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

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:

Name  Organization  Agenda Item(s)
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
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 COMMISSION 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.
There being no further business, the Fish and Game Commission meeting adjourned at 10:13 a.m.