



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
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DEPUTY DIRECTORS
GARY R. HOVATTER
BOB BROSCHEID



March 6, 2012

A public meeting of the Arizona Game and Fish Commission will be held on **March 9, 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

Commissioning of Officers

- 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.
- 3. Commission Committees. Presenter: Bob Broscheid, Deputy Director.** The Commission will discuss the new standing Commission Constituent/Stakeholders Committee in regards to its function and the general outline and plan for how the committee processes will be implemented. The Commission may provide direction to the Committee Chair.
- 4. 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. The update covers activities that have occurred since the last regular Commission meeting.
- 5. Request for the Commission to Approve an Agreement with the Northern Arizona Shooting Foundation for the Management and Operation of the Commission-Owned Public Shooting Facility in Coconino County, Arizona. Presenter: Jay Cook, Shooting Sports Branch Chief.** The Commission will be asked to approve an Agreement with the Northern Arizona

Shooting Foundation for the management and operation of a Commission-owned public shooting facility in Coconino County, Arizona.

6. **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. The update covers activities and events that have occurred since the last regular Commission meeting.
7. **Commission Policies on Hunting, Fishing, and Wildlife Viewing. The Commission will be presented draft policies on hunting, fishing, and wildlife viewing. Craig McMullen, Wildlife Recreation Branch Chief.** The Commission may vote to take action on, or provide the Department direction on, the Draft Commission Policies.
8. **Update on the Guidelines for the 2012–2013 and 2013–2014 Hunting Seasons adopted by the Commission in August 2011. Presenter: Brian F. Wakeling, Game Branch Chief.** The Commission will be briefed on the expected influence of the Guidelines for the 2012–2013 and 2013–2014 Hunt Seasons adopted by the Commission in August, as amended in December, on big game permit levels and anticipated revenue effects.
9. **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.
10. **Request from Coconino County for Commission Support of Acquisition of Open Space at Ft. Tuthill under the Arizona Preserve Initiative Process. Presenter: Josh Avey, Habitat Branch Chief.** Representatives of Coconino County are requesting Commission support for the County’s Acquisition of Open Space at Ft. Tuthill under the Arizona Preserve Initiative Process and will make a presentation to the Commission.
11. **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 of the Forage Resource Study Group Selective Road Closures on State Trust Lands, Coconino County. Presenter: Mark Weise, Development Branch Chief.** The Department will be asking the Commission to approve the renewal of the Forage Resource Study Group road closures within Game Management Units 5A and 5B for resource protection.
 - b. **Renewal of a Road Closure on State Trust Land West of Eager, Arizona. Presenter: Mark Weise, Development Branch Chief.** The Department will be asking the Commission to approve a request by Wink Crigler to renew a road closure on State Trust Land located approximately four miles west of Eager, Arizona.
 - c. **Request for Commission Approval of a Resolution Authorizing the Department to Seek Grant Funding to Improve Habitat on Whitewater Draw, a Commission-owned Property. Presenter: Craig McMullen, Wildlife Recreation Branch Chief.** The Commission will be presented a resolution authorizing the Department to pursue funding for

the Whitewater Draw Moist Soil Unit Augmentation to reduce seepage from the Bureau of Reclamation under the FY2012 WaterSMART Grant Project.

- d. **Request for Commission approval of the Service Agreement between the Arizona Game and Fish Department and the Western Governors' Association. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be presented the Service Agreement between the Arizona Game and Fish Department and the Western Governors' Association, for the purpose of completing GIS analyses as it relates to wildlife corridor and landscape integrity modeling.
- e. **Request for Commission Approval of the Program Narrative for U.S. Coast Guard Boating Safety Funds (Federal FY 2012 / State FY 2013). Presenter: John Romero, Acting Law Enforcement Branch Chief.** The Commission will be asked to approve the Department's partial U.S. Coast Guard funding pursuant to the Federal Boating Safety Act of 1971.

- 12. **Petition to Lock a Gate on State Trust Land Approximately Fifty-five Miles Northwest of Prescott, Arizona. Presenter: Mark Weise, Development Branch Chief.** The Department will be asking the Commission to approve a request by Swayze McCraine to lock a gate on State Trust Land located approximately fifty-five miles northwest of Prescott, Arizona.

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

- 13. **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.
- 14. **Law Enforcement Program Briefing. Presenter: John Romero, Acting 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

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

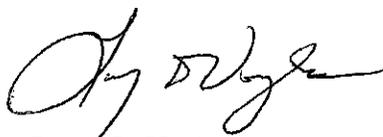
Name	Docket #	Count	Conviction
Juan C. Arenas	2012-0016	Count A:	Take W/L With Aid of Artificial Light
Gustavo V. Enriquez	2012-0017	Count A:	Take W/L With Aid of Artificial Light
Ernesto V. Enriquez	2012-0018	Count A:	Take W/L With Aid of Artificial Light
Gustavo S. Enriquez	2012-0019	Count A:	Take W/L With Aid of Artificial Light
Jason L. Mortimer	2012-0020	Count A:	Possess Unlawfully Taken Wildlife
		Count B:	Possess Unlawfully Taken Wildlife
Rodney P. Gilbert	2012-0021	Count A:	Possess Unlawfully Taken Wildlife
		Count B:	Possess Unlawfully Taken Wildlife

- 16. **Rehearing Request Regarding Previous License Revocation/Civil Assessment. Presenter: John Romero, Acting Law Enforcement Branch Chief.** Michael J. Pucelik 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 \$2,500.00, before obtaining any licenses to take wildlife in the State of Arizona.

17. **Request to Approve Notice of Final Rulemaking and Economic Impact Statement Amending Rules Within Articles 1 and 3 to Implement House Bill 2543 and Senate Bill 1334. Presenter: Jennifer Stewart, Rules and Risk Branch Chief.** The Department will ask the Commission to approve the Notice of Final Rulemaking and Economic Impact Statement amending rules within Article 1 addressing management unit boundaries and within Article 3 addressing taking and handling of wildlife to implement House Bill 2543 and Senate Bill 1334.
18. **Selection of New Members of the Heritage Public Advisory Committee. Presenter: Marty Herrera, Heritage Fund Administrator.** The Commission will be asked to vote to approve the selection of eight new members from a list of nominees for the Heritage Public Advisory Committee.
19. **2012 Director's Goals and Objectives. Presenter: Bob Broscheid, Deputy Director.** The Department and Commission will discuss the 2012 Director's Goals and Objectives.
20. **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; Anderson v. Arizona Game and Fish Department, et. al C2008905; Center for Biological Diversity v. U.S. Bureau of Land Management, et al., CV 09-8011-PCT-GMS; Sayer v. State, UTZ, CV2009-021128; Reed v. Arizona Game and Fish Department, C20111354; Lorta v. Arizona Game and Fish Commission, CV-11-134, Wagner v. Personnel Board, LC2011-000683; Graham v. State of Arizona; Proposed Rosemont Copper Mine Project NEPA; Notice of intent to sue the Forest Service by the Pacific Environmental Advocacy Center related to the use of lead ammunition in the California condor recovery zone.*
 - b. **Litigation and 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 for legal advice on the state law regarding lobbying.
 - c. **Personnel Matters.** The Commission may vote to go into Executive Session to discuss personnel matters pursuant to A.R.S. § 38-431.01(A)(1).
21. **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; Anderson v. Arizona Game and Fish Department, et. al C20089051; Center for Biological Diversity v. U.S. Bureau of Land Management, et al., CV 09-8011-PCT-GMS; Sayer Notice of Claim; Reed v. Arizona Game and Fish Department, C20111354; Lorta v. Arizona Game and Fish Commission, CV-11-134.*

22. **Approval of Minutes and Signing of Minutes.** The Commission may approve the Commission meeting minutes from January 10, 2012, January 12, 2012, January 25, 2012 and February 3, 2012.
23. **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.
24. **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.
25. **Future Agenda Items and Action Items.**



Larry D. Voyles
Director

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”