



City of Las Cruces[®]

PEOPLE HELPING PEOPLE

Council Action and Executive Summary

Item # 18Ordinance/Resolution# 16-027For Meeting of _____
(Ordinance First Reading Date)For Meeting of August 3, 2015
(Adoption Date)

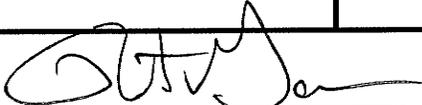
Please check box that applies to this item:

 QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: A RESOLUTION FOR CONTINUED SUPPORT OF THE ENDANGERED SPECIES ACT.

PURPOSE(S) OF ACTION:

To support national legislation.

COUNCIL DISTRICT: N/A		
<u>Drafter/Staff Contact:</u> Monica Campbell	<u>Department/Section:</u> Legal/City Attorney	<u>Phone:</u> 541-2128
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

Since 1973 the bi-partisan federal Endangered Species Act (ESA), signed by President Richard Nixon, has provided the vision and framework to protect not just individual species, but the healthy landscapes upon which all life depends.

The ESA has the support of approximately 90% of the public and has saved from extinction over 99% of the species protected under the ESA. Species such as the bald eagle, Aplomado falcon and whooping crane have been brought back from the brink of extinction. The reintroduction of the Mexican gray wolf to significant portions of its historic range in southwest New Mexico has helped restore the balance of those ecosystems. The protection of species such as the Southwest Willow flycatcher and Yellow-billed cuckoo aids the restoration of riparian areas and protection of the Rio Grande watershed.

Public lands in the vicinity of Las Cruces, especially those recently designated as national monuments, have the potential to become ecotourism destinations. The recovery of threatened and endangered species of mammals, birds, reptiles and fauna on those lands has the ability to increase their attractiveness to potential visitors.

Amendments to the ESA encourage and provide flexibility for private landowners to work cooperatively with the federal agencies charged with maintaining and managing our public lands.

(Continue on additional sheets as required)

The ESA provides individual citizens and local governmental bodies such as the Las Cruces City Council a framework for influencing public policy decisions in a time of increasing water scarcity and the uncertain effects of climate change.

SUPPORT INFORMATION:

1. Resolution.
2. Attachment "A", Endangered Species Act Summary.
3. Attachment "B", Northern Aplomado Falcon, U.S. Department of Defense and U.S. Fish & Wildlife Service.
4. Attachment "C", Tools for Helping Imperiled Wildlife on Private Lands, U.S. Fish & Wildlife Service.
5. Attachment "D", Whooping Crane Updates, Saving Cranes.

SOURCE OF FUNDING:

Is this action already budgeted? N/A	Yes	<input type="checkbox"/>	See fund summary below	
	No	<input type="checkbox"/>	If No, then check one below:	
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____.	
	<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)		
			<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue? N/A	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____ for FY_____.	
	No	<input type="checkbox"/>	There is no new revenue generated by this action.	

BUDGET NARRATIVE

N/A

FUND EXPENDITURE SUMMARY:

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will indicate the City Council's continued support of the Endangered Species Act.

(Continue on additional sheets as required)

2. Vote "No"; this will indicate that the City Council does not support the Endangered Species Act.
3. Vote to "Amend"; this could include further direction to staff.
4. Vote to "Table"; this could delay indication of the City Council's continued support of the Endangered Species Act.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

N/A

RESOLUTION NO. 16-027**A RESOLUTION FOR CONTINUED SUPPORT OF THE ENDANGERED SPECIES ACT.**

The City Council is informed that:

WHEREAS, the City of Las Cruces government exists to enhance the health, safety, and quality of life for all residents – now and in the future – as determined by law and community interests; and

WHEREAS, since 1973 the bi-partisan federal Endangered Species Act (ESA), signed by President Richard Nixon, has provided the vision and framework to protect not just individual species, but the healthy landscapes upon which all life depends; and

WHEREAS, the ESA has the support of approximately 90% of the public and has saved from extinction over 99% of the species protected under the ESA; and

WHEREAS, due to the success of the ESA, species such as the bald eagle, Aplomado falcon, and whooping crane have been brought back from the brink of extinction; and

WHEREAS, the reintroduction of the endangered Mexican gray wolf to significant portions of its historic range in southwest New Mexico has helped restore the balance of those ecosystems; and

WHEREAS, the protection of species such as the Southwest Willow flycatcher and Yellow-billed cuckoo aids the restoration of riparian areas and protection of the Rio Grande watershed; and

WHEREAS, public lands in the vicinity of Las Cruces, especially those recently designated as national monuments, have the potential to become ecotourism destinations, and the recovery of threatened and endangered species of mammals, birds,

reptiles and fauna on those lands has the potential to increase their attractiveness to potential visitors; and

WHEREAS, amendments to the ESA encourage and provide flexibility for private landowners to work cooperatively with the federal agencies charged with maintaining and managing our public lands; and

WHEREAS, the ESA provides individual citizens and local governmental bodies such as the Las Cruces City Council a framework for influencing public policy decisions in a time of increasing water scarcity and uncertain effects of climate change.

NOW, THEREFORE, Be it resolved by the governing body of the City of Las Cruces:

(I)

THAT the Las Cruces City Council fully supports the Endangered Species Act and strongly encourages the ESA's continued funding and enforcement.

(II)

THAT the City Council requests that this resolution be constructed and implemented with the speed appropriate to the gravity and urgency of the situation, and that it be shared with the New Mexico Congressional Delegation and to other officials or entities designated by the City Council or City Manager.

(III)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED on this _____ day of _____, 20____.

APPROVED:

Mayor

ATTEST:

City Clerk

(SEAL)

VOTE:

Mayor Miyagishima: _____

Councillor Silva: _____

Councillor Smith: _____

Councillor Pedroza: _____

Councillor Small: _____

Councillor Sorg: _____

Councillor Levatino: _____

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:



City Attorney



Endangered Species Act Summary

Methodology

This study was commissioned by the Endangered Species Coalition and conducted by Harris Interactive, using the Harris Poll National Quorum®. A total of 1,009 telephone surveys were conducted among adults aged 18 and over within the United States between February 16th to 20th, 2011. Figures for age, sex, race/ethnicity, education, region, number of adults in the household, and number of phone lines in the household were weighted where necessary to bring them into line with their actual proportions in the population.

In this summary, statistical testing was conducted between regions and between party ID. Uppercase letters indicate significant differences between the subgroups at the 95% confidence level.

Summary of Findings

- Overall, there is strong support for the Endangered Species Act (84%), with Democrats having the strongest support (93%).
- Most Americans believe the ESA is a safety net providing balanced solutions to save wildlife, plants and fish that are at risk of extinction (64%), with Democrats the most likely to believe this (76%).
 - While the majority of Republicans also believe the ESA is a safety net (49%), they are more likely than those who support other parts to believe the ESA is used by environmentalists and their lawyers to hinder growth and progress (43%).
- The majority of Americans believe decisions about whether to remove the Endangered Species Act's protections should be based on science, not politics (63%).
- The majority of Americans agree that:
 - Decisions about wildlife management and which animals needs protection should be made by scientists, not politicians (92%);
 - The ESA has helped hundreds of species recover from the brink of extinction (90%);
 - The gray wolf is a vital part of America's wilderness and natural heritage (87%);
 - The ESA is a successful safety net for protecting wildlife, plants, and fish from extinction (87%); and,
 - The ongoing recovery of gray wolves in the Northern Rockies could be one of America's greatest wildlife success stories if the Endangered Species Act is kept in place until the states have science-based management plans approved (78%).

Detailed Findings

- As you may know, the Endangered Species Act is an environmental law established to protect all wildlife, plants and fish that are in danger of extinction. Based on what you know, would you say that you strongly support, somewhat support, somewhat oppose, or strongly oppose the Endangered Species Act?

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Strongly support	44%	44%	46%	45%	42%	31%	58% ^{EG}	41%
Somewhat support	40%	41%	39%	40%	39%	42%	35%	44%
Somewhat oppose	7%	7%	7%	8%	7%	14% ^F	1%	7% ^F
Strongly oppose	6%	6%	4%	6%	7%	9%	4%	4%
Don't know/refused	3%	2%	3%	1%	6% ^C	3%	2%	4%
Support (T2B)	84%	85%	85%	85%	80%	74%	93% ^{EG}	85% ^E
Oppose (B2B)	13%	12%	11%	14%	14%	23% ^{FG}	6%	11%

2. Some people say the Endangered Species Act has been used by environmentalists and their lawyers to hinder economic development, while others say it is a safety net providing balanced solutions to save wildlife, plants and fish that are at risk of extinction. Which is closer to your point of view?

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
The ESA is a safety net providing balanced solutions to save wildlife, plants and fish that are at risk of extinction	64%	57%	70% ^A	68%	60%	49%	76% ^{EG}	63% ^E
The ESA is used by environmentalists and their lawyers in the western United States to hinder growth and progress	26%	33% ^B	20%	24%	29%	43% ^{FG}	17%	27% ^F
Don't know/Refused	10%	11%	10%	7%	11%	9%	7%	10%

3. Some members of Congress are proposing legislation to remove the gray wolf from the Endangered Species Act's protections. Which of the following points of view is closest to your own?

Some/others say the gray wolf isn't endangered anymore and protection under the endangered species act is no longer needed. They say that since environmentalists' lawsuits and the federal courts are interfering with sound wolf management, the Congress has no choice but to turn wolf management decisions over to the states. In this view it is believed states are better equipped than the federal government to manage their own wildlife, and wolf numbers are now high enough to sustain a hunt.

Some/others say that decisions about whether to remove the Endangered Species Act's protections should be based on science, not politics. Gray wolves should continue to receive federal protection until they are fully recovered and the states have implemented effective, science-based management plans that will protect gray wolves at sustainable levels for generations to come.

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Decisions about whether to remove the Endangered Species Act's protections should be based on science, not politics	63%	61%	65%	65%	62%	54%	70% ^E	64%
The gray wolf isn't endangered anymore and protection under the endangered species act is no longer needed	29%	33%	26%	29%	31%	39% ^F	24%	29%
Don't know/Refused	7%	6%	9%	7%	7%	7%	6%	7%

4. Please tell me how strongly you agree or disagree with each of the following statements.

a. The gray wolf is a vital part of America's wilderness and natural heritage

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Strongly agree	50%	50%	40%	53% ^B	53%	36%	62% ^{EG}	45%
Somewhat agree	37%	40% ^D	50% ^{CD}	33%	26%	42% ^F	30%	42% ^F
Somewhat disagree	6%	3%	6%	7%	8%	10% ^F	2%	7% ^F
Strongly disagree	4%	4%	1%	2%	8% ^{BC}	8% ^{FG}	2%	3%
Don't know/refused	4%	3%	2%	5%	4%	4%	4%	3%
Agree (T2B)	87%	90% ^D	90% ^D	86%	80%	78%	92% ^E	87% ^E
Disagree (B2B)	10%	7%	8%	9%	16% ^A	18% ^{FG}	4%	10%

- b. The Endangered Species Act is a successful safety net for protecting wildlife, plants and fish from extinction

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Strongly agree	48%	52%	46%	45%	50%	35%	62% ^{EG}	43%
Somewhat agree	39%	34%	42%	42%	37%	42% ^F	29%	47% ^F
Somewhat disagree	5%	6%	6%	4%	5%	11% ^{FG}	2%	4%
Strongly disagree	5%	4%	3%	6%	6%	9%	5%	4%
Don't know/refused	3%	3%	3%	3%	2%	3%	3%	2%
Agree (T2B)	87%	86%	88%	86%	87%	77%	90% ^E	90% ^E
Disagree (B2B)	10%	11%	9%	10%	11%	20% ^{FG}	7%	8%

- c. The Endangered Species Act has helped hundreds of species recover from the brink of extinction, such as the bald eagle, the gray whale, the Florida panther and gray wolves in the Northern Rockies

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Strongly agree	55%	48%	53%	57%	59%	47%	65% ^{EG}	53%
Somewhat agree	35%	39%	37%	33%	31%	40%	30%	37%
Somewhat disagree	4%	3%	5%	3%	4%	6% ^F	<1%	4% ^F
Strongly disagree	3%	3%	1%	2%	4%	4%	2%	2%
Don't know/refused	4%	6% ^D	3%	4%	1%	3%	3%	4%
Agree (T2B)	90%	88%	90%	90%	91%	87%	94% ^E	90%
Disagree (B2B)	6%	6%	6%	6%	8%	10% ^F	3%	6%

- d. Decisions about wildlife management and which animals need protection should be made by scientists, not politicians

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Strongly agree	71%	68%	72%	73%	72%	59%	82% ^{EG}	69%
Somewhat agree	21%	22%	20%	21%	19%	29% ^F	12%	24% ^F
Somewhat disagree	4%	5%	4%	4%	3%	5%	3%	4%
Strongly disagree	2%	2%	2%	1%	5%	5%	2%	1%
Don't know/refused	2%	3%	2%	1%	<1%	2%	1%	2%
Agree (T2B)	92%	90%	92%	94%	92%	88%	95%	93%
Disagree (B2B)	6%	7%	6%	5%	8%	10%	5%	5%

- e. The ongoing recovery of gray wolves in the Northern Rockies could be one of America's greatest wildlife success stories if the Endangered Species Act is kept in place until the states have science-based management plans approved

	Total	Region				Party ID		
		North-East (A)	Midwest (B)	South (C)	West (D)	Total GOP (E)	Total DEM (F)	Total IND (G)
Strongly agree	37%	32%	30%	44% ^B	41%	24%	51% ^{EG}	35% ^E
Somewhat agree	40%	46% ^D	49% ^D	37%	33%	43%	36%	41%
Somewhat disagree	10%	9%	10%	8%	13%	16% ^F	4%	12% ^F
Strongly disagree	5%	5%	3%	4%	9%	9%	4%	4%
Don't know/refused	7%	8%	9%	8%	4%	8%	6%	7%
Agree (T2B)	78%	78%	78%	80%	73%	67%	86% ^{EG}	77%
Disagree (B2B)	15%	14%	13%	12%	23% ^C	25% ^F	8%	17% ^F



U.S. Department of Defense and U.S. Fish & Wildlife Service

Northern Aplomado Falcon

(Falco femoralis septentrionalis)

Aplomado falcons (*Falco femoralis*) inhabit desert grasslands and savannas of Latin America, and formerly inhabited desert grasslands and coastal prairies of Texas, New Mexico, and southeastern Arizona. The falcon ranges through most of South America, from Tierra del Fuego to Ecuador and Venezuela, and from near sea level to above 13,000 feet in the Andes, and is also found throughout Mesoamerica. The original description of the northern Aplomado falcon (*F. f. septentrionalis*) was based on specimens collected in 1887 at Fort Huachuca, AZ.

In the U.S., they were found along yucca-covered sand ridges in coastal prairies, riparian woodlands in open grasslands, and in desert grasslands with scattered mesquite and yucca.

The causes for decline of this subspecies have included widespread shrub encroachment resulting from control of range fires, intense overgrazing, and agricultural development in grassland habitats used by the falcon. By the 1870s, the railroad had connected the grasslands of southern New Mexico with the markets of the East, altering the economics of cattle production. Intensive cattle grazing caused massive erosion. Woody plants such as creosote bush and mesquite invaded the open grasslands.

Pesticide exposure was likely a significant cause of the subspecies' extirpation from the U.S.; the initiation of widespread DDT use after World War II coincided with the falcon's disappearance. Collection of falcons and eggs may have also been detrimental to the subspecies in some localities.

Biology

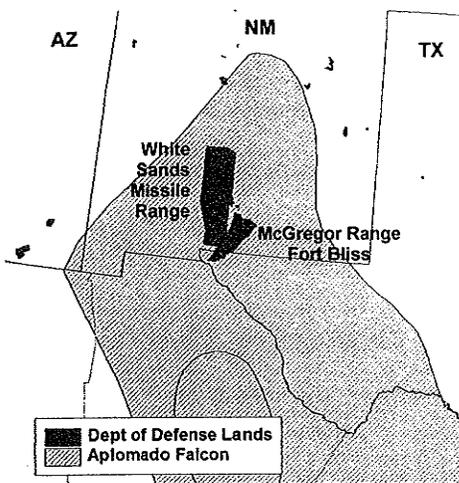
Aplomado falcons are a medium-sized falcon, approximately 14 to 18 inches in length with a wingspan of 31 to 40 inches. Sexes are similar in appearance, but females tend to be larger than males.



northern Aplomado falcon
Photo: Chris Eberly, DoD PIF

Adults have a steel-gray dorsal plumage ("aplomado" is Spanish for "gray" or "lead colored"), with a dark belly band or "cummerbund" separating a white to buffy upper breast and a cinnamon to rufous belly. Distinguishing adult field marks include bold face markings with a white streak over the eye and a long, narrow banded tail. The long wings and white trailing edge are easily distinguished while the Aplomado falcon is in flight. Adult females often retain dark streaks on the breast. Juveniles are similar to adults, except for browner upper parts and dark streaking on a buff-colored breast.

Mated falcon pairs remain together year-round and hunt cooperatively. Nesting typically occurs in birds greater than one year old. Aplomados do not build their own nests, but take over old or even freshly constructed nests of other raptors or corvids such as red-tailed hawk, Swainson's hawk, and Chihuahuan raven. Nesting occurs from March to June. The average clutch size is 2.6 to 2.8 eggs and brood size from 1.6 to 2.4. Fledgling success in Mexico was shown to be 0.53 to 0.94. Incubation lasts 31 to 33 days, and both sexes participate in incubation. Young birds leave the nest about 4 to 5 weeks after hatching.



Historic range of Aplomado Falcon in NM and west TX (NatureServe, 2003) and Department of Defense lands. Map: Chris Eberly, DoD PIF

Once considered common in its range within the U.S., populations declined rapidly after the 1930s. By the late 1950s, the northern Aplomado falcon was considered extirpated in the U.S. and was designated an endangered species in 1986.

Falcon habitat consists of open terrain with scattered trees or shrubs. In Mexico, they inhabit palm and oak savannas, open tropical deciduous woodlands, seasonally flooded coastal savannas and marshlands, desert grasslands, and upland pine parklands.



Falcon habitat, White Sands Missile Range in background. Photo: Chris Eberly, DoD PIF

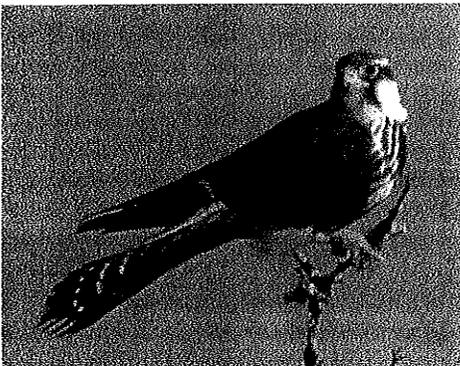
Legal Status and Recovery

The northern Aplomado falcon is designated as endangered in Arizona, New Mexico, Texas, Mexico, and Guatemala. On July 26, 2006, a final rule on the establishment of a nonessential experimental population (NEP) in Arizona and New Mexico under section 10(j) of the Endangered Species Act was published in the Federal Register. This designation authorizes unintentional or incidental take of the falcon pursuant to otherwise legal actions, but still prohibits intentional take.

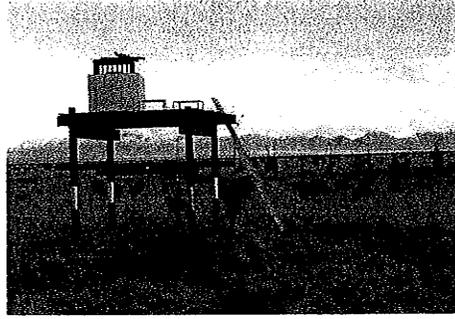
The objective of the 1990 Aplomado Falcon Recovery Plan is to ensure that the falcon is no longer threatened by habitat loss, pesticide contamination, or human persecution. Criterion to reclassify the falcon from endangered to threatened status was tentatively identified as a minimum self-sustaining population of 60 pairs in the U.S.

Currently, long-term drought, shrub encroachment in areas of Chihuahuan Desert grasslands, and the increased presence of the great horned owl, which preys upon the falcon, may be limiting recovery of this subspecies. Substantial recolonization of U.S. habitats by naturally occurring falcons in Chihuahua, Mexico, would likely take decades, if it occurred at all, because the reproductive rate of falcons in Chihuahua has typically been low. However, falcons appear to be relatively tolerant of human presence and are frequently found nesting in association with well-managed livestock grazing operations in Mexico and Texas. It appears that falcons would be able to coexist with current land-use practices in New Mexico on a broad scale.

The Recovery Plan recommends that an attempt should be made to establish



northern Aplomado falcon
Photo: Chris Eberly, DoD PIF



Aplomado falcon hack tower.
Photo: Chris Eberly, DoD PIF

populations in the U.S. The intense overgrazing that resulted in shrub encroachment in Chihuahuan Desert grasslands in New Mexico and Arizona has moderated, and there has been widespread implementation of improved range management techniques. In addition, the use of DDT was banned in Mexico in 2000.

Reintroduction

More than 1,142 captive-bred falcons have been released in Texas. The Peregrine Fund conducted a pilot release project in south Texas from 1985 to 1989, and increased reintroduction efforts in 1993. Reintroduced falcons have successfully fledged more than 244 young since 1995. Predation by great horned owls, raccoons, and coyotes is significant, affecting more than half of all nesting attempts. Nesting productivity increased by approximately 40 percent in 2003 and 2004, when falcons were provided artificial nesting structures with barred sides arranged so that falcons can enter the nest while predators cannot.

The Peregrine Fund began releasing falcons in the trans-Pecos region of west Texas in 2002. All of the releases in Texas have occurred on private property under Safe Harbor Agreement permits, currently with an enrollment of more than 1.8 million acres. Safe Harbor Agreements can only be developed for private landowners. Most of the historical range is Chihuahuan Desert grassland, of which public lands make up approximately 50 percent. More than two million acres of suitable habitat for falcon restoration exist in New Mexico, which could support up to 200 pairs of falcons. Much of this suitable habitat occurs around Jornada del Muerto (includes White Sands Missile Range and the Armendaris Ranch) and Otero Mesa on Fort Bliss-McGregor Range.

The Military's Role in Recovery

The military has been a staunch supporter of the NEP designation for the Aplomado falcon because it enables the military to support conservation efforts without compromising the military mission. The U.S. Fish and Wildlife Service (FWS), The Peregrine Fund, Turner Endangered Species Fund, the state of New Mexico, Bureau of Land Management (BLM), Department of Defense, and other cooperators will jointly manage the reintroduction effort. The goal of the reintroduction effort is to reestablish a self-sustaining population in suitable habitat of the Chihuahuan Desert grasslands in the U.S. with the ultimate goal of removing the species from the endangered species list. Falcons are predicted to persist as a self-sustaining population or as subpopulations in the largest, unfragmented portions of their historic range.

Reintroductions began in July 2007 on lands managed by BLM, the state of New Mexico, and White Sands Missile Range (WSMR). Under the NEP designation, critical habitat cannot be designated for the falcon and WSMR is only required to "confer" with the FWS if a proposed action is likely to jeopardize the continued existence of the species, which is unlikely. The use of the NEP preserves the military mission and should be the fastest way to both successfully establish a falcon population in New Mexico and Arizona and aid in recovery and eventual delisting of the falcon. This effort promises to serve as a prime example of cooperative conservation among federal and state agencies to recover a species without impact to each agency's mission.

Program Contacts:

Conservation Team Leader, Office of the Deputy Under Secretary of Defense (Installations and Environment)
703-604-0524
<http://www.denix.osd.mil/conservation>

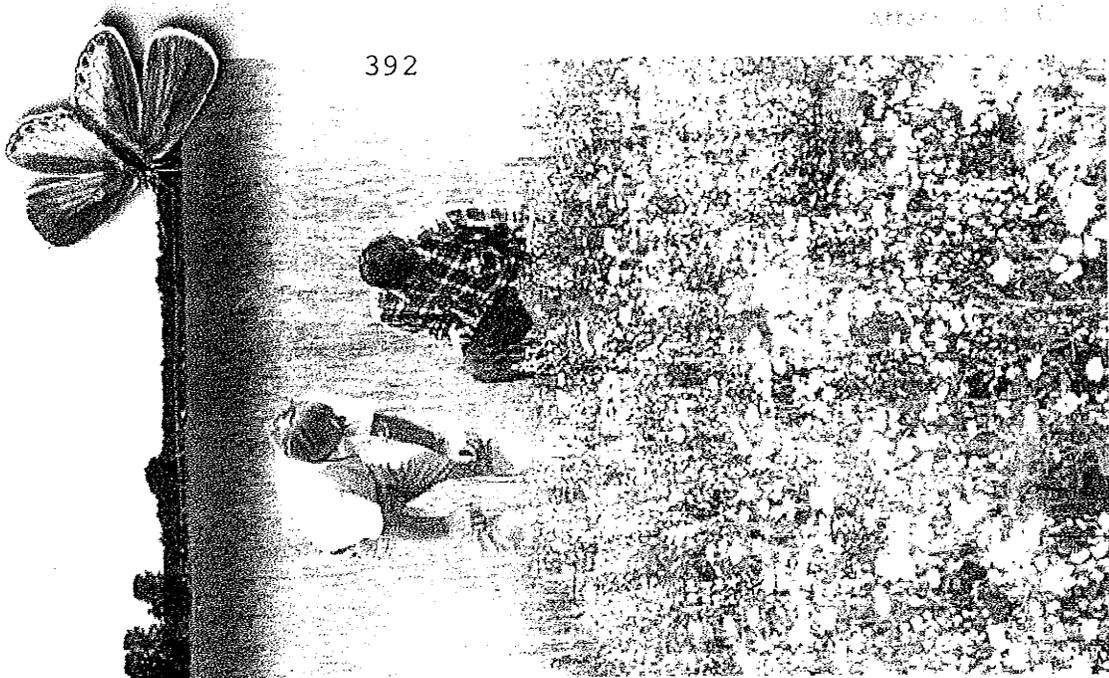
Program Manager, Department of Defense Partners in Flight Program
540-349-9662
<http://www.dodpif.org>

Chief, Division of Partnerships and Outreach, Endangered Species Program, U.S. Fish and Wildlife Service
703-358-2390
<http://www.fws.gov/endangered>

July 2007

Working Together

Tools for Helping Imperiled Wildlife on Private Lands



From Our Partners

Dear Friends and Neighbors,

Private landowners, large and small, play a vital role conserving habitat for fish, wildlife, and plants. In fact, more than two-thirds of the nation's threatened and endangered species use habitat found on private land. If not for the efforts of caring landowners, we would lose the rich diversity of our nation's heritage.

Private landowner accomplishments to protect listed species have been impressive since Congress passed the Endangered Species Act in 1973. The U.S. Fish and Wildlife Service (USFWS) programs described in this booklet are intended to assist landowners who want to continue the important work of conserving species.

It is useful to think of the different programs described in the booklet as tools. Not every tool is right for every job. The booklet is intended to guide you to some of the tools that will best fit your needs and management goals. The USFWS Landowner Incentive Program and several U.S. Department of Agriculture programs also provide assistance for habitat conservation. For more information, contact either the USFWS or any of the undersigned organizations.

It is important to understand that all of the programs described are voluntary. They are designed to allow interested landowners to fashion a conservation strategy that is consistent with their land management objectives. We hope you will consider these programs and become a partner to help recover imperiled species.

American Farm Bureau Federation American Forest Foundation
Cooperative State Research, Education, and Extension Service
Environmental Defense National Association of Conservation Districts

Cover photographs (left to right) are courtesy of © Joan Rata NYC/2004; Dr. Michael Pobernar, Texas State University; Sara Marcos, the Gale Lurie family, Uramis; C. Prebensen, Biologist, Endangered Species Habitat Program, Wisconsin Department of Agriculture, Trade and Consumer Protection; Thomas Meyer, Wisconsin Department of Natural Resources

“Conservation districts have long advocated that natural resources conservation must come from voluntary, incentive-based approaches. For species conservation, it is clear that success lies in flexible tools and incentives that promote diverse habitat yet still allow economic use of private lands. Thank you, FWS, for collecting information on these tools in a landowner-friendly fashion.”

Bill Wilson
President
National Association of
Conservation Districts

“The State fish and wildlife agencies clearly appreciate the merits and value of working with private landowners to achieve fish and wildlife conservation and recognize the significant contribution of these USFWS incentive programs to that effort.”

John Baughman
Executive Vice President
International Association of
Fish and Wildlife Agencies

“With more than two-thirds of listed species living on private lands, there has to be cooperation between government agencies and landowners if the Endangered Species Act is going to be successful. Farmers and ranchers of the nation understand the need to preserve species, and they are willing to voluntarily participate in habitat conservation programs that are incentive-based but still provide protection for their private property rights.”

Bob Stallman
President
American Farm Bureau Federation

“Working with private landowners on conservation projects since 1995 has affirmed our belief that landowners are essential and willing partners in wildlife conservation—if they have the resources needed. Incentive tools such as Safe Harbor Agreements and conservation banks work for both landowners and rare wildlife. Financial, technical, and regulatory incentives all encourage farmers, ranchers, family foresters, and other landowners to be good stewards of our nation’s natural heritage.”

Michael Bean, Co-director
Center for Conservation Incentives
Environmental Defense

“Private individuals, families, and farmers own the bulk of the South’s 215 million acres of forestland. Cooperative initiatives such as Safe Harbor are critical because they encourage stewardship and reduce landowner uncertainty while enhancing habitat for threatened and endangered species.”

H. Glenn Hughes, PhD
Extension Professor
Mississippi State University
Extension Service

“The greatest successes occur when landowners promote these tools to their peers.”

Laurence Wisemen
President
American Forest Foundation

Introduction



This booklet provides information for citizen stewards and landowners, who embody President Bush's vision of cooperative conservation—a vision built upon innovation, local ideas, inspiration and incentives, and on-the-ground action. This pamphlet highlights tools that we hope you find useful in your conservation efforts.

Aldo Leopold, a visionary 20th century conservationist, imagined a nation of citizen stewards. Environmental progress, he proposed, ultimately resides in the efforts of all of us to apply a caring hand to the landscape. It resides in our own actions, in our backyards, at our places of work, on our farms and ranches and factories, and in our communities.

Citizen stewards like yourselves have the sort of “on-the-ground, in-the-dirt, everyday, nose-to-the grindstone” knowledge that improves land management decisions. You have knowledge of time, place, and situation—the details that make one location different from another and that determine what works where.

The Fish and Wildlife Service embraces cooperative conservation—and encourages citizen stewardship through a variety of policy tools that help the Service work with landowners to protect wildlife. One Texas rancher, using these tools, summed up his experience saying, “We’re just ‘wildlifing’ it all over the place, and we’re happy to do it.”

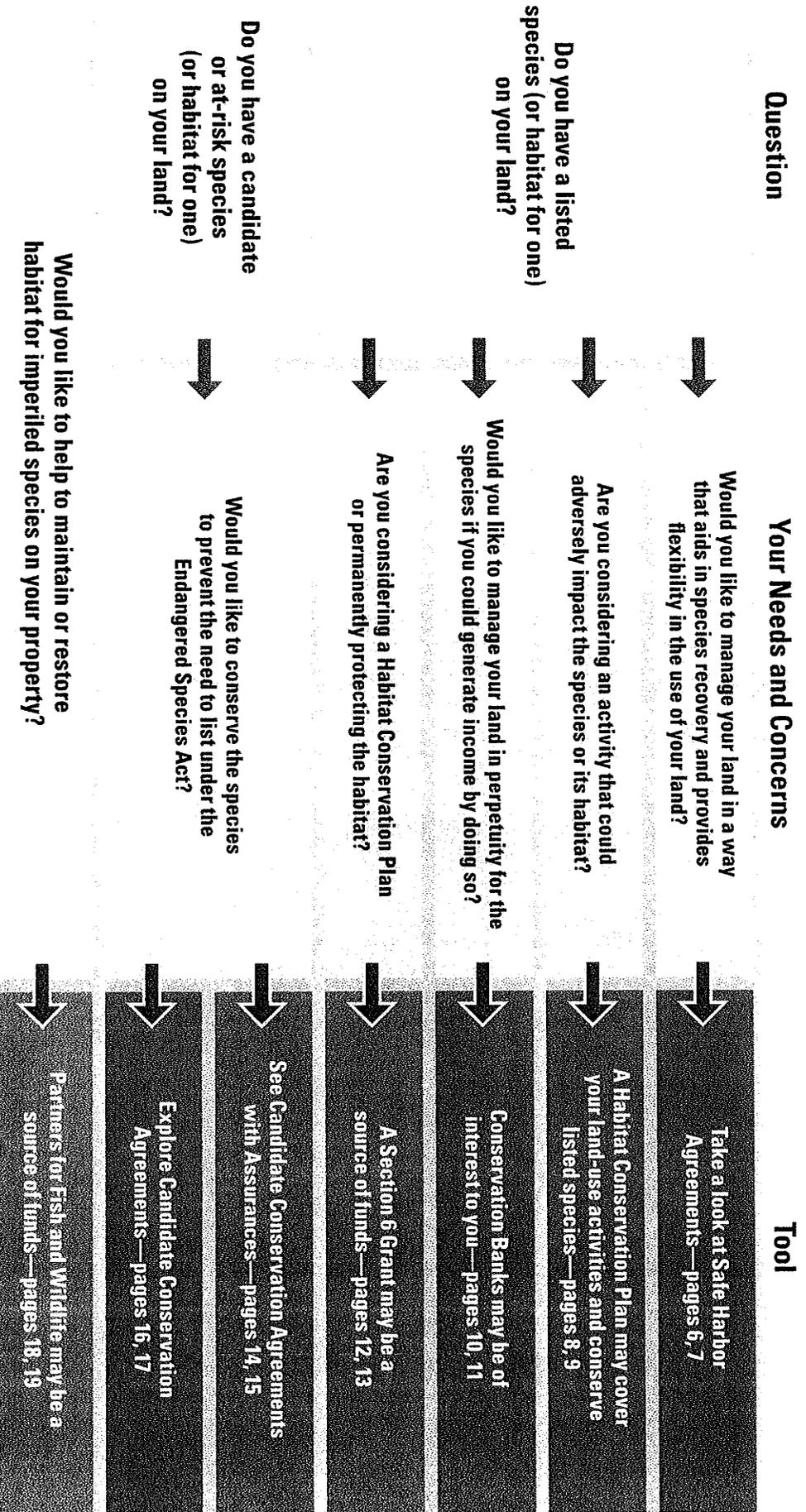
Through an expanding set of cooperative conservation tools, the Service is helping nurture a nation of citizen stewards ‘wildlifing’ it all over the place. As this booklet describes, a power company in Georgia is helping reintroduce a fish, the robust redbhorse, back into the Ocmulgee River using a Candidate Conservation Agreement with Assurances. More than 300 landowners have enrolled over 3.6 million acres in 32 Safe Harbor Agreements that protect 36 species listed as endangered or threatened—species such as the northern aplomado falcon, San Joaquin kit fox, and red-cockaded woodpecker.

In Wisconsin, under a Habitat Conservation Plan, 38 partners including timber companies, The Nature Conservancy, state agencies, local highway departments, power companies, and other landowners are protecting over 250,000 acres of habitat for the endangered Karner blue—a butterfly. Across the nation, other habitat plans are helping conserve 590 species on over 39 million acres.

This upwelling of citizen stewardship across the Nation marks a coming of age of cooperative conservation. Through these efforts, our children and grandchildren will continue to enjoy this nation's rich natural diversity.

Fish and Wildlife Programs

More than one tool may describe the status of species on your property and meet your specific goals. To assist you in learning our language, a glossary of terms is on page 20.



Safe Harbor Agreements

What are SHAs?

Agreements that provide regulatory assurances for landowners who voluntarily aid in the recovery of species listed under the Endangered Species Act.

What is the landowner's role?

Voluntarily agrees to implement management actions that will contribute to the recovery of a listed species for a specified period of time. Works with the Service to develop a management plan and the agreement.

What are the benefits?

For the landowner: Receives regulatory assurances that he or she can alter or modify property enrolled in the SHA and return it to originally agreed upon "baseline" conditions at the end of the agreement (even if this means incidentally "taking" the covered species).

For the species: Progress towards recovery.

Who can participate?

Any non-Federal property owner. Whole parcels or portions of the owner's property may be enrolled in the SHA.

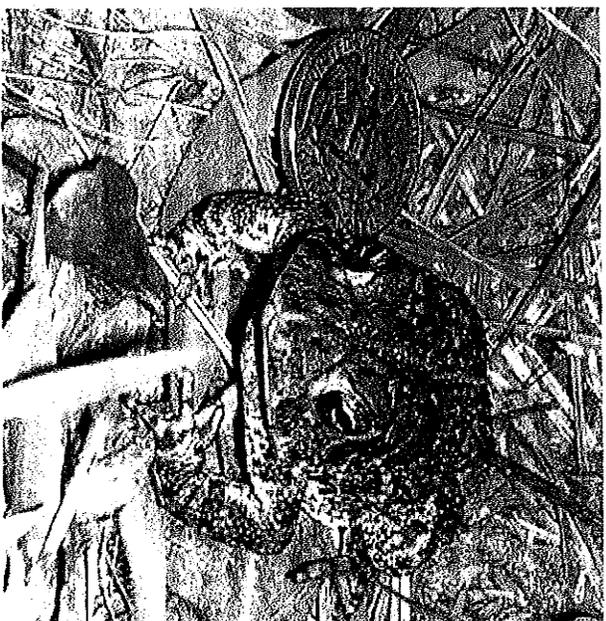
Property owners also can enroll in an existing programmatic or "umbrella" SHEA that is designed for a region or an entire State and is administered by a State or local agency or other entity.

A Texas Cattle Rancher Who "Became a Believer"

"We're just 'wildlifing' it all over the place, and we're happy to do it," Bob Long said. Long is enhancing habitat on his 550-acre property to benefit the Houston toad, an endangered species. His Safe Harbor Agreement with the Fish and Wildlife Service will expand areas for Houston toads to use for breeding, foraging, and hibernating.

After fencing off ponds, Long has done the same for a major wetland and while providing new livestock watering facilities, he's using rotational grazing to prevent cattle from trampling toads during the six-month breeding season. Along with keeping trees for shade—particularly important during Texas summers—Long has removed invasive eastern red cedar, planted native bunchgrasses, and conducted prescribed burns to clear low-growing scrub so that the Houston toad can move through corridors that link ponds and woodlands.

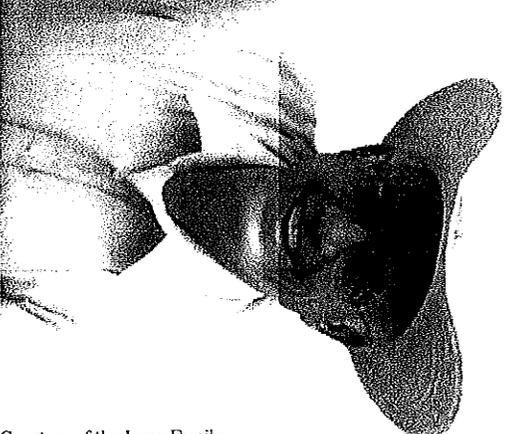
Now, with help from the Service's Partners for Fish and Wildlife Program, he's putting in a pipeline to divert water from a creek to the ponds during drought. In addition, Long will plug a drainage ditch and reopen an inlet to restore a 28-acre marsh to benefit Houston toads and other wetland dependent wildlife. "You can say that I'm a landowner willing to try innovative measures," he said.



Courtesy of Dr. Michael Forstner, Texas State University, San Marcos

"We just found out three years ago that we had Houston toads. As a matter of fact, it was kind of a shock to us... the survey showed that we had 27 calling toads at night, the largest number in the county."

—Bob Long



Courtesy of the Long Family

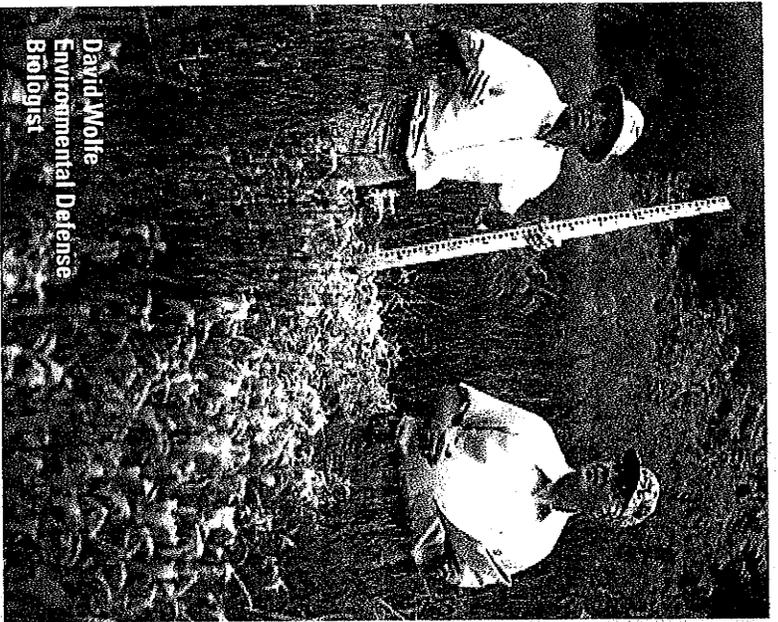
Environmental Defense, a nonprofit organization, was the key in reaching out to Long and provided funding for biologists to conduct population surveys for the toad on his property. Long is helping Environmental Defense and the Service promote Safe Harbor Agreements with private landowners.

Long also is working with the Texas Parks and Wildlife Department and the Texas Department of Agriculture. His Safe Harbor Agreement will last until 2014, when he will decide whether to renew it.

His family has lived in Texas for generations. "I do love the land," Long said. "This is my heritage."

For more information:

www.fws.gov/endangered/recovery/harbortqg.pdf
www.fws.gov/endangered/policy/safe_har.htm
www.fws.gov/endangered/index.html
 Service regional contacts are listed on page 21.



David Wolfe
Environmental Defense
Biologist

© John Rae NYC 2004

Safe Harbor Agreements

Private landowners are crucial for the recovery of listed species that occur mostly or solely on privately owned land. Through SHAs, landowners can put their conservation ethic to work, confident that their efforts will not result in increased restrictions on how they can use their land.

Voluntary actions by landowners with SHAs may include habitat maintenance or restoration activities or reintroducing a listed species on their land.



By June 2005, more than 325 landowners had enrolled over 3.6 million acres in 32 Safe Harbor Agreements. Among the 36 listed species covered are the northern aplomado falcon, red-cockaded woodpecker, California red-legged frog, gopher tortoise, San Joaquin kit fox, and Schaus swallowtail butterfly.



Courtesy of Mike Barnett, Texas Farm Bureau

conservation programs, such as those supported by Safe Harbor Agreements, are much more effective in preserving species than the use of regulatory approaches. Partnership agreements that recognize the property rights of landowners while enhancing habitat, create opportunities to help all partnership partners.

Partnerships occur across many fields. Texas Farm Bureau District 3 Director, also president of the Bobby Long Foundation for Land, Wildlife, and Environmental Sciences, talks from left, and from right.

Habitat Conservation Plans

What are HCPs?

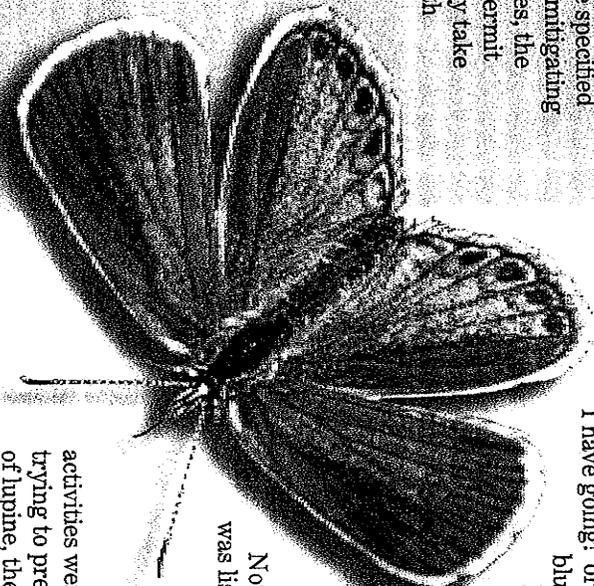
Plans that allow for economic development in conjunction with endangered species conservation. If an HCP meets the specified criteria, including minimizing and mitigating the anticipated take of listed species, the Service issues an incidental take permit that allows the landowner to legally take listed species while proceeding with development or other activities.

What is the landowner's role?

The landowner develops an HCP with the Service that includes an assessment of the likely impacts to the species from the proposed project, the steps he or she will take to minimize and mitigate those impacts, and the funding available to implement the steps. The plan also identifies alternative actions to the taking and the reasons why those alternatives are not being used. The landowner then applies for an incidental take permit.

An HCP may exist in your area that you can join. Such plans are known as programmatic HCPs and are often county- or region-wide plans such as the San Diego Multiple-Species Conservation Program. Plans may include plants and nonlisted species as well as listed species.

Courtesy of Thomas Meyer, Wisconsin Department of Natural Resources



"Instead of hearing, 'I don't have that butterfly on my property,' I hear, 'How can I get some of that wild lupine seed?' You should see the lupine patch I have going!" or "I saw my first Karner blue on my land!" That's

Dave Lentz, Karner Blue Habitat Conservation Plan coordinator with the Wisconsin Department of Natural Resources, talking about small, private landowners.

Not long after the butterfly was listed as endangered, forestry companies contacted the DNR to make sure that their timber-harvesting activities were lawful. They had been trying to prevent the disturbance of lupine, the host plant for the larval stage of the Karner blue. The discussion expanded to utility companies, similarly committed to ensuring that mowing rights-of-way was in keeping with conserving the butterfly. The result was a landscape-scale Habitat Conservation Plan. Under

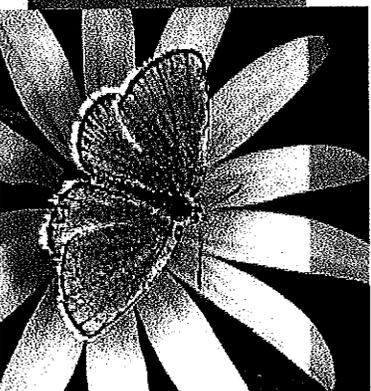
the Statewide HCP, the Wisconsin DNR has a permit authorizing the "incidental take" of the species in avoiding harm to the butterfly and performing surveys for it, partners conduct prescribed burns to benefit wild lupine—deliberately making sure that sunlight reaches it—or they plant lupine and nectar plants. Also, partners develop community outreach tools such as Alliant Energy Company's brochure and International Paper Company's "Spotlight on the Environment" video.

The HCP has 38 partners, including the DNR, Wisconsin county forest departments, gas and electric companies, timber companies, town and county highway departments, The Nature Conservancy, and the Wisconsin Departments of Transportation and Agriculture. The HCP applies to more than 250,000 acres where the majority of the butterflies are found.

Nearly 350 private landowners are voluntarily participating in a variety of activities that also benefit the butterfly and its habitat including farmers, family forest owners with fewer than 1,000 acres, and individual homeowners.

"We're exploring a new approach—not a heavy-handed one, but one where landowners embrace a stewardship ethic and apply their knowledge. We're trying to encourage good people to do the right thing. So far, it's been a validation of the voluntary strategy."

—Dave Lentz



Courtesy of Thomas Meyer, Wisconsin Department of Natural Resources

Habitat Conservation Plans

What are the benefits?

For the landowner: After receiving an incidental take permit for activities that may result in take of listed species, he or she can move ahead with the assurance that their actions are not in violation of the ESA.

For the species: Permanent protection and management of habitat for specific species covered by the HCP.

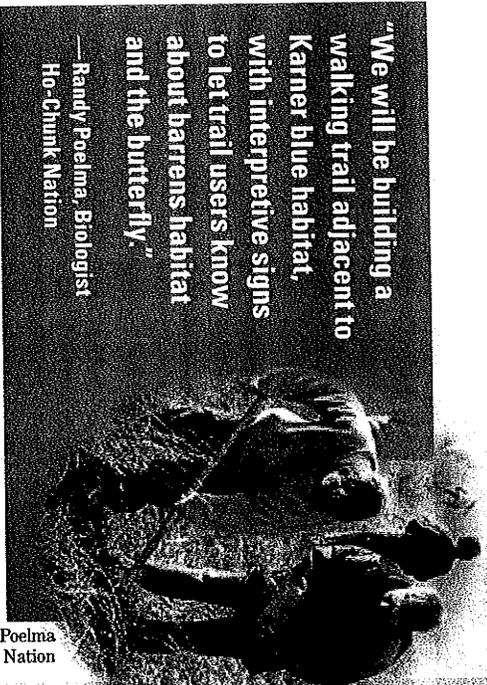
Who can participate?

Any non-Federal landowner.

As of June, 2005, incidental take permits have been issued for 484 HCPs, covering more than 39 million acres. These HCPs assist in the conservation of 590 species. Among the species benefitting from HCPs are the bull trout, Hawaiian stilt, northern flying squirrel, coastal California gnatcatcher, red-cockaded woodpecker, and willoway monardella.

"We will be building a walking trail adjacent to Karner blue habitat, with interpretive signs to let trail users know about barrens habitat and the butterfly."

—Randy Poelma, Biologist
Ho-Chunk Nation



Courtesy of Randy Poelma of the Ho-Chunk Nation

For more information:

www.dnr.state.wi.us
www.dnr.state.wi.us
Service regional contacts are listed on page 21.

With about 12,000 acres of land in more than 24 counties in Wisconsin, Minnesota, and Illinois, the Ho-Chunk Nation, a Native American tribe, is working on habitat projects for the species.

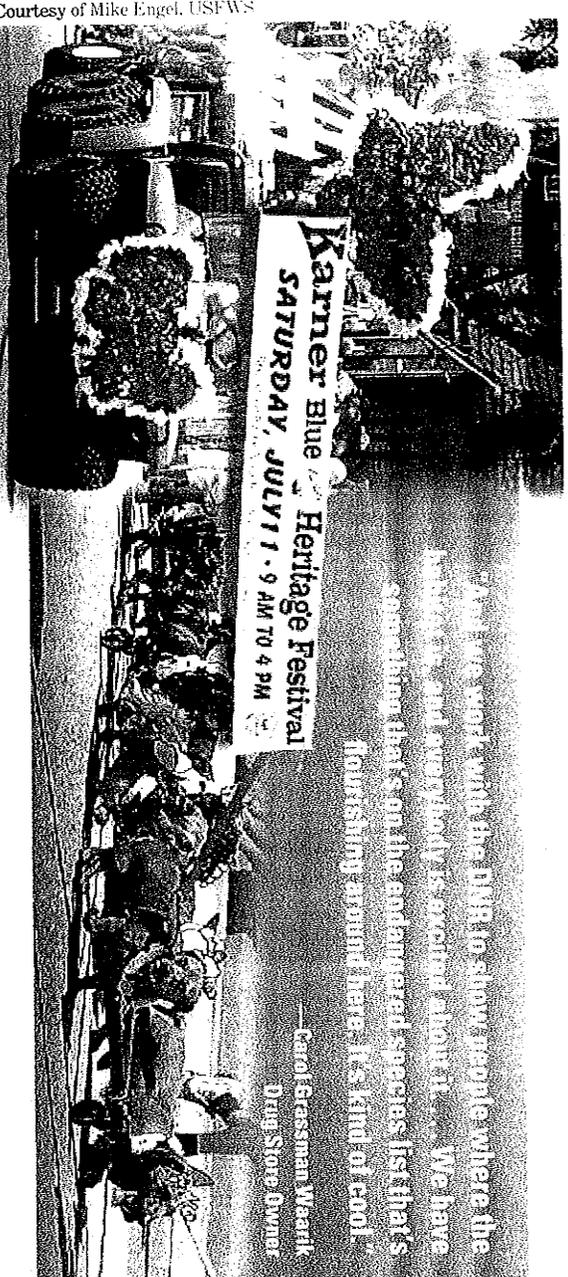
"I let them know that private landowners are not obligated to do anything under the recovery plan for endangered Karner blue butterflies," said Wisconsin middle school teacher Bob Welch, another partner. With assistance from the Fish and Wildlife Service's Partners for Fish and Wildlife Program, Welch and his wife, Deb Martin, have grown lupine from seed from stock on their farm and worked with neighbors in a 10-mile radius to plant more than 100 acres of the host plant.

"By maintaining forests, barrens, savannas, and rights-of-way, partners are implementing the HCP on Wisconsin's working landscape," said Cathy Carnes, the Service's Endangered Species Coordinator in Green Bay.

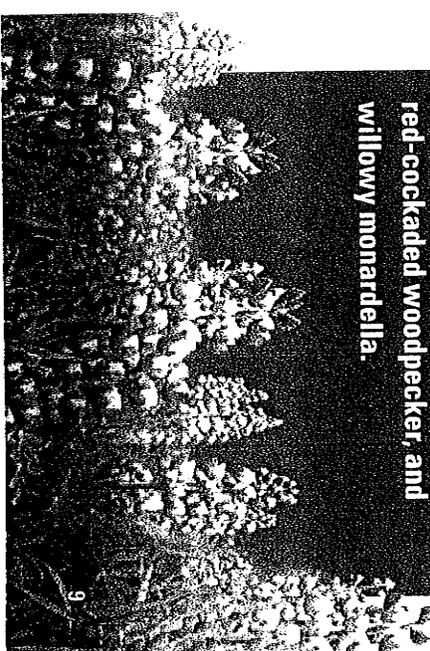
"And we work with the DNR to show people where the habitat is, and everybody is excited about it. We have something that's on the endangered species list that's flourishing around here. It's kind of cool."

—Carol Grassman Warik
Drug Store Owner

Karner Blue Heritage Festival
SATURDAY, JULY 11 • 9 AM TO 4 PM



Courtesy of Mike Engel, USFWS



Conservation Banks

What are conservation banks?

Conservation banks are lands that are permanently protected and managed as mitigation for the loss elsewhere of listed species and their habitats. Conservation banking is a free market enterprise based on supply and demand of mitigation credits. By mitigating multiple development projects at a single site, a conservation bank all parties involved, including the species benefit from economies of scale.

What is the landowner's role?

Contacts the Service to see whether his or her land is suitable. Appropriate land generally has habitat and is occupied by one or more listed species or is located strategically to contribute to the recovery of such species. If the habitat is suitable, the landowner agrees to preserve and manage this land in perpetuity. He or she is given mitigation credits to sell to other landowners who need to mitigate their land development impacts on listed species.

What are the benefits?

For the landowner: Retains title to his or her land while making money selling mitigation credits.

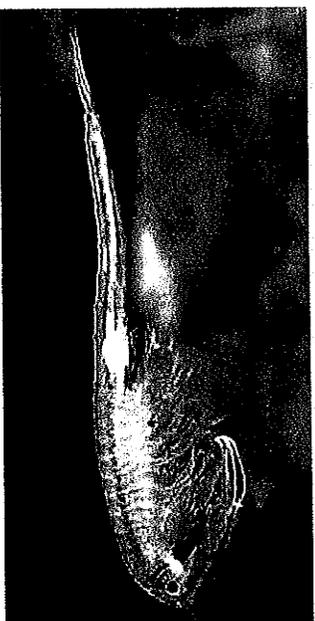
For the species: Provides permanently preserved habitat, generally in larger parcels than would otherwise occur, specifically managed for them.

Dove Ridge Conservation Bank: Preserving a California Landscape

When the California Department of Transportation offered to buy an almond ranch and adjacent grazing land in the Sacramento Valley as mitigation for a highway construction project, the landowners, Loafer Creek LLC, did some fast research about the Endangered Species Act and vernal pools (also known as seasonal wetlands). It turned out that the property has value in mitigating for development elsewhere.

About 90 miles north of Sacramento, the 2,400 acres are particularly valuable because of a stream that runs through them as well as vernal pools that are home to the threatened vernal pool fairy shrimp, endangered vernal pool tadpole shrimp, and endangered Butte County meadowfoam, a plant.

Loafer Creek LLC had planned to develop the property, but, decided to preserve it after conducting meticulous biological inventories. Working with the Fish and Wildlife Service and other agencies, the company established the Dove Ridge Conservation Bank. The bank's property is preserved in perpetuity through an easement, management plan, and endowment.



Courtesy of Larry Serpa



Courtesy of William Leonard

Above: Vernal Pool
Fairy Shrimp
Left: Vernal Pool
Tadpole Shrimp

"After the studies, the company decided to buy a Bell 407 helicopter, along with remote sensing cameras, infra-red cameras, and topographical technology to measure within 10 centimeters of the property. Now, with more investors and 20,000 acres in the county, we're trying to protect the whole watershed."

—Angi Orlandella, Technology and Landscape
Applications Director, Loafer Creek LLC



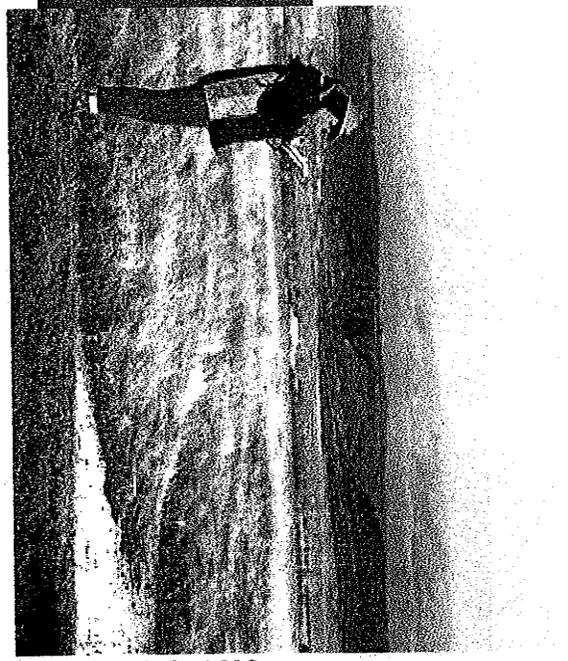
Courtesy of Chris Stewart/San Francisco Chronicle

"It's one of the largest conservation banks in the State and has been beautifully preserved as a natural landscape. It's a good model for others."

—Susan Hill, Biologist, Fish and Wildlife Service

In return, Loafer Creek LLC has a total of 466 "preservation credits" which have been selling for \$100,000 each.

Loafer Creek LLC started out as a California-based real estate development company. They've added mitigation banking, conservation land acquisitions, and other environmental services to their business and are now working with the Army Corps of Engineers, the U.S. Environmental Protection Agency, and the State Water Resources Control Board to add wetland mitigation banking to increase the site's marketability.



Courtesy of Loafer Creek LLC.

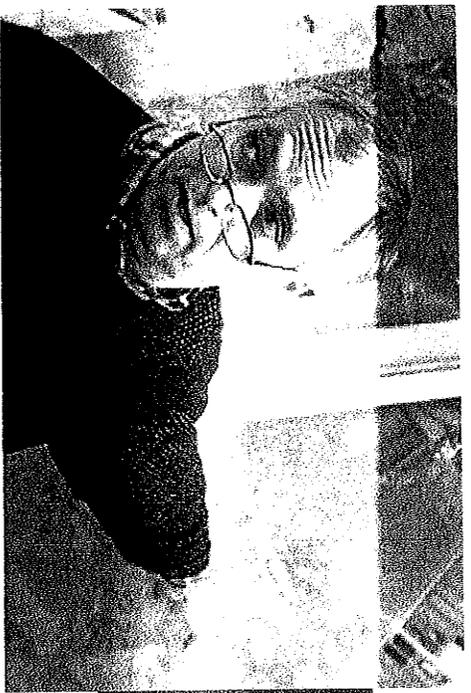
The Dove Ridge Conservation Bank has demonstrated that permanently setting aside large parcels of environmentally sensitive land in perpetuity, while allowing development elsewhere, makes ecosystem conservation compatible with a market-based economy.

For more information:

www.fws.gov/endangered/landowner/index.html
www.LoaferCreek.com/MitigationBanking/
DoveRidgeConservationBank.aspx
Service regional contacts are listed on page 21.

"Protection of our environment should be the benchmark for and the protection of our economic way of life."

—Steve Margjian, Loafer Creek LLC



Courtesy of Chris Stewart/San Francisco Chronicle

Conservation Banks

Who can participate?

Any landowner, public or private. Federal lands may require special consideration.

In general, ranches, farms, timber operations, forested or wooded areas, undeveloped lands, and any other lands with natural resource value are good choices for conservation banks if one or more listed species occur on the site.

As of June 2005, more than 45 conservation banks have been approved. Banks in Alabama, Arizona, California, Colorado, and Texas cover more than 35,000 acres with habitat for more than 40 species including the vernal pool tadpole shrimp, California red-legged frog, valley elderberry longhorn beetle, San Joaquin kit fox, golden-cheeked warbler, gopher tortoise, and several plant species.



Cooperative Endangered Species Conservation Fund Grants

What are Cooperative Endangered Species Conservation (Section 6) Grants?

Federal assistance to States and Territories to participate in voluntary conservation projects for candidate and listed species; private landowners are important partners.

Conservation Grants provide funds to States and Territories to implement projects such as species status surveys and to develop management plans for candidate and listed species.

Habitat Conservation Planning Assistance Grants provide funds to States and Territories to develop Habitat Conservation Plans through baseline surveys.

Habitat Conservation Planning Land Acquisition Grants provide funds to States and Territories to acquire land associated with approved HCPs. Grants do not fund the mitigation required of an HCP permittee; instead, they support conservation actions by State or local governments that complement mitigation.

Recovery Land Acquisition Grants provide funds to States and Territories to acquire habitats essential for recovery of threatened and endangered species.

Montana: Endangered Species Grants Help Keep "Big Sky Country" Big

"That's one of the most productive bull trout streams in the country," said Fish and Wildlife Service biologist Bob Lee of the headwaters of the Bull River in Montana. The area is now a part of almost three square miles of property that belongs to the Montana Department of Fish, Wildlife, and Parks, thanks to the support of Habitat Conservation Plan Land Acquisition Grants.

"The property is associated with Plum Creek Timber Company's Habitat Conservation Plan for native fish—bull trout and cutthroat trout—and is designed to enhance the conservation effects of the HCP," said Lee. "We identified parcels that would benefit other wildlife, too—gray wolves, grizzly bears, Canada lynx, and fishers—by providing a travel corridor to unite populations and expand their gene pools."



Jason Dunham, Boise Forestry Sciences Laboratory, U.S. Forest Service



Courtesy of Don Morgan, USFWS

The grants helped the Montana Department of Fish, Wildlife, and Parks purchase the land from Plum Creek Timber Company, while the Avista Corporation (a utility company) and the Conservation Fund donated a 559-acre conservation easement to match the Federal money. At the ceremony dedicating the area, Mark Elsbree, Vice President and Northwest Director of The Conservation Fund, termed the habitat, protected for grizzly bears, bull trout, and other wildlife "spectacular" and applauded "the confluence of the economic side and environmental side of what's being done today." The Conservation Fund helped negotiate the land transfer and provided early funding.

The 1,800-acre Bull River Wildlife Management Area protects a half-mile of frontage on Bull Lake, along with a stretch of the Bull River, wetlands, riparian areas, and upland forests—prime real estate for development but crucial for conserving endangered and threatened species. The area is open to the public for hunting, fishing, wildlife watching, and horseback riding.

Bull River Wildlife Management Area Dedication Ceremony

Cooperative Endangered Species Conservation Fund Grants

What is the landowner's role?

Private landowners are important partners with States and Territories in the section 6 grants program. While only States and Territories can apply to the Service for a section 6 grant, landowners work with States to develop proposals for grants to support the development of HCPs and to protect habitat to conserve listed species. Counties, cities, and large and small landowners have received sub-awards from States and Territories.

What are the benefits?

For the landowner: Landowners may receive funds to offset the costs associated with developing an HCP or to protect land in perpetuity for the purpose of species conservation.

For the species: Recovery and HCP land acquisition grants provide a source of funds to acquire the habitat most important for the recovery and conservation of listed species.

Who can participate?

States and Territories with a cooperative agreement with the Service, Private landowners, communities, and Tribes may participate as partners in developing HCPs or protecting habitats for listed species.

In FY 2005, the Service awarded more than \$70 million to States and territories for projects to support endangered species conservation.

"The creation of the Bull River Wildlife Management Area is a great example of how the HCP Land Acquisition Grant Program has worked in Montana. Through the efforts of a dedicated and diverse group of partners, we have conserved one of the most wildlife-rich areas in the Bull River Valley for future generations."

—Tim Bodurtha, Supervisor
Kalispell, Montana Fish and Wildlife Service Office

4 **Tim Swant, manager of the Avista Utilities Clark Fork License, echoed the value of cooperation on this project. "Throughout this process we all worked together to develop a course of action that fit everyone's goals," he said. "We were able to come up with an outcome that protected the habitat and met the needs of the cooperators."**

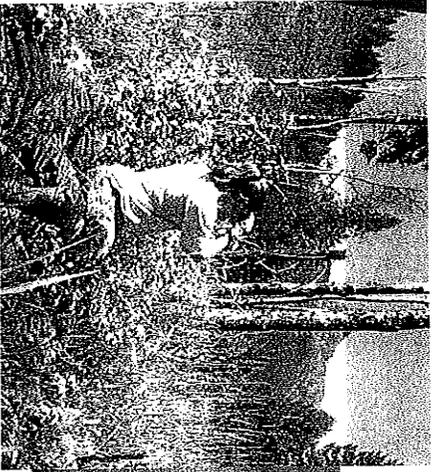


Courtesy of Nate Hall, Avista Corporation

For more information:
www.fws.gov/endangered/grants/Section6/index.html
Service regional contacts are listed on page 21.

"This is an incredible example of a private timber company, a private utility company, a conservation organization, and State and Federal agencies working together for the benefit of wildlife."

—Jim Williams, Regional Wildlife Program Manager
Montana Department of Fish, Wildlife, and Parks



Candidate Conservation Agreements with Assurances

What are CCAAs?

Agreements that provide incentives for landowners to implement conservation measures for candidate and at-risk species.

What is the landowner's role?

Voluntarily agrees to implement specific conservation measures for candidate or at-risk species. Works with the Service to develop a management plan and the agreement that lasts for a certain number of years.

What are the benefits?

For the landowner: Regulatory assurances that if the species is later listed, the landowner will not be required to do anything beyond what is specified in the agreement.

For the species: Lessens threats so listing may not be necessary.

Who can participate?

Any non-Federal property owner. Whole parcels or portions of the owner's property may be covered by the CCAA.

Property owners can also enroll in an existing programmatic or "umbrella" CCAA that is designed for a region or an entire State administered by a State or local agency or other entity.

Robust Redhorse Conservation and the Georgia Power Company

In 2002, Georgia Power, the Georgia Department of Natural Resources, and the Fish and Wildlife Service signed a Candidate Conservation Agreement with Assurances for the robust redhorse, an at-risk species rediscovered in the early 1990s in central Georgia's Oconee River. Two objectives of the agreement are to re-establish a robust redhorse population in the Ocmulgee River and to increase understanding of habitat requirements and the life history of the species.

In return for the specific conservation activities described in the agreement, the Service issued a permit that ensures that the Georgia Power Company will not be required to undertake additional measures if the at-risk species is listed under the Endangered Species Act.

In addition to helping re-establish the robust redhorse in the Ocmulgee River, Georgia Power has implemented a new regime for the Sinclair Dam, providing flows to emulate seasonal discharges in the Oconee River. The Georgia DNR has collected brood fish, set up temporary hatcheries, tagged and released fish in several rivers, and monitored their progress. The results are encouraging. Stocked populations are surviving and maturing, and our knowledge of the biology of the robust redhorse has increased significantly.

"Whoever wrote this policy could not have come up with a better solution. Whenever you have a rare species you want to conserve, you want boundaries to the commitments should the species be listed. It was a great fit for us."

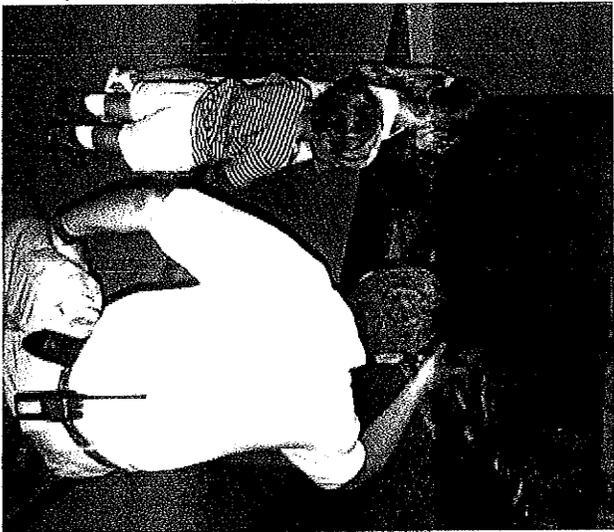
—Mike Nichols, Environmental Laboratory Manager,
Georgia Power Company



Courtesy of Jimmy Evans, Georgia DNR



Courtesy of Jimmy Evans, Georgia DNR



"How could a fish that may reach 30 inches in length and weigh more than 15 pounds exist undiscovered in some of the most heavily sampled rivers in the United States?"

—Georgia DNR biologist Jimmy Evans

Shortly after the species was rediscovered, a group of 13 Federal, State, industry, and private interests formed the Robust Redhorse Conservation Committee to implement conservation measures to help the fish and possibly preclude the need for a Federal listing. Georgia Power funded Federal and State research on the preferred habitat, population numbers, and the best conditions for re-introducing the fish.



Courtesy of Jimmy Evans, Georgia DNR

"Numerous partners contributed resources—Georgia Power Company, Duke Power, Carolina Power and Light, and South Carolina Electric and Gas, all the Federal and State natural resources agencies, the South Carolina Aquarium, the Georgia Wildlife Federation—it is a big partnership across a three-State region," said Jimmy Evans of the Georgia DNR.

For more information:

- www.fws.gov/angered/listing/ceaa.pdf
 - www.fws.gov/angered/landowner/index.html
 - www.fws.gov/angered/policy/ceaa.htm
- Service regional contacts are listed on page 21.

"Education is primarily what we do. During the past four years about 250,000 school children have seen the robust redhorse exhibit and learned how conservation initiatives are helping to keep this species from being on the list. Visitors are amazed at what partners are doing in the recovery of the robust redhorse."

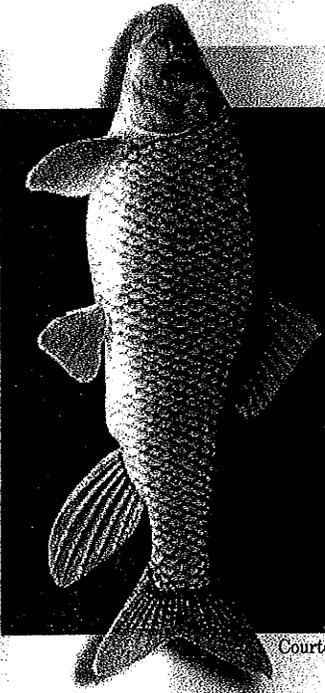
—David Wilkins, South Carolina Aquarium Biologist

Candidate Conservation Agreements with Assurances

CCAAs offer all non-Federal landowners the unique opportunity to help ensure that a species does not decline to the point that it needs the protection of the ESA.

Participants in CCAAs range from individual landowners who own less than an acre to large corporations with thousands of acres. In 2005, 286 species are candidates for listing.

As of June 2005, 10 Candidate Conservation Agreements with Assurances have been approved for 24 species. Some of these species are the Washington ground squirrel, the lesser prairie-chicken, the Oregon spotted frog, the Colorado River cutthroat trout, and the Columbian sharp-tailed grouse.



Courtesy of Joe Tomelleri

Candidate Conservation Agreements

What are CCAs?

Agreements between one or more parties that address the conservation needs of candidate or at-risk species. Both Federal and non-Federal landowners can be CCA partners. CCAs do not provide the landowner with regulatory assurances.

What is the landowner's role?

Voluntarily agrees to equipment, described actions for a specified period of time to remove or reduce the threats to the species. Works with the Service to design conservation measures.

What are the benefits?

For the landowner: Provides guidance and a formal management plan that identifies specific conservation actions for covered species and habitats.

For the species: Helps to remove threats and improve status so listing may not be necessary.

Courtesy of Don Saenz, U.S. Forest Service, Southern Research Station



Conserving the Elusive Louisiana Pine Snake: Partners Take Action

"It's a big step forward. Everyone is looking at management actions that could benefit the Louisiana pine snake," said Debbie Fuller, Fish and Wildlife Service biologist in

Lafayette, Louisiana, of the Candidate Conservation Agreement for the species. This agreement involves eight partners—Texas Parks and Wildlife Department, Louisiana Department of Wildlife and Fisheries, Fort Polk Military Installation, Texas National Forests, Kisatchie National Forest, U.S. Forest Service Southern Research Station, and the Southeast and Southwest Regions of the U.S. Fish and Wildlife Service. Adopted in December 2003, the CCA guides the partners to avoid and minimize impacts to the snake, exchange information on successful management practices, and coordinate research efforts.

The Louisiana pine snake, a candidate for Federal listing, historically occurred in the longleaf pine ecosystem of northwest Louisiana and east central

Texas. Always limited in range, the snake has been reduced to six small and isolated pinelands fragments—three in Texas and three in Louisiana. "Habitat is changing from land uses," said Dr. Craig Rudolph, a research ecologist with the U.S. Forest Service's Southern Research Station in east Texas. "Short rotation silviculture and fire suppression are two major issues, and road mortality is also a factor."

Louisiana pine snakes prey primarily on pocket gophers, which feed on bluestem grasses and leafy plants in pine stands. Frequent fire maintains the grassy groundcover essential for the pocket gopher and the pine snake.

"We're cooperatively involved with Dr.

Rudolph in surveys for the Louisiana pine snake. There are so few to be found. We are using the Service's section 6 grant funds in a support role."

—Ricky Maxey, Texas Parks and Wildlife Department



Courtesy of Joan Walker, USFWS



"Just see how big this longleaf pine has grown! I do have a passion for growing longleaf pine."

—Ricky Gay, Forest Management Consultant

For more information:

www.tfw.com/endangered/candidates/index.html

Service regional contacts are listed on page 21.

To improve habitat on private property, landowners in east Texas are planting longleaf pine with funding from the Service's Partners for Fish and Wildlife Program and the Texas Landowner Incentive Program.

In Louisiana, International Paper Company's Bienville Parish property is home to one of the largest remaining populations. IP is managing 1,800 acres specifically for the pine snake, removing loblolly and slash pine, planting longleaf pine, conducting prescribed burns, and controlling hardwoods. The Service has provided important funds to help implement the CCA, including funds from the Landowner Incentive Program for improving habitat on IP land, and the Louisiana Department of Wildlife and Fisheries is supporting research there on both the snake and the pocket gopher.

Both the Forest Service and Fort Polk have been conducting prescribed burns to restore and maintain habitat. The Forest Service also is limiting off-road vehicle use in pine snake habitat to reduce mortality, and Fort Polk is studying pocket gopher distribution and habitat needs.



Courtesy of Troy Mallach, USFWS



Courtesy of Steve Shively, Kisatchie National Forest

Top: Chris Melder, Fort Polk Contract Biologist
Bottom: Pocket Gopher

Candidate Conservation Agreements

Current participants include ranchers, farmers, corporations, cities, counties, water and park districts, non-governmental organizations, zoos, aquariums, universities, State wildlife and fisheries agencies, State transportation agencies, State forestry agencies, Tribes, the Corps of Engineers, Department of Defense, Bureau of Land Management, Bureau of Reclamation, National Park Service, and U.S. Forest Service.

As of June 2005, more than 100 candidate conservation agreements have been signed for more than 140 candidate and at-risk species. CCAs have been important in determining that the protection of the ESA is not necessary for species such as the Camp Shelby burrowing crayfish, slickspot peppergrass, Mt. Ashland lupine, Pecos pupfish, and Henderson's horkelia.

Partners for Fish and Wildlife Program

What is the Partners for Fish and Wildlife Program?

Through voluntary agreements the Partners program provides expert technical assistance and cost-share incentives directly to private landowners to restore fish and wildlife habitats.

What is the landowner's role?

A phone call or letter initiates the process. The landowner works one-on-one with a local Service biologist to develop a project plan addressing the goals and objectives of the landowner and the Service to benefit fish and wildlife species on his or her land.

To implement a project, a cooperative agreement with a minimum duration of 10 years is signed. The landowner is reimbursed after project completion, based on the cost-sharing formula in the agreement.

What are the benefits?

For the landowner: Fulfilling habitat conservation goals on the land by working one-on-one in partnership with the local Service biologist.

For the species: Restoring important habitats on private lands that may result in the recovery of imperiled species.

A One-on-One Relationship with Private Landowners

In 2002, Dr. Luis Ramos, a rancher and coffee grower in Puerto Rico, contacted the Fish and Wildlife Service's Partners for Fish and Wildlife Program searching for assistance in managing his ranch for the benefit of native and endemic fish and wildlife species. That was the start of a long-lasting partnership between this landowner and the Service. His 1,400-acre ranch, named Hacienda Pellejas, is located in the heart of the island of Puerto Rico. It is managed for cattle ranching and as a coffee producing hacienda.

Later that year, Ramos signed a voluntary agreement with the Service to restore the native shade canopy on 25 acres of his coffee plantation. This project is providing and enhancing habitat for many species including the endangered Puerto Rican boa, the Puerto Rican sharp-shinned hawk, the Puerto Rican parrot, and many other imperiled species.

Ramos signed a second Partners agreement in 2008 to restore the remaining acres of the coffee plantation. He is looking forward to restoring and protecting as many habitats as possible within his property for the benefit of imperiled species.

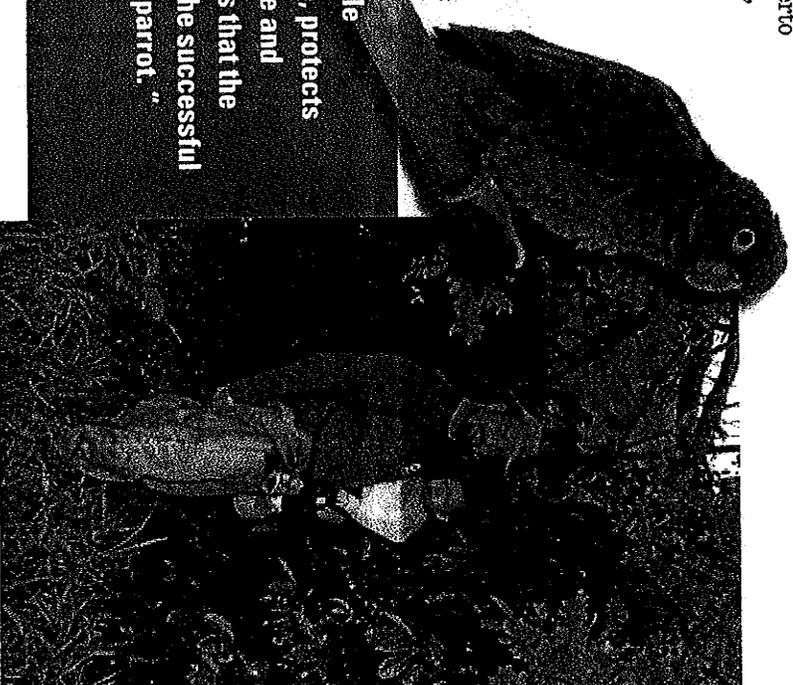
Puerto Rican Parrot

"My immediate vision is to have a sustainable agricultural business that, at the same time, protects and enhances the living conditions of native and endemic species. My long-term objective is that the Hacienda Pellejas will provide habitat for the successful expansion of the endangered Puerto Rican parrot."

—Dr. Luis Ramos



Puerto Rican Boa



Partners for Fish and Wildlife Program

Who can participate?
Any privately owned land is potentially eligible for restoration. Most applicants are individual landowners. For the purposes of this program, "privately owned" means lands not owned by a State or the Federal Government.

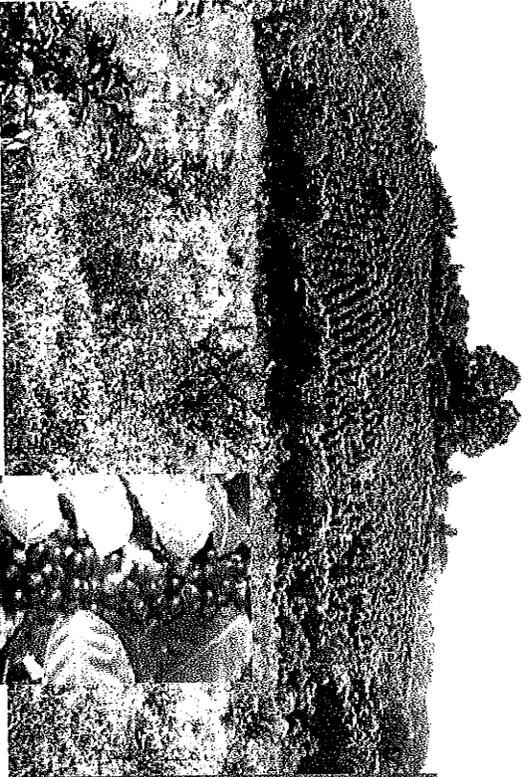


*Puerto Rican
Snook*

Since 1987, USFWS has entered into over 35,000 landowner agreements.

"From 2001 to 2003, one of our cooperative conservation programs, our Partners for Fish and Wildlife Program, restored more than 700,000 acres of prairie and 150,000 acres of wetlands, working with nearly 9,000 partners."

—Secretary Gale Norton
Department of the Interior
March 4, 2004



"One of the best interior cooperative programs is the Partners for Fish and Wildlife Program, which involves about 27,000 private landowners who are enhancing natural habitats on their lands."

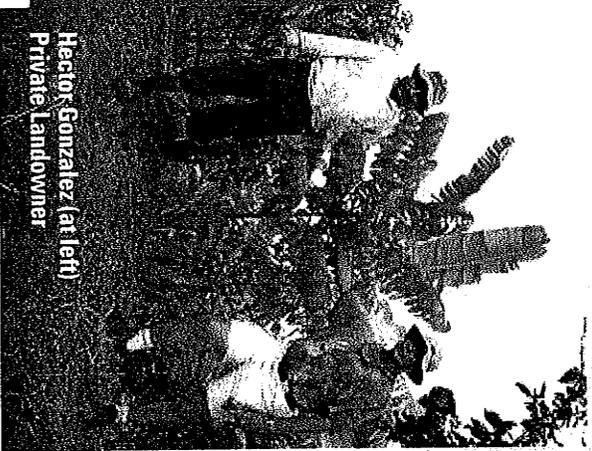
—Lynn Scarlett
Assistant Secretary of Policy, Management
and Budget
Department of the Interior

For more information:
www.fws.gov/partners
Service regional contacts are listed on page 21.

O Besides the habitat improvements, one of the most important accomplishments of this project is that it has become an example to other private landowners. The Hacienda Pellegas project has been featured in the local press. As a result, other landowners now know that having abundant wildlife and helping the Puerto Rican parrot can happen.

"The value of the Partners for Fish and Wildlife Program is incalculable, not because of its financial incentives but because of the one-on-one and coffee-table relationship with the Service biologists. They are always there when you need them!"

—Dr. Luis Ramos



Hector Gonzalez (at left)
Private Landowner

Courtesy of Leopoldo Miranda, USFWS

Glossary

Species Status categories:

at-risk species—species of plants and animals that are Federal candidate species and those that the Service has not identified as candidate species, but are facing threat(s) and are potential candidates.

candidate species—species of fish, wildlife, and plants for which the Service has sufficient information on their biological status and threats to propose them as endangered or threatened under the Endangered Species Act, but for which development of a proposed listing regulation is precluded by higher priority listing activities.

listed species—fish, wildlife, and plant species, including subspecies and distinct vertebrate populations, that are determined under the Endangered Species Act to be endangered or threatened.

endangered species—any species that is in danger of extinction throughout all or a significant portion of its range.

threatened species—one that is likely to become endangered within the foreseeable future.

inoperied species—as used in this booklet, includes listed, candidate, and at-risk species.

Other useful terms:

certificate of inclusion—document used with a programmatic or “umbrella” Safe Harbor Agreement, Candidate Conservation Agreement with Assurances, or Habitat Conservation Plan certifying that property enrolled by an individual landowner is included within the scope of a programmatic enhancement of survival permit that authorizes incidental take of a species.

Endangered Species Act 1973, as amended (ESA)—Federal law that provides a program to conserve threatened and endangered species and the ecosystems on which they depend.

non-Federal property owner—a person, business, State or county agency, Tribe, organization, or other entity with a fee simple, leasehold, or other property interest, sufficient to carry out the proposed management actions subject to applicable State law, on lands not owned by the Federal Government.

programmatic agreement—a single “umbrella” agreement, often encompassing a region or State that can involve multiple property owners by means of certificates of inclusion. The permit holder, usually a State agency, enrolls other landowners.

take—as defined under the ESA means “. . . to harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect, or to attempt to engage in any such conduct” with respect to federally listed species.

incidental take—“take” of any federally listed species incidental to, but not the purpose of, otherwise lawful activities; it may be authorized by permit.

Resources and Contacts

For information about cooperative conservation opportunities, contact the U.S. Fish and Wildlife Service office for your State.

Pacific Region (Region 1)

Endangered Species Program Office
1-503-231-6118

www.fws.gov/pacific/

Hawaii, Idaho, Oregon, Washington, American Samoa, Commonwealth of the Northern Mariana Islands, Guam, Pacific Trust Territories

Southwest Region (Region 2)

Endangered Species Program Office
1-505-248-6654

www.fws.gov/southwest/

Arizona, New Mexico, Oklahoma, Texas

Great Lakes, Big Rivers Region (Region 3)

Endangered Species Program Office
1-612-713-5343

www.fws.gov/midwest/

Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Ohio, Wisconsin

Southwest Region (Region 4)

Endangered Species Program Office
1-404-679-7313

www.fws.gov/southeast/

Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Commonwealth of Puerto Rico, U.S. Virgin Islands

Northeast Region (Region 5)

Endangered Species Program Office
1-413-253-8627

www.fws.gov/northeast/

Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia

Mountain-Prairie Region (Region 6)

Endangered Species Program Office
1-303-236-4258

<http://mountain-prairie.fws.gov/>

Colorado, Kansas, Montana, Nebraska, North Dakota, South Dakota, Utah, Wyoming

Alaska Region (Region 7)

Endangered Species Program Office
1-907-786-3925

<http://alaska.fws.gov/>

Alaska

Pacific Southwest Region (Region 8)

Endangered Species Program Office
1-916-414-6464

www.fws.gov/cno/

California, Nevada

Headquarters Washington, DC (Region 9)

Endangered Species Program Office
1-703-358-2171

www.fws.gov/angered/

U.S. Fish & Wildlife Service
<http://www.fws.gov>

December 2005



The U.S. Fish and Wildlife Service is responsible under the Endangered Species Act for conserving our nation's imperiled species and their habitats, working in cooperation with other public and private partners.



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Whooping Crane Updates



Want more Whooping Crane news? Follow our Whooping Crane migration and nesting updates on [Facebook](#).

Whooping Crane Eastern Partnership Captures Hybrid Whooping Crane

July 22, 2015

The Whooping Crane Eastern Partnership (WCEP) and staff with the U.S. Fish and Wildlife Service have captured a hybrid crane chick, referred to as a 'Whoophill,' in eastern Wisconsin and will place the chick in captivity. Whoophills are a result of a successful pairing between a Whooping crane and a Sandhill crane.

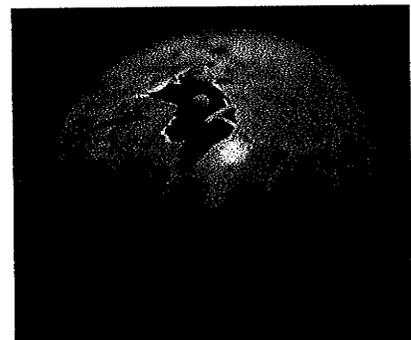
[Read more..](#)

Egg Score Card 2015

July 10, 2015

Our captive Whooping Cranes are laying eggs – breeding season is here! A tradition at the International Crane Foundation is to follow our "Egg Score Card," which tracks the Whooping Crane eggs from our captive flock, as well as wild Whooping Crane nests in Wisconsin.

[Read more..](#)



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International Crane Foundation Receives Prestigious Plume Award for Whooping Crane Captive Management

Photo by Tom Lynn

July 1, 2015

It's a feather in our cap! We are honored to receive the Plume Award for our Whooping Crane captive breeding program.

[Read more..](#)

Our Commitment Remains after Supreme Court Denies Whooping Crane Case

June 22, 2015

Whooping Cranes may not go to the highest Court in the land, but the International Crane Foundation is resolved to continue to champion for the future of this endangered species. Earlier today, the U.S. Supreme Court announced that they will not hear an important case aimed at securing freshwater for Whooping Cranes in Texas, an ongoing legal battle since 2013.



Photo by Dave & Liz Smith

[Read more..](#)

Whoopsie, the Whooping-Sandhill Crane Chick

June 5, 2015

Crane chicks always cause a bit of a stir, but one in particular is making waves among Wisconsinites near its home in the Horicon National Wildlife Refuge and with craniacs everywhere. Affectionately named "Whoopsie," the chick is a hybrid of a male Whooping Crane and a female Sandhill Crane. With all the excitement around this unusual mix comes much curiosity. Read on for answers to your most pressing "Whoophill" questions!

[Read more..](#)

[Older Entries »](#)



Photo by Vance Johnson

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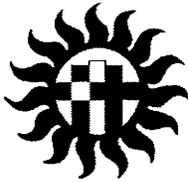
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COUNCIL ACTION AND EXECUTIVE SUMMARY PACKET ROUTING SLIP

For Meeting of _____
(Ordinance First Reading Date)

For Meeting of August 3, 2015
(Adoption Date)

TITLE:

A RESOLUTION FOR CONTINUED SUPPORT OF THE ENDANGERED SPECIES ACT.

Purchasing Manager's Request to Contract (PMRC) {Required?} Yes No

DEPARTMENT	SIGNATURE	PHONE NO.	DATE
Drafter/Staff Contact	<i>Nerica Campbell</i>	541-2128	7/24/15
Department Director	<i>[Signature]</i>	541-2128	24 July 2015
Other	<i>[Signature]</i>		
Assistant City Manager /CAO	<i>[Signature]</i>	541-2100	7/24/15
Management & Budget Manager	<i>[Signature]</i>	541-2106	7/24/15
Assistant City Manager/COO	<i>Daniel De</i>	541-2271	7-27-15
City Attorney	<i>[Signature]</i>	541-2128	24 July 2015
City Clerk -Interim	<i>[Signature]</i>	541-2115	7-27-15