

**GUNNISON COUNTY BOARD OF COUNTY COMMISSIONERS  
SPECIAL MEETING MINUTES  
December 11, 2018**

The December 11, 2018 meeting was held in the Board of County Commissioners' meeting room located at 200 E. Virginia Avenue, Gunnison, Colorado. Present were:

Phil Chamberland, Chairperson  
Jonathan Houck, Vice-Chairperson  
John Messner, Commissioner

Matthew Birnie, County Manager  
Elizabeth Mense, Deputy County Clerk  
Others Present as Listed in Text

**CALL TO ORDER:** Chairperson Chamberland called the meeting to order at 4:17 pm.

**Proclamation; International Day of the Migrant:**

Commissioner Messner read Resolution No. 2018-47, A Resolution Establishing December 18<sup>th</sup> as International Day of the Migrant in Gunnison County, Colorado. The Resolution was also read in Spanish. **Moved** by Commissioner Messner, seconded by Commissioner Houck to approve Resolution 2018-47; A Resolution Establishing December 18<sup>th</sup> as International Day of the Migrant in Gunnison County, Colorado. Motion carried.

**Possible Executive Session on Gunnison Sage-Grouse Litigation; Pursuant to C.R.S. 24-6-402(4)(b) Conference with County Attorney to receive legal advice on decision and possible next steps:**

**Moved** by Commissioner Houck, seconded by Commissioner Messner to enter an executive session Pursuant to C.R.S. 24-6-402 (4) (b), to Conference with the County Attorney and Deputy County Attorney to Receive Legal Advice on Decision and Possible Next Steps in reference to the Gunnison Sage-Grouse Litigation. In attendance would be the Commissioner Phil Chamberland, Commissioner John Messner, Commissioner Jonathan Houck, Deputy County Attorney Matthew Hoyt and County Attorney David Baumgarten. Motion carried.

**Moved** by Commissioner Houck, seconded by Commissioner Messner to amend the previous motion to include County Manager Matthew Birnie as a participant in the executive session. Motion carried.

The Board went into executive session at 4:27 pm. *Executive sessions of the Board of County Commissioners are conducted as per C.R.S. 24-6-402(4). This specific session was conducted as per C.R.S. 24-6-402(4)(b).*

**Attorney Statement Regarding Executive Session**

Pursuant to C.R.S. 24-6-402(2)(d.5)(II)(B) and C.R.S. 24-6-402(4), I attest that I am the Gunnison County Attorney, that I represent the Gunnison County Board of County Commissioners, that I attended all of the above referenced executive session, that all of the executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4)(b) and that, because in my opinion all of the discussion during the executive session constituted a privileged attorney-client communication, no record of the executive session was required to be kept and no such record was kept.

Date: \_\_\_\_\_

\_\_\_\_\_  
David Baumgarten  
Gunnison County Attorney

**Chairperson Statement Regarding Executive Session**

Pursuant to C.R.S. 24-6-402(4), I attest that I am the Chairperson of the Gunnison County Board of Commissioners, that I attended all of the above referenced executive session, and that all of that executive session was confined to the topic authorized for discussion pursuant to C.R.S. 24-6-402(4)(b).

Date: \_\_\_\_\_

\_\_\_\_\_  
Phil Chamberland, Chairperson  
Gunnison County Board of Commissioners

**Moved** by Commissioner Houck, seconded by Commissioner Messner to come out of executive session. Motion carried unanimously. The Board came out of executive session at 4:40 pm. Commissioner Houck confirmed that the discussion remained on-topic, that all parties stated to be in attendance were, in fact, in attendance and that no decisions were made.

**ADJOURN: Moved** by Commissioner Houck, seconded by Chairperson Chamberland to adjourn the special meeting. The meeting adjourned at 4:40 pm.

\_\_\_\_\_  
Phil Chamberland, Chairperson

\_\_\_\_\_  
Jonathan Houck, Vice-Chairperson

\_\_\_\_\_  
John Messner, Commissioner

Minutes Prepared By:

\_\_\_\_\_  
Elizabeth Mense, Deputy County Clerk

Attest:

\_\_\_\_\_  
Kathy Simillion, County Clerk

**GUNNISON COUNTY BOARD OF COMMISSIONERS TEXT INCLUSION INTO MINUTES**

**BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GUNNISON, COLORADO  
RESOLUTION NO. 2018-47**

**A RESOLUTION ESTABLISHING DECEMBER 18th AS INTERNATIONAL DAY OF THE MIGRANT  
IN GUNNISON COUNTY, COLORADO**

**WHEREAS**, the Board of County Commissioners of the County of Gunnison, Colorado (the "Board"), honors the dignity of all county residents and recognizes the importance of their many contributions to the social, cultural, religious and economic life and richness of our community; and

**WHEREAS**, on December 4th, 2000, the United Nations General Assembly, taking into account the large and increasing numbers of migrants in the world, proclaimed December 18th as "International Migrants Day"; and

**WHEREAS**, the Board supports the Constitution of the United States and the Bill of Rights, documents that have become beacons of hope for people all over the globe seeking a better life and peaceful future; and

**WHEREAS**, the Board is concerned that any immigration reform legislation be just, fair and comprehensive for all immigrants in our country, state and community; and

**WHEREAS**, December 18<sup>th</sup> is recognized by the United Nations and many Colorado communities, as the "International Day of the Migrant", and is a day for our country to look closely at our immigration, laws, policies and practices.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of the County of Gunnison, Colorado, that December 18<sup>th</sup>, 2018 be observed as the International Day of the Migrant in the County of Gunnison, and that the Board encourages all citizens to observe the day by encouraging fair, just, and comprehensive immigration reform to provide principled and ethical solutions to our nation's and community's immigration situation.

**INTRODUCED** by Commissioner Messner, seconded by Commissioner Houck, and passed on this 11<sup>th</sup> day of December, 2018.

BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF GUNNISON, COLORADO

Chamberland – yes; Houck – yes; Messner – yes.