

# Timber, Fish and Wildlife Policy Committee

Thursday, February 3, 2022 // 9:00 am – 2:40 pm

Remotely held using Zoom

Motions	
Motion	Move/Second (Vote)
<p><b>January 6, 2022 Meeting Notes</b> Steve Barnowe-Meyer moved to approve the notes, as amended – <b>Approved</b></p>	<p><b>Seconded:</b> Ray Entz  <b>Up:</b> Alec Brown, Ray Entz, Jim Peters, Ken Miller, Darin Cramer, Court Stanley, Marc Engel, Brandon Austin/Tom O’Brien</p>
<p><b>CMER 6 Questions Response to Outside Review of SFLO Template PI SJ</b>  Ken Miller moved that TFW Policy approve the motion included in the meeting packet "5. Motion to clarify and request CMER complete answering 6 Questions per 7-14-20 TFW Policy request.  <b>Motion Failed</b></p>	<p><b>Seconded:</b> Darin Cramer  <b>Up:</b> Ken Miller, Darin Cramer, Court Stanley  <b>Down:</b> Alec Brown, Ray Entz, Jim Peters  <b>Sideways:</b> Marc Engel, Brandon Austin/Tom O’Brien</p>
<p><b>Hard Rock Phase II &amp; Soft Rock</b>  <b>Amendment to original motion:</b> Ray Entz moved to take action based on the findings of Hard Rock Phase II and Soft Rock. He further moved the Policy Committee take action as part of the ongoing TFW policy deliberation on Np buffer recommendations to the Forest Practices Board.  <b>Motion Approved</b></p>	<p><b>Seconded:</b> Brandon Austin  <b>Up:</b> Jim Peters, Alec Brown, Court Stanley, Brandon Austin/Tom O’Brien, Ray Entz, Darin Cramer, Steve Barnowe-Meyer, Marc Engel.</p>
Action Items	
Action Items	Responsibility
<p><b>Dispute on TFW Policy's non-consensus vote on SFLO Caucus' 2-3-22 CMER response motion</b>  The SFLO Caucus invokes Dispute Resolution on the failure of TFW Policy to insist CMER complete their work following BM 22 &amp; CMER Protocols and Standards Manual processes on TFW Policy’s July 14th, 2020 request, with the additional Policy clarifications in the SFLO motion that failed to get a consensus vote today.</p>	<p><b>Participants:</b> <b>Westside Tribes:</b> Jim Peters (placeholder until he consults with his caucus) <b>DNR:</b> Marc Engel <b>SFLO:</b> Ken Miller &amp; Steve Barnowe-Meyer <b>WFPA:</b> Darin Cramer (contingent on DR on the CMER response) <b>Eastside Tribes:</b> Ray Entz <b>Conservation Caucus:</b> Alec Brown <b>Counties:</b> Court Stanley (placeholder until he checks in with WSAC). <b>Not participating:</b> Ecology &amp; WDFW</p>

<b>Hard Rock and Soft Rock Addendums for March meeting</b>	Saboor Jawad
<b>Net Gains Draft Review</b>	Saboor Jawad/SAO Recommendation Work Group
<b>MPS Draft Budget Potential decision item</b>	Budget workgroup
<b>Extensive Monitor Work Group Discussion (15 minutes).</b>	Brandon Austin
<b>AMPA transmittal memo of findings report from CMER. (Future meeting, not necessarily in March).</b>	Saboor Jawad

## NOTES

### Updates:

Mary McDonald reported that Marc Ratcliff has accepted a job in the Pacific Cascade Region. She said the job announcement is on the DNR website and asked members to share if they know anyone who may be interested.

Alec Brown reported that his supervisor, Rachel Baker, is taking his place at Policy while he is out on paternity leave.

Tom O'Brian introduced Darric Lowery.

Jim Peters announced that the Lorraine Lummis Act bill is dead, but there is a budget proviso to cover the items in the bill.

Ray Entz introduced Cody Thomas, who was hired by UCUT as a policy advisor. Cody will eventually be taking over for him at Policy.

Saboor Jawad reported the following staff changes:

- Malia Volke has resigned and her last day was February 2.
- He also reported the Secretary Senior position has been offered to a candidate and she has accepted. Her start date is February 14.
- The CMER Wetland Scientist position has been filled.

### Board Manual Sections 12 & 22 Updates

Mary McDonald reviewed the changes to Board Manual 12 and answered questions.

Colleen Granberg reviewed the changes made to Board Manual Section 22 and answered questions. Darin Cramer remarked that there is contention on what can be considered in dispute resolution, and the WAC constrains what is eligible for dispute resolution. Everyone has a different interpretation of what can be considered for dispute resolution. Colleen replied that there will continue to be edits. Marc Engel replied that this edit is just to bring the manual into

compliance with the SAO audit and are just administrative, so didn't involve stake holder input. Other edits can be worked on (with stake holder input) when staff vacancies are filled.

### **CMER 6 Q Response to Outside Science Review of SFLO Template PI SJ**

Meghan Tuttle introduced the request, and commented that she appreciated that the Smalls brought this forward and reached out to other stakeholders in development of the document. Ray Entz remarked that, as he has pointed out before, that this process has been frustrating and it should have followed the established process and gone to RSAG at the beginning. He understands that the Smalls followed advice given to them, and that at this point it is what it is. Ken Miller remarked that they are not willing to give up on CMER to do the work they were asked to do, and this document is written to set CMER up for success.

Steve Barnowe-Meyer summarized the request. He said he appreciates the work CMER did before, and the intent isn't to have them start over, asking them to complete their process. Ken and Steve answered questions. Tom O'Brien asked if CMER could produce a majority/minority report if they don't reach consensus. Alec Brown remarked that he agrees and he wants it to be helpful. But, he feels it still needs clarification, as 4a and 4b are still the problem.

Ken Miller moved that TFW Policy approve the motion included in the meeting packet "5. Motion to clarify and request CMER complete answering 6 Questions per 7-14-20 TFW Policy request. **Motion failed.**

Ray explained that he isn't against the proposal, he just feels that it will end up in the same place if it's sent back to CMER. He feels they need to work out a way forward and deal with the process issue. He doesn't think Policy intentionally created this problem, but he thinks they can intentionally fix it. Ken replied that he appreciates the candor, but he thinks dispute resolution will need to be invoked, and their caucus will write up the dispute during the lunch break and submit it after lunch.

### **Dispute resolution invoked:**

The SFLO Caucus invokes Dispute Resolution on the failure of TFW Policy to insist CMER complete their work following BM 22 & CMER Protocols and Standards Manual processes on TFW Policy's July 14th, 2020 request, with the additional Policy clarifications in the SFLO motion that failed to get a consensus vote today.

### **Hard Rock Study Phase II & Soft Rock**

Marc summarized the process: The studies were delivered to Policy in January, and now Policy needs to acknowledge receipt and make a decision on what action to take.

For the record, Steve Barnowe-Meyer remarked that he has concerns about the AMPA transmittal memos for both Hard Rock (HR) II and Soft Rock (SR) I Findings Reports. There appear to be discrepancies between the transmittal memos and the HR II and SR I Findings Reports. Further discussion at TFW Policy may be warranted to address those apparent discrepancies. Saboor Jawad requested that apparent discrepancies be highlighted or described so he can also look or compare.

## **Budget Workgroup**

Meghan gave an update on the Budget Workgroup meetings and focus, and Saboor reviewed the results of the survey taken at last month's meeting. Saboor and Marc reviewed the budget items that will go to the Board for approval at their February meeting.

## **Dispute Resolution Updates**

Meghan and Marc gave updates on the current disputes and discussed timelines/schedules.

### Type Np PI Dispute

The purpose of this meeting is to:

- Finalize the mediation agreement and ground rules.
- Confirm next steps and the timeline to resolve this dispute.
- Review the outcomes of the mediation assessment interviews.
- Review the information needs identified in the assessment.

### Hard Rock Timeline Dispute

First official meeting was the week of January 24. The next meeting is scheduled for February 15th and will focus on alternative prescriptions, with the agenda to come soon and the Eastside Tribes comparison of policy prescriptions

### Hard Rock Phase III Dispute

First meeting February 3, 2022

### SFLO Relatively Low Impact PI Definition PI

First Meeting February 3, 2022

## **Board Update**

Meeting next week:

- Board Chair will report on Principals meeting
- Update from Water Typing System Committee
- Board Manuals 12 & 22
- Type Np Buffers update from Policy Co-Chairs

## **CMER Updates**

Jenny Knoth gave an update on the January CMER meeting, as well as items they have planned for upcoming meetings.

## **Attendees by Caucus**

\*Caucus representative

### Conservation Caucus

\*Alec Brown (WEC)

Chris Mendoza (CMER co-chair)

Rachel Baker (WEC)

**County Caucus**

\*Court Stanley  
Kendra Smith (Skagit)

**Large Industrial Landowner Caucus**

\*Darin Cramer (WFPA)  
Meghan Tuttle (Weyerhaeuser/ co-chair)  
Joe Murray (WFPA)

**Small Forest Landowner**

\*Steve Barnowe-Meyer (WFFA)  
\*Ken Miller (WFFA)  
Jenny Knoth (WFFA/CMER co-chair)  
Harry Bell (WFFA)

**State Caucus**

\*Brandon Austin (ECY)  
\*Tom O'Brien (WDFW)  
\*Marc Engel (DNR/co-chair)  
Derek Lowery (WDFW)  
Tracey Hawkins (DNR)  
Colleen Granberg (DNR)  
Mary McDonald (DNR)

**Westside Tribal Caucus**

\*Jim Peters (NWIFC)  
Ash Roorbach (NWIFC)  
Scott Schuyler (Upper Skagit)

**Eastside Tribal Caucus**

\*Ray Entz (Kalispel)  
Cody Thomas (UCUT)

**Adaptive Management Program/CMER Staff**

Saboor Jawad (AMPA)  
Lori Clark (DNR)  
Anna Toledo (DNR)  
Alexander Prescott (DNR)  
Jenny Schofield (DNR)  
Patti Shramek (DNR)

\*Voting member