

**MINUTES**  
**CML Executive Board Special Meeting**  
**July 23, 2019, 8:30 AM, via teleconference**

**Board members present:** President Liz Hensley, Mayor Pro Tem, Alamosa; Vice President Bob Widner, City Attorney, Centennial; Secretary/Treasurer Kathi Meyer, Council President Pro Tem, Steamboat Springs; Kendra Black, Council Member, Denver; Cathie Brunnick, Mayor Pro Tem, Lone Tree; Barbara Bynum, Mayor Pro Tem, Montrose; Greg Caton, City Manager, Grand Junction; A.J. Euckert, City Manager, Dacono; Dale Hall, Council Member, Greeley; Kathy Hodgson, City Manager, Lakewood; John Kettling, Trustee, Deer Trail; Carlos López, Council Member, Trinidad; Ashley McMurray, Mayor Pro Tem, Hayden; Christian Morgan, Town Manager, Kersey; Russell Stewart, Mayor, Cherry Hills Village.

**Board members absent:** Past President Wade Troxell, Mayor, Fort Collins; Larry Atencio, Council Member, Pueblo; Frank Lancaster, Town Administrator, Estes Park; Kristie Melendez, Mayor, Windsor; Robert Roth, Mayor Pro Tem, Aurora; Jessica Sandgren, Council Member, Thornton.

**CML Staff members present:** Kevin Bommer, Executive Director; David Broadwell, General Counsel; Dianne Backhus, Executive Assistant; Laurel Witt, Staff Attorney; Allison Wright, Finance & Administration Manager.

The meeting was called to order by President Hensley at 8:35 AM. Attendance was taken and a quorum was established.

Kevin Bommer explained the procedure to be followed for a meeting via teleconference, and then turned the meeting over to David Broadwell, General Counsel.

David explained the necessity for a special meeting, as both *Amicus Curiae* on the agenda require a response from the Board prior to the next scheduled Executive Board meeting in September.

The first issue discussed was *Rocky Mountain Gun Owners v. Polis*. David cautioned that an Executive Board decision is not toward more or less gun control, but rather about how courts should look at firearm laws when they are challenged by individuals and groups. There was discussion on the strength of the federal and state precedents for citizens' personal right to keep and bear arms, and the impact of HB1223 (high-capacity magazine ban) on those rights. CML's objective is to ensure that its municipalities are able to defend their local standards. President Hensley requested a vote to approve CML participation in the *Amicus Curiae*, and Kevin Bommer took a roll call vote. Approval was given with fourteen yes votes and Dale Hall and Christian Morgan dissenting.

David then explained the second *Amicus* request in the case of *Decker v. Town of Monument* concerning application of eminent domain in an area with covenant restrictions in place. The question was whether a municipality must compensate all property owners in a subdivision or HOA when the municipality condemns a lot via eminent domain for municipal use. Preserving the precedent from a 1956 Colorado Supreme Court case would ensure that municipalities would continue to be able to use this process for road projects, easements, utilities, etc. After Board discussion, President Hensley requested a vote to approve CML participation in the *Amicus Curiae*, and all voters present voted yes.

Upcoming meeting dates were noted for all members: September 20, October 18, (no meeting in November due to NLC), and December 13. Tentative 2020 dates are January 24, February 21 and April 10.

A MOTION FOR ADJOURNMENT was made by Carlos Lopez and seconded by Barbara Bynum. The motion passed, and the meeting was adjourned at 9:25 AM.

Respectfully submitted,

Kathi Meyer  
Secretary/Treasurer