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September 5, 2007 Board of Forestry Meeting Minutes

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Items listed in order heard

Attachments below are available on the web @ <http://oregon.gov/ODF/Board>

- (1) 2007-09 Internal Legislatively Adopted Budget Report, Agenda Item D
- (2) Executive Summary: “Recreation Management Assessment for the Oregon Department of Forestry, Northwest Oregon Forests”, Agenda Item 1A
- (3) Report: Species of Concern of the Tillamook Rainforest and North Coast, Oregon, Center for Biological Diversity, Agenda Item 1A
- (4) Petition to List the Dusky Tree Vole as Threatened or Endangered under the Endangered Species Act, Center for Biological Diversity, Agenda Item 1A
- (5) Staff Presentation: Systematic Evidence Review, Agenda Item 2
- (6) Staff Presentation: Adapting Forest Management Plans – Status Report, Agenda Item 3
- (7) Public Comment, Bob Van Dyk, Agenda Item 3
- (8) Public Comment, Paul Adams, Agenda Item 6
- (9) Public Comment, Rex Storm, Agenda Item 6
- (10) Public Comment, Gibbs, Geyer and Payne, Agenda Item 6
- (11) Presentation – Hinkle Creek Paired Watershed Study, Agenda Item 7
- (12) Staff Presentation – Statewide Forestland Classification Review, Agenda Item 8
- (13) September 6, 2007 Field Tour Itinerary

OREGON STATE BOARD OF FORESTRY

September 5, 2007 Meeting Minutes

In accordance with the provisions of ORS 526.016, a meeting of the Oregon Board of Forestry was held at the State Forester's Headquarters, 2600 State Street, Salem, Oregon. Chair Hobbs called the public meeting to order at 8:04 a.m.

Board Members Present:

Steve Hobbs, Chair	Larry Giustina	Bill Hutchison	Diane Snyder
Jennifer Phillippi	Barbara Craig	Chris Heffernan	

Others Present:

Paul Adams, Oregon State University
Ron Cease, Committee for Family Forestlands
Mike Cloughesy, Oregon Forest Resources Institute
Donna Disch, OSFM
Donald Fontenot, Oregon Chapter Sierra Club
Mike Gaudern, Oregon Small Woodlands Association
Jake Gibbs, Lone Rock Timber
Wayne Giesy, Hull Oakes Lumber Co.
Kevin Godbout, Weyerhaeuser
Noah Greenwald, Center for Biological Diversity
Peter Hayes, Mt. Richmond Forest
Dave Ivanoff, Hampton Affiliates
Chris Jarmer, Oregon Forest Industries Council
Commissioner Tim Josi, Council of Forest Trust Land Counties
Rod Krahmer, Oregon Department of Fish and Wildlife
Greg Miller, Weyerhaeuser
Cal Mukumoto, Mukumoto Associates
Dick Posekany, Frank Lumber Co.
Ralph Saperstein, CFM
Joshua Seeds, Department of Environmental Quality
Gary Springer, Starker Forests
Rex Storm, Associated Oregon Loggers
Bob Van Dyk, Wild Salmon Center
Ray Wilkeson, Oregon Forest Industries Council
Janet Wright, Columbia County
Marvin Brown, State Forester
Clark Seely, Associate State Forester
Gayle Birch, Board Support
Dan Postrel, Agency Affairs
Rob Nichols
Jeff Foreman
Clark Seely, Associate State Forester
Jill Neely, Business Services
Jim Paul, ASF Forest Mgt.
Nancy Hirsch
Barbara Lee
Jeff Brandt
Pam Overhulser
Liz Dent
Rosemary Mannix
Rob Nall

Ted Lorensen, ASF Resources
Peter Daugherty, Private Forests
Mike Cafferata
Marganne Allen
Bernie Bochsler
Brad Knotts
Jo Morgan
Jason Hinkle
Cliff Liedtke, EOA Director

Paul Bell, ASF Protection
Bill Lafferty, Protection from Fire
Dan Shults, SOA Director
Dave Lorenz
Mike Bordelon, NWOA Director
Tom Savage
Ron Zilli
Steve Laam

Consent Agenda: Items A through E approved in one block.

A. MINUTES – June 6, 2007 BOARD MEETING

Approved by consent.

The minutes of the June 6, 2007 Board meeting are approved.

B. FOREST VITALITY – ISSUE 3, OBJECTIVE 1, FOREST POLICIES
ENSURING SUSTAINABILITY – FEDERAL GRANT PROPOSAL

Board approval was sought to apply for a federal grant through the U.S. Forest Service's State and Private Forest (S&PF) Program redesign process. The redesign process is allocating 15 percent of the funds in the S&PF program through a competitive process. Previously, the Forest Service allocated the funds on a formula/performance based approach. The funds provide the primary source of support for forestry assistance, urban forestry, and community fires assistance. Grant proposals for this process have an October 1, 2007 deadline for submission.

The Board approves submission of competitive grant proposals to the U.S. Forest Service's State and Private Forest Program redesign process.

C. FORESTRY PROGRAM FOR OREGON IMPLEMENTATION – ISSUE 1,
OBJECTIVE 4 – ADAPTIVE MANAGEMENT TOOLS, 2007 BOARD
GOVERNANCE PERFORMANCE MEASURE FINAL REPORT

The Board has completed its self-evaluation for 2007, using its recently adopted governance performance measure.

The Board conducted its self-evaluation at its June 6, 2007 meeting, using a summary of individual Board member evaluation forms, and a self-facilitated discussion of the measure's 16 best-practices criteria and four summary questions.

As a result of the evaluation, Board members agreed that 15 of the 16 best-practices criteria had been met, the exception being criteria 2. In discussion and in the

evaluation forms, members identified strengths, challenges and areas for future improvement of the Board process.

The report is approved as the conclusion of the 2007 self-evaluation process.

D. 2007-09 LEGISLATIVELY ADOPTED BUDGET SUMMARY

Handout: 2007-09 Internal Legislatively Adopted Budget Report (Attachment 1).

Information Item - summary of the Department of Forestry's 2007-09 budget, as approved by the 2007 Legislature.

E. FOREST VITALITY – ISSUE 3, OBJECTIVE 4 – PROMOTE INCENTIVES FOR SOUND SUSTAINABLE FOREST HEALTH RESTORATION PRACTICES, STATE FORESTER WOOD TO ENERGY “JUMP START” PROGRAM

Board approval was sought to apply for a new federal grant opportunity through the U.S. Forest Service. The *State Forester Wood to Energy “Jump-Start” Program* (Attachment 1) had an application postmark due date of June 27, 2007. The purpose of this grant is to support the development of projects and help jump-start a statewide program that implements wood to energy technology; \$800,000 is available for granting, with individual grants not less than \$25,000 or more than \$75,000.

The Board approves the submission of the federal grant request to the U.S. Forest Service.

Action and Information:

1. STATE FORESTER AND BOARD MEMBER COMMENTS

Chair Hobbs announced that the Legislative Media Office was recording the Board's meeting for future broadcast on local television channels.

Chair Hobbs introduced Cal Mukumoto, Mukumoto Associates and Peter Hayes, Mt. Richmond Forest, Governor Kulongoski's nominees to the Board of Forestry. Senate confirmation hearings will be held later in September 2007.

State Forester Marvin Brown reported the fire season had been extremely busy, noting that fire activity in eastern Oregon had been challenging.

1A. PUBLIC COMMENT

Wayne Giesy, Hull-Oakes Lumber Co. commented on the work of the Federal Forestland Advisory Committee. He urged the Board to begin working with the Governor to prevail upon the congressional delegation to propose management procedures for federal forest management.

Chair Hobbs responded that discussions have taken place with the Governor's office, and the Committee was aware of the need to engage the congressional delegation in support of its work.

Donald Fontenot, Oregon Chapter Sierra Club expressed concern over the lack of information in agenda item 3, related to improvements to recreation that might accompany modification of the Forest Management Plans. Stating the materials focused on timber harvest and habitat, he provided copies of an Executive Summary titled "Recreation Management Assessment for the Oregon Department of Forestry, Northwest Oregon Forests" conducted by David Reed and Associates, May 30, 2007 (Attachment 2). He urged the Board to give recreation a priority in its next budget, and to examine establishing key recreational corridors.

Marvin Brown explained the report Mr. Fontenot referred to was a second-party assessment commissioned by the Department. It was being evaluated by staff and will assist in the development of more definitive recreation plans for the lands.

Noah Greenwald, Center for Biological Diversity described the need for increased management for imperiled species. He provided copies of the report titled "Species of Concern of the Tillamook Rainforest and North Coast, Oregon" Center for Biological Diversity, (Attachment 3) and of the Center for Biological Diversity's "Petition to List the Dusky Tree Vole as Threatened or Endangered under the Endangered Species Act" (Attachment 4). He urged the Board to provide more protection for existing habitat and legacy elements within existing stands, longer rotations and larger stream buffers.

2. STATE FORESTS MANAGEMENT - ISSUE 2, OBJECTIVE 3 - SYSTEMATIC EVIDENCE REVIEW

Following a brief background summary of Systematic Evidence Review, and discussion of Board work plan elements, Rosemary Mannix, State Forests Program provided an update on the Systematic Evidence Review (SER) pilot project. The pilot project will address the question of instream wood placement affecting salmonid abundance, growth, survival or habitat complexity. While the science assessment will be useful, the main objective is to learn more about the application of an SER-like process.

The Institute of Natural Resources will submit a final report of the pilot project in late 2007, followed by a staff report to the Board in March 2008 (Attachment 5).

Marvin Brown commented the significant outcome of the pilot project would be the establishment of a standard for establishing scientific credibility.

3. STATE FORESTS MANAGEMENT – ISSUE 2,
OBJECTIVE 1 – ADAPTING FOREST MANAGEMENT PLANS

Jim Paul, Assistant State Forester, Nancy Hirsch, State Forests Program Director, Dave Lorenz, Southern Oregon Area Assistant Director, and Ron Zilli, Assistant Astoria District Forester discussed the work to date to develop suggestions to improve the performance of the Forest Management Plans (FMP), relative to achieving Greatest Permanent Value (Attachment 6).

Following a brief background summary of the development of the performance measures, Ms. Hirsch described the charge of the FMP Operations Development Workgroup, focusing on the sideboards and assumptions.

Dave Lorenz described the alternative parameters and ranges of the three options developed by the workgroup:

- Option 1 - Emphasis Zone Approach [*focused on the Astoria District*]
- Option 2 - Forest Management Plan with ODF Take Avoidance
- Option 3 - Forest Management Plan with ODF Take Avoidance on the North Coast Districts; Habitat Conservation Plan on the other Districts

Refinement continues on the first two options with modeling results expected in November 2007. The third option will likely not be modeled due to the uncertainty of HCP requirements; other methodology will be developed for a qualitative analysis.

Staff is developing and analyzing targets for the performance measures. The planning framework is being refined to provide a systematic schedule for reviewing other strategies and integration of the Board's and Department's decision space. At its November 2, 2007 meeting, staff will present draft performance measure targets.

Following staff's presentation, Chair Hobbs called for public comment.

Bob Van Dyk, Wild Salmon Center expressed support for the emphasis zone approach, observing it was difficult to see the habitat benefit from options 2 or 3. He urged the Board to direct that the approaches be thoroughly reviewed by agency biologists and the public prior to adoption. He provided chart data for two north coast counties, Tillamook and Clatsop Counties (Attachment 7), to illustrate significant timber harvest.

Staff rejoined the Board and assisted in its discussion.

During discussion of the November presentation, Bill Hutchison asked that staff articulate the structure for going forward, to develop systematic cycles for review, and describe how to ensure adaptive management.

Nancy Hirsch responded that staff was working on draft targets for performance measures, and categorizing and prioritizing work to develop a strategic vision.

Jennifer Phillippi noted there was an opportunity to integrate recreation with other forest zones.

Responding to Diane Snyder's question regarding the difference between the emphasis zone approach and structure based management, Ron Zilli stated that under structure based management, everything was to be actively managed. Overtime, once the desired future condition was achieved, even older forest structure stands would be harvested and clearcut. In the zoned approach, roughly half would be left relatively unmanaged in the near term. Although there is the potential to grow into a mature forest condition, they might not meet the specific numeric guidelines of layered or older stand structure in the Forest Management Plan, and therefore would not be as intensively managed as older forest structure.

Jennifer Phillippi observed that the zoned approach would allow the development of wildlife habitat on certain lands.

Chair Hobbs encouraged staff to clearly describe the distinguishing elements between the proposed options and structure-based management. Ms. Hirsch agreed and stated staff would also describe the effects of the scenarios on the performance measures and draft performance measure targets.

Jim Paul stated once the Board has chosen the performance targets, staff would develop recommendation for FMP adjustments to achieve the targets. Further analysis of the proposed options will occur before the November 2007 meeting, to compare and contrast the potential performance of the three options in achieving Greatest Permanent Value.

4. FOREST VITALITY - ISSUE 3 AND FOREST REGULATION - ISSUE 6

Committee for Family Forestlands - Annual Report

Ron Cease, Committee for Family Forestlands Chair, and Peter Daugherty, Private Forests Program Director reviewed the Committee's Annual Report of activities over the past year (June 2006 to July 2007) and its work plan for 2007-08. Mr. Cease focused his discussion on the issues identified during the April 27-28, 2007 Symposium *Looking Forward II - Oregon Families and Their Forestlands: What's at Stake*.

The following **issues** and *solutions* were identified and discussed:

- **Uncompensated Services** - *Incentives*
- **Intergenerational Transfer** - *Tools for Profitability and Conservation*

- **Conflict of Values** - *Education and Outreach*
- **Global Climate Change** - *Embrace New Tools for New Times*
- **Delivery Mechanisms for Influencing Stewardship and Sustainability** - *Improve Delivery*
- **Economic Challenges of Family Forestland Owners** - *Local Lumber for Local Projects*
- **Engage a Wider Community of Family Forestland Owners** - *Educate and Reach Out to Uninvolved Family Forestland Owners*
- **Viability of Family Forestlands** - *Establish a Green-Credit Forest Fund*
- **Viability of Family Forestlands; Values Conflicts with Urban Neighbors; Unpaid Services** - *Create a Multi-Level Set of Performance Standards*

Diane Snyder urged the Board to continue to focus its resources, ingenuity and innovation on moving toward incentives for private landowners.

Jennifer Phillippi expressed concern over the issue of intergenerational transfer and the pressure of land conversion.

Following Board comment, and with consensus, Chair Hobbs ordered:

The issues and actions recommended contained in the Symposium report will be included in the Board's current Biennial Issue Scan process. The Board expresses its commitment to continue working with the Committee to communicate progress to family forestland owners.

5. MAJOR FORESTRY RELATED LEGISLATION - 2007 SESSION

Ted Lorensen, Assistant State Forester - Resources, and Dan Postrel, Agency Affairs Program Director provided an overview of the forestry-related activity in the 2007 Legislative Session.

Mr. Postrel summarized the key points of the following major bills:

- HB 2067 Sharing Emergency Fire Suppression and Insurance Costs
- HB 2068 Invasive Species Council
- HB 2114 Stewardship Agreement Program
- HB 2293 Forest Resource Trust Program
- HB 2069 Schroeder Seed Orchard and Forest Tree Seed Bank
- HB 2115 Forest Products Harvest Tax Rates
- SB 99 Forestland-Urban Interface Fire Protection
- HB 2468 Forest Legacy Program
- HB 3044 25% Increase in Rates Paid by Forest Landowners within Forest Protection Districts
- SB 994 Deeded Forestland Counties Consent Required before Fund Transfer

SB 98, which would have provided a mechanism for state acquisition of working forests to be managed to benefit higher education, did not pass. It is expected that bill language will be refined, simplified and filed in a future Legislative Session.

Discussing the broad themes that emerged during the 2007 Session, Ted Lorensen, Assistant State Forester addressed the policy level implications of the following themes and described elements of the bills:

- **Pesticides** - public health impacts and residential/organic farming uses conflicting with pesticide use; monitoring, reporting and notifications; interagency work during the interim
- **Land Use and Working Forests** - local government authority to establish "rural reserves"; BM 37 and Measure 49
- **Global Warming and Renewable Energy** - Global Warming Commission assistance; forest bio-mass work; role of forest lands in atmospheric carbon sequestration
- **Fire Program** - General Fund and landowner contributions
- **State and Federal Forestland Management** - management and revenue contribution to local government and economies; invasive species
- **Work Load Issues** – some of the direction to agencies did not come with allocated resources

** RECOGNITION - DIANE SNYDER AND CHRIS HEFFERNAN

Chair Hobbs expressed appreciation for the service of out-going Board Members Diane Snyder and Chris Heffernan to the citizens of the State of Oregon, the Board and Department of Forestry, and presented each with a plaque and gift.

6. FOREST REGULATION - ISSUE 6, OBJECTIVE 2 - EFFECTIVE AND EFFICIENT IMPLEMENTATION OF THE FOREST PRACTICES ACT

Rule Concept 3 - Riparian Management Areas above Fish Barriers
OAR 629-635-0200(12) and

Rule Concept 4 - Leaving Trees and Snags along Small Type N Streams Subject to Rapidly Moving Landslides OAR 629-640-0210

Mike Cafferata, Private Forests Program Policy Unit Manager briefly summarized the background of the two rules, noting adoption by the Board at its September 6, 2006 meeting. Implementation of both rules was set for October 1, 2007 to allow additional time for the Department to develop maps and guidance, to allow landowners time to incorporate the rules into their planning processes and to assess the outcome of the Legislative Session on the Department's budget and staffing levels.

Mr. Cafferata reported that while developing the maps and guidance was more difficult than originally thought, significant progress has been made and now are close to completion.

The Department recommended that the implementation date for both rules remain October 1, 2007, although the provision to direct tree retention in specific areas would not occur until the maps were completed.

The Board briefly discussed requesting staff to report on the status of the maps, landowner training and guidance documents prior to establishing an effective date for the leave tree retention requirement in OAR 629-640-0210.

Following staff's presentation, Chair Hobbs called for public comment.

Citing the findings of a landowner survey, Dr. Paul Adams, Oregon State University reported that most family forestland owners did not actively manage riparian forestlands for any specific benefits, including fish and wildlife habitat. The riparian management areas were "ribboned off", and resource management activities were focused elsewhere. He suggested the key to success of the Water Protection Rules was providing sufficient understanding and technical assistance to family forestland owners (Attachment 8).

Rex Storm, Associated Oregon Loggers described concerns about the October 1, 2007 implementation date for rule concepts 3 and 4 and sought assurance that rule guidance flexibility and program staff could adequately support such additional rule complexity. Further complexity threatened to erode the important stewardship cooperation by the regulated landowners and operators (Attachment 9).

Written comment was received from Jake Gibbs, Lone Rock Timber Management Co., Eric Geyer, Roseburg Resources, and Todd Payne Seneca Jones Timber Co., noting that the rule concept 4 could result in counter productive actions by pushing management further away from the stream. They supported a voluntary measure rather than rule to address the issue of providing woody material to improve fish habitat (Attachment 10).

Ted Lorensen and Mike Cafferata rejoined the Board and assisted in its discussion.

Chair Hobbs clarified the Department's recommendation to delay directing landowners to undertake the protective measure until the maps were completed, the training has been accomplished, and the information shared with the landowner community. A follow-up survey would take place in April 2008, with the findings reported to the Board at its June 2008 meeting in Salem.

The Board discussed the State Forester's discretion in setting the implementation date of the leave tree protective measure.

Diane Snyder was comfortable with delaying the protective measure implementation until the maps were completed and training accomplished.

Bill Hutchison asked if there was precedent where a rule was adopted with State Forester discretion for implementation. Ted Lorensen responded that although the action was unusual, it consistent with the "green tree" process.

Mr. Lorensen acknowledged that given the range and geological formations across Oregon, there would be landowners disproportionately impacted by the rule, which could be addressed through policy or operationally.

With Board consensus, Chair Hobbs ordered:

The Department is directed to implement rule concept 3 – Riparian Management Areas above Fish Barriers OAR 629-635-0200(12), effective October 1, 2007.

The Department is directed to complete the maps and guidance document before landowners will be directed to retain trees pursuant to OAR 629-640-0210.

The Department will report to the Board in January or March 2008, and will recommend an effective date for leave tree retention requirements.

7. **DYNAMIC FOREST ECOSYSTEMS – ISSUE 5 AND FOREST REGULATION – ISSUE 6**

Preliminary Results of the Hinkle Creek Study and Implications for Forest Practices

The Board and audience viewed the digital video presentation titled “Inquiry at Hinkle Creek, Doing Science in Our Forests.” The Hinkle Creek Study is a paired watershed case study to investigate the effects of contemporary forest practices on water quality, fisheries and aquatic habitat.

Dr. Arne Skaugset, Oregon State University and Ted Lorensen, Assistant State Forester presented the preliminary results from the Hinkle Creek Paired Watershed Study and discussed the implications of those results for the Board’s future work on forest practices and dynamic ecosystem concepts.

Following a description of the experiment design, Dr. Skaugset discussed the first harvest entry, data collection, harvest treatments, the daily maximum, minimum, and mean temperatures, and canopy closure. Also discussed were the observed increases in water yield and sediment load (Attachment 11).

Conclusion bullet points:

- No significant change to maximum daily or annual maximum stream temperature
- Minimum and mean daily stream temperatures decreased significantly
- Diel temperature fluctuations increased significantly
- Canopy closure surveys indicate streams were exposed to 20% more solar radiation after harvest

Ted Lorensen noted that findings were within the margin of expectations.

Following staff's presentation, Chair Hobbs called for public comment.

Joshua Seeds, Oregon Department of Environmental Quality, stated that even though there were four years of pre-harvest data, and one year of post-harvest data, another three to five years of post-harvest data, to evaluate the slash decay and shading, flows and temperatures. He observed that the logging practices could be described as "gentle" and expressed interest in the comparison with other practices.

Following public comment, Dr. Skaugset and Ted Lorensen were called to assist the Board in its discussion which included funding and the cooperative membership, long term research, and the Department's recommendation to endorse the Watersheds Research Cooperative studies and the RipStream project.

Chair Hobbs recused himself from the endorsement deliberation as the Watersheds Research Cooperative is a program of Oregon State University's College of Forestry; Jennifer Phillippi served as Acting Chair during the discussion.

With consensus of the Board, Acting Chair Jennifer Phillippi ordered:

The Board endorses the Watersheds Research Cooperative studies and the RipStream project and directs the Department to fully encompass the products and timelines into the Dynamic Forest Ecosystems and Forest Regulation Work Plans.

The Board also directs that adequate funding for the Watersheds Research Cooperative be a major initiative in the Department's 2009-11 budget request.

8. WILDFIRE RISK MANAGEMENT – ISSUE 7

Oregon Forestland Classification Review

Paul Bell, Assistant State Forester, Protection from Fire Program, Dan Shults, Southern Oregon Area Director and John Buckman, Northeast Oregon District Forester introduced the Board to the review of Oregon's forestland classification system (Attachment 12). The presentation illustrated the fire protection issues within the wildland-urban interface and on transitional lands.

ORS 526.305 through ORS 526.340 describes a process for classifying forestland into Class 1 - timber class, Class 2 - timber and grazing class, or Class 3 - agricultural class, for the purposes of fire patrol assessments. Other statutes in other chapters also address forestland classification. The last substantive review and update of the Forestland Classification system dates back over 30 years. The fire protection environment, land use, and values at risk have changed substantially prompting a need for review of forestland classification and assessment.

In late 2006, the State Forester formed the 29 member Forestland Classification Review steering committee to address this issue. The Steering Committee consists of a broad cross-section of individuals and representatives of organizations that share an interest in protecting forest resources and addressing the expanding wildland-urban interface. The Steering Committee has been charged to conduct a comprehensive review and to recommend improvements.

The Steering Committee's final report and recommendations will be prepared by the end of 2007. Legislative concepts will be developed by April 2008 for Board consideration.

The Board discussed the membership of the Steering Committee, the breadth of the work, and including the insurance industry in the discussions.

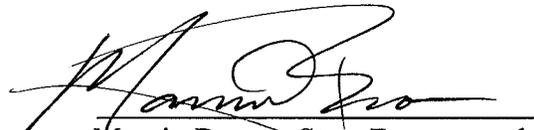
With Board consensus, Chair Hobbs ordered:

The State Forester is directed to revise the Wildland Risk Management Work Plan to incorporate the issue as a new objective.

There being no further business before the Board, Chair Hobbs adjourned the meeting at 4:47 p.m.

On Thursday, September 6, 2007, the Board and guests toured the Santiam State Forest. The tour focused on the natural resource concerns within the urban-rural interface (Attachment 13).

Respectfully submitted,


Marvin Brown, State Forester and
Secretary to the Board

GB