

1 BRISTOL BAY ALASKA FEDERAL SUBSISTENCE
2 REGIONAL ADVISORY COUNCIL MEETING

3
4 PUBLIC MEETING

5
6 VOLUME II

7
8
9
10 Bristol Bay Borough Chambers
11 Naknek, Alaska
12 March 10, 2011
13 8:30 a.m.

14
15
16 COUNCIL MEMBERS PRESENT:

17
18 Molly Chythlook, Chair
19 Nanci Morris Lyon
20 Dale Myers
21 Alvin Boskofsky
22 Dan Dunaway
23 Moses Toyukak
24 Richard J. Wilson
25
26
27 Regional Council Coordinator, Donald Mike

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44 Recorded and transcribed by:

45
46 Computer Matrix Court Reporters, LLC
47 135 Christensen Drive, Suite 2
48 Anchorage, AK 99501
49 907-243-0668
50 sahile@gci.net

1 P R O C E E D I N G S
2
3 (Naknek, Alaska - 3/9/2011)
4
5 (On record)
6
7 MADAME CHAIR CHYTHLOOK: Now that we're
8 wide-eyed, bushy-tailed and wide awake, let's get into
9 our MOU that we struggled with last night. And I think
10 Dan and Nanci both have their words to use. So let's
11 get started.
12
13 MR. DUNAWAY: Okay. Madame Chair.
14
15 MR. MIKE: Madame Chair. Before you
16 get started, I just wanted to recognize that our
17 Council Member Richard Wilson for going the Council.
18 He was at the Board of Game meeting in Wasilla.
19
20 Thank you.
21
22 MR. WILSON: Good morning.
23
24 MADAME CHAIR CHYTHLOOK: Okay.
25 Welcome.
26
27 MR. DUNAWAY: Thank you, Madame Chair.
28
29
30 Good to see you Richard. It's always
31 good to have a full board.
32
33 Yeah. We withdrew -- or I withdrew my
34 motion regarding the MOU between the State and the
35 Federal Subsistence Board, and I spent some time
36 rewriting, and it looks like Nanci did also.
37
38 Now, Donald, what's up on the screen,
39 is that what we just typed up?
40
41 MR. MIKE: Yeah, that was all based on
42 your notes you wrote up this morning, and we were
43 working with Nanci also. Is this the correct version
44 we're on?
45
46 MR. DUNAWAY: Yeah. Donald, actually
47 now that I.....
48
49 REPORTER: Mic.
50

1 MR. DUNAWAY: Donald, now that I see it
2 up there, we could probably delete that first three
3 guiding P, Nanci, because we've incorporated it right
4 down there below. Yeah. Okay. I have it up here on
5 the screen. Thanks for typing that in, Donald.

6
7 We had talked yesterday about --
8 overall in my motion was I think we should support the
9 continuing MOU. I see we have a T-H-E-E in that top
10 line. The motion was to support the MOU with some
11 added language, and Nanci had wanted to incorporate
12 some comments supporting predator control, and you see
13 that under guiding principles No. 1, it's in italics
14 there. It's just add onto what's existing in the MOU
15 under that line. It says, and other entities, and this
16 includes keeping an open mind to the possibility of and
17 implementation of predator control when the
18 conservation of a particular species is in peril.

19
20 And other language, some of this
21 actually was suggested by Molly yesterday, and under
22 guiding principles No. 2, follow that line down to
23 where it says, using the best scientific and cultural
24 information and local traditional knowledge, just
25 insert that TEK.

26
27 Going on down to Section 4, line 2,
28 again we wanted to insert TEK to replace cultural, the
29 word cultural.

30
31 And then going further down in Section
32 4 to Line 9, discusses communicating with local folks,
33 and we're asking them to -- and identify tribal as well
34 as other local agency representatives. Just being a
35 little more emphatic about contacting all the
36 interested groups.

37
38 And that -- if I may, as we have
39 printed up there is what I would like to make a motion
40 on for supporting the MOU.

41
42 MS. MORRIS LYON: I'll second it.

43
44 MADAME CHAIR CHYTHLOOK: Okay. There's
45 been a motion to add the language to the MOU as seen up
46 there on the wall. And who?

47
48 MS. MORRIS LYON: I did.

49
50 MADAME CHAIR CHYTHLOOK: And Nanci

1 seconded the motion. Richard.

2

3 MR. WILSON: Madame Chair. Forgive me,
4 but would it be out of line if I asked just a little
5 bit of update on yesterday's conversation about this
6 that brought it to this point so if I had something to
7 add I could.

8

9 Thank you.

10

11 MADAME CHAIR CHYTHLOOK: Okay. Tom, do
12 you want to tell what happened yesterday.

13

14 MR. KRON: Yes. Madame Chair.

15

16 You know, as we were working through
17 the agenda, Richard, we're over there on Item No. 16 on
18 Page 2, and we were working through the various items.
19 We got down to 16.B.2.iii and basically we're having a
20 talk about the MOU between the State of Alaska and the
21 Federal Subsistence Board. We mentioned the fact that
22 there's already MOUs between, for example, the U.S.
23 Fish and Wildlife Service and the State of Alaska, and
24 I think the other Federal agencies and State of Alaska
25 as well. But there is an agreement between the Federal
26 Subsistence Board and the State about how they're going
27 to interact, and basically it involves the interaction
28 between the Game Board, the Fish Board, you know, and
29 the Federal Board and Fish and Game. Those entities.

30

31 And there were questions about that
32 MOU. Originally the Regional Councils were involved in
33 the process 10 years ago, but then because of the
34 Federal Advisory Committee Act process, when it was
35 updated here a couple years ago, you know, the Councils
36 couldn't be involved. It was just Staff that did it.
37 And that generated some concern, because again the
38 public members weren't involved.

39

40 So the Federal Board wanted this whole
41 issue brought back out to all 10 Regional Councils
42 during the winter meetings here, and we wanted to hear
43 what the Regional Councils thought. So that was what
44 started the discussion.

45

46 And then there was a motion, Dan made a
47 motion yesterday to make some changes, and then the
48 decision was made to just hold off and think about it
49 over the evening, and, you know, see if they couldn't
50 fine-tune things a little bit.

1 Thank you, Madame Chair.
2
3 MADAME CHAIR CHYTHLOOK: Richard.
4
5 MR. WILSON: Madame Chair. That's
6 great. It just -- the local support I think in these
7 type of decisions is important. It showed up here two
8 days ago, yesterday at the Board of Game where all the
9 ACs got together prior to some of the proposals that
10 went out, and along with the State, some State seats
11 there. And very good results came out of it.
12
13 So group therapy is very good.
14
15 MADAME CHAIR CHYTHLOOK: Nanci.
16
17 MS. MORRIS LYON: Thank you, Madame
18 Chair.
19
20 Yeah, Richard, and just to encapsule it
21 a little bit further is I felt like this MOU, this is
22 our shot at it. And not that we won't get another
23 shot, but we don't know when we'll get that shot, and
24 it is the clear understanding between the Subsistence
25 Board and the State on how they'll deal with things.
26
27 And I felt that predator control needed
28 to be included in that in some form. Now, whether they
29 accept it or not is another issue. However this is our
30 opportunity to say to them, we think this our
31 important, and we think that you need to reconsider
32 your position on this again. So that was where the
33 predator control part came in.
34
35 MADAME CHAIR CHYTHLOOK: Dan.
36
37 MR. DUNAWAY: Yeah. Thank you, Madame
38 Chair.
39
40 Yeah, Richard, as I was reading that
41 and I looked over and went, oh, gee. He needs to have
42 a chance to get up to speed.
43
44 Yeah. From my past experience working
45 in fish and game, I came to know that this MOU is a
46 real important document to make sure the State and Feds
47 work together as best they can. And so I'm really
48 strong to see that it is continued in some form.
49
50 Molly made a number of little wording

1 suggestions that I think were good to incorporate, and
2 in our discussion I just kind of rolled them into my
3 motion. And then Nanci's idea, because they really
4 need kind of a guidelines on how to work together.

5
6 And I remember there was an awful lot
7 of paranoia, who was going to do what before they had
8 the MOU. And there's still occasional bickering on how
9 to interpret some of the words, but overall I think --
10 and in fact a few folks spoke up yesterday about how
11 now like when there was a need to do the wolf control
12 in Port Heiden, the Federal and the State just meshed
13 really well and they got after the program.

14
15 And, Alvin, you had some other
16 examples. There was two or three examples of where
17 things worked the way they're supposed to, so I sure
18 want to -- one of my biggest concerns as I sit on this
19 RAC is to see a whole bunch of bureaucrats arguing
20 while subsistence folks are standing around or, you
21 know, left behind in the argument. And that's not the
22 point. We're supposed to be able to do our
23 subsistence.

24
25 And so I guess that's kind of why I'd
26 like to see the MOU continue.

27
28 Thank you.

29
30 MADAME CHAIR CHYTHLOOK: Okay. Any
31 more suggestions. Any more.

32
33 (No comments)

34
35 MADAME CHAIR CHYTHLOOK: The only
36 comment I'd like to make is I don't think we need to
37 come into crisis to have the agencies start, you know,
38 working together. I think they need to start working
39 together as soon as they hear concerns from the
40 villages, because the community members that live in
41 their areas, their region, they observe what's around
42 them first hand. And I think that as soon as we start
43 hearing concerns from the local people is when
44 everybody needs to work together instead of after the
45 fact, you know, when there's an emergency.

46
47 So that's my little pitch for this.

48
49 Any more comments. Richard.

50

1 MR. BOSKOFISKY: Madame Chair.

2

3 MADAME CHAIR CHYTHLOOK: Alvin.

4

5 MR. BOSKOFISKY: On this MOU. When the
6 incident happened at the lake, the next day the State
7 was in. By that evening Fish and Wildlife was in. And
8 we all know that it costs lots of dollars to have them
9 bring in airplanes and hunters and helicopters. And
10 they did a good job. They stayed out there for like a
11 week, week and a half, and they did catch them. At the
12 lake I think they got 8, 9, and then one was caught by
13 two snowmachines that were coming down from Port
14 Heiden.

15

16 And I understand the same happened in
17 Port Heiden when the wolves attacked there. They got
18 in there real quick. And I think there were like 22
19 taken between the locals and the State and the Feds.

20

21 So this MOU, even the way it stands is
22 good, and I think, you know, they're not going to hide
23 from predator control. I mean, to me that was predator
24 control. And they both worked together and it happened
25 fast. And it cost a lot of money to have them fly out
26 and do that stuff.

27

28 Thank you.

29

30 MADAME CHAIR CHYTHLOOK: Richard.

31

32 MR. WILSON: Madame Chair. At the
33 Board of Game there was discussion on Rat Island, a
34 project that was done by the Feds with coordination
35 from the State in order to get the funding and to be
36 able to go in there, so there was some coordination
37 done between the agencies on that. The State supported
38 that, you know, they went in there and basically wiped
39 out all the rats off this island, \$3.5 million.

40

41 And in return, the State was asking for
42 a little bit of cooperation on the Unimak, you know,
43 just to try to do a little bit of predator control
44 there. And the Feds chose not to.

45

46 And there was some technical language
47 there that they feel that their hands are tied behind,
48 and so there was a lot of heated discussion on that
49 technical language. And it seems like that's where
50 everything gets bottlenecked, you know, where they feel

1 like they don't have a whole lot of room to wiggle
2 there. To my understanding, it's, you know, the
3 guidelines they have to go by are very, in their mind
4 -- I mean, you know, it's interpretation thing, and
5 they're trying to work through it.
6
7 MADAME CHAIR CHYTHLOOK: Okay. Any
8 more discussions. There's been a motion and second.
9
10 (No comments)
11
12 MADAME CHAIR CHYTHLOOK: I think we're
13 -- if not, I guess we can.....
14
15 MR. DUNAWAY: Question.
16
17 MADAME CHAIR CHYTHLOOK: Question's
18 been called. All in favor of the language that's been
19 added to this MOU say aye.
20
21 IN UNISON: Aye.
22
23 MADAME CHAIR CHYTHLOOK: Any
24 opposition.
25
26 (No opposing votes)
27
28 MADAME CHAIR CHYTHLOOK: Okay. Thank
29 you. That was fast. That was better than what, 15,
30 20, 30 minutes.
31
32 (Laughter)
33
34 MADAME CHAIR CHYTHLOOK: Okay. Moving
35 on to customary trade. Is that -- no, no, no. The
36 briefing document or are we still under MOU.
37
38 MR. KRON: No, Madame Chair. I think
39 you've completed what the Board was asking you to do on
40 the MOU. And I thank Dan and Nanci and others for all
41 the work last evening to make it go so smoothly today.
42 That was very helpful.
43
44 The next item on the agenda, and again
45 I passed out earlier -- Madame Chair, you'd asked Staff
46 to rework a resolution on salmon bycatch. I don't know
47 if you want to do that now or if you want to move on to
48 customary trade. We can go either way.
49
50 What's your preference, Madame Chair.

1 MADAME CHAIR CHYTHLOOK: What's the
2 wishes of the Board. Nanci.
3
4 MS. MORRIS LYON: Madame Chair. I
5 might suggest that we would take it up later, maybe
6 under other or something. I'm going to need a few
7 minutes to read it and digest it before I would be
8 willing to act on it.
9
10 MADAME CHAIR CHYTHLOOK: Okay. Moving
11 on to C&T.
12
13 MR. KRON: Madame Chair. Again we're
14 down to Item 16.B.2.iv. And again this is another
15 place where the Federal Subsistence Board is seeking
16 input from the Regional Advisory Councils.
17
18 And again they're just asking at this
19 point for some general perspectives from the Councils.
20 All 10 Councils are being asked to weigh in. And again
21 the Federal Subsistence Board is trying to decide what
22 changes need to be made in the C&T process.
23
24 To date more than 300 C&T
25 determinations have been made. The decisions on C&T
26 have been affirmed by the courts when they've been
27 challenged.
28
29 At this point the Federal Subsistence
30 Board is interested in what the RACs think about the
31 existing process, so they're just asking general
32 questions:
33
34 Is the current process working for
35 you? If not how and what would you change?
36
37 And again I'll be here to take notes
38 and report back, and again it will generate some
39 discussion I think at future Federal Board meetings.
40 And again I think the intent is to include the Chair at
41 a minimum in those processes, but they're just looking
42 for input from the Councils, what you think about the
43 Federal C&T process.
44
45 Thank you, Madam Chair.
46
47 MADAME CHAIR CHYTHLOOK: Okay. Nanci.
48
49 MS. MORRIS LYON: Yeah, Madame Chair.
50 I'll take a quick shot at this.

1 Having been at several of the main
2 Council meetings in the past, I have to say that I
3 think that this process works wonderfully for us,
4 because we are not even in question out here, and I
5 don't see how we would ever hardly get to that point.
6 I think we're a long way away from it.
7
8 I do know, however, some of the road
9 systems struggle and have struggled and probably will
10 continue to struggle in what is a fair C&T
11 determination. But I have to say for us this system is
12 working, and it's because we fit it so well.
13
14 Thank you.
15
16 MADAME CHAIR CHYTHLOOK: Any other
17 comments. Dan.
18
19 MR. DUNAWAY: Yeah. Thank you, Madame
20 Chair. I'll kind of echo Nanci's comments.
21
22 I think I got in on the tail end of
23 some of that, sitting on the RAC, as a number of folks
24 here probably weren't here on the RAC. They might have
25 been in the audience.
26
27 I think hats off to the previous RAC
28 members for doing a good job, and they seem to be well
29 able to handle it. And like Nanci says, I think it
30 worked pretty well out here.
31
32 So off the top of my head, I certainly
33 don't have any burning need to see changes.
34
35 Thank you.
36
37 MADAME CHAIR CHYTHLOOK: Richard.
38
39 MR. WILSON: Madame Chair. I just
40 brought up a thought. And this came also from some
41 discussion on Unimak, when the Feds gave their
42 reasoning why they turned that down.
43
44 They were talking about subsistence
45 uses, and if I remember right, their numbers were
46 showing very little activity as far as people using the
47 resource. So their baseline studies were kind of
48 skewed because they hadn't had any more recent data.
49
50 So I'm only stating this, because I

1 believe that we as traditional users must always, if
2 there's something, a form to fill out saying that you
3 used, you know, the resource, that we need to get
4 involved in that, because those numbers are very
5 skewed. They don't know how much effort is out there.
6 They just know numbers, you know, that are taken. And
7 it's a very unreal number. And so our people need to
8 know that it's important to be recognized, you know, as
9 a user group so these kinds of things don't fall away
10 from us.

11
12 MADAME CHAIR CHYTHLOOK: Okay. Any
13 more comments.

14
15 (No comments)

16
17 MADAME CHAIR CHYTHLOOK: I think that's
18 why I've always believed that -- that's why the
19 baseline surveys or any type of surveys that come to
20 the communities are so important. I don't care who's
21 paying for those surveys, because they're documenting
22 the resources that the village people in the
23 communities used.

24
25 And just within the last two years
26 ADF&G Subsistence Division in Dillingham has made an
27 effort to update all the baseline surveys that had been
28 within Bristol Bay. And it was because of the concerns
29 that the communities were coming up with, or were
30 having regarding large developments. And when there's
31 that type of a concern, like Richard said, any
32 resources, subsistence resources that are harvested in
33 your community, needs to be documented like I again
34 say, I don't care who's paying for the research, but
35 the documentation is important. Subsistence permits or
36 any permits that come into the communities is good for
37 our C&T use.

38
39 And, you know, as long as the public is
40 involved and they have been involved with C&T
41 processes, I don't have any concerns about the C&T that
42 is in place right now.

43
44 Richard.

45
46 MR. WILSON: Madame Chair. Thank you.

47
48 I just want to reiterate again the
49 importance of, you know, this customary and traditional
50 use is somehow to be locked into our system without

1 ever having to go and say, well, not enough people are
2 using that resource. It's gone, you know. I mean,
3 there's conditions where, you know, the resource, the
4 numbers are down, and they could be down for several
5 years. And, you know, the books may show there's no
6 use, you know, there is no taking. But, you know, it
7 only holds true that there's -- you know, maybe the
8 resource isn't -- you know, the numbers aren't up
9 enough to take that resource. And we as people
10 understand that and we self-regulate ourselves in a lot
11 of ways.

12
13 So I don't know how, but I'm hoping
14 that customary and traditional language would somehow
15 be there forever and not be up for a vote at some
16 point.

17
18 MADAME CHAIR CHYTHLOOK: Okay. Where
19 are we. Okay. Tom.

20
21 MR. KRON: Yeah. Just for some
22 clarification, and it's something I've heard voiced.
23 I've said it myself. I've heard the Federal Board talk
24 about it. I've heard it discussed by Staff.

25
26 But under ANILCA there's no
27 insignificant subsistence use. All subsistence uses
28 are important. All of them are significant. And
29 again, you know, sometimes I think the Federal Board
30 makes some judgment calls on some issues, but again in
31 the Federal process subsistence at any level is
32 important and needs to be protected.

33
34 Thank you, Madame Chair.

35
36 MADAME CHAIR CHYTHLOOK: Dale.

37
38 MR. MYERS: Yes, Madame Chair. You
39 know, agreeing with what everybody's been talking about
40 here, but it comes right back down, you know, like
41 traditional uses and stuff. And it's still rolls right
42 back towards predator control.

43
44 You look at our North Peninsula Caribou
45 Herd. I mean, they can could say, oh, there's no use
46 for it. They haven't hunted them in 10 years, so why
47 bother doing anything about it now, you know. But now
48 it's coming to the moose. So it kind of goes back and
49 forth, you know.

50

1 In a lot of the villages, when it comes
2 to traditional use, I even know some of the people in
3 False Pass, I mean, their opportunists. They'll go out
4 and if they see a caribou standing on the beach, well,
5 they're going to -- whether the season's open or not,
6 it's going to end up in the freezer. It's not wasted.

7

8

9 But there you go again, it goes
10 unreported, and so it shows no use, that the resource
11 is not being used. It is being used, but possibly not
12 under the so-called legal level. But regardless, you
13 know, that is their own fault.

14

15 The system is there for everyone to
16 use, and if used properly, I'm sure everybody could
17 come to proper terms for dealing with it. So, you
18 know, as far as being -- and I know it happens in a lot
19 of other villages, too, with moose and caribou, and
20 it's, you know, the opportunity is there, and so they
21 do try to use -- they do use the resource, and then
22 they won't report it, then they're scared to report it.
23 So it just goes as not a thing that's being recorded,
24 per se.

25

26 Thanks.

27

28 MR. BOSKOFISKY: Madame Chair. I agree
29 with what Dale is saying. A lot of the people are
30 afraid to record. They never had to do that in the
31 past. They took what they use. They distributed the
32 rest in the village. To this day I know of areas that
33 are doing that. They're not going to record it. So
34 Fish and Wildlife's not going to have any records on
35 it. It's going to hurt our records. But a lot of them
36 are afraid to say anything, because they're afraid
37 they'll get thrown in jail. They won't speak out. It
38 doesn't matter how hard you try to coax them to fill a
39 permit out, they won't do it.

40

41 Thanks.

42

43 MADAME CHAIR CHYTHLOOK: Okay. Tom.

44

45 MR. KRON: Just a quick comment, and
46 then I think Alicia's got some additional input.

47

48 In the Federal system, and I think
49 those of you that are on the Regional Council have seen
50 this in action, you know, the Federal process takes the

1 input we receive from you and the Federal Board uses
2 that. You know, sometimes if we don't have the
3 detailed information from, you know, surveys or from a
4 specific village and a Regional Council member, you
5 know, if you voice that you know this is happening, you
6 know, that's part of the process. That's, you know,
7 knowledge, you know, traditional ecological knowledge
8 in some cases. But the input from the Regional
9 Councils is one of the ways that the Federal program
10 uses to feed into the system about subsistence use.

11

12 But I think Alicia's got some comments,
13 too.

14

15 MS. DAVIS: Yeah. Madame Chair.

16

17 MADAME CHAIR CHYTHLOOK: Okay.

18

19 MS. DAVIS: Thanks. As Richard was
20 saying and some of the other RAC members were saying,
21 that sometimes maybe the reporting numbers are low for
22 a certain year, or maybe things aren't being report.
23 But that's not the only thing that customary and
24 traditional use determinations are made on. It's one
25 bit of information.

26

27 But people's reliance on a particular
28 resource and their known reliance on it, the input from
29 RACs, speaking to community members. There's a whole
30 slew of things that are put together to determine it.
31 And so it's not just the harvest number, although those
32 are very helpful to show that consistent pattern of
33 use, but that's not the only thing that's used for
34 that. So knowing that, and that people in a specific
35 area have a certain reliance on a particular resource,
36 speaking to people, knowing that they have a long-term
37 use of it. And even if the numbers are low for a
38 particular year on the reporting, in a report, that
39 doesn't mean that that pattern of use isn't there for
40 many years prior to it or will be in the future.

41

42 If that helps.

43

44 MADAME CHAIR CHYTHLOOK: Richard.

45

46 MR. WILSON: Madame Chair. Thank you.

47

48 I have a question. This is more
49 directed towards our National Park system here in
50 Katmai where subsistence is not part of their language.

1 It's not an ANILCA affiliation. It's only -- if I
2 remember right, there is customary and traditional use
3 language in this park, and I would -- as far as I know,
4 the only thing that they've allowed is fishing, the
5 take of fish.

6

7 And I question why are all the other
8 species not included. Is there any answer to that, or
9 can somebody that's here from the park system give us a
10 little head's up, at least some history or something on
11 how that determination came down, I'd appreciate it.

12

13 MR. MOORE: Madame Chair. Members of
14 the Council. Ralph Moore, Katmai National Park
15 superintendent. Good morning.

16

17 Richard, you had a couple points, and I
18 want to make sure I get to all of them, but I wanted to
19 address a couple points first on the background with
20 subsistence in the old park.

21

22 And just so folks understand, we've
23 delved a little bit into the legislative history to
24 understand why things came about as they did. It
25 didn't appear that authorizing subsistence uses in
26 Katmai National Park were ever a consideration in
27 different versions of the draft legislation. And so in
28 looking at some of the wording, I wanted to just read
29 some sections from it.

30

31 House 10532 of the Congressional Record
32 states, four of the units, in large part Gates of the
33 Arctic, Mt. McKinley, Katmai and Glacier Bay National
34 Parks, are intended to be large sanctuaries where fish
35 and wildlife may roam freely, developing their social
36 structures and evolving for long periods of time
37 without the changes that extensive human activities
38 would cause.

39

40 And then at House 10540 the record
41 states, Katmai National Park/Preserve will continue to
42 be managed as natural area with the primary objective
43 of ensuring maximum retention of lands and life forms
44 in a near natural state. Subsistence uses, hunting,
45 trapping, and commercial fishing will not be allowed in
46 the park, but appropriately regulated sportfishing will
47 be allowed. The Preserve is to be managed in the same
48 manner as the Park, except that hunting, trapping and
49 fishing and subsistence uses shall continue under
50 regulation. Existing levels of subsistence will

1 continue in the Preserve, but will not be allowed in
2 any part of the Park.

3
4 So as best we can determine, that's
5 from the legislative history, that's how that piece
6 came about about the subsistence question within the
7 old park.

8
9 And I wonder if you could restate --
10 you had some questions pertaining to that that I didn't
11 -- I was trying to dig for this at the same time. If
12 you could just restate the specific question.

13
14 MR. WILSON: Well, I think in the first
15 part of that that you read, there was some answers
16 perhaps. But as far as I know, traditional use of a
17 resource in the Park itself is only redfish; am I
18 correct? I mean, we have no berries, we have no
19 seagull eggs, you've got no moose, no caribou, no
20 other, beaver. I mean, all these other resources are
21 not eligible for us to take in the Park; is that
22 correct?

23
24 MR. HAMON: That's not entirely.
25 That's mostly correct, but plant matter, especially
26 berries can be collected for personal use. They can't
27 be collected for commercial use.

28
29 MADAME CHAIR CHYTHLOOK: Sir, could I
30 have your name.

31
32 MR. HAMON: Sorry. Madame Chair. My
33 name is Troy Hamon. I'm the natural resource manager
34 for Katmai and the associated park lands.

35
36 MR. WILSON: Excuse me. Ralph, could I
37 have you read again just that first portion of 10502
38 that talked about the park portion itself and its
39 decision.

40
41 MR. MOORE: Sure. Four of the units,
42 in large part Gates of the Arctic, Mt. McKinley, Katmai
43 and Glacier Bay National Parks, are intended to be
44 large sanctuaries where fish and wildlife may roam
45 freely, developing their social structures and evolving
46 for long periods of time without the changes that
47 extensive human activities would cause.

48
49 Or was it the next section that -- it
50 may have been the next section.

1 MR. WILSON: That human -- what was
2 that language? I'm sorry, go again what, the human
3 portion of it.
4
5 MR. MOORE: For long periods of time
6 without the changes that extensive human activities
7 would cause. This is from the House Congressional
8 Record for ANILCA, dated November 12th, 1980.
9
10 MR. WILSON: Thank you, Madame Chair.
11 I've got to stew over the thinking there.
12
13 MR. MOORE: Thanks. I can get you a
14 copy of this.
15
16 MADAME CHAIR CHYTHLOOK: You mentioned
17 that sportsfishing at some -- or sports is allowed. Is
18 that for fish or for both? Is that for wildlife, too?
19
20 MR. MOORE: Madame Chair. Within the
21 Park the hunting, fishing -- sportfishing is allowed
22 within both the Park and the Preserve. Hunting is not
23 allowed within the Park, but is allowed within the
24 Preserve.
25
26 MADAME CHAIR CHYTHLOOK: I guess my
27 next question would be why is subsistence fishing not
28 allowed?
29
30 MR. MOORE: Because it was legislated.
31 That's the law.
32
33 MADAME CHAIR CHYTHLOOK: And so the
34 sportsfish, is that human activity?
35
36 MR. MOORE: I'm a little hesitant to
37 try to interpret the law. I can read what's here, but
38 sportfishing was specifically authorized. And the
39 other comment was to set extensive -- without the
40 changes that extensive human activities would case, and
41 so there wasn't an attempt to reconcile those two
42 statements, but it did authorize sportfishing within
43 the Park.
44
45 MADAME CHAIR CHYTHLOOK: So that's --
46 if sportsfishing is allowed, then it's human activity
47 that may cause whatever you mentioned there. Okay.
48
49 Well, any more comments. Richard.
50

1 MR. WILSON: Madame Chair. If I may, I
2 don't know if it's an appropriate time, but at our last
3 meeting I believe I had requested some information on
4 the Katmai Park's extensions. And in those extensions
5 if there was any language on consideration of local
6 people being displaced in those areas when they were
7 extended. And I believe I had asked if somebody could
8 do the homework on that for me the last time, and I
9 don't know if anything ever came of it. I don't know
10 if it's appropriate now, but if I can get an answer.

11
12 MR. MOORE: Madame Chair. We did not
13 find anything that included that language.

14
15 I'll back up here to address the
16 redfish issue. We can delve into some other things
17 that were brought up at the December meeting concerning
18 the 1969 boundary adjustment.

19
20 MR. WILSON: Okay. Thank you. Madame
21 Chair.

22
23 MADAME CHAIR CHYTHLOOK: Okay. Any
24 more questions for Troy or Ralph.

25
26 (No comments)

27
28 MADAME CHAIR CHYTHLOOK: If not, are we
29 ready to make a motion on our C&T.

30
31 Thank you guys.

32
33 This is one that we -- I'm sorry. This
34 is one that they're expecting Council's comment.

35
36 MR. KRON: Madame Chair. You can make
37 a motion if you want. I've been taking very good
38 notes. They're just looking for feedback. And again
39 we've got the transcripts. I've been taking notes.
40 And again you'll be included in the process as they
41 look at this for the future, but again they were just
42 looking for some general prospective right now. They
43 want to know if you think the C&T process is working or
44 if it's broken. And what I heard from -- the general
45 theme was that it seems to be working okay, and you
46 want to continue to be involved in the process, and the
47 public needs to be involved if there's any changes.

48
49 Thank you, Madame Chair.

50

1 MADAME CHAIR CHYTHLOOK: Richard.
2
3 MR. WILSON: Madame Chair. If I may
4 note, that it is working, yes, except in Katmai
5 National Park.
6
7 (Laughter)
8
9 MR. BOSKOFISKY: Madame Chair. I'd just
10 like to question you guys about human activity. One
11 place, oh, I don't know what these guys are standing
12 when they're sport fishing. How they get there. I'm
13 sure they have to walk. And if there's subsistence in
14 that park before it ever became a park, that's human
15 activity. So it kind of doesn't make sense that they
16 restrict the Subsistence Board, but they let the
17 sportfishermen go in and walk in there.
18
19 MADAME CHAIR CHYTHLOOK: Okay. It
20 sounds like, you know, there's a good consensus, so
21 we'll just depend on your good notes.
22
23 Thank you.
24
25 MR. KRON: Thank you, Madame Chair.
26 And again it's not just my notes. Again we've got it
27 transcribed so everybody will be able to look at that
28 as well. You will be able to and the Federal Board.
29
30 The next item on the agenda is rural.
31 And again this is just for your information.
32
33 The Federal Subsistence Board is having
34 a work session on April 6th, in about a month to
35 discuss rural. Again as was noted yesterday, the 2010
36 census was completed. You know, as those numbers come
37 in and are analyzed, the Federal Board will again be
38 looking at trying to assess whether or not in any of
39 the areas that there would be a need for any
40 adjustments in the rural determination. You know, I
41 can't see that that's going to affect Bristol Bay at
42 all, but, you know, it would affect some of the other
43 parts of the State potentially, the roaded, more
44 populated sections of the State.
45
46 But again we just wanted to let you
47 know that that process will be starting again. The
48 Regional Advisory Council Chairs are invited to that
49 meeting on April 6th.
50

1 Because this is a fairly complicated
2 issue, and I think as you know, it's fairly
3 controversial in some parts of the State, again where
4 there's more people in Southeast and along the road
5 system. So they're not going to teleconference it. So
6 again if the Chair would like to come in for that,
7 great, but again they're not going to teleconference,
8 because it's going to be fairly detailed and they want
9 to have people there in person if you choose to
10 participate. But you're invited if you'd like to come.

11
12 So that's all we've got on the rural
13 issue. It's just an update that it will be starting
14 again, because we have the 2010 census information.

15
16 Thank you, Madame Chair.

17
18 MADAME CHAIR CHYTHLOOK: Okay. And
19 then any questions. Dale.

20
21 MR. MYERS: Yes, Madame Chair.

22
23 I just had one question on this. For
24 the rural designation, do they have like a magic number
25 that if all of a sudden something happened and there
26 was, you know, one of the areas out here decided to
27 grow, is there a number that they have for a cap that
28 all of a sudden you become, you know, not rural.

29
30 MR. KRON: In the previous process, and
31 maybe Pat Petrivelli could come up if we have some
32 detailed questions, but just generally, in the
33 legislation, in the ANILCA legislation there was
34 discussion in the record about places that were
35 considered rural, places that were not rural. General
36 population levels at that time are considered -- you
37 know, were considered the last time, so, yeah,
38 basically they look back at the Congressional record to
39 try to get an understanding of what Congress meant,
40 what the U.S. Senate meant when they implemented the
41 original language.

42
43 So there are some numbers there and I
44 can't remember exactly what they are, but again I can't
45 see that it's going to impact Bristol Bay any time
46 soon.

47
48 But again, Pat Petrivelli from the
49 Staff Committee, she's been involved in this process.
50

1 MS. PETRIVELLI: I don't know if you
2 guys all have your operations manual, but it has
3 Subparts A and B of the regulations. And the magic
4 numbers are more or less communities or areas that have
5 populations of more than 2500 people or less than -- it
6 will be looked at.

7
8 And then -- and I think Dillingham has
9 2,400 or something.

10
11 But Congress identified like Bethel,
12 Kotzebue, Nome, and they all have 4,000 or something,
13 and the Board's never looked at them ever, you know, as
14 looking at rural, because their circumstances haven't
15 changed very much, the characteristics of those
16 communities.

17
18 And the Federal Government allows
19 various agencies to define rural for their programs.

20
21 And it's in the -- but they've
22 recognized things change, and that's why we have the
23 10-year review. So they were returned in 1990, then
24 2000, now this time. And that lower limit is the 2500,
25 and then the upper level might change to 11,000. But
26 that's where -- but if it's above 11,000 it's just
27 automatically assumed they're non-rural, period. But
28 they would just -- the Board would look at the
29 communities in between. And that's like 25 areas in
30 the State that get reviewed every 10 years.

31
32 So -- and so it's just a matter -- I
33 mean, I -- and as they look at the process, because
34 there's so many different factors that go into that
35 review, but the Board will be discussing all that April
36 6th as they go forward. If they want to keep the
37 process the same as it is, or develop a new process for
38 their review.

39
40 MR. MYERS: Thank you.

41
42 MADAME CHAIR CHYTHLOOK: Okay. Any
43 more.

44
45 (No comments)

46
47 MADAME CHAIR CHYTHLOOK: Pat, I've got
48 a -- I think that rural is okay if it's -- I think
49 Bristol Bay is fine. We'll be fine for a while. Where
50 that rural determination gets kind of iffy is -- well,

1 not the population-wise, but like for instance, if I
2 moved to Anchorage, and then when I come back, I'm not
3 eligible to harvest; is that.....

4

5 MS. PETRIVELLI: The Board in making
6 regulations, and even the legislative history, they
7 recognize fluidity in residents, and that rural people
8 travel a lot to earn money. They travel for education.
9 And they just travel for a bunch of reasons. But the
10 program, we recognize what people consider their
11 primary residence.

12

13 Now, there's one agency that has
14 different regulations, and that's the Park Service.
15 But all the rest under the Federal subsistence program,
16 if you -- we look at how you're considered -- what you
17 consider as your permanent residence. So for Federal
18 subsistence regulations, whatever you consider your
19 primary residence, if you -- like if you lived in
20 Dillingham and that's your primary residence. You had
21 to go to Anchorage for six months, but you came back to
22 Dillingham, and you still considered that your primary
23 residence, that would be your residence.

24

25 MADAME CHAIR CHYTHLOOK: Okay. Any
26 more questions for Pat or Tom. I guess we understand
27 it. Oh, Moses.

28

29 MR. TOYUKAK: Yes. I've got one here.
30 It says right in the book that it goes up to 7,000
31 instead of 11.

32

33 MS. PETRIVELLI: Well, yeah, the
34 current -- and I guess I should -- I fudged on that 11,
35 but it's been 7,000 and that was because that was the
36 population of the City of Ketchikan. But the residents
37 of Southeast, the Southeast Council had asked the Board
38 to make the number 11, because that was the whole
39 Ketchikan area. And that's where the rural process
40 gets kind of confusing when you look at what city
41 boundaries are and then the area. Like the City of
42 Kodiak is 6,000, but the area of Kodiak is 13. So it
43 gets into those statistics and where you draw the line.
44 And so the Federal Board has requested the Secretary to
45 consider changing it to 11, and we haven't heard back.
46 And I think that's just part of the process of the
47 rural determination of how I think the Secretary's
48 going to wait until the Board looks at the whole thing,
49 and then makes a whole package about how they're going
50 to work with rural determinations in the future. So

1 they're going to get a review of the whole thing and
2 how it will go.
3
4 But, yes, it's true, it does say 7, and
5 I apologize for not saying 7, because I was thinking 11
6 for the future.
7
8 MR. TOYUKAK: Thank you.
9
10 MADAME CHAIR CHYTHLOOK: Okay. Any
11 other questions.
12
13 (No comments)
14
15 MADAME CHAIR CHYTHLOOK: If not, thank
16 you. Moving on.
17
18 MR. KRON: Yeah. Madame Chair. The
19 next item on the agenda, it's 16.B.2.vi, so 6.
20 Executive session policy.
21
22 And I guess I think we can dispense
23 with two issues at the same time. Item 3 down there at
24 the bottom of the page is a summary of the executive
25 session that was held on January 5th.
26
27 I think as here knows, any time, you
28 know, a government entity holds an executive session,
29 everybody wonders what in the heck they're talking
30 about. You know, usually it's a function of budget or
31 personnel. That's what it's supposed to be, but
32 everybody -- you know, a lot of people that aren't
33 included want to know what's going on. And that same
34 question's been raised relative to the Federal
35 Subsistence Board process.
36
37 You know, the Federal Subsistence Board
38 is committed to an open and transparent process.
39 Toward that end, when they do executive sessions as
40 they did on January 5th, they're going to basically
41 report out, and, you know, again if it's a personnel or
42 budget issue, they may have to be fairly general, but
43 they're going to provide a report and explain what they
44 talked about in general terms potentially.
45
46 But again, as an example, the summary
47 that's on Page 62, you know, is what they talked about
48 on the 5th. And the last item on that particular
49 meeting agenda was the discussion about how they're
50 going to handle executive sessions in the future.

1 And the basic issue is they're going to
2 report out so everybody can see, you know, what they
3 talked about, and hopefully try to address some of
4 these concerns about having an open and transparent
5 government process.

6
7 So again, unless there are questions,
8 that's kind of where the issue is, but we wanted to
9 update you. And again you can read what the Federal
10 Board did.

11
12 A lot of what's in that summary are
13 things that you've just been talking about here the
14 past four hours or so of this meeting. And again it
15 clarifies that they wanted the Regional Council input
16 on a number of these issues.

17
18 MADAME CHAIR CHYTHLOOK: Okay. Any
19 questions for Tom regarding this.

20
21 (No comments)

22
23 MADAME CHAIR CHYTHLOOK: Okay. It
24 sounds like we're good with the update.

25
26 Thank you.

27
28 MR. KRON: Okay. The final item under
29 the OSM updates, vii, 7, tribal consultation process.
30 I guess again I've got some briefing points I'd like to
31 go through.

32
33 At the last Federal Board meeting.....

34
35 MR. MIKE: Excuse me, Madame Chair.
36 Sorry to interrupt, but tribal consultation. We didn't
37 have any requests for public testimony, but there was
38 one individual requesting to listen in on this tribal
39 consultation. So if we can take a break for a few
40 minutes, we can get the teleconference set up so that
41 way this individual can listen in on the whole
42 discussion on tribal consultation.

43
44 Madame Chair.

45
46 MADAME CHAIR CHYTHLOOK: Okay. We'll
47 stand down for a couple of minutes. Dan.

48
49 MR. DUNAWAY: Yeah, I think it's also a
50 good time considering public input, we haven't done an

1 invitation for people who want to speak to us. I see
2 we have some new people in the audience. And if we're
3 having a break, it would be a great time for them to
4 sign in and do a blue card if they want. I was looking
5 for a place to insert that while we're doing this.

6
7 Thank you.

8
9 MADAME CHAIR CHYTHLOOK: Yeah. Okay.
10 Well, if there's anybody out there in the public. When
11 I look out, it's all agency, but if there's any public
12 people that want to fill out a testimony -- is it a
13 blue card? -- you're welcome during the break.

14
15 And we'll stand down for about five
16 minutes.

17
18 (Off record)

19
20 (On record)

21
22 MADAME CHAIR CHYTHLOOK: Come back to
23 order.

24
25 Okay. Tom, you can start with the
26 tribal consultation. We have a person on line that's
27 probably going to be listening in at this time, and
28 then he'll do his comments after. Okay. Tom.

29
30 MR. KRON: Thank you, Madame Chair.
31 And again this is another update issue.

32
33 Title XIII of the Alaska National
34 Interest Lands Conservation Act, or ANILCA, provides a
35 foundational role for the 10 Regional Advisory Councils
36 in the development of regulations guiding the taking of
37 fish and wildlife on Federal lands in Alaska.
38 Deference to the Regional Advisory Councils ensures
39 that rural residence have a meaningful role in the
40 management of fish and wildlife and subsistence uses as
41 envisioned by Congress.

42
43 To date, because of the foundational
44 role of the Councils in the Federal program, as well as
45 the requirement by statute that the Board defer to the
46 Council's recommendations, the Federal Subsistence
47 Board has not explicitly consulted with tribes during
48 the development of regulations.

49
50 The Administration by Presidential

1 order has underscored the importance of tribal
2 consultation across the government. Consistent with
3 the Secretaries of Interior and Agriculture's renewed
4 emphasis on respectful relationships with tribes, the
5 Federal Subsistence Board would like to enhance our
6 government-to-government consultation with tribes.

7

8 The Federal Subsistence Board is thus
9 initiating steps to formally incorporate tribal
10 consultation into the Federal Subsistence Management
11 Program while maintaining the existing role for the
12 Regional Advisory Councils. Towards this end, tribes
13 were invited to participate in the January 18th through
14 21st, 2011 Federal Subsistence Board meeting.
15 Invitations were sent to all Federally-recognized
16 tribes in Alaska as well as ANCSA corporations.

17

18 The invitations were two-fold. Tribes
19 were invited to provide comments on the fisheries
20 proposals, and they were invited to a meeting on
21 January 21st to discuss development of tribal
22 consultation protocols for the overall Federal
23 Subsistence Management Program.

24

25 Each Regional Advisory Council member
26 was also sent a letter signed by the Federal
27 Subsistence Board Chair explaining the Board's intent
28 for the process and to assure that the Councils and
29 their continued vital role would be maintained. A copy
30 of this letter is found on Page 60 in your book. and
31 again I think all of you should have received on in the
32 mail as well.

33

34 So again that's just my briefing and
35 update on the tribal consultation. And again there
36 will be more updates coming. But if the Council or
37 others have comments and input, we're all ears.

38

39 Thank you, Madame Chair.

40

41 MADAME CHAIR CHYTHLOOK: Okay. Any
42 comments from the Board. Dan.

43

44 MR. DUNAWAY: Yeah. Madame Chair and
45 Tom. I've tried to follow this somewhat. I can't say
46 I'm following it well.

47

48 I think it's a good idea, because like
49 I've said earlier in this meeting, there's some
50 communities work better on the tribal organization and

1 some work better on something else or some combination.
2 And certainly the more folks have input, the better.

3
4 One small mention, also keep in mind
5 that there are folks who don't have any tribal
6 affiliation who are also subsistence users, and just to
7 acknowledge that fact, I'd appreciate.

8
9 So, thank you.

10
11 MADAME CHAIR CHYTHLOOK: Any other
12 comments.

13
14 (No comments)

15
16 MADAME CHAIR CHYTHLOOK: I was present
17 at that Federal Subsistence Board consultation effort.
18 And there were a few people there from the tribes, but
19 in spite of the letters that went out, I don't think
20 the tribes really had enough time to think about
21 attending this, because of the fund issue.

22
23 This is from my personal observation.
24 The tribal consultation the Federal Subsistence Board
25 hosted just became like a gabbing session. And there
26 was expressions that came from the session that
27 mentioned that while they were -- they were expressing
28 that this was, not appropriate, but fully attended
29 tribal consultation. And so there was an effort made,
30 but I didn't think that that was -- it wasn't a proper
31 way to do it.

32
33 And I'm glad that there -- additional
34 effort is being made, because I -- we have government-
35 to-government, but I don't know how the tribal
36 consultation is going to be differing. Hopefully it's
37 going to be more tribal, you know, contacts, because
38 the tribes in our communities are the most important
39 contacts that we have.

40
41 BBNA will not going to any communities
42 for research, for anything else unless the tribal
43 councils in each village agrees for us to come in. So
44 the city governments, the corporation, we don't even
45 deal with when we're going to be going into communities
46 that we work with, because they're the governing bodies
47 in the communities.

48
49 And so I think, I'm hoping, that this
50 tribal consultation will work and will be well-worth to

1 where the tribes will have a clear understanding of
2 what this process is going to take.

3

4 Richard.

5

6 MR. WILSON: Thank you, Madame Chair.

7

8 So is this tribal consultation, is it
9 going to be an agenda item for us eventually? Is this
10 something that's going to be discussed regularly by us,
11 and then directions from here go out to whoever goes to
12 that, or how is that going to be organized through
13 here?

14

15 MADAME CHAIR CHYTHLOOK: Tom, you know,
16 if you can answer this.

17

18 And then we also have Sky on line that
19 will be making comments. And he probably has a better
20 understanding and explanation for this.

21

22 So, Tom, maybe you could answer
23 Richard, and then maybe we can get Sky on.

24

25 MR. KRON: Yeah. Madame Chair. And
26 again I think as I noted earlier, the Federal
27 Subsistence Board is trying to put together a process
28 for how all this can work. And they want to work with,
29 you know, the tribes and the Council.

30

31 My understanding is that the
32 consultation would be between the Federal Board and the
33 tribes, government-to-government. But, again, ANILCA
34 the mandates specifically describe Councils. So that
35 requirement, that deference is still there. It
36 wouldn't be displaced. But again I think the hope is
37 definitely at a minimum we need to get the tribes more
38 involved, want to get the tribes more involved, want to
39 hear from them, and again a protocol is being developed
40 to try to figure out how to help this happen.

41

42 Thank you, Madame Chair.

43

44 MADAME CHAIR CHYTHLOOK: Okay. Is it
45 okay if we can get Sky? Are you on line, Sky?

46

47 MR. STARKEY: Yes, I am, Madame Chair.

48

49 MADAME CHAIR CHYTHLOOK: Okay. You are
50 on.

1 MR. STARKEY: Hello. Yes, I'm on.
2 Okay. Did someone have a question.

3
4 MADAME CHAIR CHYTHLOOK: Sky, what we
5 would like for you to do is maybe explain -- you
6 probably have a little bit more information regarding
7 this tribal consultation. And if you've worked with
8 the tribes regarding this elsewhere, and what the
9 thoughts are. I guess that's what we want to know, so
10 the floor is yours.

11
12 MR. STARKEY: Thank you, Madam Chair.
13 Well, I'll try to give you the best information that I
14 have. And by the way, I was not able to really hear
15 Tom, so if I repeat anything that Tom said, I
16 apologize, but maybe it's too far away from the
17 speaker, but it was really hard to hear.

18
19 There's a resolution that the Y-K Delta
20 passed on tribal consultation issue, and also tribal
21 participation in the Federal Subsistence Board system.
22 And that resolution calls for two things.

23
24 On tribal participation it calls for
25 that there be some tribal representation on the Federal
26 Subsistence Board. As you know, the Board is
27 considering including two new members that would
28 represent rural subsistence users. And that resolution
29 calls that there be some tribal participation on this
30 Federal Board, meaning a voting seat. So that's one
31 issue for your Council to consider, if you think
32 that's a good idea. That way there would be at least
33 one member on the Federal Board that came from a tribal
34 perspective.

35
36 On the issue of consultation, I've
37 actually talked to a number of tribal leaders, and I
38 also attended the tribal consultation in Anchorage, and
39 I thought, Madame Chair, your characterization of that
40 meeting was very accurate in that a lot of the people
41 there did not really speak to the issue of how to
42 implement tribal consultation, but talked more about
43 the Federal subsistence system in general.

44
45 And so really a lot of people feel as
46 though the tribes have not had a chance to really
47 formulate a unified position, or close to a unified
48 position on what they want to see out of tribal
49 consultation, and that it would be premature for OSM or
50 others to draft a tribal consultation document making

1 suggestions until the tribes have had a more meaningful
2 way to weigh in.

3

4 And so the resolution calls for the
5 Federal Subsistence Board to contribute to a statewide
6 meeting of tribal leaders and those that want to be
7 involved in tribal consultation so that the tribes
8 themselves can come together and look at all the issues
9 and make recommendations on how they think a meaningful
10 tribal consultation should proceed.

11

12 There are meetings going on down in the
13 Lower 48 and other places about this issue, but as you
14 all know, Alaska's got its own issues and its own
15 unique circumstances in regards to tribes, distances
16 and the number of tribes. So whatever people come up
17 with in the Lower 48 may not work so well in Alaska.

18

19 And so that's what the resolution calls
20 for would be just the opportunity for the tribes to
21 gather and discuss what they want out of tribal
22 consultation before the process goes much further.

23

24 MADAME CHAIR CHYTHLOOK: Okay. That's
25 your information or synopsis of the tribal consultation
26 that you've given us.

27

28 And I can give the Board a chance to
29 see if they have any questions. Okay. Is there any.
30 Dan.

31

32 MR. DUNAWAY: Yeah, Madame Chair.

33

34 Sky. I kind of got swamped with papers
35 this morning. Is there -- do we have a resolution we
36 were supposed to be looking at for this particular
37 issue, or some piece of paperwork?

38

39 Thank you.

40

41 MR. STARKEY: Through the Chair to Mr.
42 O'Hara. It was my understanding that you had a copy of
43 the resolution that the Y-K Delta RAC passed on tribal
44 consultation. But if you don't, I can make sure that
45 you get it.

46

47 I don't have a copy of the signed
48 resolution, but I do have a copy of the draft
49 resolution that they adopted.

50

1 MADAME CHAIR CHYTHLOOK: Sky, we have a
2 copy here. I've got one copy. We can have somebody
3 make copies of it. Do you have it on hand?

4
5 MR. STARKEY: I do have it. I do have
6 on my computer.

7
8 MADAME CHAIR CHYTHLOOK: Okay. We're
9 having someone make additional copies. It was just
10 handed to me while you were talking so we don't have
11 it. But could you kind of give us a synopsis of that
12 resolution.

13
14 MR. STARKEY: Well, the resolution has
15 whereas -- it talks about whereas the members of the
16 RAC recognize the essential role of tribes and tribal
17 organizations in protecting subsistence resources and
18 the customary and traditional way of life that
19 redefines your region;

20
21 And whereas the RAC believes that
22 meaningful substantial tribal participation and
23 involvement in all aspects of subsistence management is
24 critical to the success of Federal subsistence
25 management and to the well-being of tribal subsistence
26 user and their tribal subsistence way of life;

27
28 And whereas after its May 3rd, 2011
29 meeting, the Federal Subsistence Board will be making
30 recommendations to the Secretaries regarding
31 appointment of two members of the public to the Federal
32 Subsistence Board to represent rural Alaska subsistence
33 users;

34
35 And whereas the Federal Subsistence
36 Board and Office of Subsistence Management have begun
37 the process of establishing a protocol for government-
38 to-government consultation with Alaska tribes, and
39 plans to develop a draft approach to tribal
40 consultation in the near future;

41
42 Now therefore be it resolved that the
43 RAC recommends that the Federal Subsistence Board
44 include in its recommendations to the Secretary that
45 the voting membership of the Federal Subsistence Board
46 should include tribal representation; and

47
48 Be it further resolved that the RAC
49 recommends that the Federal Subsistence Board and OSM
50 help facilitate and fund a meeting of tribal leaders

1 from throughout Alaska to discuss among themselves and
2 make recommendations to the Federal Board on how
3 government-to-government consultation should be
4 conducted with tribes in Alaska, and that this should
5 be done as soon as possible and prior to OSM developing
6 a draft tribal consultation policy.

7

8 MADAME CHAIR CHYTHLOOK: Okay. Thank
9 you, Sky. Any comments from the Board.

10

11 The question that came was from Dan
12 Dunaway, not Dan O'Hara.

13

14 MR. STARKEY: Oh, sorry. Sorry. I
15 thought I recognized.....

16

17 MADAME CHAIR CHYTHLOOK: Okay. Any
18 comments regarding this. Dan.

19

20 MR. DUNAWAY: Yeah. Madame Chair and
21 RAC members. It would take me some time to really
22 digest this. I don't really have any objections, but I
23 would like to make some observations.

24

25 In that in my experience attending
26 several different RACs, some in the Kuskokwim area in
27 the past, and this one here in Bristol Bay, No. 1,
28 there's been a lot of opportunities for tribal
29 participation.

30

31 I believe many of the RAC members who
32 sit on these various RACs wear many hats in their
33 respective communities and probably many of those folks
34 have a tribal leadership hat as one of them.

35

36 I certainly want to be respectful and
37 include the tribes. I don't know how far this should
38 be carried.

39

40 But I guess my main observations is
41 that I think tribal opportunities to participate, to
42 encourage membership on the RACs and so on exists. I
43 know some tribes probably need a lot of funding help to
44 participate more actively.

45

46 So I'm very curious to see how this all
47 develops.

48

49 Thank you.

50

1 MADAME CHAIR CHYTHLOOK: Sky, were you
2 able to hear all that.

3
4 MR. STARKEY: Yes, I was. Madame
5 Chair.

6
7 MADAME CHAIR CHYTHLOOK: Okay. And
8 then we have another question from Richard Wilson.

9
10 MR. WILSON: Madame Chair. Sky, it's
11 just more of another observation. The two seats that
12 are looking to be added to the RAC, you know, being of
13 tribal seats perhaps might fit very well here.

14
15 I think Dan had a great assumption
16 there that, you know, communities really seem to be --
17 here around our area, seem to be well involved, you
18 know, with this RAC. And to form a separate Council to
19 go before the Federal Subsistence might just be more
20 cobwebs sitting out there for everybody to, you know,
21 thumb through. And if it came through this Council, it
22 just seems like it would be more streamlined and better
23 represented.

24
25 MADAME CHAIR CHYTHLOOK: Nanci. Oh,
26 Sky, you want to reply to Richard Wilson's comment.

27
28 MR. STARKEY: Well, I would like to,
29 Madame Chair. The intent of my presentation and the
30 resolution isn't to try to create a separate tribal RAC
31 to tell the Federal Subsistence Board or the RAC about
32 how tribal consultation should happen.

33
34 The point I guess was that the tribes
35 haven't really had a real opportunity to even discuss
36 among themselves and figure out what they would like to
37 see for consultation. And they may decide at the end
38 of that that they want to work through the existing
39 RACs. There's a lot of options that they may decide.
40 And at this point everything seems so unclear and up in
41 the air that it just seems like it would be a good idea
42 to allow the tribes to come together and discuss what
43 they want.

44
45 The second part of the resolution only
46 talks about ensuring that on the Federal Board itself
47 one of the members comes from a tribal organizations.

48
49 And I understand that there can be many
50 differences of opinion about whether or not the Federal

1 Subsistence Board should specifically include a tribal
2 representative, and all those points of view around,
3 but I wanted to point out that at least the Y-K RAC
4 felt that it was appropriate to make that
5 recommendation.

6

7 MADAME CHAIR CHYTHLOOK: Okay. Nanci.

8

9 MS. MORRIS LYON: Yeah, my comments
10 would be to piggyback on both Richard and Dan's great
11 observations and comments both. But I would submit
12 that my thoughts wandered to the fact that what both of
13 them have said is very, very true.

14

15 And I would suggest that perhaps it
16 would behoove the Board to allow its members to speak
17 for their tribes as well when appropriate, and that the
18 tribes would encourage this currently as well as
19 encourage their members to become Council members in
20 the future, to be voices for the tribes as well as the
21 Council. And I think that if members, current members
22 of the Council could go back to their tribes even to
23 get endorsement for speaking to them, it would help in
24 getting the tribes much more involved initially and it
25 would help perhaps to have this whole growth process
26 continue forward.

27

28 And I think a meeting together of the
29 tribes is still a very good idea, and something that
30 should be looked at out into the future.

31

32 Thank you.

33

34 MADAME CHAIR CHYTHLOOK: Okay. Sky,
35 you have a comment on that.

36

37 MR. STARKEY: No, Madame Chair, not
38 really.

39

40 MADAME CHAIR CHYTHLOOK: Okay. Any
41 more.....

42

43 MR. STARKEY: I think that was just a
44 good observation.

45

46 MR. BOSKOFISKY: Madame Chair.

47

48 MADAME CHAIR CHYTHLOOK: Alvin
49 Boskofsky from Chignik area is going to ask you a
50 question or make a comment.

1 MR. BOSKOFISKY: It seems to me that
2 we're just emphasizing tribes only. We have a lot of
3 rural residents that move into our communities, and I
4 think they should have a chance to sit on these seats,
5 too. They should have a chance to have input if that's
6 the choice they make, to live there, and they get
7 permission from the tribes to hunt and fish, they well,
8 should be able to have a right to have a say so.

9

10 Thank you.

11

12 MADAME CHAIR CHYTHLOOK: Sky, did you
13 hear that Comment?

14

15 MR. STARKEY: I did. I don't have
16 anything to say.

17

18 MADAME CHAIR CHYTHLOOK: Okay. Any
19 other comments. Dale.

20

21 MR. MYERS: Yes, Madame Chair. Sky,
22 yeah, listening to all the comments, you know, most of
23 the tribal governments and the village -- I mean, you
24 have some of the villages also have -- it's the actual
25 village and then they've got the tribe within, they're
26 two separate entities. I don't know if it would be
27 possible, you know, from input from these people that
28 somehow get a list of them, because I know looking at
29 the RAC members, some of us are Council members or at
30 least tribal members in different villages, but right
31 now we're not -- we can't speak or some of the other
32 villages that aren't here that we don't have contact
33 with, if there would be a way that either -- say like
34 you have the Village of Pilot Point, or the City of
35 Pilot Point and then you have the tribal council, if
36 somehow through our RAC process or something, a letter
37 or whatever could be sent to them for either input or
38 whatever, and they can either contact us as a RAC as or
39 whoever, so that we could stew over their ideas and
40 work with all -- you know, that would incorporate
41 pretty much all of the villages with doing that. And I
42 don't know, I guess there's somewhere you can get a
43 list of all the different registered tribes and
44 villages and small cities, you know, like the City of
45 Dillingham, the City of Pilot Point, City of Egegik,
46 something on that level.

47

48 MR. STARKEY: That sounds like a good
49 idea.

50

1 MADAME CHAIR CHYTHLOOK: Okay. Any
2 other comments.
3
4 (No comments)
5
6 MADAME CHAIR CHYTHLOOK: Is that all
7 you have, Sky? It sounds like.....
8
9 MR. STARKEY: Well, Madame Chair, if
10 you'd allow me the opportunity, there is one other
11 resolution that you might have before you that would
12 might be on chum bycatch.
13
14 And if that would be appropriate as
15 long as I'm here, I would just like to point out that
16 there is a resolution on chum bycatch that would ask
17 the Federal Subsistence Board -- as you all probably
18 recall on the Chinook bycatch issue before the North
19 Pacific Fishery Management Council, the Federal
20 Subsistence Board took a position that was asking for
21 -- they try to reduce Chinook bycatch because of the
22 need to provide for subsistence uses. And the issues
23 are similar with chum bycatch, and the resolution that
24 you hopefully have in front of you would just ask the
25 Federal Subsistence Board to develop a position on chum
26 bycatch that is protective of subsistence uses and
27 convey that position to the North Pacific Fishery
28 Management Council as they decide how to regulate
29 bycatch.
30
31 So I don't -- I mean, the resolution
32 speaks for itself. I know you're not on it right now,
33 but I just would like to explain it sounded fair and it
34 would be helpful to have that kind of support as we go
35 onto this chum bycatch issue.
36
37 MADAME CHAIR CHYTHLOOK: Nanci.
38
39 MS. MORRIS LYON: Thank you, Madame
40 Chair. Yes, Sky, I've had an opportunity to review
41 your resolution and we've already had one created for
42 us here for the Bristol Bay RAC to for consideration.
43 And I will say that I strongly support your strong
44 wording and your resolution in general.
45
46 So I thank you for sharing that with
47 us.
48
49 MR. STARKEY: Thank you. I would
50 appreciate any support on that.

1 And thank you for allowing me to speak,
2 Madame Chair and RAC members.
3

4 MADAME CHAIR CHYTHLOOK: Okay. Well,
5 thank you, Sky, for being on line. We will be picking
6 up that chum bycatch here later on deal with.
7

8 So thank for your input, Sky.
9

10 MR. STARKEY: Thank you. Have a good
11 meeting.
12

13 MADAME CHAIR CHYTHLOOK: Okay. Thank
14 you.
15

16 Okay. Do you have additional?
17

18 MR. KRON: Madame Chair. That's all I
19 have. And I guess the question is, do you want to do a
20 resolution on the tribal consultation, and then again
21 do you want to do the resolution on bycatch. So those
22 are two questions remaining, and it's totally up to you
23 how you would like to proceed.
24

25 Thank you, Madame Chair.
26

27 MADAME CHAIR CHYTHLOOK: I think we can
28 deal with this chum bycatch resolution. We might need
29 to think a little bit more on the other one. But let's
30 deal with the chum bycatch for now.
31

32 Nanci.
33

34 MS. MORRIS LYON: Madame Chair. I
35 would like to move that this resolution entitled, in
36 front of you, Resolution of the Bristol Bay Regional
37 Advisory Council Regarding Chum Bycatch in the Bering
38 Sea Pollock Fishery be adopted by the Council.
39

40 And I would like to point out a couple
41 of reasons why I would like this particular resolution
42 adopted. In the one, two, three, fourth paragraph
43 down, I really like the point that it makes about
44 balancing the contradictory goals in relation to the
45 bycatch of Chinook salmon in the Bering Sea pollock
46 fishery, and how the outcome was extremely
47 disappointing to all of us users out here in Bristol
48 Bay in their final commitments. And in the hopes of
49 changing that, on the very last paragraph, the idea
50 that the Federal Subsistence Board work with affected

1 Regional Advisory Councils, tribes and communities to
2 develop a position from among the alternatives before
3 they decide to regulate chum bycatch, and that the
4 position should seek to minimize chum bycatch to the
5 greatest extent practicable, therefore ensuring healthy
6 fish populations and subsistence and small-scale
7 commercial fisheries.

8

9 I really feel that that wording
10 encapsulates some of the thoughts that we had
11 yesterday, and that's the reason I would like to see
12 this resolution supported.

13

14 Thank you, Madame Chair.

15

16 MADAME CHAIR CHYTHLOOK: Okay. There's
17 been a motion to accept this chum bycatch resolution.

18

19 MR. WILSON: Second. Madame Chair,
20 second.

21

22 MADAME CHAIR CHYTHLOOK: It's been
23 seconded. Discussion. Dan.

24

25 MR. DUNAWAY: I was scrambling to find
26 this. I just want to doublecheck. Were you proposing
27 to change any wording, Nanci, or I was trying to find
28 my place on the paper.

29

30 Thank you.

31

32 MS. MORRIS LYON: Madame Chair. No, I
33 find it acceptable as written.

34

35 Thank you.

36

37 MADAME CHAIR CHYTHLOOK: When I first
38 saw this, the first whereas, chum salmon are a vital
39 subsistence fishery resource, that -- I had a problem
40 with that, but I don't any more, because here in
41 Bristol Bay chum salmon is not a vital subsistence
42 fishery, but because the chum and kings, Chinooks, I
43 guess cohabitate together, I don't have any problem
44 with that.

45

46 Historically the chum for my area, I'm
47 a subsistence harvester and processor, and I was a
48 commercial fisherman. Any time the chums appeared
49 during our sockeye season, it was a sign of the
50 downward trend of our sockeye. And that the chums were

1 a disappointing sight for us commercial fishermen.
2
3 (Laughter)
4
5 MADAME CHAIR CHYTHLOOK: Because we
6 knew that our sockeye was going to start going down.
7 And after a week or so, it was no need to have me fish
8 at night, because the sockeye wasn't there.
9
10 And then now it's been a few years, the
11 chum actually are caught with the early kings. And
12 surprisingly the chums that we harvest now for
13 subsistence are huge. They're not only huge, but their
14 fat content is extremely high to the point where --
15 when I process the chums I try to make a filet as thin
16 as possible, because if I don't, then my eating fish
17 for chum won't try as fast. I was talking to Nanci
18 earlier, and made a comment about maybe this summer
19 I'll try making strips out of chums instead of trying
20 to dry chum salmon.
21
22 So I think this is a very good
23 resolution. And there's been a motion to accept this,
24 there was a second. I guess we're still on discussion.
25
26 (No comments)
27
28 MADAME CHAIR CHYTHLOOK: If not.....
29
30 MR. BOSKOFISKY: Question.
31
32 MADAME CHAIR CHYTHLOOK: The question's
33 been called. All in favor of this resolution say aye.
34
35 IN UNISON: Aye.
36
37 MADAME CHAIR CHYTHLOOK: Opposition.
38
39 (No opposing votes)
40
41 MADAME CHAIR CHYTHLOOK: No opposition,
42 so thank you.
43
44 I guess the next question to the Board
45 would be about this resolution that Sky just presented
46 us. I don't know, I guess we could sit on it for a
47 while if we need to, or discuss it more. Either way.
48
49 Does the Board have any comments
50 regarding this. Dale.

1 MR. MYERS: The comment I had was back
2 on the resolution here that we're doing. It basically
3 for the Y-K Delta, and with the pollock stocks and
4 what's going on with that. It should be for, you know,
5 all of the Alaska -- or either all of western Alaska or
6 all the areas affected with that fisheries going on,
7 you know, for the RAC's support, you know, because it's
8 not just up there that's being affected by all of it.
9 So I don't know if we can change a little bit of
10 wording to help with support of that.....

11
12 MS. MORRIS LYON: I wasn't using that
13 one, Dale. This is.....

14
15 MR. MYERS: Oh, okay. Oh, I have a
16 different one then.

17
18 MR. DUNAWAY: Yeah, that's -- I'm
19 drowning in paper. You might have one in front of you.

20
21 (Laughter)

22
23 MR. MYERS: I'm on a different one
24 then. All right.

25
26 MR. DUNAWAY: That's where I'm getting
27 confused.

28
29 MR. MYERS: Yeah, because that was just
30 a question I had on that.

31
32 MS. MORRIS LYON: No, I spoke to our
33 area.

34
35 MR. DUNAWAY: A very good point though.

36
37 MR. MYERS: Thank you.

38
39 MADAME CHAIR CHYTHLOOK: Okay. Nanci.

40
41 MS. MORRIS LYON: Thank you, Madame
42 Chair. I would not have had a chance to review this
43 tribal resolution and I think I would like some time to
44 look it over and take it into consideration.

45
46 Other Board members.

47
48 MADAME CHAIR CHYTHLOOK: Okay. Would
49 we be able to sit on this until our fall meeting, or is
50 that going to be too late.

1 MR. MIKE: I'll defer it to Tom on that
2 question. The timeline for comment period, maybe Tom
3 has information on it or one of the Staff.

4
5 Madame Chair.

6
7 MR. KRON: Yeah. Madame Chair. My
8 understanding is this is an on-going process. The
9 Federal Board is still -- they're trying to sort out
10 how to address this, how to be, you know, sensitive, to
11 listen, to incorporate as much input as possible.

12
13 Again, what Sky shared with you and
14 what we passed around copies of is what the Yukon-
15 Kuskokwim Delta Regional Council has submitted. And I
16 think the question is whether or not you want to do
17 something like that. Again, I think, you know, we can
18 just tell the Board you're still thinking about the
19 issue. We can convey -- you know, you'll have the
20 transcripts. We can convey essentially what we've
21 heard here this morning.

22
23 But again their intent is definitely to
24 include the Regional Advisory Councils, all 10 of them,
25 in this process. But again they haven't set a timeline
26 for decisions they're going to make.

27
28 Again, as noted earlier, they are
29 hoping to move on the addition of the two additional
30 representatives, rural representatives to the Board.

31
32 On the tribal consultation, they're
33 still working on it, trying to gather input and, you
34 know, try to decide how to proceed.

35
36 Thank you, Madame Chair. But again I
37 don't know what the schedule's going to be on that, but
38 they are trying to move ahead, but they haven't set any
39 dates to my knowledge.

40
41 Thank you, Madame Chair.

42
43 MADAME CHAIR CHYTHLOOK: Well, I think
44 we dealt with the two.....

45
46 MR. KRON: Yes.

47
48 MADAME CHAIR CHYTHLOOK:
49representatives already, so by the time we deal
50 with this possibly during our fall meeting, there will

1 be -- the selections for those two will be done, but I
2 guess if the tribal consultation is ongoing, we could
3 possibly sit on this until our fall meeting.

4

5 Tom.

6

7 MR. KRON: Yeah. Just a little bit of
8 additional clarification on the addition of the two
9 members. Again the Federal Board is planning to meet
10 in early May to look at all of the input from the
11 public and from the Regional Advisory Councils on the
12 addition of those members, the wording that was before
13 you yesterday. They then would make a recommendation
14 to the Secretary of Interior, the Secretary of
15 Agriculture, and then depending on the decision at that
16 level, then, you know, if it's adopted as an approach,
17 or again whatever modifications are made, then they
18 would -- I would assume they would initiate the process
19 for inviting nominations for who could be these two
20 members.

21

22 So there will be some period of time,
23 and I don't know what it will be, there will be some
24 period of time where they will invite nominations and
25 they will look at the nominations. And then there will
26 be a selection process. But again, it may take longer
27 than this coming fall to actually have those people
28 named.

29

30 I think the next big Federal regulatory
31 Board meeting would be in January, 10 months from now,
32 and I would expect that by that time they will have
33 those two additional members seated at the Board. They
34 will have gone all the way through the selection
35 process and actually have them at that meeting. And
36 again earlier in the meeting, as you know, there's a
37 call for wildlife proposals, so that meeting in January
38 would be to look at that wildlife proposals.

39

40 In your fall meeting, you'll be looking
41 at basically whatever proposals come in for your area,
42 and then again -- but again I think that's the meeting
43 where you'd see these two new members seated should all
44 of this be adopted and implemented.

45

46 Thank you, Madame Chair.

47

48 MADAME CHAIR CHYTHLOOK: Okay. If we
49 don't develop our wildlife proposal here now, I guess
50 would we have in between now and the fall meeting to

1 develop something?

2

3 MR. BOSKOFISKY: Madame Chair.

4

5 MADAME CHAIR CHYTHLOOK: Tom.

6

7 MR. BOSKOFISKY: According to his
8 understanding, this consultation proposal, if we don't
9 deal with it now, we don't get a chance to deal on it
10 until maybe some other time. It's must like he says,
11 they will be into seating members into the Federal
12 Board. We wouldn't have no input in dealing with this
13 if we put it to the fall meeting.

14

15 MADAME CHAIR CHYTHLOOK: Tom.

16

17 MR. KRON: Yeah. Again, my
18 understanding is there are many pieces to the tribal
19 consultation and how to get input to the process for
20 tribal consultation.

21

22 One part of that relates to the
23 selection of these two members for the Board. And
24 again I think that one part is going to move ahead.

25

26 But I think there's opportunities for
27 continuing discussion about how the overall tribal
28 consultation will occur. You know, I would expect that
29 it's going to be on your agenda. The Federal Board's
30 going to be looking for more and more input as they get
31 input and hear from you and hear from the other
32 Councils.

33

34 Relative to I guess the Federal
35 wildlife regulations, again the deadline is March 24th,
36 you know, for this Council or any of you individuals or
37 the tribes, villages, fishermen, hunters in this area
38 to submit wildlife proposals. And again whatever comes
39 in, you'll get a chance to look at it and make
40 recommendation on it in the fall. And again those same
41 proposals would be the ones that would be before the
42 Federal Board in January.

43

44 And I'm totally speculating, but I'm
45 thinking that by January, if this all proceeds that
46 might be when you would have those two additional rural
47 members on the Federal Board.

48

49 But Jerry is here and he's got, I'm
50 sure some really good perspective on this.

1 MR. BERG: Yeah, Madame Chair. I just
2 wanted to provide a little bit of additional
3 information. I think the Federal Board is going to
4 meet on May 3rd and 4th, and they are going to be
5 taking up the tribal consultation issue. Now,
6 obviously, like Sky said, we didn't get a lot of input
7 during the January meeting specific to how tribes can
8 really interact with the program, so it is kind of a
9 work in progress. And I think we really need to hear
10 from the tribes on how best it's going to work for
11 them.

12
13 But I think the Board is also going to
14 try, you know.

15
16 As Tom said, the Federal wildlife
17 proposals are due in March, so you guys will review
18 them next fall, but we need to try to get the tribes
19 involved with, you know, their input so you guys are
20 aware of that input next fall. So there is going to
21 have to be some sort of something put in place here
22 fairly soon on tribal consultation just to get that
23 process moving. And, you know, it's probably going to
24 be an evolving process.

25
26 But the Federal Board is going to be
27 discussing it in May, this coming May.

28
29 Madame Chair. Thank you.

30
31 MADAME CHAIR CHYTHLOOK: Nanci.

32
33 MS. MORRIS LYON: Thank you, Madame
34 Chair.

35
36 And, Tom and Jerry, I guess my question
37 is, the discussions that we've had, and the comments
38 that we've made now, will they not be followed through
39 with? I mean, a resolution isn't necessarily necessary
40 is it to give our input to the Board, or is it? I
41 mean, I guess that's what I'm asking.

42
43 MR. KRON: And, the whole meeting is
44 being transcribed. Every word that each of you have
45 said is going to be available. After the meeting I'll
46 write up a summary of the various items that you've
47 addressed here, and again I'll ask Jerry, but I believe
48 that the invite, there will be an invite to the Council
49 Chairs to that May 3rd and 4th meeting; is that a
50 reasonable assumption? I assume.

1 MR. BERG: I would guess so, yeah. I'm
2 not positive, but I think so.
3
4 MR. KRON: Yeah. So again, there will
5 be representation there, but again, you know, we try to
6 do a summary of each of these issues, but I think a lot
7 of the Staff Committee, Jerry's here, Pat Petrivelli's
8 here for BIA. You've got Staff Committee members here
9 and a lot of the Board members come back and look at
10 your transcripts as well.
11
12 So you don't need to do a resolution.
13 If you choose to, that would be additional information,
14 but again I don't think you need to. You know, your
15 information has already been recorded and will be
16 conveyed.
17
18 Thank you, Madame Chair.
19
20 MADAME CHAIR CHYTHLOOK: Richard, did
21 you?
22
23 MR. WILSON: No.
24
25 MADAME CHAIR CHYTHLOOK: Anybody else.
26
27 (No comments)
28
29 MADAME CHAIR CHYTHLOOK: I guess that's
30 the end of this section. And I thank you, Tom, for
31 helping us. And I'm going to ask for like a 10-minute
32 break right now, and then we'll get into the.....
33
34 (Whispered conversation)
35
36 MADAME CHAIR CHYTHLOOK: Okay. Let's
37 stand down for about 10 minutes.
38
39 (Off record)
40
41 (On record)
42
43 MADAME CHAIR CHYTHLOOK: We will start
44 with people to testify, and we'll start with Joe
45 Klutch. Joe Klutch.
46
47 MR. KLUTCH: Thank you, Madame Chair.
48 Again my name is Joe Klutch. I live in King Salmon,
49 and I'll center my comments. This will be my personal
50 comments, not on behalf of.....

1 MR. DUNAWAY: Just hit the button, Joe.
2
3 MR. KLUTCH: Do you want me to start
4 over?
5
6 MADAME CHAIR CHYTHLOOK: Uh-huh.
7
8 MR. KLUTCH: Okay. My name is Joe
9 Klutch. I live in King Salmon, and the comments I'll
10 make, I'll try and keep them as brief as possible.
11
12 Most of us have seen each other in the
13 last week at the Board of Game meeting. I mean, it was
14 just yesterday, and three or four of the faces in this
15 room, we were just talking to each other and here we
16 are.
17
18 The first thing I want to talk about is
19 just some overview comments of what has transpired at
20 the Board of Game. Most of you were here, but some of
21 you were not. I think the Board made some really good
22 progress in terms of a management program, a predator
23 management program for Unit 17. They also are working
24 on predator management for Unit 9. There was great
25 cooperation there. There were a number of folks that
26 we had in kind of consensus meetings and subcommittee
27 meetings prior to making our final testimony before the
28 Board itself. Joe and Molly Chythlook were really very
29 helpful. Frank Woods, Robert Heyano, Mark Kosbruk, Tim
30 Enright, myself, Bobby Fithian. There was really a
31 good group of people there, and very thoughtful, very
32 respectful, and found a good common ground.
33
34 So the Board has adopted this predator
35 management program, but it will be a matter of
36 additional information that has to be gathered,
37 particularly related to moose. And then this will go
38 to the second part of my comments, trying to engage and
39 develop cooperation with the Federal agencies in
40 predator management.
41
42 This has been a very difficult one.
43 There's a lot of State land in 17B, and the value of
44 that Mulchatna Caribou Herd is tremendous. Wolves can
45 be -- a program can be implemented, and I think with
46 good effect, even if it's just restricted to State
47 lands.
48
49 But on the issue of Federal
50 cooperation, I'm going to allude to something that came

1 up, and it's out of this Council's region. It was in
2 Unit 10, the Unimak Caribou Herd. The State had
3 proposed -- that herd had dropped from 2500 animals
4 down to 400 animals, really low bull to cow. Wolves
5 somehow made their way to the island, and they are the
6 primary culprit. There's no doubt.

7
8 The State a spring wolf hunt during
9 calving, selectively targeting wolves that were killing
10 calves. They wanted to take out seven wolves. And the
11 U.S. Fish and Wildlife came back and requested a NEPA
12 analysis and this goes on -- every year this happens.
13 When you start going into these predator deals, the
14 deeper in it you get, the harder it is to ever get out
15 of it. Another year. Another year. And the potential
16 for recovery of these herds is very, very difficult.

17
18 Well, a representative from the Fish
19 and Wildlife Service came back and indicated that their
20 analysis was negative. They could not allow the State
21 to go in there, excuse me, to take out seven wolves.
22 And if they did, they would be arrested.

23
24 So where it stands now, I don't know,
25 but there's another kind of bit of information related
26 to this. Within the last year, the Fish and Wildlife
27 Service did a predator, kind of rat control program on
28 the Rat Islands. And they did all the pre-studies,
29 everything according to the rules, and they put out all
30 this poison to kill these rats to keep from eating up
31 the bird eggs. Now, rats are a non-indigenous species
32 and don't have anything to do with subsistence. But by
33 their own admission they spent \$3.5 million dollars to
34 kill these rats. And then the weather went snotty.
35 And they wanted to get off the islands.

36
37 They were asked prior to, well, what
38 about other predator birds, what about eagles. Are
39 they going to eat these poisoned rats? Well, they
40 thought there was as many as four eagles that would go
41 to this area. When they went back, they found 48 dead
42 eagles. That's a month and a half, six weeks later if
43 my dates are correct.

44
45 So there was this -- at least as far as
46 the way the public viewed it, and the way the Board of
47 Game viewed it, it's like apples and oranges, I
48 recognize that. It's a different deal. But what a
49 contrast, to spend that kind of money to get those
50 rats, and talk about diversity of species, and this

1 happens. It just -- something's really unsettling
2 about that.

3

4 Anyway, I'm getting off track here. I
5 really appreciated the letter here from the Council to
6 the Chair of the Subsistence Board asking for
7 cooperative efforts to have the Federal agencies engage
8 in active management instead of just passive
9 management. I know it's difficult for them, because
10 they're basically working off a policy now which they
11 portray as totally defensible and very difficult to
12 alter their course on having active management on
13 Federal lands.

14

15 But I'm going to give you a letter that
16 goes back to June 11th of '09 about -- this directs to
17 NPS authority and the discretion to cooperate on active
18 wildlife management. I'm convinced they do have the
19 authority to do this. If they have the will. And I
20 think that coming from the village councils, the tribal
21 councils, the Native corporations, if they hear from
22 the folks, not just to the head of the Federal
23 Subsistence Board, but to -- I mean, get this to the
24 Secretary of Interior. Get it right to the top.

25

26 And maybe I'm politically naive on
27 this, but it's a critical enough issue for those of us
28 that live here and rely on these resources that they
29 need to hear this. And I think it's possible to do. A
30 policy is a policy, and there is discretionary
31 authority there for these agencies to be more
32 cooperative.

33

34 Nobody wants to see all the wolves
35 taken out or all the bears taken out. They just want
36 to see that there's enough there for human consumption.
37 And if you don't include these animals in the
38 management equation, it just keeps shrinking what's
39 available for people. And I think we can meet the
40 objectives. I think the Federal agencies can meet
41 their management objectives and their mission
42 statements, and everybody can come out of this in
43 satisfying what their goals are and certainly the
44 bottom line, the needs of the people that live in these
45 regions and depend on these resources.

46

47 The policy, and I'll conclude with
48 this, the policies regarding active management seem to
49 me to be meaning no predator control on Federal lands
50 or predator management on Federal lands is kind of in

1 direct conflict with their charges under Title VIII of
2 ANILCA to manage for abundance and, you know, food.

3
4 And so any effort that you can make or
5 through the communities to continue to work, just like
6 what this letter states right here, I think that's a
7 big step to getting this thing in the right directions.

8
9
10 In the interim, I guess though, the
11 Board of Game's conclusion is that they're just going
12 to have to do what they can do on State lands and
13 something's better than nothing. But most of you folks
14 live in very close proximity to Federal land, and you
15 need some relief.

16
17 And I'll pass out copies of this letter
18 to you.

19
20 MADAME CHAIR CHYTHLOOK: Okay.

21
22 MR. KLUTCH: Here you go. And that
23 concludes my remarks.

24
25 MADAME CHAIR CHYTHLOOK: Okay. Any
26 questions, comments for Joe. Nanci.

27
28 MS. MORRIS LYON: Yeah. Thanks for
29 coming in, Joe. I would just like to say that I
30 appreciate your comments, and I agree wholeheartedly
31 with you. I feel in some ways that in many instances
32 the way that we as residents in these rural communities
33 are being treated is second to the predator population,
34 because it seems to me that their welfare is being
35 placed as a priority over our own, so I again concur
36 with you, and thank you for making your comments.

37
38 MADAME CHAIR CHYTHLOOK: Okay. Any
39 other comments.

40
41 (No comments)

42
43 MADAME CHAIR CHYTHLOOK: If not, thank
44 you. Thank you, Joe.

45
46 Okay. The next one to testify is
47 Verner Wilson.

48
49 MR. V. WILSON: Hi. My name is Verner
50 Wilson. I want to introduce myself to Mr. Richard

1 Wilson. So I know you weren't here yesterday.
2
3 (Laughter)
4
5 MR. WILSON: No relationship I'm sure.
6
7 (Laughter)
8
9 MR. V. WILSON: Maybe we are. You
10 never know.
11
12 MR. WILSON: If you go back far enough,
13 you bet.
14
15 (Laughter)
16
17 MR. V. WILSON: I have a packet for
18 you, if you want to see it.
19
20 MR. WILSON: I've already got a copy.
21
22 MR. V. WILSON: Oh, you already have a
23 copy. Okay.
24
25 I have a draft proposal/resolutions
26 that I'll hand out on proposed offshore drilling and
27 the proposed Pebble Mine, and so if you could take a
28 look at it. Basically these resolutions say -- here's
29 the other one, too. Passed it out.
30
31 The resolutions are derived from
32 resolutions passed by the Bristol Bay Native
33 Association, the Bristol Bay Native Corporation, the
34 City of Dillingham, Nunamta Aulukestai, the nine
35 regional village corporations. And so some language is
36 taken out from each of them, each of the resolutions.
37
38 And I'll start off with the -- well,
39 let me introduce myself again to Richard Wilson. I
40 have a degree in environmental studies from Brown
41 University, and I work for the World Wildlife Fund.
42 But I was born and raised in Dillingham, and I'm a
43 commercial, sports and subsistence fisherman from the
44 area. And so this is my first time coming to the
45 Regional Advisory Council, and it's very good to be
46 here. And I understand that you're all tasked to help
47 protect our subsistence resources.
48
49 And I really that these two resolutions
50 being passed by the Regional Advisory Council would be

1 very important to help protect our subsistence
2 resources.

3
4 MADAME CHAIR CHYTHLOOK: Verner, before
5 you go on, could you explain that Wildlife that you're
6 representing?

7
8 MR. V. WILSON: Yeah. I work for the
9 World Wildlife Fund. It's an international
10 conservation organization, and we have an office in
11 Anchorage. And we are working to protect Alaska's
12 fishery resources from potential development that could
13 harm the fisheries, but also we work on other issues
14 such as climate change issues, and other conservation
15 issues. And we have a mission to protect Bristol Bay
16 that I'm proudly part of, and so that includes our work
17 to protect Bristol Bay from offshore drilling. And we
18 actually have people who are working in Washington,
19 D.C. as well as here in Anchorage, or here in Alaska,
20 and that includes me, in our efforts.

21
22 Does that answer your question. Madame
23 Chair.

24
25 MADAME CHAIR CHYTHLOOK: Yeah. Okay.
26 So is this a new organization that came about because
27 of the large scale.....

28
29 MR. V. WILSON: No, it's actually been
30 around for I think over 100 years. But here in Alaska
31 the office just -- I guess we started doing work here
32 in the northern -- or the Bering Sea and Kamchatka eco-
33 region in the late 1990s.

34
35 So I guess I really think it's
36 imperative as somebody who's sort of upcoming in these
37 resource issues, I think that the Regional Advisory
38 Council could play an important role in protecting -- I
39 mean, it's mandated to protect the subsistence
40 resources, and so these are draft resolutions.

41
42 And I guess I could start off with the
43 offshore drilling resolution. And it's basically
44 asking the Federal Subsistence Board to pass a
45 resolution to permanently protect Bristol Bay and our
46 resources from offshore drilling. And I know that you
47 haven't been able to look at the language yet, but I
48 think it's pretty much known that we have a lot of
49 fisheries resources that could be affected if there was
50 ever to be any accidents or even if there aren't, that

1 the offshore drilling does have an impact on marine
2 resources, and so.....
3
4 MADAME CHAIR CHYTHLOOK: Verner, are
5 you wanting the Bristol Bay to deal with this or
6 Federal Subsistence Board.
7
8 MR. V. WILSON: Well, I would hope that
9 the Bristol Bay RAC would pass a resolution asking the
10 Federal Subsistence Board to pass resolutions.
11
12 MADAME CHAIR CHYTHLOOK: Nanci has a
13 question.
14
15 MS. MORRIS LYON: I just wanted to
16 interrupt briefly. I don't have a copy of the -- I've
17 only got the Pebble one; I don't have a copy of the
18 other one. Is there another one.
19
20 MR. V. WILSON: Oh, right here. Sorry.
21 So I guess we could start off with the Pebble one then.
22
23
24 So this one, the Pebble resolution
25 would basically ask the Federal Subsistence Board to
26 request that the Environmental Protection Agency
27 invokes it's .404(c) authority. And I don't know if
28 you have heard of it, but it does have authority to
29 reject any permits that would otherwise be dredge or
30 fill in fisheries areas. And so this resolution
31 basically has language that says, you know, as
32 subsistence users Bristol Bay is home to important
33 subsistence resources, and the Subsistence Regional
34 Advisory Council asks that the Federal Subsistence
35 Board passes a resolution to the EPA asking them to
36 invoke Section .404(c) of the Clean Water Act.
37
38 MADAME CHAIR CHYTHLOOK: Is that --
39 you're just wanting this Board to -- I notice that the
40 resolution is already written for this Board.
41
42 MR. V. WILSON: Yeah, it's a draft
43 proposal.
44
45 MADAME CHAIR CHYTHLOOK: And does
46 anybody on the Board here have any comments. Richard.
47
48 MR. WILSON: Madame Chair. Mr. Wilson.
49
50 (Laughter)

1 MR. WILSON: Madame Chair. I feel very
2 -- the seat I'm sitting at, I feel very uncomfortable
3 trying to agree to write a resolution where you have an
4 entity looking to stop or looking to deter different
5 opportunities. This is a political kind of issue, and
6 I don't know if this Subsistence Board really should be
7 involved in political type actions as this. I don't
8 know if this is -- somebody can correct me if I'm
9 wrong, but I don't feel that this is an appropriate
10 action for us.

11
12 MADAME CHAIR CHYTHLOOK: Donald, do you
13 have an answer to that.

14
15 MR. MIKE: That's a good question,
16 Madame Chair. This resolution specifically speaks on
17 protecting resources, and this resolution in my opinion
18 did not come from the Bristol Bay -- originating from
19 Bristol Bay Council, but it's up to the Council if they
20 want to go ahead and discuss the merits of this
21 resolution and support or come up with your own
22 resolution to protect the sources in the Bristol Bay
23 region as it relates to the Clean Water Act.

24
25 Maybe I can have some assistance from
26 other Staff members as far as -- like Mr. Wilson was
27 stating, it's coming pretty close as far as relating to
28 politics. Maybe Tom or Jerry, can you help me out.

29
30 MR. KRON: Yeah. Madame Chair. I
31 apologize for my cell phone going off. But basically
32 the person that was calling me is Ann Wilkinson, who's
33 the Regional Council coordinators supervisor. And I
34 mentioned what you were talking about right now.

35
36 And her interpretation and my
37 interpretation is, yes, if you choose to implement
38 these resolutions to the Federal Board, you can do
39 that. You know, you basically are here, you know,
40 looking at issues and providing recommendations and
41 perspectives to the Federal Board. And this is another
42 one of those kinds of things, so you can definitely do
43 this. And we both concur that this is reasonable for
44 you to address, if you choose to.

45
46 Thank you, Madame Chair.

47
48 MADAME CHAIR CHYTHLOOK: Okay. Dan.

49
50 MR. DUNAWAY: Yeah. I'm deeply

1 concerned about what developing Pebble Mine might mean
2 to the area. And I've watched it and I've invited -- I
3 think we even had some Pebble people come and talk
4 about what they were doing Trefon, I don't know if he's
5 still a spokesman or not.

6

7 But what -- I've heard about .404(c),
8 but invoking .404(c), what would that mean? Can
9 anybody tell me?

10

11 Thank you.

12

13 MR. V. WILSON: Yeah. Basically it
14 would start a process to deny any permits that would be
15 used as dredge or fill for the mining company, and so
16 basically it would start that process for -- and what
17 the .404(c) process is, is that it allows for the
18 Environmental Protection Agency to go back to the
19 communities and to get public input before they issue
20 any decision.

21

22 I don't know if you've heard about what
23 the Environmental Protection Agency is doing right now,
24 but they are gathering input, or they're doing a review
25 about the Bristol Bay watershed, and that will help any
26 sort of decision they can make in the future whether or
27 not to start this .404(c) process. And so this
28 resolution asks them to invoke that process and to
29 start public input into it.

30

31 So does that answer your question.

32

33 MADAME CHAIR CHYTHLOOK: Dan.

34

35 MR. DUNAWAY: Yeah, Madame Chair. I'm
36 not sure. But invoking it doesn't necessarily
37 automatically revoke water use, does it, or does it
38 just initiate a review as to whether to allow it to
39 occur or not allow it to occur. Is that correct? I
40 mean, it.....

41

42 MR. V. WILSON: It actually starts the
43 public process for it.

44

45 MR. DUNAWAY: But the end result isn't
46 necessarily that it would be closed, it could.....

47

48 MR. V. WILSON: Yeah, exactly.

49

50 MR. DUNAWAY: But it's another public

1 process to just examine water use.

2

3 MR. V. WILSON: Uh-huh.

4

5 MR. DUNAWAY: Because that makes a big
6 difference if it means it's an automatic no versus just
7 another step to review very carefully. It makes a big
8 difference to me, and I think it would to a lot of
9 people.

10

11 MR. V. WILSON: Yeah, it.....

12

13 MR. DUNAWAY: I would like to hear what
14 other people think and discuss this I'm thinking.

15

16 MADAME CHAIR CHYTHLOOK: Richard.

17

18 MR. WILSON: Madame Chair. The
19 information that he's given us here today, you know, in
20 my opinion, is of his own opinion. We don't have --
21 you know, unless we actually had the, was it the,
22 401(c), you know in front of us to review or to really
23 grasp what it means, you know, to go out on somebody's
24 opinion on how it reads or what it will do to us, to me
25 that would have to -- you know, I myself would have to
26 look into that and see what could come of it. Just to
27 -- I think we're just scratching the surface here, and
28 there's a lot more involved than really what we're
29 seeing. And typically you give, you know, agencies
30 like this an okay to go, and especially with our water
31 issues, sometimes you lose control of it.

32

33 So just caution here.

34

35 MADAME CHAIR CHYTHLOOK: Okay. Any
36 other comments. Dale.

37

38 MR. MYERS: Yeah, I kind of agree with
39 Richard. I mean, before I would want to make any kind
40 of a decision, I'd have to look through and into a lot
41 more stuff and, you know, what all it entails. You
42 know, there is situations where we are commercial
43 fishermen and we're using the system, and to have
44 something come in that's -- I mean, we have to really
45 thoroughly before we make a decision on anything like
46 that, to really be informed instead of just, you know,
47 without having the stuff actually here in front of me
48 or time to go over. I don't feel comfortable myself in
49 making any kind of a decision on that.

50

1 MADAME CHAIR CHYTHLOOK: Nanci.
2
3 MS. MORRIS LYON: Yeah, Madame Chair.
4 Would it be -- I don't know what kind of a timeframe
5 we're looking on at this, but would it be constructive
6 to ask for at our fall meeting to have materials that
7 will be relevant to these areas for us to have had a
8 chance to consider and look over and possibly put it
9 back on our agenda at that point. Is that something
10 that people would want to consider doing.
11
12 MADAME CHAIR CHYTHLOOK: Verner, did
13 you have a comment.
14
15 MR. V. WILSON: Yeah. Well, I think
16 that there's a lot of information out there that shows
17 how large-scale mines in terms of like Pebble is going
18 to be, that it shows that it's going to affect water
19 quality. And we actually have a study by a number of
20 mining engineers that shows how it polluted about 76
21 percent of the watersheds nearby in these 10 or so
22 mines that they did. And so I think that there is a
23 lot of information about that sort of thing.
24
25 And I was just -- the reason why I'm
26 offering this is because going forward the
27 Environmental Protection Agency is looking for input
28 from the users of the Nushagak, Mulchatna and the
29 Bristol Bay watershed area, and so I think that this
30 would be a good first step of saying, you know, this is
31 an important subsistence resource. We already know
32 information about how mines could effect the water
33 quality that our salmon and our subsistence resources
34 depend on. And this would be effectively giving them
35 input during this time period, because they are in a
36 review session right now, and they are going to be
37 possibly doing some sort of action in the future.
38
39 And I think the timing is good right
40 now to do an action, for the RAC to do action on this.
41 It is up to all of you to protect our subsistence
42 resources, not only for your generation, but also
43 future -- our generation, but future generations. And
44 so I would hope that if you decide to, you know, have
45 some clarification in the future, keep this on your
46 minds, because this is something that the Federal
47 agency going to be taking up in the near future.
48
49 So with that, that's what I'm trying to
50 accomplish here with proposing this advisory -- or the

1 resolution.

2

3 MADAME CHAIR CHYTHLOOK: Okay. Dan,
4 did you have your hand up.

5

6 MR. DUNAWAY: Yeah, Madame Chair. At
7 the very minimum I would be very eager to have at the
8 next meeting maybe a little more information on what
9 invoking .404(c) means. To me, if it means just
10 another public process and extremely careful review of
11 water issues in the Mulchatna and Kvichak drainage, I'm
12 very supportive of that process.

13

14 When Pebble first hit the news in this
15 part of the world, I would sit up hours and hours late
16 at night looking on line to mine information that I
17 could find. And I found very little to inspire
18 confidence that a mine of this size could be operated
19 safely.

20

21 There are some. There's a mine in
22 Montana that's doing pretty good. There's one in I
23 think it's North Carolina that I think has done okay,
24 but I think they're starting to see some issues now
25 that the mine's closed with sink holes showing up.

26

27 I can't get more information, find out
28 more. I've actually called some people in North
29 Carolina to learn more.

30

31 But I don't want to step out of bounds
32 as far as the RAC is concerned either, but just feeling
33 the impact of hardly any kings, I caught two last year,
34 for a whole different reason, on the Nushagak last
35 year, but, man, I see how chemicals get in the water up
36 in Fairbanks, and they spread into subdivisions, that
37 stuff gets into the groundwater, and, shoot, there's
38 fuel in the groundwater around here. And once it's out
39 of the box, you can't reel it back.

40

41 And no matter how cautious a big
42 company is, it takes one accident, one sloppy operator.
43 I've dealt with a few contractors. It's a stair step.
44 And it just takes one clod to make a mess. So I hope
45 that extremely vigorous, rigorous review of every step
46 of this thing occurs.

47

48 At the same time, I watch these ads and
49 I know people that live up there in Iliamna and I know
50 how bad they need jobs. It really tears at both sides

1 of me.

2

3 But giving up what we have now for
4 short-term gain is -- I never worked on a pipeline for
5 the same reason. I came out here. And I went back to
6 school poorer, but happy. And my other friends that
7 worked on the pipeline are rich, and some of them we
8 noticed weren't all that happy.

9

10 Thank you.

11

12 MR. BOSKOFISKY: Madam Chair.

13

14 MADAME CHAIR CHYTHLOOK: Alvin.

15

16 MR. BOSKOFISKY: What his organization,
17 you know, I like what he's saying, but dealing with the
18 lands and stuff, issues, they tend to take stuff away
19 and don't follow through with what they put in place.

20

21 But I also attended EPA meeting in
22 Idaho. And the Indians in reservations down there,
23 Idaho and Washington, every stream got killed but one.
24 They only have one stream that brings in five species
25 of salmon. The rest are all dead.

26

27 So those mines could be dangerous,
28 there's no doubt about it. And the worst part about it
29 is that they're fighting, trying to get these companies
30 to come in and they put a time limit on any cleanup.
31 After that time limit is over, everything is turned
32 over to the state, and they have to come up with the
33 funds to finish cleaning it. It can run into lots of
34 money. And that's what was happening down there.

35

36 I just thought I'd put that out.

37

38 MADAME CHAIR CHYTHLOOK: Okay. Any
39 other comments. Richard. Or Moses.

40

41 MR. TOYUKAK: Madame Chair. I come
42 from Manokotak, and, you know, we just joined Nunamta
43 Aulukestai at Manokotak. And it was my first that I
44 attended Nunamta Aulukestai's board. And what I found
45 out from listening to them is this concern about Pebble
46 Mine, and when they talk about what it can do to our
47 region was so huge. One of the guys, an elder from
48 Ekwok, he mentioned, you know, if Pebble Mine goes
49 through, say 10, 20 years from now, we won't have to
50 worry about bears. We won't have to worry about

1 animals, fish, and those of us that sit on boards like
2 this will have no resources to talk about. That was
3 one of the things that he was telling us.

4

5 And just like he said, that information
6 was relayed down in the Lower 48 where they did mining,
7 there's no cleanup, you know, behind it. And the
8 resources that we depend on will be affected. And what
9 we consume will be affected. Everybody.

10

11 And after that meeting, I went home
12 really -- I thought the mine would be good, but then it
13 changed me to where the resources are more important to
14 us than gold. One of the guys took an example, if you
15 took gold, try to take a bite of it. You know, it's
16 not going to feed you. It might make you rich.

17

18 Dan said, you know, being rich is not
19 always the answer. But then having a resource to
20 provide for ourself in the future is what they were
21 talking about in Nunamta Aulukestai. And there were
22 some guys that have had experience through other mines
23 that were there, too, and after listening to them, it
24 seemed like, you know, it opened my eyes to try and
25 protect our resources as long as possible, because I
26 myself, I have 18 grandchildren, and their ages from 15
27 on down to 3 months. And their future is what I'm
28 thinking of. And we as concerned people, you know, if
29 we decide on something here, we're going to decide for
30 their future, our kids, our grandchildren.

31

32 That's all I've got.

33

34 Thank you.

35

36 MADAME CHAIR CHYTHLOOK: Okay.

37 Richard.

38

39 MR. WILSON: Madame Chair. Most of the
40 conversation we're hearing here is of a personal
41 nature, and it's of a speculative nature. It's things
42 that could possibly happen. We don't know there's a
43 mine yet. We haven't even seen the plan. So I can't
44 form an opinion on something that hasn't been seen yet.
45 And on a State level, trying to take an action here to
46 stop water quality situations at this point, I mean, I
47 don't -- you know, I have no reason to, because I see
48 no plan yet before me.

49

50 And the people that I represent here in

1 our area and, not speaking of a personal nature, but I
2 know that the people I represent, a lot of them want to
3 keep an open ear and open eye out before, and take a
4 look at this thing before they make a decision.

5
6 And so I don't like it when people
7 can't stay in the middle of a subject, of something.
8 If you can just stay there in the center and look both
9 ways instead of having groups make you go one way or
10 the other. I mean, I'd like for my opinion to be a
11 very good -- my answer to be a very good one. In order
12 to do that, I need to be educated on both sides of
13 things, and not just one side. So that neutral stance
14 is where I'm at, and I think the people that I
15 represent, I believe that's where they're at.

16
17 MADAME CHAIR CHYTHLOOK: Okay. Any
18 other comments. Verner.

19
20 MR. V. WILSON: I respect that, what
21 you said, but I think it's kind of -- I don't think
22 that it's something that's unknown about what they're
23 planning on doing. They've actually gone to many
24 communities and said, you know, this is the prospect.
25 And they've actually gone to investors. And so it's
26 groups, not the World Wildlife Fund, but, you know,
27 it's groups like Nunamta Aulukestai who's in
28 Dillingham, and they've looked at those draft
29 preliminary sort of plans for what they're planning on
30 doing.

31
32 And so the Bristol Bay Native
33 Corporation is another example of when they look at --
34 they actually have somebody who's actually working it
35 full time to look at the specific plans. And that's
36 why they passed a resolution for the Bristol Bay Native
37 Corporation invoking .404(c).

38
39 And so I don't think it's entirely
40 speculative, looking at not only what's happened in
41 other parts of the world in terms of mining that sort
42 of -- that scale, and in this region we all know that
43 this region is really important to all to us in terms
44 of subsistence resources. and we know that, you know,
45 fish and other, salmon and other fish and other game,
46 they do go to this area, and there's actually a study
47 last year, I forgot who it was by, but basically said
48 that or Bristol Bay sockeye, diversity is strength.
49 And when there is a prospect like that by the Koktuli,
50 and when they've been studying it for years and years

1 and years, and going to investors and saying, you know,
2 this is a good prospect for an open pit mine, that's --
3 we've been looking at those, what they've been saying
4 and what they've sort of been doing.

5
6 So I don't think it's entirely
7 speculative. And I think it's really important that
8 this Subsistence Regional Advisory Council does take
9 some sort of action at this.

10
11 This is just a draft proposal that as I
12 said is -- the language was passed by other
13 organizations, but I think that if the Subsistence
14 Regional Advisory Council's not going to take action
15 right now, it will take a long time to get up to the --
16 to be passed by the Federal Subsistence Board. And
17 it's up to, you know, all of you are tasked to protect
18 our subsistence resources.

19
20 And you may not want to adopt this
21 specific language, but that's why I put it forward to
22 you. I mean, it's up to you obviously, and I would
23 just strongly urge that the Subsistence Regional
24 Advisory Council does sort of take action to protect
25 our subsistence resources on this issue.

26
27 MADAME CHAIR CHYTHLOOK: Okay. Any
28 other comments. Dan.

29
30 MR. DUNAWAY: Yeah. Thank you, Madame
31 Chair. I know when I speak of deep concern about mine
32 development that I am confident I'm speaking for a
33 large amount of the population that lives close to me.
34 Some of the places I first heard about this worry, when
35 I was out moose hunting, camped on the banks of the
36 Nushagak River, and people from Ekwok stopped by for
37 coffee and started talking about it.

38
39 I think out of respect for the wider
40 region of folks and knowing it's hugely controversial,
41 and given my lack of understanding on the .404(c)
42 process I'm hesitant to push for a resolution at this
43 meeting. I don't want to move ahead in ignorance and
44 can only hope that the high points of this discussion
45 catch the attention of the full Federal Board of
46 Subsistence.

47
48 But I know there's an awful lot of the
49 kings that are our favorite subsistence food up there
50 spawn in those rivers that come out of the area where

1 they're prospecting. And, boy, when the runs are down,
2 nobody's happy about it.

3
4 So I guess I won't push for a
5 resolution, but frankly if it was just a strip review
6 process, and there's no preordained outcome, then I'm
7 all for it, and I think the vast majority of the
8 residents in the Nushagak River drainage are. I think
9 we're all feeling squeezed economically, and, man, I
10 wish I felt confident that that mine could be done
11 without dramatic negative effects, but I can only base
12 my opinions on what's happened before, and that hasn't
13 been a real pretty picture on a worldwide basis.

14
15 Thank you.

16
17 MADAME CHAIR CHYTHLOOK: Okay. Any
18 other comments. Richard.

19
20 MR. WILSON: Madame Chair. I should
21 certainly hope it didn't sound like, you know, I was
22 for this type of development, or against this type of
23 development. I strictly stand here as a neutral
24 person. I am sitting on this Council for a reason, and
25 that is, you know, we have a resource, you know, and it
26 is our responsibility, yes, you know.

27
28 So with that being said, you know, I
29 would vote to take no action on this.

30
31 MADAME CHAIR CHYTHLOOK: Okay. Any
32 other comments.

33
34 (No comments)

35
36 MADAME CHAIR CHYTHLOOK: My comments.
37 You know, I've learned to live in two worlds. And by
38 knowing how to live in the two worlds that I'm living
39 in, I've learned to neutralize -- or try to make an
40 attempt to neutralize everything that comes my way.
41 And when one issue is divisive and especially among my
42 own people, I tend to stay away from it, even though
43 I'm for the cause.

44
45 And I think -- I agree with Richard,
46 that I think because this type of process with the
47 Pebble has been divisive, especially with my people in
48 my region, I have opted, even though personally,
49 because I'm a harvester, I'm a processor, and the
50 majority of my food comes from the land and sea, I am

1 opposed to whatever development that may ruin the
2 resources that I depend upon. But I tend not to swing
3 one way or the other when I talk to people regarding
4 this in public. And because I don't want to come forth
5 negatively to people that I deal with. Possibly if I
6 was more private, then, you know, I could do that.

7
8 But as people that sit in different
9 committees, to deal neutrally with our people, I --
10 when I sit here, I'm sitting here neutrally to bring
11 forth concerns from my people. I'm not here to support
12 one or the other, during the discussions that might
13 come out, but when this body votes, the majority rules
14 in anything.

15
16 And so because of the comments, the
17 different comments that are coming from this Board, I'm
18 going to I guess request that we table this resolution
19 and possibly bring it up at our fall meeting if that
20 needs to be.

21
22 And with this comment, I'd like to see
23 what the rest of the Board would feel with my
24 suggestion. Richard.

25
26 MR. WILSON: Madame Chair. Thank you.
27 I think it's a great suggestion, and I wholeheartedly
28 agree with you about our positions here as Council
29 members. It could be, not that it will, but it could
30 be subjects like this that come before us could be very
31 decisive. It could divide us. It could -- you know,
32 we as Council members, you know, I just agree with the
33 remarks that you made, and I thought it was very
34 heartfelt.

35
36 Thank you.

37
38 MADAME CHAIR CHYTHLOOK: Okay. Do we
39 need to make this into a motion or just a suggestion to
40 table the resolution until such time we need to pick it
41 up.

42
43 Verner.

44
45 MR. V. WILSON: I just had a question.
46 Like, okay, so I got that you need info more about the
47 .404(c) process. Is there anything else you would like
48 to see between now and the fall meeting that you would
49 like me to -- because I look forward to working with
50 you. As I said, this is my first Regional Advisory

1 Council meeting. And as a subsistence user in the
2 Bristol Bay region, I want to work with you all. So is
3 there anything now that you may identify that you need
4 before taking up this issue again right now? I mean,
5 I'm also available. You all have my business card, so
6 if you -- I look forward to talking with you about this
7 issue between now and then so that you could more of an
8 informed decision.

9

10 MADAME CHAIR CHYTHLOOK: I'm going to
11 ask for a decision. My comment was to table this
12 resolution for possible -- well, table this resolution
13 until our fall meeting, or whatever the Board decides,
14 and then if we need additional information from you
15 after the decision, then we'll give you that
16 information, or request that information.

17

18 Richard.

19

20 MR. WILSON: Madame Chair. Earlier I
21 had requested that we take no action on this
22 resolution. And I would ask that again.

23

24 MADAME CHAIR CHYTHLOOK: Okay. Dan.

25

26 MR. DUNAWAY: Yeah, that would be my
27 understanding, Madame Chair, is that we won't take any
28 action other than I guess could we ask that this be an
29 agenda item for our fall meeting.

30

31 And I think something that Richard
32 touched on is important, that we've got Verner in front
33 of us. He comes from a particular viewpoint. I'm
34 wondering if we could either request a letter of a
35 person from EPA to come tell us what .404(c) means.
36 And this might be a step in the Federal government
37 consulting with RACs, and hopefully if there's
38 interested tribal members and other folks, that they
39 could be aware and attend and listen at the same time.

40

41 Thank you.

42

43 MADAME CHAIR CHYTHLOOK: I think
44 another suggestion I would make regarding this
45 resolution, is this is really packed with a lot of
46 information. If somehow we could -- if we're going to
47 -- if we're going to deal with this, there's -- it
48 sounds like we're not going to take any action to it,
49 but if we should in the future take this up, I think
50 there needs to be -- there's more information in here

1 that we might be able to deal with one resolution at a
2 time. That maybe might be easier than just deal with
3 this packed resolution.

4

5 Donald.

6

7 MR. MIKE: Yeah. Thank you, Madame
8 Chair. Just to help the Council out as far as getting
9 this resolved. The Council can move to take no action
10 with consensus or with a vote and explain that you
11 would like to see this on the all meeting agenda with
12 an invitation to a presenter to provide information for
13 this Council so that the end product, you can come up
14 with a comment to the Federal Subsistence Board or a
15 new resolution based on the information that you will
16 be presented at the fall meeting.

17

18 Thank you, Madame Chair.

19

20 MADAME CHAIR CHYTHLOOK: Okay. I guess
21 one thing that I would like to remind our agenda maker,
22 or the agendas that come up, we're going to be dealing
23 with wildlife this fall. I want that in front so that
24 we won't be mixing the agenda items that are coming up
25 from here, but make our wildlife proposals as priority,
26 and then deal with these other ones.

27

28 I guess I need some sort of direction
29 here regarding this resolution. Nanci.

30

31 MS. MORRIS LYON: It just struck me
32 with the word proposal that it might behoove the
33 Council for us to place this resolution in proposal
34 form to get public input from the people we're
35 representing, or do something along those forms. Now,
36 I'm not saying that's what we should do, but I'm
37 wondering if that would not be another option that we
38 might want to consider, because I totally agree with
39 what everybody has said here at the table as far as
40 we're representing numerous individuals that this has
41 an impact on. And I think we need to hear from them on
42 how they would like us to proceed. And not only is it
43 a burden upon to go out and find that out, we should
44 also possibly consider making it available to them to
45 come to us with their thoughts.

46

47 MADAME CHAIR CHYTHLOOK: I like that
48 idea, except that if this Board is not able to
49 understand parts of the resolution, I think this Board
50 first of all needs to fully understand this resolution

1 be it gets sent out to anybody, because if we send it
2 out as is, who's going to answer the questions that
3 we're not able to answer here. So I think the RAC,
4 this Board needs to deal with it first before it gets
5 sent out so that those of us that are representing our
6 areas will be able to explain this resolution to our
7 people. That's my thinking on this.

8

9 Nanci.

10

11 MS. MORRIS LYON: Madame Chair. I
12 think you make some very good points there. And
13 perhaps it would be something that we could consider
14 doing then also at the fall meeting, because you're
15 absolutely right. Until we understand what invoking
16 .404(c) means to this area, we cannot speak with
17 authority.

18

19 MADAME CHAIR CHYTHLOOK: Richard.

20

21 MR. WILSON: Madame Chair. If I made a
22 motion to take no action here, and we have a consensus
23 vote, does that kill the conversation now and we can
24 move on maybe?

25

26 MR. MIKE: Madame Chair. What I'm
27 hearing from the Council is that regarding the mining
28 issue, the Council needs more information for a proper
29 presentation before they can come up with a comment on
30 the Council position on the issue so they can develop a
31 good recommendation or resolution for the Federal
32 Subsistence Board to consider. And that's what I'm
33 hearing from the Council. And if that's the wish of
34 the Council, this Council can move to take no action
35 with the understanding that it will be in the fall 2011
36 meeting, and you will be presented with information to
37 develop your comments or resolution.

38

39 And that's my comment. Madame Chair.

40

41 MADAME CHAIR CHYTHLOOK: Okay. I guess
42 we have consented to take no action on this resolution,
43 and it will be in our fall agenda, and we'll be
44 inviting somebody to give us more information before we
45 act on it, so this is where this resolution is standing
46 right now.

47

48 Thank you.

49

50 Do you have any more information or

1 additional information for us.

2

3 MR. V. WILSON: I didn't even get on
4 the offshore drilling resolution. But I guess
5 regarding that resolution, I guess we could do the same
6 thing.

7

8 And basically I'll just tell you what
9 the draft proposal says. It basically says that we've
10 known a lot of information about how the North Aleutian
11 Basin provides subsistence resources to our area. We
12 think it's too risky to allow drilling there, and we
13 support permanent protection from offshore drilling in
14 the Bristol Bay region.

15

16 And so I guess your previous comments,
17 we could take that issue up again -- or it's up to you,
18 but maybe you could take that resolution up as well in
19 the fall meeting.

20

21 MADAME CHAIR CHYTHLOOK: Okay. What's
22 the wishes of the Council on this offshore drilling
23 resolution.

24

25 MR. WILSON: Madame Chair.

26

27 MADAME CHAIR CHYTHLOOK: Richard.

28

29 MR. WILSON: Madame Chair. He chose
30 to, you know, hold off on his presentation until the
31 fall, so that's probably where that can end. You know,
32 he's welcome back this fall to make his presentation,
33 if that's what he chooses.

34

35 MADAME CHAIR CHYTHLOOK: Verner.

36

37 MR. V. WILSON: I mean, I guess I could
38 make my presentation now about the resolution if you
39 want to hear more about it.

40

41 Basically it is saying that we have a
42 lot of studies about how the area provides important
43 habitat for salmon, cod, crab, pollock, halibut and
44 other fish, and it also is the area -- in your packet
45 yesterday you have a map of the area. And it was
46 actually recently taken off of the five-year lease plan
47 from 2012 to 2017, where the Interior Secretary
48 basically said that Bristol Bay is a national treasure
49 and it provides about -- that area and the southeast
50 Bering Sea provides about 40 percent of the wild-caught

1 seafood in the United States. And he took it out of
2 the five-year plan and right now there are proposed
3 permanent protections for the region, to take any oil
4 and gas lease schedule out of any five-year plans in
5 the future.

6

7 And so this resolution basically says
8 that as subsistence users, we want to protect our
9 subsistence resources.

10

11 And as somebody who just came back from
12 the Gulf region and saw the effects that an oil spill
13 had, and talked with fishermen and subsistence users, I
14 mean, they couldn't even eat their food without testing
15 it first. And so I think it's important that the
16 Subsistence Regional Advisory Council does take action
17 on this as well.

18

19 And so there -- at the end of the
20 month, or on the week of March 29th there are going to
21 be people from the region, village council members,
22 village tribal members -- I mean, corporation members
23 and fishermen going to Washington, D.C. and talking
24 with some decision-makers about permanently protecting
25 Bristol Bay from offshore drilling.

26

27 So this would ask the Federal
28 Subsistence Regional Advisory Council to support
29 permanent protection for Bristol Bay from offshore
30 drilling.

31

32 MADAME CHAIR CHYTHLOOK: Okay. What's
33 the wishes of the Council regarding this resolution.

34

35 I'm glad you're here, Richard.

36

37 (Laughter)

38

39 MR. WILSON: Madame Chair. It seems
40 that -- I'll move to take no action on this, and a lot
41 of it for the same reasoning as the prior one.

42

43 Madame Chair.

44

45 And ask for consensus.

46

47 MADAME CHAIR CHYTHLOOK: Okay. There's
48 been a request to table this resolution if the Board
49 have no -- I need break. So I guess if everybody
50 agrees to no action on this resolution, we could do

1 that.
2
3 And, Donald, am I doing this right?
4
5 MR. MIKE: Madame Chair, you're doing
6 fine. I think you're ready for a break. But is it my
7 understanding that this offshore drilling will be also
8 an agenda item for the upcoming fall meeting?
9
10 Thank you, Madame Chair.
11
12 MADAME CHAIR CHYTHLOOK: Okay. This
13 resolution is going to be no action, and will be picked
14 up at the fall meeting.
15
16 Thank you, Verner.
17
18 MR. V. WILSON: Thank you very much.
19
20 MADAME CHAIR CHYTHLOOK: Okay. I guess
21 Dan has one more question.
22
23 MR. DUNAWAY: Yeah. Verner, on a topic
24 that's closer to us lately here, where does World
25 Wildlife Fund sit on predator control?
26
27 MR. V. WILSON: We don't have a
28 position.
29
30 MR. DUNAWAY: Interesting. Thank you.
31 I just wanted to know.
32
33 MR. V. WILSON: Not that I'm aware of,
34 no, I don't think that we do. I personally do, but I'm
35 not going to speak for the organization, except for the
36 ones that they gave me permission to.
37
38 MR. DUNAWAY: Yeah, you're riding for
39 the brand right now.
40
41 (Laughter)
42
43 MR. V. WILSON: Thank you very much for
44 this. Thank you.
45
46 MADAME CHAIR CHYTHLOOK: Okay. Thanks,
47 Verner.
48
49 Before we take a break, let's take the
50 last person, Allan. Welcome, Allan Aspelund.

1 MR. ASPELUND: Thank you. Madame
2 Chair. Is this thing on?
3
4 REPORTER: No. Push the button right
5 in front.
6
7 MR. BOSKOFISKY: That little silver
8 button.
9
10 REPORTER: In front.
11
12 MR. ASPELUND: Oh, right here. Okay.
13 Can you hear me? Yeah.
14
15 Madame Chair. Regional Advisory
16 Council members. My name is Allan Aspelund. I'm a
17 month short of 80-year old elder resident of Naknek,
18 and domiciled resident here.
19
20 And two subjects today. One is in
21 reference to appointment of additional people to the
22 Board, and also in reference to proxy taking for the
23 elders. I'm representing myself, but also I'm a member
24 of Bristol Bay Elder Action Group, and we represent 80
25 people in our three communities here who are elders.
26 And ours is a service for the betterment and welfare.
27 And so that's why I'm even here today. I'm speaking on
28 them here today.
29
30 And another one that's disappointing to
31 me is the fact that I don't see no village
32 representation here that I'm aware of. And earlier the
33 conversation I heard earlier, I'll maybe state why it's
34 so.
35
36 But the first one is in reference to
37 the appointment of the additional Board members. I
38 understand we have one now, and that's Mr. Towarak I
39 believe from up north, northwest. And apparently
40 whoever is doing this, Secretary of Interior, whoever's
41 going to make these appointments, I think one thing
42 lacking right away is the fact that I think where
43 they're concerned, they look at Alaska to be like
44 Idaho, whole area, you know, just out farm country,
45 roads connecting.
46
47 Alaska's very unique and different. We
48 have no roads connection. It's by air travel and boat.
49 Therefore I look at it's really divided into basically
50 four sections. Northwest Alaska, Southeast Alaska,

1 Southcentral and Southwest. And that's what we are,
2 the Southwest. And now they're going to be putting
3 three positions on that Board as additional Board
4 members, and right away I could just see the other two
5 positions, I'm going to just say it, I think
6 Southeastern will be pushing real hard to get somebody
7 on there, Southcentral. We have one Northwest. Here
8 we are, and you folks are representing us as southwest.
9 Well, we would be lacking that representation on there.
10

11 So I would like somehow if you'd pass
12 on to whoever's going to do it, President or Secretary
13 or whoever, make it four. Let's be fair. Let's keep
14 the table level and square so we can go forward
15 representing everybody.
16

17 And also with that, I would recommend,
18 I'm not telling them how to run their business, but I
19 think it would be unique if they'd formulate a
20 subcommittee of the new appointees, otherwise they -- I
21 realize all this Board members now, they're all the
22 heads of Department of Agriculture, Forestry, Park
23 Service, maybe I'm missing somebody. These guys are
24 pretty busy. And by bringing on these other additional
25 people, they'd be right on top of the subsistence
26 issue. And if they would formulate themselves, just
27 like Alaska does with the legislators, they appoint
28 committees to work things over. If they would give
29 them that unique duty of taking care of the
30 subsistence, and therefore then ourselves, myself as a
31 person here -- I realize and I respect you people as a
32 Council, but to me in reality I feel that you are
33 messengers, and not judges or opinionizers, but
34 messengers.
35

36 So I'd feel comfortable if I knew I had
37 somebody from the Southwest that was sitting on this
38 here Board, whether he's not getting what I want or
39 anything, but the comfort, especially from the tribes
40 and councils, so we have a person that is one of our
41 indigenous person on that Board, we'd feel comfortable.
42

43 And I think that's what's lacking is
44 respect. And we respect you people. I'm looking at
45 you know today. It's not a true representation,
46 because we're dealing with subsistence and that is my
47 lifestyle and our people's lifestyle, and we are a
48 taker and a gatherer. But I look at you as this Board
49 now as competitors to this taking. In reality they're
50 supposed to be looking out for subsistence, but to me,

1 even myself, I would feel I'm going to look out for me
2 first. I'm just going to be forward and frank about
3 it.

4

5 So therefore if you have this here sub-
6 Board, committee, you could take your wants, whatever
7 to them and they would analyze it in a sense. And I
8 like the way the State did it, their advisory boards,
9 their makeup. What are you, a fisherman, commercial
10 fisherman, hunter, whatever. And that gives them kind
11 of a perception of where the message is coming from.
12 And I'm looking, like I say, I just feel that you folks
13 are messengers and get it to the people, whether it's
14 right or wrong, let them be the decision-makers.
15 You're to carry the message to them, not sit and
16 scrutinize it and do a lot of deletions or corrections.

17

18

19 For instance, I heard earlier in
20 reference to a resolution, the fact is you could must
21 make a simple blank one, whether you're for it or
22 against if, instead of have to analyze it and dialogue
23 it or whatever else you do to these things.

24

25 But beyond that anyway, I would just
26 get back basically to the fact that if you would
27 consider asking them for an additional member and
28 emphasizing strongly the Southwest representation.
29 Like I said, I feel that if we had representation from
30 all equals of the state, it would be in fairness to
31 all, because I feel myself, the Southwest region we're
32 going to be left out of the loop, because these other
33 -- I know how politics works. These other guys are
34 right away already preparing who's going to be on these
35 positions. I'm pretty aware of that. And so I'd like
36 you to consider that to them. And I'm hoping on my
37 record now, whoever analyzed this here, could get the
38 briefest understanding of why I want it so.

39

40 And I'm again saying that way, by us
41 having people from -- I'm recommending also that you
42 would consider the fact that they would be rural
43 village, indigenous person. Somebody from the village,
44 not somebody that comes and live in the village or
45 something or whatever. Strongly I was going to add,
46 not domiciled, I said I thought that was too demanding,
47 because we've got a lot of people, much younger, moving
48 out in the world, coming back to the village, getting
49 educated, who can handle these positions. So I wanted
50 -- so in essence I strike the word domicile, because

1 then that would be locking them in, they'd have to come
2 right from the village.

3
4 So I would like you folks -- because
5 yesterday it was brought to my attention you people
6 favored a rural representation. And like I say rural
7 village, because you had remote village, that's what
8 Alaska's made up of, 300 plus villages, besides the few
9 cities we have. But these people on the outerside,
10 they'll be looking at and understanding, what's that
11 word village. It isn't like all the little cities and
12 towns you have in the Lower 48, because that's their
13 perspective. Alaska's, like I mentioned earlier,
14 unique and different. We're so spread out and yet want
15 to be represented on this particular sustainable issue
16 of subsistence.

17
18 And moving off of that, I want to move
19 in now to the fact of subsistence reality. Right now
20 for hunting with the State, I just did it, I'm getting
21 up where I can't go hunting any more, so I had my
22 grandson go ahead and get a proxy to go hunting, which
23 didn't work, because there was nothing out there to
24 hunt.

25
26 But the sad thing that happened, I
27 think you folks should pass it on to the Feds, whoever.
28 It's not only hunting, but in fact like fishing or even
29 gathering of eggs. I had a grandson, people want to go
30 catch for subsistence fish. I used to go up to the
31 lake and get maybe 50, 60 redbfish every year. Well, I
32 couldn't this year on account of my leg, so here,
33 wanting to help Uppa, but they were challenged by the
34 fact they didn't have -- you know, I had the permit. I
35 mean, from Fish and Game, they issued a piece of paper
36 that I could allow to get I think it was 100 red
37 salmon. But they didn't have it, so they were
38 discouraged and came back. But if you could even
39 include in that proxy system where it would be willing
40 to get them, would be safe, where I could go up and
41 have them get me 50 fish or whatever. And that's what
42 I think, this is the idea of subsistence that you
43 people should be doing here, is looking for that.

44
45 The State is doing it now, and what has
46 happened, and I think it's wrong, is the fact that the
47 Feds seem to just adopt whatever they put in place.
48 That's good for everybody. But the Feds' fiduciary
49 duty is the obligation of subsistence, period. By them
50 adopting overlays of State regulations, I think they've

1 kind of moved away from their fiduciary duty that
2 they're responsible to do. So I think somehow if you
3 guys get a new train of thought to them, like, for
4 instance, this proxy hunt, don't just adopt it, because
5 the State I don't think have it in place yet about
6 taking -- hunting, fine, but not fish. So if we get it
7 so that -- where you can get a proxy for subsistence
8 fishing, gathering of eggs, and hunting or whatever,
9 privileges, is allowable by subsistence.

10

11 So with that basically I want to thank
12 you thank you at this time.

13

14 MADAME CHAIR CHYTHLOOK: Allan, that --
15 does this subsistence fall into your senior -- you
16 mentioned that you wanted to talk about Elder Action
17 Group?

18

19 MR. ASPELUND: No, I just mentioned,
20 yeah, I was representing the fact that, you know, a lot
21 of people would like to come, just like me. I decided
22 I needed to come, because of my position as president
23 of Elder Action Group is to look out for the welfare of
24 these people, so I'm down here as I said in reference
25 to the concerns. I wouldn't say that I have a
26 certificate, or a piece of paper from any of them
27 saying I'm here to speak for them, but I'm speaking
28 their concerns and their concerns is like myself as an
29 elder.

30

31 MADAME CHAIR CHYTHLOOK: Okay. I
32 really appreciate you coming before us to, you know,
33 give us your information, which is very informative and
34 something that we need to hear more from the public so
35 that we'll be able to hopefully do our job like we're
36 supposed to do.

37

38 MR. ASPELUND: Madame Chair. I think
39 what's happening by whoever is appointing these other
40 people who is going to be from Alaska in a general
41 sense, hoping like I said earlier that they are
42 actually from rural village indigenous people, but
43 whoever. I think that would be a closer understanding
44 of the comfort of our people, like myself, if we know
45 there's somebody there representing us then, you know,
46 so the tribes will start coming out.

47

48 I'm very disappointed myself that the
49 village council here hasn't presented, come before you
50 people. I've been here, not every time, I missed a few

1 years when you folks were here, but I've never seen
2 that kind of representation. In reality that's their
3 responsibility, just what I'm doing for speaking for
4 the elders, that they should be speaking for our
5 villagers. And it's that missing link. They don't
6 have -- they don't feel there's a comfort, because
7 who's doing it is the heads of these different
8 agencies, see, and if you had one of our -- which is
9 good, now we have Towarak there. I think that's an
10 opening. We see there's somebody there we can speak
11 with, who could understand our ways. And by having
12 hopefully three more, not just two more, that I think
13 everybody would be coming out of the woodwork and
14 present ourself and we can powwow about it. I think
15 everybody would be happy.

16

17 MADAME CHAIR CHYTHLOOK: So, Allan, my
18 understanding is that you're requesting three Federal
19 Subsistence Board additional members instead of the two
20 that they're.....

21

22 MR. ASPELUND: Instead of two. Because
23 I feel then it would be a total representation, because
24 I think if they leave it like it is now, I think these
25 other areas would right away politically scoop it up.
26 They would get guys in place, and, you know, who would
27 be appointees, but I'd be super glad if we get somebody
28 coming out of Southwest Alaska. I know well that we've
29 got one out of Northwest now, and Southeast is going to
30 be pushing, Southcentral is, and why not us, Southwest.

31

32 MADAME CHAIR CHYTHLOOK: Okay. Do we
33 have any questions for Allan. Dale.

34

35 MR. MYERS: Yeah. Allan, did you have
36 any trouble when you were trying to get your proxy
37 stuff for -- I mean, did you have a hard time getting
38 the proxy stuff, or you weren't able to for like egg
39 gathering or for fish?

40

41 MR. ASPELUND: Well, that's the whole
42 idea, there isn't one out there that I'm aware of.
43 There's only one for hunting, see, that I'm aware of.
44 That's the State one. I haven't seen anything that the
45 Fish and Wildlife or whoever doesn't have. If I could
46 go up there now, and if there's a place allowed --
47 which we used to be allowed to gather eggs certain
48 places, but I understand they're coming down on that,
49 too. But that's just hearsay, but the idea would be
50 nice if we know there's something out there for -- like

1 myself, I could get my grandsons or granddaughters,
2 somebody would be willing to do something for Uppa, but
3 would do it in a legal sense. I don't mind riding up
4 to King Salmon, signing a piece of paper knowing that
5 someone's going to get me something.

6

7 MR. MYERS: Right.

8

9 MR. ASPELUND: Not only me, but all our
10 elders would, and more so. And that's an equal chance
11 to me. I can still get around, where some of them
12 can't.

13

14 MR. MYERS: Yeah, that might be
15 something that we can look into doing, you know, as far
16 as the -- I don't know exactly how we would go about
17 it, probably talk with the State agencies or whoever
18 for elders as far as fishing permits for going into
19 certain as a proxy type deal when they have specific
20 limits.

21

22 Do you know, Donald, on what we would
23 have to do there?

24

25 MR. MIKE: Madame Chair. As far as the
26 question on proxy, this Council can submit a wildlife
27 proposal to include proxy for harvesting and gathering
28 of resources, I think that's one of the -- no? Oh, we
29 have more clarification.

30

31 MR. BERG: Madame Chair.

32

33 MADAME CHAIR CHYTHLOOK: Okay. Jerry.

34

35 MR. BERG: Yeah, I think I might be
36 able to help out a little bit of information. We do
37 have on the Federal side, we have Federal designated
38 hunter permits and Federal designated fisher permits on
39 the Federal side. It's a little bit different than the
40 proxy on the State side. On the Federal side you just
41 -- you can designate anybody else. You don't have to
42 be over 65 or disabled. You can just say, I want
43 somebody else to go fish on my behalf. And we do have
44 permits that allow for that that's on top of the State
45 permit on the Federal side.

46

47 Now up in Katmai for the redfish
48 fishery, that might be a little bit different deal, I'm
49 not sure.

50

1 But just for general fishing and
2 hunting we do have the designated hunting and fishing
3 permits on the Federal side that are in place now. And
4 anybody can have somebody else go hunt on their behalf.
5 And they can only, you know, take -- they can only have
6 two possessions, harvest limits in their possession in
7 a day. And they have to have the permit in their
8 possession. But we do have that in place.

9

10 Madame Chair, thank you.

11

12 MADAME CHAIR CHYTHLOOK: Okay. Dale,
13 did you have any more.

14

15 MR. MYERS: No, I just -- I didn't know
16 if, you know, like on the State side also, if they have
17 something similar to where -- just to make it so that
18 you're not having to -- I don't how to put it, get --
19 do a whole bunch of running around, I mean, when
20 you're doing the license, permitting thing and the
21 proxy. I mean, I guess it would be basically going to
22 each agency and get one from the Federal people, and
23 then go over and get one from the State people, and
24 then you should basically be covered on that.

25

26 But does anyone know, does the State
27 have anything in position for fish on that?

28

29 MR. ASPELUND: You mean a proxy for
30 fish? I'm unaware of that.

31

32 MR. DUNAWAY: Madam Chair.

33

34 MADAME CHAIR CHYTHLOOK: Yes.

35

36 MR. DUNAWAY: We have the expert.

37

38 (Laughter)

39

40 MADAME CHAIR CHYTHLOOK: Go ahead.

41

42 MR. PAPPAS: Thank you. George Pappas,
43 Department of Fish and Game.

44

45 Yes, we do have subsistence proxy
46 regulations on the books. You just go by the office
47 and you can sign up for it.

48

49 Now, you mentioned redfish. I'm not
50 sure, I believe that's a Federal fishery. It will be

1 clarified later on for the redfish situation from
2 Katmai. Wait until that time.

3

4 But, yeah, we do have. You just have
5 to be I believe 65 or 70 percent disabled. Just go
6 down and talk to Slim at the office there and he can
7 sign you up, and you can designate someone to go fish
8 for you.

9

10 The State system's different than the
11 Federal system. As Jerry said earlier, the State system
12 has requirements for proxy. The Federal system is
13 different than that. It has less requirements. So as
14 you said, you'd have to go by the Federal office for
15 the Federal fisheries and the State office for the
16 State fisheries; then you would be covered, sir.

17

18 Thank you, Mr. Chair.

19

20 MR. BOSKOFISKY: Mr. Pappas. Does the
21 State have like egg gathering or any other subsistence
22 besides just fish and hunting?

23

24 MR. PAPPAS: Through the Chair.
25 Council Member Boskofsky. I'll have to look into the
26 egg gathering. I know that there's proxy hunting,
27 regulations for that, and there's proxy fishing. But
28 I'll have to look into the egg gathering.

29

30 Thank you, Mr. Chair.

31

32 MR. BOSKOFISKY: Thank you.

33

34 MADAME CHAIR CHYTHLOOK: Dan.

35

36 MR. DUNAWAY: Yeah. Madame Chair. And
37 like I say, you know more about this than I ever did,
38 but I think -- my understanding when I get the State
39 fishing permit, and it's a little different over here
40 than over in Dillingham, but I'm asked to list my
41 family members or the other members that will be --
42 household members likely to be handling the gear. And
43 my understanding is we only get that one permit for the
44 household, and then if my boys are out with their net,
45 they can get all the fish for me that I might need.
46 That it's not real restrictive for State.

47

48 Now, like you say, you're living over
49 here close to the Park, I think it gets different up in
50 the Park.

1 Thank you.

2

3 MR. ASPELUND: Well, you refer to
4 household. For instance, I don't put down my grandsons
5 on my household, see, so see what I'm getting at?
6 They're living away. See, I live -- you know. So I
7 can't give them my permit if their name isn't on it.
8 The only one on my permit now is my wife, see. Now,
9 maybe in Dillingham, you said I could put my grandsons,
10 fine. I've got no problem. But you have to designate
11 who, see. And if they're not in my household, they're
12 not on my permit.

13

14 MADAME CHAIR CHYTHLOOK: My
15 understanding of the subsistence permits is that I
16 could list my son that's going to be coming home from
17 Denver on my subsistence permit so that, you know, once
18 he gets home for the summer, he can help on the
19 subsistence site, or harvesting salmon for me. If
20 we're talking about subsistence permits. I'm getting
21 mixed up with subsistence permits and proxy. It seems
22 like we're talking about two different things, but the
23 subsistence permit that you get from the State, you
24 could list people that you want that are going to help
25 you on the site.

26

27 MR. ASPELUND: Yeah. Excuse me,
28 Madame, but it refers to on there household, meaning
29 that's in your house. See, otherwise I can put down --
30 I've got I know nine grandchildren. I could put them
31 all down, but the idea -- I mean, the term on the State
32 one refers to household.

33

34 MADAME CHAIR CHYTHLOOK: Well, once my
35 son gets home from Denver, he's in my household, so I
36 list him there. If my grandkids are going to be coming
37 home, and they're going to be living in my household
38 the two months of the summer, I list them there,
39 because they're in my household, they're not living in
40 somebody else's household during the time that I'm
41 harvesting salmon.

42

43 MR. ASPELUND: Yeah, but see mine's
44 different. My grandsons don't live in my household.
45 They're here, but they're not in my household.

46

47 MADAME CHAIR CHYTHLOOK: In that
48 situation, I would suggest that their mother or their
49 -- yeah, their mother would obtain a subsistence permit
50 if they're under 18, but I think if they're 18 or

1 older, they could obtain a subsistence permit for their
2 use within their household is my understanding.

3

4 MR. PAPPAS: The information is
5 correct. You're issued a subsistence permit per
6 household, the folks in your domicile. If you have a
7 big house, you might have a lot of folks listed on
8 there. Or if your son or grandson lives next door in a
9 different household, they'll have a different permit.
10 But there's nothing in regulation that says his
11 grandson living next door can't fish for him. He just
12 has to go to get the proxy paperwork from Slim down at
13 the office, and then it's not a problem. He can go out
14 with his permit, fill it up, and bring the fish back
15 within 30 days. And this is only for residents of the
16 State of Alaska.

17

18 MR. DUNAWAY: Yeah, maybe the systems a
19 little different over here. In Dillingham there's like
20 a couple times I've had friends that it was like they
21 forgot to get a permit. Well, they just, hey, we'll go
22 out with my permit. I give them whatever they need. I
23 don't see why -- are you guys restricted to how many
24 fish you can take over there? See, we're not -- when I
25 worked for Fish and Game, we were prohibited from
26 limiting. We used to ask people how many they wanted,
27 mainly to tell newcomers that thought they wanted 200
28 kings, and they kill themselves with it. But over
29 there, shoot, sometimes it just works out the neighbor
30 needs fish, and I'm going fishing. I just take extra
31 and bring them home and give them to him, and vice
32 versa. And it's no problem. Sometimes say, well, you
33 put them on your permit, because you're going to use
34 them. And we just trade around however we need to make
35 sure everybody gets what they need.

36

37 MR. ASPELUND: Yeah. Apparently it's
38 even different. I noticed in the newspaper where
39 somebody's complaining now about some of these here Fed
40 Ex boxes going out of certain places, you know,
41 wondering where that fish was coming from. So there's
42 a lot of different latitudes in this thing.

43

44 MADAME CHAIR CHYTHLOOK: Okay. Any
45 more questions for Allan.

46

47 MR. BOSKOFKY: I would, I can't
48 remember how many years ago. It was maybe like three
49 or four years ago where the people in King Salmon were
50 nice enough to let our area get some caribou. All we

1 had to do was fill out a proxy and send it up and they
2 let somebody go out, like we designated Orville or, you
3 know, somebody that we knew. And they went out and got
4 us a caribou and sent it down to us. So I thought it
5 was pretty nice.

6
7 MADAME CHAIR CHYTHLOOK: Okay. Any
8 more questions for Allan.

9
10 (No comments)

11
12 MADAME CHAIR CHYTHLOOK: If not, thank
13 you. Oh, George.

14
15 MR. PAPPAS: Thank you. Just a couple
16 questions that were brought up. In State regulations
17 the total annual possession limit for sockeye salmon
18 taken after August 15th in Naknek District is 200
19 sockeye salmon. It doesn't mention any other limits.
20 So if it doesn't mention there's limits, then it can be
21 up to the manager to put a manager to put a stipulation
22 on a permit. Say they put down 100 fish.

23
24 Well, Chignik's what, 250?

25
26 MR. BOSKOFISKY: Uh-huh.

27
28 MR. PAPPAS: You need more than that,
29 you back to the manager and say, I need 250. And he
30 might scratch his head if you have a household of 2
31 people and you have 250 fish.

32
33 Additionally in the Bristol Bay area,
34 it's one permit will be issued per household.

35
36 Thank you, Madame Chair.

37
38 MADAME CHAIR CHYTHLOOK: I've got a
39 question for you, Allan. You mentioned harvesting
40 redbfish. Do you have problems with harvesting redbfish?
41 Do you get a proxy to harvest the redbfish?

42
43 MR. ASPELUND: What happens when we go
44 to Fish and Game, they'll ask you, which I'm really
45 glad they do, because a lot of people just, you know,
46 go for red, but they'll even ask us how many -- they
47 refer to them as spawn-outs. And we're fortunate to
48 even get that re-established. I mean, I had to be
49 elaborate, but after they extended the Park, we even
50 lost that right to get redbfish. And then we were able

1 to -- when I was with BBNC, one of our representatives
2 went back to Washington, and they got it -- we had it
3 reinstated to a rider bill through Senator Inouye from
4 Hawaii. He said, what's happening. We told him that,
5 you know, that historically we used to have that
6 tradition. So they reinstated it.

7

8 But now with the Park Service, they
9 manage it in such an odd way I think. First we get
10 this limitation, I think it's 100 fish they allow us to
11 get. Fish and Game puts it down on the bottom, 100
12 fish, spawn-outs. And then they have a designated
13 area, you can, at certain times, for one week, I think
14 it was the mouth of the lake, and then further into the
15 creeks. And finally at the end, after October when
16 it's totally spawn-outs and the bears are gone, there's
17 about nothing left, then you can go up there.

18

19 But now I understand that they got like
20 a register. If you weren't doing that or something, if
21 your name aren't on it, you can't get it. Now, that
22 might be hearsay, but that's what I was told. I have
23 to go back and follow it up maybe, but I thought, wow,
24 it was a reinstated privilege if you did it
25 traditionally or historically, that Congress reliably
26 allow you to do it, and now the Park Service scrutinize
27 it in such a way and putting it in such odd places at
28 the wrong time. You know, I don't know, I guess they
29 want less of us and more tourism or something.

30

31 MADAME CHAIR CHYTHLOOK: Okay. Thank
32 you, Allan.

33

34 Any more questions. Nanci.

35

36 MS. MORRIS LYON: Allan, if at all
37 possible, I would encourage you to stick around for
38 this afternoon's meeting. We're going to get an update
39 on that whole redbfish issue. The dates, the areas, the
40 restrictions, and what's going on with it.

41

42 MR. ASPELUND: It's later on the
43 agenda?

44

45 MS. MORRIS LYON: Yes.

46

47 MR. ASPELUND: Yeah. Okay.

48

49 MS. MORRIS LYON: It wasn't on the
50 written agenda, it was one we added to the agenda.

1 MR. ASPELUND: I appreciate it, and
2 thank you.
3
4 MADAME CHAIR CHYTHLOOK: Okay. Any
5 more for Allan.
6
7 (No comments)
8
9 MADAME CHAIR CHYTHLOOK: If not, I
10 really appreciate, Allan, for your time to come and
11 talk to us.
12
13 MR. ASPELUND: Yeah. Thank you, Madame
14 Chair.
15
16 MADAME CHAIR CHYTHLOOK: Come again
17 when we come back, probably next March. Spring. Next
18 spring.
19
20 I think it's past lunch. We can take
21 about an hour. Come back at 1:30 and then we'll finish
22 the -- we'll try to finish our agenda.
23
24 MR. BOSKOFISKY: By five.
25
26 (Laughter)
27
28 MADAME CHAIR CHYTHLOOK: So I can go
29 smelting? No.
30
31 (Laughter)
32
33 MADAME CHAIR CHYTHLOOK: Okay. Have a
34 good lunch.
35
36 (Off record)
37
38 (On record)
39
40 MADAME CHAIR CHYTHLOOK: The next on
41 our agenda is BLM.
42
43 (No comments)
44
45 MADAME CHAIR CHYTHLOOK: No BLM. No
46 BLM. Okay.
47
48 MS. MORRIS LYON: That's a good deal,
49 that was fast.
50

1 MADAME CHAIR CHYTHLOOK: Yeah. That
2 was fast. ADF&G.
3
4 REPORTER: Your microphone's not on.
5
6 MADAME CHAIR CHYTHLOOK: Oh. ADF&G.
7 George.
8
9 MR. PAPPAS: A real quick update. The
10 Subsistence Liaison Team which I work for for the State
11 of Alaska has three positions. The Chair of the
12 Subsistence Liaison Team, I have a new boss, her name
13 is Jennifer Yuhas. And we also just recently hired a
14 new wildlife coordinator to replace Terry Haynes, which
15 would be my counterpart. I work with the fisheries.
16 We'll have a wildlife person to work with the wildlife,
17 just like Terry Haynes did.
18
19 And that's my update.
20
21 Thank you, Madame Chair.
22
23 MADAME CHAIR CHYTHLOOK: Any questions
24 for one-minute update.
25
26 (Laughter)
27
28 (No comments)
29
30 MADAME CHAIR CHYTHLOOK: Thank you,
31 George. Doi. Okay. National Park Service.
32
33 UNIDENTIFIED VOICE: They have one
34 minute, right?
35
36 (Laughter)
37
38 MR. MIKE: Madam Chair.
39
40 MR. MOORE: Let's see. Dave, you want
41 to come up.
42
43 MR. MIKE: Madam Chair.
44
45 MADAME CHAIR CHYTHLOOK: Yes. Donald.
46
47 MR. MIKE: I don't know if this is a
48 good time for an update on the redbfish issue from this
49 Council or if you want to wait until the Park Service
50 give their presentation. This update, if you have any

1 questions, the Park Service may be able to answer
2 questions. But if you want, I can provide a quick
3 synopsis of what's been happening.

4
5 MADAME CHAIR CHYTHLOOK: Okay. Let's
6 pick that up first.

7
8 MR. MIKE: Okay. In your folders we
9 have a letter that went out to Vince Webster at the
10 Board of Fisheries.

11
12 And just to give you a little
13 background, this Council formed a subcommittee to deal
14 with the redfish issue in the Katmai National Park, and
15 the subcommittee come up with some recommendations to
16 include to submit a Board of Fisheries proposal. And
17 the Board of Fisheries proposal, the deadline was
18 missed, and I had inadvertently missed the deadline,
19 and we're trying to get that proposal in through the
20 agenda change request, and, let's see. Agenda change
21 request and emergency orders.

22
23 And we basically requested that the
24 Board of Fish address the proposal, potential proposals
25 from the Katmai subcommittee. And speaking with Jim
26 Marcott, he's the Board's support section, according to
27 Mr. Marcott, he stated that if we get the emergency
28 action request in, it would be good for only 60 days to
29 implement these fisheries proposal. So what he
30 recommend is to get the Board of Fish proposal at the
31 next cycle.

32
33 But in the meantime I was working with
34 Mr. Richard Wilson from Naknek on the harvest of
35 redfish in Katmai National Park, within the Boundaries.
36 This letter in your packet that's addressed to the
37 Chair of the Alaska Board of Fisheries, in the
38 discussions section in the back page, and Mr. Wilson,
39 which he sat on the subcommittee, he identified a
40 phrase in one of the recommendations that was submitted
41 by the subcommittee. The last bullet said, method and
42 means for the redfish fishery in the three areas
43 identified. The original language was would be to
44 include -- would be the use of seine nets only to take
45 redfish with a maximum seine length of 10 fathoms.

46
47 I think the subcommittee's intent was
48 to include the use of seine nets along with other
49 methods and means. So what I did, working with Richard
50 Wilson was to rephrase that sentence to state, method

1 and means for a redfish fishery in the three areas
2 identified will include the use of seine nets to take
3 redfish with maximum net length of 10 fathoms.

4
5 The other issue, too, was that working
6 with Mr. Wilson and the subcommittee, he identified
7 another area that was traditionally used for harvest of
8 redfish at the outlet of Idavain Creek, so if you look
9 at your map in your handout, I had this map produced
10 just for references. There are no existing State
11 regulations that identify that area, but that area was
12 identified as a traditional use area to harvest
13 redfish. So that may be a potential proposal to
14 include that region for the harvest of redfish.

15
16 Nanci.

17
18 MADAME CHAIR CHYTHLOOK: Yeah. Nanci.

19
20 MS. MORRIS LYON: Yeah. Thank you.
21 Just another correction you may want to make that
22 caught my eye is also under the same correction you had
23 on methods and means to the redfish fishery. The last
24 sentence says, this fishing technique. I would propose
25 that you scratch out this and just put fishing
26 techniques will also allow. Just as a point of
27 pure.....

28
29 MR. MIKE: And, Madame Chair, if you
30 look at the map in your handouts, I've identified those
31 areas that are specifically in State regulations for
32 the purpose of harvesting redfish. So I have the
33 existing regulations on Trefon's Cabin. It gives a
34 description, 100 yard length west of Naknek Lake near
35 the outlet of Naknek River identified by ADF&G
36 regulatory marker.

37
38 And the subcommittee's recommendation
39 in that particular region was season dates, August 15th
40 to December 31. The methods, spear -- the current
41 existing methods includes spear, dipnet, gillnet, 10
42 fathoms, and seine. So that would be an additional
43 method, gear.

44
45 Johnny's Lake, existing regulations,
46 August 15th to September 15th. Or, I'm sorry, that's
47 the proposed regulations. Methods, the existing
48 methods currently are spear, dipnet, and gillnet. And
49 that would include seining also.

50

1 And existing regulations for the mouth
2 of Brooks River, October 1 through November 15th.
3 Methods are spear, dipnet, and gillnet. And that would
4 include seining also, is that correct, Richard?

5
6 MR. WILSON: Yes.

7
8 MR. MIKE: And the traditional use area
9 that was identified, Idavain Creek, there's no existing
10 regulations, so that may be added to the State Board of
11 Fisheries to include that area.

12
13 That concludes my summary of the
14 update. Madame Chair.

15
16 MADAME CHAIR CHYTHLOOK: Any questions
17 for Donald. Moses.

18
19 MR. TOYUKAK: Thank you, Madame Chair.

20
21 I've got a question on this gillnet, 10
22 fathoms, and seine, too, the same? Are they 10 fathoms
23 each?

24
25 MR. MIKE: I think the existing
26 regulations is 10 fathoms for gillnet. And seining,
27 the subcommittee said 10 fathoms also. I got looking
28 through particular -- I didn't look into the
29 subcommittee report, but I believe it's 10 fathoms for
30 seining also.

31
32 Richard, do you want to add to that.
33 Is that right?

34
35 MADAME CHAIR CHYTHLOOK: Richard.

36
37 MR. WILSON: Madame Chair. Yeah, as we
38 worked through this, that was our intent was to, you
39 know -- 10 fathom we thought, the Department thought I
40 believe was still a reasonable length to have. And
41 one thing that Mr. Myers here has indicated to me, too,
42 something that we did not include was snagging as a
43 method, to include snagging in the method and means.
44 It's something that we had overlooked.

45
46 MR. MIKE: Madam Chair.

47
48 MADAME CHAIR CHYTHLOOK: Donald.

49
50 MR. MIKE: Yeah. If the subcommittee

1 wished to get back together and discuss the additional
2 method of snagging, we can get that set up. And I'll
3 work closely with Jim Marcott, and we can have a
4 teleconference and outline how we can approach this and
5 go forward from there.

6
7 Madam Chair.

8
9 MADAME CHAIR CHYTHLOOK: Okay. And
10 then the next Board cycle for Board of Fish is when?

11
12 MR. MIKE: I believe it's in 2012 or
13 2013. George, the next Board of Fish cycle for Bristol
14 Bay?

15
16 MR. PAPPAS: I don't have it in front
17 of me.

18
19 MS. MORRIS LYON: I think it's 2012.

20
21 MR. MIKE: I think Member Nanci stated
22 it's 2012.

23
24 MADAME CHAIR CHYTHLOOK: Richard.

25
26 MR. WILSON: Madame Chair. There is
27 this one change that we're requesting to add, Idavain
28 Creek, is not part of the Park's outlined areas at the
29 moment. I don't think they have identified that as a
30 user area. So we're just making it known now, and we
31 can take the discussion from there.

32
33 MADAME CHAIR CHYTHLOOK: Dan.

34
35 MR. DUNAWAY: Yeah. Richard, are there
36 particular dates that would work best for Idavain? I
37 notice, and from what I remember in the past, they were
38 kind of shifting dates the different locations.

39
40 MR. WILSON: To keep a broader range I
41 think it has always been the wishes of subsistence
42 users or traditional takers up there, instead of short
43 windows, because the runs come in at different times,
44 and weather and everything's a factor this time of
45 year, because we're only dealing with spawned-out
46 salmon here in this proposal, or in this reg here.
47 It's all about spawned-out salmon. So the August 15th,
48 I don't know of anybody that's -- and I could be wrong,
49 somebody could correct me if August 15th, if anybody
50 has gone up there any earlier to get spawned out

1 salmon. Usually they don't start spawning out until a
2 little later than that. And then from there, you know,
3 into the fall. So if we can get into -- from that
4 area, Idavain, if it was a usable area, you know, we'd
5 definitely want to be in there through October.

6

7 MADAME CHAIR CHYTHLOOK: Okay. Any
8 other comments, questions. Is this the area also that
9 has -- this is in the Park Service?

10

11 MS. MORRIS LYON: Uh-huh.

12

13 MADAME CHAIR CHYTHLOOK: Where there's
14 no human activity, supposed to be.

15

16 (Laughter)

17

18 MR. MIKE: Madame Chair. This is.....

19

20 MADAME CHAIR CHYTHLOOK: I'm not trying
21 to be silly, but, you know -- so is this the location,
22 same location where there's no human activity.

23

24 MR. MIKE: Madame Chair. We can give
25 the Park Service an opportunity to answer that, but,
26 yes, it is within Katmai National Park boundary.

27

28 MADAME CHAIR CHYTHLOOK: Any more. So
29 my understanding is the subcommittee is going to meet
30 again to go through this, go over this again. And then
31 have it ready in time to put it into the Board of Fish
32 next cycle.

33

34 Donald.

35

36 MR. MIKE: Madame Chair. That would be
37 my recommendation, since there was some new information
38 that came up during the review of this document, and
39 due to the new location and new method, Madame Chair.
40 And we can set up a date later on in the year.

41

42 Thank you, Madame Chair.

43

44 MADAME CHAIR CHYTHLOOK: So do we need
45 -- Richard.

46

47 MR. WILSON: Madame Chair. I know
48 we're going a little conversation here probably with
49 the Park Service on this here shortly. In doing that,
50 I know they don't have this other language in there to

1 work with right now, so under discussion, when we come
2 up with it.

3

4 You know, it's always hard when you go
5 into a lake that traditionally you've been in, and now
6 you're only allowed two areas or three areas as it
7 stands inside the lake area, you know, to take redbfish.
8 There are user groups throughout our communities that
9 use the entire lake system, and there are other small
10 creeks that we can identify here that are also part of
11 this. So it's hard to just segregate or say, you know,
12 three areas are the only legal ones when you're
13 actually inside the park, so why not the whole system.

14

15 I mean, the only area that the Park
16 seems to not want you in until October is Brooks,
17 because of all the, you know, photographers and all the
18 tourists that are coming in and out of there. And
19 rightly so, you know, you don't want to be seen taking
20 your fish out in front of them. I don't really have a
21 problem with that.

22

23 So under discussion maybe we can
24 include perhaps you know, drainages into Naknek Lake
25 that might be usable.

26

27 MADAME CHAIR CHYTHLOOK: Another thing
28 that I noticed in here is catch and release. Well, if
29 you catch like freshwater fish, you need to release
30 those, so you're just -- those would be incidental I
31 guess when you're gillnetting also seining. But what
32 if you're -- I guess as long as they're alive, they're
33 going to be released.

34

35 MR. WILSON: Madame Chair.
36 Traditionally when we go into those systems, it's just
37 for spawned-out red salmon. And there has been
38 occasion when we've, you know, caught incidental stuff.
39 And, yes, the majority of the time if they're not
40 injured, they do get released. And the ones that are
41 injured, we consume.

42

43 MADAME CHAIR CHYTHLOOK: Okay. And
44 that's because you weren't targeting freshwater fish,
45 that's why there's a need to release the freshwater
46 fish.

47

48 MR. WILSON: I see where you're coming
49 from. Yes, that is true. Most of the time we are just
50 targeting the spawned-out salmon. But that's just --

1 and I'm basically speaking for my clan, you know, that
2 our traditional use is there. Other clans may target
3 other -- but I believe we're just there for the
4 redfish.

5
6 MADAME CHAIR CHYTHLOOK: Okay. Any
7 other questions. Comments.

8
9 (No comments)

10
11 MADAME CHAIR CHYTHLOOK: So I guess
12 we'll deal with this more from the Park Service guys as
13 we go. So this is just informational.

14
15 Okay. You have the floor.

16
17 MR. MOORE: Thank you, Madame Chair. I
18 think we kind of dove into the middle of an issue here,
19 and I think we'd like to back up just a minute to give
20 the group some context for this issue.

21
22 The redfish issue, just to make sure
23 everybody in the room understands, is not a Title VIII
24 subsistence issue. And we keep getting hit with the
25 fact that this is a subsistence issue. This is outside
26 of that.

27
28 And this use was established through
29 legislation in the mid 1990s with input from the Native
30 association, BBNA, council of Katmai descendants. A
31 number of local folks provided input and that's where
32 the legislative history documents these specific areas.
33 At that time those were the areas that they felt were
34 important to use.

35
36 Legislation was then drafted. The
37 exact wording was local residents who are descendants
38 of Katmai residents who lived in the Naknek Lake and
39 River drainage, and then it goes on from there.

40
41 But typically when there's a law like
42 that, there's some further interpretation or refinement
43 that is maybe narrowed or clarified through regulation.
44 But in this case, when it was transferred to the Code
45 of Federal Regulations, it came out with exactly the
46 same wording. So there was no additional
47 clarification. And so we don't have the ability to
48 expand or further interpret, add other lakes, even
49 though there were things that may have been felt
50 recently or are now noticed of what people felt should

1 have been included at the time, but weren't.

2

3 There was a lot and a lot of back and
4 forth discussion that went into the establishment of
5 that law. And so since we're in the executive branch
6 of the government, we're not in the -- our role is not
7 to make the laws, it's to carry them out. And so we
8 don't have the ability to make those refinements. And
9 that's why I just wanted to kind of set that stage a
10 little bit.

11

12 And I wanted to also clarify a little
13 bit about some questions had come up about subsistence
14 in the park. And Dave Mills, who's our team manager
15 for the Alaska Region for subsistence, and Dave's,
16 gosh, I think you've been in Alaska, what, 30 years or
17 so, has a tremendous broad experience with subsistence.
18 And I'd like him to just give a very short explanation
19 of why there's differences in different areas even
20 though they may be all called park.

21

22 MR. MILLS: Okay. Well, thank you for
23 the opportunity to meet with you here. My name is Dave
24 Mills.

25

26 I think I've met you all individually
27 here now. I've only been to one of your meetings in
28 the past, and we were in fact chatting over lunch, and
29 I'm really impressed with the caliber of this group. I
30 think everybody does their homework, works very hard,
31 and you can tell you're truly interested in trying to
32 make things better. And that's certainly your role
33 here and job. And it's our job here, too, to work with
34 you.

35

36 So I'm pleased to have the opportunity
37 to meet with you. Typically Sandy Rabinowitch is the
38 person that comes, and he's our Staff Committee member.
39 He was unavailable, so I jumped at the chance to kind
40 of learn a little bit more and get to meet with you and
41 learn a little bit more about Southwest Alaska. So I
42 appreciate that opportunity.

43

44 Just a little bit about my background
45 so you know where I'm coming from. At least I
46 originally, like our Chair, Molly, started working when
47 ANILCA was first passed. I worked for the State
48 subsistence group that was implementing ANILCA and the
49 State subsistence law. So this was all kind of a new
50 thing. And then went on to start -- I think I

1 criticized the Park Service enough where they said,
2 well, if you think you can change things, why don't you
3 shut up or put up here, and come join.

4
5 (Laughter)

6
7 MR. MILLS: So then the last -- so my
8 first 10 years I did studies and also helped to
9 implement both the State and the ANILCA law. Because
10 the State was managing both at the time.

11
12 And then the last 20 years I've worked
13 primarily up in the Arctic managing, the superintendent
14 of parks up there. And subsistence, as it is here, is
15 a very important part of any sort of park management.

16
17 So you know where I'm coming from on
18 this. It's been my life. I've got a certain amount of
19 years, but I know you, this is your lives and your
20 traditions and you have many generations and thousands
21 of years, many of you have a history of family in this.
22 So I realize how important this is.

23
24 I thought it might be good just to
25 spend a couple minutes to set the context of parks. We
26 had a good discussion. Richard brought up this morning
27 about Katmai and how did it end up different or
28 otherwise.

29
30 And basically national parks as Ralph
31 was saying, they were some -- many of our parks were
32 established before the Park Service was around. The
33 Park Service hasn't been around 100 years, and a number
34 of parks in the Lower 48 and here in Alaska were
35 established before there was even an agency to help
36 manage them. So the parks were not established by the
37 National Park Service as you know. They're established
38 through our democratic process through Congress.

39
40 And typically people and/or our
41 representatives get together and say, hey, here's this
42 special place, or this unique place, or whatever, and
43 we want it protected somehow, or we want it to be
44 managed as a park or whatever. So this idea of this
45 park model was established.

46
47 And 100 years ago we lived in a very
48 different society, and parks and any protected lands or
49 legislation made by Congress is kind of a reflection of
50 the time and the people that make those laws at that

1 time. Our country's changed a lot. A lot has
2 happened.

3
4 So in particular, Katmai was one of
5 these early parks along with -- and you have other
6 company here, too. There was Mt. McKinley. In Alaska
7 we had Mt. McKinley National Park, Katmai National
8 Monument as well, and it was called a monument then,
9 Glacier Bay National Monument, and then actually the
10 oldest is Sitka Historical Park. So there were four
11 parks before 1980 and the passage of ANILCA.

12
13 And I was around then and participating
14 in the process. I certainly was not driving it. I was
15 pretty young at the time, but watched it go on.

16
17 And the idea that we now have for
18 national parks in ANILCA and subsistence was something
19 30 years ago that was pretty new. And it was
20 discussed. So we have what I like to think of as a new
21 generation of protected areas or park ideas. And I
22 don't want to make it sound like it's just a park.
23 Refuges and there's other ways for protected area.
24 That does a better job in my mind of accommodating
25 traditional activities, in this case subsistence we're
26 talking about, and the traditions of Native and non-
27 Native people on the land than original parks 100 years
28 ago have done.

29
30 Katmai, Glacier Bay, Mt. McKinley,
31 those are all on the model of Yellowstone and Yosemite,
32 places where if there were people there, now we're
33 realizing there were -- you know, it's the homeland of
34 indigenous people, and lots of people live there. They
35 weren't part of the equation when these places were
36 established. So that model was an older model that
37 quite frankly is not used since ANILCA, and isn't used
38 much anywhere in the world any more. Generally there's
39 this idea of trying to incorporate the uses that ANILCA
40 did or in some manner that way, even into protected
41 areas.

42
43 So we have this older model that
44 established places like Katmai National Monument and
45 other places in Alaska.

46
47 So then when ANILCA came around, they
48 said, well, let's try to do something -- this is
49 Congress now again, this isn't the Park Service. This
50 is the discussion around the country. Let's try to do

1 something a little bit different, and Alaska would be a
2 good place to start at this.

3
4 And so we had Title VIII, subsistence
5 and other provisions that Congress authorized to
6 establish protected areas on Federal lands differently.
7 So there was a whole string of parks. Mainly I've
8 worked at Gates of the Arctic and up around Kotzebue
9 there's four parks. That incorporated Title VIII and
10 allowed for the traditional gathering, hunting and
11 fishing, gathering in those parks.

12
13 Now the parks that were already
14 established, Congress still looked at those in that
15 traditional manner and did some additions. We have a
16 preserve at Katmai. And in some places expanded the
17 park.

18
19 And I can tell you in the Katmai
20 example, the park was expanded as we all know. It was
21 expanded a number of times prior to passage of ANILCA,
22 but it was expanded in that original model of national
23 parks. And then the preserve, which allows for
24 sport hunting incorporated some of those newer aspects
25 of ANILCA.

26
27 And then there's very similar -- you're
28 in other company here. There's similar situations
29 around the State. Glacier Bay similar. What's now
30 Denali, Mt. McKinley, had similar things. So what
31 you're dealing with at Katmai is kind of a hybrid of
32 the 100-year-old concept of a park and this newer
33 concept that's now -- well, not all that new, it's 30
34 years old now, but it's newer, that incorporated that.
35 So you've got both things working there.

36
37 It's really not the Park Service's call
38 on the broad designation. That's really what goes
39 through Congress and legislation that determines what
40 type of activities, such as hunting and gathering. As
41 you know, those traditional parks, Yosemite in the
42 Lower 48 don't allow any hunting. They allow sport
43 fishing. See, that's kind of that old model. A lot of
44 this doesn't necessarily have logic. It just reflects
45 the values of the day and the discussions that take
46 place and the trade-offs through our democratic process
47 that goes on.

48
49 So a place like Yellowstone still does
50 not allow any hunting, allows certain type of berry

1 picking and things like that. But it allows
2 sportfishing.

3
4 So the Katmai National Park is kind of
5 -- when ANILCA came along, it was built upon that
6 concept.

7
8 So do you want me to keep going? I
9 don't want to talk too much here. But I'll kind of
10 weave into this.

11
12 So it's the legislation. Having been a
13 superintendent, I know what Ralph's going through,
14 because if we were as powerful as a lot of people think
15 we were, you know, we might make some other changes
16 here, or do things differently, but what I would always
17 tell people that I worked with is, I'm not making this
18 stuff up. You know, somebody else is, and those
19 somebody else generally is the broader American public
20 through our elected representatives that pass the laws
21 that establish it.

22
23 So they determine, in the case of
24 Katmai, whether or not what we call Title VIII
25 subsistence activities occur in Katmai. And they said
26 at that time, 30 years ago, no, they're going to occur
27 in the preserve, but not in Katmai. That was the
28 decision made then. And Ralph cannot change that
29 decision. He has to -- he's hired to uphold the law
30 and try to make it work. And Glacier Bay is no
31 different than that.

32
33 Now what's happened just a few years
34 ago now, 15 years ago now, Congressman Young primarily
35 introduced legislation and passed a law providing an
36 exception to accommodate the redfish issue. And so he
37 passed legislation that then said, okay, there's no
38 legal Title VIII subsistence that's going to go on in
39 Katmai, but we want to accommodate through this law the
40 redfish. And he worked it all the way through Congress
41 and Congress passed that, if you want to call it an
42 exception, that specific little exception to the
43 general rule that in the park subsistence hunting isn't
44 allowed.

45
46 Now, that doesn't mean, and I know --
47 I'm not going to tell you this -- I don't think anybody
48 is going to say that there hasn't been a long term,
49 thousands of years of occupation and a homeland of
50 indigenous people in what is now Katmai National Park.

1 That's not -- we all know better than that, whatever,
2 that's -- so the laws don't necessarily say that, but
3 the process has stated that at least for now that
4 activity just isn't authorized. The Park Service can't
5 authorize it. But there has been a little bit of
6 change through that legislation to allow and
7 accommodate redfish.

8
9 And like subsistence or anything else,
10 this is a dynamic system. It's not easy to get a law
11 passed in Congress. It takes the, you know, House and
12 Senate and President to sign it. It's a very
13 cumbersome thing. But there's a case where that was
14 passed. So nothing's forever obviously.

15
16 But for now that's a brief history I
17 think of where we're at in the broad scheme of things.

18
19 Questions? I didn't mean to go on that
20 long, but, yeah.

21
22 MADAME CHAIR CHYTHLOOK: Yeah. I've
23 got a question. Could you explain what human activity
24 is? Because my understanding is that the reason why I
25 can't subsist in the parks is because that's human
26 activity.

27
28 MR. MILLS: Yeah. And let.....

29
30 MADAME CHAIR CHYTHLOOK: And sports,
31 what is sports then if it's not human activity. And it
32 sounds like there's tourists going in there. Is that
33 human activity.

34
35 MR. MILLS: Right. Okay. Good
36 question here. I heard the words, too. What was read
37 this morning about the human activity was some of the
38 -- it wasn't the law. It was some of the background
39 information that came from the discussion of when they
40 passed, this would be ANILCA here, right? That was
41 ANILCA?

42
43 MR. DUNAWAY: Yes.

44
45 MR. MILLS: When they passed ANILCA
46 specific to Katmai. And so they may have gotten it
47 wrong. Maybe the discussion was inappropriate. And I
48 think we all know that there's always been human
49 activity there. But the decision was made through the
50 law that that particular area, as well as the old Mt.

1 McKinley and Glacier Bay or whatever, would not allow
2 -- it wouldn't fall in the same category as say Lake
3 Clark to the north of you, or these newer parks that
4 we're establishing. So it was rather than, from my
5 perspective, something that was saying there wasn't
6 human activity, it was saying that there was, that a
7 decision was made to not allow Title VIII subsistence
8 activity to go on there.

9

10 So I hear what you're saying. I kind
11 of wonder who said it and why does this all work.

12

13 But the bottom line is it wasn't
14 decided to not be allowed I think because of these
15 words. That was just some of the background. It was
16 decided that this was an older park, and they wanted to
17 stick to that model, that idea that there wasn't -- the
18 Yellowstone model, that older model.

19

20 Does that make sense, sort of?

21

22 MADAME CHAIR CHYTHLOOK: No.

23

24 MR. MILLS: Okay.

25

26 (Laughter)

27

28 MADAME CHAIR CHYTHLOOK: This is
29 Alaska, not Yellowstone.

30

31 And then I guess my second question
32 would be if I go in there and do sportshunt -- or
33 sportsfish, is that only catch and release or could I
34 take my harvest.

35

36 MR. MILLS: As I mentioned,
37 sportsfishing in, you know, Katmai and other older type
38 parks was something that always went on, so
39 sportfishing is allowed, and you can keep them under
40 the regulations that are allowed for sportfishing, or
41 use them in a way.

42

43 So, you know, we can call it the
44 unfortunate thing for Katmai is that the park currently
45 does not allow, through Congress' legislation that
46 happened in 1980, it didn't allow Title VIII
47 subsistence like a few other parks there.

48

49 There was a new park that was
50 established actually, Kenai Fjords near Seward that

1 fell in that same category. Congress decided that they
2 weren't going to have Title VIII subsistence there. So
3 it's a decision that was made again not by the Park
4 Service, but by Congress.

5
6 MADAME CHAIR CHYTHLOOK: You didn't
7 answer my question. My question was, if I went into
8 the parks as a sportfisherman, could I take my catch
9 home for personal use?

10
11 MR. MILLS: Yes, you could. Under
12 sportfishing regulations you could take your catch
13 home.

14
15 MADAME CHAIR CHYTHLOOK: So like
16 Richard and everybody else here are traditional users,
17 the traditional users of that park could go in as
18 sportfishermen and harvest whatever fish is available.

19
20 MR. MILLS: Certainly, under State law.

21
22 MR. DUNAWAY: Subject to State law.

23
24 MR. MILLS: State law, right.

25
26 MADAME CHAIR CHYTHLOOK: Any other --
27 Dan.

28
29 MR. DUNAWAY: I don't want to prolong
30 it, but to clarify it. In specifically Katmai area,
31 there are catch and release only places on some
32 species. So, yeah, like you say, subject to State law,
33 some places you can only catch and release, other
34 places you can catch and keep some species at some
35 times. That sort of thing.

36
37 And another, just a little background,
38 sportfishing in parks is controversial in some parts of
39 the country, and so there are some people that think it
40 was an oversight to allow it when they first formed
41 parks, and actually actively try to get rid of
42 sportfishing in some national parks. But it was there
43 because I think they were doing it when they formed the
44 park is my best guess.

45
46 Thank you.

47
48 MADAME CHAIR CHYTHLOOK: Okay. You
49 have the floor. I was just going to tell Dan, don't
50 make it any more complicated.

1 (Laughter)
2
3 MADAME CHAIR CHYTHLOOK: We were fine
4 until Dan opened his mouth.
5
6 (Laughter)
7
8 MADAME CHAIR CHYTHLOOK: Okay. Going
9 on.
10
11 MR. MOORE: Madam Chair. I just wanted
12 to interject a few points here, too. And thanks, Dave,
13 that was very good.
14
15 Kind of falling off of that, there I
16 believe has been a perception in the community that
17 some things have been stopped recently or an example I
18 heard this morning was collecting of gull eggs. And
19 that's a use that has never been authorized, never been
20 permitted at Naknek Lake. So part of our job I think
21 is to try to, you know, improve understanding, get more
22 word out. This is something that has never been
23 authorized within the Park.
24
25 Following up on what Dave said though,
26 one of the things that we're really enthusiastic about
27 though is finding a way that we can make whatever laws
28 or regulations we do have, how can we make them work
29 for the people who come to the parks.
30
31 And I think with that I may ask Neal to
32 give a little bit of background on how we've tried to
33 make this regulation for redbfish work. And we'll follow
34 up with a request to the Council following that.
35
36 MR. LABRIE: Thank you. Neal Labrie,
37 Chief Ranger for Katmai National Park.
38
39 Thanks to all the Council or giving me
40 the chance here to catch everybody up on where we are
41 with the redbfish issue.
42
43 The initial contact came in 2009. Some
44 local users that were out taking redbfish were contacted
45 by some of the law enforcement staff at the Park.
46 There was some confusion admittedly on the rangers at
47 the time as to what was allowed. The season at the
48 time was closed pursuant to what's listed in the State
49 booklet. But there was also some internal confusion on
50 that. So it started this additional dialogue again of

1 what is it permitted and what laws pertain to it.

2

3 Since then we've had a couple of
4 meetings. We had a meeting that November in 2009 that
5 got the conversation going. We've since had a couple
6 more conversations here with the Regional Advisory
7 Council. And recognizing it is not a Title VIII and
8 it's not a subsistence matter, and that's what I think
9 Ralph will touch on later, there are areas in which the
10 RAC can really assist in the communications side of
11 this issue.

12

13 But where we are now, is that we were
14 recently invited to a local meeting here in Naknek. We
15 were able to get back into the issues again of where
16 the legality stems from in the regulations and the
17 legislation that applies.

18

19 The trick that we're trying to manage
20 right now is this list of who's authorized to do it.
21 The way the legislation reads, it's specific, but at
22 the same time it's not. What Ralph read to you, the
23 way the legislation and the following regulation reads,
24 is that local residents who are descendants of Katmai
25 residents who lived in the Naknek Lake and River
26 drainage. So that's how Congress passed the law, and
27 it's that exact same language that got put into the
28 regulation to be enforced.

29

30 So the same time it gave the
31 authorization for this take of redbfish, it also said
32 kind who can and who can't. But they never went that
33 far. There's no specific names, there's no specific
34 genealogical aspect to it, except for the fact that
35 they're these residents of the Naknek Lake and River
36 drainage. That's what we're struggling with.

37

38 Now, I think we had some good
39 conversations. Mr. Wilson actually made some
40 suggestions that I think may have some merit, and we're
41 making some progress on that. The trick has been to
42 identify who can and who can't, because the regulation
43 was meant to protect an ability for local residents
44 and the Native residents of the area to be able to
45 continue this activity. So it's a protection that we
46 want to make sure stays and can be accomplished. At
47 the same time it basically was saying there are going
48 to be some people who can't. So not everybody who is a
49 resident of King Salmon or a resident of Naknek can go
50 take redbfish. They have to be part of this descendant

1 line of people who lived in the Naknek Lake and River
2 drainage.

3

4 So I recently saw Mayor O'Hara in
5 passing, and he had mentioned that they were able to
6 make some ground with maybe the Naknek Village Council,
7 and maybe somebody and speak to that a little bit. But
8 it was suggested that perhaps the local Native village
9 councils could assist in establishing at least the
10 beginning point of who are the local residents. And
11 that, established it as our first line. And then the
12 second line, which is the harder part, is deciding who
13 are those descendants. It's very difficult. It's not
14 an easy thing.

15

16 So what we are looking at as Mr. Wilson
17 had mentioned perhaps earlier was the most recent
18 expansion dates of the park. The most recent expansion
19 date that included the areas such as the outlet of
20 Naknek Lake occurred in 1969. There was a very small
21 expansion beyond that when ANILCA came through in 1980,
22 but it didn't include any additional real areas where
23 the redfish take is occurring.

24

25 So what we're trying to do is run
26 through the steps of can we these Park expansion dates,
27 such as the 1969 expansion, and the 1931 expansion,
28 which included Brooks Camp, another one of the three
29 listed areas, can we use those dates as kind of a
30 starting point of who are the descendants. So people
31 that were in the area as of those dates, to say, okay,
32 those people and their lineage from here on out fall
33 into that category of who has that protected right to
34 go take these redfish and has the ability to do so.

35

36 I think we're making some progress
37 there. I don't think we can go as far as to say it's
38 definitely going to be how it works out, but it's much
39 more of a path that we've been able to have in the
40 past. And I think we're making some good ground there.
41 It's going to take a little while longer, but I think
42 we're getting close.

43

44 From the beginning we have recognized
45 it's not Katmai National Park and it's not the National
46 Park Service's position to identify who's eligible and
47 who's not. That's really up to this group of
48 descendants to help us figure out so that we can
49 continue to protect the rights of those people who are
50 identified in that legislation as being able to

1 continue that activity.

2

3 So we definitely need the help. And
4 maybe that's where Ralph can touch on where the RAC can
5 really help us out at.

6

7 MR. MOORE: We tried for a little over
8 a year to get folks from King Salmon and Naknek
9 together and ran into a number of problems of
10 scheduling and meetings falling through and so forth.
11 And it wasn't until after Christmas, a couple months
12 ago, when we went down to Naknek, and then at the last
13 minute the folks from King Salmon pulled out.

14

15 So we did have this 1996 list, around
16 that time it was drafted, and since that time, just so
17 you understand what we're trying to do, we feel that by
18 updating this list we can expand those opportunities,
19 because there's children, there's spouses, a few folks
20 have probably passed on, but overall there's going to
21 be more opportunities if we can get more people on that
22 list. That's why we see a real advantage of King
23 Salmon and Naknek working together to update this, help
24 us get updates on the list. And so that's where I
25 would request help from the Council.

26

27 There's some in-fighting between the
28 village councils and we can use some assistance. I
29 guess the request of the RAC is to see if you might be
30 able to facilitate the participation in particular from
31 the King Salmon group.

32

33 MADAME CHAIR CHYTHLOOK: If you weren't
34 able to, who can?

35

36 (Laughter)

37

38 MADAME CHAIR CHYTHLOOK: Richard.

39

40 MR. WILSON: Madame Chair. Yes, this
41 has been a very ongoing issue and struggle. Trying to
42 build on the right that was -- that had originally been
43 taken away from us, and somehow try to establish
44 presence back in there, in the Park.

45

46 On that language, the Naknek River
47 drainage, is there -- and then you talked about the
48 descendants. Now, are we not the same or is there a
49 difference? Does it say -- it says Katmai descendants,
50 and it also says and Naknek River drainage. So is

1 there a difference there or is it.....

2

3 MR. MOORE: Let me just read the
4 language, because this will have the entire wording.
5 Local residents who are descendants of Katmai residents
6 who lived in the Naknek Lake and River drainage will be
7 authorized in accordance with State fishing
8 regulations established by the superintendent to
9 continue their traditional fishery for redfish,
10 spawned-out sockeye salmon that have no significant
11 commercial value.

12

13 So descendant, local residents who are
14 descendants of Katmai residents who lived in the Naknek
15 Lake and River drainage. And that's where we're still
16 trying to find out what that intent was. We haven't
17 been able to find out anything in the legislative
18 history that indicated if there might be an opening.
19 That's why we're intrigued by the possibility that you
20 brought up at that last meeting of taking a look at
21 maybe those expansions in the 30s and 1969 expansion
22 may allow more people to be included.

23

24 From what we've been able to detect so
25 far, there's nothing that indicates one way or the
26 other, so we don't know what latitude we have. And
27 that may be something that we have to check with our
28 solicitor on to find out.

29

30 MADAME CHAIR CHYTHLOOK: Richard.

31

32 MR. WILSON: Madame Chair. Thanks,
33 Ralph. I do appreciate the effort that you guys are
34 putting out there right now trying to help us in
35 resolving this redfish issue.

36

37 The bigger picture. We also need your
38 help in helping to establish or re-establish some sort
39 of presence or some sort of -- you're talking about
40 going to -- you know, this came down from -- this is a
41 legislature thing that brought us to this point. We
42 need to go back there again and to reinstate some more
43 needs that we have that have been displaced. So in
44 going back there, we need to build some dialogue here,
45 some language. Something that would help us to open
46 that door again so they could revisit this. This has
47 been 30 years old or whatever, you said, you know, this
48 issue here.

49

50 The redfish is just, you know, it's the

1 frosting on the cake. You know, there's a whole -- all
2 the lifestyle has been, you know, practically wiped
3 out, you know, in that system.

4
5 We talk a lot about just right here on
6 the Naknek Lake, but the whole Katmai or the Katmai
7 Park also includes Nonvianuk, Iliamna Lake residents.
8 I mean, you know, there's a mass boundary line that,
9 you know, it encompasses. And if you were to expand
10 that, you know, you have all the drainages coming off
11 of the Branch River. You have all the drainages coming
12 off the Kvichak, because people on the east side of
13 Iliamna Lake area also affected by expansions of those
14 parks.

15
16 So you, I mean the government has
17 displaced a lot of people, a lot of culture and a lot
18 of things that, you know, we're not able to do any more
19 in there.

20
21 I just hope here at some point we could
22 get some dialogue that we could agree on or build on so
23 we could take it to the next step.

24
25 Like I say, I appreciate the effort on
26 the redfish side of things, and we'll do what we can
27 locally here. I mean, like I mentioned before you
28 know, our doors are open. We don't lock our doors
29 around here, so come knocking any time, you know.
30 We're here. And it shouldn't be just a one-way kind of
31 a thing, you know, we should be, you know, it should be
32 a two-way street. And I've been emphasizing liaison
33 type action perhaps, you know, coming out of this Park
34 so that we as locals and you as employees of the park
35 system can, we can get together more frequently or
36 somehow, and break this barrier that we have. It's
37 frustrating.

38
39 Thank you.

40
41 MR. MOORE: I agree with you, Richard.
42 And we see that need also for the liaison. We see a
43 need though for a different model that we've had in the
44 past. At one time we did have a designated position,
45 but I'm sure as you've all been following the budget
46 situation the last few years, our staff has dwindled.
47 Neal here, who is our chief ranger, is our only
48 permanent law enforcement ranger. Troy Hamon who will
49 come up in a minute is our only biologist. We used to
50 have two pilots. We now only have one pilot. We're

1 not getting bigger. And so even though we did put in a
2 funding request for a new position, that doesn't seem
3 to be the trend for more money coming into the agencies
4 at this point.

5
6 And I think looking down the road, we
7 have to look at a different model. I think the
8 liaisons are who you see here. They're Neal, they're
9 myself, they're Troy. They may be other folks at
10 different times. But it's going to be multiple faces,
11 because we don't have the ability to commit one person.

12
13
14 And the other thing is that each person
15 brings a different expertise. If we were to have one
16 person designated, that person wouldn't have the depth
17 of knowledge of moose population that Troy might, or
18 know the intricacies of the law that Neal could add.

19
20 We also want to -- our doors are open,
21 too. And you're right, it is a two-way street, and at
22 any time people are welcome to come through our doors,
23 too.

24
25 And we want to make sure that people
26 understand that it's not just one person who is the
27 face of subsistence for Katmai National Park. It's our
28 whole staff. And so we want multiple people
29 represented, whether it's at these meetings or in the
30 community. So that's going to have to be our approach
31 going forward. Although, like I say, we do have that
32 funding request in.

33
34 MR. WILSON: Just a comment. I don't
35 know if it's that appropriate or not, but I know they
36 just spent \$3.5 million on Rat Island down there,
37 government funding. Have you seen a little more
38 scrutiny here, or, you know, some more direction might
39 been needed.

40
41 MADAME CHAIR CHYTHLOOK: So I guess
42 what you're needing from this Board is to help you get
43 the two councils together. I think what my suggestion
44 would be to work with the people that are willing to
45 work with you, because if you -- you're going to wait
46 forever and not get anything done in trying to get
47 those two together, but I think you need to establish
48 the group, the subcommittee that's been working with
49 you now, and pulling as many people as you can to deal
50 with this and go from there.

1 MR. MOORE: Well, we were really
2 encouraged by that meeting in December. There was some
3 good energy there, and we just found out an hour or so
4 before we came down that the other folks were not going
5 to come from King Salmon. And, you know, I don't want
6 to name names. I just -- I think some of the folks who
7 are here from King Salmon and Naknek know the
8 situation, and maybe off line there could be some
9 discussions that could help facilitate getting folks
10 together, because there was an adamant feeling that we
11 should meet with one -- well, the King Salmon folks dug
12 in and said, we would not meet -- they would not meet
13 with the Naknek folks. So without airing too much
14 dirty laundry here, I don't think that's the place,
15 maybe I could have a discussion during a break and
16 Nanci knows a little bit about the situation and we
17 could, or, Dale, maybe I could talk to you and see what
18 your suggestion might be off line, too.

19
20 MADAME CHAIR CHYTHLOOK: Dave.

21
22 MR. MYERS: Yeah. I think, you know,
23 most of these villages, like the tribal offices, they
24 have a monthly meeting, if maybe you could contact the
25 tribal office and the three of you just either go into
26 them individually, like go into the King Salmon one and
27 talk with them, and then you could probably call them
28 before their meeting as persons to be heard on their
29 agenda, and they probably will gladly meet with you and
30 sit and you can talk with the board or whatever for the
31 village.

32
33 MR. LABRIE: Thank you. I agree.
34 Certainly our pie in the sky goal was because it really
35 -- we felt that this list of persons really needed to
36 come from the councils, needed to come from the
37 community, we really wanted those groups to make that
38 decision as a whole, and not try to do it individually
39 with us leading it, because it's really not our place
40 to say who can and who can't other than trying to make
41 sure it fits within the regulation. But perhaps we
42 have to go that method in the end and just try to
43 consolidate things as much as we can.

44
45 MADAME CHAIR CHYTHLOOK: Okay. I think
46 we've dealt with this long enough. Dale, you have a
47 comment.

48
49 MR. MYERS: Yeah. Just the comment I
50 had, is, you know, either you can go and meet with

1 them, give them a letter or whatever and then give them
2 some time to just stew it out amongst themselves to see
3 who should be on that list, and then, you know, the
4 Naknek Tribe will probably come up with theirs and I
5 don't know if you're dealing with South Naknek Tribe on
6 theirs also. Just give each one of them the option to
7 make up their own list of people, and then basically go
8 with that would probably be the simplest method I would
9 imagine versus trying to get all three of them
10 together. They all meet at different times and
11 whatnot.

12

13 MR. MOORE: That's what we -- we agree.
14 That's what we tried about a year ago, and then didn't
15 get the feedback on that list, and so we just need some
16 help with the follow up. But let me talk to you during
17 a break, and maybe we can figure out strategy.

18

19 MADAME CHAIR CHYTHLOOK: Nanci, you
20 have a comment.

21

22 MS. MORRIS LYON: I do. Because I
23 think that Richard as well as Ralph and Neal have also
24 spoken to another very important point that I want to
25 be very brief, because I know in the interest of time
26 we want to finish this meeting up. But I don't know
27 that it wouldn't behoove us to either have Donald draft
28 some sort of a resolution to be sent to Congress
29 stating our feelings about what's going on in the Park.
30 Sorry, Donald. But I'm thinking that, you know, we've
31 been pretty clear about it this whole meeting, and I
32 think that everybody's voiced their opinions on it.
33 And perhaps it's time that we took the steps to our
34 Congressional leaders and followed through in some sort
35 of a manner.

36

37 I heard it again here in this
38 conversation.

39

40 Thank you.

41

42 MADAME CHAIR CHYTHLOOK: Great idea.
43 Yeah. That's one way to do that. Is that your motion.

44

45 MS. MORRIS LYON: I would be happy to
46 turn that into a motion if I've got a second.

47

48 MR. WILSON: Second.

49

50 MADAME CHAIR CHYTHLOOK: Okay. There's

1 been a motion and a second to send a resolution to the
2 National Parks? No, no, no.

3

4 MS. MORRIS LYON: Excuse me. Yes, to
5 our Congressional leaders, currently Murkowski, Begich
6 and Young.

7

8 MR. MIKE: Madame Chair. That would
9 have to go through our Federal Subsistence Board, and
10 then they'd move it on.

11

12 MS. MORRIS LYON: Okay. I would move
13 that we would start initiating that process.

14

15 MADAME CHAIR CHYTHLOOK: Okay. There's
16 a motion. I guess we're in the discussion part. Dan.

17

18 MR. DUNAWAY: Yeah. I think it fits
19 right in here. I was starting to -- if there was
20 something that the RAC could do, we would love to help
21 the folks that quality. I'm excited to see that.
22 Because when I first came back to this area, this has
23 been a brewing issue, and I see no reason why people
24 shouldn't be able to take redbfish up there. And I'm
25 glad that there's some opportunity. But if it would
26 motivate these folks to get together more, we could
27 help them better if they could get together and iron
28 out these issues. But I think Dale's idea, make a
29 fairly big tent and go to each group separately if that
30 will get you something done, because this thing's
31 brewed for over 20 years.

32

33 Thank you.

34

35 MADAME CHAIR CHYTHLOOK: Okay. All in
36 favor of this resolution say aye.

37

38 IN UNISON: Aye.

39

40 MADAME CHAIR CHYTHLOOK: Any
41 opposition.

42

43 (No opposing votes)

44

45 MADAME CHAIR CHYTHLOOK: Thank you.
46 Thank you, guys.

47

48 MR. MOORE: We had a few more comments
49 from the Park Service. I'm sorry.

50

1 One thing on the letter, Madame Chair,
2 concerning snagging. The National Park Service would
3 defer to the State regulations on this, because they
4 set the method and means. And since they would be
5 opposed to snagging, we would defer to that. But
6 that's just a comment.

7
8 Shifting gears, I wanted to talk about
9 Aniakchak for a second. We have a vacant seat on the
10 Aniakchak SRC, and we've been approached by Mark
11 Kosbruk, Sr. from Port Heiden to be a member. He's a
12 member of the ADF&G Lower Bristol Bay Local Advisory
13 Committee, and is seeking this vacant seat. He's an
14 NPS-qualified subsistence user, a member of a local
15 advisory committee. He was born in Perryville in 1973.
16 He's worked as a commercial fisherman and hunting
17 guide. And my request is that since this is a vacant
18 seat and it's one that the Bristol Bay RAC has the
19 authority to appoint, we would request that he be
20 appointed to that vacant position.

21
22 MADAME CHAIR CHYTHLOOK: Yeah, I know
23 Mark Kosbruk, and in fact he was chosen to go to Board
24 of Game through our BBNA participation. And he's very
25 level-headed. He gave a great testimony. So I highly
26 recommend him to that position.

27
28 Any other.....

29
30 MR. BOSKOFISKY: Madame Chair. I would
31 make a motion to seat Mark Kosbruk on Aniakchak
32 Resource Commission.

33
34 MADAME CHAIR CHYTHLOOK: Okay. There's
35 motion to seat Mark Kosbruk.

36
37 MS. MORRIS LYON: I'll second it.

38
39 MADAME CHAIR CHYTHLOOK: Seconded by
40 Nanci.

41
42 REPORTER: Not on record.

43
44 MS. MORRIS LYON: Second.

45
46 MADAME CHAIR CHYTHLOOK: Seconded by
47 Nanci. If no more discussion.

48
49 Richard.
50

1 MR. WILSON: I just wanted to ask if
2 there was any other requests other than Boris. Mr.
3 Kosbruk.
4
5 MR. DUNAWAY: It's not Boris. It's
6 Mark.
7
8 MR. WILSON: Mark. Was there any
9 others or was he the only one.
10
11 MR. MOORE: He's the only one that
12 we've received. But the fact that he came forward, I
13 think that shows a certain level of enthusiasm that we
14 were encouraged by, because we've been sending out
15 requests and trying to talk to folks. You know, having
16 somebody who really wants to be on I think is a real
17 positive thing.
18
19 MR. BOSKOFISKY: Richard, we don't learn
20 from nobody. We have a hard time filling them chairs.
21
22 (Laughter)
23
24 MADAME CHAIR CHYTHLOOK: Okay. All in
25 favor of appointing Mark to this seat say aye.
26
27 IN UNISON: Aye.
28
29 MADAME CHAIR CHYTHLOOK: Any
30 objections.
31
32 (No opposing votes)
33
34 MADAME CHAIR CHYTHLOOK: Thank you.
35 Any more.
36
37 MR. MOORE: Yes, Madame Chair. I just
38 wanted to introduce Troy Hamon, our chief of natural
39 resources to give an update on moose.
40
41 MR. HAMON: And I think I can be fairly
42 brief. Madame Chair. Members of the Council. My name
43 is Troy Hamon.
44
45 Over the last numbers of years we've
46 reported on some rather significant failures in our
47 ability to get moose counts. And what we started doing
48 a couple years ago if trying to design a different
49 approach that would not be as subject to snow cover.
50 We don't have the kind of snow cover here that seems to

1 be working in our favor when we are doing the
2 traditional moose counts that had been done.

3
4 We as part of our monitoring program
5 for the National Park that has been in development over
6 the last eight years of so, have gone ahead and adopted
7 three of the trend areas that were in or on the border
8 of our parks. One is in the Angle-Takayof drainage
9 north of the eastern end of Becharof Lake. One is on
10 the Park border, and that basically is just the
11 southern boundary of Naknek Lake down south all the way
12 to Big Creek more or less. And one is in the Alagnak
13 drainage, and it encompasses the outlets of Nonvianuk
14 and Kukaklek Lakes and goes west most of the way --
15 quite a ways. I don't know, it's fairly large.

16
17 We adopted a line transect approach,
18 and so the -- because it's a different method, even
19 though it's the same area, the numbers aren't
20 necessarily comparable. And because of that I didn't
21 bring you numbers. I didn't bring you numbers, because
22 the State may or not share our liking for the numbers
23 that we got quite yet. We're still working on them.

24
25 But we went ahead, and both did the
26 line transect survey, which allows us to do things that
27 are really important to statisticians, like determine
28 how many we saw and how many we didn't see, but it also
29 allowed us, since we were in the same area, to just do
30 a raw count of what we counted, and to compare it to
31 the normal trend area counts.

32
33 In particular, in the Park border we
34 did three surveys in the same area so that we'd get a
35 sense of repeatability of our method. And the
36 Department of Fish and Game flew that area as well, so
37 we can compare the traditional.

38
39 And for the three areas, those raw
40 numbers that we came up with were pretty much in
41 keeping with the past 10 years worth of data for the
42 Alagnak drainage trend area. We're not seeing any real
43 changes. There's a substantial number of moose up
44 there in the Park border area. In fact, our surveys
45 and Fish and Game's surveys were very similar.

46
47 What we'll have when we're done,
48 unfortunately the method we're going into now is a lot
49 more computationally intensive, so we don't have the
50 actual density calculations that we will eventually

1 have. I haven't managed to do those yet. But as far
2 as just the raw numbers that we counted, it looked
3 fairly similar.
4
5 And so that was fairly encouraging, and
6 the numbers are decent.
7
8 The Angle/Takayofu count was very low.
9 I don't know. Each of these area, as people know,
10 moose move in and out, and any one area is usually not
11 an item for concern, but since we were only doing three
12 areas this year, that caught our attention, and we'll
13 follow up with that.
14
15 But that's where we are. What I expect
16 is by next year we'll have a little more of a process.
17 I should be able to bring you actual density estimates
18 in the spring meeting from a fall count. And so that
19 should be better.
20
21 What we don't know yet is whether or
22 not we're going to be able to do this ideally in the
23 fall when we do, because we run short on daylight. We
24 may end up trying to defer some of these to this March
25 timeframe. We have longer days. It's easier to get
26 out. Sometimes the snow cover's a little bit better.
27
28 We probably will make a commitment to
29 doing an Aniakchak trend area that will be done in
30 March. That will mean we won't have composition
31 information, but at least we'll have a count.
32 Operating from here for a one-day trip down there on
33 the size of these trend area, we run out of hours.
34
35 And so that's where we're at.
36
37 MADAME CHAIR CHYTHLOOK: Okay. Any
38 questions from the Board.
39
40 (No comments)
41
42 MR. MOORE: Thank you very much, Madame
43 Chair and members of the Council.
44
45 MADAME CHAIR CHYTHLOOK: Okay. Well, I
46 thank you guys, and we hope the box will be open and
47 the sun shining so we can all work together.
48
49 (Laughter)
50

1 MADAME CHAIR CHYTHLOOK: Thank you. I
2 guess the next on the agenda is the other business, 17,
3 and it's the Unit 9 registration hunt. Who has that.
4
5 (No comments)
6
7 MADAME CHAIR CHYTHLOOK: Good. Nobody
8 has it.
9
10 MR. KRON: Madame Chair. Tom Kron with
11 OSM again.
12
13 You know, I didn't have a chance to
14 talk with Donald about this particular agenda item, but
15 we will try to answer questions that you have, and once
16 we understand what direction the Council wants to go.
17
18 Thank you. Madame Chair.
19
20 MR. MIKE: Madame Chair. This was just
21 basically an update as far as far as the results from
22 the Unit 9 Working Group. And there's a proposal that
23 went in on the State side for a registration hunt in
24 Unit 9, and as far as the registration hunt for Unit 9,
25 I'm not sure if the Board of Game passed that or not.
26 But it was just an update.
27
28 Thank you. Madame Chair.
29
30 MADAME CHAIR CHYTHLOOK: Okay. Go
31 ahead.
32
33 MR. HAMON: Troy Hamon, Natural
34 Resource Manager for Katmai.
35
36 Madame Chair. Members of the Council.
37 I was not present at the Board of Game, but I did
38 listen in. I understand that some of you folks were
39 present.
40
41 The Board of Game passed the proposal
42 that came from the working group. There was a proposal
43 that came in from the working group. They discussed
44 it. I didn't catch whether they made amendments to it,
45 but in general in large part that proposal was passed.
46 It is transferring the moose hunt in 9C and the moose
47 hunt in 9E to a registration process. I do not recall
48 if it was beyond those two subunits or not.
49
50 The other thing that's related that

1 they did is they adopted a proposal that was put
2 forward by the Department of Fish and Game that extends
3 the moose season in Unit 9C and the moose season in
4 Unit 9E five days. Those are not the same seasons, but
5 each of those seasons was extended five days for both
6 residents and non-residents.

7
8 And the rationale that was presented at
9 the meeting was that there was a decline in hunt effort
10 in both units that was substantial. The moose
11 population according to counts was not declining.
12 There was an impression that was broadly stated from
13 constituents that moose activity during the hunt season
14 was low, possibly as a result of changes in weather and
15 climate. And that a little bit later season would
16 allow better access to the moose, because that's when
17 they were more active.

18
19 So that's a second action that the
20 Board of Game took on moose in our area that affects
21 some of our units as well.

22
23 MADAME CHAIR CHYTHLOOK: Okay. Any
24 questions. Comments.

25
26 (No comments)

27
28 MADAME CHAIR CHYTHLOOK: Thank you.
29 Okay. We're down to confirming our date and location,
30 fall meeting, 2011.

31
32 MR. BOSKOFISKY: Madame Chair. We had
33 that other business, Pebble Mine thing.

34
35 MR. MIKE: That was already addressed.

36
37 MADAME CHAIR CHYTHLOOK: That was -- we
38 did that during the comment period with Verner.

39
40 Donald.

41
42 MR. MIKE: Madame Chair. Just to
43 confirm your meeting date you selected for your fall
44 meeting, and the Bristol Bay Council selected October
45 12 and 13th in Dillingham. And you can just go ahead
46 and confirm that.

47
48 And then for 2012, for your March
49 meeting, you want to select -- consider a date, but
50 February 28th and 29th, that's the Western Interior

1 Regional Advisory Council meeting, and I'm coordinating
2 that meeting, so if you can avoid those dates, I'd
3 appreciate it.

4

5 Thank you. Madame Chair.

6

7 MADAME CHAIR CHYTHLOOK: Donald, the
8 last, I didn't get the last.

9

10 MR. DUNAWAY: Western Interior, is that
11 it? February 28th and 29.

12

13 MR. MIKE: Western Interior's meeting's
14 February 28th and 29th. The week of February 13th,
15 it's already full, Seward Peninsula and North Slope are
16 already meeting that week. February 23, 24 Y-K's
17 meeting that week. March 2 and 3, Eastern Interior.
18 And the rest of the calendar remains open for you to
19 select.

20

21 Madame Chair. Thank you.

22

23 MADAME CHAIR CHYTHLOOK: Nanci.

24

25 MS. MORRIS LYON: Just in the interest
26 of know how many basketball fans we also have in the
27 room, I would say if we're going to try and avoid those
28 dates, we need to stick March 5th and 6th, because
29 regional should be the 7th, 8th and 9th of next year.
30 So I know that probably myself and Richard and who
31 knows who else will not be available if you go with
32 anything else. March 5th and 6th.

33

34 MADAME CHAIR CHYTHLOOK: 5 and 6 is
35 not?

36

37 MS. MORRIS LYON: No, they would be the
38 only ones that week that would work for us.

39

40 MADAME CHAIR CHYTHLOOK: 5 and 6. And
41 the rest of the month you're not?

42

43 MS. MORRIS LYON: No, the rest of that
44 week, but he's indicated all the other weeks are taken.

45

46 MR. BOSKOFKY: Madame Chair. If Pen
47 Air operates the way they've been, I wouldn't be able
48 to make it up on that date. I would have to come up on
49 the 3rd of March, on Saturday.

50

1 MS. MORRIS LYON: That's right. They
2 don't fly on Sunday. Or we could start late on the
3 5th.
4
5 MR. BOSKOFISKY: Because I wouldn't get
6 up here until more than likely like 2, 3:00 o'clock in
7 the afternoon. Maybe later.
8
9 MADAME CHAIR CHYTHLOOK: Okay. Do you
10 have other.....
11
12 MS. MORRIS LYON: My other comment,
13 Madame Chair, would just be that we could start late
14 that day if necessary, if Pen Air does not change their
15 schedule for next year. We've done it in the past, and
16 it seems to have worked out okay. But it's totally up
17 to.....
18
19 MADAME CHAIR CHYTHLOOK: So late on the
20 5th, like 1:00
21 o'clock?
22
23 MS. MORRIS LYON: Yes, that's when
24 we've done it in the past.
25
26 MADAME CHAIR CHYTHLOOK: And then if we
27 need to do a Board training, we can probably do it in
28 the morning, and then start the main meeting at 1:00
29 o'clock.
30
31 MR. MIKE: If that's the wish of the
32 Council, Madame Chair, you can do that approach.
33
34 MADAME CHAIR CHYTHLOOK: The March
35 meeting here in Naknek 5 and 6. Okay. The dates are
36 confirmed for those.
37
38 I guess we're through.
39
40 MR. DUNAWAY: I had a question.
41
42 MADAME CHAIR CHYTHLOOK: Dan.
43
44 MR. DUNAWAY: Yeah. Madame Chair. In
45 light of what Troy was saying and Richard and all about
46 this moose, would it be wise for us to even try to make
47 a moose placeholder proposal to get in on this March
48 24th deadline so that the Federal regulations could as
49 much as possible or as much as we want to match up with
50 the State regulations.

1 MADAME CHAIR CHYTHLOOK: Donald.
2
3 MR. MIKE: Madame Chair. We can go
4 ahead and make those placeholders. We have those
5 wildlife proposals which the Federal Subsistence
6 Board's deferred the last cycle, and those are going to
7 be automatically resubmitted. And if we need to make
8 some minor changes, I can do that with Staff and let
9 the Council know.
10
11 Madame Chair. Thank you.
12
13 MADAME CHAIR CHYTHLOOK: Okay. Is that
14 good?
15
16 Another thing that I think we need to
17 do is appoint somebody to go that North Pacific Fishery
18 Management Council June 6 and 4. Nanci's not going to
19 be available. Dale's not. Richard. So I guess I will
20 go. I don't think I have anything planned right now,
21 but I would need to block those out for -- it probably
22 won't be the whole 6, 7, 8, 9 through 14 that a person
23 would need to be up there. Is it going to be that
24 long? Who's -- Tom I guess.
25
26 MR. KRON: Yeah. Madam Chair.
27 Probably the thing to do would be to look at the
28 agenda. I've not seen an agenda for the meeting, but
29 to look at the agenda and get an understanding for when
30 the chum salmon issue's are discussed. There are a
31 number of committees that I'm sure will be looking at
32 it prior to the time it's deliberated by the North
33 Pacific Fishery Management Council. So I think once an
34 agenda comes out, you know, it would be good to look at
35 when those meetings are going to occur and decide what
36 you can attend. Because, again, that's a long period
37 of time, from the 6th through the 14th, that's a
38 tremendous commitment to be there that whole time. And
39 I'm sure they won't be talking about chums that entire
40 time.
41
42 Thank you. Madame Chair.
43
44 MADAME CHAIR CHYTHLOOK: Thank you,
45 Tom. And I'll depend on Donald to keep me informed for
46 those dates. And if the agenda comes out, I'd like to
47 see it.
48
49 MR. MIKE: I'll keep you posted, Madame
50 Chair.

1 MADAME CHAIR CHYTHLOOK: Okay.
2 Anything else. Dan.
3
4 MR. DUNAWAY: Molly, I'm not too eager
5 to do that Nome thing, but stay in touch since we're in
6 the same neighborhood. If it really comes down to it,
7 I might be available.
8
9 Thank you.
10
11 MADAME CHAIR CHYTHLOOK: Okay. That
12 will be good.
13
14 Okay. Anything else.
15
16 MR. WILSON: There's no berries in
17 June, so you're okay.
18
19 (Laughter)
20
21 MADAME CHAIR CHYTHLOOK: Well, my king
22 salmon haven't arrived, so I'm fine. But if the chums
23 arrive, I don't know.
24
25 But I'd like to thank everybody for
26 coming here. All the agencies. I do actually enjoy
27 working with you guys. I think you make an effort, and
28 I appreciate that, in trying to work with us, and
29 that's what we, you know, are here for. We're not here
30 to I guess combat each other's, but to work together in
31 behalf of the people we represent. So I really
32 appreciate the time that you are here.
33
34 The ones that are here right now, I'm
35 going to really thank, because you stayed. You came in
36 and you stuck it through. You didn't come in here and
37 give whatever you were going to give and out the door
38 you went. If you were in the village, you would get
39 clubbed as you go out the door.
40
41 (Laughter)
42
43 MADAME CHAIR CHYTHLOOK: Because in the
44 communities, when people come in, I think it's more
45 respectful there to when you come in to make a
46 presentation to stay the whole of the meeting.
47
48 But the other groups that were here had
49 a good reason for leaving. We've had good weather.
50 The Togiak National Wildlife guys needed to go back and

1 probably the others to do surveys. So that's okay.

2

3 So any other closing comments from
4 people here. Allan.

5

6 MR. ASPELUND: Yeah. Madame Chair.
7 Did I hear that you'll meeting back in March?. Yeah.
8 Madame Chair. I just from sitting back to hear that
9 well. You're going to have another meeting, the
10 Regional's have another meeting here in March.

11

12 MADAME CHAIR CHYTHLOOK: Yeah. We have
13 two meetings a year. We usually try to have one, the
14 spring meeting in Dillingham, and the fall meeting --
15 or the -- no, I'm getting them together. The fall
16 meeting in Dillingham and the spring meeting here.

17

18 MR. ASPELUND: Yeah. When you refer to
19 March, I didn't realize -- it's March now, but I was
20 thinking you were -- the thing I was going to suggest
21 for your next meeting, and that would refer now to the
22 villages. I think, for instance, we have a village
23 council, they have a bigger building than even this
24 here. And I myself am real proud of it. And being a
25 subsistence issue is sort of a village issue, if you
26 folks -- I'm going to ask them if they could host you
27 people over there next year.

28

29 And after even hearing some discussion
30 today, I'm going to be just a volunteer liaison between
31 my village and make them understand this in reference
32 to redfish. It's a priority issue with us, because I
33 would like to apply this year to go back there and
34 fish, and I wouldn't want them to say, well, you're not
35 on the list, because the village didn't turn it in. So
36 you better believe that I'm going to be a volunteer
37 liaison now between you folks and the villages, and
38 even King Salmon. I can talk with people. And just
39 maybe with respect to elders.

40

41 So thank you.

42

43 MADAME CHAIR CHYTHLOOK: Thank you,
44 Allan. And I think the guys in the back that have been
45 struggling with trying to get the two groups together
46 are happy. So get each other's numbers so you can be
47 connected.

48

49 (Laughter)

50

1 MADAME CHAIR CHYTHLOOK: Any other
2 closing comments.
3
4 MR. TOYUKAK: Me, I've got one. It's
5 my first time here and.....
6
7 REPORTER: Microphone.
8
9 MR. TOYUKAK: Oh, I'm sorry. I'm Moses
10 Toyukak from Manokotak. This is my first time ever in
11 RAC, so it make me feel good that I can work with you
12 guys.
13
14 MR. WILSON: We're glad to have you,
15 Moses.
16
17 MR. TOYUKAK: Thank you.
18
19 MADAME CHAIR CHYTHLOOK: Okay. Any
20 other comments.
21
22 (No comments)
23
24 MADAME CHAIR CHYTHLOOK: Thank you guys
25 for being here. And we missed you yesterday, Richard.
26 But you were in a good place.
27
28 (Laughter)
29
30 MADAME CHAIR CHYTHLOOK: You were there
31 gathering information.
32
33 MR. WILSON: Madame Chair. Thank you.
34 Yes, I thought it worked out very well out there. And
35 thanks for the opportunity. I'll report that probably
36 next time around if needed.
37
38 MADAME CHAIR CHYTHLOOK: Okay. I need
39 a motion to adjourn.
40
41 MS. MORRIS LYON: I'd make a motion
42 that we adjourn this meeting. Madame Chair.
43
44 MR. BOSKOFKY: I second it.
45
46 MADAME CHAIR CHYTHLOOK: Okay. All in
47 favor say aye.
48
49 IN UNISON: Aye.
50

1 MADAME CHAIR CHYTHLOOK: Any
2 objections.
3
4 (No opposing votes)
5
6 (Off record)
7
8 (END OF PROCEEDINGS)

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C E R T I F I C A T E

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