



# CHEROKEE METROPOLITAN DISTRICT

6250 Palmer Park Blvd., Colorado Springs, CO 80915-2842

Telephone: (719) 597-5080 Fax: (719) 597-5145

Our mission is to exceed our customer's needs by providing safe and uninterrupted water and sewer services, high quality water supply, well-maintained parks and open spaces, and well-lit streets. We are committed in continually striving to attain the highest quality services at the lowest reasonable costs and to prepare for the anticipated needs and requirements of current and future customers through the allocation of technical, financial, operational, planning, and managerial resources necessary to ensure our service goals and expectations are met in a safe, responsible, and professional manner.

## SPECIAL MEETING OF THE BOARD OF DIRECTORS

### AGENDA

#### Board of Directors

#### Term Expires

Steve Hasbrouck, President	May 2022
Larry Keleher, Vice President	May 2020
Rene Sintas, Secretary	May 2022
Dave Mattes, Director	May 2020
Phil Garrison, Director	May 2022

**DATE:** February 24, 2020

**TIME:** 12:00 p.m.

**LOCATION:** Cherokee Metropolitan District – Board Room  
6250 Palmer Park Blvd., Colorado Springs, Colorado 80915

#### 1. Call to Order

- A. Roll Call of the Board of Directors/Declaration of a Quorum
- B. Director Qualifications and Disclosures
- C. Pledge of Allegiance

#### 2. Review and Approval of the Agenda

- A. Addendums
- B. Amendments
- C. Approval Motion

3. **Executive Session**

- A. In accordance with the Colorado Open Meetings Act, the Board, in Open Session, is to determine whether it will hold an Executive Session to discuss legal proceedings, pursuant to §24-6-402(4)(e), C.R.S., determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators. The Chair shall poll the Board members, and upon affirmative vote of two-thirds of the members present, may hold a Closed Executive Session. If a two-thirds affirmative vote for the Executive Session is not received, the item may be discussed in Open Session or withdrawn from consideration. No formal action or voting will take place in Executive Session.

4. **Discussion and Action Item**

- A. Resolution 2020-09

5. **Adjournment**

**CHEROKEE METROPOLITAN DISTRICT**  
**SPECIAL MEETING OF THE BOARD OF DIRECTORS**

February 24, 2020

MINUTES

The Special Meeting of the Board of Directors of the Cherokee Metropolitan District was held on Monday, February 24, 2020 at 12 p.m. at 6250 Palmer Park Blvd., Colorado Springs, Colorado.

BOARD OF DIRECTORS PRESENT

Steve Hasbrouck  
Larry Keleher  
Rene Sintas  
Dave Mattes

Amy Lathen  
Sara Howard  
Paul Rufien

OTHERS IN ATTENDANCE

Bob Lathen  
Roger Stolz

ITEM 1:

⇒ Call to Order

The meeting was called to order by President Steve Hasbrouck at 12 p.m. All Directors were present except for Director Garrison who was unable to be present because of work commitments.

**\*\*\*MOTION\*\*\***

**MR. KELEHER MOVED, SECONDED BY MR. MATTES, TO EXCUSE MR. GARRISON FROM THE MEETING. MR. KELEHER-YES. MRS. SINTAS-YES. MR. MATTES-YES. MR. HASBROUCK-YES. MOTION CARRIED (4-0).**

There were no Director qualifications and disclosures. All those present were asked to stand and recite the Pledge of Allegiance.

ITEM 2:

⇒ Review and Approval of the Agenda

Mr. Hasbrouck asked if there were changes or amendments that needed to be made to the Agenda. There were no requested changes.

**\*\*\*MOTION\*\*\***

**MRS. SINTAS MOVED, SECONDED BY MR. KELEHER, TO APPROVE THE AGENDA. ALL IN FAVOR. MOTION PASSED BY GENERAL CONSENT.**

ITEM 3:

⇒ Executive Session

**\*\*\*MOTION\*\*\***

**MR. MATTES MOTIONED, SECONDED BY MR. KELEHER, THAT THE BOARD GO INTO EXECUTIVE SESSION CITING §24-6-402(4)(e), C.R.S DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS, DEVELOPING STRATEGY FOR NEGOTIATIONS, AND INSTRUCTING NEGOTIATORS. ALL IN FAVOR. MOTION PASSED BY GENERAL CONSENT.**

Executive Session was entered in to at 12:05 p.m.

**\*\*\*MOTION\*\*\***

**MR. KELEHER MOVED, SECONDED BY MR. MATTES, TO COME OUT OF EXECUTIVE SESSION. ALL IN FAVOR. MOTION PASSED BY GENERAL CONSENT.**

Board Members came out of Executive Session and were present in Executive Session, pursuant to §24-6-402(4)(e), citing determining positions relative to matters that may be subject to negotiations. No votes were taken and no decisions were made.

Regular Session resumed at 1:09 p.m.

ITEM 4:

⇒ Discussion and Action Item

Mr. Rufien provided an overview of Resolution 2020-09, a Resolution of the Board of Directors providing for the specific indemnification of Amy Lathen, General Manager, regarding PB Patel and Sons Partnership v. Cederberg, Et Al., Case No. 2019 CV 32757,

El Paso County District Court. He stated even in the absence of the Resolution, it would be the Board's and CMD's responsibility to indemnify Mrs. Lathen in her entire capacity as General Manager. After answering more questions from the Board, he requested their consideration in adopting the Resolution.

**\*\*\*MOTION\*\*\***

**MR. MATTES MOVED, SECONDED BY MR. KELEHER, TO ADOPT RESOLUTION 2020-09 A RESOLUTION OF THE BOARD OF DIRECTORS PROVIDING FOR THE SPECIFIC INDEMNIFICATION OF AMY LATHEN, GENERAL MANAGER REGARDING PB PATEL AND SONS PARTNERSHIP V. CEDERBERG, ET AL, CASE NO. 2019 CV 32757, EL PASO COUNTY DISTRICT COURT. MR. KELEHER-YES. MRS. SINTAS-YES. MR. MATTES-YES. MR. HASBROUCK-YES. MOTION PASSED (4-0).**

Mrs. Lathen appreciated the Board's input and support of the Resolution. Mr. Rufien answered a few questions from Roger Stolz regarding the above-mentioned lawsuit.

ITEM 5:

⇒ Adjournment

There being no further business to come before the Board at this time, the meeting adjourned at 1:40 p.m.


  
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Rene Sintas, Secretary

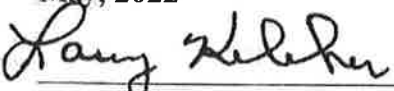
Board Members

Term Expires

Steve Hasbrouck, President  
Larry Keleher, Vice President  
Rene Sintas, Secretary  
Dave Mattes, Director  
Phil Garrison, Director

May, 2022  
May, 2020  
May, 2022  
May, 2020  
May, 2022

  
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Steve Hasbrouck, President

  
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Larry Keleher, Vice President

  
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Dave Mattes, Director

  
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Phil Garrison, Director

  
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Sara Howard, Transcriber