

**MINUTES**  
**Regular Meeting**  
**Carson City Advisory Board to Manage Wildlife**  
**Monday March 21, 2016 ● 4:00 PM**  
**Community Center Sierra Room**  
**851 East William Street, Carson City, Nevada**

**Board Members**

**Chair – Doug Martin**

**Vice Chair – Stan Zuber**

**Member – Robert Boehmer**

**Member – James Powell**

**Member – Gil Yanuck**

**Staff**

Daniel Yu, Deputy District Attorney

Tamar Warren, Deputy Clerk

**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 available for review during regular business hours.

Audio recordings of the Board’s meetings are available on [www.carson.org/minutes](http://www.carson.org/minutes).

**1. CALL TO ORDER AND DETERMINATION OF QUORUM**

(4:03:52) – Chairperson Martin called the meeting to order. Roll was called. A quorum was present.

<b>Attendee Name</b>	<b>Status</b>	<b>Arrived</b>
Doug Martin	Present	
Stan Zuber	Present	
Robert Boehmer	Present	
James Powell	Absent	
Gil Yanuck	Present	

**2. PUBLIC COMMENT**

(4:04:15) – None.

**3. For Possible Action: APPROVAL OF MINUTES – January 25, 2016.**

**(4:04:52) – MOTION: I move to approve the minutes [of the January 25, 2016 meeting] as submitted.**

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Yanuck
<b>SECONDER:</b>	Zuber
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**4. For Possible Action: ADOPTION OF AGENDA.**

**(4:05:34) – MOTION: I move to approve the agenda as presented.**

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Yanuck
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**5. Informational Item: DISCLOSURES**

(4:05:45) – None.

**6. Informational Item: PRESENTATION OF GRANT REQUEST TO MAKE IMPROVEMENTS AT THE CARSON CITY RIFLE AND PISTOL RANGE - CARSON CITY PARKS AND RECREATION DEPARTMENT STAFF.**

(4:06:16) – Chairperson Martin introduced the item and gave background. Vern Krahn, Senior Park Planner, presented the project site map which is incorporated into the record. He also clarified that the security and bar gate portions of the project were being funded by a Pittman-Robertson Wildlife Restoration Act grant in the amount of \$24,944.00 to be matched by contributions from the Carson City Sheriff’s Office and the Quality of Life funds, adding that they had just received clearances from the State Historic Preservation Office (SHPO). Mr. Krahn noted that they had received additional grants for the balance of the project, and estimated that the automatic gate would be installed by the end of April, 2016 followed by the bar gates at the end of May, 2016. Member Yanuck was informed that the automatic gate would be solar powered and the park would be open from dawn until dusk. Member Boehmer inquired about enforcement and Mr. Krahn explained that those inside the gates would be able to leave after closure but would not be able to enter the facility. He also clarified that the range is not staffed by the City.

(4:18:21) – Mr. Krahn also presented the restroom facilities project information, incorporated into the record. He stated that the restrooms will be maintained by the clubs. The total project cost, according to Mr. Krahn, is \$69,480.00, \$52,056.00 of which is dependent on a grant by the Nevada Department of Wildlife (NDOW) and the remainder will be donated by the Quality of Life Parks Capital, the Foundation of Carson City Parks and Recreation, the North Sierra Ladies Gun Club, and the Nevada Law Enforcement Instructors. Mr. Krahn expected NDOW funds to be available after July 1, 2016. Chairperson Martin called on the public to support the structure and not damage it.

**PUBLIC COMMENT**

(4:32:35) – Fred Voltz believed that there were many city buildings that could serve as hunter education classrooms and was against building one at the range.

No action was required for this informational item.

**7. For Possible Action: UPDATE ON URBAN WILDLIFE EDUCATION AND OUTREACH PROGRAM, INCLUDING PRESENTATION OF NEW FACEBOOK PAGE ON URBAN WILDLIFE, DEVELOPED BY NDOW AND UNR COOPERATIVE EXTENSION STAFF.**

(4:34:10) – Chairperson Martin introduced the item and presented the Facebook page developed by NDOW and the University of Nevada Reno (UNR) Cooperative Extension’s staff. No action was necessary at this point.

**8. For Possible Action: NEVADA BOARD OF WILDLIFE COMMISSIONERS PROPOSED REGULATIONS CONSENT AGENDA ITEMS:** *The items agendized hereafter, as 8-A through 8-G, are consent agenda items. They are considered routine and may be acted upon by the Advisory Board to Manage Wildlife with one action and without extensive hearing. Although a member of the advisory board may request an item be pulled for separate discussion and action, the advisory board chair retains discretion in deciding whether or not to pull an item from the consent agenda. There will be no public comment unless an item is pulled for separate discussion and action.*

(4:41:20) – Chairperson Martin introduced the item.

(4:41:56) – Member Boehmer noted that he had received many comments from the public and wished to discuss items 8E, 8F, 8G.

**(4:42:55) – MOTION: I move to accept the consent agenda as presented except for items 8E, 8F and 8G.**

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Yanuck
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**8-A. For Possible Action: To recommend the adoption of COMMISSION REGULATION 14-11, AMENDMENT #3, 2015 - 16 UPLAND GAME, MIGRATORY UPLAND GAME, AND FURBEARER SEASONS AND LIMITS AMENDMENT.** *The commission will consider amendment #3 to the 2015 - 16 season dates and length for the third Mason Valley Wildlife Management Area wild turkey hunt period. Amendment #3 would extend the wild turkey hunt for this period, from two days to its original, intended 9-day length (April 23 through May 1, 2016 rather than the current two-day hunt period of April 30 through May 1, 2016).*

**8-B. For Possible Action: To recommend the adoption of COMMISSION REGULATION 16-11, MIGRATORY GAME BIRD SEASONS, BAG LIMITS, AND SPECIAL REGULATIONS FOR MIGRATORY GAME BIRDS; PUBLIC HUNTING LIMITED ON WILDLIFE MANAGEMENT AREAS AND DESIGNATED STATE LANDS, 2016 - 17 SEASON.** *The commission will consider recommendations for seasons, bag limits, and special regulations for migratory game birds for the 2016 - 17 season, and adopt regulations that comply with the proposed regulations framework for the 2016 - 17 hunting seasons on certain migratory game birds established by the U.S. Fish and Wildlife Service. The commission will also consider rules regulating public hunting on Wildlife Management Areas and designated state lands.*

**8-C. For Possible Action: To recommend the adoption of COMMISSION GENERAL REGULATION 456, SPECIAL INCENTIVE ELK ARBITRATION PANEL, LCB FILE NO. R031-15.** *The commission will hold a workshop on the temporary regulation which expired November 1, 2015, relating to amending Nevada Administrative Code 502.42283 by which the commission may facilitate decisions by appointing or serving as the arbitration panel should arbitration of elk incentive tag awards become necessary. During adoption of the permanent NAC, the Legislative Counsel Bureau and the Legislative Commission*

questioned specific language choices recommended by the Department that directly influence the application of the Administrative Procedures Act. The primary concern expressed by the Legislative Commission deals with the ability of an arbitration panel to issue a final and binding decision without providing a means for appeal. In short, an appointed panel may be able to provide such a decision, yet when the commission acts in this capacity, it may be deemed an administrative act that must be consistent with the provisions of the Administrative Procedures Act. Attempts by the Department to recommend acceptable language to adequately describe this nuance have, thus far, been unclear.

**8-D. For Possible Action: To recommend the adoption of COMMISSION GENERAL REGULATION 460, DEFINITION OF “SPIKE ELK”, LCB FILE NO. R01-16.** *The commission will consider amending NAC 502.104 and 502.1045 to define “spike elk” in a manner that limits inadvertent errors in the field. The intent is to consider and possibly broaden the definition of spike in a manner that is consistent with the management objective of defining a spike while reducing the likelihood of errors in harvest identification.*

**8-E. For Possible Action: To recommend the adoption of COMMISSION GENERAL REGULATION 458, ELECTRONIC RIFLE TRIGGERS, CALIBER, AND CARTRIDGE LENGTH, AND SMOKELESS POWDER RESTRICTIONS, LCB FILE NO. R144-15.** *The commission will hold a second workshop to consider a regulation relating to amending Chapter 503 of the Nevada Administrative Code. The proposed regulation amendment contains two changes. The first will clarify the use of black powder substitutes that are considered smokeless powder. The second change would make it unlawful to hunt a big game mammal with a rifle using a centerfire cartridge of caliber .46 or larger, or an overall loaded cartridge length of 3.8 inches or longer. The amendment would also make it unlawful to hunt a big game mammal with any firearm equipped with an electronic or computer-controlled trigger. A workshop was held in Las Vegas, on January 29, 2016. The commission directed the Department to hold a second workshop to consider additional changes, including, changing the term “big game mammal” to “any game animal” and either adjusting the “overall loaded cartridge length” to something that wouldn’t impact custom reloads for popular hunting cartridges or changing the terminology to account for casing length rather than overall loaded length. Additional information was requested to show which rifles may be prohibited under either scenario.*

(4:43:00) – Chairperson Martin introduced the item. Member Boehmer gave background and noted that he had received 63 messages from the public in the form of emails and phone calls regarding limiting the size of the bullets and the overall length of casings. Chairperson Martin suggested addressing the cartridge length issue first.

**(4:56:16) – MOTION: “I move to accept of the option proposed in the regulation change to change the 3.8 inch overall load length limit to four inches to allow hand loaders to use it, but still exclude the higher calibers, classed as too large to be used on big game.”**

(4:58:19) – Jake Kramer, NDOW Game Warden clarified for Milton Angel, a member of the public, that currently there were no restrictions on caliber use for big game hunting. Chairperson Martin believed that it’s the responsibility of an ethical hunter to choose the right caliber bullet to have a safe and ethical kill. Member Boehmer agreed with the Chair in general; however, he believed that game animals are for consumption, adding that he supported the regulation. Vice Chairperson Zuber noted that the regulations existed for the “lower calibers” and believed a limit should be issued for “upper calibers” as well. Member Yanuck also spoke in favor of the regulation noting that he believed in “fair chase”. Chairperson Martin stated his opposition to the motion “because we’re regulating too much”.

<b>RESULT:</b>	<b>APPROVED (3-1-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Yanuck
<b>AYES:</b>	Zuber, Boehmer, Yanuck
<b>NAYS:</b>	Martin
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

(5:13:30) – Chairperson Martin noted that the discussion would continue to address the smokeless powder restrictions and electronic rifle triggers sections of the agenda item. Member Boehmer explained that he had received several calls and emails in favor of adopting the proposed change to accommodate in-line muzzle loaders.

**(5:15:05) – MOTION: I move to support the proposed regulation change governing smokeless gunpowder.**

**PUBLIC COMMENT**

(5:16:02) – Milton Angel was informed that the proposed regulation would accommodate the Blackhorn 209 type low residue, high performance propellant for muzzleloaders.

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Yanuck
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

(5:17:37) – Member Boehmer explained that he had received feedback both in favor of and in opposition to the use of smart rifles. He also believed that “these types of firearms have no place in hunting”. Member Yanuck agreed, adding that “fair chase” was important to true sportsmen.

**(5:20:38) – MOTION: I move to support prohibiting the use of electronic triggers, electronic scopes, smart rifles, and all the items mentioned in the agenda materials.**

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Yanuck
<b>SECONDER:</b>	Boehmer
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**8-F. For Possible Action: To recommend the adoption of COMMISSION GENERAL REGULATION 459, UNMANNED AERIAL VEHICLES (DRONES), LCB FILE NO. R145-15.** *The commission will hold a second workshop to consider a regulation relating to amending Chapters 501 and 503 of the Nevada Administrative Code. The proposed regulation amendment contains two changes. The first would prohibit the use of aerial devices for the purpose of hunting year-round, rather than the current prohibition of 48-hours prior to any open season and during any open season. The second change is to clarify existing language that prohibits the use of unmanned aerial vehicles for the purpose of hunting, locating, or observing big game animals. The changes would extend aerial scouting prohibitions and clarify the existing regulation by explicitly listing unmanned aerial vehicles. A workshop was held in Las Vegas, on January 29, 2016. The commission directed the Department to hold a second workshop to consider additional changes, including, changing the term “big game mammal” to “any game animal,” and adding terminology to Section 2 to clarify that the regulation is specific to “real time” satellite imagery rather than commercially available imagery products such as Google Earth.*

(5:25:20) – Chairperson Martin introduced the item and Member Boehmer stated that he had received 7 phone calls and 19 emails in favor of the proposed regulation. Discussion ensued regarding the enforcement and the timeframe of the ban. Mr. Kramer read a prepared statement regarding the item, adding that the burden of proof was “the purpose of hunting”, and clarified that it did not prohibit recreational drone uses such as photography.

**(5:39:29) – MOTION: I move to support the [proposed] regulation as stated and as recommended by the Department.**

(5:40:05) – Vice Chairperson Zuber explained that he would not support a year round ban; however he could support the ban from August 1 until December 31. Member Boehmer noted that he would support the timeframe indicated by the Vice Chair.

**(5:42:04) – AMENDED MOTION: I move to support the [proposed] regulation [limiting the use of aircraft, satellites, and unmanned aircraft] as written with the stipulation that the timeframe is August 1 until December 31.** Chairperson Martin accepted the amendment.

**PUBLIC COMMENT**

(5:43:22) – John Valley inquired about satellite imagery sent to phones and was informed that trail cameras would not be considered as “satellites that orbit the Earth”. Fred Voltz noted that the use of any above mentioned aircraft would create an unfair advantage.

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Martin
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**8-G. For Possible Action: To recommend the adoption of COMMISSION GENERAL REGULATION 440, TRAIL CAMERAS AND OTHER DEVICES, LCB FILE NO. R012-16.** *The commission will hold a workshop to consider a regulation relating to amending Chapter 503 of the Nevada Administrative Code. The proposed regulation change is intended to restrict the use of motion and heat sensing cameras that are left for a period of time, and not held in the hand. The proposed language would prohibit the use of trail cameras to locate or observe big game mammals for the purpose of hunting, from August 1 to December 31. The commission directed the Department to develop this regulation at the September 2015 meeting.*

(5:48:55) – Chairperson Martin introduced the item and Member Boehmer disclosed that he had received 119 emails and phone calls regarding the item, both in favor of and opposed to the proposed regulation.

**(5:52:00) – MOTION: I move to support the proposed regulation to ban the use of trail cameras, in order to limit the illegal activity from August 1 until December 31.**

(5:53:10) – Member Yanuck was informed that timers on cameras were not considered heat sensors or motion detectors; therefore, they would not be considered part of the ban. Mr. Kramer was unsure that the timers were considered in the draft proposal. Vice Chairperson Zuber believed that all automated cameras should be banned. Discussion ensued regarding enforcement. Member Yanuck advised suggesting the ban of all cameras, including the ones with timers only. Mr. Yu clarified that the term “including” in the explanation of the types of cameras

described meant that other cameras such as ones on timers would also be part of the proposed ban. In the form of public comment, Mr. Voltz noted that he was in favor of a year-round ban.

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Zuber
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**9. For Possible Action: DISCUSSION REGARDING NON-REGULATORY AGENDA ITEMS AS PART OF THE MARCH 24 AND 25, 2016 NEVADA BOARD OF WILDLIFE COMMISSIONERS MEETING.** *Other than those items listed under the CCABMW consent agenda (item 8 above), the remaining items on the attached March 24 and 25, 2016 Nevada Board of Wildlife Commissioners agenda typically require no action of the Carson City Advisory Board to Manage Wildlife. Occasionally, one or more advisory board members may have a desire to discuss these items and such discussion may result in action in the form of advice or a recommendation by this advisory board to the Nevada Board of Wildlife Commissioners. There will be no public comment unless action will be taken on an item.*

**10. For Possible Action: REVIEW, DISCUSSION, AND POSSIBLE ACTION TO ADOPT THE FY 2017 COUNTY ADVISORY BOARD BUDGET.**

(6:06:39) – Chairperson Martin introduced the item and Member Yanuck presented a draft budget, incorporated into the record.

**(6:14:40) – MOTION: I move to approve the FY 2017 budget as submitted.**

**PUBLIC COMMENT**

(6:15:01) – Bobbi McCullum requested and received a copy of the budget worksheet.

<b>RESULT:</b>	<b>APPROVED (4-0-0)</b>
<b>MOVER:</b>	Boehmer
<b>SECONDER:</b>	Yanuck
<b>AYES:</b>	Martin, Zuber, Boehmer, Yanuck
<b>NAYS:</b>	None
<b>ABSTENTIONS</b>	None
<b>ABSENT:</b>	Powell

**11. For Possible Action: DISCUSSION REGARDING ADVISORY BOARD MEMBER COMMITMENT(S) TO THE MARCH 24 AND 25, 2016 WILDLIFE COMMISSION MEETING IN YERINGTON.**

(6:16:11) – Chairperson Martin noted that he and Member Boehmer will be attending the meeting. Member Boehmer clarified that he was attending at his own expense and at no cost to the Board.

**12. Informational Item: NEXT CCABMW MEETING.**

(6:17:06) – Chairperson Martin reminded the Board that the next meeting of the Nevada Board of Wildlife Commissioners is scheduled for May 13 and 14, 2016 in Reno. The next meeting of the Carson City Advisory Board to Manage Wildlife is, therefore, tentatively scheduled for Monday, May 9, 2016.

**13. FUTURE AGENDA ITEMS**

(6:17:37) – None.

**14. PUBLIC COMMENT**

(6:18:12) – Mr. Voltz requested having all agenda attachments on the City’s website.

**15. For Possible Action: ACTION ON ADJOURNMENT**

**(6:19:05) – Member Boehmer moved to adjourn. The motion was seconded by Vice Chairperson Zuber. The meeting was adjourned at 6:20 p.m.**

The minutes of the meeting of the Carson City Advisory Board to Manage Wildlife are approved this 20<sup>th</sup> day of June, 2016.

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DOUG MARTIN, Chair