



**PUBLIC MEETING**  
September 27, 2016  
MINUTES

The Lewis and Clark County Commissioners Public Meeting was held on Tuesday, September 27, 2016, at 9:00 AM in Commission Chambers Room 330.

**Roll Call**

Chairman Mike Murray called the meeting to order at 9 a.m.

Commissioner Susan Good Geise and Commissioner Andy Hunthausen were present. Others attending all or a portion of the meeting included Eric Bryson, Chris Weiss, Audra Zacheral, K. Paul Stahl, Bryan Backeberg, Drenda Neimann, Karie Frydenlund, Nina Martello, Rosie Wilson, Tammy Potter, Jolene Peavey, Jim Wilbur, Brittany Hogan, Heather Tupper, Steven Adsem, Dean Vig, Doug Backeberg, Jane Hauck, Paulette DeHart, Misty Edwards and Jennifer McCullough, Recording Secretary.

**Pledge of Allegiance**

Everyone recited the pledge.

**Consent Action Items**

- a. Public Meeting Minutes: August 16, 18, 23, 25 and August 30, 2016. (Nichole Nisbet)
- b. Resolution 2016-84 Ordering a Refund of Taxes/Fees/Assessments Paid by Stephen B Lemaster in the Amount of \$1,857.06. (Karie Frydenlund)
- c. Resolution 2016-85 Ordering a Refund of Taxes/Fees/Assessments Paid by Phil & Terry Lamping in the Amount of \$20,397.54. (Karie Frydenlund)
- d. Resolution 2016-86 Declaring County Property Surplus Property. (Amy Reeves)

Eric Bryson reported on the consent action items 2 a-d and recommended approval.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

**Appointment of Lewis and Clark County Coroner. (Chairman Murray)**

A motion was made by Commissioner Hunthausen to appoint Bryan Backeberg to the Coroner position to complete the term of office until the next general election in November of 2018. The motion was seconded by Commissioner Geise and passed on a 3-0 vote.

Commissioner Geise called for an audit and property inventory of the Coroner's Office.

Chairman Murray administered the Oath of Office and swore Bryan Backeberg in as Lewis and Clark County Coroner.

**Tichenor Zoning Variance Request. (Lindsay Morgan)**

On August 8, 2016, Jeff Tichenor applied for a variance from the setback requirements of the R-2 regulations in Special Zoning District Number 3. During staff's review of the request, it was determined that a second variance from the use requirements of the zoning regulations was also needed. Based on this determination, Mr. Tichenor chose to table his initial variance request until the October 5th Planning and Zoning Commission meeting so that he could apply for this second variance and have both requests heard at the same time. Because the hearing regarding the original request was advertised in the Helena IR and because notices of the hearing were also sent to the adjacent property owners and posted on-site, the hearings regarding the original request have to be held. On Thursday, September 15, 2016 the Lewis and Clark County Planning and Zoning Commission held the first public hearing regarding the consideration of this initial variance request. Today, the Commissioners will call for testimony regarding this request, as advertised. The actual public hearing will be held on October 5th at the Planning and Zoning Commission meeting at 5:30 p.m. and on October 18th at the regularly scheduled County Commission public meeting.

No public comment was received.

**Contract Between Lewis and Clark County and Great West Engineering. (Audra Zacherl)**

Audra Zacherl, Assistant Public Works Director, presented the contract with Great West Engineering in the amount of \$29,750. This contract is for Tier 2 non-methane organic carbon (NMOC) emissions sampling and reporting. Tier 2 reporting is the evaluation of NMOC emissions and is done to meet regulatory requirements, to evaluate potential public health hazards and for getting a qualitative sense of whether landfill gases are migrating in the soils. Decomposing waste in landfills generate gases containing many chemicals that transport through soils and may eventually be released to the surface. Lewis and Clark County is required to test and report every 5 years in accordance with federal regulations. Staff recommends approval of the contract.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

**Montana Department of Transportation Highway Safety Grant Award. (Chris Weiss)**

Deputy Chris Weiss, Lewis and Clark County Sheriff's Office, reported on the grant award with the Montana Department of Transportation for Highway Safety in the amount of \$9,600. Each year for the past 9 years the Sheriff's Office has applied for and been awarded this grant. The grant provides funding for overtime traffic shifts to lower the incidence of impaired driving accidents. Staff recommends approval of the grant award.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

**USGS Joint Funding Agreement for Tenmile Creek Stream Gaging Station (James Wilbur)**

Jim Wilbur, Water Quality Protection District Coordinator, presented the joint funding agreement with the USGS for the Tenmile Creek Stream Gaging Station near Rimini. The cost of the operations and maintenance of the gaging station is shared between the USGS and the Water Quality Protection District. The total cost of the agreement is \$13,755 with the Water Quality Protection District providing

\$7,430 from various donations, Montana Department of Natural Resources and Conservation providing \$2,150 and the USGS providing \$6,325 in cooperative matching funds. The agreement period is through September 30, 2017. Staff recommends approval of the joint funding agreement.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

**Bonneville Environmental Foundation Contract Amendment (James Wilbur)**

Jim Wilbur, Water Quality Protection District Coordinator, presented the amendment to the Bonneville Environmental Foundation contract. The amendment will provide an additional \$10,000 for the 2016 Prickly Pear Creek Re-watering project and will extend the end date of the contract to February 28, 2018. Staff recommends approval of the contract amendment.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

**Task Order Amendment 16-07-5-01-075-0 with Montana Department of Public Health and Human Services. (Drenda Niemann)**

Drenda Neimann, Community Health Promotion Division Administrator, presented Amendment Number 2 to Task Order 16-07-5-01-075-0 with MT DPHHS. The task order will increase the funding by \$23,768.85 to continue the implementation of the evidenced base home visiting nurse-family partnership. The contract extends through December 31, 2016. Staff recommends approval of the task order amendment.

Commissioner Geise asked if these services were provided in the rural areas of the county. Ms. Neimann responded that these services are offered to any resident of Lewis and Clark County.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

**Amendment to the Professional Services Agreement between Lewis and Clark Public Health and Missoula City-County Health Department. (Drenda Niemann)**

Drenda Neimann, Community Health Promotion Division Administrator, presented the amendment to the professional services agreement with Missoula City-County Health Department. The amendment will increase the original contract \$14,944 and extends the contract date through December 31, 2016. The contract provides for nurse supervision and data entry for the Nurse-Family Partnership home visiting program. Staff recommends approval of the amendment.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

**Task Order Amendment 16-07-5-01-092-0 with Montana Department of Public Health and Human Services. (Drenda Niemann)**

Drenda Neimann, Community Health Promotion Division Administrator, presented the task order amendment 16-07-5-01-092-0 with MT DPHHS. The task order amendment extends through December 31, 2016 and will increase the contract amount by \$34,254.83. The amendment continues the Parents As Teachers Home Visiting Program. Staff recommends approval of the task order.

Commissioner Geise asked if a family could be enrolled in more than program at a time such as the Parents as Teachers and the Nurse-Family Partnership programs. Ms. Neimann responded that a family is screened and placed in only one program that closely matches their needs.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

**Amendment to the Subcontract between Lewis & Clark Public Health and Florence Crittenton Home and Services. (Drenda Niemann)**

Drenda Neimann, Community Health Division Promotion Division Administrator, presented the amendment to the subcontract with Florence Crittenton Home and Services to provide the delivery of the Parents as Teachers home visiting services. The contract has been increased by \$18,982 and extended through December 31, 2016. Staff recommends approval of the amendment to the subcontract.

No public comment was received.

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

**Task Order Amendment 16-07-5-01-104-0 with Department of Public Health and Human Services.(Drenda Niemann)**

Drenda Neimann, Community Health Promotion Division Administrator, presented the amendment to task order 16-07-5-01-104-0 with MT DPHHS. The task order amendment will provide for the delivery of SafeCare Home Visiting services and increases the contract by \$24,267.56 and extends the contract period through December 31, 2016. Staff recommends approval of the task order amendment.

Commissioner Geise asked what age of the population these services were directed for. Ms. Neimann stated that this program is for early intervention and is for ages 0-5 years old.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

**Amendment to Subcontract between Lewis & Clark Public Health and Florence Crittenton Home and Services. (Drenda Niemann)**

Drenda Neimann, Community Health Promotion Division Administrator, presented the amendment to the subcontract with Florence Crittenton Home. The amendment increases the contract by \$19,411.26 and provides for the delivery of SafeCare Home Visiting services. The contract will be extended through December 31, 2016. Staff recommends approval of the amendment to the subcontract.

No public comment was received

A motion to Approve was made by Commissioner Good Geise and seconded by Commissioner Hunthausen. The motion Passed on a 3-0 vote.

No public comment was received

**Amendment to Subcontract between Lewis and Clark Public Health and AWARE Inc. (Drenda Niemann)**

Drenda Neimann, Community Health Promotion Division Administrator, presented the amendment to the subcontract with AWARE, Inc. The amendment increases the contract by \$4,527.59 and extends the contract through December 31, 2016. The contract provides for the delivery of SafeCare Home Visiting Services. Staff recommends approval of the amendment to the subcontract.



Commissioner Geise asked why we were contracting with two different agencies to provide the same services. Ms. Neimann responded that it's important for families to have a choice as to who their provider for the services is.

No public comment was received.

A motion to Approve was made by Commissioner Hunthausen and seconded by Commissioner Good Geise. The motion Passed on a 3-0 vote.

**Board Appointment. (Eric Bryson)**

Eric Bryson, Chief Administrative Officer, presented the board appointment for the City-County Consolidated Planning Board and recommended the appointment of John Benoit to a 3 year term that will expire on September 1, 2019.

No public comment was received.

A motion was made by Commissioner Hunthausen to appoint John Benoit to the City-County Consolidated Planning board and seconded by Commissioner Geise. The motion passed on a 3-0 vote.

Eric Bryson, Chief Administrative Officer, presented the board appointment for the Mental Health Local Advisory Council and recommended the appointment of Adria Willis as the St. Peter's Hospital representative to complete a 3 year term that expires on June 30, 2019.

No public comment was received.

A motion was made by Commissioner Hunthausen to appoint Adria Willis to the Mental Health Local Advisory Council and seconded by Commissioner Geise. The motion passed on a 3-0 vote.


**Public comment on any public matter within the jurisdiction of the Commission that is not on the agenda above.**

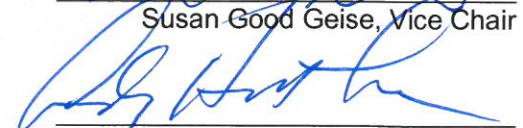
**Adjourn**

There being no further business, the meeting adjourned at 9:43 a.m.

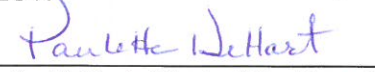
LEWIS AND CLARK COUNTY  
BOARD OF COMMISSIONERS

  
Michael Murray, Chairman

  
Susan Good Geise, Vice Chair

  
Andy Hunthausen, Member

ATTEST:

  
Paulette DeHart, Clerk of the Board