

# Park Conservation District

5242 Highway 89 South Livingston, MT 59047  
O: (406) 946-3007 C: (406) 223-1048 E: parkcd@usda.gov

## BOARD MEETING: MINUTES

March 4, 2025 – 10:30 am

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

**BOARD MEMBERS PRESENT:** Dustin Homan, Ned Zimmerman, Judy O’Hair, Dave Haug, Martin Davis, Jamie Lannen.

**NON-BOARD MEMBERS:** Kelly Arterburn, PCD Administrator; Ashley Lowrey, Watershed Coordinator; Nate Brown, NRCS; Joe Hanser, Landowner; Ben Davis, Downstream Research, Ron Hoaglad, contractor.

**ZOOM:** Mark Malogrino, EPA; Mike Duncan, FWP; Alan Shaw; Jessica Erben, DeWitt Dominick, PCD Supervisor

**\*automatic no votes for Board members not present.**

1. **10:34am - Call the Regular Park CD Board Meeting to Order – Dustin Homan, Chair**

2. **310 Applications: Inspection Reports, Discussion and Board Decision:**

A. **PK-01-25**

**Boulder River, 15 Whispering Pines, McLeod.**

Joe Hanser. Rip rap, log, and root wad bank stabilization project.

Discussion: Joe Hanser – bank has eroded, log jam on island causing problems in river, log jam on bridge from 2022 flood, time constraint to do work before high water.

**\*Dave motion to approve, Ned 2<sup>nd</sup>. Motion carried (6-1).**

B. **PK-03-25**

**Mission Creek, 215 Mission Creek Rd, Livingston.**

Ron Hoagland. Install 300 LF rip rap, slope bank to 1.5:1.

Discussion: Ron Hoagland – Gary Fisher to do the work. FWP – recommend 2:1 slope and no work during high water.

**\*Jamie made a motion to approve with modifications: riprap to be installed at a 2:1 slope, riprap to be keyed in on both ends, no instream work May 15<sup>th</sup> through runoff. Dave 2<sup>nd</sup>. Motion carried (6-1).**

C. **PK-04-25**

**Mission Creek, 215 Mission Creek Rd, Livingston.**

Ron Hoagland. Install 85 LF rip rap, slope bank to 1.5:1.

**\*Dave made a motion to approve with modifications: riprap to be installed at a 2:1 slope, riprap to be keyed in on both ends, no instream work May 15<sup>th</sup> through runoff. Jamie 2<sup>nd</sup>. Motion carried (7-0).**

D. **PK-05-25**

**Mission Creek, 215 Mission Creek Rd, Livingston.**

Ron Hoagland. Install concrete headgate.

**\*Ned made a motion to approve with modifications: rock to be installed at a 2:1 slope and no instream work May 15<sup>th</sup> through runoff. Dave 2<sup>nd</sup>. Motion carried (7-0).**

E. **PK-09-25**

**Mill Creek, 129 Clark Lane, Livingston.**

Ben Davis. Bank stabilization with cedar logs and boulders from the property.

Discussion: FWP – not a threat to the barn, ok to remove dead trees in channel, slope bank 2:1, need rock size, more information on project plan: key, toe, overall design plan. Ben Davis – will use boulders on site 18-24” diameter, goal is to get willows established.

**\*Judy made a motion to approve with modifications: 2:1 slope, toe in below scour line, key in toe, no work May 15<sup>th</sup> through runoff, waive 15-day waiting period. Jamie 2<sup>nd</sup>. Motion carried (7-0).**

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- F. **PK-11-25**  
**Yellowstone River, 160 Old Clyde Park Rd, Livingston.**  
Steve O'Neil, Virginia Mueller. Repair keyway and replace flood damaged rock rip rap, required maintenance under USACE permitted bank armoring.  
Discussion: FWP – avoid work during runoff, straightforward repair.  
**\*Dave made a motion to approve with the modification of no instream work May 15<sup>th</sup> through runoff, July 2<sup>nd</sup>. Motion carried (7-0).**
- G. **PK-12-25**  
**N Fork Deep Creek, 226 Deep Creek Rd, Livingston.**  
Christine Percy, Faith Doty, Justin Houser. Bridge replacement, new bridge: 25' wide x 35' long.  
Discussion: FWP – stream is locked in place, new bridge will increase capacity.  
**\*Jamie made a motion to approve with modifications: no instream work May 15<sup>th</sup> through runoff and leave as much riparian vegetation intact as possible. July 2<sup>nd</sup>. Motion carried (7-0).**
- H. **PK-13 -25**  
**Mulherin Creek, Shaw**  
Gravel pit reclamation on floodplain bench above Mulherin Creek. Request for waiver for 310 Permit.  
Discussion: FWP – far enough away from stream. Jessica Erben – will be removing material from the floodplain.  
**\*Ned made a motion that the project area is not within the CD jurisdiction, Jamie 2<sup>nd</sup>. Motion carried (7-0).**

### 3. Reserved Water Applications – Reports, Discussion and Board Decision:

- A. **PA 2301**, West Creek Ranch, LLC. – 606-CD submitted February 10, 2025.

### 4. Public Comment

### 5. Treasurer's Report and Financial Items

- A. Approval of Checks, Financial Reports, P&L, Balance Sheet, Timesheets.  
B. Supervisor reimbursement forms  
C. Checks: CEM Bookkeeping  
D. Grants – invoices & reports

**\*Ned made a motion to approve, Dave 2<sup>nd</sup>. Motion carried (6-1).**

### 6. Minutes – February 4, 2025 Minutes

**\*Ned made a motion to approve, Judy 2<sup>nd</sup>. Motion carried (7-0).**

### 7. New Business

- A. LOS – review drafts for Trout Unlimited Canyon Creek & Brackett Creek projects.  
B. Watershed Coordinator - interview dates, job description, background check needed.  
C. Personnel Policy – final review at next meeting.  
D. Review final drafts of PCD Strategic Plan and Annual Work Plan.  
E. Montana State Fund – MT Small Business Group Application – will not participate this year.  
F. MT Natural Resources Youth Camp – Donation Request, will not donate this year.

### 8. Old Business

- A. **PK-01-23, Soda Butte Creek, 279 Bannock Trail, Cooke City, Michael & Michelle Rosengren.** EPA Clean Water Section 404 enforcement.
  - District Administrator interview with EPA & FS.Discussion: Mark Malogrino, EPA Criminal Investigation Division – ongoing investigation

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on the violation of the 404 Act. Will not be conducting a site inspection based on inspections conducted by other agencies. Remediation plan – will get agencies on a call to discuss option for remediation work. Investigation should not stall remediation plans or work. Civil Enforcement within the EPA is ongoing as well.

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

Montana Bureau of Mines presentation at last meeting, can be found on park county website. Park county water use – domestic wells (12%), public water supply (67%). Irrigation helps with aquifer re-charge, last until Fall. Arsenic present in water due to Yellowstone hot water systems.

**10. NRCS Update – Nate Brown & Jenney Paddock - area update**

Most programs on hold due to recent administrative actions, obligated contracts have received approval to move forward. White Sulphur – CD sells wildlife escape ramps for stock tanks made by the shop class, sells to producers for \$50.

**11. Partner Updates**

- Jeannette Blank, MT Freshwater Partners – new channel migration zone map presentation. CMZ is non-regulatory tool for planning purposes. Helps identify erosion hazard areas and potential lateral movement of the river.
- Cole Herdman and Kelcey Huyser, GVLTA – Park CD provided letter of support in June of 2024 for Regional RCPP. Goal of Fall 2025 for first signups, contingent on funding.

**12. Watershed Business:**

**UYWG General Meeting** – November 14<sup>th</sup>, 5-7pm, St. Johns Church, Emigrant.  
**SVWG Meeting** – tbd

**13. Conservation District Updates**

Request from Heart K on maintenance permit or annual reapply. Board requests they re-apply yearly due to history and add language on application regarding woody debris removal if that will be part of the work to be done. FWP – noted the annual application meets public notice requirements.

**14. Adjourned at 2:23pm.**

**NEXT MEETING: April 1, 2025 at 11:00am - USDA Conference Room, in Livingston, Montana.**

  
Minutes approved by

  
Date

  
Minutes prepared by

  
Date