

00145

1 KODIAK/ALEUTIANS FEDERAL SUBSISTENCE
2 REGIONAL ADVISORY COUNCIL MEETING

3
4 Hawthorne Suites
5 Anchorage, Alaska
6 March 22, 2000
7 9:00 o'clock a.m.
8
9

10 COUNCIL MEMBERS PRESENT:

11
12 Vincent M. Tutiakoff, Chairman
13 Joe Allen
14 Alfred B. Cratty, Jr.
15 John A. Foster
16 Paul Gunderson
17 Ivan D. Lukin
18 Mark E. Olsen
19 Gilda M. Shellikoff
20 Pete M. Squartsoff
21 Michael E. Swetzof
22 Della Trumble
23
24
25 Clifford Edenshaw, Regional Coordinator

P R O C E E D I N G S

1
2
3
4
5
6
7

MR. SQUARTSOFF: I'd like to call the meeting to order and continue from yesterday's schedule. Number F, report on orientation training session, Tim.

MR. JENNINGS: Good morning, Mr. Chair and Council members. This is a follow-up item from the January training session. And you'll recall that we had a breakout session where I was your moderator with Southcentral, Bristol Bay and Southeast. I believe that the summary notes, the bullets from that breakout session was provided to you yesterday because all of the four Councils in that blue group had asked for the notes off of the flipchart that we were keeping. So I hope that you'll find those notes informational and might also help you recollect some of the key things that you had on your mind at the time. We'd also like to hear any feedback from you or the Council members that you may have regarding that session. We intend to go forward in the future with additional training, that will be more regional specific. And we want to include the Council members in the planning of that training. We anticipate that it will happen in the fall or winter. We want to train some of our new Staff and existing Staff before the next Council meetings in the fall. So this will be kind of a continuation and a work in progress as we all continue to work to come up to speed on fisheries issues. And we want to be sure that we're meeting the needs of the Council and the Council members as we do that.

And I don't know if Tom has any comments that he'd like to share. So that's our report on the January training and if you have any comments about that training or any feedback for us at this time we would appreciate that feedback.

36
37
38

MR. SQUARTSOFF: Mark.

MR. OLSEN: Yes, I believe we're talking about the last training session where the MOU was introduced. Certainly, I felt that this training session pretty much, the MOU had the lion's share of the floor on that training. So I felt like we missed out on a lot of the other processes, proposals and issues that directly affect the subsistence. The good thing that I did see come of it was that this was the first time that the Council members, other than the Chairs have had a chance to meet the people of the different departments and the resources that they give us to help us along this path that we're trying to figure out. I, myself, have been involved since the genesis of the program so

00147

1 therefore I didn't realize this until the other members had
2 brought to my attention that they were finally able to meet
3 the regulatory agencies and people who operate this, and I
4 thought that was very important.

5
6 On the other hand, I feel that when we have these
7 training sessions, certainly that the full Council should be
8 made available to it, which in this case it was, as I recall,
9 the first time that the full Councils have ever really met
10 with the agencies.

11
12 But like I had mentioned the MOU took the lion's
13 share of the time at these meetings and it was not quite what
14 I had expected, myself, in hopes that we would be trained on
15 the processes and how they occur and what is able to change
16 and what is not able to change. Things of this nature.

17
18 Thank you.

19
20 MR. SQUARTSOFF: Al.

21
22 MR. CRATTY: Yeah, I feel the same way as
23 Mark. I really thought it was a good learning thing, you
24 know, meeting the other people and listening to everything.
25 That's how I feel about it.

26
27 MS. TRUMBLE: There was some comments made
28 about trying to do this every year, has there been any
29 thought or anything into having a statewide get together
30 every year?

31
32 MR. BOYD: Well, I think this was a pretty
33 ambitious undertaking that we took on this year and I think
34 the idea was with the advent of fisheries it's very timely
35 that we get everyone together in the same room to, you know,
36 and it wasn't perfect, I think we accept the critical remarks
37 that you're bringing to us as constructive remarks.

38
39 I don't know, we haven't given a lot of thought to
40 whether or not we're going to have a session like this every
41 year. I think we want to address the need of training over
42 the long-term and whatever the appropriate approach is or
43 venue, I think we'll design it around the specific training
44 need. I think to do something like this every year would be
45 a major undertaking for our operation. It's certainly
46 something I think we would like to do in the future, but I
47 don't know that every year we could take this on. From a
48 practical standpoint it's very expensive, obviously, to pull
49 something like this off on the order of several hundred
50 thousand dollars to do something like this. So we want to

00148

1 really do this judicially and -- but I think sometime in the
2 future it would probably be appropriate. I don't know that
3 it would necessarily be something we could do an annual basis
4 though.

5

6 MS. SHELLIKOFF: Mr. Chairman.

7

8 MR. SQUARTSOFF: Gilda.

9

10 MS. SHELLIKOFF: Yeah, I think, you know, any
11 time that you have a meeting like that, not just with the
12 Council members from the different regions but with all the
13 agencies you're opening up communications and the better
14 communications we have the better the whole operation is
15 going to be. And maybe if we can't have it every year, maybe
16 we could look into having it every other year.

17

18 MR. SQUARTSOFF: Well, I enjoyed it also and
19 I thought it was very well, with the exception of the MOU
20 part of it, but maybe it's possible that you might want to
21 scale it down to more like region -- like our RAC and Bristol
22 Bay or something and have the management people, whatever,
23 involved so we can start working things out together. I
24 enjoyed meeting people from these other areas and talking to
25 them about different things. So I think it was a great
26 learning process for me.

27

28 MR. BOYD: I might add, while you brought
29 that up, this is -- when issue -- not necessarily in the
30 training realm but when issues come up that are commonly
31 shared by other regions, we have had meetings where we
32 brought, not necessarily whole Regional Advisory Councils
33 together but two or three members of a Council together to
34 sort of sort out those issues prior to them then going back
35 to the other -- to their respective Councils to deal with
36 them. And I think what you're saying, Mr. Squartsoff, is
37 that we would want to do that on sort of a bigger scale, that
38 maybe bringing the Kodiak/Aleutians Council together with
39 the, you suggested, Bristol Bay Council, where there are
40 things that they share in common and to focus the agenda on
41 those things.

42

43 MR. SQUARTSOFF: Right. Where there's
44 potential conflict of user groups.

45

46 MR. BOYD: Right.

47

48 MR. SQUARTSOFF: And by everybody, I believe
49 in meeting people, then you know who you're dealing with when
50 you talk to them over the phone.

00149

1 MR. BOYD: Right.

2

3 MR. SQUARTSOFF: Or by fax or whatever.

4

5 MR. BOYD: Let me add that from the Federal
6 side, one of the great benefits of that was to have policy
7 people who have not been engaged in our program, you know,
8 they're dealing with so many other things see the magnitude
9 of what we're doing. And I think having everyone together
10 was sort of an eye-opener for a lot of folks, and I'll speak
11 specifically to Marilyn Heiman who's the Secretary's
12 representative in Alaska. She's remarked to me on more than
13 one occasion that this was a turning point for her, seeing
14 all of the Regional Advisory Councils together in one room,
15 the impact of that was -- and watching us interact, the
16 impact of that was tremendous, I mean it totally
17 revolutionalized her thinking on this program and some things
18 that I've been telling her for a year started to make sense
19 to her. So I think there was many, many benefits that came
20 out of this that weren't planned, they were just, you know,
21 happened.

22

23 MR. SQUARTSOFF: Paul.

24

25 MR. GUNDERSON: I kind of feel like Peter
26 did, you know, yeah, like you're saying, too, it was a great
27 undertaking, there was a lot of people there. But it gave a
28 lot of the RACs, especially ones that had some conflict of
29 some sort that's been ongoing for years, I was glad to see
30 there was some new faces in there that was able to open up
31 some new dialogue. And through these programs, I think,
32 there could be some new approaches to them and being able to
33 put a name on the voice that you hear over the telephone, you
34 know, that's been cursing one another out for a number of
35 years and to see the interaction between the agencies. To be
36 introduced and knowing what their functions are. There are,
37 you know, a number of other political data groups running
38 this town that everybody thinks they are the RACs, they
39 approach things that way, they run off resolutions without --
40 and I think the meeting that you had later with heads of the
41 number of these different organizations may have played up
42 some of that.

43

44 MR. BOYD: Yes.

45

46 MR. GUNDERSON: Because I attended a number
47 of different meetings throughout the winter and I've seen a
48 lot of duplication. But all in all it was a great
49 undertaking and I think there was a lot of good that came out
50 of it. I think if we have another one it'll be actually a

00150

1 lot more focused. I think you did a lot of ground-breaking
2 in this one.

3

4 MR. LUKIN: What I got out of that meeting
5 was able to look at people and meet them, you know, like the
6 rest of these guys meet a lot of different people and once we
7 get to know each other it kind of, you know, heals -- that
8 trust begins to -- I saw it with the State and, you know,
9 hearing different people from the State speak was good for
10 me. Because whether we like it or not we're all in this and
11 I think the sooner we could work together with each other I
12 think the better things will work out for all of us. We're
13 just not going to go away, that's just the way it is. And I
14 feel with meetings like that that we can come together and be
15 able to come to common agreements on all these issues and I
16 feel it would be better for everybody.

17

18 MR. SQUARTSOFF: John.

19

20 MR. FOSTER: I wasn't able to make it to this
21 meeting. I just want to comment on something you were saying
22 about getting some of the RACs together now. If we could do
23 that with RACs that are having conflicts, could that be done?

24

25 MR. BOYD: Yes.

26

27 MR. FOSTER: We've been in ongoing fishing
28 battles for a long time and we've tried to get both sides
29 together numerous times but it always seems like we end up
30 sending the same people, they send the same people and
31 they've been sitting across the table from each other butting
32 heads for so long that nothing gets done. If we can get some
33 different people involved, like, you know, people from the
34 RACs, different people that haven't been involved in this,
35 maybe we can get something out of this. We send the people
36 all the time, and you guys know it, too, it's the same people
37 in the same room all the time arguing over the same things
38 and nobody's willing to bend and nothing gets done.

39

40 I guess what I'm trying to say is training sessions
41 are good but if we can have some kind of a conflict
42 resolution thing where the two or three areas, or whatever,
43 can get in one room together and I don't even know if
44 anything would still get done but at least maybe we can get
45 some ideas out of it, you know, some different people
46 talking.

47

48 MR. SQUARTSOFF: Mark.

49

50 MR. OLSEN: Yes, I'd also like to compliment

00151

1 that it was a huge undertaking and it was very well done like
2 I had mentioned other than a little bit of the content. I
3 especially would like to comment on the great lunch that was
4 provided for us, that was a first, not only was it a first
5 but it was a good lunch.

6
7 The other thing I have to say that isn't quite
8 directed but correlated to the issue is that in the past
9 years it was only the Chair that was invited to come before
10 the Board, and I see that as very critical. Many times the
11 person will become ill or has other emergencies and the
12 person to be fulfilled in there not only would have to have
13 minutes notice, if you will, and they would not have been
14 through the process before, I really, really highly recommend
15 that at least the Chair and the vice Chair, at least, if not
16 the whole Council at one time or another get to be able to be
17 present with the Board to see the process and how it is
18 handled. Because it does differ from any of the other
19 criteria that we go through in our Regional Councils, is more
20 specific to the rules, you know, parliamentary rules and how,
21 if -- it is processed. So like I mentioned, I would really
22 like to see the Chair and the vice Chair attend some of these
23 meetings so the person that's second in command if the other
24 is not available will be knowledgeable of the process.

25
26 Thank you.

27
28 MR. SQUARTSOFF: Any other comments. None.
29 We'll go on to Item G, Migratory Bird Management Body, Tab T.
30 Informational.

31
32 MR. JENNINGS: Yes, Mr. Chair. Both Item G
33 and H are informational. If you'll look under Tab T, there's
34 a short paragraph there. I have some additional information
35 since this went to press. You'll recall at the fall Council
36 meeting, people from our Migratory Bird office came before
37 you and all the Councils statewide and they presented, I
38 believe it was three different options to go forward with,
39 one of which included the Regional Councils. It's our
40 understanding from talking to the migratory bird folks that
41 the Regional Director here in Alaska, Dave Allen, has made a
42 recommendation that has gone forward to Washington, D.C., to
43 have the management body be a single body that does not
44 include the Council process. I also understand that there's
45 been a recommendation to the Pacific Flyaway Commission to
46 have an Alaska Native person or rural resident included on
47 that Commission. And that's the latest update that we have.
48 We have been advised by the migratory bird people that as
49 soon as that whole process is concluded and approved, that
50 they will provide a summary for us to distribute to all the

00152

1 Regional Councils. And so when that's available we'll get
2 that out to you.

3
4 So are there any comments or questions on this issue?

5
6
7 MR. SQUARTSOFF: John, did you have something
8 you'd like to.....

9
10 MR. FOSTER: I was just wondering if somebody
11 could talk about the stellar eider report that came out on
12 the critical habitat.

13
14 MR. JENNINGS: I know briefly about the
15 designation of the critical habitat. I'm not out of that
16 office and not closely familiar with what is going on there.
17 I don't know if we have any other -- I don't believe we have
18 other representatives here that could address that at this
19 time.

20
21 MR. BOYD: I think the document speaks for
22 itself.

23
24 MR. JENNINGS: If you have any questions
25 about the document I believe there's a contact number there
26 that you could call.

27
28 MR. FOSTER: All right. I was just kind of
29 wondering about the impacts of critical habitat, what exactly
30 does that mean for the -- I mean it covers, pretty much the
31 whole Alaska Peninsula, the critical habitat area, what
32 exactly does critical habitat mean for us?

33
34 MR. JENNINGS: I'm not able to answer that
35 question for you, sorry.

36
37 MR. FOSTER: Okay. Maybe I'll just call
38 then.

39
40 MR. JENNINGS: Okay.

41
42 MR. GUNDERSON: Well, we're wondering where
43 we can find the forms so we can all sign up to be Federal
44 employees. It looks like it -- if they make critical habitat
45 out of what they got proposed, the total fisheries that the
46 local people operate on would basically put everything to a
47 grinding halt. Especially the inner bays and stuff that
48 during -- that almost occurred right in line with the nesting
49 period and molting times of the birds.

50

00153

1 MR. FOSTER: Yeah, what does critical habitat
2 in Izembek due to the hunting season for other birds?

3
4 MR. JENNINGS: Is Rick here?

5
6 MR. POETTER: Yes.

7
8 MR. JENNINGS: Rick, are you familiar with
9 any of this at all? I don't want to put you on the spot
10 here. The other thing we could do is a follow-up at the fall
11 meeting, we could bring this issue back and have somebody
12 who's really familiar with this address, either the Council
13 or provide information for us to bring forward to you.

14
15 MR. POETTER: For the record, Rick Poetter
16 with Izembek Refuge. I don't have a lot of vast knowledge on
17 this subject either but I did recently review the Federal
18 Register and like the first few paragraphs really explain
19 that. Basically it's for any Federal actions or any action
20 that would require a Federal permit, that's where this
21 critical habitat designation comes in. So if that applies to
22 the types of projects or issues that you're thinking of, then
23 it would fall in place. But if it's just for like private
24 enterprises, doing something that didn't require a Federal
25 permit, it doesn't apply. That's my understanding of it.

26
27 MR. FOSTER: Like a ferry or a hovercraft
28 across Cold Bay?

29
30 MR. POETTER: Well, because that requires --
31 I think that's requiring Federal permits, it would apply,
32 yeah.

33
34 MR. FOSTER: Okay, thanks.

35
36 MR. POETTER: Do you have anything else, Tom?

37
38 MS. HILDEBRAND: He's calling to see if
39 someone can come over.

40
41 MR. POETTER: Okay, that'd be great.

42
43 MS. TRUMBLE: I think it's in this -- on
44 questions and answers about critical habitat for stellar
45 eider it's -- listed species in critical habitat areas we see
46 more protection and it pretty well outlines in there and I
47 think Paul's and John's comment on what affect is this going
48 to have on our fisheries, I mean they already got the stellar
49 sea lions.

50

00154

1 I think you guys are just going to make all hunting
2 areas out of this and not for us either.

3
4 MR. POETTER: No, I don't think so. Do you
5 have a copy of the Federal Register in your booklet there?

6
7 MR. FOSTER: I think I have a copy of it
8 someplace though.

9
10 MR. POETTER: Okay.

11
12 MR. JENNINGS: Maybe Tom will be successful
13 in getting somebody to come down this morning on short notice
14 and address the Council.

15
16 MR. FOSTER: Yeah, there was just a couple of
17 questions. Because there was some people in last month doing
18 counts and I had kind of a question on the counts there and
19 stuff.

20
21 MR. GUNDERSON: Yeah, a lot of those areas
22 are just opening up, all the ice is leaving and the flocks
23 that are sitting out at sea are now moving into the inner bay
24 so -- and they've been down doing some flying and checking.

25
26 MR. SQUARTSOFF: Do we have anything else on
27 migratory birds? Questions.

28
29 MR. JENNINGS: Okay, Mr. Chair, we'll proceed
30 with the next item under Tab U. This is just an information
31 update from the Fish and Wildlife Service law enforcement
32 folks regarding exporting and buying of furs. This is
33 provided for your information in case any of your local folks
34 are trapping and exporting, it'd be good to pass this on to
35 those folks. It's just purely informational.

36
37 MR. SQUARTSOFF: Does anybody have any
38 questions on it? Comments. Mark.

39
40 MR. OLSEN: I don't know how this -- this is
41 kind of a little scenario tie-in with the same subject here
42 and I believe this would be a proper time to address it. We
43 are looking at being able to harvest furbearing animals such
44 as the sea otter in Kodiak which have a great population.
45 When I say, we, I'm talking about our tribal council as they
46 use many different furs for their regalias and things of this
47 nature. Would there be anything different about harvesting
48 sea otter and being able to use them through our tribal
49 council such as dress or different made things with the skins
50 and furs utilized in our annual meetings that would be

00155

1 considered a door prize or anything of that nature?

2

3 MR. JENNINGS: I'm not able to answer that
4 question. I'm not familiar with the marine mammal issues.
5 I'm not sure if there is anyone else here that would be able
6 to address that question. I guess not. Are there phone
7 contacts that we can provide?

8

9 MR. BOYD: What is the specific question
10 again?

11

12 MR. JENNINGS: About otter, sea otter.

13

14 MR. OLSEN: Well, you know, we -- like I say
15 we use -- the tribal council uses many different furs for
16 their regalias in performances that they perform for, we are
17 looking at ways that we can utilize things such as the sea
18 otter that will be used in tribal usage whether it be at a
19 door prize for an annual meeting or drawing or regalia. I'm
20 just wondering is there anything that you can see that would
21 prohibit us from doing such?

22

23 MR. BOYD: I don't know the answer to the
24 question, Mark, and we'll get an answer for you.

25

26 MR. SQUARTSOFF: Robert.

27

28 MR. STOVALL: For the record, Robert Stovall,
29 Kodiak National Wildlife Refuge. Mark, for most of the
30 furbearing marine mammals, at least, that's sea lion, seals,
31 sea otters, you -- they can be harvested and sold for
32 handicrafts. I think this handout gives some samples of how
33 they can be exported. But for the most part the question
34 that you would be asking, any of that would be included in
35 that opportunity to use those animals in that way. There's
36 nothing that restricts that from happening.

37

38 MR. OLSEN: For simply getting the furs
39 tanned, would that be considered -- that wouldn't be
40 considered export then, would it? I mean we're only trying
41 to get them to a tannery, or something of that nature.

42

43 MR. STOVALL: I guess tanning, if you're
44 taking the tannery to another country.

45

46 MR. OLSEN: Okay.

47

48 MR. STOVALL: There may be some rules and
49 regulations to that but normally you wouldn't be taking it to
50 another country.

00156

1 MR. OLSEN: Okay. Export just means out of
2 the U.S., then?

3
4 MR. STOVALL: Yes.

5
6 MR. SQUARTSOFF: Ida.

7
8 MS. HILDEBRAND: Thank you, Mr. Chair. Ida
9 Hildebrand, BIA Staff Committee member. Mark, in reference
10 to your question I was caught a little off guard, the text
11 under the tab that Tim was just speaking to, just speaks
12 specifically about exporting furs to Canada for any reason
13 and if you're exporting them to be tanned in Canada it would
14 be involved and the tab tells you the fees and regulations
15 regarding that. But it doesn't restrict how you use the
16 furs, it's just talking about exporting.

17
18 MR. OLSEN: So this wouldn't be applicable if
19 it was tanned with Alaska, say?

20
21 MS. HILDEBRAND: That's correct. If it's
22 happening within Alaska, this rule doesn't apply, it only
23 applies if you're going across the border to Canada
24 specifically.

25
26 MR. OLSEN: Thank you.

27
28 MR. SQUARTSOFF: Questions. Comments.

29
30 MR. JENNINGS: That concludes my remarks.

31
32 MR. SQUARTSOFF: Thank you, Tim. New
33 business. Nominations update, Tab V. What is the wishes of
34 the Council on the nominations. Al.

35
36 MR. CRATTY: I'd just like to say that I'd
37 like to see the people that are up to be back on. I think
38 they're doing a good job, which is Ivan and Della and Paul
39 and Mark and Michael. I'd just like to make a note of that.

40
41 MR. OLSEN: Is that a nomination?

42
43 MR. CRATTY: Is that a nomination?

44
45 MR. SQUARTSOFF: Cliff.

46
47 MR. EDENSHAW: Mr. Chair, just for the
48 Council's input here, I included this, you know, in the past
49 when we met in Port Lions back in '99, I received some
50 inquiries about who applied and I did some information

00157

1 gathering in the office and it was okay for us to go ahead
2 and submit the list of applicants who applied to the Council.
3 And for the Council's information, this year the three seats
4 that are open will be Della, Mark and Paul, Paul Gunderson as
5 well as the Council has two alternates, one from Kodiak who
6 is presently Ivan serving in that position and from the
7 Aleutians, Mike Swetzof. And by the fall meeting in
8 September, the nominations will have been -- the Board will
9 meet -- I don't have my calendar in front of me, I believe
10 the Board is going to address the nominations in June, and
11 they will make their formal recommendations to the Secretary
12 of Interior and Agriculture. And then hopefully by the
13 latter part of August or whenever the -- we haven't
14 determined when the Council will meet, that those formal
15 letters from the Secretaries will be sent to those
16 individuals who are recommended or who have been appointed to
17 the Council.

18
19 MR. SQUARTSOFF: Al, was that a motion to
20 support?

21
22 MR. CRATTY: Well, I was just -- yeah, a
23 motion to support the people who's names are up.

24
25 MR. SQUARTSOFF: We have a motion, do we have
26 a second?

27
28 MR. FOSTER: (Nods affirmatively)

29
30 MR. BOYD: Mr. Chair, may I.....

31
32 MR. SQUARTSOFF: Yeah, I was going to go for
33 further discussion if we got a second.

34
35 MR. FOSTER: Yes, I'll second it.

36
37 MR. SQUARTSOFF: The motion is seconded.
38 Further discussion. Tom.

39
40 MR. BOYD: I don't want to mislead the
41 Council about this, this is -- as Cliff said, this is
42 information to the Council and generally the process does not
43 involve getting input from the Council itself, it's sort of
44 a conflict. We don't want each Council sort of nominating
45 the members to the Council. We have a process whereby a
46 panel meets to screen the applicants and they -- this panel
47 is generally made up of Federal employees in the different
48 regions, their field stations. And what they do is they make
49 -- they take the applications that they have and they meet
50 several times, they call references, they call key contacts

00158

1 in the region seeking information about the candidates and
2 then they sort of develop a recommendation, if you will, that
3 they forward then to the Federal Subsistence Board. And as
4 a general rule, again, I'll just repeat myself, we don't ask
5 the Council to give us any input because it's sort of a
6 conflict of interest to do that. And so I just would advise
7 the Council with regard to that.

8

9 MR. SQUARTSOFF: Yeah, I'd like to say that,
10 you know, I hope that screening of these people by whoever
11 does it does it thoroughly because I asked a couple people I
12 put as references and they were never contacted.

13

14 MR. BOYD: Never contacted, okay.

15

16 MR. SQUARTSOFF: So.....

17

18 MR. BOYD: I think that's a good point and I
19 appreciate the feedback. And we will -- I'm going to make
20 that known so that we make sure that we get the work done
21 that we need to get done on these. But the guidance to the
22 panels is that they make contact to the references and to the
23 -- and to several other entities in the region that know
24 about the qualifications of the different applicants that
25 provide applications.

26

27 MR. SQUARTSOFF: Mark.

28

29 MR. OLSEN: Yes, I would just like to add
30 that certainly I believe and I understand the process as it
31 is today but in hopes that we can help it along. When I say
32 that, I believe that the people throughout the different
33 regions are pretty much in tune with who is who and who has
34 knowledge and who is dependable and things of this nature. I
35 believe that the Councils should be -- at least be able to
36 make their recommendation as to -- since we have to work
37 together, I know that certain times there have been certain
38 people that have come up that were not a credibility to the
39 Council. And I believe that throughout the years that has
40 been one of our biggest challenges, is to gain credibility,
41 that what we do is not just in the best interest of the
42 individuals but as the society as a whole. So I would really
43 hope that in the future our Councils would have some kind of,
44 even if it's minor input, to be able to give such a situation
45 like this our own feelings.

46

47 Thank you.

48 MR. SQUARTSOFF: Other comments. Thank you.

49 Well, we have a motion and a second.

50

00159

1 MR. CRATTY: Is it okay if we put it in a
2 motion to support it isn't it?

3
4 MR. OLSEN: Certainly.

5
6 MR. BOYD: Well, I guess what I'm expressing
7 is I think we would view it -- the Board would view what
8 you're doing as sort of inappropriate. You can do it and I
9 don't know what weight it would carry. I think we would
10 certainly provide the message forward, but I think as a
11 matter of course we don't ask the Councils to do what you're
12 acting upon. If you do it we will elevate that. I mean
13 there's -- I mean if you vote on it and you support the
14 existing Council members as the motion says, we would
15 certainly carry that message forward. I don't know how much
16 weight it would have in the overall process. It's certainly
17 your prerogative to say what you want to say as a Council and
18 I wouldn't stand in your way to do that, I'm only advising
19 you from the standpoint of the Board and the process that, I
20 think the Board would view this as inappropriate for any
21 Council to endorse its own members.

22
23 MR. SQUARTSOFF: So we have.....

24
25 MR. OLSEN: Question.

26
27 MR. SQUARTSOFF:a motion to support and
28 a second. Any further discussion or comments or questions.

29
30 MR. OLSEN: The question has been called.

31
32 MR. SQUARTSOFF: Question's been called, did
33 I hear somebody say that?

34
35 MR. OLSEN: Yes.

36
37 MR. SQUARTSOFF: All those in favor.

38
39 IN UNISON: Aye.

40
41 MR. SQUARTSOFF: All those opposed.

42
43 (No opposing votes)

44
45 MR. SQUARTSOFF: Motion carries.

46
47 MR. BOYD: Okay.

48
49 MR. OLSEN: There's only one way to find out
50 whether it carries or not.

00160

1 MR. SQUARTSOFF: Okay. Item 10B, our
2 Regional Council Charter, Tab W, coordinator.

3
4 MR. EDENSHAW: Thank you, Mr. Chair. The
5 Regional Council charter is renewed every two years,
6 specifically even numbered years, '98, so this is the year
7 2000. And the changes that the Council makes or a motion or
8 recommendation, I will make those and submit those back to
9 the Council for -- on the back here for approval and those
10 are submitted along with our annual reports to the Secretary
11 in the summer for approval. So any changes or
12 recommendations that the Council has at this time shall be
13 noted -- or brought forward and I'll go ahead and make those
14 changes and send those changes back to the Council, fax them
15 or mail them to you for review.

16
17 MS. TRUMBLE: Mr. Chair.

18
19 MR. SQUARTSOFF: Della.

20
21 MS. TRUMBLE: In our meeting in Port Lions,
22 we had brought this issue up and we asked, at the time, that
23 under removal of members, that it should have read; misses
24 two unexcused regularly scheduled meetings. Now, it was our
25 understanding that the Secretary of Interior, somebody
26 reviews these and approves our changes, however, in this
27 charter under removal of members, that change has not been
28 made. Is there a reason for that? Because it still
29 continues to read misses two consecutive regularly scheduled
30 meetings, unexcused is not in there.

31
32 MR. EDENSHAW: Della, if you look under the
33 minutes -- and you are correct and that was an error on my
34 part. I know that when the Council met in '99, what the
35 process should have been was that I solicited these comments
36 when we addressed this in Port Lions for the charter in '99
37 and those changes should have made -- should have been made
38 at this meeting here when I submitted this and that way the
39 Council would have went ahead and reviewed the changes and
40 gave it a thumb's up and said, yes, those are the changes.
41 So what I'll do is upon getting back to the office, I can
42 pull that up on my computer and go ahead and do those and
43 mail those out to you guys. Because -- for your review. And
44 those were stated in the minutes for the charter on Page --
45 at the bottom of Page 9 in your minutes from the meeting in
46 Port Lions -- I mean in King Cove.

47
48 MS. TRUMBLE: So at this time do we need to
49 make this motion again or -- because they're not -- it has
50 not been changed and the date on this stamped is September

00161

1 4th, '98.

2
3 MR. SQUARTSOFF: Ida.

4
5 MR. EDENSHAW: No, in '98, as I said before,
6 the charter is renewed every two years and when the Council
7 met in King Cove in '99, that was the first time that we had
8 an opportunity to review those.

9
10 MS. HILDEBRAND: Mr. Chairman. Ida
11 Hildebrand, BIA Staff Committee member. In regards to
12 Della's question, does this Council need to make a second
13 motion, the answer is no, it's the directive of this Council
14 and you as Chair to require that these changes be
15 specifically made and done so immediately.

16
17 MR. SQUARTSOFF: Okay, thank you.

18
19 MS. TRUMBLE: So for the record maybe we'll
20 request that this get corrected.

21
22 MR. EDENSHAW: Yes.

23
24 MR. SQUARTSOFF: Mark.

25
26 MR. OLSEN: A question here that's been kind
27 of haggled here a little bit amongst us here, as in the past
28 and under the objectives and scopes of the activity,
29 certainly requires the people of the Council to be rural
30 residents. In the past we have discharged other -- or for a
31 lack of a better term, other Council members because of the
32 fact that they have moved to urban areas. Presently, we are
33 faced with our Chairman, I'm not sure exactly what his
34 address is now, whether he was moving to Anchorage to work
35 for the corporation and I also noticed that Adak is also
36 still under -- not under a rural address. I know that there
37 is hopes that Adak will be reconsidered as rural but I am not
38 aware that that has happened yet. So it's kind of a dilemma
39 for us as to how we should face this and address this.

40
41 MR. SQUARTSOFF: Della.

42
43 MS. TRUMBLE: I am not sure what I want to
44 state here. For one thing I don't think we should be
45 discussing our Chair without him being present to give his
46 side of it. That's one thing. And I don't know about you
47 but I know on how people think in this rural and non-rural,
48 but when you're stuck way out miles and miles into nowhere,
49 in my mind it's rural.

50

00162

1 But I don't know, I think if we can table that
2 portion of this discussion until Vince is here because Vince,
3 if you're looking at the addresses and rural, we do have two
4 members, that is Vince Tutiakoff and Mike Swetzof, that their
5 addresses are Adak. And in the paper, it does show that
6 there's a process at this time going on to change that and to
7 be honest with you, I'm not even sure how we should address
8 it but I'd recommend that we take it up when he gets here at
9 11:00 o'clock.

10
11 MR. SQUARTSOFF: Okay.

12
13 MR. JENNINGS: Mr. Chair.

14
15 MR. SQUARTSOFF: Tim.

16
17 MR. JENNINGS: Yes, Tim Jennings, Office of
18 Subsistence Management. Just for the record, point of
19 clarification, ANILCA says that the make up of the Councils
20 and the Council members shall be residents of the region. So
21 there's no requirement to be a rural resident of the region,
22 okay. So just a point of clarification there. But certainly
23 if someone moves outside your region permanently then that
24 would be needed to be taken into account.

25
26 MR. SQUARTSOFF: Della.

27
28 MS. TRUMBLE: Maybe when it states under
29 duties of Council and maybe we're just reading this wrong, it
30 says, the Council possesses authority to perform the
31 following duties and if you turn the page, under six, it says
32 make recommendations on determination of rural status.
33 Maybe.....

34
35 MR. JENNINGS: Are you looking at your
36 charter, Della?

37
38 MS. TRUMBLE: Yeah. Are we in conflict of
39 what Title VIII says on this or what does number 6 mean?

40
41 MS. HILDEBRAND: Mr. Chairman, if I may.

42
43 MR. SQUARTSOFF: Yes.

44
45 MS. HILDEBRAND: Thank you, Mr. Chairman.
46 Ida Hildebrand, BIA Staff Committee member, that section is
47 talking about like the Adak situation, it's not relating to
48 Mr. Tutiakoff, but whether or not Adak is rural or non-rural,
49 whether or not Nulato, Alaska is rural or non-rural, the
50 respective Councils will make recommendations to the Board

00163

1 regarding those and you've already made your recommendations.
2 But it's not -- that part doesn't -- isn't making reference
3 to where a Council person lives, it's whether or not the
4 community is rural or non-rural.

5
6 MR. SQUARTSOFF: Thank you.

7
8 MR. JENNINGS: If I might follow-up on that.
9 As we discussed yesterday, there's a requirement in our
10 regulations that every 10 years we will review, the Board
11 will review the statewide rural/non-rural determinations.
12 And so again, that's an important milestone in the program
13 and for those communities at issue within your region, the
14 process allows for the Council to provide input and
15 recommendations about which communities within your region
16 deserve rural versus non-rural status. And so that's very
17 appropriate to make those recommendations.

18
19 MR. SQUARTSOFF: Mark.

20
21 MR. OLSEN: Well, I don't know if this is a
22 new regulation but I know at the beginning that it did
23 require that the Council -- to be from a rural resident and
24 have knowledge of the resources. Certainly what you have
25 just said to me is totally new to me and I know that in the
26 past we have dismissed several Council members because of
27 this conflict. So.....

28
29 MR. JENNINGS: Okay, Ida wants to speak but
30 I have a copy of ANILCA with me if you'd like to see the
31 language on requiring that. It just says a Council member
32 must be from the region but also knowledgeable about rural
33 subsistence uses and resources.

34
35 MS. HILDEBRAND: Mr. Chairman, if I may, and
36 in response to Mark's question. Mark, that issue was raised
37 by I don't know which Council a couple of years ago and it
38 was sent to the solicitor, the solicitor reviewed the
39 language and sent a paper to the Board saying that the person
40 did not have to be a rural resident, had to be a resident of
41 the region and be knowledgeable about subsistence uses.

42
43 MR. OLSEN: So that is a change?

44
45 MS. HILDEBRAND: Right.

46
47 MR. SQUARTSOFF: Right. I remember talking
48 about other people before, too, and some people told me they
49 had on their Council a member that permanently lived in
50 Anchorage who was a member on their outlying area on their

00164

1 Council.

2

3 MS. HILDEBRAND: The only place that would be
4 true would be Southcentral would have an Anchorage member or
5 Fairbanks for one of the Interior regions.

6

7 MR. JENNINGS: For instance, Mr. Chair, right
8 now in Southeast there's a member, the Chairman is from
9 Ketchikan which is a non-rural area.

10

11 MR. SQUARTSOFF: Right.

12

13 MR. JENNINGS: They also have a Council
14 member who lives in Douglas, Juneau-Douglas is a non-rural
15 area.

16

17 MR. SQUARTSOFF: Della.

18

19 MS. TRUMBLE: I think in talking about this,
20 too, we did have one of our members that did change his
21 address from False Pass and Anchorage and I think the way we
22 left it at the time since his term was coming up to go ahead
23 and finish his term and then since he was living in the
24 region, I think he was no longer able to -- and maybe that's
25 where Mark is coming up with the question, too, is if one of
26 our members has changed his address, he's no longer living in
27 the region but that's something for him to bring to our
28 attention, I think.

29

30 MR. SQUARTSOFF: Okay, thank you. Any other
31 questions.

32

33 MR. EDENSHAW: Mr. Chairman, are you just
34 going to wait until Vincent gets back for the time and place
35 of the next meeting?

36

37 MR. SQUARTSOFF: No, we have items C, I don't
38 know that Vince's resolution on intercept -- was that done?

39

40 MR. GUNDERSON: Yeah, that was done
41 yesterday.

42

43 MR. SQUARTSOFF: Okay. Additions of other
44 new business, I had -- I just wrote down, A King Cove Road,
45 I don't know what that was about.

46

47 MS. TRUMBLE: Mr. Chair, I'm not sure exactly
48 -- Vince added that yesterday and I'm not sure -- I haven't
49 talked to him to see where he was heading with it so.....

50

00165

1 MR. SQUARTSOFF: I don't know if we want
2 to.....

3
4 MS. TRUMBLE:like if he's going to be
5 here at 11:00, maybe we can hold off on that also.

6
7 MR. SWETZOF: Mr. Chair, did Vince tell
8 somebody he was going to be here?

9
10 MR. SQUARTSOFF: Yes, somebody said he'd be
11 here at 11:00.

12
13 MR. SWETZOF: He told me he wasn't going to
14 be here.

15
16 MR. SQUARTSOFF: Uh?

17
18 MR. SWETZOF: He told me he wasn't going to
19 be here.

20
21 MR. SQUARTSOFF: Just recently?

22
23 MR. SWETZOF: This morning.

24
25 MR. SQUARTSOFF: Well, I guess Cliff had
26 talked to him?

27
28 MR. SWETZOF: You talked to him?

29
30 MR. EDENSHAW: Yes. Excuse me, Mr. Chair, I
31 did call him and he said he'd be here as soon as he could.

32
33 MR. SQUARTSOFF: So I don't know where the
34 11:00 came from then. I don't know if he just wanted
35 information on it or update on it or what, he didn't say so
36 we'll just put that on hold.

37
38 Mark.

39
40 MR. OLSEN: Yes, I'd like to address this
41 under new business as we had talked and we had heard that the
42 Council can, in fact, recommend, such as Adak, to be placed
43 as rural status. I believe in the origin that it was a Navy
44 base which had a population of something like 6,000, but at
45 this time it is no longer under that same status and at this
46 point I would so like to move that we recommend that Adak be
47 placed under a rural status.

48
49 MR. SWETZOF: Second.

50

00166

1 MR. SQUARTSOFF: We have a motion and a
2 second. Call for the question.

3
4 MR. GUNDERSON: Question.

5
6 MR. SQUARTSOFF: All those in favor.

7
8 IN UNISON: Aye.

9
10 MR. SQUARTSOFF: Opposed.

11
12 (No opposing votes)

13
14 MR. SQUARTSOFF: Motion carries. Okay, on
15 11, I also had salmon, Kodiak, I don't know where that came
16 from, B.

17
18 MR. GUNDERSON: That was that deal about the
19 Buskin River.

20
21 MR. CRATTY: The Buskin.

22
23 MR. SQUARTSOFF: Okay.

24
25 MR. OLSEN: That was already.....

26
27 MR. SQUARTSOFF: Addressed also.

28
29 MR. GUNDERSON: That was addressed yesterday
30 afternoon.

31
32 MR. SQUARTSOFF: Okay. Then we'll go on to
33 the time and place of next meeting, Tab XYZ.

34
35 MS. HILDEBRAND: Mr. Chairman.

36
37 MR. SQUARTSOFF: Ida.

38
39 MS. HILDEBRAND: I have in my notes here on
40 when you amended the agenda for the first day you had to --
41 Mark wanted to address the Buskin hunt?

42
43 MR. CRATTY: Buskin River.

44
45 MR. SQUARTSOFF: Buskin River weir, that's
46 the one we just talked about.

47
48 MS. HILDEBRAND: Okay.

49
50 MR. CRATTY: Buskin River weir.

00167

1 MS. HILDEBRAND: Okay. I must have just
2 wrote it down wrong, okay, thank you.

3
4 MR. SQUARTSOFF: Thank you.

5
6 MR. OLSEN: Hunting for fish, uh, Ida. Mr.
7 Chairman.

8
9 MR. SQUARTSOFF: Mark.

10
11 MR. OLSEN: As we have talked about this
12 Buskin River area, as I have mentioned, I am at this time,
13 have got the papers filled out for this proposal and at this
14 time I would like to ask the Council whether they would
15 support this proposal.

16
17 The basic proposal is that -- let me find it here.

18
19 MR. SQUARTSOFF: Project 35 or something?

20
21 MS. HILDEBRAND: Excuse me, Mr. Chairman, Ida
22 Hildebrand, BIA Staff Committee member. Mark, for your
23 information, this Council voted to support it yesterday. And
24 the Chairman recommended that they open it to your comments
25 this morning since you were absent during that vote.

26
27 MR. SQUARTSOFF: Okay.

28
29 MR. OLSEN: I believe they were talking of
30 the weir?

31
32 MS. HILDEBRAND: Right.

33
34 MR. OLSEN: Okay.

35
36 MR. JENNINGS: Mark was talking about a
37 fisheries regulatory proposal.

38
39 MS. HILDEBRAND: Excuse me. Then, for your
40 information they did vote to support the weir and were
41 expecting your comments on that project.

42
43 MR. OLSEN: Thank you. At any rate, the
44 proposal I would like to have supported is that the Buskin
45 River drainage area currently open to subsistence fishing be
46 a customary and traditional subsistence harvest of the
47 sockeye on the Buskin River drainage.

48
49 Why should this change be made: I believe that in
50 the years as they come about are definitely showing that this

00168

1 resource cannot handle the full subsistence users coming out
2 of Kodiak every year, it builds and builds and builds and we
3 definitely are having a big conflict out there as the
4 regulations do not state -- make any definite regulation as
5 to resolving conflict. The other reason why I am requesting
6 there be C&T is the other areas that are in close proximity
7 to Kodiak and specifically is the Chihofka Cove and Mill Bay
8 areas have been already designated as a sportfishing area
9 only, which omits any subsistence harvest in those areas.

10
11 The impact this change will have on fish populations:
12 I believe if you compare this river in size with let's say
13 Saltery Cove, which is another big stream but is not in close
14 proximity, definitely carries a lot more fish but it's I
15 believe, solely due to less effort in that area. So I
16 believe that this will hopefully enhance the population of
17 the fish.

18
19 How will this change have an effect on the
20 subsistence user: I believe it's going to give the
21 subsistence user that have customary and traditionally used
22 this area for many decades, is going to assure them that they
23 will be able to get their fish needs met.

24
25 I would also like this proposal to have a time frame
26 of May and June, that would take care of the needs at that
27 time because after that time, Buskin River is not heavily
28 used for subsistence.

29
30 Thank you.

31
32 MS. H. ARMSTRONG: Mr. Chair, I won't be the
33 anthropologist writing this but on behalf of the person who
34 will be I just wanted a couple of clarifications. So do you
35 think that the Kodiak people who would not have C&T, is that
36 what -- that they wouldn't have customarily and traditionally
37 have fished there?

38
39 MR. OLSEN: Right now, those that have
40 customarily and traditionally used this area are being
41 squeezed out by the many others that have never even used a
42 net in their life get out there and like I mentioned
43 yesterday, I can get up at 5:00 or 6:00 in the morning to
44 ensure myself a good spot out there and at noon, somebody
45 else that has never done it and can slap their net, cork for
46 cork on me and legally there's nothing I can do about it.

47
48 MS. H. ARMSTRONG: So in other words, there
49 are some people in Kodiak who would have but not all people.
50 Because the problem we have with C&T determinations is that

00169

1 we do it by community, we don't do it by specific
2 individuals. You'd have to get into a .804 determination
3 which would determine which people -- which individuals in a
4 community would have customary and traditional use of that
5 resource. So I'm not sure if we're not headed in that
6 direction.

7
8 MR. OLSEN: The intent here is to keep this
9 from growing totally out of hand, not only for the people but
10 for the resource as well. And a C&T determination for those
11 residents of Kodiak would, I believe, accomplish, at least,
12 a start to it.

13
14 MS. H. ARMSTRONG: I'll make sure that the
15 person who's working on this talks to you, Mark, so that we,
16 you know, work together on it. Okay.

17
18 MR. SQUARTSOFF: Well, Mark, I don't know,
19 looking at the map, the area you're talking about is non-
20 Federal lands?

21
22 MR. OLSEN: No, this has been determined or
23 you mentioned that it was under the.....

24
25 MR. SQUARTSOFF: The Buskin, yeah, but not
26 Mill Bay.

27
28 MR. OLSEN: No, Mill Bay, I'm just only using
29 -- saying that we are not able to utilize those because they
30 are sportfishing areas only designated already.

31
32 MR. SQUARTSOFF: Right. Len Schwarz, can
33 you.....

34
35 MR. SCHWARZ: Well, I just offer one
36 comment.....

37
38 REPORTER: Wait, you need to come closer to
39 the mic, thanks.

40
41 MR. SCHWARZ: I could offer, Pete, just a
42 comment for clarification. The Buskin is kind of an
43 interesting subject because it has two -- it has Federal and
44 State laws that apply to it and I think this is going to
45 become common as this process goes on and things are going to
46 have to get cleared up. But right now, under State law, I
47 will just tell you the way it is now, under State law you can
48 get a subsistence permit if you're an Alaska resident. If
49 you're from Anchorage, Fairbanks, anywhere, you can get a
50 subsistence permit and go fish in front of the Buskin. Of

00170

1 course, it's different -- different users are designated as
2 subsistence under the Federal law and it would be just
3 someone who resided within the Kodiak Island Borough.

4
5 So I'm not really sure on what Mark was trying
6 to.....

7
8 MR. SQUARTSOFF: Yeah, I think I just showed
9 him this morning on the map, I have gotten information that
10 we didn't even know about that Afognak Island is under
11 Maritime Refuge. Well, the information I got from the Homer
12 office, it also included Buskin.

13
14 MR. SCHWARZ: Right. The Buskin and Women's
15 Bay is part of the Alaska Maritime Refuge.

16
17 MR. SQUARTSOFF: So Mr. Bellenger tells us
18 that on that Maritime Refuge there is no time limit on
19 setting your nets.

20
21 MR. SCHWARZ: That's right. There's several
22 regulations that are in conflict right now on the Buskin.
23 One, is under State law, you can fish from 6:00 in the
24 morning to 9:00 at night. Under Federal law you can fish
25 there all the time. So actually if you were a person from
26 Anchorage and came over and got a subsistence permit under
27 State regulations you could only fish when it said that but
28 if you were someone that lived in the Kodiak Island Borough,
29 you could fish all the time under Federal regs. The other
30 difference is that under Federal regs you can use rod and
31 reel to harvest your fish, your subsistence fish so that's
32 another thing. And the other kind of interesting thing is
33 right now the Federal regs require that you get a permit from
34 the Department.

35
36 MR. SQUARTSOFF: Right.

37
38 MR. SCHWARZ: So, you know, even under the
39 Federal regs you're required to come in and get a permit from
40 the Department that has different regulations on the permit,
41 more restrictive.

42
43 MR. SQUARTSOFF: Right.

44
45 MR. SCHWARZ: So anyway, I intend to, after
46 this meeting, that's part of the reason why we attend these
47 meetings is to kind of summarize things that need to get
48 resolved. And then Mark also brought up that there is a
49 clarification problem in the regs where it says you can only
50 fish in waters open to commercial fishing and that needs to

00171

1 be clarified, too.

2

3 MR. SQUARTSOFF: Right.

4

5 MR. SCHWARZ: But I'm going to write a little
6 memo on this one issue and submit it to my supervisors.

7

8 MR. SQUARTSOFF: Okay. Mark.

9

10 MR. OLSEN: Yes. And then what you have just
11 said is really the point that I'm getting after is I have
12 tried to research this through the years, when I say the
13 Buskin River drainage as far as this proposal goes, which
14 means outside the regulatory markers, which are identified by
15 the State, which inside those markers and up river then the
16 State is in the management but outside those markers it's in
17 the Refuge. So that is my understanding and even so we have
18 made the -- the test on that was the king crab regulation
19 that we put under customary and traditional use due to the
20 fact that the Coast Guard base was right there and they were
21 able to -- they were given boats and gear to go out and fish
22 and compete with these -- in an area that was diminished.

23

24 So, I'm, in good faith, trying to go forward with
25 this as Women's Bay is in the same determination as the
26 outside waters of Buskin River outside the regulatory
27 markers.

28

29 MR. SCHWARZ: Mr. Chairman, just one other
30 comment for clarification, the way it was explained to me is
31 that the river itself is on the Coast Guard base which is
32 Federal land but it's not a conservation unit so State laws
33 apply in the river drainage. But, Mark, you mentioned that
34 outside the markers in saltwater is where Federal
35 jurisdiction applies but I would also think it would be all
36 saltwater, not -- you would have outside the markers and
37 inside the markers within saltwater would still be within the
38 Maritime Refuge. I believe that that's the case.

39

40 MR. OLSEN: When asked this question in
41 specific as you had mentioned, that, yes, it is Coast Guard
42 property and because of being under the Coast Guard property,
43 then it came under the management of the State. As explained
44 to me. These are the things that I have been asking and
45 trying to get clear direction on that I could make a good
46 proposal that would not be caught up in the muddiness of who
47 is the management of the areas for which we are trying to
48 make a proposal to.

49

50 MR. SCHWARZ: Just one more comment, Mr.

00172

1 Chairman, and it's really -- it just goes to what Mark is
2 saying, it's even more confusing than what I've stated, is
3 that, the way I understand it also is that the Commanding
4 Officer of the Coast Guard base because it's a military
5 establishment, has the right and I didn't realize this, to
6 actually set hunting and fishing regulations within that
7 Refuge if they're more restrictive than the State
8 regulations. They never do this, they just generally -- the
9 way they've always done it is to defer to the State, but they
10 actually do have that authority. So it probably would be a
11 real good idea for someone to sit down and write up exactly
12 the status, down to the detail and pass it around to all the
13 people, including the Coast Guard and the Federal Subsistence
14 -- well, whoever's in charge of that stuff on the Federal
15 system and the State and get it wired so everybody knows
16 who's doing what.

17

18 MR. SQUARTSOFF: Right.

19

20 MR. OLSEN: This is what I had hoped to
21 achieve by putting this proposal in since I have not -- here,
22 again, we are once again trying to understand it so I believe
23 by putting this proposal in then it will have to put the
24 people together to hash it out and come back to me with an
25 answer saying, I don't want -- instead of saying, no, nothing
26 we can do about it.

27

28 MR. SQUARTSOFF: Della.

29

30 MR. OLSEN: That's the answers I've had.

31

32 MS. TRUMBLE: Thanks. That was exactly what
33 I was going to ask for. Because this issue came up in the
34 last three meetings. But I'm wondering if there's a
35 possibility to put a time frame on it because of what Mark is
36 asking is that if they need to go to the Coast Guard, that we
37 try to get some of this in process or resolved before our
38 next meeting. You know that we don't take the time -- I mean
39 it's been almost a year and a half on this issue and this
40 issue is still in the same status.

41

42 MR. SQUARTSOFF: Maybe we could get the
43 State, the Federal and the Coast Guard all together and hash
44 out who is in charge of that.

45

46 MS. H. ARMSTRONG: Mr. Chair, we're very
47 happy Mark is giving us this proposal and we'll take it and
48 we'll work all these problems out and solve it by our next
49 meeting. We have a fisheries biologist coming on board and
50 it will be his or her first task. And we'll work with you,

00173

1 Mark, to make sure it all gets resolved.

2

3 MR. OLSEN: Just a comment, like I say, I am
4 an avid user of these waters.....

5

6 MS. H. ARMSTRONG: Uh-huh.

7

8 MR. OLSEN:and the way the State
9 regulations go, I don't dare go out there without a State
10 permit, don't know if I need to go get a Federal permit,
11 don't know if I get a State permit then do I have to be bound
12 by this time frame of 6:00 a.m. to 9:00 p.m., or do I go by
13 the Federal that says we have moved on it, that we have
14 accepted a sun up to sun down but now it's 24 hours, so you
15 see as a user out there, I am the one that's going to be the
16 example, if you will, probably if I am -- wanted to be looked
17 at harshly.

18

19 MS. TRUMBLE: Mark, you just need to get all
20 the permits.

21

22 MR. SQUARTSOFF: I know there is other elder
23 people that live in Kodiak that have been doing the past hour
24 time and have not been cited.

25

26 MR. BOYD: One of the items, Mr. Chair, that
27 we need to make in our regulations is to specify whether it's
28 a Federal or State permit. And the intent, we do not -- I'll
29 just be real clear about this, we do not have any Federal
30 permits in effect right now for any fishing areas in the
31 state. So whenever we refer to permit in these regulations,
32 it refers to a State permit. The idea was we wanted to use
33 one system of reporting where we had consistent regulations.
34 What I'm hearing you say is we have inconsistent regulations
35 and so it's creating some confusion. But let me clarify that
36 the permit that you're required to get is a State permit.

37

38 MR. OLSEN: Then am I bound by State law in
39 Federal waters?

40

41 MR. BOYD: Well, I think in Federal waters
42 you can fish under these regulations, the Federal
43 regulations.

44

45 MR. OLSEN: And you'll back me up on that?

46

47 MR. BOYD: Yes, I will. No, clearly.....

48

49 MR. SQUARTSOFF: Can you guarantee he's not
50 going to get cited?

00174

1 MR. BOYD: Well, I won't guarantee that there
2 won't be a citation but I think you got a pretty good case.
3 But I understand the dilemma that that puts you in and I
4 think those are the kinds of things that we're going to live
5 through for a while until we get them sorted out.

6
7 MR. OLSEN: I don't want to become a marked
8 John situation.

9
10 MR. BOYD: Okay.

11
12 MR. SQUARTSOFF: Ivan.

13
14 MR. LUKIN: Just listening to Mark, you know,
15 that's a complicated issue with so many people using a little
16 stream like that. My thought is until this thing is settled
17 on who's got control of the waters, is that, you let just a
18 certain group of people fish one day and another group fish
19 the next day, it would ease the pressure on the stream and
20 the bickering amongst each other out there.

21
22 MR. SQUARTSOFF: John.

23
24 MR. FOSTER: Yeah, I would think this would
25 be the perfect test case for you guys to get this figured out
26 first. You got one small little stream here but you got all
27 the same problems like you're going to have on the Yukon
28 River except they're going to be hundred-fold there. I would
29 think you'd want to use this as a test case and try to do
30 this first, iron out your problems first because once you get
31 into that Yukon it's really going to get complicated.

32
33 MR. SQUARTSOFF: Any other comments.

34
35 MR. OLSEN: It's as clear as mud.

36
37 MR. SQUARTSOFF: Okay, thank you. Okay, now,
38 we'll go to XYZ. What's the wishes of the Council, you have
39 the Southcentral or NWA on the 20th, 21st and 22nd.

40
41 MR. OLSEN: Mr. Chairman, I don't recall a
42 response as to whether the Council is going to support this
43 or is.....

44
45 MR. CRATTY: I'll make a motion.

46
47 MR. OLSEN:it going to be just my
48 personal proposal?

49
50 MR. SQUARTSOFF: I'm sorry.

00175

1 MR. CRATTY: I'll make a motion to support
2 Mark.

3
4 MS. TRUMBLE: Second.

5
6 MR. SQUARTSOFF: We got a motion and a
7 second.

8
9 MR. CRATTY: Call the question.

10
11 MR. SQUARTSOFF: The question is called for.
12 All those in favor.

13
14 IN UNISON: Aye.

15
16 MR. SQUARTSOFF: Opposed.

17
18 (No opposing votes)

19
20 MR. SQUARTSOFF: Motion carries.

21
22 MR. OLSEN: Thank you.

23
24 MR. SQUARTSOFF: XYZ window calendar for
25 Council meeting. Do we have any suggestions.

26
27 MR. SWETZOF: First week in October.

28
29 MR. SQUARTSOFF: It's September 10th to
30 October 21st, and I don't know if you have this that shows
31 the other -- I guess we're not wanting to overlap, is that
32 what the.....

33
34 MR. EDENSHAW: That's correct, Mr. Chair.
35 Presently we haven't -- as Helen stated, she's just been
36 serving temporarily as the anthropologist until Pat
37 McClellahan comes back next spring and without knowing what
38 other region Pat's going to -- unless Tom can clarify that,
39 is she going to do Bristol Bay, Kodiak and another region,
40 Southeast?

41
42 MR. BOYD: I don't know at this time.

43
44 MR. EDENSHAW: So with those three because
45 Dave Fisher is here with us and Dave's the biologist so I
46 know he and I are on the same as Bristol Bay, so.....

47
48 MS. H. ARMSTRONG: I think you should just go
49 ahead and set your meeting date and we'll work it out because
50 actually I was told yesterday that it's not set in concrete

00176

1 that Pat will be the person, we aren't certain until we hire
2 a new person. If we find someone else who -- we are still
3 organizing so I think the main thing is not to overlap with
4 Bristol Bay because Kodiak/Aleutians and Bristol Bay will --
5 is that right, Tim, probably will be the same person, and
6 Bristol Bay hasn't had their meeting yet so you can choose
7 when you want.

8

9 MR. SQUARTSOFF: So the whole thing is wide
10 open in other words?

11

12 MR. JENNINGS: Yes.

13

14 MR. SQUARTSOFF: The whole calendar.

15

16 MR. SWETZOF: Just for discussion I'd like to
17 move the first week of October.

18

19 MR. OLSEN: Mr. Chairman.

20

21 MR. SQUARTSOFF: Mark.

22

23 MR. OLSEN: I would just like to comment that
24 many of us do attend the AFN Convention and it does make it
25 a hectic time to have it anywhere near that window of
26 October. The other thing is, depending on where we call our
27 next meeting, looking at these people that have to travel the
28 most one way or the other, I would like to see that
29 correlated together and, in fact, my request was going to be
30 the week of September 18th.

31

32 MR. SQUARTSOFF: What, September 18th?

33

34 MR. OLSEN: 18th, yes. The week of September
35 18th.

36

37 MR. SQUARTSOFF: Della.

38

39 MS. TRUMBLE: Does that work?

40

41 MR. GUNDERSON: I'm usually just still
42 putting my gear away at that time.

43

44 MR. CRATTY: Well, I would be, too.

45

46 MR. GUNDERSON: Yeah.

47

48 MR. SQUARTSOFF: I guess this next meeting is
49 to be out the chain.

50

00177

1 MS. TRUMBLE: Well, maybe go back to, Mr.
2 Chair, the October 1st and 2nd or the 30th and 1st and 2nd.
3 Or is that too close to some year ends for some people,
4 September 30th year end.

5
6 MR. CRATTY: I speak as a fisherman and I
7 think that would be better for me because I'm the same as
8 Paul here and probably John, I won't be done salmon fishing
9 until around the 20th.

10
11 MR. GUNDERSON: Yeah, towards the end of
12 September and we got -- you work right up until October,
13 though, sometimes.

14
15 MR. FOSTER: Yeah, but once you get down
16 towards the end of September I could take a week off and
17 stuff.

18
19 MR. GUNDERSON: Yeah.

20
21 MR. SQUARTSOFF: September 20th.

22
23 MR. CRATTY: No, I said.....

24
25 MR. GUNDERSON: No.

26
27 MS. TRUMBLE: September 30th, October 1st.

28
29 MR. CRATTY: John and Paul and me fish so we
30 probably wouldn't be done until September 20th.

31
32 MR. SQUARTSOFF: Okay. So we're looking at
33 the first of October.

34
35 MR. GUNDERSON: Yeah, somewhere in there
36 especially if there's any fall fishing going on.....

37
38 MR. CRATTY: The 1st and 2nd.

39
40 MR. GUNDERSON:it would be right up
41 until about then.

42
43 MS. TRUMBLE: October 1st and 2nd.

44
45 MR. OLSEN: I see this calendar doesn't
46 identify weekends, we're going to run into a conflict there,
47 I believe.

48
49 MS. H. ARMSTRONG: No conflict.

50

00178

1 MR. OLSEN: No. We could do it right over
2 Saturday, Sunday or whatever?

3
4 MS. H. ARMSTRONG: We're doing Bristol Bay on
5 the weekend.

6
7 MR. CRATTY: I think that's good, too.

8
9 MS. TRUMBLE: Actually the weekend is better
10 for me.

11
12 MR. SQUARTSOFF: Okay, we got September 18th,
13 October 1st, 2nd and 3rd, October 9th. October 1st, 2nd and
14 3rd, sound good to everybody it sounds like.

15
16 MR. CRATTY: October 1st and 2nd.

17
18 MR. OLSEN: October 1st and 2nd.

19
20 MR. SQUARTSOFF: Well, let's take a vote, I
21 guess.

22
23 MR. OLSEN: That starts on a Sunday, the
24 first is a Sunday.

25
26 MR. CRATTY: Uh-huh.

27
28 MR. SQUARTSOFF: Right, 2nd and 3rd.

29
30 MR. CRATTY: Travel on the Saturday.

31
32 MR. SQUARTSOFF: Sunday would be the travel
33 date.

34
35 MR. CRATTY: No Saturday.

36
37 MS. TRUMBLE: Saturday.

38
39 MR. SQUARTSOFF: Saturday, September 30th.

40
41 MR. OLSEN: Giving the Feds all that overtime
42 will burn up our money.

43
44 MR. SQUARTSOFF: That's fine with me, I have
45 no problem with that.

46
47 MR. CRATTY: It's fine with me.

48
49 MR. GUNDERSON: Yeah.

50

00179

1 MR. FOSTER: Yeah.

2
3 MR. SQUARTSOFF: Location.

4
5 MR. CRATTY: Nelson Lagoon.

6
7 MR. SQUARTSOFF: Any other recommendations.

8
9 MR. GUNDERSON: I don't know about getting in
10 -- yeah, I guess there will still be all that charter -- the
11 charter guys will still be working.

12
13 MR. OLSEN: Do they have enough.....

14
15 MR. SQUARTSOFF: Do you have to go through
16 Cold Bay to get to Nelson Lagoon?

17
18 MR. CRATTY: Yeah.

19
20 MR. SQUARTSOFF: Or King Salmon or.....

21
22 MS. TRUMBLE: You might have to stop and
23 refuel.

24
25 MR. SQUARTSOFF: Do you go to Cold Bay?

26
27 MR. GUNDERSON: You go to Cold Bay and get on
28 a little Cherokee and meet you right at the beach.

29
30 MR. SQUARTSOFF: We aren't going to run into
31 a problem like we did last year?

32
33 MS. TRUMBLE: You're not going to King Cove.

34
35 MR. SQUARTSOFF: Twenty-five mile an hour
36 winds.

37
38 MR. GUNDERSON: Well, that's probably.....

39
40 MS. TRUMBLE: You're fine.

41
42 MR. LUKIN: You know, that time of year is
43 pretty -- you never know what the weather is going to do out
44 there, I would recommend that we leave a week open like if
45 you got a day or two that's bad, you could wait a day or two
46 and then fly in.

47
48 MR. SQUARTSOFF: Boy, that would be pretty
49 much for our administration wouldn't it?

50

00180

1 MR. EDENSHAW: That would be for reporting
2 purposes because they have to submit in the meetings with the
3 Federal Register and just the administrative part.

4
5 MR. OLSEN: Almost any place out there we got
6 to go through Cold Bay.

7
8 MR. SQUARTSOFF: Yeah.

9
10 MR. GUNDERSON: Cold Bay is the hub.

11
12 MR. SQUARTSOFF: Yeah. Can we use Cold Bay
13 as an alternate.

14
15 MS. TRUMBLE: I think so.

16
17 MR. CRATTY: Uh-huh.

18
19 MR. SQUARTSOFF: Is that okay?

20
21 MR. OLSEN: Does Nelson Lagoon have the
22 facilities?

23
24 MR. GUNDERSON: Yeah.

25
26 MS. TRUMBLE: There's a couple bed and
27 breakfasts or something there too.

28
29 MR. OLSEN: A couple.

30
31 MS. TRUMBLE: Paul's got a hotel up there.

32
33 MR. GUNDERSON: Ten rooms and a kitchen.

34
35 MR. SQUARTSOFF: Okay, we're just discussing
36 the dates that were picked, everybody agrees on September
37 30th, 1st, 2nd and 3rd of October and discussing Nelson
38 Lagoon as the site for the next meeting.

39
40 CHAIRMAN TUTIAKOFF: Okay.

41
42 MS. H. ARMSTRONG: Mr. Chair, for
43 clarification, you were saying was a travel date, that's
44 correct, the meeting should start on the 1st?

45
46 MR. SQUARTSOFF: I guess that's what they're
47 saying, the travel date would be on the 30th and the meeting
48 the 1st, 2nd and 3rd. Tom.

49
50 MR. BOYD: As I sit here and listen to the

00181

1 dates, September 30th is the end of the fiscal year.

2

3 MS. TRUMBLE: That's what I said.

4

5 MR. BOYD: And I was trying to remember, you
6 know, in times past and I don't know if it occurs every year
7 but it occurs often, where they put a restriction on Federal
8 travel over that period simply because of the year end
9 business. And maybe it would be good to, I'd say go ahead
10 and fix on those dates but pick an alternate date and we'll
11 look into that, an alternative date that we could do this, I
12 think to be safe and while we got you all here. It might be
13 good just to pick an alternative time schedule so that we can
14 sort this issue with the fiscal year out. I take it that
15 that would be your primary option but I wanted to advise you
16 of that potential problem before we got into it.

17

18 MR. SQUARTSOFF: Can we pick an alternative
19 date then while everybody's here.

20

21 MR. LUKIN: How about three days before it.

22

23 CHAIRMAN TUTIAKOFF: The 28th, 29th.

24

25 MR. GUNDERSON: Yeah, you don't want to be
26 stuck out in Nelson Lagoon and they cut off the Federal
27 funding.

28

29 MR. CRATTY: I think Ivan's got a good idea,
30 the 28th and 29th.

31

32 MR. SQUARTSOFF: The 28th and 29th is fine
33 with me but I can't leave until the afternoon of the 27th.
34 But if that's the wishes of the Council, that's fine.
35 Everybody agree, the 28th and 29th as the alternate.

36

37 MR. GUNDERSON: Well, that's blocking out a
38 week like Ivan said in the beginning.

39

40 MR. SQUARTSOFF: Okay. And Nelson Lagoon
41 would be the site with Cold Bay as the alternate.

42

43 MR. GUNDERSON: Yeah.

44

45 MR. SQUARTSOFF: Do we need a motion for this
46 or -- Cliff.

47

48 MR. EDENSHAW: No, that's fine -- for the
49 record, for the meeting.

50

00182

1 MR. SQUARTSOFF: For the record, is there a
2 motion.

3
4 MR. CRATTY: I make a motion to have the
5 meeting either on the 28th or 29th -- no the 1st and 2nd, and
6 an alternate on the 28th and 29th -- Nelson Lagoon.

7
8 MR. EDENSHAW: Excuse me, Mr. Chair, the
9 first choice was October 1st, 2nd and 3rd.

10
11 MR. CRATTY: Yes.

12
13 MR. EDENSHAW: Okay.

14
15 MR. FOSTER: Second.

16
17 MR. SQUARTSOFF: We have a motion and a
18 second then. Now, do I understand the 28th, 29th and 30th
19 with the alternate -- as the alternate dates?

20
21 MR. FOSTER: Yes.

22
23 MR. SQUARTSOFF: And the 1st, 2nd and 3rd
24 would be the.....

25
26 CHAIRMAN TUTIAKOFF: Question.

27
28 MR. SQUARTSOFF: Question's been called for.
29 All those in favor.

30
31 IN UNISON: Aye.

32
33 MR. SQUARTSOFF: Opposed.

34
35 (No opposing votes)

36
37 MR. SQUARTSOFF: Motion carries. We can go
38 back to 11 and I'll turn it over to the Chairman.

39
40 CHAIRMAN TUTIAKOFF: I'm sorry for being late
41 this morning. Adak issues. But we'd ask for a recess at
42 this time so we can regroup, five minute recess.

43
44 (Off record)
45 (On record)

46
47 CHAIRMAN TUTIAKOFF: I'll call the meeting
48 back to order. Sorry for not being here this morning on
49 time, I had other issues, primarily Adak, as you know, I was
50 pretty busy with that issue today.

00183

1 I was told by the vice-Chair, that we need to discuss
2 the King Cove Road. We talked a little bit about it
3 yesterday and how I felt that issue needed to be brought to
4 our attention because the impacts of subsistence through the
5 Izembek and primarily for the community of King Cove. I
6 would like this Kodiak/Aleutian Board to make a strong
7 statement supporting the issue of the King Cove Road
8 regardless of what the Wilderness Society is saying. I think
9 that it is needed for the betterment of the community of King
10 Cove and the people that are living there.

11
12 I just don't know how I could present a motion other
13 than saying that we support the issue regarding the King Cove
14 Road and leave it at that.

15
16 MS. SHELLIKOFF: I'll make a motion that we
17 support King Cove in its efforts to build a road to Cold Bay.

18
19 CHAIRMAN TUTIAKOFF: Is there a second.

20
21 MR. OLSEN: Second.

22
23 CHAIRMAN TUTIAKOFF: Seconded by Mark.

24 Discussion.

25
26 MR. OLSEN: Mr. Chair.

27
28 CHAIRMAN TUTIAKOFF: Yes, Mark.

29
30 MR. OLSEN: When I look at this, I hate to
31 use the term but I look at this as another one of these total
32 red tape issues that we are putting wildlife above the human
33 well-being. When I talk about that I know that places such
34 as King Cove wouldn't even have to utilize a place, Cold Bay
35 as a transfer point, and knowing that the weather is the
36 biggest contributing factor, which disallows that many times,
37 that this road here is really necessary for the health and
38 well being of the communities, especially King Cove, to be
39 able to have contact with the outside world in such issues as
40 medical reasons.

41
42 Thank you.

43
44 CHAIRMAN TUTIAKOFF: Thank you. Any more
45 comments, discussion or support. Paul.

46
47 MR. GUNDERSON: Yes. Yesterday afternoon we
48 were having a discussion with Mr. Poetter about this, the
49 development, that they're looking at that may possibly happen
50 in Cold Bay here, an influx of people. One of the big

00184

1 battles has been is that through this Refuge, they're afraid
2 that it's going to open up more access to that part of the
3 country by the development. They were talking about in the
4 waterfowl hunting, the sportsfishing and stuff like -- that
5 they were talking about, it may be developing in Cold Bay
6 here in the next, you know, foreseeable future -- see where
7 there's any difference between that and the road system going
8 in.

9
10 So it's sounds it's pretty evident there is going to
11 be development in that Refuge area. You know, so I brought
12 up, I don't know, a little more light on the subject.

13
14 CHAIRMAN TUTIAKOFF: Mark.

15
16 MR. OLSEN: Mr. Chairman, yes, as we
17 discussed yesterday, the possibility of outfitters going in
18 there for birds, I mean, isn't that a development? I think
19 there's another precedent on that issue as well that ties in
20 directly with development as they want to address it. To
21 whichever manner that's accepted at this point, I don't know,
22 but it certainly is a part of the same challenge I feel.

23
24 Thank you.

25
26 CHAIRMAN TUTIAKOFF: Any more discussion.
27 Call for the question -- okay, Pete.

28
29 MR. SQUARTSOFF: I'm also in support of the
30 road from King Cove to Cold Bay. I feel we need to look at
31 human life instead of wildlife also. Just being out there
32 many times and knowing the weather out there like our last
33 meeting out there we were stuck for two or three days extra,
34 you couldn't get back to Cold Bay. I really support it. I
35 think it should be done. I think it needs to be done. And
36 I think the Refuge can work with it and manage accordingly.

37
38 CHAIRMAN TUTIAKOFF: Thank you. Joe.

39
40 MR. ALLEN: Yeah, Mr. Chairman, I used to
41 live in Cordova. And the road went from Cordova all the way
42 to 50-Mile across the Copper River Flats and that didn't seem
43 to have any adverse affect on the wildlife there, so I
44 support the King Cove Road.

45
46 CHAIRMAN TUTIAKOFF: Thank you. Any more
47 comments. Ivan.

48
49 MR. LUKIN: Well, you know, thinking about
50 this issue down there. Look at that Trans-Alaska Pipeline

00185

1 and how many miles that covers and I think we could use that
2 for an example to see how that affected the wildlife. I
3 don't feel it did over the years. And we ought to look at
4 that and, you know, compare it to what you guys are asking
5 for down there.

6
7 CHAIRMAN TUTIAKOFF: Yeah, it's a shorter
8 distance than the Pipeline has run.

9
10 MR. LUKIN: Right.

11
12 CHAIRMAN TUTIAKOFF: Hearing none, I'll call
13 for the question.

14
15 MR. SWETZOF: Question.

16
17 CHAIRMAN TUTIAKOFF: Question's been called.
18 All those in favor say aye.

19
20 IN UNISON: Aye.

21
22 CHAIRMAN TUTIAKOFF: Opposed.

23
24 (No opposing votes)

25
26 CHAIRMAN TUTIAKOFF: Motion carries. The
27 next item we had on there was Adak again. I would like to
28 thank the Council for the motion that was, again, sent
29 through asking for a rural designation for Adak. I think
30 it's important to note that this is a community that's
31 starting and has in the future, a possibility of providing
32 for a younger generation. And I'd like to thank the Council
33 on that if there's no more comments.

34
35 Mark.

36
37 MR. OLSEN: Yes, I'd just like to make a
38 comment. As we well know that during World War I, the Native
39 people that inhabited these areas were actually moved out by
40 the Military and I think it's only just that since these
41 folks are no longer needed, that these people have access to
42 the same lands that were basically taken from under them
43 through the Military process during World War II.

44
45 Thank you.

46
47 CHAIRMAN TUTIAKOFF: Thanks, Mark. If
48 there's no more items on Adak we'll move on to the next item.
49 The next item is we'd like to adjourn and ask that the
50 Director and Tim please remain to counsel the Council in

00186

1 Executive Session.

2

3 Cliff.

4

5 MR. EDENSHAW: Just before you -- Mr. Chair,
6 before the Council does that, in regards to the annual
7 report, from the minutes from the 1999 meeting in King Cove,
8 Della made a comment in there for when we address the 199 --
9 let's see, this is the year 2000.....

10

11 CHAIRMAN TUTIAKOFF: Uh-huh.

12

13 MR. EDENSHAW:for the 1998 annual
14 report we submitted a list of issues and we followed it up
15 and the Board responded to those. And if you look on Page 10
16 of your minutes for the 1998 annual report, Della had just
17 one comment regarding Dick Seller's attendance and to give
18 advance notice, and then when we met in King Cove there
19 weren't any issues for the 1999 annual report, and that's
20 where any issues that the Council may have, those would be
21 reviewed this summer and sent to the Board.

22

23 So at this time, I'll just ask the Council, again, if
24 they have any issues they would like for the annual report
25 because when we met in King Cove there weren't any.

26

27 CHAIRMAN TUTIAKOFF: Were there any issues
28 regarding the annual report that needs to be updated for the
29 Council to look at?

30

31 MS. HILDEBRAND: Mr. Chairman, Ida
32 Hildebrand, BIA Staff Committee member. I made a list of
33 nine items that you discussed throughout the meeting that I
34 thought would be appropriate for your annual report. And I
35 could either read them into the record or just give them to
36 Staff to begin to develop and give a draft back to you.

37

38 CHAIRMAN TUTIAKOFF: Okay. I think just
39 getting them to the coordinator and a draft to the Council
40 would be fine.

41

42 MR. OLSEN: Mr. Chairman.

43

44 CHAIRMAN TUTIAKOFF: Mark.

45

46 MR. OLSEN: Is it okay for her to at least
47 read them so we have a little bit of heads up on it before
48 they arrive, that there might be any question of intent.

49

50 CHAIRMAN TUTIAKOFF: Sure.

00187

1 MR. OLSEN: Thank you.

2

3 MS. HILDEBRAND: Thank you, Mr. Chair. The
4 comments that you have been discussing, I noticed, with
5 concern for the last two days were the limit on designated
6 hunter in possession take. The resolution to other Regional
7 Councils. The concern of the sports impact and other taking
8 that isn't being reflected in the studies that are being
9 conducted. The Adak rural issue. The issue on Akutan C&T.
10 The concern regarding the number of guides permits issued.
11 Concern that bird studies don't reflect subsistence use
12 birds. And support of the King Cove Road.

13
14 CHAIRMAN TUTIAKOFF: Okay. Paul.

15
16 MR. GUNDERSON: Yes, earlier today we were
17 talking with Mr. Boyd about this critical habitat area there
18 on the stellar eiders and he was going to check with someone
19 to see if they could come and be able to fill us in a little
20 bit about it.

21
22 CHAIRMAN TUTIAKOFF: Okay, that could be
23 added.

24
25 MS. TRUMBLE: Mr. Chairman.

26
27 CHAIRMAN TUTIAKOFF: Della.

28
29 MS. TRUMBLE: I think that the other thing
30 that we've gotten into quite a bit, too, is the Buskin River
31 issue and the need to get that cleared up, the jurisdiction
32 and what the regulations are and how they're overlapping.

33
34 CHAIRMAN TUTIAKOFF: Buskin River, primarily
35 the subsistence use on Chiniak Bay.

36
37 MR. OLSEN: Just for clarification, Mr.
38 Chair, I believe that Buskin River should be addressed as a
39 drainage as we are not talking about the Buskin River,
40 itself.

41
42 CHAIRMAN TUTIAKOFF: Just the drainage, okay.
43 So those are two more items to add to the annual report.

44
45 MS. TRUMBLE: Mr. Chair.

46
47 CHAIRMAN TUTIAKOFF: Yes.

48
49 MS. TRUMBLE: I think the other issue that we
50 did bring up with Mr. Boyd this morning also is the need to,

00188

1 at least, every two years, have a statewide gathering, the
2 issue of communication and learning each others regions is
3 pretty important.

4
5 CHAIRMAN TUTIAKOFF: Other Regional Advisory
6 type Council meetings.

7
8 MS. TRUMBLE: Yeah.

9
10 CHAIRMAN TUTIAKOFF: Any more. Yes, Tom.

11
12 MR. BOYD: Just to address Mr. Gunderson's
13 comment. We obviously didn't anticipate the eider critical
14 habitat issue being something that would arise at this
15 meeting. I stepped out when it came up to see if I could get
16 someone over here to explain it. I was unable to do that.
17 The right people were not available or were tied up. So I'm
18 just basically saying I was unsuccessful to bring someone in
19 here on short notice to address that issue. I'm hoping that
20 Mr. Poetter's remarks to you were satisfactory. But if there
21 are additional questions, I think we would try to get those
22 questions responded to, and I'm not sure what they are off
23 the top of my head. I had to step out during that
24 discussion.

25
26 MR. OLSEN: Mr. Chairman.

27
28 CHAIRMAN TUTIAKOFF: Mark.

29
30 MR. OLSEN: Yes, on that issue I believe the
31 meat of the issue is to know what habitat is defined as for
32 the eider so we can be aware of how it might affect our other
33 subsistence usage.

34
35 MR. BOYD: Okay. If I may, if I can get all
36 of those questions, what I would do is then take them to the
37 appropriate office in the Fish and Wildlife Service and get
38 them to respond in writing to each of the Council members,
39 that's how I would address that.

40
41 CHAIRMAN TUTIAKOFF: Okay.

42
43 MR. BOYD: Okay.

44
45 CHAIRMAN TUTIAKOFF: John.

46
47 MR. FOSTER: My intent on this deal is we're
48 right in the middle of this sea lion mess right now and the
49 stellar eider has the potential to become the same kind of
50 mess and I'd like to be ahead of the game for a change. You

00189

1 know, if you can -- even at the next meeting, have a full
2 presentation on this.

3
4 MR. BOYD: Okay.

5
6 MR. GUNDERSON: Yeah. We'd kind of like to
7 be brought up to speed as to what's going on, if there's new
8 information coming up or if there are time lines, you know,
9 that we're looking at that we may have to pull together and
10 meet on to -- or to share information on the subject.

11
12 MS. SHELLIKOFF: Mr. Chair.

13
14 CHAIRMAN TUTIAKOFF: Gilda.

15
16 MS. SHELLIKOFF: Maybe one of the things, you
17 know, if there is critical information that could impact our
18 region and there is a time line on it, maybe one of the
19 things you could do is just have a teleconference with the
20 Council and provide that information.

21
22 MR. BOYD: That's a good idea. Okay, I will
23 proceed to try to respond to the Council's concerns on that.

24
25 CHAIRMAN TUTIAKOFF: Okay. Thank you, Ida,
26 for bringing up those issues. We've added two, the Buskin,
27 Chiniak and the stellar eiders issue. Any more items for the
28 annual report to be included.

29
30 Okay.

31
32 MR. EDENSHAW: Mr. Chair, in regards to --
33 and Ida or Tom or Peggy could elaborate further, but in
34 regards to an Executive Session, those have to be advertised
35 ahead of time. So what you may consider doing is just
36 adjourn and request that those individuals remain. But those
37 have to be advertised in the Federal Register when those
38 meetings are going to be.

39
40 CHAIRMAN TUTIAKOFF: We're not going into
41 Executive Session.

42
43 MR. EDENSHAW: Okay.

44
45 CHAIRMAN TUTIAKOFF: We're going to adjourn
46 and ask to have a Staff discussion.

47
48 MR. EDENSHAW: Okay.

49
50 CHAIRMAN TUTIAKOFF: I understand the Federal

00190

1 Register that there is a notice of process. Della.

2

3 MS. TRUMBLE: Mr. Chair, the issue of Adak,
4 or maybe the issue of residency came up this morning earlier.
5 I wonder if, if before we adjourn, we can discuss that. I
6 think the question came up of where your residence is.

7

8 CHAIRMAN TUTIAKOFF: My residence is at Adak.
9 I have a post office box there. I live there. My family
10 lives there. At the present time I'm in transition at the
11 Aleut Corporation and I intend to go back to Adak. I travel
12 the whole region as part of my job. I travel to all the
13 communities in the region. So I feel if there's a residency
14 question then I need to -- I think that should take care of
15 it.

16

17 MS. TRUMBLE: Thank you.

18

19 CHAIRMAN TUTIAKOFF: Any more comments or
20 concerns. If not, I'll ask for a motion to adjourn.

21

22 MR. SQUARTSOFF: So moved.

23

24 CHAIRMAN TUTIAKOFF: Moved by Pete. Second.

25

26 MS. TRUMBLE: Second.

27

28 CHAIRMAN TUTIAKOFF: Seconded by Della. All
29 those in favor say aye.

30

31 IN UNISON: Aye.

32

33 CHAIRMAN TUTIAKOFF: Opposed.

34

35 (No opposing votes)

36

37 CHAIRMAN TUTIAKOFF: Motion carried.

38

39 (END OF PROCEEDINGS)

40

* * * * *

C E R T I F I C A T E

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

UNITED STATES OF AMERICA)
) ss.
STATE OF ALASKA)

I, Joseph P. Kolasinski, Notary Public in and for the State of Alaska and Owner of Computer Matrix, do hereby certify:

THAT the foregoing pages numbered 146 through 190 contain a full, true and correct Transcript of the VOLUME II, KODIAK/ALEUTIANS FEDERAL SUBSISTENCE REGIONAL ADVISORY COUNCIL MEETING, taken electronically by Salena Hile on the 22nd day of March, 2000, beginning at the hour of 9:00 o'clock a.m. at the Hawthorne Suites, Anchorage, Alaska;

THAT the transcript is a true and correct transcript requested to be transcribed and thereafter transcribed by under my direction and reduced to print to the best of our knowledge and ability;

THAT I am not an employee, attorney, or party interested in any way in this action.

DATED at Anchorage, Alaska, this 31st day of March, 2000.

Joseph P. Kolasinski
Notary Public in and for Alaska
My Commission Expires: 4/17/00