

**State of California
FISH AND GAME COMMISSION**

Staff Summary, Meeting of September 15-16, 2010

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 Lion's Gate Hotel & Conference Center, Club Ballroom, 3410 Westover Street, McClellan, California, on September 16, 2010. The meeting was called to order at 8:55 a.m. by President Kellogg.

FISH AND GAME COMMISSION

Jim Kellogg	President	Present
Richard Rogers	Vice-President	Absent
Michael Sutton	Member	Present
Daniel Richards	Member	Present
Mike Sutsos	Member	Present

Persons present:

COMMISSION STAFF

Jon K. Fischer	Acting Executive Director
Aдриanna 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

Cecilia Dennis	Deputy Attorney General
----------------	-------------------------

DEPARTMENT OF FISH AND GAME

Sonke Mastrup	Deputy Director, Resources Management & Policy Division (RMPD)
John Mattox	Office of the General Counsel
Tom Greiner	Marine Region
Tony Warrington	Law Enforcement Division
Brian Naslund	Law Enforcement Division

The following persons were present and heard:

Diane Windham	NOAA Fisheries
Dr. Kevin Chu	NOAA Fisheries
Dan Taylor	Audubon of California
George Osborn	Partnerships for Sustainable Oceans
Steven Fukuto	United Anglers of Southern California
Kaitilin Gaffney	Ocean Conservancy

Paul Weakland	Commercial Fisherman
Virginia Handley	PAWPAC
Eric Mills	Action for Animals
John Carlson	Former Executive Director, Fish and Game Commission
Eldridge G "Red" Hunt	Member, California Waterfowlers Hall of Fame
Ashley Blacow	Oceana
Andrew Wyatt	U.S. Association of Reptile Keepers
Monica Engebretson	Born Free USA
David Chu	Foods Industry/Oakland
Eric Chu	Foods Industry/Oakland
Marilyn Jasper	Sierra Club
Nicole Paquette	Humane Society of the United States

President Kellogg introduced members of the Commission, its staff, Directorate and Cecilia Dennis of the Attorney General's Office.

It was announced that Item No. 22 would be pulled from the Consent Calendar for discussion. Item #11 from the September 15th agenda was heard now but shown in chronological order in this summary.

12. CONTINUATION OF PUBLIC FORUM.
Received public testimony from the following: Dan Taylor, George Osborn, Steven Fukuto, Kaitilin Gaffney, Paul Weakland, Virginia Handley, and Eric Mills.
13. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION.
Deputy Attorney General Dennis reported that the Commission adopted the proposed decisions for James Bunn, Beatrice Bonanno and Tacy Lee. No public testimony.
14. COMMISSION RECOGNITION OF FORMER FISH AND GAME COMMISSION EXECUTIVE DIRECTOR, MR. JOHN CARLSON, JR.
The Commission presented Mr. Carlson with an aerial photograph of Pt. Reyes Headlands as a token of their appreciation of his skills and diplomacy as the Executive Director. Received public testimony.
15. COMMISSION RECOGNITION OF NEWLY INDUCTED MEMBERS TO THE CALIFORNIA WATERFOWLERS HALL OF FAME.
The following individuals were inducted to the California Waterfowlers Hall of Fame: Michael Miller, William P. Elser, Eldridge G. "Red" Hunt, and Joseph M. Long. Mr. Hunt was present and thanked the Commission for the recognition. No public testimony.

16. REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND SECTION 632, TITLE 14, CCR, RE: BOUNDARIES OF THE SOUTHEAST FARALLON ISLAND SPECIAL CLOSURE AREA.
Deputy Director Mastrup provided the Department's review of the request. Received public testimony.

***MOVED BY D. RICHARDS, SECOND BY M. SUTTON, TO AUTHORIZE STAFF TO PUBLISH NOTICE TO AMEND SECTION 632 REGARDING BOUNDARIES OF THE SOUTHEAST FARALLON ISLAND SPECIAL CLOSURE AREA.
AYES: J. KELLOGG, D. RICHARDS, M. SUTSOS, M. SUTTON.
ABSENT: R. ROGERS.
MOTION PASSED.***

17. RECEIPT OF PUBLIC RECOMMENDATIONS TO AMEND SUBSECTION 632(b)(11), TITLE 14, CCR, RE: STEWARTS POINT MARINE RESERVE.
Acting Executive Director Fischer summarized the item. Received public testimony. Commissioners gave direction to move forward with the regulations.

18. RECEIPT OF PUBLIC TESTIMONY ON PROPOSED CHANGES TO THE RECREATIONAL AND COMMERCIAL GROUND FISH FISHING REGULATIONS FOR 2011-2012, SECTION 27.20 ET AL, TITLE 14, CCR. (Note: The adoption hearing is scheduled for October 21, 2010 in San Diego.)
Received the Department's summary of the proposed changes from Deputy Director Mastrup. No public testimony.

19. REQUEST FOR COMMISSION DIRECTION ON DEPARTMENT'S INITIAL RECOMMENDATIONS TO AMEND SECTIONS 551 AND 630, TITLE 14, CCR, RE: AUTHORIZED METHODS OF TAKE ON DEPARTMENT MANAGED WILDLIFE AREAS AND ECOLOGICAL RESERVES.
Received summaries from Acting Executive Director Fischer and Deputy Director Mastrup. No public testimony.

***MOVED BY D. RICHARDS, SECOND BY J. KELLOGG, RECOMMENDING OPTION 4 (NO CHANGE) ALTERNATIVE REGARDING AMENDING SECTIONS 551 AND 630 REGARDING AUTHORIZED METHODS OF TAKE ON DEPARTMENT MANAGED WILDLIFE AREAS AND ECOLOGICAL RESERVES.
AYES: J. KELLOGG, D. RICHARDS.
NOES: M. SUTTON.
ABSENT: R. ROGERS.
ABSTAIN: M. SUTSOS.
MOTION PASSED.***

20. CONSIDERATION OF CERTIFICATION OF FINAL ENVIRONMENTAL DOCUMENT, AND DISCUSSION AND POSSIBLE ADOPTION OF FINDINGS AND PROPOSED PROJECT (OR ALTERNATIVE), AND FINAL ADOPTION OF SECTIONS 163 AND 164, TITLE 14, CCR, RE: HARVEST OF HERRING.

Received the Department's report from Thomas Greiner. Received public testimony.

MOVED BY D. RICHARDS, SECOND BY M. SUTTON, TO CERTIFY THE ENVIRONMENTAL DOCUMENT FOR THE HARVEST OF HERRING.

YES: J. KELLOGG, D. RICHARDS, M. SUTSOS, M. SUTTON.

ABSENT: R. ROGERS.

MOTION PASSED.

MOVED BY D. RICHARDS, SECOND BY M. SUTTON, TO AMEND SECTIONS 163, 164, AND TO SELECT A QUOTA OF 5%, (SPECIFIC 1,920 OF THE 2009-2010 SPAWNING BIOMASS) RELATING TO THE HERRING REGULATIONS.

AYES: J. KELLOGG, D. RICHARDS, M. SUTSOS, M. SUTTON.

ABSENT: R. ROGERS.

MOTION PASSED.

MOVED BY J. KELLOGG, SECOND BY M. SUTTON, TO ADOPT THE PROPOSED PROJECTS OR ALTERNATIVES FOR THE PROPOSED REGULATORY ACTION RELATING TO SECTIONS 163 AND 164 REGARDING THE HARVEST OF HERRING.

AYES: J. KELLOGG, D. RICHARDS, M. SUTSOS, M. SUTTON.

ABSENT: R. ROGERS.

MOTION PASSED.

COMMISSION ALSO DIRECTED THE DEPARTMENT OF FISH AND GAME THAT NO NEW PERMITS BE ISSUED UNTIL A NEW FISHERY MANAGEMENT PLAN IS IN PLACE.

CONSENT CALENDAR – ITEMS # 21 AND 22 WERE PULLED FROM THE CONSENT CALENDAR AND RECEIVED TESTIMONY.

MOVED BY D. RICHARDS, SECOND BY J. KELLOGG, TO APPROVE THE CONSENT CALENDAR, ITEM NUMBERS 21 AND 22.

AYES: J. KELLOGG, D. RICHARDS, M. SUTSOS.

NOT PRESENT: M. SUTTON.

ABSENT: R. ROGERS.

MOTION PASSED.

21. RECEIPT OF DEPARTMENT OF FISH AND GAME WHITE SEABASS ENHANCEMENT PLAN. (Note: This enhancement plan is scheduled to be approved at the October 20-21, 2010, meeting in San Diego.)
Approved. Received public testimony.
22. PURSUANT TO COMMISSION'S MAY 20, 2010 DIRECTION, RECEIPT OF STAFF RECOMMENDATIONS REGARDING LIVE ANIMAL MARKET ISSUES.
Approved. Received public testimony.

OTHER

- 23. COMMISSION FOLLOW-UP, MEETING REVIEW, AND STAFF DIRECTION.
List to be established.
- 24. ANNOUNCEMENT OF FUTURE MEETINGS.

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

October 20 (Wed.) October 21 (Thurs.)	Four Points by Sheraton 8110 Aero Drive San Diego
November 17 (Wed.) November 18 (Thurs.)	Lake Natoma Inn 702 Gold Lake Drive Folsom
December 15 (Wed.) December 16 (Thurs.)	Hotel Mar Monte 1111 East Cabrillo Blvd. Santa Barbara

There being no further business, the Fish and Game Commission meeting adjourned at 12:37 p.m.