

## DRAFT FINAL MEETING NOTES

# Rocky Reach Settlement Process Settlement Group Meeting

Tuesday, December 7, 2004  
Wenatchee, Washington

### Attending

Ardis Bynum  
Bill Tweit  
Carol Wardell  
Craig Gannett  
Curt Smitch\*  
Gregg Carrington  
Jeff Osborn

Jennifer Burns  
Jennifer Frozena\*  
Jim Harris  
Karin Whitehall  
Kris Pomianek  
Kristen Bonanno  
Michelle Smith

Pat Irle  
Sonia Wolfman\*  
Steve Hays  
Suzanne Bacon  
Jerry Cormick  
Brian Cormick

\*By phone

**NOTE:** The next meeting of the Settlement Group is scheduled for 9:30am Tuesday, February 1, 2005, Auditorium, Chelan County PUD, Wenatchee

### 1. Administrative Matters

- Jerry Cormick led the introductions. Those in attendance are listed above.
- The meeting began and ended with the opportunity for public comment, with none being offered.
- The Draft Settlement Meeting notes from November 2, 2004 were reviewed with no changes being identified. The notes will be posted on the public relicensing site.

### 2. Progress reports and License Articles from the Technical Groups

Chelan PUD presented a draft working paper on Outstanding and Resolved Issues, organized according to the various Technical Working Groups. The paper aided the Technical Group discussions. A copy of the document is attached.

#### Recreation Technical Group

Kris Pomianek explained that almost all of the issues are resolved for Recreation. There are basically three issues outstanding, and they are close to being resolved. The status of these three issues is:

- Wendell Black and Kris are working on a lease purchase agreement. They are in the final stages, and are currently reviewing the final draft.
- Educational/interpretive trail and Lincoln rock/Daroga state parks are currently being modified to incorporate more flexibility into the plans. Jim Harris and Kris continue to work effectively together on these plans, which they believe are all close to closure. The plans are currently being reviewed by staff of both State Parks and CCPUD, including legal staff. (Barbara Herman is the legal counsel for WSPS)

### Water Quality Group

Steve Hays reviewed the status of issues related to Water Quality. He stated that 401 certification is the main outstanding issue, with 4 sub-issues falling under 401 certification.

The temperature modeling program is on schedule, and the modeler expects to have initial results from the model available by the end of 2004/beginning of 2005, and will provide a verbal report to the Water Quality Group. The modeling is currently ahead of schedule. The modelers would like some additional climate data, which Steve has located with the assistance of the Forest Service and is working on obtaining and incorporating the additional data into the model.

Mike Schneider is now on contract and will soon begin an analysis of gas abatement technologies. When his short list is released, Steve Hays will compare/review his list with his own research into what has been implemented at other projects, looking at what works/doesn't work, costs involved, etc.

Steve is working on a revised version of the Comprehensive Plan. He has been tasked with summarizing and capturing related Water Quality/401 Certification items in the other Comprehensive Plans to illustrate how they support and coexist with the WQ Comprehensive Plan.

Steve noted that many of the outstanding "issues" are not necessarily issues, but outstanding work that still needs to be completed.

Pat Irle gave a brief summary of the WQ meeting schedule, including recent meetings held.

- November 19 the Working Group met.
- November 23 Peer Review Group teleconference
- November 30 Ecology and Chelan PUD met to talk about integrating fish into WQ Plan
- December 6 Recreational Fish Group met to talk about biological objectives
- December 16 WQ Work Group meeting scheduled

- December 16 Public Work Shop presentation at 7pm on status of 401 process and how it fits into the Rocky Reach relicensing process

January meetings will focus on reviewing the initial verbal report of the modeling effort. Pat Irle also mentioned that Grant PUD is now pursuing a more open process similar to the Rocky Reach Process.

### Wildlife Caucus

Jeff Osborn reported on the status of the Wildlife Technical Group. Two issues were bumped up to policy level for decision at the last meeting. These two issues were identified as the Sun Cove easement issue and County tax payments. It was agreed during the discussion that WDFW will internally review the Sun Cove and County tax items and prepare a written proposal for the Wildlife Technical Group. The Wildlife Group will then review and discuss these issues at the next Wildlife meeting. If the Wildlife Group is unable to resolve the issues at the technical level, the issue/s will then be elevated to the policy level and the Group will draft a white paper and provide it to the policy group to aid their discussions.

Mark Hallet and Paul Fielder are scheduled to review the Wildlife Management Area and Water Develop projects funding. They are tasked with revisiting the sites and reviewing their earlier paper to establish whether their earlier plan and estimates included funding for site cleanups and restoring the irrigation system in the Wildlife Management Area. They will then report back to the Wildlife Technical Group.

Discussions regarding funding of Operations & Maintenance and Enforcement are still ongoing. Also requiring further discussion is the issue of conservation easements for listed species (currently Spiranthes).

### Cultural Technical Group

Jennifer Burns is currently working on a fourth draft of the Comprehensive Plan. The updates to the plan include modifications to the curation and the planning process. Work on the monitoring and site protection sections is close to completion, probably within a week or so.

The next meeting will be held in January 2005 to review the updated draft Comprehensive Plan.

The outstanding Cultural issues is basically work that needs to be completed, with agreement already reached on how it should be completed.

### Fish Technical Group

Jeff Osborn reviewed the status of the various Fish Technical issues with the Settlement Group.

## White Sturgeon

There are basically two issues still outstanding with general agreement on how the Technical Group should move forward to resolve these issues.

WDFW is drafting up a white paper on policy guidance. Bill Tweit mentioned that he expected that the white paper will be available shortly.

The other item still under discussion is stocking levels for White Sturgeon.

## Bull Trout

The Comprehensive Plan is in its seventh draft and only one issue appears to be outstanding. That issue is juvenile downstream passage. The Group needs additional information to reach closure and has initiated a downstream literature review. Chelan PUD expects to have report available in early January, 2005. A Bull Trout meeting will be scheduled when the data becomes available.

## Pacific Lamprey

Pacific Lamprey has the same outstanding issue as Bull Trout, downstream passage of juveniles, and like the Bull Trout Group they are also conducting a literature review.

The outstanding issues are basically around what needs to be done and when. The Group is currently waiting on the telemetry study results.

Molly Hallock is looking at both Grant and Chelan PUD Lamprey Management Plans to maintain consistency between them. It was noted that there is a regional Lamprey meeting tomorrow in Toppenish.

## Resident Fish

A meeting is scheduled today following the Settlement Meeting.

Angling fishery for reservoir will be further discussed (potential funded under the monitoring and evaluation funding).

Entiat River fish stocking will be discussed during the Entiat watershed planning process.

Pat Irlle of Ecology reiterated that it is important to her Agency that regular monitoring should be done for overall reservoir health, and that this monitoring not be impacted negatively by using funds for other purposes.

After hearing from the various Technical Groups a question was asked regarding how all of the draft plans fit together. Gregg Carrington stated that the various Comprehensive Plans would be consolidated into one overall Comprehensive Plan with each of the current Plans being a chapter in the final Comprehensive Plan. It was stated that it would be useful to have some tool to help everyone see what the various plans generally covered and how they all fit together. Jeff Osborn proposed that tables be used to provide an outline of the various Plans, similar to what was done in the Lake Chelan relicensing process. It was agreed that Chelan PUD would begin drafting up these tables for the various Comprehensive Plans and that the Technical Groups would review them during their upcoming meetings.

### **3. Review and Discussion of Preliminary Schedule**

A preliminary schedule was included with the agenda to guide the discussions.

The discussion began with a question about what the final package would look like. It was explained that the idea would be that the Comprehensive Agreement will consist of three parts: the “Boiler Plate”; License Articles; and Comprehensive Plans (with the current Management Plans turned into chapters in the Final Comprehensive Plan).

The first piece of the Comprehensive Agreement due will be the Comprehensive Plans from the Technical Groups. As the Plans approach completion, Suzanne Bacon and other Chelan PUD staff will be insuring that the language and format are consistent between the Plans. Stakeholders will have a two month window in which to complete their legal review of the Comprehensive Plan after it is finalized.

In light of this timeline and the need to complete the Comprehensive Plans by February 15, 2005, the Settlement Group agreed to cancel the Next Settlement meeting and reserve the time for Technical Meetings. The February 2005 meeting will be used to tee up any outstanding policy issues by Technical Groups for discussion/resolution by policy folks at that Settlement Meeting.

### **4. “Boiler Plate”**

Discussion on the boiler plate continued in November with forward progress being made. The next meeting of the Legal Group is scheduled for this coming Friday.

### **5. Report on past and future Public Meetings**

A Public Workshop Water Quality/401 issues has been scheduled for the evening of December 16, 2004. The workshop will cover some of the following topics: Ecology’s role in the Rocky Reach relicensing process; what issues have been identified for the Rocky Reach Project, and possible implementation measures. Ecology will also review the schedule/timeline for completing the 401 process.

## **6. Schedule and Action Items**

The next meeting of the Settlement Group is scheduled for Tuesday, February 1, 2005 from 9:30 a.m. to 3:30 p.m.

Please see the attached document for the list of action items from the December 7, 2004 meeting.

The meeting was adjourned at 11:30 p.m.