

Basin Environmental Improvement Project Commission

Meeting Summary Minutes

August 8, 2023, 9:30 AM – 3:50 PM

Panhandle Health District Office

35 Wildcat Way, Kellogg, ID

These minutes are summary notes of the reports and presentations and are intended to capture key topics and issues, conclusions, and next steps and not every detail of discussion or individual quotes.

Attendees included the following:

Terry Harwood (BEIPC Executive Director)

Commissioners and Alternates present:

Jess Byrne (IDEQ), Michael McCurdy (IDEQ), Leslie Duncan (Kootenai County), Casey Sixkiller (EPA), Calvin Terada (EPA), Scott Fields (CDA Tribe), Tracy Casady (Shoshone County), Brook Beeler (Washington State), Karl Rains (Washington State), Phil Lampert (Benewah County)

Staff present:

Gail Yost (BEIPC, Assistant to E.D., Note taker), Tamara Langton (EPA), Andy Helkey (IDEQ), Sandra Treccani (Washington State), Rebecca Stevens (CDA Tribe), Jerry Boyd (CCC), Jeri DeLange (Kootenai County), Jaime Sturgess (Kootenai County)

Call to Order

Leslie Duncan called the meeting to order at 9:35 AM. She introduced the Commissioners and Alternates present at today's meeting. Casey Sixkiller spoke briefly as this is his first chance to attend a BEIPC meeting. He has not been to this part of Idaho in several years and is excited to see the sites on the tour today.

Review and Approve Draft May 17, 2023, Meeting Notes – Terry Harwood (Action Item)

There were no edits to the meeting minutes, a motion was made by Phil to approve the minutes, seconded by Brook - all approved M/S/C

Review and Approve Updated BEIPC, TLG, and CCC Organizational Practices and Procedures Document – Terry Harwood (Action Item)

Terry gave a quick update on the BEIPC Policy, written before he was the Executive Director but was active on the CCC. It has been amended several times, the last time (in 2021) the change was made to allow Alternates to hold offices on the Board except the Chair position. The CCC and TLG operating procedures have also been updated thru their Chairs. Today's amended BEIPC Policy will update the requirements to follow the Idaho Open Meeting Law statute. It has gone through the Idaho Attorney General's office for review, and they have given their comments which are included. EPA and BEIPC staff have provided comments as well. Under 'Functions' the wording for the BEIPC's work is **to coordinate the implementation of the Record of Decision (ROD)**. Language has also been changed for Executive Sessions, to now read **by two-thirds vote of the BEIPC Commission Board, the Board may continue deliberations as set forth in Idaho Code Section 74-206**. These changes will align the Basin Commission policy and State Statutes.

Jess clarified that Idaho's Open Meeting Law has been around in statute for a long time. The reason it wasn't consistent with the requirements of the BEIPC is because the statute has been updated over

time as technology has changed. The old ways of the printed press are less useful and so it has been streamlined quite a bit. What Terry is proposing is lining it up to Idaho's more up-to-date meeting requirements. Leslie asked for a motion to approve the updated Organizational Practices and Procedures document – motion made by Jess, seconded by Phil – all approved **M/S/C**

Terry next explained the changes to the TLG document as they do not follow the same rules under the Open Meeting Law. He streamlined the policy and set up the meetings so there is enough lead time to be able to report to the Executive Director for topics to discuss at BEIPC meetings. Andy Helkey is the Chair of the TLG has approved the updated document. Brook made a motion to approve the TLG Practices and Procedures document, Jess seconded – all approved **M/S/C**

Terry asked Jerry Boyd if he wanted to comment on the CCC policy, he had no changes to the language. His only comment was the provision concerning how the public is notified. Not only do we notify by email, but also mail and social media. If a person does not have an email, we need to know so that they can be notified some other way. CCC meetings are posted on the BEIPC website, and the CCC Chair and ED work together to address the public's concerns. Phil made a motion to approve the CCC Practices and Procedures document, seconded by Tracy Casady – all approved **M/S/C**

Leslie presented Terry with a Certificate of Appreciation for all his years of service. Rebecca also presented Terry with genuine water from CDA Lake for all his years of dedication in cleaning up the CDA Tribes aboriginal homeland in the CDA Basin.

Announce Results of Executive Director Replacement Recruitment – BEIPC Board

Leslie announced Sharon Bosley as the new ED. She comes to us from the University of Idaho and Kootenai Environmental Alliance. Sharon introduced herself and thanked the Board and Terry. She has been in this area for 25 years, loves the basin and watershed and hopes to help move things forward with directing the BEIPC. Sharon looks forward to meeting folks today on the tour and asked that everyone please introduce themselves.

Terry said they have set this up so there will be a four-week overlap between Sharon's start date and his last day which is scheduled for September 29th.

Leslie asked for a motion to add an Executive Session to today's agenda – made by Brook and seconded by Casey – all approved **M/S/C**

Leslie asked for a motion to enter Executive Session under Idaho Code 74 – 206(1)(b) – made by Jess and seconded by Brook – all approved **M/S/C**

Phil made the motion to come out of Executive Session, seconded by Brook – all approved **M/S/C**

Tour of Projects

Old Mission Landing (Cataldo Boat Launch),

Project Highlights:

- Dudley Reach Scour Hole Pilot Project – Tyler Chatriand, EPA
- Boat Launch Parking Lot Improvements – Bonnie Arthur, EPA
- Discussion on river hydraulics and the differences between the Cataldo Reach and Dudley Reach – Tyler Chatriand, Ed Moreen, EPA
- Cataldo Reach Riverbank Pilot Project – Jocelyn Carver, EPA

Killarney Lake Boat Ramp – Lunch

Project Highlights:

- Killarney Lake Peninsula recreation site - Jennifer Crawford, EPA
- Conservation easement near East Killarney Lake Road, ag-to-wetland conversion project – Eric Nicolai, EPA
- Biological Monitoring – Jennifer Crawford, EPA

Gray's Meadow (Lamb Peak Wetland pumphouse/parking lot),

Project Highlights:

- Gray's Meadow Remedial Action and Restoration Project – Eric Nicolai, EPA