



PINAL COUNTY

WIDE OPEN OPPORTUNITY

**PINAL COUNTY BOARD OF SUPERVISORS
SPECIAL SESSION
MINUTES
Friday, June 19, 2020
9:31 AM**

BOARD OF SUPERVISORS

Chairman Anthony Smith
Supervisor, District 4

Vice-Chairman Pete Rios
Supervisor, District 1

Mike Goodman
Supervisor, District 2

Stephen Q Miller
Supervisor, District 3

Todd House
Supervisor, District 5

PINAL COUNTY ADMINISTRATIVE COMPLEX
BOARD OF SUPERVISORS HEARING ROOM
135 N. PINAL STREET
FLORENCE, AZ 85132

All Presentations are attached to the Agenda at:

<https://pinal.novusagenda.com/AgendaPublic/MeetingView.aspx?MeetingID=1342&MinutesMeetingID=532&doctype=Agenda>

and a Video Recording of the meeting can be viewed at:

<https://pinalcountyaz.swagit.com/play/06192020-532>

The Pinal County Board of Supervisors convened at 9:31 a.m. this date. The meeting was called to order by Chairman Smith with the announcement the American Sign Language (ASL) interpreters are in attendance and will be captured during the live stream. Chairman Smith announced Supervisor Goodman and Supervisor Miller are appearing telephonically.

Members Present: Chairman Anthony Smith; Vice-Chairman Pete Rios; Supervisor Todd House

Members Appearing Telephonically: Supervisor Mike Goodman; Supervisor Stephen Q. Miller

Staff Present: County Manager, Louis Andersen; Deputy County Manager, Leo Lew; Chief Civil Deputy County Attorney, Chris Keller; Clerk of the Board, Natasha Kennedy and Deputy Clerk of the Board, Kelsey Pickard

Point of Personal Privilege

Vice-Chairman Rios spoke regarding Juneteenth which is a holiday to celebrate the end of slavery.

- (2) Executive Session pursuant to A.R.S. 38-431.03 (A)(3) for legal advice regarding Pinal County's ability and options for slowing and controlling the spread of COVID-19 in Pinal County, including mandating the wearing of face coverings in public. (Chris Keller/Louis Andersen)

9:33 a.m. – Chairman Smith announced the Board will convene into Executive Session for legal advice regarding the Item #2 and asked for a motion.

Item Action: Convened into Executive Session

Motion Made By: Supervisor House

Seconded By: Supervisor Rios

To convene into Executive Session for Item #2.

Motion Passed

Ayes: Goodman, House, Miller, Rios, Smith (5)

10:42 a.m. – Chairman Smith announced the Board is returning from Executive Session following legal advice regarding Item #2. Chairman Smith announced the American Sign Language (ASL) interpreters are in attendance, Supervisor Goodman and Supervisor Miller are appearing telephonically, and present on the dais is Chairman Smith, Vice-Chairman Rios, and Supervisor House.

For The Record

Natasha Kennedy, Clerk of the Board, announced during the live stream of the video this morning there were technical difficulties however, the Board did not take any action nor have any discussion, the Board went directly to Item #2 on the Agenda which is the Executive Session, and the Board is now back on the dais to complete the remaining Agenda Items. Further, the live feed link that will be provided post adjournment will include the entire video.

Item Action: Adjourned Executive Session

Motion Made By: Supervisor House

Seconded By: Supervisor Rios

To adjourn Executive Session for Item #2.

Motion Passed

Ayes: Goodman, House, Miller, Rios, Smith (5)

10:44 a.m. – Chairman Smith reconvened the Board of Supervisors Meeting.

- (1) Discussion of recent trends of COVID-19 cases in Pinal County and throughout the state and possible options for slowing and controlling the spread in Pinal County, including but not limited to mandating wearing of face coverings in public. (Chris Keller/Louis Andersen)

Kore Redden, Public Health Services District Bio-Defense Preparedness and Response Administrator, appeared before the Board and presented.

Vice-Chairman Rios requested the total number of beds that could be transformed to meet the needs of an intensive care unit (ICU) patient.

Kore Redden further presented.

County Manager, Louis Andersen, spoke regarding the ICU beds within Pinal County that are currently available and in use, and advised he will begin reporting these numbers to the Board.

Kore Redden further presented.

Shauna McIssac M.D., Public Health Director, appeared before the Board and presented.

Kore Redden further presented.

Chairman Smith advised the Clerk of the Board will be summarizing the Public Comments received in favor and in opposition, in addition the Clerk will select at random 10% in favor and 10% in opposition to be read into the Record, and all comments received by the Clerk of the Board Office will become part of the Official Record.

Natasha Kennedy, Clerk of the Board, advised the Clerk of the Board Office received thirty four (34) Public Comments that were in opposition of mandating masks and received one hundred nineteen (119) that were in favor of mandating masks.

Natasha Kennedy read into the Record the following four (4) random Public Comments in opposition of mandating masks from: John Fulton, Matt Sauber, Mike and Haylie Gayle, and Courtney Files.

Natasha Kennedy read into the Record the following twelve (12) random Public Comments in favor of mandating masks from: Eileen Hansen, Peg Schodnfelder, Dusti Quinn, Carole S. Chase, Robert Murray, Mariallyn Oczak, Ron Andrea, Roger Simmons, Ron and Barbara Moreland, Lisa Michaud, Shirley St. James, and Lesa Johnson.

Chairman Smith thanked everyone for submitting their Public Comments and proposed for Items #3 and #4 his intention is to go paragraph by paragraph through the Resolution draft and pause for any edits, additions, or deletions the Board may have.

Chris Keller, Chief Civil Deputy County Attorney, advised the Board procedurally regarding the Resolution draft.

Natasha Kennedy advised we have a citizen present who has filled out a Public Comment card whom wishes to address the Board for Agenda Item #1.

Harvey Tanttala, San Tan Valley, appeared before the Board and presented statements in favor of mandating masks.

Item Action: Information Only

- (3) Discussion/approval/disapproval of Resolution No. 061920-LSE-02 concerning the implementation of mitigation measures for slowing and controlling the spread of COVID -19 in Pinal County, including the mandating of wearing face coverings in public. (Chris Keller/Louis Andersen)

Chairman Smith opened the discussion for Items #3 and #4 collectively.

Discussions are held, please refer to Agenda Item #4 for discussion details.

Item Action: Withdrawn

- (4) Discussion/approval/disapproval of Resolution No. 061920-LSE-03 concerning the implementation of mitigation measures for slowing and controlling the spread of COVID-19 in unincorporated Pinal County, including the mandating of wearing of face coverings in public. (Chris Keller/Louis Andersen)

Chairman Smith opened the discussion for Items #3 and #4 collectively.

Chris Keller, Chief Civil Deputy County Attorney, clarified page 1 paragraph 4 to the Board.

Chairman Smith requested an additional paragraph be added to page 2 paragraph 1 to include reference to Governor Ducey's Executive Order 2020-40, issued June 17, 2020.

Chris Keller, presented regarding the Requirements for Businesses issued in conjunction with Governor Ducey's Executive Order 2020-40.

Chairman Smith requested feedback in reference to if this Resolution will be applicable countywide and regarding mandating Face Coverings.

Supervisor House requested this Resolution be applicable to unincorporated Pinal County and is opposed to requiring Face Coverings however, is in support of encouraging Face Coverings.

Vice-Chairman Rios spoke in support of requiring Face Coverings and requested information on this Resolution being implemented countywide.

Chris Keller presented clarification of Pinal County's declared Public Health Emergency.

Vice-Chairman Rios further indicated he is in support of this Resolution being countywide.

Supervisor Miller, Supervisor Goodman, and Chairman Smith spoke in support of encouraging not mandating Face Covering and are in support of this Resolution being specific to unincorporated Pinal County.

Shauna McIssac M.D., Public Health Director, appeared before the Board and clarified regarding acceptable Face Coverings, cardboard masks are not acceptable as they are not permeable.

Supervisor House requested the references must and required be changed to encourage where applicable on page 2, paragraphs numbered 2 and 3.

Chairman Smith requested page 3, paragraph number 9, becoming the new paragraph 3c and further requested on page 2 paragraph numbered 4, be changed to the age of 5 years.

Shauna McIssac M.D., spoke regarding the current CDC Guidelines.

Chris Keller requested an edit on page 2 paragraph numbered 5, striking the end of the sentence starting with when alone and in place insert are encouraged to wear a face covering when they are unable to maintain six feet distance from others and to strike swimming. Also, Page 3 paragraph number 8 requested the references must and required be changed to encourage where applicable.

Supervisor Rios requested to strike page 3 paragraph number 11, from the document.

Chris Keller further clarified regarding page 3 paragraph number 12.

Shauna McIssac further presented clarification regarding the expected duration of the Public Health Emergency due to COVID-19, and testing.

Leo Lew, Deputy County Manager, requested the Board leave in page 2 paragraph numbered 4 to provide direction to parents.

12:51 p.m. – Chairman Smith announced the Board will take a recess to allow staff to prepare the draft Resolution to capture all the proposed edits, allow the Board members time to review the redlined draft Resolution and reconvene for a motion.

1:53 p.m. – Chairman Smith announced the Board is returning from recess and reconvened the Pinal County Board of Supervisors Special Session meeting. Chairman thanked the American Sign Language interpreters for being present today and announced Supervisor Goodman and Supervisor Miller are appearing telephonically, and present on the dais is Chairman Smith, Vice-Chairman Rios, and Supervisor House. Based upon the discussions earlier Item #3 has been withdrawn.

Natasha Kennedy, Clerk of the Board, advised both the Resolution Redline Version and Resolution Proposed Final are available online for the public to view.

Supervisor Miller advised he has been unable to download and view the newly drafted Resolutions.

Chairman Smith requested a motion to continue.

Motion Made By: Supervisor Miller

Seconded By: Supervisor Goodman

To continue Item #4 to June 24, 2020, Special Session.

Motion Passed

Ayes: Goodman, House, Miller, Rios, Smith (5)

Item Action: Continued to June 24, 2020, Special Session

2:01 p.m. – Chairman Smith adjourned the June 19, 2020, Special Session Meeting of the Board of Supervisors.

PINAL COUNTY BOARD OF SUPERVISORS

Anthony Smith, Chairman of the Board

ATTEST:

Natasha Kennedy, Clerk of the Board

Minutes Prepared By: Kelsey Pickard, Deputy Clerk of the Board

Approval of Minutes: July 1, 2020