

February 26-27, 2008

## NATURAL RESOURCES BOARD

### BRIEF OF ACTION

The regular meeting of the Natural Resources Board was held on Tuesday, February 26, 2008, in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The meeting was called to order at 2:30 p.m. for action on item 1. The meeting adjourned at 5:16 p.m.

#### **Tuesday, February 26, 2008**

##### **ORDER OF BUSINESS**

1. Organizational Matters

1.A. Calling the roll

David Clausen – present	Preston Cole – present
Jonathan Ela – present	Gerald O'Brien – present
John Welter – present	Christine Thomas – present
Jane Wiley - present	

1.B. Approval of agenda for February 26-27, 2008

**Mr. Ela MOVED, seconded by Mr. Welter approval of the agenda as amended for February 26-27, 2008. The motion carried unanimously.**

8. Information Items

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

8.A.1 Briefing on Ballast Water – Preventing the Introduction of Aquatic Invasives

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

8.B.1 Northern Highland – American Legion State Forest ATV Trail Alternative Feasibility/Suitability Assessment

**Dr. Thomas** requested Mr. Welter (Land Management, Recreation and Fisheries/Wildlife Committee Chair), herself, and Mary Ellen Vollbrecht work together to ensure this item is on an appropriate month's Board agenda.

8.B.2 Annual Great Lakes Commercial Fishing Review

**Mr. Cole MOVED, seconded by Mr. Welter to recess the meeting until 8:30 a.m. Wednesday. The motion carried unanimously.**

\*The meeting was recessed at 5:16 p.m.\*

The regular meeting of the Natural Resources Board resumed on Wednesday, February 27, 2008, in Room G09, State Natural Resources Building (GEF 2), Madison, Wisconsin. The meeting was called to order at 8:30 a.m. for action on items 1-7. The meeting adjourned at 2:05 p.m.

#### **Wednesday, February 27, 2008**

##### **ORDER OF BUSINESS**

1. Organizational Matters

1.A. Calling the roll

David Clausen – present	Preston Cole – present
Jonathan Ela – present	Gerald O'Brien – present
John Welter – present	Christine Thomas – present
Jane Wiley - present	

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1.B. Approval of minutes from December 4-5, 2008

**Mr. Welter MOVED, seconded by Mr. Ela approval of the minutes as presented. The motion carried unanimously.**

2. Ratification of Acts of the Department Secretary  
2.A. Real Estate Transactions

**Mr. Welter MOVED, seconded by Mr. O'Brien approval of the real estate transactions. The motion carried unanimously. The motion carried**

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

3.A.1 (previously listed as 3.A.3) Presentation of the Shikar-Safari Club International Wildlife Officer of the Year Award for Wisconsin

3.A.2 ~~Request adoption of Board Order AM 23-07, revisions to chs. NR 400, 404, and 484, Wisconsin Administrative Code, pertaining to air quality standards for particulate matter.~~ **Deleted from agenda.**

3.A.3 (Previously listed as 3.A.1) Request adoption of Board Order AM-24-07, proposed rules affecting NR 406, 407 & 445 pertaining to the timeline for implementation of air permit and hazardous air pollutant requirements for emissions associated with agricultural waste  
**Eileen Pierce,**

**O'Brien MOVED, seconded by Mr. Ela approval of the request for adoption of Board Order AM-24-07, proposed rules affecting NR 406, 407 & 445 pertaining to the timeline for implementation of air permit and hazardous air pollutant requirements for emissions associated with agricultural waste. The motion carried unanimously.**

**Dr. Thomas** moved to Agenda Item 3.B.6 since Mr. Hennessy was not available for his presentation for agenda item 3.B.1.

3.B.6 Land Acquisition – Ice Age Trail – Marathon County

**Dr. Clausen MOVED, seconded by Ms. Wiley approval of Land Acquisition – Ice Age Trail – Marathon County. The motion carried unanimously.**

3.B.7 Land Acquisition and Project Boundary Modification – Willow Flowage Scenic Waters Area – Oneida County

**Mr. Welter MOVED, seconded by Mr. Ela approval of Land Acquisition and Project Boundary Modification – Willow Flowage Scenic Waters Area – Oneida County. The motion carried unanimously.**

3.B.8 Easement Acquisition – Forest Legacy Program – Forest and Marinette Counties

**Mr. Ela** disclosed that his wife works for The Nature Conservancy but did not take part in this transaction and that he does not need to recuse himself from the vote.

**Ms. Wiley MOVED, seconded by Dr. Clausen approval of Easement Acquisition – Forest Legacy Program – Forest and Marinette Counties. The motion carried unanimously.**

**Dr. Thomas** continued the meeting with agenda item 3.B.3

- 3.B.3 Request authorization for public hearings on Board Order WM-05-08, related to the control of CWD in White-tailed Deer.

**Mr. O'Brien MOVED, seconded by Ms. Wiley approval of the request for authorization for public hearings on Board Order WM-05-08, related to the control of CWD in White-tailed Deer.**

**Dr. Clausen MOVED, seconded by Dr. Thomas to amend the Deer Season Framework by substituting an either sex firearm season under Earn-a-Buck requirements from December 15 through January 4 in place of the proposed antlerless only December 26 through January 4 firearm season.**

**Dr. Thomas MOVED to amend the Deer Season Framework by substituting an either sex firearm season under Earn-a-Buck requirements from December 26 through January 4 in place of the proposed antlerless only December 26 through January 4 firearm season.**

**Dr. Clausen and Dr. Thomas withdrew their motions.**

**Mr. O'Brien MOVED, seconded by Ms. Wiley to amend their original motion to include two additional options for the CWD Deer Season Framework: 1) December 15 – January 4 either sex firearm season under Earn-a-Buck requirements; and 2) December 24 – January 4 either sex firearm season under Earn-a-Buck requirements. The original motion with amendment carried unanimously.**

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

- 3.B.1 Request adoption of Emergency Board Order FH-07-08(E), related to proposed trout regulations in the Prairie River, Lincoln County

**Mr. Welter MOVED, seconded by Dr. Clausen approval of the request for adoption of Emergency Board Order FH-07-08(E), related to proposed trout regulations in the Prairie River, Lincoln County.**

**The motion for approval failed in a roll call vote of 2-5.**

<b>David Clausen – yes</b>	<b>Preston Cole – no</b>
<b>Jonathan Ela – no</b>	<b>Gerald O'Brien –no</b>
<b>John Welter – yes</b>	<b>Christine Thomas – no</b>
<b>Jane Wiley – no</b>	

**Dr. Thomas** stated that if the Prairie River question is passed during the spring 2008 hearings, this item would return to the April 22-23, 2008 Natural Resources Board agenda.

- 3.B.2 Adoption of a plan for implementing recommendations from the audit of the Sex-Age-Kill model for estimating deer populations.

**Dr. Clausen MOVED, seconded by Ms. Wiley approval of the Adoption of a plan for implementing recommendations from the audit of the Sex-Age-Kill model for estimating deer populations. The motion carried unanimously.**

- 3.B.4 Request authorization for public hearings on Board Order WM-06-08, modifications to chs. NR 1, 8, 10, 11, 12, 15, 16, 17, and 19, the 2008 Wildlife Management Housekeeping Rule package

**Mr. O'Brien MOVED, seconded by Mr. Ela approval of the request for authorization for public hearings on Board Order WM-06-08, modifications to chs. NR 1, 8, 10, 11, 12, 15, 16, 17, and 19, the 2008 Wildlife Management Housekeeping Rule package. The motion carried unanimously.**

- 3.B.5 Request authorization for public hearings of Board Order FR-03-08, revisions to NR 46, related to stumpage rates, definition changes and additions, and procedural changes to petitions and management plan packets.

**Mr. Welter MOVED, seconded by Mr. Ela adoption of the request for authorization for public hearings of Board Order FR-03-08, revisions to NR 46, related to stumpage rates, definition changes and additions, and procedural changes to petitions and management plan packets. The motion carried unanimously.**

4. Citizen Participation – 1:00 p.m.  
4.A. Citizen Participation

5. Board Members' Matters

6. Special Committees' Reports  
None.

7. Department Secretary's Matters

- 7.A. Retirement Resolutions  
7.A.1 Kenneth D. Olson

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

- 7.B. Donations

- 7.B.1 A. Finkl & Sons will donate \$261,500 to provide financial assistance to support tree planting in Wisconsin State Forests from 2008 – 2018.

**Dr. Thomas MOVED, seconded by Mr. Ela approval of the A. Finkl & Sons donation of \$261,500 to provide financial assistance to support tree planting in Wisconsin State Forests from 2008 – 2018. The motion carried unanimously.**

- 7.B.2 The Johnson Family Foundation will donate \$17,000 in support of the Trumpeter Swan Program and the Piping Plover Program.

**Dr. Clausen MOVED, seconded by Mr. Welter approval of the Johnson Family Foundation donation of \$17,000 in support of the Trumpeter Swan Program and the Piping Plover Program. The motion carried unanimously.**

- 7.B.3 The Devil's Lake Concession Corporation will donate \$10,000 to help defray costs for the aerial spraying of gypsy moths.

**Mr. O'Brien MOVED, seconded by Mr. Cole approval of the Devil's Lake Concession Corporation donation of \$10,000 to help defray costs for the aerial spraying of gypsy moths. The motion carried unanimously.**

**Mr. Cole MOVED, seconded by Mr. O'Brien to adjourn the meeting. The motion carried unanimously.**

\*\*\*The meeting adjourned at 2:05 p.m.\*\*\*