




MEMORANDUM

Date: November 30, 2020

To: The Honorable Chairman and Members
Pima County Board of Supervisors

From: C.H. Huckelberry
County Administrator 

Supervisors Elect
Pima County Board of Supervisors

Re: **Weekly COVID-19 Update Report**

For the week of November 22, 2020 to November 28, 2020, there were 2,009 COVID-19 cases reported by test collection date. (Attachment 1) Again, this is the single largest week of total infections to be reported by test collection date. In addition, there are now 15 specific locations where there are five or more COVID-19 infections, with the Federal Prison reporting 78 new COVID-19 cases.

While today there were 46 COVID-19 cases reported by the Arizona Department of Health Services, it is likely the data will show a significant increase as we have seen low data reporting anomalies previously on a week to week basis. There is no reason to believe that COVID-19 infection rates will not continue at the same rate they have over the past week.

In addition, we have also begun to report the number of COVID-19 infections on a per 100,000 population basis, a factor commonly used to evaluate the community spread associated with COVID-19. The unadjusted seven day moving average of the infections per 100,000 stands at (308) today. On Sunday, November 29, 2020 this average was (356) and has been reduced due to the low number of cases reported today.

I am also attaching the weekly MMWR report of weekly cases with key dates referenced. Please note that the last two weeks will be adjusted upward. Even without that adjustment the cases for Week 47 exceed all previous weeks. (Attachment 2)

We have also been watching the daily report of hospital capacity. The data indicates reduced intensive care unit bed capacity across all Pima County hospitals.

I have asked the County Attorney to evaluate and determine what actions could be taken by the County should the Board of Supervisors decide to increase our public health response by increasing voluntary curfew hours, implementing mandatory curfew hours, establishing civil fines for mask violations and having civil infractions enforced much like a traffic ticket through law enforcement. Many of these actions, with the exception of mask civil fines,

The Honorable Chair and Members, Pima County Board of Supervisors
Re: **Weekly COVID-19 Update Report**
November 30, 2020
Page 2

would exceed the Governor's current executive orders and may be legally problematic. I have asked the County Attorney to adopt these measures thereby providing the Board with options. (Attachment 3).

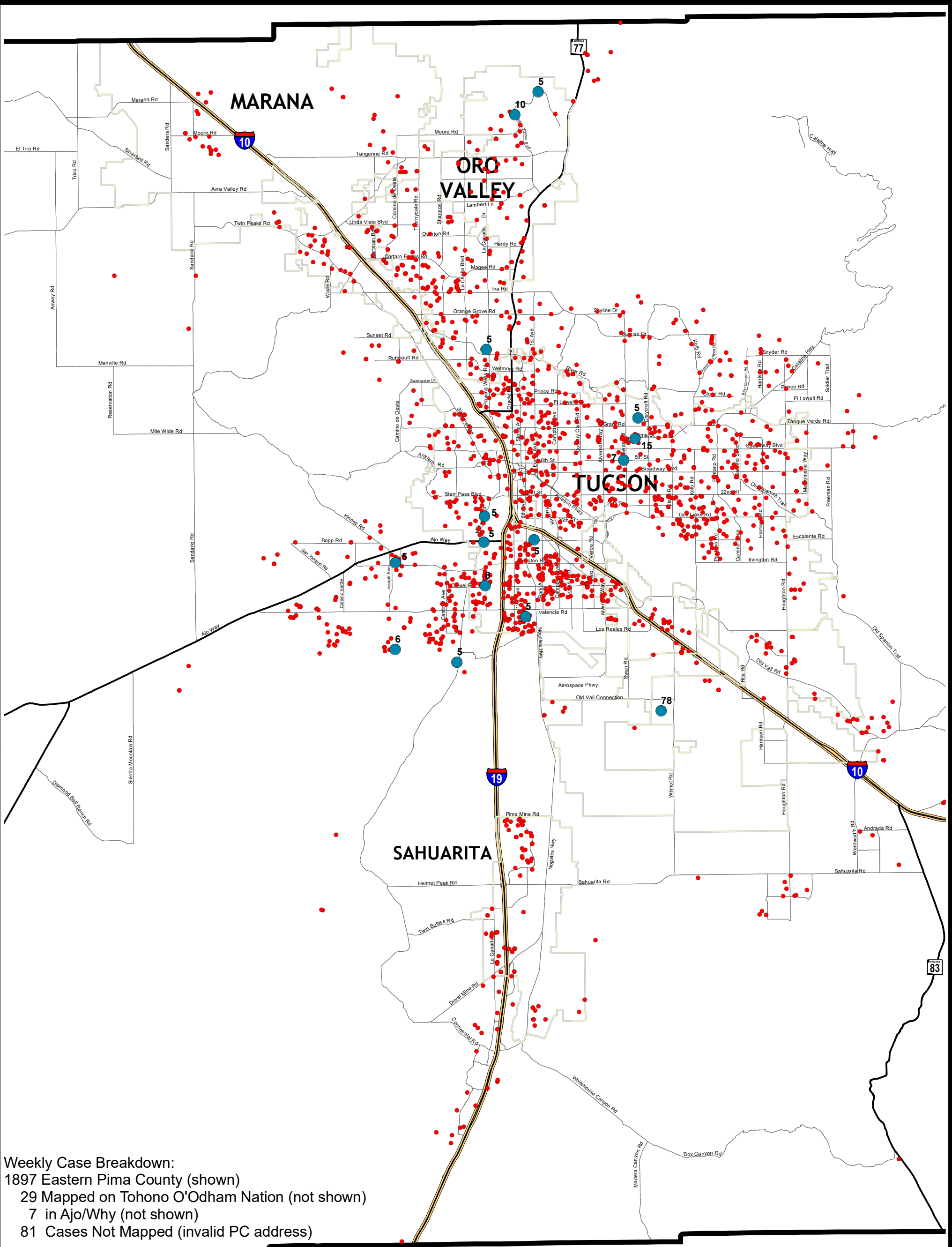
Once I receive a response from the County Attorney, I will forward it to the Board for your information and consideration.

CHH/anc

Attachment

c: Andrew Flagg, Chief Civil Deputy County Attorney
Jan Leshner, Chief Deputy County Administrator
Carmine DeBonis, Jr., Deputy County Administrator for Public Works
Francisco García, MD, MPH, Deputy County Administrator & Chief Medical Officer,
Health and Community Services
Terry Cullen, MD, MS, Public Health Director, Pima County Health Department

ATTACHMENT 1

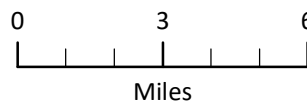


Weekly Case Breakdown:
 1897 Eastern Pima County (shown)
 29 Mapped on Tohono O'Odham Nation (not shown)
 7 in Ajo/Why (not shown)
 81 Cases Not Mapped (invalid PC address)

COVID-19

2,009 Cases by Test Collection Dates between November 22 and November 28

- Case Location
- Single Locations where Cases \geq 5



Pima County Info. Tech. Dept.
 33 N. Stone Ave., 15th Floor
 Tucson, AZ 85701-1207
 phone: (520)740-6670
 fax: (520)798-3429

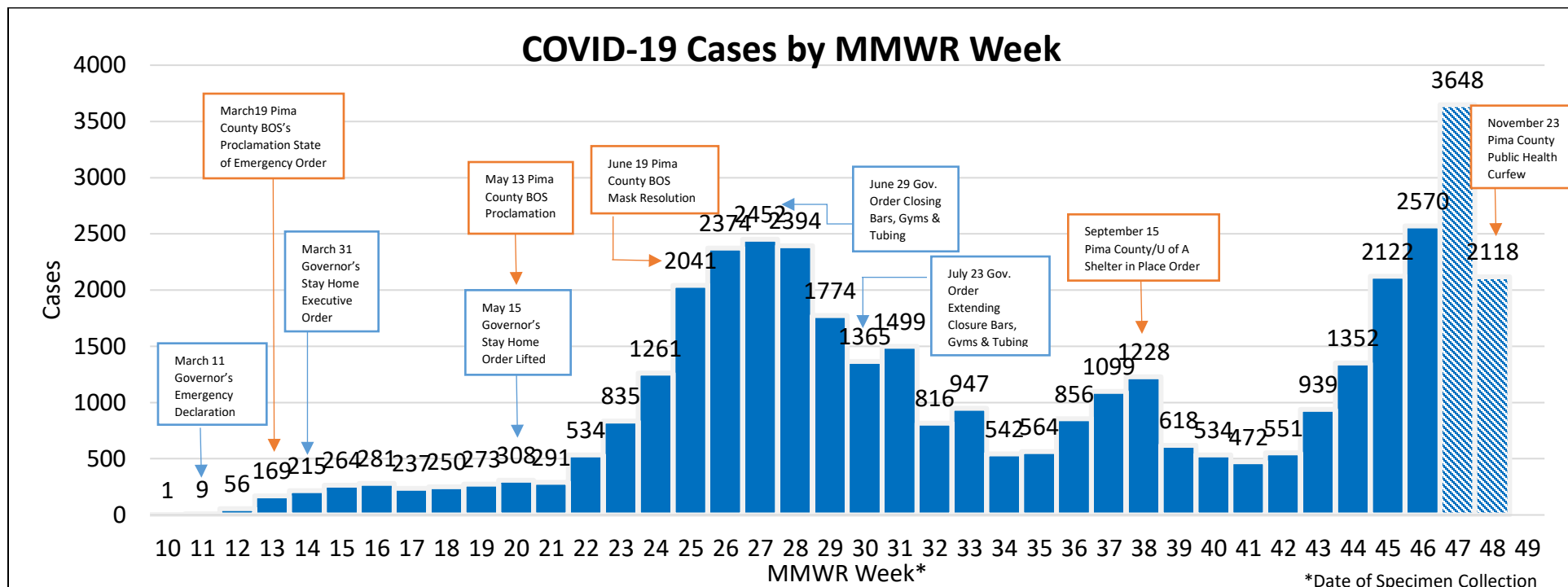
11/30/2020

ATTACHMENT 2



Pima County COVID-19 Deaths, Cases, and Hospitalizations Report

Chart 1: Pima County COVID-19 cases by MMWR Week



These numbers represent estimates and will be revised upward accordingly

Week 10: 3/1/20-3/7/20 — **Week 11:** 3/8/20-3/14/20 — **Week 12:** 3/15/20-3/21/20 — **Week 13:** 3/22/20-3/28/20 — **Week 14* (Stay at Home Order):** 3/29/20-4/4/20—**Week 15:** 4/5/20-4/11/20 —**Week 16:** 4/12/20-4/17/20 — **Week 17:** 4/19/20-4/25/20 — **Week 18:** 4/26/20-5/2/20—**Week 19:** 5/3/20-5/9/20—**Week 20* (Stay at Home Order Lifted):** 5/10/20-5/16/20—**Week 21:** 5/17/20-5/23/20—**Week 22 (Memorial Day):** 5/24/20-5/30/20—**Week 23:** 5/31/20-6/6/20—**Week 24:** 6/7/20-6/13/20—**Week 25* (Mandatory masks):** 6/14/20-6/20/20—**Week 26:** 6/21/20-6/27/20—**Week 27:** 6/28/20-7/4/20-- **Week 28:** 7/5/20 – 7/11/20-- **Week 29:** 7/12/20-7/18/20-- **Week 30:** 7/19/20 – 7/25/20--**Week 31:** 7/26/20 -- 8/1/20-- **Week 32:** 8/2/20 – 8/8/20 **Week 33:** 8/9/20 – 8/15/20 – **Week 34:** 8/16/20 – 8/22/20 – **Week 35:** 8/23/20 – 8/29/20 – **Week 36:**8/30/20 – 9/5/20 -- **Week 37:** 9/6/20 – 9/12/20 – **Week 38:** 9/13/20 – 9/19/20 – **Week 39:** 9/20/20 – 9/26/20 – **Week 40:** 9/27/20 – 10/3/20 – **Week 41:** 10/4/20 – 10/10/20 – **Week 42:** 10/11/20 – 10/17/20 **Week 43:** 10/18/20 – 10/24/20 **Week 44:** 10/25/20 – 10/31/20 **Week 45:** 11/1/20 – 11/7/20 **Week 46:** 11/8/20 – 11/14/20 **Week 47:** 11/15/20 – 11/21/20 **Week 48:** 11/22/20 – 11/28/20 **Week 49:** 11/29/20 – 12/5/20

***Note:** Illnesses in the last 4-7 days may not be reported yet

Updated: 11/30/2020

ATTACHMENT 3



MEMORANDUM

Date: November 30, 2020

To: Andrew Flagg
Chief Civil Deputy County Attorney

From: C.H. Huckelberry
County Administrator 

Re: **Enforceable Public Health Emergency in Excess of Governor's Executive Orders**

As the COVID-19 pandemic continues unabated, with total infections in the month of November exceeding 11,000, far worse than the previous peak in July at 7,800, there is increasing concern that civil financial penalties for mask violations, enforceable curfews, increased limitations on business activities may be necessary.

To allow the Board of Supervisors to make an informed decision regarding any actions that would be stricter than those currently allowed by the State through the Governor or the State public health agency, what actions would be necessary to enact the following items:

- a) an enforceable curfew,
- b) monetary civil fines for failure to wear a mask in public or when in a business that requires a mask,
- c) what actions are necessary to have law enforcement issue civil citations for mask violations, and
- d) any measure in regulating a business activity that would be stricter than those imposed by the Governor's Order?

Please note none of these items, except for face masks are actions that can be taken by the County based on the Governor's executive orders. Therefore, we would be enacting measures stricter than the State solely based on our public health authority.

Assuming that any of these actions if taken, could end up in the courts. What type of proof and/or justification would be necessary to sustain a public health emergency action by our public health agency or our public health officer?

CHH/anc

- c: Jan Leshner, Chief Deputy County Administrator
Francisco Garcia, MD, MPH, Deputy County Administrator & Chief Medical Officer,
Health and Community Services
Terry Cullen, MD, MS, Public Health Director, Pima County Health Department