

09/22/2011

1 2 3 4	PLATTE RIVER RECOVERY IMPLEMENTATION PROGRAM Governance Committee Meeting Minutes Hampton Inn & Suites Conference Center – Scottsbluff, NE September 13-14, 2011	
5 6	Tuesday, September 13, 2011	
7 8	Meeting Attendees	
$\begin{array}{c}9\\10\\11\\12\\13\\14\\15\\16\\17\\18\\19\\20\\21\\22\\23\\24\\25\\26\\27\\28\\29\\30\\31\\32\\33\\34\\35\\36\\37\\38\\39\\40\\41\end{array}$	 Governance Committee (GC) Table State of Wyoning Mike Purcell – Member Harry LaBonde – Alternate State of Colorado Don Ament – Member Suzanne Sellers – Alternate State of Nebraska Jim Schneider – Member (Chair) Jennifer Schellpeper – Alternate U.S. Fish and Wildlife Service (Service) Mike George – Alternate Bureau of Reclamation (BOR) John Lawson – Member Bill Taddicken – Member Dennis Strauch – Member Dennis Strauch – Member Colorado Water Users Alan Berryman – Member John Kolanz – Alternate 	tendees Executive Director's Office (EDO) Staff Jerry Kenny, Executive Director (ED) Beorn Courtney Jason Farnsworth Bruce Sackett Chad Smith Muke Besson – State of Wyoming Norm DeMott – Former GC Member Mike Drain – CNPPID Pat Goltl – Nebraska DNR Brock Merrill – BOR Cory Steinke – CNPPID Dane Wilson – Nebraska Community Foundation
42 43 44 45 46 47	Downstream Water Users Brian Barels – Member Don Kraus – Member Kent Miller – Member Mark Czaplewski – Proxy for Ron Bishop, Member	

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PRRIP GC Meeting Minutes
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PRRIP - ED OFFICE DRAFT



48 Welcome & Administrative

49 Schneider called the meeting to order. The group recognized the recent passing of Land Advisory 50 Committee Chair Scott Woodman with a moment of silence. Kenny said Sackett had a condolence card 51 for GC members to sign and flowers were sent to the memorial service.

52

53 The group proceeded with introductions. Kenny recognized Norm DeMott, former member of the 54 Governance Committee, and presented him with a congratulatory gift from the GC.

55

56 No agenda modifications offered. Berryman moved to approve the June 2011 GC minutes; Heaston 57 seconded. Minutes approved.

58 59 LiDAR/Aerial Photography RFP

60 Farnsworth discussed the LiDAR/Aerial Photography RFP. He noted the Nebraska DNR wants to include a buy-up option for potentially collecting summer information in a different way, and also to 61 62 make the RFP a single-year RFP instead of a multi-year RFP. The EDO recommends including the buy-63 up language as an option, but not make it required in proposals. That will be discussed at the October 64 TAC meeting. That discussion will inform the selection process because proposals will not be submitted 65 until the week after the TAC meeting. The EDO also recommends keeping this a multi-year RFP. The 66 Program reserves the right in all multi-year contracts to terminate the contract each year or change project 67 requirements as necessary.

68

69 Smith read the language from Doug Hallum proposed to be inserted in the RFP:

70 Alternate 5 a) Acquire digital imagery sufficient to use digital autocorrelation techniques to produce a

71 digital elevation and a model of the vegetation structure at a 6 inch resolution. Ground control may be

72 provided by sharing of control from Sub-project 1 and use of additional points from LiDAR data.

73 Proposal must include the estimated vertical accuracy and resolution of the DEM in open and heavily

74 vegetated areas, as well as a description of the vertical accuracy and resolution of the vegetation model.

75 The proposal **must also** include a detailed description of the technique, software and methodology, as

76 well as discuss any necessary differences from **Sub-project 2** imagery.

77

78 Lawson asked what this means. Schneider said DNR staff has concluded this language would help the 79 Program to build a Digital Elevation Model. Purcell asked who made the recommendation. Schneider 80 said Doug Hallum with the DNR. Purcell asked if we are getting 6-inch resolution now. Farnsworth said 81 yes. We use CIR photography in the summer, but Hallum is interested in exploring using the technique 82 described above in the possible alternate language to build a type of vegetation model. Lawson asked if 83 this will be a separate line item. Purcell said proposals will include language for this as possible 84 alternatives, but the Program will decide if and when we want to fund different alternatives. Ament asked 85 about the use of Nebraska coordinate systems. Farnsworth said that is a reference to GIS coordinates and

86 the imagery will be taken in Nebraska so that is why Nebraska coordinates are used.

87

88 Purcell moved to approve the RFP as amended; Taddicken seconded. No further discussion. RFP 89 approved as amended.

90

91 Schneider requested the GC appoint a Proposal Selection Panel. *Heaston moved to approve the panel*; 92 Ament seconded. Proposal Selection Panel approved: Farnsworth (EDO), Brei (EDO), Hallum 93 (Nebraska DNR), Besson (Wyoming), Walters (TNC).

94

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95 **IGERT Student Project – Whooping Crane Habitat Selection**

96 C. Smith discussed the IGERT program, the potential student project, and Platte River Program 97 involvement. Ament asked who the experts are that will be interviewed during the student project. Smith 98 noted the list in the draft study plan and said recommendations for additional experts would be welcome. 99 Kraus asked about the relationships between monitoring and the model that would be developed during 100 the project. Smith said Program monitoring would continue and that data would continue to be fed into 101 the model over time to increase its utility as a tool for Program use. Barels asked if we can look beyond 102 Nebraska in developing the model. Smith said that will definitely discuss that with Trevor Hefley at the 103 TAC meeting in October to explore possibilities. Berryman asked if we get the model when the project is 104 over. Smith said yes. Freeman asked why there are expert interviews. Smith said several reasons: 1) 105 understanding the data that will be included in the database; 2) exploring holes in the data that need to be 106 addressed as the model is being built and as assumptions that go into the model; and 3) talking with the 107 experts about the best way to build the model. Barels asked about peer review. Smith said the final 108 model would be peer reviewed.

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114

- 110 Lawson moved provide GC support for the concept of providing \$25,000 in funding to an IGERT student 111 project and externship; Barels seconded. Motion of support approved. Smith said the specific project 112 and funding would be discussed at the October TAC meeting and would be presented later this year to the
- 113 FC and GC as part of the FY 2012 budget approval process.

115 **Platte River Caddisfly**

116 C. Smith discussed the history of the Platte River caddisfly (PRCF) project. George provided 117 presentation and update on the status of review of the PRCF as a potential listed species. Barels asked 118 about the threats to the species. George said hydrology seems to be a big factor, as well as invasive 119 species like phragmites. Czaplewski asked if the Service's Power Point could be shared with the GC. 120 George said yes. Purcell asked what the Program's research project would help with and how the 121 proposal got to the Program. Kenny said the intent of this is to give the Program a better understanding of 122 our management actions on a species of concern. Our target species actions may have implications for a 123 species of concern, so this research would help identify what those impacts might be to assist with 124 development of future Land Management Plans and associated work plans. Freeman said one of 125 Colorado's questions goes to the utility of this for the Program. We don't know a lot about the PRCF 126 including abundance, distribution, and population dynamics, so what do the results of this research mean 127 with these large knowledge gaps? There is a question about the utility of the results for informing our 128 management actions. Kenny said that is true for even some of our target species and it is fundamental to 129 much of what we are doing to take a strong inference and weight of evidence approach. If we undertake 130 this study and learn tree clearing negatively impacts the PRCF, it does not answer the question 131 conclusively but it points in a certain direction. Freeman said she remembers an earlier presentation 132 where caddisflies were seen in a slough at one time then were not seen later on and there was no 133 indication of what happened.

134

135 George discussed the listing process. Kolanz said both species evolved at the same time, so it seems like 136 they should be able to co-exist. He is concerned that a small study could generate data that could be 137 interpreted in a way that interrupts a \$300 million program. It doesn't seem a like a small study will get us much. Kenny said the idea of "proceed with caution" includes: 1) PRCF is not very abundant on 138 139 Program lands, but we could at least learn how to take trees off, not whether or not to take trees out at all; 140 and 2) what we will know with certainty when we are done? – this requires us to use strong inference, and 141 it seemed like this research project was an opportunity to learn something of importance to the Program

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and was a good opportunity for very little money regarding management actions where we were taking trees off anyway and just need to take them off in a little different pattern. Farnsworth said we have two properties where we have target species habitat criteria – some are saying take all the trees off for target species, some are saying that could negatively impact other species. We are caught in a pinch-point, so we are hoping to collect some information to inform future policy decisions. Purcell asked who sent letters saying the Program might contribute to listed. Farnsworth said the Service and the Nebraska Game and Parks Commission.

149

150 Purcell said we should table this without prejudice until we see final information from the Service and its 151 listing findings. That would give the Program something to build on. This seems to be ahead of the game 152 at this point. Barels said we don't know a whole lot right now but you want a policy decision. It doesn't 153 matter whether this species is listed or continues as a species of interest. The PRCF is on Program lands, 154 so we need a more holistic approach. We should possible ask the ISAC how best to proceed. Schneider 155 asked what the no action alternative is going forward. Purcell moved to table this proposal without 156 prejudice until the Service's listing process is complete. George said he would like more discussion. 157 There is a different issue and that is the EDO is given authority to take action up to \$25,000 to provide 158 important information for the Program. With Purcell's motion, that means the GC is taking away the 159 ability of the EDO to take this kind of action. Ament seconded the motion.

160

161 Taddicken asked what happens with the tree clearing. Purcell said we would only stop the study until the 162 listing process was complete. Schneider asked for a clarification for the letter in Exhibit C. Can the LMP 163 move forward without the research project? Farnsworth said we developed the McCormick LMP saying 164 trees would be cleared to the slough. The LMP was approved by the GC. After approval, the Service 165 sent the Program a consultation letter that said tree removal impacts could cause problems for the PRCF. 166 The EDO at that point said we need to figure this out, so we will include a buffer around the slough. 167 Kenny said if the research project does not go forward, that means we will leave a buffer around the 168 slough on the McCormick property.

169

170 Purcell said there will be a lot of opportunity for clearing on Program lands. LaBonde said by the time 171 we get ready to issue contracts for clearing, won't we know the Service's decision? Kenny said we would 172 know by the end of November. LaBonde said waiting won't really impact the progress of Program 173 management actions. Sellers said in Exhibit F there is language that says you can remove trees when the 174 PRCF is in their aquatic stage. She is assuming that language still stands, which seems to contradict the 175 guidance given in the consultation letters that indicted there might be an impact. Farnsworth said Exhibit 176 F is unpublished and this is the best information we could get from the Service and Game and Parks 177 Commission.

178

179 Chamberlain said an open-ended motion to table can often be construed as being in effect forever. 180 Purcell amended the motion to table the research project without prejudice until we see the 181 Service's finding in June 2012. Service (Program signatory) voted no; motion failed. George asked 182 the GC to discuss what it means to give the EDO authority up to \$25,000 for small projects. Kenny said 183 that language in the Procurement Policy also says that even for small amounts there is language in the 184 Procurement Policy that says certain items of a particularly sensitive nature need to be brought back to the 185 GC for review and approval. Schneider said he wants to be clear on what this means for the future of the 186 project. Kenny said it likely means the student will move on to another project.

187



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Barels said we are heading into a new policy direction with a species of concern. The GC is struggling with how to deal with that more than the details of a small research project. It seems like we should use the ISAC to get advice on how to incorporate this species of concern into the Program as a whole. Purcell said before we step off with a student research project, we need to take a more informed approach. George said he likes the idea of having the ISAC give advice on this issue.

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George asked about Barels' idea to get advice from the ISAC. Kolanz wondered what that would look like. Barels said we would ask them for advice on how to proceed, what we need to look at, how management actions might affect a species, and what kind of design do we need to learn about potential implications.

198

Lawson moved to have the EDO, with input from the TAC, prepare a proposal to the ISAC to ask them for
technical scientific advice related to the Platte River caddisfly as it pertains to Program management
actions to be brought back to the GC no later than June 2012 for review and approval. George seconded.
Motion approved.

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Kenny asked what this means for tree removal. It is a policy decision to avoid tree removal for the benefit of whooping cranes if there are potential PRCF impacts. Lawson asked if we made a policy decision related to the buffer. Kenny said the buffer is not included in the official LMP and if we follow that plan all trees come out. Schneider said the concern is the consultation letters from the Service. *Kenny said he could exert day-to-day operational control to not prioritize that tree clearing until after PRCF issues are more fully vetted at the GC level.* **The GC agreed.**

210211 J-2 Reregulating Reservoir

Kenny discussed the significance of the reservoir project, its role as a Water Action Plan project, and recent project history. Kenny discussed the resolution from September 6 from the CNPPID resolving to work with the PRRIP and the Nebraska DNR to develop an agreement for the project. Kenny asked the GC to develop and support a similar resolution. Ament asked if Kenny had a draft resolution. Kenny said Purcell was developing possible language.

Barels said it needs to be part of the discussions on how to deal with timing of the water and what it means for scoring the project against target flows. Kenny agreed and said that is already being discussed among the parties. George said there has been a lot of discussion about this at the Service's regional office and there is strong support for the project. This is exactly the kind of thing the Program was created for in terms of finding solutions.

223

Purcell moved: Whereas the J-2 project is the best alternative water supply available to the Program;
whereas the Program has evaluated the feasibility of potential water supply projects and the J-2 project
has been determined to be most feasible; and whereas the next step is to enter into formal negotiations to
develop a sponsorship agreement for the project; the GC should form a committee to begin negotiations
of the sponsorship agreement with CNPPID and Nebraska. Ament seconded. Motion approved.

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The GC appointed the following sub-committee: Schneider (Nebraska), Purcell (Wyoming), Lawson
(BOR), Berryman (Colorado), George (USFWS), Heaston (TNC), Kenny and Program staff.

- 232
- 233 234

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PRRIP – ED OFFICE DRAFT

235 Executive Session

- Heaston moved to enter Executive Session to discuss land issues; Czaplewski seconded. GC entered
 Executive Session at 4:15 p.m. Mountain time.
- 238
- Heaston moved to end Executive Session; Taddicken seconded. GC ended Executive Session at 6:26
- 240 p.m. Mountain time.241

242 Program Land Tracts & Issues

243 *Heaston moved and Strauch seconded:*

- To approve allowing the ED Office to seek appraisal of and begin negotiations for acquisition of Tracts 0832 and 0901;
- To approve allowing the ED Office to continue negotiations on Tracts 1101 and 1102;
- To cease further pursuit of Tracts 1105 and 1107;
- To approve allowing the ED Office to provide a 14-day offer in writing to Mr. Day to satisfy the
 boundary dispute at Tract 1020. If that offer is rejected or expires, the GC authorizes the ED Office
 to pursue construction of fence on the surveyed boundary lines on Tract 1020;
- To approve allowing the ED Office to enter into a contract at East 2011001 for excavation of material to construct off-channel sand and water habitat; and
- To approve allowing the ED Office to enter into a contract and complete acquisition of Tract 1019.
 Motion approved.

Meeting adjourned at 6:28 p.m. Mountain time.

Wednesday, September 14, 2011

260 Welcome and Introduction

261 Schneider called the meeting to order and the group proceeded with a roll call.

262263 Program Committee Updates

- 264 *Land Advisory Committee (LAC)*
- Czaplewski provided an update on the latest LAC activities. The LAC last met on August 26. Most of
 the discussion items were covered by the GC during yesterday's session. The Public Access Policy will
 be implemented this upcoming hunting season and will be overseen by the Nebraska Game and Parks
 Commission. The next LAC meeting will be October 26 in Kearney.
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270 Water Advisory Committee (WAC)

271 Steinke provided an update on the latest WAC activities. Most of the WAC items were covered by the 272 GC yesterday. Work is just beginning on the groundwater recharge pilot project. There was a 273 presentation about the North Platte choke point and there appears to be an unending supply of sediment 274 that is always going to be a problem with channel capacity in that area. High flows this year may have 275 helped to some degree in terms of flood stage. Doug Hallum discussed Nebraska's Integrated 276 Management Plan. Barels asked about the future of the choke point issue. Kenny said at this point we 277 will wait to see what the National Weather Service does with flood stage and will re-evaluate capacity in 278 the area is after the high flow recedes and regroup from there. EDO staff is looking at how important the 279 10-year period of the previous analysis is in terms of understanding the situation at the choke point - did that 10-year period bias our conclusions? The Program document says we will not violate NWS flood 280 281 stage. So far, we have taken that to mean not exceeding the lowest level of NWS flood stage, but the

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282 NWS has different levels of flood stage and we are exploring what it would mean to consider exceeding 283 the lowest level but not the moderate or high level of flood stage (without causing damage). Miller asked 284 what the highest level of flood stage is at the choke point. Kenny and Steinke were not sure what the 285 exact number is. Miller said we have to be careful about how we portray the impacts of flooding because 286 flooding of grass at Cody Park also means certain homes in the area are probably having impacts as well. 287 Purcell asked how critical it is to our operation to get 3,000 cfs through the choke point. Kenny said we 288 are trying to get 6,000-8,000 cfs to Grand Island, so if we can achieve that goal with less at North Platte 289 that would work. It also depends on what kind of year we get out of the South Platte. The important 290 thing is to be able to meet flow targets in the central Platte to test the FSM management strategy and if we 291 can do that with less through the choke point that would be great. Sellers asked if the EDO had looked 292 into the availability of aerial photos in the area to corroborate the NWS flood records. Kenny said we 293 have topography and a detailed model in the reach so those are tools that allow us to investigate aspects of 294 the area thoroughly. Looking at the choke point was precipitated by impacts to homes upstream of 295 Highway 83. Thanks to efforts in the area, those homes were out of the path of high water this year or at 296 least those areas stayed drier a lot longer than they would have. Sellers asked if there were homes flooded 297 this June. Miller said yes; water was higher than it ever has been. Sellers asked if structures were 298 flooded. Miller said yes and it was flowing water, not just high groundwater levels. Sellers asked if there 299 was flooding in the last month or so. Miller was not sure. Sellers said the NWS estimation of flows 300 shows there was 3,000-4,000 cfs during the last month.

301

302 Technical Advisory Committee (TAC)

303 Besson provided an update on the latest TAC activities. The TAC last met on August 10. Topics of 304 discussion included:

- 305 Updates on all final 2010 monitoring and research activities. •
- 306 Direction on peer review for the rest of 2011 •
- 307 Update on the tern and plover habitat availability analysis •
- 308 Discussion of the LiDAR/aerial photography RFP •
- 309 • Discussion of proposed Platte River caddisfly research
- 310 Update on the whooping crane telemetry project •
- 311 Update on the compilation of the whooping crane database •
- 312 Discussion of the proposed IGERT student project on whooping crane habitat selection •
- 313 Update on Program permits for sediment augmentation and other channel activities •
- 314 Results of the June wet meadows workshop •
- 315 Status of AMP documents and a hypothesis tracking tool
- 316 The next TAC meeting is October 5-6 in Kearney.
- 317
- 318 *Finance Committee (FC)*

319 Purcell provided an update on the latest FC activities. The FC had three conference calls on July 8, July 320 21, and August 25. Topics includes the Public Access Policy implementation agreement, amendment to 321 the groundwater recharge contract, groundwater recharge earthwork bid documents and water delivery 322 agreement documents, CNPPID water service agreement, landowner agreement related to the 323 groundwater recharge project, whooping crane monitoring contract, and the LiDAR/aerial photography 324 RFP. The FC will next meet on November 9 to discuss the FY 2012 budget and will also meet on 325 October 18.

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328 Program Outreach Update

329 **PRESENTATIONS**

- Jerry Kenny presented to the Kearney Chapter of the Kiwanis about the Program and progress to date on June 22, 2011.
- Steve Smith presented on the Program and use of the hydraulic model for habitat availability analysis
 to the Nebraska Floodplain and Stormwater Managers Association on June 23rd, 2011 in Ashland,
 Nebraska.
- Beorn Courtney, Mike Drain and Bill Hahn presented to the AWRA Summer Specialty Conference in Snowbird, Utah on June 29, 2011. Their topic was, "Enhancing Platte River Flow in Nebraska through Intentional Recharge".
- Chad Smith helped lead a workshop on adaptive management at the National Conference on
 Ecosystem Restoration (NCER) in Baltimore, Maryland on August 1, 2011.
- Chad Smith moderated a panel discussion on adaptive management and the science/policy link at NCER.
- Bruce Sackett presented on PRRIP: Real Estate Methods of a Willing Buyer Willing Seller
 Acquisition Program at NCER on August 4, 2011.
- Chad Smith presented on the Program as part of a day-long symposium on adaptive management at the American Fisheries Society meeting in Seattle on September 6, 2011.
- Jerry Kenny and Chad Smith provided a Program Status Report to an assembly of Environmental and Conservation Groups on September 8, 2011 at the Whooping Crane Trust near Alda, Nebraska.

349 UPCOMING PRESENTATIONS/EXHIBITS

- The Program is exhibiting at Husker Harvest Days in Grand Island on September 13, 14 and 15, 2011 in the Natural Resources Districts tent. Husker Harvest Days is recognized as the World's Largest Totally Irrigated Working Farm Show[™] and features the most extensive state-of-the-art information and technology available for today's agricultural producers.
- Jerry Kenny will be presenting to the Upper Platte River Basin Meeting at the Nebraska Association of Resources Districts annual conference on September 27, 2011 in Kearney, Nebraska on Current Activities of the Platte River Recovery Implementation Program and the J2 Water Action Plan Project.
- The Program will be exhibiting at the 22nd Annual South Platte Forum in Longmont, Colorado on October 19-20, 2011. Suzanne Sellers of Colorado will be making a presentation on the Program and its benefits to Colorado.
- Chad Smith is presenting on Adaptive Water Management at the 2011 Joint Annual Convention of
 the Nebraska State Irrigation Association & Nebraska Water Resources Association in Kearney,
 Nebraska on November 21 & 22, 2011.
- Jerry Kenny will be presented to the Nebraska Section of Agricultural Engineers at their annual
 meeting in Grand Island, Nebraska on October 21.

366367 EXHIBITS/SPONSORSHIPS

- The Program sponsored a break at the Nebraska Grazing Conference August 9 & 10, 2011 in Kearney, Nebraska. Program informational material was also available at the conference.
- The Program participated in the new teacher welcome through the Kearney Chamber of Commerce.
 The Chamber assembles welcome bags for all new teachers in the Kearney school system from grade
 school to college. Eighty PRRIP promotional pens and flag sets were donated for the welcome bags.



- The Program is a sponsor for the Nebraska Alliance for Conservation and Environmental Education
 2011 Annual Conference in Nebraska City, Nebraska on September 22 24, 2011. NACEE educates
 teachers and natural resource professionals about environmental education programs, new
 environmental research and educational resources from across the state.
- 377

378 Nebraska Community Foundation (NCF) Update

379 Kenny introduced Diane Wilson with the NCF. Wilson provided an update on NCF activities for the 380 Program. Purcell said it was good to hear about the relationship that has been built between the NCF and 381 the Program. Wilson said it is a great working relationship. Kenny agreed and said that also includes the 382 communication with the BOR. Kenny said a new aspect is development of the ASAP system with BOR 383 funding. Wilson said it is a new payment processing system for federal agencies and it is a "just in time" 384 fund request system. Funds can be accessed overnight. Kenny said that replaces the system that had been 385 in place the past year and a half that was a manual monthly estimation of probably expenditures. The 386 "just in time" system seems to be working very well. Wilson agreed. Kenny and Wilson said this will 387 eliminate the accrual of interest on the federal funds. Sellers said there is currently a joint contract 388 between Colorado, Wyoming, the federal government, and the NCF. It sounds like the BOR contracting 389 office may be uncomfortable extending that contract through a modification. We might need to have 390 separate contracts with all entities with the NCF. Wilson said that will increase their lead time to get 391 things in order before the current agreement expires next year.

392

393 PRRIP Budget Items

394 Kenny provided an update on the current status of the FY 2011 Program budget. Chamberlain asked 395 about the 2010 budget and what happens to money that is not spent. Kenny said Colorado funds sit in the 396 NCF fund; Wyoming funds sit in a Wyoming fund; federal government funds are set aside and are still 397 available. Purcell said Wyoming owes 3.21% of the total budget and makes quarterly payments each year 398 based on the annual budget less any carryover in its NCF account from the previous year. Chamberlain 399 said he just wondered what happens to money that are not expended. Kenny said from the perspective of 400 the Program, if money is not obligated or spent that money goes away and every year is a new year. 401 Kenny said unliquidated obligations carry over to the new year. Chamberlain asked why the 2011 budget 402 shows an increase over the 2010 budget. Kenny said because of more work and more projects. 403 Chamberlain asked if there is any documentation about how much carryover money there is in the various 404 state and federal accounts. Kenny said Wyoming and BOR are keeping track of that; only Colorado is 405 visible because that money is in the NCF account.

406

407 Kenny discussed the preliminary draft of the FY 2012 budget. Kolanz asked if the individual permit for 408 sediment augmentation and/or channel actions at Elm Creek would serve as a model for a regional general 409 permit. Kenny said that is the hope. Purcell asked if the new federal process has streamlined accessing 410 federal funds and suggests if we should less conservative up front with budgeting. Kenny said the ASAP 411 system does help with day-to-day operations, and also will help to access the federal funds behind the 412 BOR wall that have accumulated over time. In some ways, the challenges are dealing with perceptions 413 but it is also dealing with the mechanics. Chamberlain asked if there are limitations to how much the 414 budget can increase each year, and what the limitation is down the road. Kenny said the limitation is 415 \$187 million during the First Increment. There is nothing codified that says a certain amount each year. 416 The limitations are good sense and the practicality of projects. Purcell asked about new money. Kenny 417 said that is the proposed budget for the next year. Purcell said the concern is the accumulated federal 418 funds and the expenditure history of the Program. If Kenny and Lawson can work out how to deal with 419 the accumulated funds, that is the main issue that needs to be sorted out. Chamberlain asked if the federal



- 420 contribution is reduced, would the state contributions increase. Kenny said no, the contribution limits are
- 421 fixed. Purcell said get the full federal funding strategy worked out with Lawson before coming to the FC
- 422 with the next version of the 2012 budget.
- 423

424 **Public Comment**

- 425 Schneider asked for public comment. None offered.
- 426

427 **Future Meetings & Closing Business**

- 428 Upcoming GC meetings:
- 429 • December 6-7, 2011 in Denver, CO at the Warwick Hotel in downtown Denver
- 430

431 Meeting adjourned at 10:00 a.m. Mountain time. 432

433 Summary of Action Items/Decisions from September 2011 GC meeting

- 434 Approved June 2011 GC minutes. 1)
- 435 2) Approved LiDAR/aerial photography RFP as amended.
- 436 3) Appointed a Proposal Selection Panel for the LiDAR/aerial photography RFP: Farnsworth (EDO), 437 Brei (EDO), Hallum (Nebraska DNR), Besson (Wyoming), Walters (TNC).
- 438 4) Approved motion of support for Program funding of \$25,000 for an IGERT student project at the 439 University of Nebraska-Lincoln.
- 440 5) Directed the EDO, with input from the TAC, to prepare a proposal to the ISAC to ask them for 441 technical scientific advice related to the Platte River caddisfly as it pertains to Program management 442 actions to be brought back to the GC no later than June 2012 for review and approval.
- 443 6) Directed the EDO to not prioritize tree clearing near the sloughs at the McCormick and Binfield 444 properties until after PRCF issues are more fully vetted at the GC level.
- 445 7) So moved: Whereas the J-2 project is the best alternative water supply available to the Program; 446 whereas the Program has evaluated the feasibility of potential water supply projects and the J-2 447 project has been determined to be most feasible; and whereas the next step is to enter into formal 448 negotiations to develop a sponsorship agreement for the project; the GC should form a committee to 449 begin negotiations of the sponsorship agreement with CNPPID and Nebraska.
- 450 8) Appointed a sub-committee to develop an agreement for the J-2 project: Schneider (Nebraska), 451 Purcell (Wyoming), Lawson (BOR), Berryman (Colorado), George (USFWS), Heaston (TNC), 452 Kenny and Program staff.
- 453 9) Approved:

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- Allowing the ED Office to seek appraisal of and begin negotiations for acquisition of Tracts 0 0832 and 0901;
 - Allowing the ED Office to continue negotiations on Tracts 1101 and 1102; 0
- Ceasing further pursuit of Tracts 1105 and 1107;
- 458 Allowing the ED Office to provide a 14-day offer in writing to Mr. Day to satisfy the 0 459 boundary dispute at Tract 1020. If that offer is rejected or expires, the GC authorizes the ED 460 Office to pursue construction of fence on the surveyed boundary lines on Tract 1020;
- 461 Allowing the ED Office to enter into a contract at East 2011001 for excavation of material to 0 462 construct off-channel sand and water habitat: and 463
 - Allowing the ED Office to enter into a contract and complete acquisition of Tract 1019.