

Motion 7: Adopt the groundfish stock assessment terms of reference as noted in Agenda Item E.2.a, Attachment 1, with the modifications suggested by the SSC (Agenda Item E.2.b, Supplemental SSC Report - Items 1 through 3).

Moved by: Ralph Brown Seconded by: Bob Alverson

Amendment: Include the comments of the GMT as shown in Agenda Item E.2.a, Supplemental GMT Report.

Moved by: Marija Vojkovich Seconded by: Phil Anderson
Amendment passed.
Main motion 7 as amended passed.

Motion 8: Approve the California selective flatfish trawl gear EFP and the joint state (California, Oregon, and Washington) whiting EFP.

Moved by: Marija Vojkovich Seconded by: Roger Thomas
Motion 8 passed.

Motion 9: Adopt the harvest guideline of 136,179 mt for the Pacific sardine fishery for 2005; noting that the allocation framework currently in place will be used to divide the harvest guideline throughout 2005.

Moved by: Marija Vojkovich Seconded by: Roger Thomas

Amendment: Adopt the harvest guideline of 95 mt for the Pacific sardine fishery for 2005.

Moved by: Daryl Ticehurst Seconded by: Roger Thomas
Amendment failed.
Main motion 9 passed.

Motion 10: Adopt all of the options as shown in the CPSAS report, with addition of two new alternatives – the one proposed by Mr. Kapp and the suggested “set-aside” approach Ms. Pleschner spoke about in her public testimony. The objectives recommended by the CPSAS would also be adopted under this motion. Include additional objectives – (1) one that calls for the allocation framework to achieve a high probability of stability and predictability for the fishery, and (2) a second that seeks to achieve a low risk of economic dislocation or disruption (when the stock declines) from increases in fishery capacity.

Moved by: Marija Vojkovich Seconded by: Bob Alverson

Amendment 1: Add the following additional alternative:

Subarea dividing line at Pt. Arena, California;
On January 1, harvest guideline allocated 66% to south, 33% to north;
On September 1, remaining harvest guideline pooled and reallocated 50% to south, 50% to north; and
On November 1, remaining harvest guideline pooled and available coastwide.

Moved by: Phil Anderson Seconded by: Mark Cedergreen
Amendment 1 to Motion 10 passed.

Amendment 2: For the analysis, the CPSMT is to:

- analyze each alternative in a consistent manner;
- review differential impacts on northern and southern sectors for each alternative;
- review effects of high and low catch years by sector for each alternative;
- review resulting effects at various harvest guideline levels ranging from 25,000 - 200,000 mt (at appropriate intervals) for each alternative; and
- at the discretion of the Management Team, combine aspects of the various alternatives to create new alternatives that meet program objectives.

Moved by: Dr. Burke Seconded by: Mr. Warrens
Amendment 2 to Motion 10 passed.

Amendment 3: Strike the second of the two additional objectives in the main motion.

Moved by: Mr. Anderson Seconded by Mr. Cedergreen
Amendment 3 to Motion 10, passed by voice vote.
Main motion 10 passed by voice vote.

Motion 11: To determine the next steps in implementation of the bycatch programmatic EIS, have staff write up the issues and specific amendment language that the Council would like to include in the FMP, and at the March Council meeting, use that document as discussion for a work plan and determine what steps will be needed for an amendment.

Moved by: Marija Vojkovich Seconded by: Roger Thomas
Motion 11 passed.

Motion 12: Have the PFMC request an opinion from NOAA Fisheries GC regarding the legality of a quota share system that would:

1. allow harvesting shares to be held (owned) by fish processors at any time
2. issue harvesting shares to fish processors at the time of initial allocation of shares
3. restrict the sales of fish by fishermen to particular fish processors
4. restrict the sales of fish by fishermen to fish processors that hold (own) matching shares

5. in any way limit or restrict the number of fish processors that may purchase fish from fishermen

Additionally, advice of the level of any accumulation caps that may be imposed within a quota share system should be requested.

Moved by: Marija Vojkovich Seconded by: Roger Thomas
Motion 12 passed.

- Motion 13: In Agenda Item E.6.b, Independent Experts Panel report change Objective 3 to read “reduce bycatch and discard mortality.”

Moved by: Ralph Brown Seconded by: Frank Warrens
Motion 13 passed.

- Motion 14: Adopt as preliminary preferred alternatives for the designation of EFH: EFH Alternative 2 and EFH Alternative 3.

Moved by: Phil Anderson Seconded by: Patty Burke
Motion 14 passed. Ralph Brown abstained.

- Motion 15: Remove EFH designation Alternative 4 because it is not consistent with the Magnuson-Stevens Act.

Moved by: Steve Freese Seconded by: Marija Vojkovich
Motion 15 passed. Ralph Brown abstained.

- Motion 16: Remove EFH designation Alternative 5 from consideration.

Moved by: Marija Vojkovich Seconded by: Daryl Ticehurst
Motion 16 passed. Ralph Brown abstained.

- Motion 17: Adopt the following HAPCs as preliminary preferred alternatives: HAPC Alternative 2, HAPC Alternative 3, HAPC 4, and HAPC designation Alternative 6; also, in Alternative 6, include rocky reef habitat areas deeper than 30 fm outside 3 nautical miles.

Moved by: Phil Anderson Seconded by: Patty Burke
Motion 17 passed. Ralph Brown abstained.

- Motion 18: Adopt preliminary preferred alternatives to minimize impacts of fishing gear as follows: Alternative 4 option 1 (freeze trawl footprint) and option 2 (freeze fixed gear footprint), delete Alternative 6 option 1 (close 25% of representative habitat) and option 2 (close 25% of biogenic habitat), and include Alternative 10 (fishing gear restrictions). Within Alternative 10 the following options are adopted: option 1 (prohibit roller gear larger than

15"), option 3 (prohibit flat trawl doors), option 5 (limit the length of longlines), option 6 (use habitat friendly anchoring, with the deletion of "assess potential" from the description), option 7 (prohibit dredge gear), option 8 (prohibit beam trawl), option 9 (prohibit gillnets with the suboption of deeper than 60 fm), and option 11 (prohibit dingle bar gear). The motion also includes Alternative 11 (central California no-trawl zones), Alternative 12 (relax gear endorsement requirements), and Alternative 13 (Oceana proposal). Under Alternative 13 the following two options are added: 1) the areas identified in Alternative 13 will be closed to all fishing and 2) the areas identified in Alternative 13 will be closed to bottom-contact gear (defined as fixed gear or bottom trawl gear--Alternative 13 as originally described closes those areas to bottom trawling only).

Moved by: Phil Anderson Seconded by: Patty Burke
Motion 18 passed. Ralph Brown abstained.

Motion 19: Reconsider Motion 17.

Moved by: Marija Vojkovich Seconded by: Daryl Ticehurst
Motion 19 passed. Dr. Burke and Mr. Alverson voted no; Mr. Brown abstained.

Motion 20 Amend Motion 17 to include HAPC Alternative 8 (oil platforms) as a preliminary preferred alternative.

Roll call vote on Motion 20 (amendment): 3 yes and 7 no. Mr. Brown, Dr. Freese, and Ms. Vojkovich abstained. Motion 20 failed.
The main motion (Motion 17) passed. Mr. Brown abstained.

Motion 21: Adopt the CIRMC report recommendations as presented in Agenda Item H.1.c, CIRMC report and include the modification of the name of the Ad Hoc CIRMC to Ad Hoc Marine Protected Areas Committee, and include the Enforcement Consultants as a non-voting advisory seat.

Moved by: Eric Larson Seconded by: Darryl Ticehurst
Motion 21 passed.

Motion 22: Write a letter to request an extension of the time to allow the Council to take the CBNMS proposal through our process and to have the advisory bodies respond at the March 2005 meeting with the April 2005 meeting as the meeting where the Council takes action on draft regulatory language; also request retraction of the term "preferred alternative" as the NMSP identified a preferred alternative before they formally consulted with the Pacific Council.

Moved by: Phil Anderson Seconded by: Darryl Ticehurst
Motion 22 passed.

Motion 23: Request that a letter be sent in response to the NMSP asking for an extension of the deadlines to provide for advisory body review and possible Council action in March 2005; also request additional information for the full range of proposed designation document

Motion 30: Approve the report of the Budget Committee as shown in Agenda Item B.5.b, Supplemental Budget Committee Report.

Moved by: Jerry Mallet
Motion 30 passed.

Seconded by: Bob Alverson

Motion 31: Appoint the following persons to the following committees: Mr. John Holloway and Mr. Jim Martin to fill the Groundfish Advisory Subpanel sport fisheries at-large positions; Mr. Mike Sorenson to fill the Salmon Advisory Subpanel Oregon charter boat operator position; the Ad Hoc Allocation Committee Advisor (non-voting) positions be filled by: Ms. Michele Longo-Eder (fixed gear), Mr. Pete Leipzig (limited entry trawl), Ms. Kathy Fosmark (open access), Mr. Bob Osborn (sport fisheries) Mr. Rod Moore (processor), and Mr. Mile Weber (conservation group), and the Coastal Pelagic Species Advisory Subpanel conservation group seat be readvertised to include nominees with regional orientation.

Moved by: Phil Anderson
Motion 31 passed.

Seconded by: Mark Cedergreen