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3 SANTA ROSA & SAN JACINTO MOUNTAINS

4 NATIONAL MONUMENT

5 MONUMENT ADVISORY COMMITTEE MEETING

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10 REPORTER'S TRANSCRIPT OF PROCEEDINGS

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15 LOCATION: PALM DESERT CITY HALL

73-510 Fred Waring Drive

16 Palm Desert, California

17 DATE

AND TIME: SATURDAY, SEPTEMBER 9, 2006

18 9:02 A.M. - 1:08 P.M.

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REPORTED BY: SONJA CHAPMAN

20 CSR No. 11504

21 JOB NO.

22

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GILLESPIE REPORTING & DOCUMENT MANAGEMENT, INC 1

1 APPEARANCES

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3 MONUMENT ADVISORY COMMITTEE (MAC):

4

5 GARY WATTS: California State Department Parks &

6 Recreation

7 TERRY HENDERSON: City of La Quinta, new MAC Chair

8 JEFF MORGAN: Sierra Club

9 RIC SERVICE: Winter Park Authority

10 ROBERT BROCKMAN: City of Rancho Mirage

11 BUFORD CRITES: City of Palm Desert

12 BARBARA GONZALES-LYONS: Agua Caliente Band of Cahuilla

13 Indians

14 LAURIE ROSENTHAL: San Jacinto District Ranger, Forest

15 Service

16 BILL HAVERT: Coachella Valley Mountains Conservancy

17 AL MUTH: Academic Research and Natural Science, UCR,

18 Deep Canyon Desert Research Center

19 DAWN WELLMAN: Pinyon Community Council

20 JEANNE WADE-EVANS: US Forest Service, San Bernardino

21 National Forest Supervisor

22

23 BLM STAFF:

24 JIM FOOTE: BLM Recreational Planner

25 FRANK MOWRY: BLM writer/editor

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1 PALM DESERT, CALIFORNIA; SATURDAY, OCTOBER 1, 2005

2 9:03 A.M.

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5 CHAIRMAN WATTS: Okay. We're going to go

6 ahead and call the meeting to order. If I can have a

7 roll call, please, Jim.

8 MR. FOOTE: We'll do that.

9 Frank Bogart? Absent.

10 Bob Brockman?

11 MR. MOWRY: Frank Bogart has resigned from the

12 committee. So you don't need to call his name.

13 MR. FOOTE: I note that Frank has resigned.

14 Bob Brockman?

15 MR. BROCKMAN: I'm here.

16 MR. FOOTE: Kathy Brennan? Absent.

17 Buford Crites?

18 MR. CRITES: Present.

19 MR. FOOTE: Barbara Gonzalez-Lyons?

20 MS. GONZALES-LYONS: Present.

21 MR. FOOTE: Bill Havert?

22 MR. HAVERT: Here.

23 MR. FOOTE: Terry Henderson?

24 MS. HENDERSON: Here.

25 MR. FOOTE: Bob Lyman? Walking through the

GILLESPIE REPORTING & DOCUMENT MANAGEMENT, INC 4

1 door.

2 Paul Marchand? Absent.

3 Jeff Morgan?

4 MR. MORGAN: Present.

5 MR. FOOTE: Al Muth?

6 MR. MUTH: In attendance.

7 MS. HENDERSON: Oh, man.

8 MR. FOOTE: Mary Roche? Absent.

9 Ric Service?

10 MR. SERVICE: Here.

11 MR. FOOTE: Gary Watts?

12 CHAIRMAN WATTS: Here.

13 MR. FOOTE: Dawn Wellman?

14 MS. WELLMAN: Present.

15 MR. FOOTE: And alternate Barbara Bergman?

16 Absent.

17 CHAIRMAN WATTS: Quick question for Frank.

18 Do we have any indication in Palm Springs on a

19 replacement for Mr. Bogart?

20 MR. MOWRY: We're in conversations with the

21 city clerk. They are in the process of working

22 arrangements to get a new person.

23 Palm Springs is in the current call for new

24 members. So between now and March, it looks like the

25 position will be gapped.

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1 CHAIRMAN WATTS: I just found out that this is

2 Frank Mowry's last meeting with us, although he's still

3 working with BLM. But by the time our next meeting

4 comes around, I understand that he'll be doing other

5 things.

6 Frank, I just wanted to take a minute to thank

7 you very much for all of your hard work and dedication
8 to the group and putting up with all of our things and
9 noise and requests and demands.

10 You've done a great job, and you have been
11 very dedicated to the Monument. On behalf of the
12 committee, I want to thank you for a job well done. We
13 appreciate it.

14 MS. HENDERSON: Here here.

15 CHAIRMAN WATTS: Next up on the agenda is
16 approval of last meeting's minutes.

17 MR. CRITES: So moved.

18 MS. HENDERSON: Second.

19 CHAIRMAN WATTS: All those in favor? Aye.

20 MR. SERVICE: Excuse me. Was that an approval
21 for the minutes?

22 CHAIRMAN WATTS: Yes.

23 MR. SERVICE: I have a correction. Are we on
24 this page or are we on this?

25 CHAIRMAN WATTS: We would be, I believe, on

1 these.

2 MR. SERVICE: Okay. I don't have a correction

3 to this, but this is also a set of notes.

4 MS. HENDERSON: And they're not the same?

5 MR. SERVICE: Well, this is a brief composite

6 of this. I've been identified as being the appointee

7 from the City of Palm Springs, and I'm actually from the

8 Winter Park Authority. I'd like to correct it.

9 MS. HENDERSON: Good point.

10 CHAIRMAN WATTS: We will make that correction.

11 With that in mind, are there any other corrections to

12 the minutes before we vote on approval?

13 MR. SERVICE: I'd just like to make a comment.

14 CHAIRMAN WATTS: Yes, sir, Mr. Service.

15 MR. SERVICE: This beats this anytime. This

16 verbatim stuff is impossible.

17 CHAIRMAN WATTS: I believe there are some new

18 changes coming to the minutes as effective of this

19 meeting. So hopefully these will be cut down

20 substantially.

21 MR. FOOTE: I'll comment on that. We'll
22 discuss that later. You can see on the agenda we do
23 have an item, I believe -- or not. But we will discuss
24 the taking of the minutes later on the agenda today.

25 MS. HENDERSON: I think at 12:55.

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1 MR. FOOTE: Oh, there we go. 11:30 minutes
2 recording. We will be discussing that. Then I'll
3 discuss the second version of the minutes you have at
4 that time.

5 MR. SERVICE: Great.

6 CHAIRMAN WATTS: Once again, all those in
7 favor of accepting the minutes as corrected? Aye.

8 Any opposed? They are approved and adopted.

9 Okay. Next thing on the agenda is our annual
10 vote for officer elections. So I'd like to open that up
11 for a nomination for the chair.

12 Mr. Crites.

13 MR. CRITES: Move that Terry Henderson be

14 nominated.

15 CHAIRMAN WATTS: Okay. There's a motion.

16 MR. MUTH: Second.

17 CHAIRMAN WATTS: Seconded by Mr. Muth.

18 MS. HENDERSON: I've been so looking forward
19 to this.

20 MR. CRITES: It was in part honor of your
21 coming back early to do the meeting to be justly
22 rewarded.

23 CHAIRMAN WATTS: Seeing no other nominations
24 and whether we need to close them or not --

25 MR. MUTH: Move the nominations be closed.

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1 CHAIRMAN WATTS: Okay. Motion to close the
2 nominations for chair.

3 Seconded? Seconded by Buford. Okay. Any
4 discussion? Okay. All those in favor of
5 Terry Henderson as the new chair of the committee? Aye.
6 Any opposed? No. The motion carries.

7 Terry, congratulations. It's now your

8 meeting.

9 CHAIRWOMAN HENDERSON: Thank you very much. I

10 actually did wonder whether it was better to be here for

11 this or not be here for it and decided that this was too

12 important an agency and meeting to miss.

13 MR. HAVERT: And you would have been elected

14 whether you were here or not.

15 CHAIRWOMAN HENDERSON: I'm delighted to be

16 here. At this time I would like to open the nominations

17 for vice chair.

18 MR. HAVERT: I would like to nominate my

19 esteemed colleague, the good Dr. Muth.

20 MR. WATTS: Second.

21 MR. CRITES: So seconded.

22 CHAIRWOMAN HENDERSON: Okay. We have one

23 nomination and a second. Are there any further

24 nominations? May I have a motion, please, to close the

25 nominations?

1 MR. WATTS: So moved.

2 CHAIRWOMAN HENDERSON: Motion to close the
3 nominations. Second?

4 MR. CRITES: So seconded.

5 CHAIRWOMAN HENDERSON: Okay. And a vote on
6 the closing of the nominations. All those in favor
7 indicate by saying "aye." Aye.

8 Any opposed? Nominations are closed.

9 We will now take a vote on the nomination of
10 Mr. Muth as the vice chair.

11 All those in favor? Aye.

12 Any opposed? Thank you.

13 MR. MUTH: Long live the chair.

14 CHAIRWOMAN HENDERSON: Well, at least until
15 this time next year. Thank you.

16 With that we'll move on to the next item on
17 the agenda, which is the scheduling of the '07 MAC
18 meetings.

19 Is there a reason for a staff report on this
20 at all, or just us guys getting together here and
21 determining our schedule? We have been meeting

22 quarterly?

23 MR. FOOTE: Uh-huh.

24 CHAIRWOMAN HENDERSON: Yes. Does anyone see

25 any reason to change the quarterly meetings? I think

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1 it's been sufficient.

2 Comments? Then my question would be should we

3 just simply go to the calendar and look in the future at

4 the quarterly meeting held -- I think we're the first

5 Saturday of the month, and just stay on schedule as it

6 is?

7 MS. GONZALES-LYONS: Uh-huh.

8 MR. MORGAN: Yeah. Except September which

9 usually has Labor Day on that weekend, the first

10 Saturday.

11 MS. GONZALES-LYONS: So we can go to the

12 second Saturday.

13 CHAIRWOMAN HENDERSON: With no objections I'll

14 let the staff look at the calendar and go quarterly into

15 the future and indicate what those dates are and perhaps
16 get it out in an e-mail to us in a soon, rapid time so
17 we can all get them on our calendar.

18 Does that work for you?

19 MR. FOOTE: We shall do that. Also the
20 question of location. Do we want to continue this
21 location or find a new location for meetings?

22 CHAIRWOMAN HENDERSON: Good question.

23 Barbara.

24 MS. GONZALES-LYONS: I think this is central
25 to each parts of the cities. I think this is like the

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1 center point.

2 CHAIRWOMAN HENDERSON: Uh-huh.

3 MS. GONZALES-LYONS: So I think if Palm Desert
4 doesn't mind that we stay here.

5 CHAIRWOMAN HENDERSON: We would look to
6 Mr. Crites, who is no longer a counsel member in the
7 City of Palm Desert. However, I suspect he still wields

8 some level of power and authority as a mere citizen.

9 MR. BROCKMAN: Did they take away your key
10 too?

11 MR. CRITES: I don't know. I haven't used it.

12 MR. MUTH: To the rest room or the building?

13 CHAIRWOMAN HENDERSON: Frank.

14 MR. MOWRY: In discussions I've had with the
15 facilities people here in Palm Desert, they're looking
16 at next year that it would be something like \$40 an hour
17 for use of the facilities.

18 However, we can submit a waiver for those
19 charges. But there's no guarantee we will get the
20 waiver. That will be money that will be taken out of
21 the budget that's allotted for the Monument Advisory
22 Committee. So keep that in mind.

23 And that probably is going to be the case no
24 matter where we go. If you go to any other location,
25 there's probably going to be charges involved.

1 What you're talking about is not only charges
2 for the facilities but for the people who have to come
3 in and open and close and those types of things. That's
4 what we're looking at.

5 CHAIRWOMAN HENDERSON: Thank you for that
6 additional information. I suspect that with a little
7 bit of influence from the board members -- yes,
8 Mr. Muth.

9 MR. MUTH: Doesn't Mr. Crites come and open up
10 and close the buildings?

11 MR. CRITES: We'll see if we can get that
12 adjusted.

13 CHAIRWOMAN HENDERSON: We will pursue the Palm
14 Desert location at an early opportunity and also get
15 that information out to all of us presumably within the
16 next 30 days or so.

17 MR. FOOTE: Yes.

18 CHAIRWOMAN HENDERSON: Barbara.

19 MS. GONZALES-LYONS: Yes. Should we then send
20 a letter to the Palm Desert City making a written
21 request?

22 CHAIRWOMAN HENDERSON: For the waiver? Yes.

23 MS. GONZALES-LYONS: To see if we can have the
24 meetings here and also for the waiver.

25 CHAIRWOMAN HENDERSON: Yes.

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1 MR. MOWRY: That would be an option. There's
2 a form that needs to be filled out. We can get all that
3 taken care of. We will send you the information within
4 the next few weeks so that you're up to speed on it.

5 CHAIRWOMAN HENDERSON: Okay. Understanding
6 Palm Desert's love for the environment and concern for
7 our Monument, I suspect that they would step to the
8 plate and welcome us back here.

9 Thank you. And if there's anything that we
10 can do to help with that, please let the members know.

11 Thank you.

12 So shortly we will have a schedule of our
13 meetings, but we can all look at our own calendars.

14 Moving on then to the next item, MAC charter

15 renewal.

16 MR. FOOTE: Before I address that, I want to

17 just indicate I was remiss in not recognizing that

18 Jean Wade-Evans and Laurie Rosenthal from our National

19 Monument Board of Directors are in attendance.

20 CHAIRWOMAN HENDERSON: Thank you. That was my

21 oversight.

22 MR. FOOTE: Since the last meeting, I think we

23 already touched on this. We have had two of our MAC

24 members retire from their normal jobs, both Bob Brockman

25 and Buford Crites, from their respective positions.

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1 Congratulations to both.

2 MR. BROCKMAN: Thank you.

3 CHAIRWOMAN HENDERSON: How do you feel? Like

4 a mere citizen?

5 And, Bob, how do you feel?

6 MR. BROCKMAN: Pretty much. It was only last

7 week. So I haven't really come down off of that. They

8 scheduled a council meeting on me on August 31st. So

9 I'm just now winding down.

10 CHAIRWOMAN HENDERSON: So you don't know yet?

11 MR. BROCKMAN: Not yet. Ask me next time.

12 But I understand this is where retired folks come to

13 play.

14 CHAIRWOMAN HENDERSON: Well, we are certainly

15 glad that you both have decided to stay with the

16 Monument and stay with this group. So thank you.

17 MR. FOOTE: On to the charter. The current

18 charter will expire on September 9th, 2007. The MAC

19 needs to reconsider updating it. To that end I

20 recommend that the MAC chair consider establishing a

21 work group to aid in the matter.

22 The renewal process should begin by late

23 January or early February in order to meet the deadline.

24 Given how time slips away, the sooner the process begins

25 the better.

1 CHAIRWOMAN HENDERSON: Frank?

2 MR. MOWRY: Just to follow up on what Jim has
3 said, the timelines that you're looking at, as he said
4 the charter does expire on the 9th of May 2007. Excuse
5 me. It expires the 9th of September 2007. Excuse me.

6 It does need to hit the Washington office no
7 later than the 9th of May 2007, for them to be able to
8 do the proper approvals and get it into the Federal
9 Register Notice.

10 This means that we would need to get a
11 Transmittal Memorandum, a clean version, red-line
12 version, the new proposed charter, and a list of current
13 members, along with the copy of the statutory reason why
14 the committee was formed, all up to our state office and
15 to Washington.

16 To the state office we should look at probably
17 two months prior to the expiration date and to the
18 deadline in Washington.

19 So that's the reason why we're suggesting that
20 we start looking at creating a work group probably in
21 the December meeting, and starting to work on renewal of
22 the charter either by the end of February or the first

23 of March to be able to meet all of these proper
24 timelines.

25 CHAIRWOMAN HENDERSON: Well, how complex of an

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1 ordeal is this to go through?

2 MR. MOWRY: That's a good question. All I
3 know is that Washington wants to have it at least
4 120 days out before expiration.

5 My assumption is that our state office would
6 like to have it at least 60 days if not further out to
7 be able to review it themselves. Because actually, the
8 charter is coming from the state office. It's not
9 coming from us here at the field office.

10 CHAIRWOMAN HENDERSON: Bob.

11 MR. BROCKMAN: Question for staff. Are we one
12 of the only National Monuments that has an expiring
13 charter, or is this very typical of all Monuments across
14 the country? And do they ever expire?

15 MR. MOWRY: This is very typical. We're not

16 talking about just National Monuments. We're talking
17 about advisory committees.

18 That covers more than just the Monument. That
19 covers like the committee of the justice panel, the
20 legislative committees, advisory committees.

21 There are all kinds of advisory committees,
22 not just the National Monument Advisory Committee. So
23 we're one of several. If you want to find out the
24 details on this, you can go to the FAQA website and look
25 at that database.

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1 It lists all committees. And there's several
2 hundred of them that it lists that come up for renewal
3 periodically throughout the year.

4 CHAIRWOMAN HENDERSON: I'll take them in
5 order. Buford -- please.

6 MS. WADE-EVENS: I was curious as to how many
7 Monument Advisory Committees are there. You referenced
8 a lot of other advisory committees.

9 I'd be curious how many are actually Monument
10 Advisory Committees. Because it seems like this is
11 pretty unique.

12 MR. MOWRY: For the Bureau of Land Management
13 within the National Landscape Conservation System, there
14 are 16 National Monuments. But we're also talking about
15 advisory committees for the resource areas.

16 MR. FOOTE: They're the resource area advisory
17 committees. Locally we have a Desert Advisory
18 Committee --

19 MR. MOWRY: Exactly.

20 MR. FOOTE: -- which has some overlap with the
21 National Monument.

22 MR. MOWRY: Yeah. Those fall into that as
23 well. It would be great if it was just the National
24 Monument, but unfortunately there's a lot more involved
25 in it than that.

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1 That's the reason why Washington is requesting

2 this greater timeline to make sure it gets through the
3 bureaucracy there within plenty of time prior to the
4 expiration.

5 CHAIRWOMAN HENDERSON: Jeff.

6 MR. MORGAN: Just one. Most of the other
7 Monuments that are in the NLCS system don't have
8 Monument Advisory Committees.

9 The BLM has taken the path that they want to,
10 I guess, develop a plan and make a record of decision on
11 the plan and then appoint the committee to implement the
12 plan.

13 They don't want the advisory committees
14 writing the plan because it wouldn't be what the BLM
15 wants. So that's the route they're taking.

16 CHAIRWOMAN HENDERSON: Thank you, Jeff.

17 Buford.

18 MR. CRITES: We just ought to have this done
19 by December because the December after that it still
20 will not be done.

21 CHAIRWOMAN HENDERSON: I agree.

22 Bill.

23 MR. HAVERT: Is this something that could be
24 e-mailed to everybody as a Word document? Those that
25 have comments could then just go in and make changes and

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1 make any suggestions and either forward them to the
2 chair or vice chair or if somebody else wants to take it
3 on -- although, I know Al is looking for something to do
4 or Bob in his retirement -- and collate all of those and
5 get them back to staff in time for the December meeting
6 for review by the body?

7 MR. FOOTE: Yes. We can do that.

8 CHAIRWOMAN HENDERSON: I agree with both Bill
9 and Buford. We need to do this. Your preference at
10 this point as I hear is for everybody to have some
11 involvement instead of appointing a committee?

12 MR. HAVERT: Yeah. That way everybody who
13 wants to provide input can. They can get it to whoever
14 you want to be the appointed person.

15 CHAIRWOMAN HENDERSON: I don't have the

16 ability to collate it all and put it back. Nor do I

17 have necessarily the time.

18 Al, would you want to take that on?

19 MR. MUTH: No. But I suggest you send it all

20 to Jeff, and Jeff gets it collated.

21 CHAIRWOMAN HENDERSON: Jim.

22 MR. HAVERT: Jeff or Jim.

23 MR. MUTH: How many times have I done that?

24 MR. FOOTE: Many.

25 CHAIRWOMAN HENDERSON: I think sending it to

GILLESPIE REPORTING & DOCUMENT MANAGEMENT, INC 20

1 Jim is probably the appropriate thing to do.

2 Jim, wouldn't you also agree?

3 MR. FOOTE: I'll forward it to Jeff if he

4 needs to see it as well.

5 CHAIRWOMAN HENDERSON: Okay. So you will be

6 getting this out in an e-mail to us?

7 MR. FOOTE: Correct. One question.

8 Recognizing that Buford did not receive an agenda via

9 e-mail since he has no computer, are there any others
10 that need it mailed to them versus sent electronically?

11 MR. MUTH: What does it cost to post a stone
12 tablet?

13 CHAIRWOMAN HENDERSON: Delivered by horse and
14 buggy?

15 MR. FOOTE: Hearing none, everyone will get it
16 by e-mail other than Buford, who will get it by regular
17 mail.

18 CHAIRWOMAN HENDERSON: Please indicate on
19 there somewhat of a tight time frame so that we promptly
20 respond to you in the appropriate way.

21 MR. FOOTE: I will do that.

22 CHAIRWOMAN HENDERSON: Okay. Keep me posted
23 as we get closer to December if in fact we need to pull
24 a subcommittee together fast to make our December
25 meeting. Thank you.

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1 MR. FOOTE: Uh-huh.

2 MR. SERVICE: Madam Chair?

3 CHAIRWOMAN HENDERSON: Yes. I'm sorry. Did I
4 miss you?

5 MR. SERVICE: Maybe I could have a
6 clarification here. Is there anything wrong with just
7 simply taking what we have and submitting it, or is
8 there a sense in the group that we need to go back
9 through and wordsmith this or change the dictates?

10 CHAIRWOMAN HENDERSON: I think the idea here
11 is to give everybody an opportunity to see what's there.
12 I would agree with you. I'm not expecting many changes.

13 To me that is why I asked Frank the question.

14 Isn't this something like just a routine
15 taking the information we have and putting it into the
16 proper form and deliver it to the proper agencies?

17 MR. MOWRY: The charter that we currently have
18 was based upon the original charter, which was created
19 primarily for the development of the Management Plan.

20 It does not address information such as what
21 to do with all alternates. It doesn't address anything
22 regarding what your roles and responsibilities are.
23 It's very vague in that respect.

24 CHAIRWOMAN HENDERSON: You can streamline it,
25 then?

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1 MR. MOWRY: Yeah. You do have opportunity to
2 fashion the charter to be more functional for what it is
3 that you're actually doing as for implementation of the
4 plan and put that in black and white. Because right now
5 it's extremely gray. And there's no real definitions in
6 the charter itself.

7 CHAIRWOMAN HENDERSON: Gary.

8 MR. WATTS: Did we renew it once already?

9 MR. MOWRY: Yes.

10 MR. WATTS: And did we make any changes on
11 that renewal?

12 MR. MOWRY: They were not to the level of
13 really defining information in detail.

14 CHAIRWOMAN HENDERSON: Ric.

15 MR. SERVICE: I understand. Thank you.

16 CHAIRWOMAN HENDERSON: Any additional comments

17 on this item before we move on? If not --

18 I'm sorry, Laurie.

19 MS. ROSENTHAL: One possible suggestion is
20 there has been a creation of a steering committee. At
21 the last meeting a steering committee was created.

22 I don't know if they've met or if they're
23 planning on meeting, but that might be something for
24 them to look at as well.

25 CHAIRWOMAN HENDERSON: Okay. I'm sorry. I

GILLESPIE REPORTING & DOCUMENT MANAGEMENT, INC 23

1 apparently don't recall the steering committee. What
2 was their goal?

3 MS. ROSENTHAL: Jim, do you want to answer?

4 MR. FOOTE: Yeah. I can refresh memories on
5 that. At the last meeting we were discussing how best
6 we might prioritize work for the Monument coming from
7 the agency perspective, the MAC perspective, and Bill
8 suggested that a steering committee be formed.

9 That steering committee would be chaired by

10 Buford. Members would be Bill and Jeff. So we do have
11 an existing steering committee to address those issues,
12 which I will be touching on later today.

13 Along these same lines, they can take it upon
14 themselves at that time to also address charter issues
15 if they so choose.

16 CHAIRWOMAN HENDERSON: Has that steering
17 committee met?

18 MR. FOOTE: No, it hasn't.

19 CHAIRWOMAN HENDERSON: Okay. I was going to
20 ask that we have information brought forward at our next
21 meeting of what committees maybe are out there if there
22 are still some and what they're doing and maybe the
23 potential of starting new from scratch and kind of
24 eliminating old committees or groups and getting a fresh
25 new start.

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1 In the meantime, am I hearing that, Jeff?

2 MR. MORGAN: I think we cancelled all the old

3 committees at the last meeting. We did that already.

4 CHAIRWOMAN HENDERSON: Was I here?

5 MR. WATTS: It was toward the end.

6 CHAIRWOMAN HENDERSON: Well, I must have been
7 very cold, then.

8 MR. FOOTE: Well, the committees that were
9 existing, Jeff is right, were eliminated with the
10 exception of the formation of the steering committee,
11 which was new.

12 CHAIRWOMAN HENDERSON: Okay. Would the
13 steering committee, which I think now I heard is Jeff,
14 Buford, and Bill -- would you like to have a meeting on
15 this charter review process? I will join that meeting.

16 MR. HAVERT: You're the Chair.

17 MR. CRITES: As the Chair so wishes.

18 CHAIRWOMAN HENDERSON: I think it would
19 certainly be advisable at this point that we have at
20 least one meeting of that group to review the immediate
21 question of the charter renewal process.

22 MR. CRITES: We will schedule such a meeting
23 today.

24 CHAIRWOMAN HENDERSON: Okay.

25 MR. MORGAN: Could we get a copy of the

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1 charter we're operating under at the current time?

2 CHAIRWOMAN HENDERSON: Does anybody have that

3 with them? I may have it. I'll have to dig in here

4 further.

5 MR. FOOTE: As I indicated, I will be asking

6 that that steering committee meet to also tackle another

7 issue, but I'll address that later.

8 CHAIRWOMAN HENDERSON: Okay. Is there a

9 problem that we're moving faster than the time on the

10 agenda for these items? Okay.

11 MS. GONZALES-LYONS: No.

12 CHAIRWOMAN HENDERSON: Well, my understanding

13 is that we're posted from 9:00 to 1:00. So we have to

14 be here until 1:00.

15 Did that change also?

16 MR. CRITES: No. The Chair must remain until

17 1:00, as well as the federally-designated officials.

18 Otherwise, the rest of us can go.

19 CHAIRWOMAN HENDERSON: Moving on to the next

20 item, the Dunn Road report.

21 This is looking for an agency decision?

22 MR. FOOTE: That's correct.

23 CHAIRWOMAN HENDERSON: Who is going to deliver

24 this?

25 MR. FOOTE: I will do that.

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1 CHAIRWOMAN HENDERSON: Thank you.

2 MR. FOOTE: One note on the agenda and the

3 timing. We do have to ensure that we make available the

4 11:00 period for public comments.

5 CHAIRWOMAN HENDERSON: Yes. Okay. Thank you.

6 MR. FOOTE: Okay. The next agenda item is

7 Dunn Road and agency decision. I'm glad to see we are

8 ahead of schedule here. That will give us ample time to

9 deal with this.

10 I am going to refer to notes that I've taken
11 or notes that I have in front of me, because I don't
12 want to miss any of the points I wish to make.

13 You do have some information in front of you
14 in your packets that relate to Dunn Road. One of them
15 outlines the manner in which we approach decisions.

16 And that is typically to look at the hierarchy
17 of law, regulation, policy, land use plans, and ensure
18 that whatever decisions we make do conform to all those
19 in that hierarchy.

20 So this is primarily given to you as
21 background information. I have highlight in bold the
22 more pertinent parts of the regulations and the land use
23 plan that's applicable to the decision I'm about to
24 disclose.

25 With that I'll move on. Oh. Before I do move

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1 on, there is a second piece of information. That is the
2 Power Point presentation that was provided at the

3 October meeting of the MAC. I'll discuss that shortly.

4 As you recall the MAC really has considered
5 Dunn Road maintenance issues in the last two years,
6 initially at the June 5th, 2004 meeting, when we
7 discussed the need to repair two small spots at the
8 upper end of road to facilitate access by fire vehicles.

9 Since then the heavy rainfall we've had has
10 resulted in substantial erosion to the degree now that
11 two sections of the road are impassable by vehicles.
12 That occurred last October.

13 During the December 3rd, 2005, meeting I
14 showed you the photos of the road both before and after
15 those October rains. That's the black and white Power
16 presentation that you have in front of you.

17 I apologize that the quality isn't the
18 greatest, but I do have the color version if anybody
19 wishes to look at that at some point later today.

20 At issue, at least in the opinion of some
21 individuals but not everyone, is whether BLM's 2002
22 decision as made through the CDCA plan amendment for the
23 Coachella Valley addresses maintenance and repair
24 activities and whether BLM has latitude to consider

25 elimination of the road or its narrowing to create a

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1 nonmotorized trail.

2 Some assert that BLM must render a separate
3 decision that would allow maintenance in general to
4 occur. Others assert that the 2002 decision has already
5 addressed maintenance, thereby leaving only the question
6 of the extent of the maintenance.

7 Again, handouts have been provided to help you
8 understand how we approach the matter regarding
9 maintenance and repair of Dunn Road.

10 Typically again we look at the pertinent law,
11 the regulations, the policy, and then the land use plan
12 decisions to ensure we proceed in the correct manner.

13 In the interest of time, I won't take you
14 through that with any detail. I'll just let you look at
15 that, and I'll kind of cut to the chase here.

16 Let me go to the BLM CDCA plan decision of
17 2002. I'll quote what that says.

18 "Manage vehicle access in the
19 Dunn Road area for administrative
20 purposes such as flood control, law
21 enforcement, search and rescue, and
22 fire control, as well as controlled
23 levels of permitted uses such as
24 research and commercial recreation
25 subject to permission of private

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1 landowners for use of nonfederal
2 lands."
3 "Public land portions of Dunn Road,
4 Dry Wash Road, and the access road
5 from Arroyo Corrizo would be closed
6 except for administrative and
7 permitted access until Bighorn
8 sheep populations recover. The
9 designation of these roads may be
10 reevaluated at that time."

11 Additional text from the CDCA plan amendment
12 is provided in the handout, but the part I just quoted
13 is really at the heart of the issue at hand.

14 The following is BLM's determination regarding
15 Dunn Road maintenance as addressed in the CDCA plan
16 amendment for the Coachella Valley.

17 "The decision to manage Dunn Road
18 per administrative purposes carries
19 with it the decision to maintain
20 the road. Elimination of Dunn Road
21 or narrowing of it to create a
22 nonmotorized trail would not
23 conform to the CDCA plan;"

24 "Hence, an amendment to the plan
25 would be required in order to

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1 proceed with such proposals;"

2 "Whereas Dunn Road is closed to

3 motorized public access in

4 accordance with the CDCA plan
5 amendment;"
6 "Whereas gates precluding motorized
7 public access are maintained at
8 each end of the road;"

9 "And whereas the level of
10 administrative use of Dunn Road as
11 proved in 2002 would not be
12 expected to change upon repair and
13 maintenance of the road, BLM has
14 determined that amendment to the
15 CDCA Plan to allow for its
16 elimination or modification to
17 become a trail is not warranted."

18 Having said that, BLM has discretion regarding
19 implementation of its land use plan decisions.
20 Determinations regarding implementation are based on the
21 agency's capability to do so, including availability of
22 funding, staff capabilities in light of work load, and
23 consideration of other factors that may have a bearing
24 on implementation.

25 Therefore, I recommend that the MAC Chair

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1 convene a work group to identify a strategy for moving
2 forward to include the addressing of funding
3 opportunities for maintenance and the private land
4 issue.

5 A work group was established during the
6 October 1st, 2005, MAC meeting to address the private
7 land issue, though it never met as the time was not
8 right.

9 I also recommend that a date be identified by
10 the work group members before leaving today to address
11 the maintenance issue.

12 Yes?

13 CHAIRWOMAN HENDERSON: I did, by the way,
14 notice here that Barbara, you were apparently on that
15 work group.

16 MS. GONZALES-LYONS: Uh-huh.

17 MR. FOOTE: Correct. I did identify in the

18 handout the members of the work group that was
19 established.

20 CHAIRWOMAN HENDERSON: Right. So that earlier
21 convening of that work group where the charter
22 discussion will include you also as part of the original
23 work group.

24 Is there a discussion on the report that was
25 just delivered? Does the work group know that we do

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1 need to meet on this so we can look at these maintenance
2 issues and funding for it?

3 Jeff.

4 MR. MORGAN: I have a comment. The CDCA Plan
5 and the record of decision was signed 2002 falls under
6 part of a larger plan that is being challenged by
7 various parties.

8 There's high likelihood that this record of
9 decision will be set aside for particularly things like
10 the Dunn Road. You know, that's just one of the things

11 that are part of the challenge to this plan.

12 This is in the courts. It will be for a long
13 time. So I don't suspect there will be any movement
14 forward with this until that end one way or the other.

15 CHAIRWOMAN HENDERSON: Comment?

16 MR. FOOTE: Until such time that we have some
17 resolution on that, I think it's in our best interest to
18 move forward. There is some client privileged
19 information that cannot be disclosed.

20 The public information that appeared on the
21 Center for Biological Diversity's Website that in full
22 printed the Complaint did not address the Coachella
23 Valley Plan amendment for CDCA. It only addressed the
24 NICO, the West Mojave Plan. Then the prayers for relief
25 were only relative to those.

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1 The lawsuit is against BLM, the Secretary of
2 Interior, Fish & Wildlife Service. So I'm not aware
3 that the Coachella Valley Plan at this point is part of

4 the challenge. I just have no further information on
5 that.

6 MR. MORGAN: Well, there was a 60-day letter
7 sent at the same time as the other challenges were put
8 forward, and there was a response to that letter. So it
9 is a part of the mix right now.

10 CHAIRWOMAN HENDERSON: Bill Havert.

11 MR. HAVERT: Correct me if I'm wrong. There
12 was also litigation at that time -- at least there was
13 some activity in the court aimed at forcing the closure
14 of the Dunn Road or the nonmaintenance of the Dunn Road.
15 I remember that a number of different entities submitted
16 briefs to the Court at that time.

17 MR. FOOTE: Uh-huh.

18 MR. HAVERT: I think probably the Tribe may
19 have been one. I think the County Flood Control. And I
20 think one of the fire agencies and the Attorney general
21 did as well, all indicating the needs for maintaining
22 that road as you've already described here for emergency
23 services and so on. Not public access, but just for
24 emergency type of administrative access.

25 My recollection is the outcome of that was an

1 agreement that the road would be maintained for those
2 purposes. That's the last recollection that I have on
3 that activity.

4 CHAIRWOMAN HENDERSON: Buford, I think you
5 were next.

6 MR. CRITES: Whether there is or isn't a
7 lawsuit, the 2002 plan is in effect; correct?

8 MR. FOOTE: Correct.

9 MR. CRITES: So. . .

10 CHAIRWOMAN HENDERSON: We need to act on it.

11 MR. CRITES: Right. If it isn't in effect at
12 some point, then obviously you make whatever decisions
13 are appropriate or whatever the Court finds. Until then
14 it would be like anything else that's approved.

15 Unless the Court stays it in terms of being
16 effective, it is effective; right?

17 MR. FOOTE: Correct.

18 MR. CRITES: Okay.

19 CHAIRWOMAN HENDERSON: Jeff.

20 MR. MORGAN: The situation with Dunn Road
21 prior to December 27, 2002, which Bill was referring to,
22 there was an actual closure of the Dunn Road that was in
23 effect issued by Judge Alsup in San Francisco.

24 This superseded that, you know, whenever the
25 Record of Decision was signed. But there was a period

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1 when Dunn Road was actually officially closed.

2 CHAIRWOMAN HENDERSON: Okay. But currently we
3 need to move forward with the information that we have
4 solidly in hand and the plan that we have. The work
5 group has already agreed to a meeting on the charter.

6 Assuming that you would like to have these two
7 subjects at the one meeting date, would that take care
8 of your issue, then?

9 MR. FOOTE: There will be an additional issue
10 that I get to address.

11 CHAIRWOMAN HENDERSON: Okay. So it looks like

12 we're going to have a long agenda to the charter group
13 when we do agree to that meeting date.

14 But I don't think you want to look at
15 different dates for different meetings?

16 MS. GONZALES-LYONS: No.

17 CHAIRWOMAN HENDERSON: No. Okay. Then we'll
18 get together afterwards and set up the dates.

19 MR. FOOTE: Just for a point of clarification,
20 back to Jeff's point. It's erroneous to state that
21 through the Court order, the Dunn Road was closed, when
22 in fact, BLM had made that decision prior to our
23 entering into the lawsuit settlement.

24 We had made a decision, published it in a
25 Federal Register that Dunn Road was closed to public

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1 access before we entered the lawsuit settlement
2 agreement.

3 MR. MORGAN: Well, in a stipulated settlement,
4 it is a matter of agreement between the parties involved

5 that this occurred. You did agree to close Dunn Road.

6 MR. FOOTE: We agreed that we would continue
7 our closure of the Dunn Road. It was not a new closure.

8 MR. CRITES: Chair?

9 CHAIRWOMAN HENDERSON: Yes.

10 MR. CRITES: Would you help us get back on
11 time?

12 CHAIRWOMAN HENDERSON: I was going to actually
13 thank our two colleagues for sharing with us their
14 particular take on this Dunn Road situation. We'll just
15 moved forward the way we are.

16 Okay. Let me catch up here, folks. The next
17 item on the agenda is another one that rouses some
18 emotions. That's hang gliding.

19 I believe, Jim, you're going to deliver this
20 one too.

21 MR. FOOTE: Yes, I will.

22 CHAIRWOMAN HENDERSON: Please. I think we
23 have some members of the MAC and staff that disagree on
24 some of these issues.

25 MR. FOOTE: I think that's a fair statement.

1 In front of you, you also have a handout that deals with
2 hand gliding that is composed much like the handout
3 regarding Dunn Road.

4 Again, it looks at law, regulation policy, and
5 land use plan decisions as the basis for our
6 determination at this point in time. Again, I've
7 highlighted pertinent sections.

8 The matter regarding reconsideration of the
9 hang gliding decision goes back to the February 5, 2005,
10 MAC meeting when Dr. Tad Hurst gave a presentation on
11 the reasons for doing so.

12 Without revisiting the MAC work group effort
13 to address the matter that occurred on April 2, 2005,
14 for which Al was the chair, or reviewing the lengthy
15 discussions we have had at the MAC meetings since then,
16 I'll just proceed. If you do have any questions
17 regarding what those may have been, I'll be glad to
18 entertain that.

19 The approved National Monument Management Plan
20 prohibits the launches of hang gliders and similar
21 aircraft from and landing on BLM and National Forest
22 lands within and adjacent to essential Peninsular
23 bighorn sheep habitat in the National Monument including
24 Vista Point.

25 The BLM issued orders to this effect in

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1 February 2005, and published the order in the Federal
2 Register in July of 2005.

3 On October 1st of 2005, the Monument Advisory
4 Committee approved a motion recommending that BLM
5 initiate consideration of an amendment process that
6 would allow something equivalent to a special use permit
7 for hang gliding at Vista Point.

8 In a related local and federal government plan
9 addressing trails management in the Santa Rosa and San
10 Jacinto Mountains -- that is, the Coachella Valley
11 Multiple Species Habitat Conservation Plan -- we

12 witnessed a significant change in management approach
13 from the draft plan to the final proposed plan.

14 Hopefully by the time I get through this
15 presentation, you'll understand why that is relevant.
16 It's important to acknowledge that approval of the
17 Monument Management Plan in February of 2004, coincided
18 with development of the draft MSHCP that was released
19 for public comment and review in November of that same
20 year.

21 The following is BLM's determination with
22 regards to considering the amendment process as
23 recommended by the MAC is as follows:

24 Whereas there has been a change in the related
25 plans of local governments -- in this instance, the

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1 trails plan component of the MSHCP from the draft plan
2 to the final proposed plan -- current efforts underway
3 to address the circumstances surrounding rejection by
4 the City of Desert Hot Springs notwithstanding; whereas

5 the response to comments on the draft MSHCP and Draft
6 EIR/EIS indicate that the responses of bighorn sheep to
7 recreational impacts is variable and not currently well
8 understood; whereas the trails plan component of the
9 MSHCP in response to public comments was revised to
10 reflect an adaptive management approach instead of a
11 precautionary approach; whereas both nonmotorized trail
12 activities and hang gliding constitute recreational
13 activities; and whereas the Monument Management Plan was
14 approved at the same time the precautionary approach to
15 trails management was being formulated as the draft
16 trails plan component of the MSHCP, an evaluation to
17 determine whether there is sufficient cause to warrant
18 amendment of the plan will be undertaken.

19 BLM will initiate an Environmental Assessment
20 addressing a range of alternatives that include
21 unregulated launches from Vista Point, launches from
22 Vista Point under a Special Recreation Permit, and a
23 no-action alternative as required by the National
24 Environmental Policy Act that would maintain the current
25 decision.

1 The draft environmental assessment will not
2 identify a preferred alternative. Rather, it will be
3 the vehicle for evaluating whether the Monument's land
4 use plan decision and NEPA analysis are still valid
5 through analyses of various alternatives.

6 Considerations will include safety issues
7 along Highway 74 and manageability of the activity.
8 These concerns were not sepcifically addressed in the
9 Monument Management Plan but have been raised since
10 then.

11 Having said that, BLM would not initiate the
12 evaluation process until such time we acquire additional
13 staff, especially a recreation planner, to take on that
14 task.

15 We are now in the process of recruiting for
16 that position. That position is essential to fill in
17 behind myself who would will be tasked with that duty.

18 CHAIRWOMAN HENDERSON: Will that be a single
19 agenda item for -- the new position will be doing this

20 only?

21 MR. FOOTE: No. No. This is a range of

22 duties much like a recreational planner will do.

23 CHAIRWOMAN HENDERSON: Okay. So you're

24 bringing on additional staff anyway?

25 MR. FOOTE: This is a permanent position we're

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1 recruiting for. This is not Monument staff. This is

2 much as my previous position was. That was field office

3 staff, but addressing Monument issue.

4 CHAIRWOMAN HENDERSON: Right.

5 Questions? Comments?

6 Al.

7 MR. MUTH: Mr. Foote, can you just give me a

8 bottom line? You will continue to study the issue; is

9 that correct?

10 MR. FOOTE: The determination is to -- or the

11 evaluation we'll determine is the current decision still

12 valid. There have been questions raised as to that

13 effect.

14 We concur that an evaluation is warranted to
15 address these concerns that have been raised,
16 particularly in light of the change of the MSHCP from
17 the draft to the final plan.

18 Even though that is, of course, still in the
19 working process and will continue for the next year, an
20 evaluation is warranted at this time.

21 It is not to suggest that we are proposing
22 that the Monument Plan be amended at this time. We're
23 not saying that the decision in itself is an error, but
24 an evaluation is in fact warranted.

25 CHAIRWOMAN HENDERSON: Which I believe is what

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1 we asked for at the last meeting.

2 Jeff.

3 MR. MORGAN: Mr. Foote, would this involve a
4 consultation with the US Fish & Wildlife Service
5 regarding possible effects on the Peninsular bighorn

6 sheep in the area?

7 MR. FOOTE: Yes, it will.

8 MR. MORGAN: Thank you.

9 CHAIRWOMAN HENDERSON: So then you will just
10 be bringing information back to us?

11 MR. FOOTE: Correct.

12 CHAIRWOMAN HENDERSON: Or is the work group
13 going to undertake some sort of effort on this too?

14 MR. FOOTE: No.

15 CHAIRWOMAN HENDERSON: No.

16 MR. FOOTE: No. Initially BLM -- when staff
17 comes on board, we will initiate the process in
18 conformance with NEPA, which involves consultation with
19 US Fish & Wildlife Service.

20 Then we'll proceed along those lines that we
21 traditionally do when we undertake any kind of NEPA
22 analysis. We will reach a decision at the end of that
23 process.

24 CHAIRWOMAN HENDERSON: How long do you think
25 this is going to take?

1 MR. FOOTE: Well, assuming that the position
2 for which we are recruiting won't be on board until and
3 up to speed into the early part of hopefully next year,
4 probably sometime perhaps in the spring we might be in a
5 position to initiate.

6 CHAIRWOMAN HENDERSON: Okay. So the new chair
7 may undertake all of these issues, then. Thank you.

8 Are there any questions on this? Seeing none,
9 we will move on. But please, if I could apologize and
10 ask for everybody's indulgence, my very first duty
11 should have been to thank Mr. Watts for the tremendous
12 job and time commitment that he put in this last year.

13 You worked hard for all of us and for the
14 Monument. You did a great job, and I thank you for your
15 efforts.

16 MR. WATTS: Thank you.

17 CHAIRWOMAN HENDERSON: Do we have a plaque?

18 MR. WATTS: Thank you. Thank you all. Thank
19 you.

20 CHAIRWOMAN HENDERSON: Do we have a tradition
21 of outgoing chairs getting plaques? Did you get a
22 plaque?

23 MR. CRITES: No. The outgoing chair is
24 usually taken to dinner by the incoming chair. I'm
25 still waiting.

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1 CHAIRWOMAN HENDERSON: We might have a
2 still-waiting club for him.

3 MR. MUTH: Or a work group.

4 CHAIRWOMAN HENDERSON: Yeah. Or a work group.

5 So I do apologize to you for not taking care
6 of that at the appropriate time.

7 MR. WATTS: Thank you for your kind words.

8 CHAIRWOMAN HENDERSON: "Concerns" is next item
9 on the agenda. 10:20. we are still ahead of schedule.

10 Concerns. National Monument Boundary revisions.

11 MR. FOOTE: Yes. You do have a four-page
12 handout that is paperclipped in front of you. It's

13 paper-clipped because you're meant to pull that apart.

14 And Maps 1, 2, and 3 are to be laid in front

15 of you and matched up to create one single map out of

16 that. Map 4 is a separate issue. I'm going to let

17 Buford kick this discussion off regarding Monument

18 Boundary.

19 MR. CRITES: There are two areas that are at

20 least for discussion this morning. One of the areas is

21 on Santa Rosa Mountain. Another other area is out along

22 I-10 near Snow Creek. In that general area.

23 CHAIRWOMAN HENDERSON: Is that Page 4?

24 MR. CRITES: Page 4. Yes.

25 CHAIRWOMAN HENDERSON: Okay.

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1 MS. WADE-EVENS: Can you help us with the

2 layout of the map real quick?

3 MR. CRITES: Yep. Start with 1, 2, and 3.

4 CHAIRWOMAN HENDERSON: 1, 2, and 3.

5 MS. WADE-EVENS: Like this.

6 MR. CRITES: Place those in a 1, 2, 3 order.

7 You mentally take yourself up Highway 74 up the Santa

8 Rosa Mountain Road past the Pinyon area.

9 You will note originally I think the people

10 who were working on the boundary of the Monument

11 intended the Monument to follow the "ridge line" along

12 the San Jacintos across.

13 Then it doesn't quite follow the ridge line

14 through the Santa Rosa Indian reservations. They did

15 not choose to be a part of the Monument.

16 Then it picked up the ridge line along the top

17 of Santa Rosa Mountain to Torro Peak and then on down

18 the ridge line of the Santa Rosas down to where we go

19 into Anza Borrego.

20 As it turns out the boundary was drawn lower

21 to this side of the mountain. For whatever reasons

22 that's what happened. It does not follow that ridge

23 line.

24 So one issue is that, as an example, the

25 campground at Santa Rosa Spring is not in the Monument.

1 So any time we want to use, as an example, Monument
2 funds or in the case of doing some work with Friends of
3 the Mountain some matching funds that would be
4 generated, we can't use those to do some needed repair
5 work at the campground in the spring because it's not in
6 the Monument.

7 CHAIRWOMAN HENDERSON: Now, is that on Page 3?

8 MR. CRITES: That's on Page 2. Right in the
9 center, the little dots.

10 CHAIRWOMAN HENDERSON: Okay.

11 MR. CRITES: Up at the top, the Santa Rosa
12 Campground some of that area. So "A," the boundary
13 didn't quite follow where we thought it was.

14 "B," it also ended up leaving what I think we
15 can call partial orphaned sections of national forest,
16 which on your map would be located towards the bottom of
17 the map.

18 So where the forest sections are squares, the
19 ridge line cuts across either a third, a quarter,
20 two-thirds, five-eighths of a section and leaves little

21 remnant parcels not in the Monument in the forest and
22 have to be managed differently than all the stuff
23 adjacent to it.

24 The only way you can get to those parcels is
25 through the Monument. So the suggestion is to simply

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1 tidy the boundary up along the Santa Rosa Mountain side
2 to where it includes, "A", both the major ridge line,
3 and "B", moves in some cases past of the ridge line a
4 little bit to simply pick up the remnants of other
5 Forest Service sections so that we don't have two
6 different management plans along the same Forest Service
7 section.

8 CHAIRWOMAN HENDERSON: Before Bill goes on,
9 Buford, I would assume that you've have some discussions
10 regarding the complexities of changing the boundaries.

11 Can you share that information?

12 MR. CRITES: We have chatted with Mary Bono's
13 staff. They're looking at potentially including these

14 boundary changes in another piece of legislation dealing
15 with wilderness issues and other things that the
16 congresswoman may introduce.

17 So it would be a companion piece to that. And
18 the Forest Service, BLM staff, Monument folks have
19 already looked at this issue. I think it's fair to say
20 we have a warm feeling for making this adjustment.

21 MR. FOOTE: I'll defer to Laurie, who I was
22 along with Laurie and her district leadership staff on a
23 field trip out to that just recently. We did discuss
24 this issue.

25 MS. ROSENTHAL: My understanding, because we

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1 had to do some digging on this for the history of it,
2 was that the original reason to put it on the other
3 ridge line where it presently is now is because then the
4 campground and some of the yellow post sites would be
5 able to collect fees.

6 However, since then we made a decision in the

7 Monument Plan that nothing in the Monument would be part
8 of the Adventure Pass. Therefore, there's kind of null
9 and void.

10 I support Buford's recommendation to go down
11 to the bottom of the district. It's not that much more
12 land. It just makes sense. I don't see any reason not
13 to do it. Let's put it that way.

14 CHAIRWOMAN HENDERSON: So do I understand
15 correctly, this is merely a legislative action that
16 Mary Bono --

17 MR. CRITES: Merely a congressional action.
18 Yes.

19 CHAIRWOMAN HENDERSON: Yes. Just merely.
20 Well, coming from a mere citizen.

21 MR. CRITES: Yeah. It's not anything that
22 affects any private land owners or the reservation. The
23 only impact is on whether or not particular sections of
24 US Forest Service land are located inside or outside the
25 boundaries of the Management.

1 CHAIRWOMAN HENDERSON: I think Barbara had a
2 question, and then we'll go to Bill.

3 MS. GONZALES-LYONS: Yes. I just wanted a
4 clarification.

5 You're talking about making the Santa Rosa/San
6 Jacinto Mountains National Monument to the actual
7 boundaries in these square mileage type instead of
8 jagged?

9 MR. CRITES: Right. It just seems to make
10 sense. Because once you go past those areas, then it
11 becomes BLM and other things.

12 In some cases further down, it ends up
13 becoming a park. So it's not as if it's then attached
14 to any other type of management. It's sort of orphaned
15 out there on the edge.

16 MS. GONZALES-LYONS: Have you talked to
17 everybody that is involved in these lands, and there's
18 no problem with anybody?

19 MR. CRITES: Forest Service is it.

20 MS. GONZALES-LYONS: That's it.

21 MS. ROSENTHAL: It's very confusing now.
22 Because when you drive up Santa Rosa Mountain Road,
23 you're in, you're out, you're in. So you can't even
24 take the road and say, "This is all part of the
25 Monument."

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1 CHAIRWOMAN HENDERSON: I'd like to recommend
2 that somebody -- me, whoever -- leave the three together
3 here. And when we take a break, you come and show that
4 if somebody has a yellow pen here. Because there's
5 various lines here. I'm not sure we all know exactly --

6 MR. CRITES: The dotted line.

7 MS. GONZALES-LYONS: The dotted line. It's to
8 the square miles. The dotted line.

9 MR. MORGAN: You're on the section lines
10 instead of on the normal what the ridge line.

11 CHAIRWOMAN HENDERSON: Okay. Got you.

12 MS. GONZALES-LYONS: It will follow that way
13 all the way down until where we don't see the mapping;

14 right?

15 MR. CRITES: That goes past. Then you're back
16 down on the ridge line toward Rabbit Peak and down that
17 way.

18 Then all of a sudden, when you cross over
19 you're in Anza Borrego State Park.

20 MR. MORGAN: It's adjacent to Anza Borrego
21 State Park. It's south of the Forest Service or BLM
22 lands.

23 MR. CRITES: Yeah.

24 MR. BROCKMAN: What is the status of the land
25 immediately south of this dotted line?

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1 MR. HAVERT: Private.

2 MR. BROCKMAN: Okay.

3 CHAIRWOMAN HENDERSON: Then what happens to
4 the land in the dashed line? Well, there's a dotted
5 line and then there's a dashed line.

6 MR. FOOTE: The dashed line outlines the

7 private lands that are in that area.

8 CHAIRWOMAN HENDERSON: Okay.

9 MS. GONZALES-LYONS: Are there going to be any
10 problems with the private lands that are within that
11 area being put into the Monument?

12 MR. CRITES: It will also help us to
13 potentially find a way to buy that particular last
14 little piece, which is the remnant of a four-part land
15 sale that we've been picking up from a single owner over
16 the last --

17 MR. HAVERT: Three or four years.

18 MR. CRITES: Yeah.

19 MR. HAVERT: Actually more. Yeah.

20 CHAIRWOMAN HENDERSON: Does the owner of this
21 land know the potential action that may take place here
22 involving his land?

23 MR. CRITES: I think the owner of that land
24 believes it's now in the Monument since he's tried to
25 sell it to us.

1 MS. ROSENTHAL: We'd need to get consensus.

2 MR. CRITES: Yeah.

3 CHAIRWOMAN HENDERSON: Okay.

4 MR. HAVERT: It's currently partly in the
5 Monument and partly out of the Monument.

6 CHAIRWOMAN HENDERSON: Jeanne.

7 MS. WADE-EVENS: Buford, you've managed the
8 difference in the management between the Monument -- the
9 difference between the two management units in terms of
10 the actually management.

11 MR. CRITES: I don't know that there are. I'm
12 noting that there can be between those issues, and that
13 it makes sense to not have somebody have to try to
14 determine whether it was on fire suppression or whether
15 it was on recreation or anything else that oops, here
16 goes a line cross this section, and this part does and
17 this part doesn't allow, not allow, whatever it happens
18 to be.

19 MS. WADE-EVENS: So I would just want to
20 confirm that we understand if there are management
21 differences, what they may be. If there are any.

22 MS. ROSENTHAL: Not really. It's just really
23 cleaner for the public. And there's more opportunities
24 for funding if the recreation sites are in the Monument.

25 MR. MORGAN: It also adds a campground to the

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1 Monument, which we don't have very many of.

2 MS. ROSENTHAL: Yeah.

3 CHAIRWOMAN HENDERSON: Okay. Bill. You
4 wanted to talk about that?

5 MR. HAVERT: Yeah. On Map 4, the parcel that
6 is in question here is the one that actually has the
7 little dotted line extension to the west.

8 This area we're looking at is just a wee bit
9 west of the Highway 111 cutoff from Interstate 10. The
10 little point of land that's jutting down just where that
11 Monument boundary comes down here, that's called
12 Fingal's Fingal. Or Fingal's Finger it's referred to
13 as.

14 So as you're driving along the freeway, just

15 before you hit the Snow Creek area, there's a
16 distinctive little finger of land that comes down and
17 sort of points directly to the freeway there. So that's
18 what you're really looking at.

19 A couple of things about this parcel here.
20 The extension that's shown in dots there reflects the
21 actual legal boundary, the parcel boundary of this piece
22 here. It's partly in the National Monument, partly out.

23 So this is a piece of land that has split
24 designation with a portion in the National Monument, a
25 portion out.

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1 This piece of land was part of an acquisition
2 that the Friends of the Desert Mountains did several
3 years back that includes some land on the north side of
4 the freeway as well.

5 Part of the reason for that acquisition was
6 acquiring lands in the Monument, but also acquiring
7 lands that help create the linkage between the National

8 Monument and the San Bernardino Mountains to the north
9 there.

10 In fact, the Pacific Crest Trail traverses
11 this parcel and goes under the freeway at about the high
12 point there relative to the freeway. That's also a good
13 wildlife corridor movement area under the freeway.

14 The Friends are in the process of selling this
15 piece to BLM so it can be included as federal lands
16 within the Monument. That's when the fact that only a
17 portion of the property is in the Monument came to
18 light.

19 So this actually does create an interesting
20 issue from the management standpoint, because the
21 Monument legislation would govern a portion of the
22 property, but the CDCA Plan would govern the other
23 portion of the property.

24 They don't have a consistent management. They
25 have split management, same parcel. Also by extending

1 this area out here, this actually creates a pretty good
2 opportunity to place a National Monument sign right
3 adjacent to the I-10.

4 CHAIRWOMAN HENDERSON: We have a big one,
5 don't we, somewhere?

6 MR. HAVERT: Not adjacent to.

7 CHAIRWOMAN HENDERSON: One we can use for
8 there.

9 MR. CRITES: We have a huge one.

10 MR. HAVERT: And many people have wondered
11 what to do with that sign.

12 CHAIRWOMAN HENDERSON: Yeah. I think some
13 people had an idea of what to do with it.

14 MR. HAVERT: The proposal here is simply to
15 adjust the Monument boundary so that it would follow the
16 parcel boundary, which is an easily legally-described
17 boundary.

18 It would create consistency of management
19 across that entire parcel. Again, we discussed this
20 with Mary Bono's staff.

21 Her question was really, "Well, is anybody

22 affected by this?" You can't even see it on here, but
23 there is a very, very small less than 1-acre parcel in
24 this extension area that is owned by Mission Springs
25 Water District.

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1 It's a well site. I talked with the general
2 manager at Mission Springs. His reaction was he didn't
3 see any problem.

4 He actually liked the idea of it being in the
5 Monument, but he said he needs to go to the board.
6 Their board has a study session next week. So he will
7 bring it up at that point. He doesn't foresee any
8 issues.

9 CHAIRWOMAN HENDERSON: Where is it? Is it on
10 the edge or right in the middle?

11 MR. HAVERT: Yeah. It's actually right at the
12 north edge of that parcel. Sort of halfway between the
13 current line of the boundary and the proposed boundary
14 adjustment.

15 CHAIRWOMAN HENDERSON: Well, if need be could
16 it be carved out?

17 MR. HAVERT: Well, it could be, except that it
18 actually doesn't share a common boundary with this
19 parcel. It's set back in.

20 So if you carved it out, it would simply be
21 then surrounded by National Monument. Yes. It could be
22 done. From a description standpoint, it would be
23 tricky. It would be more difficult to do, but it's not
24 impossible.

25 CHAIRWOMAN HENDERSON: Buford.

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1 MR. CRITES: Also note whether it's that one
2 or the piece up on top of the mountain that none of the
3 land use prescriptions or anything else that are in the
4 Monument apply to private lands.

5 MR. HAVERT: Correct. I did point that out to
6 Mission Springs. Legislatively it doesn't really have
7 any affect on them.

8 Mary's staff also raised the question, "What
9 about the owner of the property to the west?" Even
10 though they wouldn't be added into the Monument, it
11 would bring the Monument boundary up to the edge of
12 their property.

13 That parcel in there is owned by the railroad.
14 The railroad also owns a strip already north of the
15 Monument. So their property is already adjacent to the
16 existing Monument boundary.

17 They never raised any issues about it in the
18 past. I don't imagine that they would now. After
19 conveying that information to Mary's staff, she was fine
20 with that.

21 So they didn't see a need to try to pursue
22 contacting the railroad, which can be difficult to do.
23 So that would be the other proposal.

24 Again, this would be included in whatever
25 legislation Mary chooses to put it in to effect a

1 change.

2 CHAIRWOMAN HENDERSON: Okay. My question --

3 Gary.

4 MR. WATTS: This may be for Jim.

5 I'm assuming that you looked at the entire

6 Monument for other adjustment needs or wishes or wants

7 when you were doing just these two.

8 And I bring that up not that I support it, but

9 I recall at the time when we first started that there

10 was some confusion as to whether parts of Anza Borrego

11 were in the Monument or not.

12 I believe they were at that time against the

13 wishes of the folks down there in that management unit.

14 I'm just wondering if that has been considered as well

15 as other adjustments that may be needed in the Monument.

16 MR. FOOTE: From our perspective this has been

17 largely an outside effort, looking at Monument boundary

18 adjustment. So we have not as an agency or two agencies

19 looked specifically at the entire boundary to see where

20 others might occur.

21 I'd certainly ask Buford and others to look

22 for those possibilities. I think there's an

23 understanding that if a Monument boundary package were
24 to be added, you'd want to do it in one swoop and not
25 piecemeal.

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1 MR. WATTS: Sure.

2 MR. FOOTE: But I don't know if there are
3 other boundary issues.

4 CHAIRWOMAN HENDERSON: How much property for
5 Anza Borrego was in there? Do you recall?

6 MR. WATTS: No.

7 CHAIRWOMAN HENDERSON: Was it a substantial
8 amount?

9 MR. MORGAN: Take a look at the map. I don't
10 think there's any. I think the Anza Borrego -- the
11 boundary of the park became the boundary of the
12 Monument.

13 MR. FOOTE: I do have the full set of boundary
14 maps with me today. We can look at that after.

15 CHAIRWOMAN HENDERSON: Gentlemen, did you look

16 at the entire perimeter of the Monument?

17 MR. CRITES: We looked at whether or not
18 anyone else has had any requests or any issues dealing
19 with the boundary adjustment. There haven't been any
20 other requests or issues.

21 MR. MORGAN: I wasn't there. I do have some.

22 MR. CRITES: Good.

23 MR. MORGAN: There's an inconsistency in the
24 Idyllwild area where the boundary comes along from
25 Saddle Junction going southwards.

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1 It should have gone over Tahquitz Peak and
2 then followed the ridge all the way as it does mostly
3 anyway in a southerly direction. It left out Tahquitz
4 Peak and just cut the easy way around by following
5 Pacific Crest Trail.

6 I have no idea why it did that. But, you
7 know, the idea was it was supposed to take each high
8 peak and follow the ridges between them.

9 I find that interesting. Because in some of
10 the photographs in the Visitor Center, you show people
11 enjoying themselves outside of the Monument.

12 CHAIRWOMAN HENDERSON: Well, I think it's a
13 good point to bring up. I think if we are going to in
14 some way approach legislation to do a boundary change,
15 that we ought to make sure that we're only going to do
16 it once every 10 years and get as much in there as
17 possible that the agencies agree with.

18 MR. MORGAN: I can take a look. I did receive
19 a copy of maps from Jim recently, and I've been looking
20 at them partially. I haven't had a lot of time to spend
21 on it, but that's one of the first ones that I came
22 across.

23 CHAIRWOMAN HENDERSON: Is it adverse to
24 whatever your timing is to have this come back in our
25 December? Is that when our next meeting is?

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1 MR. MORGAN: Yes.

2 MR. CRITES: I would ask the following: That
3 the committee have a motion of support for these two
4 boundary changes. If the congresswoman, as an example,
5 drops a piece of legislation into the process right now,
6 it wouldn't receive a hearing probably until --

7 MR. HAVERT: After January.

8 MR. CRITES: -- after January anyhow. So if
9 there's something else that we need to add to our
10 request in December, we'd have that opportunity.

11 But having this as part of the other package
12 that she may submit would be I think useful to do.

13 MR. MORGAN: I believe this legislation may be
14 submitted within the next few weeks.

15 MR. CRITES: Yeah.

16 CHAIRWOMAN HENDERSON: The only thing that
17 would concern me would be perhaps her concern of other
18 additional boundary changes.

19 MR. CRITES: We will so note to her that the
20 committee will want to look at other ones and forward
21 whatever information we have.

22 CHAIRWOMAN HENDERSON: Ric.

23 MR. SERVICE: I'm a little confused. Maybe
24 somebody can explain to me who has got a lot more
25 history. I thought the Santa Rosa/San Jacinto Mountains

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1 National Monument was confined to the mountains, and
2 specifically as Jeff pointed out, to the water shed as
3 identified.

4 But I'm looking at this map that Bill has been
5 talking about, and I now see that the Monument boundary
6 at this point follows the foot of the mountain.

7 But over here it suddenly follows the highway
8 and includes a portions of the valley itself. I'm just
9 concerned -- confused as to why that occurred.

10 Why does the boundary go out into the valley
11 itself?

12 MR. HAVERT: There are a couple of areas where
13 it does. There were probably several reasons for that.
14 In this particular area, I think it had primarily to do
15 with the view shed or the scenic landscape there.

16 As you exit the interstate on Highway 111,
17 what you're immediately looking at there is the long
18 alluvial fan going all the way up to San Jacinto Peak.

19 It's really all of a whole from the visual
20 standpoint and from an esthetic standpoint and from a
21 biological standpoint.

22 So I think the thinking, at least on my part
23 and others who were involved in discussions about what
24 the Monument boundary should look like at that time, I
25 think the idea was that when you appreciate the

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1 Monument, the mountains from that viewpoint, you're
2 including the alluvial fan as well.

3 So your mind doesn't distinguish and tell you
4 that the only thing that's visually important here is
5 from the toe of the slope up. It's really everything
6 that you're looking at down to the highway there.

7 A good portion of that land in there -- not
8 all of it, but a good portion of it was BLM land and/or

9 other conservation lands. So from a management
10 standpoint, it also made some sense to look at that in
11 relationship to each other as a single unit.

12 The other place I'm aware of where there's a
13 similar inclusion of lands below the toe of slope is
14 down at the southern end of the Santa Rosa Mountains,
15 where again you've got a broad alluvial fan, the only
16 alluvial fan besides Snow Creek on this side of the
17 valley that isn't primarily developed.

18 So again, you have the same visual continuity
19 down there. Also from a resource standpoint down there,
20 there was some magnificent cultural resources below the
21 toe of the slope. And it provides additional protection
22 for those too I think to have those included in the
23 Monument.

24 Now, again, all that land down there -- at
25 least the vast majority of it. There might be some

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1 minor exceptions -- is all existing conservation land.

2 It was either BLM land or in some cases
3 Wildlife Conservation Board, state land. So it seemed
4 to make sense to include that as part of the overall
5 Monument landscape because it really is a piece.

6 MR. SERVICE: Thank you.

7 CHAIRWOMAN HENDERSON: Did any of the
8 privately-held land in either of these two areas that
9 you were just referring to, did they come forward and
10 voice opposition?

11 MR. HAVERT: Not that I recollect.

12 Jim, you might have more knowledge of that
13 from the BLM standpoint.

14 MR. FOOTE: Actually, I don't.

15 MR. HAVERT: You know, there were public
16 hearings held here in the valley.

17 CHAIRWOMAN HENDERSON: Yes. Right.

18 MR. HAVERT: I don't recall anyone.

19 CHAIRWOMAN HENDERSON: Yeah. I don't either.

20 MR. MORGAN: I agree with Bill. I went to
21 many of the public hearings. Nobody from these areas
22 mentioned that.

23 CHAIRWOMAN HENDERSON: No. I don't recall

24 any.

25 MR. HAVERT: Again, it's worth reiterating the

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1 Monument legislation is very specific. It only applies
2 to federal land. So private land in the Monument is
3 actually subject to the Monument legislation.

4 CHAIRWOMAN HENDERSON: Gary.

5 MR. WATTS: I'd like to make a motion that we
6 go ahead and adopt a position of support of these
7 boundary adjustments I guess in a letter of contact to
8 Representative Bono's office and to follow up if there's
9 other adjustments necessary to be included as part of
10 that letter.

11 CHAIRWOMAN HENDERSON: And for this to come
12 back at our December meeting.

13 MR. WATTS: The December meeting.

14 MR. BROCKMAN: Second.

15 CHAIRWOMAN HENDERSON: Bill.

16 MR. HAVERT: A quick suggestion if this is

17 acceptable, that the letter also go to

18 Senator Feinstein. She carried the original bill on the

19 senate side.

20 MR. MORGAN: You might want to send it to

21 Senator Boxer too. She lives in Rancho Mirage now.

22 CHAIRWOMAN HENDERSON: I'm working my way

23 around. Under "comments," Jim.

24 MR. FOOTE: Remember that it is not within the

25 charter of this organization to lobby a congressional

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1 representative for legislation.

2 In terms of having a resolution of support is

3 fine. But as a body to approach Mary Bono with a

4 recommendation to adopt legislation is inappropriate.

5 MR. MORGAN: I don't think it will be that,

6 Jim. I think it will be a letter of support for the

7 legislation that is already pending.

8 MR. FOOTE: Nonetheless, I think you're

9 walking in a very gray area. I think you don't want to

10 look at the MAC as an advisory board to the agencies for
11 the purpose of advising us on the Monument Management
12 Plan in the management of federal lands within the
13 Monument to pursue this as a legislative issue.

14 We ran into that, I think, once before when
15 the MAC did draft a letter that was to go to Mary Bono,
16 and we quickly pulled that back.

17 If you recall I think Bill was working on that
18 letter. I don't remember the content. But at that
19 point our state office reacted very swiftly that that
20 was a very inappropriate thing for the MAC to do.

21 CHAIRWOMAN HENDERSON: Well, do you have a
22 suggestion? Before you answer, what immediately comes
23 to my mind is a resolution of support for the
24 discussions that just took place here and have maybe the
25 Friends approach Mary instead of the MAC approaching for

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1 the legislation. One of the other organizations.

2 MR. FOOTE: I would suggest a letter of

3 support be sent to BLM and Forest Service. Therefore,
4 it's in our files.

5 Then when our state office or the regional
6 office of Forest is approached by the congresswoman,
7 then we do have in our file this letter of support from
8 the Monument Advisory Committee versus a letter directly
9 to the congresswoman.

10 CHAIRWOMAN HENDERSON: It sounds to me like
11 that could get lost either in the mail or in the file.

12 MR. FOOTE: It wouldn't be.

13 MS. ROSENTHAL: How about a "cc" to Mary Bono
14 and the other legislator?

15 MR. FOOTE: That may be appropriate. I'm
16 treading on grounds that I don't fully understand. I
17 know in terms of directly contacting the congresswoman
18 in regards to a legislative issue is probably
19 inappropriate.

20 CHAIRWOMAN HENDERSON: Jeff.

21 MR. MORGAN: This in no way precludes
22 individual members of this board from supporting such
23 actions by Ms. Bono. In fact, I will be talking to them

24 the coming week.

25 MR. FOOTE: That's correct.

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1 CHAIRWOMAN HENDERSON: Ric.

2 MR. SERVICE: I would like to suggest that the

3 charter subcommittee look at the question.

4 CHAIRWOMAN HENDERSON: That's not a bad idea.

5 Bob.

6 MR. BROCKMAN: Well, it seems to me that if

7 this motion were to pass absent the language of

8 recommending to Representative Bono on the legislation,

9 then that's on the record.

10 Anybody can that take that letter and attach

11 it to another letter that they may send to the

12 representative saying, "Here it is. The MAC has

13 approved it."

14 CHAIRWOMAN HENDERSON: Okay. So that the

15 record is very clear as to what it is we're going to do,

16 would you like to withdraw the motion that is on the

17 floor and make a new one?

18 MR. WATTS: Yes, I would.

19 CHAIRWOMAN HENDERSON: Will the second agree
20 to that?

21 MR. BROCKMAN: Yes.

22 CHAIRWOMAN HENDERSON: Thank you.

23 MR. WATTS: I think the motion -- and I'm
24 certainly open to help here. I think the motion should
25 be adopting a position of support sent to the Monument

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1 administration -- in this case, Jim Foote, acting
2 Monument manager, and the assistant manager --
3 encouraging them to look at making these boundary
4 adjustments as well as any others that may be necessary.

5 And as a part of that letter, that it be
6 copied as an informational item to Representative Bono's
7 office.

8 CHAIRWOMAN HENDERSON: You're getting some
9 support over here. Go ahead.

10 MR. FOOTE: It's important that this be
11 restricted to a letter of support for a boundary change.
12 However, don't recommend to the agencies that the
13 agencies pursue legislation either.

14 We can't do that. We cannot lobby Congress to
15 pursue legislation in this regard. So I think it needs
16 to just be a letter of support that a boundary
17 modification --

18 MR. WATTS: Is necessary.

19 MR. CRITES: Would be appropriate.

20 MR. FOOTE: Would be appropriate. Yes.

21 CHAIRWOMAN HENDERSON: Okay. So you're going
22 to type the letter to yourself, then; is that correct?

23 MS. GONZALES-LYONS: That sounds good to me.

24 MR. FOOTE: I can do that.

25 CHAIRWOMAN HENDERSON: Is that what I'm

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1 hearing?

2 MR. FOOTE: It won't be the first time.

3 CHAIRWOMAN HENDERSON: Do I get to sign it?

4 MR. CRITES: It's in the paragraph following

5 the recommendation for a bonus for yourself.

6 MR. FOOTE: That's right.

7 CHAIRWOMAN HENDERSON: Okay. Is it clear

8 where we are with this? Okay. There is a motion on the

9 floor.

10 MR. BROCKMAN: I'll second.

11 CHAIRWOMAN HENDERSON: Second. All those in

12 favor? Aye.

13 MS. GONZALES-LYONS: With the clarifications;

14 right?

15 CHAIRWOMAN HENDERSON: With the

16 clarifications.

17 And you and I will get together on getting

18 that letter signed.

19 And then would members of the MAC like to have

20 copies of this letter?

21 Buford.

22 MR. CRITES: Madam Chair, just to note if

23 anybody else has any other issues they think need to be

24 looked at in terms of boundary adjustments, between now

25 and December is the time to address those issues.

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1 MR. MORGAN: Who would I speak to? Bill and
2 Buford?

3 MR. CRITES: Okay.

4 MR. MORGAN: Okay. Because I do have some.

5 CHAIRWOMAN HENDERSON: Don't wait for the
6 start -- before the December meeting, because you do
7 need to check with other agencies to make sure that
8 they're on board.

9 So by the time we get anything new on this
10 item in December, it won't have to be continued for
11 additional information.

12 Fair enough?

13 MS. GONZALES-LYONS: Signed off by everyone.

14 CHAIRWOMAN HENDERSON: Signed off by everyone.

15 Okay. So that was very interesting. Moving
16 on to -- oh. Well, we're too early for public comment.

17 Do you want to take a break? Or can we move

18 on with the agenda.

19 MR. FOOTE: I suggest a break for at least a
20 few minutes.

21 CHAIRWOMAN HENDERSON: Okay. If there's no
22 problems with that, we will take a 10-minute break. A
23 10-minute break.

24 (Brief recess taken.)

25 (Discussion off the record.)

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1 CHAIRWOMAN HENDERSON: Let the record show
2 that just prior to 11:00, we did determine that there
3 were no speakers that had requested to speak. However,
4 we'll go back and take that item off officially.

5 Is there anyone here outside that wishes to
6 make a presentation or a comment during public comment?
7 Seeing none, we'll move on.

8 (Discussion off the record.)

9 CHAIRWOMAN HENDERSON: Without any other
10 comments --

11 MR. SERVICE: Motion to adjourn.

12 CHAIRWOMAN HENDERSON: We have a motion to

13 adjourn, and we are adjourned. Thank you.

14 (The proceedings concluded at 1:08 p.m.)

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1 REPORTER'S CERTIFICATE

2 STATE OF CALIFORNIA)

) ss.

3 COUNTY OF RIVERSIDE)

4

5 I, SONJA CHAPMAN, a certified shorthand

6 reporter within and for the State of California, hereby

7 certify:

8 That the said proceedings, taken down by me in

9 stenotype at the time and place therein stated, was

10 thereafter reduced to typewritten form by computer-aided

11 transcription under my direction, and is an accurate

12 transcription of the oral proceedings in this matter, to

13 the best of my ability.

14 I further certify that I am not in any way

15 interested in the event of this action and that I am not

16 related to any of the parties thereto.

17 DATED THIS 1ST DAY OF OCTOBER 2006.

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SONJA CHAPMAN, CSR 11504

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