



**SPECIAL JOINT MEETING
ATTORNEY REPORT
February 7, 2019**

TO: CRWCD BOARD OF DIRECTORS
FROM: PETER C. FLEMING, GENERAL COUNSEL *PCF*
RE: GENERAL COUNSEL ITEMS FOR FEBRUARY 7, 2019 SPECIAL JOINT MEETING

We recommend that the River District adopt a motion authorizing staff and counsel to retain Dee Wisor of Butler Snow LLP (and other attorneys from that firm) to advise the River District on matters related to the Gallagher Amendment, Taxpayers Bill of Rights, and potential River District ballot measures. Strategic Initiative 12.

Peter has discussed the River District's budget implications of the Gallagher Amendment and TABOR with Dee Wisor of the firm Butler Snow LLP. Mr. Wisor has decades of experience in public finance law and compliance, including work for Colorado Mountain College on its successful ballot measure last November. We believe it would be helpful to enlist Mr. Wisor's expertise as the River District considers its budget forecasts and possible future ballot measures to address potential revenue matters.

Mr. Wisor has proposed two possible fee options – a fixed fee of \$5,500 for work on a potential ballot question and related River District resolution, TABOR notice, and other associated matters such as assisting with the interactions with the county clerks on any ballot question, or an hourly basis at a discounted rate (for public entities) of \$545 per hour for Mr. Wisor, and rates of \$450 and \$190 per hour for other personnel from the firm that he expects would assist him. We will discuss the scope of the anticipated work further with Mr. Wisor. However, assuming the River District agrees to retain Mr. Wisor, we currently recommend the fixed fee.

Recommended Action: We recommend that the River District adopt a motion authorizing staff and counsel to retain Dee Wisor of Butler Snow LLP (and other attorneys from his law firm) to advise the River District on matters related to the Gallagher Amendment, Taxpayers Bill of Rights, and potential River District ballot measures. Strategic Initiative 12.