



COLUMBIA BASIN FISH AND WILDLIFE AUTHORITY

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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: September 11, 2007
TO: CBFWA Members
FROM: Brian Lipscomb, CBFWA
SUBJECT: Final Action Notes for the September 5, 2007 Members Teleconference

Members Teleconference Wednesday, September 5, 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=Members&meeting=all>.

Final Action Notes

Attendees: Mark Bagdovitz, USFWS; Nate Pamplin, WDFW; Jann Eckman, Ken MacDonald, Kathie Titzler, Pat Burgess, CBFWA

By Phone: Gary James, CTUIR; Steve Yundt, IDFG; Larry Peterman, MDFWP; Dave Statler, NPT; Gary Sims, NOAA Fisheries; Tony Nigro, ODFW; Tom Iverson, CBFWA

Time Allocation:

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

ITEM 1: Introductions and Approval of Agenda

Chairman Dan Diggs, U.S. Fish and Wildlife Service (USFWS), was not available to chair the meeting; Mark Bagdovitz, USFWS, chaired the meeting on his behalf. Requested modifications to the agenda included: 1) an update on the memorial plans for John Palensky, and 2) item #4 was revised as an informational item.

It was noted that a quorum was not achieved as representatives from the Upper Columbia River United Tribes or the Upper Snake River Tribes were not in attendance. Brian Lipscomb will make contact with Members not present to review the actions taken in today's meeting.

Action: The Members approved the agenda with suggested modifications. No objections.

ITEM 2: Approve the August 1, 2007 Members Meeting Draft Action Notes as Final.

Action: The Members approved the August 1st meeting notes as final. No objections.

ADDED ITEM: CBFWA Endorsement toward the Tribute to John Palensky's Contribution to the Program

Tom Iverson stated that Bonneville Power Administration (BPA) is considering renaming the BPA owned wildlife property, Burlington Bottoms Wildlife Mitigation site, after John Palensky to memorialize his contribution to the Program. Bill Maslen advised that there does not appear to be any limitations or extenuating circumstance that would prevent BPA from taking this action.

Tom asked if CBFWA Members wanted to send an endorsement letter supporting BPA's decision with intent to prepare the letter in time for the September 24th Memorial service planned by the Palensky family (www.palensky.com).

Action: The Members suggested that CBFWA staff develop a statement of support of BPA's decision for Members approval at the September 18-19th meeting.

ITEM 3: Abundance Data Gap Review: Analysis of November 2006 Status of the Resource Summary Report

Tom Iverson advised that at the August 21st Members Advisory Group (MAG) meeting, he reported that CBFWA staff had met with and was working closely with the Northwest Power and Conservation Council (NPCC) staff to develop a monitoring and evaluation work plan at the staff level detailing the elements to support the creation of an M&E plan for the Program.

Tom provided a presentation created by CBFWA staff to be presented to the NPCC at their September 11th meeting. This presentation is in response to the NPCC staff request to review the data collected in the Status of the Resource (SOTR) report and prepare a gap analyses. Tom stated that the intent of the presentation is to preface the recommendations, still in development, for the data management projects. Tom advised that the presentation is still in draft form and will undergo additional edits prior to the September NPCC meeting.

http://www.cbfwa.org/Committees/Members/meetings/2007_0905/CBFWA_PresentationToNPCC_AbundanceGapsSOTR.ppt.

The information in the presentation is discussed in a memo to Tony Grover from Brian Lipscomb dated August 30, 2007:

http://www.cbfwa.org/Committees/Members/meetings/2007_0905/MemotoT_GroverREAnalysisofNov06SOTRSummaryRpt.pdf.

Discussion and comments by the Members:

- Dave Statler, Nez Perce Tribe (NPT), requested that Tom make sure that comments submitted by Jay Hesse, NPT, are incorporated into the presentation.
- Gary James, Confederated Tribes of the Umatilla Indian Reservation (CTUIR), suggested that the reference to “focal” populations be dropped or clarified further. Tom suggested an alternate term of “managed” populations.
- Tony Nigro, Oregon Department of Fish and Wildlife (ODFW), stressed that the presentation needs to be prefaced that CBFWA staff is not attempting to provide an impression of what comprehensive regional M&E program should look like and that CBFWA staff’s advocacy with regard to RM&E is in the context of the SOTR. Tony cautioned against giving the impression that the SOTR is the only context for developing a RM&E program and added that those discussions are taking place in other forums at this time (US vs. Oregon, BiOp Remand, etc). Tony articulated that the SOTR deals with the top tiered status and trends level and was not intended to pursue management questions as fine as evaluating the effectiveness of projects; that will be done through more specific, detailed RM&E efforts not captured in the SOTR.
- Tony suggested that the last slide be removed stating that the questions should be further discussed at the Member level prior to going before the NPCC. Tom agreed to delete the last slide titled “Questions for the Council” and instead suggest that CBFWA staff will be addressing some solutions to the problems in the data management project funding recommendations and will present those to the NPCC in October 2007.
- Dave Statler added that integrating CSMEP’s identification of design metrics to describe objectives into the presentation would provide another opportunity to describe to the NPCC how the work we have been doing on this relates to this purpose. Tom responded that the information is captured in the data management strategy document and Ken MacDonald added that CSMEP is referenced in the memo to Tony Grover as developing a data quality guide for the abundance information for the SOTR.

Action: The Members moved to approve the presentation without the final “Questions to the Council” slide and complete final edits for polish. Members directed CBFWA

staff to continue but remain consistent with the conversation by the Members today.

**Motion
Discussion:**

- Dave Statler pointed out that the “Overview” slide will have to be modified as it references the “Questions to the Council” slide.
- Tony Nigro stated discomfort with questions contained within the memo to Tony Grover, indicating that they are the same questions that the Members are asking to be removed from the presentation. Tony questioned how and why the memo was sent out without Members approval. Tom Iverson explained that the memo was sent out for a two-day review providing an opportunity for comment. Tony stated that further consideration needs to be given as to how these types of issues are handled in the future. Tony apologized for any conflict preventing ODFW from being available to take part in the conversation when requested by CBFWA staff.
- Tom added that these discussions have been taking place within the Data Management Framework Subcommittee (DMFS) and reviewed with the MAG in the August 21st and prior MAG meetings. At the August 21st meeting, the MAG agreed for the DMFS to take their recommendations, fine tune them and bring them back to the MAG in September, to the Members in October, and on to the NPCC at their October meeting.
- Tom Iverson clarified that the scope of the questions are focused on the SOTR report and not intended to state that it is the answer to all of the Region’s data management needs. The memo is focused on the SOTR gaps and how to fill the gaps.
- Gary Sims, NOAA, stated concern about this memo giving the appearance of wider support and suggested that CBFWA staff state to the NPCC when giving the presentation that when the memo was written and sent out it was understood as the view of the Members but since that time not all the Members are completely in alignment with minor modifications made to the memo.
- At the request of Dave Statler, Tom Iverson stated that he would add a chart showing a breakdown of Anadromous Fish and Resident Fish.
- The motion passed without further discussion and without objection.

ITEM 4: Bonneville Power Administration (BPA) *In Lieu* Response

Mark Bagdovitz provided a summary to the Members stating that in the July 17th MAG meeting, Greg Delwiche, BPA, gave a presentation on their draft *in Lieu* Policy, provided a document “BPA *in lieu* Interpretive Key and Rating System,” and requested responses to the questions contained with that document: http://www.cbfwa.org/Committees/MAG/meetings/2007_0717/BPA_In_lieu%20InterpretiveKey_RatingsSys_GDelwicheJune-07.doc.

In the August 21st meeting, the MAG discussed how to respond and decided to respond via a brief memo to BPA commenting on the *in lieu* policy. Mark advised that a memo was developed stating that 1) we think some important issues are raised within the policy but those issues may not be consistent with the Power Act or the Program, 2) if BPA really wants to address these issues, perhaps the best place to do that is in the upcoming Program Amendment process, and 3) ideally, if BPA chooses the Program Amendment process, then CBFWA, NPCC staff, and BPA could all work together on the *in lieu* issues.

Mark advised that the memo was put on hold as a result of comments from Joe Mentor, CBFWA attorney, after further review of the *in lieu* provisions (specifically BPA’s interpretation of the Northwest Power Act section 4(h)10). In addition, Joe drafted a legal memo addressing the issue.

Mark advised that the CBFWA response and the legal memo will go back to the

MAG for review and will be presented for Member review at the September 18-19th meeting. It is not anticipated that an approval will be requested that day.

Gary Sims asked that Members be provided the drafts for review as soon as possible. Gary advised that he is not able to attend and he is not sure if an alternate NOAA representative would be at the September Members meeting.

ITEM 5: September 12-13, 2007 Science Policy Exchange Panel Discussion Participants

This agenda item was listed as a recommended action or endorsement but upon discussion it was determined that it would be presented as an informational item only to make sure that Members are aware that their F&W Managers may be participating in the Exchange panel discussions. Information about the Science Policy Exchange can be found on the NPCC website at: <http://www.nwcouncil.org/fw/program/2008amend/Default.asp>.

Tom Iverson advised that CBFWA does not have a formal role in the workshop; however, Brian Lipscomb has participated in some of the planning as a member of the steering committee and offered to ask CBFWA members to suggest names of F&W Managers to sit on the panel to ensure that the F&W Managers' perspectives are considered in the conversation.

At the August 21st MAG meeting, CBFWA staff requested that MAG members submit suggestions of participants to represent the F&W Managers within the four areas (Habitat, Mainstem, Ocean, and Estuary) and forward their nominations to Brian Lipscomb. A list detailing the status of that effort was posted for review: http://www.cbfwa.org/Committees/Members/meetings/2007_0905/NPCCSPE_PanelParticipants.pdf. Nate Pamplin, Washington Department of Fish and Wildlife (WDFW) stated that Bill Tweit, WDFW, planned to take part in the panel discussions and requested that Bill's name be added to the list under ocean and estuary.

Tom emphasized that the selection of panel participants does not prevent or eliminate anyone else present from engaging in the conversations. Any F&W manager in attendance, no matter what designation, can engage in the session discussions.

ITEM 6: Coordination Work Plan Update

Tom Iverson provided an update stating that a small subcommittee (CBFWA staff Brian Lipscomb, Tom Iverson, and Jann Eckman, and MAG members, Mark Bagdovitz and Nate Pamplin) is in the process of putting together funding recommendation for CBFWA FY08-09 budget to accompany the strategy document developed by the five coordination projects.

That coordination strategy document and a memo from CBFWA staff to the MAG was presented at the August 21st MAG Meeting: (http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/CBFWACoordFundingFY0809Memo.pdf and http://www.cbfwa.org/Committees/MAG/meetings/2007_0821/DRAFTCoordinationDefinitions_8-13-07release.pdf.)

Tom recalled that BPA set a funding level target for FY08-09 of 2M; however, the total for the coordination projects is 2.5M for FY07, reflecting an expectation by BPA to cut the coordination funding by ½M. The NPCC set a funding target of 2.3M.

The subcommittee is putting together a functions/needs based proposal which would look at CBFWA activities anticipated in FY08-09 and how many FTE's are necessary to facilitate the activities. The subcommittee anticipates having the recommendations ready for review by the MAG at the September 17-18th workshop and then to the Members meeting following on September 18-19th. The next step will be for the subcommittee to take a look at how the funding level fits into the comprehensive coordination placeholder.

Members should direct any questions to the subcommittee members.

ITEM 7: Summer Members Meeting September 18-19, 2007 at Kaw Taq Nuk Resort, Polson, Montana

The Members reviewed the draft agenda and suggested the following revisions: 1) include discussion on the Fish Passage Center Oversight Board (FPCOB) and invite Bruce Measure, NPCC Member, to take part in the discussion, 2) include a debriefing on the Science Policy Exchange, 3) shift the data management discussion to an earlier slot in the agenda and provide more time for discussion, and 4) cut the time allotted for the in lieu discussion in half and add it to Joe Mentor's agenda item. It was also agreed that the Tuesday meeting may need to be extended beyond 5:00 p.m. to accommodate the agenda and in the event that folks arrive late.

Jann Eckman will incorporate the Members' requested edits into the agenda and prepare a revised draft agenda for distribution.

Mark Bagdovitz added that at the August 21st MAG meeting, there was discussion about having an interim MAG meeting prior to the Summer Members meeting to get CBFWA members, who are also on the FPCOB, to brief the rest of the MAG as to their perspective on the FPCOB effort; however, due to time considerations that discussion will probably take place after the September 18-19th Members meeting but prior to the October Members meeting.

ITEM 8: Next Meeting

- The summer Members meeting is scheduled for September 18-19, 2007 in Polson, MT.
- The MAG meeting/third Amendment Strategy Workshop is scheduled in Polson for September 17-18th prior to the Members meeting.
- The next Members' Teleconference is scheduled for October 3, 2007 from 1:00-4:00 p.m. in Portland, OR.
- The next NPCC Meeting is scheduled for September 11, 2007 in Portland, OR.
- The NPCC Science Policy Exchange is scheduled for September 12-13, 2007.

Meeting Adjourned.