

Park Conservation District

5242 Highway 89 South Livingston, MT 59047
Office: (406) 946-3007 Cell: (406) 223-1048

October 1, 2024 – 11:00am REGULAR BOARD MEETING MINUTES

USDA Conference Room
5242 US Hwy 89 S
Livingston, MT 59047

BOARD MEMBERS PRESENT: Dave Haug, Judy O’Hair, Martin Davis, Jamie Lannen

NON-BOARD MEMBERS: Kelly Arterburn, PCD Administrator; Ashley Lowrey, UYWG; Nate Brown, NRCS; Ted Nelson, NRCS; Kyle Wonders, National Wildlife Federation; Shaun Jones, MulchMasters & Excavation.

ZOOM: DeWitt Dominick, PCD Supervisor; Dustin Homan, PCD Supervisor; Jessica Allewalt, Westech Environmental Services; Connor Parish, Trout Unlimited; Megan Bosch, Phillips 66

I. 11:00am - Call the Regular Park CD Board Meeting to Order – Ned Zimmerman, Chairman

II. 310 Applications: Inspection Reports, Discussion and Board Decision:

A. **PK-43-24**

Ferry Creek, Old Clyde Park Rd, Livingston. Jessica Allewalt, Megan Bosch. Install riprap to stabilize two meanders to prevent further erosion and pipeline exposure. Submissions received: 1) easement documentation, 2) typical cross sections.

B. **PK-45-24-E**

Yellowstone River, 252 Convict Grade Rd, Livingston. Tom Lane.
Removed ~45 yards of gravel and feathered out on banks. Per Tom 9/20/24 - water has come back up and covered most of the material.

C. **PK-44-24-E**

Cottonwood Creek, off Upper Cottonwood Rd., Clyde Park. Daryl Stutterheim.
Moved gravel to create berm in front of head gate to divert water.

D. **PK-46-24**

Pine Creek, 162 Pine Creek Rd, Livingston. Shaun Jones.
Replace existing culvert with a bridge.

E. **PK-47-24**

Trib to Yellowstone, 55 Sage Lodge Drive, Pray. Kyle Wonders.
Beaver exclusion fencing on twin culverts exiting the pond.

F. **PK-48-24**

Trib to Yellowstone, 55 Sage Lodge Drive, Pray. Kyle Wonders.
Beaver exclusion fencing on culvert near road.

G. **PK-20-24** (Permit issued 5-7-2024)

Brackett Creek, 545 Brackett Creek, Clyde Park. Ashley Brubaker, Trout Unlimited.
Changes to design plans submitted September 25, 2024: removed bank work from a few of the banks on the north side of the creek and added a slight amount of excavation, but the new excavation areas are all in upland.

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H. **PK-38-24**

Pine Creek, 212 Pine Creek Rd, Livingston, Brad Greenwood. Bank stabilization to protect bridge. Application put on hold August 6, 2024. Second site inspection conducted 9/25/2024.

III. **Reserved Water Applications – Reports, Discussion and Board Decision:**

- A. **PA 2301**, West Creek Ranch, LLC. – waiting on DNRC Director approval, 606CD Preapplication meeting completed.
- B. WR applications - Deborah Stephenson, Rocky Ford Holdings, LLC. Notified on 9.11.24 that the client does not wish to pursue the application at this time.
- C. Site inspections on current authorized users – dates, 5 authorized users.
- D. Accept Water Reservation applications year-round, process between September 1 and May 1 each year.

IV. **Public Comment**

V. **Treasurer’s Report and Financial Items**

- A. Approval of Checks, Financial Reports, P&L, Balance Sheet
- B. Supervisor reimbursement forms
- C. Glatfelter Invoice - \$1,064
- D. DNRC 310 Database Grant Invoice – signatures
- E. DNRC Strategic Planning Grant Invoice – signatures
- F. DNRC Restoration Planning Grant Invoice - signatures
- G. DNRC Watershed Management Grant (WGM) Invoice - signatures

VI. **Minutes** – September 3, 2024 Minutes, review and sign.

VII. **New Business**

- A. CD Law Updates from CDB September 2024 – surety bonds required, 2 signatures not needed for expending funds for operational expenses.
- B. Residency Ordinance for Supervisors. (see Stephanie email)
- C. Sign New Grant Agreement – DNRC 310 Database Grant extension to Dec 31, 2025.
- D. Adopt Official Draft of Park CD Rules, 2019 update (Need to finish typing)
- E. Add Floating Holiday to Personnel Policy – adopt (see notes in Benefits folder), update language on holidays to include part-time prorated.

VIII. **Old Business**

- A. **PK-01-23**
Soda Butte Creek, 279 Bannock Trail, Cooke City, Michael & Michelle Rosengren.
Jeremy May – PE. EPA is the lead agency for Clean Water Act Section 404 enforcement.

IX. **Planning & Development Board Update**– *Dustin Homan*

X. **NRCS Update** – *Ted Nelson/Nate Brown*

XI. **Watershed Business**

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IX. Planning & Development Board Update– Dustin Homan

New subdivisions coming in, top priority is available water. Working through new growth policy and pursuing grants. Zoning versus land use conflict – main concern is water. From watershed perspective, how is the water supply in Park County?

X. NRCS Update – Ted Nelson/Nate Brown

Attended the MACD Area 6 meeting last week. October 1st is the start of their fiscal year. Forest Service is advertising for a new District Ranger. NRCS State Conservationist is retiring at the end of the year. RCPP has a new large predator deterrent program. RCPP Conservation Easements upcoming.

XI. Watershed Business

John Lunzer – talked about aquifer recharge at SVWG meeting. Watershed management grant - \$20k planning for next year. Working with FWP on river signage. Planning process for future fisheries grant for Elk Creek Road Shields Restoration project.

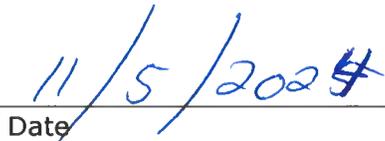
XII. Conservation District Updates

- Park CD has a new CDB Area Specialist – Catey Bauer.
- Water Reservation Inspection – use as training for WR Consultants in 2025. Will reach out to Mary Hendrix – DNRC CDB, CD Water Reservations Coordinator.
- Parks Reece – Beaver exclusion fencing project completion photos.
- Young Ag Couples Conference – district to submit application for Jaydin & Brooke O’Hair to attend.
- Follow up on building next to a stream: pertinent laws and regulations are floodplain regulations, local planning and zoning regulations. Additionally, if construction of the house itself has the potential to impact a perennial stream, then it would, of course, fall under 310 jurisdiction. Kelly to request further information from Lawson Moorman and Mike Inman on setbacks.
- Yellowstone River Conservation District Council – DeWitt and Ashely will not be able to attend the November 1st meeting. Will plan to attend the Spring meeting.

XIII. Adjourn – 1:29pm

NEXT MEETING: November 5, 2024 at 11:00am - USDA Conference Room, in Livingston, Montana.


Minutes approved by


Date


Minutes prepared by


Date