

CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE

Minutes of the September 21, 2009 Meeting

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A regular meeting of the Carson City Advisory Board to Manage Wildlife was scheduled for 6:00 p.m. on Monday, September 21, 2009 in the City Hall Capitol Conference Room, 201 North Carson Street, Carson City, Nevada.

PRESENT: Chairman Gil Yanuck
Vice Chairman Stan Zuber
Member Wes Clyde
Member John Valley

STAFF: Vern Krahn, Park Planner
Jano Barnhurst, Recording Secretary

NOTE: A recording of these proceedings, the board's agenda materials, and any written comments or documentation provided to the recording secretary during the meeting are public record. These materials are on file in the Clerk-Recorder's Office, and are available for review during regular business hours.

1. CALL TO ORDER, DETERMINATION OF QUORUM (1-0012) - Chairman Yanuck called the meeting to order at 6:00 p.m. A quorum was present. Member Martin was absent.

2. ACTION ON APPROVAL OF MINUTES (1-0018) - Vice Chairman Zuber moved to approve the minutes of the August 10, 2009 meeting as presented. The motion was seconded and carried 4-0.

3. MODIFICATIONS TO THE AGENDA (1-0035) - None.

4. STAFF UPDATES - DISCUSSION ONLY - NO DELIBERATION.

4-A. URBAN FISHING POND UPDATE - PARK PLANNER VERN KRAHN. (1-0080)

Mr. Krahn reported that the project was funded with multiple grant partners and without using general fund monies. He commended C.K. Baily for raising nearly \$20,000 most of which will be used for maintenance of the facility and advised that they hope to have the project completed by December. Project partners include Nevada Division of Wildlife, \$450,000; Nevada Department of Environmental Protection, \$92,000; Carson Water Subconservancy, \$92,000; Land and Water, \$130,000; residential construction tax, \$39,000. Community partners include United Electrical Services, \$7,500; and the Washoe Tribe, who will conduct water quality monitoring. Ten contractors bid on the project and they were able to obtain the base bid and bid alternates including the ADA accessible fishing pier. Bids ranged from \$603,000 to \$1,095,000 and F & P Construction was awarded the contract. In response to a question, he replied that de-watering costs are projected at \$91,729 based on F&P's bid. Several things were done ahead of the project with City forces or smaller contracts, including the diversion next to the culverts at Clear Creek; relocation of power poles; installation of underground conduits; and demolition work. The notice to proceed to the contractor was just issued and they will be starting later in the week. They want to get the pond de-watered, built and scooped out before Winter sets in. In response to a question, he replied that they should get through Thanksgiving, but December weather is questionable. There have already been preconstruction meetings and will soon conduct equipment inspections. He thought the pond may be completed by Christmas with fishing by late Spring. In response to another question, he replied that the contract is a total of 78 days and they should be done by early December. The delivery time of the handicapped fishing pier is causing concern and may require an extension. In response to another question, he replied that the fishing pier is similar to the one at Sparks Marina and will have a concrete headwall with the gangway fluctuating with the pond levels. It will be out far enough to allow casting in shallower water. Mr. Baily commended the Board for their support early in the project and thanked them for their efforts. Chairman Yanuck commended Mr. Krahn for a terrific job obtaining money from various sources. Mr. Baily added that Mr. Krahn has been involved since day one and he can't thank him enough.

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Mr. Krahn continued that they need to identify limits of disturbance and get the best management practices up. Next will be the construction of the sedimentation basin, clearing and grubbing next to the Wal-Mart bank, and de-watering which will take approximately three to four weeks. In response to a question, he replied that the public can not be on the project site because of safety issues and signs will be posted advising of the closure on the south side of Clear Creek. In response to another question, he replied that the public will be able to access the pond anytime. During an event, staff will be instructed to allow the public access. He explained that it is a public fishing facility so access cannot be limited, although during an event, people may be asked to park in the Fuji parking lot and walk back. Mr. Baily added that in case of a big water event, another culvert was installed next to the culvert underneath the bridge. The diversion is already stubbed off and ready to go towards the pond. Member Valley congratulated and thanked Mr. Krahn and Mr. Baily for their efforts.

5. PUBLIC COMMENT ON NON-AGENDIZED ITEMS (1-0043) - C.K. Baily commented on the discussion from the prior meeting of presenting an Urban Fishing Pond update to the Commission. Chairman Yanuck responded that a letter could be sent requesting that a presentation be made.

6. DISCLOSURES (1-0450) - Chairman Yanuck advised of the correspondence received from Eureka CWAB requesting that the Silver State tag remain on the Commission's meeting agendas. He also received correspondence regarding the Silver State tag asking for CAB input by November 25th, but received it after the deadline for posting the agenda. In response to a question, Chairman Yanuck replied that each member could respond individually, but just not as a CAB.

7. REPORT AND DISCUSSION OF POINTS OF INTEREST FROM THE AUGUST 14-15, 2009 WILDLIFE COMMISSION MEETING (1-0563) - Chairman Yanuck advised that the agenda was changed to allow the election as the first item so they could proceed with the agenda. There was an issue about it being switched but it's now Commission policy that it will be the first item. Everyone saw the letters regarding how the Chairman was running the meetings and it looked like there was a chance for a change in leadership. The new appointee was the swing vote, but he was the first to make a nomination even though he had never been to a Commission meeting. There was a definite change in how the Chairman led the meeting and a lot of people commented that there was so much dissension between the CAB's and the Commission that they weren't able to spend much time on wildlife issues. Gerry Lent remains the Chairman and Scott Raines is Vice Chairman. There were no significant issues and the duck season went as predicted with the 107 day season. There was a comment from the Elko area that by the end of the season, everything's frozen and they were going to ask for another zone with a different starting season than the rest of the State. In response to a comment, Chairman Yanuck said that everyone was in favor of pushing Option 6 but there was so much misunderstanding that they wanted to obtain clarification and see what other states have done. Discussion ensued on whether a scope could be used on a shotgun as with a muzzleloader.

8. ADVISORY BOARD TO MANAGE WILDLIFE CONSENT AGENDA. *All matters listed under the Consent Agenda are agendized for the September 25-26, 2009 Wildlife Commission meeting and may be acted upon by the Advisory Board to Manage Wildlife with one action and without extensive hearing. Any member of the Board or any citizen may request that an item be taken from the consent agenda and acted upon separately during this meeting.* (1-0732) - Chairman Yanuck entertained requests to hear items separate from the consent agenda. Member Valley pulled items 8-D and 8-H; Mr. Baily pulled 8-F and 8-J. **Member Clyde moved to accept the remaining items on the consent agenda. Vice Chairperson Zuber seconded the motion. Motion carried 4-0.**

8-A. ACTION REGARDING 2010 COMMISSION MEETING SCHEDULE - SECRETARY KEN MAYER. *In accordance with NRS 501.177 and Commission Policy #1 the Commission will be asked to approve a schedule of meetings and locations for 2010.*

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8-B. COMMISSION GENERAL REGULATION NUMBER 368 - LCB FILE NO. R040-09 - CHIEF OF OPERATIONS BOB HAUGHIAN - INFORMATIONAL. *The Commission may establish provisions pertaining to the electronic access to the 48 hour release of draw results.*

8-C. ACTION REGARDING COMMISSION GENERAL REGULATION NUMBER 368 - LCB FILE NO. R040-09 - CHIEF OF OPERATIONS BOB HAUGHIAN. *See Item 8-B.*

8-D. COMMISSION GENERAL REGULATION NUMBER 369 - LCB FILE NO. R41-09 - CHIEF GAME WARDEN ROB BUONAMICI - INFORMATIONAL. *The Commission may establish provisions pertaining to defining edible portions in the case of big game mammal, other game mammals, game birds and game fish.* (1-0755) - Member Valley advised of another CAB having a concern about the neck. There's a tremendous amount of meat in the neck after it's harvested and he was unsure if it was a deliberate omission, an oversight or if it's not going to be considered. He explained that he and his son harvested animals this year and were amazed at the amount of meat in the neck. Chairman Yanuck expressed concern about having to specify certain animals. Member Clyde opined that it referred to big game mammals. Member Valley requested that it be added or addressed and commented that it was originally included when the flyer was previously presented. He would like an explanation if there is a reason for not including it. Chairman Yanuck advised that he will ask the question and advise that they support a recommendation to add the neck.

8-E. ACTION REGARDING COMMISSION GENERAL REGULATION NUMBER 369 - LCB FILE NO. R041-09 - CHIEF GAME WARDEN ROB BUONAMICI. *See Item 8-D.* (1-0966) - Chairman Yanuck entertained a motion. Member Valley moved to accept with the addition of the neck as part of the big game mammal. Vice Chairman Zuber seconded the motion. Motion carried 4-0.

8-F. COMMISSION GENERAL REGULATION NUMBER 371 - LCB FILE NO. R083-09 - CHIEF OF FISHERIES MARK WARREN - INFORMATIONAL. *The proposed regulation would remove an artificial lure only regulation for Crittenden Reservoir, limit method of take at Smith Creek Reservoir to only artificial lures with single barbless hooks and limit method of take at Dacey Reservoir to artificial lures only.* Mr. Baily commented that he supports the item. Chairman Yanuck relayed a story regarding the Smith Creek Ranch and added that he was glad they were able to reach a compromise with the Department. He expressed concern that the limit was dropped from five to one without specifying the size. A single barbless hook gives the fish a fighting chance and if it's let go, it won't be too damaged. Member Clyde opined it could be a compromise between the Department and Smith Creek. Chairman Yanuck observed that all were in favor to support it.

8-G. ACTION REGARDING COMMISSION GENERAL REGULATION NUMBER 371 - LCB FILE NO. R083-09 - CHIEF OF FISHERIES MARK WARREN. *See Item 8-F.* (1-0975) - Chairman Yanuck entertained a motion. Member Clyde moved to support the regulation. Vice Chairman Zuber seconded the motion. Motion carried 4-0.

8-H. INPUT CONCERNING METHODS OF RESTORING NEVADA'S MULE DEER POPULATION - CHAIRMAN LENT - INFORMATIONAL. *County Advisory Boards to Manage Wildlife and the public are requested to provide written recommendations for specific suggestions and actions that may be taken within their respective counties to enhance mule deer populations.* (1-0980) - Member Valley commented that he would like Carl to come in and discuss the huge deer herd living on the west side of town and how to get them back up in the hills. It's becoming a nice hunting area but deer aren't being seen in Ash Canyon and Kings Canyon anymore. There is a herd moving east into town eating the apples that are coming in. That area needs to be made more desirable for the deer to move back in. Chairman Yanuck expressed concern about the recent land swap in which Carson City obtained land in that area and discharging firearms within the City limits is not allowed. They need to

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be in an area that's safe to hunt and not in danger of coming in contact with the urban interface. Discussion ensued regarding the urban deer population. Member Valley commented that they're at the BAC every night and on the lawn at the Methodist Church. Mr. Baily commented that there was a bumper crop of fruit this year and understands why they're coming down looking for food. Member Valley expressed uncertainty about making a recommendation to the Commission about what is needed in Carson City. Chairman Yanuck replied that he could mention that deer are moving into urban areas because of lack of food in their habitat. Member Valley said that his recommendation is to increase habitat and find water sources higher up on the hill. Member Clyde suggested installing guzzlers. Vice Chairman Zuber recalled proposing a doe hunt in that area a few years ago and suggested a bigger archery season. Member Valley expressed concern about how large the urban herd could get and reiterated his uncertainty about a recommendation to look into an urban population deer hunt but believes it will become an issue in the future. Chairman Yanuck will mention it at the meeting.

8-I. ACTION REGARDING TRANSLOCATION OF DESERT BIGHORN TO UTAH DIVISION OF WILDLIFE RESOURCES - BIG GAME BIOLOGIST MIKE COX. *Utah Division of Natural Resources is requesting translocation of 20 desert bighorn sheep from Nevada to Utah during fall/winter field operations in FY 2010.*

8-J. ACTION REGARDING COMMISSION REGULATION FISHING SEASONS AND BAG LIMITS 09-09 - CHIEF OF FISHERIES MARK WARREN. *The Commission will establish fishing seasons, bag and possession limits, for the period of March 1, 2010 to February 29, 2012.* (1-1214) - Mr. Baily advised that he was in favor of going to a reduced bag limit of five to three, but if they are being frozen there is still a possession limit. Chairman Yanuck commented that because Lake Mead isn't operating, the expense to the Department of raising and replenishing fish would decrease considerably which has been successfully done in the Las Vegas area with the urban fishing ponds. He expressed concern that it doesn't address whether possession is on a daily or total basis. There was considerable discussion on the definition of limits and possession and Chairman Yanuck read the definition of 'Limits' into the record. In response to a question, Member Clyde replied that the limit is determined by the body of water from which it was taken. Member Valley added that possession at the Carson River is usually twice the limit and questioned whether they would adopt possession or allow six. Chairman Yanuck commented that whatever the limit, "if the fish aren't consumed and put in the freezer, you're still in possession of them. It doesn't say the fish can't be released because it hasn't been reduced to possession." Member Clyde added that as long as they are released alive, it doesn't count towards possession. Member Valley didn't object to the three fish limit but wondered how it will affect possession. Chairman Yanuck stated that he will mention it at the meeting and make sure their interpretation is correct. He added that dropping the limit to three will allow almost twice as many people to have the fishing opportunity and the urban fishing pond will also allow the disabled that opportunity. Member Valley hoped that they would occasionally monitor it and check licenses and bag limits. In response to a comment, Vice Chairman Zuber replied that Carson City is allocated a certain number of fish based on the number of licenses. Member Clyde added that a lot depends on the water situation. Chairman Yanuck summarized the discussion as asking for clarity on the possession. **Member Clyde moved to accept 8-J with an exception to clarification for possession limits.** Member Valley seconded the motion. Motion carried 4-0.

9. DISCUSSION REGARDING INFORMATIONAL REPORTS TO BE PRESENTED AT THE SEPTEMBER 25-26, 2009 WILDLIFE COMMISSION MEETING. *A report on each of the following informational items will be provided by a Nevada Department of Wildlife representative or a Wildlife Commissioner at the upcoming Commission meeting.*

9-A. CORRESPONDENCE - CHAIRMAN GERALD A. LENT. *The Commission will review and may discuss written items sent or received by the Commission since the last regular meeting and provide copies for the exhibit file.*

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9-B. BIENNIAL BIG GAME RELEASE PLAN FOR FISCAL YEARS 2010 AND 2011 - BIG GAME STAFF BIOLOGIST MIKE COX.

9-C. SILVER STATE TAG UPDATE - CHIEF OF OPERATIONS BOB HAUGHIAN.

9-D. UPLAND GAME STAMP PROGRAM REVIEW - CHIEF OF HABITAT DAVE PULLIAM.

9-E. LITIGATION REPORT - DEPUTY ATTORNEY GENERAL NHU NGUYEN.

9-F. DEPARTMENT ACTIVITIES/LEADERSHIP TEAM NOTES - SECRETARY KEN MAYER.

10. ACTION REGARDING FUTURE COMMISSION MEETING - DIRECTOR KEN MAYER. *The next Commission meeting is scheduled for December 4-5, 2009, in Reno; and the Commission will review potential agenda items for that meeting. The chairman may designate and adjust committee assignments at this meeting.* (1-1585) - Chairman Yanuck advised of the proposed 2010 Commission meeting dates, the first of which is in February.

11. REPORT ON NEVADA SAGE GROUSE CONSERVATION TEAM - GIL YANUCK. (1-1605) - Chairman Yanuck advised of the team meeting the following Thursday regarding wind energy issues in the State and giving agreements with assurances. He explained that a lot of people want to put easements on their property to protect it from being developed. They've been reluctant because BLM and U.S. Fish and Wildlife haven't settled on the agreements with assurances. The assurance means that the current regulations will be acceptable regardless of any new regulations proposed but people are reluctant because they don't know if it will be binding for those owning private land in sage grouse habitat. There will also be discussion about the number of permits issued for solar and wind energy and transmission lines.

12. DISCUSSION AND POSSIBLE ACTION REGARDING THE CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE BUDGET. (1-1725) - Chairman Yanuck commented that the budget was augmented and is fine.

13. DISCUSSION AND POSSIBLE ACTION REGARDING ADVISORY BOARD MEMBER COMMITMENTS TO UPCOMING WILDLIFE COMMISSION MEETINGS. (1-1732) - Chairman Yanuck advised that he will be attending the Las Vegas meeting.

14. DISCUSSION AND ACTION TO SCHEDULE NEXT CCABMW MEETING. *The next meeting of the Wildlife Commission is scheduled for December 4-5, 2009 in Reno. The next meeting of the Carson City Advisory Board to Manage Wildlife is tentatively scheduled for Monday, November 30, 2009.* (1-735) - Chairman Yanuck advised that the next meeting is scheduled after Thanksgiving.

15. STATUS REPORTS FROM STAFF. () - None.

16. FUTURE AGENDA ITEMS. (1-747) - In response to a question, Chairman Yanuck advised that the letter on the closing of certain gates was signed and it will be agendized for the next meeting.

17. ACTION ON ADJOURNMENT. (1-1815) - Member Valley moved to adjourn the meeting. Member Clyde seconded the motion and it carried unanimously.

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The Minutes of the September 21, 2009 Carson City Advisory Board to Manage Wildlife Meeting are so approved this 30th day of November, 2009.

GIL YANUCK, Chairman