

**State of California
FISH AND GAME COMMISSION**

Staff Summary, Meeting of December 9-10, 2009

This is staff's best effort to summarize the actions of the meeting.
For more specific information go to www.Cal-span.org.

Pursuant to the call of the President, the Commission met at the Radisson Hotel at Los Angeles Airport, ABC Ballroom, 6225 West Century Blvd., Los Angeles, California, on December 9, 2009. The meeting was called to order at 10:25 a.m. by Vice-President Rogers.

FISH AND GAME COMMISSION

Jim Kellogg	President	Absent
Richard Rogers	Vice-President	Present
Michael Sutton	Member	Present
Daniel Richards	Member	Present
Don Benninghoven	Member	Present

Persons present:

COMMISSION STAFF

John Carlson	Executive Director
Jon K. Fischer	Deputy Executive Director
Adrianna Shea	Deputy Executive Director
Craig Shuman	Marine Advisor
Sherrie Fonbuena	Associate Governmental Program Analyst
Anita Biedermann	Associate Governmental Program Analyst
Carol Horn	Executive Assistant

OFFICE OF THE ATTORNEY GENERAL

Rick Thalhammer	Deputy Attorney General
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DEPARTMENT OF FISH AND GAME

Sonke Mastrup	Deputy Director, Resources Management & Policy Division (RMPD)
Nancy Foley	Deputy Director, Law Enforcement Division
Rob Allen	Assistant Chief, Law Enforcement Division
Tony Warrington	Assistant Chief, Law Enforcement Division
Lt. Dan Sforza	Law Enforcement Division
Rob Rojas	Law Enforcement Division
Larry Stephens	Law Enforcement Division
Ryan Cordero	Law Enforcement Division
John Potter	Law Enforcement Division
David McNair	Law Enforcement Division
Sau Garcia	Law Enforcement Division
Lance Weihe	Law Enforcement Division
Travis Vuich	Law Enforcement Division

Santos Cabral

Law Enforcement Division

**MARINE LIFE PROTECTION ACT
BLUE RIBBON TASK FORCE MEMBERS AND STAFF**

Cathy Reheis-Boyd	Member	Present
Bill Anderson	Member	Present
Meg Caldwell	Member	Present
Greg Shem	Member	Present
Jane Pisano	Member	Absent
Ken Wiseman	MLPA	Executive Director
Melissa Miller-Henson	MLPA	Program Manager
Evan Fox	Presenter	
Steven Murray	Presenter	
Eric Bjorkstedt	Presenter	
Satie Airame	Presenter	
Sarah Kruse	Presenter	
Kevin Fleming	Presenter	
Larry Allen	Presenter	
Susan Ashcraft	Presenter	
Phyllis Litman	Presenter	
Bruce Steele	Presenter	
Jen Eckerly	Presenter	
Merrick McCray	Presenter	
Rick Helms	Presenter	

The following persons were present and heard:

Bill Brand	Redondo Beach Councilmember
Verna Rollinger	Laguna Beach City Council
Toni Iseman	Mayor Pro Tem Laguna Beach
Calla Allison	City of Laguna Beach, Marine Protection Officer
Burt Ashland	Orange County Parks
Luhui Isha	Wishtoyo Foundation
Mati Waiya	Wishtoyo Foundation
Shelly Walther	Los Angeles County Sanitation Districts
Don Hansen	Pacific Fishery Management Council
Kelly Boyd	Laguna Beach Councilmember
Sean Guthrie	King Harbor Marina
Ann Christoph	Laguna Beach Citizen
Brennon Flahive	South Orange County Wastewater Authority
Dr. Michael McCoy	Tijuana River National Reserve
Chris Oldstone	Lobster Fisherman
Josh Fisher	CA. Lobster and Trap Fishermen's Association
Dick Giuliani	Fisherman
Paul Lebowitz	Kayak Fishing Association of California
Joel Greenberg	Recreational Fishing Alliance

Gary Berk	Concerned Fisherman
Laleh Mohajerani	Iemanya Oceanica
Tommy Gomes	Concerned Fisherman
Benjamin Beede	The Cultured Abalone
Dave Connell	Laguna Beach Citizen
Garth Murphy	SCRSG
Gary Villalobos	Concerned Fisherman
Rob Mandel	Concerned Fisherman
Mordy Kay	Concerned Fisherman
Greg Tsujiuchi	Concerned Fisherman
Leslie Page	King Harbor Association
Bob Fletcher	Sportfishing Association of California
Buck Everingham	Everingham Bros. Bait Co.
Jonathan Zaidman	Wildcoast
Marcela Gutierrez	Wildcoast
Isabelle Kay	Carlsbad Watershed Network
Donna Kalez	Dana Wharf Sportfishing
Billy Fried	Laguna Beach Citizen
Captain David Yumori	Concerned Fisherman
Manase Mansur	Surfrider Foundation
Angela Howe, Esq.	Surfrider Foundation
Stefanie Sekich	Surfrider Foundation
Chris Zamoschianyk	Surfrider Foundation
Joe Geever	Surfrider Foundation
Jim Sammons	LaJolla Kayak Fishing
Gina Goodhill	Ocean Advocate/Environment California
Captain Gene McNany	Concerned Fisherman
Angela Kelley	California Coastkeeper Alliance
Captain Louie Zimm	Fisheries Information Network
Gary White	Concerned Citizen
Kristi Rieman	Environmental Defense Center
Martin Harding	Kayak Fishing Loco Pescadores
Clay Harding	Kayak Fishing Loco Pescadores
Josh Rider	Kayak Sportfishing
Scott Dunn	SCRSG
Charlie Graham	Lobster/Crab Fisherman
Michael Sheehy	Santa Barbara Channelkeeper
John Wilson	Lobster/Crab Fisherman
Patty Civalleri	Iemanya Oceanica
Matt Arf	Commercial Lobster Fisherman
Scott Winner	Pt. Dume Kayak Fishers
Joseph Fasano	Smash School
Kurk Holland	Smash School
Mike Mulligan	Concerned Citizen
Cindalee Penny-Hall	Laguna Beach Citizen
Barbara Metzger	Laguna Beach Citizen
Jinger Wallace	Concerned Citizen
Ginger Osborne	Laguna Beach Citizen
Sharon Larimer	Laguna Beach Citizen

Norris Tapp	Regional Stakeholder, Orange County
Dave Weeshoff	International Bird Rescue
Judy Teverbaugh	Laguna Beach Citizen
Paul Weakland	Commercial Fisherman
Sandy Dildine	Laguna Beach Citizen
Darrylin Girvin	Laguna Beach Citizen
Tom Girvin	Laguna Beach Citizen
George Osborn	Partnership for Sustainable Oceans
Charles Grosse	Concerned Citizen
Jeanne Newhart	Concerned Citizen
Debbie Karimoto	Concerned Citizen
Phyllis Grifman	Sea Grant
Scott Sebastian	Laguna Beach Citizen
Charlotte Masarik	Concerned Citizen
Karen Garrison	Natural Resources Defense Council
William G. Raus Jr.	Concerned Citizen
Greg Helms	Ocean Conservancy
Jason Morton	Tackle Manufacturer
Charles Volkens	Kayak Sportfishing
Cary Marie Jack	Concerned Citizen
Kaitilin Gaffney	Ocean Conservancy
Samantha Burg	Ocean Conservancy
John Eckerle	Natural Resources Defense Council
Kyle Moon	San Diego Coastkeepers
Jason Weiner	Ventura Coastkeeper/Wishtoyo Foundation
Ray Hiemstra	Orange County Coastkeeper
Nancy Bushnell	Laguna Beach Citizen
Louise Thornton	Laguna Ocean Foundation
Susan Tellem	American Tortoise Rescue
Darlen Lee	Freedom Sportfishing
Thomas Lee	Freedom Sportfishing
Meagan Wylie	San Diego Coastkeeper
Dave Elm	United Anglers of Southern California
Parsons	Smash School (Santa Monica Alternative School House)
Anita Dobbs	Concerned Citizen
Mia Davidson	Concerned Citizen
Paul Hobi	Ocean Conservancy
Alison Lipman	Concerned Citizen
Mike Grotland	Concerned Citizen
Yani Hasircoglu	Concerned Citizen
Guy Johnson	Shimano American Corp.
Marc Mills	Concerned Citizen
Greg Bennett	Concerned Citizen
Otto Allen	Concerned Fisherman
Heather Peterson	Heal the Bay
Seth Lawrence	Concerned Citizen
Karin Hall	Concerned Citizen
Susie Santilena	Concerned Citizen
Sonia Diaz	Concerned Citizen

Chuck Tennin	Concerned Citizen
Alex Masumoto	Rusty Hook Fishing Tackle
Alicia Glassco	San Diego Coastkeeper
Mario Villasreal	Concerned Citizen
Charlotte Stevenson	Heal the Bay
Steven Fukuto	United Anglers of Southern California
Meredith McCarthy	Concerned Citizen
Vicki Wawerchak	Santa Monica Pier Aquarium
Jose Bacallao	Concerned Citizen
James Janis	Glenns Tackle
Kate Hanley	San Diego Coastkeeper
Amy Hill	Concerned Citizen
Whitney Graves	Concerned Citizen
Jeremy Addis-Mills	San Diego Coastkeeper
Roxy Carter	Surfrider Foundation
Mike Beanan	South Laguna Civic Association
Mark Hansen	Southern California Yachting Association
John Henigin	Concerned Citizen
Sophia	Smash School
Mackenzie Varner	Smash School
Shelly Berger	Archer School for Girls, Los Angeles
Lia Protopapadakis	Santa Monica Bay Restoration
Kurt Lieber	Ocean Defenders Alliance
Captain Eric Kett	Recreational Divers
Josef Prola	Concerned Fisherman
Mark Kohorn	Concerned Citizen
John Hughes	Long Beach Neptunes
Ryan Sweeney	Concerned Fisherman
John Wade Bogren	Concerned Fisherman
Joe Exline	Concerned Citizen
William Vitale	Kayak Fishing
Robert Case	Oceanside Harbor Fisherman
Frankie Orrala	Heal the Bay
Paul Romanovski	Concerned Citizen
Brian Meux	Santa Monica Baykeeper
Bob Osborn	United Anglers of Southern California
Rick Cronman	Concerned Citizen

Vice-President Rogers introduced members of the Commission, its staff, Directorate and Rick Thalhammer of the Attorney General's Office.

At approximately 2:45 p.m. a joint session was held with the Fish and Game Commission and the Marine Life Protection Act (MLPA) Blue Ribbon Task Force (DRTF).

1. PRESENTATION OF INTEGRATED PREFERRED ALTERNATIVE (IPA) RECOMMENDED BY THE MLPA BLUE RIBBON TASK FORCE, ALONG WITH MARINE PROTECTED AREA PROPOSALS DEVELOPED BY THE SOUTH COAST REGIONAL STAKEHOLDER GROUPS.

Received public testimony from 153 individuals on the South Coast MLPA.

- A. OVERVIEW OF THE SOUTH COAST MLPA INITIATIVE PROCESS.
 - 1. TIMELINE, PUBLIC PARTICIPATION AND BUDGET.
 - 2. COMPARISON OF THE FOUR PROPOSALS.
 - 3. SCIENCE ADVISORY TEAM ANALYSIS.
 - 4. ECOTRUST POTENTIAL NEGATIVE ECONOMIC IMPACT ANALYSIS.
 - 5. DEPARTMENT OF FISH AND GAME FEASIBILITY ANALYSIS.
 - 6. DEPARTMENT OF PARKS FEASIBILITY ANALYSIS.
- B. BUDGET DISCUSSION.
- C. PRESENTATION BY STAKEHOLDER GROUPS' CO-LEADS ON EACH OF THE THREE STAKEHOLDER PROPOSALS.
- D. BRTF PRESENTATION AND DISCUSSION OF THE IPA.
- E. COMMISSION GUIDANCE TO STAFF ON COMMISSION PREFERRED PACKAGE AND ALTERNATIVES FOR REGULATORY AND CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) PROCESSES. (NO FINAL DECISIONS WILL BE MADE AT THIS MEETING. THE COMMISSION WILL ANNOUNCE THE START OF THE REGULATORY AND CEQA PROCESSES AT A FUTURE DATE.)

Received reports from members of the Blue Ribbon Task Force, MLPA staff and various presenters. Received public testimony.

MOVED BY R. ROGERS, SECOND BY M. SUTTON, TO IDENTIFY BRTF'S IPA AS THE PROPOSED PROJECT FOR CEQA AND REGULATORY DOCUMENTS TO INCLUDE ALTERNATIVES 1, 2, 3, AND ALTERNATIVES AS DESCRIBED BY THE DFG, AS REGULATORY OPTIONS.

AYES: D. BENNINGHOVEN, R. ROGERS, M. SUTTON.

NOES: D. RICHARDS.

ABSENT: J. KELLOGG.

MOTION PASSED AS GUIDANCE ON HOW TO PREPARE CEQA AND REGULATORY DOCUMENTS TO STAFF.

There being no further business, the meeting recessed at 7:12 p.m. to reconvene on December 10, 2009, at 8:30 a.m.

**State of California
FISH AND GAME COMMISSION**

Staff Summary, Meeting of December 10, 2009

This is staff's best effort to summarize the actions of the meeting.

For more specific information go to www.Cal-span.org.

Pursuant to the call of the President, the Commission met at the Radisson Hotel at Los Angeles Airport, ABC Ballroom, 6225 West Century Blvd., Los Angeles, California, on December 10, 2009. The meeting was called to order at 8:40 a.m. by Vice-President Rogers.

FISH AND GAME COMMISSION

Jim Kellogg	President	Absent
Richard Rogers	Vice-President	Present
Michael Sutton	Member	Present
Daniel Richards	Member	Arrived @ 9:10 (during Item #2)
Don Benninghoven	Member	Present

Persons present:

COMMISSION STAFF

John Carlson	Executive Director
Jon K. Fischer	Deputy Executive Director
Adrianna Shea	Deputy Executive Director
Craig Shuman	Marine Advisor
Sherrie Fonbuena	Associate Governmental Program Analyst
Anita Biedermann	Associate Governmental Program Analyst
Carol Horn	Executive Assistant

OFFICE OF THE ATTORNEY GENERAL

Rick Thalhammer	Deputy Attorney General
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DEPARTMENT OF FISH AND GAME

Sonke Mastrup	Deputy Director, Resources Management & Policy Division (RMPD)
Nancy Foley	Deputy Director, Law Enforcement Division
Ann Malcolm	General Counsel
Rob Allen	Assistant Chief, Law Enforcement Division
Tony Warrington	Assistant Chief, Law Enforcement Division
Neil Manji	Chief, Fisheries Branch
Doug Updike	Wildlife Branch

The following persons were present and heard:

Mike McCorkle	So. Ca. Trawlers Association
Susan Williamson	Ojai Wildlife League
Paul Weakland	Commercial Fisherman
Chris Voss	California Abalone Association
Mark Hennelly	California Outdoor Heritage Alliance
Edith Braid	Concerned Citizen
Kaitilin Gaffney	Ocean Conservancy
Gary Rynearson	Green Diamond Resource Co.
Todd Tognazzini	California Fish and Game Warden's Association
Tom Raftican	The Sportfishing Conservancy
Tony Morton	NOAA Fisheries
Kevin Lunny	Drakes Bay Oyster Farm
Bernard Friedman	Santa Barbara Mariculture

Vice-President Rogers introduced members of the Commission, its staff, Directorate and Rick Thalhammer of the Attorney General's Office.

2. PUBLIC FORUM.
Received public testimony from the following: Mike McCorkle, Susan Williamson, Paul Weakland and Chris Voss.
3. SCOPING OF POSSIBLE DEPARTMENT AND COMMISSION 2010 MAMMAL HUNTING REGULATION CHANGE PROPOSALS AND UPDATE ON CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) DOCUMENTS. (This includes tag application and big game drawing procedures.)
Received Department's overview from Doug Updike. Received public testimony. Department to provide a Preference Point presentation to the Commission.
4. CALIFORNIA GAME WARDEN'S ASSOCIATION PRESENTATION ON GAME WARDEN ISSUES AND POSSIBLE COMMISSION ACTION.
Received presentation from Todd Tognazzini. Received public testimony.
5. PURSUANT TO FISH AND GAME CODE SECTION 2084, CONSIDERATION AND POSSIBLE EMERGENCY ACTION TO RE-ADOPT SECTION 749.5, TITLE 14, CCR, FOR AN ADDITIONAL 90 DAY PERIOD, RE: SPECIAL ORDER RELATING TO INCIDENTAL TAKE OF PACIFIC FISHER DURING CANDIDACY PERIOD.
Received report from DFG General Counsel Ann Malcolm recommending no change and readoption. Commission requested DFG submit status report two months early. No public testimony.

MOVED BY D. RICHARDS, SECOND BY D. BENNINGHOVEN, TO TAKE EMERGENCY ACTION TO READOPT SPECIAL ORDER RELATING TO INCIDENTAL TAKE OF PACIFIC FISHER DURING CANDIDACY FOR AN ADDITIONAL 90 DAY PERIOD.

AYES: D. BENNINGHOVEN, D. RICHARDS, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

6. RECEIPT OF DEPARTMENT OF FISH AND GAME INFORMATIONAL ITEMS.
 - (A) RECEIPT OF DEPARTMENT OF FISH AND GAME DIRECTOR'S REPORT.
Deputy Director Mastrup provided the Director's report. Received public testimony.
 - (B) UPDATE ON THE DEPARTMENT'S STATUS REPORT AND RECOMMENDATION ON THE PETITION TO LIST THE CALIFORNIA TIGER SALAMANDER (*Ambystoma californiense*) AS AN ENDANGERED SPECIES.
Deputy Director Mastrup provided the Department's update. No public testimony.

- (C) STATUS REPORT ON HUNTING MOURNING DOVES WITHIN ROSEVILLE CITY LIMITS.
Deputy Director Mastrup provided the Department's update. Received public testimony.
 - (D) UNVEILING OF THE WARDEN'S STAMP.
Deputy Director Foley provided the Department's update that the warden stamp was changed to a decal. Received public testimony.
 - (E) UPDATE ON ENFORCEMENT.
Deputy Director Foley provided the Department's update. Received public testimony.
 - (F) OTHER.
Deputy Director Mastrup provided the Department's reports on Pacific Groundfish Season for 2011-2012 and PFMC update. No public testimony.
7. RECEIPT OF COMMISSION INFORMATIONAL ITEMS.
- (A) 2010 WESTERN ASSOCIATION OF FISH AND WILDLIFE AGENCIES (WAFWA) MID-WINTER MEETING.
Executive Director Carlson reported that the mid-winter WAFWA meeting was scheduled for January 7-9, 2010, in San Diego and being hosted by the State of Alaska. He indicated he would be attending and requested any Commissioner to join him. No public testimony.
 - (B) OTHER.
No report.
8. SUBCOMMITTEE REPORTS AND RECOMMENDATIONS.
- (A) MARINE RESOURCES COMMITTEE.
Commissioner Sutton provided an update on the last MRC meeting held Nov. 17 in Santa Barbara. Craig Shuman provided further information. Received public testimony.
 - (B) AL TAUCHER'S PRESERVING HUNTING AND SPORT FISHING OPPORTUNITIES ADVISORY COMMITTEE.
Executive Director Carlson reported there was nothing to report since no meeting had been held since the last Commission meeting.
 - (C) AQUACULTURE COMMITTEE.
Commissioner Richards provided an update on the progress of the new lease template which could be final in a couple of months. Received public testimony.
9. RECEIPT OF FEDERAL AGENCIES INFORMATIONAL ITEMS.
Tony Morton provided a report. No public testimony.
10. RECEIPT OF LEGAL COUNSEL INFORMATIONAL ITEMS.
No report. No public testimony.

11. NEW BUSINESS.
No report. No public testimony.
12. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION.
Deputy Attorney General Thalhammer reported on items discussed during Executive Session.
13. (A) COMMISSION GUIDANCE AND DIRECTION ON HOW TO PROCEED WITH THE PREPARATION OF THE STATE WATER BOTTOMS LEASE TEMPLATE.
Commissioner Richards provided an update on the progress of the new lease template which could be final in a couple of months. No public testimony.
- (B) EXTENSION OF STATE WATER BOTTOM LEASE NO. M-430-12 FOR JOHN FINGER, HOG ISLAND OYSTER COMPANY, MARIN COUNTY.
Received public testimony.
- (C) EXTENSION OF STATE WATER BOTTOM LEASE NO.M-430-02 FOR MICHAEL TOUSSAINT, MARIN OYSTER COMPANY, MARIN COUNTY.
Received public testimony.
- (D) EXTENSION OF STATE WATER BOTTOM LEASE NO. M-430-14 FOR MARTIN STRAIN, POINT REYES OYSTER COMPANY, MARIN COUNTY.
Received public testimony.
- MOVED BY D. RICHARDS, SECOND BY M. SUTTON TO APPROVE EXTENDING STATE WATER BOTTOM LEASE NOS. M-430-12, M-430-02, AND M-430-14, MARIN COUNTY, FOR 180 DAYS.
AYES: D. BENNINGHOVEN, D. RICHARDS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG.
MOTION PASSED.***
14. CERTIFICATION OF FINAL ENVIRONMENTAL DOCUMENT, ADOPTION OF FINDINGS AND PROPOSED PROJECT (OR ALTERNATIVE), AND FINAL ADOPTION OF THE 2010-2012 SPORT FISHING REGULATIONS RELATING TO FISH, AMPHIBIANS, REPTILES AND INVERTEBRATES.
Received Department's report from Neil Manji and he described 5 specific action items that the DFG did not have a recommendation for. Received public testimony.
- MOVED BY D. BENNINGHOVEN, SECOND BY M. SUTTON, TO CERTIFY THE FINAL ENVIRONMENTAL DOCUMENT, ADOPT FINDINGS, AND ADOPT THE PROPOSED PROJECTS TO AMEND THE 2010-2012 SPORT FISHING REGULATIONS, RELATING TO FISH, AMPHIBIANS, REPTILES AND INVERTEBRATES.***
- AYES: D. BENNINGHOVEN, D. RICHARDS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG.
MOTION PASSED.***

**IT WAS FURTHER MOVED BY D. RICHARDS, SECOND BY M. SUTTON, TO CHANGE THE REQUIREMENTS FOR WEARING YOUR LICENSE.
AYES: D. RICHARDS, R. ROGERS, M. SUTTON.
NOES: D. BENNINGHOVEN.
ABSENT: J. KELLOGG.
MOTION PASSED.**

CONSENT CALENDAR

ITEM NOS. 15, 17(A) AND 20 WERE PULLED FROM THE CONSELT CALENDAR AND HEARD.

**MOVED BY D. RICHARDS, SECOND BY D. BENNINGHOVEN, TO APPROVE CONSENT CALENDAR ITEMS NOS. 16, 17(B), 18, 19, AND 21, AS RECOMMENDED BY THE DEPARTMENT. ITEM NOS. 15, 17(A) AND 20 WERE PULLED FROM THE CONSENT CALENDAR AND HEARD SEPARATELY.
AYES: D. BENNINGHOVEN, D. RICHARDS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG.
MOTION PASSED.**

15. CORRECTION OF CLERICAL ERROR FROM FISH AND GAME COMMISSION MEETING OF OCTOBER 8, 1993 REGARDING ADDITION OF MANILA CLAMS TO DRAKES ESTERO AQUACULTURE LEASE M-438-01.

Pulled from Consent Calendar for discussion. Received the Department's report from Deputy Director Mastrup. Received public testimony.

MOVED BY D. RICHARDS, SECOND BY R. ROGERS, TO APPROVE CORRECTION OF CLERICAL ERROR AS RECOMMENDED BY THE DEPARTMENT.

AYES: D. RICHARDS, R. ROGERS, M. SUTTON.

ABSTAIN: D. BENNINGHOVEN.

ABSENT: J. KELLOGG.

MOTION PASSED.

16. RECEIPT OF DEPARTMENT'S TENTATIVE RECOMMENDATIONS FOR ANTLERLESS/EITHER-SEX DEER HUNTS FOR 2010-2011.

Received DFG recommendations. No public testimony.

17. APPROVAL OF PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE AREA LICENSE (2009-2014) AND 2009-2010 MANAGEMENT PLAN FOR:

(A) SPURLOCK RANCH, GLENN COUNTY
Pulled from Consent Calendar for discussion. Received report from the Department.

MOVED BY D. BENNINGHOVEN, SECOND BY M. SUTTON, TO POSTPONE THE ITEM AND RESCHEDULE FOR THE FEBRUARY 2010 MEETING TO ALLOW THE COUNTY TO ATTEND MEETING AND COMMENT.

AYES: D. BENNINGHOVEN, D. RICHARDS, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

(B) ORDWAY RANCH, CALAVERAS COUNTY
Approved as a Consent Calendar item. No public testimony.

18. REINSTATEMENT OF MIKE BOYLE'S EXPIRED TRAPPING PERMIT.
Approved. No public testimony.

19. REINSTATEMENT OF BRUCE R. RYAN'S EXPIRED TRAPPING PERMIT.
Approved. No public testimony.

20. APPROVAL TO TRANSFER EDWARD J. SYLVESTER'S CALIFORNIA HALIBUT BOTTOM TRAWL VESSEL PERMIT.
Received public testimony.

MOVED BY D. BENNINGHOVEN, SECOND BY M. SUTTON, TO POSTPONE THE ITEM AND RESCHEDULE FOR THE FEBRUARY 2010 MEETING TO ALLOW THE DEPARTMENT TO EVALUATE INFORMATION.

AYES: D. BENNINGHOVEN, D. RICHARDS, R. ROGERS, M. SUTTON.

ABSENT: J. KELLOGG.

MOTION PASSED.

21. RECEIPT OF DEPARTMENT REPORT TO THE FISH AND GAME COMMISSION AND LEGISLATURE ON THE ANNUAL ACCOUNTING OF THE DEPOSITS INTO, AND EXPENDITURES FROM, THE FISH AND GAME PRESERVATION FUND, AS RELATED TO THE REVENUES GENERATED PURSUANT TO SECTION 8587 OF THE FISH AND GAME CODE AND REQUIRED BY SECTION 8589.7 OF THE FISH AND GAME CODE.
Received report. No public testimony.

OTHER

22. COMMISSION FOLLOW-UP, MEETING REVIEW, AND STAFF DIRECTION.
List to be established.

23. ANNOUNCEMENT OF FUTURE MEETINGS.

**TENTATIVE 2010 FISH AND GAME COMMISSION
MEETING SCHEDULE**
www.fgc.ca.gov

February 3 (Wed.) February 4 (Thurs.)	State of California Resources Agency Building Auditorium 1416 Ninth Street Sacramento
March 3 (Wed.) March 4 (Thurs.)	Upland
April 7 (Wed.) April 8 (Thurs.)	Monterey
April 21 (Teleconference)	Sacramento (Via Telephone)
May 5 (Wed.) May 6 (Thurs.)	Stockton
June 23 (Wed.) June 24 (Thurs.)	Greater Sacramento Area
August 4 (Wed.) August 5 (Thurs.)	Santa Barbara
September 1 (Wed.) September 2 (Thurs.)	Greater Sacramento Area
October 6 (Wed.) October 7 (Thurs.)	San Diego
November 3 (Wed.) November 4 (Thurs.)	Greater Sacramento Area
December 1 (Wed.) December 2 (Thurs.)	State of California Resources Agency Building Auditorium 1416 Ninth Street, Sacramento

EXECUTIVE SESSION
(NOT OPEN TO PUBLIC)

PURSUANT TO THE AUTHORITY OF GOVERNMENT CODE SECTION 11126(a)(1) AND (e)(1), AND SECTION 309 OF THE FISH AND GAME CODE, THE COMMISSION WILL MEET IN CLOSED EXECUTIVE SESSION. THE PURPOSE OF THIS EXECUTIVE SESSION IS TO CONSIDER:

- A. PENDING LITIGATION TO WHICH THE COMMISSION IS A PARTY.
 - I. BIG CREEK LUMBER COMPANY AND CENTRAL COAST FOREST ASSOC. vs. CALIFORNIA FISH AND GAME COMMISSION RE: COHO LISTING, SOUTH OF SAN FRANCISCO.
 - II. LINDY O'LEARY vs. CALIFORNIA FISH AND GAME COMMISSION RE: R.R.S.A.C. AND R.R.S.S. PERMIT DENIALS.
 - III. JAMES BUNN AND JOHN GIBBS vs. CALIFORNIA FISH AND GAME COMMISSION RE: SQUID PERMITS.
 - IV. KERN COUNTY WATER AGENCY vs. CALIFORNIA FISH AND GAME COMMISSION, DEPARTMENT OF FISH AND GAME, DEPARTMENT OF WATER RESOURCES RE: STATE WATER PROJECT AND CALIFORNIA ENDANGERED SPECIES ACT.
 - V. CENTER FOR BIOLOGICAL DIVERSITY vs. CALIFORNIA FISH AND GAME COMMISSION RE: AMERICAN PIKA.
 - B. POSSIBLE LITIGATION INVOLVING THE COMMISSION.
 - C. STAFF PERFORMANCE AND COMPENSATION.
 - D. RECEIPT OF HEARING OFFICER RECOMMENDATIONS ON LICENSE AND PERMIT ITEMS.
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There being no further business, the Fish and Game Commission meeting was adjourned at 2:35 p.m.