

**LINCOLN CONSERVATION DISTRICT
BOARD OF SUPERVISORS MEETING
American Forest Management - Libby
May 15, 2024, 4:00 p.m.**

Attendance:

Board of Supervisors: Kathleen Johnson, Chair (Zoom); Don Crawford; John DeLeo; Gary Pershall (Zoom),

Absent: Joe Lewicki

Associate Supervisor(s): Wayne Maahs

Advisor(s):

District Administrator: Rae Lynn Hays

Administrative Assistant:

Guest(s): Mark Peterson, Leonard Peterson, Roger Clift, Dexter Hardy, Jon Hays

Called to order: 4:00 p.m. by Kathleen Johnson, Chair

Public Comment: None

Minutes:

- April 17, 2024, Meeting Minutes
- **Motion** by Don Crawford to approve the April 17 meeting minutes.
Second by John DeLeo.
- **Motion** passes unanimously.
- May 2, 2024, Special Meeting Minutes
- **Motion** by John D. to approve the May 2, 2024, special meeting minutes.
Second by Gary Pershall.
- **Motion** passes unanimously.

Financial Report:

- John D. presented the April 2024 treasurer's report.
- **Motion** by Gary P. to approve the treasurer's report. **Second** by Don C.
- **Motion** passes unanimously.

NRCS Report – Brian Ressel

- No Report

MTFW&P Report – Brian Stephens

- No report.

District Administrator's Report – Rae Lynn Hays

- Volunteer hours were recorded.
- The AIS station is operational. Several mussel fouled boats have already been detected throughout the state.

Planning Board Report – Jesse Haag

- No Report

310's

C-10-02-22, Neumann, Phillips Pleasant Valley Fisher River Civil Penalty

- Rae Lynn H. has not heard back from the attorney. John D. suggested contacting the firm where the attorney works.

Li-05-01-24, InterBel, Mills Spring

- This project is a utility bore.
- **Motion** by Don C. to accept the application, approve Li-05-01-24 and waive the 15-day wait period. **Second** by Gary P.
- **Motion** passes unanimously.

Li-05-02-24, Thompson, Dodge Creek

- Brian Stephens sent the team report and photos to the board. The applicant proposes to put a headgate in to control water flow from the stream to his irrigation pond. Brian asked for more information detailing how the headgate will be stabilized and the bank protected. The applicant plans to submit an amendment to his application.
- **Motion** by John D. to accept the application as a project under the 310 law and postpone a decision until more information is provided. **Second** by Don C.
- **Motion** passes unanimously.

C-05-03-24, Riley, Hardy, Granite Tributary

- Don C. said he and Brian S. discussed the last complaint and conducted a site visit for it. Charles Riley wanted to park out the area as he was concerned about fire. There are flood channels throughout the property. They are well vegetated and carry water. Don C. said he followed up with a phone call to Mr. Riley regarding this complaint but did not go back out to view it. He understands there is conflict between the two neighbors and didn't think it warranted another trip. Mr. Riley told Don he had not been in any flowing water. Mr. Hardy showed a drone video of Mr. Riley in a stream. Don C. said he would go take another look at the site.
- **Motion** by Don C. to accept the complaint and postpone a decision until a site visit can be completed. **Second** by John D.
- **Motion** passes unanimously.

Li-05-05-24, Guinard, French Creek

- A site visit has not been completed.
- **Motion** by John D. to accept Li-05-05-24 as a project under the 310 Law and postpone a decision until a site visit is completed. **Second** by Gary P.
- **Motion** passes unanimously.

E-05-06-24, Clift, Sinclair Creek

- Brian S. discussed the team report. The applicant was very careful to take minimal actions. The road was cleared of silt and debris and was reconstructed. Most of the action was outside the CD's jurisdiction.
- **Motion** by John D. to accept the application. No further action is required by the applicant. **Second** by Don C.
- **Motion** passes unanimously.

Li-05-07-24, Clift, Sinclair Creek

- Brian S. discussed the team report. Much of the proposed action is outside the CD's jurisdiction. Some sediment from the siphon failure did enter and accumulate in Sinclair Creek. The team recommended that any fine sediment removal be done so with care as to not dig into or modify the native streambed material. Much of the sedimentation should disperse during normal flow fluctuations. The areas within the streambank that experienced small cuts from washouts can be filled and stabilized to return the bank to its previous condition. It was determined that riprap would not be necessary. John D. asked about draining the siphon. Mark Peterson said that would be done by Glen Lake Irrigation District and not the applicant. Mr. Clift said he may be submitting another 310 application in the future for a bridge. It would be engineered. This project would allow GLID staff to cross the creek with equipment if repairs were required on the siphon across the stream.
- **Motion** by John D. to accept the application as a project under the 310 law and approve with the team's modifications. **Second** by Don C.
- **Motion** passes unanimously.

Li-05-08-24, Northern Lights, Lake Creek

- A site visit has not been completed.
- **Motion** by Gary P. to accept the application as a project under the 310 law and postpone until a site visit is conducted. **Second** by Don C.
- **Motion** passes unanimously.

Li-05-09-24, Pershall, Mud Creek

- Brian S. said this project involves placement of pipe that would be trenched away from the stream. This is outside the CD's jurisdiction as it will not impact Mud Creek.
- **Motion** by John D. to declare Li-05-09-24, Pershall, Mud Creek not a project under the 310 Law. **Second** by Don C.
- **Motion** passes unanimously. Gary P. abstains.

Li-05-10-24, Pershall, Mud Creek

- Brian S. discussed the team report. The applicant is proposing the removal of sediment by the point of diversion. That seems appropriate. He would also like to remove material that appears to be sod in the stream. Removing that will widen the channel. Another area that seems to be a problem is a crushed culvert and

bucket that is stuck in the culvert. The team recommendation is to approve the application with modifications including removal of silt in front of the point of diversion and pump house. The remainder of material along the stream should not be removed to avoid widening the channel. This is a maintenance permit that is valid for 10 years.

- **Motion** by John D. to accept the application as a project under the 310 law, waive the 15-day wait period, and approve with the team's modifications.

Second by Don C.

- **Motion** passes unanimously. Gary P. abstains.

C-05-11-24, Orozco, Savoie, Lake Creek

- We have not been able to find a phone number for the Mr. Orozco.
- **Motion** by John D. to accept the complaint and mail a letter to Mr. Orozco asking for permission to conduct a site visit. **Second** by Don C.
- **Motion** passes unanimously.

Li-04-01-23, Ekman, Tobacco River

- Ms. Ekman contacted the office and said they have not been able to complete the project. They would like a one-year extension on the permit.
- **Motion** by Don C. to approve a one-year extension on Li-04-01-23. **Second** by John D.
- **Motion** passes unanimously.

Li-04-05-24, Roose, Mud Creek

- Mr. Roose requested a one-year extension on his permit.
- **Motion** by John D. to approve a one-year extension for Li-04-05-24. **Second** by Gary P.
- **Motion** passes unanimously.

Postponed 310's.

C-04-01-24

- Don C. arranged for a site visit, but Mr. St. Pierre asked to reschedule.
- **Motion** by Don C. to postpone a decision until the next meeting. **Second** by John D.
- **Motion** passes.

New Business:

- **Permissive Medical Mill Levy**
 - The CD conducted a public hearing to discuss the 2025 Permissive Medical Mill Levy. There was no public comment.
 - **Motion** by John D. to approve the 2025 Permissive Medical Mill Levy. **Second** by Gary P.
 - **Motion** passes.
- **District Administrator Candidate Search**
 - Rae Lynn H. said she has posted the position in the newspaper, on Facebook, and listed it with the Job Service. A hiring committee is needed to conduct interviews. Kathleen Johnson, Gary P., and John D. agreed to serve on the committee.
- **Army Corp of Engineers Permitting**
 - Kathleen J. was sent a picture of an excavator along the river on an Army Corp of Engineers Project. Brian S. explained the project is "Wood is Good" and involves putting logs with root wads on a gravel bar. The project is intended to place woody debris in the area. Woody debris has not been in that area since the Libby Dam was created. Brian S. said his understanding is that the Corp does not require permits to do work along a stream. Kathleen J. said she thought it was important for the board to understand that regarding permitting.

Unfinished Business

- **Filling Supervisor Vacancy**
 - No update
- **Personnel Policy**
 - No update
- **Fiscal Year 2024/2025 Preliminary Budget**
 - **Motion** by John D to approve the budget. **Second** by Don C.
 - **Motion** passes unanimously.

Final Inspection Reports

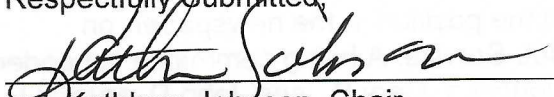
Li-09-01-22, Burnett, Kootenai River - Close file.
Li-04-11-23, Bushfield, Ksanka Creek - Close file.
Li-04-12-23, Bushfield, Ksanka Creek - Close file.
Li-10-02-23, Bushfield, Ksanka Creek - Close file.

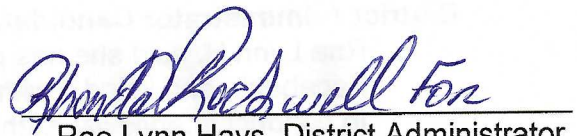
Open Mic and Other Business -

Wayne Maahs asked about the stream trailer's availability for May 30. He and Don C. would be using it. Rae Lynn H. will check and let them know.

Meeting adjourned at 5:25 pm.

Respectfully Submitted,


Kathleen Johnson, Chair


Rae Lynn Hays, District Administrator

Date: 6-19-24

**LINCOLN CONSERVATION DISTRICT
BOARD OF SUPERVISORS PMML HEARING
American Forest Management - Libby
May 15, 2024, 3:45 p.m.**

Attendance:

Board of Supervisors: Kathleen Johnson, Chair (Zoom); Don Crawford; John DeLeo;
Gary Pershall (Zoom),

Absent: Joe Lewicki

Associate Supervisor(s): Wayne Maahs

Advisor(s):

District Administrator: Rae Lynn Hays

Administrative Assistant:

Guest(s): Mark Peterson, Leonard Peterson, Roger Cliff, Dexter Hardy, Jon Hays

Called to order: 3:45 p.m. by Kathleen Johnson, Chair

Public Comment: None

New Business:

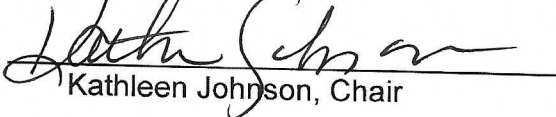
- **Permissive Medical Mill Levy**

- Rae Lynn Hays explained the Permissive Medical Mill Levy. The amount is based on an employee's cost of insurance. The base is the amount the district has contributed prior to running a PMML. This has always been \$25 per month which adds up to \$300 each year. The amount for the PMML is the cost of the employee's insurance premium minus the base level. The amount of the PMML would be \$9,740.60 for 2025. Rae Lynn H. will not be with the district in 2025, so the amount is based on last year's figures. The new administrator will be eligible for insurance reimbursement costs up to \$811.72 per month. If the new administrator's insurance costs less, the district will have a carry over and will not need to levy as much for 2026.

Open Mic and Other Business –

Meeting adjourned at 4:00 pm.

Respectfully Submitted,


Kathleen Johnson, Chair


Rae Lynn Hays, District Administrator

Date: 6-19-24

**LINCOLN CONSERVATION DISTRICT
BOARD OF SUPERVISORS SPECIAL MEETING
Lincoln County Annex/Zoom Hybrid, Eureka
May 2, 4:00 p.m.**

Attendance:

Board of Supervisors: Kathleen Johnson, Chair; Don Crawford; John DeLeo; Gary Pershall, Joe Lewicki

Absent:

Associate Supervisor(s):

Advisor(s):

District Administrator: Rae Lynn Hays

Administrative Assistant:

Guest(s):

Called to order: 4:17 p.m. by Kathleen Johnson, Chair

New Business:

- **Personnel**

- Rae Lynn Hays asked to go into executive session. She told the board that she will need to resign her position as district administrator. She is moving out of state.
- Kathleen Johnson said there are a lot of technical aspects to the grants that we just received and is concerned about someone being able to step into those projects.
- Rae Lynn H. said one possibility would be for the board to contract with her as an independent contractor to manage the grants as well as apply for future project grants for stream restoration on Grave Creek.
- An advertisement for Rae Lynn's position should run for three weeks. The pay should be \$17-20/hr. DOE.
- Rae Lynn said Rhonda Rockwell, who is a temporary administrative assistant, plans to apply for the position. She is also the AIS site lead. Rae Lynn asked the board to keep her on as an assistant or make her full time at the AIS station to ensure she had full-time employment though the summer if she is not selected for the position.
- **Motion** by John DeLeo. to accept Rae Lynn Hays' resignation. The LCD will contract with her as an independent contractor to manage the grants for the administrative fees in the grant beginning June 1. The District Administrative position will be advertised for three weeks paying \$17-\$20 DOE. **Second** by Don C.
- **Motion** passes unanimously.

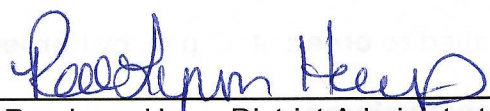
Unfinished Business

Open Mic and Other Business –

Meeting adjourned at 5:04 pm.

Respectfully Submitted,


Kathleen Johnson, Chair


Rae Lynn Hays, District Administrator

Date: 5-29-24