



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
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DEPUTY DIRECTORS
GARY R. HOVATTER
BOB BROSCHEID



Revision #2

May 9, 2012

A public meeting of the Arizona Game and Fish Commission will be held on **May 11, 2012 at the Arizona Game and Fish Department, 5000 W. Carefree Highway, Phoenix, Arizona 85086** as authorized by A.R.S. § 17-201(D). **Members of the public may attend the meeting in person or view the meeting from any one of the Department's six Regional Offices via video teleconference or webcast viewing at www.azgfd.gov. Members of the public attending in person or viewing via teleconference may submit Speaker Cards (Blue Cards) if they wish to speak to the Commission. The ability to speak to the Commission for those viewing the webcast is not available.** Unless expressly provided otherwise with any matter, the Commission may discuss and may vote to take action on the following matters:

Meeting starts at 8:00 A.M.

Pledge of Allegiance

Awards and Recognition

- 1. Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.
- 2. State and Federal Legislation. Presenter: Anthony Guiles, Legislative Liaison.** The Commission will be briefed on the status of State and Federal legislation. The Commission may take a position or provide direction to the Department for coordination, action, or proposed changes to legislation or other elective issues related to Department responsibilities.

NEW ITEM
- 2A. The Arizona Natural Resources Protection Act. Presenter: Anthony Guiles, Legislative Liaison.** The Commission will be briefed on The Arizona Natural Resources Protection Act, a potential citizens' initiative on the 2012 November ballot. The Commission may vote to take a position or provide direction to the Department for coordination or action on issues related to Department responsibilities.
- 3. Shooting Sports Activities Briefing. Presenter: Jay Cook, Shooting Sports Branch Chief.** The Commission will be given an update of Department activities related to shooting sports including shooting programs and shooting range development statewide.

4. **Request for Commission to Approve the Properties Identified for Sale or Exchange by Lands Council. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be asked to approve a list of Commission-owned properties identified by Lands Council that no longer meet their original purposes for future disposal or sale.
5. **Wildlife Center Project Briefing. Presenter: Ty Gray, Assistant Director, Information, Education and Wildlife Recreation Division.** The Department will provide the Commission a briefing on the status of the proposed wildlife rehabilitation and education center which will be located at Department Headquarters.
6. **Lands and Habitat Program Update. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be briefed on the latest developments since the last regular Commission meeting relating to the implementation of land and resource management plans and projects on private, state and federal lands in Arizona and other matters related thereto.
7. ***Moved to agenda item #13A.***
8. **PS Ranch Property – Cabin Replacement. Presenter: Jon Cooley, Region I Supervisor.** The Department will be providing an update on the insurance claim process related to the replacement of the PS Ranch cabin (and other insured assets) that were lost during the 2011 Wallow Fire. The Department is considering two primary alternatives on cabin design and will be briefing the Commission on those options.
9. **Briefing on the Administrative Processes Associated with the Issuance, Sale, and Transfer of Special Big Game License Tags and Consideration of Potential Amendments. Presenter: Brian F. Wakeling, Game Branch Chief.** The Commission will be briefed on the administrative processes associated with the issuance, sale, and transfer of Special Big Game License Tags and will be asked to consider an amendment to the Big Game License Tag Sales Agreement with wildlife conservation organizations authorizing future raffle or auction sales.
10. **2012 Elk and Pronghorn Online Draw Briefing. Presenter: Doug Cummings, Information Systems Branch Chief.** The Department will provide a presentation on the 2012 elk and pronghorn online draw.
11. **Credit Card Issues Related to the Draw. Presenter: Lizette Morgan, CFO, Business and Finance.** The Department will provide the Commission with a presentation on possible remedies for online elk and antelope draw applicants who were denied permits as a result of a large credit card security breach involving a payment processor for VISA and MasterCard. The Commission may vote to establish eligibility criteria and provide a remedy for eligible applicants.
12. **Consent Agenda.** The following items have been grouped together and are hereby noticed as consent agenda items to expedite action on routine matters, which may not require public discussion. The Commission will be asked to approve these matters as presented, subject to approval or recommendations of the Office of the Attorney General. Commission members may remove certain items if further public input or discussion is deemed necessary.
 - a. **Request for Commission to Approve Renewal of the Navopache Electric Company Power Line Agreement on the Commission-Owned Lee Valley Lands Property. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be asked to approve

renewal of the Navopache Electric Company power line agreement on the Commission owned Lee Valley Lands property.

- b. **Request for Commission to Approve Renewal of the Navopache Electric Cooperative Power Line Agreement across the Commission-Owned Grasslands Wildlife Area. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be asked to approve renewal of the Navopache Electric Cooperative power line agreement across the Commission owned Grasslands Wildlife Area.
 - c. **Request for Commission to Approve a Memorandum of Understanding with the Bureau of Reclamation and the National Park Service for Participation as a Cooperating Agency in the Environmental Impact Statement for the Long Term Experimental and Management Plan for Operation of Glen Canyon Dam. Presenter: Lawrence M. Riley, Assistant Director.** The Commission will be asked to approve and authorize execution of a Memorandum of Understanding with the Bureau of Reclamation and the National Park Service for Participation as a Cooperating Agency in the Environmental Impact Statement for the Long Term Experimental and Management Plan for Operation of Glen Canyon Dam.
 - d. **Request for Commission to Approve Renewal of the Hillside Road Right-of-Way on Arizona State Trust Land for Recreational Access into the Northern Portion of the Weaver Mountains. Presenter: Al Eiden, Landowner Relations Program Manager.** The Commission will be asked to approve renewal of the Hillside Road Right-of-Way on Arizona State Trust Land for recreational access into the northern portion of the Weaver Mountains.
13. **Information, Education and Wildlife Recreation Activities Briefing. Presenter: Ty Gray, Assistant Director, Information, Education and Wildlife Recreation.** The Commission will be given an update of Department activities and events related to Information, Education and Wildlife Recreation Programs.
- 13A. **Proposed Grand Canyon Watershed National Monument and Draft Commission Resolution. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be briefed on the Department's analysis of the Grand Canyon Watershed National Monument Proposal and presented with a draft Resolution addressing overarching concerns regarding the loss of multiple-use public lands due to special land use designations including National Monuments.

Lunch Break (Begins at 12:00 p.m.)

14. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.
15. **Law Enforcement Program Briefing. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will be updated on the activities and developments relating to the Department's Law Enforcement Program. The update covers activities and events that have occurred since the last regular Commission meeting.

TIME CERTAIN AT 2:00 PM

- 16. Hearings on License Revocations for Violations of Game and Fish Codes and Civil Assessments for the Illegal Taking and/or Possession of Wildlife. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below:

Name	Docket #	Count	Conviction
Donald M. Mosley	2012-0001	Count A:	Waste Edible Game Meat
		Count B:	Littering While Hunting
		Count C:	Exceed Bag Limit
Michael D. Mosley	2012-0002	Count A:	Waste Edible Game Meat
		Count B:	Littering While Hunting
		Count C:	Exceed Bag Limit
Ronald J. Lewis	2012-0003	Count A:	Waste Edible Game Meat
		Count B:	Littering While Hunting
		Count C:	Exceed Bag Limit
		Count D:	Take Migratory Bird Without Stamp
Johnny T. Moran, Jr.	2012-0004	Count A:	Waste Edible Game Meat
		Count B:	Littering While Hunting
		Count C:	Exceed Bag Limit
		Count D:	Take Migratory Bird Without Stamp
Billy J. Hunton	2012-0027	Count A:	Take Wildlife Without Valid License/Permit
Philip E. Golosewski	2012-0028	Count C:	Careless Misuse of Firearm While Hunting
Kyle A. Fix	2012-0031	Count A:	Waste of Edible Game Meat
Michael E. Sheets	2012-0033	Count A:	Possess Unlawfully Taken Wildlife
Nicholas Vasquez	2012-0034	Count A:	Take Wildlife Without Valid Permit
Samuel Vasquez	2012-0035	Count A:	Take Wildlife Without Valid Permit

- 17. Rehearing Request Regarding Previous License Revocation/Civil Assessment. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** Kyle D. Mullins has requested that the Arizona Game and Fish Commission grant a rehearing regarding the revocation of his license for five (5) years, completion of a Hunter Education course, and a Civil Assessment in the amount of \$6,500.00.

- 18. Executive Session (The Commission will not vote to take any action during Executive Session).**

- a. Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session in accordance with A.R.S. § 38-431.03(A)(3) and (4) for the purpose of discussing and consulting with legal counsel in order to consider its position and to instruct legal counsel regarding the Commission's position concerning *In re General Stream Adjudication for the Little Colorado River and Gila River; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Reed v. Arizona Game and Fish Department, C20111354; Wagner v. Personnel Board, LC2011-000683; Graham v. State of Arizona; Proposed Rosemont Copper Mine Project NEPA; United States and State of Arizona v. Freeport-McMoran Inc., et al., 12-CV-00307-TUC-CKJ.*

- b. **Legal Counsel.** The Commission may vote to meet in Executive Session in accordance with A.R.S. § 38-431.03(A)(3) for the purpose of discussing and consulting with legal counsel concerning House Bill 2571.

New Item

- c. **Personnel Matters.** The Commission may vote to go into Executive Session in accordance with A.R.S. § 38-431.01(A)(1) to discuss personnel matters associated with the Director's Goals and Objectives and the Director's performance. The Commission may take action in the public session or defer any action to a later date.

19. **Litigation Report.** The Department's legal counsel may report on the status of the litigation matters: *In re General Stream Adjudication for the Little Colorado River and Gila River; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Reed v. Arizona Game and Fish Department, C20111354; United States and State of Arizona v. Freeport-McMoran Inc., et al., 12-CV-00307-TUC-CKJ.*

20. **Approval of Minutes and Signing of Minutes.** The Commission may approve the Commission meeting minutes from April 13-14, 2012.

21. **Director's and Chairman's Reports.** The Director and the Chairman will report on Department and Commission activities since the last meeting. This item will be information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

22. **Commissioners' Reports.** The Commissioners will report on their activities since the last meeting related to Game and Fish Commission duties and responsibilities. This item will be for information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

23. **Future Agenda Items and Action Items.**



Larry D. Voyles
Director

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The agenda may be revised and additional items may be added prior to the meeting as authorized by A.R.S. §38-431.02. In that event, an addendum to the agenda will be noticed and posted prior to the meeting at Department offices. Commission agenda items not noticed for a specific time may be taken out of order. Background materials provided to Commission members concerning public agenda items are available for public inspection at the main office of the Arizona Game and Fish Department at 5000 W. Carefree Highway, Phoenix, at Department regional offices in Pinetop, Flagstaff, Kingman, Yuma, Tucson, Mesa and at the meetings.

During the public meeting, the Commission may afford any person, their duly authorized representative, or both, the opportunity to present statements relating to agenda items, with or without the opportunity to present them orally. The Commission may go into Executive Session for the purpose of obtaining legal

advice from the Commission Attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A) (3) & (4). One or more members of the Commission may appear and participate in the meeting telephonically or by other electronic means.

Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, or this document in an alternative format, by contacting the AGFD Deputy Director, 5000 W. Carefree Highway, Phoenix, Arizona 85086, 602-942-3000. Requests should be made as early as possible to allow time to arrange the accommodation.

The Arizona Game and Fish Department is responsible for managing Arizona's fish and wildlife resource as an enduring public trust. In addition, the Department is charged with promoting safe and responsible use of watercraft and off-highway vehicles. Funding is provided from the sale of licenses and permits; watercraft registration fees; federal excise taxes on firearms, fishing equipment, boats, and other sporting goods; State lottery revenues; donations on State income tax forms; and various contracts and grants. Department policy is set by the Arizona Game and Fish Commission, whose five members are appointed by the Governor.

“Managing Today for Wildlife Tomorrow”