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0:46:30:

Mayor: Mr. Matthews.

Mr. Matthews: My name is Ken Matthews. Uh, today the NRCDC filed lawsuit against the City of Salida, the Council of Salida. As part of that lawsuit, they filed a motion for temporary restraining order, and that went before Judge Patrick Murphy late this afternoon. He entered an order which I've been asked to serve on the City of Salida. Um, that order says, the Court temporarily restrains the City Council from removing the NRCDC Board from their positions on the board. The Court order is for effective 14 days from today and will expire at 5:10 pm on Tuesday, December the 20th, unless good sh.. cause is shown to extend pursuant to CRCP Rule 55.2. The matter was set for hearing on the Request for Preliminary Injunction in 14 days. We're very reluctant to restrain the action of another branch of government, but this is a temporary, short term order, and not an indication of the ultimate rights in the controversy. Mr. Scott, attorney for NRCDC, has asked me to serve this

Mayor: Next will be

[Audience applauds.]

Mayor: Mr. Cordova

Mr. Cordova: Uh, just a moment. Pete Cordova. I have property in Salida, including property at 1604 H Street. I've been a resident of Salida since .. about 41 years. Specifically, what I want to do .. I was alerted this morning that I was quoted in a memorandum .. prepared by Mr. .. Kahn, and I read the read the memorandum and it.. and I'll quote the following language. It's very upsetting because of what it says. I'm concerned about it and, the quote is "The city attorney has had the benefit of conferral efforts with Lowry's, who is a godfather of sorts for the local bar, and not incidentally is on the board of the High Country Bank, counsel for the Lowrys, echos the city attorney's concerns for the NRCDC's secured lender finance mechanism. I have spoken to Mr. .. First of all, I speak on my behalf. I don't speak on behalf of Lowrys, and I don't speak on behalf of High Country Bank. I'm here to speak for myself. Mr. Kahn's statement could not be further from the truth. I .. I do not support his theory, but uh .. and I do not support what he is advising this council to do. Uh, I um, I spoke to Mr. Kahn on three occasions. One was right here in these chambers when I spoke to this council, and I told Mr. Kahn that I appreciated the effort he was going to seek competent TABOR counsel to give the board direction on how we should proceed. The next time I talked to Mr. Kahn, he stopped me next to his property on Buck Run, and told me that I should alert my client, Lowry, to make an offer on the Vandaveer property because it was going to be sold at below market value, or words to that effect.

[Audience "aahhs"]

Mayor: Please, let him talk.

Mr. Cordova: Lastly, he called me, very upset. He found out that High Country Bank had secured the counsel of Brownstein, Hyatt, Farber and Schreck.

So, I wanted to make that clear that that statement is not true. I find it slanderous, or, excuse me, libelous. To be referred to as someone being in the mafia is highly offensive. And I take offense to it. I think you should reprimand your counsel for making statements such as that. Finally, I want to say that I am disappointed in both Mr. Brown, Mr. Bowers, and Mr. LeVechi. I supported .. Mike is a friend. And Hal has come to me seeking advice on who to hire as city attorney. And I supported Mr. LeVicchi. But I'll tell you that when you are faced with the overwhelming evidence that the position of the city attorney is erroneous, you failed to follow through and do the correct thing, which is to follow competent legal counsel.

[Applause]

0:51:36 Executive session

4:19:20

Mayor: We'll reconvene.

Ms. Rogers: Mr. Mayor?

Mayor: Yes, Ms. Rogers:

Ms. Rogers: I'd like to make a motion to table resolution 2016-93 and resolution 2016-94 until the 20th, two weeks from tonight.

Mr. Granzella: Second

Mayor: The motion is seconded. Any discussion? Mr. Samora

Motion passes 5:1, Hallett dissents.

4:20:06