



Oregon Fish and Wildlife Commission Minutes

Meeting:
February 7, 2008 9:00 a.m.
Oregon Department of Fish and Wildlife
Headquarters
3406 Cherry Avenue NE
Salem, Oregon 97303

Meeting:
February 8, 2008 8:00 a.m.
Oregon Department of Fish and Wildlife
Headquarters
3406 Cherry Avenue NE
Salem, Oregon 97303

Minutes were approved at the Commission's April 17, 2008 Commission Meeting

Notice of these meetings had been made by press release of statewide media circulation. Those attending part or all of the meeting included:

Marla Rae, Chair
Dan Edge, Vice-Chair
Zane Smith, Commissioner
Jon Englund, Commissioner
Skip Klarquist, Commissioner
Curt Melcher, Deputy Director
Bill Cook, Assistant Attorney General

Carter Kerns, Commissioner
Bobby Levy, Commissioner
Roy Elicker, Director
Laurie Byerly, Deputy Director
Steve Sanders, Assistant Attorney General
Casaria Tuttle, Executive Assistant

MEETING

On Friday, February 8, 2008 at 8:00 a.m., Chair Marla Rae called the Oregon Fish and Wildlife Commission (Commission) meeting to order.

Exhibit B: MAINSTEM COLUMBIA RIVER NON-TREATY SPRING AND SUMMER CHINOOK FISHERIES AND RENEWAL OF THE FISHERIES MANAGEMENT AGREEMENT WITH WASHINGTON STATE

Commissioner Englund declared a potential conflict of interest in that his business has the potential of doing business with those involved in commercial and sport salmon fisheries.

Commissioner Edge declared a potential conflict of interest in that several of the groups present to testify offer scholarships to students in his program.

Staff Presentation:

John North, Fisheries Manager and Steve Williams, Assistant Fish Division Administrator – OSCRIP and Marine Programs, briefed the Commission on Columbia River spring and summer Chinook fisheries below Priest Rapids Dam and provided guidance on recreational and commercial seasons for negotiating a fishery management plan with Washington

Public Testimony:

Jack Glass Oregon Guides Troutdale, OR 97060 503-666-5370	Mr. Glass testified that the spring Chinook run is crucial to his business. He testified in favor of a 70/30 split.
Brandon Glass Oregon Guides Troutdale, OR 97060 503-666-5370	Mr. Glass echoed what Mr. Jack Glass testified, in favor of a 70/30 split.
Tom Wolf Trout Unlimited Hillsboro, OR 503-640-2123	Mr. Wolf testified on behalf of Trout Unlimited. He urged the Commission to keep the bycatch of steelhead at a lower level, to lessen the impact on Willamette spring Chinook by not having a fishery below the I-5 bridge and wants the stakeholder group to continue with the addition of a member from the coldwater group.
Representative Scott Bruun 900 Court St. NE, H-477 Salem, OR 97301 503-986-1437	Representative Bruun testified that a general unfairness exists in the allocation based on the resources available. He asked the Commission to consider a 70/30 split.
Phil Donovan NW Steelheaders PO Box 489 Tualatin, OR	Mr. Donovan testified on behalf of the Northwest Steelheaders. He asked the Commission to maximize the select area fisheries and maintain a full April fishery from I-5 to the Bonneville Dam.
Chris Vertopoulos PO Box 1120 Tillamook, OR 97141 503-349-1377	Mr. Vertopoulos testified that sport fisheries should not have to shoulder the burden of the commercial fishery and asked for a 70/30 split.
Scott Amerman Coastal Conservation Association PO Box 644 Monmouth, OR 97361 503-606-3447	Mr. Amerman testified that the sport fishermen provide fish for all; they provide fish to neighbors and others who don't fish. He asked the Commission to think about the families when making their decision and to not hammer the upper Willamette River fishery and to not allow fishing, sport or commercial, on the Columbia River below the mouth of the Willamette.
Dan Parnel NW Sportfishing Industry Association 33250 190 th Ave. SE Auburn, WA 98092 206-399-2016	Mr. Parnel testified in favor of fish recovery. He feels recovery is best achieved through selective fisheries. He asked for a fully executed sport fishery with a 70/30 split.
Mike Peruse G.Loomis Lake Tapps, WA 98391	Mr. Peruse testified on behalf of G.Loomis in favor of a 70/30 split and a reliable and predictable sport fishing season.
Mike Myrick NW Steelheaders 6730 NE 22 nd	Mr. Myrick testified in favor of the staff recommendation to allow commercial fishing only during daylight hours seven days per week and to have the sport season

Portland, OR 97211 503-281-6438	open seven days per week.
J. Daly Oregon Guides/Coastal Conservation Association 58901 Evergreen Loop St. Helens, OR 97051 503-341-9571	Mr. Daly testified that the sport fishermen need a larger portion of the fishery allocation. He supported a 70/30 split in favor of a longer sport fishery.
Phil Paradis Guide PO Box 982 Canby, OR 503-780-0828	Mr. Paradis testified in support of a sport fishery that goes through May. He supported a full sport fishery on the Columbia that allows for a two fish bag limit and a 70/30 split.
Trevor Storlie 37000 SE Gordon Crk. Corbett, OR 503-695-6515	Mr. Storlie testified as a guide and asked the Commission to set regulations earlier in the year to allow the guides to plan and book fishing trips. He told the Commission that small communities in the Columbia River Gorge are suffering from the lack of recreational fishers in the area.
Craig Mostul Alumaweld Boats 25799 SW Meadowbrook Ln Sherwood, OR 97140 503-925-1406	Mr. Mostul testified on behalf of Alumaweld Boats. He said the Commission's decision can make a difference in boat builders' revenues. He said that Alumaweld Boats is losing millions of dollars per year which affects the local communities.
Paul Maya Stevens Marine 5110 SW Candins Portland, OR 97239 503-519-9530	Mr. Maya testified on behalf of Stevens Marine stating their workforce has been reduced by 20 people and \$2 million dollars because of the sport fishery. He asked the Commission to make a decision in favor of the sport fishery, with a 70/30 split with seven day per week season on the Willamette River and Bonneville Dam to the mouth of the Columbia River open through April. A Bonneville Dam to I-5 Bridge fishery seven days per week with a two fish per day bag limit.
Jody Mather 41222 Old Hwy 30 Astoria, OR 97103 503-458-5450	Mr. Mather testified in favor of a spring Chinook lower Columbia River fishery that would go through mid-April. Commissioner Kerns asked his opinion of a one fish bag limit fishery. Mr. Mather said he would do what was needed to get a two week fishery in the lower Columbia River. Mr. Mather also asked for equal fish for each fishery.
Carol Carpenter Corvallis, OR 541-753-4774	Ms. Carpenter testified using an analogy explaining how fishers need to be responsible with their fishery.
Kent Martin Commercial Fishing PO Box 83 Skamokawa, WA 98647	Mr. Martin testified in favor of a status quo fishery to allow time to sort out the acrimony.

360-795-3920

Irene Martin
Commercial Fishing
PO Box 83
Skamokawa, WA 98647
360-795-3920

Ms. Martine asked the Commission to allow the stakeholder group to have more time to work. She asked that the current allocation be extended for one year to allow the stakeholder group to arrive at consensus.

Bill Myers
Coastal Conservation
Association
6046 SE Holgate
503-774-1019

Mr. Myers testified as a representative of the Coastal Conservation Association in favor of a 70/30 split with sport fishery open seven days per week with a two fish bag limit from the I-5 Bridge up river.

Bruce Hansen
Commercial fishing
19655 NW Sauvie Island
Portland, OR 97231
503-621-3536

Mr. Hansen testified to get a salmon czar for the Willamette to supplement the fish and get the numbers to 100k fish. He also said sea lions need to be removed as well as cormorants. Need to upgrade the hatcheries to obtain more fish and bring in private hatcheries to supplement fish in the upper Willamette.

Lynn Buerer
Coastal Conservation
Association
13275 SW 31st
Beaverton, OR 97008
503-579-4949

Mr. Buerer testified about his concern about ESA listed fish going into extinction which would lead to not enough fish for his grandchildren and missing out on a great economic opportunity. He voiced concern about gillnetting not be as selective as they need to be in their fishery. He recommended putting fish first and move gillnetting off select areas. He asked the Commission to maintain sportfishing to maintain economic industry. He supported a full sport fishery season and a 70/30 split.

Michael Susee
Coastal Conservation
Association
601 Valewood Dr.
Salem, OR 97306
503-930-7310

Mr. Susee asked the Commission to protect the runs and think of the fish first. He asked the Commission to make the decision in favor of the sport fishery based on economics.

Ed Pohrman
NW Steelheaders
16522 SE Heartwood #77
Clackamas, OR
503-657-8414

Mr. Pohrman testified in favor of a 70/30 split. He said many of the fish have gillnet or sea lion marks on them. He would like to see a seven day per week fishery on the Columbia River.

Thomas W. Hester, Sr.
Poulsen Cascade Tackle
20691 S. Hwy 213
Oregon City, OR 97045
503-655-2828

Mr. Hester testified that the sport fishery keeps his business going. He is in favor of a full season to include a seven day per week fishery with a two fish bag limit.

Trey Carskadon
NW Sportfishing Industry
Association

Mr. Carskadon testified in favor of a seven day per week fishery in the Willamette River, seven days per week from the mouth of the Columbia River to Bonneville Dam through April 6 and seven days a week in the Columbia above I-5 through May 11 with a two fish bag limit. He

	would also like additional fishing days in May if available.
Greg Noffsinger Coastal Conservation Association 7059 SE Stella Ct. Hillsboro, OR 97123 503-679-3307	Mr. Noffsinger testified that gillnetting is an indiscriminate method of harvesting fish. He also testified in favor of the utilization of SAFE areas to protect the native stocks.
Bruce Polley Coastal Conservation Association PO Box 1489 Sherwood, OR 97140 503-625-7058	Mr. Polley testified that gillnets should never be used in a mixed stock fishery. He stated that sport fishermen provide fish to all, neighbors, family and others who do not fish.
Bill Gettman Coastal Conservation Association 27845 SW Laddhill Rd. Canby, OR 97140 503-459-1112	Mr. Gettman asked that the Commission stop allowing gillnetting in the Columbia River. He asked that a decision be made to protect and rebuild salmon runs. He was in favor of a 70/30 split.
Steve Salveson 3276 SE Spruce Hillsboro, OR 97123 Sport fishing 503-979-9437	Mr. Salveson testified that the mortality rates the department is operating on for gillnets and tanglenets are too low. He asked that the gillnet fishery be limited. He also asked the Commission for a 75/25 split in favor of the sport fishery.
Todd Crawford 3276 SE Spruce Hillsboro, OR 97123 Sport fishing 503-979-9437	Mr. Crawford testified in favor of a 70/30 split.
Jeff Corbett Sport/CCA 1232 Woodside Dr. Eugene, OR 97401 541-302-0924	Mr. Corbett testified in favor of a fishery from the I-5 Bridge up river that uses no bait; for the commercial fishermen have same hours of sportfishermen; to limit bycatch efforts have a trained game officer or ODFW staff be with commercial fisher during test fisheries to ensure no bycatch.
Mark Seghetti Steelheaders West 2460 Devon Lane Eugene, OR 97408 541-744-2248	Mr. Seghetti testified against unselective gillnet fisheries and said the salmon runs are the backbone of Oregon's economy.
Kevin Newell Sport Fishing Guide 2060 Statesman Dr. Woodland, WA 98674 360-430-2521	Mr. Newell asked that the decision be made with a focus on conservation and that economics be a secondary focus. He stated that a fee increase will be a hard sell to the sportfishermen. He was in favor of a 70/30 split.

Howard Corbin Sport/CCA 15883 SE Rickshine Ln. Milwaukie, OR 97267 503-655-3254	Mr. Corbin testified in favor of a 70/30 split with a seven day per week fishery with a two fish limit from Bonneville to the mouth of the Columbia River.
Jim Bateman Sportsman 17103 S. Redland Rd. Oregon City, OR 503-459-8897	Mr. Bateman testified against the indiscriminate killing of salmon and steelhead by gillnets. He would like to see a 70/30 split with the intention to phase out gillnetting in the future.
Stan Zak Sportsman 18305 Lower Midhill West Linn, OR 503-635-5447	Mr. Zak testified against commercial fishing because the method kills threatened and endangered fish. He would like to see a 70/30 split.
Dan Grogan Fishermen's Marine and Outdoor 901 NE Columbia Blvd. Portland, OR 503-283-8310	Mr. Grogan testified that Fishermen's Marine and Outdoor revenue has dropped \$2 million dollars per year due to the allocation losses to sportfishermen. He asked for a Columbia River mainstem fishery from the mouth to Bonneville Dam seven days per week with a two fish bag limit through April 6; an I-5 Bridge to Bonneville Dam fishery seven days per week through May 11 with a two fish bag limit and; a Willamette River fishery open 5-7 days per week with a two fish bag limit for a full season.
Joe Reed Sportsman 756 EuFaula Hts. Longview, WA 98632 360-425-6486	Mr. Reed testified in favor of fishing opportunities in the lower Columbia River.
Steve Gray Bell Buoy Crab Co. PO Box 399 Seaview, WA 360-642-2408	Mr. Gray testified that he is frustrated with the misinformation presented at these meetings. He said that cormorants kill 30 million smolts and the California sea lions also kill salmon. He stated there needs to be a predation plan to manage the natural predators of salmon. He said the stakeholder group needs to look at how to get the salmon back.
Gerald McBurngy Sportsman 203 SW 17 th Circle Battleground, WA 360-666-1788	Mr. McBurngy testified that commercial hunting is no longer allowed so sooner or later commercial fishing must go. He said eventually the federal government will eventually step in and remove control from the states.
Doug Hunt Association NW Steelheaders 1518 SW Ne Plymouth Ln Beaverton, OR 97007	Mr. Hunt testified against sportfishing and commercial fishing below the mouth of the Willamette River.

503-641-3637

Eugene Fontenot 14830 SW Bonnie Brae Beaverton, OR 97007	Mr. Fontenot testified in favor of the Coastal Conservation Association's position on conservation.
Brian Brush North River Boats Roseburg, OR	Mr. Brush testified that he will have to downsize his business if the sportfishing opportunity doesn't increase. He said with the lack of sportfishing opportunities fishermen are not buying boats; the boat business is way down.
Bill Shake Tualatin, OR	Mr. Shake testified that select areas were established to reduce commercial harvest on the Columbia River and the impact to native stocks. He said commercial harvest should be moved back to the terminal areas.
Don Swartz Northwest Sport Fishing Industry Association Gladstone, OR 503-655-5280	Mr. Swartz testified that he doesn't think staff's estimate of a full season will get through April. He believes the peak of the season will occur in mid-May. He said that Gillnets are a major impact on species and recommended a 70/30 split with commercial fishermen using large mesh gear.
Tom Erickson Fishing & Hunting News PO Box 3010 Bothell, WA 98041 360-282-4260	Mr. Erickson testified in favor of an increased sport allocation, which he said would be an economic stimulus.
Darien Santner 6856 N. Campbell Art Portland, OR 503-710-6026	Mr. Santner testified that the Commission should address conservation through this process. He asked the Commission to start to phase out mainstem Columbia River gillnetting. He asked that the sport fishery in the future go all the way through the end of June. He recommended the Commission start setting policy that sets incentive to not gillnet the mainstem, such as SAFE area fisheries.
Jim Martin Pure Fishing Mulino, OR 503-631-8859	Mr. Martin testified that the Commission should go beyond objectives and think about criteria as well. He said this is about public interest and public economy and asked the Commission to think about economic value, funding the department's conservation mission and minimizing impacts on listed and weak stocks. He also said the department should focus on a new vision.
B.G. Eilertson Joes Sports 9805 Boeckman 503-682-2242	Mr. Eilertson testified in favor of a season similar to 2002, which included a nearly a full season with 67% of the impacts going to the sport fishery.
Bill Williamson B.C. Angling Post Milwaukie, OR 503-781-4330	Mr. Williamson testified that there needs to be consideration for sport anglers and for the economy.

Jack Marincovich Columbia River Fisherman's Protective Union PO Box 627 Astoria, OR 97103 503-325-2504	Mr. Marincovich testified in favor of a status quo decision at this point in time.
David Johnson Northwest Guides & Anglers PO Box 516 Tillamook, OR 97141 503-201-4292	Mr. Johnson testified in support of a 70/30 split and would like a full spring Chinook season on the Columbia River. He would also like the department to address the drop out rate of pinnepedes.
Buzz Ramsey Northwest Sport Fishing Industry Association PO Box 195 Klickitat, WA 509-369-2255	Mr. Ramsey testified that unsecure fishing seasons are difficult on the economy. He supported what Jim Martin said about a new vision. He would like a fishery from Bonneville Dam to Astoria, the I-5 Bridge upstream into May. He would also like to have some certainty in the seasons.
Shawn Schmidtke Sport 15655 S. Stone Cliff Ln. Oregon City, OR 97045 503-631-8815	Mr. Schmidtke testified in concern about fishing opportunity being lost, and agrees with all sport fishing testimony so far. He said everyone wins when there are fish in the river.
Jerri Munson CCA/NSIA/NWGAA 650 NE 13 th St. McMinnville, OR 97128 971-219-8403	Mr. Munson testified in support of a 70/30 split for a full season. He wants to see Oregon as a destination area similar to Alaska.
Barney Currigan NSIA/NGAA/NWS 5416 SE 51 st Ave. Portland, OR 97206 503-777-7146 3:02:16	Mr. Currigan testified in favor of a 70/30 sport split with a seven day per week two fish bag limit fishery above the I-5 Bridge.
Brenda Wall Commercial Fishery 92416 Svensen Astoria, OR 503-458-6614	Ms. Wall testified against impact cuts to the commercial fishery.
Randy Wall Commercial Fishery 92416 Svensen Astoria, OR 97206 503-458-6614	Mr. Wall testified in favor of a status quo decision on the impacts in usual fishing grounds.
Gary Kish NWGAA/CCA 29395 NW Needer Rd. Columbia County, OR	Mr. Kish testified that the allocation issue has been made into a bigger problem than it is. He said it would be best to write checks to commercial fishermen for the value of their fishery and not strangle sport fisheries.

503-621-3913 Stan Steele CCA 26123 Invale Way Corvallis, OR 541-752-8350	Mr. Steele testified on behalf of the Coastal Conservation Association and said the Commission needs to look at the conservation needs of marine and freshwater fisheries first and foremost.
Russ Lowe NWGAA/CCA 33954 Pittsburg Rd. St. Helens, OR 97051 503-209-7446	Mr. Lowe testified in favor of a 70/30 split.
Jerry DeVries CCA 20599 SW Pike St. Aloha, OR 503-259-9706	Mr. DeVries testified that by letting gillnets in the water for one day, it affects the fishing for the next two days.
William Hall CCA 1282 West D St. Springfield, OR 97477 541-517-0405	Mr. Hall testified in support of sportfishermen and recovery practices. He said commercial fishing should be limited to specific areas only for one year.
Joe Schwab CCA 3425 Tahoma Columbia County, OR 503-366-9521	Mr. Schwab testified that enforcement of commercial fishing laws is very difficult and dangerous at night. He asked the Commission look at commercial laws. He further stated that convenience of the commercial fishery should not transcribe into difficult enforcement.
Bob Moyer CCA 14930 NW Channa Dr. Portland, OR 503-690-2478	Mr. Moyer testified in support of CCA's position.
Scott Harden NSIA/All Sports 23828 NE Treehill Dr. Wood Village, OR 503-919-1776	Mr. Harden testified in support of a 70/30 split and wants to ensure the area from the I-5 Bridge to Bonneville Dam is open only to sportfishermen.
Mark Smith CCA 7358 Champoeg Rd. St. Paul, OR 503-701-0660	Mr. Smith testified in support of CCA's position, and feels the need to protect native runs and eliminate mainstem gillnetting on the Columbia River. He would like the commercial fisheries moved to restricted areas and control of the sportfishermen to enhance the native run.
Alan Heide CCA 91282 Leavitt Springfield, OR 541-726-8296	Mr. Heide testified that gillnetting is a nonselective fishery.

Carmen MacDonald 3832 Kenthorpe Way 503-635-3553	Mr. MacDonald testified that salmon are caught outside Oregon. He said full access for sportfishermen should be allowed with the leftover fish being given to the commercial fishery.
Rod Sando NSIA Woodburn, OR	Mr. Sando testified the department needs to look at a better process. He said there is a need to promulgate administrative rules for this. He recommended the agency get economic data. Mr. Sando will write up some ideas and send them to the department by request of Chair Rae.
Liz Hamilton NSIA	Ms. Hamilton testified that she is glad to discuss goals and objectives of the fishery. She said that any further allocation of Willamette fish into the commercial fishery will be a violation of the Willamette agreement.
Robert Williams 1306 2 nd Ave. Vernonia, OR 97064 503-429-0805	Mr. Williams testified in support of the CCA stand on a 70/30 split. He asked the Commission to reduce the last minute changes to the fishery as it is hard to make plans.
Terry Lockett CCA/NRA 21130 SW Dana Ct. Aloha, OR 97006 503-351-0835	Mr. Lockett testified in support of a 70/30 split. He said the Commission needs to maximize economic impact and minimize the impact on ESA fish.
Hank Mills CCA 2070 SE Oak Grove Milwaukie, OR 97267 503-535-9423	Mr. Mills testified as a former commercial fisherman, now sportfisherman. He said he has seen his boat graphics business decline. He thanked Commissioner Englund for declaring his conflict of interest. He said the Commission needs to think about fish first and needs to make changes. He proposed that gillnets be limited to safe areas.
Mike Weber RFA 5751 Washington Ct. Lake Oswego, OR 503-975-6919	Mr. Weber testified in favor of eliminating gillnets from fishing on the Columbia River; the harvest method is harmful to fish species. He supported a 70/30 split.
Gregg Cowles CCA Lake Oswego, OR 503-970-4738	Mr. Cowles testified the state needs information about economic impacts. He supports a 70/30 split and would like to see gillnets in select areas until June and suggested a commercial mop up fishery if any fish are left.
Dale Ballard CCA/NSIA/OHA 802 Toliver Rd. Molalla, OR 503-551-9772	Mr. Ballard testified that sportfishers use the resource in a far more conservative way. He suggested there be no gillnetting below the Willamette River and to limit gillnets to SAFE areas with no gillnetting at night.
Chris Nordling	Mr. Nordling testified in favor of a full season in the

Guide 5757 SE Crystal Ln. Milwaukie, OR 503-569-1401	Bonneville pool and wants commercial fishing in SAFE zones in the Columbia River.
Pat O'Grady PO Box 471 Warrenton, OR 503-861-2791	Mr. O'Grady testified that the lower river should have 500 to 1,000 fish allocated and a fishery for two weeks in April. He also stated that Columbia River gillnetting should be allowed. He stated that he supports the stakeholder group process.
Garry Wise PO Box 267 Molalla, OR 503-829-4554	Mr. Wise testified on the business aspect of the fishery. He asked the Commission to take into account the declining fish runs.
Red Vandehey 31077 SW Laurelview Rd. Hillsboro, OR 503-628-2178	Mr. Vandehey testified in support of a 70/30 split. He doesn't want gillnetters indiscriminately killing fish on the mainstem Columbia River. He would like to find a way to get gillnet fisheries off the Columbia River. He would also like the salmon season to go to artificial lures.
Paul Johnson NW Steelheaders 8610 SW 90 th Ave. Portland, OR 503-246-3735	Mr. Johnson testified in support of the staff recommendation.
John Nagy NWS-CCA 1033 S. 34 th Pl. Springfield, OR 97478 541-510-6128	Mr. Nagy testified in favor of a 70/30 split. He would also like to see more fish in the Willamette River.
Jim Ebert 16236 S. Hunter Ave. Oregon City, OR 97045 503-656-0210	Mr. Ebert testified that it is time to end gillnetting. He asked the department to start the process to remove gillnets from the Columbia River.
Randy Woolsey NSIA/CCA 15757 SW 74 th Ave. Suite 110 Tigard, OR 97224 503-968-2828	Mr. Woolsey testified that dependable fisheries are good for the economy. He endorsed objective based allocation process and a full season into May with a two fish bag limit.
Jim Wells Salmon for All 40969 Grand View Ln. Astoria, OR 503-458-6593	Mr. Wells testified in support of a status quo decision and the stakeholder process. He said the Willamette Plan needs to be recalculated on the bottom end to be fairer to all users. He brought up a trade proposal to give fish to the lower Columbia River sport fishery. Chair Rae asked Mr. Wells about the future of the commercial gear. Mr. Wells said they are looking at changes, trying to go more selective and will be going to Canada to see what they have come up with beyond the tanglenet.

Steve Fick
Salmon for All
Astoria, OR
503-325-5252

Mr. Fick testified in support of the stakeholder process, and would like long term goals to get both sport and commercial fishery. He doesn't think giving up commercial allocation to the sport fishery is right. He suggested taking some Willamette production and put them in Youngs Bay which would allow a larger impact of Willamette fishery to the sport anglers. He said the fishery process doesn't have to be winner take all.

Dave Sass
CCA
PO Box 492
St. Helens, OR
503-366-3880

Mr. Sass testified that status quo should not be an option. He also said that non selective gear has to go immediately.

Chris Sawyer
CCA
1050 SE 23rd St.
Troutdale, OR 97060
503-380-5304

Mr. Sawyer testified in favor of selective fisheries for commercial fishing for public consumption.

Patrick Fox
CCA
1710 SW 132nd
Beaverton, OR 97005
503-643-2017

Mr. Fox testified in favor of restricting commercial fishing to SAFE areas, stating it is easier to enforce and is more productive.

Steve Mealy
CCA
42112 Holden Cr. Ln.
Springfield, OR 97478
541-896-3817

Mr. Mealy testified that the mainstream fishery should be shifted.

Mike Niece
NSIA/CCA
PO Box 65
Columbia County, OR
503-396-1813

Mr. Niece asked the Commission to increase sport allocation and give lower river bank anglers a fishery.

W.H. Burnham
580 S. Douglas St.
Canby, OR

Mr. Burnham testified to urge the Commission to create a path to eliminate non-treaty commercial netting of any fish in the Columbia River.

David Burri
CCA
PO Box 70
Estacada, OR
503-630-6054

Mr. Burri testified in favor of a 70/30 split and would like something done about gillnet fisheries.

Tim Buckendahl
Salmon for All
400 Trout Lakes Rd.
Castle Rock, WA
360-270-2029

Mr. Buckendahl testified in favor of the 57/43 split.

Gary Olsen

Mr. Olsen testified in agreement with what Salmon for all

Salmon for All 73380 Olson Rd. Clatskanie, OR 503-728-4443	testified.
Nathan Rogol 25755 SW Rogul Dr. Hillsboro, OR 503-887-6849	Mr. Rogol testified that the commercial fishery shouldn't be decimated against. He said there is no reason to take commercial fishers off the Columbia River.
Richard Quashnick 6470 7 th Hammond, OR 503-861-2544	Mr. Quashnick testified the Commission should limit the number of commercial guides. He said sea lions are also an issue to salmon predation.
David Quashnick Salmon for All 92296 Willow Rd. Astoria, OR 503-325-8741	Mr. Quashnick testified in favor of a status quo decision.
Dave Eng 27647 SE Starr Rd. Eagle Creek, OR 503-341-8863	Mr. Eng testified in favor of a 70/30 split.
Bryan Irwin 2600 SE Balla Vista Rd. Vancouver, WA 503-819-8185	Mr. Irwin testified that commercial gillnet fishers should fish during the day only, not at night.
Barbara Wells Salmon for All 40969 Grand View Ln. Astoria, OR 503-458-6593 5:14:54	Ms. Wells testified in support of a status quo decision, proposed industry trade and the stakeholder process.
Darren Crookshanks Salmon for All 6130 Willow Grove Rd. Longview, WA 360-957-4586	Mr. Crookshanks testified that there isn't enough room for all the commercial fishers in Youngs Bay.
Bruce Jolma Salmon for All 460 NE Alder Clatskanie, OR 503-728-4168	Mr. Jolma testified to urge the Commission to consider Mitchell act tax payers in their decision.
John McKinley PO Box 94 Skamokawa, WA 360-431-9212	Mr. McKinley testified in favor of transferring a few hundred Willamette fish to the lower river fishery to allow for a bank fishery.
Hobe Kytr Salmon for All	Mr. Kytr testified that select area fisheries were not meant to replace the mainstem commercial fishery. He

PO Box 56 Astoria, OR 503-325-0278	said the commercial fishery is a vital part of the lower river communities.
Walt McGovern 3340 SW Vista Dr. Portland, OR 503-292-6716	Mr. McGovern testified in favor of the protection of steelhead.
Marty Kuller Kuller Fish Co. PO Box 312 Cathlamet, WA 360-795-3743	Mr. Kuller testified in support of the stakeholder process and sport fishing downriver. He would also like to see a commercial fishery in the lower river.
Brian Tarabochia 538 McClure Ave.	Mr. Tarabochia testified in support of a status quo decision. He would also like to see the stakeholder process be allowed to continue. He would like to see a lower river sport and commercial fishery by transferring 500 Willamette River fish.
Marty Budnick 89603 Hwy 101 Warrenton, OR 503-738-8501 5:43;17	Mr. Budnick testified that all taxpayers have the right to access fish through restaurants and grocery stores. He was in favor of a status quo decision while the stakeholder process continues and reaches consensus.
Virginia Ross CCA 8830 SW Woodside Dr. Portland, OR 503-292-7674	Ms. Ross testified against the use of gillnets stating that it is a deadly and costly fishery. She supported Mr. Martin's earlier proposal.
Mike Wullger PO Box 177 Chinook, WA 360-777-8587	Mr. Wullger testified in support of a 57/43 allocation split and to maintain the same split until the stakeholder process gains consensus. He asked the Commission to give the Director guidance to allow trading between fisheries.
Bruce Buckmaster Salmon for All PO Box 1186 Astoria, OR 503-738-2326	Mr. Buckmaster testified in favor of a member of the Oregon restaurant association be named to the stakeholder process. He would like to share equally the buffer and discuss further the trade between fisheries.
Bob Rees NW Guides and Anglers PO Box 1196 Tillamook, OR 503-812-9036	Mr. Rees testified in support of the concept of the stakeholder process but said representation is not uniform in the process.
Tim Schooniver 21265 NW Kenui Ct. Portland, OR 503-629-8035	Mr. Schooniver testified that the job loss over the allocation process is not visible. He wants a 75/25 split with a full sport season.
Julie Claunch	Ms. Claunch testified in support of a 70/30 split.

Commissioner Edge asked about gear specific mortality rates, how staff ended up with those numbers and what different types of net there are. John North responded that the mortality rates were established by the Technical Advisory Committee (TAC), there is a 10% mortality used in most of the mainstem Columbia River fisheries. Studies were done in 2000-2003 in both Oregon and Washington. The mortality of 18.5 percent on steelhead is also used on Chinook.

Commissioner Edge asked about enforcement issues and monitoring. John North responded by saying we monitor with boats from both Oregon and Washington. Sampling is done in proportion to where the fish are caught. Steve Williams added that monitoring is random so there isn't 100 percent coverage, but the fishers are not always aware of when staff will monitor or where.

Chair Rae asked about the history of night time fishing. John North said since 2002 there have been both day and night fisheries. The timing depends on water conditions.

John North also answered that sport creels are done randomly along the river. The catch rate data is applied to other data gathered by plane flights which gives the weekly and monthly effort.

Commissioner Edge asked if pussheads were included in the mortality. John North said yes, long-term is defined as escapement to McNary Dam recovery also at the hatchery.

Commissioner Smith asked whether the I-5 Bridge boundary could be adjusted for more opportunity. Steve Williams said the I-5 Bridge boundary is easily identifiable. He said there might be adjustments if we can meet all the objectives that might provide opportunity to sport and commercial. He said the Columbia River Compact will take a look at that possibility. He said that I-5 has been used as the most identifiable and traditional marker. Commissioner Smith asked if the line could be moved to the west end of Hayden Island and allow for more wiggle room. Steve Williams said it would provide additional opportunity. Staff is unsure what impact we might expect in terms of the Willamette run, but it could be looked at. Commissioner Smith asked the Director to take that to the negotiations with Washington. Commissioner Smith asked if terminal fisheries would mitigate some of the need of mainstem fisheries. He asked what the opportunities might be and the timeframe to get additional resource in the area. Steve Williams responded by saying with terminal fisheries we have continually looked to expand those areas. If resources were available in the short term we would take a look, but at this time the agency is limited by the resources. Commissioner Smith asked about option 1 and 2 where it says "following the set management objectives". He asked if staff could provide some additional information on the objectives. Steve Williams said he heard a wide range of objectives today. He is comfortable that he understands the objectives the Commission is looking at. He said there will have to be a conclusion of reciprocity between the two states. Steve Williams said he doesn't believe it will meet all of the objectives he has heard during the meeting. Commissioner

Smith said the sport season isn't going to gain the consistency they are used to. He wants to make sure everyone can agree on the objectives and that staff and the director have enough flexibility to ensure the objectives. Steve Williams said the run size and other factors can cause uncertainty to meeting the objectives.

Commissioner Kerns said he could support staff option 1, but wants the agency to have a buffer for both fisheries as staff sees necessary. He would like to see a plan to extend bank angling both downstream towards mouth and in eastern Oregon moved up to the Oregon Washington border for Memorial Day weekend. Steve Williams asked for clarification on the lower river bank angling. Commissioner Kerns said he would like to see bank angling down to the mouth of the Columbia River sometime during the regular season.

Commissioner Klarquist asked if there is any effectiveness of gear restrictions on the sport side. Steve Williams took a look at past research involved barbless hooks and restriction of bait. The information on the barbed versus barbless was inconclusive. Staff found previously that the mortality for larger hooks is much higher. As far as bait most of the studies are associated with trout which often show some savings. There are far fewer studies with steelhead and Chinook. The challenge with this one year is that staff does not have the studies or research in place to be able to say how much savings there would be. Therefore, staff could not change the mortality rate. Commissioner Klarquist said he would like to see, if possible, the select area fisheries enhanced. Steve Williams stated the visioning meetings would be the best venue to address that concept. Commissioner Klarquist asked what the buffer would look like if we were to try and share the risk. Steve Williams responded by saying staff proposed to make available the 25 percent buffer on the commercial side to meet the objective of April 30, then after April 30 to meet the commercial objective of 6,000 fish.

Commissioner Edge asked if the Commission would like the sport to share that buffer, what tools are available under the current recommendation and to ensure an April 30 buffer. Steve Williams said changes in bag limits and other options are available to meet those dates. John North stated a one fish bag equates to a six percent savings above I-5 and in the lower river, it is less than five percent savings and in the Willamette, it is less than a four percent savings.

Commissioner Levy asked if there was a one fish bag limit, would it enable the sport fishery to make it to the April 30 date and less likely to initiate the buffer. Steve Williams explained that was an option to further enhance the opportunity to reach the April 30 date. Commissioner Levy stated she is uncomfortable putting the buffer all on one side.

Chair Rae asked if one of the objectives is to provide the agency with flexibility during negotiations, does staff need an absolute number on how to divvy up the buffer? Steve Williams stated if it was identified that half the buffer was to be used to ensure the objective of the sport fishery and the other half for uncertainty, then what is left to go to the commercial fishery to help them reach their objective.

Commissioner Smith suggested to meet the sport season and 6,000 fish for the commercial fishery, the Commission give the flexibility to the staff on how to use the buffer.

Chair Rae clarified by saying use the 10 percent buffer as staff sees fit, but not to put it all on one side or the other.

Chair Rae stated that she sees the potential for success to come from the stakeholder process. She asked Commissioner Edge, as an observer for the Commission, what his opinion was.

Commissioner Edge stated that he is supportive of the stakeholder process. He said there was quality discussion during the last meeting and a half. By next year there will be something come out of the process to provide both Commissions with guidance.

Commissioner Englund stated he doesn't want to see the buffer placed on one group. He further said he endorses the existing stakeholder group. He would like to have what is needed to come out of that group. He is concerned that both sides have known about this for a long time. He said the issue is water. He said there is more than winner take all at stake here.

Commissioner Levy said she agrees with Commissioner Englund and Commissioner Edge. She said it is imperative that the stakeholder group stay together. She would like a recommendation for a representative from the east side of the state be included and represented in the stakeholder process.

Commissioner Edge stated he appreciates the comments on fish conservation he has heard throughout the day. He wanted to remind everyone that conservation has been covered in the impacts.

Steve Williams reiterated what he thought he heard through the meeting. He said he did not hear guidance on either option specifically. He said he heard flexibility to be able to meet the date objectives for the sport and fish count objectives for the commercial fishery. He heard that the Commission does not want to see the entire buffer used. Bag limit changes should be considered to further get us to meet our objectives.

Commissioner Englund stated the option 2 would include taking 500 fish from the Willamette and putting them in the lower river for a fishery. Steve Williams said it will change the fishery date from April 30 to April 26. Commissioner Englund stated he can support that.

Chair Rae said that implied in this, the Commission expects staff with all of the flexibility given to reduce or eliminate in-season changes. She said we also need to discuss lower river issues.

Commissioner Edge said he supports option 1 including moving some fish down river.

Commissioner Smith said he doesn't want to mess with the lower river because of the Willamette Run. He would like to see staff keep the option in their pocket. Commissioner Smith likes option 1 without the buffer being assigned to any one group.

Chair Rae stated the Commission is trying to stay with objective based management rather than number based management.

Chair Rae summed up by saying option 1 with the modification of the buffer use.

Steve Williams stated the concept of using the buffer is to help meet the recreational objectives. He understands the use and the wish not to use the buffer at all.

Commissioner Smith agreed. He said it needs to be in staff's pocket to use and perhaps some tools to make the use equitable.

Ed Bowles stated the level of confidence to meet option 1 is to buffer the fishery itself, using ¼ of the commercial fishery to get there. Ed Bowles now understands staff is not to use that entire buffer to meet the management objectives and to use other ways to increase the likelihood to meet the sport fishery objectives.

Action:

Option 1 with buffer use

Chair Rae moved to provide the director and his designee the flexibility to work with Washington based on the staff recommended option 1 framework with one exception: that is to modify the use of the buffer so that it does not impact only one segment of the fisheries. This will be a one year agreement for 2008. We strongly support the continuation of the stakeholder process with the additions that the stakeholder group and departments recommend for expansion. We have great hope and are not giving up on the search for common ground. Commissioner Edge seconded the motion.

Commissioner Klarquist expressed concern about the possibility to not meet the April date.

Commissioner Smith said the paramount objective is the sport fishery date.

The motion passed unanimously.

DIRECTOR'S REPORT

Field Reports (Written report is part of the Commission's official record.)

The field reports were not given orally at the February 8 meeting due to time constraints. The written report is part of the Commission's official record.

Adopt Temporary Rules

Roy Elicker, Director, requested the Commission ratify the following temporary rules. The temporary rules were previously adopted by the director under his emergency action authority.

635-017-0090

Additional Harvest Opportunity for Trout and Warmwater Fish Prior to Drawdown of Roslyn Lake

Adopted January 24, 2008; effective February 1 through July 6, 2008

Amended rule suspends the daily bag limits and size restrictions for harvest of trout and warmwater fish in Roslyn Lake effective February 1, 2008. This rule was necessary to aid in salvaging as many fish as possible that may otherwise be lost due to the planned draining of Roslyn Lake in April or May 2008.

635-041-0065

2008 Commercial Winter Salmon and Sturgeon Fisheries for the Columbia River and Select Areas

Adopted January 24, 2008; effective January 31, through July 28, 2008

Amended rule implements the 2008 winter commercial Treat Indian fisheries for the mainstem Columbia River above Bonneville Dam. Chinook salmon, steelhead, shad, sturgeon, walleye and carp may be taken for commercial purposes, effective from 6:00 a.m., February 1, 2008. Modifications are consistent with action taken January 24, 2008 by the Columbia River Compact.

635-042-0135

2008 Commercial Winter Salmon and Sturgeon Fisheries for the Columbia River and Select Areas

Adopted January 24, 2008; effective January 31 through June 28, 2008

Amended rule sets two additional 18-hour gillnet fishing periods for the non-Indian commercial sturgeon fishery in the mainstem Columbia River below Bonneville Dam. Modifications are consistent with action taken January 24, 2008 by the Columbia River Compact.

635-042-0145; 635-042-0160; and 635-042-0180

2008 Commercial Winter Salmon and Sturgeon Fisheries for the Columbia River and Select Areas

Adopted January 24, 2008; effective February 13; February 20; and February 18, 2008 respectively

Amended rules implement the 2008 winter commercial gillnet salmon seasons for the Columbia River Select Areas: Youngs Bay, Blind Slough; and Deep River respectively.

Modifications are consistent with action taken January 24, 2008 by the Columbia River Compact.

Action:

Chair Rae moved to ratify the four temporary rules. Commissioner Edge seconded the motion, and the motion carried unanimously.

Expenditure Report:

The expenditure report was not given orally at the February 8 meeting due to time constraints. The written report is part of the Commission's official record.

PUBLIC FORUM

Note: This part of the agenda is for comments on topics not scheduled elsewhere on the agenda. Please contact the Oregon Department of Fish and Wildlife Office of the Director at least 24 hours prior to the meeting to be included in the public forum. If you bring written summaries or other materials to the meeting please provide the Commission Assistant with 20 copies prior to your testimony. The Commission is unable to take action on items brought to their attention in this forum.

No public testified during the public forum.

Exhibit A: COMMISSION MINUTES

The Commission considered approval of the January 2008 Commission minutes.

Commissioner Smith suggested a correction to page 10, first paragraph, the acronym USFWS should be changed to APHIS.

Action:

Commissioner Edge moved to approve the minutes as amended. Commissioner Smith seconded the motion and the motion carried unanimously.

Exhibit C: RULES FOR APPOINTING AGENTS FOR BEAR AND COUGAR WORK

Staff Presentation:

Don Whittaker, Bear and Cougar Program Coordinator, requested the Commission adopt administrative rules for appointing agents for bear and cougar work.

Public Testimony:

No Public Testimony, Public Comment Period Closed January 11, 2008

Action:

Commissioner Klarquist moved to adopt OAR Chapter 635 Division 079 as proposed by staff in Attachment four. Commissioner Levy seconded the motion and the motion passed unanimously.

Exhibit D: AMERICAN PEREGRINE FALCONS AND ARCTIC PEREGRINE FALCONS FOR THE SPORT OF FALCONRY

Staff Presentation:

Martin Nugent, Wildlife Diversity Program Manager requested the Commission amend rules to allow for the take of American peregrine falcons and Arctic peregrine falcons for the sport of Falconry.

Public Testimony:

Dave Peterson
549 Becker Rd.
Roseburg, OR
541-957-9197

Mr. Peterson asked the Commission to consider allowing general falconers to hold a mature falcon.

Bob Welle
27400 S. Bribble
Canby, OR
503-307-9804

Mr. Welle requested a change to the lottery system.

Supplemental draft administrative rules were provided, dated February 8, to clarify on page 1 subsection 4, passage means first year migrant raptors.

Bill Cook recommended to capture the definition of passage of migratory birds as requested by Martin Nugent that on the top of page 7 subsection 4 you put the word migratory in. Delete the other reference at subsection b.

Passage means a peregrine that is migratory. Bill Cook recommended taking out parenthesis at the top of page 7 so long as the word migratory is put in the other definition on page 1 subsection 4 "Passage means first year migrant raptors."

Action:

Commissioner Edge moved to amend the Falconry rules, OAR Chapter 635 Division 055 as presented by staff in revised Attachment four including changes and authorize take of up to seven nestlings/fledgling in 2008. Commissioner Smith seconded the motion and the motion passed unanimously.

Exhibit E: 2008 COLUMBIA RIVER FISHING REGULATIONS

Commissioner Englund declared a potential conflict of interest in that his business has the potential of doing business with those involved in commercial and sport salmon fisheries.

Staff Presentation:

John North, Fisheries Manager, requested the commission amend rules to adopt regulations for the Columbia River and Select Areas for commercial, recreational and Tribal commercial and subsistence fisheries.

Public Testimony:

No public testimony

Action:

Commissioner Edge moved to adopt Oregon Administrative Rules 635-017-0095, 635-023-0095, 635-041-0050, 635-042-0010, 635-042-0130 and 635-042-0135 as proposed by staff in Attachment four. Commissioner Smith seconded the motion and the motion passed unanimously.

Adjournment

Chair Marla Rae adjourned the meeting at 6:03 p.m.