

**State of California
FISH AND GAME COMMISSION**

Staff Summary, Meeting of October 20, 2011

Following is a summary of the subject meeting. The official record of the meeting may be obtained from the Commission's website or Cal-span.

Pursuant to the call of the President, the Commission met at the Beach Resort Monterey, 2600 Sand Dunes Drive, Monterey, California on October 20, 2011. The meeting was called to order at 8:34 a.m. by President Kellogg.

FISH AND GAME COMMISSION

Jim Kellogg	President	Present
Richard Rogers	Vice-President	Present
Michael Sutton	Member	Present (Left at approximately 9:40 am)
Daniel Richards	Member	Absent
Jack Baylis	Member	Present (Left at approximately 9:40 am)

Persons present:

COMMISSION STAFF

Sonke Mastrup	Executive Director
Jon K. Fischer	Deputy Executive Director
Craig Shuman	Marine Advisor
Sherrie Fonbuena	Associate Governmental Program Analyst
Anita Biedermann	Associate Governmental Program Analyst

OFFICE OF THE ATTORNEY GENERAL

Rick Thalhammer	Deputy Attorney General
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DEPARTMENT OF FISH AND GAME

Charlton Bonham	Director
Dan Yparraguirre	Acting Deputy Director, Wildlife and Fisheries Division
Nancy Foley	Deputy Director, Law Enforcement Division
Marija Vojkovich	Marine Region
Stafford Lehr	Chief, Fisheries Branch
Don Kelly	Law Enforcement Division
Matt Gil	Law Enforcement Division
Sarah Weimer	Law Enforcement Division
Ian Taniguchi	Marine Region

The following persons were present and heard:

<u>Name</u>	<u>Organization</u>	<u>Agenda Item(s)</u>
Jennifer Fearing	The Humane Society of the US	16
Mat Rowley	Monterey Bay Salmon & Trout Project	16
Milo Vukovich	Sonoma County Abalone Network	18
Paul Weakland	Commercial Fisherman	18, 23

Christopher Lin	Shasta Dive Club	18
Brook Bowman	Recreational Abalone Diver	18
Jim Martin	Recreational Fishing Alliance	18
Jeff Richards	Coastside Fishing Club	18
Karen Garrison	Natural Resources Defense Council	18
Bill Bernard	Concerned Citizen	18
Steve Palumbi	Concerned Citizen	20
Carmelita Garcia	Mayor, City of Pacific Grove	20
John Pearse	Concerned Citizen	20

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

Agenda Items were taken out of order but are shown in numerical order as listed on the agenda in this summary.

16. CONTINUATION OF PUBLIC FORUM.
Received public testimony from the following individuals: Jennifer Fearing, and Mat Rowley.

17. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION.
Deputy Attorney General Thalhammer reported that an Executive Session was held on October 19 and the Commission took no specific action to report. No public testimony.

18. DISCUSSION AND POSSIBLE ADOPTION OF PROPOSED CHANGES TO SECTION 29.15, TITLE 14, CCR, RE: ABALONE.
THIS ITEM WAS TAKEN OUT OF ORDER AND HEARD FIRST.
Received the Department's presentation and review of proposed changes from Ian Taniguchi. Received public testimony.

MOVED BY R. ROGERS, SECONDED BY J. KELLOGG, THAT THE FISH AND GAME COMMISSION HEREBY ADOPTS THE DEPARTMENT'S RECOMMENDATIONS FOR OPTION 3, REDUCES THE SEASON AT FORT ROSS AREA BY CLOSING THE MONTHS OF APRIL AND MAY, AND OPTION 4, REQUIRES EVERY PERSON WHO USES A CONTAINER TO STORE ABALONE, PRIOR TO TAGGING, TO POSSESS HIS OWN CONTAINER AND TO RETAIN ABALONE ONLY IN HIS OWN CONTAINER, REGARDING ABALONE. FURTHER, THE COMMISSISON DIRECTS STAFF TO PREPARE A NOTICE OF DETERMINATION CONSISTENT WITH THE APPROVAL AND ADOPTION OF ASSOCIATED REGULATIONS.

AYES: J. BAYLIS, J. KELLOGG, R. ROGERS, M. SUTTON.

ABSENT: D. RICHARDS.

MOTION PASSED.

19. RECEIPT OF PUBLIC TESTIMONY ON PROPOSED CHANGES TO SECTION 7.00 AND SUBSECTION (b)(68) OF SECTION 7.50, TITLE 14, CCR, RE: OROVILLE-THERMALITO COMPLEX REGULATIONS. (Note: The adoption hearing is scheduled for the November 17, 2011, meeting in Santa Barbara.)
Received the Department's review of proposed changes from Stafford Lehr. No public testimony.

20. CONSIDERATION OF REQUEST BY PACIFIC GROVE CITY COUNCIL TO RENAME THE LOVERS POINT STATE MARINE RESERVE IN RECOGNITION OF JULIA B. PLATT. **THIS ITEM WAS TAKEN OUT OF ORDER AND HEARD AFTER ITEM #23. COMMISSIONERS BAYLIS AND SUTTON LEFT DURING THIS ITEM.**

Commissioner Sutton introduced the item. Executive Director Mastrup reviewed the Commission's policy of not naming installations for a person but keeping to geographic locations to reduce confusion and assist law enforcement. Received public testimony. The Commission staff will draft a new policy provision. Due to a lack of a quorum at the present time, this item would be rescheduled to a future meeting.

21. DISCUSSION AND POSSIBLE ADOPTION OF AMENDMENTS TO COMMISSION POLICY, RE: LEGISLATION. **Executive Director Mastrup stated that since the Commission did not have a quorum at the present time, this item would be rescheduled to a future meeting. No public testimony.**
22. DISCUSSION OF COMMISSION POLICY, RE: AGENDA – PART 2. DISCUSSION OF HOW ITEMS ARE PLACED AND REMOVED FROM COMMISSION MEETING AGENDAS. **Executive Director Mastrup stated that since the Commission did not have a quorum at the present time, this item would be rescheduled to a future meeting. No public testimony.**

CONSENT CALENDAR

THIS ITEM WAS TAKEN OUT OF ORDER AND HEARD AFTER ITEM #18.

MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, THAT THE FISH AND GAME COMMISSION HEREBY APPROVES CONSENT CALENDAR ITEM #23.

AYES: J. BAYLIS, J. KELLOGG, R. ROGERS, M. SUTTON.

ABSENT: D. RICHARDS.

MOTION PASSED.

23. CONSIDERATION OF REQUEST BY POMONA COLLEGE FOR APPROVAL OF ITS APPLICATION TO POSSESS TRANSGENIC ZEBRAFISH FOR BIOMEDICAL PURPOSES. **Approved request. Received public testimony.**

OTHER

24. NEW BUSINESS. **There was no new business. No public testimony.**
25. COMMISSION FOLLOW-UP, MEETING REVIEW, AND STAFF DIRECTION. **Executive Director Mastrup indicated that under the Marine Resources Committee update Craig Shuman had requested direction and guidance from the Commission. Since the Commission did not have a quorum at the present time, this item would be rescheduled to a future meeting. Commission to schedule periodic CalTIP updates. No public testimony.**

26. ANNOUNCEMENT OF FUTURE MEETINGS.

**2011 FISH AND GAME COMMISSION
MEETING SCHEDULE
www.fgc.ca.gov**

November 16 (Wed.) November 17 (Thurs.)*	Veteran's Memorial Building 112 West Cabrillo Blvd. Santa Barbara
December 14 (Wed.) December 15 (Thurs.)	Hubbs Sea World Research Institute Shedd Auditorium 2595 Ingraham Street San Diego

There being no further business, the Fish and Game Commission meeting adjourned at 10:13 a.m.