

Draft Timber, Fish, & Wildlife Policy Committee Meeting Notes
Thursday, August 5, 2021 // 9:00 am - 3:11 pm
Remotely held using Zoom

Motions for August 5, 2021	
Motion	Move/Second (Vote)
<p>July Meeting Notes</p> <p>Motion 1</p> <p>Steve Barnowe-Meyer (<i>SFLO</i>) moved to approve the July Meeting Notes with amendments.</p> <p>The motion passed</p>	<p>Seconded by: Darin Cramer (<i>Large Industrial Landowner Caucus</i>)</p> <p>Up: Brandon Austin, Tom O’Brien, Court Stanley, Darin Cramer, Jim Peters, Marc Engel, Ray Entz, Steve Barnowe-Meyer</p> <p>Absent: Federal Caucus/ Alec Brown</p>
<p>Dispute Resolution - Facilitator</p> <p>Motion 2</p> <p>Steve Barnowe-Meyer (<i>SFLO</i>) moved that Policy approve a facilitation and mediation budget request to the Forest Practices Board at the August Board Meeting.</p> <p>The motion passed</p>	<p>Seconded by: Ray Entz (<i>Eastside Tribal Caucus</i>)</p> <p>Up: Court Stanley, Alec Brown, Jim Peters, Marc Engel, Ray Entz, Brandon Austin, Tom O’Brien, Doug Hooks, Steve Barnowe-Meyer</p> <p>Absent: Federal Caucus</p>

Action Items for August 5, 2021	
Action Items	Responsibility
<p>Action Item 1 -</p> <ul style="list-style-type: none"> • DNR new Organizational Chart to be sent out 	<p>Marc Engel</p>
<p>Action Item 2-</p> <ul style="list-style-type: none"> • Ecology will forward their schedule for opening their meeting space up to in person meetings 	<p>Brandon Austin</p>
<p>Action Item 3 -</p> <ul style="list-style-type: none"> • Send out the WFFA PI to Policy 	<p>Submitted to AMPA for review Courtesy copy to be sent out to Policy</p>
<p>Action Item 4 –</p> <ul style="list-style-type: none"> • Set up additional caucus time in the Policy meetings via breakout rooms 	<p>Co-chairs</p>
<p>Action Item 5 -</p>	<p>Co-chairs</p>

<ul style="list-style-type: none"> Co-chairs will check with COVID committee to see if an in person meeting can be set up for the caucuses in October. 	
<p>Action Item 6 -</p> <ul style="list-style-type: none"> Policy work session on CPEACE development (re: assumptions and perceptions). 	Marc Engel will follow up with the group to see what form these sessions will take.
<p>Action Item 7 -</p> <ul style="list-style-type: none"> Policy begin to think about proposal actions to the Board in response to the SAO report in reference to # 5 and #6 recommendations. 	
<p>Action Item 8 -</p> <ul style="list-style-type: none"> TFW Policy 2022 Work Plan to be sent to Policy 	Mary Colton
<p>Action Item 9 -</p> <ul style="list-style-type: none"> Extensive Monitoring Follow-up 	Co-chairs/Brandon Austin
<p>Action Item 10 -</p> <ul style="list-style-type: none"> Follow up with collaborated meeting sessions around holding ourselves accountable, communication between caucuses, AMP participation, and CMER focus on science and sending value issues to Policy 	Co-chairs
<p>Action Item 11 -</p> <ul style="list-style-type: none"> Ice Breaker at August Meeting 	Brandon Austin

Meeting Notes:

Welcome, Introductions, & Old Business
 Meghan Tuttle and Marc Engel (*Policy co-chairs*)

Meghan opened the meeting with an ice breaker.

Co-Chairs Updates/Additional Agenda Topics:

Mark Engel gave a brief background on the new AMPA, Saboor Jawad to the Policy members.

Caucus Updates:

- The decision item for the facilitator request on the agenda was moved to the morning.
- DNR is reorganizing their Wildfire Forest Health and Forest Practices Divisions. The Forest Practices is going to absorb the regulatory aspect of the fire program. Alex Smith will take over the job of deputy supervisor from Steven Bernath in September. They will be hiring new staff because of the funding from 1168. There was a request to have Alec Smith attend one of Policy's meetings. There was also a request to have the new DNR organizational chart sent to Policy.
- Ecology is still not open for public meetings because of COVID and they will send out their schedule for reopening.
- WFFA has submitted a PI to the new AMPA.
- Mark Mealeson a biologist, will represent the County Caucus at CMER if approved by the FP Board.

Meeting Notes:

Steve Barnowe-Meyer (*SFLO*) moved to approve the July Meeting Notes with amendments and Darin Cramer (*Large Industrial Landowner Caucus*) seconded the motion. **The motion passed.**

CMER Membership:

Ray Entz (*Eastside Tribal Caucus*) registered a concern that each caucus should have a representative at CMER and there should be only one vote per caucus at CMER. A discussion followed on how the Board votes and appoints CMER members.

Meghan noted that from the discussion we should explore the following topics at our future meetings:

1. Communication between Caucuses: how will Policy provide meeting space for the caucuses?
2. AMP participation for studies and CMER participation.
3. The need for Policy to help CMER focus on the science.

Policy Collaboration

Meghan Tuttle (*Policy co-chair*)

Meghan noted in the spirit of our CPEACE training the co-chairs would like to open a discussion to better understand how decisions are made in individual caucuses and how we can incorporate the CPEACE training.

Jim Peters (*Westside Tribal Caucus*) noted that it would be helpful to have informal meetings to discuss perceptions and assumptions among the caucuses to clarify issues where there is no agenda item.

Eastside Tribal Caucus

Ray Entz (*Eastside Tribal Caucus*)

Ray noted that we need to have more discussion that goes further than the recommendations from the audit report. He noted that his caucus has a quarterly Board meeting. He added that he reaches out by email and phone to his stakeholders to discuss issues that come up. He added that because of the active

engagement and communication within his caucus, it allows him the space to make decisions at the Policy meeting.

Small Forest Landowners (SFLO)

Steve Barnowe-Meyer (*SFLO*)

Steve Barnowe-Meyer noted that they are a small organization and that he and Ken Miller are at the principal level within their organization. He added they have regular meetings with his Executive Committee and Board and they reach out to their members on a regular basis. He noted he and Ken Miller try to be well prepared for the Policy meetings. Ken Miller (*SFLO*) noted that it is important that we share our biases to provide clarity between the caucuses. He added that he has 200 people in his trap line that he gets feedback from.

State Caucus

Brandon Austin (*State Caucus*)

Brandon noted that in Ecology he has one direct supervisor who understands the process and she shares any issues that come up at Policy with the Water Quality Group. He added he also has others outside of Forestry that he can bounce things off of. He noted that it becomes more complicated when they meet as a State Caucus because WDFW and Ecology have different opinions and areas of focus. He added that the two agencies caucus before coming to the Policy meeting to discuss decision items. Tom O'Brien (*State Caucus*) noted that they have a system that works well. Marc Engel (*State Caucus*) for DNR he talks to Joe Shramek and Steven Bernath along with the different agencies on an ongoing basis.

County Caucus

Court Stanley (*County Caucus*)

Court noted that he represents all counties in the State for timber issues and meets quarterly with a subgroup called the Timber County Caucus to discuss the main issues. He added that he meets weekly with Paul Jewel and Eric Johnson on how the counties are going to vote on issues.

Meghan noted that because of time constraints we need to move our discussion on accountability to the next meeting. She added that as a group we should be thinking about how we can collectively create a space where we are using our collaboration skills and what that would look like. Meghan noted that the group should identify information gaps for decision items and request materials or presentations early in the process.

The caucuses discussed the need to meet informally and what that would look like. Marc Engel noted he would check with the legal department to see how this could be incorporated into the Policy meeting.

Dispute Resolution Proposal and Request for Forest Practices Board Funding

Meghan Tuttle and Marc Engel (*Policy co-chairs*)

Meghan noted that the Policy co-chairs are going to be requesting additional funding (\$75,000) for a facilitator at the FP Board Meeting in August. She added that they realized the need to have dispute resolution facilitators in a position to understand the issues and caucus concerns in advance of needing to serve as a mediator to settle any disagreements. Marc Engel gave an overview of the proposed facilitator tasks listed in the co-chair memo.

Jim Peters (*Westside Tribal Caucus*) noted that the tribes have never supported arbitration but do support mediation and requested that arbitration be deleted from the request.

Steve Barnowe-Meyer (*SFLO*) moved that Policy approve a facilitation and mediation budget request to the Forest Practices Board at the August Board Meeting. Ray Entz (*Eastside Tribal Caucus*) seconded the motion. **The motion passed.**

TFW Policy SAO Audit Recommendation Actions

Meghan Tuttle and Marc Engel (*Policy co-chairs*)

Marc Engel noted The TFW Policy Committee has been directed by the Board to develop recommendations for action to address two of the SAO recommendations 5 and 6 for improvements of the Adaptive Management Program. He added that the assigned work to Policy is to focus on development of two actions meant to improve the decision making process: decision criteria for determining actions; and a net gains model for project planning. Ken Miller (*SFLO*) noted that the greater portion of the Fulcrum contract money was allotted to bringing the facilitators up to speed and this should be brought to the attention of the Board.

SAO Recommendation 5: Implement a “net gains” approach to each proposal, project, and decision that benefits more than one caucus by considering packages of projects instead of individual projects.

Meghan noted that Policy didn't have input into the AMPA recommendation to the Board on these recommendations and this will be the first time they are discussing this. She added that Policy needs to provide the Board with recommendations for transitioning to a “net gains” approach by May 2022.

Ray Entz (*Eastside Tribal Caucus*) noted our current system isn't built to receive bundled documents as mentioned in the recommendation.

Steve Barnowe-Meyer (*SFLO*) noted that the auditors lacked a fundamental understanding of our process. He added that he wasn't sure what they meant by “net gains” and wondered if they were talking about a net gain for fish bearing waters and non-fish bearing waters. He noted that Policy needs to have an understanding of what “net gains” means.

Tom O'Brien (*State Caucus*) noted that he thought “net gains” isn't necessarily about inputs but about outputs and that the intent behind this was a mutual gain for all concerned.

Marc Engel noted that Policy views the "net gains" approach as a standard practice under our purview and what we strive to achieve in our ongoing work. We define this as a creative solution oriented approach to the recommendations we provide to the FPB. Our goal will be to highlight this standard and push it into the forefront and as an institutional approach to our decision making process into the future.

DNR AMPA Recommendation on SAO Recommendation 6:

The AMPA should work with the TFW Policy and CMER committee co-chairs and their respective committees to develop recommendations to for the Board. This process will need to consider the range of environmental parameters examined, their relationship to established performance

targets, the spatial and temporal validation needed for the results, as well as the level of effect considered actionable.

Marc noted the AMPA will bring to the Board in November 2022 an options paper describing the different ways that decision criteria could be made a part of the AMP process. He added that Policy should begin considering recommendations that would enhance our process.

Ken Miller (*SFLO*) noted that this could be introducing more politics into the science. He asked if we should be building on the core agreement between Forest and Fish before we take any action.

Brandon Austin (*State Caucus*) noted we need to bring clarity to what the problem is for the studies we are trying to address. He added if we collect the correct data in the beginning we can design the study correctly and make the decisions on that study by the results that we have.

Steve Barnowe-Meyer (*SFLO*) noted that this recommendation talks about the interaction between Policy and CMER and noted that CMER always asks us what we want answers to and Policy doesn't always respond effectively and stated an example from the Hard Rock Studies. He added Policy doesn't have a standards manual like CMER and it would be beneficial to have one.

Meghan Tuttle (*Policy co-chair*) noted that the first step for Policy to consider is to look at the recommendations and fit them into the foundational things in our programs and processes and then identify areas where we could improve on.

TFW Policy 2022 Work Plan

Meghan Tuttle/Marc Engel (Policy co-chairs)

Marc Engel gave an overview of the TFW Policy committee business update that covered the following projects:

- SFLO Request for smaller riparian buffers
- Proposal Initiation (PI) Request for Type Np Buffer Basin GIS/FPA Project
- Type Np Buffer Recommendation Development
- TFW Policy Process to Complete Board Work Plan to Address SAO Recommendations

Marc Engel gave an overview of the TFW Policy committee topics for 2022 that covered the following projects:

- Adaptive Management Program (AMP) budget and the Master Project Schedule (MPS)
- Type Np Water Riparian Management Zone (RMZ) buffer width recommendations:
- Type N Experimental Buffer Treatment in Hard Rock Lithologies Phase II
- Type N Experimental Buffer Treatment in Soft Rock Lithologies
- SAO
- WFPA Headwater Stream Smart Buffer Pilot Project
- Small Forest Landowner Request for Smaller Riparian Buffers
- Small Forest Landowner Experimental Harvest Prescription
- Extensive Riparian Monitoring

Marc noted that a copy of the report will be sent to the caucuses.

Small Forest Landowner Dispute Resolution

Meghan Tuttle/Marc Engel (Policy co-chairs)

Marc Engel noted that all the caucuses that were part of the SFLO Stage II dispute will be expected to write a report to be presented to the Board and this will be compiled into a Majority Minority report.

Ken noted that he was concerned that Policy has not discussed the SFLO low impact issue and the science and it had moved to the final stage of the dispute.

Marc noted they moved into Stage II of the dispute based on the scope of the dispute and Policy has addressed the issues that were brought forward to us that were in the dispute. He noted Stage II is complete. He added that Policy agreed to weigh the scientific results from CMER but this is separate from the dispute. He added Policy will review CMER's Scientific Justification and incorporate the results of the review in our recommendations to the Board. He added that when a dispute has gone through Stage 1 and Stage II and has reached no consensus, Policy is required to take it to the Board and present our recommendations with a Minority Majority report.

Meghan noted:

Here's the Dispute Resolution process discussion from May policy minutes:

- We entered Stage II of the dispute resolution in April.
- We have received a draft report from our mediator Fulcrum with a final report coming out tomorrow.
- There is a request to set up a time line discussion on when we will receive the Six Questions back from CMER and when this will be forwarded to the FP Board.
- Once we begin the process of forming the Minority or Majority reports, there is no timeline associated with that process.

Here's the language from the Fulcrum report: "The Mediation team then turned the meeting over to Co-Chair Meghan Tuttle to allow for discussion as a Policy Committee, followed by an official action. That action was to agree that no consensus was reached during the Stage 2 Dispute Resolution Process, and that continuation of the mediation under this contract would not produce consensus."

CMER Update

Chris Mendoza (co-chair)

Chris gave an overview of the CMER/SAG report and highlighted the updates:

- Type N Soft Rock Final report – CMER approved Chapters 5, 6 and 7 in July.
- WFPA Smart Buffer Design – this will be up for CMER approval in August.
- Hard Rock - The revised Six Questions document is anticipated to be ready for CMER review again in August.
- SFLO PI – CMER is waiting to meet with the AMPA.
- There will be a new CMER member representing the County Caucus.
- CMER is trying to incorporate the CPEACE training into their process.

Forest Practices Board Updates

- Presentation from co-chairs to the Board on the Type Np Buffer where they will request funding for a facilitator.

- Co-chairs will inform the Board that Policy has initiated discussions on the two SAO recommendations.
- Legislature provided proviso funding for DNR to provide a draft for the Safe Harbor Agreement (*northern spotted owl project*).
- Update on work being done on the Board Manual Section 12 (*chemical section*).
- Legislature has requested a chemical application review of the extensive monitoring program.
- Update from the Water Typing Committee.
- Presentation from co-chairs for the County Caucus request for a CMER membership.
- The new AMPA will present the recommendations from Policy for the two studies (WIP and eDNA) where Policy voted that no action be taken by the Board.
- Presentation from co-chairs for the calendar items from Policy for 2022.

Conclusions and Action Items:

The motion and action items were reviewed and the meeting was adjourned.

Future Policy meeting dates:

September 2nd

October 7th

November 4th

December 2nd

Attendees:

Conservation Caucus

*Alec Brown (WEC)

Chris Mendoza (CMER co-chair)

County Caucus

*Court Stanley

Kendra Smith (Skagit)

Large Industrial Landowner Caucus

*Darin Cramer (WFPA)

Doug Hooks (WFPA)

Meghan Tuttle (Weyerhaeuser/ co-chair)

Small Forest Landowner

*Steve Barnowe-Meyer (WFFA)

*Ken Miller (WFFA)

Jenny Knoth (WFFA/CMER co-chair)

State Caucus

*Brandon Austin (ECY)

*Marc Engel (DNR/co-chair)

*Tom O'Brien (State Caucus)

Westside Tribal Caucus

*Jim Peters (NWIFC)

Ash Roorbach (NWIFC)

Mark Mobbs (Quinault)

Eastside Tribal Caucus

*Ray Entz (Kalispel)

John Sirois (UCUT)

Adaptive Management Program/CMER Staff

Lori Clark (DNR)

Teresa Miskovic (DNR)

Eszter Munes (DNR)

Mary Colton (DNR)