

MEMBERSHIP APPOINTMENTS AND COUNCIL OPERATING PROCEDURES

At this meeting, in addition to considering changes in ongoing advisory body membership, the Council will need to initiate the solicitation of nominees for the new 2010-2012 term and initiate consideration of any related COP changes to advisory body composition.

Council Members and Designees

The Secretary of Commerce has reappointed one member, appointed three new members, and has yet to appoint one member to our Council, for terms effective August 11, 2009 through August 10, 2012. Mr. Dale Myer was reappointed to his second term as an at-large member. The new members are Mr. Buzz Brizendine (at-large), Mr. David Crabbe (California obligatory), and Ms. Dorothy Lowman (Oregon obligatory). The Council is still awaiting final Secretarial action on the tribal representative seat.

RADM Gary Blore relieved RADM John Currier as Commander of the Thirteenth Coast Guard District on July 14, 2009, and will be the new Coast Guard representative on the Council. RADM Blore's first designee will be LCDR Brian Chambers and his second designee will be Mr. Brian Corrigan.

Council Member Committee Appointments

The recent changes in Council membership and officers require consideration of several Council Member committee appointments.

Budget Committee—The following appointments have been made by the Council Chair to ensure operation of the Budget Committee: Mr. Dave Ortmann replacing Mr. Don Hansen and Mr. Rod Moore replacing Mr. Frank Warrens. The change in Council Chairs has left no Budget Committee member from California. Therefore, the Council Chair has also appointed Mr. Dan Wolford as the seventh member of the committee. The total membership is now as follows: Mallet (Chair), Anderson, Hanson, Helvey/Lockhart, Moore, Ortmann, and Wolford (2 ID, 1 WA; 1 OR, 1 CA, 1 PFMC, and 1 National Marine Fisheries Service (NMFS)).

Legislative Committee—The Council Chair intends to consider appointments to fill vacancies left by Mr. Don Hansen, Mr. Frank Warrens, and Ms. Kathy Fosmark. The current remaining membership of the committee is now as follows: Hanson (Chair), Moore, and Myer.

Groundfish Allocation Committee—As the new Council Chair, Mr. Dave Ortmann will replace Mr. Don Hansen.

Council Advisory Body Appointments

Scientific and Statistical Committee (SSC)

Dr. Shizhen Wang has resigned his at-large position on the SSC due to a job change. Given that an appointment could not be made until the November Council meeting, the Council may wish to delay filling this vacancy until the solicitation process for new members for the 2010-2012 term. The SSC will provide its recommendations on this vacancy to the Council.

The Oregon Department of Fish and Wildlife (ODFW) have nominated Mr. Tom Jagielo to the ODFW position on the SSC (replacing Dr. Dave Sampson) and have also nominated Mr. Ray Beamesderfer as his alternate (Closed Session A.1.a, Attachment 1). The SSC will provide its recommendations to the Council on this nomination.

Management and Technical Teams

Coastal Pelagic Species Management Team (CPSMT)—The Washington Department of Fish and Wildlife (WDFW) has nominated Ms. Lorna Wargo to replace Ms. Lisa Veneroso on the CPSMT (Closed Session A.1.a, Attachment 2). The SSC will provide its recommendations to the Council on this nomination.

Model Evaluation Workgroup (MEW)—The NMFS Northwest Region (NWR) has nominated Mr. Larrie LaVoy to fill the NWR position on the MEW (Closed Session A.1.a, Attachment 3). The SSC will provide its recommendations to the Council on this nomination.

Salmon Technical Team (STT)--The NMFS Northwest Region (NWR) has nominated Mr. Larrie LaVoy to fill the NWR position on the STT (Closed Session A.1.a, Attachment 3). The SSC will provide its recommendations to the Council on this nomination.

Advisory Subpanels

Highly Migratory Species Advisory Subpanel (HMSAS)—There have been two recent resignations from the HMSAS. Ms. Megan Jeans has resigned from the conservation position due to a job change and Mr. Buzz Brizendine has resigned from the southern charter boat position due to being appointed to the Council. Staff suggest the Council Chair consider appointing interim members to these positions if appropriate persons are available for the one remaining HMSAS meeting this year. Formal appointment can be made as part of the process of appointing members for the 2010-2012 Term.

Enforcement Consultants (EC)

The Oregon State Police Fish and Wildlife Division have named LT Jeff Samuels as their representative on the EC (replacing LT Dave Cleary who has retired) (Closed Session A.1.a, Attachment 4).

Habitat Committee (HC)

The Idaho Department of Fish and Game (IDFG) have named Mr. Eric Leitzinger to fill the IDFG position on the Habitat Committee (Closed Session A.1.a, Attachment 5).

Other Council Committees

Ad hoc HMS Management Committee—Council Chair will consider filling the vacancy left by the departure of Mr. Don Hansen. The Current membership consists of Anderson, Helvey, and Vojkovich.

Ad hoc Vessel Monitoring System (VMS) Committee—In view of the scheduled October 6 meeting of this committee, the Council Chair will consider updating the membership, especially in regard to departing Council members (Hansen and Fosmark), the fixed-gear representative (Crowley), open access representatives, and any other necessary changes.

Unfilled Vacancies on Permanent Council Advisory Bodies

The California Department of Fish and Game (CDFG) position on the MEW is currently vacant with no nominations.

Appointments to Other Forums

None proposed at the time of advance Briefing Book release.

Changes to Council Operating Procedures (COP)

Plan Development Team and Subpanel for Developing an Ecosystem Fishery Management Plan (EFMP)

The Council has begun to receive funding for developing an EFMP and will initiate planning for this project at the November Council meeting. In anticipation of this effort, the Council should consider formation of the plan development team and advisory subpanel at this meeting and solicit nominees for approval at the November Council meeting. The proposed make-up of the two bodies is as follows:

Ecosystem Plan Development Team (EPDT): 10 members as follows—one member from each coastal state; one tribal government member; one each from the NWR, SWR, NWFSC, and SWFSC; and two from NOS.

Ecosystem Advisory Subpanel(EAS): 10 members as follows—eight members consisting of two each for the four FMPs; one conservation representative, and 1 coastal community representative.

Advisory Body Composition and Solicitation for 2010-2012 Term

The three-year terms of all advisory subpanel members, and the at-large members of the Scientific and Statistical Committee and Habitat Committee, expire on December 31, 2009. The Council may review the composition of each group, recommend revisions to the COP(s) if appropriate (see Closed Session A.1.a, Attachment 6, which contains COPs 2, 4, and 6), and solicit nominations for the next term. Appointments will be made at the November 2009 meeting. The respective advisors may have comments on their member composition and, if so, will report these to the Council at the September and/or November meetings. Staff is not aware of any pressing issues with regard to necessary changes in the COPs at this time.

Payment of Stipends to SSC and Advisory Panels

At its June meeting, the Council discussed the issue of stipends for SSC and advisory body members. That discussion included approval of concepts for a draft letter to NMFS with comments on implementing guidance on Council operations, including the issue of which advisory bodies were eligible for stipends. The intent was for the letter to meet the comment period deadline of early July; however, the close of the comment period has been delayed to November 2, 2009. A revised draft comment letter is provided in Closed Session A.1.a, Attachment 7.

The draft comment letter makes a case for paying SSC and advisory panel members who are not already receiving payment by virtue of their employment, and for utilizing Council COPs to establish the criteria for payment, within the intent of the MSA. Staff recommends delaying adoption of any new COP until after NMFS has issued its final rule on these operational guidelines following the close of comments on November 2, 2009. However, the Council may wish to approve payment of stipends for 2009 at this meeting, as no final decision by NMFS will have been made until after the November Council meeting.

Council Tasks:

- 1. Consider appointments and potential COP changes.**
- 2. With regard to appointments to fill vacancies:**
 - a. Confirm and consider Council Member appointments for the Legislative and Groundfish Allocation Committees;**
 - b. For the SSC, consider the vacancy left by the resignation of Dr. Shizhen Wang and the nominations for the ODFW position;**
 - c. For management teams, consider nominations for the WDFW CPSMT position and for the NWR positions on the MEW and STT;**
 - d. For the HMSAS, consider interim appointments to be made by the Council Chair to fill the vacancies in the conservation and southern charter boat positions;**
 - e. Confirm appointment of LT Jeff Samuels to the Oregon State Police position on the EC;**
 - f. Confirm appointment of Mr. Eric Leitzinger to the IDFG position on the HC;**
 - g. Consider a replacement for Mr. Don Hansen on the ad hoc HMS Management Committee;**
 - h. Consider updating appointments to the ad hoc VMS Committee;**
- 3. Consider establishing a plan development team and advisory panel for the development of an EFMP to allow for solicitation and appointment of candidates at the November Council meeting.**
- 4. Consider potential changes in composition of the advisory bodies and their COPs, and direct staff to solicit nominations for the 2010-2012 advisory body term.**
- 5. Provide direction on the payment of stipends to SSC and advisory body members.**

Reference Materials:

1. Closed Session A.1.a, Attachment 1: Nomination of Mr. Tom Jagielo and Mr. Ray Beamesderfer to the SSC.
2. Closed Session A.1.a, Attachment 2: Nomination of Ms. Lorna Wargo to the CPSMT.

3. Closed Session A.1.a, Attachment 3: Nomination of Mr. Larrie LaVoy to the MEW and STT.
4. Closed Session A.1.a, Attachment 4: Nomination of LT Jeff Samuels to the EC.
5. Closed Session A.1.a, Attachment 5: Nomination of Mr. Eric Leitzinger to the HC.
6. Closed Session A.1.a, Attachment 6: Council Operating Procedures 2-Advisory Subpanels; 4-Scientific and Statistical Committee; and 6-Habitat Committee.
7. Closed Session A.1.a, Attachment 7: Proposed Draft Response Letter to NMFS Regarding Council Operations.

Agenda Order:

- a. Agenda Item Overview
- b. Reports and Comments of Management Entities and Advisory Bodies
- c. Public Comment
- d. **Council Action:** Appoint New Advisory Body Members, Approve Solicitation for 2010-2012 Advisory Body Appointments, and Consider Changes to COP as Needed

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09/01/09