



COMMISSIONERS:
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EL PASO BOARD OF COUNTY COMMISSIONERS

AGENDA ITEM SUMMARY

Date: Tuesday, March 26, 2019 Item No. 13.b.

To: Board of County Commissioners

From: Peter Lichtman, Senior Assistant County Attorney/Diana May, First Assistant County Attorney

Agenda Wording: Pursuant to C.R.S. § 24-6-402(4)(b) and (e), **the County Attorney's Office is requesting an Executive Session with the Board of County Commissioners, regarding the following litigation matters: Villanueva v. El Paso County, et al., Case No. 1:19-cv-00295-PAB-KMT; Smith v. Elder, Case No. 1:18-cv-01976-KMT; and, Duda, et al. v. Elder, et al., Case No. 1:18-cv-02890-RBJ;** to include: 1) Conference with the County Attorney's Office for the purpose of receiving legal advice on specific legal questions related to these litigation matters, including, but not limited to, assessing the discretion of the County Attorney's Office to manage certain discovery obligations and litigation strategies; and 2) Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with regard to issues related to these litigation matters.

SUMMARY (including information on budgeted matters)

Pursuant to C.R.S. § 24-6-402(4)(b) and (e), the County Attorney's Office is requesting an Executive Session with the Board of County Commissioners, regarding the following litigation matters: Villanueva v. El Paso County, et al., Case No. 1:19-cv-00295-PAB-KMT; Smith v. Elder, Case No. 1:18-cv-01976-KMT; and, Duda, et al. v. Elder, et al., Case No. 1:18-cv-02890-RBJ; to include: 1) Conference with the County Attorney's Office for the purpose of receiving legal advice on specific legal questions related to these litigation matters, including, but not limited to, assessing the discretion of the County Attorney's Office to manage certain discovery obligations and litigation strategies; and 2) Determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators with regard to issues related to these litigation matters.

BACKGROUND (including information on budgeted matters)

n/a

ESTIMATED TIME FOR PRESENTATION

45 minutes.

STRATEGIC PLAN GOALS

- GOAL ONE – Maintain and promote a financially sustainable County Government that is transparent and effective
- GOAL TWO – Continue to enhance the understanding of civic services and promote participation, engagement and confidence in County Government
- GOAL THREE – Maintain and improve the County transportation system, facilities, infrastructure and technology.
- GOAL FOUR – Consistently support regional economic strength.
- GOAL FIVE – Strive to ensure a safe, secure, resilient, and healthy community.

FINANCIAL IMPLICATIONS

Business Year:	2019	Subject to TABOR? NO
Fund:		
Funding Amount:	\$0.00	
Increase to original adopted Budget	\$0.00	
Net Cost to County:	\$0.00	
Total Project Cost:	\$0.00	
Vendor Information		

ATTACHMENTS