



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 Fish, Wildlife & 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

Final

DATE: May 13, 2008
TO: CBFWA Members
FROM: Brian Lipscomb, CBFWA
SUBJECT: Final Action Notes for the May 7, 2008 Members Teleconference

Columbia Basin Fish and Wildlife Authority (CBFWA) Members Teleconference Wednesday, May 7, 2008

All support material is posted at http://www.cbfwa.org/committee_main.cfm.

Final Action Notes

Attendees: Brian Lipscomb, Jann Eckman, Tom Iverson, Ken MacDonald, Binh Quan, Pat Burgess, CBFWA

By Phone: Lynn DuCharme, CSKT; Elmer Ward, CTWS; Margaret Filardo, FPC; Paul Kline, IDFG; Sue Ireland, KTOI; Dave Statler, NPT; Tom Rien, ODFW; Claude Broncho, SBT; Mark Bagdovitz, USFWS; Nate Pamplin, WDFW

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

ITEM 1: Introductions and Approve Agenda

Chairman Larry Peterman was not in attendance; Vice-chair Elmer Ward chaired the meeting. Brian Lipscomb, CBFWA, requested one addition to the agenda: Item 10 ISAB Review of the Resident Fish Substitution Projects

Action: The Members approved the agenda with the addition of Item 10. No objections.

ITEM 2: Draft Action Notes from the March 19, 26, 28, 31 and April 2, 2008 Members Meetings

After the action notes were posted for Member review the name of Montana Department of Fish, Wildlife and Parks (MDFWP) was changed to Montana Fish, Wildlife & Parks (MFWP) as requested by MFWP. The CBFWA database has been updated to reflect the requested change.

Mark Bagdovitz, USFWS, requested a notation be made under the Item 2 action to approve the amendments, that the USFWS representative was not present in the room when the motion was passed.

A sentence will be added as follows: "The USFWS representative, Mark Bagdovitz, was not present in the room at the time the motion to approve the amendments as an entire package was passed."

Action: The Members approved the April 2, 2008 action notes as final with the addition as

requested by Mark Bagdovitz, USFWS. No objections.

Action: The Members approved the March 19, 26, 28, 31, 2008 action notes as final. No objections.

ITEM 3: April 14-15, 2008 Northwest Power and Conservation Council (NPCC) Meeting Update

Brian Lipscomb provided the update from the April 14-15th NPCC Meeting:

- The CBFWA amendment recommendation presentation was well attended. Feedback from the NPCC Members and staff was positive with stated appreciation for the hard work required to develop the recommendations. BPA, Customer Groups, ODFW, IDFG, and the Washington Governors office also provided presentations and/or comments.
- The NPCC received 65 sets of recommendations totaling approximately 3700 pages. Themes of note in the BPA and Customer Group recommendations are that the Program should define BPA's obligations and should not be a holistic Program. If the Program is holistic, it should articulate BPA's obligations in entirety. This is consistent with CBFWA's recommendation.
- BPA and the Customer Groups also commented that the Program should not be prescriptive in nature, which is contrary to CBFWA's recommendations.
- BPA commented on the resident fish and wildlife sections of the Program. Their comments raise some concerns relative to the recommendations that the Members provided.
- There does not appear to be any inconsistencies between CBFWA's overall recommendations and individual recommendations submitted by CBFWA Members.
- The Project Solicitation Review process was adopted and it was agreed that the process would begin with wildlife.
- A proposed change was presented regarding the Budget Oversight Group (BOG) process providing BPA the discretion to make adjustments (not to exceed 10% or \$75,000) without having to review each request by the NPCC. The discussion was deferred to a meeting in Spokane last week at which time an action was formulated for the NPCC May meeting.

ITEM 4: Consideration of Strategies to Complete February 2007 Vision

Brian Lipscomb provided an overview of the upcoming processes and subsequent strategies:

http://www.cbfwa.org/Committees/Members/meetings/2008_0507/MembersMeetingWhiteboardimages2008_0507.pdf.

The **Amendment Recommendation** comment period ends on June 12th. From June 12th through mid-August, the NPCC will develop the draft amended Program for release at their August NPCC meeting. A 60-day public hearing process will follow. Brian suggested that CBFWA Members may want to consider utilizing the comment period to submit proactive and reactive comments.

BPA FY 2009 FY 2010-2011 Integrated Program Review (IPR) (formerly the

Program Function Review) is the public process that BPA will use to develop their costs for the rate case. The FY 09 public meeting is scheduled for May 21, 2008 with comments due by June 19, 2008. The FY 10-11 public meeting is scheduled for June 12, 2008 with comments due by August 15, 2008. The new rates for FY 09 will be implemented on October 1, 2008. The new rates for FY 10-11 will be implemented October 1, 2009. After this process is complete, BPA expects to continue with a rate case process once every two years. Tom Iverson, CBFWA, stated that the reason that BPA is doing a two year process is that it will buy them time to develop the 20 year contracts. Nate Pamplin, WDFW, added that this process would lock in the Tier One rates for FY 12 and beyond.

RM&E Framework: Tom Karier, NPCC, has been assigned to develop an RM&E framework that would feed into a NPCC Executive Summary for inclusion in the report to Congress and the Governor's office. This is on the NPCC agenda for further discussion at the May NPCC meeting, with follow-up at the June, July, and August NPCC meetings. Tom Karier advised that he anticipates engaging with CBFWA Members throughout this process. It is expected that this process will culminate into a decision that articulates an RM&E framework to be included in the Program.

NPCC Project Solicitation Process: The wildlife review is in the planning stage. Anticipated through June and July is a process which will include discussions with sponsors about the implementation of ongoing wildlife management plans for properties. An ISRP review will follow in August.

Brian stated that Members may want to consider providing proactive comments to the NPCC suggesting that the amended Program include ten year work plans consistent with the Memorandum of Agreements (MOA) that have been signed with BPA at this point in time. Additional comments could be submitted to clarify our amendment recommendations. CBFWA Members may also want to consider providing reactive comments (i.e., commenting on other entities recommendations, such as BPA's).

Action: The Members directed the MAG to develop a comment letter to the NPCC for Members consideration at the June 4th Members Teleconference.

Motion Discussion: Mark Bagdovitz, USFWS, requested that CBFWA staff draft the comment letter for MAG discussion prior to the May 20th meeting.

Nate Pamplin, WDFW, requested clarification on the content of the letter relative to the reactive strategy. Brian Lipscomb referenced details within the BPA recommendations and advised that CBFWA staff will review those details with the MAG, with technical committee input, at the May 20th meeting. Nate resolved that he will wait to hear more specifics but stated his discomfort with submitting reactive comments and would prefer waiting until the NPCC releases the draft Program in August 2008. The motion was passed without objection.

ITEM 5: Comments on 2008 Program Amendment Recommendations

In addition to developing a comment letter, Brian Lipscomb suggested the Members direct the technical committees to complete assignments.

Anadromous Fish Advisory Committee (AFAC) Suggested Assignment:
http://www.cbfwa.org/Committees/Members/meetings/2008_0507/LinkageAssignment_FromMembers_ToAFAC.doc

Within the discussion, it was noted that the analysis should include Pacific

Lamprey.

Action: The Members directed the AFAC to develop the linkages between the population level objectives and the programmatic level objectives contained within the Program. The AFAC would report to the MAG on May 20th and then on to the Members for consideration on June 4th to comment to the NPCC. No objections.

Resident Fish Advisory Committee (RFAC) Suggested Assignment:

http://www.cbfwa.org/Committees/Members/meetings/2008_0507/StreamlineCBFWA_ResidentFishAmendment.doc

Brian Lipscomb stated that the resident fish amendment recommendations are nearly double the volume of the AFAC as there are more focal species of resident fish than anadromous fish and in addition, the RFAC did not have ample opportunity to consolidate the limiting factors by subbasin. The streamlined amendments would be provided to the NPCC as comments.

Action: The Members directed the RFAC to streamline and consolidate the resident fish amendments working with individual managers to ensure that the compilations are accurate. The Members directed the RFAC to review the amendments to the NPCC for recommendations that are resident fish oriented and worthy of a CBFWA response. No objections.

Wildlife Advisory Committee (WAC) Suggested Assignment:

http://www.cbfwa.org/Committees/Members/meetings/2008_0507/Suggested_Assignment_from_Members_to_WAC.doc

The WAC will do a summary review of all the amendments but will also focus their efforts on the BPA recommended amendments.

Action: The Members directed the WAC to review the amendments submitted to the NPCC for recommendations that are wildlife program oriented and are worthy of CBFWA response and in particular the WAC will review the BPA proposal for recommendations that may be inconsistent or in conflict with the CBFWA amendments. No objections.

ITEM 6: Wildlife Categorical Review

Please see the update for this item under Item 4 Consideration of Strategies to Complete February 2007 Vision: NPCC Project Solicitation Process.

ITEM 7: RM&E Framework Development

In addition to Brian Lipscomb's process review provided under Item 4 Consideration of Strategies: RM&E Framework, Brian reviewed a diagram provided by Tom Kairer, NPCC, depicting the Council's Effectiveness Report to Congress at the center with other surrounding boxes (SOTR, PISCES, etc.) feeding into it (see diagram on page one):

http://www.cbfwa.org/Committees/Members/meetings/2008_0507/HLI_IndicatorDiagram.ppt.

After meeting with Tom, CBFWA staff created an alternate diagram with intent to more clearly define the interaction between projects (see diagram on page two):

http://www.cbfwa.org/Committees/Members/meetings/2008_0507/HLI_IndicatorDiagram.ppt.

Tom Kairer has been invited to the Summer Member's meeting and may possibly be invited to the June 4th meeting to keep the interaction evolving.

Nate Pamplin, WDFW, suggested that the NPCC be provided a tutorial to educate them on how to use the SOTR website to find answers relative to high level indicators. Brian responded that CBFWA staff has provided that information.

Brian added that CBFWA could go a step further reviewing the CBFWA recommendations alongside the Washington Governor's office recommendations to determine consistent points within each submittal.

Brian advised that the 2006 SOTR report will be available soon and can be used in conjunction with a website presentation. Brian suggested that the Members direct CBFWA staff to begin to prepare a presentation for review by the MAG and consideration by the Members for the NPCC's June meeting.

Action: The Members directed CBFWA staff to prepare a presentation for the June 10-11th NPCC meeting for MAG (May 20th) and Member (June 4th) review specifically outlining the 2006 SOTR and a website presentation. No objections.

ITEM 8: BPA WP07 Rate Case (FY 2009 Funding)

Brian Lipscomb reviewed the BPA 2008 IPR Workshop schedule http://www.cbfwa.org/Committees/Members/meetings/2008_0507/2008_BPA_IPR_WorkshopSchedule042908.pdf advising that the process will begin on May 15, 2008.

In addition to the action taken under Item 4 Consideration of Strategies to Complete February 2007 Vision (i.e., to provide comments suggesting that the amended Program include ten year work plans), Brian advocated that a budget be included to inform the proceedings. Brian suggested that CBFWA Members may want to consider a submittal to BPA for the FY 09 rate period.

Brian advised that approximately 160-170M should be available (i.e., expense budget for FY 09 based on FY 06-07-08 carry over and FY 09 planning budgets from FY 07-09 funding decision) within the current rate structure to fund the outstanding data management, M&E, corrected in-lieu projects, and the start-up needed for new BiOP and MOA projects. CBFWA staff will review the total package to determine how much, if any, that BPA needs to increase their rates for FY 09. This analysis would also provide us with information to begin the process for FY 10-11 based on an amended Program.

This information will be reviewed with the MAG on May 20th with intent to bring back an action to Members on June 4th for submittal to BPA on June 19th.

Mark Bagdovitz, USFWS, stated that in the past the federal agencies have been reluctant to weigh in on rate case issues but he will find out where his agency is on this issue. Mark added that now the MOA's have been signed we need to be aware of how the playing field may have changed and suggested that we review this with all CBFWA Members.

Brian Lipscomb added that CBFWA may want to contemplate providing a presentation to the NPCC at their June meeting during the amendment discussion to further clarify our wildlife recommendations, resident and anadromous fish recommendations and work plan. Brian stated that he will discuss this with the MAG on May 20th for Members consideration on June 4th.

ITEM 9: Fish Passage Center (FPC) MOA with Pacific States Marine Fisheries Commission (PSFMC)

Brian Lipscomb advised that the MOA draft is finalized and a meeting is scheduled with Randy Fisher, PSMFC on Friday, May 9th.

ITEM 10: ISAB Review of the Resident Fish Substitution Projects

Brian Lipscomb advised that the RFAC, along with Spokane and Kalispel Tribes resident fish managers, participated with the ISAB in their review of the resident fish substitution projects across the basin that involve supplementing non-native

species into various areas across the basin, with particular concern about the blocked anadromous fish areas.

Unprecedented to past processes, the ISAB has asked the resident fish managers to provide comments, which are due to the ISAB by May 26th.

The report from the ISAB to the NPCC will probably take place at the June NPCC meeting. It is anticipated that the NPCC may view the ISAB review as constituting the best science to back up amendment recommendations to the Program.

**ADDED
ITEM:**

Cowlitz Tribe of Indians: Mark Bagdovitz, USFWS, advised that the USFWS has provided some funding to Cowlitz Tribe in Longview, WA to do some work with the Columbia white tail deer. Mark communicated that the Cowlitz Tribe appears capable and interested in F&W management and CBFWA may want to discuss the possibility of asking the Cowlitz Tribe to join the organization.

Brian Lipscomb stated that CBFWA has historic material on this issue with regard to the Cowlitz Tribe and also with regard to the Siletz and Grand Ronde Tribes. Brian agreed that a briefing could be provided to the Members at the June 4th or June 25-26th meeting for contemplation toward action.

**Upcoming
Meetings:**

- Next NPCC Meeting, May 13-14, 2008 in Walla Walla, WA
- The next MAG meeting is scheduled for Tuesday, May 20, 2008, 9:00 a.m.–12:00 p.m. via WebEx.
- The Next Members Teleconference is scheduled for June 4, 2008, 1:00-4:00 p.m.
- Public Comments on Program Amendments Due to the NPCC by June 12, 2008
- The Summer Members Meeting is scheduled for June 25-26, 2008 in Warm Springs, OR. A block of rooms is reserved for June 24 & 25, with the deadline for reservations scheduled for June 9, 2008.