

GALLATIN CONSERVATION DISTRICT MEETING **AGENDA**  
January 21, 2016, 1:00 p.m. 310 Business, followed by District Business  
GCD Conference Room, 120 S 5<sup>th</sup> St, Ste B102 Manhattan MT

**310 Agenda:**

MEETING CALLED TO ORDER:

THOSE PRESENT:

EXCUSED:

GUESTS:

310 INSPECTION REPORTS ~ READY FOR DECISION:

|   |   |
|---|---|
| <b>Inspection Date</b> 1/12/2016  | <b>Application Number</b> GD-001-16       |
| <b>Applicant</b> Justin Kamerman  |   |
| <b>Landowner</b> Alex Hudson  |   |
| <b>Perennial Stream</b> Rey Creek   | <b>Section</b> 33 <b>T</b> 2N <b>R</b> 2E |
| <b>Type of Project</b> Bridge Construction  |   |
| <b>Purpose</b> To install a bridge that will allow property access on the east side of Rey Creek. |   |
| <b>Inspection Recommendation</b> Approved as Proposed   |   |
| <b>Discussion</b>   |   |
| <b>Board Decision</b>   |   |

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|--|--|
| <b>Inspection Date</b> 1/12/2016   | <b>Application Number</b> GD-002-16      |
| <b>Applicant</b> C&H Engineering & Surveying, Inc.   |  |
| <b>Landowner</b> Paul Bottomley  |  |
| <b>Perennial Stream</b> East Gallatin River  | <b>Section</b> 4 <b>T</b> 1S <b>R</b> 5E |
| <b>Type of Project</b> Bank Stabilization/Alteration   |  |
| <b>Purpose</b> Riprap protection along 300 LF of bank; work is proposed in 2 segments. Upstream segment consists of 130 LF of bank stabilization and downstream consists of 170 LF.  |  |
| <b>Inspection Recommendation</b> Approved with Modifications   |  |
| <b>Inspection Modifications</b> Recommend that dormant willow cuttings be incorporated into bank construction at upper portion of rock toe and lower portion of earth fill above rock. Work to be done at low water conditions. Recommend 318 through DEQ. |  |
| <b>Discussion</b>  |  |
| <b>Board Decision</b>  |  |

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|---|--|
| <b>Inspection Date</b> 1/12/2016  | <b>Application Number</b> GD-003-16      |
| <b>Applicant</b> Bruce Mazuranich   |  |
| <b>Landowner</b> John J and Erlene M. Revocable Trust   |  |
| <b>Perennial Stream</b> East Gallatin River   | <b>Section</b> 4 <b>T</b> 1S <b>R</b> 5E |
| <b>Type of Project</b> Bank Stabilization/Alteration  |  |
| <b>Purpose</b> Site 1 (290 LF) and Site 2 (290LF) will involve placing geotextile cloth, soil, and willows over a rock riprap. (Replaces GD-1-15 which was approved but expired. This changes Site 2 to match Site 1)   |  |
| <b>Inspection Recommendation</b> Approved with Modifications  |  |
| <b>Inspection Modifications</b> Work should not be completed when ground is frozen. Site 1: A small floodplain area at approximate bank full elevation could be considered along the lower portion of the bank treatment. Site 2: Application of Site 1 treatment is fine here. Make sure that existing floodplain access behind this bank is maintained as is. Obtain 318 through DEQ. |  |
| <b>Discussion</b>   |  |
| <b>Board Decision</b>   |  |

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|  |   |
|--|---|
| <b>Inspection Date</b> 1 /12/2016  | <b>Application Number</b> GD-004-16       |
| <b>Applicant</b> Louis Russell   |   |
| <b>Landowner</b> Same  |   |
| <b>Perennial Stream</b> Pass Creek   | <b>Section</b> 29 <b>T</b> 3N <b>R</b> 5E |
| <b>Type of Project</b> Culvert Construction  |   |
| <b>Purpose</b> To install 2 culverts (6x4x20 squashed) across Pass Creek in order to cross livestock between pastures of landowner's property. Two are needed because there is a fence in between the areas where stock must cross the stream. |   |
| <b>Inspection Recommendation</b> Approved with Modifications   |   |
| <b>Inspection Modifications</b> Proposed culvert locations are good for crossings. Recommend countersinking culverts about 6" when placing them.   |   |
| <b>Discussion</b>  |   |
| <b>Board Decision</b>  |   |

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| <b>Inspection Date</b> 1 /12/2016  | <b>Application Number</b> GD-005-16        |
| <b>Applicant</b> Northwestern Energy   |  |
| <b>Landowner</b> various   |  |
| <b>Perennial Stream</b> Bozeman Creek, East Gallatin   | <b>Section</b> 5,6 <b>T</b> 2S <b>R</b> 6E |
| <b>Type of Project</b> Utilities   |  |
| <b>Purpose</b> Replace existing 10" line with 12" line...no banks will be impacted because Bozeman Creek and East Gallatin will be bored under. The bore hole locations will be located approx. 100 ft away from water body. |  |
| <b>Inspection Recommendation</b> Did not inspect   |  |
| <b>Discussion</b>  |  |
| <b>Board Decision</b>  |  |

OLD BUSINESS:

- Approve Respec Contract

|   |
|---|
| Rockin TJ, GD-2C-15, Middle/Hyalite Creek   |
| <b>7-16-15 Meeting:</b>   |
| 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  |
| Motion carries  |
| Sent letter July 24, 2015 asking for 310 submitted before August 10, 2015. Have not received response.  |
| <b>8-20-15 Meeting:</b>   |
| Sherwin – resend letter certified to make sure she receives, signature required   |
| Bill- second  |

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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 8<sup>th</sup> 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 8<sup>th</sup>

Bob – second

Motion carries

**No response as of 1-15-16.**

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NEW BUSINESS:

PUBLIC COMMENT:

**District Business Agenda:**

MEETING CALLED TO ORDER:

THOSE PRESENT:

READING AND APPROVAL OF MINUTES FOR December 17, 2015:

GUESTS: Walt Sales, and Zach Brown with One Montana, to discuss water concerns.

NEW BUSINESS:

Elect new officers

Nominating forms for John S and John V to be filed by March 14, 2016

Discuss Big Sky TEDD

SWCDM (South West Conservation District of MT) survey

OLD BUSINESS:

GRANTS/AGREEMENTS/CONTRACT REPORT:

Mini education grant application received from LaMotte School for water reclamation project which includes rain barrels and rain gutters for \$ \$375.10. With CD Admin grant amount is \$393.86. Approval needed.

WELL-TESTING COST SHARE PROGRAM:

COST SHARE PROGRAM: Allocate funds for 2016 Cost Share program.

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

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CREDIT CARD:

| <b>Date</b> | <b>Num</b> | <b>Name</b>                  | <b>Memo</b>                  | <b>Amount</b> |
|-------------|------------|------------------------------|------------------------------|---------------|
| 12/02/2015  | 6300       | Montana Health Cooperative   | Dec health insurance         | 318.32        |
| 12/03/2015  | 5021       | J&H Inc.                     | copier maintenance agreement | 22.00         |
| 12/11/2015  | 9402       | United States Postal Service | mail supervisor packets      | 12.90         |
| 12/15/2015  | 4814       | Century Link                 | Internet service             | 105.54        |
| 12/18/2015  | 5931       | The Linen Pinecone           | three door prizes            | 32.00         |
| 12/30/2015  | 5021       | J&H Inc.                     | copier maintenance agreement | 22.00         |
|             |            |                              |                              | 512.76        |

INVOICES TO PAY (may add more prior to meeting)

| <b>Date</b> | <b>Num</b> | <b>Name</b>                 | <b>Memo</b>                       | <b>Amount</b> |
|-------------|------------|-----------------------------|-----------------------------------|---------------|
| 01/07/2016  | 12-30-15   | Irritek Landscape           | snow removal at 123 S<br>Broadway | 90.00         |
| 01/04/2016  | 422567     | Jive Communications, Inc.   | phone service                     | 114.71        |
| 01/14/2016  | 12393757   | Montana State Fund          | W/C Insurance, Installment 1      | 345.16        |
| 01/04/2016  | 2116158-3  | NorthWestern Energy         | Power for December 2015           | 359.57        |
| 01/04/2016  | 1029       | Town Center Condominium POA | Condo dues                        | 642.18        |
| 01/04/2016  | 01-01-2016 | Town of Manhattan           | water at E&O Center               | 21.85         |
| 02/19/2015  | 01-01-2016 | Visa                        | Dec 2015 Credit Card charges      | 512.76        |

DEPOSITS RECEIVED:

TREASURER'S REPORT:

P&L, Balance,  
 Reschedule budget meeting

REVIEW WORK PLAN

CD SEMINARS/ WORKSHOPS:

Social Media and Marketing, January 28, 2016, 6:00-8:00 p.m. with Jared Frasier, Business Development at Metric PPC.

MEETINGS:

CORRESPONDENCE:

EXECUTIVE SESSION:

PUBLIC COMMENT:

MEETING ADJOURNED