

**RIM COUNTRY EDUCATIONAL ALLIANCE
BOARD MEETING
MINUTES OF SPECIAL MEETING**

FEBRUARY 20, 2020, 2 P.M.

1. CALL TO ORDER

Chairman Jon Cline called the Regular Meeting to order at 308 E. Aero Drive, Payson, Arizona

2. ROLL CALL

PRESENT for Roll Call: Jon Cline (via telephone conference bridge call), Larry Sugarman (via telephone conference bridge call), Richard Richey, Ted Pettet and Jennifer Smith.

OTHERS PRESENT: Gary Cordell, Hector Figueroa, Kenny Evans, Sanja S. Long, Heather L. Stage, Stan Garner and Eric Spencer (via telephone conference bridge call)

3. AGENDA ITEMS FOR DISCUSSION:

1. Consideration, discussion and possible action:

Motion to proceed (or not) based on advice of legal counsel in executive session.

EXECUTIVE SESSION:

Motion by Rich Richey, second by Ted Pettet, to enter into Executive Session pursuant to A.R.S. § 38-431(A)(3) for discussion or consultation with the attorney or attorneys of the public body, and/or pursuant to A.R.S. § 38-431(A)(4) for discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. Any discussion, materials and information discussed at any Executive Session and the minutes thereof shall be kept confidential as provided by A.R.S. § 38-431(B)(1-4). Motion carried unanimously.

Ayes: Jon Cline, Larry Sugarman, Rich Richey, Ted Pettet, Jennifer Smith

Nays: none

Abstentions: none

Motion by Rich Richey, second by Larry Sugarman to close Executive Session and reconvene regular session. Motion carried unanimously.

Ayes: Jon Cline, Larry Sugarman, Rich Richey, Ted Pettet, Jennifer Smith
Nays: none
Abstentions: none

Motion by Rich Richey, second by Ted Pettet, to authorize the law firm of Snell & Wilmer to draft and file a complaint seeking declaratory and injunctive relief on behalf of RCEA and the RCEA directors (Larry Sugarman, Rich Richey and Jennifer Smith) unlawfully removed by the Town of Payson Council representatives: Tom Morrissey, Janell Sterner, Jim Ferris, and Susan Tubbs-Avakian. In addition, concurrently issue a legal hold letter to the Town of Payson including its elected officials to preserve evidence related to the potential cases. In the event that the Town of Payson takes any egregious actions, Snell & Wilmer is authorized to proceed with a Temporary Restraining Order. Motion carried unanimously.

Ayes: Jon Cline, Larry Sugarman, Rich Richey, Ted Pettet, Jennifer Smith
Nays: none
Abstentions: none

ADJOURNMENT:

Motion by Jennifer Smith, second by Ted Pettet, to adjourn the special meeting. Motion carried unanimously.

Ayes: Jon Cline, Larry Sugarman, Rich Richey, Ted Pettet, Jennifer Smith
Nays: none
Abstentions: none



Meeting adjourned.

Respectfully submitted,

Rich Richey, Secretary/Treasurer

Posted:
2/25/20 Date
10:50A Time
RR Initial

DRAFT