

These abbreviated summary minutes and the audio recording will become the official adopted minutes at the next Land Board meeting when the board votes to officially approve them. Until then they are considered a draft.

MINUTES
REGULAR MEETING OF THE BOARD OF LAND COMMISSIONERS
August 21, 2017, at 9:00 am
Supreme Court Chambers, Joseph P. Mazurek Building
215 North Sanders, 4th floor
Helena, MT

Please note: *The Land Board has adopted the audio recording of its meetings as the official record, as allowed by [2-3-212, MCA](#). These minutes provide an abbreviated summary of the Land Board discussion, public testimony, action taken, and other activities. The time designations listed are approximate and may be used to locate the referenced discussion on the audio recording of this meeting. Access to an electronic copy of these minutes and the audio recording is provided from the Land Board webpage at <http://dnrc.mt.gov/LandBoard>. The written minutes summary, along with the audio recordings, are listed by meeting date on the Land Board Archive webpage.*

Members Present

Governor Steve Bullock
Attorney General Tim Fox
Commissioner of Securities and Insurance Matthew Rosendale
Secretary of State Corey Stapleton
Superintendent of Public Instruction Elsie Arntzen

Members Absent

None

Testifying Staff

John Tubbs, DNRC Director
Shawn Thomas, DNRC TLMD Administrator
Mike Atwood, DNRC TLMD Real Estate Management Bureau Chief
Darlene Edge, FWP Lands Program Manager
Kevin League, FWP Conservation Easement Stewardship Manager
Autumn Coleman, DEQ Abandoned Mine Land Program Manager

Attachments

Related Materials, Attachment 1 – sign-in sheet
Related Materials, Attachment 2 – Whitefish Lake Watershed Project presentation

Call to Order

00:00:01 Governor Bullock called the meeting to order.
00:00:12 Commissioner Rosendale moved to approve the July 24, 2017, minutes. The motion was seconded by Attorney General Fox and carried unanimously.

Business Considered

0817-1 FWP: Whitefish Lake Watershed Project (Stillwater Lazy-Swift) – Lazy Creek Conservation Easement

00:00:23 Mr. Tubbs
00:00:43 Ms. Edge
00:06:50 Governor Bullock
00:07:08 Attorney General Fox moved to approve item 0817-1. The motion was seconded by Commissioner Rosendale.

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Board Discussion/Comments

00:07:15 Governor Bullock
00:07:21 Commissioner Rosendale
00:08:09 Ms. Edge
00:08:21 Mr. Thomas
00:10:22 Commissioner Rosendale
00:10:59 Mr. Thomas
00:11:32 Mr. Tubbs
00:12:03 Governor Bullock
00:12:15 The motion to approve item 0817-1 carried unanimously.

0817-2 FWP: Keogh Ranch Conservation Easement Amendment

00:12:18 Mr. Tubbs
00:12:28 Ms. Edge gave an overview of the item.
00:17:36 Governor Bullock

Public Comment

00:17:43 Randall Knowles

00:18:59 Governor Bullock
00:19:09 Attorney General Fox moved to approve item 0817-2. The motion was seconded by Governor Bullock.

Board Discussion/Comments

00:19:43 Commissioner Rosendale
00:20:24 Governor Bullock
00:20:26 Secretary Stapleton
00:20:32 Governor Bullock
00:20:42 Secretary Stapleton
00:20:44 Governor Bullock
00:21:00 Mr. Tubbs
00:21:29 Governor Bullock
00:21:32 Mr. Tubbs
00:21:59 Attorney General Fox
00:22:40 Ms. Edge
00:24:37 Attorney General Fox
00:24:50 Ms. Edge
00:24:53 Attorney General Fox
00:25:09 Ms. Edge
00:25:12 Attorney General Fox
00:25:19 Ms. Edge
00:25:56 Attorney General Fox
00:26:06 Ms. Edge
00:26:12 Attorney General Fox
00:26:26 Ms. Edge
00:26:45 Attorney General Fox
00:26:46 Governor Bullock
00:26:56 Ms. Edge
00:26:58 Governor Bullock
00:27:23 Ms. Edge
00:27:46 Governor Bullock
00:28:08 Ms. Edge
00:28:13 Governor Bullock

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00:28:16 Commissioner Rosendale
00:28:43 Ms. Edge
00:28:49 Governor Bullock
00:28:51 Superintendent Arntzen
00:29:11 Ms. Edge
00:30:52 Superintendent Arntzen
00:31:04 Ms. Edge
00:32:17 Superintendent Arntzen
00:32:38 Ms. Edge
00:32:58 Mr. League
00:36:25 Superintendent Arntzen
00:37:41 Mr. League
00:37:53 Superintendent Arntzen
00:38:24 Governor Bullock
00:41:17 Commissioner Rosendale submitted a substitute motion to defer decision on item 0817-2 to the September 18, 2017 Land Board meeting. Superintendent Arntzen seconded the motion.
00:41:59 Attorney General Fox
00:43:26 Governor Bullock
00:43:40 Ms. Edge
00:43:48 Governor Bullock
00:44:19 The substitute motion to defer decision on item 0817-2 to September 18, 2017 Land Board meeting carried unanimously.

0817-3 DEQ: Land Acquisition – Belt Acid Mine Drainage Water Treatment Facility

00:44:24 Mr. Tubbs
00:44:36 Ms. Coleman gave an overview of the item.
00:45:44 Governor Bullock
00:45:53 Commissioner Rosendale moved to approve item 0817-3. The motion was seconded by Superintendent Arntzen.

Board Discussion/Comments

00:46:11 Attorney General Fox
00:46:36 Governor Bullock
00:46:39 Secretary Stapleton
00:46:53 Ms. Coleman
00:47:04 Governor Bullock
00:47:15 Ms. Coleman
00:47:26 The motion to approve item 0817-3 carried unanimously.

0817-4 Timber Sale: Meadow Ridge

00:47:28 Mr. Tubbs gave an overview of the item.
00:47:56 Governor Bullock
00:48:04 Attorney General Fox moved to approve item 0817-4. The motion was seconded by Commissioner Rosendale and carried unanimously.

0817-5 Cabin and Home Sites: Set Minimum Bid for Sale – Sale 892

00:48:23 Mr. Tubbs gave an overview of the item.
00:49:41 Governor Bullock
00:49:52 Secretary Stapleton moved to approve item 0817-5. The motion was seconded by Commissioner Rosendale.

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Board Discussion/Comments

00:49:59 Commissioner Rosendale
00:50:09 Mr. Tubbs
00:50:12 Commissioner Rosendale
00:50:53 Governor Bullock
00:50:57 Mr. Tubbs
00:51:12 Commissioner Rosendale
00:51:13 Mr. Tubbs
00:51:23 Commissioner Rosendale
00:51:42 Mr. Thomas
00:52:53 Governor Bullock
00:52:58 Superintendent Arntzen
00:53:24 Mr. Tubbs
00:55:18 Attorney General Fox
00:55:30 Mr. Tubbs
00:55:35 Mr. Thomas
00:56:31 Superintendent Arntzen
00:56:36 Commissioner Rosendale
00:58:20 Governor Bullock
00:58:25 Attorney General Fox
00:58:35 Governor Bullock
01:01:57 Mr. Tubbs
01:02:36 Attorney General Fox
01:02:45 Governor Bullock
01:02:48 Attorney General Fox
01:03:00 Commissioner Rosendale
01:04:09 Commissioner Rosendale moved to set the minimum bid for Sale 892 at \$500,000.
Secretary Stapleton seconded the motion.
01:04:29 Governor Bullock
01:04:39 Commissioner Rosendale
01:05:18 Governor Bullock
01:05:36 Commissioner Rosendale
01:06:03 Governor Bullock
01:06:08 Superintendent Arntzen
01:06:52 Mr. Tubbs
01:07:25 Superintendent Arntzen
01:08:12 Governor Bullock
01:10:48 Secretary Stapleton
01:12:31 Governor Bullock
01:12:34 Superintendent Arntzen
01:12:55 Mr. Tubbs
01:14:00 Governor Bullock
01:14:07 Mr. Tubbs
01:14:09 Mr. Thomas
01:14:57 Attorney General Fox
01:15:40 Mr. Thomas
01:17:34 Attorney General Fox
01:17:37 Governor Bullock
01:17:59 The motion to set the minimum bid for Sale 892 at \$500,000 carried 3-2, Governor Bullock and Superintendent Arntzen dissenting.

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0817-6 Land Banking Acquisition: Final Approval for Purchase – Birkley Road Farm

01:18:02 Mr. Tubbs gave an overview of the item.
01:18:53 Governor Bullock

Public Comment

01:19:00 Mr. Knowles

01:20:26 Governor Bullock
01:20:32 Secretary Stapleton moved to approve item 0817-6. The motion was seconded by Attorney General Fox and carried unanimously.

0817-7 Easements

00:20:50 Mr. Tubbs gave an overview of the item.
01:21:18 Governor Bullock

Public Comment

01:21:25 Mr. Knowles

Board Discussion/Comments

01:22:16 Governor Bullock
01:22:19 Commissioner Rosendale
01:22:53 Governor Bullock
01:23:07 Secretary Stapleton moved to approve item 0817-7. The motion was seconded by Commissioner Rosendale and carried unanimously.

0817-8 Informational Item: 2017 Real Estate Projects

01:23:22 Mr. Tubbs
01:23:40 Mr. Thomas gave an overview of the item.
01:25:15 Governor Bullock

General Public Comment

01:25:37 Mr. Knowles

01:27:33 Governor Bullock
01:27:36 Commissioner Rosendale
01:28:16 Governor Bullock

Adjournment

01:28:28 Adjournment

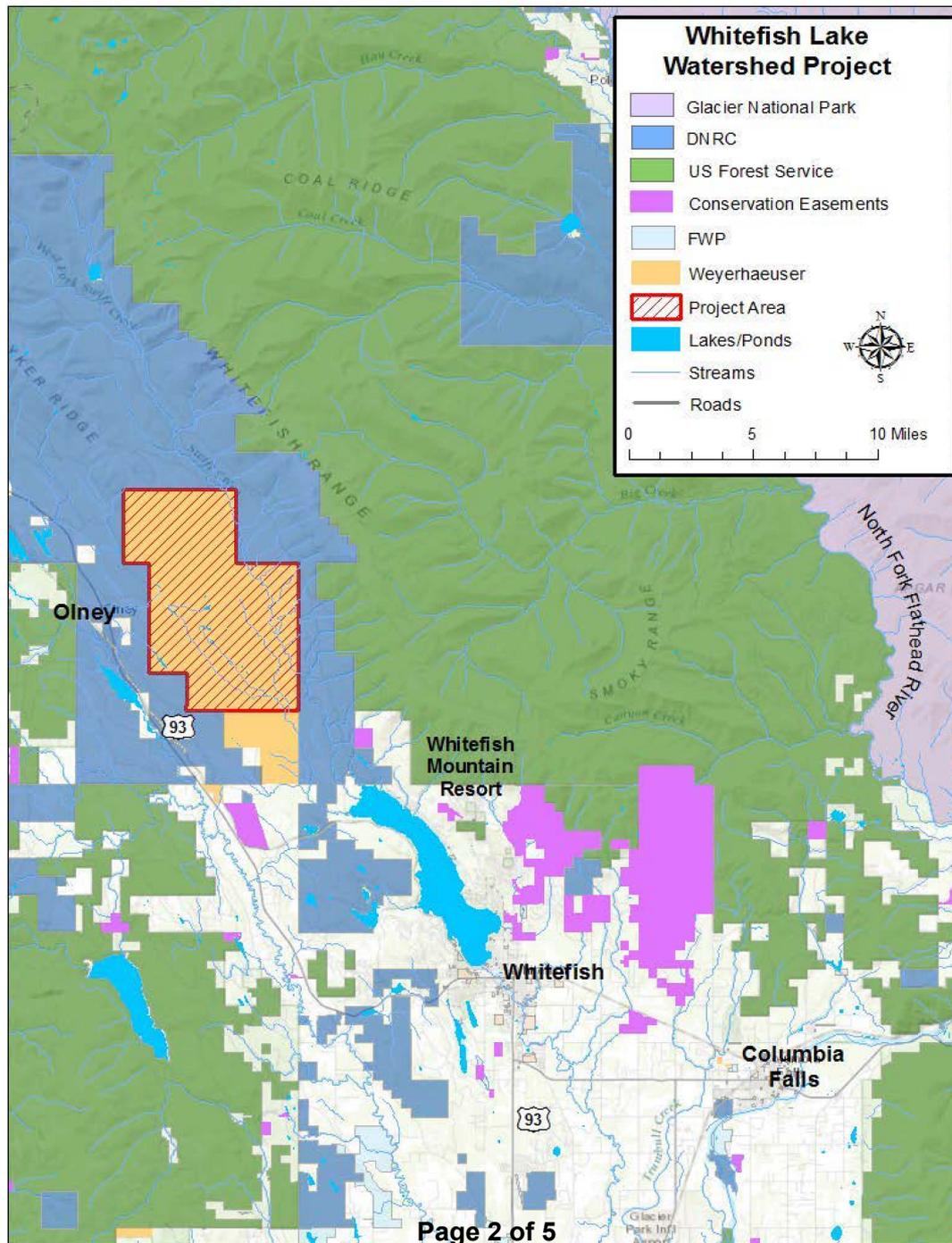
PRESIDENT

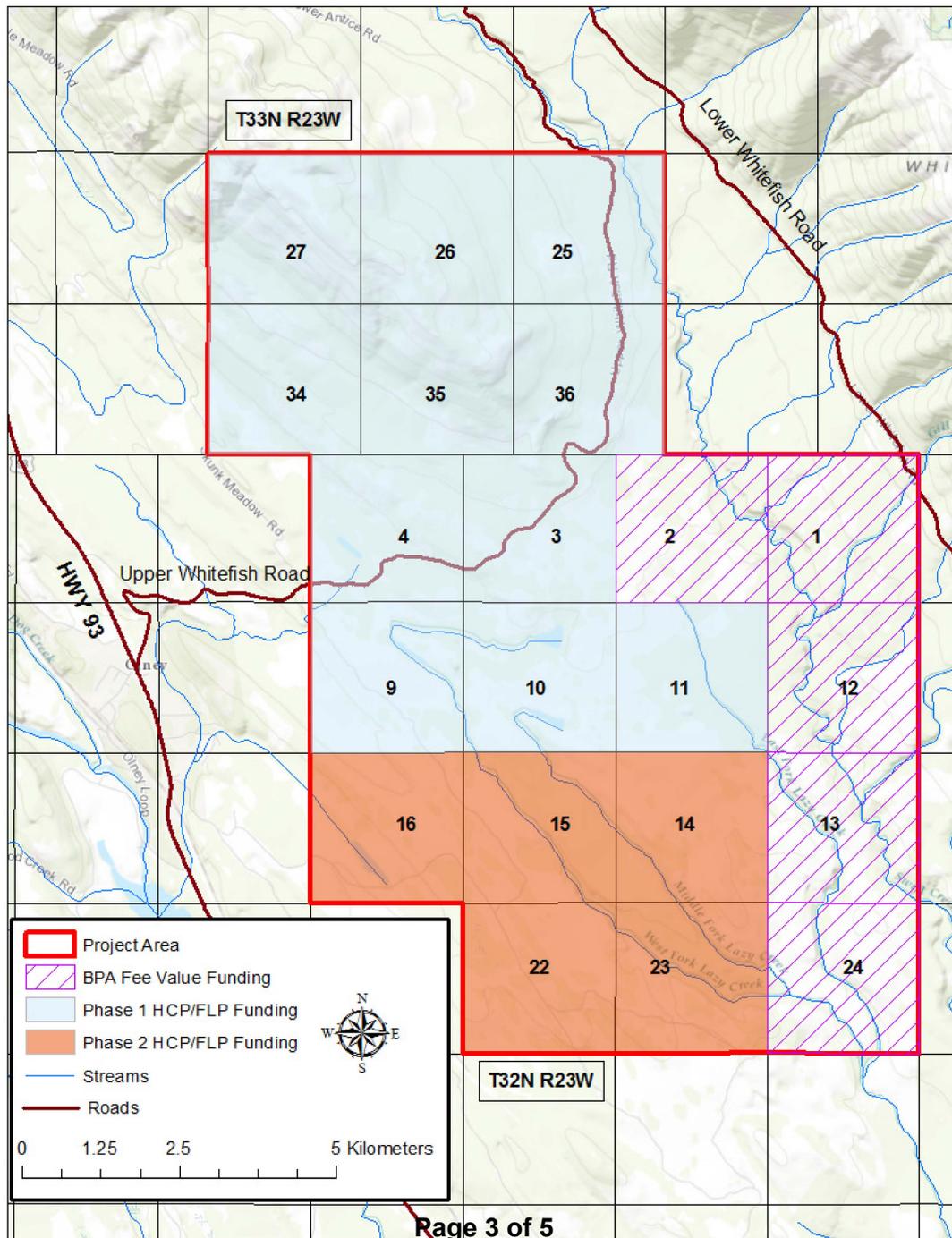
ATTEST

/s/ Steve Bullock
Steve Bullock, Governor

/s/ John E. Tubbs
John E. Tubbs, DNRC Director

Whitefish Lake Watershed Project
Stillwater Lazy-Swift
Lazy Creek Conservation Easement





Funding Sources for the Lazy Creek Conservation Easement

Source	Phase 1	Phase 2	Total
USDA Forest Legacy Program	\$7 Million	\$4 Million	\$11 Million
Fish and Wildlife Service HCP	\$2 Million	\$2 Million	\$4 Million
FWP Habitat Montana	\$1 Million	\$1 Million	\$2 Million
Trust for Public Land (TPL)	\$2 Million	\$1 Million	\$3 Million
Total	\$12 Million	\$8 Million	\$20 Million

- Phase I Lazy Creek CE Funding:
 - All \$9 Million in federal funding has been approved by Congress and is available upon request by FWP. FWP and TPL funding has been allocated and will be provided at closing.
 - Closing of Phase I is estimated to occur by February 28, 2018.

- Phase 2 Lazy Creek CE Funding:
 - The \$4 Million Forest Legacy grant is tied to the federal FY 18 budget, waiting for Congress to approve.
 - TPL received confirmation from Forest Legacy that the Lazy Creek CE is ranked #5 nationally.
 - FL grant funding will be allocated depending on amount Congress approves for FL Program.
 - TPL has received strong indications from the USFWS that the \$2 Million HCP grant will be approved this fall.

Collaborative Effort by:

- The Trust for Public Land
- Weyerhaeuser
- USDA Forest Legacy Program
- USFWS Habitat Conservation Plan
- Bonneville Power Administration
- DNRC
- Fish, Wildlife & Parks