

5/18/09

To FACA Committee et al,

From: Frank F. Denninger

Re: Comments regarding FACA 3 24 2009 meeting minutes.

Section 1 General Comments

Section 2 Topical Comments related to Agenda Topics denoted in 3 24 2009 minutes.

**Section 1:**

1) Recommend strongly that in the future names of members of public who take the time to attend meetings be reflected as accurately as possible in this FACA committee's minutes. The record of this FACA Committee will eventually be archived into the historical record of the United States of America. Citizens and Gladesman Cultural Community members who attended perhaps only to listen are part of that history. This FACA committee has a direct impact upon the future survival of the Gladesman Culture. Doing this would aid accuracy of the record.

2) Recommend that first names be included in minutes when identifying any speaker or attendee with the last name of Clark. There are quite a few individuals involved in these meetings (e.g.NPS staff or public) with this last name. Inclusion of first names would prevent any confusion, such as I have experienced at times, from happening to others. Doing this would aid accuracy of the record.

3) Recommend strongly that all comments made by FACA committee members that are included in meeting minutes have that members name attached to their comment. My belief is that it is important to know exactly who said what at these meetings. Currently it is not possible to know who said what with respect to Committee members all of the time. Doing this would aid accuracy of the record.

4) The 41 CFR 101-6.1025 attached would support incorporation of these recommendations.

**Section 2:**

Agenda topic-Attendance

Names of all members of public should be included in future minutes. This data should be easily gotten by a manned sign in sheet near a single entry throughout meetings.

Additionally refer above to Section 1, 1) and 4) for further guidance on this issue. Doing this would aid accuracy of the record.

Agenda topic-Trail Designation Process

Public Comments- Frank Denninger

Bullet 2 I'm not perfectly sure but I'm thinking that I might have gone a bit further than "...as necessary" regarding the signage issue attributed to me in bullet 2. While being sensitive to the aesthetics involved in signage, I also know that aesthetically offensive levels of signage may be required to clearly indicate a trails exact location in some situations. My imperfect memory is telling me that I added some specificity to this statement. Possibly a review of audio-cassette could help here. If I'm wrong here I apologize in advance.

Public comment-Bill Clark

I see no inclusion in these minutes of FACA committee member Laurie McDonald's response to Mr. Bill Clark's question regarding the Bear Island ongoing lawsuit although I distinctly remember her making a comment.

Agenda topic-Followup to Miami Dade Jetport OHV....

My comments related to this agenda topic are included under the Turner River Trails topic. I think that occurred probably because no public comment period was on the agenda after that Followup..... report. Possibility of this becoming a recurring issue needs to be discussed by the Committee sooner rather than later considering the new draft public participation/comment protocol being unveiled at the 5 19 2009 meeting. In the future this situation could create an impression that a speaker is not following this committee's protocol (e.g. speakers must stay on subject) in the mind of one reviewing the minutes. That could bias the person reviewing minutes against the speaker due to a perception being created by the agenda and minutes resulting from said agenda that this speaker doesn't follow rules.

Agenda topic- Turner River Trails

Public comments-Frank Denninger

Bullet 4 Reference is made to " His club...." The club being referenced is not my club. I am a member who happens to be one of the club's board members.

Recommend wording change to remove any possible misinterpretation of my statement. I do not believe I would have spoken in the "third person" on this subject.

Bullet 6 As it is written someone might go away thinking that I actually read someones else's comments aloud at this meeting. I did not do that. I referred to a couple of ideas and expressed in a persons comments. My recollection of what I said 3 24 2009 regarding certified surveys differs from these minutes. I will paraphrase paraphrase what I think I said - I acknowledged that I fully support every ones property rights but if a trail would be prevented due to a camp that someone better have a current certified survey to prove ones claim. Checking the audio tape may clear any confusion over this item.

To summarize I would just note that the format of these minutes seems to have changed from a more narrative style to a more structured compartmentalized style. As long as an accurate record of every ones comments is maintained this shouldn't matter. I do appreciate organization of public comments beneath the name of the speaker. Now all that needs to be done is develop a method to capture FACA committee members names along side their comments during committee discussions and audience interaction. I will use the following example to demonstrate why this is necessary. The Trail Designation Process portion of these 3 24 2009 minutes lead to Committee discussion yielding 22 bullet points capturing FACA committee members thoughts. Those who review these minutes or review the historical record they will evolve into have a right and a need to know who said what regarding everything within this FACA committees record. Hopefully doing this won't pose a problem. If it does please let me know so as to help.

Frank F. Denninger



minutes FACA 41cfr 101-6.1025.txt

[Code of Federal Regulations]  
[Title 41, Volume 2]  
[Revised as of July 1, 2001]  
From the U.S. Government Printing Office via GPO Access  
[CITE: 41CFR101-6.1025]

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TITLE 41--PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

CHAPTER 101--FEDERAL PROPERTY MANAGEMENT REGULATIONS

PART 101-6--MISCELLANEOUS REGULATIONS--Table of Contents

Subpart 101-6.10--Federal Advisory Committee Management

Sec. 101-6.1025 Requirement for maintaining minutes of advisory committee meetings.

(a) The agency head or, in the case of an independent Presidential advisory committee, the chairperson shall ensure that detailed minutes of each advisory committee meeting are kept. The minutes must include:

- (1) Time, date, and place;
- (2) A list of the following persons who were present:
  - (i) Advisory committee members and staff;
  - (ii) Agency employees; and
  - (iii) Members of the public who presented oral or written statements;
- (3) An estimated number of other members of the public present;
- (4) An accurate description of each matter discussed and the resolution, if any, made by the committee of such matter; and
- (5) Copies of each report or other document received, issued, or approved by the committee.

(b) The chairperson of each advisory committee shall certify to the accuracy of all minutes of advisory committee meetings.