

EO-1653



RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

Starzak, Richard to: Najah Duvall-Gabriel

10/04/2010 05:24 PM

Cc: "Charlene Vaughn", Dave Navecky, "Summerville, Alan",
"Bauer, David"

From: "Starzak, Richard" <RStarzak@icfi.com>
To: Najah Duvall-Gabriel <ngabriel@achp.gov>
Cc: "Charlene Vaughn" <cvaughn@achp.gov>, Dave Navecky <naveckyd@stb.dot.gov>,
"Summerville, Alan" <ASummerville@icfi.com>, "Bauer, David" <DBauer@icfi.com>

1 attachment



Timeline_of_NHPA_Section_106_consultation_2010-10-04.doc

Hi Najah,

We don't have the teleconference set up yet for Oct. 21, but I will certainly provide you with the call-in information when we know more details. The Draft PA that I sent last week will be updated with some additional concurring parties and re-circulated after we call all the parties again. That version you have was first mailed to SHPO and discussed in a meeting in the spring, and sent again for their formal review and comment on August 2. I hope to follow up with Tracie this week, and see if SHPO has any questions or comments we can receive before the meeting.

Last week, you inquired about our Section 106 consultation effort for this project, and attached is a summary timeline that we hope is a helpful reference for you.

Thank you, and please let me know if you have any additional questions or comments,

Rick Starzak
ICF International
213 627-5376 x 222

From: Najah Duvall-Gabriel [mailto:ngabriel@achp.gov]
Sent: Monday, October 04, 2010 11:25 AM
To: Starzak, Richard
Cc: Charlene Vaughn
Subject: RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

Richard,

Thank you for this information. Would you please send me the teleconference information? Also, would you please send me a copy of the draft PA that we will be discussing?

Thanks,

Najah Duvall-Gabriel
Historic Preservation Specialist

Advisory Council on Historic Preservation

(o) 202.606.8585 (f) 202.606.5072

ngabriel@achp.gov

From: Starzak, Richard [mailto:RStarzak@icfi.com]

Sent: Thursday, September 30, 2010 5:36 PM

To: Krauthoefer, Tracie A (DNR)

Cc: Doug Gasek; Dave Navecky; Najah Duvall-Gabriel; Summerville, Alan; Braund, Steve; Bauer, David; judith.bittner@alaska.gov

Subject: RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

That's great news, Tracie.

I am copying Dave Navecky at STB OEA and Najah Duvall-Gabriel at ACHP so they know the meeting will be on Thursday, October 21 at 1:30 PM.

We'll call other potential participants in the PA, and let you know who would like to attend the meeting, who would prefer to submit comments on the Draft PA, and who would just like to remain in contact.

Thanks again,

Rick

Rick Starzak

ICF International

213 627-5376 x 222

From: Krauthoefer, Tracie A (DNR) [mailto:tracie.krauthoefer@alaska.gov]

Sent: Thursday, September 30, 2010 2:26 PM

To: Starzak, Richard

Cc: Gasek, Douglas F (DNR)

Subject: RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

I spoke with Doug and he can make the 21st as well. Let's go ahead and plan for 1:30, Thursday Oct. 21.

Tracie Krauthoefer

Archaeologist, Review and Compliance

Alaska State Historic Preservation Office / Office of History and Archaeology

550 W 7th Ave, Ste 1310, Anchorage Alaska 99501-3565

907-269-8722 Phone 907-269-8908 Fax

tracie.krauthoefer@alaska.gov

From: Starzak, Richard [mailto:RStarzak@icfi.com]

Sent: Thursday, September 30, 2010 9:17 AM

To: Krauthoefer, Tracie A (DNR); Bittner, Judith E (DNR); Gasek, Douglas F (DNR)

Cc: ngabriel@achp.gov; David.Navecky@stb.dot.gov; Summerville, Alan; Braund, Steve; Bauer, David

Subject: RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

Thank you Tracie,

That sounds perfect. Hopefully October 21st will work for Judy and Doug, too. I wanted to call the other participants in the PA, to solicit their comments on the Draft PA and let them know of the meeting, but I will wait to hear back from you that the date is set.

We look forward to the meeting.

Rick Starzak
ICF International
213 627-5376 x 222

From: Krauthoefer, Tracie A (DNR) [mailto:tracie.krauthoefer@alaska.gov]
Sent: Thursday, September 30, 2010 9:43 AM
To: Starzak, Richard; Bittner, Judith E (DNR); Gasek, Douglas F (DNR)
Cc: ngabriel@achp.gov; David.Navecky@stb.dot.gov; Summerville, Alan; Braund, Steve; Bauer, David
Subject: RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

Thank you Rick,

That date works for me, but I will need to check with Judy and also Doug Gasek (our architectural historian who has been working on this project), both are out of the office today however. I will make sure one of us gets back to you tomorrow (Friday) on whether that date will work and if so, what time is preferable.

Tracie Krauthoefer
Archaeologist, Review and Compliance
Alaska State Historic Preservation Office / Office of History and Archaeology
550 W 7th Ave, Ste 1310, Anchorage Alaska 99501-3565
907-269-8722 Phone 907-269-8908 Fax
tracie.krauthoefer@alaska.gov

From: Starzak, Richard [mailto:RStarzak@icfi.com]
Sent: Wednesday, September 29, 2010 8:55 AM
To: Starzak, Richard; Bittner, Judith E (DNR); Krauthoefer, Tracie A (DNR)
Cc: ngabriel@achp.gov; David.Navecky@stb.dot.gov; Summerville, Alan; Braund, Steve; Bauer, David
Subject: RE: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting

Hi Judy and Tracie,

Steve Braund is available Thursday the 21st, but likely has a conflict on the 19th/20th, so Thursday the 21st is our preferred date for the meeting.

Please let us know if the 21st works for you. We can then notify other signatories to the PA that may wish to attend the meeting or provide us with their comments on the Draft PA in advance.

Thanks,
Rick

RICHARD STARZAK | Senior Architectural Historian/Technical Director | 213.627-5376 x 222 |
rstarzak@icfi.com | icfi.com

ICF INTERNATIONAL | 811 W. 7th Street, Suite 800, Los Angeles, CA 90017 | 213 627-6853 (f) or 213 840-7480 (m)

In January, ICF Jones & Stokes became ICF International.
Check out icfi.com/evolution.



Please consider the environment before printing this e-mail.

From: Starzak, Richard
Sent: Tuesday, September 28, 2010 3:11 PM
To: 'judith.bittner@alaska.gov'; 'tracie.krauthoefer@alaska.gov'
Cc: 'ngabriel@achp.gov'; 'David.Navecky@stb.dot.gov'; Summerville, Alan
Subject: Alaska Railroad, Port MacKenzie Extension, Programmatic Agreement meeting
Importance: High

Judy and Tracie,

In response to your letter of Sept. 1, Dave Navecky of STB OEA asked that we set up a meeting to discuss the Draft PA for the Alaska Railroad Port MacKenzie Extension Project. I have been calling to try to set up a meeting with you both, but learned that this is an extremely busy week, so I am sending this e-mail in the hope it reaches you sooner. Please let us know which of the following would be the best time to hold the meeting in your office or at another meeting place that is convenient for you:

- Tuesday, October 19th, anytime after 10:00 AM
- Wednesday, October 20th, anytime after 1:00 PM
- Thursday, October 21st, anytime after 1:00 PM

Thank you very much, and we look forward to meeting with you.

Sincerely,
Rick

RICHARD STARZAK | Senior Architectural Historian/Technical Director | 213.627-5376 x 222 |
rstarzak@icfi.com | icfi.com

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Timeline of NHPA Section 106 agency and tribal consultation:

Alaska SHPO

2007

Note: In 2007, information about the project was presented by the Alaska Railroad Corporation, not by the Surface Transportation Board (STB)

- 2007-09-18, presentation by the Alaska Railroad on the Port MacKenzie Rail Project for a variety of agencies. Representatives of the State Historic Preservation Officer (SHPO) attended.
- 2007-09-26, letter from SHPO to the Alaska Railroad commenting on the presentation, and mentioning:
 - Need for additional archaeological survey
 - Potential effects on the Iditarod National Historic Trail
 - Matanuska Farm Station agricultural landscape
 - Area of Potential Effects (APE) should consider indirect effects on historic properties related to increased development or changes in setting as a result of the project.

2008

- 2008-02-12, letter to SHPO from STB Section of Environmental Analysis (now the Office of Environmental Analysis) requesting input to the scoping process.
- 2008-03-05, meeting among SHPO staff, STB-SEA, and STB's consultants ICF International, Entrix and Steve R. Braund & Associates (SRB&A), during which SHPO recommended research in the following potential cultural landscapes:
 - dog sledding,
 - recreation,
 - homesteading, and
 - agriculture
- 2008-06-19, letter to SHPO from the STB-SEA, formally initiating the Section 106 consultation process and requesting review of attached *Cultural Resources Work Plan*.

2008-07-23, letter from SHPO to STB-SEA, commenting on the *Cultural Resources Work Plan*, including APE, study area and predictive model, methodology for completing Section 106 consultation, and a programmatic agreement. Matanuska-Susitna Borough Historical Preservation Commission (MSB HPC) was copied on the letter.

2009

- 2009-02-05, letter from STB-SEA to SHPO, providing cultural resources information on alternative routes. Map figures 1-6 were enclosed.
- 2009-02-24, meeting among SHPO staff, STB-SEA, and STB's consultants ICF International and SRB&A reviewing the cultural resource efforts in 2008 and

SHPO requesting to be kept informed of the consultation process.

- 2009-03-23, letter from STB-SEA to SHPO providing distribution list and meeting minutes for the meeting held on 2/27/2009 among:
 - STB-SEA's consultant archaeologist SRB&A (Steve Braund and Paul Lawrence);
 - Knik Tribal Council (Debra Call and Delia Call);
 - the Dena'ina Cultural Historian (Aaron Leggett); and
 - MSB HPC, Fran Seager-Boss and Dan Stone).
- 2009-04-13, letter from STB-SEA to SHPO, providing SHPO with summary and notes of the meeting held on 2/27/2009. In the meeting, the Knik Tribal Council indicating its desire to have the discussion of Dena'ina broadened to a cultural landscape level, and STB-SEA requested SHPO's concurrence with this approach. (Meeting attendees were cc'ed)
- 2009-05-15, letter from SHPO to STB-SEA, concurring that including analysis of a potential contemporary Dena'ina cultural landscape will be beneficial to the identification of historic properties.
- 2009-06-05, letter from STB-SEA to SHPO, providing summary and notes of a presentation SRB&A gave to MSB HPC that was held at the Knik Tribal Council office in Wasilla on 5/15/2009. (SHPO staff and 2/27/2009 meeting attendees were cc'ed)

2010

- 2010-03-16, Draft EIS was mailed to SHPO, including the cultural resources section and, in Appendix J, the *Draft Programmatic Agreement*.
- 2010-04-07, meeting with SHPO, STB-SEA and consultants from ICF and SRB&A to discuss:
 - 2008 and 2009 Cultural Resources Annual Reports
 - Draft Programmatic Agreement (Draft EIS, Appendix J) and
 - Draft EIS, Cultural Resources Summary
- 2010-04-22, letter from STB-SEA to SHPO transmitting the *2008 Cultural Resources Survey Report*.
- 2010-08-02, letter from STB-SEA to SHPO, transmitting the *2009 Cultural Resources Survey Report*, and recommendations for continued consultation with local tribal governments and other interested parties regarding the potential Dena'ina Cultural Landscape and the Iditarod Dog Sledding Cultural Landscape.
- 2010-08-02, letter from STB-SEA to SHPO, transmitting the *Draft Programmatic Agreement*, and requesting review and comment.
- 2010-09-01, letter from SHPO to STB-SEA, concurring with the finding that the Iditarod Dog Sledding Historic District/Historic Vernacular Landscape is eligible for the National Register. SHPO also recommended the boundaries of the property be further refined and developed and requested a meeting to discuss the *Draft Programmatic Agreement*.
- 2010-09-27, ICF for STB, left voice mail and e-mail to make sure SHPO has the *Draft Programmatic Agreement* and to arrange a meeting with STB and ACHP for late October to review and comment on the agreement document.

ACHP

- 2010-08-02, letter from STB-SEA to ACHP, inviting ACHP to review and comment on the *Draft Programmatic Agreement*. Attachments include the *Draft Programmatic Agreement*, Cultural Resources Survey Reports for 2008 and 2009, relevant sections of the Draft EIS, and letter dated 7-23-2008 from Alaska SHPO to STB-SEA
- 2010-08-02, letter from ACHP to STB-SEA, that ACHP will participate in consultation to develop a programmatic agreement.
- 2010-09-27, ICF for STB OEA called ACHP to make sure ACHP has the *Draft Programmatic Agreement* and to arrange a meeting with STB OEA and ACHP for late October to review and comment on the agreement document.

Tribes, Alaskan Native and Other Organizations

2008

- 2008-02-12, STB-SEA sent letters to tribal entities introducing them to the project and process, and informing them of upcoming public scoping meeting. The letters were sent to:
 - **Federally Recognized Tribes**
 - Native Village of Eklutna
 - Native Village of Tyonek
 - **Tribal Groups**
 - Cook Inlet Tribal Council
 - Chickaloon Village Traditional Council
 - Knik Tribal Council
 - **Alaska Native Regional Corporations**
 - Cook Inlet Region, Incorporated
 - Chickaloon-Mosse Creek Native Association, Incorporated
 - Eklutna, Incorporated
 - Knikatu Incorporated
 - Tyonek Native Corporation
- 2008-08-15, STB-SEA sent letters to tribal entities initiating formal government-to-government consultation, and each included a *Project Consultation Options* form that could be filled out and returned to STB-SEA. The letters were sent to the following recipients:
 - **Federally Recognized Tribes**
 - Native Village of Eklutna
 - Native Village of Tyonek
 - **Tribal Groups**
 - Chickaloon Village Traditional Council
 - Knik Tribal Council
 - **Alaska Native Regional Corporations**

- Cook Inlet Region, Incorporated
 - Chickaloon-Mosse Creek Native Association, Incorporated
 - Eklutna, Incorporated
 - Knikatu Incorporated
 - Tyonek Native Corporation
- 2008-08-20, Knikatu, Incorporated returned the *Consultation Questionnaire* to STB-SEA indicating:
 - “There are or may be issues of concern associated with this proposed project and we request further consultation. We prefer:
 - Meeting with the Board and cooperating agencies at a tribal facility.”
 - We want to continue to receive project information by mail and participate in the public involvement process.”
- 2008-09-03, Native Village of Tyonek, returned the *Consultation Questionnaire* to STB-SEA indicating:
 - “We want to continue to receive project information by mail and participate in the public involvement process.”
- 2008-12-09, A follow-up phone call was made to Knikatu, Incorporated by Entrix for STB-SEA and while an immediate meeting was not necessary, the request was made that the Knikatu, Incorporated be informed if the Houston route is selected. They may want to meet later depending on the outcome of the Draft EIS. They were not objecting to a route that involves their lands, but they have concerns regarding cultural resources sites and alignment locations.

2009

- 2009-02-05, letter from STB-SEA to tribal entities, cultural resources information on alternative routes, and map figures 1-6 were enclosed, along with a questionnaire to choose a level of participation and to help identify cultural resources. Letters were sent to the following:
 - (Same list as 2/12/2008 letter)
- 2009-02-05, letter from STB-SEA to other entities providing opportunity for cultural resources review, comment, and participation. Map figures 1-6 were enclosed. Letter were sent to the following:
 - MSB HPC
 - Cook Inlet Historical Society
 - Wasilla-Knik Historical Society
 - Willow Creek Historical Society
 - Museum of Alaska Transportation and Industry
 - Palmer Historical Society
 - Willow Dog Mushers Association
 - Happy Trails Kennels
 - Dream a Dream Dog Farm
- 2009-02-27, Meeting held with STB-SEA’s consultant archaeologist SRB&A (Steve Braund and Paul Lawrence), Knik Tribal Council (Debra Call and Delia Call), the Dena’ina Cultural Historian (Aaron Leggett), and MSB HPC (Fran Seager-Boss and Dan Stone). The majority of the meeting focused on Knik Tribal

Council's desire to have the discussion of Dena'ina be broadened to a cultural landscape level and focus on not only prehistoric and ethnographic resources, but also the contemporary cultural practices of the Dena'ina and how these practices reflect their past as well as show the Dena'ina as a living part of the landscape today. The MSB HPC representatives agreed with the Knik Tribal Council's concerns regarding documentation of Dena'ina cultural resources and that they be expanded to a broader cultural landscape discussion. Meeting minutes were distributed to attendees on 03/23/2009.

- 2009-04-01, Eklutna, Incorporated indicated to STB-SEA they have no interest in the project and further consultation is not required.
- 2009-04-03, meeting among SRB&A and the MSB HPC regarding the 2008 cultural resources research and fieldwork results and discussion of the cultural landscape research.
- 2009-04-13, Letter from STB-SEA to SHPO, providing SHPO with summary and notes of meeting held on 2/27/2009 (Meeting attendees were cc'ed)
- 2009-05-15, Presentation given by STB-SEA's archaeological consultant (SRB&A) to MSB HPC that was held at the Knik Tribal Council office in Wasilla. Representatives of the following groups were in attendance:
 - Wasilla Knik Historical Society;
 - Dorothy Page Museum;
 - MSB HPC;
 - MSB;
 - Candle Light Jazz/Fishhook Community Council;
 - Knik Tribal Council;
 - Museum of Alaska Transportation and Industry
- 2009-05-27, meeting among SRB&A and president of the Knik Tribal Council regarding SRB&A's research regarding a potential Dena'ina cultural landscape within the Port MacKenzie study area and review of draft interview protocol for documenting Dena'ina components of a cultural landscape in the study area.
- 2009-06-05, letter from STB-SEA to SHPO, providing notes of the presentation SRB&A gave to MSB HPC that was held at the Knik Tribal Council office in Wasilla on 5/15/2009. (SHPO and 2/27/2009 meeting attendees were cc'ed)
- 2009-06-18, STB develops *Government-to-Government Consultation and Coordination Plan* for Proposed Port MacKenzie Rail Extension
- 2009-11-13, follow-up phone calls were made by ICF on behalf of STB-SEA to all Tribes and Alaska native organizations to confirm their role in the Agreement as a consulting party or to continue to be included in the document circulation and contact lists, and the following responses were received:
 - Eklutna, Incorporated: Spoke to Curtis McQueen and he would like Eklutna, Incorporated to be included as a concurring party.
 - Knik Tribal Council: Debra Call does not work in the office and was referred to Acting Executive Director, Marlene Johnson. Left a voice message at 2:30 pm on 11/13/2009. Left another message 12/09/2009.
 - Knikatu, Incorporated: Raymond Theodore returned the call and said we should contact Richard Porter and Jennifer Raske. Mr. Porter said yes,

Knikatnu, Incorporated wants to be involved.

- Chickaloon Village Traditional Council: Asked to send info to Jennifer Harrison, Executive Director, instead of Gary Harrison.
- Chickaloon-Moose Creek Native Association, Inc.: Edith Baller said the Association would not like to be a concurring party but yes, would like to remain a contact person.
- Aaron Legget, Dena'ina Cultural Historian, Alaska Native Heritage Center: Aaron said he would no longer like to be a concurring party. He said Dorothy Cook at Native Village of Eklutna would be more apropos. A second message was left for Ms. Cook on 12/9/2009.

2010

- 2010-03-16, Draft EIS, including the cultural resources section and, in Appendix J, the *Draft Programmatic Agreement* was mailed to the following tribal entities:
 - Ahtna, Inc.
 - Alaska Federation of Natives
 - Alaska Inter-Tribal Council
 - Chickaloon Village Traditional Council
 - Chickaloon-Moose Creek Native Association, Inc.
 - Cook Inlet Region, Inc.
 - Cook Inlet Tribal Council
 - Eklutna Incorporated
 - Golden Creek - Susitna Native Association
 - Knik Tribal Council
 - Knikatnu, Inc.
 - Native Village of Cantwell
 - Native Village of Eklutna
 - Native Village of Tyonek
 - Tyonek Native Corporation
- 2010-05-10, in a letter to STB-SEA, the Cook Inlet Region, Inc. (CIRI) indicated that they would like to participate in the *Programmatic Agreement*.
- 2010-09-27, ICF called Kim Cunningham at CIRI to discuss the letter, to let her know CIRI would be included in the *Draft Programmatic Agreement*, and the level would be discussed with ACHP and SHPO. She was asked to review and comment on the *Draft Programmatic Agreement*, because it would be taken to the next level soon.