Pursuant to the call of the President, the Commission met at the Doubletree Hotel Ontario Airport, 222 North Vineyard Avenue, Lake Arrowhead Room, Ontario, California on May 5, 2011. The meeting was called to order at 8:33 a.m. by Vice-President Rogers.

**FISH AND GAME COMMISSION**

<table>
<thead>
<tr>
<th>Name</th>
<th>Organization</th>
<th>Agenda Item(s)</th>
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<tbody>
<tr>
<td>Evelyn Meister</td>
<td>Concerned Citizen/Wildhaven Ranch</td>
<td>12</td>
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<td>Mark Krausse</td>
<td>Pacific Gas and Electric Company</td>
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<td>Cary Chitwood</td>
<td>Concerned Citizen</td>
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<td>Evan Salvay</td>
<td>Concerned Sport Fisherman</td>
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<td>Lia Protopapadakis</td>
<td>Santa Monica Bay Restoration Commission</td>
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<td>Bort Carleton</td>
<td>Concerned Citizen/Wildhaven Ranch</td>
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<td>Roger Williams</td>
<td>For Assembly Member Tim Donnelly</td>
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<td>Mark Maxey</td>
<td>Concerned Citizen</td>
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<td>Jennifer Erickson</td>
<td>Concerned Citizen</td>
<td>12</td>
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<tr>
<td>Paul Weakland</td>
<td>Commercial Fisherman</td>
<td>12, 14, 18, 19, 23</td>
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</table>
Dr. Paul Boccumini  Wildhaven Ranch  12
Bernard Friedman  Santa Barbara Mariculture  19
Martin Strain  Point Reyes Oyster Company  19
Michael Toussiant  Marin Oyster Company  19
John Finger  Hog Island Oyster Company  19
George Trevelyan  Grassy Bar Oyster Company  19
George Osborn  Partnership for Sustainable Oceans  21

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

12. CONTINUATION OF PUBLIC FORUM.
Received public testimony from the following individuals: Evelyn Meister, Mark Krausse, Cary Chitwood, Evan Salvay, Lia Protopapdakis, Bort Carleton, Roger Williams, Mark Maxey, Jennifer Erickson, Paul Weakland and Dr. Paul Boccumini (Dr. Boccumini spoke after item number 17).

13. ANNOUNCEMENT OF RESULTS FROM EXECUTIVE SESSION.
Deputy Attorney General Thalhammer reported that he advised the Commissioners on litigation issues and that a settlement offer was agreed on regarding the James Bunn litigation. He also reported that the vacant Executive Director position was discussed. There was no action taken and no public testimony.

Acting Executive Director Fischer provided a brief summary and background. He indicated the need to rectify an administrative issue/procedure and recommended agendizing the item for a special Commission May teleconference meeting. Received public testimony.

15. (A) POSSIBLE FINAL CERTIFICATION OF ENVIRONMENTAL DOCUMENTS, ADOPTION OF FINDINGS AND PROPOSED PROJECTS (OR ALTERNATIVES) FOR BEAR AND/OR BIGHORN SHEEP. (Action only, no further public comments.
Certification of one or more of the environmental documents and associated adoption of findings and projects may be continued to a future meeting.)
Acting Executive Director Fischer summarized the item. Deputy Director Mastrup provided an update, including changes, and recommended the Commission certify the Bighorn Sheep Environmental Document. He further recommended that the Bear Environmental Document needed to be corrected and recirculated and proposed to reschedule it for discussion at the June 29-30, 2011, Commission meeting. No public testimony.

MOVED BY M. SUTTON, SECONDED BY J. BAYLIS, TO CERTIFY THE FINAL ENVIRONMENTAL DOCUMENT FOR BIGHORN SHEEP.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.

MOVED BY M. SUTTON, SECONDED BY J. BAYLIS, TO ADOPT PROPOSED PROJECTS AND CHANGES AS SPECIFIED BY THE DEPARTMENT FOR THE 2011-2012 MAMMAL HUNTING REGULATIONS.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.

(B) POSSIBLE ADOPTION OF TAG QUOTA CHANGES, CLARIFICATIONS AND URGENCY CHANGES FOR THE 2011-2012 MAMMAL HUNTING REGULATIONS. (Note: Adoption of some/all regulations could be continued to a future meeting.)

MOVED BY M. SUTTON, SECONDED BY J. BAYLIS, TO ADOPT TAG QUOTA CHANGES, CLARIFICATIONS AND URGENCY CHANGES FOR THE 2011-2012 MAMMAL HUNTING REGULATIONS WHICH INCLUDED NO CHANGE TO THE REPORTED HARVEST THRESHOLD OF 1,700 BEARS TO CLOSE THE SEASON AND NO CHANGE TO THE OPENING DATE FOR ARCHERY BEAR SEASON.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.

16. RECEIPT OF PUBLIC RECOMMENDATIONS AND REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND SECTIONS 300, 311 AND 472, TITLE 14, CCR, RE: RESIDENT AND MIGRATORY UPLAND GAME HUNTING. (Note: The discussion hearing is scheduled for June 30, 2011. Additional discussion and possible adoption of the regulations are scheduled for August 4, 2011.)

Acting Executive Director Fischer introduced the item. Deputy Director Mastrup described five specific proposals. Commissioner Sutton made reference to two future proposals for possible consideration regarding sage grouse regulations and the use of non-toxic ammunition. No public testimony.

MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, TO AUTHORIZE STAFF TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND RESIDENT AND MIGRATORY UPLAND GAME HUNTING REGULATIONS.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.

17. RECEIPT OF PUBLIC RECOMMENDATIONS AND REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO CONSIDER AMENDMENTS TO THE MIGRATORY GAME BIRD (WATERFOWL) REGULATIONS FOR 2011-2012, SECTION 502, TITLE 14, CCR. (Note: The discussion hearing is scheduled for June 30, 2011. Additional discussion and possible adoption of the regulations are scheduled for August 4, 2011.)

Acting Executive Director Fischer introduced the item. Deputy Director Mastrup described five specific proposals. No public testimony.

MOVED BY M. SUTTON, SECONDED BY J. BAYLIS, TO AUTHORIZSTAFF TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND THE MIGRATORY GAME BIRD (WATERFOWL) REGULATIONS FOR 2011-2012.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.
18. (A) UPDATE ON STATUS OF FEDERAL GROUNDFISH FISHING REGULATIONS. Acting Executive Director Fischer summarized the item and proposed that this item be considered at a special Commission May teleconference meeting.

(B) POSSIBLE RECONSIDERATION OF COMMISSION’S OCTOBER 21, 2010 ACTION TO ADOPT CHANGES TO THE GROUNDFISH FISHING REGULATIONS FOR 2011-2012, SECTION 27.20 ET AL., TITLE 14, CCR. Deputy Director Mastrup summarized the item. Received public testimony.

MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, TO AUTHORIZE STAFF TO PUBLISH A CONTINUATION NOTICE OF COMMISSION INTENT TO AMEND GROUNDFISH REGULATIONS AND TO AGENDIZE THE ITEM FOR A SPECIAL COMMISSION TELECONFERENCE MEETING TO BE SCHEDULED IN MAY.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.

19. REVIEW AND DISCUSSION OF STATE WATER BOTTOM LEASE TEMPLATE FOR AQUACULTURE, INCLUDING RENTAL RATE AND TERM CONDITIONS. Acting Executive Director Fischer summarized the item. Received the Department’s report from Kirsten Ramey (via Skype). Received public testimony.

Commission staff to schedule workshops to work with industry, Department and the legislature. Commission staff to also finalize the lease template and agendize for possible approval at the Commission’s June/August meeting.

20. CONSIDERATION AND POSSIBLE APPROVAL OF MR. GUNNAR GUDJONSSON’S REQUEST FOR AN EXPERIMENTAL GEAR PERMIT TO TRAP BROWN BOX CRAB FOR COMMERCIAL PURPOSES. Acting Executive Director Fischer summarized the item. No public testimony.

MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, TO APPROVE THE REQUEST OF MR. GUNNAR GUDJONSSON FOR AN EXPERIMENTAL GEAR PERMIT TO TRAP BROWN BOX CRAB FOR COMMERCIAL PURPOSES.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.

CONSENT CALENDAR

ITEM NUMBER 21 WAS PULLED FROM THE CONSENT CALENDAR AND HEARD SEPARATELY AND PUBLIC TESTIMONY WAS RECEIVED FROM PAUL WEAKLAND REGARDING ITEM NUMBER 23.

MOVED BY M. SUTTON, SECONDED BY J. BAYLIS, TO APPROVE CONSENT CALENDAR ITEM NUMBERS 22-25.
AYES: J. BAYLIS, R. ROGERS, M. SUTTON.
ABSENT: J. KELLOGG, D. RICHARDS.
MOTION PASSED.
21. **REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO CONSIDER AMENDMENTS OF THE SPORT FISHING REGULATIONS FOR 2011-2012.** (Note: The discussion hearing is scheduled for June 30, 2011. Additional discussion and possible adoption of the proposed regulations are scheduled for August 4, 2011.)

Acting Executive Director Fischer summarized the item. Deputy Director Mastrup reported that based on a public recommendation heard during public forum today, he recommended a separate rulemaking file to consider changes to the spotted/salt water bass regulations and to not include it into this batch of the sport fishing regulations for the 2011-2012 season. No public testimony.

**MOVED BY J. BAYLIS, SECONDED BY M. SUTTON, TO AUTHORIZE STAFF TO PUBLISH NOTICE OF COMMISSION INTENT TO CONSIDER AMENDMENTS OF THE SPORT FISHING REGULATIONS FOR 2011-2012, AND TO START A NEW SEPARATE RULEMAKING FILE FOR THE CONSIDERATION OF AMENDING SPOTTED/SALT WATER BASS REGULATIONS.**

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

**ABSENT:** J. KELLOGG, D. RICHARDS.

**MOTION PASSED.**

22. **REQUEST FOR AUTHORIZATION TO PUBLISH NOTICE OF COMMISSION INTENT TO AMEND SECTIONS 671.1 AND 703, AND ADD SECTION 671.8, TITLE 14, CCR, RE: INSPECTION OF FACILITIES FOR RESTRICTED SPECIES.** (Note: The discussion hearing is scheduled for June 30, 2011. The adoption hearing is scheduled for August 4, 2011.)

Approved. No public testimony.

23. **RECEIPT OF AND POSSIBLE COMMISSION ACTION ON REQUEST OF THE ABALONE FARM, INC., TO RENEW OR EXTEND LEASE FOR KELP BEDS NO. 204 AND 207, SAN LUIS OBISPO COUNTY.**

Approved. Received public testimony.

24. **POSSIBLE APPROVAL OF ANNUAL REPORT AND 2011 PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE AREA PLANS FOR:**

(A) AVENALES RANCH, SAN LUIS OBISPO COUNTY
(B) BIG MORONGO SPRINGS RANCH, SAN BERNARDINO COUNTY
(C) BLACK RANCH, SHASTA COUNTY
(D) BUCKEYE RANCH, SOLANO COUNTY
(E) BURROWS RANCH, TEHAMA COUNTY
(F) CAPISTRAN RANCH, MENDOCINO COUNTY
(G) CARLEY RANCH, MENDOCINO COUNTY
(H) CARNAZA WILDLIFE MANAGEMENT AREA, SAN LUIS OBISPO COUNTY
(I) CEDAR CANYON RANCH, SAN LUIS OBISPO COUNTY
(J) CHIMNEY ROCK RANCH, SAN LUIS OBISPO COUNTY
(K) CHRISTENSEN RANCH, MENDOCINO COUNTY
(L) CONNOLLY/CORRAL HOLLOW RANCH, SANTA CLARA COUNTY
(M) COON CREEK RANCH, SANTA CLARA COUNTY
(N) COTTRELL RANCH, HUMBOLDT COUNTY
(O) DIAMOND C OUTFITTERS, HUMBOLDT COUNTY
(P) ELK CREEK PLM, MENDOCINO COUNTY
(Q) ENG RANCH, SAN LUIS OBISPO COUNTY
(R) FIVE-DOT RANCH HORSE LAKE UNIT, LASSEN COUNTY
25. CONSIDERATION AND POSSIBLE APPROVAL OF PRIVATE LANDS HABITAT ENHANCEMENT AND WILDLIFE AREA LICENSE (2011-2016) AND 2011-2012 MANAGEMENT PLAN FOR:

(A) CLARK AND WHITE RANCH, SAN LUIS OBISPO COUNTY
(B) DEFRANCESCO AND EATON RANCH, MERCED COUNTY
(C) LONE RANCH, SAN BENITO COUNTY
(D) RANCHO LA CUESTA, SAN BENITO COUNTY
(E) RANCHO LOS CERRITOS RANCH, YOLO COUNTY
(F) SHAMROCK RANCH, MENDOCINO COUNTY
(G) SLICK ROCK RANCH, SANTA CLARA COUNTY
(H) SWEETWATER RANCH, SANTA CLARA COUNTY

Approved. No public testimony.

26. COMMISSION FOLLOW-UP, MEETING REVIEW, AND STAFF DIRECTION. List to be established by staff.
27. ANNOUNCEMENT OF FUTURE MEETINGS.

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

<table>
<thead>
<tr>
<th>Month</th>
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<th>Location</th>
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<tr>
<td>June</td>
<td>29 (Wed.)</td>
<td>Lexington Plaza Waterfront Hotel</td>
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<td>30 (Thurs.)</td>
<td>110 W. Freemont Street</td>
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<td>State of California</td>
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<td>September</td>
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<td>October</td>
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Summer WAFWA Meeting July 15-20, 2011
Federal Waterfowl Meeting July 28-29, 2011

There being no further business, the Fish and Game Commission meeting adjourned at 11:43 a.m.