



**PRCC Habitat Subcommittee Meeting**  
**FINAL APPROVED MEETING MINUTES**  
**Thursday January 9, 2020**  
**1:00 pm**  
**Grant PUD Wenatchee Office**

**PRCC Habitat Subcommittee Members**

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Kate Terrell, USFWS	Chris Fisher, CCT
Dave Duvall, Deanne Pavlik-Kunkel (alt), GCPUD	Brandon Rogers, Hans Smith (alt), YN
Justin Yeager, Dale Bambrick (alt), NMFS	Carl Merkle, CTUIR
Jeremy Cram, Ben Truscott (alt), WDFW	Erin Harris, GCPUD, Admin Assistant
Denny Rohr, D. Rohr & Assoc, Facilitator	

**Meeting Attendees**

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Chris Fisher, CCT	Brandon Rogers, YN
Dave Duvall, GCPUD	Erin Harris, GCPUD (via Phone)
Justin Yeager, NMFS	Denny Rohr, D. Rohr & Assoc, Facilitator
Jeremy Cram, WDFW	Kate Terrell, USFWS
Deanne Pavlik-Kunkel, GCPUD (Via Phone)	Everett White (Guest with Brandon Rogers, YN)

**Decisions made during January 9, 2020 meeting**

1. Committee approved adding additional language to the appraisal process which will be included in new contracts going forward.
2. Habitat SC members approved funding \$2500, Habitat Fund 602, for the Upper Columbia Science Conference Sponsorship taking place January 22-23, 2020 in Wenatchee.
3. Accordingly, after additional discussion, **the PRCC-HabSC approved funding \$500,000, Habitat Fund 603**, for the Barkley Irrigation Company Project and waiting on the outcome of Ecology funding the Trout Unlimited request for \$400,000 before addressing that funding question.

**MEETING MINUTES**

**I. SAFETY REVIEW – completed.**

II. **Agenda Review** – No additions.

III. **Approval of Meeting Minutes for December 12, 2019 (D. Rohr) -Approved**

IV. **Action Items Review from October 10th Meeting (D. Rohr)**

1. Yeager and Rohr will follow up at next PRCC meeting on the Barkley Irrigation Company funding explanation and questions. **Completed**
2. Duvall will follow up with Habitat and NNI Funding details for Barkley Irrigation Company Project. **Completed**
2. Rogers will arrange for Yakama Nation appraisal expert to attend next meeting. **Completed**
3. Duvall will follow up with edits to appraisal contracts. **Completed**
4. Rohr will follow up with details of Appraisal Process. **Completed**
5. Rohr will remove Kahler Creek (Toole and Mardini) Land Acquisition, CDLT, and Additional Irrigation for Native Vegetation at Pentiction Spawning Beds 3 & 4 from Agenda Updates. **Completed**

V. **Habitat and NNI Funds Report – Q3 (D. Rohr) – Nothing new to report.**

VI. **(1:00 pm) Yakama Nation Staff Member – Discussion and Clarification of the Role of Appraisers (B. Rogers) -** Everett White attended as a guest with Brandon Rogers. Rogers shared that White has an extensive background in property appraisals and has been working with YN for over a year. Accordingly, White shared details of his property appraisal background and experience while working many years for the USFS prior to his retirement, including information on Yellow Book appraisals that are standard federal requirements. White also commented that appraisers work under the Uniform Standards of Professional Appraisal Practice (USPAP). White answered several questions presented by the committee, including interaction of appraisers with project sponsors and landowners.

White commented that a requirement of the appraiser is to contact the landowner and the project sponsor for relevant information. However, when speaking with the landowner and project sponsor, the appraiser needs to ensure a Habitat SC member is also present at the same time. This will keep everyone informed. Committee members, landowners, and project sponsors need to be involved up front and be present for each conversation.

Duvall asked questions regarding the intended users. White commented that the intended users must be identified, i.e. Habitat SC, landowner, project sponsor. A copy of the appraisal should be given to the intended users, and committee members can decide on others to also receive a copy.

The role of a review appraiser was also questioned. White commented that the Federal Yellow Book appraisals have a checklist to follow for review appraisers, but State Appraisals do not. Committee members commented that the Habitat SC uses both Yellow Book and USPAP standard appraisals

Committee members continued the discussion after White exited the meeting. Rogers commented that language should be included in the contracts that the appraiser cannot talk to anyone unless committee members are also present, specifically stating the appraiser expressly agrees to not talking to the landowner or project sponsor without a committee member present unless written communication has been received to do so. After further review and discussion, **committee members approved language from Rogers stating “The Appraiser expressly agrees that Appraiser and his staff will not communicate with the Project Sponsor and Landowner in any manner, whether it be in regard to the project or otherwise, without express permission from, or the presence of the designated representative”.** Committee members also agreed this language should be included in both appraiser contracts and project sponsor contracts going forward. Rohr will include this new language in the “Draft Appraisal Process for Property Acquisitions” that is currently under development.

Additional discussion included Rohr producing a final “Appraisal Process for Property Acquisitions” for consideration and approval by committee members. Also, a new review appraiser needs to be located as Tom Walters is no longer available. All agreed his contract should be closed out accordingly. There was discussion of possibly hiring Everett White as a consultant to assist with review and management of property appraisal activities. Rogers will discuss this possibility with White and keep committee members advised. Rogers will also send Rohr a copy of the list of appraisers used by the YN.

**VII. Review and Update of Upper Columbia Science Conference Sponsorship (D. Rohr)** – Rohr informed the committee that PRCC agreed to fund half of the requested \$2500 from the PRCC NNI Fund. After additional discussion, Habitat SC members **approved funding** the entire \$2500 for the Upper Columbia Science Conference Sponsorship taking place January 22-23, 2020 in Wenatchee, Habitat Fund 602.

**VIII. Update – Shuttleworth Creek (C. Fisher)** – Fisher updated committee members that Blue Mountain Orchards (BMO) has not participated in the use of water delivered from the production wells developed in 2013 and funded by PRCC Habitat SC. Also, the Nature Conservancy, one of the landowners and water license holders, has dedicated the use of their water to instream flow. The Department of Fisheries & Oceans (DFO) sampled the reservoir that stores water diverted from Shuttleworth Creek and they found fish trapped in the reservoir.

So, for BMO to continue to use water from Shuttleworth Creek, they need to screen the surface diversion and reduce the dam level on Allendale Dam to store

only enough water for their use on BMO vineyards. The cost to reduce the dam height and screen the surface diversion intake will be solely born by BMO.

- IX. Update of PRCC Meeting Discussion -- Barkley Irrigation Co Permanent Point of Diversion – Completing Implementation of the Permanent Solution (J. Yeager, D. Rohr)** – Yeager conferenced into the December 17, 2019 PRCC meeting by telephone to discuss this project and the PRCC Hab SC funding request. He explained the project is 80% complete and is experiencing a funding shortfall to complete Phase 7, the final phase leading to completion. The project has been in progress for several years during which time costs have increased primarily due to inflationary reasons. Trout Unlimited (TU), project manager, is requesting \$500,000 from the Habitat SC to assist with the shortfall and funding for final pump and pipeline installation for phase 7. TU is also working with the Washington State Salmon Recovery Funding Board (SRFB) with a \$200,000 request and the Washington State Department of Ecology with a \$400,000 request for Phase 7. The SRFB request is expected to be delivered, but the Ecology request is questionable. Accordingly, the Habitat SC requested the PRCC use NNI Funds for the \$500,000 TU request to the Habitat SC and the Habitat SC will cover the \$400,000 Ecology request if Ecology does not honor the request.

Rohr also stated that Truscott commented he had spent time with Colville Habitat SC representative Chris Fisher reviewing the requested funding amounts, and Truscott was in favor of approving the \$500,000 from NNI Funds as requested.

After extended review and discussion, the final decision was to not approve using \$500,000 of NNI funds to complete the Barkley Project, and conversely, the PRCC recommends that the PRCC Habitat SC cover the aforementioned \$500,000 with habitat funds and then come back to the PRCC to consider covering any deficiencies in the requested Washington Department of Ecology funding for this project.

Accordingly, after additional discussion, **the PRCC-HabSC approved funding the \$500,000 request from Habitat Fund 603**, and to wait on the outcome of the request to Ecology before addressing the possible funding of the \$400,000.

- X. Update and Review of Appraisal Process Details (D. Rohr)**
1. Update of editing of contracts (D. Duvall) - Duvall shared that Tom Walters is no longer doing review appraisals. Also, Larry Rees will not continue to do appraisals but is available to do review appraisals.
  2. Appraisal Process Follow Up (D. Rohr) – Committee discussed adding new language to the current and future appraisal agreements.

- XI. Potpourri (D. Rohr) – No new information.**

## **Project Updates**

- A. **McIntyre Dam - Fish Jumping Efficiency (C. Fisher)** – Nothing new to report.
- B. **(Status) Shuttleworth Creek Projects (C. Fisher)** – See agenda item VIII above.
- C. **Icicle Creek Boulder Field PIT Tag Array (J. Cram)** –Jeremy Cram proposed to salvage what they can and share the inventory. Committee agrees to have Jeremy salvage. **ACTION:** Remove from future agendas.
- D. **Lower Wenatchee Instream Flow Enhancement Project, Phase II (J. Cram)** - Report from Aaron Penvose, TU: The Jones Shotwell irrigation efficiency project continues to take shape. A draft MOU (high-level project agreement) has been reviewed by the Shotwell board of directors and is currently with their legal counsel. We anticipate a response in the next few weeks. Currently working out details of water management with some lingering questions about the water right change with the Shotwell board. We also developed a more detailed project tasks/schedule to delineate project activities between the TU PM's who are most involved in this work. Cascadia Conservation District will be assisting TU with some of the technical and logistical details associated with project development/preparation.

TU looks forward to finalizing agreements with Tributary Committee and SRFB in the coming weeks. We are working on several avenues to closing the funding gap during the next year. Once we have the MOU and project tasks schedule, we will work with the Shotwell board to execute a detailed project agreement. There are several significant tasks on the horizon, including reviews of project designs, engineering, permitting, etc., all of which will take time over the next 18 months leading up to implementation.

- E. **Barkley Irrigation Company Permanent Point of Diversion (July 12, 2012) plus 2015/16 O&M Funding (May 14, 2015) - (J. Yeager)** Report from Aaron Penvose, TU: Work on the project moves through December, with work being completed on 4 of the 7 major project phases of the project. On the phase I gravity, the contractor wrapped up most of the work by mid-month. The contractor will only have a few small punch list items to complete this spring and we can close the books. The pressure pipe project is also ongoing, with the contractor moving at a steady pace to complete the work before the holiday. Selland Construction was able to complete the pipe welding, bedding, pipe cover, compaction and backfill before the end of the month. We anticipate substantial completion on this piece of the project in January. On the Barkley Pump Station – TU, Barkley, and the construction contractor, POW continued to work through some issues with construction of the pump house with good cooperation. The major milestone with the vault and floor of the pump station being poured, which tested satisfactorily and was huge relief for the project team. So far the project is progressing on budget and

schedule. The satellite wells project continues to progress slowly, but the contractor is making progress towards completion. We estimate that it's 90% complete with the rest of the work being completed this spring. We are working with DOT and FAA to get the dedicated easements by early February. DOT is motivated to wrap this up, to get FAA permissions out for bid and build another project this summer. Lastly, we worked with some funders to address our projected budget shortages and receives some relief just before the holiday. Despite the challenges of the work and the complexity of the project the TU team continues to manage the project effectively. While some project phases are starting to slow down and wrap up for the year, others like the pump station are ramping up into the snowy weather. The team is looking forward to another productive month with more progress on all phases.

- F. **Skaha Dam Fish Passage Project (C. Fisher)**- Nothing new to report.
- G. **(Boulder Field) Icicle Creek Fish Passage – Wild Fish to Wilderness Proposal (K. Terrell)** – Report from Aaron Penvose, TU: We continue to move ahead on the Boulder Field Project, which resulted in steady progress. From a project implementation point, we are ready, just waiting on other issues to be resolved before releasing bid solicitation. There are numerous factors to determining the implementation timeline for the project outside of the Boulder Field project. One of those was recently overcome when the City of Leavenworth agreed to fund their updated fish screens, and project landowners have maintained that the screens must be installed before fish passage is improved. The bid package is ready for advertisement. We are hopeful to wrap the Boulder Field with COL fish screen, both for cost savings and management streamlining, but if fish screen funding remains elusive then we can construct separately. We've done a lot of groundwork with USFS staff on the required closure of the Snow Lakes parking area but will move that discussion up the priority chain. The busy parking area can only be closed at the appropriate time and for an acceptable duration – it will be important to carry out numerous construction efforts on difference project components simultaneously to meet USFS needs. We are continuing to provide support and assistance as needed to the other project implementers in the various activities on Icicle Creek. We are working with USFS, IPID, WDFW, and others to coordinate timelines, funding and implementation. And we will use the additional time to hone/modify Boulder Field implementation plans as decisions and activities for these inter-related projects come to light. Lastly, we conducted a drone flight of the site in early December, which was a fun activity that gathered some good data for us to use during the bid process.
- H. **Entiat Stormy Project Area “A” Stream & Floodplain Enhancement, Yakama Nation (B. Rogers)** – We are waiting on the final report.
- I. **“Assessment of Sediment Chemistry behind Enloe Dam on the Similkameen River, Okanogan County, Washington” (C. Fisher)** - Fisher shared the received USGS report of Monday 1/6/2020 and the labs where the chemical analysis of the sediment samples will be conducted have an

projected 90-day back log. He commented the results of the analysis of the sediment samples are expected to be received in the beginning of May 2020.

- J. **“Weyco (Weyerhaeuser) Mill Creek” Land Acquisition (CDLT developmental funding) (J. Cram)** – Jeremy Cram shared this is on hold pending the appraisal. The developmental costs have been approved, next step is getting the appraisal started. Committee approved moving forward with Larry Rees completing the appraisal and ending his contract; Terrell abstain from the vote. Duvall and Rohr will communicate with Rees.

**XII. Next Meeting** – Thursday, February 13, 2020, 1:00 pm, Grant PUD Wenatchee Office.

**Action items from January 9, 2020 meeting**

1. Rohr will include new language in the “Draft Appraisal Process for Property Acquisitions” that is currently under development.
2. Rohr will work on a final “Appraisal Process for Property Acquisitions” for consideration and approval by committee members.
3. A new review appraiser needs to be located.
4. Rogers will follow up with Everett White regarding the possibility of him contracting with the HabSC.
5. Rogers will send Rohr a copy of the list of appraisers used by the YN.
6. Icicle Creek Boulder Field PIT Tag Array (J. Cram) will be removed from the agenda.
7. Duvall and Rohr will communicate with Rees regarding appraisal activities.

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