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Draft Minutes
BOARD OF FORESTRY AND FIRE PROTECTION

Sacramento, CA
January 29, 2014

BOARD OF FORESTRY MEMBERS PRESENT:

Chair, J. Keith Gilles
Mark Andre
Bruce Saito
Rich Wade
Susan Britting
Mike Miles
Stuart Farber
Mary Rickert

BOARD OF FORESTRY MEMBERS ABSENT:

BOARD STAFF:

George Gentry, Executive Officer
Matthew Dias, Executive Officer, Forester's Licensing
Thembi Borrás/Eric Huff, Regulations Coordinator
Linda Cano, Executive Assistant

DEPARTMENTAL STAFF:

Janet Barentson, Chief Deputy Director
Janet Upton, Deputy Director of Communications
Bill Snyder, Deputy Director, Resource Management
Duane Shintaku, Asst. Deputy Director, Forest Practice
Phyllis Banducci, Chief, Fire Planning
Shane Cunningham, Forest Practice LE, Monitoring and Audit Coordinator

The Board's Mission:

To lead California in developing policies and programs that serve the public interest in environmentally, economically, and socially sustainable management of forest and rangelands and a fire protection system that protects and serves the people of the state.

Call to Order

Chair Gilless called the meeting of the Board of Forestry and Fire Protection to order.

Announcement of Actions Taken in Executive Session

Approval of Minutes

November Minutes were approved by acclamation.

MONTHLY BOARD REPORTS

Report of the Chairman

Report of the Director/Department-Janet Barentson - Full Report available on the Board's website.

- Cal Fire has completed their Succession Plan hiring in the Executive ranks with one exception (Assistant Deputy Director, Fire Protection). Helge Eng was appointed Assistant Deputy Director, Resource Protection and Improvement; Dennis Hall was appointed Assistant Deputy Director, Forest Practice.
- Drought conditions, the Governor issued an Executive Order, recognizing severe drought conditions throughout the state. The Executive Order addressed additional resources for wildland fire threat. The Governor approved hiring staff to include 25 engines in the north part of the state. In the southern state the end of fire season was never declared, 39 engines were retained. **Five additional engines were approved relating to the take back of SRA lands including Lake Tahoe, San Jacinto Mountains, Big Bear, and Lake Arrowhead from DPA Federal lands.
- Cal Fire was prominently included in the Cap and Trade proposal that the Governor submitted, although most of the funding will go to High Speed Rail the department is the recipient of \$50 million a year for the next two years for a variety of items in Forest Practice and Urban Forestry; it is a significant increase to the Resource Management budget. 5% will go to fuel reduction projects on demonstration state forests.

Report of the Regulations Coordinator- Eric Huff

Road Rules, 2013	15-Day Notice/ Hearing
MTHP Amendments, 2013	15-Day Notice/Hearing
CRM Program Guidelines, 2014	Section 100 denied by OAL. 45-day Notice Pending.
SRA Fee Increase-Section 100	Section 100 under Review by OAL

Report of Executive Officer.

Announced Themby Borrás as the new Regulations Coordinator and Mike Conway, Forester I, SRA Program.

Offsite meeting to Idyllwild is planned, date and logistics to be announced.

Forest Practice, Mark Andre, Chair

No Action Items

Discussed the Department of Forestry & Fire Protection Proposal to Amend 14 CCR § 1052 to Require Native American Notifications.
Discussed Oak Woodlands Restoration and Possible regulatory development.
Discussed a proposal for the treatment of slash following timber operations.

Resource Protection, Bruce Saito

Reviewed AB 744 Regulatory Language. George Gentry.
Reviewed the Guidance Document and Program Development for SB 1241
Reviewed the Laguna Woods Safety Element.
Received an update on the PRC 4290 rules proposal.
Vegetation Treatment Plan Update.
Reviewed 2014 Priorities.

01-14-02 Member Saito moved to approve the Laguna Woods Safety Element Fire Plan. Member Farber seconded the motion. The motion passed unanimously.

Management, Stuart Farber

No Action Items
Reviewed AB 904 Regulatory Language. Proposal is for the “Working Forest Management Plan”.
Discussed Small Landowner approaches to Forest Management.
Reviewed the Soquel Demonstration State Forest Management Plan.
Reviewed Priorities for 2014.
New and Unfinished Business

Report of Board’s Advisory Committees

Monitoring Study Group- Pete Cafferata (Full report can be found on the BOF website)

The MSG met on December 10th at the CAL FIRE Shasta-Trinity Unit Headquarters in Redding. There were 25 people in attendance, plus 17 people on a GoToMeeting webinar/conference line.

- Dr. Lowell Diller provided a PowerPoint presentation titled “**Response of Forest Aquatic Ecosystems to Riparian Canopy Modifications.**” The PPT is posted on the MSG Archives website.
- Stu Farber provided a PowerPoint presentation titled “**Alternative WLPZs in Anadromous Salmonid Watersheds.**” This PPT, the monitoring reports, and supporting THP information are posted on the Monitoring Study Group Archives website.
- Dr. Russ Henly, Natural Resources Agency Assistant Secretary of Forest Resources Management, gave a presentation on **AB 1492 implementation and how the Board approved Effectiveness Monitoring Committee can support the ecological performance monitoring component.** Ecological performance monitoring is required as part of this bill, and the Board’s approved charter authorizing formation of the Effectiveness Monitoring Committee (EMC) was described as being a key component for meeting this mandate. The solicitation process for EMC members is in progress, and the chairs of the committee are Mr. Farber and Dr. Henly.
- Clay Brandow, CAL FIRE, provided a short PowerPoint presentation titled “**FORPRIEM Watercourse Crossing Monitoring Data.**” All the data on canopy, roads, and crossings from approximately 120 THPs and 22 NTMP-NTOs have been entered into the FORPRIEM database, with data analysis to occur in late January and February, and a FORPRIEM monitoring report to be finished in March.

- We also had short updates on (1) the Campbell Timberland Management VTAC pilot project, with an approved THP in place, and the LaTour Demonstration State Forest VTAC pilot project; and (2) on the SWRCB's Forest Activities Program by Nick Kunz.
- The next MSG meeting date is tentatively planned for March 2014, with the location to be either Willits or Ukiah.

Committee on Criminal Trespass- Criminal Trespass will be a regular agenda item for the Resource Protection Committee.

Professional Foresters Examining Committee – Matt Dias

Matt Dias asked for approval of RPF/CRM applicants.

Ms. Sarah Collamer	RPF 2983
Mr. Joseph Barron	RPF 2984
Ms. Shannon Johnson	RPF 2985
Mr. Cade Mohler	RPF 2986
Mr. Jesse Barnett	RPF 2987
Ms. Elizabeth Lucas	RPF 2988
Mr. Pete Van Hoorn	CRM 101
Ms. Michele Hammond	CRM 102
Mr. Jeff Kwasny	CRM 103

01-14-03 Member Miles moved to accept applicants for RPF's and CRM's. Member Andre seconded the motion. The motion passed unanimously.

SPECIAL BOARD HEARINGS/REPORTS

HEARING: MTHP Amendments, 2013. The “MTHP Amendments, 2013” rule proposal increases the size of ownerships allowed to use an MTHP to a maximum of 160 acres.

Following a 45-day Noticed rulemaking hearing at its regularly scheduled meeting of September 11, 2013, the California Board of Forestry and Fire Protection (Board) adopted the regulation. The regulation was adopted in its noticed form with the addition of two minor modifications. The Office of Administrative Law determined the two modifications adopted by the Board were not inconsequential, but were sufficiently related to the 45-day Noticed rule text. OAL also identified a redundancy and one other rule text modification for clarity. The Board was therefore required pursuant to Government Code Section 11346.8(c) to provide additional 15-day Noticing of the proposed modifications to the 45-day Noticed rule text.

01-14-04 Member Miles moved to adopt MTHP Rule language as noticed. Member Andre seconded the motion.

01-14-05 Member Miles moved to offer an amendment to include suggested edits in regards to §1051 (a)(8), specifically to add “in linear feet” after “1,000 feet” and to change “101 to 160 acres” to “greater than 100 acres” for clarity and consistency. Member Farber seconded the motion.

Chairman Gilless called for a Roll Call vote on the amendment

Saito	Yes
Britting	Yes
Andre	Yes

Wade	Yes
Miles	Yes
Farber	Yes
Rickert	Yes
Gilless	Yes

The Motion passed unanimously

The Chair then called for a Roll call vote on the main motion as amended

01-14-06 Member Wade moved to amend the main motion as amended to add in §1051 (a)(5) after “one hundred feet” “(100)”. Member Rickert seconded the motion.

Chairman Gilless called for a Roll Call vote

Saito	Yes
Britting	Yes
Andre	Yes
Wade	Yes
Miles	Yes
Farber	Yes
Rickert	Yes
Gilless	Yes

The Motion passed unanimously

The Board then returned to the main motion, 01-14-04, as amended by 01-14-06 and 01-14-05.

Chairman Gilless called for a Roll Call vote

Saito	Yes
Britting	Yes
Andre	Yes
Wade	Yes
Miles	Yes
Farber	Yes
Rickert	Yes
Gilless	Yes

The Motion passed unanimously

HEARING: “Road Rules, 2013”. The “Road Rules 2013” proposal reorganizes rules related to road construction and maintenance, as well as adding new prescriptive measures.

Following a 45-day Noticed rulemaking hearing at its regularly scheduled meeting of October 9, 2013, the California Board of Forestry and Fire Protection (Board) adopted the regulation. The regulation was adopted in its noticed form with the addition of numerous minor modifications. The Office of Administrative Law determined the modifications adopted by the Board were not inconsequential, but were sufficiently related to the 45-day Noticed rule text. The Board was therefore required pursuant to Government Code Section 11346.8(c) to provide additional 15-day Noticing of the proposed modifications to the 45-day Noticed rule text.

01-14-07 **Member Andre moved to adopt the Road Rules 2013 rule package. Member Britting seconded the motion.**

Chairman Gilless called for a Roll Call vote

Saito	Yes
Britting	Yes
Andre	Yes
Wade	Yes
Miles	Yes
Farber	Yes
Rickert	Yes
Gilless	Yes

The Motion passed unanimously

Board Review of 2014 Board Priorities and Objectives

Executive Officer, George Gentry proposed a Budget Change Proposal to add a staff member to the Regulations department.

01-14-08 **Chairman Gilless moved to endorse the Budget Change Proposal to add staff to the Regulations department. Member Andre seconded the motion. The motion passed unanimously.**

Public Comment

Richard Gienger spoke to Board priorities 2 and 3

Eric Carlson, thanked George Gentry and the Board for moving on the Working Group on LTO priorities

Presentation by Participants in the 2013 Forestry Challenge. Diane Dealey Neill gave an overview. The Forestry Challenge is an environmental stewardship education event for high school students. Students develop a land restoration plan for judging, and must explain how their plans safeguard forest and watershed health. Students from Minaret High School who presented to the Board: Ciera Johnson, Ashlynn Lemon, Kyle Middleton.

CONCLUSION

Public Forum

Eric Carlson reminded the Board about the Sierra Cascade Logging Conference

Richard Gienger re-iterated the need for emphasis on restoration activities

New and Unfinished business: None

Adjourn

Respectfully submitted,

ATTEST:



George D. Gentry
Executive Officer



Keith Gilles
Chairman

Copies of the attendance sheets can be obtained from the Board Office.