

AK-CHIN INDIAN COMMUNITY

Community Government

42507 W. Peters & Nall Road • Maricopa, Arizona 85138 • Telephone: (520) 568-1000 • Fax: (520) 568-1001



ORDER OF THE CHAIRMAN

of the Ak-Chin Indian Community

(Order limiting large events and mass gatherings.)

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- WHEREAS,** on March 26, 2020, the Ak-Chin Indian Community Council (“Community Council”) issued a declaration entitled “Declaration of the Ak-Chin Indian Community Proclaiming a State of Emergency Due to the COVID-19 Outbreak” (“Declaration”); and
- WHEREAS,** the Declaration authorizes the Chairman, or the Chairman’s designee, to act on behalf of the Community and to take (or direct the taking of) any and all actions necessary to carry out the intent of the Declaration, including, but not limited to, security and law enforcement actions and issuing communications of general health and safety information to the public; and
- WHEREAS,** the United States Centers for Disease Control and Prevention (“CDC”) has issued interim guidance for Coronavirus Disease 2019 (COVID-19) which, among other things, includes considerations for postponing or cancelling mass gatherings; and
- WHEREAS,** the CDC issued a document entitled “Implementation of Mitigation Strategies for Communities with Local COVID-19 Transmission,” which was available on the CDC’s website (<https://www.cdc.gov/coronavirus/2019-ncov/community/large-events/mass-gatherings-ready-for-covid-19.html>) on May 1, 2020, that provides community mitigation strategies that are targeted at slowing the spread of COVID-19 until such time as a vaccine or therapeutic drug becomes widely available; and
- WHEREAS,** the CDC’s mitigation strategies include considerations for determining appropriate mitigation strategies for each impacted community; and
- WHEREAS,** multiple data sets have revealed that Native American communities have been disproportionately impacted by COVID-19 in Arizona and, thus, Native American communities can appropriately be deemed high-risk populations; and

WHEREAS, the CDC's mitigation strategies for high-risk communities with a minimal-to-moderate level of community transmission include limiting large events and mass gatherings; and

WHEREAS, because it is of the utmost importance that the Community take actions to preserve and safeguard the health, safety, welfare, and political integrity of the Community, a community which is at high-risk for disproportionately negative impacts from COVID-19, it is appropriate for the Community to follow the CDC's guidelines for high-risk populations.

NOW, THEREFORE, I, Robert Miguel, Chairman of the Ak-Chin Indian Community, by virtue of the authority vested in me by the Declaration of the Ak-Chin Indian Community Proclaiming a State of Emergency Due to the COVID-19 Outbreak and after consultation with the Community Council, do hereby order that:

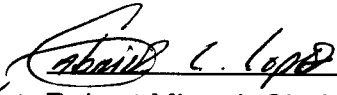
1. Any gathering of more than ten (10) people during the period in which this Order is in effect is contrary to the best health, safety, and welfare interests of the Community unless it is for one of the following limited purposes:
 - A. Employment and performing Community government functions;
 - B. Providing essential services to Community members; "essential services" shall include Community-sanctioned distribution of food, supplies, or other resources when such distributions support the health and general welfare of the Community.
 - C. Obtaining necessary supplies and services for family, household members and pets (e.g., groceries, food, and supplies for household consumption and use);
 - D. Engaging in activities essential for the health and safety of family, household members, and pets, including seeking medical, behavioral health, or emergency services and obtaining medical supplies and medication;
 - E. Patronizing commercial enterprises, provided that such commercial enterprises shall implement rules and procedures that facilitate physical distancing and sanitization measures consistent with CDC guidelines and/or the recommendations of the Ak-Chin Indian Community's Incident Management Team; and
 - F. Participating in religious and/or cultural services, including worship services of funerals, provided that the organizer of

such activities shall implement rules and procedures that facilitate physical distancing and sanitization measures consistent with CDC guidelines and/or the recommendations of the Ak-Chin Indian Community's Incident Management Team.

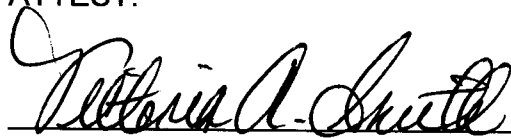
2. If law enforcement (which for the purpose of this Order "law enforcement" includes Ak-Chin Police Officers, Ak-Chin Security Officers, Ak-Chin Safety Officers, and any other employee or agent of the Ak-Chin Indian Community vested with the authority to enforce any COVID-19 related Directive or Order) encounters any groups of more than ten (10) people, law enforcement shall inform the group of this Order and explain that the gathering is not in compliance with this Order, and then law enforcement shall verbally direct all gathered persons to disperse. Any non-compliance with an order of law enforcement to disperse after being verbally notified about this Order may be enforced with any penalty authorized by the Council, including the civil penalties provided for in the Declaration of the Ak-Chin Indian Community Council – Declaration of Penalties for Non-Compliance With any Order of the Chairman Issued Pursuant to the State of Emergency Declared Pursuant to the COVID-19 Outbreak.
3. This Order shall remain in effect until rescinded by either my order or act of the Community Council.

ORDERED this 17 day of June, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand.


For: Robert Miguel, Chairman
Ak-Chin Indian Community

ATTEST:



Victoria A. Smith, Council Executive Secretary
Ak-Chin Indian Community