



PRCC Habitat Subcommittee Meeting

FINAL APPROVED MEETING MINUTES

Friday, July 23, 2021

9:00 am

PRCC Habitat Subcommittee Members

Kate Terrell, USFWS

Dave Duvall, Deanne Pavlik-Kunkel (alt), GPUD

Justin Yeager, NMFS

Jeremy Cram, Ben Truscott (alt), WDFW

Denny Rohr, DRA, Facilitator

Chris Fisher, CCT

Brandon Rogers, Hans Smith (alt), YN

Carl Merkle, CTUIR

Erin Harris, GPUD, Admin Assistant

Meeting Attendees

Chris Fisher, CCT

Brandon Rogers, YN

Dave Duvall, GPUD

Deanne Pavlik-Kunkel, GPUD

Denny Rohr, DRA, Facilitator

Justin Yeager, NMFS

Kate Terrell, USFWS - Absent

Jeremy Cram, WDFW

Erin Harris, GPUD

Tracy Hillman, BioAnalysts

MEETING MINUTES

Decisions made during July 23, 2021, meeting

1. Nason Ridge Acquisition Proposal - Committee members voted to approve \$500,000 from fund 602 and Rohr will confirm Terrell's vote via email.
2. Shingle Creek Pool Creation and Fish Passage Improvements Proposal - Committee members voted to approve \$14,840 (\$11,800.77 USD) from fund 602. Rohr will confirm Terrell's vote via email.

I. Agenda Review – No additions made to the agenda.

II. Approval of Meeting Minutes

A. Affirm email vote approval of May 13, 2021, draft minutes. - APPROVED

B. Affirm email vote approval of June 10, 2021, draft minutes. - APPROVED

III. Action Items Review from June 10, 2021, meeting

1. Duvall will contact Rohr regarding conducting an email vote for approval of the May 13, 2021, draft meeting minutes. - **Completed**
2. ORRI – Restoration of the channelized VDS section in Okanagan Falls, Fisher to provide language directing funds specifically used for riffle structures below VDS. - **Completed**
3. Nason Ridge Acquisition, Rogers will follow up regarding Kaputa providing a copy of the MOU after today's (6/10/2021) meeting. - **Completed**
4. Nason Ridge Acquisition, Rogers will notify Kaputa and Mathews to expect questions from members and that the Habitat Subcommittee's decision was deferred. - **Completed**
5. Barkley Irrigation Company Permanent Point of Diversion – Wilson Property Options Discussion, Yeager will communicate the Habitat Subcommittee's decision and recommendations. – **In Progress**
6. Mardini (now Jawa) Property - Fisher will notify Fleming the Habitat Subcommittee is requesting additional information and follow-up discussion before potential interest can be assessed. - **Completed**
7. Anderson Acquisition – UBC Batie Habitat Project, Duvall will complete the contracting process once the May Habitat Subcommittee minutes have been approved. – **In Progress**

IV. **Habitat and NNI Funds Report Q1 / Q2** - Duvall shared that Harris has worked with Grant PUD accounting to perform a comprehensive review on all the Habitat and NNI agreement budgets and expenditures to date. A meeting is scheduled on 8/2 for Duvall and Harris to meet with Grant PUD accounting and an updated Q2 report should be available in August for distribution.

V. **DECISION ITEM: Shingle Creek Pool Creation and Fish Passage Improvements Proposal** – Fisher described a proposal by ONA in Shingle Creek in which fish passage issues are occurring because of a hanging weir that was previously installed. During low flows particularly in the fall, migrating fish have difficulty reaching spawning grounds over the structure, located about a mile upstream of the Shingle Creek/Okanagan River confluence. Fisher responded to several questions by the committee regarding the weir origin, multiple project phases, species usage, and funding allocation. Canadian funding would be used first. After discussion, the PRCC HSC approved the request for \$14,840 (US equivalency of \$11,800.77) from Fund 602. Rohr will confirm with Terrell regarding the vote. Decision- PRCC HSC approved Shingle Creek Barrier Removal in the amount of \$11,800.77 from Fund 602.

VI. **Nason Ridge Acquisition Proposal** – Rogers started the Nason Ridge Acquisition discussion by recapping the proposal and response from Chelan County Natural Resources (CCNR) which included answers that the PRCC had previously submitted. Most of the issues raised by the PRCC HSC had been resolved except for the road density which was the focus of the following

discussion. Primary and secondary community egress in emergency situations was also a concern. There was still some uncertainty as to what exactly was being acquired and if there was enough fish benefit overall. Rogers responded that through the stewardship plan (which a committee member may join) the riparian and upland areas can be managed differently. After further discussion, the PRCC HSC did not feel there was enough fish value to fund the full amount requested but agreed to fund the same amount at the HCP - Tributary committee, \$500,000. The PRCC HSC approved up to \$500,000 towards the Nason Ridge acquisition from Fund 602. Decision-the PRCC HSC approved up to \$500,000 for the Nason Ridge acquisition pending approval from Terrell (Rohr action item).

VII. Barkley Irrigation Company Permanent Point of Diversion – Wilson Property Options Discussion – Yeager shared he received a landowner agreement from Chris Johnson with the Methow Salmon Recovery Foundation (MSRF) but Trout Unlimited (TU) wants to confirm what the restoration plan is first before signing the agreement. Trout Unlimited would like to see a proposed design prior to proceeding with signing the Landowner Agreement. Yeager will continue to work with MSRF and TU.

VIII. Jawa Property Acquisition Proposal, CDLT – Fisher reported that he spoke with Mickey Fleming about the 7-acre land parcel that the PRCC HSC did not previously agree to fund, located on either side of land owned by CDLT and Western Rivers. Fleming and the current landowner discussed the possibility of purchasing the parcel after the appraisal is completed by Rees. Involved parties should be considering two options for the appraisal: one with no access and one with access. With increasing land costs, the appraisal may be higher than the original purchase price of \$144,000. Mr. Jawa wants to build on his land and asked Fleming in lieu of building on the 7-acre parcel, does CDLT own another parcel for exchange. Mickey Fleming informed Mr. Jawa they did not have a parcel that small. Fisher shared CDLT should have a new appraisal that would be available for the August meeting. Rogers informally talked with their attorney regarding access, and it was uncertain whether a judge would allow a private property owner legal access in WA state if an easement was on the property. A spec sheet has not been submitted to the PRCC HSC but may be forthcoming after the appraisal is completed.

Anderson Acquisition-Duvall reported that when working through the Anderson Acquisition with MSRF, the issue of potentially transferring the title to another entity came up. In this case, MSRF specifically mentioned WDFW. Cram reported that he does not work directly with the land management staff at WDFW but would investigate the situation further. To be completely transparent, Duvall wanted to remind the PRCC HSC of the language approved regarding reselling of property.

24. Reselling of Property -The PRCC-HSC may specify additional protections that should be attached to the title. If Contractor intends to transfer the property to a third party, Contractor must obtain approval from the PRCCHSC who shall approve the transfer of the property in advance, which approval shall not be unreasonably withheld, and property cannot be sold until the specified protections are legally attached to the title. If Contractor desires to sell all or any portion of the property for non-habitat use, Contractor must obtain approval from the PRCCHSC, and the parties will agree in advance on a formula for reimbursement to PRCCHSC of a proportionate share of its investment in the property.

IX. Habitat Policies and Procedures Document Review – Rohr reported that considerable time was spent explaining the Habitat Policy document he and Duvall have been working on during facilitation discussions with Hillman. Rohr also committed to finalizing the document and working with Duvall on the transition prior to stepping away from PRCC HSC facilitation. Duvall shared that he envisions the Habitat Policy as a living document and expects it to be modified as future decisions are made by the committee. Hillman will use it for meeting facilitation as well as the 2009 Habitat Plan. Rogers expressed appreciation for both the Policy Document and bringing more framework into the committee while maintaining the flexibility to move quickly when needed. The PRCC HSC agreed to take the necessary time to review the Policy document once completed and distributed.

Project Updates

- A. **McIntyre Dam - Fish Jumping Efficiency** – No update
- B. **Shuttleworth Creek Projects** – No update
- C. **Lower Wenatchee Instream Flow Enhancement Project, Phase II** – No update
- D. **Funding Activities of Barkley Irrigation Company Permanent Point of Diversion – Wilson Property Options Discussion** – No update
- E. **Skaha Dam Fish Passage Project** – No update
- F. **Weyco (Weyerhaeuser) Mill Creek Land Acquisition – CDLT Developmental Funding / Final Acquisition** – No update
- G. **Icicle-Peshastin Irrigation District Fish Screen Proposal** – No update
- H. **Final Construction for Floodplain Re-engagement - Penticton Channel Culvert Proposal** – No update
- I. **Assessment of Sediment Chemistry behind Enloe Dam on the Similkameen River, Okanogan County, Washington** – No update

- J. **Determine volume of Sediment Accumulated behind Enloe Dam on the Similkameen River, Okanogan County, Washington** – No update
- K. **Ben Canyon Creek Fish Passage Project** – No update
- L. **Cascade Orchards Icicle Creek Flow Restoration Proposal** – No update
- M. **Minnow Creek Fish Passage Restoration Proposal** – No update
- N. **Anderson Acquisition – UBC Batie Habitat Project** – Being developed.
- O. **ORRI – Restoration of the channelized VDS section in Okanagan Falls Proposal** – No update
- X. **Next Meeting** – Thursday, August 12, 2021, 1:00 pm, Location – ZOOM webinar

Action items from July 23, 2021, meeting

1. Chris Fisher/liaison will notify ONA of the approval decision regarding Shingle Creek.
2. Brandon Rogers/liaison will notify Kaputa of decision regarding Nason Ridge.