

**Minutes of the Mesa County Board of Public Health Special Meeting
Held March 6, 2023
Health and Human Services Building, Room 2048, 510 29 ½ Road, Grand Junction, CO 81504**

Board Members Present: Will Hays, MSSW (CGO), Errol Snider, MHRM (VGO), Derek Wagner, Debra Monaghan, MD, MSPH, and Jeff Kuhr

Board Members Remote: Gretchen Gore, MNM

	Agenda Item	Discussion	Action Taken	Follow-up Items and Next Steps
Business Agenda				
1	Call meeting to order		Mr. Hays called the meeting to order.	
2	<p>Executive Session</p> <p><i>Executive Session authorized C.R.S. 24-6-402(4)(b) for conference with an attorney for the Mesa County Board of Public Health for the purpose of receiving legal advice regarding issues involving legal representation of the Mesa County Board of Public Health and processes for conducting investigations and matters related thereto.</i></p>	Mr. Hays requested that the Board enter into an executive session to discuss the audit.	<p>It was moved by Mr. Snider and seconded by Ms. Monaghan at 11:08 am to go into Executive Session as authorized by C.R.S. 24-6-402(4)(b). Motion carried unanimously.</p> <p>It was moved by Mr. Wagner and seconded by Mr. Snider. to return to regular session at 1:05 pm. Motion carried.</p>	
3	<p>Regular Session</p> <p>Action regarding representation of Mesa County Board of Public Health</p>	Mr. Scanga read the Resolution for the Board of Public Health.	It was moved by Mr. Wagner and seconded by Ms. Monaghan to accept the Resolution as read. Motion carried.	

4	Review and adopt minutes of the current meeting.		It was moved by Mr. Wagner. and seconded by Mr. Snider. to adopt the meeting minutes. Motion carried.	
5	Adjourn		Meeting Adjourned	

RESOLUTION

(Consent for the County Attorney to Represent Mesa County With Respect to Certain Audit and Intergovernmental Agreement Matters Involving the Mesa County Board of Public Health)

WHEREAS, the Mesa County Board of Public Health (BOPH) is generally represented by the Mesa County Attorney as its legal advisor under the provisions of Section 25-1-504 of the Colorado Revised Statutes; and

WHEREAS, as a result of an audit (Audit) conducted by Hammer Consulting and Forensics at the request of the Mesa County Attorney and requests for renegotiation of an intergovernmental agreement (IGA) between the BOPH and Mesa County, the Mesa County Attorney as has been placed in a conflict situation regarding the Mesa County Attorney's duties in representing the Mesa County Board of County Commissioners (BoCC) and the BOPH; and

WHEREAS, as a result of the Mesa County Attorney advising the BOPH on December 2, 2022, that the Mesa County Attorney cannot represent Jeff Kuhr, Diana Williams or Pat Steinkirchner due to a conflict of interest, the BOPH engaged special counsel to represent the BOH regarding the Audit and negotiating a new IGA with Mesa County; and

WHEREAS, the Mesa County Attorney has requested that the BOPH consent to the Mesa County Attorney representing the BoCC with regard to the Audit and the IGA.

NOW THEREFORE, RESOLVED, that the BOPH consents to the Mesa County Attorney and his office representing the BoCC with regard to the Audit and negotiations involving an IGA between Mesa County Board of Public Health and Mesa County.

I hereby certify that the information contained in the above resolution is accurate and was adopted by the Mesa County Board of Public Health on March 6, 2023.



Secretary, Mesa County Board of Public Health