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NATURAL RESOURCES BOARD

BRIEF OF ACTION

A special meeting of the Natural Resources Board was held on Tuesday, January 26, 2010 in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The meeting was called to order at 12:30 p.m. for action on items 1-3. The meeting adjourned at 5:35 p.m.

ORDER OF BUSINESS

1. Organizational Matters
- 1.A. Calling the roll

David Clausen – present	Preston Cole – present
Jonathan Ela – present	Gary Rohde – present
John Welter – present	Christine Thomas – present
Jane Wiley – present	

- 1.B. Approval of agenda for January 26-27, 2010

Mr. Welter MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.

2. Information Items
- 2.B. Land Management, Recreation, and Fisheries/Wildlife
- 2.B.1 Report and preliminary results of the 2009 firearm deer season

INFORMATION ITEM – NO ACTION WAS TAKEN

- 2.B.2 Report on Deer Data Improvement Plan Removed from Agenda

3. Action Items
- 3.B. Land Management, Recreation, and Fisheries/Wildlife
- 3.B.1 Updated Request for Adoption of Board Order LF-08-09, to revise NR 52 relating to the Public Use of Lands Acquired under the Knowles-Nelson Stewardship Program

Dr. Clausen MOVED approval, seconded by Mr. Ela. The motion carried unanimously.

4. Special Committees' Reports
- 4.A. CWD Subcommittee

INFORMATION ITEM – NO ACTION WAS TAKEN

Mr. Cole MOVED, seconded by Dr. Clausen, to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 5:35 p.m.

JANUARY 26-27, 2010

The regular meeting of the Natural Resources Board was held on Wednesday, January 27, 2010 in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The meeting was called to order at 8:35 a.m. for action on items 1-7. The meeting adjourned at 2:40 p.m.

ORDER OF BUSINESS

1. Organizational Matters

1.C. Calling the roll

David Clausen – present	Preston Cole – present
Jonathan Ela – present	Gary Rohde – present
John Welter – present	Christine Thomas – present
Jane Wiley – present	

1.D. Approval of minutes from December 14, 2009

Mr. Welter MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.

2. Ratification of Acts of the Department Secretary

2.A. Real Estate Transactions

Mr. Ela MOVED approval, seconded by Mr. Welter. The motion carried unanimously.

3. Action Items

3.A. Air, Waste, and Water/Enforcement

3.A.1 Request Adoption of germane modification to Board Order WT-36-07, revisions to NR 102 & NR 106 relating to water quality standards for heat calculation of point source effluent limitations

Dr. Clausen MOVED approval, seconded by Mr. Ela

The motion carried unanimously.

3.A.2 Request Authorization for Public Hearing on Board Order AM-27-09, proposed rules affecting NR 400 pertaining to the definition of volatile organic compound (VOC) compounds in s.NR 400.02(162)(a), Wis. Adm. Code

Mr. Ela MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.

3.B. Land Management, Recreation, and Fisheries/Wildlife

3.B.2 Request Adoption of Board Order FR-25-09, repeal of NR45.04(1)(g) and creation of NR 45.045, regulating firewood that may be brought onto state lands

Ms. Wiley MOVED approval, seconded by Dr. Clausen.

The motion carried unanimously.

3.B.3 Request Approval of bear harvest quotas for the 2010 season

Dr. Clausen MOVED approval, seconded by Mr. Welter. The motion carried unanimously.

3.B.4 Request Authorization for Public Hearing on Board Order IS-07-10, housekeeping revisions to ch. NR 40, Invasive Species Identification, Classification, and Control

Mr. Ela MOVED approval, seconded by Ms. Wiley. The motion carried unanimously.

Dr. Thomas requested that voting not take place on 3.B.5 and 3.B.6 until after 3.B.7 – Congress Matters.

3.B.5 Request Authorization for Public Hearing on Board Order WM-01-09, 2010 Wildlife Management Spring Hearing Rule Change proposals

3.B.6 Request Authorization for Public Hearings on Board Order FH-03-10, proposed fishing regulation changes for 2010 Spring Fish and Wildlife Rules Hearings

3.B.7 Congress Matters: Wisconsin Conservation Congress 2010 Spring Hearing Advisory Questions

Mr. Harvey, Congress Chair, requested the Board add to the Department's Questions: "Would you support bow hunting during the 9-day traditional gun season using a bow license?"

Dr. Thomas entertained a motion on Board Order's WM-01-10 and FH-03-10.

Dr. Clausen MOVED approval, seconded by Mr. Ela on 3.B.5- Request Authorization for Public Hearing on Board Order WM-01-09, 2010 Wildlife Management Spring Hearing Rule Change proposals and 3.B.6- Request Authorization for Public Hearings on Board Order FH-03-10, proposed fishing regulation changes for 2010 Spring Fish and Wildlife Rules Hearings.

Ms. Wiley MOVED to amend FH-03-10 to add the following two questions:

- (1) **Three Lakes Chain Walleye Regulation** – The current 14 to 18 inch protected slot length limit has produced minimal improvements in the size-structure of the walleye population relative to no minimum length limit, despite having been in place for 12 years. It is more restrictive than no minimum length limit because it requires anglers to release walleyes from 14 to 18 inches in length. However, a more appropriate regulation for waters like the Three Lakes Chain, with abundant, slow growing walleye is "no minimum length limit on walleye but only one fish over 14 inches is allowed". The "one-over 14" regulation will increase opportunities for walleye harvest and should maintain a moderate number of 14" and larger walleyes in the population. Public comments favored this rule change at two meetings in Three Lakes.

Do you favor replacing the current "no minimum length limit and 14 to 18 inch protected slot" with "no minimum length limit but only one walleye over 14" allowed" and increasing the daily bag limit from 3 to 5 walleye in total on the Three Lakes Chain, Oneida County?

- (2) **Sevenmile Lake (Oneida and Forest Counties) walleye regulation** – Walleye in Sevenmile Lake recruited strongly in early 1990s, but have shown poor natural recruitment for the last decade. The population declined from an estimated 2.7 adults per acre in 1997 to 1.3 adult walleye per acre in 2008 and is now supported by stocking. The current no minimum length limit with only one fish over 14 inches allowed is inappropriate for lakes with poor recruitment. Protection of the few fish which are naturally produced or stocked with a minimum length limit is needed to bolster the sagging walleye population, so a change to the statewide 15" minimum length limit is proposed. The bag limit is 5 fish per day under either regulation.

Do you favor replacing the current rule of no minimum length limit but only one walleye over 14 inches allowed with the statewide 15" minimum length limit for walleye on Sevenmile Lake, Oneida and Forest Counties?

Dr. Clausen and Mr. Ela accepted as a friendly amendment.

Dr. Thomas MOVED to amend WM-01-10 to add the following to the Department's questions:

Allow Bow Hunting During the 9-Day Deer Gun Season - Currently, the DNR allows bow hunting for deer during the October and December antlerless gun seasons, the muzzleloader season, and all firearm seasons in the CWD zone. There are areas within the state that do not allow use of firearms and there are some hunters who only hunt with a bow. The 9-day traditional gun season is the only season closed to bow hunting and if opened could provide additional harvest in firearm restricted areas and additional recreational opportunities for bow only hunters.

Would you support bow hunting during the 9-day traditional gun season using a bow license?

The Thomas amendment failed in a roll call vote of 3-4.

David Clausen – no

Preston Cole – yes

Jonathan Ela – no

Gary Rohde – no

John Welter – no

Christine Thomas – yes

Jane Wiley – yes

Original motion with Wiley amendment passed unanimously.

3.B.8 Request Approval of the Black River State Forest Master Plan

Mr. Ela MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.

Mr. Cole requested the land items be taken in aggregate.

3.B.9 Land Acquisition – Kettle Moraine State Forest-Northern Unit – Sheboygan County

3.B.10 Land Acquisition & Project Boundary Modification - Brunet Island State Park - Chippewa County

3.B.11 Land Donation - White River Fishery Area - Bayfield County

3.B.12 Land Donation - Statewide Natural Area - Portage County

3.B.13 Land Donation - Statewide Wildlife Habitat Area - Rock County

Mr. Cole MOVED approval, seconded by Dr. Clausen on 3.B.9- Land Acquisition – Kettle Moraine State Forest-Northern Unit – Sheboygan County, 3.B.10-Land Acquisition & Project Boundary Modification - Brunet Island State Park - Chippewa County, 3.B.11-Land Donation - White River Fishery Area - Bayfield County, 3.B.12-Land Donation - Statewide Natural Area - Portage County, and 3.B.13-Land Donation - Statewide Wildlife Habitat Area - Rock County. The motion carried unanimously.

Dr. Thomas thanked Susan Mead and the Mead Witter foundation for their donation today and for their history of generosity in central Wisconsin.

4. Citizen Participation – 1:00 p.m.

4.A. Citizen Recognition

4.A.1 Rebecca Wallace Award (moved from December 2009 agenda)

Secretary Frank presented the 2009 Rebecca Wallace Award to Sandra Manthei, Environmental Grants Specialist for the Southeast Region.

4.B.1 Citizen Participation
None

5. Board Members' Matters

Mr. Welter requested that the Stewardship access rule approved by the Board on January 26, 2010 come back before the Board in the form of an information item with a six (6) month synopsis. Public comment would be appropriate.

Mr. Cole requested an update on Senator Decker's letter regarding using a portion of the Pittman-Robertson fund to pay for a study to recalculate the current deer population.

Dr. Thomas directed Board staff to draft a response to Senator Decker to summarize the Board's approach on this item.

Mr. Cole requested the Department look into using a portion of the Pittman-Robertson funds to form a youth congress.

5.A. Election of Officers

Dr. Clausen MOVED, seconded by Mr. Rohde to nominate Jonathan Ela for Chair of the Natural Resources Board.

Ms. Wiley MOVED that nominations for Chair be closed. The motion carried unanimously.

Mr. Rohde MOVED, seconded by Dr. Clausen to nominate John Welter for Vice-Chair of the Natural Resources Board.

Ms. Wiley MOVED that nominations for Vice-Chair be closed. The motion carried unanimously.

Mr. Rohde MOVED, seconded by Mr. Welter to nominate Dave Clausen for Secretary of the Natural Resources Board.

Ms. Wiley MOVED that nominations for Secretary be closed. The motion carried unanimously.

Mr. Ela requested Board members consider at the February meeting to terminate the Board Operating Committees Air, Waste, and Water Management/Enforcement Committee and the Land Management, Recreation and Fisheries/Wildlife Committee due to lack of use. In place of the operating committees, two members of the Board would be responsible for overseeing these two areas of concern and the Board would set up special committees on an as-needed basis.

6. Special Committees' Reports
None

7. Department Secretary's Matters

Ms. Wiley requested a seminar from Science Services on the science of DNA (Deoxyribonucleic acid).

Mr. Ela stated this could be done as part of a tour at their new facility that he had requested at an earlier meeting.

JANUARY 26-27, 2010

- 7.A. Retirement Resolutions
- 7.A.1 Signe Holtz
- 7.A.2 Barbara J. Zellmer
- 7.A.3 Judith A. Roth
- 7.A.4 Steven P. Fauver
- 7.A.5 Ronald F. Curtis

Mr. Ela MOVED approval, seconded by Dr. Clausen of the retirement resolutions. The motion carried unanimously.

- 7.B. Donations
- 7.B.1 The Northern Kettle Moraine Nordic Ski Club will donate a lighting project valued at \$60,000 on the Greenbush Trails

Dr. Clausen MOVED approval, seconded by Mr. Ela. The motion carried unanimously.

- 7.B.2 The Paul E. Stry Foundation, Inc. will donate \$25,000 to the Bureau of Endangered Resources in support of Natural Areas Management

Dr. Clausen MOVED approval, seconded by Mr. Ela. The motion carried unanimously.

- 7.B.3 The Natural Resources Foundation will donate \$21,780 in support of the Chiwaukee Prairie State Natural Area and the Migratory Bird Stopover project

Ms. Wiley MOVED approval, seconded by Mr. Ela. The motion carried unanimously.

- 7.B.4 The Johnson Family Foundation will donate \$17,000 to the Bureau of Endangered Resources in support of the Trumpeter Swan and Piping Plover monitoring activities

Mr. Welter MOVED approval, seconded by Mr. Ela. The motion carried unanimously.

- 8. Information Items
- 8.A. Air, Waste, and Water/Enforcement
- 8.A.1 Update on Ballast Water Permitting

INFORMATION ITEM – NO ACTION WAS TAKEN

Mr. Ela MOVED approval, seconded by Mr. Rohde to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 2:40 p.m.

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