

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**SPECIAL SESSION
May 4, 2006**

The Board of Supervisors of Maricopa County, Arizona convened at 3:00 p.m., May 4, 2006, in the Tom Sullivan Conference Room, 301 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman, District 2; Fulton Brock, Vice Chairman, District 1; Andy Kunasek, District 3 and Mary Rose Wilcox, District 5. Absent: Max W. Wilson, District 4. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Manager; and Bruce White, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-no-absent-abstain.

EXECUTIVE SESSION CALLED

Pursuant to A.R.S. §38-431.03, et al., motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to recess and reconvene in executive session for the purpose of obtaining legal advice from the Board's attorney in reviewing matters listed below pursuant to the listed statutory references. All members remained in session when the meeting reconvened. Arizona State Representative Andrew Biggs attended via phone.

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – ARS §38-431.03(A)(3) and (A)(4)

E-1. Litigation concerning a Special Action, Declaratory and Injunctive Relief regarding County Island Fire Districts. CV2006-004754

Chris Keller, Chief Counsel, Civil Division
Kevin Costello, Deputy County Attorney
Bruce White, Deputy County Attorney
Gary Lassen, Outside Counsel

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – ARS §38-431.03(A)(3) and (A)(4)

E-2. Legal Advice regarding statutory obligations regarding fire and emergency service coverage in Maricopa County.

Chris Keller, Chief Counsel, Civil Division
Kevin Costello, Deputy County Attorney
Bruce White, Deputy County Attorney
Gary Lassen, Outside Counsel

RECESS TO OPEN SESSION

Chairman Stapley recessed the meeting to open session for action as determined in Executive Session:

DIRECT ATTORNEYS TO TAKE ACTION AS DETERMINED IN EXECUTIVE SESSION

Motion was made by Supervisor Brock, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to authorize an appeal from the ruling that Judge Colin Campbell made on May 3, 2006, and to take all necessary steps in connection with that appeal. (ADM4450)

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MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

ATTEST:

Don Stapley, Chairman of the Board

Fran McCarroll, Clerk of the Board