

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS  
SPECIAL/EXECUTIVE MEETING HELD ON  
Tuesday, March 27, 2018**

A special meeting of the Cochise County Board of Supervisors was held on Tuesday, March 27, 2018 at 2:30 p.m. in the Board of Supervisors' Executive Conference Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Patrick G. Call, Vice-Chairman; Peggy Judd, Member

Staff Present: Edward T. Gilligan, County Administrator  
Brian McIntyre, County Attorney  
Christine J. Roberts, Civil Deputy County Attorney  
Arlethe G. Rios, Clerk of the Board

Attendees: Daniel P. Mensher, Keller Rohrback Law Offices  
Ron Kilgard, Keller Rohrback Law Offices  
Shar Porier, Sierra Vista Herald

Chairman English called the meeting to order at 2:58 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**

*This executive session is authorized under A.R.S. § 38-431.03, Subsection (A), paragraph (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.*

1. Discussion and possible direction regarding joining the Opioid Multi District Litigation ("MDL") (In re: National Prescription Opiate Litigation, Case no. 1:17-MD-2804), and retaining outside counsel to represent the County in the litigation.

Ms. Roberts gave the background of the issue.

Mr. Mensher went over the details of the national lawsuit and the implications on Cochise County and clarified that having Cochise County join would assist with recovering costs spent on fighting the opioid epidemic.

Vice-Chairman asked if there would be any cost to the County.

Mr. McIntyre said that there would be no cost to the County. He explained that if there was a positive outcome the County would benefit and recover some of the costs it has already expended on dependency cases; indigent defense attorneys; criminal costs; and jail costs.

Vice-Chairman Call asked for Mr. McIntyre's recommendation.

Mr. McIntyre said that by agreeing to join this lawsuit the Board would be sending a message that Cochise County cares about this epidemic. He added that Sheriff Dannels and Health Director Langley are both in support.

Vice-Chairman Call moved to allow the county attorney to join the opioid multi district litigation and retain outside counsel to represent the County in litigation. Supervisor Judd seconded the motion.

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

Chairman English adjourned the meeting at 3:32 p.m.

APPROVED:

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Ann English, Chairman

ATTEST:

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Arlethe G. Rios, Clerk of the Board