

DRAFT VOTING LOG  
Pacific Fishery Management Council  
211<sup>th</sup> Meeting  
November 2011

**Motion 1:** Approve the Agenda as shown in Agenda Item A.4, Proposed Council Meeting Agenda.

Moved by: Dave Ortmann                                      Seconded by: Steve Williams  
Motion 1 carried unanimously.

**Motion 2:** Recommend NMFS consider the abundance-based management approach in the ESA consultation process for Lower Columbia River tule Chinook beginning in 2012 specified as alternative 68h2 in table 23 of Agenda Item C.1.a Attachment 1, TCW Report, and incorporate the periodic process detailed in Agenda Item C.1.b, Supplemental NMFS Report.

Moved by: Pat Pattillo                                      Seconded by: Dale Myer  
Motion 2 passed unanimously.

**Motion 3:** Approve the Sacramento River Winter Chinook Cohort reconstruction (Agenda Item C.1.a, Attachment 2) and Winter Run Harvest model (Agenda Item C.1.a, Attachment 3), for modeling use.

Moved by: Marija Vojkovich                                      Seconded by: Dan Wolford  
Motion 3 passed unanimously.

**Motion 4:** Adopt the 2012 Preseason Management Schedule as shown in Agenda Item C.2.a Attachment 1, (Pacific Fishery Management Council Schedule and Process for Developing 2012 Ocean Salmon Fishery Management Measures).

Moved by: Steve Williams                                      Seconded by: Pat Pattillo  
Motion 4 passed unanimously.

**Motion 5:** Adopt changes to the catch sharing plan for 2012 for the south coast sub-area off of Washington to open the fishery on the first Sunday in May and the fishery to remain open for three consecutive Sundays and Tuesdays; and for the Columbia River Subarea—revise the amount of late season set asides to 20 percent of the sub-area allocation with 80 percent allocated to the early fishery as shown in Agenda Item D.1.b, WDFW Report.

Moved by: Michele Culver                                      Seconded by: Dale Myer

**Amndmnt 1:** Include language that the Oregon contribution to the Columbia River subarea quota would be an amount equal to the contribution from the Washington sport allocation.

Moved by: Gway Kirchner  
Amendment 1 passed unanimously.  
Motion 5 passed unanimously.

Seconded by: Michele Culver

**Motion 6:** Adopt changes to the catch sharing plan for 2012 for the Oregon Central Coast subarea as shown in Agenda Item D.1.b, Supplemental ODFW Report 2, increasing the allocation to the nearshore fishery from 8 percent to 12 percent and reducing the allocation to the spring all depth fishery by an equal amount, and providing language that allows flexibility for shifting additional quota from the spring fishery into either the summer fishery or the nearshore fishery.

Moved by: Gway Kirchner  
Motion 6 passed unanimously.

Seconded by: Jeff Feldner

**Motion 7:** Approve status quo management for the recreational fishery for South of Humbug for 2012; that the States of Oregon and California work collaboratively with the IPHC and Council throughout early 2012 to examine the existing survey methodology and ascertain how to extend the survey data to waters off California or to use proxies to better inform the status of the Pacific halibut stock off California; and to examine the available recreational catch data in time for considering changes to South of Humbug Subarea management by fall of 2012.

Moved by: Marci Yaremko  
Motion 7 passed unanimously.

Seconded by: Buzz Brizendine

**Motion 8:** Adopt the updated assessments for bocaccio, darkblotched, and widow, and the rebuilding analysis for the six species (Pacific ocean perch, petrale sole, canary rockfish, yelloweye rockfish, bocaccio and darkblotched rockfish).

Moved by: Michele Culver  
Motion 8 passed unanimously.

Seconded by: Marija Vojkovich

**Motion 9:** Forward the Central Coast Sustainable Groundfish EFP and have the SSC review the study design.

Moved by: Michele Culver  
Motion 9 passed unanimously.

Seconded by: Rich Lincoln

**Motion 10:** Forward the other two EFPs for public review and the sponsors should address the concerns raised by the GMT, GAP, and the EC.

Moved by: Gway Kirchner

Seconded by: Herb Pollard

**Amndmnt 1:** Forward a range of EFP set-asides as recommended by the GMT and GAP, and to have the EFP sponsors address the EC concerns in their EFPs for public review.

Moved By: Frank Lockhart

Seconded by: David Crabbe

Amendment 1 passed (Ms. Culver and Ms. Vojkovich voted no).

**Amndmnt 2:** Moved to strike the following statements from the GMT Statement: Page 1, last paragraph: “First, the goal and results of this EFP should be expressed in terms of the effectiveness of the longline gear to harvest chilipepper rockfish rather than the selectivity of the gear to avoid catching overfished species” and Page 2, Third paragraph: “First, clarify that the goal is to test the catchabilty and efficacy of the proposed fishing methods rather than evaluate species-selective properties of the tested gear.”

Moved by: Dan Wolford

Seconded by David Crabbe

Amendment 2 passed (Ms. Vojkovich, Ms. Culver, Mr. Lincoln, and Ms. Kirchner all voted no.)

Motion 10 (as amended) passed (Mr. Lincoln, Ms. Vojkovich, Mr. Brizendine, Ms. Culver, and Mr. Myer voted no.).

**Motion 11:** Adopt the 2013 and 2014 OFLs for bocaccio, darkblotched, widow, and canary in Agenda Item E.4.a, Attachment 1 as well as reaffirming the OFL values decided for the other stocks and complexes decided in September as the final preferred alternative.

Moved by: Marija Vojkovich

Seconded by: Michele Culver

Motion 11 passed unanimously.

**Motion 12:** Adopt the 2013 and 2014 ABCs depicted in Agenda Item E.4.a, Attachment 3 for the stocks and complexes except for sablefish as the final preferred alternative.

Moved by: Marija Vojkovich

Seconded by: Gway Kirchner

Motion 12 passed unanimously.

**Motion 13:** Adopt the preliminary 2013 and 2014 ABCs for sablefish as shown in Agenda Item E.4.a, Attachment 3.

Moved by: Michele Culver

Seconded by: Dale Myer

Motion 13 Failed under roll call vote (Mr. Feldner, Ms. Lowman, Mr. Sones, Mr. Pollard, Mr. Crabbe, Ms. Kirchner and Mr. Ortmann voted no).

**Motion 14:** Adopt a final preferred sablefish ABC using a  $P^* = 0.45$  and a preliminary preferred ACL alternative based on a  $P^*$  of 0.40 with the 40-10 reduction.

Moved by: Gway Kirchner

Seconded by: Jeff Feldner

Motion replaced by a substitute motion and was not voted on.

**Motion 15:** Adopt a final preferred ABC for sablefish using a  $P^*$  of 0.40 and a preliminary preferred ACL alternative using a  $P^*$  of 0.40 with the 40-10 reduction.

Moved by: Michele Culver

Seconded by: Dale Myer

Motion 15 passed (Mr. Crabbe, Mr. Feldner and Ms. Kirchner voted no).

- Motion 16:** Adopt the following ACL alternatives for the overfished stocks (attachment 4):
- bocaccio: maintain the current SPR of 77.7 percent for the preliminary preferred ACL (i.e., ACL Alternative 4) and maintain a  $T_{TARGET}$  of 2022;
  - canary: analyze the range of ACL alternatives 1, 2, 4, and 7 with the understanding that  $T_{TARGET}$  will be adjusted. The preliminary preferred ACL is ACL Alternative 4, which uses the current SPR;
  - cowcod: preliminary preferred ACL Alternative 3, maintain  $T_{TARGET}$ ;
  - darkblotched: preliminary preferred ACL Alternative 2, maintain  $T_{TARGET}$ ;
  - POP: analyze the range of ACL alternatives 1, 5, 11 (preliminary preferred), 18, and 19;  $T_{TARGET}$  will be adjusted
  - petrale sole: maintain ACL Alternative 5 as the preliminary preferred alternative; maintain  $T_{TARGET}$ ; and
  - yelloweye: preliminary preferred ACL Alternative 6; maintain  $T_{TARGET}$ .

Moved by: Michele Culver

Seconded by: Dale Myer

- Amndmnt 1:** Add Alternative 5 for consideration to the range for Canary.

Moved By: Gway Kirchner

Seconded by: Jeff Feldner

- Amndnt 1a:** Add consideration of Alternative 3 for canary.

Moved By: Frank Lockhart

Seconded by: Michele Culver

Amendment 1a passed unanimously.

Amendment 1 passed unanimously.

Motion 16 as amended passed unanimously.

- Motion 17:** Adopt the ACLs for non-overfished species and stock complexes as shown in Table 1 in Agenda Item E.4.a, Supplemental Attachment 9, except for sablefish and widow. Also, add a longnose skate ACL alternative of 2,000 mt to the analysis as recommended by the GMT. Set the ACL = ABC for the southern minor slope rockfish and Other Fish complexes.

Moved by: Marija Vojkovich

Seconded by: Buzz Brizendine

- Amndmnt 1:** Specify the alternatives in Motion 17 as preliminary preferred alternatives and solicit comments on this decision by the GMT and GAP under Agenda Item E.9.

Moved By: Michele Culver

Seconded by: Frank Lockhart

Amendment 1 passed unanimously.

Motion 17 passed unanimously.

- Motion 18:** Adopt preliminary preferred harvest guidelines (HGs) for the following species: specify HGs of 119 mt in 2013 and 122 mt in 2014 for blackgill rockfish south of

40°10' N lat.; allocate blackgill as 60 percent limited entry and 40 percent open access; and specify HGs for blue rockfish using status quo methodology.

Moved by: Marija Vojkovich    Seconded by: David Crabbe  
Motion 18 passed unanimously.

**Motion 19:** Adopt a range of widow ACLs of 600 mt, 1,500 mt, 2,000 mt, and 2,500 mt for analysis with no preliminary preferred alternative identified at this time.

Moved by: Michele Culver    Seconded by: Dale Myer  
Motion 19 passed unanimously.

**Motion 20:** Adopt for management the stock assessment and OFL of 154,781 mt as recommended by the team (Agenda Item F.2.c, Supplemental CPSMT Report).

Moved by: Marci Yaremko    Seconded by: David Crabbe  
Motion 20 passed unanimously.

**Motion 21:** Adopt the recommendation of the team in Table 1 of Agenda Item F.2.c, Supplemental CPSMT Report for a P\* value of 0.40; an ACL set equal to the ABC of 141,289 mt; and the harvest guideline/ACT equal to 109,409 mt.

Moved by: Marci Yaremko    Seconded by: Buzz Brizendine  
Motion 21 passed unanimously.

**Motion 22:** Adopt the preliminary allocation scheme for 2012 as shown in Table 2 of Agenda Item F.2.c, Supplemental CPSMT Report, with the following caveat: the tribal allocation is to be “up to” 9,000 mt and consequently the numbers inside the table will need to be determined by the final tribal number and follow the recommendations for the incidental set-asides on Page 2 of Agenda Item F.2.c, Supplemental CPSAS Report.

Moved by: Marci Yaremko    Seconded by: David Crabbe

**Amndmnt 1:** Revise the language to clarify that this is a preliminary “harvest scheme” and note that the tribal portion is to be established as a tribal “set aside” and not an “allocation.”

Moved by: Michele Culver    Seconded by: Dale Myer  
Amendment 1 passed unanimously.  
Motion 22 passed unanimously.

**Motion 23:** Council to support a methodology review of the Canadian West Coast Vancouver Island Swept Area Trawl Survey as an index of abundance, and that following that methodology review, consideration be given to scheduling a review of the existing harvest guideline and the parameters contained within.

Moved by: Marci Yaremko  
Motion 23 passed unanimously.

Seconded by: Dan Wolford

**Motion 24:** Provide guidance to the GMT to include information on the higher darkblotched and widow ACL alternatives spoken to by Mr. Brown and Mr. Pettinger in their report under Agenda Item E.9 (i.e., analyze darkblotched ACL alternatives 3, 4, 5, and 6 from Agenda Item E.4.a, Attachment 4 and a 3,500 mt widow rockfish ACL alternative).

Moved by: Jeff Feldner

Seconded by: Gway Kirchner

Motion 24 passed (Mr. Lincoln, Ms. Vojkovich, Mr. Myer, Ms. Culver and Mr. Lockhart voted no (roll call vote)).

**Motion 25:** Provide guidance to the priority and timing of the trailing amendments by moving all of the items listed above [on the screen, the first 12 items from Attachment 1 plus 28, 29, and 30], except to remove number 7; to keep the timing as ordered; and to incorporate into the guidance the recommendations from the GAP on Items 2c, 3, 4, 5, 9 and the newly renumbered 28, 29, 30 and recommendations from the TRREC committee on 5, 7, 28, and 30. And, recommend the items 28, 29, 30 to go forward as a gear package on which we can further have discussions later. And further, to be incorporated into Item 6, the alternative from Attachment 1 (which is also in agreement with the Item E.7.b, Supplemental EC Report).

Moved by: Dale Myer

Seconded by: Michele Culver

Motion 25 passed. (Mr. Myer recused).

**Motion 26:** Consider amending the Amendment 21 language on widow rockfish allocation under the 2013-2014 biennial specifications process to specify the amount of widow rockfish to be allocated to the trawl whiting sectors; and until changed, the QS allocation would remain as specified in Amendment 20.

Moved by: Michele Culver

Seconded by: Marija Vojkovich

Motion 26 passed unanimously.

**Motion 27:** Revise the whiting start date for all whiting sectors to be May 15 beginning in 2012, and this would be the first of a two meeting process to make that regulatory change.

Moved by: Michele Culver

Seconded by: Steve Williams

Motion 27 failed (Mr. Pollard, Ms. Vojkovich, Mr. Lincoln, Mr. Crabbe, Mr. Myer, Mr. Brizendine, and Mr. Ortmann voted no; Mr. Lockhart abstained).

**Motion 28:** Draft a comment letter to NMFS relative to the geographic division of the lingcod ACL and trawl fishery and ask them to consider a number of solutions, including the combination of the lingcod ACL into a single coastwide ACL.

Moved by: Marija Vojkovich

Seconded by: Buzz Brizendine

Motion 28 was withdrawn.

**Motion 29:** Submit public comment on the proposed 2012 specifications rule regarding the issues we heard today involving the subarea allocation of lingcod north and south of 42 degrees. This letter would consider all of the testimony, input, and discussion that has occurred around the table here regarding this item, and would reflect the general hope of the Council to have NMFS address this issue and resolve it for 2012.

Moved by: Steve Williams                      Seconded by: Marija Vojkovich  
Motion 29 passed (Mr. Lockhart abstained).

**Motion 30:** Adopt conforming regulations to restrict recreational lingcod fisheries in Washington, as outlined in Agenda Item E.8.b, WDFW Report, such that regulations are in place for the opening date of March 17, 2012.

Moved by: Michele Culver                      Seconded by: Steve Williams  
Motion 30 passed unanimously.

**Motion 31:** Adopt recommendation #3, outlined in Agenda Item E.8.b, Supplemental GMT Report, for revised minor nearshore rockfish and black rockfish trip limits between 42° and 40°10' N. latitude for limited entry and open access fixed gears. The revised limits for Period 1 would be "8,500 lb/2 months of which no more than 1,200 lb may be species other than black rockfish."

Moved by: Marija Vojkovich                      Seconded by: Buzz Brizendine  
Motion 31 passed unanimously.

**Motion 32:** Adopt the daily trip limit fishery sablefish trip limits outlined in Alternative 1 and the modifications to the trawl Rockfish Conservation Area (RCA) from 200 to 150 fathoms (fm) between Cape Falcon and Cape Alava in Period 2 (Agenda Item E.8.b, Supplemental GMT Report).

Moved by: Michele Culver                      Seconded by: Steve Williams  
Motion 32 passed unanimously.

**Motion 33:** Transmit the letter as identified in Agenda Item G.1.a, Supplemental Revised Attachment 2, to NOAA for the Biological Opinion issues as found in the Briefing Book.

Moved by: Steve Williams                      Seconded by: Jeff Feldner

**Amndmnt 1:** Strike the following portions from the letter:

- On page one in the first paragraph, strike "and Montana."
- Page two in the third paragraph, strike the last two sentences which read "A collaborative process for the Columbia Basin, like similar efforts elsewhere, would likely be funded by a blend of state and federal support. This type of

process could produce a regional plan that is beneficial to both fish and affected communities.”

- Page two in the fourth paragraph, strike “Previous tiered approaches that have not included regional stakeholders in crucial discussions and decisions have so far failed to yield a plan judged sufficient to meet ESA legal requirements, creating more uncertainty for the region.”
- Page two in the fifth paragraph, strike “we stand ready to assist in any way.”

Moved by: Michele Culver

Seconded by: Rich Lincoln

Amendment 1 passed (Mr. Sones and Mr. Pollard voted no; Mr. Helvey abstained).

Motion 33 was not voted on.

**Motion 34:** As a substitute to Motion 33: postpone this decision until March 2012.

Moved by: Dale Myer

Seconded by: Michele Culver

Motion 34 passed (Mr. Lincoln, Mr. Feldner and Mr. Williams voted no).

**Motion 35:** Forward the Klamath letter as identified in Agenda Item G.1.a to the Bureau of Reclamation, with a small amendment that the Council acknowledges there is controversy associated with implementation of the Klamath Basin Restoration Agreement (KRBA).

Moved by: Marci Yaremko

Seconded by: Buzz Brizendine

Motion 35 passed (Mr. Sones voted no).

**Motion 36:** Adopt the preliminary treaty management measures and seasons for 2013-2014 included in the supplemental Tribal report under this agenda item, for analysis.

Moved by: David Sones

Seconded by: Michele Culver

Motion 36 passed unanimously.

**Motion 37:** In an effort to reduce the analytical workload, ensure that the 2013 regulations are implemented on January 1, 2013, and provide sufficient time for the Council and its advisory bodies to effectively consider major changes to the groundfish harvest specifications, rebuilding plans, stock complexes, and management process, the Council reiterate its intent to keep the harvest specifications and management measures for 2013 and 2014 as close to the 2012 harvest specifications and management measures (i.e., status quo) as much as possible with minimal exceptions.

#### Harvest Specifications

The Council re-confirm the range of Annual Catch Limits (ACLs) and Preliminary Preferred Alternatives (PPAs) for ACLs adopted under Agenda Item E.4, except:



1. For widow rockfish, reduce the range of alternatives to remove the 2,500 mt alternative, and select a PPA of 1,500 mt.
2. For longnose skate, select a PPA of 2,000 mt.
3. For stock complexes, select a PPA consistent with a continuation of managing species at the complex level, and provide guidance to the GMT to analyze the process and implications of implementing a sorting requirement for minor slope rockfish (aurora, shortraker, rougheye) N of 40°10' N. latitude.
4. For lingcod, shift the division between ACLs north and south from 42° N. latitude, to 40°10' N. latitude and analyze the associated management considerations.

Moved by: Michele Culver

Seconded by: Gway Kirchner

**Amndmnt 1:** Change Item 1 as follows: replace “remove the 2,500 mt alternative” with “remove the 2,000 mt alternative” while maintaining the PPA of 1,500 mt.

Moved by: Jeff Feldner

Seconded by: Dorothy Lowman

Amendment 1 passed (Ms. Culver, Mr. Myer and Mr. Lockhart voted no).

**Amndmnt 2:** Add an ACL alternative for analysis of 40,000 mt for Dover sole.

Moved by: Jeff Feldner

Seconded by: Dorothy Lowman

Amendment 2 failed under roll call vote (Mr. Lincoln, Ms. Vojkovich, Ms. Culver, Mr. Lockhart, Mr. Myer, Mr. Ortmann, and Ms. Kirchner voted no).

Motion 37 as amended (Amendment 1) passed unanimously.

**Motion 38:** Adopt for Management Measures:

1. Using Agenda Item E.5.b, Supplemental GMT Report 1, adopt set-asides:
  - a. For the at-sea whiting fishery as recommended by the GMT in Table 1.
  - b. In Attachment 1, adopt the set-asides listed consistent with the GAP recommendations, except for sablefish, reduce the total EFP set aside to 10 mt.
2. For two-year allocations for bocaccio, canary, cowcod, and yelloweye, maintain the 2012 allocations for 2013 and 2014 (as described in Agenda Item E.9 Supplemental GMT Report 3, Attachment 3), except:
  - a. For yelloweye, reduce the non-nearshore allocation to 1.1 mt, and increase the shorebased trawl allocation to 1.0 mt.
3. For dogfish and longnose skate trip limit purposes, adopt a preliminary sharing alternative consistent with the average trawl and non-trawl recent harvest levels (Agenda Item E.9 GMT Report 3, Tables 12 and

13), which would be 75 percent trawl, 25 percent non-trawl (dogfish) and 90 percent trawl, 10 percent non-trawl (longnose skate). Shares would be expressed as harvest guidelines, not allocations, and should be viewed as management targets for trip limit-setting purposes.

4. For widow rockfish, maintain the status quo trawl/non-trawl allocation of 91 percent trawl and 9 percent to non-trawl (as adopted under Amendment 21) and the trawl IFQ quota share allocations (as adopted under Amendment 20). For the within trawl allocation, adopt the status quo approach to sharing:
  - a. Analyze a range of at-sea allocations to include the status quo 2012 level (147.9 mt) up to 300 mt; this would be allocated between the mothership and catcher-processor sector pro-rata.
  - b. Allocate the remainder of the trawl allocation to the shoreside sector.

Moved by: Michele Culver  
Motion 38 passed unanimously.

Seconded by: Maria Vojkovich

**Motion 39:** Reconsider Motion 38.

Moved by: Marija Vojkovich  
Motion 39 passed unanimously.

Seconded by: David Crabbe

**Amndmnt 1:** Amend Item 1.b of Motion 38 and confirm we are adopting the GAP recommendations for EFP's except for the following changes for 2013-2014:

- Bocaccio 2.6 mt
- Canary 0.8 mt
- Cowcod 0.02 mt (was rounded in GMT table)
- Widow 18 mt
- Yelloweye 0.02 mt (was rounded in GMT table)
- Black rockfish south of 46 (OR/CA) 0 mt
- Pacific whiting 0.2 mt
- Minor slope rockfish south of 40' 10 5.2 mt
- Minor shelf rockfish south of 40' 10 30.2 mt
- Splitnose south of 40' 10 0.5 mt

Moved by: Marija Vojkovich  
Amendment 1 passed unanimously.  
Motion 38 as amended passed unanimously

Seconded by: Buzz Brizendine

**Motion 40:** Recommend that the U.S. delegation attempt to reach agreement on reciprocal access with Canada under the U.S.-Canada albacore treaty.

Moved by: Michele Culver  
Motion 40 passed unanimously.

Seconded by: Marija Vojkovich

**Motion 41:** Forward to the U.S. delegation to the next annual meeting of the WCPFC (WCPFC8) the recommendations contained in Agenda Item I.1.b, Supplemental HMSMT Report and Supplemental HMSAS Report.

Moved by: Marija Vojkovich                      Seconded by: Buzz Brizendine  
Motion 41 passed unanimously.

**Motion 42:** Send the letters as described in the previous statement of Dr. Dahl (“Attachment 1 as a draft of an eventual report that would incorporate the Council’s recommendations and be attached to letters to the Department of State and Commerce, and Congress, as required by the MSA Section 304(i).”)

Moved by: Marija Vojkovich                      Seconded by: Buzz Brizendine  
Motion 42 passed unanimously.

**Motion 43:** Adopt the draft minutes of the 210<sup>th</sup> Session of the Pacific Fishery Management Council (September 2011) in Agenda Item J.1.a, Supplemental Attachment 1 with the corrections noted by Mr. Myer, Mr. Roth and Ms. Culver.

Moved by: Dave Ortmann                      Seconded by: Herb Pollard  
Motion 43 passed unanimously.

**Motion 44:** Adopt the provisional budget as presented in Agenda Item J.2.b, Supplemental Budget Committee Report.

Moved by: Dave Ortmann                      Seconded by: Dale Myer  
Motion 44 passed unanimously.

**Motion 45:** Appoint Mr. Kirk Lynn to a CDFG position on the Coastal Pelagic Species Management Team.

Moved by: Marija Vojkovich                      Seconded by: David Crabbe  
Motion 45 passed unanimously.

**Motion 46:** Appoint Mr. Paul Dye, Dr. Terrie Klinger and Mr. Nate Stone to the three vacant Washington At-large positions on the Ecosystem Advisory Subpanel.

Moved by: Michele Culver                      Seconded by: Dale Myer  
Motion 46 passed unanimously.