
CALL TO ORDER & ATTENDANCE

Chair Pete Woll called the November 13, 2023, 310-meeting to order at 10:00 A.M. in the conference room.

Board members present: Pete Woll, Chair; Donna Pridmore, Secretary/Treasurer; Roger Marsonette Supervisor; Scott Rumsey, Supervisor; Bill Yankee, Supervisor; Mike Kopitzke, Supervisor; being a quorum of the Board.

Board members absent: John Ellis, Vice-Chair. Absence is excused.

Also, in attendance were Samantha Tappenbeck, Ginger Kauffman, FCD Staff; Camisha Sawtelle, DNRC legal counsel; Laurie Zeller, Hearing Officer; Kenny Breidinger & Leo Rosenthal, FWP; Tristan Scott, Flathead Beacon; Chris Peterson, Hungry Horse News; Trent Baker, legal counsel for Ambler's; Helen Lundgren; Capt. Dan Handlin; Connor Loughran; Rick & Carole Murphy; Mary T. McClelland; Elizabeth Blacker; Mikel Siemens, Stephen Levesque; Monica Jungster; Charles Brasen; Ed Stathas; Jay Sandlin; Scott Jenkins; Carl Gustafson; Sharon Demeers; Tom Woolf & Russ Hartzell, FWP; Asta Bowen; Paul Bishop; Rodney Hickok; Ross Gilbert; David Stalow (username: "Dave", did not confirm identity); Casey Malmquist; Craig Fry.

CONSENT AGENDA

Consent Agenda Item 1: Signature Authority

- Authorization for Samantha Tappenbeck to sign on behalf of Supervisors attending the meeting virtually.

Consent Agenda Item 2: Accept New 310 Applications

- Motion "to accept all new 310 permit applications as complete and for a project that will alter or modify a stream."
- Supervisors to remove individual applications from the consent agenda if incomplete or if there is an issue to be specifically addressed.

Consent Agenda Item 3: Meeting Minutes

- October 10, 2023, 310-Permit Meeting Minutes

Consent Agenda Item 4: Financial

Check Detail dated 10/25/2023:

1. Charter Communications \$222.95
2. Ronald K. Wade \$2,851.86
3. Safeguard Business Systems \$175.69

4. Successful Signs & Awards \$92.00
5. VISA (Donna Pridmore) \$258.88
6. VISA (Samantha Tappenbeck) \$2,281.11

Donna Pridmore motioned “to accept the consent agenda.” Bill Yankee seconded. Motion carried unanimously.

PUBLIC COMMENT

No one was present to comment on items not listed on the agenda.

310 Onsite Inspections:

Egging, FL-2023-107, Abbot Creek, residential structure: Mike Kopitzke motioned “to accept FL-2023-107 as a complete application.” Donna Pridmore seconded. Motion carried unanimously. An onsite inspection was scheduled for Friday, November 17, 9:00 A.M. at the site.

Jenkins, FL-2023-109, unnamed, re-deck bridge: An onsite inspection was scheduled for Monday, November 27, 9:00 A.M. at the site.

Ward, FL-2023-108, Echo Creek, remove fallen trees: An onsite inspection was scheduled for Tuesday, November 28, 10:00 A.M. at the site.

Wilkinson, FL-2023-110, Swan River, brush trimming & thinning: An onsite inspection was scheduled for Tuesday, November 28, 11:15 A.M. at the site.

310's

Ambler, FL-2023-071, McDonald Creek, house: Donna Pridmore asked for clarification on what application is on the agenda and the associated project description. Samantha Tappenbeck confirmed that it is not a new application, but is the application that was submitted by the Amblers to document the work that was done to construct the structure.

Roger Marsonette motioned “application FL-2023-071 for construction of a house on McDonald Creek be denied based on the findings of the Declaratory Ruling.” Donna Pridmore seconded. Motion carried. Mike Kopitzke abstained from voting.

Camisha Sawtelle noted that another justification for denying the application is because it was incomplete.

Donna Pridmore asked what was next and if we would need to request that the Ambler’s comply with the Board’s decision. Samantha Tappenbeck stated that the order on the violation stands for the Amblers to remove the structure and remediate. If the Amblers do not agree with the Board’s decision, they have option to petition for judicial review.

Donna Pridmore noted that the Ambler’s attorney had already filed a complaint in District Court back in April. Samantha Tappenbeck noted that the Flathead CD has not been served to date.

Pete Woll noted that the order on the violation had a deadline of November 1, 2023 to comply, and asked if we need to assign a new date.

Donna Pridmore motioned “to remove the house by January 1, 2024. Scott Rumsey seconded.

Donna Pridmore amended the motion to “to remove the house by January 1, 2024, and a 310-permit application must be submitted to remove the house.” Scott Rumsey seconded. The amendment to the motion carried. Mike Kopitzke abstained from voting.

Samantha Tappenbeck noted that the timeline outlined in the motion on the table is very short, and that we tell applicants to expect 60-90 days from time of application to have a permit in hand. With that timeline, it would be impossible for the applicant to have a permit in hand and comply with the order to remove the structure and remediate the streambank by the deadline. Plus, it is difficult to do construction and remediation work in the winter.

Donna Pridmore motioned “to withdraw the motion as amended”. Scott Rumsey agreed and seconded. Motion carried. Mike Kopitzke abstained.

Donna Pridmore motioned “that the application to remove the house as originally required be submitted by January 1, 2024, and the house to be removed and remediated during low water, prior to April 1, 2024.” Scott Rumsey seconded.

Discussion: Camisha Sawtelle added that the 310 application will be for removing the structure and the Board will apply the same rules in considering that application, as they would for any application, to review the potential impacts of removal of the structure.

Leo Rosenthal asked for clarification on the timeline and whether we can assign a deadline for removal of the structure because permits are typically issued for one year. Pete Woll noted that the Board can include a deadline for remediation of a violation, and likewise can assign deadlines for specific aspects of project completion for any project that is permitted.

Camisha asked to back-up in discussion to revisit the original application. Procedurally, the Board must consider that application and use the standard process of review as outlined in the Adopted Rules as it would with any application. The Board tabled the application, it was not yet accepted, and did not review the application because they were not yet at that phase in the standard process due to the petition for declaratory ruling and subsequent proceedings. Laurie Zeller noted that the application that was submitted and entered into the exhibit record was clearly incomplete, and they did not provide adequate information as they are required to do in order for the Board to review the application. Despite the fact that there was a lot of information presented during the declaratory ruling process, the Board should not have denied the application based on the findings of the declaratory ruling, because the application had not been reviewed using the standard process as outlined in the Adopted Rules.

Trent Baker noted that the Amblers will just withdraw the application. He further noted that he thinks we are going to have to litigate this situation, and that he intends to amend the complaint that was originally filed and serve on the Flathead CD to exercise the Ambler’s right to judicial review of the Board’s decision.

Motion carried. Mike Kopitzke abstained from voting.

Bellwoar, FL-2023-100, Whitefish River, bank stabilization: Mike Kopitzke explained an onsite inspection was completed 10/24/2023 and that the application is to rip rap the area with 2-foot large rocks. He stated that rip rap would stop the erosion, however, there is good native vegetation. They discussed having the rock pathway down to the dock and letting the natural vegetation take over the eroded/disturbed area would be best as the rock is definitely too large for what they want to accomplish. Kenny Breidinger stated it is low gradient area of the river, but there is exposed soil, and it has potential to slough off; however, the 2-foot large rock is not necessary. Roger Marsonette agreed that it would be best to leave the rock pathway/steps and revegetate instead of using rock for bank stabilization.

Mike Kopitzke motioned “to approve FL-2023-100 with the modification to use natural vegetation to stabilize the bank and approve the rock pathway.” Roger Marsonette seconded. Motion carried unanimously.

Birk, FL-2021-011, Flathead River, remediation: This remains tabled waiting for additional information from the landowner’s representative, Eric Urban.

Busche, FL-2023-104, Echo Creek, culvert: Pete Woll explained an onsite inspection was completed 10/30/2023. Information was submitted 11/8/2023 for a bridge instead of a culvert. Pete reviewed the information and Leo Rosenthal agreed that a bridge is a better approach. Pete Woll motioned “to approve the application as proposed with amended drawing received 11/8/2023 for the bridge and not the culvert.” Bill Yankee seconded. Motion carried unanimously.

Flathead Indian Irrigation Project (FIIP), FL-2023-111C, complaint: Bill Yankee explained the complaint was received 11/7/2023. The complaint letter was mailed 11/9/2023, however, we have not yet received a response. Capt. Dan Handlin explained that FIIP removed silt with dirty equipment in front of the dam (lake side) without a permit, flooding downstream property and creating a fish kill. FIIP has requested an emergency application from Flathead County Planning & Zoning. Pete Woll explained that when a response is submitted, an onsite inspection will be scheduled. When the onsite is completed, the team will bring information back to the full board for a decision. Capt. Dan Handline stated that the HOA wants procedures and protocols for lakeshore regulations. Samantha Tappenbeck explained that the district only has jurisdiction over the bed and banks of the stream. Bill Yankee motioned to table complaint FL-2023-111C until a response is received.” Mike Kopitzke seconded. Motion carried unanimously.

Fry, FL-2023-099, Flathead River, dock: Pete Woll explained an onsite inspection was completed 10/24/2023. The application is to put in new pilings. The rip rap under the existing dock will not be touched. Rotted material will be replaced. The dock will be moved out to accommodate the 5-foot depth for boat clearance. Paul Bishop, Flathead Lakeshore Consulting, explained they will keep the piling out of the rip rap as it has geo-textile under it; this is in the application. Pete Woll motioned “to approve the application with modifications to be able to extend the length of the dock into the river to get the 5foot depth that we require in the Adopted Rules.” Roger Marsonette seconded. Motion carried unanimously.

Fullerton, FL-2023-090, Flathead River, bank stabilization: This was tabled 10/10/2023 waiting for additional information on rock size, slope, revegetation plan, details on keying in ends of riprap from applicant. Some information was received from Fullerton on 10/27/2023. Kenny Breidinger voiced concern about removal of all the vegetation to do the project. Part of an old dike is included in the proposed project area, which is functioning as part of the streambank now. Beyond the dike it drops off into an old agricultural field, and it seems like they want to lay back the bank and put in lawn right up to the top of the riprap in order to have a view of the river. There is not enough detail included in the application about what will be done on the bank above where the riprap is proposed. Kenny added that during the onsite they stated that they want to lay the vertical bank back 2:1, but that information is not in the application.

Pete Woll voiced concern they are going to key-in the rip rap on the low water mark, which is a long way out into the stream. In the past riprap was tucked up under the tree area. Roger Marsonette noted that they could not do the riprap without removing the vegetation and losing larger trees.

Pete Woll motioned “to table this application and for the district to hire someone to do a technical review of the existing application.” Donna Pridmore seconded. Motion carried unanimously.

Gress, FL-2023-091, Flathead River, bank stabilization: This was tabled 10/10/2023 waiting for additional information on rock size, slope, revegetation plan, details on keying in ends of riprap from applicant. Some information was received from Fullerton on 10/27/2023.

Pete Woll motioned “to table this application and for the district to hire someone to do a technical review of the existing application.” Donna Pridmore seconded. Motion carried unanimously.

Gustafson, FL-2023-105, Unnamed, building addition: Bill Yankee explained that an onsite inspection was completed 10/20/2023. Bill Yankee motioned “to approve FL-2023-105 with the modification of a temporary silt fence around the construction site.” Donna Pridmore seconded. Motion carried unanimously.

Hickok, FL-2022-065, Whitefish River, permit extension request: Roger Marsonette explained that the landowner has submitted a request for a one-year permit extension as work has not been completed. Roger Marsonette motioned “to approve a one-year permit extension.” Donna Pridmore seconded. Motion carried unanimously.

Koestner, FL-2023-098, Stillwater River, culvert/rip rap: Donna Pridmore explained that an onsite inspection was completed 10/23/2023. She added that the landowner was going to submit additional information regarding the box culvert, but nothing has been received. Donna Pridmore motioned “to table until we received the modification specifications.” Roger Marsonette seconded. Motion carried unanimously.

Krezowski, FL-2023-077, Haskill Creek, excavation/fill/bank stabilization: This remains tabled until additional information is received from applicant John Phelps.

Levesque, FL-2023-029, Flathead River, bank stabilization: Scott Rumsey explained that the application was tabled 10/23/2023 waiting for additional information from Mikel Siemens. Letter & photos received from Levesque on 11/6/2023.

Scott Rumsey asked Mikel Siemens to review the issues and additional information and changes that were provided. Mikel Siemens stated that during and following the site visit the Board had several questions regarding sizing of the rip rap, bank stabilization/armoring beyond the ordinary high water mark and use and potential impacts of barbs. She consulted the Adopted Rules and a retaining wall using rip rap is the preferred method. She also gathered velocity information for the channel. She found that the Type 3 rip rap that was originally proposed was excessive based on the velocity of the river, which is one of the primary amendments that she submitted for the application. The application was also amended to lay back the bank at a 1.5:1 slope per the standards in the Adopted Rules. Overall channel velocity is right at 4-1/2 and at this point in the channel there is narrowing and increasing of velocity. She understands that the overall concept of a barb and associated re-direction of the velocity to the center of the channel is a perceived risk, but the center of the channel is intended to carry bulk of the velocity and would not threaten adjacent properties. Angular rock would be added to the top of the bank to protect it just as in other projects done by the Applicant's Contractor, Ron Schlegel.

Scott Rumsey asked about the height of the rip rap above ordinary high water and why it needs to be higher than what we normally recommend (one foot above ordinary high water). Pete Woll noted that the recommendation is usually for the lower, lake-influenced part of the river. Mikel responded that it is intended to serve as a retention wall for the control of erosion, and the mature vegetation is being eliminated as erosion undercuts the sandy soils underneath.

Photos were reviewed by the Board and Mr. Levesque.

Roger Marsonette previously asked for a gradation of rock size. Mikel Siemens provided that information the table of gradation. In the lower portions where the toe needs to be established, they would use class 2, and the higher sections they would use class 1. Further discussion on the gradation of rock material used in the project area and distribution on the bank.

Kenny Breidinger asked if there is opportunity to vegetate the revetment above mean high water instead of just planting behind it within the retaining wall. Mikel noted that some saplings are growing up as part of the Swift Creek project that Mr. Schlegel previously completed, and she believes that existing vegetation will come back through the Levesque project area. The method proposed uses live 4-inch posts to interact with water surface at the low water mark, otherwise all the vegetation will die because it is all sand and well drained. Mikel consulted with NRCS and was advised to use black cottonwood to supplement current vegetation.

Scott Rumsey motioned "to approve the application with modifications submitted 11/7/2023." Roger Marsonette seconded. Motion carried unanimously.

Assessment of vegetation survival rate was discussed, and Mikel Siemens noted that NRCS has survival information.

Maltbie, FL-2023-094C, Mount Creek, complaint: Samantha Tappenbeck explained that each attempt to mail the complaint letter to various addresses have come back unclaimed/insufficient address. Samantha contacted legal counsel and was advised that we would need a search warrant if not viewable from a public access point. Samantha contacted the county attorney's office and is waiting for a call back. This remains tabled.

Miles Whitefish Inv, FL-2023-096, Whitefish River, dock, gangway, stairs: Mike Kopitzke explained an onsite inspection was completed 10/24/2023. The project is for two rock paths/stairways with 1.5-2 ft walls for river access at the north and south ends, a dock, and a walking path area where vegetation management will be undertaken. The path will not be surfaced but will be a 3- to 4-foot-wide grass path that would parallel the stream in order to connect the downstream stairway with the stairway on the upstream portion of the property. Some dead branches and vegetation will be removed from decedent cottonwoods and any other dead materials. Roger Marsonette stated that the existing vegetation between the path and slope up to the condos will remain. Casey Malmquist noted that this is a minimally invasive approach.

Mike Kopitzke motioned "to approve application FL-2023-096 as proposed." Bill Yankee seconded. Motion carried unanimously.

Sneed, FL-2022-057C, Meadow Creek, complaint: Pete Woll motioned "to table the complaint until the remediation work under permit FL-2023-106 is completed." Bill Yankee seconded. Motion carried unanimously.

Sneed, FL-2023-106, Meadow Creek, remediation: Pete Woll explained an onsite inspection was completed 10/30/2023 for the remediation of the violation. A plan verifying changes discussed on the ground was submitted 11/1/2023. Pete Woll motioned "to approve the application as proposed with amendment submitted 11/1/2023." Mike Kopitzke seconded. Motion carried unanimously.

Stalowy, FL-2023-083C, Bear Creek, complaint: Pete Woll explained an onsite inspection was completed 10/30/2023. It was determined during the complaint inspection that activity has been initiated on a perennial flowing stream without a valid permit. The Grassy Marsh area of Bear Creek has been excavated. Photos of the excavation were provided. Dredged material that was excavated out was stockpiled immediately adjacent to the Grassy Marsh area of Bear Creek and behind a silt barrier. The Stalows verbally indicated during the complaint inspection that they wanted open water for waterfowl and that the dredged material will be graded to a 4:1 slope and re-seeded with native grasses with the overall intent of providing wildlife habitat. Vegetation was removed, the area excavated was smoothed with equipment, and corrugated pipes were laid in. Pete Woll stated this is the Grassy Marsh area that was included in the determination of jurisdiction that was upheld by the Supreme Court. Samantha confirmed that the district's finding of jurisdiction was upheld at every level of judicial review, and the Grassy Marsh area of Bear Creek was specifically determined to be within 310-jurisdiction.

Pete Woll motioned "that this is a violation, activity has been initiated on a perennial flowing stream without a valid permit and to initiate a cease & desist order on any further work until this can be ratified." Donna Pridmore seconded.

Pete Woll reviewed the complaint response and noted that the response indicated that additional work was done on the bridge over Bear Creek (possibly beyond the scope of what was approved in FL-2023-048), and there may have been additional work on the boardwalk. The response does not make it clear. Further investigation is needed.

Further discussion regarding the complaint procedure in the Adopted Rules and the timing of the issuance of cease-and-desist orders. Reference to procedure outlined in Adopted Rule 18.3.

Pete Woll withdrew the motion, and Donna Pridmore withdrew the second.

Pete Woll motioned "that this is a violation as activity has been initiated on a perennial flowing stream without a valid permit. The district requires the landowner to hire a professional consultant to make a recommendation back to the district on how to restore the Grassy Marsh area of Bear Creek. The application is to be submitted to the district by January 15, 2024." Donna Pridmore seconded. Motion carried unanimously.

Stalowy, FL-2023-101C, Bear Creek, complaint: Pete Woll explained a complaint response was received 10/20/2023. An onsite inspection was scheduled for Tuesday, November 28, 1:00 P.M. at the site.

Thompson (Larry), FL-2023-093C, Unnamed, complaint: Scott Rumsey explained an onsite inspection was completed 10/20/2023. This is a grassy channel that is well vegetated. This is a relic. Scott Rumsey motioned "the activity is not a violation as defined by district rules." Donna Pridmore seconded. Motion carried unanimously.

Wilson, FL-2023-092, Flathead River, bank stabilization: This was tabled 10/10/2023 waiting for additional information on rock size, slope, revegetation plan, details on keying in ends of riprap from applicant. Some information was received from Fullerton 10/27/2023.

Pete Woll motioned "to table this application and for the district to hire someone to do a technical review of the existing application." Donna Pridmore seconded. Motion carried unanimously.

Winthrop, FL-2023-045, Stillwater River, clean diversion intake: This remains tabled until additional information is received from Mikel Siemens.

NEW BUSINESS

Ambler/McDonald Creek Violation and Declaratory Ruling: Hearing Officer, Laurie Zeller reviewed her recommended findings of fact, conclusions of law, and Declaratory Ruling. She provided an overview of her process and description of how she came to the conclusions and recommendation provided to the Board. Minor revisions were provided 11/9/23. Her recommendation is in support that the Flathead CD has jurisdiction over the Petitioner's structure on the immediate bank of McDonald Creek. As it is on private land, owned by a private individual, and the federal took no jurisdiction. The house is within the definition of a perennial flowing stream and impacts the stream and streambank. The 310-law does apply and recommends the FCD takes jurisdiction.

Roger Marsonette motioned “that we accept Laurie Zeller’s recommended findings of fact, conclusions of law, and declaratory ruling on McDonald Creek.” Donna Pridmore seconded. Motion carried. Mike Kopitzke abstained from voting.

Samantha Tappenbeck read into the record the declaratory ruling recommendation provided to the Board by Hearing Officer Zeller:

Based upon the review and analysis of the totality of circumstances presented in the entire record, IT IS HEREBY DETERMINED:

1. FCD has the authority to determine its jurisdiction and has the responsibility to administer the Act on projects undertaken by private parties.
2. The home, decks, roof line, and retaining wall are within the immediate banks of McDonald Creek and is a physical alteration or modification that resulted in a change in the state of a natural, perennial-flowing stream or river, its bed, or its immediate banks. MCA 75-7-103(6), ARM 36.2.402(5).
3. Given the intent and policy of the Act, given the federal government has neither regulated the structure nor indicated the Act interferes with the purpose, policy, and goals of the park, and given the totality of information in the record and a reasonable reconciliation the information, the record supports a determination FCD has jurisdiction over Petitioners’ structure on McDonald Creek.

Ambler Work Authorization Request – Conditions Report: Roger Marsonette explained that Flathead CD received an email report and three photos from Attorney Trent Baker on 11/1/23 per the Board’s request on 10/23/23. Roger expressed his opinion that the report and photos were adequate documentation of the current condition of the structure. Roger further noted that the photos are adequate to indicate that the house is framed in. Donna Pridmore asked if we were provided with the date when the interior work was completed, and if any work was completed after the cease-and-desist order was issued. Trent Baker confirmed verbally that no work was done following issuance of the cease-and-desist except for the work that was requested on the roof and windows. The Board reviewed and discussed whether the information provided meets the condition of approval.

Roger Marsonette motioned “to accept the conditions report and photos submitted by Mr. Baker.” Bill Yankee seconded. Motion carried. Mike Kopitzke abstained from voting.

AIS Partner Position: Samantha Tappenbeck explained that we have a proposal from FWP Aquatic Invasive Species (AIS) Bureau Chief, Tom Woolf, to develop a partner position with Flathead CD. The proposal is for Flathead CD to hire a staff position to serve as a roving inspector and AIS education specialist for the north end of Flathead Lake. This would involve a contract between Flathead CD and FWP. FWP has a number of contracts with conservation districts across the state to do this kind of work, such as staffing inspection stations. Flathead CD would hire one or more people to fill the role and FWP would cover training, salary, benefits, and mileage expenses. These kinds of contracts with FWP need to be with local government entities. Flathead CD would hire and put the position on payroll and be reimbursed by FWP.

Tom Woolf explained that the Board would have a lot of discretion on when to put those positions out on the ground, but the target times would be weekends and times of high boating activity, with out of state boaters being of most concern. The positions could be hired as part-

time. There is concern about who is getting to Flathead Lake without being checked, where they come from and when. The position with Flathead CD would be an AIS Education and Outreach person that would be adding a layer to the prevention safety net around Flathead Lake. The contract would be for a period of one year, but the actual work would take place over a 3–4-month period, approximately June-July-August. This would be a not-to-exceed contract.

Samantha Tappenbeck indicated that she would be interested in doing some of the training so that she knew how to adequately supervise such a position. FWP offered assistance with training and hiring as well.

Mike Kopitzke motioned “to accept the proposal from FWP to hire 1-2 people to do Aquatic Invasive Species (AIS) work, and to have Staff look into a contract to support the AIS partner positions with FWP.” Donna Pridmore seconded. Motion carried unanimously.

Flathead County Planning Board Appointment: Samantha Tappenbeck explained that Flathead County Planning & Zoning sent a letter requesting the Board appoint a conservation district representative. The vacancy needs to be filled by November 17th. Samantha added that Supervisor Kopitzke has expressed interest in the position.

Donna Pridmore motioned “to appoint Mike Kopitzke to the Planning Board position.” Bill Yankee seconded. Motion carried unanimously.

Staff Medical Insurance Renewal: Samantha Tappenbeck explained the district received renewal documents for Staff Medical Insurance. Staff would like to stay with the current insurance option. The renewal will increase the monthly payment by \$155.68. \$30,000.00 was budgeted for FY 2023/2024, and the renewal would be \$30,700.32 per year.

Donna Pridmore motioned “to renew the current plan.” Scott Rumsey seconded. Motion carried unanimously.

MACD Resolutions: Samantha Tappenbeck reviewed the following resolutions with the Board:

- **23-01** Reuse of used Infrastructure Materials: Donna Pridmore motioned “that the board vote yes.” Bill Yankee seconded. Motion carried unanimously.
- **23-02** 310-Disclosure: Donna Pridmore motioned “that the board vote yes.” Bill Yankee seconded. Motion carried unanimously.
- **23-03** Irrigator Water Rights: The Board reviewed additional information received from DNRC today. Bill Yankee motioned “that the board vote yes.” Donna Pridmore seconded. Motion carried unanimously.
- **23_04** Opposition to BLM Conservation Leasing Rule: Donna Pridmore motioned “that the board vote no.” Motion died for lack of a second. Mike Kopitzke motioned “to vote yes on this resolution.” Bill Yankee seconded. Motion carried with one no vote.
- **23_05** Exclude Grizzly Encroachment Eastern MT: Donna Pridmore motioned “that the Board vote no.” Scott Rumsey seconded. Motion carried unanimously.

Pete Woll motioned “to appoint Roger Marsonette to represent Flathead CD to vote in the business affairs of MACD at convention.” Donna Pridmore seconded. Motion carried unanimously.

MATTERS OF THE BOARD/STAFF

City of Whitefish River Trail Stakeholder Meeting: Samantha Tappenbeck explained the City of Whitefish River Trail Stakeholder Meeting is scheduled for Thursday, November 14, 10:00 A.M., Whitefish City Hall. Donna Pridmore, Mike Kopitzke plan to attend.

The next business meeting is scheduled for Monday, November 27, 2023, 7:00 P.M. in person and via ZOOM.

Adjournment: Donna Pridmore motioned “to adjourn.” Bill Yankee seconded. Motion carried unanimously. As there was no further business, the meeting was adjourned at 2:21 P.M.

Submitted By:
Ginger Kauffman
Administrator

Reviewed By:
Samantha Tappenbeck
Resource Conservationist

Minutes approved by FCD Board motion made on:

12/11/2023
(Date)

Pete Woll
(Signature)

Chair
(Title – Chair etc.)