

**PROCEEDINGS OF THE COCHISE COUNTY BOARD OF SUPERVISORS
REGULAR MEETING HELD ON
TUESDAY, FEBRUARY 22, 2022**

A regular board meeting of the Cochise County Board of Supervisors was held on Tuesday, February 22, 2022 at 10:00 a.m. in the Board of Supervisors' Hearing Room, 1415 Melody Lane, Building G, Bisbee, Arizona.

Present: Ann English, Chairman; Peggy Judd, Vice-Chairman; Tom Crosby, Supervisor
Staff Present: Richard G. Karwaczka, County Administrator; Sharon Gilman, Deputy County Administrator; Christine Roberts, Chief Civil Deputy County Attorney; Tim Mattix, Interim Clerk of the Board; Camila Rochin, Public Information Officer

Chairman English called the meeting to order at 10:00 a.m.

ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION

PLEDGE OF ALLEGIANCE

THE ORDER OR DELETION OF ANY ITEM ON THIS AGENDA IS SUBJECT TO MODIFICATION AT THE MEETING

CALL TO THE PUBLIC

The individuals listed below addressed the Board regarding Intergovernmental Agreement CTR057557 (IGA), which was disapproved at the January 4, 2022 Board of Supervisors meeting.

The following individuals discussed various reasons in support of the approval of the IGA: Ms. Jennifer Druckman; Ms. Carol Park; Ms. Sharon Alicia Strachan; Ms. Elizabeth Fabry; Ms. Karen Weilacher; Mr. Michael Gregory; Ms. Helise Irene Dubnick; and, Ms. Kathryn Daily.

The following individuals discussed various reasons in support of the disapproval of the IGA: Ms. Kara Harris; Mr. Randall Limbach; Ms. Leslie Himes; and, Ms. Renata Dany.

Ms. Margaret Barnes was called upon but was not present to speak.

CONSENT

Board of Supervisors

1. Approve the Minutes of the regular meeting of the Board of Supervisors of February 8, 2022.

Finance

2. Approve demands and budget amendments for operating transfers.

Vice-Chairman Judd made a motion to approve items 1-2 on the Consent Agenda. Supervisor Crosby seconded the motion and it carried unanimously.

ACTION

Board of Supervisors

3. Approve request to allow an additional opinion at the COVID-19 Work Sessions to that of the currently-employed Cochise Health & Social Services Department Director, Medical Doctor, and staff, by Mr. Randy Miller, Hands for Health and Freedom.

Chairman English requested guidance from the County Attorney's Office. Ms. Roberts stated that Supervisor Crosby requested this agenda item, and cautioned the Board that it is Supervisor Crosby's opinion. To her knowledge, he is neither a medical doctor nor an attorney; she noted that the information should be taken as an opinion and not necessarily fact.

Supervisor Crosby made a motion to approve request to allow an additional opinion to that of the currently-employed Cochise Health & Social Services Department Director, Medical Doctor, and staff, by Mr. Randy Miller, Hands for Health and Freedom. The motion was not seconded. The Board discussed procedural matters and Supervisor Crosby explained the reasons for his concerns with the agenda item wording, "at the COVID-19 Work Sessions". Mr. Karwaczka addressed the reason for the agenda item wording, and stated that it is appropriate for Supervisor Crosby to make a motion to strike the wording.

Supervisor Crosby made a motion to strike the words "at the COVID-19 Work Sessions". Vice-Chairman Judd seconded the motion. The Board discussed the motion. Chairman English called for the vote and it was approved 3-0.

Supervisor Crosby made a motion to approve request to allow an additional opinion to that of the currently-employed Cochise Health & Social Services Department Director, Medical Doctor, and staff, by Mr. Randy Miller, Hands for Health and Freedom. Vice-Chairman Judd seconded the motion.

In response to the Board, Supervisor Crosby stated that his intent is for the Board to vote on having a second opinion about the Cochise Health & Social Services Department and the County's response to COVID-19 and vaccinations. Supervisor Crosby presented the item using a PowerPoint presentation. He stated that three military doctors signed a sworn affidavit regarding a 300% increase in miscarriage diagnoses; reviewed a staff presentation stating that COVID vaccines do not cause miscarriages; and, discussed vaccine-associated myocarditis and the opinion that there is not yet enough data available. He noted that Lieutenant Colonel Theresa Long stated that additional booster shots add more risk and agrees that there is not yet enough data.

Chairman English noted that several individuals requested to speak.

The following individuals addressed the Board and discussed reasons for opposing the

item: Ms. Kathryn Daily; Ms. Elizabeth Fabry; Ms. Elizabeth Lopez; Mr. Jeffrey Sturges; Ms. Joy Banks; Ms. Tamara Birch; and, Ms. Carolyn Harris.

Ms. Kimberly Depew addressed the Board and discussed reasons for supporting the item.

Ms. Carol Park, Mr. Brett Kusama, Ms. Abigail Stage, and Mr. Michael Gregory were called upon but did not speak.

In response to comments made, Supervisor Crosby clarified that his intent is for Mr. Miller to provide a second opinion to that of Cochise Health & Social Services staff.

The following individuals requested their names be read into the record in opposition: Tricia Gerrodette; Elizabeth Fabry; Nancy Belman; Dan Belman; Joan Murphy; Joyce Genske; Denise Pederson; Monica Savarese; Janet Breen; Livingston Sutro; Christie Brown; Clayton Lee; Sally Lee; Kelly Overacker; Kate Scott; Chris Dietz; Jennifer Druckman; Mitch Druckman; Laura Janette Davie; Patrick Coghlan; V.S. Fischer; Margarita Acosta; Helise Irene Dubnick; Linda Gorton; Christy Scott; Margo Macartney; John Goerze; Janice Henning; Karen Weilacher; Claudia Lunden; Barry Smith; Susan Logan; Helen Simkin; Janet Reynolds; Robert Woodward; Christine Spruill; Alice Hamers; Robert Fleming; Patricia Fleming; Pamela Thompson; Ronnie Maestas-Condos; David Tarullo; Risha Druckman; James Mahoney; Lucia Spikes; Kathleen Martin; Tracy Caras; Myrtle Young; Charles Young; Mary Bishop; Angelika Johnson; Robyn Downey; Margaret Hartnett; Molly Harrico; Andrea Doubleday; Kelley Crittenden; Rita Verri; Darrell Thompson; Catherine Welch; Bonita Schweighart; Susan Dalby; and, Alexis Claire.

The Board discussed second opinions from medically-qualified individuals; the availability of medical and science-based information; and, Mr. Miller speaking during the Call to the Public.

Chairman English called for the vote and the motion failed 1-2 (Judd and English opposed).

The meeting recessed at 11:16 a.m. and reconvened at 11:25 a.m. All Supervisors were present.

Emergency Services

4. Approve Subrecipient Agreement 21-AZDOHS-HSGP-210400-01 between the Arizona Department of Homeland Security and Cochise County Office of Emergency Services, in the amount of \$4,500, in support of Regional SWAT Rescue Equipment, effective October 1, 2021, through September 30, 2022.

Vice-Chairman Judd made a motion to approve Subrecipient Agreement 21-AZDOHS-HSGP-210400-01 between the Arizona Department of Homeland Security and Cochise County Office of Emergency Services, in the amount of \$4,500, in support of Regional SWAT Rescue Equipment, effective October 1, 2021, through September 30, 2022. Supervisor Crosby seconded the motion.

Ms. Tammi-Jo Wilkins, Deputy Director of Emergency Management, presented this item. She reviewed the purpose of Homeland Security grants and gave background information on the Cochise County Sheriff's Office SWAT Team. There is no matching fund requirement; grant funds will be used for a rescue saw and breaching supplies.

In response to the Board, Lieutenant Sean Gijanto, Sheriff's Office, explained the purpose of the breaching supplies and suppressors, which were not approved in this grant. He

clarified that the Sheriff's Office SWAT Team responds to calls from jurisdictions in the County, and spoke to the response time for another County's SWAT Team to assist.

Chairman English called for the vote and it was approved 3-0.

Finance

5. Amend the fiscal year 2021-2022 budget in the amount of \$195,293 to account for the Proposition 207 sales tax revenue and expenses per ARS 36-2856.

Supervisor Crosby made a motion to amend the fiscal year 2021-2022 budget in the amount of \$195,293 to account for the Proposition 207 sales tax revenue and expenses per ARS 36-2856. Vice-Chairman Judd seconded the motion.

Mr. Daniel Duchon, Budget Manager, presented this item. He stated that this is a request to amend the current budget. Tax revenue from legalized marijuana is being distributed to the County pursuant to state statute, and the County must amend the budget to use the revenue. As required, funds will be dispersed to the County Sheriff's Office, in the amount of \$132,248 for personnel costs, and to Cochise Health & Social Services, in the amount of \$63,048 for the Cochise Harm Reduction Program (Program).

In response to the Board, Dr. Alicia Thompson, Cochise Health & Social Services Director, reviewed the purpose of the Program, which is through Sonoran Prevention Works, and stated that funds need to be used to help reduce substance use and abuse.

Chairman English called for the vote and it was approved 3-0.

Health & Social Services

6. Approve Amendment 5 to Intergovernmental Agreement (IGA) ADHS18-180472, Arizona Prescription Drug Overdose Prevention Program, between the Arizona Department of Health Services and Cochise Health & Social Services in the amount of \$470,720, effective September 1, 2021, through September 29, 2022, to revise the rates and terms of the IGA.

Vice-Chairman Judd made a motion to approve Amendment 5 to Intergovernmental Agreement (IGA) ADHS18-180472, Arizona Prescription Drug Overdose Prevention Program, between the Arizona Department of Health Services and Cochise Health & Social Services in the amount of \$470,720, effective September 1, 2021, through September 29, 2022, to revise the rates and terms of the IGA. Supervisor Crosby seconded the motion.

Dr. Thompson presented this item. She stated that this is a formality to move 25% of the budget into a different line item; it requires Board and ADHS approval. The budget move is to support the salary and Employee-Related Expenses for the overdose prevention Epidemiologist.

Chairman English called for the vote and it was approved 3-0.

STATE & FEDERAL LEGISLATION

- 7. Discussion and possible action regarding state and federal legislative matters listed or described in the attached County Supervisors Association Legislative Policy Committee Agenda, the Arizona Association of Counties (AACo) Legislative Policy Committee Agenda, and the proposed State budget, and other matters related thereto.

Chairman English noted that all bills have been introduced, and encouraged the Board to use their right to speak on legislation, as the legislature takes information about who is for or against legislation into consideration.

No action was taken on this item.

REPORT BY RICHARD G. KARWACZKA, COUNTY ADMINISTRATOR -- RECENT AND PENDING COUNTY MATTERS

Mr. Karwaczka deferred his report.

SUMMARY OF CURRENT EVENTS

Report by District 1 Supervisor, Tom Crosby

Supervisor Crosby deferred his report.

Report by District 2 Supervisor, Ann English

Chairman English deferred her report.

Report by District 3 Supervisor, Peggy Judd

Vice-Chairman Judd deferred her report.

Chairman English adjourned the meeting at 11:40 a.m.

APPROVED:

Ann English, Chairman

ATTEST:

Tim Mattix, Interim Clerk of the Board