

**LEWIS AND CLARK CITY-COUNTY  
BOARD OF HEALTH – MINUTES  
1930 9<sup>th</sup> AVE, HELENA, MONTANA 59601  
Zoom Meeting, 1:00 p.m.  
December 16, 2021**

Members Present

Justin Murgel, chair  
Dr. Mikael Bedell, vice chair  
Mayor Jamie Schell  
Commissioner Andy Hunthausen  
Lisa Kaufman  
Rex Weltz

Staff Present

Drenda Niemann            Beth Norberg  
Laurel Riek                Valerie Stacey  
Kathy Moore               Jennifer McBroom  
A.C. Rothenbuecher  
Dorota Carpenedo  
Jolene Helgerson  
Damian Boudreau

Guests Present

Charles Lane, Deputy County Attorney

Members Absent

Mayor Wilmot Collins  
Brie MacLaurin  
Katherine Weber

Justin Murgel, chair, called the meeting to order at 1:00 p.m. A quorum was established.

**REVIEW OF AGENDA**

No changes were made. No public comment was given.

**MINUTES**

Mr. Hunthausen asked if there were any corrections or additions to the October 28, 2021, minutes. There being none, the Board approved the minutes as written. No public comment was given.

**ACTION ITEMS**

Variance Request, Austin and Kendra Stewart, 2040 Anaya Rach Rd. Tract 2B-1, Helena, MT: Lisa Kaufman, Hearing Officer, gave a brief account of the Stewart variance hearing held on December 9, 2021 (on pages 6-7 of the board packet). Ms. Kaufman recommended approval of the variance. She said the request met all of the Montana Department of Environmental Quality criteria for granting a variance. In answer to a question from Commissioner Hunthausen, Ms. Kaufman said the reason for two variances for Mr. and Mrs. Stewart was because the properties were subdivided into 20 and 90 acre parcels. Mayor Jamie Schell moved to ratify the hearing officer recommendation for approval. Commissioner Hunthausen seconded the motion. No public comment was given. The motion carried 6-0.

Variance Request, Austin and Kendra Stewart, 2040 Anaya Rach Rd. Tract 2B-2, Helena, MT: Ms. Kaufman, Hearing Officer, gave a brief account of the Stewart variance hearing held on December 9, 2021 (on pages 10-11 of the board packet). Ms. Kaufman recommended approval of the variance. She said the request met all of the Montana Department of Environmental Quality criteria for granting a variance. Commissioner Hunthausen moved to ratify the hearing officer recommendation for approval. Mayor Schell seconded the motion. No public comment was given. The motion carried 6-0.

Variance Request, Patrick and Chantell McDuffie, 6820 North Montana Ave., Helena, MT: Ms. Kaufman, Hearing Officer, gave a brief account of the McDuffie variance hearing held on December 9, 2021 (on pages 14-15 of the board packet). Ms. Kaufman recommended approval of the variance. She said the request met all of the Montana Department of Environmental Quality criteria for granting a variance. In answer to a question from Mayor Schell, Ms. Kaufman explained why the proposed drain field cannot meet the 100-foot setback to the 100-year floodplain or floodway and the 10-foot setback to the property line. Commissioner Hunthausen moved to ratify the hearing officer recommendation for approval. Mayor Schell seconded the motion. No public comment was given. The motion carried 6-0.

## **BOARD MEMBER DISCUSSION**

Water Quality Protection District (WQPD) Update: Jennifer McBroom, WQPD Program Supervisor gave an update on the district's Fiscal Year 2021 Annual Report (see Attachment "A"). Ms. McBroom highlighted the district's organization structure, budget, fees, current strategic plan goals and accomplishments, their work during the 2021 legislative session, and their partnership with the Lewis and Clark County Planning Department. No public comment was given.

Workforce Development Health and Racial Equity: As part of the Public Health's workforce development plan, which is updated every three years, staff participated in the American Public Health Association (APHA) Racial and Health Equity training (on pages 18-19 of the board packet) to create a baseline understanding of how racism and inequity impacts the health of residents within our county. Public Health staff is now working with Widerstand Consulting out of Missoula, Montana, who will provide staff with a more detailed training in dismantling systems that contribute to racism along with an audit of how they do business and review of their policies. Drenda Niemann, Health Officer, will keep the board updated on their progress. No public comment was given.

Review COVID-19 Emergency Rules and Regulations: Ms. Niemann highlighted the COVID-19 HUB map of current numbers of confirmed, active, break through and recovered cases, daily new case incidences, weekly case incidences, test positivity rates, vaccine information and progress. No public comment was given.

Interlocal Agreement Update: Ms. Niemann announced that Interlocal Agreement negotiations are almost complete. The local governing body will consist of 2 county commissioners, 2 city commissioners, and the Mayor of East Helena. Charles Lane, Deputy County Attorney, announced that final edits to the amendment of the Interlocal Agreement are being made and will go before the three local elected bodies for final approval. Mr. Lane will share the revisions with the Board. No public comment was given.

There being no public comment on items not mentions above, the meeting adjourned at 2:14 p.m.

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Justin Murgel, Chairman

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Drenda Niemann, Secretary