



THE STATE OF ARIZONA  
**GAME AND FISH DEPARTMENT**

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**GOVERNOR**

JANICE K. BREWER

**COMMISSIONERS**

CHAIRMAN, JACK F. HUSTED, SPRINGVILLE

J.W. HARRIS, TUCSON

ROBERT E. MANSELL, WINSLOW

KURT R. DAVIS, PHOENIX

EDWARD "PAT" MADDEN, FLAGSTAFF

**DIRECTOR**

LARRY D. VOYLES

**DEPUTY DIRECTOR**

TY E. GRAY



**REVISION #1**

**April 10, 2013**

A public meeting of the Arizona Game and Fish Commission will be held on **April 12-13, 2013 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 viewing is available at [www.azgfd.gov](http://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 item on the agenda, the Commission may discuss and vote to take action on the following matters:

**Friday, April 12, 2013, Meeting begins at 8:00 A.M.**

**Pledge of Allegiance**

**1A. 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 for legal advice 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; Wagner v. Personnel Board, LC2011-000683*; Proposed Rosemont Copper Mine Project NEPA; *WildEarth Guardians v. James Lane, CIV 12-118*; *Center for Biological Diversity v. U.S. Forest Service, CV 12-08176*; Ironwood National Monument protest.
  - b. Real Property.** The Commission may vote to meet in Executive Session pursuant to A.R.S. § 38-431.03(A)(3) and (7) for the purpose of discussion or consultation with Department staff in order to consider its position and instruct its representative regarding the purchase of real property in Yavapai County. No action will be taken in Executive Session.
  - c. Personnel Matters.** The Commission may vote to go into Executive Session in accordance with A.R.S. § 38-431.03(A)(1) to discuss personnel matters associated with the Director's performance. The Commission may take action in the public session or defer any action to a later date.
- 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. **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 briefings and updates without further public input or discussion and to approve other 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. **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.
  - b. **Information, Education and Wildlife Recreation Activities Briefing. Presenter: Ty Gray, Deputy Director.** 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 including the proposed Wildlife Center project.
  - c. **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.
  - d. **Lands and Habitat Program Update. Presenter: Lawrence M. Riley, Assistant Director.** The Commission will be provided an update 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.
  - e. **Memorandum of Understanding with members of the Southwestern Bald Eagle Management Committee. Presenter: Lawrence M. Riley, Assistant Director, Wildlife Management Division.** The Commission will be asked to approve the renewal of the Memorandum of Understanding with members of the Southwestern Bald Eagle Management Committee for the Conservation Assessment and Strategy for the Bald Eagle in Arizona.
  - f. **Rogers Lake Supplemental Agreement Between Coconino County and the Arizona Game and Fish Department. Presenter: Craig McMullen, Flagstaff Regional Supervisor.** The Commission may approve a supplemental agreement that will allow the Department to cooperatively develop a management plan for Rogers Lake County Natural Area in partial fulfillment of a Memorandum of Understanding adopted on October 16, 2012, with Coconino County.
3. **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.

- 4. Proposed Revisions to Commission Policy A2.4 – Donations. Presenter: Ty Gray, Deputy Director.** A briefing regarding proposed revisions to Commission Policy A2.4 as it relates to negotiating and accepting donations of money, goods, services, sponsorships, or property for Commission and Department projects.

**Agenda Items #5, 6, 7, 8 and 9 are first read items.**

- 5. Memorandum of Understanding with U.S. Fish and Wildlife Service. Presenter: Lawrence M. Riley, Assistant Director.** The Commission will be asked to approve a Memorandum of Understanding with U.S. Fish and Wildlife Service for the purpose of exchanging Apache Trout eggs for Weed Harvesting Services on White Mountain Apache Tribe waters.
- 6. Acquisition of Right-of-Way Easements to Secure Public Access on Frye Mesa Road near Thatcher and Through the 76 Ranch near Bonita. Presenter: Raul Vega, Region V Supervisor.** The Department will be asking the Commission to approve the acquisition of perpetual public right-of-way easements across three different private parcels to secure access to nearly 28,000 acres of State Trust lands and US Forest Service lands in Region V.
- 7. Agreement for Boat Storage at Page Maintenance Camp, Glen Canyon National Recreation Area. Presenter: Lawrence M. Riley, Assistant Director, Wildlife Management Division.** The Commission may approve an Agreement for boat storage at Page Maintenance Camp, Glen Canyon National Recreation Area.
- 8. License Agreement with the City of Show Low for Operation and Maintenance of the Commission owned Show Low Lake Property. Presenter: Jon Cooley, Regional Supervisor, Pinetop.** The Commission may approve a License Agreement with the City of Show Low for operation and maintenance of the Commission owned Show Low Lake Property.
- 9. Request for the Commission to Approve a Memorandum of Understanding between the Arizona Game and Fish Commission and White Mountain Youth Corps. Presenter: Jon Cooley, Pinetop Region Manager.** The Commission may approve a Memorandum of Understanding between the Arizona Game and Fish Commission and White Mountain Youth Corps to enter into mutual Collection Agreements to assist each other on various wildlife habitat improvement projects.
- 10. Request to Approve the Final Notice of Exempt Rulemaking to Amend R12-4-802 and 803. Presenter: Jennifer Stewart, Rules and Risk Branch Chief.** The Commission will be asked to approve the final Notice of Exempt Rulemaking amending rules within Article 8, addressing wildlife areas and Department property.

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

- 11. 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.

**TIME CERTAIN AT 2:00 PM**

- 12. 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:

<b>Name</b>	<b>Docket #</b>	<b>Count</b>	<b>Conviction</b>
Waggoner, Jon R.	2013-0013	Count B:	Possess Wildlife Without Tag Attached (Bear)
Wright, Jory D.	2013-0015	Count A:	Take Wildlife Without Permit/Tag (Turkey)
Anderson, Richard	2013-0017	Count A:	Obtain 2009 Resident Lifetime Hunting License by Fraud
		Count B:	Obtain 2009 Resident Lion Tag by Fraud
Bobier, Beau	2013-0018	Count A:	Possession of Unlawfully Taken Wildlife (Trout)
		Count B:	Exceed Bag Limit (Trout)
Love, Dale	2013-0019	Count A:	Possession of Unlawfully Taken Wildlife (Trout)
		Count B:	Exceed Bag Limit (Trout)
Cordova, Anthony B.	2013-0025	Count B:	Possession of Unlawfully Taken Wildlife (Elk)
Samorana, Rudy C.	2013-0016	Count A:	Attach Tag to Wildlife Not Taken
Samorana, David M.	2013-0034		No Conviction, Civil Assessment Only

- 13. Rehearing Request Regarding Previous License Revocation/Civil Assessment. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** James R. Shaff has requested that the Arizona Game and Fish Commission grant a rehearing regarding the lifetime revocation of his license. The Commission may vote to affirm or modify its decision, or grant a rehearing.

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**Saturday, April 13, 2013, Meeting begins 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. Consideration of Proposed Commission Orders 2, 5–10, and 26 for 2013–2014 Hunting Season. Presenter: Brian F. Wakeling, Game Branch Chief.** The Commission will consider Commission Orders 2 (deer), 5–10 (turkey, javelina, bighorn sheep, buffalo, bear, and mountain lion), and 26 (population management) establishing seasons and season dates, bag and possession limits, permit numbers, and open areas for the 2013–2014 season.

3. **Hunt Permit-Tag Application Schedule for Fall 2013 Hunts. Presenter: Lizette Morgan, CFO, Business & Finance.** The Department will provide the Commission with a presentation related to the proposed hunt-permit tag application schedule for the Fall 2013 hunts and will ask the Commission to approve the application schedule.
4. **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; Wagner v. Personnel Board, LC2011-000683*; Proposed Rosemont Copper Mine Project NEPA; *WildEarth Guardians v. James Lane, CIV 12-118*; *Center for Biological Diversity v. U.S. Forest Service, CV 12-08176*.
5. **Approval of Minutes and Signing of Minutes.** The Commission may approve the Commission meeting minutes from March 4, 2013, March 8-9, 2013 and March 20, 2013.
6. **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 for information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.
7. **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.
8. **Future Agenda Items and Action Items.**

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 (POR) Deputy Director

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”**