

## Summary of Cape Mohican Trustee Council Meeting: 8/10/01, 08:00-16:00

### Location and Attendance

The meeting was held at the Fish and Game office in Cordelia. The following primary and alternate members of the Trustee Council were present: Mary Gibson Scott (National Park Service), John Tarpley (California Department of Fish and Game), Dan Welsh and Marge Kolar (U.S. Fish and Wildlife Service), Ed Ueber (National Oceanic and Atmospheric Administration), and Nick Franco (California Department of Parks and Recreation). Also present were attorneys Kathy Verrue-Slater (California Department of Fish and Game) and Kolleen Bannon (National Oceanic and Atmospheric Administration). Don Kane of Harding ESE arrived at 10:00 and participated in discussions concerning the draft Restoration Plan/Environmental Assessment (RP/EA) and the public review process.

### Administrative Issues

The Council reviewed the minutes of the June 27 meeting and approved them with minor changes. Minutes of the May 2 meeting are not available yet. John Tarpley will discuss completion of the May meeting minutes with Tammy Whittington.

John Tarpley reported that he recently discussed the status of the Council's finances with Bruce Nesslage, Manager of the DOI NRDAR Fund. The allocation of money to Trustee agencies for restoration planning has not yet been made because Bruce had not received the allocation request. Tammy Whittington re-sent the request for allocation of approximately \$44,000, and the allocation will be made soon. The Council agreed that all remaining funds in the account should be reinvested for 180 days.

Dan Welsh requested Council approval to use unspent money that FWS has received for restoration planning to pay the Solicitor's Office for the time Chuck McKinley has spent providing legal support during the restoration planning phase of this case. The FWS did not spend the money because Dan Welsh has not been charging his time to the project account since moving into his new position in the California-Nevada Operations Office in January 2001. The Council approved this request.

John Tarpley distributed copies of a letter he received from the Audubon Society supporting the Red Rock project.

### Preparation of the Administrative Record

The Council decided that Trustee Council meeting minutes and resolutions will be included in the Administrative Record. The graphs and tables summarizing the Trustees' restoration project scoring exercises of 1999 and 2001 will also be included in the Administrative Record, as will the letters from each agency identifying primary and alternate council members.

The Administrative Record will be accessible via NOAA's Damage Assessment and Restoration Program website at [www.darcnw.noaa.gov](http://www.darcnw.noaa.gov), so the website address needs to be added to the Restoration Plan/EA.

300058

Don Kane reported that he has received the Administrative Record documents from Tammy Whittington and Becky Hutt and asked the Council to determine whether any additional documents need to be added. Don or Tammy and Becky will put the Administrative Record together by Bates stamping all the documents and arranging them in binders. Don will also prepare an index to the Administrative Record. Kolleen Bannon will draft a table of contents for the restoration plan and the documents will be arranged by topic instead of in chronological order.

#### Discussion of the Draft RP/EA

Beginning at 10:00 the Council performed a page-by-page review of the draft RP/EA with Don Kane. The Council felt that the draft was in good shape and most comments were editorial.

The Council discussed printing and distribution of the draft RP/EA. The contract with Harding ESE covers printing of 100 copies of a 100-page document, but the draft RP/EA is longer than 100 pages. The Council decided to have Harding ESE produce 75 copies rather than 100.

#### Discussion of Public Review Process

The public notification process will include mailing the draft RP/EA to individuals who were involved in the public scoping review process, mailing an announcement of the availability of the draft RP/EA to a mailing list of potentially interested parties, posting the draft RP/EA on NOAA's website, placing copies of the draft RP/EA in public libraries in the affected counties, and advertising the availability of the draft RP/EA in newspapers.

Dan Welsh agreed to make a list of people who should receive a complimentary copy of the draft RP/EA and send the list to Don Kane by August 17. The list will include everyone who attended the public scoping meeting or submitted public comments or suggestions for alternative projects during the public comment period on the public scoping document.

John Tarpley will forward the draft mailing list for the notification of availability of the draft RP/EA to everyone on the Trustee committee. Reviewers are to send comments to Don Kane by August 24. Comments should include names and mailing addresses of anyone who needs to be added to the mailing list.

Kolleen Bannon will work with other NOAA personnel to get the draft RP/EA placed on the website, along with the Administrative Record.

The Council agreed to place copies of the draft RP/EA in public libraries in affected counties. Dan Welsh agreed to send Kathy Verrue-Slater and Don Kane the addresses of the libraries that were used for this purpose during public review of the Apex Houston RP/EA.

Kathy Verrue-Slater will draft the letter notifying the public of availability of the draft RP/EA and will work with Dana Michaels on a press release. Kathy and Dana will seek input on the draft press release from public affairs officers of the other agencies on the Trustee Council. The planned date for the press release to go to the media is August 22 or 23. Kathy and Dana will also develop text for a

newspaper add to be published in major Bay area newspapers in the week prior to the public meeting.

The Trustee Council agreed that the format for the public meeting on the draft RP/EA will be the same as the format used for the public scoping meeting. Don Kane said that Harding ESE can record the oral comments and will also prepare a sign-in sheet. A small group consisting of John Tarpley, Kathy Verrue-Slater and Dan Welsh will meet at the OSPR office in Sacramento in early September to revise the Powerpoint presentation that was used at the public scoping meeting.

Next Meeting

The next Trustee Council meeting will be on September 26 immediately before the public meeting. The purpose of the meeting will be to practice the Powerpoint presentation and to resolve any last-minute issues.