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| Description | Gallatin County Community Room, 311 W. Main, Bozeman, MT | | |
| Date | 6/26/2014 | Location | Board of Health |
| Time | Speaker | Note | |
| 6:49:29 AM | | <p>Members Present: Becky Franks, Tracy Knoedler, Gretchen Rupp, Joe Skinner, Buck Taylor, Excused Members: Steve Custer, Berk Knighton, Carson Taylor, Robin Cory Staff: Matt Kelley, Toni Lucker, Tom Moore, Tim Roark, Jill Steeley, Public: Jane Mahlow, Duane Vinger</p> <p><i>These log notes provide only a part of the official record. the remainder of the official record is in the audio recording of the meeting. SECTION 2-3-212, MCA. The audio recording is available upon request.</i></p> | |
| 7:04:34 AM | Gretchen Rupp, Chair | Meeting Called to Order | |
| 7:04:42 AM | | Disclaimer for Audio Broadcasting | |
| 7:04:46 AM | | Public Comment on a Non-agenda Item - none | |
| 7:05:00 AM | | Consent Agenda | |
| 7:05:10 AM | Matt Kelley, Health Officer | Matt notified that Board that the Ryan White Contract, item #2, had a name change from Shanda Smith to Cindi Spinelli | |
| 7:05:54 AM | Commissioner Skinner | Joe Skinner pulled the Letter of Support for Smoke-Free Housing from the Consent Agenda | |
| 7:06:14 AM | Buck Taylor | Buck stated that his organization, Community Health Partners, is part of the contracts but he personally does not profit from it. | |
| 7:06:43 AM | Motion | Buck made a motion to adopt the consent agenda | |
| 7:06:47 AM | Second | Becky seconded | |
| 7:06:52 AM | Vote | <p>Roll Call: Becky - yes Buck - yes Gretchen - yes Joe - yes Tracy - yes</p> <p>The motion passed.</p> | |
| 7:06:59 AM | Commissioner Skinner | Joe discussed why he does not agree with the letter of support for smoke-free housing and would vote against sending the letter. | |
| 7:07:25 AM | | Board discussion followed. | |
| 7:12:24 AM | Motion | Buck made a motion to send the letter of support for smoke-free housing. | |
| 7:13:10 AM | Second | Becky seconded the motion. | |
| 7:13:18 AM | Vote | <p>Roll Call: Joe - no Tracy - yes Buck - yes Gretchen - yes Becky - yes</p> <p>The motion passed.</p> | |
| 7:13:53 AM | | Variance Request #2014-006 -Klass & Sylvia Tuininga | |
| 7:14:03 AM | Tim Roark | Staff Report | |

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| 7:14:33 AM | | Variance request posted in the June 15th & 25th editions of the Chronicle |
| 7:14:47 AM | | Tim noted an error in the write-up - the failing system is actually working properly; however, they do not have a permitted system. |
| 7:15:42 AM | | Tim provided some background to the 900 records that were not signed as installed, inspected or approved from the 1990's. |
| 7:19:10 AM | | The variance request is to reduce 100-foot setback between the system and potable water and the well tested negative for bacteria. |
| 7:20:17 AM | | The Board had questions: Joe asked if we would wait until the system fails to replace? The variance permit is good for 2 years and owners could wait until then to replace the system. |
| 7:21:11 AM | | Could the owners extend it since it is a working system? The variance could transfer with the property to the new owner. |
| 7:22:07 AM | | Gretchen asked about the static water level. |
| 7:22:44 AM | | Comments by Petitioner |
| 7:22:59 AM | | Toni swore in the commenter |
| 7:23:06 AM | Duwayne Vinger, Site Evaluator | 73 feet static water level |
| 7:23:31 AM | Joe Skinner | Joe asked if the applicant plans to replace the system right away. Yes because of health reasons may need to sell property and needs this permit to sale |
| 7:24:13 AM | | Written comments - none |
| 7:24:20 AM | | Public comment - none |
| 7:24:36 AM | | Staff comments - none |
| 7:24:46 AM | | Petitioners rebuttal comments - none |
| 7:24:55 AM | | Questions from the Board - none |
| 7:25:12 AM | Gretchen Rupp, Chair | Gretchen summarized the factual record: There is no active permit for the system, the property owner wishes to have a permitted system, lot size requires an alternative system, setback distance from the drinking well requires a variance, and the groundwater level is deep. |
| 7:26:23 AM | | Closed factual record and Board Deliberation |
| 7:26:34 AM | Motion | Joe made a motion to approve the variance. |
| 7:26:44 AM | Second | Tracy second |
| 7:26:51 AM | Findings of Fact | <p>Joe stated that based on the staff report and testimony today,</p> <ol style="list-style-type: none"> 1) Granting the variance will not: <ol style="list-style-type: none"> a) Contaminate any actual or potential drinking water supply; b) Cause a public health hazard as a result of access to insects, rodents, or other possible carriers of disease to humans; c) Cause a public health hazard by being accessible to persons or animals; d) Violate any law or regulation governing water pollution or wastewater treatment and disposal, including the rules contained in this subchapter except for the rule that the variance is requested from; e) Pollute or contaminate state waters, in violation of 75-5-605, MCA; f) Degrade state waters unless authorized pursuant to 75-5-303, MCA; g) Cause a nuisance due to odor, unsightly appearance, or other aesthetic consideration; 2) Compliance with the requirement from which the variance is requested would result in |

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| | | undue hardship to the applicant - making it hard to sell the property; 3) The variance is necessary to address extraordinary conditions that the applicant could not reasonably have prevented - there is not enough room on the property for proper separation; 4) No alternatives that comply with the requirement are reasonably feasible; 5) The variance requested is not more than the minimum needed to address the extraordinary conditions. |
| 7:29:21 AM | Vote | Roll Call: Becky - yes Buck - yes Gretchen - yes Joe - yes Tracy - yes motion passed |
| 7:29:37 AM | | Select Subcommittee to Review and Update Board Policies |
| 7:30:11 AM | Matt Kelley | Discussed the need for Board review and revision as necessary to keep policies, charters and by-laws up to date and is useful for accreditation efforts. |
| 7:31:14 AM | | Gretchen as chair, Buck, Becky volunteered to review, edit and bring before the full Board. |
| 7:31:37 AM | | Matt suggested the review be completed by September 30, 2014 with an electronic version to the entire Board and comments to Toni for distribution to the subcommittee for review. |
| 7:32:38 AM | | Meeting to be held in July |
| 7:32:54 AM | | Subcommittee Reports |
| 7:33:03 AM | Gretchen | Environmental Health Subcommittee has not met |
| 7:33:25 AM | | Prevention Alliance Subcommittee has not met |
| 7:33:31 AM | | Health Officer Report |
| 7:33:40 AM | Matt Kelley | Revision to Chapter 3 is underway. Environmental Health Subcommittee met to discuss the issue of how to deal with obsolete systems or systems older than 1966 and which predate septic permitting. The subcommittee guidance was to make a determination of risk of the system. |
| 7:35:06 AM | | The decision tree was sent to Chris Gray for review. |
| 7:37:36 AM | | Currently, there are five open positions in the department. |
| 7:38:28 AM | | Project LAUNCH grant to improve mental health services - will not hear about until September |
| 7:39:22 AM | Gretchen Rupp | Gretchen asked Matt about the weekly CD reports where she sees pertussis consistently - what are we going to do differently? |
| 7:40:06 AM | Matt Kelley | Matt discussed that typically we receive 1-2 cases at a time so far and that containment is of importance to prevent community outbreak. |
| 7:44:16 AM | | Gretchen also asked about the number of HIV positive community members? |
| 7:44:44 AM | | Matt discussed that 18-25 people are currently enrolled in the program |
| 7:45:56 AM | Joe Skinner | Regarding pertussis, Joe described an incident where a community citizen suspected their child had pertussis and felt it was no big deal. Joe expressed more outreach needed to community so they know the danger of the disease. |
| 7:52:10 AM | Becky | Becky shared a story about a child with cancer who could not get immunizations. The parents realized the importance of immunizations as they worried about their child coming into contact with someone with a vaccine-preventable disease. |

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| 7:54:49 AM | Matt Kelley | Matt suggested a letter to the editor or op/ed about this issue would be a good idea. |
| 7:55:03 AM | | meeting adjourned |