

CULTURAL RESOURCE PLANNING SUMMIT

PRESERVING THE PAST, PRACTICING IN THE PRESENT:
DEFINING CULTURAL RESOURCE PLANNING IN THE 21ST CENTURY

September 8 - 9, 2008



SUMMIT LOCATION:

THE KIANA LODGE
14976 SANDY HOOK RD. NE
POULSBO, WA 98370

THE LEADERSHIP SERIES



Day 1 - September 8, 2008

7:30 AM - Continental Breakfast

**8:00 AM - Welcome and Opening Remarks: William E. Jones, Sr. - Member, ACHP Native American Advisory Group,
NAGPRA Review Committee**

9:00 - 10:30 AM - Session #1

Work Session on Proposed Human Remains Legislation

State Representative John McCoy and legislative staff host a work session on human remains legislation. This is a continuation of a process that began in 2007 and informed the 2008 Human Remains Bill (E2SHB 2624). Representative McCoy and staff will present draft legislation and solicit comments and ideas for improvements. The intent is to gather input from attendees for use in drafting new legislation to improve the protection of graves and cemeteries. A schedule for future opportunities to comment and for the legislative process itself will be set. Please contribute to this important process and join in shaping the next round of legislative improvements!

*Panel: Representative John McCoy (D-38th)
Lacey Homchick, Legislative Assistant
Marsha Reilly, House Committee on State Government and Tribal Affairs*

10:45 - 11:30 AM - Session #2

The Federal Partners: What Are Their Cultural Resource Responsibilities and How Do They Fulfill Them in Relationship to Your Project?

Often less visible during the local land use development process, the federal agencies that are funding, permitting, or licensing a project most likely have the final say regarding the treatment of cultural resources. Find out how the U.S. Department of Agriculture and U.S. Army Corps of Engineers make cultural resource decisions.

*Moderator: R A Larson, U.S. Department of Agriculture-Rural Development (retired)
Panel: Janice Roderick, U.S. Department of Agriculture-Rural Development
Lyz Ellis, U.S. Army Corps of Engineers*

11:45 - 12:30 PM - Session #3

Cultural Resources and Forestry in Washington

For centuries, the forests of Washington State have remained a critical element of the State's socio-economic landscape. Native Americans revered certain forest lands as spiritual places, yet for many decades those spiritual places were rendered inaccessible to native peoples. Recently, some large timberland owners have changed their positions and practices regarding designated spiritual places. Representatives from the Washington State Department of Natural Resources (DNR) and the Timber, Fish, and Wildlife (TFW) Cultural Committee discuss the efficacy of the Committee's *Cultural Resource Protection and Management Plan* and the *Cultural Resources Module* of the Watershed Analysis Manual.

*Moderator: Isaac Blum, APT – Applied Preservation Technologies
Panel: Commissioner Doug Sutherland, Washington State Department of Natural Resources
Jeffrey Thomas, TFW Cultural Committee and Puyallup Tribal TFW Program*

12:30 - 1:15 PM - Lunch Break (on your own)

1:30 - 2:30 PM - Session #4

Scientific Inquiry v: Cultural Sensibilities: A Discussion of Science and Tribal Values in Washington State

Is the science versus tribal values dichotomy real? Should ancient burials and artifacts be studied? What do the current laws imply regarding the study of cultural resources? Do these existing laws lead to confusion and conflict amongst the parties of interest? Is there any common ground for a meaningful discussion? What will bring resolution to each interest group? Please join this panel as we search for common ground and solutions to this important issue that affects us all.

*Moderator: Leonard Forsman, Suquamish Tribe
Panel: Dr. Rosita Worl, President, Sealaska Heritage Institute
Thomas Sampson, Former Chief, Saanich First Nations
Rhonda Foster, Squaxin Island Tribe
Garth Baldwin, Drayton Archaeological Research*

2:45 - 3:30 PM - Session #5

In the Neighborhoods: A Closer Look at How Local Governments Promote Sound Cultural Resource Planning in their Communities.

Local governments address cultural resource planning in a variety of ways. Certified Local Governments, or CLGs, receive funding from Washington State Department of Archaeology and Historic Preservation (DAHP) for certain planning efforts. Other local governments have not opted for CLG status but are implementing innovative planning solutions. Hear how local governments in Washington and Oregon, both CLG and not, are meeting the challenges of effective planning.

Moderator: Reuben McKnight, City of Tacoma

*Panel: Charlie Sundberg, King County Office of Business Relations and Economic Development
Chris Moore, WA Trust for Historic Preservation
Wendy Ann Wright, Portland State University
Janet Rogerson, WA State Growth Management Services*

3:45 - 5:00 PM - Session #6

Pre-Development and Cultural Resources: A Discussion About Risk Management in Real Estate Development Developers have generally relied on State and local regulators to conduct cultural resource reviews for their projects.

Typically, that type of review often takes place after the landowner or developer has invested significant amounts of resources into their project. As a result of Semiahmah and Tse-Whit-zen, some principals within the R/E development industry have adjusted their pre-development approach. Learn how cultural resource planning has affected the way developers and governmental agencies plan their projects.

Moderator: Craig Bill, Governor's Office of Indian Affairs

*Panel: Bruce Arnold, Jones & Jones
Wayne Schwandt, WLS & Associates
Darby Stapp, Richland, WA
Tim Wahl, City of Bellingham Parks & Recreation*

Closing Remarks ~ Adjourn - 5:00 PM

Day 2 - September 9, 2008

8:15 AM - Continental Breakfast

8:45 AM - Welcome and Opening Remarks

Keynote speaker: Dr. Thomas F. King, author and consultant, SWCA Environmental Consultants

9:45 - 10:45 AM - Session #7

The Inadvertent Discovery of Cultural Resources and Private Property Development.

Explore the "bundle of sticks" legal concept used to define land ownership. Do these private property rights apply to cultural resources, including human remains? What is exactly in this bundle? Join this panel of veterans of the property rights debate as they discuss the legal and political theories/strategies surrounding this complex issue.

Moderator: Darrell Hillaire, Lummi Nation

*Panel: Sharon Haensley, Williams Kastner
Tim Wahl, Bellingham Parks & Recreation
Michelle Hansen, Suquamish Tribe (invited)*

11:00 - 12:00 PM - Session #8

Cultural Resource Planning and Technology: Applying GIS, Probability Models, and Other Technologies to Enhance Planning Efforts

Efforts to preserve the past can be enhanced by applying present-day technologies, such as Geographic Information Systems (GIS). Learn about current efforts at the county and tribal level to apply technologies such as GIS and probability modeling to cultural resource planning efforts. Discuss the application of data to the decision-making process that leads to specific permit conditions and planning decisions. Leave with achievable strategies for enhancing your cultural resource planning process.

Moderator: Sarah Campbell, Western Washington University

*Panel: Dennis Lewarch, Suquamish Tribe
Phil LeTourneau, King County Office of Business Relations and Economic Development
Julie Longenecker, Confederated Tribes of the Umatilla Reservation*

12:15 - 1:15 PM - Lunch Break (on your own)

1:30 - 2:30 PM - Session #9

What You Should Expect From a CRM Consultant: A Discussion of Professional Standards and Current Practice and How They Impact the Development Process

Cultural Resource Management (CRM) consultants provide professional services to clients who may not be familiar with the CRM field and the related regulatory environment. Consequently, the entire permit review and development processes depends on consultants for accurate information and effective management and investment decisions. Are there professional standards? If so, what are they? Who regulates them? How are these standards applied during the development process? Learn about consultant roles, responsibilities, and challenges from this experienced panel.

Moderator: Tom Minichillo, King County Dept. of Transportation - Roads

Panel: Kelly Bush, Equinox Research and Consulting International

Gary Wessen, Wessen & Associates

Bob Kopperl, Northwest Archaeological Associates

Alex Gall, Archaeological Services of Clark County

2:45 - 3:30 PM - Session #10

Out of the Shadows: How Tribal Historic Preservation Offices (THPO) Are Organized and How They Fit Into the Land Use Development Process.

Tribes are often among the last stakeholders to review development proposals and land use permits which can result in major setbacks for all parties. Nevertheless, many tribes have organized themselves to actively participate in reviewing development proposals that have the potential to impact tribal cultural resources. What statutory authority do tribes have? How do they differ in structure and organization, considering each tribe is a sovereign nation? Do tribes have a different relationship with each of the local permitting agencies?

Moderator: Fred York, National Park Service

Panel: Dennis Lewarch, Suquamish Tribe

Rhonda Foster, Squaxin Island Tribe

Lena Tso, Lummi Nation

Kris Miller, Skokomish Tribe

3:45 - 5:00 PM - Session #11

The Post-Graving Dock Era: The Stakeholders Discuss Lessons Learned

After encountering the village and burial ground of Tse-whit-zen, and having to abandon a major regional transportation/economic project that endured multiple audits, legal proceedings, and ultimately faced political fall-out, hear how the stakeholders involved with the failed Port Angeles project have since addressed cultural resource planning.

Moderator: Darrell Hillaire, Lummi Nation

Panel: Russell Hepfer, Lower Elwha Klallam Tribe

Allyson Brooks, WA State Dept. of Archaeology and Historic Preservation

Trent de Boer, WA State Dept. of Transportation

Ken Stone, WA State Dept. of Transportation

Closing Remarks ~ Adjourn - 5:00 PM

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