

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
SPECIAL MEETING HELD ON
TUESDAY, NOVEMBER 1, 2022**

A special meeting of the Cochise County Board of Supervisors was held on Tuesday, November 1, 2022 at 10:00 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
Brian McIntyre, County Attorney
Christine Roberts, Chief Civil Deputy County Attorney
Tim Mattix, Clerk of the Board

Chairman English called the meeting to order at 10:00 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. Approve demands and budget amendments for operating transfers.

Supervisor Crosby made a motion to approve demands and budget amendments for operating transfers. Vice-Chairman Judd seconded the motion.

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

2. [Item tabled from the October 26, 2022 Emergency Board of Supervisors Meeting]
Direction and action regarding retaining outside legal representation.

Vice-Chairman Judd made a motion to remove the item from the table. Chairman English seconded the motion.

Supervisor Crosby stated that he expects his attorney to tell him if he needs an attorney and if the attorney has a conflict.

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

Chairman English called for a motion. Vice-Chairman Judd stated that she would not want to discuss this until there is a need for an attorney; on October 26, 2022, it was mentioned that the Board would not need an attorney until a lawsuit was filed. Supervisor Crosby noted that there was no motion.

Mr. McIntyre stated that, in answer to Vice-Chairman Judd, he received notice late yesterday afternoon by Presiding Judge Timothy Dickerson that a lawsuit was filed naming the Supervisors, County Recorder David Stevens, and Elections Director Lisa Marra, all in their official capacities. The Board has not yet been officially served; however, due to the time of year and it being an election matter, it will be a high priority, and he anticipates it will be set for a hearing soon. As is typical when the Board of Supervisors is sued, Judge Dickerson assigned the matter to an out-of-County Judge, Judge Kellie Johnson, from Pima County. In response to the Board, Mr. McIntyre clarified that the Board has not yet been served.

Supervisor Crosby stated that there is no motion. Mr. McIntyre stated that he attempted to respond to Supervisor Judd. Supervisor Crosby stated that the Board usually has a motion prior to discussion and there is no motion.

No motion was made.

Chairman English adjourned the meeting at 10:07 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Tim Mattix, Clerk of the Board