

OFFICIAL PROCEEDINGS OF THE APACHE COUNTY  
BOARD OF SUPERVISORS MEETING

October 31, 2024

St. Johns, Arizona

Present were, Vice Chairman Alton Shepherd, Supervisor Nelson Davis and Clerk of the Board/County Manager Ryan N. Patterson. Chairman Joe Shirey, Jr., and Emily Craiger, outside legal Counsel, with Burgess Law Group participated via zoom.

Chairman Shirley called to order the Board of Supervisors meeting at 10:00 a.m. in the Board of Supervisors' chambers, County Annex Building, 75 West Cleveland Street, St. Johns, Arizona, and welcomed all in attendance.

Mr. Patterson presented the item for consideration of action to recess to executive session pursuant to A.R.S. §38-431.03(A)(1) personnel matters, A.R.S. §38-431.03(A)(3) legal advice regarding Michael Whiting, Apache County Attorney, the office of Apache County Attorney, Board of Supervisors Authority and Responsibilities concerning the Office of County Attorney. **Mr. Davis moved to go into executive session for an update on personnel matters involving the Apache County Attorney's Office, seconded by Mr. Shepherd.** Vote was unanimous.

The Board adjourned to executive session.

The Board reconvened and **Mr. Shepherd moved to come out of executive session, seconded by Mr. Davis.** Vote was unanimous.

Mr. Patterson presented the item for consideration of action related to County Attorney Michael Whiting due to interim suspension from practice of law and failure to discharge the duties of County Attorney. Mr. Patterson stated that the consideration of action is related to A.R.S. §11-531 and A.R.S. §38-291. **Mr. Davis made the motion that the Apache County Board of Supervisors declare a vacancy in the office of Apache County Attorney pursuant to A.R.S. §38-291.7 and to direct the county manager to cease payment of the county attorney's salary pursuant to A.R.S. §11-531, effective November 1, 2024. Mr. Shepherd seconded the motion.** Vote was unanimous.

Chairman Shirley opened the floor for public comment. There was no one wanting to address the board.

**Mr. Davis moved to adjourn the meeting, seconded by Mr. Shepherd.** Vote was unanimous.

Approved this 3<sup>rd</sup> day of December, 2024.

/s/ Joe Shirley, Jr.  
Chairman of the Board

/s/ Ryan N. Patterson  
Clerk of the Board