

**CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE**  
**Minutes of the January 31, 2005 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, January 31, 2005 in the City Hall Capitol Conference Room, 201 North Carson Street, Carson City, Nevada.

**PRESENT:** Chairperson Steve Walker  
Vice Chairperson Gil Yanuck  
Wes Clyde  
Jennifer Derley

**STAFF:** Kathleen King, Recording Secretary

**NOTE:** A tape recording of these proceedings is on file in the Clerk-Recorder's Office, and is available for review during regular business hours.

1. **CALL TO ORDER, DETERMINATION OF QUORUM** (1-0007) - Chairperson Walker called the meeting to order at 6:00 p.m. A quorum was present. Member Zuber was absent.
2. **APPROVAL OF MINUTES - December 13, 2004** (1-0010) - Vice Chairperson Yanuck moved to approve the minutes. Member Clyde seconded the motion. Motion carried 4-0.
3. **MODIFICATIONS TO THE AGENDA** (1-0014) - None.
4. **PUBLIC COMMENT ON NON-AGENDIZED ITEMS** (1-0016) - C.K. Baily advised that "Trout in the Classroom" eggs will be delivered to the Bureau of Land Management on February 10<sup>th</sup>.
5. **DISCLOSURES** (1-0023) - None.
6. **PRESENTATION, DISCUSSION AND ACTION REGARDING BIG GAME SEASON RECOMMENDATIONS FOR THE 2005/2006 AND 2006/2007 HUNTING SEASONS** (1-0025) - NDOW Game Biologist Mike Dobel reviewed the 2005 and 2006 Big Game Season Recommendations by species and hunt area. He responded to questions, and discussion took place, regarding various hunt season dates and areas. Discussion took place regarding the condition of the deer herds as a result of the severe winter weather and the loss of winter range due to development and fire. Mr. Dobel advised that NDOW staff will present quota recommendations to the county advisory boards in April. He anticipates reduced mule deer quotas. NDOW Biologist Carl Lackey advised that survey flights are scheduled during the last part of March to be done in conjunction with California Department of Fish and Game staff.

In response to a question, Mr. Dobel provided background information on the Diana Project and special regulations associated with Hunt 1108. Discussion included concerns over setting a precedent for other legitimate special interest groups and the source for reallocation of the necessary tags. Mr. Dobel advised that each of the county advisory boards, to which big game season recommendations have been presented thus far, have expressed opposition to the special hunt and will be forwarding written recommendations to the Wildlife Commission.

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Mr. Lackey reviewed the recommendations for mountain lion, and discussion followed.

In response to a question, Mr. Dobel discussed the discrimination lawsuit which individually names the Wildlife Commissioners, the NDOW Director and Deputy Director. These individuals have been advised by their attorneys to not discuss the lawsuit and, therefore, NDOW staff have not been provided any information with regard to the status of the litigation. Mr. Dobel advised that the Commission repealing Policy 20 had the effect of removing some of lawsuit's foundation. He read a portion of Policy 21 into the record, and explained that it provides for NDOW staff to establish season recommendations. He anticipates that a new policy, to be developed in the future, will provide for NDOW staff to establish quota recommendations. Discussion followed, and Mr. Lackey advised that work on the Reid-Stevens bill is continuing. Supervising Game Warden Paul Dankowski and Mr. Dobel responded to questions, and provided background information, regarding temporary regulation 332. Discussion followed.

Mr. Dobel and Mr. Dankowski provided background information, and responded to questions, regarding the petitions agendized for the upcoming Commission meeting. Chairperson Walker thanked Mr. Dobel, Mr. Lackey, and Mr. Dankowski, and recessed the meeting. A quorum was present when Chairperson Walker reconvened the meeting.

(1-2880) Discussion took place with regard to the Diana Project. **Vice Chairperson Yanuck moved to approve NDOW's recommendations for the 2005 and 2006 big game seasons, except to remove the proposal for a special season and tag allocation to the Diana Project. Member Derley seconded the motion. Motion carried 4-0.** In response to a question, Member Clyde expressed opposition to establishing a special season and tag allocation for Diana Project participants. He suggested it may "open a Pandora's box" which could set a precedent for other special interest groups. He further suggested that the Board write a letter to the Commission expressing opposition. Vice Chairperson Yanuck discussed the importance of specifying the reason for the Board's opposition. He expressed a willingness to draft a letter and fax it to NDOW in time for the upcoming Commission meeting. In response to a question, he noted that the special hunt and tag allocation will provide Diana Project participants with two chances to draw a tag when every other hunter in the State has only one chance. Chairperson Walker reiterated his concern with regard to the source from which the tags would be allocated. Discussion followed, and **Vice Chairperson Yanuck moved to support the decision to write a letter to the Commission to express the Board's opinion in opposition to the Diana Project. Member Derley seconded the motion. Motion carried 4-0.**

**7. DISCUSSION OF POINTS OF INTEREST FROM THE DECEMBER 17 AND 18, 2004 WILDLIFE COMMISSION MEETING (1-2780)** - Chairperson Walker discussed the tour of the Overton Wildlife Management Area, and commented that it is a "wonderful place to hunt ducks." He speculated that recent flooding in the area may have done considerable damage. He advised that the program coordinator for the Diana Project provided a presentation at the Commission meeting. Discussion took place regarding the Commission's action to direct NDOW staff to initiate regulatory action.

**8. ADVISORY BOARD TO MANAGE WILDLIFE CONSENT AGENDA.** All matters listed under the Consent Agenda are agendized for the February 4 and 5, 2005 Wildlife Commission meeting and

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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 (1-3414) **Member Derley moved to remove items 8-G-1, 8-G-3, and 8-H from the consent agenda. Vice Chairperson Yanuck seconded the motion. (2-0111) Vice Chairperson Yanuck moved to support the Eureka County Advisory Board to Manage Wildlife Nonresident Guided Hunts Petition and to oppose the Myron D. Buescher Crossbows Petition, and to add these recommendations to the letter to the Commission. Member Derley seconded the motion. Motion carried 4-0.**

**8-A. ACTION REGARDING COMMISSION GENERAL REGULATION 332 - LCB FILE NO. TEMPORARY - ROB BUONAMICI.** NRS 501.379 provides that it is unlawful to sell, barter, or trade wildlife, or parts thereof, unless the activity is permitted by another wildlife statute or a regulation adopted by the Commission. This regulation will establish provisions that permit the sale, barter, or trade of certain parts or classifications of wildlife under particular circumstances. NAC 503.174 which permits the sale of non-edible parts of game animals which were legally killed will be repealed. *This item is agendized as part of an informational workshop on Friday, February 4<sup>th</sup> and for Commission action on Saturday, February 5<sup>th</sup>.*

**8-B. ACTION REGARDING LICENSE AGENT APPEAL - GALYAN'S TRADING COMPANY.** The Commission will hear an appeal of the Department of Wildlife's cancellation of Galyan's Trading Company's license agent authority.

**8-C. ACTION REGARDING WILD HORSE MANAGEMENT - COMMISSIONERS RIORDAN AND BRADLEY.** The Commission will consider approving correspondence to the Secretary of the Interior and Nevada's Congressional delegation regarding Bureau of Land Management authority for sale of wild horses. The Commission will also reconsider potential litigation regarding wild horse and burrow mangement in Nevada.

**8-D. ACTION REGARDING LEGISLATION - COMMISSIONER BRADLEY.** The Commission will receive a report from its Legislative Committee and may take action to support or oppose legislation proposed to the 2005 Legislature.

**8-E. ACTION REGARDING COMMISSION REGULATION 05 - 16 RAPTORS FOR FALCONRY - CRIS TOMLINSON.** The Commission will establish 2005 and 2006 season dates, species quotas, hours, limits, closed areas, application procedures and deadlines, and take for raptors for falconry.

**8-F. ACTION REGARDING COMMISSION REGULATION 05 - 17 NONCOMMERCIAL COLLECTION REPTILES AND AMPHIBIANS 2005 - 2006 - CRIS TOMLINSON.** Establishes the 2005 and 2006 season and limits for noncommercial hobby collection of live unprotected reptiles and amphibians.

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**8-G. ACTION REGARDING PETITIONS.** The Commission will consider public petitions and may accept the petition and initiate regulatory action or deny the petition.

**1. NONRESIDENT GUIDED HUNTS - EUREKA COUNTY ADVISORY BOARD TO MANAGE WILDLIFE.** The Commission will review a petition to eliminate from nonresidents the opportunity to apply for the guided draw, Hunt 1235, and the other nonresident deer seasons in the same year (2-0029) - Member Derley expressed support for the petition and requested Vice Chairperson Yanuck to add it to the correspondence to the Commission. Chairperson Walker explained the purpose of the petition for the benefit of the general public.

**2. RIFLED SHOTGUNS - STEPHEN F. KWAPICH.** The Commission will review a petition to change or add to regulation so that hunters may use a rifled choke tube or rifled barrel shotgun to hunt deer in addition to the smooth bore shotgun that is not legal.

**3. CROSSBOWS - MYRON D. BUESCHER.** The Commission will review a petition to make an allowance for those physically unable to use their muscle power through all points of the draw cycle until release, i.e., use of a crossbow (2-0051) - Member Clyde expressed opposition to the use of any crossbow for hunting big game.

**4. PRIVACY OF CUSTOMER INFORMATION - CHARLES D. MUSSER.** The Commission will review a petition requiring the Department of Wildlife to require permission from clients to give out personal applicant information.

**8-H. ACTION REGARDING COMMISSION POLICY 21 - PATTY WAGNER.** The Commission will establish policy for big game seasons (2-0065) - Member Clyde referred to the draft Commission minutes, and advised that he would inquire of Commissioner MacKenzie to ensure that policy 20 was suspended and policy 21 was established.

**8-I. ACTION REGARDING COMMISSION REGULATION 05-15 - CRAIG MORTIMORE.** The Commission will establish hunting season dates for mule deer, pronghorn antelope, elk, bighorn sheep, mountain goat, and mountain lion for the 2005-06 and 2006-07 hunting seasons. Tag quotas for the nonresident restricted deer, Partnership in Wildlife, emergency depredation, and statewide resident youth hunts will also be established. The Commission will also establish special regulations, which include application hunt rules, sex, age, physical characteristics, legal weapons, limits, and hours requirements for all big game species, dates and times for indoctrination courses, and locations for bighorn sheep validations.

**8-J. ACTION REGARDING COMMISSION REGULATIONS WILDLIFE HERITAGE TAG - PATTY WAGNER.** The Commission will establish season dates, limits, and regulations for Heritage Tags for mule deer, pronghorn antelope, elk, Nelson and California bighorn sheep, and wild turkey for the 2006 and 2007 hunting seasons.

**1. COMMISSION REGULATION 06-01 WILDLIFE HERITAGE MULE DEER TAG**

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- 2. COMMISSION REGULATION 06-02 WILDLIFE HERITAGE MULE DEER TAG**
- 3. COMMISSION REGULATION 06-03 WILDLIFE HERITAGE PRONGHORN ANTELOPE TAG**
- 4. COMMISSION REGULATION 06-04 WILDLIFE HERITAGE PRONGHORN ANTELOPE TAG**
- 5. COMMISSION REGULATION 06-05 WILDLIFE HERITAGE ROCKY MOUNTAIN ELK TAG**
- 6. COMMISSION REGULATION 06-06 WILDLIFE HERITAGE ROCKY MOUNTAIN ELK TAG**
- 7. COMMISSION REGULATION 06-07 WILDLIFE HERITAGE NELSON DESERT BIGHORN SHEEP TAG**
- 8. COMMISSION REGULATION 06-08 WILDLIFE HERITAGE NELSON DESERT BIGHORN SHEEP TAG**
- 9. COMMISSION REGULATION 06-09 WILDLIFE HERITAGE CALIFORNIA DESERT BIGHORN SHEEP TAG**
- 10. COMMISSION REGULATION 06-10 WILDLIFE HERITAGE TURKEY TAG**
- 11. COMMISSION REGULATION 06-11 WILDLIFE HERITAGE TURKEY TAG**
- 12. COMMISSION REGULATION 06-12 WILDLIFE HERITAGE TURKEY TAG**
- 13. COMMISSION REGULATION 06-13 WILDLIFE HERITAGE TURKEY TAG**
- 14. COMMISSION REGULATION 06-14 WILDLIFE HERITAGE TURKEY TAG**

**8-K. ACTION REGARDING FUTURE COMMISSION MEETINGS - SECRETARY CRAWFORTH.** The next Commission meeting is scheduled for March 25 and 26, 2005 in Reno, and the Commission will review potential agenda items. The Chairman may adjust committee assignments and create new committees.

**9. DISCUSSION REGARDING INFORMATIONAL REPORTS TO BE PRESENTED AT THE FEBRUARY 4 AND 5, 2005 WILDLIFE COMMISSION MEETING.** A report and additional detail 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 (2-0116) - Neither the Board members nor the public had any comment on these items.

**9-A. SECRETARY'S REPORT - SECRETARY TERRY CRAWFORTH**

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**9-B. LITIGATION REPORT - DEPUTY ATTORNEY GENERAL WAYNE HOWLE**

**9-C. MASTER GUIDE OUTFITTER LICENSE EMERGENCY REGULATION - SECRETARY CRAWFORTH**

**9-D. LINCOLN COUNTY ELK SUBPLAN - COMMISSIONER BENTLEY**

**9-E. WHITE PINE COUNTY ELK SUB-PLAN - COMMISSIONER RIORDAN**

**9-F. GOVERNOR'S SAGE GROUSE TEAM - COMMISSIONER McNINCH**

**9-G. WESTERN ASSOCIATION OF FISH AND WILDLIFE AGENCIES - COMMISSIONER McNINCH**

**9-H. MULE DEER SPECIES POLICY PLAN COMMITTEE - COMMISSIONER MacKENZIE**

**9-I. ELK SPECIES MANAGEMENT PLAN PROCESS REVIEW - COMMISSIONER BRADLEY**

**9-J. BIENNIAL BUDGET - DIRECTOR CRAWFORTH**

**9-K. HERITAGE TRUST ACCOUNT INTEREST UPDATE - SECRETARY CRAWFORTH**

**9-L. PUBLIC RECORDS AND SALEABLE LISTS - PATTY WAGNER**

**9-M. OVERTON WILDLIFE MANAGEMENT AREA - DIRECTOR CRAWFORTH**

**9-N. BIG GAME DAMAGE COMPENSATION PROGRAM UPDATE - CRAIG MORTIMORE**

**9-O. NEVADA WILDLIFE DATA SYSTEM UPDATE - SECRETARY CRAWFORTH**

**10. REPORT ON NEVADA SAGE GROUSE CONSERVATION TEAM - GIL YANUCK (2-0120)** - Vice Chairperson Yanuck reported that meetings have started again at both the State level and the local level. He will continue to monitor activities and participate. He advised of a symposium scheduled for February 11 and 12 in Sparks, which he plans to attend. Ms. King made the Federal Register, Part III, Department of the Interior, Fish and Wildlife Service, 50 CFR Part 17, available to the Board members and the public for review. Vice Chairperson Yanuck advised that the U.S. Fish and Wildlife Service published opposition, in early January, to listing the sage grouse as an endangered species. He will continue to provide status reports to the Board.

**11. REPORT REGARDING THE FY 2004/2005 CARSON CITY ADVISORY BOARD TO MANAGE WILDLIFE BUDGET (2-0164)** - Vice Chairperson Yanuck reported that the budget is more than adequate to meet travel expenses from now through the end of the fiscal year. He advised that the

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mileage allowance recently increased to 40.5 cents per mile. In response to a question, he indicated he will begin developing the FY 05/06 budget in March. Discussion took place regarding the purpose of the budget to cover Board member expenses associated with attending Commission meetings.

**12. DISCUSSION AND POSSIBLE ACTION REGARDING ADVISORY BOARD MEMBER COMMITMENTS TO UPCOMING WILDLIFE COMMISSION MEETINGS (2-0227)** - Member Clyde confirmed that he would attend the February 4 and 5 meeting. Vice Chairperson Yanuck acknowledged that he would provide Member Clyde a copy of the letter to the Commission. Member Derley offered to attend the June Commission meeting in Winnemucca.

**13. DISCUSSION AND ACTION TO SCHEDULE NEXT CCABMW MEETING. The next Wildlife Commission meeting is scheduled for March 25 and 26, 2005 in Reno (2-0254)** - Consensus of the Board was to schedule the next meeting for Monday, March 21<sup>st</sup>.

**14. COMMENTS AND STATUS REPORTS FROM STAFF (1-0286)** - Ms. King reported on the presentation, by U.S. Forest Service representatives, of the revised Clear Creek / Kings Canyon Landscape Analysis at the January 18<sup>th</sup> Parks and Recreation Commission meeting. Member Clyde offered to make the materials distributed at the meeting available to the other Board members. Ms. King further reported that the Washoe Tribe of Nevada and California sent an environmental specialist to the January 26<sup>th</sup> Planning Commission meeting to express opposition to the urban fishing pond at Fuji Park. Mr. Baily advised that the meeting will be re-aired on community access television.

**15. DISCUSSION ONLY REGARDING FUTURE AGENDA ITEMS (2-0274)** - Vice Chairperson Yanuck acknowledged that Don Sefton, of Systems Consultants, Inc., is scheduled to make a presentation at the March 21<sup>st</sup> Board meeting. Ms. King advised that Mr. Dankowski requested to provide the NDOW Law Enforcement Bureau Annual Report at the March 21<sup>st</sup> meeting. (2-0461) Chairperson Walker requested staff to agendize discussion of the urban fishing pond.

**16. ACTION ON ADJOURNMENT (2-0531)** - Member Clyde moved to adjourn the meeting at 9:15 p.m. Vice Chairperson Yanuck seconded the motion. Motion carried 4-0.

The Minutes of the January 31, 2005 meeting of the Carson City Advisory Board to Manage Wildlife are so approved this 21<sup>st</sup> day of March, 2005.

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STEVEN R. WALKER, Chair