From: Hernandez Burke, Melinda - FS
To: Rust, Stephani D -FS
Subject: Ketchikan/Saxman Government-to-Corporation Consultation: AKRR
Date: Wednesday, May 22, 2019 11:46:06 AM
Attachments: SKM_C45819052308310.pdf
SKM_C45819052307310.pdf
SKM_C45819052307320.pdf
image001.png
image002.png
image003.png
image004.png

Greetings, Stephanie—

I try not to go into the AKRR Record folders as I know there are certain ways to name, file, etc. As I edit the requested document, I'll send along to you anything I may have failed to provide to Sitka (the person not the place ☺) .

Attached to this email are:

-electronic and hand-written notes
-the original Consultation Request
-sign-in sheet

Another question—what do I do with electronic draft or paper copies I have?

Thank you! Gunalchéesh!

Melinda Hernandez Burke
Tribal Relations Program Manager

Forest Service
Alaska Region

p: 907-586-7089
c: 907-419-2372
f: 907-586-7840
melinda.hernandezburke@usda.gov

709 W. 9th Street
Juneau, AK 99801
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Caring for the land and serving people

From: Rust, Stephani D -FS
Sent: Tuesday, May 21, 2019 1:39 PM
To: Hernandez Burke, Melinda - FS <melinda.hernandezburke@usda.gov>
Cc: Pence, Sitka - FS <sitka.pence@usda.gov>
Subject: RE: Government-to-Corporation Consultation: AKRR

Oh, THANK YOU, Melinda! Your information is quite helpful (and important, too….our compressed timeline requires extra vigilance in detailing tribal interactions.)

To answer your question about listing participants in the summary document…I like to list anyone who holds decision authority, either for the tribes or for us, and I also like to list anyone who holds resource knowledge or special relationships (like you as Tribal PM!). If we have a list of other attendees, I would like to put that into our record, and perhaps only reference it in the summary.

I'll be working through your attachments this evening and incorporating your information into the summary. Thanks again, Melinda….for helping us fill in our information gaps. ☺

Stephani D Rust
NEPA Planner
Forest Service
Roadless Regulation Team
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Caring for the land and serving people

From: Hernandez Burke, Melinda - FS
Sent: Tuesday, May 21, 2019 3:22 PM
To: Rust, Stephani D -FS <stephani.rust@usda.gov>
Cc: Pence, Sitka - FS <sitka.pence@usda.gov>
Subject: Government-to-Corporation Consultation: AKRR

Greetings, Stephanie! Welcome to the team ☺

Working on the AKRR Collaboration Summary as requested.

For the questions around the Government-to-Corporation Consultations with Chugach AK Corporation and Cook Inlet Regional Incorporated:

- there were quite a few participants—do you want all of those in the summery?
- In this scanned attachment, I indicated when the requested follow-up was completed and also scanned my hand-written notes
- Also realize I have a couple emails from that consultation planning and follow-up in my inbox I am not 100% positive I forwarded to Sitka for the project record. They are attached.

Melinda Hernandez Burke
Tribal Relations Program Manager

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Caring for the land and serving people

From: bizhubjuneau@fs.fed.us [mailto:bizhubjuneau@fs.fed.us]
Sent: Tuesday, May 21, 2019 7:05 PM
To: Hernandez Burke, Melinda - FS <melinda.hernandezburke@usda.gov>
Subject: Message from KM_C458

KETCHIKAN INDIAN COMMUNITY

Government to Government Consultation with the USFS and Saxman IRA

✱ = USFS staff

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1	Gianna Willard Flanery	President of KIC	gwillard@kictribe.org
2	LEE WALLACE	PRESIDENT OVS	irogout@kpunet.net
3	Tobias J. VANDERHOOP	KIC TRIBAL ADMINISTRATOR/CEO	
4	✱ Melinda Hernandez Burke	TR Program Lead, USFS	mhernandezburke@fs.fed.us melindah99@hotmail
5	✱ Mary Snieckus	Alaska Roadless Rule Team, USFS	marysnieckus@fs.fed.us
6	✱ Jerry Ingersoll	Deputy Regional Forester, USFS	jingersoll@fs.fed.us
7	✱ Earl Stewart	Forest Supervisor - Tongass	estewart@fs.fed.us
8	✱ Chris French	Acting Deputy Chief.	cfrench@fs.fed.us
9	Sylvia Banie	V.P. OVS	tlingitdaughter@gmail.com
10	Kayla Williams	Saxman IRA council member	Kaylakw@gmail.com
11	Nora DeWitt	Saxman IRA Treas.	nora_allen_dewitt@yahoo.com.
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13	Trixie Bennett	Tribal Council, KIC	trixieb@kictribe.org
14	Edward John	Saxman IRA Saxman	pastorjohn@kpunet.net
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16	Gloria Burns	TREASURER Tribal Council	gburns@kictribe.org
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19			
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21			
22			
23			

Ketchikan Indian Community

Office of the Tribal President

2960 Tongass Avenue
Ketchikan, AK 99901
(907) 228-4900 Phone
www.kictribe.org

September 11, 2018

Melinda Hernandez Burke
Tribal Relations Program Manager
PO Box 21628
Juneau, AK 99802

Dear Ms. Burke,

I am writing to request a formal Tribal Consultation meeting with the U.S. Forest Service regarding the 2001 Roadless Area Conservation Rule. KIC will appreciate the USFS delegation's acceptance of our invitation to consult, as soon as possible, in light of the Public Meeting scheduled in Ketchikan on September 17, 2018. Executive Order 13175 and the USFS policy on tribal consultation both acknowledge that proper protocol is to meet with Tribes prior to meeting with any public stake holders. The KIC Tribal Council has reserved our Council Chamber for the purpose of Government-to-Government consultation on Wednesday, September 12th at 5:00 pm.

We look forward to gaining a better understanding of how the upcoming public meeting schedule was established; how the protocol of tribal consultation will be implemented moving forward; and the exchange of views on the future of the Roadless Rule.

Due to the short timeframes, we welcome the participation of the Organized Village of Saxman for this crucial consultation meeting and we look forward to your positive response.

Hawaa,

Gianna Willard Flanery
Tribal Council President

Tribal and Corporation Consultation Record

Tribal/ANC Entity: Ketchikan Indian Community/Saxman

Tribal /ANC Participant Name(s): *See Attached*

Project/Issue/Topic: Roadless 2018

Meeting Location: KIC Tribal Council Chambers

Date/Time: 09/12/18 5PM

☐ X Tribe ☐ Corporation ☐ Other:

Type of Contact:

X Meeting

☐ Phone Call

☐ Other:

Title:

Phone Number:

Email Address:

Please consult the instructions before completing the following sections. There are no character limitations; please continue on a separate sheet if necessary.

☐ YES, the tribal participant was informed that the comments and contact information recorded on this form will be part of the public record.

Comments:

Chris French provided an overview of past Roadless legislation and how we got to where we are in today's current roadless rulemaking, and planned outreach/Consultation/public engagement efforts. We are exploring whether the 2001 rule was applied correctly. After the State submitted the petition, the Secretary was willing to open a process to inform us to different ways of applying the roadless rule on the Tongass National Forest. No decisions have been made yet. The USFS staff answered questions about the cooperating agency status invitation and process.

The tribes expressed appreciation for the dialogue and requested meaningful consultation throughout as was conducted in the original Tongass Land Management Plan. Expressed desire for: local level dialogue, input, and considerations as well as continued Consultation. They expressed frustration about:

- that the July 30 invitation to consult did not initiate or trigger Consultation from the USFS, given the scope of the topic
- the time spent protecting sacred sites, graves, and areas surrounding the community that could be changed if the roadless rule is lifted

Action Items:

- Follow up with %age and acreages of either wilderness or roadless areas on the TNF
  - *Question answered at the end of the meeting—50% of the TNF is either wilderness or roadless

Themes/Feedback/Concerns:

- This is life and death: economics, rural, food. Outsiders do not understand and connect with that traditional way of life.

If a follow-up meeting/visit is scheduled, document the purpose, with whom, the date, the time, and the location:

Other parties present (consider using a sign-in sheet to capture the names, titles & contact information for attendees):

☐ A copy of this document has been provided to the Tribe/Alaska Native Corporation/Tribal entity. Identify the individual at the Tribe/Corporation/Tribal entity who received the form and the date the document was conveyed.

Name of Line/Staff/
Responsible Official: _____

Person entering
into database: _____

Title: _____
Line/Staff/Responsible Official

Unit: _____

Date: _____

X _____

Purpose of Consultation:

- X Government-to-Government (EO 13175)
- ☐ Information Sharing
- ☐ NHPA (PL 102-575)
- ☐ NAGPRA (PL 101-601)
- ☐ Alaska Native Corporation (PL 108-447)
- ☐ NEPA (PL 91-190)
- ☐ Title VIII, ANILCA (PL 96-487)
- ☐ Government-to-Corporation, ANCSA
- ☐ 14(h)(1) Historic Site(s) Reburial ARPA

Doryl

Ramsbeck, Gloria, Trixie Bennett, Irene } K/C

Saxman, Lee, Edward John, Nora Dewitt, Kayla Williams, Winona – T. Admin

C. French, Earl, Jerry, Mary } USFS

Tobias. V. – administration K/C

Comments continued:

Chris: how we got here. Current rulemaking efforts. Was the 2001 rule applied directly. After petition -- the Sec. was willing to open a process to inform us to a diff way to apply the ER on the TNF. no decisions yet.

Could: ① Status Quo ② We would accept the area ... But probably won't land on either. Middle com. ground.

* local. local conditions. How applied should be led by local comms.

* Perceptions: economic limits; access. by the State & AK. (between comms, projects, etc.)

① * agreed to sit down w/ State. -- as a coop. agency. G2G --

② * G2G + G to C ③ * Public meetings

* Correction: No ANC's as coop. agencies.

Chris Ask: How do you want to dialogue? We want to hear, learn, + understand!

Follow-up: 50% of TNF is either in wilderness that has no activities or roads.

Jerry - rule affects majority of TNF, affects mgt.

Chris: was the 2001 rule appropriate for the TNF. Did the lower-48 blanket approach work?

Action items continued: ① Do we? ② When? ③ Should we not?

* Jerry: expressed appreciation of being here.

Lee: What should + shouldn't be touched. Thank you for listening to your TR advice + counsel and making today's dialogue possible

Irene: gov. panel. -- for 13 people to shape what? What Does TCMP have to do w/ any of this? Process? w/ Tribes? Locals (staff) must be empowered to do that. alluded to past mtgs @ TCMP. -- meaningful consultation w/ locals, maps, people in the administrative offices. She saw that as successful, + a requested Island was pulled from the table. No input from or to State of AK

Chris: talked about ID + gov. Colorado. Secretary said we would agree to a process. 3 Inputs we are managing:

① govt. to govt ② public mtgs ③ state.

Lesson learned for after-action: But... whom to consult with? TNF lion not informed then.
↳ July 30 -- what info had gone to lion? were they ready?

Comments continued: Govt to govt should have been initiated -- but what to consult on? local -- July 30 invited them to request, but did not initiate it or trigger.

Question: Fed. Register -- will that be there? Mary: public mtg. notices.

July 30th letters

Lee: Natl. efforts -- red flags. Concerns about environmental actions. Land into trust. Roadless in place for years -- letter brought fears of extreme actions. ~~Not~~ Caution leads me. -- What does he want? Pres? Caution will be used. Roadless has been working.

Gloria: No bad idea ever dies. We spent lots of time protecting Boswick. Sacred sites + grave sites on gravines. Bridge discussions didn't recognize this. Sometimes access seems good (expanding subsistence) But the sacredness of places can be overlooked. Laws that are archaic -- anyone can do anything on a Forest (lots of env. concerns - FOD to 3rd stain) Low runs. dirty beaches no harvest

Action items continued: Seems to be happening all at once opening up roadless rule w/out discussion of local mining permitting areas. Will it help us? will poor people not be able to eat?

Chris response: self background, Conservation, no decisions get made. No blanket approach + exemption to start. We will be transparent. We want to share as we go along and want to see your sentiments reflected. We can afford protections

Irene: assurances that decision making will be made on local level, feeling more comfortable. Continued consultation + dialogue. Like the idea of local -- input + consideration

Comments continued: The team answered questions about the coop. agency status. Coop agency part of NEPA – Creates you to be a part of dialogue + team as to how we are thinking of that. NEPA – big emphasis. How we will work together. Needs can be put into an agreement. Winona: would there be regular meetings. Regional meetings please.

?: Are these maps?? -- how can we get maps sent to consider? Sooner the better. Follow-up: current roadless under 2001.

CF: Could still be there -- but acreages different. You can help us propose what those changes, if any, will be.

Lee: are there any RR existing that block roads to green energy?

ie: Road to King cove: Would be interested in knowing about examples.

Action items continued: Would want to look into those types of works or blocks.

EG: 2011 amendment: one of 2 big factors were hydropower + access to hydropower. Earl: example of 2 unconnected existing roaded areas for subsistence.

Jerry: existing RR does have hydro mentioned in them.