

Hood Canal Coordinating Council

JEFFERSON, KITSAP & MASON COUNTIES;
PORT GAMBLE S'KLALLAM & SKOKOMISH TRIBES



Regular Meeting of the Board of Directors – Meeting Summary

13 October 2015; 1:00 PM to 4:00 PM

Location: Oxford Suite, 9550 NW Silverdale Way, Silverdale WA

ATTENDEES

Board Members

David Herrera, Skokomish Tribe
Jeromy Sullivan, Port Gamble S'Klallam Tribe
Randy Neatherlin, Mason County
Rob Gelder, Kitsap County
Phil Johnson, Jefferson County

HCCC Staff

Scott Brewer, Executive Director
Alicia Olivas, Lead Entity Program Coordinator
Haley Harguth, Watershed Planning and Policy Coordinator
Heidi Huber, Programs Development Coordinator
Patty Michak, Mitigation Program Manager
Robin Lawlis, Administrative Program Manager

Exofficio Members

Partnership Ecosystem Coordination Board for Hood Canal, Teri King
Puget Sound Partnership, Stacy Vynne McKinstry
US Navy Region NW, Lynn Wall
Washington State Dept. of Ecology, Lydia Wagner

Lead Entity Citizens Committee Members

Cheryl Baumann
Chris Jones
Dave Tucker
Linda Streissguth
Thom Johnson

Call to Order, Introductions, Approval of Meeting Agenda

Dave Herrera, HCCC Board Vice Chair, acted as Chair and called the meeting to order. A motion was made by Jeromy Sullivan to approve the agenda seconded by Phil Johnson and the agenda was approved.

Public Comment

The Chair opened the meeting for public comments; there were none at this time.

Consent Items

All matters listed under Consent Items have been distributed to each member of the Board for reading and study, are considered to be routine, and will be enacted by one motion of the Board with no separate discussion. If a separate discussion is desired, that item may be removed from the Consent Items and placed as an additional topic by request.

1. Approve Draft Board Meeting Summary 11 August 2015
2. Approve Cash Disbursements and Expenditures
3. Approve HCCC Hood Canal Environmental Achievement Award Winners as recommended by the Community Engagement Committee (Document distributed: Board Briefing Memo with nominations)
4. Approve Integrated Watershed Plan (IWP) Committee (includes four HCCC Board members--Dave Herrera, Paul McCollum, Phil Johnson and Terri Jeffreys) meetings schedule, topics, and location as follows:
 - November 5, 2015, 1-4pm and November 20, 2015, 1-4pm
 - Purpose of committee meetings is to consider Local Integrating Organization (LIO) planning and prepare for Board review of Near Term Actions proposed for the Hood Canal LIO
 - Located at the HCCC office, 17791 Fjord Drive (Ste. 124) Poulsbo

HCCC Board Outcome: A motion was made by Phil Johnson to approve the consent items as read by the Chair seconded by Jeromy Sullivan and the agenda was approved.

Washington Secretary of State Non-profit Corporation Annual Renewal

Robin Lawlis requested approval of the nonprofit 501(c)(3) corporation annual renewal due in November to the Secretary of State by signature of the HCCC Board Secretary.

HCCC Board Outcome: A motion was made by Phil Johnson to approve filing of the non-profit 501(c)(3) corporation annual renewal with the Secretary of State by signature of the HCCC Board Secretary, Randy Neatherlin. The motion was approved by Jeromy Sullivan and carried.

Hood Canal Watershed Education Network (HCWEN) Integration

Haley Harguth, HCCC Watershed Planning & Policy Coordinator, presented new LIO ECO-net Integration. Also proposed are regular HCWEN updates at HCCC Board of Directors meetings to coordinate outreach and education effort, who are now part of the Local Integrating Organizations (LIO). Michelle Myers is the ECO-net coordinator and will provide most of the information updates at regular monthly Board meetings.

HCCC Board Outcome: HCCC is informed of LIO ECO-net integration and supports adding a regular agenda item for HCWEN updates at future meetings, with 10 minutes allowed.

Puget Sound Partnership Ecosystem Coordination Board (ECB) Update

Teri King updated the Board on current topics and proceedings of the Puget Sound Partnership Ecosystem Coordination Board pertinent to HCCC. The last ECB meeting was cancelled; however, the management conference was sent a survey regarding strategic initiatives/vital signs--indicators for the action agenda update. Teri provided her response to the survey. She informed the Board that she selected (1) forestry, (2) land, and (3) Chinook. Currently, the Partnership's strategic initiatives are (1) stormwater, (2) shellfish and (3) habitat--

these are the three Implementation Strategies to guide recovery actions to reach Vital Sign targets. Teri believes the shellfish Implementation Strategy is not yet done. [Stacy Vynne (PSP) interjected that it is very nearly done and only needs final approval.] The Leadership Council will review the outcomes of the survey and decide the next Implementation Strategies to be developed. The State of the Sound Report is progressing through final review and will be delivered on time to the governor and legislators. At the upcoming ECB meeting, they will approve the 2016 schedule and elect officers. Dave Herrera is up for re-election and would like to continue to serve as Vice Chair. Teri and Scott each serve on one of the Puget Sound Partnership Strategic Initiative Transition Teams. Salmon recovery is the key topic of the October ECB meeting.

HCCC Board Outcome: HCCC Board is provided updates.

HCCC Procurement Procedures Update

Scott Brewer said that at a past meeting the Board had asked staff to obtain procurement policies. Joe Mentor, Mentor Law Group and attorney for HCCC, was tasked to meet individually with members' legal staff. Those discussions are still in progress and a revised procurement policy is in progress.

Joe Mentor said there is a need to amend the Interlocal Agreement (ILA) to address public records and procurement procedures changes. Public disclosure law, and our responsibility under it, requires us to provide responses for records not under our control—including counties and exofficio members, even if it did not involve the HCCC directly. The three counties can authorize HCCC to have its own procedures, but action by the Board must be taken to enact.

The attorneys agreed that we should consider amending the ILA among the members to address both matters. With two amendments, it would be more convenient to update both at the same time. We have an agreement on the public disclosure language to limit the responsibilities to those records within our power (we would refer the requestor to the other members if it applies).

Regarding the procurement policies, we have agreement except with one county attorney where we will continue discussions on the interpretation. We'd amend the ILA where the counties and the tribes would authorize the HCCC to have its own policy and application would depend on the source of funds or the location in which the business was transacted.

Our goal is to bring to the amendments to the Board at the December 8, 2015 meeting.

HCCC Board outcome: Board updated on the progress of the proposed future amendments to the HCCC Interlocal Agreement (ILA) for (1) Public Records, and (2) Procurement Procedures.

HCCC Lead Entity Remaining Funds

The Chair convened the HCCC Lead Entity Citizens Committee (HCCC Board of Directors and HCCC Lead Entity Citizens Advisory Group) for an update on 2015 Lead Entity Remaining Funding Options. Document distributed: (1) Board Briefing Memo–2015 Lead Entity Remaining Funds, and (2) HCCC Citizens Committee Options for Allocation of Remaining and Return Funds.

Alicia Olivas reviewed the outcomes of the August 13, 2015 Board Lead Entity Citizens Committee meeting wherein the 2015 Lead Entity List for submittal for the Salmon Recovery Board (SRFB) funding decision was approved. The Citizens Committee directed staff to develop options to allocate the remaining and return funds.

Allocation alternatives and other considerations were reviewed: Allocation Alternative A – Lower Big Beef Creek Project--does receive Intensively Monitored Watershed (IMW) funding, and Allocation Alternative B – Lower Big Beef Creek Project--does not receive IMW funding. If the Board goes with Alternative B, then it will be brought back for a decision at the December 8, 2015

meeting after Citizen's Advisory Group review. We expect it to be Alternative A since we believe there will be enough funding. Big Beef Creek was a higher priority; we request that it be on the list.

HCCC Board outcome: Randy Neatherlin made a motion for the HCCC Citizens Committee to fund (Alternative) Option A, unless it is not funded fully through IMW at which time we will send these projects on Option B to the Citizen's Advisory Committee for prioritization and final vote. The motion was seconded by Jeromy Sullivan and approved by consensus. The HCCC Citizens Committee adjourned at 2:15 PM.

Local Integrating Organization (LIO) Update

Haley Harguth gave the status of LIO Recovery Plan and Puget Sound Partnership Action Agenda planning process. Also discussed was the HCCC Near Term Action (NTA) planning and timeline for upcoming Board decision. The timeline outlining the process that was discussed at the Board meeting in June 2015 was reviewed; we are in the phases of reviewing NTAs with the Integrated Watershed Plan (IWP) Steering Committee. We submitted the first elements of the 5-year LIO ecosystem recovery plan and the translation of the IWP and updates on NTA implementation/progression of IWP strategies. These will be reviewed by Partnership Strategic Implementation teams and they will provide feedback to LIOs for the recovery plan due 9/2016. IWP will be updated to form final 5-year recommended plan due 2016. We will submit those recommendations to the full Board to adopt the NTA's at the December 8, 2015 Board meeting. We believe we will get this done quickly through the IWP to advance planning and strategies. The IWP was written for Hood Canal and needs to be translated to Puget Sound region for overall recovery for key funding, which is also important to this work. We plan to move the four focal components in the IWP forward after the NTA process is submitted by the year-end deadline.

The NTA submission deadline has been confusing so we are working closely with partners in the region on solicitations; we will accept proposals until October 23, 2015 (COB). There have been questions on Salmon Projects and NTA's; the Partnership said all of the approved Lead Entity projects will be adopted, but there are still grey areas that we will address as issues arise.

HCCC staff brought forward five new NTA's; we have four existing (ongoing) and we received 14 from groups in the region. Is there outreach to stormwater and health districts and what are the input points for other types of projects? The IWP is the focus and the steering committee is the workgroup; the solicitation called for local NTAs that address the IWP. NTAs are not RFPs nor grant applications, there is no guaranteed National Estuary Program (NEP) funding. LIO's have no information regarding the amount of NEP funds available.

The avenues and resources for the solicitations were explained. HCCC staff distributed the PSP NTA solicitation through our group emails and it was discussed at meetings with our partners as well.

HCCC Board Outcome: HCCC Board is provided an update on the current LIO and Near Term Actions process.

In Lieu Fee (ILF) Mitigation Program

Patty Michak reviewed the Myrvang Wetland acquisition and proposed purchase and sales agreement for the property. Documents distributed: Board Briefing Memo—In Lieu Fee Mitigation Program, Purchase and Sale Agreement for the Myrvang Wetland acquisition dated 5 October 2015, and a map of the Myrvang Property 22.94 Acres.

The Board directed staff to procure a property appraisal, conduct a site assessment, and negotiate a purchase and sales agreement. The acquisition of this property is for the fulfillment of

mitigation credits sold for wetland impacts associated with the Explosives Handling Wharf 2 project in Bangor. Patty described the properties attributes (~20 acres of open water, shrub and forested Category 1 wetland and a salmon bearing stream) and the site investigation and appraisal process. No hazardous materials or potential for materials were discovered through the Phase 1 environmental site assessment. Site maintenance and monitoring activities are anticipated to occur over the next five to seven years and will include weed control, fencing and signs. Great Peninsula Conservancy will hold the title to the property and will grant easement to HCCC. The Army Corps of Engineers and the Washington State Department of Ecology will hold a restrictive covenants on the property as required by the ILF Program Instrument.

A real estate valuation appraisal was completed by A.C.E. Professional Services for the fee simple acquisition property on September 12, 2015. The fair market value for the 22.94 acres was \$108,000 to which the property owners agreed. The Interagency Review Team (IRT) conducted a field review this summer and approved the site, and authorized HCCC to spend mitigation fees through a Spending Agreement. Credits will be generated through preservation primarily. The site will likely generate more credits than were sold for the EHW2 project.

Congratulations were made on the progress and effectiveness of the program. The Board would like to have an option to discuss ways to elevate the status of the ILF program as it is very beneficial, but not yet to the degree as we'd like.

HCCC Board Outcome: Randy Neatherlin made a motion to approve the Purchase and Sale Agreement effective 5 October 2015 for the Myrvang Wetland acquisition to fulfill the agreement made for Parcel No. 072602-2-031-2006 in the amount of \$108,000. The motion was seconded and approved.

Executive Session - In Lieu Fee (ILF) Mitigation Program

The HCCC Board Chair stated the purpose of the Executive Session is by reason of RCW 42.30.110(1)(b) to consider the selection of a site or the acquisition of real estate. The Chair stated that the executive session would end at 3:55 PM. At 3:55 PM the Chair announced that the meeting would extend until 4:05 PM. At 4:05 PM the executive session was adjourned.

Public Comment and Hood Canal Happenings

The Board Chair opened the meeting for comments.

Rob Gelder said that Dave Tucker, who is on the Technical Advisory Group, is the deputy director for public works utilities and tomorrow (2:00 PM at 12351 Brownsville Hwy.) there will be a ribbon cutting for completion of the new Central Kitsap treatment facility, which will allow the creation of Class A reclaimed water when the districts are ready.

Thom Johnson said that Nancy Biery and others are excited about the record returns for Summer Chum stocks in the Straits and the state of the salmon; it shows the results of the Salmon Recovery Plan and a need to redouble our efforts.

Dave Herrera said the Army Corps of Engineers' review panel approved the Skokomish River investigative study that is in a 30-day review and comment period. It then goes to a Chief's report but it's expected to not change before consideration by Congress for the 2017 budget. It involves five projects, with \$20 million federal money (plus a 35% local match).

Thom Johnson said that Puget Sound Nearshore Partnership has three projects from the Corps that are coming to Hood Canal--one is the Duckabush realignment of the highway and relocation of the bridge to start.

Adjournment and Next Meeting

The Chair adjourned the meeting at 4:15 PM.

Next meeting: Annual Hood Canal Environmental Achievement Awards Celebration, Friday, November 6, 2015, 10:00 AM to 2:00 PM (R.S.V.P. to Robin; invitation will be sent separately) at the Lucky Dog Casino Events Center, 19330 N. U.S. Highway 101, Skokomish, Washington.

For more information about this meeting, contact Robin Lawlis, 360-394-0046 or rlawlis@hccc.wa.gov.

Approval of Meeting Summary

HCCC Board Chair