

**LEWIS AND CLARK CITY-COUNTY  
BOARD OF HEALTH – MINUTES  
1930 9<sup>th</sup> AVE, HELENA, MONTANA 59601  
Zoom Meeting, 1:00 p.m.  
June 17, 2021**

Members Present by Zoom

Justin Murgel, chair  
Commissioner Andy Hunthausen, vice chair  
Mayor Wilmot Collins (departed @ 2:27 p.m.)  
Kammy Johnson  
Dr. Mikael Bedell (arrived @ 1:03 p.m.)

Staff Present by Zoom

Drenda Niemann Sarah Sandau  
Laurel Riek Melissa Baker  
Kathy Moore Taylore Dinsdale  
A.C. Rothenbuecher Jay Plant  
Dorota Carpenedo Dawn Sullivan  
Jolene Helgerson

Members Absent

Jenny Eck  
Tyler Ream  
Brie McLaurin

Guests Present by Zoom

Charles Lane, Lewis and Clark Deputy County Attorney

Justin Murgel, Chair, called the meeting to order at 1:00 p.m. A quorum was not established.

*A quorum was established at 1:03 p.m.*

**REVIEW OF AGENDA**

No changes were made. No public comment was given.

**MINUTES**

Mr. Murgel asked if there were any corrections or additions to the May 27, 2021 minutes. There being none the Board approved the minutes as written. No public comment was given.

**ACTION**

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, and test positivity rates. The board made no recommended changes to the COVID-19 Emergency Rules and Regulations. No public comment was given.

Board Appointments for Fiscal Year 2022: Ms. Niemann enumerated the board positions that needed to be filled for FY2022. The Board made the following appointments:

- Dr. Mikael Bedell as vice-chair

Commissioner Hunthausen made a motion to elect Dr. Mikael Bedell as the vice-chair for FY2021. Kammy Johnson seconded the motion. The motion carried 5-0. Board appointments for chair, WQPD representative, and hearing officer will be voted on at the July board meeting. Ms. Niemann announced that the applications for board member positions for a member of the county and professional in the field of environmental health and science are still open. No public comment was given.

Hearing Officer Recommendation, Richard and June Dosier Variance:

Kammy Johnson, Hearing Officer, and Jay Plant, Sanitarian, gave a brief account of the Dosier variance hearing held on June 15, 2021. Ms. Johnson 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. Johnson said that the variance conditions will transfer to a new owner when the applicant sells the property. Commissioner Hunthausen moved to ratify the hearing officer recommendation for approval. Dr. Bedell seconded the motion. Mr. Murgel called for a vote. The motion carried 5-0; however public comment was not opened. Mr. Murgel then opened the variance up to public comment.

Mary Ann Dunwell, Helena resident announced that she is not in favor of the approval of the variance. She believes in alternative septic systems that specifically deal with property where there is limited land use for traditional conventional septic systems.

The board continued to discuss the applicant's reason for hardship if the variance was not approved. After further discussion, Ms. Johnson made a motion to strike the original vote because the vote was taken before public comment was called for. Mayor Collins seconded the motion. No public comment was given. The motion carried 5-0.

After further board member discussion regarding the applicant's reason for undue hardship, Mr. Bedell made a motion to deny the Dosier variance. Commissioner Hunthausen seconded the motion. The motion carried 4-0.

**BOARD MEMBER DISCUSSION**

Interlocal Agreement Update: Ms. Niemann announced that the Interlocal Agreement negotiations are still underway. There is a small working group with representatives from the county, City of Helena, and the City of East Helena discussing the amendments to the interlocal agreement. With HB 121 signed into law, it shifted board authority to adopt rules and regulations to this local governing body and in our jurisdiction as a City-County configuration there needs to be an identification of that entity. The working group was waiting for some guidance from the Montana Association of Counties and the League of Cities and Towns so they can continue their discussion at the next meeting at the beginning of July. A decision on the governing body should be known by the July 22 board meeting.

Healthy Together Update: Ms. Niemann provided an update on the 2019 Community Health Improvement Plan (CHIP) (on pages 10-31 of the board packet). Ms. Niemann highlighted individual progress made throughout the plan to date along with known barriers, continued outreach, and the minutes from the Health Together Steering Committee highlighting progress on the 2021 Community Health Assessment.

Chronic Disease Presentation: Sarah Sandau, Chronic Disease Prevention Supervisor, Melissa Baker, Breast and Cervical Health Program Coordinator, and Taylore Dinsdale, Tobacco Use Prevention Education Specialist, each gave a program update (see Attachment "A").

No public comment was given.

**PUBLIC COMMENT**

No public comment was given.

The meeting adjourned at 2:56 p.m.

*The Board of Health met in a closed session.*

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Justin Murgel, Chair

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Drenda Niemann, Secretary