

310 Agenda:

MEETING CALLED TO ORDER:

THOSE PRESENT:

EXCUSED:

GUESTS:

310 INSPECTION REPORTS ~ READY FOR DECISION:

Inspection Date	2 /10/2016	Application Number	GD-006-16
Applicant	Dixie Deeter		
Landowner	Same		
Perennial Stream	Jefferson River	Section	34 T 1N R 1W
Type of Project	Bank Stabilization		
Purpose	To stabilize and protect existing bank line (install 2 barbs) along the Deeter property and to protect the existing house and garage. In 2015 a short barb was removed and 2 other barbs enhanced. Approx 300 CY of material will be used per barb... each will project approx. 30 ft into the Jefferson.		
Inspection Recommendation	Approved as Proposed		
Discussion			
Board Decision			

Inspection Date	2 /10/2016	Application Number	GD-007-16
Applicant	Mike Ellig		
Landowner	Same		
Perennial Stream	Randall Creek	Section	2 T 1N R 3E
Type of Project	Channel Alteration		
Type of Project	Fish Habitat		
Purpose	To perform restoration activities....to adjust streambed elevations at elevated points, remove the channel constrictions; remove the deposits of fine sediment from within the channel, modify channel cross section to appropriate dimensions, and increase the persistence of roughness elements within the channel through installing woody debris to encourage localized bed scour.		
Inspection Recommendation	Approved as Proposed		
Inspection Comments	Recommend discussion with Gallatin County Floodplain Administrator since in mapped floodplain.		
Discussion			
Board Decision			

OLD BUSINESS:

Sign Respec Contract

Rockin TJ, GD-2C-15, Middle/Hyalite Creek
7-16-15 Meeting:
Dave looked at this and what they did matches the work performed in the past; they applied gravel to the bank with a bobcat. I don't think I'd fill out a complaint on this.
Buddy - I remember going on this inspection and I thought they had a maintenance permit but Marcie researched and apparently this started as a complaint back in 2006. I didn't feel they needed a permit then.
Marcie - in 2006 a complaint was filed and determined that a permit was not needed for whatever reason. When I spoke with Teresa at Rockin TJ, she assured me that there was not a bobcat in or around the stream and said a neighbor is always trying to get her in trouble. She gave me permission to have Dave look at. Upon Dave's review, I was surprised that she was not being completely honest about the situation. We typically require a permit anytime equipment is used and Don is pretty adamant about that. I would think after the complaint situation she would have applied for a permit.
Buddy - she was aware that a permit was needed.
Dave - she performed the same work she's done in the past.
Marcie - the past work probably should have been permitted and wasn't. I don't feel she should be able to alter the banks as she pleases when we'd likely require a permit from anyone else.
Michael - move that we send letter of advisement (compliance with 310 law) and she submit 310 application for past work.
Jason - second

GALLATIN CONSERVATION DISTRICT MEETING AGENDA
February 18, 2016, 1:00 p.m. 310 Business, followed by District Business
GCD Conference Room, 120 S 5th St, Ste B102 Manhattan MT

Motion carries

Sent letter July 24, 2015 asking for 310 submitted before August 10, 2015. Have not received response.

8-20-15 Meeting:

Sherwin – resend letter certified to make sure she receives, signature required

Bill- second

Motion carries

Received 310 application on 9-9-15. Discuss if acceptable and make decision if necessary.

Mike – under normal circumstances would not accept it; we don't want to set precedence don't want this disrespect and that was my main concern; at some point down the road if someone else wanted to do the same. Given the history I can understand the frustration, decision of the board but I still have a problem with the precedence set. Maybe coax this person in a more

Dave – I spoke to Teresa on the phone; I agree application is insufficient. In talking to her she is frustrated, and you can ask but don't feel you will get a better one. She has strong personality.

Sherwin – I know her she's my neighbor and she does have strong personality. We do have the authority to require a completed application.

Michael – can we approve with caveat that she completes it later?

Marcie – if you accept the application then you accept it as is. Don't think it's a good idea to get in the habit of accepting incomplete applications.

John S –when you looked at it (site) did you feel it was a violation?

Mike – I didn't look at. It's difficult to determine what was altered.

Marcie – she admitted to having a bobcat in the creek.

Mike – right, thanks for bringing that up.

Dave – I did look at the historical images; it looks similar, it is a violation, if she'd just put in a 310 this wouldn't be an issue. But in talking with her she is pretty upset.

Marcie – I can understand why she's upset. I talked to her at the start of this to get her mailing address and she was very abrupt and would not allow me to talk. I finally had to sternly say, 'If you will be quiet I can explain this!' She is upset because she was informed that this was not a violation and that she would not need to submit an application by inspector. The board did acknowledge this as a complaint and they did request a 310 application so she was told two different things.

Bill – this application reflects poorly on her

Michael – can we just accept and have her complete later? We want to let her know that we can work with her.

Bill – don't want to accept incomplete application

Marcie – Sherwin, would you be comfortable calling her?

Sherwin said he will call her.

Bill – move to deny on basis that not completed and almost not legible, tell her don't see anything wrong with project and request thoroughly completed application

Michael – second

John S – what do we feel is missing from application? Other applications having missing information.

Michael – legal description

Sherwin – how much was removed

Marcie - address

Bill – I can't even read this.....

Marcie showed John the application and had all the missing information highlighted in yellow.

The board suggested that when Marcie knows date of November meeting to have application by then.

Motion carries

10-15-2015 Meeting After attempting multiple times, Sherwin unable to make contact with Teresa so will just send letter certified mail. No action needed at this time.

10-16-15 Certified letter sent requesting 310 application be submitted by November 6, 2015.

12-17-15 Meeting (As of 12-11-15 no response received.)

Sherwin – called her, upset about the whole thing, partly with what FWP indicated to her. She said that she usually just hired kids to remove rocks, couldn't get the kids so she just got a bobcat. I tried to tell her even though minimal would still require permit. She asked that we send her application and cross out what she doesn't need to fill out.

Michael I think we should try one more time.

Jason – do we want to set precedent that we mark what should be filled out.

Bob – suggest giving her until Jan 8th to return

Board didn't feel Marcie should have to send via certified mail.

Michael – move that she submit a completed application received in our office by January 8th

Bob – second

Motion carries

No response as of 1-15-16.

Sherwin – I did talk with her on the way here and she asked if we could come down and help her fill it out.

Michael – from my perspective we wouldn't be in this situation...that the inspection process wasn't needed without consultation from the board. We are cognizant, whether it's a project or not is the CD Boards' decision not the inspection team.

Dave – I said five words to her and even if I didn't say the five words, my thought was run away from this, that's why I made the recommendation I did.

Michael – That is a decision for the board to make.

Dave – I would help her fill it out if that's what it takes. I will drive down there and help her.

Marcie – we can't fill out 310's for applicants due to liability reasons and I don't think the inspection team should get in that habit. We'd almost have to provide that service to everyone. She should call the CD office and I have offered that service to her.

Michael – I think there may be a personality struggle. Dave thank you for the offer though

Sherwin – I would be willing to call her and tell her we are in need of a completed 310 application and ask her to turn it into the office within seven days.

Bill – if you look at the amount of time we have spent on this; I think our next step if needed after this is a fine

Michael – I move that Sherwin call her and let her know that she can fill it out, he is not going to fill it out or help but he will look it over before she submits it to the CD if not the fine starts January 21st. Submit 310 by two weeks.

John S - second

Motion carries

2-18-16

GALLATIN CONSERVATION DISTRICT MEETING **AGENDA**
February 18, 2016, 1:00 p.m. 310 Business, followed by District Business
GCD Conference Room, 120 S 5th St, Ste B102 Manhattan MT

NEW BUSINESS: Discuss length of inspections with 310 Consultants and FWP.

PUBLIC COMMENT:

District Business Agenda:

MEETING CALLED TO ORDER:

THOSE PRESENT:

READING AND APPROVAL OF MINUTES FOR January 21, 2016:

GUESTS:

Rachel Frost and Jim Beck of Missouri River Conservation Districts Council to provide an update on Council activities and seek input from your Board Members on potential activities and projects for the Council.

Jen Knarr, Area Warden for FWP to continue the elk discussions.

NEW BUSINESS:

Discuss renewing office lease with River Continuum Concepts which expires March 15, 2016. Take action if necessary.

Discuss survey from Cascade CD regarding their proposed Supervisor Summit regarding MACD. Even though they are proposing an Area III summit in Big Sandy for Area III, they are requesting the bigger districts to provide input.

OLD BUSINESS:

GRANTS/AGREEMENTS/CONTRACT REPORT: We were awarded mini ed grant for LaMotte School. Waiting on contract from DNRC.

WELL-TESTING COST SHARE PROGRAM:

COST SHARE PROGRAM: Discuss ideas from staff and select areas to be funded.

STAFF REPORT:

Marcie, at meeting, see written report

Martin, at meeting, see written report

ASSOCIATE SUPERVISOR REPORTS:

Loren

AGENCY REPORTS:

Justin

CHECKS FROM MANHATTAN CHECKING: none

CREDIT CARD:

<u>Date</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
01/04/2016	Montana Health Cooperative	January 2016 Health Insurance	527.02
01/06/2016	Office Depot	Office supplies, tax forms	377.33

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01/15/2016	Staples	office supplies	169.29
01/15/2016	Target	First aid supplies	19.47
01/18/2016	Pizza on Broadway	work plan lunch	70.26
01/19/2016	United States Postal Service	postage	5.26
01/22/2016	Century Link	internet service	127.94
01/24/2016	Intuit Payroll	Automatic payroll upgrade!	414.00
01/26/2016	Intuit Payroll	refund on automatic payroll upgrade Lunch for employees for interagency	-411.74
01/27/2016	Desert Rose Restaurant	luncheon	25.00
01/28/2016	Main Street Office	printing	50.00
01/28/2016	Three Forks Market	refreshments for seminar	14.77
01/29/2016	Greenhouse Megastore	Greenhouse supplies	2,970.83
01/29/2016	Charley's Greenhouse & Garden	compost bin, thermometer	163.90
			4,523.33

INVOICES TO PAY (may add more prior to meeting)

<u>Date</u>	<u>Num</u>	<u>Name</u>	<u>Memo</u>	<u>Amount</u>
02/02/2016	01-31-16	Irritek Landscape	January snow removal	40.00
02/02/2016	000436293	Jive Communications, Inc.	February phone service	114.71
01/29/2016	2116148-4	NorthWestern Energy	January power and gas	486.57
01/19/2016	1215-086	RESPEC	December 2015 inspections	363.38
02/10/2016	0116-046	RESPEC	January 2016 Inspections	670.89
02/02/2016	1039	Town Center Condominium POA	February 2016 Condo Dues Jan water at 123 S	642.18
02/02/2016	02/01/2016	Town of Manhattan	Broadway	21.85
02/05/2016	02-01- 2016	Visa	January CC charges	4,523.33

DEPOSITS RECEIVED:

TREASURER'S REPORT:

P&L, Balance,

REVIEW WORK PLAN

CD SEMINARS/ WORKSHOPS:

Small Business Marketing, February 25, 2016, CD Conference Room, 6:15-8:00 pm. Presented by Anya Petersen-Frey, Director of the Small Business Development Center at MSU.

MEETINGS:

CORRESPONDENCE:

EXECUTIVE SESSION:

PUBLIC COMMENT:

MEETING ADJOURNED