

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
SPECIAL/EXECUTIVE MEETING HELD ON
TUESDAY, MARCH 8, 2022**

A special meeting of the Cochise County Board of Supervisors was held on Tuesday, March 8, 2022 at 9:00 a.m. in the Board of Supervisors' Executive Conference Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Peggy Judd, Vice-Chairman, telephonic; Tom Crosby, Supervisor

Staff Present: Richard G. Karwaczka, County Administrator
Sharon Gilman, Deputy County Administrator
Christine Roberts, Chief Civil Deputy County Attorney
Paul Correa, Civil Deputy County Attorney
Jim Jellison, Legal Counsel
Tim Mattix, Interim Clerk of the Board

Chairman English called the meeting to order at 9:00 a.m.

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

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

ACTION

Board of Supervisors

1. Discussion and possible direction regarding the ongoing litigation and options regarding *Welch v. County Board of Supervisors*, CV201900060.

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 attorneys regarding the public body's position in pending litigation.

Ms. Roberts recommended that the Board move into Executive Session.

Supervisor Crosby made a motion to go into Executive Session for discussion and possible direction regarding the ongoing litigation and options regarding *Welch v. County Board of Supervisors*, CV201900060. Vice-Chairman Judd seconded the motion.

Supervisor Crosby asked at what meeting the Board publicly approved expenditure of funds to engage Mr. Jellison. Ms. Roberts stated that it has been approved since 2019 and is not a topic for today.

Supervisor Crosby cited A.R.S. § 38-431.07 and stated that he objects pursuant to state statute. Ms. Roberts stated that the statute is not relevant.

Chairman English called for the vote, and it was approved 2-1 (Crosby opposed).

The Board moved into Executive Session at 9:06 a.m.

The Board came out of Executive Session at 9:52 a.m. Chairman English and Vice-Chairman Judd (telephonic) were present. Supervisor Crosby was absent.

Vice-Chairman Judd made a motion to direct legal counsel to go forward with the strategy as discussed in Executive Session. Chairman English seconded the motion. Chairman English called for the vote, and it was approved 2-0.

Chairman English adjourned the meeting at 9:52 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Tim Mattix, Interim Clerk of the Board