
Park Conservation District

5242 Highway 89 South Livingston, MT 59047
Telephone (406) 946-3008

October 4, 2022
REGULAR BOARD MEETING
MINUTES

USDA Conference Room
5242 US HWY 89 S. Livingston, MT 59047
11:00 a.m.

BOARD MEMBERS PRESENT: Ned Zimmerman – Chair, DeWitt Dominick, Dave Haug, Gayleen Malone, Jaime Lannen

NON-BOARD MEMBERS: Ashley Lowrey, SVWG/UYWG Watershed Coordinator; Ted Nelson, NRCS; Scott Opitz, FWP; Buddy Drake, FWP; Bailey Servais, BSWC; Justin OHair; Jerry OHair; Clyde Holland, Hayhook Ranch; Tom Coleman, Restoration Engineering; Tim Niccum, Hayhook Ranch; Dusty Holland, Hayhook Ranch; Jeremy May, Headwaters Engineering; Brendan Weiner, Gallatin Valley Land Trust; Cole Herdman, GVLTL;

11:05 Call the Regular Park CD Board Meeting to Order – *Ned Zimmerman, chairman*

Gallatin Valley Land Trust (GVLTL), RCPP: Brendan Weiner and Cole Herdman
Application with NRCS, supported by Park CD with 10K in-kind per year. RCPP award received for 7.85\$ million, roughly 2 million is for Equip type projects and roughly 5 million is for conservation Easements. Currently putting together partner agreement with NRCS, will accept and fund applications either in Spring or Fall 2023. 5 year timeline with potential future funding. Can do outreach at UYWG meetings and Paradise Valley Working Lands Group meetings.

Natural Streambed & Land Preservation Act Applications Inspections/Discussion:

Additional Permit Apps; resubmittal- no site visit necessary.

- A. PK-51-22: Heart K Ranch- BAOBOB Properties, LLC
Yellowstone River- Milligan Ditch head gate removal -c/o Headwater Engineering- Jeremy May, PE.
- Dave made motion to approve application, Jaime 2nd, motion passed 5-0.
- B. PK-58-22: Heart K Ranch - BAOBOB Properties, LLC
Yellowstone River- Milligan Ditch- ditch piping for 3550 LF; plunge pool outlet; open ditch/channel renaturalization to confluence with river.
- Dave made motion to approve, Gayleen 2nd, motion passed 5-0.

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- C. PK-42-22: Justin O'Hair
Armstrong Spring Creek; road repair and culvert installation; spring creek 'restoration'-
alluvial gravel deposit reconfiguration for 1,000 LF.
- DeWitt made motion to approve, Dave 2nd, motion passed 5-0.
- D. PK-55-22: VIG Hayhook Ranch – Walker property
Shields River – point of diversion; pump site proposed corrective actions; c/o Restoration
Engineering – Tom Coleman, PE
- Jaime made motion to table, recommend submittal of maintenance permit while
CD gets legal advice to determine liability, Dave 2nd, motion passed 5-0.
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- E. PK-09-22-C:
Fridley Creek; 2nd Form 274 complaint re: Kris Fowle- fences allegedly blocking channel at
four sites causing damage and inhibiting fish migration. N. Glastonbury- 241 Capricorn Ln.
Emigrant.
- Dewitt made motion that it is not a violation, Dave 2nd, motion passed 5-0.
- F. PK-36-22:
Yellowstone River-Middle; Daryl Smith c/o O'Neil Bros Hydro. Consulting; 370 linear feet
bank stabilization using blanket riprap lower bank and keyway trench on toe, and sloping
upper bank. Revisit of Depuy LLC application, different approach than initial submittal.
- Dewitt made motion to approve, Dave 2nd, motion passed 5-0.
- G. PK-37-22:
Yellowstone River- North; Daryl Smith c/o O'Neil Bros Hydro. Consulting; 360 linear feet
bank stabilization using blanket riprap lower bank and keyway trench on toe, and sloping
upper bank.
- Dewitt made motion to approve, Dave 2nd, motion passed 5-0.
- H. PK-49-22-C:
Billman Creek- Form 274- complaint re: Chad Malcom-; alleged irrigation ditch return flow
to Billman Creek caused excessive bank erosion; 818 U.S. Hwy 10 LV
- Jaime made motion that no violation is found, Dave 2nd, motion passed 5-0.
- I. PK-50-22:
Yellowstone River – Livingston Ditch Assoc. c/o Dave Haug; removal of sediment and
debris on side channel to head gate; move-relocate post-flood riprap to stabilize banks.
- Jaime made motion to approve, Gayleen 2nd, Waive 15-day, motion passed 4-0.
- J. PK-52-22:
Emigrant Creek- Len Milne- replace head gate that was washed out. 858 East River Rd.
Modifications: bank cannot be built higher than natural bank, do not place additional rock
in channel, seed and mulch all spoil piles.

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- Dave made motion to approve with modifications, Gayleen 2nd, motion passed 5-0.

- K. PK-53-22:
Donahue Creek – c/o Matt Lumley- William Smith, PE- Point of Rocks Ranch, LLC new culvert crossing-installation. 1975 Old Yellowstone Trl. South, Emigrant.
 - Gayleen made motion to approve, Jaime 2nd, motion passed 5-0.

- L. PK-54-22:
Rock Creek (trib. YR); large woody debris removal near confluence with chain saws and manual labor; Nancy Crook- 48 Rock Ck Rd. Emigrant.
Can remove 2 plugs but not everything else, will do work next Spring.
 - Jaime made motion to approve, Dave 2nd, motion passed 5-0.

- M. PK-56-22:
Suce Creek - Andy Dana – PMD Ranch; c/o Allied Engineering; replace old wooden bridge with culvert crossing.
 - Dave made motion to approve, Gayleen 2nd, motion passed 5-0.

- N. PK-57-22-E:
Soda Butte Creek- Michael Rosengren – emergency action taken post June 2022, flood-diversion of flood waters; rebuilt bank.
 - Table until we get more information

Treasurer's Report and Financial Items

- A. Approval of Checks and Financial Reports.
 - Dave made motion to approve checks and financials, Gayleen 2nd, motion passed 4-0.

 - B. Checks:
 - a. Payroll
 - b. Rosas Pizza
 - c. CEM Bookkeeping
 - C. Balance sheets, profit and loss
 - D. Cell phone stipend discussion
- Ned made motion to approve monthly stipend for Ashley's cell phone \$30/month (put on claimform), Gayleen 2nd, motion passed 4-0.
 - Table Dewitt phone discussion until November meeting

Minutes Approval – September 6, 2022 Minutes

- Gayleen made motion to approve Sept 6 minutes, Dave 2nd, motion passed 4-0.

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New Business

- A. Reimbursement forms for Supervisors
- B. Environmental Contingency grant – Livingston Ditch Association
- C. Shields oral history video discussion
- D. RDG Grant
- E. Staff evaluations – December
- F. Bailey – funding for parttime staffer UYWG
- G. Current Grants list

Planning & Development Board Update– *Dustin Homan – Not present, no report*

NRCS Update – *Ted Nelson*

- MACD meeting update, more potential funding and benefits coming for CD's
- EWP – 8 funded out of 40 site visits
- New staff being hired, engineer, administration
- Nation budget went from 4 to 8 Billion.

Watershed Business

Upper Yellowstone Watershed Group

- Last meeting: September 22nd Emigrant
- Next meeting: December TBD Emigrant

Shields Valley Watershed Group

- Last meeting: June 27th , Wilsall
- - **Shields Weed Education Day September 28th**
- Next meeting: TBD, Wilsall

Public Comment - None

Adjourn – 2:55

NEXT PROPOSED PARK CD MEETING:

November 1, 2022
USDA Conference Room