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NATURAL RESOURCES BOARD

MINUTES

The regular meeting of the Natural Resources Board was held on Wednesday, October 21, 2009 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 3:25 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 – absent
Jane Wiley – present	

1.B. Approval of agenda for October 21, 2009

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

1.C. Approval of minutes from September 22-23, 2009

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

1.D. Approval of minutes from September 28, 2009

Mr. Cole MOVED approval, seconded by Mr. Rohde. The motion carried unanimously.

2. Ratification of Acts of the Department Secretary

2.A. Real Estate Transactions

Mr. Welter MOVED approval, seconded by Dr. Clausen.

Discussion followed on the DOT transaction for \$1 and the definition of a demo forest.

The motion carried unanimously.

3. Action Items

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

3.A.1 Request Authorization for Public Hearing on Board Order AM-12-09, proposed rules affecting revisions to chs. NR 404 and 438, Wis. Adm. Code, pertaining to air quality standards for ozone and lead

Larry Bruss, Regional and Mobile Sources Section Chief stated that the proposed rule revisions are designed to make Wisconsin's ambient air quality standards for ozone and lead consistent with the federal national ambient air quality standards (NAAQS) and to reflect current health science. These proposed rule revisions would adopt the 2008 8-hour ozone NAAQS and EPA's revised NAAQS for lead which will provide greater public health protection and welfare. This consistency between federal and state air quality standards is required under s. 285.21(1)(a), Stats. He requested the Board authorize public hearings for Board Order AM-12-09.

Discussion followed on what is in attainment and what is not in attainment for ozone and particulates, what the counties violating the ozone federal and Wisconsin standards would have to do to be in attainment, and if there is a specific Department plan for industry attainment.

Matt Frank, Department Secretary reviewed strategies available to the Department to achieve attainment.

Discussion followed on a timeline for attainment expectations and if the EPA is revisiting the particulate standard.

Ms. Wiley MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.

3.A.2 Request Authorization for Public Hearing on Board Order DG-24-09, amendment to ch. NR 140, Wis. Adm. Code, relating to groundwater quality standards

Michael Lemcke, Groundwater Management Section Chief stated that Amendments are being proposed to Wisconsin Administrative Code Chapter NR 140, Groundwater Quality. Chapter NR 140, Wis. Adm. Code, establishes Wisconsin state groundwater quality standards for both substances of public health concern and for substances of public welfare concern. Amendments to ch. NR 140, are proposed to:

- 1) add new state groundwater quality standards for 15 substances of public health concern to s. NR 140.10, Wis. Adm. Code.
- 2) revise existing s. NR 140.10, Wis. Adm. Code, groundwater quality standards, for 15 substances of public health concern.
- 3) make minor revisions and additions to update s. NR 140.10, Wis. Adm. Code, Table 1 and Appendix I to Table 1.

Proposed new groundwater quality standards include those for agricultural pesticides, pesticide metabolites and compounds related to the production of explosives and munitions. Affected parties include regulated facilities, practices and activities that impact groundwater quality. These may include pesticide manufacturers, agricultural pesticide users and parties responsible for cleanup of sites where explosives and munitions were manufactured and tested. He requested the Board authorize public hearings for Board Order DG-24-09.

Discussion followed on where the public hearings will take place.

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

Discussion continued on steps for remediation, Department of Agriculture, Trade, and Consumer Protection's (DATCP's) role and interaction with DNR, and when this rule will be back before the Board for adoption.

The motion carried unanimously.

3.A.3 Request Authorization for Public Hearing on Board Order WT-14-08, revisions to NR 151, NR 153, and NR 155 pertaining to performance standards and grant programs to address polluted runoff

Russ Rasmussen, Watershed Management Bureau Director stated that for NR 151, Runoff Management, the proposed revisions create new statewide performance standards (P Index, tillage setback, process wastewater control), require best management practices to meet the nonpoint source component of an approved total maximum daily load (TMDL), modify existing agricultural and non-agricultural performance standards and make minor changes to the implementation and enforcement provisions of the rule.

In NR 153, Targeted Runoff Management (TRM) and Notice of Discharge Grants, the proposed revisions for TRM create four competitive project categories, strengthen links between grants requirements and local implementation performance standards and prohibitions, modify

application requirements and establish limits on the total amount of grant funding that a grantee can receive in a grant year.

In NR 155, Urban NPS Non-Point Source Pollution Abatement and Storm Water Management Grants, the proposed revisions increase the Department's oversight of subcontracts, increase grantee accountability for final products, provide more flexibility over how grants are used, and limit grantee awards in a given grant period. He requested the Board authorize public hearings for Board Order WT-14-08. **(PowerPoint)**

Discussion followed on urban area inline treatment and its impact, how state owned properties deal with run-off, the 30' buffer by streams, who can apply for cost sharing, and if any grants are funded by the Natural Resources Conservation Service of the USDA. He requested the Board authorize public hearings on Board Order WT-14-08.

Mr. Welter MOVED approval, seconded by Dr. Clausen.

Dr. Clausen MOVED to amend, seconded by Mr. Welter to instruct department staff to revise NR 151.003, prior to holding public hearings, to disallow credit toward meeting pollutant reduction standards for any device or best management practice designed to treat pollutants from storm water runoff within navigable waters. Further, department staff is instructed to investigate and analyze the feasibility of prohibiting outright these practices in NR151 or other administrative rules in order for state code to be consistent with the federal Clean Water Act.

Discussion followed on the generalized language of the amendment, if the hearing authorization request should be deferred until appropriate language has been drafted by staff, and the rule timeline.

Secretary Frank stated that waiting until the December meeting would not be a good idea due to stakeholder interest. He suggested staff look at this and return with actual language. He requested a special meeting of the Board be scheduled for November.

Mr. Welter MOVED to table approval of the public hearing request until staff can provide actual language for amendment with a follow-up recommendation. Seconded by Dr. Clausen.

The motion to table passed in a roll call vote of 6-0.

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

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

3.B.1 Presentation of American Fisheries Society Award for Wild Rose Hatchery Education Center

Michael Staggs, Fisheries Management Bureau Director and **Don Gablehouse**, American Fisheries Society co-presented.

Mr. Gablehouse stated that the American Fisheries Society (AFS) is the world's oldest and largest organization dedicated to strengthening the fisheries profession, advancing fisheries science, and conserving fisheries resources. He is here to recognize the Wild Rose Hatchery and the outstanding 2,500 square foot Wild Rose Education Center. By the end of the October, an interactive children's area, exhibit on Lake Michigan and user controlled videos will open. He presented the 2008 Sport Fish Restoration Outstanding Project Award for the Aquatic Education Category to the Department for the Wild Rose State Fish Hatchery renovation.

Mr. Staggs introduced staff and welcomed them to the podium for recognition. Those in attendance were Hatchery Manager Steve Fajfer, Assistant Hatchery Manager Randy Larson, Statewide Hatchery Coordinator Al Kaas, and Natural Resources Educator Theresa Stabo.

Ms. Stabo stated this had been a rewarding project. Wild Rose belongs to everyone and invited all to visit. This is a very interesting place to show people we need to get out there to enjoy the waters and the fish.

Presentation - No Action was Taken

3.B.2 **Request Adoption of Board Order WM-16-09, revisions to NR 10 relating to white-tailed deer population goals**

Keith Warnke, Big Game Biologist, stated no boundary changes are recommended at this time. There are currently 131 deer management units (DMUs) with individual over winter populations goals and a statewide over winter population goal of approximately 737,000 deer. Over winter population goals in DMUs serve as the foundation for managing the deer herd and determining deer hunting season structures. All goals referred to in this rule are the over winter deer population goal for a DMU. The hunting season population will generally be substantially larger than the over winter population goal. The Department is proposing raising deer population goals in 13 management units and lowering the goal in two. These changes are recommended to provide hunters with more deer hunting opportunities in instances where goals are proposed for increases and to alleviate agricultural damage in the instances where the goals have been recommended for a decrease. The Department does not anticipate significant ecological, agricultural or forestry impacts because of the proposed goal increases. There is a concern that a higher goal with low hunter densities will mean continuous herd control seasons. He requested the Board adopt Board order WM-16-09. **(PowerPoint)**

Discussion followed

Public Appearances:

1. **Ann McCammon Soltis**, Cornucopia, representing Great Lakes Indian Fish & Wildlife Commission (GLIFWC) as Division of Intergovernmental Affairs Director, requested that DMU 5 be reinstated as part of the Board's action to adopt State Deer Management Unit Boundaries.

Discussion followed on the background of DMU 5 and the 2004 Board vote.

2. **George Meyer**, Madison, representing the WI Wildlife Federation as Executive Director stated that they were not asking for any changes in the green sheet (rule package) . They recommend before the next DMU review in three years that a survey be done of the farmers in Wisconsin on agricultural perspectives on deer damage.
3. **Al Phelan**, Madison, representing the Wisconsin Conversation Congress Big Game Committee was not in attendance.
4. **Ed Harvey**, Waldo, representing the Wisconsin Conservation Congress as Chair stated they are generally supportive of proposal and do not have any real objections to it. The Congress has history with Unit 5 and were supportive of it in 2004. He stated it is as important that the non-tribal people be part of this process as is the tribal people.

Discussion continued on populations goals, DMU 5, metro hunts, and if municipalities have the authority to set their own population goals.

Mr. Rohde MOVED, seconded by Ms. Wiley for the Department to engage in a consultative process with The Great Lakes Indian Fish & Wildlife Commission (GLIFWC) on DMU 5 to discuss and determine the process involved in terms of dealing with Unit 5 and the substantive nature if there should be a separate Unit 5. Findings should be brought before the Board within the next year. The motion carried unanimously.

Dr. Clausen MOVED approval, seconded by Ms. Wiley. The motion carried unanimously.

- 3.B.3 Request Authorization for Public Hearings for Modifications to WM-03-09, the 2009 Wildlife Management housekeeping rule package
Scott Loomans, Wildlife Regulation Policy Specialist reported that in September, the Assembly Fish and Wildlife Committee passed a motion to request that the Department place a two year sunset on a new split bobcat hunting season framework that the Department had just finished promulgating. The push for a split season framework came from hound hunters who wanted an opportunity to hunt in January when there is more likely to be snow cover for considerably better trailing and track identification conditions. The bobcat season framework is not a provision of the housekeeping rule. It was actually part of the spring hearing rule that was reviewed by the legislature a month earlier than the housekeeping rule. In response to that motion, the Department is recommending that the Board authorize the Department to conduct another hearing on an amended version of the housekeeping rule so that people would have a chance to comment on the bobcat proposal as part of the housekeeping rule.

He then gave a quick review of the legislative review period. The Senate and Assembly committees both had hearings in late summer and both had concerns about the bobcat season framework. These were generated by the Bear Hunters Association who appeared in opposition to the split season at both hearings. Legal counsel recommended conducting another hearing on the housekeeping rule. He requested the Board authorize public hearings on Board Order WM-03-09.

Mr. Welter MOVED approval, seconded by Dr. Clausen.

Discussion followed on the number of bobcat permits issued and the size of the harvest.

The motion carried unanimously.

- 3.B.4 Request Authorization for public hearing on Board Order FR-25-09, amendment of NR 45.04(1)(g), regulating firewood that may be brought onto state lands
Andrea Diss-Torrance, Plant Pest and Disease Specialist stated that this rule will prohibit anyone from bringing onto Department managed lands firewood from greater than 25 miles from the campground or property, from outside of Wisconsin, or from areas quarantined by the state, a federal agency, or tribal government or designated zones of infestation if the property is outside of the quarantine or infested zone unless the firewood source is approved by the Wisconsin Department of Agriculture, Trade & Consumer Protection (DATCP). The purpose of this rule is to reduce the risk of introduction and spread of emerald Ash borer (EAB) and other invasive insects and diseases of trees by reducing the distance firewood used on the properties is moved. This rule will provide additional protection for state parks and forests, set a good example for county, municipal and private campgrounds and reduce a reasons people move firewood: for use while camping. While this rule may cause some inconvenience for campers, it is dwarfed by the cost of infestation or establishment of this pest to the public and state. To minimize any inconvenience, the Department is working with firewood dealers and DATCP to assure a sufficient supply of safe and affordable firewood at Department campgrounds.

This regulation would be supported by an intensive information and education program to reach campers who could be affected by the new regulation and to raise awareness of the risk posed by the movement of firewood. She requested the Board authorize hearings on Board Order FR-25-09. **(PowerPoint)**

Mr. Rohde MOVED approval, seconded by Ms. Wiley.

Discussion followed on how big box stores are regulated.

Secretary Frank stated that the Department sent a letter to the U.S. Department of Agriculture (USDA). Even though a response has not yet been received, the Animal and Plant Health Inspection Service (APHIS) was instructed by USDA to look into this issue and to get state involvement.

Discussion followed on whether state parks have sufficient ability to provide and sell firewood on-site, the requirement to be certified to cut wood within a state park, and enforcement of the regulation.

The motion carried unanimously.

3.B.5 Request Approval of the proposed Kettle Moraine State Forest - Pike Lake Unit Master Plan
Dan Schuller, Parks and Recreation Bureau Director and Jeff Prey, Program and Planning Analyst gave a joint presentation. They stated that the 678-acre Pike Lake Unit of the Kettle Moraine State Forest Pike Lake Unit is located in Washington County, approximately 25 miles northwest of Milwaukee. The property abuts the Village of Slinger on the east and the City of Hartford on the west, and a portion of the Pike Lake Unit lies within the city. The area is a mix of agriculture, urban, rural residential, forest, and wetland with ready access to the area from urban centers in southeastern Wisconsin is provided by State Highways 60 and 83, and Interstate 41. The Pike Lake Unit will provide a wide range of nature based outdoor recreation opportunities. Goals for this property are to:

- Provide a natural appearing and attractive setting for outdoor recreational and educational pursuits, including minimally developed places for quiet, solitude and the enjoyment of nature.
- Provide a variety of high quality forested, wetland, and open grassland habitats, with an emphasis on ecologically functional natural communities, and with the production of wildlife and forest products as additional benefits.
- Provide compatible year-round, primarily non-motorized outdoor day-use recreational opportunities, including but not limited to hiking and skiing, picnicking, swimming, and fishing.
- Provide watercraft access to Pike Lake for motorized and non-motorized boating and fishing.
- Provide a wide variety of high quality camping opportunities at a level that is in balance with other property uses.
- Provide hunting opportunities consistent with established seasonal frameworks and recreational activities.
- Provide interpretive, educational, and demonstration programs for the public and school or youth groups that build on knowledge and appreciation of the natural environment and resource management activities, while enhancing an understanding of broad environmental and natural resource issues. They requested the Board approve the Master Plan.

(PowerPoint)

Public Appearances:

1. Dan Knodl, Germantown, representing Reef Point Resort on Pike Lake, Pike Lake Protection District, and Pike Lake Sportsman's Club. He stated that he is generally supportive of the Master Plan but would like to see his boat launch agreement be extended and expanded from 18 stalls to 35 stalls which are the maximum for Pike Lake access regulation standards.

Discussion followed on the specifics of Reef Point's boat launch agreement and their location on Pike Lake.

2. Steve Musinsky, Hartford, representing self spoke in support of the Master Plan. He stated the addition of a public boat launch in the park is long overdue. He urged the Board to approve the Master Plan.

Discussion followed on the Department's justification for a public boat launch, phased-in construction of the boat launch, and the potential of the private boat launch to not renew the agreement.

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

3.B.6 Request Approval of the proposed Glacial Heritage Area (GHA) Feasibility Study and Master Plan

Steve Miller, Facilities and Lands Bureau Director stated that the proposed GHA project would be a network of parks, preserves, wildlife and natural areas linked together and to nearby cities and villages with different types of trails. The network would offer a range of hiking, biking, horseback riding, paddling, hunting, fishing, trapping, wildlife watching, camping, and cross-country skiing experiences. Importantly, the GHA network would not provide for this broad range of outdoor activities at every place within the network. Rather, it would provide different outdoor opportunities at places best suited to provide high quality experiences. The intent is that the proposed network collectively meets the needs of a broad range of outdoor enthusiasts. With over 50% of the state's population within an hour drive of the proposed network, the project seeks to address the growing demand for outdoor recreation opportunities in close proximity to where people live.

Some of the components of the GHA network exist, some are proposed to be expanded, and some are proposed to be created. The project would be a collaborative effort of many partners, most notably Jefferson County and the Department, and is strongly supported by the public, local units of government, local business leaders, conservation and recreation groups, and other organizations.

Two issues raised during the review period merit further discussion – providing additional equestrian opportunities in the project and incorporating hunting and trapping in the proposed new conservation parks.

The draft GHA plan called for the potential establishment of equestrian trails at the four largest of the proposed new parks (depending on the characteristics of the land acquired) and for many of the linking trails to incorporate horseback riding. The Department received requests to incorporate additional equestrian trails into different components of the proposed network, primarily the conservation parks, linking trails, and wildlife areas. Based on the input received, the Department has made two changes to the plan to provide the opportunity to create additional equestrian trails that are part of larger regional networks.

The plan proposes an addition of 20,800 acres for wildlife habitat. When the plan is fully implemented, the GHA project will encompass over 52,000 acres of hunting and trapping opportunities, more than all the land within the Northern and southern Units of the Kettle Moraine State Forests combined. By law, trapping is not allowed on lands acquired under state park authority. Much of the trapping that occurs in the study area is for wetland-associated species, in particular muskrats, using wet sets or under ice traps. Because of the existing public access to Hope Lake through an outlet stream, the lake bed of this proposed park is not part of the proposed park boundary. This will allow existing public trapping and hunting to continue in the lake. He requested the Board approve the Feasibility Study, Master Plan, and Environmental Impact Statement for the proposed Glacial Heritage Area. **(PowerPoint)**

Discussion followed on the locations of the existing six county parks, the unprecedented nature of a Conservation Park, and using Stewardship funds to purchase lands for the Conservation Park.

Public Appearances:

1. **Sharon Schmeling**, Jefferson, representing Jefferson County Board as Chair thanked the Board and Department for their leadership on the vision of southeast Wisconsin. She urged the Board to support the GHA project.
2. **Steve Nass**, Lake Mills, representing Jefferson County Board as Vice-Chair and as Chair of the Planning and Zoning Committee. Jefferson County has had this vision for long time. He asked the Board to move forward with the GHA Plan.

Discussion followed on any known conflicts to this plan.

3. **John McKenzie**, Fort Atkinson, representing the Jefferson County Bicycle Club stated they offer unqualified support for this project. He requested the Board vote yes.

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4. **Larry Meyer**, Whitewater, representing Rock County's WI Conservation Congress as Chair. He requested the Board support everything except for the Conservation Park title. People need a place to trap.
5. **Mary Linton**, Fort Atkinson, representing self. She stated that she is a Ph.D. trained ecologist and wetland biologist. It is with this view that she gives the GHA plan her whole-hearted support. She requested approval of the Feasibility Study and Master Plan.
6. **Gary Meyers**, Jefferson, City of Jefferson as Mayor stated that the river and trails are cherished by our citizens and are a major draw for business and industry that we are retaining and attracting. Potential employers not only seek a skilled workforce and attractive business climate, but also an attractive quality of living. He requested approval of the Feasibility Study and Master Plan.
7. **Greg David**, Watertown, representing Town & Country Resource Conservation & Development Council and also represents the economic interests on the external advisory team, the local advisory team appointed to work with Department staff in coming up with this initiative. He stated there is great value in the protection of land and open space for future generations. He asked for Board endorsement of the GHA for the good of the whole.
8. **George Meyer**, Madison, representing the WI Wildlife Federation as Executive Director and representing Wisconsin Trappers Association. He requested the Board approve the plan with conversion from a Conservation Park to State Recreation Area.
9. **Steve Grabow**, Wauwatosa, representing UW-Extension stated that the GHA builds on the past 13 years of fair and inclusive processes demonstrating sensitivity and responsiveness to the many, wide-ranging recreational interests. He requested the Board approve the Master Plan and Feasibility Study. **(Handout)**

Discussion followed on the concept of Conservation Park.

10. **John Molinaro**, Cambridge, representing the Lake Ripley Management District as Chair. This is supported by a vast majority in the county. He asked the Board to vote yes on this proposal.
11. **Ed Harvey**, Waldo, representing the Wisconsin Conservation Congress (WCC) as Chair stated that it is wrong to create exempt areas where people who disagree with the principles of resource management can go to avoid exposure to timber and wildlife management practices. He requested the Board change the designation of the proposed Conservation Park to State Recreational Areas.

Mr. Ela requested a motion to recess on this item and go into Executive Session at the conclusion of the public testimony.

Mr. Welter MOVED, seconded by Dr. Clausen that the Board convene into Executive Session under the authority of s.19.85(1)(e) Wisconsin Statutes, for the purpose of discussing potential real estate transactions. The motion was carried by a roll call vote.

David Clausen – yes

Preston Cole – yes

Jonathan Ela – yes

Gary Rohde – yes

John Welter – yes

Christine Thomas – absent

Jane Wiley – yes

Mr. Ela reconvened the meeting at 1:35 p.m. Vice-Chair Ela reported that during the Executive Session no action was taken.

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Discussion of agenda item 3.B.6, Request Approval of the proposed Glacial Heritage Area Feasibility Study and Master Plan resumed.

Mr. Ela stated that in the past when we have had this cooperative arrangement with counties on the state trails, the Memorandum of Understanding (MOU) is essentially irrevocable and permanent and then later down the road we find ourselves at odds with the Local Unit of Government (LUG). His understanding with this case is that all agreements are time limited and can be reviewed by either party. He wanted that to be understood because it is a potential concern.

Laurie Osterndorf, Lands Administrator, requested a two minute summary from the Wildlife and Parks Bureau Directors as to why those designations best fit the areas the Department would purchase.

The Board approved her request.

Tom Hauge, Wildlife Management Bureau Director stated that the Wildlife Program has had a long presence in Jefferson County and has seen opportunity to look forward as both Milwaukee and Madison metro areas converge on Jefferson County. This has been a long haul, but the county has been very supportive of this proposal. Across the state of Wisconsin, there is a various mix at play. Some goals are not in the best interest of hunters. In this mix for Jefferson County, he is very comfortable with the give and take that has taken place here. The addition of over 22,000 acres of acquisition authority is for future generations of trappers and hunters and will be critical to their continued existence in Jefferson County. From the Wildlife Program's perspective they are comfortable with this mix, understanding the give and take involved.

Discussion followed on the planning process of Conservation Parks.

Dan Schuller, Parks and Recreation Bureau Director discussed the value of these kinds of properties in the State Park inventory. These meet State Park criteria for a variety of reasons. By statute, the State Park's Program is created to provide outdoor recreation and opportunities for interpretation, the preservation of Wisconsin's heritage in natural resources which is the cultural, glacial, and geologic history. These are particularly unique geologic features. The focus on outdoor recreation which is proposed for these parks is very conducive to that State Park atmosphere of open space and a focus on hiking, biking, and horse trails that are not featured in Wildlife Areas or State Natural Areas either. We are talking about developing facilities to feature those particular kinds of recreation on these parts that are not featured on other parts of the GHA plan. These Parks are also proposed to have are other county parks, municipal parks, and State Park facilities like picnicking and other day use facilities. They looked at both the management attention on the recreation side and the preservation side as well as on recreation development side of things as to what these places are supposed to be about. It naturally meshes with the State Park scene.

Discussion continued on why Hope Lake and Red Cedar Lake are designated differently, how the concept of Conservation Park was created and why it has not been before the Board before, and the criteria for and definition of a Conservation Park.

Mr. Ela asked Jefferson County Board Chair Sharon Schmeling to address the Board.

Chair Schmeling stated she appreciates the Board's struggle. She would support the Conservation park concept. One size does not fit all.

Discussion followed on Minnesota's Regional Park Reserves, redesignating the Conservation Park as a Recreation Area to allow diverse activities, and the amount of land that will be open to hunting.

Mr. Welter MOVED approval, seconded by Ms. Wiley.

Mr. Welter MOVED to change the designation of the proposed Conservation Parks to State Recreational Areas. The motion to amend was not seconded and failed.

Secretary Frank stated this is a very important discussion and obviously people feel very strongly about it. He will respectfully take issue with the suggestion that the Department is looking for ways to cut out hunting opportunities. The record shows quite contrary to that.

Discussion followed on purchasing lands with 100% Stewardship funds and having them managed by counties, and the need for Conservation Park criteria.

The original motion carried unanimously.

3.B.7 Land Acquisition - Waterloo Wildlife Area and Glacial Heritage Area - Jefferson County

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

3.B.8 Land Acquisitions and Project Boundary Modifications -Statewide Natural Area (Hawkins Hemlocks) – Rusk County; Statewide Natural Area (Newman Lake) – Iron County; Kimberly Clark Wildlife Area - Price County; and McKenzie Fishery Area -Washburn

Public Appearances:

1. Tia Nelson, Madison, Board of Commissioners of Public Lands (BCPL) as Executive Secretary briefed the Board on the background of BCPL.

Discussion followed on the boundary modifications.

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

3.B.9 Land Acquisition - Pine Island Wildlife Area - Sauk County

Mr. Cole MOVED approval, seconded by Mr. Rohde. The motion carried unanimously.

3.B.10 Land Acquisition – Vernon Wildlife Area – Waukesha County

Dr. Clausen MOVED approval, seconded by Ms. Wiley. The motion carried unanimously.

3.B.11 Land Acquisition and Donation - Statewide Fishery Remnant Area Program - Dunn County

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

3.B.12 Land Exchange - Menominee River Natural Resources Area and Pike Wild River - Marinette County

Dr. Clausen MOVED approval, seconded by Ms. Wiley. The motion carried unanimously.

3.B.13 Land Donation – Statewide Wildlife Habitat Areas – Chippewa County

Mr. Cole MOVED approval, seconded by Mr. Rohde. The motion carried unanimously.

3.B.14 Land Donation & Project Boundary Modification - Pine Island Wildlife Area - Columbia County

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

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3.B.15 Redesignation of Land to Northern Highland/American Legion State Forest - Vilas County

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

4. Citizen Participation – 1:00 p.m.

4.A. Citizen Participation

Public Appearances

None

5. Board Members' Matters

Ms. Wiley stated she recently visited the Horicon Visitor's Center. It is a spectacular place and deserves a visit. The Center will be acquiring incredible mounts, including an extinct species, from a family in Milwaukee. She also noted the Department has a website which locates GPS coordinates of private lands open for hunting in the Glacial Heritage Restoration Area, which is: <http://dnr.wi.gov/org/land/wildlife/ghra/properties.htm>

6. Special Committees' Reports

None

7. Department Secretary's Matters

Secretary Frank gave his monthly update on the Great Lakes Restoration Initiative.

Discussion followed on the multistate process and if any multi-state projects would be in the works.

Secretary Frank then discussed the Basin Educator Initiative and distributed a memo to the Board. **(Handout)**

Discussion followed on the number of Basin Educator positions involved.

Secretary Frank then discussed the Asian Carp in the Chicago Canal issue and continued with legislative updates.

Secretary Frank invited Dan Schuller to the podium to present to him his 30 years of service pin and congratulated him on his accomplishments. Mr. Schuller has done a tremendous job as Park Director. The severe flooding began the week after he began in this position. He was baptized by fire.

7.A. Retirement Resolutions

7.A.1 Lowell Henry Tesky

7.A.2 Steve Schram

7.A.3 Joan A. Neis

7.A.4 Jonathan D. Stone

7.A.5 Roger Fritz

7.A.6 Greg Swanson

Mr. Welter MOVED approval, seconded by Mr. Cole of the retirement resolutions. The motion carried unanimously.

7.B. Donations

7.B.1 Willow River OWLs will donate up to \$20,000 to pay the salaries of a limited-term volunteer coordinator and work study position for 2009

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

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- 7.B.2 The Natural Resources Foundation of Wisconsin, Inc. will donate \$5,000 in support of Kirtland's Warbler conservation and management program

Ms. Wiley MOVED approval, seconded by Dr. Clausen. The motion carried unanimously.

- 7.B.3 The Black River State Forest Trail Foundation will donate \$15,060 to electrify the Black River State Forest ski warming shelter **ADDED**

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

8. Information Items

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

8.A.1 Wildlife Violator Compact Update

Kristin Turner, Wildlife Violator Compact Coordinator reported that the compact was created in 1989 by Colorado, Nevada, and Oregon. This compact allows hunting, fishing, and trapping privileges to be suspended in-state or out-of-state by notifying the violator's home state. Board approval of rules in NR 8 allowed Wisconsin to join the compact in April 2008. Currently, 31 states make up the violator compact. Wisconsin has been able to obtain compliance on the payment of penalties imposed for wildlife related violations committed by residents and non-residents who do not want to risk losing their license privileges in their home state or all the other member states. Since the entry date, Wisconsin has accepted over 4,600 suspensions.

(Handout)

Discussion followed on why more states have not joined the compact and if a guide's license is tied into their guiding privileges to other state's fish and game laws.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

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

8.B.1 Update on the status of emerald ash borer (EAB) in Wisconsin and efforts to minimize its spread and impacts

Andrea Diss-Torrance, Plant Pest and Disease Specialist stated that new populations of EAB were found in 2009: Victory, Green Bay, Kenosha, and Franklin. The quarantine has been expanded from 4 to 11 counties. NR 40 allows for regulation of infested material even within quarantined areas. The Department offers assistance to communities in the form of grants and encourages partnerships between communities. Landowner assistance from the Department is also available in the form of woodland inventory, facilitation of a group timber sale for participating landowners, and a proposed project with RC&D to promote safe firewood industry. Education is being offered through the improved multi-agency website emeraldashborer.wi.gov, training is being offered to communities and landowners with RC&D, and also through a multi-state webinar and webcast development. Current research is as follows: firewood use survey, "sinks" using girdled ash to redirect EAB back into the center of infestations, biosurveillance with CERCERIS, Hyperspectral survey of forest lands for ash, oak, hemlock, and beech, and multitemporal land sat imagery to identify ash on state lands. She then introduced David Sivyer. **(PowerPoint)**

David Sivyer, City of Milwaukee Forestry Services Manager gave a presentation on work being done in Milwaukee to limit impacts of EAB by maintaining healthy ash for as long as possible and by spreading the expense of replacing city Ash trees over many years. The city completed a risk assessment that computerized their street tree inventory which has been a useful tool for managing EAB on public trees. Out of Milwaukee's 193,000 street trees, they have 33,000 ash trees. To replace these, Milwaukee would incur a cost of \$46 million. Using the i-Tree Eco (UFORE) assessment, they found Milwaukee's urban forest comprises of 3.4 million trees. 17.3% of which are Ash (587,000). Forest valuation has a structural value of \$1.4 billion and \$9 million in Carbon storage; the annual functional value is \$321,000 in Carbon sequestration, \$2,590,000 air pollution removal, and \$903,000 in energy savings and carbon emission reductions. The city partnered with WE Energies, City of Mequon, and a host of national experts. Only a few communities in the nation have successfully done this. They had no data on private trees

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before UFORE. Now the city can contact property owners which gives the city an opportunity to inspect properties for EAB. In the urban forestry market, 1 in 5 Milwaukee trees are at risk. They have begun to help the public understand risk. Milwaukee's trees are an asset worth protecting. They began an aggressive injection program in ash trees with 13,000 trees injected this summer. Injection costs \$50 per tree, while removal costs \$750 per tree. **(PowerPoint)**

Discussion followed on the age of Milwaukee's ash trees, the cost of the 2009 summer injections, and what type of trees could be planted to diversify Milwaukee's forest.

INFORMATIONAL ITEM – NO ACTION WAS TAKEN

Mr. Cole MOVED approval, seconded by Mr. Welter to adjourn the meeting. The motion carried unanimously.

The meeting adjourned at 3:25 p.m.

NOTE: Each Natural Resources Board meeting is recorded. Tapes of each meeting are available for purchase by contacting the Natural Resources Board at 608-267-7420. The following resources are also available: Agenda Item Packets (green sheets), supporting documents, and public comment.