

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
SPECIAL/EXECUTIVE MEETING HELD ON
TUESDAY, MAY 30, 2023**

A special meeting of the Cochise County Board of Supervisors was held on Tuesday, May 30, 2023 at 11:00 a.m. in the Board of Supervisors' Executive Conference Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

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

Staff Present: Richard G. Karwaczka, County Administrator
Sharon Gilman, Deputy County Administrator
Tim Mattix, Clerk of the Board

Attendees: Timothy La Sota, Outside Legal Counsel, telephonic

Chairman Judd called the meeting to order at 11:00 a.m.

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

ACTION

Board of Supervisors

1. Discussion and possible direction to outside legal counsel, Mr. Timothy La Sota from Timothy A La Sota PLC, regarding litigation, options and possible settlement in the matter of The State of Arizona, ex rel. Kristin K. Mayes, Attorney General, v. Cochise County, et al., CV20231630 (formerly CV202300106).

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 or in settlement discussions conducted in order to avoid or resolve litigation.

In response to the Board, Mr. La Sota confirmed his recommendation that the Board move into Executive Session.

Supervisor English made a motion to move into Executive Session pursuant to A.R.S. § 38-431.03 (B). Vice-Chairman Crosby seconded the motion. Chairman Judd and Vice-Chairman Crosby voted in favor of the motion.

Supervisor English requested to revisit her motion; the statute she cited was for minutes and discussions to remain confidential; the statute she should have cited was A.R.S. § 38-431.03 (A)(3) and (4). She changed her motion to make sure those statutes were covered. Vice-Chairman Crosby seconded the motion as amended. Chairman Judd called for the vote and it was approved 3-0.

The Board moved into Executive Session at 11:03 a.m.

The Board came out of Executive Session at 11:32 a.m. Chairman Judd and Supervisor English were present. Vice-Chairman Crosby was absent.

No motion was made and no discussion took place. Chairman Judd announced the next Board meeting, on Tuesday, June 6, 2023 at 10:00 a.m. for a Regular Board of Supervisors Meeting.

Chairman Judd adjourned the meeting at 11:33 a.m.

APPROVED:

Peggy Judd, Chairman

ATTEST:

Tim Mattix, Clerk of the Board