
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

November 4, 2025 – 12:00 pm

City / County Complex, Community Room, 414 E. Callender St, Livingston, MT

BOARD MEMBERS PRESENT: Dustin Homan, Dave Haug, Ned Zimmerman, and Judy O'Hair
(via cellphone).

NON-BOARD MEMBERS: Kelly Arterburn, PCD Administrator; Ashley Lowrey, PCD Operations Director; Danielle Proctor, Watershed Coordinator; Melissa Nicolli, PCD Administrator; Scott Opitz, FWP; Keith Wellstone FWP; Michael Dailey and wife, Landowner; Justin Houser, Contract Engineer

ZOOM: Donna Scott, Landowner; Mary Hendrix, DNRC/CDB

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

1. **12:00 pm - Call the Regular Park CD Board Meeting to Order – Dustin Homan, Chair**
** Ned made a motion to excuse the not present Supervisors that were unable to attend, Dave 2nd. (Motion carried 4-3).*

2. **310 Applications: Inspection Reports, Discussion and Board Decision:**
** Ned made a motion to accept applications, Dave 2nd. (Motion carried 4-3).*
 - A. **PK-54-25-C**
Pine Creek, 237 Pine Creek Rd, Livingston. Gene Carter.
Repaired bank without 310 Permit. Hydroelectric facility with FERC permit.
**Dustin made a motion to table until govt reopens, Dave 2nd Motion carried (4-3).*

 - B. **PK-49-25-C**
N. Fork Deep Creek, Deep Creek Rd, Livingston. 45.55416, -110.5135. Deep Creek RR LLC, Justin Houser. 1st Bridge (Park Co. bridge) - deck replaced by landowner, 2nd bridge (permitted & complete), 3rd Bridge is unpermitted bridge overbuild, over existing rail car. Submitted post construction application (PK-62-25).
** Ned made a motion to accept first bridge as non-jurisdictional, second bridge approved, third bridge found in violation; Dave 2nd (Motion carried 4-3).*

 - C. **PK-56-25**
Sixmile Creek, 245 Sixmile Creek Rd, Pray. Raef & Joie LaFrentz. Bridge replacement.
**Ned made a motion to approve with modification per team member report and waive 15 day waiting period, Dustin 2nd Motion carried (4-3).*

 - D. **PK-57-25**
Shields River, 247 Shields River Rd E, Livingston. Mike Dailey. Rip rap bank stabilization.
**Ned made a motion to approve with modification per team member report and waive 15 day waiting period, Dave 2nd Motion carried (4-3).*

 - E. **PK-58-25**
Yellowstone River, 15 Ninth St Island Dr, Livingston. Diane Gerber, Tom Coleman.
Rip rap bank stabilization.
**Dave motioned to approve, Ned 2nd Motion carried (4-3).*

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- F. **PK-59-25**
Willow Creek, 785 Hwy 89 N, Clyde Park. Tim Niccum. Beaver dam removal.
****Dustin motioned to approve per team member report, Judy 2nd Motion carried (4-3).***
- G. **PK-60-25**
Daisy Dean Creek, 66 Daisy Dean Rd, Wilsall. Ned Zimmerman. Lay back vertical bank for cattle water access.
****Judy made a motion to approve and waive 15 day waiting period, Dave 2nd Motion carried (4-3 with 1 abstaining; Jamie voted via cell).***
- H. **PK-61-25-C**
Shields River, McNiven Ditch, 45.79159, -110.5038, Clyde Park. Shannon Browning. Unpermitted concrete block barrier for irrigation diversion in River.
**** Ned made a motion to find in violation, Dustin 2nd Motion carried (4-3)***
**** Ned motioned to require removal of blocks and submit 310 maintenance permit application by 12/1/25, Dustin 2nd Motion carried (4-3).***
- I. **PK-62-25**
N. Fork Deep Creek, Deep Creek Rd, Livingston.
****Dustin made a motion to approve as complete after the fact with modifications: 1) removal spoils , 2) revegetate disturbed areas, and 3) required to submit post-construction photos to the PCD; Dave 2nd. Motion carried (4-3).***

3. Public Comment

Scott Opitz email- Flathead Creek- Hwy 86, landowner Justin M Bryan Trustee- via google earth it appears there has been extensive earth moved around stream and expansion of ponds.
****PCD to check with Gallatin CD about potential for pond/bridge stream work.***

4. Water Reservations:

- A. PA-2301 West Creek Ranch
- B. Point of Rocks Ranch
-FWP has interest in keeping water in Rock Creek for cutthroat. Catch is the enforcement date. FWP currently has 20 year lease on water.
-Point of Rocks need T,R,Section information.
-To review application, motion for DNRC to lend technical assistance.
- C. Annual Reports due to DNRC by December 15, 2025. Send letter to water users.

5. Treasurer's Report and Financial Items

- A. Timesheets, Checks, Financial Reports, P&L, Balance Sheet, Supervisor reimbursement forms, claimforms.
- B. Checks: CEM Bookkeeping, laptop purchase.

****Ned made a motion to approve the Financials, Dave 2nd Motion carried (4-3).***

6. Minutes – November 4, 2025 Minutes

Need to put Oct special meeting on Dec agenda
Need signature line

****Dustin made a motion to approve, Dave 2nd Motion carried (4-3).***

7. New Business

- A. MACD Annual Convention – November 18- 20, Billings, DoubleTree by Hilton.

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***Ned made a motion to approve sending Melissa to MACD convention, Dustin 2nd Motion carried (4-3).**

B. MACD – Resolutions

***Ned made a motion to attend MACD Convention as representative for PCD and vote on Resolutions, Judy 2nd Motion carried (4-3).**

C. District Administrator – onboarding

D. Park CD Board Supervisor - Clyde Park Urban

***Ned made a motion to accept DeWitt's resignation in closed session (8/25), Dustin 2nd. Motion carried (4-3).**

***Ned made a motion to recommend to Clyde Park Town Council that Jodi Arthun to take over DeWitt's term, Dave 2nd. Motion carried (4-3).**

8. Old Business

J. **PK-01-23, Soda Butte Creek**, 279 Bannock Trail, Cooke City, Michael & Michelle Rosengren. EPA Clean Water Section 404 enforcement.

K. **PK-50-25-C**

George Creek, 45.46848, -110.57354, Pray. Donna & Billy Scott.

Request DNRC technical review.

Donna Scott inquiring on PK-50-25-C, when will technical report be reviewable?

***PCD to follow up with landowner permission.**

9. Planning & Development Board Update– Dustin Homan

Conservation easement (8 lots to one parcel) in Wineglass. Pursuing money for Growth Policy.

10. NRCS Update

11. Watershed Business:

UYWG –

- Website
- River Study- action items to investigate River Ambassador Program for next summer.
- Drought Report- PCEC and John Lunzer Community Conversation on Zoom. Ashley started on it in 2018 to get funding.
- CWMA Board- Bob Flemming
- Park County Water Initiative to be kept as a technical group and will run updates through the Watershed Group.

SVWG –

- NRCS Local Working Group meeting, Monday November 17th, 6-8pm, Wilsall Firehall.
- General Meeting January 26, 2026 6-8pm, Wilsall Fire Department.

Brackett Creek – Trout Unlimited invitation to visit the restoration project on Brackett Creek. November 5-7 or 11-12.

Northern Yellowstone Opens Lands-soon to create an advisory committee.

Working Lands- Nov 11th Estate Planning, 10-noon at Chico

12. Conservation District Updates

DNRC Seedling Nursery Sale begins January 21, 2026 at 8:00am.

Staff needs to use floating holiday before end of 2025.

13. Adjourned at 4:00 PM

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Closed Session

**NEXT MEETING: December 4, 2025 – Park CD conference room at 11 AM.
Site inspections on Wednesday December 17th.**



Approved by

12/4/2025

Date

Merissa Nicelli

Prepared by

12/4/2025

Date