

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS  
SPECIAL/EXECUTIVE MEETING HELD ON  
THURSDAY, OCTOBER 22, 2020**

A special meeting of the Cochise County Board of Supervisors was held on Thursday, October 22, 2020 at 2:00 p.m. in the Board of Supervisors' Executive Conference Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Thomas E. Borer, Chairman; Ann English, Vice-Chairman; Peggy Judd, Supervisor

Staff Present: Richard G. Karwaczka, County Administrator  
Sharon Gilman, Associate County Administrator  
Christine Roberts, Chief Civil Deputy County Attorney  
Britt Hanson, Of Counsel, County Attorney  
Kim Lemons, Clerk of the Board

Attendees: Jim Jellison, Counsel  
Elda Orduno, HR Director

Chairman Borer called the meeting to order at 2:01 p.m.

**ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION**

**PLEDGE OF ALLEGIANCE**

**THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING**

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***ACTION***

**Board of Supervisors**

1. Discussion and possible direction on litigation options regarding Welch v. Cochise County Board of Supervisors.

*Pursuant to A.R.S. § 38-431.03(A)(3) and (4), the Board may go into executive session for legal advice with the attorney of the public body and to consider its position and instruct its attorneys regarding the public body's position in pending litigation.*

Mr. Hanson asked the Clerk of the Board to note that no members of the public were present in the meeting.

Ms. Gilman stated Ms. Langer, Administrative Assistant for the Board of Supervisors was present.

Supervisor Judd joined the meeting at 2:04 p.m.

Mr. Hanson recommended the Board convene in executive session in order to discuss pending litigation and pending strategy. He asked for clarification on Ms. Langer's presence at the meeting.

Ms. Gilman stated that Ms. Langer was there as a safety net to monitor the recording technology on the public side of the Microsoft Teams meeting to ensure the public cannot hear the executive session discussion.

Vice-Chairman English made a motion to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) and (4). Chairman Borer seconded the motion.

Chairman Borer called for the vote and it was approved 3-0.

The Board went into executive session at 2:06 p.m.

The Board came out of executive session at 2:46 p.m.

Vice-Chairman English made a motion to direct the County Attorney's Office and Mr. Jellison to proceed as discussed in executive session. Supervisor Judd seconded the motion.

Chairman Borer called for the vote and it was approved 3-0.

Chairman Borer adjourned the meeting at 2:47 p.m.

APPROVED:

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Thomas E. Borer, Chairman

ATTEST:

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Kim Lemons, Clerk of the Board