



PINAL COUNTY

WIDE OPEN OPPORTUNITY

**PINAL COUNTY BOARD OF SUPERVISORS
SPECIAL SESSION
MINUTES
Wednesday, June 24, 2020
9:30 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=1345&MinutesMeetingID=533&doctype=Agenda>

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

<https://pinalcountyaz.swagit.com/play/06242020-690>

The Pinal County Board of Supervisors convened at 9:30 a.m. this date. The meeting was called to order by Chairman Smith with the following announcements; Supervisor Goodman is appearing telephonically, the American Sign Language (ASL) interpreters are in attendance and will be captured during the live stream, and welcomed the deputies from the Sheriff's Office who will be present during the meeting.

Members Present: Chairman Anthony Smith; Vice-Chairman Pete Rios; Supervisor Todd House; Supervisor Stephen Q. Miller

Members Appearing Telephonically: Supervisor Mike Goodman

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

Chairman Smith announced first he will open the Public Comment section for Item #1 followed by a motion to convene into Executive Session for Item #1 as requested.

- (1) 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. (Continued from June 19, 2020, Board Meeting, to encourage wearing of face coverings) (Chris Keller/Louis Andersen)

Chairman Smith opened Item #1 and directed the Clerk of the Board to have any public wishing to address the Board come into the Hearing Room to make their Public Comment at this time.

Jennifer Okray, Syrena Kampa, and Sam the US Army War Veteran, appeared before the Board and presented statements in opposition of mandating Face Coverings.

Natali Fierros Bock, Pablo Correa, and Harvey Tanttilla appeared before the Board and presented statements in favor of mandating Face Coverings.

Chairman Smith advised the Clerk of the Board will be summarizing the high volume of Public Comments received in favor and in opposition, in addition the Clerk will select at random 5% in favor and 5% 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.

For the Record

Natasha Kennedy, Clerk of the Board, advised this Item was continued from the June 19, 2020, Special Session Meeting, the Clerk of the Board Office received thirty four (34) Public Comments in opposition and received one hundred nineteen (119) in favor of mandating masks. For today's meeting, the Clerk of the Board Office has received eighty one (81) Public Comments in opposition and three hundred five (305) in favor of mandating masks. Further, all of the Public Comments are on file in the Clerk of the Board Office.

Natasha Kennedy read into the Record the following four (4) random Public Comments in opposition of mandating masks from: Erick Hansen, Steven Worley, Loren Wilson, and Cindy Betz

Natasha Kennedy read into the Record the following fifteen (15) random Public Comments in favor of mandating masks from: Kevin Fletcher, Charie Wallace, Rosemary Curser, Sherry Tanner, Starla Clark, Kristy Carlton, Jacque Jewett, Kristin Heffern, David Jaffrey, Michelle Colwell, Florence Messer, Ross Messer, Donna Colwell, Judy Hinrchs, and Kathryn Brown.

Vice-Chairman Rios read into the Record the following Public Comment in favor of mandating masks from: Jane B. Woodruff.

Chairman Smith requested a motion to convene into Executive Session for legal advice on Item #1.

Item Action: Convened into Executive Session

Motion Made By: Supervisor Miller

Seconded By: Supervisor House

To convene into Executive Session for Item #1.

Motion Passed

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

Item Action: Adjourned Executive Session

Motion Made By: Supervisor House

Seconded By: Supervisor Miller

To adjourn Executive Session for Item #1.

Motion Passed

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

11:10 a.m. – Chairman Smith announced the Board is returning from Executive Session following legal advice regarding Item #1 and reconvened the Board of Supervisors Meeting. Further, announced Supervisor Goodman is appearing telephonically, the American Sign Language (ASL) interpreters are in attendance, and from the Sheriff's Office we have deputies present in the Hearing Room.

Chairman Smith read into Record the redlined changes of the Resolution and at the end of each page asked if there were any questions by a Board Member or Staff.

Chris Keller, Chief Civil Deputy County Attorney, presented regarding the County Attorney recommendations.

Natasha Kennedy advised regarding the recommendation from the Clerk of the Board Office due to concerns surrounding swimming.

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

Natasha Kennedy further advised the total Record of Public Comments received including today's meeting and the June 19, 2020, Special Session Meeting are: one hundred fifteen (115) opposed and four hundred twenty four (424) in favor of mandating Face Coverings.

Item Action: Approved Resolution No. 062420-LSE-02 with the changes reflected in the 6.24.2020 Resolution (Draft) with striking the following:

- **Page 2 Paragraph 2 THEREFORE BE IT RESOLVED, except where specifically mandated Face Coverings be worn as stated herein, be stricken and end with public effective June 25, 2020.**
- **Page 3 strike Item #9 out of the Resolution.**
- **Page 2 further clarifying 2a shall remain stricken from the Resolution.**

Attached please find the Recorded 6.24.2020 Resolution 062420-LSE-02 Approved by the Board.

Motion Made By: Supervisor House

Seconded By: Supervisor Miller

To approve Resolution No. 062420-LSE-02 with the changes reflected in the 6.24.2020 Resolution (Draft) with striking the following:

- Page 2 Paragraph 2 THEREFORE BE IT RESOLVED, except where specifically mandated Face Coverings be worn as stated herein, be stricken and end with public effective June 25, 2020.
- Page 3 strike Item #9 out of the Resolution.
- Page 2 further clarifying 2a shall remain stricken from the Resolution.

1st Friendly Amendment Offered By: Supervisor Rios to reincorporate paragraphs numbered 9, 9a, and 9b.

Motion failed due to lack of Second.

2nd Friendly Amendment Offered By: Supervisor Rios to reinsert in the title mandating Face Coverings in place of encouraging.

Motion failed due to lack of Second.

Original Main Motion Passed by Roll Call Vote

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

For the record Vice-Chairman Rios explained his vote in favor due to the importance of encouraging face masks however, he supports the healthcare professionals; Public Health Nurse, Public Health Director, and Dr. Fauci's recommendations to mandate the use of face masks. Further, acknowledging he is for mandating Face Coverings.

- (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. (Chris Keller/Louis Andersen)

Item Action: Not Discussed in Executive Session

11:58 a.m. – Chairman Smith adjourned the June 24, 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