



Baker River Project License Implementation

Recreation Resource Group WebEx Conference Call Final Meeting Notes

February 26, 2010 3:00 pm - 4:30 pm

Team Leader: Pam Garland, PSE (pamela.garland@pse.com)

Facilitator: Lyn Wiltse: 425-890-3613 (call if running late or if your plans to attend the meeting change)

PRESENT

Pam Garland, Lynda Kupfer, and Cary Feldmann (PSE); Ann Dunphy, Jeremy Smith (USFS); Brock Applegate, Bill Heinck, and Worth Allen (WDFW); and Lyn Wiltse, facilitator (PDSA Consulting)

2010 RRG MEETING DATES

April 20, June 15, Aug. 17, Oct. 19, Dec. 21 from 9:30 – 2:30. We will provide Web-Ex capability for these meetings to facilitate remote attendance.

PSE LEGAL OPINION ON USE OF RAM FUNDS FOR LAW ENFORCEMENT

Cary reported that he received an opinion from PSE attorneys that there is no prohibition in Settlement Agreement Article 602 –Required Funding (RAM funds) for the use of funds for law enforcement because it is within the scope of recreation management resources identified in the article. Therefore the 602 RAM funding could be allocated accordingly by the RRG. He encouraged members to have their own attorneys review the article for their concurrence with PSE attorneys.

OVERVIEW OF DECISION MAKING PROTOCOL

Cary briefly reviewed the quorum rule and the decision making protocol according to the SA Article 601 to ensure a common understanding and execution of that protocol. With the tribe voting present and abstaining, (proxy vote related to Pam), it was agreed that we have the quorum required to take a vote in the event that we are unable to reach consensus on the decisions on the agenda for this meeting. The proponent of the decision item could call for the vote to be taken. After discussing the vote and the reasons the voting parties voted the way they did, we could, if desired by the proponent, take a second vote. At that time, if we still lacked consensus, the proponent would have the option to elevate the proposal to the BRCC where the decision would be taken. A BRCC decision for Article 602 requires some preparation and notifications, but could change to a majority rule vote on some actions per SA 601.

FOREST SERVICE PROPOSAL

Ann explained that the USFS sent out some additional detail about the spending on Article 303 – specifically what would constitute full funding vs. enhancement for the Baker Lake Resort Redevelopment. She explained that they also intend to resubmit their original request for the \$50K of the

2010 funds available in Article 602 (RAM Funding). Therefore, the USFS total request would be for \$100K. They deferred the vote on \$50K of the funds to be taken at the April RRG meeting.

Ann also explained that the Forest Service is hoping that these decisions not get made until the process agreed on at the meetings takes place. We are hoping that some additional funding (other than the RAM funding) will be freed up for law enforcement proposals after the 30 day review of the completed Law Enforcement Plan (LEP) is complete. The USFS hopes this might occur as early as the next RRG on April 20. These law enforcement funds (SA 318 and Appendix A-5) generally provide approximately \$95K for law enforcement annually. While the idea is to use the collaborative process to guide these funding decisions, the reality is that PSE can use funds designated to them (~\$22K/yr) to achieve law enforcement actions, and USFS use the \$73K/yr designated to them for similar purposes per the LEP.

Art 303 (Baker Lake Resort Redevelopment Plan) had \$91K funding for year one after license issuance. The known planning costs, to that date, were \$30K and so that portion of the \$91k was held back from the funding to the USFS. The USFS received the remaining \$61,526. Once all of the planning and decommissioning was completed, those remaining costs were removed from the available funding and the year two funding was accelerated to year one payment to the USFS. A total of \$586,004 remained to complete the work required in SA 303, for which they had produced an engineering estimate (attached spreadsheet). However, the estimate, may not take in all considerations that a contractor would have. The USFS should have bids back by mid April in time for the April RRG meeting.

Cary pointed out that in order to fulfill the requirements for spending RAM (Recreation Adaptive Management) funds, it will be necessary to specify what those funds are spent on.

The USFS spreadsheet had the project features broken into phases, the SA303 completion in white, Phase 1 option of additional features proposed to be purchased with SA 602 funding in green (~\$52K) , Phase 2 options proposed from SA 602 funding in orange (~\$48K), and Phase 3 options proposed from SA 602 funding in blue (~\$65K) .

DECISIONS

1. "Shall the Recreation Resource Group (RRG) distribute \$50K (2006 dollars) RAM funds to the USDA-FS for the Baker Lake Resort Redevelopment?"

Consensus was YES. It was noted that the funds were projected to go toward solar security lighting phase 1 and picnic shelter (see attached spreadsheet).

2. "Shall the Recreation Resource Group (RRG) distribute \$11K (2006 dollars) RAM funds to Whatcom County Sheriff's Office for the purchase of equipment, listed in proposal dated December 10, 2009 (revised on February 22, 2010), requested by PSE on behalf of Whatcom County represented by Deputy Jeff Turner"

There was no consensus. Pam (PSE) then called for a vote.

Results of the First Vote for Proposal 2- RAM Funding to Whatcom County Sheriff's Office:

Recreation Resource Group Member	Vote
Puget Sound Energy	Yes

Washington State Department of Fish and Wildlife	Yes
Sauk- Suiattle Indian Tribe	Neutral*
Swinomish Indian Tribal Community	Neutral*
USDA- Forest Service	No
* Expressed vote via proxy to PSE	

Because there was a “No” vote, consensus necessary to move the proposal ahead was not achieved. After further discussion of the proposal, a second vote was requested by PSE.

Results of Second Vote for Proposal 2- RAM Funding to Whatcom County Sheriff’s Office:

Recreation Resource Group Member	Vote
Puget Sound Energy	Yes
Washington State Department of Fish and Wildlife	Yes
Sauk- Suiattle Indian Tribe	Neutral*
Swinomish Indian Tribal Community	Neutral*
USDA- Forest Service	No
* Expressed vote via proxy to PSE	

Again, because there was a “No” vote, consensus necessary to move the proposal ahead was not achieved.

3. “Shall the Recreation Resources Group (RRG) distribute \$15k (2006 dollars) RAM funds to the Washington Department of Fish and Wildlife for the purchase of equipment, listed in the proposal dated February 2, 2010 (requested on February 5).”

There was no consensus. Brock decided to defer the vote. He will re-submit the proposal at a later date.

On this action the items for action were completed and call ended.

ATTACHMENT 1

USDA- FS Supplied Spreadsheet of costs for the Baker Lake Resort Renovation

BAKER LAKE RESORT RENOVATION

Mt Baker Ranger District

Mount Baker-Snoqualmie National Forest

Washington State, Whatcom County

NOTE: If Offerer does not intend to charge for an item, a price of "0" or "No Cost" should be shown. The Offerer must price all items. Only prices to the nearest cent will be accepted.

PROJECT								
Pay Item	Description	Pay Unit	Estimated	Unit	-	Running		
			Quantity	Price \$	Amount \$	Total		
The following items would establish a level III development campground with a minimum of 30 camp sites and would fully meet the intent of settlement agreement article 303								
15101	Mobilization	L.S.	1		26,634	26,634		
15201	Construction staking, precision C, method IV	LS	1	2,000	2,000	28,634		
20109	Clearing and grubbing	LS	1	8,000	8,000	36,634		
25103	Placed riprap, class 8, method A (barrier rocks)	EA	90	125	11,250	47,884		
30101	Crushed Aggregate, type surfacing, 5/8" minus, compaction B (campsites, spurs, picnic areas)	TON	1,025	25	25,625	73,509		
1005(02)	Rubber wheel stop 8' (Camping spurs)	EA	52	80	4,160	77,669		
	Pedestal cooking grills for 10 individual sites (A20SB2) and 3 picnic accessible sites	EA	13	400	5,200	82,869		
	Fire ring installation	EA	55	50	2,750	85,619		
	Tent Pads 14'x 14' 10 accessible tent sites	EA	10	500	5,000	90,619		
	Heavy Duty Picnic Tables for 10 accessible units and 3 accessible picnic sites	EA	13	700	9,100	99,719		
30305	Reconditioning of roadbed, compaction C	MI	2	1,400	2,100	101,819		
	Crushed Aggregate, type surfacing, 1 1/4"	TON	2,150	25	53,750	155,569		

		minus, compaction C (roadways)						
		Curb construction	LF	1,080	15	16,200	171,769	
	1005(01)	Rubber wheel stop 6' (Parking lot)	EA	150	80	12,000	183,769	
		Furnish/install road gate, type weathering steel (coreten) I-beam, size double gate	EA	1	10,000	10,000	193,769	
		Safety Fence rails and post, type wood, height 8'	LF	400	35	14,000	207,769	
		Wood posts, 8" diameter, length 4' (bollards)	EA	185	40	7,400	215,169	
		Misc. Sign Installation w/ 8"x 8" posts, length 10'	EA	12	200	2,400	217,569	
		Trail Construction, type surfacing, type D, compaction XX, min accessible only	LF	1,600	8	12,800	230,369	
	996(01)	Treated timber edging-2"x 6" for ORAR trail crossings including 2-inches of 1 1/4" minus and 2-inches of limestone	EA	13	400	5,200	235,569	
		Aggregate surfacing, limestone, compaction B (for outdoor recreational access trail: ORAR)	LF	3,800	15	57,000	292,569	
		Entrance Sign and Base (Sign-Gov't furnished)	LS	1	4,000	4,000	296,569	
		Bulletin Board Installation (Boat ramp and swim beach) Boards gov. furnished	EA	2	400	800	297,369	
		CXT toilets (3 single, 2 double)	LS	1	120,000	120,000	417,369	
		Entrance Kiosk 3(panel) pay station (concession furnished fee tube)	EA	1	8,000	8,000	425,369	
		Construction of pumphouse/generator building	LS	1	18,000	18,000	443,369	
		Generator	EA	2	15,000	30,000	473,369	
		Construction of watersystem withing pumphouse (includes electircal and mechanical)	LS	1	30,000	30,000	503,369	
		1" I.D. pipe includes trenching, bedding, fitting valves, and backfill	LF	820	8	6,560	509,929	
		3" I.D. pipe includes trenching, bedding, fitting valves, and backfill	LF	3,150	10	31,500	541,429	
		Post hydrant with sump	EA	17	600	10,200	551,629	
		Air release valve	EA	1	500	500	552,129	
	02081	3" Gate Valves	EA	8	1000	8000	560,129	

		24" diameter dry well	EA	2	700	1,400	561,529	
		Thrust block	LS	1	1,000	1,000	562,529	
		Filling, testing, flushing	LS	1	1,000	1,000	563,529	
		Composite utility makers	EA	5	35	175	563,704	
		Host hydrant/beach hydrant	EA	2	1,200	2,400	566,104	Engi
		Host water hookup	EA	3	1,200	3,600	569,704	Estir
		Concrete septic vault w/ abs liner, size 1,000 gallon, concrete floor w/ vault and cleanout lid	EA	2	5,000	10,000	579,704	Shor
		Service Area Chain-link fence (with brown slotting)	LF	210	30	6,300	586,004	runn
The following items and costs are proposed for Phase I funding under Settlement Agreement article 602 RAM fund to provide the enhancements indicated.								total
		Solar Security Lighting Phase 1 (ext. store, entry kiosk, boat ramp)	EA	3	7,000	21,000	607,004	
		Picnic shelter (20'x 30') (w/ 4 tables & 1 grill)	EA	1	31,700	31,700	638,704	
The following items and costs are proposed for Phase 2 funding under Settlement Agreement article 602 RAM fund to provide the enhancements indicated.								
		Solar Security Lighting Phase 2 (parking area)	EA	2	7,000	14,000	652,704	
		Pedestal cooking grills for (A20SB2) day use	EA	9	400	3,600	656,304	
		Pedestal cooking grills for group picnic sites (Q24B2)	EA	5	500	2,500	658,804	
		Heavy Duty Picnic Tables for remaining units	EA	39	700	27,300	686,104	
The following items and costs are proposed for Phase 3 funding under Settlement Agreement article 602 RAM fund to provide the enhancements indicated.								
		Solar Security Lighting Phase 3 (ext. toilets)	EA	5	7,000	35,000	721,104	
		Heavy Duty Picnic Tables for day use	EA	31	700	21,700	742,804	
		Tent Pads 14'x 14' 16 remaining tent sites	EA	16	500	8,000	750,804	

			PROJECT TOTAL		750,804			
*	FS funds available 2010						586,020	