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1 BRISTOL BAY FEDERAL SUBSISTENCE
2 REGIONAL ADVISORY COUNCIL MEETING

3
4 City Hall Assembly Chambers
5 Dillingham, Alaska
6 March 24, 2000
7 1:15 o'clock p.m.
8
9

10 COUNCIL MEMBERS PRESENT:

11
12 Daniel J. O'Hara, Chairman
13 Peter M. Abraham
14 Andrew Balluta
15 John Christensen
16 Timothy M. Enright
17 Robert Heyano
18 H. Robin Samuelson
19
20 Clifford Edenshaw, Regional Coordinator

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P R O C E E D I N G S

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CHAIRMAN O'HARA: We'll call the meeting to order today. And we'll ask Cliff if he would go ahead and do the roll call if he would, please?

MR. EDENSHAW: Thank you, Mr. Chair. Daniel O'hara.

CHAIRMAN O'HARA: Here.

MR. EDENSHAW: Robert Heyano.

MR. HEYANO: Here.

MR. EDENSHAW: John Christensen.

MR. CHRISTENSEN: Here.

MR. EDENSHAW: Andrew Balluta.

MR. BALLUTA: Here.

MR. EDENSHAW: Peter Abraham. Absent.
H.Robin Samuelson.

MR. SAMUELSEN: Here.

MR. EDENSHAW: Timothy Enright. Absent. Mr. Chair, there's a quorum, there is five present. I've spoke with Terry Wilde in our Anchorage office and Timothy Enright, he was flown to King Salmon and that's where he's at. And in regards to Pete Abraham, we haven't heard any word from Pete, and I called up the regional office, and he was going to follow up.

CHAIRMAN O'HARA: I come across on a Pen-Air flight, no I come across -- no, I went to King Salmon to get on Pen-Air and Pen-Air hadn't even left Dillingham yet to go get us over there, that was this morning, so they had this good looking guy with the National Park Service with a 206 that was related to by birth who brought me over. I'm really glad to be here and thank you, Park Service, but it doesn't necessarily mean we owe you any favors, okay. But it's nice to be here today. The microphone doesn't work?

MS. HILDEBRAND: It's starting to.

MR. SAMUELSEN: It's on. It's working fine.

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1 CHAIRMAN O'HARA: Okay.

2

3 MR. SAMUELSEN: It's working.

4

5 CHAIRMAN O'HARA: Off again, on again. We
6 can speak loud enough just so the recorder can get her
7 recording down for us, so when you speak from the audience,
8 if you could give your name and that will work out fine. I
9 think at this time we would like to do just a welcome to you
10 and then we'll go around and introduce ourselves today. I
11 realize we have a lot of work to do but it would be nice to
12 know who you are today and who you represent and get to know
13 you. And we'll do that here in just a moment.

14

15 We do have proposals today, Council members, that
16 we'll be working on. And then I would imagine, maybe if we
17 get finished in time we'll also work this evening but then
18 this evening or tomorrow there will be reports coming to us
19 and of course, we'll be dealing with the fisheries since
20 that's something new for our Council. And just by way, maybe
21 of introduction, today, I was able to attend the Fish Board
22 meeting in Anchorage and there was four members -- four Chair
23 members and Tom Boyd who was there who testified before the
24 Fish Board, remember those days Robin?

25

26 MR. SAMUELSEN: Yep.

27

28 CHAIRMAN O'HARA: And it was sustainable
29 yield, which I'm sure there will be more mention of today
30 which I thought was a very fascinating public hearing that
31 they had and it will mean a lot to the Bristol Bay fisheries
32 and stock separation and these type of things and streams
33 that are going to have a sustainable yield, and I just wanted
34 to mention that to you Council members as we go along here.

35

36 So I'll start down here with, Andrew, why don't you
37 go around and introduce yourself and then we'll continue on
38 down. Would you please state your name and who you're with
39 or what your interests might be.

40

41 MR. BALLUTA: I'm from Lake Iliamna and I'm
42 with the Regional Council here, Andrew Balluta.

43

44 MR. HEYANO: Robert Heyano, Dillingham.

45

46 MR. SAMUELSEN: Robin Samuelsen, Dillingham.

47

48 CHAIRMAN O'HARA: Dan O'hara, Naknek.

49

50 MR. CHRISTENSEN: John Christensen, Port

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1 Heiden.

2

3 MR. EDENSHAW: Cliff Edenshaw. I'm the
4 coordinator for the Council.

5

6 MR. ROBERTSON: Dave Robertson and Mark
7 Tucker, sign language interpreters.

8

9 MS. LAUBENSTEIN: Karen Laubenstein,
10 Technical writer for the subsistence office.

11

12 MR. DYASUK: Jon Dyasuk with Togiak Refuge.
13 Refuge Interpreter Liaison.

14

15 MR. CANNON: Richard Cannon. Office of
16 Subsistence Management Fisheries Information.

17

18 MS. H. ARMSTRONG: Helen Armstrong. I'm the
19 anthropologist that's temporarily supporting this team while
20 Pat McClennahan's going to graduate school to work on her
21 Ph.D., and I normally have the northern regions but I've been
22 doing this one for this year.

23

24 MR. FISHER: Dave Fisher. Fish and Wildlife
25 Service, Subsistence Office, biologist.

26

27 MR. BOYD: Tom Boyd. Assistant Regional
28 Director for the Office of Subsistence Management, Fish and
29 Wildlife Service.

30

31 MS. HILDEBRAND: Ida Hildebrand. BIA Staff
32 Committee member.

33

34 MR. JENNINGS: Tim Jennings. Office of
35 Subsistence Management with Fish and Wildlife Service. I'm
36 the Chief of Resources Division.

37

38 MR. BOS: Greg Bos. Fish and Wildlife
39 Service, Regional Subsistence Coordinator and I'm a Staff
40 Committee member.

41

42 MR. MACHIDA: Steve Machida with Wildlife,
43 State Fish and Game.

44

45 MR. KRIEG: Ted Krieg. Bristol Bay Native
46 Association, Natural Resources Department.

47

48 MS. WOODY: I'm Carol Ann Woody and I'm a
49 research fisheries biologist with the USGSBRD, Biological
50 Resources Division.

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1 MS. MCBURNEY: Mary McBurney with the
2 National Park Service, Subsistence Fisheries.

3
4 MR. LARSON: Jim Larson. I'm the project
5 leader of the King Salmon Fishery Resource Office with the
6 Fish and Wildlife Service.

7
8 MR. RUSANOWSKI: Paul Rusanowski. Executive
9 Director of Bristol Bay Science and Research Institute.

10
11 MR. TAKAK: Richard Takak. Chignik Lake
12 Village Council.

13
14 MS. NELSON: Hazel Nelson with the Lake and
15 Peninsula Borough.

16
17 MR. ADAMS: Jeff Adams. Fish and Wildlife
18 Service in King Salmon.

19
20 MR. NELSON: Dave Nelson with the National
21 Park Service, Subsistence Fisheries.

22
23 MR. MONHOLA: Timothy Monhola, New Stuyahok
24 Limited.

25
26 MR. JUMP: Mike Jump. Bristol Bay Native
27 Association.

28
29 MR. DUNAWAY: Dan Dunaway. Department of
30 Fish and Game, Sportfish.

31
32 MR. ADERMAN: Andy Aderman. Wildlife
33 Biologist with Togiak National Wildlife Refuge.

34
35 MR. ANDERSEN: Ralph Andersen. BBNA, Natural
36 Resources.

37
38 MR. BUNDY: John Bundy. Unit Manager for
39 Katmai National Park.

40
41 MS. BROCK: Becky Brock. Katmai National
42 Park. Hi, Dan. Lake Clark and Aniakchak, Concession
43 Specialist.

44
45 CHAIRMAN O'HARA: We missed somebody up here,
46 didn't we -- oh, no, okay, carry on. In the corner over
47 there.

48
49 MR. ARCHIBEQUE: Aaron Archibeque. Refuge
50 Manager for the Togiak National Wildlife Refuge.

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1 MR. FINK: Lee Fink. Chief of Operations for
2 Lake Clark National Park.

3
4 MS. CHYTHKAK: Molly Chythkak. Fish and
5 Game, Subsistence, Dillingham.

6
7 MR. LONS: Daryle Lons. Refuge Manager for
8 Alaska Peninsula and Becharof Refuges.

9
10 MR. ELISON: Glenn Elison. Assistant
11 Regional Director for Southern Alaska, Fish and Wildlife
12 Service. Nice to see you again, Mr. Chairman.

13
14 CHAIRMAN O'HARA: Yes.

15
16 MR. SKONBERG: Roy Skonberg. Chignik Bay
17 Village Council.

18
19 CHAIRMAN O'HARA: Okay. George.

20
21 MR. GOTTSCHALK: George Gottschalk.
22 Sovereign Yup'ik.

23
24 MS. HOGSON: Jane Hogson.

25
26 MR. MIKE: Donald Mike. Resource Specialist
27 with Katmai National Park and Aniakchak.

28
29 MR. HOEFFERLE: Terry Hoefflerle. Bristol Bay
30 Native Association.

31
32 CHAIRMAN O'HARA: Thank you, Terry.

33
34 MR. JOHNSON: Chris Johnson. Bristol Bay
35 Native Association.

36
37 MR. NIELSEN: Dugan Nielsen. Director of
38 Land and Natural Resources, BBNA.

39
40 CHAIRMAN O'HARA: Okay, did everyone get
41 introduced now or is that the last that we have here -- all
42 right, thank you for introducing yourselves. And we'll
43 probably mention this several times but if you would like to
44 testify we have Karen, I guess, will be helping out today,
45 and these are the blue cards, and just send them up here. I
46 think, Council members, we will try to work with them as they
47 come along, we like to work them in on public testimony.
48 There will be plenty of opportunities for you to testify as
49 the agenda goes along.

50

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1 Do we have any -- Cliff Edenshaw, is this your first
2 time with us now for a Council meeting?

3
4 MR. EDENSHAW: Yes, Mr. Chair. I was here
5 two years ago for one meeting.

6
7 CHAIRMAN O'HARA: Okay. Do we have any other
8 new Staff that needs to be introduced today that -- sometimes
9 it's pretty hard in a group this size to pick out new people
10 who might be with us but I guess we've covered everything.
11 Yes, Tom.

12
13 MR. BOYD: Go ahead, Cliff.

14
15 MR. EDENSHAW: Mr. Chair and Council, Tim
16 Jennings joined us a couple of months ago and he is handling,
17 it's not yet determined but the northern and the coastal and
18 interior -- so anyway, Mr. Jennings joins us -- I think it
19 was -- what is this, March, he joined us back in January, was
20 it Tom.

21
22 MR. JENNINGS: September.

23
24 MR. EDENSHAW: September.

25
26 MR. JENNINGS: And I was at the fall meeting,
27 Mr. Chair.

28
29 MR. EDENSHAW: Oh, okay.

30
31 CHAIRMAN O'HARA: Yes, okay, so you're kind
32 of new.

33
34 MR. JENNINGS: I'm kind of new.

35
36 MR. BOYD: You might want to mention Rich.

37
38 MR. EDENSHAW: And Rich Cannon, he's with the
39 fisheries. And with those two handouts that we handed out,
40 he'll be covering the information there on your packets
41 there. And he's been working closely with Chuck Krueger and
42 Taylor Brelsford and Mary McBurney here also.

43
44 CHAIRMAN O'HARA: Okay. And you're out of
45 the Anchorage office then?

46
47 MR. CANNON: Yes.

48
49 CHAIRMAN O'HARA: Okay, Rich.

50

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1 MR. SAMUELSEN: Dave Nelson in the back, Mr.
2 Chair.

3
4 CHAIRMAN O'HARA: Dave Nelson.

5
6 MR. SAMUELSEN: He's new.

7
8 CHAIRMAN O'HARA: Okay, Dave.

9
10 MR. NELSON: Yes, with the National Park
11 Service, and this is the first time I've had the pleasure of
12 attending your meeting here.

13
14 CHAIRMAN O'HARA: Okay, good welcome. Our
15 recorder today.

16
17 REPORTER: My name is Tina and I've done
18 several of your meetings. I interchange with Joe and Dave.

19
20 CHAIRMAN O'HARA: Tina is kind of in charge
21 in a very roundabout way. She'll ask you to speak up and
22 give your name and if you could do that we'd appreciate it a
23 lot.

24
25 Okay, Council members, review and adoption of the
26 agenda. What's your wishes.

27
28 MR. SAMUELSEN: Move to adopt the agenda, Mr.
29 Chairman.

30
31 CHAIRMAN O'HARA: Is there a second.

32
33 MR. BALLUTA: Second.

34
35 CHAIRMAN O'HARA: Discussion. Yes, could
36 you.....

37
38 MR. ADERMAN: Yes, Mr. Chairman, Andy Aderman,
39 Togiak National Wildlife Refuge. I'm not sure right when it
40 will come up but any of the business pertaining to Unit 17(A)
41 moose, I ask that it be put off until tomorrow at which time,
42 Jim Woolington, with Fish and Game should be here.

43
44 CHAIRMAN O'HARA: Andy is that a proposal
45 that we'd need to wait on or is that an agenda item?

46
47 MR. ADERMAN: I believe there is a proposal
48 in the book. It's not listed on the agenda, Proposal 61.

49
50 CHAIRMAN O'HARA: Okay.

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1 MR. ADERMAN: And then under old business,
2 Item No. 9, the draft moose management plan.

3
4 CHAIRMAN O'HARA: Okay, yes.

5
6 MR. ADERMAN: Thank you.

7
8 CHAIRMAN O'HARA: So you'll want to wait
9 until tomorrow on that then.

10
11 MR. ADERMAN: Jim should be in on the first
12 flight in the morning.

13
14 CHAIRMAN O'HARA: Okay. Is that okay with
15 you, Council members, then?

16
17 MR. HEYANO: Yes.

18
19 CHAIRMAN O'HARA: Maybe you want to make an
20 amendment on that.

21
22 MR. SAMUELSEN: Well, I just have some
23 questions on Proposal 61, Mr. Chairman, so when we get to it,
24 it's more dealing with the filing dates and whether the
25 proposal met the deadline criteria.

26
27 CHAIRMAN O'HARA: Sure.

28
29 MR. SAMUELSEN: If it did I have no problems
30 on delaying the proposal until necessary staff are here to
31 deal with it.

32
33 CHAIRMAN O'HARA: Andy is that okay with you?

34
35 MR. ADERMAN: (Nods affirmatively)

36
37 CHAIRMAN O'HARA: All right. Robert.

38
39 MR. HEYANO: I guess for clarification, Mr.
40 Chairman, under old business/agency reports.

41
42 CHAIRMAN O'HARA: Uh-huh.

43
44 MR. HEYANO: And speaking to the agenda, I
45 would like it -- and we could do it here or later, is that,
46 the opportunity to take action on adoption of a plan at this
47 meeting.

48
49 CHAIRMAN O'HARA: That'd be for moose?

50

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1 MR. HEYANO: 17(A) moose, yes.

2
3 CHAIRMAN O'HARA: 17(A).

4
5 MR. HEYANO: And we could do it -- it's
6 perfectly okay with me to do it when we take up No. 9.

7
8 CHAIRMAN O'HARA: All right, that will be
9 fine. Okay.

10
11 MR. EDENSHAW: Mr. Chair.

12
13 CHAIRMAN O'HARA: Yes.

14
15 MR. EDENSHAW: For the Council members, I
16 included on your -- in front of you, it's dated February 8th
17 an this was addressed to the Chair of the Federal Subsistence
18 Board from Hans Nicholson who's the Chair for the Nushagak
19 Advisory Committee, and I was given direction that I was --
20 when I came here yesterday to contact him and invite him here
21 to the meeting, and he's out of town.

22
23 CHAIRMAN O'HARA: Okay.

24
25 MR. EDENSHAW: And so that was included in
26 your paperwork.

27
28 CHAIRMAN O'HARA: All right, thank you.
29 Anything else Council members on the agenda today? Yes,
30 Robin.

31
32 MR. SAMUELSEN: Mr. Chairman, I don't know if
33 I'm going to pronounce this right, yesterday the Southwest
34 Alaska Trust Coalition had a meeting and I think Mr. Elison
35 was there and would like to give us about a five minute
36 presentation on what that all entails. I'd leave it up to
37 you to put it anywhere sometime today.

38
39 CHAIRMAN O'HARA: Sure. Maybe just before
40 public comment would be good.

41
42 MR. SAMUELSEN: That'd be fine, Mr. Chairman,
43 thank you.

44
45 CHAIRMAN O'HARA: All right, then that will
46 be 5A. Council members, is that okay -- any other changes.
47 All those in favor of the motion say aye.

48
49 IN UNISON: Aye.

50

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1 CHAIRMAN O'HARA: Opposed.

2

3 (No opposing votes)

4

5 CHAIRMAN O'HARA: Okay, we have an agenda
6 then. We have the minutes of our October 6, '99 meeting
7 under Tab M. Council members, what are your wishes on the
8 minutes?

9

10 MR. SAMUELSEN: Move to adopt.

11

12 CHAIRMAN O'HARA: There's been a motion,
13 second.

14

15 MR. HEYANO: Second.

16

17 CHAIRMAN O'HARA: Further discussion. Yes.

18

19 MR. HEYANO: Mr. Chairman, on Page 14, second
20 paragraph, the topic concerns the migratory bird management
21 body.

22

23 CHAIRMAN O'HARA: Uh-huh.

24

25 MR. HEYANO: And if I read and understand
26 this paragraph correctly, is that, according to these
27 minutes, is that, this Council agrees for general support for
28 a Native migratory bird working group.

29

30 CHAIRMAN O'HARA: I'm not familiar with that
31 at all. Your name is up here as part of the minutes, is
32 there something that needs to be corrected?

33

34 MR. HEYANO: Well, my recollection of the
35 issue, Mr. Chairman, was that there was some discussion on
36 the spring migratory hunt, if it pertains strictly to Native
37 people or for all rural subsistence users. And according to
38 the minutes, it pertains to all rural subsistence users, it's
39 not a race based hunt.

40

41 CHAIRMAN O'HARA: Uh-huh.

42

43 MR. HEYANO: With that being the case then,
44 Mr. Chairman, and if our support is for a Native migratory
45 bird working group, then surely it wasn't my understanding or
46 my intent to support that.

47

48 CHAIRMAN O'HARA: So it's your understanding,
49 Robert, that when we had this in the minutes it was just for
50 all the user groups in the area of the region?

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1 MR. HEYANO: Well, that was a question, I
2 think, that we had. And then if you'd read up further on the
3 page, the answer was it isn't for Native people only it's for
4 all qualified subsistence users.

5
6 CHAIRMAN O'HARA: Okay.

7
8 MR. HEYANO: Rural subsistence users. So to
9 me, for this Council to support a migratory bird working
10 group that's based on race, I don't think that's the correct
11 action we want to support.

12
13 CHAIRMAN O'HARA: All right.

14
15 MR. HEYANO: If it is then I would have to
16 object to it and I would like the minutes to reflect that.

17
18 CHAIRMAN O'HARA: So we need to make a
19 correction then that this is for all the user groups as far
20 as your understanding goes in our minutes.

21
22 MR. HEYANO: I think the correction is, is
23 the general support for a Native migratory bird working
24 group.

25
26 CHAIRMAN O'HARA: But all subsistence user
27 groups have access to the migratory birds.

28
29 MR. HEYANO: Right.

30
31 CHAIRMAN O'HARA: Okay. Robin, did you have
32 a comment on that?

33
34 MR. SAMUELSEN: Do we have Staff that could
35 clarify us on the correct language of the migratory bird
36 working group; the statewide organization?

37
38 MR. LONS: Daryle Lons, U.S. Fish and
39 Wildlife Service Refuge Manager of the Alaska Peninsula and
40 Becharof National Wildlife Refuges. Yes, Mr. Chair, I think
41 that probably was management bodies, there's a group that's
42 being put together that they call the management bodies for
43 the migratory bird work that's being done. So instead of
44 saying Native Migratory Bird Working Group, it's probably
45 Management Bodies, and the decision by the Service, I don't
46 think the Service has made a decision exactly how the working
47 bodies are constructed at this time.

48
49 CHAIRMAN O'HARA: Robert and Robin, does that
50 satisfy you as far as what you need to have in the minutes?

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1 MR. SAMUELSEN: (Nods affirmatively)

2

3 MR. HEYANO: (Nods affirmatively)

4

5 CHAIRMAN O'HARA: Okay, anything else Mr.

6 Lons.

7

8 MR. HEYANO: So what the suggestion is is

9 we're striking Native.

10

11 CHAIRMAN O'HARA: Native, yeah.

12

13 MR. LONS: Instead of Native Migratory Bird

14 Working Group, Migratory Bird Management Bodies, I believe,

15 is the correct terminology.

16

17 CHAIRMAN O'HARA: Okay. And it's the

18 understanding in this paragraph that it's for all user groups

19 once this is brought into completion and everything.

20

21 MR. HEYANO: Well, it's for all subsistence

22 users.

23

24 CHAIRMAN O'HARA: Yeah, all subsistence

25 users.

26

27 MR. HEYANO: Federally qualified subsistence

28 users.

29

30 CHAIRMAN O'HARA: All right.

31

32 MR. LONS: I understand that that decision is

33 probably forthcoming in the next week or two by the Service.

34

35 MR. SAMUELSEN: It better, the geese are

36 going to show up pretty soon.

37

38 CHAIRMAN O'HARA: All right.

39

40 MR. SAMUELSEN: That's some clear direction.

41

42 CHAIRMAN O'HARA: That makes this a pretty

43 important paragraph. Thanks, Daryle.

44

45 MR. LONS: Thank you.

46

47 CHAIRMAN O'HARA: Anything else.....

48

49 MR. EDENSHAW: Mr. Chair.

50

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1 CHAIRMAN O'HARA: Yeah, go ahead.

2

3 MR. EDENSHAW: And Robert and for the other
4 Council members, on some documents I also provided you,
5 there's an e-mail from Mimi Hogan and that is on the top, and
6 it has some information regarding the migratory bird working
7 group. And just as Daryle said, that hasn't been made
8 official yet but there is some information that's pertinent
9 to what he was sharing.

10

11 CHAIRMAN O'HARA: Where is this piece of
12 paper at?

13

14 MR. SAMUELSEN: Is it a single piece of
15 paper?

16

17 MR. EDENSHAW: Single, yes. And at the top
18 it has a -- it's.....

19

20 CHAIRMAN O'HARA: Got it.

21

22 MR. EDENSHAW:e-mail from -- okay.

23

24 CHAIRMAN O'HARA: Any other correction or
25 deletions on the minutes? Yes, Robert.

26

27 MR. HEYANO: One more, Mr. Chairman, on Page
28 22, the one, two, three, four -- fourth paragraph, I think
29 the cow to bull ratio needs to be reversed there, 30 bulls
30 per 100 cows and 25 bulls per 100 cows, 25 cows per 100 bulls
31 and 30.

32

33 CHAIRMAN O'HARA: Oh, yes. Okay. Wow, that
34 would change things wouldn't it. I think we ought to applaud
35 Robert for reading the minutes carefully here.

36

37 MR. HEYANO: Bad weather.

38

39 CHAIRMAN O'HARA: Bad weather, uh. Any other
40 corrections, deletions, Council members.

41

42 MR. SAMUELSEN: I sit on another board with
43 Robert where he's treasurer, Mr. Chairman.

44

45 CHAIRMAN O'HARA: Oh, my goodness, having to
46 deal with money, uh?

47

48 MR. SAMUELSEN: Oh, boy.

49

50 CHAIRMAN O'HARA: Well, I'm sure before the

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1 week's over we'll get an airborne and make sure everyone's
2 awake.

3
4 MR. SAMUELSEN: Question.

5
6 CHAIRMAN O'HARA: Question's been called for.
7 All those in favor of the minutes, as corrected, say aye.

8
9 IN UNISON: Aye.

10
11 CHAIRMAN O'HARA: Opposed.

12
13 (No opposing votes)

14
15 CHAIRMAN O'HARA: All right. We've had a new
16 member come in today who hasn't been introduced, Jane, would
17 you like to introduce yourself if you would, please?

18
19 MS. BACCHIERI: I'm Jane Bacchieri. I'm the
20 Alagnak Wild River Project Coordinator and I'm with Katmai
21 National Park.

22
23 CHAIRMAN O'HARA: Yeah, and Jane is fairly
24 new staff on the National Park Service over at King Salmon.
25 Thank you.

26
27 Okay. At this time we would like to have the
28 gentleman who would like to give us a report before we open
29 the floor to public comments and who was that Robin.

30
31 MR. SAMUELSEN: Mr. Elison.

32
33 CHAIRMAN O'HARA: Yes, Mr. Elison, if you'd
34 come up and talk to us we'd appreciate it.

35
36 MR. ELISON: Thank you, Mr. Chairman, members
37 of the Council. My name is Glenn Elison and I'm the
38 assistant regional director for Southern Alaska for the Fish
39 and Wildlife Service and what that means in practical terms
40 is I supervise our Fish and Wildlife Service operations.

41
42 There has been an effort since about the first of the
43 year to form a habitat conservation coalition for
44 Southwestern Alaska and we have had a number of meetings most
45 recently, yesterday afternoon, here in Dillingham. And the
46 coalition is formed under the name the Southwestern Alaska
47 Conservation Coalition whose purpose is to conserve
48 inholdings throughout these large blocks of natural habitat
49 that provide the fish and wildlife that so many users in
50 Southwest Alaska rely on, whether you're a subsistence user

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1 or commercial fishermen, a sportfisherman, local government
2 relying on taxes generated from their use, an outsider coming
3 in to hunt or fish, whatever it may be, the focus is on
4 protecting the habitat and in turn, the fisheries and the
5 wildlife. I note your letter that you sent to Secretary
6 Babbitt recently expressing the Advisory Council's deep
7 concern about the use of these inholdings and the request for
8 land and water conservation funds to provide money to acquire
9 conservation easements on these lands. And that letter
10 really captures the essence of what this coalition is about,
11 trying to look very broadly throughout Southwestern Alaska on
12 State Park lands, Native Corporation lands, National Wildlife
13 Refuges, National Parks, wherever it may be, habitat where
14 there are willing owners looking to conserve that land and
15 realize economic benefit in doing so is where the coalition
16 is trying to raise support and in turn money to achieve that
17 objective.

18
19 We've been talking very broadly with people in the
20 greater Bristol Bay area. We've been talking with BBNA,
21 BBNC, Choggiung, commercial fishing interests, lodge owners,
22 fishing and hunting guides, representatives from the Wood
23 Tikchik State Park, Fish and Game, Lake and Penn Borough,
24 Bristol Bay Borough, AVCP and various individuals throughout
25 that area. We continue to meet and get ourselves organized
26 and look forward in remaining active in raising the support
27 to acquire these conservation interests to protect the
28 habitat. We'll be meeting again in April over in the King
29 Salmon/Naknek area to continue these discussions. And we'll
30 be out here, throughout the summer, showing some people
31 around from the Lower 48 as we try to raise support for this
32 effort.

33
34 That's, in summary, Mr. Chairman, what this coalition
35 is all about, trying to protect the habitat that supports the
36 resources that folks around here have been relying on for so
37 long. I'll be happy to answer any questions if you have
38 them, otherwise, again, I appreciate the opportunity to speak
39 to you.

40
41 CHAIRMAN O'HARA: Any questions, Council
42 members.

43
44 MR. SAMUELSEN: Mr. Chair.

45
46 CHAIRMAN O'HARA: Sure.

47
48 MR. SAMUELSEN: I just have one comment. I
49 stopped in there for about five minutes yesterday, there was
50 about four different meetings going on in Dillingham, Mr.

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1 Chairman, in fact, it was the most meetings I've ever seen
2 going on in one day in Dillingham. But out at BBNA on their
3 wall, they've got subregional areas of Bristol Bay all broken
4 out, I think it's six subregions, and when I attended your
5 meeting yesterday I noticed there wasn't too many people from
6 outside of governmental agencies, very few village people
7 involved in the process. Taking weather into consideration
8 but I'd recommend that you hold subregional meetings, the
9 upper villages are all clumped together, the Togiak/Twin
10 Hills come together and try to get the word out. Because I
11 think the main part of the program is trying to sell it to
12 the Native people that are mostly affected in the respected
13 areas.

14
15 MR. ELISON: That's good solid advice that we
16 intend to follow up on. As the coalition gets established
17 and we have the opportunity, it's certainly our intent to get
18 out into the villages broadly and talk about this because
19 you're exactly right, this is where the -- that's where the
20 action is, where the success or failure of the coalition's
21 efforts will be achieved.

22
23 CHAIRMAN O'HARA: Mr. Elison, I maybe missed
24 the listing of people that are involved in this coalition, do
25 you have organizations such as Bristol Bay Native
26 Association, Mr. Hoefflerle is here today, he's our CEO, are
27 they part of this make up of this group and like Native
28 Corporation, BBNC, Bristol Bay Native Corporation, and that
29 type or village councils or village corporations?

30
31 MR. ELISON: Absolutely. This coalition
32 effort is going to rise or fall on the involvement of local
33 and regional Native interests. We've had members of both
34 BBNA and BBNC actively involved in our meetings and frankly
35 are looking for those folks to help take the lead in getting
36 the word out to local communities about this, Dugan Nielsen,
37 Patrick Chiklak, we talked with Tom Hawkins and others from
38 BBNC, so we're very much focused on involving local people.

39
40 CHAIRMAN O'HARA: All right, good, thank you.
41 Well, are you going to be here probably for a while with us?

42
43 MR. ELISON: I'll be here through the
44 afternoon.

45
46 CHAIRMAN O'HARA: Oh, good, thank you. If we
47 have any more questions we will certainly call upon you.
48 Thank you for your time.

49
50 MR. ELISON: Thanks for the opportunity.

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1 CHAIRMAN O'HARA: Thank you. I'd like to
2 have some public testimony at this time because this is part
3 of our agenda. George Gottschalk, Jr., has requested that he
4 speak to the Council. George.

5
6 MR. GOTTSCHALK: Yeah, can you hear me?

7
8 CHAIRMAN O'HARA: Yes.

9
10 MR. GOTTSCHALK: Okay. Mr. Chairman, with
11 special regards to the subsistence process or lack of, I have
12 a notice -- express notice of protest to the Bristol Bay
13 Subsistence Regional Advisory Council and U.S. Department of
14 Interior, Dillingham meeting from George Frederick
15 Gottschalk, Jr., Non-Treaty Yup'ik Sovereign of Nunavut, and
16 bear with me a couple of minutes.

17
18 This is in accordance with 18 U.s. Code Section 4,
19 Misprision Felony. The offense of concealing a felony
20 committed by another, but without such previous concert with
21 or subsequent assistance to the felon as would make the party
22 concealing an accessory before or after the fact.

23
24 Whoever having knowledge of the actual commission of
25 a felony cognizable by a court of the United States conceals
26 and does not as soon as possible make known the same to some
27 judge or other person in civil or military authority under
28 the United States is guilty of the Federal crime of
29 misprision of felony and the International Convention on the
30 Suppression and Punishment of the Crime of Apartheid take
31 express notice that in John Eric, Peter Matthews, Sr., Aaron
32 Rivers, Sr., and Irvin Morris, individually and on behalf of
33 all other similarly situated versus the Secretary of the
34 United States Department of Housing and Urban Development and
35 the United States of America, No. A76-276 Civil, United
36 States District Court, District Alaska August 28th, 1978
37 (Eric v. Secretary of The United States Department of
38 Housing, cited as 464 F.Supp 44 1978) Chief Judge von der
39 Heydt states, at Pages 46 and 47, that: The fact that a
40 treaty between the United States and Alaska Natives never
41 existed and that, the United States is a signatory member of
42 the United Nations and that The Universal Declaration of
43 Human Rights constitutes the Bill of Rights of the United
44 Nations Charter and has attained the status of preemptory
45 international law jus cogens.

46
47 MR. SAMUELSEN: Mr. Chairman.

48
49 CHAIRMAN O'HARA: Yep. Just one second
50 George.

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1 MR. SAMUELSEN: George, do you have that in
2 a handout?

3
4 MR. GOTTSCHALK: Pardon me, I need to make
5 this for the record if you could just bear with me just a
6 minute, I do have it for you. Thank you.

7
8 MR. SAMUELSEN: Well, I hope you don't plan
9 on reading 16 pages to us.

10
11 MR. GOTTSCHALK: Excuse me, can I finish and
12 I will -- I understand your concern, Mr. Samuelsen, and I
13 assure you I will not take too much of your time.

14
15 MR. SAMUELSEN: Okay.

16
17 MR. GOTTSCHALK: This is a matter of
18 reporting a crime, thank you.

19
20 MR. SAMUELSEN: Okay, continue.

21
22 MR. GOTTSCHALK: I protest the criminal and
23 belligerent occupation of Nunavut by the United States of
24 America and all its alter egos and surrogate subsidiary
25 corporations, departments and agencies.

26
27 And I protest further, the Untied States' policy of
28 silent war that is being waged against us peaceful Yup'ik and
29 Nunavut as declared in your Declaration of Independence 1776,
30 paragraph 29 to-wit: He has excited domestic insurrections
31 amongst us and has endeavored to bring on the inhabitants of
32 our frontiers, the merciless Indian savages, whose known rule
33 of warfare is an undistinguished destruction of all ages,
34 sexes and conditions, and;

35
36 I protest further the United States' agenda of
37 expropriation, exploitation and outright destruction of us
38 Yup'ik Peoples of Nunavut, Western Alaska that was
39 articulated by your own United States President Theodore
40 Roosevelt: The extermination of the American Indians and the
41 expropriation of their lands was as ultimately beneficial as
42 it was inevitable. Such conquests, he continued, are sure to
43 come when a masterful people still in its raw barbarian
44 prime, finds itself face to face with the weaker and wholly
45 alien race which holds a coveted prize in its feeble grasp.
46 It is perhaps not surprising, then, that this beloved
47 Mareicna hero and Noble Peace Price recipient, who once
48 happily remarked that I do not go so far as to think that the
49 only good Indians are dead Indians, but I believe nine out of
50 10 are and I shouldn't like to inquire too closely into the

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1 case in the 10th., also believed that the degenerates as well
2 as criminals and feeble minded persons should be prevented
3 from leaving offsprings behind them. The better classes of
4 white Americans were being overwhelmed, he feared, by the
5 unrestricted breeding of inferior racial stocks, the utterly
6 shiftless and the worthless.

7
8 I expressly protest that the United States forceful
9 imposition of its subsistence laws and regulations upon and
10 against us Yup'ik in/of Nunavut is apartheid.

11
12 And to allay, Mr. Samuelsen's fears of additional
13 information, I have enclosed in the back additional
14 information for the clarification. And that being the notice
15 to the -- at the May 5th through 7th, 1998 meeting of the
16 Alaska Inter-Tribal Council and RuralCAp and in addition, I
17 have the notification of such information and clarification
18 for everybody's -- the jus cogens or preemptory international
19 law, which I presented to the Bristol Bay Native Association
20 full Board meeting March 18th through 20, 1998 at Dillingham,
21 Alaska.

22
23 Now, I recommend, gentlemen, that you avail yourself
24 to the appropriate assistance if you don't understand what
25 the peremptory international jus cogens are.

26
27 Thank you.

28
29 CHAIRMAN O'HARA: Any questions. Thank you,
30 George. Are you going to leave that with us here?

31
32 MR. GOTTSCHALK: Yeah, I have one for you.
33 Who's recording the proceeding?

34
35 CHAIRMAN O'HARA: Tina is.

36
37 MR. GOTTSCHALK: Here's one for you.

38
39 REPORTER: Thank you.

40
41 MR. HEYANO: Mr. Chairman.

42
43 CHAIRMAN O'HARA: Yes, go ahead, Robert.

44
45 MR. HEYANO: I guess first of all, my
46 education level didn't allow me or my experience to
47 comprehend what was presented to us. Secondly, I guess,
48 maybe as a result of the first problem I had, I don't see how
49 that has anything to do with us. Maybe at some point later
50 on, privately, somebody can give me a layman's interpretation

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1 of what's taken place here.

2

3 MR. GOTTSCHALK: The non-treaty status, for
4 your information, Mr. Heyano, precludes your authority.

5

6 CHAIRMAN O'HARA: That's the basis of it, uh?
7 That's the basis of your -- that precludes this Council?

8

9 MR. GOTTSCHALK: Well, that should -- that is
10 the basis of this whole thing. We are non-signatories to the
11 so-called treaty sessions, that's strictly a bilateral
12 agreement between the United States and Russia.

13

14 CHAIRMAN O'HARA: Okay. I don't -- George,
15 I don't really fully understand I guess, either myself.

16

17 MR. GOTTSCHALK: Okay. Well, then from where
18 do you get your authority here?

19

20 CHAIRMAN O'HARA: Well, Congress passed Title
21 VIII of ANILCA.

22

23 MR. GOTTSCHALK: I understand what Title VIII
24 is of ANILCA.

25

26 CHAIRMAN O'HARA: Okay.

27

28 MR. GOTTSCHALK: But that is the apartheid,
29 don't you understand what Judge von der Heydt said in 1978,
30 that there is no treaty?

31

32 CHAIRMAN O'HARA: Okay. Well, I'd like to
33 talk to you about it a little more as time goes on, too,
34 George. Appreciate you taking time today to come before the
35 Council. Before we have Mr. Hoefflerle come up and talk to
36 us, be sure and fill in one of these if you're interested in
37 signing up.

38

39 George.

40

41 MR. GOTTSCHALK: One other thing, Mr.

42 Chairman.

43

44 CHAIRMAN O'HARA: Yes.

45

46 MR. GOTTSCHALK: And that is, I am not here
47 to be confrontational.

48

49 CHAIRMAN O'HARA: No, no, we understand that.

50

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1 MR. SAMUELSEN: Oh, no, no.

2

3 CHAIRMAN O'HARA: We understand that, George.

4

5 MR. GOTTSCHALK: I would suggest, perhaps,
6 that we might, all of us, take a look at John, Chapter 3,
7 Versus 19 through 21.

8

9 CHAIRMAN O'HARA: No, we're not saying that
10 at all I just didn't fully understand what you were talking
11 about there. Terry, did you want to come and address the
12 group, if you would, please.

13

14 MR. HOEFFERLE: Thank you, Mr. Chairman. I'm
15 happy to be here this afternoon representing the Bristol Bay
16 Native Association.

17

18 I'd like to begin my comments by just speaking
19 briefly to the packet of information that BBNA Staff has
20 presented you with this afternoon. The Bristol Bay Native
21 Association took the initiative to produce this document with
22 the assistance of the Bureau of Indian Affairs. At the time
23 that the Federal government was looking to implement its
24 management regime over the fisheries in Alaska, it expressed,
25 along with the need for information regarding species and use
26 and populations, it's desire and need to cooperate with
27 various parties in gathering that information. So BBNA took
28 the initiative to meet with individuals throughout the
29 Bristol Bay region who have throughout their lifetime
30 involved themselves in policy issues regarding fisheries and
31 game management to try to identify those issues which are
32 deemed to be most important in terms of information needs of
33 the people in this region regarding subsistence fisheries
34 management.

35

36 This document began and was conceived in a discussion
37 with about 20 or so regional elders and statesmen in the
38 fisheries business who gave us direction on how to proceed in
39 trying to gather this information. We had several meetings
40 back in November of 1999 those elder statesmen suggested five
41 guiding principle for our efforts in this regard.

42

43 The first is that we, in looking to manage our
44 subsistence fisheries that we need to look to maintaining
45 healthy natural resources in the region, that we -- number 2,
46 maintain a quality subsistence lifestyle for the people of
47 the region, three, create opportunities for new jobs and
48 local hire within the region in the area of fisheries
49 management, four, build the capacity for scientific research
50 and management among our tribal peoples and five, increase

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1 the opportunity that tribes have to contribute to over all
2 land use management and planning decisions within the region.

3
4 We had a series of meetings, six meetings throughout
5 the region with various tribal representatives. We involved
6 the state of Alaska resource management personnel, Federal
7 management personnel and tribal interests in trying to
8 identify those pieces of information that were felt to be
9 most important towards successful subsistence fisheries
10 management. This is the result of that work.

11
12 CHAIRMAN O'HARA: Good.

13
14 MR. HOEFFERLE: The second comment that I
15 would like to make here this afternoon is that Federal
16 assumption of fisheries management in Alaska has had a mixed
17 reception. Some of it has been apprehension, what is the
18 future going to bring and some of it, particularly on the
19 part of the Native community has been anticipation. On
20 behalf of the Bristol Bay Native Association I'd just like to
21 comment, very briefly, about the process that the Feds,
22 particularly, the U.S. Fish and Wildlife Service is using to
23 implement their policy in this regard.

24
25 There has been a big difference in the way that
26 Federal government has assumed management of fisheries as
27 opposed to the way that they moved to assume management of
28 land mammals in subsistence resources a number of years ago.
29 In a very cynical way, I guess, I could say that the big
30 difference is money. One of the big differences I think in
31 the way that the Feds are assuming management is that there
32 has been 10 million dollars provided by the Congress to
33 assist in the Federal management agencies gathering
34 information and monitoring the fisheries subsistence
35 resources.

36
37 Legally -- the legalities of ANILCA and other laws
38 such as public law 93-638 and expressed comments by Federal
39 officials, the Secretary of the Interior and so on, have led
40 tribes to have hopes for co-management opportunities with the
41 Federal government and eventually with the State government.
42 And I'd just like to point out that for tribes and Native
43 peoples to participate in a meaningful way in co-management
44 of resources, we've got to take control, we've got to take
45 ownership over the science. We have got to develop a
46 scientific capacity otherwise our tribal communities will be
47 like poor cousins at the table of co-management. I think
48 that's one of the reasons why leaders in the region, as a
49 guiding principle, put local hire and developing, building
50 our capacity for management so high in the things that we

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1 should try to work for.

2

3 We had hopes for that the Federal implementation
4 would lead us to be able to develop our capacity in these
5 regards and it has not done so. I understand that the
6 Federal management agencies are just starting out here but
7 when the projects that the Federal government was going to
8 take on and to use its six million dollars worth of resources
9 to monitor the fisheries, a large amount of those dollars
10 were used in ways that did not promote development of our
11 capacity. Actually it's had the opposite effect. I think
12 that -- and ironically, we see the State Legislature cutting
13 money for the ADF&G Subsistence Division but the Subsistence
14 Division is hiring away BBNA staff, I assume using monies
15 provided by the Federal government for subsistence
16 management.

17

18 And so I'd just like to point that out and to make
19 known to you that we have some concerns over the
20 implementation of Federal policy and I would like to just
21 take this opportunity to call that to your attention. Thank
22 you very much for your time.

23

24 CHAIRMAN O'HARA: Before you leave, Terry,
25 there may be some questions. Any questions. Yes, Robin.

26

27 MR. SAMUELSEN: Thank you, Mr. Chairman.
28 Terry, I believe it was in January -- yeah, January, that all
29 the RACs were called into Anchorage for a meeting.

30

31 MR. HOEFFERLE: Yes.

32

33 MR. SAMUELSEN: And at that time we were made
34 aware of the projects that were worked out between the State
35 and the Federal government. The RACs endorsed them projects
36 with real reluctance and I think we shipped a real loud
37 message. What had happened is that we basically ran out of
38 time for this year's funding cycle and the Feds needed a yea
39 or nay from the RACs. And the RACs, my recollection,
40 reluctantly said move forward with the projects for this year
41 but surely set up something different for next year. And I
42 would take it that what happened in this year is going to be
43 drastically different than what's going to happen next year.

44

45 I think ideally what I'd like to see as a RAC member,
46 is that, proposals for collecting -- research proposals will
47 come to a RAC, whichever RAC, we'll all use the same criteria
48 to judge them proposals. Them proposals could come from
49 anybody, they could come from BBNA, they could come from the
50 State of Alaska, they could come from the University of

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1 Washington but we will have criteria to weigh against the
2 proposals and then we will make a recommendation on up the
3 ladder to the Federal Subsistence Board and the Federal
4 managers. But I think that whole process is still evolving
5 for next year. But I just wanted to point out that I think
6 this year was an anomaly because of time constraints on
7 everybody.

8
9 MR. HOEFFERLE: We would welcome the
10 opportunity to comment on that process as it evolves.

11
12 MR. SAMUELSEN: And I think later on in our
13 agenda, when we get -- yeah, later on in our agenda we're
14 going to be discussing that so.

15
16 MR. HOEFFERLE: Thank you.

17
18 CHAIRMAN O'HARA: Any other questions,
19 Council members. This program has come about quite quickly,
20 since October 1, and I don't know if any -- Tom Boyd wanted
21 to, if it's necessary for you to defend your position on this
22 or if you want to make any comment because I'm a little upset
23 that we've moved into the program and then they've been kind
24 of made into a step-child type of a person so I'm kind of
25 concerned about that.

26
27 Terry.

28
29 MR. HOEFFERLE: Mr. Chairman, I understand
30 that the process has been telescoped into a very short time
31 period and I admire the way that, in many respects, the
32 Federal government has taken a very affirmative position and
33 stepped forward on this issue. I think my comments were made
34 more to sound a warning note, rather than to make an
35 accusation against any of these Federal agencies.....

36
37 CHAIRMAN O'HARA: All right.

38
39 MR. HOEFFERLE:but just ask that these
40 issues be noted and paid attention to.....

41
42 CHAIRMAN O'HARA: Sure.

43
44 MR. HOEFFERLE:by yourself and those
45 agencies.

46
47 CHAIRMAN O'HARA: Okay. Any questions, other
48 comments. Thank you very much, Terry, appreciate that. Any
49 other person who was interested in doing public comment at
50 this time? I think we've had some new people come in since

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1 we started the meeting. Orville, introduce yourself if you
2 would today.

3
4 MR. LINE: Orville Lind. I work for the U.S.
5 Fish and Wildlife Service as a Ranger for the Alaska
6 Peninsula Becharof Refuge.

7
8 MR. SQUIBB: Ron Squibb. U.S. Fish and
9 Wildlife Service King Salmon, Biologist.

10
11 CHAIRMAN O'HARA: Thank you, guys.

12
13 MR. GREENWOOD: I'm Bruce Greenwood.
14 National Park Service, Anchorage, Alaska.

15
16 CHAIRMAN O'HARA: Pardon me, what was that
17 again.

18
19 MR. GREENWOOD: Bruce Greenwood.

20
21 CHAIRMAN O'HARA: Yes, Bruce, good to see you
22 today. I didn't see you behind the post there. Anyone else
23 might have come in, could you just.....

24
25 MR. LISAC: Mark Lisac. I'm a Fisheries
26 Biologist in Togiak Refuge.

27
28 CHAIRMAN O'HARA: Good Mark, nice to have you
29 with us today. Anyone else that was not here when we gave
30 introductions earlier. All right, thank you very much. Any
31 other public comment. We're going to take a 10 minute break,
32 we've been going about an hour and we'll come back.

33
34 (Off record)

35
36 (On record)

37
38 CHAIRMAN O'HARA: I'll call the meeting back
39 to order. Before we get started, Tina would like you to sign
40 up -- well, Tina doesn't necessarily want you to sign up, we
41 need you to sign up if you haven't signed up. Is there a
42 sheet we can send around and make sure everyone's signed up?

43
44 MR. SAMUELSEN: Yes, back there, Mr.
45 Chairman.

46
47 CHAIRMAN O'HARA: Okay. Put your hand up if
48 you haven't signed up. Okay, got a few that haven't. And
49 that way we'll have a record and it will help her out
50 considerably in her recording, so thank you very much.

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1 At this time we're going to come to one of the main
2 parts of our meetings and that would be dealing with
3 proposals and ask Dave Fisher if he would lead off on this if
4 he would, please.

5
6 MR. BOYD: Mr. Chair.

7
8 CHAIRMAN O'HARA: Pardon me, Tom.

9
10 MR. BOYD: Did you want me to address Mr.
11 Hoeffferle's remarks?

12
13 CHAIRMAN O'HARA: Later, we'll do that in
14 reports.

15
16 MR. BOYD: Later, sure.

17
18 CHAIRMAN O'HARA: Yeah. Okay, Dave, you got
19 the floor. Under N? Is it under N?

20
21 MR. FISHER: Yes, Mr. Chairman.

22
23 CHAIRMAN O'HARA: Okay.

24
25 MR. FISHER: Thank you, Mr. Chairman. It's
26 always fun to come back to Dillingham. I spent about 10
27 years here and I have kind of a little story I'd like to
28 share if I could.

29
30 CHAIRMAN O'HARA: Sure.

31
32 MR. FISHER: I hadn't been.....

33
34 MR. BOYD: Keep it short, Dave.

35
36 MR. FISHER: Well, I'm here to tell you the
37 short version.

38
39 CHAIRMAN O'HARA: Okay, we have a short story
40 coming up here, all right, story time.

41
42 MR. FISHER: Any way, I hadn't been in
43 Dillingham very long, probably about a month or so and this
44 was back in 1981 and I had a call from our regional office
45 and there was a couple city slickers in there that wanted to
46 come out to a rural village. So they came out to Dillingham
47 and I think we spent about a half a day in the plane kind of
48 flying around a little bit and then that afternoon we came
49 back and they wanted to go to the store, and if you remember
50 where Paul's Tackle Shop was, we went in there and there was

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1 a little, kind of shriveled up old lady behind the counter
2 and one of these city slickers says, hey, watch this, he
3 handed her an 18 dollar bill, he wanted to get change. And
4 the little lady -- the little old lady -- Native lady looked
5 up at him and she said, Mister, do you want two nines or
6 three sixes?

7

8 CHAIRMAN O'HARA: All right.

9

10 MR. JENNINGS: You better stop there, Dave.

11

12 MR. FISHER: The first proposal we have, Mr.
13 Chairman is Proposal 31. It was submitted by Mr. Leon
14 Alsworth from Port Alsworth. This would revise the meat
15 salvage requirements for brown bear harvested in Subunit
16 9(B). This proposal would require that only the fat of brown
17 bear harvested from August through November in Subunit 9(B)
18 be required to be salvaged.

19

20 The current Federal subsistence regulations require
21 that a person taking wildlife for subsistence use salvage the
22 following parts for human use, the hide and edible meat of
23 brown bears except only in Unit 9(B), only the meat is
24 required to be salvaged. Under the current State
25 regulations, salvage of all meat for human consumption taken
26 from a brown bear in Unit 9(B) under a registration permit
27 for subsistence purposes. So under both regulations, the
28 meat is required to be salvaged.

29

30 Both these regulations -- the initial regulations
31 were developed by the Board of Game and later adopted by the
32 Federal Subsistence Board and this was to assure that brown
33 bears harvested under subsistence regulations were used for
34 their intended purpose and that was for human consumption.

35

36 We don't have a lot of recent biological data for
37 brown bears in Unit 9(B), however, in talking with Park
38 Service people and their talking with locals, the population
39 appears to be healthy and is probably increasing.

40

41 In conclusion, Mr. Chairman, the Staff recommended to
42 reject this proposal and our reasoning is changing the
43 salvage requirement to only require taking fat from brown
44 bears is contrary with customary and traditional use of brown
45 bears. The salvage of edible meat should be required and
46 relaxing the meat salvage requirements would make law
47 enforcement efforts difficult, confuse local subsistence
48 users and add to some of the existing differences between
49 State and Federal regs.

50

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1 The Lake Clark National Park and Preserve Subsistence
2 Resource Commission also did not support this proposal and
3 they recommended staying with existing regulations and
4 concurred with the Staff recommendation.

5
6 That's all I have for Proposal 31, Mr. Chairman.

7
8 CHAIRMAN O'HARA: All right. Any questions
9 Council members. All right, thank you, Dave. Let's see, we
10 have several steps to go through here, Cliff, what's the step
11 we go through here to.....

12
13 MR. EDENSHAW: Mr. Chair, the next portion
14 would be the Alaska Department of Fish and Game spokesperson
15 here.

16
17 CHAIRMAN O'HARA: Do we have Alaska
18 Department of Fish and Game comment here? Yes, come on up.

19
20 MR. MACHIDA: Thank you, Mr. Chairman. For
21 the record, my name is Steve Machida. I'm management
22 supervisor for wildlife conservation of fish and game. The
23 Department has no recommendation on this proposal at this
24 time.

25
26 Our belief is that the biological impacts on the
27 populations, if it were passed, would be minimal. Because
28 this pertains more to the cultural ideas and values
29 concerning harvest, you know, we don't have a formal
30 recommendation. However, the one thing that I would add is
31 that the Department does see it as an advantage if Federal
32 and State regulations remained consistent. So with that, you
33 know, we would see that the Staff Committee recommendation of
34 keeping State and Federal regulations the same, you know,
35 would be helpful as far as just aiding in people knowing what
36 the regulations are and not having to worry about
37 differences.

38
39 CHAIRMAN O'HARA: Yes. Anything else, Steve.

40
41 MR. MACHIDA: No, that's it.

42
43 CHAIRMAN O'HARA: Question's Council members.
44 Apparently then the State and Fed regulations, as far as the
45 useable meat and that type of thing is the same and if we
46 only went with the fat that would make it a difference
47 between the State and a Federal regulations?

48
49 MR. MACHIDA: Yes, that's right, Mr.
50 Chairman.

00030

1 CHAIRMAN O'HARA: Okay, thank you very much.
2 Any other questions. Thank you. What's the next step,
3 Cliff?

4
5 MR. EDENSHAW: Mr. Chair, the next portion is
6 summary of written public comments and the office didn't
7 receive any written public comments regarding this proposal,
8 31.

9
10 CHAIRMAN O'HARA: Okay.

11
12 MR. EDENSHAW: And then the next portion
13 would be to open the floor to any individuals here who so
14 wish to provide testimony on Proposal 31.

15
16 CHAIRMAN O'HARA: Anyone in the audience want
17 to do any public comment on Proposal No. 31? Proposal 31 for
18 comment. Okay, thank you very much. Now, it's Council?
19 Cliff, we'd go to the Council now?

20
21 MR. EDENSHAW: To the Council, yes, Mr.
22 Chair.

23
24 CHAIRMAN O'HARA: Okay. What is the wish of
25 the Council on Proposal No. 31, Council members.

26
27 MR. HEYANO: I would move that we oppose
28 Proposal 31, Mr. Chairman.

29
30 CHAIRMAN O'HARA: There's been a motion to
31 oppose 31. Second.

32
33 MR. CHRISTENSEN: Second the motion.

34
35 CHAIRMAN O'HARA: Okay, Johnny Chris over
36 here seconded the motion. Would you like to address the
37 motion that you made Robert?

38
39 MR. HEYANO: Yes, Mr. Chairman. I guess in
40 referencing the motion, I concur with the Staff comments and
41 that is, if I could find it here, you know, I think only
42 requiring the removal of fat from brown bear is not
43 consistent with customary and traditional use of brown bear.
44 And I read the report from the Lake Clark Subsistence
45 Resource Commission and they concur with that statement also.
46 And I think by not -- if we choose to support this proposal
47 it would be counter for the past history and what this
48 Council has tried to do and that is to require everybody, all
49 users, to have a high utilization of the total resource
50 that's been harvested.

00031

1 CHAIRMAN O'HARA: All users? You mean like
2 sports?

3
4 MR. HEYANO: Yes. You know, we go to great
5 lengths on moose and caribou and things like that to prohibit
6 the wanton waste and try to make those kind of violations
7 easier to get a conviction on.

8
9 CHAIRMAN O'HARA: Okay. Any other Council
10 member comments.

11
12 I think I can see where we probably should keep it
13 consistent but I think one of the purposes of just -- jus so
14 that we understand it, and this Council may have to address
15 this issue one day, it's liberalizing the taking of animals
16 is what it really boils down, taking more animals. And it's
17 my understanding that the moose population in Lake Clark
18 National Park and Preserve is doing very poorly. The Park's
19 motto is protect and preserve which means they would protect
20 the bear regardless of how many moose it ate and in regard to
21 what the subsistence needs might be, and I could be wrong and
22 I need to be jumped on -- if I need to be jumped on that's
23 fine. But I think there's going to come a day when this
24 Council is going to have to deal with the bear issue in the
25 park, and maybe it's not through just using the fat of the
26 bear but it's not going to be a fun issue to deal with if we
27 ever have to come to that. Because of survival rate of the
28 calves, we'll probably hear later on, I think they're doing
29 very poorly up there. I don't know what their collaring has
30 done as far as the research on that program goes but there's
31 a part here that deals, I think, with what the thinking might
32 be along with Leon on this.

33
34 I just wanted to mention that. All right, any other
35 comments. Yes.

36
37 MR. HEYANO: Mr. Chairman, I don't disagree
38 with you but I don't think this is the type of proposal that
39 we need to take to address some of your concerns.

40
41 CHAIRMAN O'HARA: Okay, fine. All right. No
42 other comment, call for the question.

43
44 MR. SAMUELSEN: Question.

45
46 CHAIRMAN O'HARA: Question's been called for.
47 All those in favor say aye.

48
49 IN UNISON: Aye.

50

00032

1 CHAIRMAN O'HARA: Opposed.

2

3 (No opposing votes)

4

5 CHAIRMAN O'HARA: Let the minutes show that
6 it's unanimous. Okay, Dave, next proposal.

7

8 MR. FISHER: Yes, Mr. Chairman.....

9

10 MR. EDENSHAW: Excuse me.

11

12 MR. FISHER:the next proposal, Proposal
13 32, also submitted by Mr. Leon Alsworth from Port Alsworth.
14 This proposal would redefine the edible meat of black bear
15 and brown bear in Subunit 9(B) the same as the current
16 definition for black bear in the Alaska hunting regulations.

17

18 Some of these definitions I'm going to read so you
19 have to pay attention because it's easy to kind of get
20 confused. I'll count on Robert to kind of -- the current
21 Federal subsistence regulations define edible meat as: they
22 list some other species but zeroing in on bears, those parts
23 of black and brown bear that are typically used for human
24 consumption as the meat of the ribs, neck, brisket, front
25 quarters, as far as the distal joint of the radius ulna
26 (knee) hindquarters as far as the distal joint of the tibia
27 fibula, hock and that portion of the animal between the front
28 and hind quarters. The edible meat does not include meat of
29 the head, meat that has been damaged and made it edible by
30 method of taking, the bones, sinew, viscera, and incidental
31 meat loss by boning and trimming. The current State
32 definitions define edible meat as: big game, however, the
33 State excludes black bears, they define edible meat of big
34 game as meat of the ribs, neck, brisket, front quarters as
35 far as the distal joint of the radius ulna (knee)
36 hindquarters as far as the distal end of the tibia hock and
37 meat along the backbone between the front and hind quarters.
38 Edible meat defined by the State for black bear is: meat of
39 the front quarters and hindquarters and meat along the
40 backbone. Their definition for edible meat does not include
41 meat of the head, that's the same as the Federal definition.

42

43 Thus, the State has a separate definition of edible
44 meat for black bear while the Federal regulations include all
45 theirs under one definition of edible meat. And both the
46 Federal and State definition of edible meat are almost
47 identical except for black bear. The State definition of
48 edible meat for black bear would require that less meat be
49 salvaged from a black bear than what is required under
50 Federal definition of edible meat.

00033

1 In short summary, this proposal would change the
2 Federal definition of edible meat for both black and brown
3 bear in Subunit 9(B) to the State definition of edible meat
4 for black bear. Consequently, less meat would have to be
5 salvaged by Federal subsistence hunters if this proposal was
6 to go through. This would also result in two different
7 definitions of edible meat for Federal public lands in Alaska
8 and there is a little bit of a conflict in this proposal with
9 Proposal 31, which required that only the fat from brown bear
10 need be salvaged.

11
12 The brown bear population, as we discussed earlier,
13 was -- is in good shape and stable and increasing. The black
14 bear population in Subunit 9(B) also appears to be in good
15 shape.

16
17 Sealing of black bear is not required so we don't
18 have a lot of information that we get from the harvest
19 tickets and so on.

20
21 In conclusion, Mr. Chairman, the Staff recommended to
22 reject this proposal. We feel that the current regulations
23 are specific for meat salvage. Changing the definitions for
24 meat salvage in one subunit would be inconsistent with
25 previous actions by the Board of Game and the Federal
26 Subsistence Board as both those agencies have sought to
27 align regulations and made it easier for hunters to
28 interpret.

29
30 Also the Lake Clark Subsistence Resource Commission
31 recommended staying with the existing regulations and not
32 adopting this proposal.

33
34 That's all I have, Mr. Chairman.

35
36 CHAIRMAN O'HARA: All right. Council
37 members, you have any questions. Would the Alaska Department
38 of Fish and Game like to comment, Steve, do you have a
39 comment on it?

40
41 MR. MACHIDA: Thank you, Mr. Chairman. As
42 with the previous proposal, it is our belief that if you pass
43 this proposal, we don't anticipate that it's going to make a
44 big difference in the harvest of the population or the status
45 of the black bear or brown bear population.

46
47 I think the one comment that we would have is that
48 any time that there is an opportunity to align the Federal
49 and State regulations so that they're consistent, you know,
50 it's helpful. So from that standpoint we see this proposal

00034

1 would be helpful in furthering that objective.

2

3 CHAIRMAN O'HARA: All right. Any questions
4 Council members. Yes, Robin.

5

6 MR. SAMUELSEN: In the ADF&G comments I see
7 that if we adopt the correct definition, that your department
8 will work with the Board of Game to also adopt the correct
9 language in the qualified regulations.

10

11 MR. MACHIDA: Yeah, that's something that we
12 would do in-house through the Board of Game process.

13

14 CHAIRMAN O'HARA: Okay.

15

16 MR. FISHER: Mr. Chairman, we would probably
17 also do the same to correct -- on the Page 15 there where it
18 says editor's note.

19

20 CHAIRMAN O'HARA: Any questions Council
21 members. Comments. Yes, Robert.

22

23 MR. HEYANO: Just for clarification, Mr.
24 Chairman, so there's two things we could do with this
25 proposal. One is to relax the requirements on how much meat
26 can be salvaged on brown bear in 9(B), and the other one is
27 to correct basically an error in regulation.

28

29 MR. FISHER: Yes. You can -- well, we want
30 to correct the definition and make it correct in the
31 regulations.

32

33 MR. HEYANO: Thank you.

34

35 CHAIRMAN O'HARA: Any other comment Council
36 members. Did you have any written comments on this at all?

37

38 MR. EDENSHAW: Mr. Chair, also just to bring
39 to the point of the Council, I included in front of you,
40 these were the Lake Clark National Park and Preserve, their
41 SRC Commission's written comments regarding the proposals,
42 and Dave has been stating those as he's completed the
43 proposal, on what the SRC's recommendation was. And there
44 was no written public comments.

45

46 CHAIRMAN O'HARA: Any public comment on
47 Proposal 32 from the audience? All right, hearing none, what
48 is the wishes of the Council. Well, let's have a motion to
49 vote it up or down. No comment.

50

00035

1 MR. SAMUELSEN: Mr. Chairman.

2
3 CHAIRMAN O'HARA: Yes.

4
5 MR. SAMUELSEN: Dave, how would you propose
6 doing this? I would like to move for rejection of the
7 proposal but also adopt the corrected language so the State
8 could come and align their regulation with us.

9
10 MR. FISHER: You want to adopt the Staff
11 recommendation?

12
13 MR. SAMUELSEN: I want to adopt the Staff
14 recommendation for rejecting the proposal.

15
16 MR. FISHER: And then have the Staff correct
17 the -- make the proper correction to the definition?

18
19 MR. SAMUELSEN: Is that two motions or can I
20 do it in one?

21
22 MR. FISHER: I would say you could do it in
23 one.

24
25 MS. HILDEBRAND: Amend the proposal.

26
27 MR. FISHER: But maybe Ida has a.....

28
29 MS. HILDEBRAND: Mr. Chairman, Ida
30 Hildebrand, BIA Staff Committee member. The procedure would
31 be to move to adopt the proposal with a modification and your
32 modification would be to correct the language but to reject
33 whatever it is you're intending to reject.

34
35 CHAIRMAN O'HARA: Do you have language there
36 to put in there or can Dave do that?

37
38 MR. SAMUELSEN: Dave can do that.

39
40 CHAIRMAN O'HARA: Okay, thank you, Ida.
41 Maybe Steve and Dave could work on something here that we
42 could put in it. Can you do this right from the floor or
43 would you like maybe a little time to come back and address
44 this with some language so we could make the correction on
45 that.

46
47 MR. FISHER: I could make the correction
48 right now.

49
50 CHAIRMAN O'HARA: Okay, let's have it.

00036

1 MR. FISHER: If you look on Page 15, current
2 Federal subsistence management regulations Page 12 define
3 edible meat and I'm going to skip down here to the fourth
4 line; the meat of the ribs, neck, brisket, front quarters as
5 far as the juncture of the humerus and radius ulna knee. I'm
6 going to change -- I'm going to strike out juncture of the --
7 I can't even read my own -- juncture of the humerus and
8 radius ulna knee and I'm going to put in there front quarters
9 as far as the distal joint of the ulna knee, elbow -- I mean
10 elbow, cross out elbow and put knee there in the parenthesis.

11
12 CHAIRMAN O'HARA: Anything else, Dave?

13
14 MR. FISHER: Uh?

15
16 CHAIRMAN O'HARA: Anything else?

17
18 MR. FISHER: No, I got it.

19
20 CHAIRMAN O'HARA: Robert, you seem to have a
21 question there.

22
23 MR. HEYANO: Well, I'm glad he has it. But
24 on Page 15, the last paragraph.....

25
26 MR. FISHER: Editor's note.

27
28 MR. HEYANO:it says the corrected
29 definition should read and then from there -- from front to
30 knee, is that the language we're looking for?

31
32 MR. FISHER: Just -- we'll take care of it.
33 Robert, I spent about 20 minutes on this trying to figure it
34 out and I know what I need to do but I will check with Steve.

35
36 CHAIRMAN O'HARA: Will we be in the confines
37 of the law by the time you're done?

38
39 MR. FISHER: No, but.....

40
41 CHAIRMAN O'HARA: Yeah. What's the wish of
42 the Council, let him go ahead and work it up? We'd like to
43 have it corrected. I think Robert brings up a good point.

44
45 MS. H. ARMSTRONG: Mr. Chair.

46
47 CHAIRMAN O'HARA: Yes, go ahead.

48
49 MS. H. ARMSTRONG: I have just been advised
50 that you can make a motion to just -- the motion could be to

00037

1 change it to be consistent with State regs.

2

3 MR. HEYANO: Mr. Chairman.

4

5 CHAIRMAN O'HARA: Yes, go ahead, Robert.

6

7 MR. HEYANO: I guess for the sake of
8 simplicity, what I would propose to do is we vote to oppose
9 Proposal 32 and get that off the table.

10

11 CHAIRMAN O'HARA: Okay.

12

13 MR. HEYANO: And then entertain another
14 motion to make the -- to add the corrected language.

15

16 CHAIRMAN O'HARA: All right. Do we have a
17 motion then to address the -- whether we want to accept or
18 reject Proposal 32, let's have a motion.

19

20 MR. HEYANO: Move to oppose Proposal 32.

21

22 CHAIRMAN O'HARA: Second.

23

24 MR. SAMUELSEN: Second.

25

26 CHAIRMAN O'HARA: Any further discussion.
27 Did you want to address your motion at all, Robert.

28

29 MR. HEYANO: Yeah, just the same comments I
30 did for Proposal 31, Mr. Chairman.

31

32 CHAIRMAN O'HARA: Okay.

33

34 MS. HILDEBRAND: Excuse me, Mr. Chairman.

35

36 CHAIRMAN O'HARA: Pardon me.

37

38 MS. HILDEBRAND: Excuse me, Mr. Chairman.
39 Ida Hildebrand, BIA Staff Committee member. The procedure of
40 rules would be to deal with it through this proposal. If
41 you're proposing something else that becomes a new proposal
42 and it would have to go out of cycle until next year. If you
43 want to address it right now, address it through this
44 proposal.

45

46 CHAIRMAN O'HARA: Now, wait a minute, we
47 can.....

48

49 MS. HILDEBRAND: You can amend the proposal
50 that's on the table.....

00038

1 CHAIRMAN O'HARA: Okay.

2

3 MS. HILDEBRAND:to say exactly what you
4 want it to say.

5

6 CHAIRMAN O'HARA: Okay.

7

8 MS. HILDEBRAND: But if you vote to reject
9 the proposal and reject it, it takes it off the table and
10 then you're talking about a new proposal that would have to
11 go into the proposal process.

12

13 CHAIRMAN O'HARA: Okay. So we can make a
14 motion to.....

15

16 MS. HILDEBRAND: Amend.

17

18 MR. SAMUELSEN: Withdraw.

19

20 CHAIRMAN O'HARA:oppose the proposal.

21

22 MR. SAMUELSEN: Withdraw.

23

24 MS. HILDEBRAND: To oppose it as written and
25 amend it or modify it to state what you want it to state.

26

27 CHAIRMAN O'HARA: Okay. So Robert did you
28 want to.....

29

30 MR. HEYANO: I withdraw my.....

31

32 CHAIRMAN O'HARA: Okay.

33

34 MR. SAMUELSEN: The second concurs.

35

36 CHAIRMAN O'HARA: We'll withdraw the motion.
37 Thank you for helping us out there. Now, we have the -- yes,
38 go ahead Robin.

39

40 MR. SAMUELSEN: I offer a following
41 amendment, I guess, on Page 15, front to knee, do you know
42 where I'm at there, Dave?

43

44 MR. FISHER: What paragraph?

45

46 MR. SAMUELSEN: I'm going to offer that
47 language.

48

49 CHAIRMAN O'HARA: How many from the top or
50 bottom?

00039

1 MR. SAMUELSEN: The bottom.

2

3 MR. FISHER: Yes.

4

5 MR. SAMUELSEN: Okay, that's the corrected
6 version. So that would be amended to read that and that we
7 reject Proposal 32.

8

9 CHAIRMAN O'HARA: Is there a second to that
10 motion?

11

12 MR. BALLUTA: I second.

13

14 CHAIRMAN O'HARA: Okay, Andy seconds the
15 motion. Would you like to speak to your motion.

16

17 MR. SAMUELSEN: I'd like to ask Staff if that
18 entails everything they need; is that clear enough?

19

20 MR. FISHER: Yes, thank you very much.

21

22 CHAIRMAN O'HARA: He's not smiling so he's
23 serious.

24

25 MR. SAMUELSEN: Okay, I think the
26 justification is what Mr. Heyano said and also Staff's
27 justification on it.

28

29 CHAIRMAN O'HARA: Okay, Robert, did you have
30 a comment?

31

32 MR. HEYANO: Just for clarity, Mr. Chairman,
33 I don't want to belabor the point. But the way I understand
34 Robin's motion is that he made a correction, an amendment to
35 this proposal and then we're going to vote on it. If we vote
36 the proposal down, the whole proposal goes down including the
37 amendment, it seems to me we not only have to amend the
38 definition but we have to amend the proposal to leave it
39 status quo, the language, and then we vote that amended
40 proposal is what's before us. And if we vote in the
41 affirmative then we that whole recommendation goes through.
42 I don't see how we could correct the proposal and not change
43 the other one and vote it down, to me, that whole proposal
44 goes out as not adopt, including the recommendation to change
45 the definition.

46

47 CHAIRMAN O'HARA: Your motion was what
48 Robert?

49

50 MR. SAMUELSEN: My motion was to amend the

00040

1 proposal as it stands with the correct words and then dealing
2 with the proposal itself, to reject the proposal.

3

4 CHAIRMAN O'HARA: Uh-huh. Can we legally do
5 that, Ida, do you think?

6

7 MS. HILDEBRAND: I think you can do that but
8 I'm having a personal problem understanding -- excuse me for
9 the microphone, Ida Hildebrand, BIA Staff Committee member.
10 Perhaps we need to take a moment to understand what about
11 redefining edible meat are you trying to reject and does this
12 corrected language address that portion you're trying to
13 reject. If it does, then the motion is just to adopt the
14 proposal but modify it to read the correct language.

15

16 CHAIRMAN O'HARA: We know we can just oppose
17 the proposal and then it will all go away and it'd come back
18 next year.

19

20 MS. HILDEBRAND: Yes, you can do that.

21

22 CHAIRMAN O'HARA: We can do that.

23

24 MS. HILDEBRAND: You can table it or you can
25 defer it.

26

27 CHAIRMAN O'HARA: Apparently we still have a
28 legal problem, Robin, with the motion.

29

30 MR. SAMUELSEN: Okay. I withdraw mine if my
31 second concurs.

32

33 MR. BALLUTA: Okay.

34

35 CHAIRMAN O'HARA: Now, we're back to square
36 one with Proposal 32. What's the wish of the Council.

37

38 MR. HEYANO: Would you like another try on
39 correcting the issue before us, Mr. Chairman.

40

41 CHAIRMAN O'HARA: Hey, we're breaking new
42 ground, go for it.

43

44 MR. HEYANO: I would move that we support an
45 amended Proposal 32 and those amendments would read, the
46 edible meat definition remains the same as it currently
47 exists in the Federal regulation book with the exception of
48 changing the Staff's recommendation on the front quarters as
49 far as the whatever it is to the knee.

50

00041

1 CHAIRMAN O'HARA: Say that again, Robert, I
2 didn't quite.....

3
4 MR. SAMUELSEN: This language here.

5
6 CHAIRMAN O'HARA: We're opposing the.....

7
8 MR. HEYANO: No, Mr. Chairman, what I'm doing
9 is actually redoing all of Proposal 32, leaving the
10 definition of edible meat the same as it exists with the one
11 exception of the noted correction on the bottom of Page 15.

12
13 CHAIRMAN O'HARA: Making the State and
14 Federal proposal the same.

15
16 MR. HEYANO: All right.

17
18 CHAIRMAN O'HARA: We have a nod. Second.

19
20 MR. SAMUELSEN: Second.

21
22 CHAIRMAN O'HARA: Second, all right. Do you
23 want to speak further to your motion.

24
25 MR. SAMUELSEN: I think the Staff, if they're
26 clear.

27
28 CHAIRMAN O'HARA: Okay.

29
30 MR. SAMUELSEN: That's the ones we got to
31 convince to be clear.

32
33 MR. FISHER: By Robert, I give you credit on
34 that one. Yes.

35
36 CHAIRMAN O'HARA: All right. So we've
37 cleaned up the proposal to make it workable here with the
38 State and Feds. Any questions, comments from the Council
39 members. Did you want to address your motion, Robert?

40
41 MR. HEYANO: Well, Mr. Chairman, for the
42 record, you know, I incorporate all the comments from the
43 previous Proposal 32 and I guess for the record just so we
44 understand, what we're doing is leaving the definition of
45 edible meat as it was with the one exception that fell
46 through the cracks on the definition that's been recommended
47 to us.

48
49 CHAIRMAN O'HARA: Do we understand the motion
50 here, Council members. Call for the question.

00042

1 MR. SAMUELSEN: Question.

2

3 CHAIRMAN O'HARA: All those in favor say aye.

4

5 IN UNISON: Aye.

6

7 CHAIRMAN O'HARA: Opposed.

8

9 (No opposing votes)

10

11 CHAIRMAN O'HARA: Okay, the motion passed.

12 And we'll go on to 33. I think we're leaving a part of the
13 public hearing out here, aren't we?

14

15 MR. SAMUELSEN: No.

16

17 CHAIRMAN O'HARA: No.

18

19 MR. EDENSHAW: No.

20

21 CHAIRMAN O'HARA: The socio-economical part
22 of this thing, is that supposed to be part of the report?

23

24 MS. H. ARMSTRONG: It's integrated in the
25 report.

26

27 CHAIRMAN O'HARA: Pardon me.

28

29 MS. H. ARMSTRONG: It's been integrated.

30

31 CHAIRMAN O'HARA: Okay.

32

33 MS. H. ARMSTRONG: So when he presents
34 something, my comments were already in there.

35

36 CHAIRMAN O'HARA: Okay.

37

38 MS. H. ARMSTRONG: It just depends on who has
39 the lead who presents it.

40

41 CHAIRMAN O'HARA: All right, we will move on
42 to Proposal 33. Dave.

43

44 MS. H. ARMSTRONG: Thank you, Mr. Chair, this
45 one's mine.

46

47 CHAIRMAN O'HARA: All right, okay.

48

49 MS. H. ARMSTRONG: Dave, told me I have to
50 tell a story.

00043

1 CHAIRMAN O'HARA: A story.

2
3 MS. H. ARMSTRONG: And if I don't he'll tell
4 another one. Tom Boyd just told me that Dave left out the
5 punch line, that Dave thought that it was a good idea to take
6 the three sixes.

7
8 Okay. Thank you, Mr. Chair. I'm happy to be here
9 today, I've never been to Dillingham and I'm very happy that
10 you ordered such fine weather especially since back in
11 Anchorage I heard it's snowing today. Proposal 33, this one
12 was submitted by the Bristol Bay Native Association and it
13 would provide for a designated hunter permit for hunting
14 caribou in Unit 9(C) and 9(E). In Unit 9(C) 77 percent of
15 the land is Park Service land and only 3.3 percent of the
16 land is Fish and Wildlife Service and 3.2 is Bureau of Land
17 Management. In 9(E) 45 percent of the land is administrated
18 by Fish and Wildlife Service and five percent is Park Service
19 administered land. So we're talking about a lot of -- an
20 area with a lot of Federal land.

21
22 In Unit 9(C), in the regulations, there's a
23 description of the remainder and that remainder is all of
24 9(C) except for the Alagnak River drainage. The intent of
25 this proposal is to make the designated hunter permit apply
26 to hunting caribou in all of Unit 9(C), not just in the
27 remainder or the other, it's the entire 9(C). Currently in
28 9(C) remainder and in (E), Federal public lands are closed to
29 taking caribou except for by residents of Unit 9(C) and (E)
30 and those residents are Egegik, King Salmon, Naknek, Pilot
31 Point, Ugashik, Port Heiden, Chignik Lake, Chignik Bay,
32 Chignik Lagoon, Perryville, Ivanof Bay and Port Moeller.
33 Currently one bull by Federal registration or Tier II permit
34 only is allowed from August 10th to September 20th and from
35 November 15th to February 28th in Unit 9(C) remainder and
36 from November 1st to April 30th in Unit 9(E). In Unit 9(C),
37 not including the remainder, one caribou may be taken from
38 August 1st to August 31st.

39
40 The intent of this proposal is to allow residents who
41 have C&T which is residents of Unit 9(B), 9(C), 17 and Egegik
42 be able to take a caribou for someone else through the
43 designated hunter permit system. Right now there's a limit
44 of 60 Federal permits issued for hunting on Federal public
45 lands. And there's -- so there's a limit of how many actual
46 caribou that are taken and with a designated hunter permit
47 system you couldn't take more than 60. The reason that they
48 asked for this is because in Perryville, Ivanof Bay, Chignik
49 Lake, Chignik Bay and Chignik Lagoon they haven't gotten very
50 many caribou this year because there hasn't been -- there

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1 haven't been caribou available in the area.

2

3 The problem has been that the Northern Alaska
4 Peninsula Caribou Herd has decreased over the years. In the
5 1940s it was 2,000 and went up to 20,000 in the '80s, dropped
6 down to 10,000 in 1997, currently there are about 9,000
7 caribou. So because of that decline, the Board of Game and
8 the Federal Subsistence Board had implemented harvest
9 regulations last spring trying to protect the survival of the
10 herd and that's when they had the 600 Tier II permits
11 provided for hunting on State land and the 60 permits on
12 Federal lands.

13

14 Right now, 96.3 percent of the 600 available Tier II
15 permits went to local residents of Unit 9(C) and 9(E) so it's
16 predominately local people hunting. Last September they did
17 extend the caribou season in Unit 9(E) by 10 days to
18 September 30th, trying to give people of Port Heiden
19 additional opportunity to get a bull caribou. At this time
20 we don't know how many have been taken.

21

22 If this designated hunter permit were in place, it
23 would be -- it's different from what happens under the State
24 system with the proxy system. The designated hunter system,
25 anybody can give their permit to someone else to hunt for
26 them for any reason. It's not just people who are old or
27 infirmed or handicapped, it's a system where if you were out
28 of town, you know, for any particular reason you can give
29 somebody your permit. You would have to have a hunter
30 hunting for someone else would be required to have a hunting
31 license, a designated hunter permit, the hunting license of
32 the other person they're hunting for and their harvest
33 tickets or registration permits and it would only apply on
34 Federal public lands.

35

36 Our conclusion is to adopt the proposal because the
37 number is already limited to 60 and there's no -- there won't
38 be any increase in the number taken, there's not going to be
39 any impact on the caribou herd. The other feeling is, is
40 that a designated hunter system is more consistent with
41 customary and traditional hunting practices. It's something
42 that people would have done traditionally and it's something
43 that the Federal system has implemented because it's
44 consistent with people's customary and traditional practices.

45

46 That concludes my presentation.

47

48 MR. FISHER: I have a -- I guess, maybe a
49 couple of things I wanted to say and then let the Council
50 discuss it. But my understanding from talking with Orville

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1 and Ted Krieg and they may want to come up and share some of
2 this but some of the users had problems with the two permit
3 system, it was confusing and they had a Federal registration
4 permit they could only hunt on Federal public lands where if
5 you had a Tier II permit you could hunt on Federal public
6 lands plus other lands. And I guess I'd like, maybe some
7 input from the Council and maybe Ted and Orville as far as
8 what we could do if we stick with the Federal permit, what we
9 could do to make it better, get the permits out faster, how
10 we could expedite it or maybe we should consider maybe just
11 going with the Tier II system.

12
13 CHAIRMAN O'HARA: Council members, do you
14 have any questions on this before we go to the next level?
15 Okay, thank you very much. We'll hear from Alaska Department
16 of Fish and Game, Steve, would you like to make any comments
17 on this?

18
19 MR. MACHIDA: Thank you, Mr. Chair. Because
20 this proposal basically addresses how permits are going to be
21 used among the users of the resource and doesn't really -- is
22 not really going to have an affect on the harvest as far as
23 total number of caribou taken, the Department really doesn't
24 have a position on this proposal. I mean the number of
25 permits, according to the Staff analysis is going to be
26 restricted to the same number that's already there. So as
27 far as who takes them, I mean, from the Department's
28 standpoint that doesn't make -- that's not going to make a
29 lot of difference from the standpoint of the conservation of
30 the herd.

31
32 CHAIRMAN O'HARA: Okay, thank you. Any
33 questions Council members. Thank you, Steve. I don't know
34 if there was any further comment by Staff members. I don't
35 know if Orville wanted to address this as a Staff member or
36 not, certainly feel free to do so. Ted Krieg is going to
37 testify on behalf of BBNA when we get to public comment here.
38 So Orville, did you want to make any comment or not?

39
40 MR. LIND: Well, I can make a comment, Mr.
41 Chairman.

42
43 CHAIRMAN O'HARA: All right. Give us your
44 name so that we can have it on record, if you would, please?

45
46 MR. LIND: Orville Lind. Ranger for the
47 Alaska Peninsula Becharof Refuge. Just to share with you,
48 Mr. Chairman and Council members, I did get some phone calls
49 and also talked to some folks when we were doing public
50 meetings in the villages. And some of the concerns were the

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1 criteria with the State and they wanted to see if that could
2 be changed because they couldn't get a doctor's letter to
3 show that they were disabled. And they couldn't travel to
4 see the doctor to get a letter.

5
6 The system was too confusing to work and if it were
7 to be kept real simple, they would be able to cooperate
8 easier.

9
10 The other concerns were land status boundaries,
11 identifying those. A lot of folks still aren't aware of
12 where Federal lands are. And they still weren't clear on
13 whether they were to just leave the permit empty or they had
14 to send it in. We got RIT working on letting the folks know
15 they do need to fill them out even though they did not get a
16 caribou, you know, send them in to be eligible for the next
17 season. And too many different rules, different criteria
18 with the state and federal. And they all agree that it
19 should be simplified and to keep it to being allowed one
20 hunter to hunt for other people and also keep it to one
21 permit.

22
23 CHAIRMAN O'HARA: Okay. Any questions
24 Council members. Orville, State of Alaska doesn't allow
25 somebody out and by proxy get an animal for them; is that
26 correct?

27
28 MR. LIND: They do.

29
30 CHAIRMAN O'HARA: They do.

31
32 MS. H. ARMSTRONG: They do but only with --
33 not just anyone, you have to show that you're disabled or
34 you're elderly. It's not -- whereas our system is much more
35 flexible, you can give it to anyone.

36
37 CHAIRMAN O'HARA: I see.

38
39 MS. H. ARMSTRONG: And I wanted to make sure
40 that the Council understands that you can't have both. We
41 can't have a Tier II hunt and a designated hunter system
42 under Federal regulations.

43
44 CHAIRMAN O'HARA: Why can't you?

45
46 MS. H. ARMSTRONG: You can?

47
48 MR. FISHER: The designated hunter can only
49 hunt on Federal lands.

50

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1 CHAIRMAN O'HARA: Okay. All right, okay.

2

3 MR. FISHER: One other thing under the
4 designated hunter system, Mr. Chairman.....

5

6 REPORTER: Mr. Fisher, the microphone.

7

8 MR. FISHER:the Council could say that
9 a designated hunter could go out and get two harvest limits,
10 three harvest limits or in the case where the
11 Kodiak/Aleutians Council recently adopted a designated hunter
12 system for Unit 9(D) and Unimak Island where they're saying,
13 well, we want our designated hunter to be able to go out and
14 get four harvest limits and it works to the advantage of the
15 hunters there if they hunt on Unimak Island because that's
16 boat access and so that would allow them to go out and they
17 could get eight caribou because the harvest limit there is
18 two, whereas in 9(D) the harvest limit is only one so they
19 could only get four caribou.

20

21 CHAIRMAN O'HARA: Under a Tier II?

22

23 MR. FISHER: Pardon.

24

25 CHAIRMAN O'HARA: Under Tier II?

26

27 MR. FISHER: No, under the Federal
28 registration permit.

29

30 CHAIRMAN O'HARA: Okay, under Federal
31 registration.

32

33 MR. FISHER: For Federal lands.

34

35 CHAIRMAN O'HARA: Okay. On Federal lands,
36 all right. Okay, is that understandable Council members,
37 Robert did you have something to say or not?

38

39 MR. HEYANO: I can ask it now or later?

40

41 CHAIRMAN O'HARA: All right, now.

42

43 MR. HEYANO: I guess my concern is what
44 percentage of those 600, and I think I know the answer are
45 actually taken on State land and what part of those 600 are
46 taken on Federal land?

47

48 MR. FISHER: Well, I wish Sellers was here
49 but he isn't, and I don't know if we have enough information
50 to really tell. When I talked to him the other day, he had

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1 only -- they'd only received about 71 permits as of the end
2 of February. Maybe Ron Squibb could share any new data or
3 give you a better perspective.

4
5 MR. SQUIBB: Mr. Chairman, Ron Squibb.
6 Alaska Peninsula Refuge office. I'm sorry I don't have any
7 data newer than that. Obviously the 60 permits that the
8 Federal can -- only be harvested on Federal public lands and
9 the others can go either way. My impression would be that
10 the vast majority of the State permits, since the people on
11 the Pacific side are not getting this -- just from
12 discussions at our public meetings this last winter, are not
13 tending to get a lot of caribou, I would presume it's a
14 traditional thing going on but the villages, south Naknek,
15 Egegik, Port Heiden, Ugashik and Pilot Point are probably
16 taking most of the caribou along the Bristol Bay Coastal
17 plain. There is one -- Orville has told me there's one trail
18 out of Port Heiden where people get to the edge of the
19 Federal lands or Aniakchak and the Refuge land near the
20 Meshik River. And, you know, Ugashik gets close to the
21 Ugashik Lake lands within the Refuge but a lot of those
22 boundary lands are corporate lands, Native corporation lands
23 and therefore they're under State regulations as well. And
24 Egegik, people getting to Becharof Lake, that's quite a
25 distance to travel as well. So I would imagine, you know, as
26 you were getting at Mr. Heyano, the vast majority of Tier II
27 permits would probably be taken on State land and not on
28 Federal lands.

29
30 CHAIRMAN O'HARA: Thank you. Any questions.
31 All right.

32
33 MR. SQUIBB: Yes.

34
35 CHAIRMAN O'HARA: Alaska Department of Fish
36 and Game.

37
38 MR. SAMUELSEN: They did it.

39
40 CHAIRMAN O'HARA: They did it already, okay.
41 Written public comments before public comments; did you have
42 any on that.

43
44 MR. EDENSHAW: Thank you, Mr. Chair. There
45 weren't any written public comments but I'd like to read into
46 the record, if you look under Staff, on the executive summary
47 of Proposal 33, on the bottom it has the Kodiak/Aleutians
48 Regional Council recommendation and on Tuesday March 22nd,
49 the Kodiak Council met and addressed proposals. In regards
50 to this proposal the Regional Council voted unanimously 9-0

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1 to support the designated hunter permit system with the limit
2 that a hunter can go out and harvest four harvest limits --
3 or to hunt for four designated hunters, four harvest limits
4 which would be four caribou.

5

6 CHAIRMAN O'HARA: All right, thank you.
7 Richard Takak, would you like to come up and talk to us,
8 please?

9

10 MR. TAKAK: Thank you, Mr. Chairman, Council
11 members. My name is Richard Takak, I'm from Chignik Lake
12 Tribal Council and I represent them. I would like to go on
13 record supporting Proposal 33.

14

15 This is important to our communities to be able to
16 help one another obtain our caribou subsistence needs in each
17 of our villages in the Chigniks and the rest of 9(E). It has
18 been hard for us to take any caribou for customary and
19 traditional use. This would greatly benefit our people.

20

21 That's all I have to say.

22

23 CHAIRMAN O'HARA: Any questions Council
24 members. Okay, thank you, Richard. Ted Krieg.

25

26 MR. KRIEG: Ted Krieg, Bristol Bay Native
27 Association, Natural Resource Department.

28

29 I guess I wanted to start out because it's one thing
30 that I noticed that really wasn't addressed in here and
31 Robert's question about percentage of caribou taken on
32 Federal land. It's my recollection that when we started out
33 with this, you know, the Tier II and then making a decision
34 about the number of permits that were going to be Federal
35 permits, and my recollection is what the Council decided was
36 with the information that we had from the subsistence harvest
37 surveys that we did, BBNA was involved in from '94 to '97,
38 and we mapped what we were calling the harvest locations and
39 then with that information, even though it wasn't exact, the
40 number -- the percent we came up with was 10 percent, 10
41 percent of the harvested caribou during the years when people
42 were able to hunt, you know, under regulations, 10 percent of
43 the caribou were harvested on Federal lands. So based on
44 that, the Council decided that whatever the harvestable
45 surplus that Dick Sellers came up with which was 600, 10
46 percent of that would go to Federal permits. So that's how
47 the number came up. So this 60 isn't hard and fast, it all
48 depends on what Dick Sellers decides is the harvestable
49 surplus for the upcoming year.

50

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1 And I guess this is a good proposal and like Richard
2 said, it's important, I think this has come up before this
3 Council before, that there's a lot of sharing that goes on,
4 you know, between the villages on the Pacific side and on the
5 Bristol Bay side. And this would just be in line with what
6 already goes on to a certain degree. I guess -- or to a
7 pretty big degree, I should say.

8
9 We recently attended, on March 6th, we attended the
10 Chignik Advisory Committee meeting in Chignik Lake, and this
11 very exact thing came up there, too. And, you know, it's
12 like we've heard before, on the Pacific side there's no
13 caribou available, if they want to go hunt on the other side
14 they have to fly, it's expensive. You know, this just makes
15 a lot of sense in the fact that if people want to get caribou
16 they have a chance.

17
18 I'm trying -- I didn't have very good notes, I was
19 bouncing around a little bit on this. But the other thing,
20 I guess as far as going with a Tier II hunt as opposed -- and
21 not having any Federal permits, I tried to get some comments
22 from people that -- people from the villages, people that are
23 here for the BBNA board meeting and it was kind of the whole
24 range. I talked with one guy from Ivanof Bay and he said,
25 well, it doesn't matter whether it's a Tier II or a Federal
26 permit, we don't have any caribou, so it's -- you know, I
27 can't get any unless I go someplace else. The other concern
28 was that if somebody -- and that was one of the things we
29 tried to fill with the Federal permits is that if somebody
30 wasn't able to get a Tier II permit they could at least have
31 a chance to get a Federal permit, and I think that was one of
32 the things that I remember direction from this Council also
33 was, you know, to make sure that the people that really
34 needed the permits got them.

35
36 And I guess one clarification, you know, it wasn't
37 clear to me at the beginning but after a short period of time
38 it became clear that if you got a Tier II permit you weren't
39 supposed to get a Federal permit, they weren't supposed to
40 double up. That was one thing that was maybe a little
41 confusing at the start but it was cleared up.

42
43 And -- I lost that thought. Sorry. Oh, okay, as far
44 as -- I guess the one thing that seemed to be a concern is
45 that under the Federal system we have Title VIII of ANILCA
46 and that's the only thing that protects the rural preference.
47 So I think, you know, based on that fact alone some -- you
48 know, there was a lot of concern that we didn't want to give
49 that up and say do it all through Tier II, through the State
50 system.

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1 So I guess with that, if there's questions I'll try
2 to answer them.

3
4 CHAIRMAN O'HARA: Council members any
5 questions. I have a question, Ted, several people in the
6 region either didn't get their application in on time or they
7 were rejected for some reason and the 60 permits, I think,
8 through BBNA, were issued to other people who could still, at
9 that time, didn't get a Tier II got the Federal permit -- the
10 question I have then is if the 60 goes into all the part of
11 Tier II which would be 660, right, or do we just minus that
12 from 600, will there still be 60 available then still going
13 through the Tier II for people who did not maybe get in and
14 then I know it came handy for some who didn't? Do you
15 understand the question?

16
17 MR. KRIEG: No, I guess don't. I got lost.

18
19 CHAIRMAN O'HARA: Maybe I don't understand
20 the situation then. Some people didn't get permits, they
21 weren't going to get a Tier II because they didn't apply in
22 time or maybe this one lady applied and she got one and her
23 son didn't get one and yet he was just as eligible anyway and
24 for some reason he didn't get it so he could come see you and
25 say, give me a Federal permit, yes, and you gave him right or
26 you could?

27
28 MR. KRIEG: And we worked through the tribal
29 councils and it was -- and that's what we tried to identify,
30 those people that needed permits.

31
32 CHAIRMAN O'HARA: The ones who asked for
33 them, called up and said I didn't get one, I need one.

34
35 MR. KRIEG: Right. And then -- yes.

36
37 CHAIRMAN O'HARA: And then you gave them one.
38 Somebody from Egegik could go up to Becharof Lake to get a
39 permit, somebody from Port Heiden could get one could go over
40 into Meshik and get one.

41
42 MR. KRIEG: Yeah, it went through a whole
43 process where we had some teleconferences and tried to decide
44 the best way. I mean the bottom line is in all of this is
45 there's just not enough to go around anyway.

46
47 CHAIRMAN O'HARA: Yeah, the biggest problem
48 we have.

49
50 MR. KRIEG: Yeah.

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1 CHAIRMAN O'HARA: Obviously.

2

3 MR. KRIEG: So with 60 permits, when
4 everybody looked at that, you know, they said 60 for 12
5 villages is not going to.....

6

7 CHAIRMAN O'HARA: The question is this then,
8 if you have 660 permits, 60 of them are going to be extra
9 Tier II permits and you're going to be able to still address
10 those people who may have missed out? You're shaking your
11 head no.

12

13 MS. H. ARMSTRONG: I don't think so. I mean
14 if it's a State -- if the Tier II permits are State permits,
15 I don't think that would happen.

16

17 CHAIRMAN O'HARA: Okay.

18

19 MS. H. ARMSTRONG: Unless you had your
20 Federal -- somebody can correct me if I'm wrong but that's my
21 understanding, only Tier II.

22

23 CHAIRMAN O'HARA: John.

24

25 MR. CHRISTENSEN: Yeah, those permits, them
26 60, went through the village council, right?

27

28 MR. KRIEG: Correct.

29

30 MR. CHRISTENSEN: And there was 600 caribou,
31 a total of 660 caribou. I think all the Pacific side, you
32 know, I could be corrected, didn't get a caribou this year.

33

34 MS. H. ARMSTRONG: Right.

35

36 MR. CHRISTENSEN: So maybe only 300 permits
37 were used. There's still live permits on the Pacific side
38 that never got used. So we never got what we were supposed
39 to have gotten.

40

41 CHAIRMAN O'HARA: Okay. Robert.

42

43 MR. HEYANO: Question for Ted then, what
44 criteria was developed for issuing those 60 permits, Federal
45 permits?

46

47 MR. KRIEG: There were three things, if I can
48 recollect them, that they came from the Council, and that
49 was, you know, somebody that didn't get -- at least in my
50 mind, and we kind of left it up -- I mean we kind of left it

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1 up to the tribal council, but people that didn't get a, for
2 whatever reason, didn't get a Tier II permit and then for
3 those -- for people that really needed to get a caribou, I
4 think, you know, a family -- a large family, those two
5 things, and that's, I guess, what I told the councils, but
6 then it was up to each individual tribal council as far as
7 who got those permits. But I think, you know, for the most
8 part that was some of the guidelines they try to use.

9
10 MR. CHRISTENSEN: There's a lot of people who
11 didn't get a permit, didn't qualify or.....

12
13 CHAIRMAN O'HARA: Or didn't apply or was too
14 late.

15
16 MR. CHRISTENSEN: Even if they applied.

17
18 CHAIRMAN O'HARA: Even if they applied, they
19 didn't?

20
21 MR. CHRISTENSEN: Yeah.

22
23 CHAIRMAN O'HARA: All right.

24
25 MR. CHRISTENSEN: Because they only had 600
26 and they divided them up.....

27
28 CHAIRMAN O'HARA: Sixty that were issued.....

29
30 MR. CHRISTENSEN: Later.

31
32 CHAIRMAN O'HARA:for those later.

33
34 MR. CHRISTENSEN: Yeah.

35
36 CHAIRMAN O'HARA: Yeah, on the Federal side.
37 Any questions Council members. Do we have any other members
38 of the public that wanted to testify on this? Okay, Hazel.
39 Thank you, Ted, if you were finished.

40
41 MR. KRIEG: Yep.

42
43 CHAIRMAN O'HARA: Thank you.

44
45 MR. KRIEG: Thank you.

46
47 CHAIRMAN O'HARA: Did you fill out one of
48 these, Hazel?

49
50 MS. NELSON: Yes, I did.

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1 CHAIRMAN O'HARA: Okay, thank you.

2

3 MS. NELSON: Thank you, Mr. Chairman. I'm
4 Hazel Nelson with the Lake and Penn Borough. No one so far
5 had spoken to recommending a number for the designated
6 hunters, and I was wanting to recommend to you that you do
7 consider what the Kodiak group did. I know that when the
8 guys go out hunting, the cost for gas and whatever else they
9 use to buy to go out hunting on these expeditions, it's not
10 cheap, and they would -- if they could be able to get caribou
11 for other communities that aren't able to get caribou, I
12 think it would be a real good thing. And I think four is
13 probably a practical limitation, you know, for going out in
14 their boats or three wheelers, four wheelers, they aren't
15 going to be able to carry more than four anyway unless
16 there's four different vehicles going out.

17

18 Just to speak to the number to limit them, thank you.

19

20 CHAIRMAN O'HARA: Thank you. Any questions
21 Council members. Thank you, Hazel. Any one else that I
22 might have skipped over here for public comment. All right,
23 we'll close public comment period and ask for the direction
24 of the Council. What are the wishes of the Council. Do you
25 want to table it or die for the lack of a motion or what?

26

27 MR. SAMUELSEN: No.

28

29 CHAIRMAN O'HARA: Okay.

30

31 MR. HEYANO: No, no, no, no.

32

33 CHAIRMAN O'HARA: Okay.

34

35 MR. HEYANO: It seems to me this proposal
36 here addresses a couple of issues. One, is do we attempt to
37 simplify the system and just have a State Tier II hunt, you
38 know, we heard from -- I guess what I heard is kind of
39 conflicting public testimony and ask for a request for
40 keeping -- or attempting to keep it simple and then a request
41 for keeping the Federal system in in addition to the
42 designated hunter aspect of the proposal. And I guess at
43 this time I don't have a hard position one way or the other,
44 you know, I lean towards making it simple.

45

46 The other thing is the problem I'm having with this
47 proposal is it's asking for designated hunters, which I don't
48 oppose. But if the bulk of those caribou are hunted on State
49 land, by adopting this proposal we're not going to correct
50 the problem because very few of those caribou are being

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1 harvested on Federal land. And I think then we just -- all
2 we do is complicate the issue. So it seems to me if the land
3 status was reversed and the harvest pattern was reversed,
4 then I think we'd be, you know, by adopting it we'd have a --
5 we'd make a difference and actually honoring the request of
6 this proposal.

7
8 I remember right now, is my recollection was those 60
9 permits was based on a percentage of what the harvest took
10 place on Federal land, you know, it's not very many.

11
12 MR. CHRISTENSEN: This time of year there's
13 a lot of Federal land hunting. The caribou in our area, the
14 biggest percentage is on Federal land.

15
16 CHAIRMAN O'HARA: Do they go up to the Meshik
17 with snowmachine or four wheeler or what?

18
19 MR. CHRISTENSEN: Yeah.

20
21 CHAIRMAN O'HARA: Yeah, okay.

22
23 MR. CHRISTENSEN: So when the permits are
24 issued, we get so much percent of the 600, maybe 100
25 households will get 60 permits, that leaves 40 out. And
26 these people will apply to the Federal government to get so
27 many permits to fill the -- to try to fill the quota. That
28 don't increase the kill any. It doesn't make it complicated,
29 it makes it easier for the guys that use the caribou.

30
31 CHAIRMAN O'HARA: Okay. John, Richard's
32 comment was that the guys over in Chignik don't get any
33 animals but you could kill some -- get yours and then get
34 some for them and send it over there.

35
36 MR. CHRISTENSEN: Uh-huh.

37
38 CHAIRMAN O'HARA: But Robert's comment is is
39 you can't do that on State land, but if this proposal passed
40 we could do it on Federal land; is that right Robert?

41
42 MR. HEYANO: Exactly.

43
44 CHAIRMAN O'HARA: Yeah. And that's where the
45 thorny issue comes in, you see. Right now we -- I don't
46 think this proposal even addresses what can happen on State
47 land because it's not going to correct the Chignik problem.
48 We can give you more permits if you want to go up to Meshik
49 on Federal lands and get some for yourself, and I guess if we
50 pass this proposal he could go up on Federal lands and get

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1 them and bring them back and then ship them over to Chignik.

2

3 MR. CHRISTENSEN: Or they come over and get
4 them.

5

6 CHAIRMAN O'HARA: Yeah, they come over and
7 get them on Federal or State lands.

8

9 MR. HEYANO: Well, they can do that right
10 now.

11

12 CHAIRMAN O'HARA: Yeah, they can do that
13 right now.

14

15 MR. CHRISTENSEN: No, there ain't no caribou
16 on State land right now.

17

18 CHAIRMAN O'HARA: Well, the only place there
19 was caribou this year was on State lands as far as we
20 understand. They came by.....

21

22 MR. CHRISTENSEN: Well, from now on they'll
23 be going up through.....

24

25 CHAIRMAN O'HARA: Yeah, from now on going
26 back they'll be going across Federal lands.

27

28 MR. CHRISTENSEN: I think the 60 caribou is
29 important to us.

30

31 CHAIRMAN O'HARA: That would keep that as an
32 issue from the Federal side.

33

34 MR. CHRISTENSEN: Yeah. Yeah.

35

36 CHAIRMAN O'HARA: Robert.

37

38 MR. HEYANO: Okay.

39

40 CHAIRMAN O'HARA: Robin.

41

42 MR. SAMUELSEN: Thank you, Mr. Chairman. I'm
43 going to move for adoption to get it before us, this Proposal
44 33.

45

46 CHAIRMAN O'HARA: All right, there's a motion
47 on the floor to adopt, is there a second.

48

49 MR. CHRISTENSEN: I second it.

50

00057

1 CHAIRMAN O'HARA: John seconds it. Do you
2 want to speak your motion or not.

3
4 MR. SAMUELSEN: Well, I think, Mr. Chairman,
5 you know, since this hunt went into a Tier II and permits,
6 the stakeholders -- I know the stakeholders, and you were
7 included, I believe, in going to the Board of Game
8 meeting.....

9
10 CHAIRMAN O'HARA: Uh-huh. Yeah.

11
12 MR. SAMUELSEN:along with a number of
13 village representatives.....

14
15 CHAIRMAN O'HARA: Hazel and others.

16
17 MR. SAMUELSEN:trying to work this out.
18 I agree, it was pretty cumbersome to track, there was a lot
19 of confusion. We've heard testimony from Norm Anderson in
20 previous meetings about Norm being excluded from getting a
21 permit because he thought he just had to drop it in the mail
22 and have it postmarked, you know, we heard all kinds of
23 things about the program. The fact remains that there's not
24 enough animals down there to go around. Johnny is a classic
25 example. He's from an area where right behind him is village
26 corporation land and there's a little thin strip of State
27 land and on the plateau is Federal land.

28
29 MR. CHRISTENSEN: Yeah.

30
31 MR. SAMUELSEN: And we heard public testimony
32 from Richard Takak from the south side of the Peninsula, that
33 they support the designated hunter. I'm reluctant at this
34 time to -- I support the designated hunter but I'm reluctant
35 to put a number on how many animals a designated hunter could
36 get. I guess we could say four for one time but I don't --
37 you know, is that a yearly or is that a monthly quota for a
38 -- a traditional hunter usually goes out and hunts, not based
39 on four animals, it's on.....

40
41 CHAIRMAN O'HARA: It's a need basis.

42
43 MR. SAMUELSEN:it's a need basis.

44
45 MR. CHRISTENSEN: It's always been a couple
46 people go, they bring back enough for everybody.

47
48 MR. SAMUELSEN: That's right.

49
50 MR. CHRISTENSEN: We didn't go by four.

00058

1 MR. SAMUELSEN: Yeah.

2

3 MR. CHRISTENSEN: Four is a good number.

4

5 MR. SAMUELSEN: So I have a hard time putting
6 a number on it. As long as the person has the papers, if an
7 elder in the village wants to designate Joe as the designated
8 hunter and he has the paper trail when he goes out and shoots
9 the animals, I think that's all we should be worried about.

10

11 MR. CHRISTENSEN: Yeah. Especially if you
12 have to push a skiff way up a river, then he should have a
13 pocket full of them, he don't want to make it a second time.

14

15 CHAIRMAN O'HARA: A boat load, uh.

16

17 MR. CHRISTENSEN: Yeah.

18

19 CHAIRMAN O'HARA: Any other comments under
20 discussion of the motion, Council members. Hearing none.....

21

22 MR. HEYANO: I guess one more comment.

23

24 CHAIRMAN O'HARA: Robert.

25

26 MR. HEYANO: Did I hear right, what was the
27 number of permits that were turned in to-date?

28

29 MS. H. ARMSTRONG: Seventy-one.

30

31 CHAIRMAN O'HARA: Seventy-one, that was from
32 the State side, right?

33

34 MR. FISHER: Federal permits, we had 22 of
35 the permits returned.

36

37 CHAIRMAN O'HARA: That were filled?

38

39 MR. FISHER: No, just the top part, you fill
40 out your name and address.

41

42 CHAIRMAN O'HARA: Oh, I see.

43

44 MR. FISHER: We had 22 of those returned. We
45 had five kill reports returned, and four animals killed so
46 far.

47

48 MR. HEYANO: Five animals killed so far?

49

50 MR. FISHER: Four.

00059

1 MR. HEYANO: Four animals.

2
3 CHAIRMAN O'HARA: But five he missed?

4
5 MR. FISHER: Kill reports.

6
7 CHAIRMAN O'HARA: He went out hunting?

8
9 MR. FISHER: So it's apparently one person
10 didn't get a caribou out of the five that were returned.

11
12 CHAIRMAN O'HARA: Okay.

13
14 MR. CHRISTENSEN: That's because of the time
15 of the year. You know, now it's a different story.

16
17 CHAIRMAN O'HARA: And this permit system
18 still goes to the end of March or April or whatever.....

19
20 MR. SAMUELSEN: April 15th, I think.

21
22 CHAIRMAN O'HARA:even the Alaska
23 Department of Fish and Game may extend it again if they
24 should so desire.

25
26 MR. CHRISTENSEN: April 15th.

27
28 CHAIRMAN O'HARA: April 15th?

29
30 MR. SAMUELSEN: I think so.

31
32 MR. CHRISTENSEN: Yeah, August 10th it opens
33 up.

34
35 CHAIRMAN O'HARA: Until April 15th?

36
37 MR. HEYANO: When does it close, Johnny?

38
39 MR. CHRISTENSEN: April 15th.

40
41 MS. H. ARMSTRONG: March 31st.

42
43 MR. BOYD: The end of April, I believe.

44
45 MR. FISHER: April 30th in 9(E) and it's
46 closed in 9(C).

47
48 CHAIRMAN O'HARA: When does it close in 9(C)?

49
50 MR. FISHER: February 28th.

00060

1 CHAIRMAN O'HARA: All right, thank you, Dave.
2 Any other comments Council members. Let's call for the
3 question.

4
5 MR. SAMUELSEN: Question.

6
7 CHAIRMAN O'HARA: All those in favor say aye.

8
9 IN UNISON: Aye.

10
11 CHAIRMAN O'HARA: Opposed.

12
13 (No opposing votes)

14
15 CHAIRMAN O'HARA: Let's take a 10 minute
16 break.

17
18 (Off record)

19
20 (On record)

21
22 CHAIRMAN O'HARA: Okay, Dave, we'll take 34.

23
24 MS. H. ARMSTRONG: That's mine again, Mr.
25 Chair.

26
27 CHAIRMAN O'HARA: Okay, excuse me. Okay,
28 Helen.

29
30 MS. H. ARMSTRONG: This is my last 34, 35 and
31 38.

32
33 CHAIRMAN O'HARA: Okay.

34
35 MS. H. ARMSTRONG: This is Helen Armstrong
36 for the record from the Office of Subsistence Management.

37
38 These proposals have been joined because of the
39 similarity of what they're requesting. Proposal 34 was
40 submitted by the Akiak and Akiachak IRA councils and would
41 expand the existing C&T determinations for caribou in Unit 17
42 to include the residents of Akiachak and Akiak.

43
44 Proposal 35, and I should have said that 34 is
45 deferred from '98, Proposal 53; and from '99, Proposal 37.
46 Proposal 35 is the deferred 98-54, and deferred 99-38. It
47 was submitted by AVCP and that one had asked for C&T
48 determination for caribou in all of Unit 17(A) and (B) to
49 include all residents of Unit 18.

50

00061

1 And then Proposal 38, which is deferred 98-58 was
2 submitted by Akiak and Akiachak IRA council asking for
3 expansion of the existing C&T for moose in Unit 17 to include
4 residents of Akiachak and Akiak.

5
6 Now, this is a crossover proposal from the Yukon-
7 Kuskokwim Regional Council as well. And it's brought because
8 of the area we're talking about is in your region but it's Y-
9 K communities. These proposals have been coming around, I
10 guess, now, for what three years to you?

11
12 CHAIRMAN O'HARA: Uh-huh.

13
14 MS. H. ARMSTRONG: And I did want to mention
15 that because Pat McClennahan had worked hard on these in
16 previous years, that I did work with her in using some of her
17 existing information and then she did review them so she's
18 been involved in this whole process. Since this isn't my
19 region I wanted to make sure that she was satisfied with the
20 analysis.

21
22 Last year, what happened was Proposal 98-54, which
23 requested a positive C&T for Units 17(A) and (B) for rural
24 residents of Unit 18. And at that point, this Council and
25 the Y-K Council and the Federal Subsistence Board reviewed
26 the proposal and they chose to defer it pending more complete
27 information. There was a study that was being done at the
28 time and wasn't going to be completed until January of this
29 year, actually I think it was supposed to be done in December
30 but it was finished in January of 2000, that the ADF&G Fish
31 and Game Subsistence Division was doing on Akiachak, and I
32 think they chose to defer it because of that.

33
34 Last year the Board did give a positive C&T for
35 Goodnews Bay, Platinum, Quinhagak, Eek, Tuntutuliak and
36 Napakiak in portions of Unit 17(A) and (B). When that was
37 done, inadvertently the communities of Napaskiak and Tuluksak
38 were omitted and so at this point, the only communities we're
39 dealing with now from Unit 18 using 17(A) and 17(B) are
40 Napaskiak, Tuluksak and then the Akiachak and Akiak
41 proposals.

42
43 Now, we chose to combine these because those four
44 communities are really close together and they have similar
45 cultural characteristics. They have a significant amount of
46 inter-marrying, they hunt with one another, there's a lot of
47 interaction so that's why we're lumping this because there's
48 not always a lot of information on all of the communities but
49 there was a feeling that there would be some similarities in
50 their uses.

00062

1 I'm not going to go through the existing C&T
2 determinations because they're kind of lengthy but those were
3 on Pages 36 and 38.

4
5 If the Council would like me to, what I wanted to do
6 was not go through all of the eight characteristics because
7 it's about 18 pages of text in here but just to focus on
8 where the issue is because all four of these communities have
9 C&T for hunting caribou and moose. So the issue isn't
10 whether or not they have done this customary and
11 traditionally, it's a issue of where they're doing it. So I
12 would just enter into the record that the documentation
13 that's in there on those -- on the eight factors and then
14 only focus on factor four, which starts on Page 41, which
15 focuses on where they're actually hunting.

16
17 Is that acceptable? I can go through the rest of
18 them if you'd like but that's really where the issue is, is
19 where they hunt.

20
21 CHAIRMAN O'HARA: Is that okay Council
22 members, I think that will be fine.

23
24 MS. H. ARMSTRONG: It will speed things up a
25 little bit. The mapped information that was presented to you
26 last year, so these are the same maps, Map 2 in your book,
27 which follows Page 41, that data was collected in 1985 by
28 Fish and Wildlife Service employee Ron Thuma, and that was
29 taken back to Akiachak to the community to see if they had
30 any problems with that information. And I apologize for the
31 misspelling of Akiachak on the maps but these things happen,
32 it will be corrected in the final to the Board. The elders
33 agreed that those were areas that had been used so there
34 wasn't any disagreement to that. They didn't offer any
35 revisions. And then Maps 4 and 5 in your book, Akiachak
36 moose area and Akiak moose areas also were collected by Ron
37 Thuma and also showed -- I'm sorry, I should have said --
38 mentioned on that Map 2, you can see that there is use in the
39 corner of 17(A) and into 17(B) for caribou on Map 2, I should
40 have pointed that out. And in Akiak, the same thing for
41 caribou, the use goes down into 17(A) and into 17(B). It's
42 not a lot of use but there is some. In Map 4, the same thing
43 with the moose that there's a little -- it goes right up to
44 the boundary of 17(A) and then into 17(B), and then for Akiak
45 it goes -- the use area goes into 17(B).

46
47 Then the next map, is Map 6, this is the mapping that
48 was done for the years 1988 to 1997 by Mike Coffing. And for
49 caribou it went right up to the boundary of 17(B), it didn't
50 actually go into 17(B), and then for moose -- actually it did

00063

1 actually go into 17(B), just a little tiny bit, there's just
2 -- at the very head of the Kogrukluk River. There was just
3 a tiny little bit of use. And then for moose for Akiachak in
4 Map 7, it went right up to the boundary of 17(B). So you can
5 see there's some difference between what was done in 1985 and
6 then what was done most recently.

7
8 But I think our conclusion is that because it depends
9 on where -- the availability of the resource, whether more
10 caribou have been more available, closer to the villages,
11 that they haven't had to go as far away. The other thing
12 that we found, John Andrew did some interviewing with people,
13 John Andrew is our Regional Council coordinator for the Y-K
14 Delta Regional Council. He did some interviewing in Tuluksak
15 and Akiak and he found that people used to take dog teams up
16 into that area and then back in the '60s and '70s people were
17 chartering planes in there and they don't do that as much
18 anymore because it's gotten too expensive and that people
19 haven't had to go as far away. And as you all know, you go
20 where the resources are and if you don't need to travel that
21 far then you don't.

22
23 The interviews that John Andrew did in Tuluksak did
24 indicate that people were going up into that region in 17(B)
25 for caribou hunting in the '40s until the '70s. And there
26 were a few hunters from Tuluksak who hunted as late as the
27 mid-1990s in the Heart Lake area on the corner of the Togiak
28 Refuge in 17(B). He didn't actually do any mapping, he just
29 did some informal interviewing.

30
31 In conclusion, it's all kind of -- just to pull this
32 all together and summarize what we came up with Staff
33 conclusion is to modify the Proposals 34, 35 and 38, and the
34 regulations should be modified to read: Caribou, Unit 17(A),
35 that portion west of the Izavieknik River, I don't know how
36 you pronounce that, Upper Togiak Lake, Togiak Lake and the
37 main course of the Togiak River and to add to that portion in
38 the regulation, residents of Akiak, Akiachak, Tuluksak and
39 Napaskiak. And then under caribou, Unit 17, that portion of
40 the Togiak National Wildlife Refuge within Unit 17(B) add the
41 residents of Akiak, Akiachak, Tuluksak and Napaskiak. And
42 then for moose, Unit 17(A) and 17(B), add the residents of
43 Akiak and Akiachak.

44
45 The justification is that for Akiak, for moose and
46 caribou for 17(A) and (B), we had the maps from Thuma's 1985
47 subsistence mapping that he did and that indicated that Akiak
48 used portions of Unit 17(A) and 17(B) in 1985 and that when
49 this was taken back to the elders there were no changes
50 recommended. We didn't get -- have any data to support C&T

00064

1 use for Akiak for moose in 17(C) so we didn't recommend that
2 which they did ask for but we didn't recommend that. For
3 Akiachak, moose and caribou for Unit 17(A) and 17(B), Thuma's
4 maps from 1985 indicated using 17(A) and 17(B) and again
5 there was no recommendation from the elders to change that
6 when we took it back to the community and then the research
7 from Mike Coffing's study that he just recently completed
8 that documented uses from '88 to '97 indicated just barely
9 using 17(B) for caribou and the moose area went right up to
10 17(B). His research didn't indicate any other use in 17
11 other than 17(B). There haven't really been moose in 17(A),
12 there haven't been any available from '80 to '97 so it's not
13 surprising that he didn't find any use at that time. And
14 again, there was no data to support a C&T use for Akiachak
15 for moose in 17(C). We didn't find anything to indicate that
16 they go there.

17
18 For Tuluksak, the informal interviews in Tuluksak by
19 John Andrew in 1999 indicated recent uses of caribou in 17(A)
20 and (B) and these interviews also indicated that they hunt
21 quite often with Akiachak hunters so we felt that Tuluksak
22 should be included.

23
24 For Napaskiak, for caribou for Unit 17(A) and (B), we
25 didn't have any information. We didn't go to the village, we
26 also didn't -- there's nothing in the literature but I
27 included them to have a positive C&T because their uses, I
28 felt, are probably quite similar to the communities
29 surrounding them since they're so close to them. So I
30 included them and that's up to the Council to decide if
31 Napaskiak should be included or not.

32
33 The Y-K Council did meet last week and they did -- or
34 the earlier part of this week and they did support the Staff
35 recommendations. They didn't have anything to change in
36 there.

37
38 That concludes my presentation if you have any
39 questions.

40
41 CHAIRMAN O'HARA: Any questions Council
42 members. Yes, Pete.

43
44 MR. ABRAHAM: I know quite a few people from
45 Napaskiak area over there and those people are right in the
46 middle of what we were talking about, you know.

47
48 MS. H. ARMSTRONG: Uh-huh.

49
50 MR. ABRAHAM: They, too participate in that

00065

1 area and they're very active.....

2

3 MS. H. ARMSTRONG: Okay.

4

5 MR. ABRAHAM:on the subsistence area,
6 that area there. They go as far as Tuluksak and even down in
7 Goodnews area so they're very active.

8

9 MS. H. ARMSTRONG: Do you think -- do you
10 know if they go down into 17(A) or 17(B) for caribou hunting?

11

12 MR. ABRAHAM: Very little. But for moose no.

13

14 MS. H. ARMSTRONG: Uh-huh.

15

16 MR. ABRAHAM: Caribou, there's -- if there's
17 caribou in that area they do.

18

19 MS. H. ARMSTRONG: Okay, that's good
20 information to have, I'll put that into the analysis.

21

22 CHAIRMAN O'HARA: Council members any further
23 questions. Robert.

24

25 MR. HEYANO: I guess the question is, is do
26 you have a map showing your recommendations in 17(A) and
27 17(B) where you're asking for positive C&T?

28

29 CHAIRMAN O'HARA: For what, for caribou or
30 moose?

31

32 MR. HEYANO: For either. Both.

33

34 CHAIRMAN O'HARA: Both, all right.

35

36 MS. H. ARMSTRONG: To show exactly where
37 we're talking about; is that what you mean?

38

39 MR. HEYANO: Yeah. Yes.

40

41 MS. H. ARMSTRONG: I don't, but it's a good
42 idea to have one. So what you're saying to just -- well, do
43 you all have these maps, I think we can look at these?

44

45 CHAIRMAN O'HARA: Yeah, we have those maps.

46

47 MS. H. ARMSTRONG: So for caribou -- let's
48 start from the beginning of the -- caribou 17(A), it's that
49 portion west of the -- how do you say that river, Izavieknik?

50

00066

1 MR. HEYANO: Well, that's my -- I don't even
2 know where that river is, I'll be honest with you.

3
4 MS. H. ARMSTRONG: Do you know where it is?

5
6 MR. FISHER: I think it's right here.

7
8 MR. ABRAHAM: What river are you talking
9 about?

10
11 MS. H. ARMSTRONG: It's on the Togiak Refuge.

12
13 MR. FISHER: Upper Togiak Lake.

14
15 MS. H. ARMSTRONG: Okay.

16
17 MR. FISHER: This river right here between
18 upper.....

19
20 MS. H. ARMSTRONG: This is where Dave says it
21 is.

22
23 MR. FISHER: Isn't that it, Pete?

24
25 MR. ABRAHAM: No, that's Togiak Upper Lake
26 and this is Trail Creek over here.

27
28 MR. FISHER: A Trail creek?

29
30 MR. ABRAHAM: Trail Creek yeah.

31
32 MR. HEYANO: I wouldn't take Dave's word.

33
34 MR. FISHER: I think it's right here between
35 Togiak and Upper Togiak Lake.

36
37 MR. ABRAHAM: And that's an unnamed creek
38 right there.

39
40 MS. H. ARMSTRONG: Maybe, Dave, let's go on
41 the big map.

42
43 CHAIRMAN O'HARA: Here we go.

44
45 MR. FISHER: Andy knows where it is.

46
47 MS. H. ARMSTRONG: Where's Upper Togiak Lake
48 then -- oh, there's Togiak.....

49
50 MR. ABRAHAM: Right there.

00067

1 MR. ADERMAN: Right there.

2
3 MS. H. ARMSTRONG: Oh, there's Togiak, okay.

4
5 MR. ABRAHAM: That's Togiak.

6
7 MS. H. ARMSTRONG: So it's west of there.....

8
9 CHAIRMAN O'HARA: Welcome Tim.

10
11 MR. ABRAHAM: That's Trail Creek.

12
13 MS. H. ARMSTRONG: And the main course of the
14 Togiak River. Okay, so it's this area up here.

15
16 MR. FISHER: It's the area west of Upper
17 Togiak Lake over towards Trail Creek.

18
19 MS. H. ARMSTRONG: Yeah.

20
21 MR. ADERMAN: Izavieknik starts right here.

22
23 MS. H. ARMSTRONG: Okay.

24
25 MR. ADERMAN: It goes into Upper Togiak Lake.

26
27 MS. H. ARMSTRONG: Okay.

28
29 MR. ADERMAN: And then it flows between Upper
30 Togiak and Togiak Lake.

31
32 MS. H. ARMSTRONG: And it says the main
33 course of the Togiak River, so that's.....

34
35 MR. ADERMAN: Basically you start at this
36 point and follow the red line down.

37
38 MS. H. ARMSTRONG: Okay. So it would be
39 everything west of that, okay.

40
41 CHAIRMAN O'HARA: West of the Togiak River,
42 did you find it Robert?

43
44 MR. HEYANO: Pardon.

45
46 CHAIRMAN O'HARA: West of the Togiak River?

47
48 MR. HEYANO: Basically.

49
50 CHAIRMAN O'HARA: Uh-huh.

00068

1 MR. HEYANO: To the upper boundary, anything
2 west of, I guess, whatever runs into Togiak Lake.

3
4 MS. H. ARMSTRONG: And then for caribou it
5 would be just that portion of the Togiak National Wildlife
6 Refuge within 17(B). So it's just that little part right
7 there. And for moose it's 17(A) and (B), we add the other
8 residents. Does that help?

9
10 CHAIRMAN O'HARA: 17(A) and (B), where is the
11 moose at?

12
13 MS. H. ARMSTRONG: That one is just, it's
14 17(A) and (B), but I don't know, maybe it needs to be more
15 specific.

16
17 CHAIRMAN O'HARA: Okay. Okay, before we go
18 any further we're glad to have Tim Enright here with us today
19 and he took the slow boat but we have a full quorum now.

20
21 MR. ENRIGHT: I made it.

22
23 CHAIRMAN O'HARA: You made it, all right.

24
25 MR. ENRIGHT: We can have the meeting now.

26
27 CHAIRMAN O'HARA: Deb Leggit, it's nice to
28 have you with us, too, today and Shirley Kelly just walked in
29 so we're glad to have you -- anyone else today -- okay, we're
30 up to date. And no further questions -- excuse me, go ahead.

31
32 MR. ENRIGHT: I have a message from Dick
33 Sellers, he says, he sends his regards, he's sorry he
34 couldn't make it so he'll see us next time he says.

35
36 CHAIRMAN O'HARA: Okay. Well, Steve will
37 help us out. Dave, did you have anything to add to this now
38 or just Helen -- okay. Alaska Department of Fish and Game is
39 next, ADF&G. We should put another chair up there so you
40 don't have to get down on your hands and knees every time you
41 come before us, sometimes it's not a bad idea.

42
43 MR. MACHIDA: Thank you, Mr. Chairman. As
44 you know from my introduction I work for the Division of
45 Wildlife and we normally don't comment on C&T proposals.
46 There was supposed to be a Subsistence Division staff person
47 here that would comment on this but he wasn't able to make
48 it. In lieu of that, I would just refer you to Page 55 and
49 those summarize the Department comments concerning these
50 proposals.

00069

1 CHAIRMAN O'HARA: Okay. Where does the new
2 information come in that's going to help us make a decision
3 on this? Is the Alaska Department of Fish and Game helping
4 that or is.....

5
6 MS. H. ARMSTRONG: Yeah, it was Mike Coffing
7 from ADF&G Subsistence Division, and he did review this quite
8 carefully. So I actually worked pretty closely with him on
9 this.

10
11 CHAIRMAN O'HARA: And this is where these
12 maps came up showing certain dates they did caribou, certain
13 dates they did moose?

14
15 MS. H. ARMSTRONG: Right.

16
17 CHAIRMAN O'HARA: All right. Okay, thank you
18 very much.

19
20 MS. H. ARMSTRONG: And the other additional
21 information was the data that was collected by John Andrews,
22 too.

23
24 CHAIRMAN O'HARA: Did we have any written
25 comment on this, Cliff?

26
27 MR. EDENSHAW: Mr. Chair, there weren't any
28 written public comments for Proposals 34, 35 or 38.

29
30 CHAIRMAN O'HARA: Okay. And I don't see any
31 request here for public comments at this time, oh, do we.....

32
33 MR. GREENWOOD: Other agency comments.

34
35 CHAIRMAN O'HARA: Pardon me.

36
37 MR. GREENWOOD: Park Service has some
38 comments.

39
40 CHAIRMAN O'HARA: Okay, great.

41
42 MR. GREENWOOD: Mr. Chair, Bruce Greenwood
43 with the National Park Service. Even though the National
44 Park Service lands are in the very western most portion of
45 Unit 17(B), we believe and the SRC concurs with this that the
46 use for moose in Unit 17(B) ought to be confined to Togiak
47 National Wildlife Refuge in the western portion of the unit,
48 which would be the same as it is for caribou.

49
50 CHAIRMAN O'HARA: Is that a nod then on the

00070

1 proposal?

2

3 MR. GREENWOOD: Yeah, we concur with the

4 proposal.

5

6 CHAIRMAN O'HARA: Okay.

7

8 MR. GREENWOOD: But we think that for moose

9 it ought to be confined to the western most portion of Unit

10 17(B) where the C&T use occurs now.

11

12 CHAIRMAN O'HARA: Where we were shown up

13 there, that occurs in that western part?

14

15 MR. GREENWOOD: Right.

16

17 CHAIRMAN O'HARA: All right. Okay. Anything

18 else.

19

20 MR. GREENWOOD: That would be all.

21

22 CHAIRMAN O'HARA: Questions. Comments.

23 Thank you very much. I don't know if there's other

24 departments, I don't want to leave you out if you were

25 supposed to make a comment on this. All right, we're down to

26 Council. Yes.

27

28 MR. HEYANO: I guess I have some more

29 questions for Helen.

30

31 CHAIRMAN O'HARA: All right.

32

33 MS. H. ARMSTRONG: Yes.

34

35 MR. HEYANO: The recommendation for caribou,

36 on the first recommendation is basically west of Togiak

37 River, Togiak Lake and Upper Togiak Lake, and looking at

38 these maps, it appears to me that most of the activity

39 appears on the northern end of the lake. I'm just curious as

40 to why all of -- western end of 17(A) down to the -- I guess

41 it's Cape Newenham.

42

43 MS. H. ARMSTRONG: Where is that?

44

45 MR. HEYANO: Pardon.

46

47 MS. H. ARMSTRONG: Tell me where -- say that

48 again.

49

50 CHAIRMAN O'HARA: What map are you on?

00071

1 MR. HEYANO: I'm on Page 51, conclusions
2 where they're recommending that we modify the proposal, it
3 says, caribou Unit 17(A).

4
5 MS. H. ARMSTRONG: What was your comment
6 about Cape Newenham?

7
8 MR. HEYANO: I guess my question is, is that
9 you're basically recommending that there's positive C&T for
10 caribou on the western portion of 17(A), west of Togiak
11 drainage.

12
13 MS. H. ARMSTRONG: I see. And you're saying,
14 why should it go all the way down there, that we should cut
15 it off, yeah.....

16
17 MR. HEYANO: Well, I'm looking at the maps
18 and I read the material and.....

19
20 MS. H. ARMSTRONG: Yeah.

21
22 MR. HEYANO:I could see use for the
23 upper end.

24
25 MS. H. ARMSTRONG: I think -- yeah, no, I
26 understand. I think that the only reason I did that was
27 being consist -- in the reg booklet, do you have a reg
28 booklet, if you look on Page 95 -- I totally agree with what
29 you're saying but I was trying to fit it in with -- wait, let
30 me see -- with the C&T that was given to Goodnews Bay,
31 Platinum, Quinhagak, just to add it in there but we could
32 make another, you know, we could have one more bullet under
33 there and make it less, you know, make the area where they
34 have C&T smaller. That's the only reason I was.....

35
36 MR. HEYANO: Well, that explains it.

37
38 MS. H. ARMSTRONG: It was simplifying it
39 really. I guess my feeling is if they're not going down in
40 that area it really doesn't matter but in 50 years from now
41 who knows what will happen.

42
43 MR. HEYANO: Well, I guess my concern is
44 that, is the method we use and the information we use for
45 determining positive C&T, and if part of the criteria is what
46 they do in the future.....

47
48 MS. H. ARMSTRONG: Well, true.

49
50 MR. HEYANO:I don't know.

00072

1 MS. H. ARMSTRONG: It's not. It's not. I
2 would not have a problem at all with making that more defined
3 to make it specific to where they have gone. I'd be fine
4 with that.

5
6 CHAIRMAN O'HARA: Can we do that and carry
7 forth the proposal?

8
9 MR. HEYANO: I think we could and, you know,
10 if you could just carry it over.....

11
12 MS. H. ARMSTRONG: You could modify it.

13
14 MR. HEYANO:you know, in moose in 17(A)
15 and 17(B), the same thing.

16
17 MS. H. ARMSTRONG: The same thing, I agree.

18
19 MR. HEYANO: Just looking at the maps and you
20 know, previous comments is that they don't use all of 17(B)
21 and sure don't use all of 17(A).

22
23 MS. H. ARMSTRONG: Right.

24
25 MR. HEYANO: I think if we could have a
26 definition that would reflect where they use we could just
27 move the proposals through because this information that's
28 provided to us today is a lot more in detail than previous
29 and I think it's exactly what we've been asking for.

30
31 CHAIRMAN O'HARA: Right. Robin.

32
33 MR. SAMUELSEN: Yeah, I want to know where
34 this river is located.

35
36 MS. H. ARMSTRONG: Which one?

37
38 MR. SAMUELSEN: I-Z-A-V-I-E-K-N-I-K.

39
40 MR. ABRAHAM: I never come across it, I think
41 it's in Russia.

42
43 CHAIRMAN O'HARA: Or somewhere in Norway.

44
45 MS. H. ARMSTRONG: Andy will show you up
46 there.

47
48 UNIDENTIFIED VOICE: It's in Poland.

49
50 CHAIRMAN O'HARA: Oh, there you go.

00073

1 MR. SAMUELSEN: Where is this river, Andy?

2

3 MR. ADERMAN: That river flows into Upper
4 Togiak Lake and then it flows out of Upper Togiak Lake into
5 Togiak Lake. So it's the headwaters of the Togiak River.

6

7 MR. ABRAHAM: Show me where.....

8

9 MR. HEYANO: Pronounce it for us please?

10

11 MS. H. ARMSTRONG: Yeah.

12

13 MR. ADERMAN: Izavieknik.

14

15 MR. SAMUELSEN: Izavieknik.

16

17 MR. ADERMAN: Above the northern portion of
18 17(A) and into Upper Togiak Lake and then it continues from
19 Upper Togiak Lake to Togiak Lake.

20

21 CHAIRMAN O'HARA: Does it flow into the
22 Togiak Lake at all?

23

24 MR. ADERMAN: Yes.

25

26 CHAIRMAN O'HARA: It does?

27

28 MR. ADERMAN: Yes.

29

30 CHAIRMAN O'HARA: And back out again?

31

32 MR. ADERMAN: Yes.

33

34 CHAIRMAN O'HARA: All the same.....

35

36 MR. ADERMAN: Upper Togiak Lake.

37

38 CHAIRMAN O'HARA: Okay.

39

40 MR. ABRAHAM: I thought it was in Russia.

41

42 MR. FISHER: Your own back yard.

43

44 MR. ABRAHAM: Yeah.

45

46 CHAIRMAN O'HARA: It's Greek to me.

47

48 MR. ABRAHAM: Well, I haven't come across any
49 Native people naming that river there. They must have
50 pronounced it wrong or written it wrong, like Pongo over

00074

1 there, you know, (In Native), we call it Pongo it sounds like
2 it's in Arabia or somewhere.

3

4 CHAIRMAN O'HARA: Well, they were stuck in a
5 storm somewhere and they were just giving out names. Does
6 the Council want to take a stab at getting these proposals
7 taken care of?

8

9 MR. HEYANO: If I may, Mr. Chairman, I think
10 the issue before us is maybe more clearly defined in the use
11 and habits in 17(B) and (A) as it more correctly shows in the
12 information. I don't know if Staff can do that in a few
13 minutes or they need additional time.

14

15 CHAIRMAN O'HARA: Dave, what do you think?

16

17 MR. FISHER: It's kind of Helen's call on
18 that.

19

20 CHAIRMAN O'HARA: Helen, okay.

21

22 MS. H. ARMSTRONG: Yeah, I think we could.
23 I think with the caribou we could say north of Togiak Lake
24 because that's pretty much where they go, west and north of
25 Togiak Lake. And then.....

26

27 MR. HEYANO: Okay, just so I'm following you
28 correctly, that's in your first modified proposal?

29

30 MS. H. ARMSTRONG: Right. Caribou, Unit
31 17(A), that portion west and north of Upper Togiak Lake. I
32 have my helpers back here.

33

34 MR. HEYANO: Let's just stand down for two or
35 three minutes and let them get a definition so we don't
36 muddle around.

37

38 CHAIRMAN O'HARA: We're going to take a
39 little break here and ask the Staff if you could come up with
40 something here that you can give us that we can go on with
41 this motion.

42

43 MS. H. ARMSTRONG: Okay.

44

45 CHAIRMAN O'HARA: I think it would be worth
46 our time to do that so why don't we just take a five or 10
47 minute break and we'll be right back.

48

49 MS. H. ARMSTRONG: Okay.

50

00075

1 (Off record)

2

3 (On record)

4

5 CHAIRMAN O'HARA: Okay, Greg Bos is going to
6 just show us the drainage area up there, the northern part of
7 17(B).

8

9 MR. BOS: Yeah, if we describe it as the
10 drainages of the Izavieknik River, north of Togiak Lake it
11 would basically include that area between 17(A) and that will
12 cover the C&T use areas for all three proposals.

13

14 CHAIRMAN O'HARA: Show them the little corner
15 of 17(B) up there.

16

17 MR. BOS: 17(B) it would just be the Togiak
18 Refuge, this little corner in pink that would be covered.

19

20 CHAIRMAN O'HARA: Okay.

21

22 MR. SAMUELSEN: Okay.

23

24 CHAIRMAN O'HARA: Any more confusion?

25

26 MR. SAMUELSEN: Nope.

27

28 MR. HEYANO: Perfectly clear.

29

30 CHAIRMAN O'HARA: Okay, it's clear, all
31 right. What are the wishes of the Council, we are down to a
32 motion.

33

34 MR. HEYANO: Well, Mr. Chairman, I would move
35 that we adopt Proposals 34, 35 and 38 with the amended
36 language that was shown on the map for 17(B) and 17(A) and
37 with the exclusion of Napaskiak.

38

39 CHAIRMAN O'HARA: Is that your motion?

40

41 MR. HEYANO: That's my motion.

42

43 CHAIRMAN O'HARA: Is that your final motion?

44

45 MR. HEYANO: I'm not sure.

46

47 CHAIRMAN O'HARA: Second.

48

49 MR. ENRIGHT: I'll second it.

50

00076

1 CHAIRMAN O'HARA: Okay, right here is a
2 second. Any further discussion. Did you want to address
3 your motion at all?

4
5 MR. HEYANO: No, Mr. Chairman -- well, I do
6 I guess. Yes, Mr. Chairman, I think the area that's been
7 described on the map accurately depicts the information that
8 we've gathered as where they have used the area for both
9 moose and caribou. You know, the only Federal land in 17(B)
10 is that little portion of the Togiak Wildlife Refuge and the
11 rest is State. And the exclusion of the Napaskiak is because
12 there is no information.

13
14 CHAIRMAN O'HARA: I think this goes back how
15 far?

16
17 MR. SAMUELSEN: Three. Three meetings.

18
19 CHAIRMAN O'HARA: Three meetings, all right,
20 so it really is time to take care of it. Any other
21 discussion, Council members.

22
23 MR. HEYANO: No, I just want to go on record,
24 Mr. Chairman, as thanking whoever put this information
25 together. I think it was well written, well documented, and
26 I hope it sets the standard.

27
28 CHAIRMAN O'HARA: My understanding is that
29 the Federal Board gave it back to us for clarification and we
30 have had new information come up and I think we're fairly
31 comfortable on what to do here.

32
33 MR. ABRAHAM: Mr. Chairman.

34
35 CHAIRMAN O'HARA: Yes.

36
37 MR. ABRAHAM: Right across from Napaskiak
38 there's a village called Oscarville.

39
40 MS. H. ARMSTRONG: Uh-huh.

41
42 MR. ABRAHAM: And the homes, I think there's
43 20 homes there. That should be included in this over here
44 because they're pretty active, too, themselves. Although the
45 hunters are -- they have nine people at the most. That's all
46 I got, Mr. Chairman.

47
48 CHAIRMAN O'HARA: Okay. No, wait a minute
49 we're not going to add anybody new to this motion as far as
50 I understand unless you got something there, Pete, we need to

00077

1 deal with. You want to add more communities to this
2 proposal?

3
4 MS. H. ARMSTRONG: You could make a proposal
5 next year if you wanted to add them.

6
7 MR. ABRAHAM: Yeah.

8
9 CHAIRMAN O'HARA: Okay. Let's do it that way
10 because we've got this one -- we've nursed this one along to
11 this point.

12
13 MR. SAMUELSEN: Question on the motion.

14
15 CHAIRMAN O'HARA: All right, question on the
16 motion. All those in favor say aye.

17
18 IN UNISON: Aye.

19
20 CHAIRMAN O'HARA: Opposed.

21
22 (No opposing votes)

23
24 CHAIRMAN O'HARA: Okay, thank you.

25
26 MS. H. ARMSTRONG: Thanks, Mr. Chair.

27
28 CHAIRMAN O'HARA: 36. Who takes the helm on
29 this one?

30
31 MR. FISHER: Pardon.

32
33 CHAIRMAN O'HARA: Are you going to handle
34 this one, Dave?

35
36 MR. FISHER: 36?

37
38 CHAIRMAN O'HARA: Yes.

39
40 MR. FISHER: Yes, sir.

41
42 CHAIRMAN O'HARA: Okay.

43
44 MR. FISHER: Thank you, Mr. Chairman.
45 Proposal 36 was submitted by the Togiak Traditional Council.
46 This proposal would expand the hunting area boundaries for
47 the Nushagak Caribou Herd, Subunit 17(A) and 17(C) to include
48 all Federal lands west from Tvativak Bay to the Ungalikthluk
49 River.

50

00078

1 As we've talked about many times before this is a new
2 caribou herd, was established in 1988. The herd has grown
3 from 146 animals up to an estimated population of about
4 1,400. The growth rate has been excellent probably due to
5 the high number of females that were in the original
6 transplant. The calf survival recruitment has also been very
7 good. This herd, a small number of animals did move from the
8 Nushagak Peninsula, that's where the original reintroduction
9 took place, to the Twin Hills area and have stayed there.
10 The estimated population in around the Twin Hills area is
11 somewhere between 75 and 130 and these animals kind of use
12 that as their home core range.

13
14 And at this time I think Andy wanted to show a couple
15 of overheads and discuss caribou movement just a little bit
16 and then we'll move on into the rest of the proposal.

17
18 CHAIRMAN O'HARA: Okay, Andy. Do you need
19 the lights, Andy?

20
21 MR. ADERMAN: I think we'll be able to see
22 it.

23
24 CHAIRMAN O'HARA: Okay.

25
26 MR. ADERMAN: I have three overheads to show
27 you. This first one shows all the information that we've
28 collected on this herd since it was introduced down there up
29 through the end of 1999. The red spots are everything up
30 through '98. The yellow colored dots are the 1999
31 information.

32
33 And as Dave was talking about, we have had a few
34 animals move over in the area that's being discussed in this
35 proposal. Again, that's 12 or 13 years worth of data. The
36 interesting movement this winter, this is a radio tracking
37 flight that was performed on February 4th of this year and we
38 observed 561 caribou off the Peninsula or outside of the
39 existing hunt area for this caribou herd. That hunt area is
40 outlined in blue. In those 561 caribou there was eight radio
41 collars, none of which we knew had ever been off the
42 Peninsula before that. On the Peninsula, we observed 355
43 caribou and there was also eight radio collars.

44
45 This is a radio tracking flight March 9th, a couple
46 weeks ago, most of those caribou that had moved off had moved
47 back down, back -- had moved down towards the Nichols Hills,
48 Protection Point area. We observed 833 caribou, you know,
49 there's 12 radio collars and that's within the existing hunt
50 area. Off of the Peninsula there was three radio collars and

00079

1 134 caribou.

2

3 CHAIRMAN O'HARA: That makes for 900
4 something, 1,000?

5

6 MR. ADERMAN: About 967.

7

8 CHAIRMAN O'HARA: Where are the remaining
9 400, just scattered around?

10

11 MR. ADERMAN: Scattered around, yeah.

12

13 CHAIRMAN O'HARA: Okay.

14

15 MR. ADERMAN: There could be more off the
16 Peninsula and more on the Peninsula.

17

18 CHAIRMAN O'HARA: Has any caribou migrated
19 into the system from the Nushagak herd or what's the
20 other.....

21

22 MR. SAMUELSEN: Mulchatna.

23

24 MR. ADERMAN: Mulchatna herd.

25

26 CHAIRMAN O'HARA: I'm sorry, the Mulchatna
27 herd and then the other one is farther west.

28

29 MR. FISHER: Kilbuk.

30

31 CHAIRMAN O'HARA: Kilbuk -- no.

32

33 MR. ADERMAN: We have had some Mulchatna
34 animals come through this area, I should have pointed out the
35 red dotted line is the area that this Proposal 36 is talking
36 about adding to the hunt.

37

38 CHAIRMAN O'HARA: Okay.

39

40 MR. ADERMAN: We have had some Mulchatna
41 caribou verified through radio collars in that area in the
42 fall time, pretty sporadic. But to our knowledge, the
43 Mulchatna or Kilbuk caribou have not gone on to the
44 Peninsula.

45

46 CHAIRMAN O'HARA: Never have, yeah, as far as
47 we know.

48

49 MR. ADERMAN: Yeah.

50

00080

1 MR. FISHER: Andy, could you show where
2 Tvativak Bay is to the Ungalikthluk River.

3
4 MR. ADERMAN: Tvativak Bay is that little bay
5 right there about where the blue line ends. And then, how do
6 you say that river, Pete?

7
8 MR. ABRAHAM: Ungalikthluk.

9
10 MR. ADERMAN: Okay.

11
12 MR. SAMUELSEN: You're learning Andy.

13
14 MR. FISHER: So am I. And that land there
15 right where his pencil is, that's cross-hatched land, that's
16 Native corporation land, that's non-Refuge land.

17
18 MR. ADERMAN: One point on that.....

19
20 CHAIRMAN O'HARA: You mean this all here is
21 all Native lands.

22
23 MR. SAMUELSEN: No, no, the.....

24
25 MR. FISHER: Yes.

26
27 MR. SAMUELSEN:checkered stuff.

28
29 CHAIRMAN O'HARA: Oh, the checkered stuff.

30
31 MR. FISHER: The checkered, the cross-hatch
32 stuff.

33
34 CHAIRMAN O'HARA: All right.

35
36 MR. ADERMAN: I believe there's a map in your
37 book under this proposal, and I believe a good part of that,
38 you know, east of that red line is in that category of
39 selected but not conveyed so it would fall under Federal
40 subsistence regulations as I understand it until that time it
41 becomes conveyed.

42
43 CHAIRMAN O'HARA: Okay.

44
45 MR. ADERMAN: And there's a few small areas
46 and again, I'd refer you to your maps in your books on the
47 Peninsula itself that are in that same category, selected but
48 not conveyed.

49
50 MR. FISHER: We'll put a better map in, I see

00081

1 this isn't a very good map of that Ungalikthluk River area
2 and we'll try and do a little close up of just -- of the area
3 that we're talking about, we can improve upon our map here.

4
5 Anyway, you get kind of an idea of the area we're
6 talking about.

7
8 CHAIRMAN O'HARA: Yeah.

9
10 MR. FISHER: Thank you, Andy.

11
12 CHAIRMAN O'HARA: The red is the expanded
13 area that they want that caribou herd to go into.

14
15 MR. FISHER: The caribou herd is managed
16 according to the guidelines of the Nushagak Peninsula Caribou
17 Management Plan and the plan was prepared by Refuge
18 personnel, Alaska Department of Fish and Game and the
19 Nushagak Peninsula Planning Committee. The committee is made
20 up of Fish and Game advisory personnel, traditional village
21 councils and the Bristol Bay Native Association.

22
23 Under the management objectives of the plan, goal one
24 species that the harvest of this herd will be restricted to
25 the Nushagak Peninsula only. However, if the herd expands
26 its range beyond the Peninsula and increases in size,
27 additional areas may be considered. These are all -- these
28 are things that the plan specifies for management of this
29 caribou herd.

30
31 I'd like to call your attention to goal two of the
32 management plan, it's to encourage the growth and expansion
33 of the Nushagak herd beyond the Nushagak Peninsula. The plan
34 further goes on to describe the management of this herd to be
35 coordinated with that of the Kilbuk and Mulchatna herds. And
36 both the Federal Subsistence Board and the Board of Game had
37 recognized these other herds and also the importance of
38 protecting the few animals that are west of the Nushagak
39 Peninsula and they've done this through regulatory actions
40 that have given the regional biologists and the Refuge
41 manager the authority to set seasons and harvest limits in
42 specific hunt areas for the remainder -- that area other than
43 what's allowed for the Nushagak herd, that hunt area.

44
45 Taking all this into consideration, the Staff
46 recommendation was to reject the proposal. We felt that the
47 Nushagak planning committee did not endorse this expansion at
48 its latest meeting which was in November of 1999, and we felt
49 that the Togiak Traditional Council should meet with this
50 planning committee and specifically work out an expansion of

00082

1 the hunting area and get the approval of the planning
2 committee before any other action is taken.

3
4 CHAIRMAN O'HARA: Okay.

5
6 MR. FISHER: That concludes my comments, Mr.
7 Chairman.

8
9 CHAIRMAN O'HARA: Any questions Council
10 members. All right, Alaska Department of Fish and Game --
11 or Andy did you have any more that you wanted to say on that
12 before we go to State?

13
14 MR. ADERMAN: Refuge supports the Staff
15 conclusion.

16
17 CHAIRMAN O'HARA: Okay. Steve, did you have
18 any comment on this -- maybe you could move over one there
19 Andy so we could have Steve come in there.

20
21 MR. MACHIDA: Thank you, Mr. Chairman. The
22 Department doesn't really see anything biologically that a
23 problem that this proposal would put forth. However, we have
24 directed our staff biologist here in Dillingham to work any
25 State actions through the Nushagak planning group. And just
26 based on that reason, because the planning group is a body in
27 force and working and it's a process that's worked well, we
28 would continue to support that all changes in the management
29 of the Nushagak herd be funneled through the planning group.

30
31 CHAIRMAN O'HARA: Through the planning team,
32 okay, the group that's running the herd right now.

33
34 MR. MACHIDA: (Nods affirmatively)

35
36 CHAIRMAN O'HARA: Okay. Any questions
37 Council members. Thank you very much, Steve, appreciate
38 that. Did we have any written comment.

39
40 MR. EDENSHAW: No, Mr. Chair.

41
42 CHAIRMAN O'HARA: Okay. Do we have any
43 public testimony on this Proposal 36. Nothing. All right,
44 Council members what's your wishes addressing this No. 36.

45
46 MR. SAMUELSEN: Mr. Chair.

47
48 CHAIRMAN O'HARA: Yes, Robin.

49
50 MR. SAMUELSEN: I move to reject Proposal 36.

00083

1 CHAIRMAN O'HARA: Is there a second.

2
3 MR. ENRIGHT: Second.

4
5 CHAIRMAN O'HARA: All right. Did you want to
6 address your motion?

7
8 MR. SAMUELSEN: Yes, Mr. Chair. I think one
9 has to look at the reasonable opportunity clause on Page 61
10 at the end of the last paragraph, Togiak and Twin Hills
11 residents have had a reasonable opportunity to harvest
12 Mulchatna Caribou herd in the past four regulatory years.
13 The Department of Fish and Game in conjunction with our
14 Staff, Federal Staff, have opened west of the Togiak area
15 when caribou have migrated into that area in the past. It is
16 in conflict with the Nushagak Peninsula Caribou Planning
17 Committee which Togiak is a part of. That committee did not
18 endorse the expansion of hunting in this area at this time so
19 I will concur with the justification and also Staff.

20
21 CHAIRMAN O'HARA: Any other comments from the
22 Council members on the motion that's on the floor.

23
24 MR. ABRAHAM: I guess the reason why --
25 explain to it, Togiak, Twin Hills have never had any
26 opportunity of harvesting Peninsula herd, although in what
27 six, five years time, I think, out of Togiak there was only
28 two hunters that go down to the Peninsula and this year we
29 hadn't seen any caribou in the north side of the Togiak River
30 except in Unit 18. As of right now there is no snow up there
31 to get up there to go after the caribou. And this is not
32 going to be the end of it because we will keep fighting for
33 this opening, expanding the hunting area because Nushagak
34 Peninsula herd is expanding and it's expanding still today.
35 It goes as high as the Togiak Lake and some are breeding in
36 the Togiak Lake area right now.

37
38 I don't think it's going to affect the herd that are
39 expanding right now because I think from two years ago we had
40 about a hundred of the Peninsula herd in there behind Twin
41 Hills area, by the winter there were 80 left out of that 100.
42 But right now, the last count I had up there was out of that
43 80 we have 150 now. Even better than the 150. I think Andy
44 said 134.

45
46 MR. ADERMAN: Yes, Pete, that was what we
47 seen over -- well, off the Peninsula a couple of weeks ago.
48 There's probably more than 134 but those were the ones
49 associated with radio collars.

50

00084

1 MR. ABRAHAM: Above Togiak, above Twin Hills
2 there is about 150 -- over 150 animals, it's still expanding
3 right now. So far they've been left alone along with the
4 moose because the people respect the people that are
5 controlling these things here. They're respecting ADF&G,
6 they respect the U.S. Fish and Wildlife, that's why they're
7 humbly asking for this expansion because like you said,
8 Togiak and Twin Hills have never had an opportunity or
9 benefit from this Nushagak herd since they've been planted
10 there.

11
12 That's all I got, thank you.

13
14 CHAIRMAN O'HARA: Okay. Any other comments
15 Council members. Robert.

16
17 MR. HEYANO: Yes, and addressing the
18 proposal, Mr. Chairman, you know, I could concur with part of
19 it, that, you know, opportunity for the fall hunt is very
20 limited. It's Refuge land, you know, ATVs are prohibited,
21 you know, that time of the year the weather is very
22 unpredictable and can be severe. In the fall hunt there's
23 very little opportunity for anybody to hunt caribou down
24 there under the existing regulations. But, you know, it
25 seems to me with the snow conditions we've had in the last
26 couple of years, there should be plenty of opportunity during
27 the winter months if people choose to hunt there.

28
29 You know, I don't know what the answer is at this
30 time but, you know, that Nushagak Caribou Planning Team has
31 been a fairly successful organization and I would hope that
32 if this proposal fails that Togiak try to work through them
33 and maybe readjust some of those goals that were mentioned.
34 And I could see, you know, as a first start maybe expansion
35 of the area for a fall hunt to see how it goes as an idea.

36
37 MR. ABRAHAM: Well, you know, Mr. Chairman,
38 you know, we represent the subsistence hunting on this table
39 over here and at this time Togiak Traditional Council asks
40 for subsistence use of this resource over here. And Togiak
41 Village Council -- I mean the Traditional Council over here
42 has been asking for all these -- not just land mammals but
43 sea mammals, they've been rejected and being rejected again,
44 now, they've been rejected for the simple thing over here for
45 their opportunity.

46
47 When I bring this home over here and explain to them
48 they're going to get frustrated again. I represent Togiak
49 over there and they have a lot of faith in me. When I talk
50 to them about not hunting moose in closed season, this winter

00085

1 only one moose got killed. And none of these animals that
2 are behind Twin Hills, they've never been harvest because
3 they respect -- like I said, they respect this co-management
4 between the villages over there. This over here, this
5 expansion over there is primarily for a summer hunt or fall
6 hunt. Because again, in the fall when it's open on August
7 20th, there is no way you can go over there to Peninsula on
8 a skiff, the only place you can go around to it is because
9 there's -- I mean in the fall time, before the rut, the
10 caribou travels as far as behind Twin Hills (In Native), and
11 they like to have that opportunity to hunt in the fall time
12 by a skiff.

13

14 CHAIRMAN O'HARA: Is that all you have?

15

16 MR. ABRAHAM: That's all I have, thank you.

17

18 CHAIRMAN O'HARA: Okay. Any other Council
19 members that have a comment. Okay. I was wondering, Andy,
20 the red line that showed the expansion area, and you have a
21 certain number of animals up there now, Robert and Robin, did
22 Togiak come to you guys in a timely fashion here to put this
23 in?

24

25 MR. SAMUELSEN: On this proposal?

26

27 CHAIRMAN O'HARA: Yeah.

28

29 MR. SAMUELSEN: Yeah, I think they met it.

30

31 CHAIRMAN O'HARA: They came to you and they
32 said, give us expansion boundaries and your guys'
33 recommendation from the Nushagak Management Plan for that
34 herd said no?

35

36 MR. HEYANO: I'd have to defer to Robin, Mr.
37 Chair, I wasn't present at the meeting.

38

39 CHAIRMAN O'HARA: Okay, Robin.

40

41 MR. SAMUELSEN: Hey, Andy.

42

43 CHAIRMAN O'HARA: Maybe I should be talking
44 to the Staff and not to the Council members.

45

46 MR. SAMUELSEN: Yeah, Andy probably has the
47 minutes right there.

48

49 MR. ADERMAN: I do.

50

00086

1 CHAIRMAN O'HARA: All right.

2

3 MR. ADERMAN: Our meeting of the Nushagak
4 Caribou Planning Committee was November 8th. We couldn't
5 schedule the meeting before then and get all of the -- or
6 most of the people at the meeting. If you recall November
7 8th was after the November 5th deadline.

8

9 CHAIRMAN O'HARA: Oh, so they didn't meet the
10 deadline then?

11

12 MR. ADERMAN: Well, I contacted our folks in
13 Anchorage and asked, you know, we are having this meeting and
14 if there would be proposals generated, you know, out of that
15 meeting, not knowing that there would be any, you know, could
16 we still get it in and this proposal was brought up during
17 that meeting and I believe it was Robin's suggestion that
18 they work with BBNA and submit the proposal, and that.....

19

20 CHAIRMAN O'HARA: So my question is this
21 then, they're working with the management team for this
22 Nushagak Peninsula herd was timely in requesting that you
23 have an expansion of the boundaries; is that right?

24

25 MR. ADERMAN: I don't know that I could make
26 that interpretation.

27

28 CHAIRMAN O'HARA: Well, I guess maybe I'm
29 coming at this wrong then, I don't understand something here.
30 Togiak come to you guys, your management team, and said, we
31 want expand this boundary in 17(A), right?

32

33 MR. ADERMAN: Correct.

34

35 CHAIRMAN O'HARA: And the management team of
36 the Nushagak Peninsula herd said no?

37

38 MR. ADERMAN: Correct.

39

40 CHAIRMAN O'HARA: That's right?

41

42 MR. ADERMAN: That's correct.

43

44 CHAIRMAN O'HARA: Okay. So then Togiak says,
45 well, we'll put our own proposal in and take it to the
46 Council for an expansion of the hunting area on that Nushagak
47 herd, right?

48

49 MR. ADERMAN: Correct.

50

00087

1 CHAIRMAN O'HARA: Okay. Okay, I understand
2 it now. I didn't understand the trail of crumbs. Okay, so
3 go ahead.

4
5 MR. SAMUELSEN: Yeah, Andy, it's my
6 understanding that this proposal will have an August 1 to
7 September 30th hunt and a December 1 to December 31st hunt as
8 proposed? There would be a winter hunt.

9
10 MR. ADERMAN: Yeah, I believe on the winter
11 part it would go with the existing season which goes out to
12 the end of March, December 1st to the end of March.

13
14 MR. SAMUELSEN: But in the reason for
15 changing the regulation they're saying they don't have a
16 reasonable opportunity in the fall, the way I read the
17 regulation.

18
19 MR. ADERMAN: Right.

20
21 MR. SAMUELSEN: Based on Pete's comments, the
22 fall time they don't have a reasonable opportunity, August to
23 September 30th.

24
25 CHAIRMAN O'HARA: Okay. But you're saying
26 December 1 to 31st they have a reasonable opportunity.

27
28 MR. SAMUELSEN: Well, Mr. Chairman, it's my
29 knowledge that -- because I live in this area that people
30 from Togiak come over to Manokotak -- west of Manokotak and
31 north of Manokotak to get dry wood for their (In Native).
32 They do a left when the hit Manokotak to go get dry wood, if
33 they did a right they'd go down and get a caribou because of
34 the good snow conditions.

35
36 CHAIRMAN O'HARA: Okay.

37
38 MR. SAMUELSEN: And as a member -- past
39 member, I guess, of the Nushagak Peninsula Caribou Planning
40 Committee, we want to encourage those caribou to move further
41 to the north and to the west and get situated up there.
42 You're talking of a village of roughly 800 people,
43 snowmachines now a days, you got 134 animals there, it would
44 only be a matter of weeks before that herd is either wiped
45 out or moved out of that area. We're trying to get an
46 establishment of that herd -- the working group is trying to
47 get establishment of that herd and once that herd is
48 established in that area and it's proven that it's staying in
49 the area because they're a highly migratory animal, they do
50 a left today and a right tomorrow, I think the committee will

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1 look favorably at having a hunt up there. But at this time
2 that herd is not an established herd.

3

4 CHAIRMAN O'HARA: All right. Then another
5 question I have, Andy, is how many animals are taking out of
6 this herd per year?

7

8 MR. ADERMAN: The average harvest since the
9 first hunting began in 1995 has been 49 animals per year.

10

11 CHAIRMAN O'HARA: How many permits do you
12 issue a year to hunt?

13

14 MR. ADERMAN: It's varied from 100 the first
15 season up to the current 300. And I have a couple of
16 handouts that might be helpful.

17

18 MR. ABRAHAM: Mr. Chairman.

19

20 CHAIRMAN O'HARA: Yep, go ahead.

21

22 MR. ABRAHAM: The idea for this expansion
23 actually was for the fall hunt, not for the winter hunt.

24

25 CHAIRMAN O'HARA: Okay.

26

27 MR. ABRAHAM: August 20th to September 15th
28 or something like that.

29

30 CHAIRMAN O'HARA: Well, Robin that would take
31 care of the snowmachines.

32

33 MR. FISHER: August 1st through September
34 30th.

35

36 MR. ABRAHAM: Or September 30th, uh-huh.

37

38 CHAIRMAN O'HARA: Andy are there animals over
39 there in September?

40

41 MR. ADERMAN: Yes. The last page has a
42 summary of the hunting seasons to date.

43

44 CHAIRMAN O'HARA: Okay. Well, I'll tell you
45 I'm within a breath wits of voting for this because -- except
46 for the fact that the management team did say they're looking
47 for an expanded herd to go on, you know, I think.....

48

49 MR. FISHER: Mr. Chairman, I.....

50

00089

1 CHAIRMAN O'HARA:I'd be pretty
2 frustrated, too, if I were Togiak. Go ahead.

3
4 MR. FISHER: Excuse me, I didn't mean to
5 interrupt.

6
7 CHAIRMAN O'HARA: That's all right, go ahead.

8
9 MR. FISHER: The feeling of the Staff was
10 that we thought Togiak should work with the planning group
11 rather than have the Regional Council and the Federal
12 Subsistence Board bypass that planning group because we feel
13 it's done a heck of a good job and one of the reasons why the
14 herd has done what it's done today.

15
16 CHAIRMAN O'HARA: Yeah.

17
18 MR. FISHER: That's all we were asking was to
19 recommend those people work with trying to.....

20
21 CHAIRMAN O'HARA: Go ahead, Robin.

22
23 MR. SAMUELSEN: You know, I don't think
24 there's going to be that many animals killed between August
25 1 and September 30th. I have no problems with that portion
26 of it. But to open it December 1 to December 31st, I have a
27 real problem with it. And I was just looking at the proposal
28 as a whole, maybe we could modify it and somebody amend my
29 motion.

30
31 CHAIRMAN O'HARA: Okay, Robert.

32
33 MR. HEYANO: Well, I think, Mr. Chairman, we
34 need to be very careful in here because the goals of this
35 planning team says, you know, specifics they harvest the
36 caribou on the Peninsula and encourage growth and expansion
37 and I think in their judgment, when they think that those
38 goals have been met or choose to change them, that should be
39 left up to them. This is -- by adopting this proposal or a
40 modified version of it, you're kind of taking the heart and
41 soul out of this planning team.

42
43 MR. SAMUELSEN: I think so.

44
45 MR. HEYANO: Then I guess my reason is then
46 why should the people participate in the planning team and
47 not come directly to this group.

48
49 CHAIRMAN O'HARA: All right.

50

00090

1 MR. HEYANO: And that's the thing. That's
2 the concern I have, it's been fairly su -- it's been
3 extremely successful in cooperating. You know, I think it's
4 unfortunate that those folks who comprise that team saw fit
5 that it wasn't time to change these goals.

6
7 CHAIRMAN O'HARA: Yeah.

8
9 MR. HEYANO: For us to sit here and say it is
10 okay, is not correct, in my opinion.

11
12 CHAIRMAN O'HARA: Okay. That's all the
13 questions I had. Any further discussion by the Council
14 members, okay, call for the question.

15
16 MR. HEYANO: Question.

17
18 CHAIRMAN O'HARA: All those in favor of the
19 motion say aye.

20
21 IN UNISON: Aye.

22
23 CHAIRMAN O'HARA: Opposed.

24
25 MR. ABRAHAM: Nay.

26
27 CHAIRMAN O'HARA: Okay, one opposition. All
28 right, mine is yes. Okay. 37.

29
30 MR. SAMUELSEN: Mr. Chairman.

31
32 CHAIRMAN O'HARA: Yeah.

33
34 MR. SAMUELSEN: Maybe we could write a letter
35 to the Nushagak Peninsula Caribou Planning Committee to ask
36 them to take a look at the -- I don't know how the proposal
37 was written and I don't remember the deliberations but I
38 think it concluded the December 1 to March 31st, that was the
39 heartburn. Maybe it's not necessary maybe just direct it to
40 Andy, maybe they should look at the August 1st to September
41 30th in their next planning committee meeting, only -- those
42 dates only, but not a winter hunt.

43
44 CHAIRMAN O'HARA: Okay.

45
46 MR. ABRAHAM: I know definitely, Togiak, will
47 go for this fall hunt. You know, as far as the opening of
48 the December for Nushagak, they'd go for that, too. Because
49 right after fishing season, you know, people are hungry for
50 fresh meat and you know and I know.

00091

1 CHAIRMAN O'HARA: Uh-huh.

2

3 MR. ABRAHAM: And that's part of the
4 frustration, they see the caribou right there in front of
5 them, right there, but that, you know, they cannot get it,
6 that's why they asked for that expansion for the fall hunt
7 only.

8

9 CHAIRMAN O'HARA: We kind of live and die by
10 numbers being brought back to good health places in this
11 Council, and we're just going to have to live with it. I'd
12 have liked to have given the Togiak people something there
13 but if the management planning team says we're going to build
14 these numbers and have a healthy herd like we have done with
15 the moose, thank goodness, that's the hard decision you have
16 to live so. Number 37, who's handling that? Okay.

17

18 MR. FISHER: Moving on Mr. Chairman, Proposal
19 37 was submitted by the Port Heiden Village Council. This
20 would change the fall moose hunting season in Subunit 9(E)
21 from September 1st through the 20th to August 20th to
22 September 20th. The earlier opening, as proposed by this
23 proposal would extend the fall season by another 12 days.

24

25 As you recall, the Federal Subsistence Board has
26 considered several special actions concerning moose harvest
27 seasons in Subunit 9(E) and as a result, the Board
28 recommended that we develop a subcommittee to discuss moose
29 management and also caribou, and you remember the meeting we
30 had in Naknek, and as a result of that meeting, the
31 recommendations were forwarded to the Regional Council and
32 they came up with Proposal 99-36, and that proposal would
33 close lands to moose hunting on the Pacific side of the
34 Alaska Peninsula, however, the Council modified this proposal
35 and recommended that a smaller portion of Federal lands be
36 closed. I think Mr. Samuelsen, at the time, we looked at
37 some maps and we made a modification to the proposed closed
38 area.

39

40 The Board deliberated on this proposal and spent
41 quite a bit of time talking about it and discussing it and I
42 think at the time, biological information that we had
43 indicated that we didn't think the area should be closed.
44 The Board deferred the proposal until additional moose
45 surveys were conducted. And these surveys were conducted, if
46 you remember, back in May, and there was some question
47 whether it was too late or there wasn't enough snow cover to
48 do an adequate survey, however, during this survey,
49 biologists located another 245 moose and as a result the
50 Board voted not to close the season, however, they did extend

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1 the season to coincide -- extend the season in January to
2 coincide with the recent Board of Game action.

3
4 The moose population in subunit, the population
5 appears to be stable with good bull/cow ratios. In summing
6 up here, the Staff recommendation was to support the
7 proposal, like I said the biological information indicates
8 the population is stable with high bull/cow ratios. The
9 harvest on Federal public lands by subsistence users is
10 pretty low and extending the season like this shouldn't have
11 really any impact and it should allow those people additional
12 time to pursue a moose.

13
14 That's all I have right now, Mr. Chairman.

15
16 CHAIRMAN O'HARA: Okay. Any questions
17 Council members. Yes, Robert.

18
19 MR. HEYANO: Clarification, on Page 64 it
20 says, Staff recommendation oppose, on Page 69, it says,
21 conclusion support the proposal.

22
23 MR. FISHER: Yeah.

24
25 MR. HEYANO: Which is it?

26
27 CHAIRMAN O'HARA: Yeah, page 1 they oppose it
28 and then the last page they support it.

29
30 MR. FISHER: Page 64?

31
32 CHAIRMAN O'HARA: Yes, Staff recommendation
33 oppose.

34
35 MR. FISHER: Um?

36
37 CHAIRMAN O'HARA: We were about to take you
38 to the woodshed on that one.

39
40 MR. FISHER: We support the proposal.

41
42 CHAIRMAN O'HARA: All right.

43
44 MR. SAMUELSEN: No pay raise this year.

45
46 CHAIRMAN O'HARA: I was going to say,
47 well.....

48
49 MR. FISHER: Pardon.

50

00093

1 CHAIRMAN O'HARA: No, you get a pay raise if
2 you support it. Yeah, thank you Robert, I was totally
3 confused by that. Alaska Department of Fish and Game, Steve,
4 would you like to make a comment.

5
6 MR. MACHIDA: Thank you, Mr. Chairman. The
7 Department agrees with the Staff Committee's assessment of
8 the biological status of the population. Bull/cow ratios in
9 this area are good and the population's in stable condition.
10 The only concern that we would have is this would just
11 represent further divergence by 10 days of the -- the
12 difference between the Federal season from the State season.
13 However, that being said, if there is to be a divergence of,
14 we would prefer it to be in August because the potential
15 impact to the population in terms of harvest wouldn't be very
16 great so in that sense we do agree with the assessment by the
17 Fish and Wildlife Service Staff.

18
19 CHAIRMAN O'HARA: Okay. Is that all you
20 have, Steve?

21
22 MR. MACHIDA: Yes.

23
24 CHAIRMAN O'HARA: Any questions Council
25 members. Yes.

26
27 MR. SAMUELSEN: Just a question, Steve, do
28 you have any counts on how many moose were taken this year in
29 9(E), just a rough guesstimate?

30
31 MR. MACHIDA: No, we don't -- basically that
32 information is gathered through harvest ticket information
33 and the way harvest ticket data interpretation goes is that
34 in the February/March time period is when reminder letters
35 are sent to hunters who haven't turned in their harvest
36 report so the information is still being tabulated for last
37 fall's hunting season.

38
39 MR. SAMUELSEN: I was talking with a
40 gentleman from the Chigniks and he said last year there was
41 roughly about 320 moose harvested or the year before last,
42 and then last year preliminary indications it looks like
43 moose take is up about to 420 in 9(E).

44
45 MR. MACHIDA: I think that's for all of 9, if
46 I'm not mistaken.

47
48 MR. CHRISTENSEN: That's got to be all 9
49 commercial hunting.

50

00094

1 MR. SAMUELSEN: Yeah, that includes
2 subsistence and commercial.

3
4 MR. CHRISTENSEN: Yeah, the one guy had 54,
5 just one hunter.

6
7 CHAIRMAN O'HARA: King -- Butch King.

8
9 MR. MACHIDA: Yeah, Dave just handed me data
10 and last year it was 103. I believe, though, the 400 figure
11 is for all of Unit 9.

12
13 CHAIRMAN O'HARA: That's still a high number.

14
15 MR. MACHIDA: Because that would be a very
16 high harvest for just one subunit.

17
18 MR. SAMUELSEN: Pardon.

19
20 MR. MACHIDA: The harvest of over 400 would
21 be very high for just one subunit.

22
23 CHAIRMAN O'HARA: Yeah, boy, that would be
24 high.

25
26 MR. CHRISTENSEN: It's mostly commercial
27 hunters. The local hunt's about maybe five moose, the Lake
28 area, and I don't think they get five moose -- yeah, 10
29 moose. But the commercial hunt is one guys gets 54.

30
31 MR. MACHIDA: Yes, I don't have the harvest
32 information for 9(E) so I can't comment on that. I guess I
33 will say that extending it by 10 days into August, if it's
34 just limited to local hunters, I don't anticipate that it's
35 going to be a big increase.

36
37 CHAIRMAN O'HARA: Yeah, Steve, why would you
38 not have the numbers because 40 percent of that land is State
39 land in 9(E), roughly? Wouldn't you get the harvest
40 information on the State lands.

41
42 MR. MACHIDA: Well, the information's here
43 and the problem I have is I was expecting Dick Sellers to do
44 this and he has information that I don't.

45
46 CHAIRMAN O'HARA: Okay.

47
48 MR. MACHIDA: And I would just need to go
49 find it out.

50

00095

1 CHAIRMAN O'HARA: That's fine.

2
3 MR. SAMUELSEN: Oh, okay.

4
5 CHAIRMAN O'HARA: Sure, no problem. That's
6 okay.

7
8 MR. FISHER: The last data I have here is
9 1998 and there was 103 animals taken in 1998. The highest
10 year that I have going back from 1983 through 1998 was 111 in
11 1987, it looks like the average has been somewhere probably
12 in the mid-80s for.....

13
14 CHAIRMAN O'HARA: But this year it was 400?

15
16 MR. FISHER: Pardon.

17
18 CHAIRMAN O'HARA: This year was 400, '99 was
19 400?

20
21 MR. FISHER: No. I don't have '99 but it
22 seems to me that it never has been over 111, that's the
23 highest.

24
25 CHAIRMAN O'HARA: Okay.

26
27 MR. FISHER: 400 in '99 would seem pretty
28 rare.

29
30 CHAIRMAN O'HARA: Do you have the figure for
31 '99?

32
33 MR. FISHER: No, I don't.

34
35 CHAIRMAN O'HARA: How come we don't have
36 them?

37
38 MR. FISHER: I think they have the
39 preliminary stuff in, I just think it -- we just -- we just
40 haven't gotten it yet.

41
42 MR. SAMUELSEN: So Proposal 37, that wouldn't
43 open it to everybody, that would be open to qualified
44 subsistence users on Federal land, an additional 10 days,
45 right?

46
47 MR. FISHER: That's correct.

48
49 CHAIRMAN O'HARA: All right. That's good.

50

00096

1 MR. SAMUELSEN: Okay.

2

3 MR. HEYANO: Some of the information you
4 might be looking for, Mr. Chairman, is on Page 69. It says
5 the overall harvest level has remained relatively stable
6 within a sustainable levels over the last 12 to 16 years with
7 an average annual harvest of 90.5 moose. And then it goes
8 down to state that a survey that Ted Krieg did, I believe,
9 '96/98 shows that by local residents, harvest varied from 21
10 to 48 animals during that three year study period.

11

12 CHAIRMAN O'HARA: One more storm and you'll
13 have all the information that we're going to need. All
14 right, let's see, public -- thank you, Steve, appreciate
15 that. Cliff, do we have any written comments?

16

17 MR. EDENSHAW: No, Mr. Chair, there weren't
18 any written public comments.

19

20 CHAIRMAN O'HARA: Anyone interested in public
21 participation on this Proposal 37. Hearing none, I think all
22 the agencies have been represented, Council members, what's
23 your wishes.

24

25 MR. CHRISTENSEN: I make a motion.

26

27 CHAIRMAN O'HARA: Make a motion we accept the
28 proposal. Second.

29

30 MR. SAMUELSEN: Second.

31

32 CHAIRMAN O'HARA: All right. Any further
33 discussion. Did you want to address your proposal?

34

35 MR. CHRISTENSEN: No.

36

37 CHAIRMAN O'HARA: Okay. No further
38 discussion. Call for the question.

39

40 MR. ENRIGHT: Question.

41

42 CHAIRMAN O'HARA: All those in favor say aye.

43

44 IN UNISON: Aye.

45

46 CHAIRMAN O'HARA: Opposed.

47

48 (No opposing votes)

49

50 CHAIRMAN O'HARA: Plugging right along, 39.

00097

1 MR. FISHER: Yes, Mr. Chairman, I have No.
2 39. This proposal was submitted by Mr. Leon Alsworth from
3 Port Alsworth, and this proposal would lengthen the beaver
4 trapping season in Subunit 9(B) from January 1st to May 1st
5 to November 10th through May 31st. So we're going to move
6 the season back.

7
8 The beaver population in this area and also probably
9 the whole Bristol Bay area is increasing, plenty of beavers.
10 They are used for, not only for furs but as a food resource.

11
12 The Staff supported this proposal as did the Lake
13 Clark Subsistence Resource Commission. And we felt that this
14 proposal would provide an additional subsistence trapping
15 opportunities when the beavers are easier to trap. However,
16 adoption of this proposal would set up two different trapping
17 regulations for the subunit and I think there was some
18 comments by Fish and Game that possibly they may consider
19 looking at it and maybe trying to align the regulations.

20
21 CHAIRMAN O'HARA: Okay.

22
23 MR. FISHER: And I didn't want to steal any
24 of Steve's -- I hope I didn't steal any of his thunder there,
25 but that's all the comments I had, Mr. Chairman.

26
27 CHAIRMAN O'HARA: Okay. Any questions
28 Council members. Steve, did you have any comment on this
29 proposal?

30
31 MR. MACHIDA: Thank you, Mr. Chairman. We
32 don't really have any problems with the proposal as the Fish
33 and Wildlife Service Staff did say, the beaver populations in
34 Unit 9 are fairly high and doing very well, trapping pressure
35 is relatively minimal compared to what it's been in the past.

36
37 One of the things that we are doing is -- with the
38 coming Board cycle, we will propose that the State season be
39 opened in November as well. So although, Dave did point out
40 the divergence in the trapping season, I guess we don't see
41 that as a big problem since we're planning on aligning it
42 anyway.

43
44 CHAIRMAN O'HARA: Okay. Any questions
45 Council members of Steve? Thank you, Steve. Any written
46 comment, Cliff?

47
48 MR. EDENSHAW: No, Mr. Chair.

49
50 CHAIRMAN O'HARA: Any public testimony.

00098

1 Hearing none, what's the wishes of the Council. Robin.

2

3 MR. SAMUELSEN: These damn beavers -- I don't
4 know, Mr. Chair, I'm thinking about amending this for all of
5 Unit 9. Because we seem to -- every meeting we attend we
6 have these little beaver proposals popping up to amend the
7 season in different subunits and we just came through a
8 beaver roundup here and there was no beaver pelts because the
9 snow was too damn deep and the ice was too deep.

10

11 MR. FISHER: Maybe we could just wait just a
12 little bit and see what the State does and then try and see
13 what they do from their -- well, they're going to work 9, I
14 think, aren't they Steve?

15

16 MR. MACHIDA: Pardon.

17

18 MR. FISHER: You're going to -- the State is
19 going to do something with Unit 9 beaver?

20

21 MR. MACHIDA: (Nods affirmatively)

22

23 MR. FISHER: We did have a proposal in Unit
24 18 regarding beaver and this goes back, I think probably
25 about a year, but the Council there just recommended to wait
26 and see what the State did and the State went ahead and kind
27 of do what we were going to do but we waited and that's --
28 we'll get into it on this next proposal, No. 40, so -- it
29 looks like everything's kind of lined up in Unit 18 now with
30 both the State regs and the Federal regs.

31

32 CHAIRMAN O'HARA: I don't know if it's
33 possible for a biologist to do two things at once but when
34 you speak, maybe you could reach over and take that
35 microphone and point it towards you for Tina.

36

37 MR. FISHER: Do what?

38

39 MR. SAMUELSEN: Don't confuse him.

40

41 CHAIRMAN O'HARA: All right. Tina's sitting
42 over there and she's ready to kill you. I know you can run.
43 Any other discussion on this motion.

44

45 MR. HEYANO: Here we go, Mr. Chairman, I
46 guess I'd be prepared to offer a motion to amend Proposal 39
47 to include Unit (C) and Unit (E) and I would move to support
48 with that change of language.

49

50 MR. SAMUELSEN: Second.

00099

1 CHAIRMAN O'HARA: All right. Would you like
2 to address your motion?

3
4 MR. HEYANO: Well, I think, Mr. Chairman, the
5 harvest of beavers has drastically declined due to primarily
6 the price of the fur and I think this putting -- opening it
7 up to the 10th of November would provide those few
8 individuals an opportunity -- an easier opportunity to trap
9 beaver and I don't see why we should just limit it to 9(B),
10 I think if there's no objections from the committee we just
11 include 9(C) and 9(E). And I would note that under the
12 State's comments is that they don't oppose it and they're
13 considering possibly making a similar proposal when the State
14 regulatory cycle comes up.

15
16 CHAIRMAN O'HARA: Yeah, I think that beaver
17 is actually becoming almost more of a subsistence food --
18 issue than it is really a furbearing issue. A lot of beaver
19 caps around but.....

20
21 MR. SAMUELSEN: Question.

22
23 CHAIRMAN O'HARA: Question's been called for.
24 All those in favor say aye.

25
26 IN UNISON: Aye.

27
28 CHAIRMAN O'HARA: Opposed.

29
30 (No opposing votes)

31
32 CHAIRMAN O'HARA: All right. Number 40,
33 beaver again.

34
35 MR. SAMUELSEN: Number 40, beaver.

36
37 MR. FISHER: Yes, Mr. Chairman, Proposal 4
38 was submitted by the Togiak Traditional Council and this
39 would extend trapping seasons in Unit 17(A) for beaver from
40 November 10th to February 28th to November 10th through March
41 31st. Part of this proposal is also addressed in Proposal 2,
42 but the part in Proposal 2 is just recommended for Unit 17.
43 This proposal also would shorten the trapping season in Unit
44 18 from November 1st to June 10th to November 1st through
45 March 31st. The beaver populations in both 17(A) and Unit 18
46 are increasing so there should be no biological impact with
47 modifying the seasons.

48
49 The Staff conclusion on this proposal was to support
50 that part of the proposal that covers Subunit 17(A) with a

00100

1 modification to align Federal subsistence trapping
2 regulations in 17(A) with current State trapping regulations.
3 And this is the same that's presented in Proposal 2. So
4 we're going to get to it one way or the other.

5
6 We also recommend that deferred Proposal 99-41, that
7 was the one that I alluded to a few minutes ago for Unit 18,
8 where we waited until the Board of Game set their beaver
9 season, that that part of this proposal that covers Unit 18
10 be modified to align with the recent changes adopted by the
11 Alaska Board of Game for trapping and hunting of beaver in
12 Unit 18.

13
14 And the Y-K Delta Council met earlier this week and
15 they approved this.

16
17 That's all I have, Mr. Chairman.

18
19 CHAIRMAN O'HARA: Any questions Council
20 members. Alaska Department of Fish and Game -- excuse me,
21 before you come up, Steve, Pete.

22
23 MR. ABRAHAM: Yes, on Proposed regulation
24 17(A) and 18 beaver, 17(A) 40 per season November 10, March
25 31, and it says down here, Unit 18 no limit. Can we include
26 possible -- I mean include no limit on 17(A) because they're
27 getting to be a nuisance over there on -- especially on the
28 small streams where the block up the salmon, you know, salmon
29 that's over there. And hoping it will encourage the trappers
30 over there. Because I think we had only two trappers this
31 winter out of Togiak, but maybe by putting no limit on it,
32 hoping that it will encourage some younger people over there.

33
34 CHAIRMAN O'HARA: When we get to the motion
35 part of it we certainly can address it and it will be fine.
36 Any other questions to Dave right now? Excuse me, Steve
37 would you mind coming up.

38
39 MR. MACHIDA: Thank you, Mr. Chairman. My
40 comments on this proposal are similar to the previous one.
41 Beaver numbers in both 17 and 18 are fairly high. The
42 harvest pressure is down considerably. The proposal for
43 17(A) would align the State and Federal trapping seasons for
44 beaver in Unit 18 and 17(A), and we think that would be a
45 good idea. The proposal also would shorten the beaver season
46 in Unit 18 and beaver populations are high there as well and,
47 you know, we don't really think this is necessary.

48
49 So that is our comments.

50

00101

1 CHAIRMAN O'HARA: Any questions Council
2 members. Thank you, Steve. Any written comment, Cliff?

3
4 MR. EDENSHAW: Mr. Chair, there weren't any
5 written public comments.

6
7 CHAIRMAN O'HARA: Public comment on this
8 proposal. Hearing none, what's the wish of the Council --
9 Council members.

10
11 MR. HEYANO: Move to adopt.

12
13 CHAIRMAN O'HARA: Okay. Second.

14
15 MR. CHRISTENSEN: Second.

16
17 CHAIRMAN O'HARA: Okay, Jim seconded. Any
18 other -- did you want to address your motion?

19
20 MR. HEYANO: Well, Mr. Chairman, I view it as
21 basically a housekeeping that will align the Federal season
22 with the existing State regulation. And my comments to the
23 previous proposal I would include in supporting this proposal
24 also.

25
26 CHAIRMAN O'HARA: Okay. Any other Council
27 comments. Question.

28
29 MR. ENRIGHT: Question.

30
31 CHAIRMAN O'HARA: All those in favor say aye.

32
33 IN UNISON: Aye.

34
35 CHAIRMAN O'HARA: Opposed.

36
37 (No opposing votes)

38
39 CHAIRMAN O'HARA: Okay, unanimous. Okay, No.
40 61, who's handling that one?

41
42 MR. FISHER: Mr. Chairman, did you want to do
43 No. 61 tomorrow when they talk about the moose management
44 plan or do you want to go ahead and hear what the Staff has
45 to say about Proposal 61.

46
47 MR. SAMUELSEN: Sellers isn't even coming.

48
49 CHAIRMAN O'HARA: Yeah, I don't think -- Dick
50 is not even coming, is he?

00102

1 MR. ENRIGHT: No.

2

3 MR. FISHER: We also have -- there's three
4 more proposals, 61, 1 and 2, so whatever you wanted. Those
5 Proposals 1 and 2 should go pretty fast.

6

7 CHAIRMAN O'HARA: Tonight.

8

9 MR. FISHER: Yeah.

10

11 CHAIRMAN O'HARA: Okay, let's go for it.

12

13 MR. HEYANO: Number 1's been withdrawn.

14

15 MR. FISHER: Yeah, that went real fast.

16

17 MR. SAMUELSEN: Well, Mr. Chairman, I guess
18 on Proposal.....

19

20 MR. FISHER: Well, wait a minute, Helen, I
21 think has to read something into the record on 1.

22

23 MR. SAMUELSEN:61.....

24

25 MR. FISHER: No, on No. 1.

26

27 CHAIRMAN O'HARA: Yeah, we're not.....

28

29 MR. SAMUELSEN: On 61, did that meet the
30 deadline criteria, that's what I want to know because I was
31 told by Staff that Proposal 61 had missed the deadline
32 criteria and that it would take special action. Then when I
33 got my book, here it is in the proposal form, so tell me
34 what's happening here.

35

36 MR. FISHER: Well, 61 did start out as a
37 special action.

38

39 MR. SAMUELSEN: Did it meet the deadline?

40

41 MR. FISHER: But I think it -- it met the
42 deadline because it was faxed to Andy on the 5th of November
43 1999 at 4:40 p.m., and I have Andy's little fax transmission
44 here and he sent me a copy of it.

45

46 When we got it our people called it a special action
47 that's why you got it as special action. And then I think
48 they took a look at it and they said, well, you guys are
49 going to be discussing the management plan and special action
50 wouldn't go into effect until next year so why not deal with

00103

1 it as a proposal. I'm pretty sure that's the reasoning.

2
3 MR. SAMUELSEN: Fine.

4
5 CHAIRMAN O'HARA: So you answered his
6 question, it was timely?

7
8 MR. FISHER: But I was still calling it a
9 special action in the office when no they said well, that's
10 a proposal, what number is it, 42, no, it's 61. So.....

11
12 MR. SAMUELSEN: Fine.

13
14 CHAIRMAN O'HARA: So it was timely.

15
16 MR. SAMUELSEN: As long as it met the
17 deadline.

18
19 MR. FISHER: Uh?

20
21 CHAIRMAN O'HARA: Is it timely?

22
23 MR. FISHER: Yes.

24
25 CHAIRMAN O'HARA: Uh-huh.

26
27 MR. SAMUELSEN: As long as it met the
28 deadline.

29
30 CHAIRMAN O'HARA: Okay.

31
32 MR. SAMUELSEN: Okay.

33
34 CHAIRMAN O'HARA: Go ahead.

35
36 MR. FISHER: Proposal 61 submitted by Mr.
37 Gary Carlos from Togiak Alaska.....

38
39 MS. HILDEBRAND: Excuse me, Mr. Chairman.

40
41 CHAIRMAN O'HARA: Yes.

42
43 MS. HILDEBRAND: There was a request made
44 earlier that this proposal be addressed tomorrow; did you
45 rule on that request?

46
47 CHAIRMAN O'HARA: I think the only reason the
48 request came in was Dick Sellers we thought was -- no, who
49 was going to be here tomorrow to address this?

50

00104

1 MR. HEYANO: Jim Woolington.

2

3 CHAIRMAN O'HARA: Oh, Jim Woolington, that's
4 right. All right, maybe we should.....

5

6 MR. SAMUELSEN: Yeah.

7

8 CHAIRMAN O'HARA: Yeah.

9

10 MR. FISHER: We can get No. 1 and No. 2 out
11 of the way.

12

13 CHAIRMAN O'HARA: All right. That's right,
14 we'll table that then until tomorrow.

15

16 MR. SAMUELSEN: Sounds good.

17

18 CHAIRMAN O'HARA: Okay, let's go. Well, No.
19 1's been withdrawn.

20

21 MS. H. ARMSTRONG: Mr. Chair.

22

23 CHAIRMAN O'HARA: Yes.

24

25 MS. H. ARMSTRONG: Number 1 was withdrawn but
26 I've been asked to make a few comments about it into the
27 record.

28

29 CHAIRMAN O'HARA: Okay.

30

31 MS. H. ARMSTRONG: Proposal 1 was submitted
32 by Ralph Lohse, who's the Regional Council Chair for the
33 Southcentral Regional Council. And he did agree to withdraw
34 it because there had been some -- some people were unhappy
35 with it and he submitted a letter, which I'm not going to
36 read to you but it is in your book, it's after the proposal
37 and he asked that everybody read it explaining why he
38 submitted it. He just didn't want anybody to be upset with
39 him and offended by his submitting the proposal. He meant it
40 as being something that was respectful and not something to
41 upset people. And the proposal was asking for a statewide
42 hunt being allowed using primitive methods and so it was
43 withdrawn. That's all.

44

45 CHAIRMAN O'HARA: Okay. Down to No. 2.

46

47 MR. FISHER: Yes, Mr. Chairman, Proposal No.
48 2 was submitted by the Office of Subsistence Management. And
49 what this proposal would do, Mr. Chairman, this would align
50 Federal trapping seasons across Alaska, as you can see there

00105

1 it takes in a lot of Game Management Units with current State
2 trapping seasons. And it would modify the boundaries of one
3 subunit.

4
5 So what we're looking at here on Page 103 is beaver.
6 Unit 17 beaver, we want to extend the season from November
7 10th to March 31st, and if you recall this aligned with
8 Proposal 40. And then for Unit 17, otter, we want to do the
9 same thing. Since we submitted this proposal we support the
10 proposal and extending the season there in Unit 17 for both
11 otter and beaver would provide additional subsistence
12 opportunities for those users in those units for those two
13 species.

14
15 That's all I have Mr. Chairman.

16
17 CHAIRMAN O'HARA: Okay. Any questions of
18 Staff. Alaska Department of Fish and Game, did you have any
19 comment on that, Steve?

20
21 MR. MACHIDA: Thank you, Mr. Chairman. We
22 believe that any effort to standardize the existing Federal
23 seasons and State seasons would be a good idea so we don't
24 really have a problem with this proposal. The one thing that
25 the Board of Game did last March at their -- when they
26 considered proposals for this area, was in Unit 17 they added
27 an April 15th to May 31st beaver shooting season, you know,
28 with the provision that firearms -- only firearms may be used
29 to take up to two beaver a day. So I mean that's something
30 that was done in addition to, you know, what you have
31 outlined in your original proposal.

32
33 CHAIRMAN O'HARA: Okay. That would be
34 separate then our Federal proposal then, uh?

35
36 MR. MACHIDA: Yeah, that's something that the
37 State of Board of Game did for Unit 17 that's not included in
38 the proposal that you have before you.

39
40 MR. FISHER: We supported it with that
41 modification.

42
43 CHAIRMAN O'HARA: Uh-huh.

44
45 MR. FISHER: I stand corrected.

46
47 CHAIRMAN O'HARA: Yeah, we do that in some
48 parts of 9 -- 9(B), yeah, people -- they shoot beavers.
49 Anything else?

50

00106

1 MR. MACHIDA: No, that was it.

2

3 CHAIRMAN O'HARA: Council members. Thank
4 you, Steve. Written comment.

5

6 MR. EDENSHAW: There weren't any, Mr. Chair.

7

8 CHAIRMAN O'HARA: Any public comment on this
9 issue. Any special interest out there want to deal with --
10 we first brought this type of thing to -- we won't even talk
11 about it. IT was in Anchorage, it was a lot of fun. All
12 right, Council members what's your wishes. I think this is
13 a bookkeeping -- go ahead, Robert.

14

15 MR. HEYANO: Yes, Mr. Chairman, I think I
16 would move to support the proposal and I would -- our support
17 would just pertain to Unit 17, since that's the only unit
18 that we have immediate concern with with the added language
19 of the season that allows beaver to be taken by firearm.

20

21 CHAIRMAN O'HARA: Is there a second to that
22 motion.

23

24 MR. ENRIGHT: I'll second it.

25

26 CHAIRMAN O'HARA: All right. Any further
27 discussion. Do you want to address your motion?

28

29 MR. HEYANO: Well, Mr. Chairman, it's
30 basically -- I view it as housekeeping, aligning State and
31 Federal seasons and the reason I only addressed Unit 17 is I
32 don't have much experience with the other areas in the state
33 that the proposal is referencing.

34

35 CHAIRMAN O'HARA: Okay. Any other comment,
36 Council members.

37

38 MR. SAMUELSEN: Question.

39

40 CHAIRMAN O'HARA: Question's been called for.
41 All those in favor say aye.

42

43 IN UNISON: Aye.

44

45 CHAIRMAN O'HARA: Opposed.

46

47 (No opposing votes)

48

49 CHAIRMAN O'HARA: Okay, Dave that concludes
50 our.....

00107

1 MR. FISHER: 61, we'll talk about tomorrow.

2

3 CHAIRMAN O'HARA: Okay, that's fine. Let's
4 go back to our agenda items then and see where we're down to
5 -- by the way, Tim, would you like to come up and testify at
6 this time or did you want to wait until later on? Would you
7 like to, okay, come on up and talk to us.

8

9 MR. MONHOLA: Thank you, Mr. Chair and
10 Council members and the Department. My name is Timothy
11 Monhola. I represent New Stuyahok Limited. And also I've
12 just been elected Chairman for Nushagak Mulchatna Watershed
13 Council. And I'm also a land planner for New Stuyahok
14 Limited. And I'm also a subsistence user.

15

16 At this time I'd like to comment on Unit 17(B) and
17 Unit 17(C), directing it to the Department, I guess. When
18 you regulate -- open a season for caribou up in them units,
19 17(B) and 17(C), I'm mainly concerned about the advisory that
20 the villages have formed in the past. Now, these advisory
21 councils, such as Federal Advisory Councils here we have,
22 coming from the villages, though, when they elect advisory
23 councils, they expect a lot of things in return coming from
24 their villages. And in my village when 17(B) and 17(C) is
25 open for caribou season we have a lot of trespass issues that
26 take place and also wanton waste. Bush planes, especially
27 the Supercubs coming in from Iliamna Lake, and when our
28 advisory council says no, no commercial hunting in our
29 corporate lands and when it comes -- when they start coming
30 in we can see them landing in our airport, I'm afraid to see
31 a new airport being built. There's a good sides of an
32 airport being built and also there's some bad points.

33

34 We have a neighbor, Koliganek, another village, now,
35 they expanded their airport and relocated their airport and
36 now it's bigger. Now, a lot of planes, a lot of --
37 especially these -- well, I don't mind so much when there's
38 a guided commercial hunting -- commercial sport hunting for
39 big game, I don't mind that because it can be monitored.
40 What hurts the village the most, I guess, these unguided
41 planes that come in. We have no regulations whatsoever
42 because a guide can come in one day, does his thing and head
43 out the next day and we have no knowledge of what's
44 happening.

45

46 We have a lot of trespass issues that take place even
47 in the Native allotments, up and down the Mulchatna. It's
48 very sad to see when a moose is being wasted or a caribou is
49 being wasted and the meat becomes inedible. It's a sad
50 situation.

00108

1 I know the Department and these Council members are
2 also from the villages because in the villages our elders
3 have taught us how to become caretakers of our places, of the
4 areas that we live on. And I'm sure the Department is trying
5 to do the same thing. Trying to regulate who goes where and
6 what does he do.

7
8 I know the Council members, the Federal Council
9 members are doing their thing dealing with the Department,
10 but when it comes to trespass issues on our corporate lands,
11 when we have a place in the policies that clearly states that
12 we don't allow commercial sport, big game, it becomes an
13 issue even to the elders. The elders are the ones that
14 brought me here. Because in the past, you know, we've been
15 saying that we are the caretakers and they have brought down
16 that to the next generation, which is us. In this new
17 millennium, it's going to be hard to regulate all these
18 things that have been happening. In 20 years ago we don't
19 hardly see any regulations taking place, 20 years later now
20 it's an issue, becomes an issue.

21
22 It is very hard for me to go back and explain that
23 such and such units, and I know, Pete says, you know, how
24 they to have a moose opening but they don't, being rejected.
25 Now, in our area it's not being rejected because there's a
26 great abundance but it also has to be regulated. That
27 abundance one of these years is going to come to a slowdown
28 because of mismanagement problems from the Department or from
29 -- maybe the villages are not putting out notices, enough so
30 that the other user groups -- some user groups will heed to
31 what we have to say but some will not. Some just use the
32 land and they're gone and you can't regulate that.

33
34 I would like to see something take place like a
35 protect -- some sort of a monitoring protection where we can
36 monitor all these user groups, especially it hurts me to say
37 these unguided commercial user groups for sport, big game, we
38 can't monitor those. A lot of meat becomes inedible even in
39 Koliganek, our neighbor. Their elders are saying that a lot
40 of meat that they brought back because they do allow big game
41 hunting, commercial big game hunting in Koliganek. And the
42 elders are getting hurt over that. They're trying to make
43 comment but I don't see no Koliganek people in this room and
44 they're our neighbors. Something has to be done.

45
46 I can see where in King Salmon when I used to travel
47 before the Department -- you know, to meet with the Councils
48 before advisory council such as Nushagak Advisory Council.
49 I used to see a lot of caribou antlers and moose antlers and
50 no meat at the airport and it's a sickening sight. Because

00109

1 the antlers you cannot eat but you sure can hang them on the
2 wall to prove somebody that I'm a big game hunter, look at
3 all my racks here. It hurts me, though, it hurts the elders.
4 Especially the people that are living a subsistence way of
5 life. Living off traditional foods that rely on
6 supermarkets.

7

8 That's all I have to say and if you have comments I'd
9 be more than welcome to answer some of them.

10

11 CHAIRMAN O'HARA: Council members, do you
12 have any questions or comments of Tim? Tim, most of that
13 Nushagak area up there is State land and we don't have any
14 jurisdiction over State land and you go quite a ways up the
15 Mulchatna before you get to Federal land and.....

16

17 MR. MONHOLA: Yes, I can see it on the map.

18

19 CHAIRMAN O'HARA: Yeah.

20

21 MR. MONHOLA: You know, where the Federal
22 lands are quite a ways away.

23

24 CHAIRMAN O'HARA: Yes, they are quite a ways
25 away and we don't have much to say about that. However, I
26 fly commercially and I'm chartering into your towns all the
27 time and especially they Koliganek area there's just an
28 incredible amount of Supercubs going in and out of there and
29 I sure do feel badly about what happens there with that game
30 and when our Native corporation comes up there, BBNC comes up
31 there for informational meetings, especially Koliganek, Stu
32 and Nondalton annually and the big issue is subsistence and
33 the wanton waste and the trespass on lands, it's all over
34 again, you know, we hear it all the time. And I don't know
35 but we're probably kind of limited, I guess, Tom, in what we
36 can do in the way of putting the brakes. We sure can limit
37 it to subsistence use when it comes to Federal land and we
38 appreciate your comments, Tim.

39

40 MR. MONHOLA: I know for Dillingham, I know
41 who the Game Department to reach now. It's like a trespass
42 use takes place, like I can talk to with Greg Ham, he's with
43 the Fish and Wildlife Protection. This fall, last fall there
44 was a couple of Supercubs plane that would be flying in and
45 out constantly because, you know, you may open up 17(B) but
46 then the caribou moves down to 17(C) but we don't regulate --
47 in our village, anyway, we don't regulate commercial caribou
48 hunt for user groups but they come in and use it anyway. It
49 becomes a trespass issue. And it's -- it's hard. Now, we
50 bought a -- for our corporation we bought a camera that

00110

1 whenever something's going to be -- you know, you will get a
2 firsthand look at what's been happening. We're going to take
3 pictures of planes, ADF&G -- I mean with their plane license,
4 you know, it's got licenses.....

5
6 CHAIRMAN O'HARA: Numbers.

7
8 MR. MONHOLA: And also it's sad to see that
9 let it happen right in front of our eyes. And I guess what
10 I'm trying to say is there a way that we can get out to the
11 media, especially from the Anchorage, there comes small
12 plane, land, next day they're gone, it's hard to regulate
13 that.

14
15 CHAIRMAN O'HARA: I don't know the answer to
16 that Ray. Thank you very much, appreciate you taking time to
17 testify before us today. And I don't see any other blue
18 cards up here, there may be some appearing by tomorrow. But
19 let's go for the last agenda item tonight to number 8, let's
20 see Cliff who is going to be handling this?

21
22 MR. BOYD: Well, we have a committee.

23
24 CHAIRMAN O'HARA: Oh, you have a committee.
25 Mr. Boyd, are you going to handle this one?

26
27 MR. BOYD: Well, I have several folks that
28 will be -- we'll be breaking it down the topics that are
29 broken down under Topic 8.

30
31 MR. SAMUELSEN: Well, Mr. Chairman, under
32 Item 8.....

33
34 MR. BOYD: Yes.

35
36 MR. SAMUELSEN:C&T use determinations,
37 how long do you expect that to take, just that portion of No.
38 8. I think that was what Dan was saying.

39
40 CHAIRMAN O'HARA: Yeah, that's all I was
41 saying.

42
43 MR. SAMUELSEN: We don't want to do the
44 update on Federal Subsistence Fisheries.

45
46 MR. BOYD: I see.

47
48 MR. SAMUELSEN: We could save that until
49 morning.

50

00111

1 MR. BOYD: Okay, I think I'm out of place
2 here on the agenda.

3
4 CHAIRMAN O'HARA: Well, you might -- oh,
5 you're under No. 8.

6
7 MR. BOYD: I was going to do the update and
8 below. So I think this is on you, Mr. Chair.

9
10 CHAIRMAN O'HARA: Okay.

11
12 MR. BOYD: Entertain input to the Federal --
13 to change -- we're beginning our process to change the
14 Federal Subsistence Fisheries regulations looking outward to
15 2001 season.

16
17 CHAIRMAN O'HARA: Uh-huh, yeah.

18
19 MR. BOYD: And this is the Council's kick off
20 to that, similar to what we do with game in the fall so I'll
21 step back.

22
23 CHAIRMAN O'HARA: Okay.

24
25 MR. ENRIGHT: Where are we at?

26
27 CHAIRMAN O'HARA: We're under Tab O.

28
29 MR. ENRIGHT: Okay.

30
31 CHAIRMAN O'HARA: Cliff, what do we do here?

32
33 MR. EDENSHAW: Mr. Chair, I included this
34 portion under Tab O here.

35
36 CHAIRMAN O'HARA: Right.

37
38 MR. EDENSHAW: And included in here are the
39 two pages on the -- on the second page is a proposal form and
40 these are the changes -- change for subsistence fishing
41 regulations, seasons and bag limits and for customary and
42 traditional use determinations. And for the Councils
43 information, I included a portion of the Federal Register.
44 And back -- just from my own doing some research and hearing
45 from the -- when Mr. Boyd -- Tom and other Staff went on this
46 whirlwind tour of the state when we were getting extended
47 time from the Alaska Delegation to put off the takeover,
48 inside the Federal Register there were comments made by this
49 Council regarding C&T for trouts and for other species in
50 here and those were public comments that were collected and

00112

1 I included the Federal Register so that Council members may
2 review those. But at this time the proposal period closes on
3 the 27th of this month. And included in here is the proposal
4 form and the partner time line of how our office will address
5 the proposals that will come in.

6
7 CHAIRMAN O'HARA: Okay. Council members, I
8 guess just by way of introduction, Cliff, we got the form
9 there and on the next page you got the dates that go along
10 with -- how the proposals are going to work through the
11 system?

12
13 MR. EDENSHAW: That's correct, Mr. Chair.

14
15 CHAIRMAN O'HARA: And then if you want to,
16 tonight, you can go into the Federal Register and see what
17 Bristol Bay is doing, you can have reading material there.
18 You will see our name there in print.

19
20 MR. EDENSHAW: And also, Mr. Chair, I just
21 wanted to point out, if you look on the first page here, on
22 the proposal form it says that proposals would be accepted
23 through March 27th, and then if you look on the third page
24 under -- this was taken from our web page, on the bottom it
25 says March 24th, 2000 the proposal period ends, so it would
26 be on the first page March 27th is when the proposal period
27 will end.

28
29 CHAIRMAN O'HARA: Okay. Yes, Greg.

30
31 MR. BOS: Yes, Mr. Chairman, if you have the
32 fisheries regulations book in front of you it's just a lot
33 easier to read than the Federal Register and you could turn
34 to Page 20, to the Bristol Bay area, fishing regulations, and
35 you could work from that. Or if you want to flip that over
36 and then come back in the morning, you know, after you've had
37 a chance to think about possible changes. It's just a lot
38 easier to work with the regulation book than it is with the
39 Federal Register.

40
41 CHAIRMAN O'HARA: Okay. Good, thank you.

42
43 MR. SAMUELSEN: By the way this book has been
44 very confusing to people in Bristol Bay. I've gotten a
45 number of comments on it. When you go to the Bristol Bay
46 section, you've got a qualifier that this will only be used
47 for illustrated purposes. Quite a few people have commented
48 that Becharof is now in -- most of Becharof Lake is in the
49 Kodiak region. They don't read the fine print, they look at
50 the maps and see, uh-huh, the line's been moved considerably.

00113

1 And I think it is on Page 2 you have a disqualifier, yeah, in
2 the introduction you have a disqualifier. It has caused
3 quite a bit of confusion out there.

4
5 CHAIRMAN O'HARA: All right. Any other
6 questions or comments, Council members, you might have on
7 this part of the agenda.

8
9 MR. SAMUELSEN: Tom's got a comment.

10
11 CHAIRMAN O'HARA: Excuse me, Tom, I'm sorry.

12
13 MR. BOYD: I just wanted to briefly address
14 Robin's comment and I think we welcome those comments. This
15 is our first publication out of the shoot. I think our
16 intent was to try to capture in a user friendly format the
17 regulations, for the most part, we adopted or adapted from
18 the State subsistence fishing regulations as a kick off
19 point. We're learning just as we did in 1990 or thereabouts
20 when we published our first wildlife regulations, that we can
21 do a lot more to improve these and make them better, and we
22 may have some errors in here. And if you identify those for
23 us as you see them it will help us better understand what we
24 need to repair. So I appreciate those comments.

25
26 CHAIRMAN O'HARA: Any other questions or
27 comments, Council members. Yes, Shirley.

28
29 MS. KELLY: I need a clarification on
30 the.....

31
32 CHAIRMAN O'HARA: I'm sorry, you're going to
33 have to come up and talk to the microphone here so we can
34 have it a part of the record.

35
36 MS. KELLY: Shirley Kelly from Egegik. I
37 need a clarification on the closing date, is it the 24th or
38 the 27th?

39
40 MR. EDENSHAW: It's the 27th.

41
42 MS. KELLY: 27th, okay.

43
44 MR. EDENSHAW: March 27th.

45
46 MS. KELLY: Because I have a proposal from
47 Egegik.

48
49 CHAIRMAN O'HARA: Okay, thank you, Shirley.

50

00114

1 MR. EDENSHAW: Mr. Chair.

2
3 CHAIRMAN O'HARA: Go ahead.

4
5 MR. EDENSHAW: I don't have my -- I had
6 another booklet, but Karen can help me out with this in
7 regards to some of the typos or mistakes that Robin has
8 brought up, on some of the regs books for some of the
9 residents here in the region there were some pages that were
10 omitted, and Karen may have those direct page numbers where
11 -- when we -- we've done a mass mailing throughout the state
12 and there are some pages that are missing from the book on
13 random copies.

14
15 MS. LAUBENSTEIN: We've had one box so far
16 that had 10 that were -- 10 copies that were missing Pages 7
17 through 14, and 31 through 38. If any of those pages are in
18 there then your copy is fine. As I said, there's only been
19 10 out of 24,000 printed that we've found so far. The one
20 other thing is on Page 40, which is the Prince William area
21 on the bottom line, there's some pages missing about
22 additional salmon permits in Prince William Sound. So a lot
23 of people have been asking what's missing, it is on the
24 actual permit when they go to get it, that information, so
25 we're going to make sure we have that fixed next time.

26
27 CHAIRMAN O'HARA: For Tina's purposes, could
28 you please state your name.

29
30 MS. LAUBENSTEIN: I'm sorry. I'm Karen
31 Laubenstein with the Office of Subsistence.

32
33 CHAIRMAN O'HARA: Thank you. Anything else,
34 Cliff. Tom, tomorrow this -- what you're going to be giving
35 tomorrow is going to take longer than what we're going to be
36 able to handle tonight and so do you plan on being here
37 tomorrow?

38
39 MR. BOYD: Absolutely.

40
41 CHAIRMAN O'HARA: All right. And tomorrow
42 morning at 8:30 we will reconvene. And we thought we'd just
43 do this little introduction thing on what we were going to do
44 on proposals and tomorrow your Staff and all your committees
45 can go ahead and talk about this management agreement thing
46 and then we'll go on with the reports and we'll have you on
47 your way. So unless the Council members have anything else,
48 we'll recess until 8:30 tomorrow morning; is that what it
49 says on our agenda?

50

00115

1 MR. EDENSHAW: Yes, sir.

2
3 CHAIRMAN O'HARA: All right.

4
5 MR. CHRISTENSEN: Same place?

6
7 CHAIRMAN O'HARA: Same place and we will
8 start straight up at 8:30.

9
10 (PROCEEDINGS TO BE CONTINUED)

C E R T I F I C A T E

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2
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4
5
6

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

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

9

10 THAT the foregoing pages numbered 02 through 115 contain a
11 full, true and correct Transcript of the VOLUME I, BRISTOL BAY
12 FEDERAL SUBSISTENCE REGIONAL ADVISORY COUNCIL MEETING, taken
13 electronically by Salena Hile on the 24th day of March, 2000,
14 beginning at the hour of 1:15 o'clock p.m. at the City Hall
15 Assembly Chambers, Dillingham, Alaska;

16

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

21

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

24

25 DATED at Anchorage, Alaska, this 3rd of April 2000.

26

27

28

29

30

31

32

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