



Oregon Fish and Wildlife Commission Minutes

Thursday, February 6, 2020 - 4:30 -5:30
Fish and Wildlife Commission Meet & Greet
Pacific Northwest Sportsmen’s Show
#539, Hall C
2060 North Marine Dr.
Portland, OR 97217

Meeting:
Friday, February 7, 2020 – 8:00 AM
Embassy Suites, Washington Square
Metolius River Ballroom
9000 SW Washington Square Rd.
Portland, Oregon 97203

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2 *Commission minutes are considered draft until approved by the Commission.*

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

Mary Wahl, Commission Chair	Curt Melcher, Director
Greg Wolley, Commission Vice-Chair	Erica Kleiner, Deputy Director
Bob Spelbrink, Commissioner	Shannon Hurn, Deputy Director
Mark Labhart, Commissioner	Bruce Eddy, East Region Manager
Jill Zarnowitz, Commissioner	Bernadette Graham-Hudson, West Region Manager
Becky Hatfield-Hyde, Commissioner	Anika Marriott, Assistant Attorney General
	Erin Donald, Assistant Attorney General
	Michelle Tate, Executive Assistant
	Ed Bowles, Fish Division Administrator
	Doug Cottam, Wildlife Division Administrator
	Casey Thomas, Captain Oregon State Police

7 **MEETING**

8
9 On Friday, **February 7, 2020 at 8:00 AM, Chair Wahl called the Oregon Fish and**
10 **Wildlife Commission** (Commission) meeting to order.

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12 **DIRECTOR’S REPORT**

13
14 Field Reports – in written form only; *this report is available in the meeting materials and at*
15 [https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/February%20Field%20Report](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/February%20Field%20Report_.pdf)
16 [.pdf](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/February%20Field%20Report_.pdf)

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18 Expenditure Report
19 Staff: Erica Kleiner, Deputy Director for Administration

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21 *This report is available in the meeting materials and at*
22 [https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/Commission%20Financial%20](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/Commission%20Financial%20Report%20February%202020.pdf)
23 [Report%20February%202020.pdf](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/Commission%20Financial%20Report%20February%202020.pdf)

1 Natural Resource Information Management Program Overview
2 Cedric Cooney, Natural Resources Data and Systems Manager

3
4 Cedric provided the Commission an overview of the Natural Resources
5 Information Management Program (NRIMP). This presentation provided on
6 NRIMP staffing, services provided; projects, programs supported, public
7 resources, tools, and upcoming efforts.
8

9 *This report is available in the meeting materials and at*

10 [https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/NRIMP_Overview_20200206](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/NRIMP_Overview_20200206_Final.pdf)
11 [Final.pdf](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/NRIMP_Overview_20200206_Final.pdf)

12
13 Marine Mammal Program Overview
14 Dr. Sheanna Steingass, Marine Mammal Program Lead

15
16 Sheanna provided the Commission with an overview of the Marine
17 Mammal program objectives; 2018-2019 management outcomes;
18 Willamette Falls 2018-2019 management objectives; Bonneville Dam;
19 Taskforce, Legislative Changes; Steller Sea lions Management Key
20 Considerations; program development; coastal work program objective and
21 the 2020 program calendar.
22

23 *This report is available in the meeting materials and at*

24 [https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/Steingass%20Commission%20](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/Steingass%20Commission%20Presentation%202.7.2020%20v.4.pdf)
25 [Presentation%202.7.2020%20v.4.pdf](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/Steingass%20Commission%20Presentation%202.7.2020%20v.4.pdf)

26
27 **Adopt Temporary Rules**

28 Curt Melcher, Director, requested the Commission ratify the two temporary rules which
29 were previously adopted by the director under his emergency action authority.
30

31 **635-041-0065**

32 **2020 Seasons Set for Columbia River Winter Treaty Commercial Fisheries**

33 Adopted January 28, 2020: effective February 1, through February 8, 2020.

34 These amended rules implement the 2020 winter commercial gillnet fishery season
35 for The Dalles and John Day pools beginning February 1, 2020. Modifications are
36 consistent with action taken January 28, 2020 by the Departments of Fish & Wildlife for
37 the States of Oregon and Washington at a meeting of the Columbia River Compact.
38

39 **635-042-0130**

40 **2020 Seasons Set for Columbia River Smelt Commercial Fisheries**

41 Adopted January 28, 2020: effective February 3, through February 27, 2020.

42 These amended rules implement the 2020 winter commercial smelt season for
43 Zones 1 through 3 beginning February 3, 2020. Modifications are consistent with action
44 taken January 28, 2020 by the Departments of Fish & Wildlife for the States of Oregon
45 and Washington at a meeting of the Columbia River Compact.
46

47 Action:

1 Commissioner Wolley moved to ratify the two temporary rules set forth in the tan agenda.
2 Commissioner Spelbrink seconded the motion, and the motion carried unanimously, six in
3 favor.
4

5 **Exhibit A: COMMISSION MINUTES**

6 Action:

7 Commissioner Wolley moved to approve the January 17, 2020 meeting minutes
8 with continued authority to correct grammar and punctuation. Commissioner Labhart
9 seconded the motion and the motion was carried six in favor.
10

11 **Exhibit B: 2019 LOWER COLUMBIA RIVER WHITE STURGEON POPULATION AND**
12 **FISHERIES UPDATE**

13 The Commission was provided an update on the population status of white sturgeon and
14 a review the 2019 sturgeon fisheries.

15 Staff: Tucker Jones, Ocean Salmon/Columbia River Program Manager
16

17 Tucker provided the Commission with a presentation on the 2019 stock status; pinniped
18 predation, 2019 fisheries; Lower Columbia (LCR) River White sturgeon abundance; LCR
19 White sturgeon catch per unit effort; LRC length frequency distribution, and recruitment.
20

21 *This presentation is located in the commission material and can be viewed at*
22 https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/B/Presentation.pdf
23

24 Public Testimony

David Moskowitz, The Conservation Angler	Provided written testimony
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25 Informational
26

27 **Exhibit C: FALCONRY LICENSES, PERMITS AND REQUIREMENTS**

28 The Commission was asked to approve amendments to update existing falconry
29 program rules.

30 Staff: Martin Nugent, Threatened and Endangered Species
31 Coordinator
32

33 Martin provided the Commission with a presentation on the proposed falconry rule
34 amendments; falconry background; number of licensed falconers in 2020; number of
35 capture permits issued and the number of raptors taken from the wild 2010-2019;
36 limitations on species captured and held; capture and transport of raptors, golden eagles;
37 Peregrine falcon capture permit; additional species for take: Northern Harrier, Ferruginous
38 Hawk; public involvement and recommendations.
39

40 *This presentation is located in the commission material and can be viewed at*
41 [https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/C/Exhibit%20C_Presentation.](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/C/Exhibit%20C_Presentation.pdf)
42 [pdf](https://www.dfw.state.or.us/agency/commission/minutes/20/02_feb/C/Exhibit%20C_Presentation.pdf)
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44 Public Testimony

John Goodell, Oregon Falconers	
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Association, North American Falconers Association	
Trent Seager, Oregon Falconer	
Bob Salinger, Audubon	
Dave Peterson, Oregon Falconer	Provided written testimony

1 Rulemaking

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3 Action:

4 Commissioner Wolley moved to adopt OAR Chapter 635, Division 055 as
5 proposed by staff; except to keep the requirement to notify ODFW staff seven days
6 in advance of entry into a nest, and keep the application date as March 1 to allow time for
7 monitoring the nest prior to entering. Commissioner Wahl seconded the motion and the
8 motion was carried five (5) in favor – Wahl, Wolley, Labhart, Zarnowitz, Hatfield-Hyde;
9 One opposed - Spelbrink.

10
11 The Commission directed the department to in cloaberation with Portland Audobon and
12 Oregon Falconers Association look into the process of what it would take to consider
13 developing climbing and handling requiremnts.

14
15 **PUBLIC FORUM**

16 This part of the agenda is for comments on topics not scheduled on the agenda. The
17 Commission will be unable to take action on items brought to their attention in this forum.

18
19 *Mule deer population in eastern Oregon - provided written testimony*
20 *Dale Webb*

21
22 *Cold Water Refugia*
23 *David Moskowitz, the Conservation Angler*

24 **EXECUTIVE SESSION**

25 The Executive Session is held pursuant to ORS 192.660 (2)(f) which allow the
26 Commission to meet in executive session to consider information or records that are
27 exempt by law from public inspection.

28
29 **OTHER BUSINESS**

30 **Delegation of Authority- Disposition of Real Property**

31 Commissioner Spelbrink moved to approve the deposition of Jessen Pond Property
32 and Seal Rock Beaver Creek Conservation easement
33 Commissioner Zarowitz seconded the motion. The motion was carried five in favor
34 (5). Commissioner Labhart excused for personal business

35 **EXECUTIVE SESSION**

36 The Commission will hold an executive session to review and evaluate the job
37 performance of Curt Melcher as Director, as authorized by ORS 192.660 (2) (i).

38
39
40 Chair Wahl adjourned the meeting at 2:53 p.m.