

JEFFERSON COUNTY HEALTH DEPARTMENT
405 MAIN STREET, HILLSBORO, MO 63050
August 27, 2020

CALL TO ORDER

Chairman Diehl called the meeting of the Board of Trustees of the Jefferson County Health Department to order at 3:07 PM.

ROLL CALL

Dennis Diehl, Chairman - Present
Dr. Amber Henry, Vice-Chairman – Present
James Prater, Secretary-Treasurer – Present
Tim Pigg, Member – Present
Susan (Suzy) Davis, Member – Present

OTHERS ATTENDING (x indicates present)

- Kelley Vollmar, Director
- Richard Tufts, Assistant Director
- Steve Sikes, Operations Manager
- Jennifer Pinkley, Admin. Services Mgr.
- Steve Heinle, IT Manager
- Jessica Mikale, Wegmann Law Firm
- Andrew Bauman, Wegmann Law Firm
- Katelyn Mary Skaggs, Leader Publications

Others in attendance:

Guest Speakers:
DeSoto Rural Fire Chief Tom Fitzgerald,
Chair of Jefferson County Emergency
Services Organizations
Clint Freeman, Superintendent of
Dunklin R-5 School District
Clint Johnston, Superintendent of
Jefferson R-7 School District

APPROVAL OF AGENDA

Mr. Pigg made a motion to amend the agenda under section VI Director's Report to move Eric Ammons, President of Mercy Jefferson to number 4 and add Mr. Clint Freeman, Superintendent of Dunklin R-5 at number 2. Mr. Prater seconded. Motion carried unanimously. Chairman Diehl announced the motion had passed.

Mr. Pigg made a motion to approve the agenda as amended. Mr. Prater seconded. Motion carried unanimously. Chairman Diehl announced the motion had passed.

APPROVAL OF ROBERTS RULES OF ORDER Resolution 20-08-27-02

Dr. Henry motioned to approve Resolution to Amend the By-Laws of the Jefferson County Health Center to Approve Robert's Rules of Order as the Parliamentary Authority for Board Procedures. Mr. Prater seconded the motion. Mr. Prater called for a discussion regarding ensuring all of the board members have the same version of Robert's Rules. Mr. Pigg motioned to adapt the bylaws to state "the most current version of Roberts Rules of Order" would be in authority. Mr. Prater seconded. The motion carried unanimously, and Chairman Diehl announced the motion was approved. Chairman Diehl requested the most current Robert Rules of Order be disseminated at the next board meeting.

Mr. Prater motioned to approve the amended resolution. Mr. Pigg seconded. The motion carried unanimously. Chairman Diehl announced the motion passed.

July 21, 2020 MINUTES

Mr. Prater made a motion to approve the 7/21/2020 minutes. Mr. Pigg seconded. Motion carried Chairman Diehl announced the motion had passed and the minutes were approved.

July 28, 2020 MINUTES

Mr. Prater made a motion to approve the 7/28/2020 minutes. Dr. Henry seconded. Motion carried Chairman Diehl announced the motion had passed and the minutes were approved.

July 2020 EXPENDITURES

Mr. Pigg motioned to approve the July 2020 expenditures for \$126,984.73. Dr. Henry seconded. Motion carried unanimously and Chairman Diehl announced the motion had passed.

July 2020 APPROVAL ELECTRONIC PAYMENTS

Mr. Prater motioned to approve the electronic payments for July 2020 for \$413,371.51. Mrs. Davis seconded. Motion carried unanimously and Chairman Diehl announced the motion had passed.

September 2020 PRE-APPROVAL ELECTRONIC PAYMENTS

The list of vendors for pre-approved electronic payments for September 2020 presented to the board with an estimated amount of \$451,890.25. Mr. Prater motioned

to pre-approve the September 2020 Electronic Payments. Mr. Pigg seconded. Motion carried unanimously and Chairman Diehl announced the motion had passed.

VISITORS AND GUEST REMARKS

DIRECTORS REPORT – KELLEY VOLLMAR

Mrs. Vollmar deferred her time to three stakeholders who were asked to share information on the impact of COVID-19 within their communities, beginning with DeSoto Rural Fire Chief Tom Fitzgerald, Chair of the Jefferson County Emergency Services Organizations. He stated they have had multiple potential exposures, and one confirmed positive case in house. They have also had four or five quarantines. They have a small staff that are full time and are supplemented with volunteers. When staff must quarantine this begins to significantly impact their operation. Their experience is reflective of what is happening across the county. Currently everyone is stable. However, the smaller the department and the fewer paid fulltime staff they have the more compromised the situation becomes when someone tests positive or must quarantine. Unlike other businesses that can scale back their services or divert people to another business, when short staffed the fire department must stay open. When they are short staffed that means that there is an unmanned fire truck that cannot be deployed to where it is needed. This is also true for the ambulance districts. Again, they are currently stable, but they are seeing an increase in the number of possible cases and quarantines. While staff are taking all of the necessary precautions on the job, it is in their personal lives that they are more often exposed to COVID-19 and then bringing it into their workplace. JCHD staff have been very helpful working with them on their testing and quarantine process.

Mrs. Davis asked if they are dealing with people going into quarantine and providing exit reports, and the severity of their symptoms. Chief Fitzgerald stated that at this time staff and their families' symptoms have been mild. He is limited to being able to report on staff and their families specifically.

Chairman Diehl asked if they have plans for in case, they continue to see increased cases. The fire districts have agreed to share staff if needed. Since there is a limited staffing pool from which to pull, the other consideration has been working with JCHD and following CDC guidelines (modeling after some of the agencies in Louisiana and other states) to bring staff back into work earlier than the 14-day quarantine should the situation become extreme.

Mrs. Davis asked for clarification on where Chief Fitzgerald is based, and what region/area he covers. To which he replied his work base is in rural DeSoto, and the Jefferson County Emergency Services Organizations is based in Jefferson County.

Mrs. Davis asked if Chief Fitzgerald oversees quarantine at JCHD. Mrs. Vollmar provided clarification that those considered a case contact would be the ones in

quarantine and have merely been exposed to a positive case—meaning they might not have symptoms. The people working with JCHD are through other health care providers. Mr. Pigg clarified that those who are positive are self-isolating.

Mr. Clint Freeman from Dunklin R-5 School District spoke next. He thanked JCHD and the staff for all of the help that has been provided for all of the school districts in Jefferson County. A weekly meeting is held to help the school districts develop and implement strategies in response to the data and trends that are occurring. Dunklin R-5 was able to hold summer classes for a small portion of students beginning in July, with a lot of mitigations in place based on JCHD and CDC's guidance. This served as a trial run for the coming school year. They were also able to bring students back for some extracurricular activities (e.g. sports) in July. With the cleaning/sanitizing, and safety protocols in place they have been fortunate to not have too many issues with bringing the students back. Mr. Freeman credits JCHD's staff's dedication and work to their success, stating that at time he has been in contact with JCHD on a daily basis to resolve issues and clarify answers to their questions.

Dunklin R-5 encompasses Pevely, Herculaneum, and part of Horine. 30% of their 1,500 students are attending school virtually, the rest are attending classes in person. Where possible they are spacing the desks 6' apart, when that is not possible they have dividers between the desks. The elementary students are eating in their classrooms, junior and senior high students are eating in the cafeteria while practicing social distancing. Most students are being transported to/from school by their parents because social distancing is next to impossible on a school bus. Students and faculty are required to wear masks. This has not been an issue for students or parents. Most parents support this. Wearing a mask has been more challenging for the teachers than it has been for the students. Their maintenance staff has been diligently cleaning and sanitizing to keep the environment as safe as possible. Again, Mr. Freeman credited JCHD's staff for helping him create a safe environment for students to learn.

Mrs. Vollmar introduced the next speaker, Mr. Clint Johnston, from Jefferson R-7 School District. Mr. Johnston acknowledged how challenging it is to decide the best course of action in responding to COVID-19 considering statistics can be found for or against the protocol in question. Additionally, he reiterated Mr. Freeman's comments pertaining to the work of JCHD's staff. 35,000 kids in Jefferson County are represented by 11 school districts, all of which are beginning school in some format this month. R-7 has 1,103 students who are divided into groups A and B. Monday and Tuesday group A will attend school in person, Thursday and Friday group B will attend in person. All students will be virtual on Wednesday so that the school can be sanitized between each group returns for in-person learning. 8.5% of the students are doing Blue Jays at Home which is their virtual school.

Mr. Johnston encouraged everyone to take a moment to think about what is occurring in Jefferson County right now as students are coming back to school:

- Between 30,000 to 35,000 people in Jefferson County have gone back to work. That represents 13% to 15% of the population.
- There are between 4,000 to 6,000 individuals that work in public education (including administration, custodial, transportation, food service, teachers, and support staff).
- This means between 15% to 18% of the population have reengaged in work activities that brings them into contact with other people.

To complicate matters for JCHD schools closed before the first confirmed case was reported in Jefferson County. Mr. Johnston quoted himself from a conversation he had with other superintendents in March before the schools closed, "It's very easy for us to close school when we know there is a storm coming. The question then becomes how do we open the schools in the midst of a world-wide pandemic?" Which is essentially what has been done. Mr. Johnston reviewed the following data:

- It is very concerning that in the last three weeks the positive cases among the 0 to 19 age group has increased by 25%.
- The seven-day average of new cases per 100,000 based off of the Harvard Global Health Institute Data. The graph shows the counties in which Kansas University and MIZZOU have had a drastic increase in positive cases upon students returning to campus for school. In comparison St. Louis, which is home to multiple college campuses (e.g. SLU, WashU, Fontbonne, UMSL, etc.) have seen a decrease in positive cases.
 - Jefferson County is represented on the graph in yellow compared to the other three locations, and this is prior to the impact of having 35,000 students and 4,000 to 6,000 faculty returning to school.
- The next graph reviewed is a comparison between St. Louis County, St. Louis City, St. Charles County, Jefferson County, and Festus (zip code 63028, which is the southeastern tip of Jefferson County, covering approximately 75 square miles). Currently Festus is trending much higher in positive cases than the rest of Jefferson County; however, 3 weeks ago they were the "absolute lowest".
 - The counties south of R-7 (including St. François, Madison, St. Genevieve, Perry) are even higher. St. Francois County is in the top 15 counties in the nation at a 49% transmission rate. They are a hot spot right now.

The schools are trying to decide where to go from here. Jefferson R-7's school board will be meeting next Thursday evening to review the data that is provided by JCHD to determine what it means for the district. At this time Jefferson R-7 students have returned to school and are practicing social distancing (or wearing masks when social distancing is not possible). Reportedly there have not been any issues. Students were quoted as stating they were willing to wear masks as long as it meant they could return to school. In order to honor the students' wishes Mr. Johnston stated he

needed the support of local agencies such as JCHD. His decisions are based on the colored level system that is used by JCHD, meaning at the yellow and orange levels (orange is the current level) the school will continue to offer hybrid classes (half virtual, half in person). If the level increases to red status they will move to virtual classes only. If the level drops to green status students will be back to attending classes in person four days a week. However, this also means that if all of the students return to class, they will not be able to maintain appropriate social distancing because the oldest among their buildings was not built to address COVID-19 related issues. Mr. Johnston returned to the graph comparing subsections of the greater St. Louis area as noted above, and followed up with:

- No one can control or predict what will occur two weeks from now; but it is our responsibility to control what we can control.
- The spread of COVID-19 can be controlled by wearing a mask.
- If JCHD is overwhelmed by contact tracing and cannot do so effectively it will result in schools having to shut down.
- Schools offer more than just education, they also provide access to social services to help students and families with behavioral/mental health services, nutrition and financial assistance, vaccinations, and dental assistance, etc.).
- Schools also allow a safe environment for parents to leave their children while they work.
- It is imperative that the community does what it can to slow the spread of COVID-19 so that JCHD can do what they need to do so that schools can stay open for their students.

Mr. Johnston then opened the floor for the following questions:

Q: Mrs. Davis asked if Mr. Johnston calls COVID-19 a virus?

A: Mr. Johnston stated he has a biology degree, a math and chemistry minor, and studied at South East Missouri State. "COVID by definition is a virus."

Q: Mrs. Davis asked how viruses end?

A: Mr. Johnston stated that the virus is going to spread, as all viruses do; however, the goal is to restrict the spread so that it is manageable.

Q: Mrs. Davis asked if Mr. Johnston was aware of Sweden?

A: Mr. Johnston stated he was aware of Sweden. They took the process of herd immunity, having the sick and elderly stay home and let the virus spread through the rest of the population. "The question I would pose to you is what is the definition of a good school year for Jefferson County, two kids dying and three teachers, an aid?"

Q: Mrs. Davis asked if any children were being hospitalized or dying.

A: Mr. Johnston stated he was not aware of any at this time; however, the hospital's rate of hospitalizations this past week have increased almost at the same rate as the cases among the 0-19 age group.

Mrs. Davis interjected that she has "not found data to support any children, teenagers, or anyone in the hospital effected."

Q: Mr. Johnston asked Mrs. Davis what her degree was in.

A: Mrs. Davis replied she was doing her research on the internet, and by reaching out to the hospitals. She further explained her point was that while there have been positive cases in the younger age groups the impact has not been as devastating as it is for those 60+. She also indicated that those working in the school district were not likely to be among the vulnerable population. In turn, Mr. Johnston pointed out that 30,000 students are just now returning to the school system after being shut down since March; with the exception of extremely controlled population sizes for students attending summer school where social distancing and masking was enforced.

Q: Mrs. Davis asked how summer school went.

A: Mr. Johnston stated summer school went as well as could be expected with all of the additional protocol in place.

Mrs. Davis began to ask another question to which Mrs. Vollmar called a point of order requesting that proper protocol be followed for addressing a guest speaker who is using the time allotted for the Director's Report.

Q: Mrs. Davis asked about positive cases that occurred during summer school.

A: Mr. Johnston stated he could not share the specificities of those cases.

Q: Mrs. Davis questioned if those cases had to be hospitalized.

A: Mr. Johnston stated he did not have information to share regarding the students treatment or outcome.

Mrs. Davis then stated based on the graphs they were reviewing and per the CDC that children were not being impacted by COVID-19, to which Chairman Diehl stated, "that's not true." Mrs. Vollmar then requested to have the floor. Mr. Diehl requested Mrs. Davis put her mask back on; and Mrs. Davis continued to argue her point. Mrs. Vollmar then thanked Mr. Johnston for his time and stated how appreciative she is for the work the schools have been doing and how they have worked in partnership with JCHD. Mr. Johnston returned the gratitude and expression of appreciation, and further encouraged that the JCHD board and faculty focus on what can be controlled instead of on opinions and speculations of what may happen. He stated in insurance they talk in terms of people terming. In schools when terming is used it means that someone has died. More specifically that means a student, parent, sibling, care giver,

etc. has died. The school districts are doing everything in their power to keep that from happening to any of their students or students' families.

Q: Mrs. Davis asked if it would be helpful to no longer quarantine students from school since they are at very low risk.

A: Mr. Johnston stated he was unable to speak on behalf of the other schools or the state; and proceeded to state, "I don't have any context for understanding what you just asked right there. Because what you just asked was that we're going to stop doing something based on a position of an opinion rather than looking at doing something based upon empirical data and scientific knowledge to support it." To which Mrs. Davis stated allow kids to go to school if they are not showing symptoms. Chairman Diehl reminded Mrs. Davis that they are under the Robert's Rules of Order, and she could not monopolize the conversation. He stated while she was welcome to share her opinions, she needed to allow time for others to speak.

OLD BUSINESS

Chairman Diehl introduced the old business to be discussed, which was the board of directors' meeting schedule. Mrs. Vollmar clarified that Mrs. Davis had requested this be added to the agenda for discussion. Chairman Diehl clarified that per the bylaws the meeting is the fourth Thursday of the month at 3:00pm unless an issue arose in which a quorum needed to be present and it was not, in which case a meeting would be scheduled on a date and time in which they could have a quorum in attendance. Mrs. Davis stated the version of bylaws that she had stated a different date and time to which Chairman Diehl noted she was reviewing an outdated document. A discussion ensued during which Mrs. Vollmar stated a hard and electronic copy of the updated bylaws had been provided for Mrs. Davis a month and half before this meeting. Mrs. Davis denied receiving the updated bylaws.

Chairman Diehl requested clarification from Ms. Mikale regarding the current bylaws. In response Ms. Mikale stated the current bylaws were written so that if the board decided to change the meeting date and/or time they could vote on a resolution instead of having to update the full set of bylaws.

Mrs. Davis moved to change the meeting date and time back to how it was previously stated which was the 4th Monday of every month at 6pm. Chairman Diehl clarified that the date and time were changed due to a timing issue regarding getting bills paid and completing other business prior to the end of the month. Chairman Diehl asked if there was a second to the motion on the floor. No second was provided, and the motion died on the floor. The date of the next meeting is September 24th at 3:00pm. Mrs. Davis moved to change the meeting time to 6:00pm. Mrs. Vollmar made a request to Chairman Diehl for Mrs. Davis to wear her mask so that it covers her nose and mouth. Chairman Diehl asked if there was a second to the motion on the floor. Hearing no second the motion died on the floor.

Chairman Diehl stated the next item was board communications and called on Mrs. Vollmar to address this. Mrs. Vollmar explained that this was in response to Mrs. Davis contacting the hospitals to obtain information as a board member and without being given the authority to do so. Mrs. Davis interjected her defense. Mr. Pigg called point of order that Mrs. Vollmar held the floor at this time. Chairman Diehl confirmed Mrs. Vollmar held the floor. Mrs. Vollmar reported she has received complaints from two health systems regarding Mrs. Davis contacting them for information and going so far as to leave what was perceived a threatening message in one instance. Mrs. Vollmar explained that there is a specific protocol in place for the health department to obtain information from the hospitals and that there are specific people authorized to obtain such information. Mrs. Davis is not authorized to obtain information from the hospitals on behalf of JCHD. Mrs. Vollmar questioned if the board wanted to address Mrs. Davis' newspaper article in the Jefferson County Leader. Chairman Diehl also noted that Mrs. Davis attended a school board meeting in which she introduced herself as a JCHD board member. A discussion ensued during which Chairman Diehl clarified that Mrs. Davis does not have the authority to present herself as speaking on behalf of the JCHD board or agency, and noted her personal opinions were in opposition of JCHD's purpose and mission. Further discussion ensued regarding the ways in which Mrs. Davis was working against the mission of JCHD, as well as the statistics that are being debated. Mr. Pigg called a point of order stating when no seconds were provided for the previous motions Mrs. Davis made that the correct wording was that the motions had either failed or died for a lack of a second. Mr. Pigg's second point of order was requesting that they move on with the agenda out of respect for time. Chairman Diehl closed the discussion addressing the board and those attending the meeting via Facebook Live stating Mrs. Davis' opinions were not representative of the boards' or JCHD's stand on the pandemic. He also summarized the guest speakers were working with JCHD to safeguard students, staff and community members to reduce the spread of COVID so that businesses and schools do not have to close again. Mrs. Davis requested to address Chairman Diehl's comments. Her request was ignored, and Chairman Diehl moved on to the next agenda item.

Chairman Diehl called on Mrs. Vollmar whom stated she would cover the information pertaining to mask mandates later in the agenda when she reviewed the epidemiology report. Chairman Diehl provided an overview of the chain of events since March 16th when the county closed due to COVID-19. During the overview he provided clarification that there has been an outpouring of communication from Jefferson County residents regarding their views on mandating masks. He further clarified that unlike St. Louis County and some of the other surrounding counties, JCHD is an independent local government entity that is not part of the Jefferson County Government system, but still has the authority from the state to declare and enforce mandates to protect public health.

NEW BUSINESS

In response to Chairman Diehl's overview Mrs. Davis interjected her opposing views regarding the course of the virus. Mr. Pigg called point of order asking that the board move on with the agenda items in respect to time. Chairman Diehl called on Mrs. Vollmar who gave the floor to Mr. Tufts. Mr. Tufts presented the award JCHD received from the National Association for City and County Health Officials. This award is relative to a nationwide program called Project Public Health Ready (PPHR) and is of the same gold standard as COLEA Certification (Commission on Accreditation for Law Enforcement Agencies). National Reviewers assess the agencies background in investigation, investigation processes, and readiness to respond to any emergency whether it is natural or manmade. Mr. Tufts reviewed the metrics and the agency's history in working to meet the metrics of this award.

Mrs. Vollmar introduced the next agenda item which was regarding the WIC lease renewal. The conditions of the lease is being carried over with the only addition being that they would be required to wear a mask while working from the Arnold location based on the resolution approved during the last board meeting. Mrs. Vollmar asked for approval to enter into the lease agreement with Jefferson Franklin Community Action Corporation (JFCAC). Mr. Prater so moved. Dr. Henry seconded. Mr. Pigg requested a discussion regarding whose signature is required for the lease. Ms. Mikale clarified as long as the motion designates Mrs. Vollmar with the authority to sign the lease she may. Mr. Prater so moved. Mrs. Davis requested a discussion regarding an ending date for the agency's mask mandate. Mrs. Vollmar clarified this was an annual lease with JFCAC, and that the agency's mask mandate had been discussed and agreed upon with JFCAC. She further clarified that as long as the mask ordinance is in place for JCHD's facilities all staff, businesses and visitors will be expected to abide by it. Chairman Diehl called for a vote. The lease was unanimously approved, and the motion carried.

Mrs. Vollmar introduced the next agenda item which was reviewing a Memorandum of Understanding (MOU) between the state of Missouri, Jefferson County Missouri, and the Jefferson County Health Center (doing business as [DBA] Jefferson County Health Department [JCHD]) in regards to the Coronavirus Aid, Relief, & Economic Security Act (CARES Act) funding. In summary JCHD needs to sign the MOU and return it to the County Executive, who will then sign it and return it to the state in order to continue to receive funding through the CARES Act. JCHD's allocation is set at, at least 15% of the county's total distribution from the state. Mr. Pigg moved to have Chairman Diehl sign the MOU. Dr. Henry seconded. Chairman Diehl asked if any discussions were needed to which Mrs. Davis asked if she was correct in her understanding that this was regarding expenditures that could be covered by the CARES Act. Chairman Diehl concurred, then called for a vote. The motioned carried unanimously.

Mrs. Vollmar introduced the next agenda item which was an Extension of PTO End of Year Balance Cap due to Emergency Response. Mr. Prater asked if this was needed because staff is unable to take time off due to being over worked with COVID-19 related tasks, to which Mrs. Vollmar concurred. Mr. Prater moved to extend the PTO; and Mr. Pigg seconded. Ms. Mikale suggested the board members clarify how long the extension will last. Mr. Prater amended his motion to state the PTO carry over would be in effect through 2021, and Mr. Pigg seconded. Considering no one called for a discussion Chairman Diehl called for a vote. The motion passed unanimously. Chairman Diehl asked Mrs. Vollmar to thank staff for their hard work and dedication. Mrs. Vollmar introduced the next agenda item which was the current COVID-19 data review. Handouts of the information were provided for board members. Mrs. Vollmar provided the following key points:

- Within the past two to three weeks, the 0 to 19 age group has grown to be 10% of our total positive cases.
- High School students aged 14-19 (at 149 cases) are 2-3 times higher than any of the other ages.
- The positivity rate for this past week for the whole population is 11.6%.
- Since reopening the positivity rate has steadily increased and is showing us that community spread is no longer under control.

Mrs. Davis requested to open the floor to discussion. Mrs. Vollmar requested to maintain her control of the floor to which Chairman Diehl granted and asked that she take questions at the end of her presentation.

- Mrs. Vollmar noted that the information is being collected from multiple sources (e.g. Pandemic Taskforce, St. Louis University's COVID Project, Washington University, JCHD, etc.) all of which are showing the same information albeit in different formats. The information all points to the same conclusion, which is as of August 25th, when the report was generated, Jefferson County is reporting significantly more cases than the metro area.
- Jefferson County is nearing 3,000 cases, and the count continues to significantly increase.
- Jefferson County has seen an increase in fatalities due to COVID-19 as has the metro area.
- The Pandemic Taskforce identified portions of the southeastern part of Jefferson County as hotspots due to high rates of positive cases per zip codes.
- There is an uptick in hospitalizations and ICU patients in the metro area. They are having better outcomes with the newer treatment protocol, so there is not an increase in people being ventilated.
- When looking at those most negatively impacted by COVID-19 it is those with comorbidities (e.g. high blood pressure, diabetes, smokers, high cholesterol,

asthma). The percentages of people in Jefferson County with these comorbidities are:

- 41% have high blood pressure
- 11% have diabetes
- 1 in 5 Jefferson County adult residents smoke
- 51% have high cholesterol
- 11% has asthma
- These are the people we are also trying to protect—it's not just the very young or very old—but the people to which we are going home
- Additional Jefferson County population data to consider is:
 - 8.4% are uninsured
 - 10.3% live in poverty
 - Approximately 15% do not have internet (going virtual is not a viable option for them but rather a significant hardship as the infrastructure is not available)
- To put the rate of spread in perspective Mrs. Vollmar provided the following statistics:
 - It took 95 days to go from 1 positive case to 500; 28 days to go from 500 cases to 1,000 (a third of the time); or 25 days to go from 1,000 cases to 2,000 cases. This is a significant growth in cases
 - In the past 30 days there have been 1,287 new cases which is a 100% increase
 - When the stay at home order was lifted the positivity rate was 3.4%, for this past week is was 11.6%.
- Mrs. Vollmar added the following comparison to illustrate her point:
 - Since April after the stay at home orders were being put into place, there were 228 cases
 - In May when the stay at home order was in place the case count was 84
 - In June there were 181 cases
 - In July there were 886
 - So far in August there have been 1,144 cases and the month has not ended yet.

Mrs. Vollmar went on to state that our community is built upon our interactions, and no one wants the county to shut down again, as it has a negative impact on people and businesses alike. The goal is to put the least restrictive measures in place in order to lower the rate at which the virus spreads. Experts are estimating it could be 12 to 18 months before we could go back to relatively normal routines. Mrs. Davis interjected her objection to which Mrs. Vollmar made a point of order stating she still had the floor.

Mrs. Vollmar went on to note the following:

- A lot of the spread is occurring in smaller social gatherings such as backyard bar-be-cues where people are not practicing appropriate social distancing, masking, or hygiene
- In multiple cases first responders are helping to fill staffing gaps at multiple stations—which means if one of the substitutes gets sick, he/she could potentially wipe out two or three stations leaving the county significantly unprotected
- The hospital data handout provided by Mrs. Davis is from the previous week and only represents Mercy and BJC (it does not include data from SSM which serves a significant portion of Jefferson County; additionally the information that Mrs. Davis circled on her report is information that can be obtained on JCHD’s website.

Mrs. Davis interjected requesting to have the floor to ask questions. Mrs. Vollmar deferred to Chairman Diehl asking to continue to have the floor. Mrs. Vollmar maintained the floor and provided additional clarification regarding Mrs. Davis’ handouts:

- The data is specific to individuals in the hospital and should not be confused with the data for the community; protocol and accuracy requires the hospital and community data be separated (which is why the data is presented as it is on JCHD’s website)

Mrs. Davis objected stating she wanted to speak on the information that she presented. Mrs. Vollmar called on Chairman Diehl for clarification on who has the floor to which Chairman Diehl indicated Mrs. Vollmar still had the floor. Mrs. Vollmar discussed data regarding the impact of wearing masks, and results from a survey conducted with experts in the field most of which stated it would be +/- a year before they began to engage in “normal” socializing. Mrs. Vollmar then yielded the floor, and Mrs. Davis requested permission to speak. Chairman Diehl made an allowance for questions as opposed to arguments. Mrs. Vollmar made a point of order proposing a question to Chairman Diehl regarding if the document Mrs. Davis was presenting had been submitted for approval to be placed on the agenda prior to the meeting beginning to which Chairman Diehl responded it had not. Mrs. Vollmar requested that Chairman Diehl make the determination as to whether the document in question should be presented during the meeting when proper protocol had not been followed. Chairman Diehl asked Mrs. Davis if she believed the data that JCHD’s epidemiologist provided was incorrect, to which Mrs. Davis stated she had questions for Mrs. Vollmar, and that the way the data was being interpreted was not “altogether what is actually happening.” A discussion ensued regarding whether or not protocol should be followed during which Chairman Diehl requested Mrs. Davis submit the documentation she would like to present prior to the next meeting. Mrs. Davis stated the information needed to be reviewed at this time and an open discussion needed to be held. Mr. Pigg called a point of order stating there is no motion on the floor for discussion. A debate

ensued regarding protocol for having a discussion with Mrs. Davis stating they could have a discussion any time they so choose; and Chairman Diehl stating they are following Roberts Rules of order and this discussion was out of turn.

Mrs. Davis then requested permission to ask questions to which Mrs. Vollmar and Chairman Diehl agreed with the understanding that the questions had to pertain to the approved information that had been presented. Mrs. Davis objected to the stipulation arguing they were elected by the people and for the people, and she should be able to speak her mind and discuss the information accordingly. Chairman Diehl instructed her to ask her questions to which Mrs. Davis directed her peers look at the data she provided. Mrs. Vollmar made a request to Chairman Diehl that the questions be restricted to the information that received prior authorization and had already been presented. Mrs. Davis objected to the request. To which Mrs. Vollmar explained to Chairman Diehl that she was not prepared to answer questions on data she did not collect or have time to review prior to the meeting. Mrs. Davis proceeded to question Mrs. Vollmar about the hospital systems' data. Mrs. Vollmar explained again that SSM's data is not represented in the information in her report and proceeded to review the data. Mrs. Davis then requested information regarding where people died and if they were receiving Hospice Services. Mrs. Vollmar explained the data that she could, and stated she could not speak to where people died or what services they were receiving at the time of their deaths as that is not information that is reported to JCHD. Mrs. Davis then inserted her assumptions about what the data meant to which Chairman Diehl and Mrs. Vollmar both objected stating those assumptions could not be made based on the current information that was provided. Mrs. Davis continued to argue her assumption. Mr. Prater called a point of order stating the debate had gone on for too long and asked that Mrs. Davis make her point so that they could move on with the agenda. To which Mrs. Davis stated that there have not been that many deaths and the situation was being blown out of proportion. When the discussion began to move to the next agenda item Mrs. Davis inserted that she still had questions for Mrs. Vollmar. Chairman Diehl called for a 5-minute recess.

Chairman Diehl called the meeting to order and introduced the next agenda item which was the resolution to Adopt JCHC Board of Trustee Ordinance Community Mitigation Strategy to Slow the Spread of COVID-19 in Jefferson County. Mrs. Davis requested permission to speak. Chairman Diehl stated Mrs. Vollmar had the floor. Mrs. Vollmar stated the next item was to bring to the board a formal request to put in place an order to implement mitigation measures to slow the spread of COVID in Jefferson County. Mrs. Vollmar stated approximately 12.5% of the case contacts that have been identified are converting to positive cases. This amounts to approximately 1 in 10 case contacts contract the virus. Based on how rapidly the spread has occurred over the past few months there is a concern that the county's resources will not be able to keep up with the demand that will be placed on them should we continue to progress in our numbers. Based on the case definitions by the CDC and White House,

and the Harvard Global Health indicators Jefferson County is in widespread community transmission, and mitigation measures need to be considered to slow the spread within the community.

Mrs. Vollmar read the official proposal that places of public accommodation institute appropriate health and safety protections including:

- Physical distancing techniques which would be requiring people be 6' apart
- Reducing the number of employees, customers or people present
- Reducing face to face contact and keeping the same to a minimum
- Using phone calls or virtual meetings or curbside pick-ups rather than in person contacts as much as possible to ensure 6' distancing

Mrs. Vollmar asked Ms. Mikale for clarification regarding whether she should read through the whole document or if she should just review the mitigation strategies, to which Ms. Mikale stated that the final ordinance will have to be read from title to the end twice before a vote can be taken by the board.

Mrs. Vollmar proceeded to read the mitigation strategies proposed in the ordinance as summarized:

- Clarification was provided regarding what constituted public places of accommodations
- Encourage citizens to limit unnecessary travel as much as possible
- To ensure proper hygiene to the greatest extent possible
- To utilize electronic financial and other transactions
- While allowed to be fully open restaurants are encouraged to provide full take out services as much as possible
- Limiting public gatherings at any one place, at any one time to ensure 6' public distancing
- Wearing masks (this was further defined including noting the exceptions to the mask mandate)

Mrs. Vollmar then summarized that the ordinance included information pertaining to previous mandates, state of emergency declarations from local, state, and federal government, as well as additional background information. She then opened the floor for questions, comments, and concerns.

Mr. Pigg called for the floor and requested that the ordinance have a specific date and time in which the mandate would expire provided the board did not vote for a continuation. He recommended that it be reviewed every four weeks at each board meeting. Mrs. Vollmar clarified that she recommended a longer time span than four weeks because it would take longer than two incubation periods to see the numbers decrease. Further discussion ensued.

Mrs. Davis objected to the ordinance stating it was a five-page document that was presented today at the meeting. She objected that it had not been provided for public review or comment, and then questioned how it would be enforced. She continued to argue her opinion pertaining to herd immunity, and how other locations were fairing.

Ms. Mikale clarified for any ordinance to be passed it must be published and distributed, and there are costs to that. Mrs. Davis interjected that the mandate could not go into effect for 30 days making it pointless. Ms. Mikale clarified that the current proposal has the ordinance going into effect at midnight tonight. She stated the board has the right to begin the ordinance at midnight; however, she questioned whether the board would like to consider giving businesses more time to prepare for this ordinance.

Ms. Mikale stated she had concerns about some of the wording in the "whereas clauses" and proceeded to identify those in question. Mrs. Davis voiced her objections. Mr. Diehl stated she was welcome to vote for or against the mandate. Then asked if there was a motion on the floor to which Mrs. Davis adamantly stated there was not and continued to voice her objections. Mr. Prater then asked for the floor to make a point of order stating that since there was not a motion on the floor the current discussion was moot. Chairman Diehl asked if there was a motion on the floor to which no one responded.

Dr. Henry asked if Ms. Mikale had adequate time to review the document and what her concerns and suggestions were. To which Ms. Mikale stated she did briefly review the document around 1:30pm, having received it earlier that day while in court hearings, and has given her some recommendations. She further advised that since the documentation had not been sent out for review that the board go paragraph by paragraph to make any changes they deem necessary before putting it to vote. Once the changes have been made the board will need to read the document in full two times before it can be put to vote. Ms. Mikale stated generally they would move to approve the document and then open the floor for discussion; however, they may go through and make changes prior to making a motion to approve. Either way Ms. Mikale advised that they go through the document to make it clear exactly what changes are being made so that everyone is clear on what they are voting.

Dr. Henry moved to go through paragraph by paragraph to make changes and discuss any concerns. Mrs. Davis moved to table this for additional time to review and to discuss this with Dennis Gannon, the County Executive. Mrs. Vollmar questioned if Mrs. Davis was recording the proceedings on her phone and noted she was taking pictures of the document with her phone. Ms. Mikale stated there were two motions on the table neither of which had been seconded. She further advised that those be considered before proceeding any further. Mr. Prater motioned a third option which was to send it to committee for review. Mrs. Davis seconded.

Mr. Pigg requested the floor to explain the changes in his perspective. Mrs. Davis interjected to which Mr. Pigg made a point of order that he had the floor and it was not her turn to speak. Mr. Pigg continued to explain why his perspective changed from being anti-masking to pro-masking and called on everyone to look outside of themselves and be considerate of others, especially those who are vulnerable. Because there are a lot of businesses that are not wearing a mask Mr. Pigg encouraged the board to put into place strategies to mitigate the spread of COVID.

Mr. Diehl clarified with Mr. Prater that he moved to put this to committee for review. To which Mrs. Vollmar stated she agreed that they needed to take time to go through the document line by line but pleaded that the board come to a decision about the ordinance at this meeting. Mrs. Vollmar further explained how staff was being impacted by the board's indecision and asked that they resolve the issue at this meeting. Mrs. Davis interrupted stating that Mrs. Vollmar failed to produce evidence that she was being threatened and then continued to argue against the measure being proposed. Mrs. Vollmar stated she had the floor. Chairman Diehl warned Mrs. Davis that should she have another outburst she would be removed from the meeting.

Mr. Pigg seconded Dr. Henry's motion to go line by line through the document to determine what, if any, changes needed to be made.

Dr. Henry asked for the floor and stated she agreed with what Mr. Pigg had previously stated. She further stated that the board has postponed making a decision on this because they wanted more data; and now the data is in showing that there is a need for mitigation strategies. She stated the board is nonpartisan, and that the ordinance with all of its exceptions is basically asking people to do what is needed to slow the spread of COVID. Additionally, Dr. Henry noted that the ordinance was for a short period of time, allowing for it to be reviewed, modified, extended, or revoked based on the state of the community.

A discussion ensued regarding what had been motioned and seconded, and at what point they would discuss document line by line. It was determined that the motion on the table was to go line by line to discuss the mitigation strategies. Chairman Diehl called for a vote to read through the document. After further objection by Mrs. Davis who stated she didn't see the need to vote on discussing the document. The motion passed three to two with Mr. Prater and Mrs. Davis dissenting.

Ms. Mikale advised that they go line by line from the beginning to suggest changes. She further advised the board secretary to read the document aloud. To which Mr. Prater began reading the document.

Ms. Mikale noted a change. Mrs. Davis and Mr. Prater recommended removing paragraph three, to which Ms. Mikale said that they could without issue. "Jefferson

County” and the “health director” needs to be removed from paragraph six. A discussion ensued regarding when the ordinance would become effective. Ms. Mikale clarified that it could become effective immediately but had to be provided for review within 30 days of the vote. Mrs. Davis requested the paragraph be removed and that the document go to committee for review. It was recommended that the effective date be August 31, 2020 at 11:59pm, to which Mrs. Davis stated they needed to postpone it by 7 to 10 days. A discussion ensued regarding the date and time of the order become effective. Mr. Prater reread the paragraph with noted changes.

Mrs. Davis recommended paragraph seven be removed to which Mr. Prater agreed. Ms. Mikale provided clarification that the paragraph required current data be used to determine the necessity of the ordinance to which Mr. Prater rescinded his request for removal of the paragraph.

Regarding data used in paragraph 8 Mrs. Davis objected that this number was irrelevant because they were not seriously sick. Mr. Prater excused himself from the room at which time Mr. Pigg continued to read from where Mr. Prater left off. Mrs. Davis continued to argue her opinion but did not offer changes to the paragraph.

In the next paragraph discussing the increase in the number of positive cases Mrs. Davis continued to argue the data was irrelevant because people were not sick or dying from COVID-19. Mr. Pigg continued reading after directing Mrs. Davis to stop interrupting him. Ms. Mikale advised that it be clarified that these were new positive COVID-19 cases.

Mr. Prater returned to the meeting and Mr. Pigg provided him the notes that were taken in his absence. Mr. Prater took over reading the document from where Mr. Pigg left off.

Mrs. Davis began to challenge the next set of data to which Mr. Prater reminded her they were not going through the document to debate the data. Discussion about the data specifically was another conversation. The data is included in the document to give reference as to why the ordinance is in place. Ms. Mikale asked for clarification regarding the timeframe of the conversion rate from contact to positive to which Mrs. Vollmar clarified it should reference week ending 8/22/2020. Ms. Mikale suggested the date on the previous page be updated from the 23rd to the 22nd.

In the next paragraph it was recommended exponentially needed to be replaced with substantially.

Mrs. Davis requested to strike the next paragraph arguing that people are not going to follow the ordinance and that the virus was going to spread regardless of the mitigation strategies. She further argued that no one was getting sick from the virus and the only people that were impacted by it and dying were the average age of 78.

Mrs. Davis continued to argue that allowing the virus to spread would create herd immunity, and that the only people dying were old and in a skilled nursing home. Dr. Henry provided alternative language. After further discussion it was decided to use the words "expected" and "substantial."

Mrs. Davis objected to the next paragraph stating that the hospital systems are not going to be overrun with COVID-19 cases. She went onto recommend that JCHD stop contact tracing and quarantining people so that herd immunity could be achieved faster. Ms. Mikale provided alternative wording for this paragraph in which they struck the second word and replaced it with "current level of spread." Mrs. Davis then argued that JCHD needed to use the funding from CARES Act to hire more contact tracers. After additional discussion Mr. Prater read the modified wording. Mrs. Davis continued to argue her opinion. Mr. Prater reread the modified wording. Mrs. Davis continued to argue her opinion. To which the other board members agreed no other changes were needed and instructed Mr. Prater to move on to the next paragraph.

Mrs. Davis continued to argue her opinion. Ms. Mikale provided modified language for the next paragraph. Mr. Prater reread the paragraph with the modified language. Mrs. Davis continued to argue her opinion. Mr. Prater asked if she was discussing the wording of this paragraph or just preaching her opinion. Chairman Diehl instructed Mr. Prater continue to the next paragraph.

Mrs. Davis continued to argue her opinion. To which Mr. Prater asked if she agreed with the paragraph which stated that the virus was spread through respiratory droplets. Mrs. Davis continued to argue her opinion.

Mr. Prater moved onto the next paragraph. To which Mrs. Davis argued her opinion. Mr. Prater asked if she was recommending changes. Mrs. Davis replied the paragraph needed to be deleted and continued to argue her opinion. Mr. Prater asked if anyone else had changes to recommend to which no one replied. Mrs. Davis requested Mrs. Vollmar provide additional information that supports what is in the document.

Mr. Prater moved onto the next paragraph. Mrs. Davis continued to argue her opinion to which Mr. Prater asked her if she had changes to suggest or if she was preaching her opinion, then moved onto the next paragraph.

Ms. Mikale provided clarifying language regarding the reports being used for decision making. Mrs. Davis argued against using vague language due to the complications that would result should a lawsuit be brought against JCHD in response to the ordinance. Mrs. Davis then argued her opinion regarding the necessity and effectiveness of masks.

Mr. Prater moved onto the next paragraph. No discussion ensued.

Mr. Prater moved onto the next paragraph to which Mrs. Davis stated businesses needed to make decisions for themselves and then recommended modified language. Mrs. Davis stated JCHD was never going to shut down businesses again, to which Mr. Pigg replied JCHD does not intend to shut down businesses again, but the board should never say never. Additional conversation ensued about the language of the paragraph. Mrs. Vollmar offered modified language to address Mr. Prater's concern. Mr. Prater reread the paragraph with modifications, and hearing no additional recommendations moved onto the next paragraph.

Ms. Mikale recommended the language throughout the entire document be updated to the Jefferson County Health Center (JCHC) since that is the official name of the agency. Mrs. Davis continued to argue her opinion regarding wearing masks. Ms. Mikale provided additional language regarding the passing of the ordinance. Mrs. Davis continued to argue her opinion regarding the virus' spread. Mrs. Vollmar requested they continue on with the reviewing of the document since they were only on page 2 of 5. Mr. Prater reread the paragraph with the modifications.

Ms. Mikale advised that the board save discussing the merits for a later time and focus on the language of the document for the sake of time. Mr. Prater reread the previous paragraph with the modifications, to which Mrs. Davis objected to the language indicating the possibility of shutting businesses down again. Mr. Prater made a motion of privilege called for another break.

Chairman Diehl called the group back into session and asked Mr. Prater to continue to go through the ordinance from where they left off before taking their break. Mr. Prater clarified he was on page 3, second paragraph. Mrs. Davis went back to the first paragraph to which Mr. Prater stated it had already been discussed. Mrs. Davis continued to argue her opinion regarding businesses shutting down.

Mr. Prater moved onto the next paragraph. Mrs. Davis interjected her opinion regarding the second paragraph on page three from which Mr. Prater stated they had already moved. Mrs. Davis continued outlining her objections to the second paragraph.

Mr. Prater clarified the word "drug" in the third paragraph was made plural, and then moved on to the next paragraph to which Mrs. Davis asked for him to wait for a moment while she reread the paragraph. After a pregnant pause Mr. Prater moved onto the next paragraph.

Mr. Prater read paragraph five on page three. Hearing no discussion Mr. Prater then read paragraph six on page three. Mr. Pigg clarified the date and time from the earlier discussion which was 8/31/2020 at 12:01am. Mrs. Davis objected stating that was

not enough time to “really digest this.” Mr. Pigg stated the next change was to have the expiration set for 9/25/2020 at 12:01am. Additional discussion ensued about the ending date to which Mrs. Davis interjected her objection. Mrs. Vollmar offered to gather the White House’s recommendations for reopening to which Chairman Diehl asked her to do so. Mr. Prater reread the paragraph with the modifications. Ms. Mikale provided clarifying language regarding the duration of the order. Mrs. Davis asked instead of having specific dates for when this will end to set specific guidelines based on the number of positive cases decreasing. Mr. Prater reread the modified paragraph.

Mr. Prater moved onto the next paragraph to which Mrs. Davis requested additional discussion on the previous one. Upon hearing the next paragraph Mrs. Davis argued her opinion on businesses closing to which Mrs. Vollmar clarified that this was not ordering the restaurants to close rather requesting they modify their operations so that they are maintaining appropriate social distancing. Mrs. Davis continued to argue her opinion. Chairman Diehl instructed Mr. Prater move onto the next paragraph.

Mrs. Davis asked for clarification to which Mr. Prater stated that this section was to provide definition to the paragraph regarding businesses. Dr. Henry asked for clarification regarding places of worship to which Mrs. Vollmar provided clarification. Mrs. Davis continued to argue her opinion.

Mr. Prater moved onto the next paragraph to which Ms. Mikale noted a typo. Mrs. Davis argued her opinion on travel restrictions. Mrs. Vollmar provided clarification of what was being advised. Ms. Mikale provided clarification that the paragraph states should and does not mandate travel be restricted. Additionally, she advised the language to align with the CDC’s regarding this matter.

Mr. Prater moved onto the next paragraph. Mrs. Davis asked for clarification regarding when masks needed to be worn in public. Ms. Mikale recommended defining public gathering. Mrs. Vollmar provided clarification to which Mrs. Davis argued her opinion. Ms. Mikale read an example definition from Jackson County’s guidance. Further discussion ensued regarding how this paragraph should be worded. A question was posed by Mrs. Vollmar regarding whether Mrs. Davis would have a conflict of interest for this portion of the order since it was pertaining to wedding venues, one of which she owns. Chairman Diehl deferred to Ms. Mikale, who stated it would depend on how the paragraph is worded. Mrs. Davis stated that she did have a conflict of interest. She then reread the definition from Jackson County. Further discussion ensued regarding the wording of this section as well as the necessity of it. Mr. Prater recommended returning to this section to which Chairman Diehl agreed. Mr. Prater asked Ms. Mikale and Mrs. Vollmar to work on a recommendation for language for this section.

Mr. Prater moved on to read section 5 pertaining to masks and face coverings. A discussion ensued regarding where this statement/definition should be placed within

the section. Mrs. Davis objected to the CDC guidelines for children as young as two wearing a face mask. Mr. Prater clarified that the language needed to be updated to state face mask instead of covering for the sake of consistency. Mrs. Davis continued to argue her opinion. Mr. Prater stated no other board member took issue with this section and continued onto the next section.

Mr. Prater recommended updating the wording regarding face masks versus face coverings to which Ms. Mikale gave different options regarding how it should be worded throughout the document since both are used within the definition.

Dr. Henry requested that the section pertaining to two years old wearing face masks be revisited. She stated the CDC is recommending but not mandating that children aged 2 or 3 wear masks. Mrs. Davis continued to argue her opinion. Dr. Henry asked Mrs. Vollmar why the CDC lowered the age for masking to two, to which Mrs. Vollmar stated she would need to further research that. Mrs. Vollmar suggested that masks are recommended for children under five and mandated for children five and older wear a mask. Ms. Mikale clarified that it would only be the first line of the paragraph that would need to be updated pending Mrs. Vollmar's research into the CDC's recommendations. Mrs. Davis continued to argue her opinion.

Mr. Prater moved on to the next section which clarified when face masks were required and under which circumstances an exception would be made to wearing a face mask. Dr. Henry proposed modifying language pertaining to wearing masks within one's home in the presence of other household members. Mrs. Vollmar provided clarification that this section pertained to multi-family housing units such as apartments where it would be difficult to maintain social distancing in common areas such as hallways, stairwells, and elevators. Mrs. Vollmar stated she did not have a preference for whether this language should remain or be removed. Dr. Henry stated she interpreted that section differently and recommended striking that section since Section D specifies definition for inside an apartment/home. Ms. Mikale stated this is referencing common areas such as those previously listed. Additional discussion ensued regarding how the language should be modified. Dr. Henry and Ms. Mikale worked out how to reword this section to make it clearer. Mrs. Davis requested this section be removed from the document. Mrs. Davis then requested that the meeting be adjourned, and another meeting be scheduled to finish reviewing the document. Further discussion ensued regarding the wording of this section. Dr. Henry stated she preferred Ms. Mikale's language defining what constitutes common areas. Mrs. Davis continued to argue her opinion. Chairman Diehl requested the section be reread with the modifications. Ms. Mikale read the recommended language. Mrs. Davis objected to the language. Mr. Pigg provided clarification and provided additional language to which Mrs. Davis recommended again that the language be removed. The rest of the board agreed with the language Mr. Pigg recommended. Ms. Mikale provided clarification and simplified the language to which the board members agreed except

for Mrs. Davis who continued to argue her opinion. Ms. Mikale reread page 4 Section 4 with the recommended language. Mrs. Vollmar provided the definition the CDC provided for what constitutes a gathering and event. Mr. Prater reread the section to ensure he documented the modification correctly. Mr. Prater moved onto the next section. However, Mrs. Davis continued the discussion on the previous section requesting clarification for what the section meant.

Chairman Diehl asked for clarification from Ms. Mikale regarding if this reading of the ordinance counted as the first of the two required readings. Ms. Mikale stated this reading would not count, and the modified ordinance would need to be read two more times in full before it could be approved. Mr. Prater asked for clarification on the order of the motion, reading, discussion, and vote to which Ms. Mikale instructed that a motion would need to be made and seconded prior to reading the document in full two times. She further recommended holding any additional discussions prior to reading the document two times because any changes made within the two readings would require the document to be read two more times before it could be put to vote.

Mr. Prater continued to Section 7. No discussion was required for this section; however, Mrs. Davis requested they revisit the section pertaining to the restaurants. Mrs. Vollmar requested the floor to ask again if Mrs. Davis needed to recuse herself from the vote since she owns a wedding venue. Ms. Mikale responded that since the ordinance pertained to all businesses in general and not just to hers it would not be a conflict of interest for Mrs. Davis to engage in the discussion or cast a vote pertaining to that section.

Chairman Diehl asked if there was a motion to approve. Mrs. Davis made the motion to approve. Chairman Diehl asked Ms. Mikale if he could second the motion to which she said, "yes," Chairman Diehl seconded the motion and opened the floor for discussion. Mrs. Davis stated she had issues with most of what was in the ordinance. However, hearing no other requests for discussion Mr. Diehl requested the ordinance be read twice. Mrs. Davis requested they return to a previous section before reading it in full twice. Mr. Pigg stated this was a delay tactic and requested they continue with the reading.

Ms. Mikale clarified that the exact same version had to be read twice. Mr. Prater was instructed to begin with the title for the first read through of the modified ordinance. Ms. Mikale clarified that JCHD need to be updated to JCHC to which Mr. Prater noted the change and began again. Ms. Mikale clarified the date needed to be corrected, to which Mr. Prater noted the change and reread the sentence with the updated date. Mrs. Davis requested a section be removed from the ordinance. Mr. Prater continued reading to which Mrs. Davis requested they stop for a discussion. Mr. Prater continued reading since no one else requested changes or a discussion. Mrs. Davis voiced her

objection to the potential the ordinance could be extended. Ms. Mikale clarified the language to which Mr. Prater concurred.

Mr. Prater continued to Section 2. Ms. Mikale verified, and Mr. Prater confirmed the correct modification had been read. Mr. Prater proceeded to read Section 3, 4, and 5. Mrs. Davis objected to recommendations in Section 5 that were based on the CDC's recommendations. Mr. Prater questioned if she was arguing that the CDC was wrong. Mrs. Davis continued to argue her opinion to which Mr. Prater requested she stop interrupting him; and then continued with the reading of Section 5 through the end of the document. Ms. Mikale clarified Section O should be removed. Mrs. Davis requested clarifying language be added regarding not having to wear masks if people are maintaining social distancing to which Mr. Prater stated that clarification was already provided in another section.

Mr. Prater then volunteered to continue with the second reading of the ordinance. Upon completing the second read through Chairman Diehl opened the floor for discussion. Mrs. Davis requested language be added to the section pertaining to wearing a mask in restaurants to which clarification was provided that her concern was addressed in another section.

A discussion ensued regarding the expiration date of the ordinance. No changes were made.

Chairman Diehl requested clarification from Ms. Mikale regarding what the impact would be on this ordinance should the federal, or state government enforce a mandate of their own, to which Ms. Mikale stated that this ordinance does not supersede a mandate made by the state or federal government.

Mrs. Davis argued her opinion regarding the spread of the virus and how unnecessary the ordinance was. Mrs. Vollmar provided clarification that the White House, CDC, the Pandemic Taskforce, and the state all recommend wearing masks. Mrs. Davis argued that it was recommended and not mandated.

Mrs. Davis argued her opinion. To which Chairman Diehl summarized that this discussion has been going on for months now, and it was time for a decision to be made. Chairman Diehl requested clarification from Ms. Mikale regarding whether a vote by role call was needed, to which Ms. Mikale confirmed it was. Chairman Diehl then asked Mrs. Pinkley to proceed with the role call. Mrs. Davis interjected her concerns about a small business that is barely making it and is unable to provide curbside service. Ms. Mikale clarified that the ordinance does not require the restaurant to limit their business to curb side only. Mrs. Davis continued to argue her point to which Ms. Mikale provided additional clarification. Mrs. Vollmar asked Mrs. Davis to put her mask back in place.

Chairman Diehl asked Mrs. Pinkley to proceed with the role call with the results as follows:

Chairman Diehl: Aye

Mr. Pigg: Aye

Dr. Henry: Aye

Mr. Prater: Nay

Mrs. Davis: Nay

Before Chairman Diehl could declare the outcome of the vote Mrs. Davis demanded to know how this ordinance would be enforced. Ms. Mikale responded pursuant to section 192.300 which gives the prosecuting attorney the authority to proceed should complaints be made. Chairman Diehl clarified with Ms. Mikale that the three to two vote meant that the ordinance had been approved to which Ms. Mikale confirmed that was correct.

Mrs. Davis interjected her opinion that this was going to result in people “snitching on each other” and hurting each other. She then asked if this was really what they wanted for the county. She then asked if this was enforceable.

Chairman Diehl stated they were going to go into closed session and that Facebook live would end but would resume once they were out of the closed session. Further instruction was provided to viewers regarding how to resume when they return.

Mr. Pigg motioned to go into closed session pursuant to section 610.021 Sections 1, 2, and 3 which are for legal action and litigation (Section 1); Confidential and privileged information between the health board and their representative attorneys, and acquiring lease or real estate (Section 2); and hiring, firing, or promoting employees (Section 3). Mr. Prater seconded the motion. Chairman Diehl asked Mrs. Pinkley to do the role call with the results as follows:

Chairman Diehl: Aye

Mr. Pigg: Aye

Dr. Henry: Aye

Mr. Prater: Aye

Mrs. Davis: Aye

Chairman Diehl called for a break before doing role call to open the closed session.

Mr. Pigg motioned to open the session. Mr. Prater seconded the motion. Mrs. Pinkley conducted the role call with the results as follows:

Chairman Diehl: Aye

Mr. Pigg: Aye

Dr. Henry: Aye

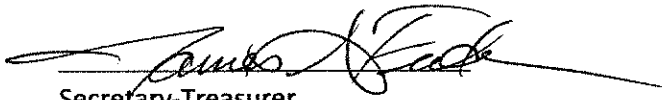
Mr. Prater: Aye

Mrs. Davis: Aye

Nothing to report from closed session.

ADJOURN

Mr. Pigg motioned to adjourn the meeting. Dr. Henry seconded. Motion carried unanimously and Chairman Diehl announced the motion had passed. Meeting adjourned at 9:28 PM.



Secretary-Treasurer