



COLUMBIA BASIN FISH AND WILDLIFE AUTHORITY

851 SW Sixth Avenue, Suite 260 | Pacific First Building | Portland, OR 97204-1339
Phone: 503-229-0191 | Fax: 503-229-0443 | Website: www.cbfwa.org

Coordinating and promoting effective protection and restoration of fish, wildlife, and their habitat in the Columbia River Basin.

The Authority is comprised of the following tribes and fish and wildlife agencies:

Burns Paiute Tribe

Coeur d'Alene Tribe

Confederated Salish and Kootenai Tribes of the Flathead Reservation

Confederated Tribes of the Colville Reservation

Confederated Tribes of the Umatilla Indian Reservation

Confederated Tribes of the Warm Springs Reservation

Confederated Tribes and Bands of the Yakama Nation

Idaho Department of Fish and Game

Kootenai Tribe of Idaho

Montana Department of Fish, Wildlife and Parks

National Marine Fisheries Service

Nez Perce Tribe

Oregon Department of Fish and Wildlife

Shoshone-Bannock Tribes of Fort Hall

Shoshone-Paiute Tribes of Duck Valley

U.S. Fish & Wildlife Service

Washington Department of Fish and Wildlife

Coordinating Agencies

Columbia River Inter-Tribal Fish Commission

Upper Columbia United Tribes

Compact of the Upper Snake River Tribes

DATE: August 28, 2007
TO: CBFWA Members Advisory Group
FROM: Mark Bagdovitz, USFWS and Brian Lipscomb, CBFWA
SUBJECT: Final Action Notes from August 21, 2007 MAG Meeting

Members Advisory Group (MAG) Teleconference Tuesday, August 21, 2007

@ Columbia Basin Fish and Wildlife Authority (CBFWA), Portland OR
The support material and reference documents for the meeting is posted at
<http://www.cbfwa.org/committees/Meetings.cfm?CommShort=MAG&meeting=all>.

Final Action Notes

Attendees: Mark Bagdovitz, USFWS; Lawrence Schwabe, BPT; Laura Gephart, Jaime Pinkham, CRITFC; Paul Ward, YN; Nate Pamplin, WDFW; Jann Eckman, Ken MacDonald, Neil Ward, Dave Ward, Tom Iverson, Pat Burgess, CBFWA

By Phone: Dale W. Chess, Cd'AT; Brian Lipscomb, CBFWA; Phil Roger, CRITFC; Tom Rien, ODFW; Rob Walton, NOAA

Guests: David Marmorek, Essa; Alan Byrne, IDFG; Ray D. Entz, KT; Bruce Schmidt, PSMFC and guests via phone: David Devine, NOAA Fisheries; Tom O'Neil, Northwest Habitat Institute; Lynn Palensky, NPCC; Cedric Cooney, ODFW

Time Allocation:

Objective 1. Committee Participation	100%
Objective 2. Technical Review	%
Objective 3. Presentation	%

ITEM 1: Introductions and Approval of Agenda

Representatives from Montana Department of Fish, Wildlife, and Parks (MDFWP), and Idaho Department of Fish and Wildlife were not available to attend so a quorum was not present. Mark Bagdovitz, U.S. Fish and Wildlife Service (USFWS), added an announcement to the agenda.

Mark Bagdovitz chaired the majority of the meeting; Nate Pamplin was delegated by Mark to finalize Item 12 and adjourn the meeting.

Action: The agenda was approved with the slight modifications discussed. No objections.

Note: *Agenda items are listed in the order discussed.*

ITEM 2: Approve the July 17, 2007 MAG Meeting and July 24-25, 2007 Amendment Workshop Draft Action Notes as Final

Action: The MAG approved the July 17, 2007 MAG Meeting and July 24-25, 2007 Amendment Workshop Action Notes as final. No objections.

Mark Bagdovitz announced that long-time CBFWA Member, John Palensky, NOAA, died at his home on August 3, 2007 after a six month battle with cancer. The Palensky family has planned a memorial for Monday, September 24, 2007 at the World Forestry Center Miller Hall, Portland, OR. Details on the Memorial can be found on the family website at <http://www.palensky.com/John'sMemorial.htm>.

ITEM 3: September 18-19-2007 Members Meeting

Jann Eckman presented the first draft agenda of the September 18-19th Members meeting, formulated from feedback from subcommittee members Brian Marotz, MDFWP, Lynn DuCharme, Confederated Salish and Kootenai Tribes of the Flathead Reservation (SKT), and Mark Bagdovitz, USFWS.

- Action:**
- The MAG provided feedback on the agenda and suggested that for the Fish Passage Center Oversight Board (FPCOB) update that Bruce Measure be invited to discuss this issue with the Members; confirm that Joe Mentor will be available to provide feed back on this matter; and confirm that the U.S. Forest Service (USFS) Land Managers have been invited.

Jann will revise the draft agenda with edits suggested and prepare it for Members' review at the September 5th Members teleconference.

ITEM 4: Amendment Outline

Mark Bagdovitz began the discussion by thanking those involved in preparing and providing the amendment strategy presentation at the NPCC's August meeting. Mark said that it was very well organized, well received, and the NPCC members appeared impressed with the level of detail.

Dave Ward presented a draft amendment outline

(http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/AmendmentOutlineDraft.pdf) for review. Dave advised that CBFWA staff met with CBFWA attorney, Joe Mentor, and Joe advised that the best direction was not to rewrite the Program, but to follow the existing Program and comment where appropriate. Joe also advised that CBFWA should not just cite references or source information but also provide back-up material.

Dave reviewed the three components of the amendment outline draft and stated that the technical committees will develop this draft further for the September 18-19th Members meeting: 1) 2000 Program with comments where applicable, including affirming the positives of the Program, 2) comments on the mainstem amendments, and 3) compiled summarization/comments of the subbasin plans.

- Action:**
- Tom Iverson added that it is vital for CBFWA Members to dedicate staff time to support building this document and the September Members' meeting will provide a great opportunity to challenge the Members to dedicate staff. Mark Bagdovitz advised that he will start the groundwork discussions with Members to cue this subject up before the Members meeting.

Lynn Palensky, NPCC, stated that the NPCC has not made any changes to the amendment schedule but it is anticipated that a decision will be made at the September meeting with a theoretical launch date coinciding with the October NPCC meeting.

ITEM 5: Resident Fish Advisory Committee (RFAC) Update

Neil Ward provided an RFAC update stating that at the July 24-25, 2007 Amendment Strategy workshop in Spokane, the MAG directed the RFAC to develop 1) a process for assessing resident fish losses and 2) a formula to compute the annual number/harvest of resident fish required to equal the annual anadromous fish losses due to hydro-development and annual operations.

The RFAC update memo reviewed by Neil is posted at

(http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/073107RFACMAGletter.pdf).

Neil explained, as stated in the last paragraph of the memo, that originally the RFAC was requesting clarification from the MAG regarding its expectations of the committee relative to the development of measures and strategies; however, they

have since gained a better understanding of what is expected of the committees and are ready to move ahead to complete the tasks.

ITEM 6: Science Policy Exchange Assignment

Tom Iverson advised that at the July 17th meeting, the MAG directed CBFWA staff and the Fish Passage Advisory Committee (FPAC) to provide input to the Science Policy Exchange committee toward development of the agenda. Tom stated that the task was completed and well received by the Science Policy Exchange Steering Committee. Nearly all the input was accepted as it fit within the committee's framework adding an enhanced contextual foundation prior to the science presentations. Tom provided a document detailing the input provided http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/SciencePolicyExchangeAssignment-EventProgram2007Sept12-13.doc.

The final agenda will be made available after formal adoption by the steering committee, anticipated for the week of August 27th.

Lynn Palensky added that the plan is to target the discussions between the scientists, the key F&W Managers, and the NPCC Members. Lynn advised that the sessions will be recorded and video taped and the NPCC expects to release the summaries prior to the call for amendment recommendations.

Brian Lipscomb has requested the MAG consider recommendations or nominations to be forwarded to the Members at the September 5th teleconference for their endorsement. Three to five F&W Managers should be present and prepared to engage within the panel discussions.

- Action:**
- MAG members should submit suggested participants to represent the F&W Managers within the four areas (Habitat, Mainstem, Ocean, and Estuary) to Brian Lipscomb at brian.lipscomb@cbfwa.org. The recommendations will be reviewed with the Members at the September 5th teleconference for their endorsement.

ITEM 7: Bonneville Power Administration (BPA) *In Lieu* Response

Dave Ward began by clarifying that the information in the meeting packet is not a formal response to BPA; instead, Dave provided information for review within the "BPA "*In Lieu*" Interpretative Key & Rating System" document http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/BPA_In_lieuCommentsDraft0807.pdf. Comments are displayed in red text throughout the document.

Dave stated that the document has been provided to the RFAC, and it is on the agenda for the Anadromous Fish Advisory Committee (AFAC) meeting scheduled this week in Pendelton OR.

- Action:**
- MAG members discussed the value of replying to BPA and directed CBFWA staff, Dave Ward, Neil Ward, with Joe Mentor's guidance to formulate a letter commenting on the broader issue of defining the *in lieu* provision as a Program amendment. Nate Pamplin volunteered to work on the letter with CBFWA staff.

Mark Bagdovitz commented that he sees the major points for the letter as: the issues in the *in lieu* provisions are important for defining BPA's obligations under the NW Power Act; however, it should be done in the context of a formal amendment process. Mark emphasized that this issue needs to include BPA, NPCC, and CBFWA all working together on this letter.

The draft letter to BPA will be prepared for review by the end of the week of August 27th. Lynn Palensky stated that it would be advantageous to coordinate this letter with the NPCC central staff and advised that the draft letter should be forwarded to Tony Grover, NPCC, for his review.

ITEM 8: Fish Passage Center Oversight Board (FPCOB) Update

The first meeting of the FPCOB convened on August 2, 2007 in Portland, OR. Brian Lipscomb prepared a briefing paper for MAG review outlining the concerns that were raised at the meeting:

http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/FPCOBIssueBriefingPaper.pdf.

Action:

Mark Bagdovitz encouraged MAG members to review the briefing paper and consider a special meeting, with the members of the FPCOB who are also CBFWA members, to discuss this topic. Phil Roger, CRITFC, stated that the lower Columbia River Tribes would probably be interested in participating in the discussion but he would need to confirm that.

A specific meeting date and time was not established; however, Mark stated that a meeting will be arranged and the results of that discussion reviewed with the CBFWA Members at the Sept 18-19th meeting.

ITEM 9: FY08 Planning Budget

Tom Iverson presented a summary of the FY08 budget stating that the FY07-09 decisions were so different from past funding decisions that it has been difficult to track what the start of year budget will look like.

Tom recapped that the NPCC made their three year funding recommendations to BPA last October for FY07-09 funding. In February 2007, BPA published their funding recommendations for FY07-09 with additional changes pending. In April 2007, BPA released the budget-to-actuals report; however, Tom stated that the report is not accurate and not a reliable source of information. In July 2007, BPA released a table of funding recommendations for FY08 funding and it appears that the planning target for FY08 is approximately 148M.

Considerable funds were unallocated for FY08 based on BPA's February 2007 funding decisions but it unclear what has been consumed by obligations committed in the Remand process and other negotiations. Tom stated that the BOG will meet next month and attempt to clean up the process so they can reach a more transparent state.

Link to BPA's Planning Budgets FY08:

http://www.efw.bpa.gov/IntegratedFWP/docs/2007/08_Planning_Budgets_as_of_July_1_07.pdf

Monthly Cost Comparison (Capital):

http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/CopyOfMonthlyChart-Capital.xls

Monthly Cost Comparison (Expense):

http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/CopyOfMonthlyChart-Expense.xls

ITEM 10: Personnel Update

Jann Eckman, CBFWA, advised that Tana Klum, CBFWA Tribal Liaison/Coordinator, tendered her resignation with CBFWA effective August 6, 2007. Funding of that position and subsequent direction of the Members is open for discussion. A farewell gathering was not planned at Tana's request.

Jann introduced Binh Quan, CBFWA's Systems and Data Manager. Binh's first day with CBFWA was August 6, 2007. Binh stated that he was happy to be with CBFWA and was looking forward to the challenges ahead. The MAG members introduced themselves and welcomed Binh to CBFWA.

ITEM 13: NPCC/CBFWA Monitoring & Evaluation Work Plan

Tom Iverson advised that at the July NPCC meeting, Tony Grover expressed that his top priority as NPCC F&W Director was to improve the M&E component of the F&W Program. Tom stated that Tony's priorities are consistent with CBFWA's priorities and amendment strategy in that we are trying to build a more explicit expression of measures to achieve program success consistent with the SOTR.

CBFWA staff met recently with Tony Grover and the NPCC staff. In that meeting, Tony identified six tasks/reports that he would like to see accomplished to support a comprehensive M&E plan: 1) Existing Abundance Data, 2) Existing Productivity Data, 3) Existing Habitat Data, 4) Existing Hatchery Information, 5) Database Inventories, and 6) Summary of Subbasin Plan Objectives.

Tom stated that the reports are intended to be used to tie together the amendment process efforts, the SOTR, and the regional monitoring and evaluation plan. CBFWA staff is developing a presentation to the NPCC for review at their September meeting regarding the gaps in available abundance data identified in developing the inaugural Status of the Resource Report (SOTR).

ITEM 11: Coordination Definitions and Work Plan

Brian Lipscomb stated that the NPCC made recommendations to BPA to fund the Kalispel, Spokane, UCUT, CRITFC, and CBFWA coordination proposals for FY07 with FY08-09 funding dependent on further review by NPCC. BPA funding recommendation was to concur with the funding levels that the NPCC recommended for FY07 but providing a significant reduction for FY09-09, contrary to the NPCC decision. At the February 7-8, 2007 meeting, the CBFWA Members directed the MAG to work with the Spokane and Kalispel Tribes to develop a comprehensive management coordination strategy and integrate all coordination initiatives into the strategy.

Tom Iverson reviewed for MAG consideration and recommendation to the Members for approval: 1) framework and definitions developed by the Coordination group describing the definition of management coordination pursuant to the Power Act and the role entities can play with regard to that definition and deliverables to be associated or expected from that type of participation:

http://www.cbfgwa.org/Committees/MAG/meetings/2007_0821/DRAFTCoordinationDefinitions_8-13-07release.pdf, and 2) FY08-09 Coordination Funding: http://www.cbfgwa.org/Committees/MAG/meetings/2007_0821/CBFWACoordFundingFY0809Memo.pdf.

Action: Coordination Framework and Definitions:

- The MAG moved to forward the definitions and framework as developed by the Coordination group members and present it for CBFWA Members endorsement at the September 18-19th meeting in Polson.

Motion Discussion: Brian Lipscomb suggested that the MAG allow for any editorial changes as discussed with the caveat that any major changes would warrant consideration by CBFWA. Tom and Brian would then work with the Coordination group members to finalize the document in preparation for CBFWA Members' endorsement.

Amended Motion: • The MAG amended the motion to allow for editorial changes. The motion passed without objection.

Action: FY08-09 Coordination Funding:

- The MAG agreed to direct Brian Lipscomb and Tom Iverson to communicate to the Members via email, requesting that they review their budgets and respond with feedback specific to: 1) identifying their anticipated spending for FY08-09, and 2) the portion they think BPA should be responsible to pay for.

To simplify the task, Tom stated that they will provide the Members with a table detailing the amounts as submitted for the 2007 allocation and FY07-09 cost share and ask if they agree with that number or request a revised amount.

- In addition, the MAG formed a subcommittee to work with CBFWA staff to resolve the CBFWA budget staffing issue. The subcommittee consists of Mark Bagdovitz, and Nate Pamplin, and the Vice-chair from Montana will be asked to

participate. In the email to Members, Brian and Tom will extend an invitation to interested MAG members to sit on the subcommittee.

ITEM 12: Data Management Strategy Update

Tom Iverson articulated, as discussed in recent MAG meetings, the Data Management Framework Subcommittee (DMFS) has been working with the Northwest Environmental Data Network (NED) Steering Committee to write a comprehensive data management strategy for the Program and to identify short-term and long-term needs.

Tom Iverson presented a draft summary of the document, "Strategy for Managing, Fish, Wildlife, and Habitat Data for the Columbia River Fish and Wildlife Program: A report to the Council to advance the discussion on Regional data management:" http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/DRAFTCoordinationDefinitions_8-13-07release.pdf.

Tom reviewed the tasks and assigned priorities within the document and requested feedback. The only edit suggested was to include the designation of the entity requesting/receiving funds in Table 1.

Tom advised that the strategy document and recommendations will undergo additional edits and then will be reviewed by NED in two weeks, to the MAG at the workshop on 9/17-18 in Polson for approval, on for endorsement by the Members at the October 3rd meeting, and then finally to the NPCC at their October meeting.

StreamNet: Bruce Schmidt provided a draft summary of budget options for FY08 responding to input received by CBFWA and the DMFS. The summary provided is organized with the top priorities as stated by DMFS with the primary task supporting Status of the Resource (SOTR) report, focusing on abundance indicators: http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/2008SOWStreamNetSummaryAppendix2007-21-08MAGpresentation.pdf.

Bruce stated that given the priorities and the breadth of data that StreamNet provides, and now under a fifth year of level funding, several participating projects have had to severely cut staffing levels. Under the current status, StreamNet will not be able to produce all the data to support the abundance indicators of the SOTR.

Detailed in the summary document are three funding options (A, B, C) identified by StreamNet. The MAG commented that Option C was ideal and should be articulated as such when presented to the NPCC but Option B is the most realistic.

However, within the MAG discussion, it was realized that the Collaborative Systemwide Monitoring and Evaluation Project (CSMEP) was left out of the options. Bruce stated that under Option A, level funding, continued maintenance of the application for the C-2 tables is included. Not included in the proposal is additional development of data and conduct of inventories and Bruce stated that it would have to fall under Option C. (See below under CSMEP for additional information on inclusion of CSMEP in the StreamNet budget.)

Northwest Habitat Institute (NHI): Tom Iverson reviewed the six objectives within the NHI project summary submitted by Tom O'Neil: http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/NHI's%20Project%20Summary2008-2009.doc. NHI has been funded at various levels the last couple of years and is currently funded for operation and maintenance of the Interactive Biodiversity Information System (IBIS).

Tom O'Neil added that the summary objectives were collated based on feedback received over the last year from the workshop, a series of reviews, and outstanding issues that the MSRT stated as desirable for resolution with wildlife; for example, interest in obtaining more population monitoring information into the system.

The DMFS decided that the Wildlife Advisory Committee (WAC) should set the

priorities on the tasks since the bulk of what NHI does is closely related to wildlife committee interests, although they do habitat work that ties directly to fish populations. Ken MacDonald advised that this item is already on the agenda for discussion at the WAC meeting scheduled for August 22nd, in the Dalles.

CSMEP: Ken MacDonald reiterated that CSMEP was funded by BPA at half the NPCC recommendation with expected termination of the project. NPCC recommended full funding for CSMEP through FY08 with FY09 funding based on Independent Scientific Advisory Board (ISAB) review.

The CSMEP steering committee has determined what could be accomplished under the current budget and established overall priorities. The steering committee presented three documents for review and discussion:

- CSMEP Brochure providing a brief summary of the CSMEP project and products: http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/CSMEPbrochure_2007.pdf.
- Draft Summary of proposed CSMEP work elements/products for FY08: http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/SummaryofCSMEPTasksforFY08.doc.
- Draft Summary of proposed CSMEP work elements and products by objective for FY08, including collaborating entities; with two alternative budgets: http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/DetailsofCSMEPTasksforFY08.doc. The tasks are shown within the BPA format and is ranked by CSMEP as high/medium/low with corresponding time designation (i.e., 1= low level of time, 5= high level of time).

Dave Marmorek articulated that some of the tasks depended on StreamNet providing cost-share funding (i.e. inventory tasks); however, based on the StreamNet funding options presented today, which did not include CSMEP, those tasks would not be feasible for completion unless CSMEP funded it by cutting other tasks. Dave added that the transformation of CSMEP's inventory tasks is more focused on providing data quality guidance for the SOTR.

Bruce Schmidt stated that it was his oversight to not include CSMEP in the StreamNet budget scenarios presented. The MAG requested that Bruce add the CSMEP funding in Option B, increasing it by approximately ½ FTE bringing the funding close to the MSRT recommendation. Bruce Schmidt advised that StreamNet was willing to go along with the MAG direction but impressed that they will need MAG support when they go before the NPCC.

Rob Walton added that it appeared that this information presents a significant overlap with some of this information that NOAA Fisheries is working with in U.S. vs. Oregon parties and the Remand action agencies. Rob stated that he would like to discuss this further to determine opportunities for NOAA to help get some of these issues on the table in terms of the Remand proposed actions. Ken MacDonald agreed to contact Rob to pursue the discussion.

Ken advised that during a presentation given on August 21st to Pacific Northwest Aquatic Monitoring Partnership (PNAMP), Jim Geiselman, BPA, stated that he would like to see the CSMEP priorities reviewed by the PNAMP committees.

The MAG discussed that it might be beneficial for PNAMP to review the priorities and incorporate their comments if Jim Geiselman would be willing to support CSMEP to BPA.

CSMEP requested MAG concurrence that priorities as rated are meeting the F&W manager's needs for RM&E. The MAG suggested that the next step would be further discussion at the September 17-18th MAG workshop within the Data Management topic and then on for endorsement by the Members at the October 3rd teleconference.

CSMEP members expressed strong concerns about the delaying the discussion until October and questioned the MAG's depth of priority with regard to CSMEP. MAG members confirmed that the project is high priority and agreed that given the steering

committee representation, the priorities as set should be appropriate as long as there is policy support with the steering committee members.

The MAG suggested that Ken contact Jim Geiselman, to discuss if the task list and priorities developed by CSMEP and agreement to a review by PNAMP would be adequate to gain BPA support.

Data Management Summit: Rob Walton was on hand when this item was discussed; however, within the CSMEP discussion, Rob stated that one of the goals set for the October 2nd Data Information Summit is to try to obtain better coordination between the agencies and avoid turf battles. Rob stated that he believes the federal agencies are open to working with CBFWA Members to sort out the issues. Rob added that it would be really valuable if the CBFWA, PNAMP, and NED members participated in the summit.

ITEM 14: Actions Timeline – Brian Lipscomb

Item deferred; Brian Lipscomb was not available to facilitate this discussion.

ITEM 15: Upcoming Meetings

The MAG meeting/third Amendment Strategy Workshop is scheduled in Polson on the afternoon of September 17th and the morning of September 18th prior to the Members Meeting.

The next NPCC meeting is scheduled for September 11-13, 2007 in Portland OR.

Meeting Adjourned.