

**JEFFERSON COUNTY HEALTH DEPARTMENT**  
**Physical Location 405 Main Street, Hillsboro, MO 63050**  
**Recorded Broadcast available VIA: YouTube**  
**@<https://www.youtube.com/channel/UCACuytmq2kUAI65z3AYsmYw>**  
**July 6, 2021**

**CALL TO ORDER**

Chairman Diehl called the meeting of the Board of Trustees of the Jefferson County Health Department to order at 8:33 AM

**ROLL CALL**

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

**OTHERS ATTENDING** (x indicates present)

- Kelley Vollmar, Executive Director
- Steve Sikes, Deputy Director, Agency Operations
- Jennifer Pinkley, Deputy Director, Agency Administration
- Christi Coleman, Counsel
- 

Others in attendance:

Katelyn Mary Skaggs, Leader Publications

## **APPROVAL OF AGENDA**

Chairman Diehl made a motion to amend the agenda under New Business to move number 2 up to number 1. Dr. Henry seconded.

Mrs. Davis wants to clarify what exactly is being discussed in closed session, because according to the Sunshine Law we have to disclose what we are discussing in closed session, Mrs. Coleman clarified that what we are discussing is noted on the agenda per Sunshine Law. Mrs. Davis wants to know if it is planned to discuss the censure of a Board member in closed session, Mr. Pigg stated for the record the reason for the closed session per the agenda; A part of the meeting with closed meeting, closed record and closed vote may be conducted by the Board of Trustees relating to legal action, causes of action or litigation involving the Jefferson County Health Department [610.021 (1)], any confidential or privileged communications between the Board of Trustees of the Jefferson County Health Department or its representatives and its attorneys [610.021 (1)], acquiring or leasing real estate by the Jefferson County Health Department where public knowledge of the transactions might adversely affect the legal considerations therefore [610.021 (2)]; the hiring, firing, disciplining, or promoting of a particular employee/employees by Jefferson County Health Department where personal information about the employee is disclosed or recorded [610.021 (3)]; and records which are protected from disclosure bylaw [610.021 (14)]. The discussion ensued by Mrs. Davis that any discussion of censure of a Board member or talk about her would have to be done in open session not in closed session because she is a board member not an employee. Mrs. Coleman says that if the board wants to ask questions of counsel it should be done in closed session because it is privileged information. Mr. Pigg called the motion to question. Chairman Diehl asked for a roll call vote and announced the motion had passed.

Chairman Diehl—Aye

Dr. Henry—Aye

Mr. Pigg—Aye

Mrs. Davis—Nay

Mr. Pigg motioned to approve the amended agenda. Dr. Henry seconded. Mrs. Davis was the only dissented, Chairman Diehl announced the motion had passed.

## **CLOSED SESSION**

Mr. Pigg made a motion to go into closed session in accordance with the Sunshine Law Statute 610.021 Section(s)1, 2, 3, and 14. Dr. Henry seconded. Chairman Diehl announced the motion had passed.

Chairman Diehl—Aye

Dr. Henry—Aye

Mr. Pigg—Aye

Mrs. Davis—Nay

Dr. Henry made a motion to re-open Open Session. Mr. Pigg seconded. Chairman Diehl announced the motion had passed.

Chairman Diehl—Aye  
Dr. Henry—Aye  
Mr. Pigg—Aye  
Mrs. Davis—Nay

### **NEW BUSINESS**

Mr. Pigg made a motion to accept the recommendation to extend the scope of investigation into previously filed complaints against a Board member and a member of the personnel. Dr. Henry seconded. Mrs. Davis states that there is a lot going on and a lot that has not been addressed from members of the public, in particular letters from Chris Williams. Chairman Diehl announced the motion had passed.

Chairman Diehl—Aye  
Dr. Henry—Aye  
Mr. Pigg—Aye  
Mrs. Davis—Nay

Chairman Diehl read Resolution 21-07-06-01

At a special meeting of the Board of Trustees of the Jefferson County Health Center (JCHC) held on the 6<sup>th</sup> day of July, 2021, at which a quorum was present, the following resolution was adopted, effective immediately, censuring the conduct of Trustee Suzy Davis:

WHEREFORE, pursuant to the Bylaws adopted by the Board of Trustees, the purpose of the Board of Trustees is to govern and control the affairs of the Center as provided by law; to discover and interpret the needs, attitudes and interests throughout the County as a guide to developing and setting priorities for health programs for residents; to exercise judgment in reviewing, considering and voting on policies affecting the operation of the residents, businesses and facilities within the County; and to oversee the management and fiscal control of the Center as provided by law and to review, evaluate and judge the effectiveness of the Center's programs; and

WHEREFORE, further, pursuant to the Bylaws adopted by the Board of

Trustees, each individual Board member shall work through the Director and her staff to reinforce the efforts of the Director and the staff so that they may perform their assigned responsibilities in the most effective manner; to keep all citizens informed about the quality and condition of matters affecting public health in the County; and to assure that all transactions of the Center are ethical, open and above board; and

WHEREFORE, further, pursuant to the Bylaws adopted by the Board of Trustees, Members of the Board shall attend all regularly scheduled Board of Trustees meetings insofar as possible. Members shall come to Board of Trustees meetings informed concerning the issues to be considered, Members shall review the issues under the Board's consideration and to take a respectful stand regarding those issues. Members must conform to tenets of knowledge, open discussion respect, independent judgment, and civility, and should be prepared to cast a vote on each of the issues before that member; and

WHEREAS, further, pursuant to the Bylaws adopted by the Board of Trustees, Members shall work with other Board members to establish effective Board policies and to delegate authority for the administration of the Center's facilities to the Director. Members shall not attempt to by-pass, undermine, or usurp the Director's authority and responsibility for the daily operation of the Center; and

WHEREAS, further, pursuant to the Bylaws adopted by the Board of Trustees all meetings of the Board are conducted pursuant to Robert's Rules of Order; and

WHEREAS, Trustee Suzy Davis has insisted on unaccompanied and unscheduled visits to Health Department offices, whereupon she has made audio and video recordings while in the offices and live streamed them to her Facebook page, recording the identities of clients and confidential health information as well as interrupting the conduct of business. The Board Chairman and Director have offered several opportunities to meet to resolve these issues, yet Ms. Davis has either rejected them or not shown up for appointments in a timely manner; and

WHEREAS, throughout the course of her tenure as a Trustee, Ms. Davis regularly comes to Board meetings late and unprepared. She does not adequately review the Board packet provided to her in advance of the meeting, so that she can take part in meaningful discussion. She has been offered the opportunity to ask questions of the Chairman and Director regarding information in her Board packet prior to the meeting, and yet she refuses to do so; and

WHEREAS, Ms. Davis routinely undermines the decisions of the Board with regard to COVID-19 mitigation measures at the Center, filing multiple protests and complaints demanding that she not be required to adhere to duly-adopted Resolutions of this Board regarding mitigation measures; and

WHEREAS, Ms. Davis routinely uses her position as a Trustee to undermine the public health initiatives of this Board, including recommending vaccination and mitigation efforts for the residents of Jefferson County; and

WHEREAS, Ms. Davis routinely undermines the authority and efforts of the Director in running the day-to-day operations of the Center, and communicates with her and her staff in such a manner as has resulted in numerous complaints being lodged by the Director and her staff; and

WHEREAS, Ms. Davis regularly refuses to adhere to Robert's Rules of Order for conducting meetings, routinely talking over other members, refusing to adhere to the question on the floor, and attempting to utilize public meetings as her personal forum for airing of personal opinions.

**NOW, THEREFORE, BE IT RESOLVED**, by the Board of Trustees of the JCHC that effective IMMEDIATELY, Trustee Suzy Davis shall be and is censured and admonished to adhere to all Bylaws Rules and Procedures of this Board. Failure to perform her duties pursuant to the Bylaws may result in this Board taking action to impeach and remove her from her position.

Mr. Pigg motioned to adopt Resolution 21-07-06-01. Dr. Henry seconded.

Mrs. Davis asked where her copy of the resolution was and what is the procedure is now that these allegations have been made? Where is her due process in order to refute these allegations? She would like to table this until next month so she can have her attorney review it and answer every question.

Mr. Pigg read the guiding principle of the Jefferson County Health Department By-Laws Article 1 – Board Duties, the center is established, maintained and operated for the improvement of the health of all inhabitants of Jefferson County, you have not been living up to that that and it is the premier guiding principle of the health department everything else after this is in support of those statements. I am going to drop down to article two, number one now in addition Board members will one work through the director and his or her staff, on page two, section one, article two, it says number three under the additional duties of the Board members is to reinforce the efforts of the director and the staff so that they may perform their assigned responsibilities in the most effective manner. When have you ever supported the director? Can you tell me time when you supported the director? Mrs. Davis asked can you give me a specific time, Mr. Pigg replied he didn't have to, it's on all the board meetings, one specific time was when she wanted to have vaccines brought into the county from Saint Louis County and you voted no. We are not mandating vaccines we're giving everybody access to them. You don't care about people's health you care about one thing you're trying to drive something here that doesn't even exist you're bringing this this partisan politics up from the United States Supreme Court and all these congress people and you're bringing it down to this level we're here for health betterment of the people our purview. We need to focus on healthcare and taking care of our community and giving them the best advice we can to protect themselves.

Mrs. Davis says she is entitled to her opinion, Chairman Diehl yes you are, but we have procedures we're asking you to follow, we're not asking you to change your



opinions, but once a vote is taken and the majority of the Board rules that's the policy of the health department and if you don't want to follow that that's a problem.

Your visits to the Health Department is a perfect example, Mrs. Davis asks did you not sign me the month of June to come to the Health Department to inspect, is that not what the Board member is supposed to do. A by-law inspection visit is designed by the people who wrote these years ago for the checks and balances and for the purposes of the people's information. Chairman Diehl read an email that went out to all Board members about Board members visits:

Purpose of the visits is in the bylaws has always been to educate Board members that's right this has historically been done at board meetings and or scheduled meetings with administration and staff depending on anything Board members may be unfamiliar with or want to learn more about presentations on programs and services can be arranged the meetings are an opportunity to meet the staff questions can be asked and answered during business hours everyone is busy working with clients and performing their jobs this can often take employees out of the office. Programs and services are provided on different days at different times as a result, unscheduled visits will miss programs services and employees they will also interfere with the conduct of business. Mrs. Davis states one of the trustees shall visit and then examine the county health center at least twice each month and this is RSMo 205.042, that means that is a state statute and that's it's not just a bylaw.

Chairman Diehl called to question the motion.

Chairman Diehl announced the motion had passed.

Chairman Diehl—Aye

Dr. Henry—Aye

Mr. Pigg—Aye

Mrs. Davis—Nay

#### **ADJOURN**

Mr. Pigg motioned to adjourn the meeting. Mrs. Davis seconded. Hearing no discussion, The motion carried the motion unanimously and Chairman Diehl announced the motion had passed. The meeting adjourned at 9:21 am.



Secretary-Treasurer