

MINUTES
Regular Meeting
Carson City Advisory Board to Manage Wildlife
Monday September 18, 2017 ● 4:00 PM
Community Center Sierra Room
851 East William Street, Carson City, Nevada

Board Members

Chair – Robert Boehmer
Member – Gene Green

Vice Chair – Doug Martin
Member – Gil Yanuck

Staff

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.

1. CALL TO ORDER AND DETERMINATION OF QUORUM

(4:03:20) – Chairperson Boehmer called the meeting to order at 4:03 p.m. Roll was called. A quorum was present.

Attendee Name	Status	Arrived/Left
Robert Boehmer	Present	
Doug Martin	Present	
Gene Green	Present	
Gil Yanuck	Present	

2. PLEDGE OF ALLEGIANCE

(4:04:10) – Chairperson Boehmer led the Pledge of Allegiance.

3. PUBLIC COMMENT

(4:05:00) – Chairperson Boehmer entertained public comments. C.K. Baily introduced himself and informed the Board that Baily Fishing Pond will be stocked this week. He also inquired about the repairs to the road that leads to Hobart Reservoir. In response to a question, Mr. Baily expected to have a lot of algae in Baily Pond that may get caught in fishing hooks.

4. For Possible Action: APPROVAL OF MINUTES – August 7, 2017.

MOTION: I move to approve the minutes of the August 7, 2017 meeting.

RESULT:	APPROVED (4-0-0)
MOVER:	Green
SECONDER:	Yanuck
AYES:	Boehmer, Martin, Green, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	None

5. For Possible Action: ADOPTION OF AGENDA

(4:07:35) – MOTION: I move to adopt the agenda as presented.

RESULT:	APPROVED (4-0-0)
MOVER:	Yanuck
SECONDER:	Green
AYES:	Boehmer, Martin, Green, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	None

6. Informational Item: DISCLOSURES

(4:08:01) –There were no disclosures by Board members.

7. Informational Item: UPDATE AND ACTIVITY REPORT ON THE CARSON CITY URBAN WILDLIFE COMMITTEE

(4:08:32) – Chairperson Boehmer introduced the item. Vice Chair Martin indicated that there had not been any new activity since the last meeting. He also stated that Lincoln County Wildlife Advisory Board Chair Cory Lytle had requested web links and copies of the Carson City urban wildlife information. Chairperson Boehmer gave an event update on the placement of wood duck boxes, as an Eagle Scout project, along the Carson River which also attracted members of the community. He also noted sightings of 21 coyotes in the Riverview Park area “in the middle of the day”. There were no public comments.

8. For Possible Action: CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE CONSENT AGENDA ITEMS. (For additional information on the action items to be considered within this action item, please visit the Nevada Department of Wildlife website at: http://www.ndow.org/Public_Meetings/Commission/Agenda/). *The items agendized hereafter, as 8-A through 8-J 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.*

(4:11:10) – Chairperson Boehmer introduced the item and acknowledged the presence of Mark Enders and David Catalano of the Nevada Department of Wildlife (NDOW) to participate in the discussion of item 8-I, which he requested pulling from the Consent Agenda. Member Yanuck wished to discuss item 8-A.

(4:13:20) – MOTION: I move to support all items on the Consent Agenda except items 8-A and 8-I.

RESULT:	APPROVED (4-0-0)
MOVER:	Martin
SECONDER:	Yanuck
AYES:	Boehmer, Martin, Green, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	None

8-A. For Possible Action: COMMISSION POLICY 29, ARBITRATION PROCESS FOR APPLICANTS DISSATISFIED WITH ELK INCENTIVE TAG AWARDS - SECOND READING - COMMISSIONER / APRP COMMITTEE CHAIRMAN DAVID McNINCH AND GAME DIVISION ADMINISTRATOR BRIAN F. WAKELING. *The commission will conduct a second reading of Commission Policy 29, Arbitration Process for Applicants Dissatisfied with Elk Incentive Tag Awards, and may take action to officially implement the policy.*

(4:14:06) – Chairperson Boehmer introduced the item. Member Yanuck explained that at the last Wildlife Commission meeting this item was discussed extensively, and he believed that the policy was vague due to the inconsistent count of Animals on a given day. He was in favor of obtaining an average count, or another consistent method of evidence count, on a landowner’s property. Member Yanuck also expressed concern that some Commissioners had purchased landowner tags “for fees ranging from \$4,000 to \$6,000 or \$8,000 and up” and wondered whether NDOW would issue an Internal Revenue Service form 1099 to the landowners. Discussion ensued regarding the damage the animals would do to a landowner’s crops and whether the tags would fully compensate for that damage. Member Yanuck believed the landowners should also be compensated for their losses, should they not have any revenue.

(4:19:54) – Vice Chair Martin noted that the item was a discussion on policy for the arbitration process for those dissatisfied with the elk incentive tag awards. He also noted that he did not have an issue with the way the policy is written. Member Yanuck stated that the discussion had evolved during the Commission meeting to discuss the tag values as well. He also noted that he did not have an issue with the way the policy is written.

(4:23:38) – MOTION: I move to support item 8-A and the [Commission] Policy [29] as written.

(4:24:12) – Chairperson Boehmer noted his appreciation for the concerns brought forward by Member Yanuck.

PUBLIC COMMENTS

(4:24:41) – C.K. Baily received confirmation that the motion addressed item 8-A only. There were no other public comments; therefore Chairperson Boehmer called for the vote.

RESULT:	APPROVED (4-0-0)
MOVER:	Martin
SECONDER:	Yanuck
AYES:	Boehmer, Martin, Green, Yanuck
NAYS:	None
ABSTENTIONS	None
ABSENT:	None

8-B. For Possible Action: COMMISSION POLICY 63, PROTECTING WILDLIFE FROM TOXIC PONDS - SECOND READING - COMMISSIONER / APRP COMMITTEE CHAIR DAVID McNINCH. *The commission will conduct a second reading of Commission Policy 63, Protecting Wildlife from Toxic Ponds, and may take action to officially revise the policy.*

8-C. For Possible Action: COMMISSION POLICY 27, PROTECTION OF NEVADA WILDLIFE RESOURCES - FIRST READING - COMMISSIONER / APRP COMMITTEE CHAIRMAN DAVID McNINCH AND GAME DIVISION ADMINISTRATOR BRIAN F. WAKELING. *The commission*

will conduct a first reading of Commission Policy 27 and may take action to repeal or revise the policy. The commission may advance the policy to a second reading for possible adoption at a future meeting.

8-D. For Possible Action: COMMISSION POLICY 65, DESIGNATION OF WILDLIFE MANAGEMENT AREAS - FIRST READING - COMMISSIONER / APRP COMMITTEE CHAIRMAN DAVID McNINCH. *The commission will conduct a first reading of Commission Policy 65 and may take action to revise the policy. The commission may advance the policy to a second reading for possible adoption at a future meeting.*

8-E. For Possible Action: COMMISSION POLICY 66, MANAGEMENT AND USE OF WILDLIFE MANAGEMENT AREAS - FIRST READING. COMMISSIONER / APRP COMMITTEE CHAIRMAN DAVID McNINCH. *The commission will conduct a first reading of Commission Policy 66 and may take action to revise the policy. The commission may advance the policy to a second reading for possible adoption at a future meeting.*

8-F. For Possible Action: COMMISSION GENERAL REGULATION 472, LICENSE SIMPLIFICATION, LCB FILE NO. R029-17 - DATA AND TECHNOLOGY SERVICES DIVISION ADMINISTRATOR CHET VAN DELLEN. *The commission will hold a workshop to consider and recommend amendments to Chapters 488, 501, 502, and 504 of the Nevada Administrative Code. This regulation is designed to implement the hunting and fishing license simplification structure approved during the 79th Legislative Session in Senate Bill 511.*

8-G. For Possible Action: COMMISSION REGULATION 18-01, FISHING SEASONS AND BAG LIMITS FOR 2018 - 2020 - FISHERIES DIVISION ADMINISTRATOR JON SJÖBERG. *The commission will establish fishing seasons, bag and possession limits for the period of March 1, 2018 through February 29, 2020.*

8-H. For Possible Action: MEMORANDUM OF UNDERSTANDING FOR RECIPROCAL FISHING AND WATERCRAFT REGISTRATION REQUIREMENTS ON THE WATERS OF THE COLORADO RIVER IN COMMON TO THE STATES OF NEVADA AND ARIZONA - FISHERIES DIVISION ADMINISTRATOR JON SJÖBERG. *The commission may consider changes to the Memorandum of Understanding ("MOU") for the Reciprocal Fishing and Watercraft Registration Requirements on the Waters of the Colorado River in Common to the States of Nevada and Arizona, between the Nevada Department of Wildlife and the Arizona Game and Fish Department. The MOU currently identifies a requirement for Nevada anglers to possess a Colorado River Special Use Stamp when fishing on common waters of the Colorado River or on the Arizona shoreline. That language is no longer needed as the Colorado River Special Use Stamp will be eliminated on January 1, 2018 as part of proposed Nevada fishing license changes.*

8-I. For Possible Action: COMMERCIAL COLLECTION OF REPTILES - DRAFT REGULATIONS FOR COMMISSION CONSIDERATION - WILDLIFE DIVERSITY ADMINISTRATOR JENNIFER NEWMARK. *The commission will consider at least two potential regulations for commercial collection of reptiles. One regulation could prohibit all collection of reptiles for commercial purposes, either temporarily or permanently. The other regulation could limit collection of reptiles for commercial purposes, based on season, species, collection area, and / or take. Options will be discussed and the commission may choose to direct the Department to advance a recommendation to a future commission meeting.*

(4:25:18) – Chairperson Boehmer introduced the item and explained that per the discussion in the previous meeting, he had invited NDOW representatives to present prior to continuing the discussion.

(4:28:37) – Mark Enders introduced himself as a Biologist in NDOW’s Wildlife Diversity Division and presented an overview of reptiles in Nevada, collection rules, and the regulation options which would be presented at the Nevada Board of Wildlife Commissioners’ meeting. He also responded to clarifying questions from the members. Vice Chair Martin was in favor of “putting a cap on harvesting until we actually have some of that harder data”. Member Green expressed concern that some of the collection areas were designated as restricted Department of Defense (DOD) lands. Member Yanuck believed that further data collection was needed prior to a complete collection ban, which would affect those who depend on the collection for a living. He was also concerned that unlicensed collectors were not part of the data; which would make the regulations difficult to enforce, adding that he was in favor of a limitation but not a total ban. Chairperson Boehmer entertained public comments, which, he noted, would be limited to three minutes per person.

PUBLIC COMMENT

(5:12:54) – Mr. Baily likened the collection to a hunting season. He supported annual and daily limits and believed that the collection of rattlesnake venom to make medicine was beneficial, noting that he also believed in conservation efforts.

(5:15:20) – Chairperson Boehmer believed that keeping the ecosystem alive meant having resources returned, and that he struggled with the idea of commercially benefiting without giving back, and noted that the “impact to small business is minute”. Chairperson Boehmer stated that with the relevant research, he would be able to support a complete ban. He also entertained a motion.

(5:17:21) – MOTION: I move that the Carson [City] Advisory Board recommend to the Commission to institute the second option, putting a temporary limit on the collection [of reptiles] until more data is collected.

(5:18:50) – Discussion ensued regarding the proposed quotas by NDOW.

RESULT:	FAILED (2-2-0)
MOVER:	Yanuck
SECONDER:	Green
AYES:	Yanuck, Green
NAYS:	Boehmer, Martin
ABSTENTIONS	None
ABSENT:	None

(5:20:25) – MOTION: I move that the Carson City Wildlife Advisory Board advise the Commission that while it supports management of reptiles and commercial harvesting of reptiles, that at this particular junction, the Carson City Wildlife Advisory Board does not support commercial regulation.

RESULT:	FAILED (2-2-0)
MOVER:	Martin
SECONDER:	Yanuck
AYES:	Martin, Yanuck
NAYS:	Boehmer, Green
ABSTENTIONS	None
ABSENT:	None

(5:21:28) – MOTION: I move that we support [Commission] option number four (same as option number 2 presented at this meeting) as a temporary option until further data is collected and research is presented.

(5:22:50) – Discussion ensued whether the motion supported a temporary ban or temporary quotas.

(5:24:52) – Chairperson Boehmer restated his motion to read: The Carson City Advisory Board recommends that the Commission institute the second option, putting a temporary limit on the collection [of reptiles], until more data is collected.

RESULT:	Approved (3-1-0)
MOVER:	Boehmer
SECONDER:	Green
AYES:	Boehmer, Yanuck, Green
NAYS:	Martin
ABSTENTIONS	None
ABSENT:	None

8-J. For Possible Action: PRONGHORN ANTELOPE TRANSLOCATION - GAME DIVISION ADMINISTRATOR BRIAN F. WAKELING. *A request for up to 200 pronghorn has been received by the Department from the Yakama and Colville Tribes in Washington. The Department will provide an update on the status of Nevada’s pronghorn population and potential source herds for translocations. The commission may approve the translocation requests for 2017 and 2018, as well as provide direction to the Department for fulfilling these requests.*

9. For Possible Action: DISCUSSION REGARDING NON-REGULATORY AGENDA ITEMS AS PART OF THE SEPTEMBER 22 AND 23, 2017 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 September 22 and 23, 2017 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.*

(5:26:25) – None.

10. For Possible Action: DISCUSSION AND POSSIBLE ACTION REGARDING ADVISORY BOARD MEMBER COMMITMENT(S) TO THE SEPTEMBER 22 AND 23, 2017 WILDLIFE COMMISSION MEETING IN LAS VEGAS AND THE NOVEMBER 3 AND 4, 2017 WILDLIFE COMMISSION MEETING IN CARSON CITY.

(4:26:32) – Chairperson Boehmer introduced the item and noted that Member Yanuck would attend the September Wildlife Commission meeting in Las Vegas.

11. Informational Item: NEXT CCABMW MEETING. The next meeting of the Nevada Board of Wildlife Commissioners is scheduled for November 3 and 4, 2017 in Carson City. The next meeting of the Carson City Advisory Board to Manage Wildlife is, therefore, tentatively scheduled for Monday, October, 30, 2017.

(5:27:00) – Chairperson Boehmer introduced the item and noted that he would not be able to attend the October 30, 2017 meeting which will be chaired by Vice Chair Martin.

12. Informational Item: FUTURE AGENDA ITEMS

13. PUBLIC COMMENT

(5:27:17) – There were no public comments

14. For Possible Action: ACTION ON ADJOURNMENT

(5:27:22) – Member Yanuck moved to adjourn. The motion was seconded by Member Green. The meeting was adjourned at 5:27 p.m.

The minutes of the September 18, 2017 meeting of the Carson City Advisory Board to Manage Wildlife are approved on this 30th day of October, 2017.

ROB BOEHMER, Chair