



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

5000 W. CAREFREE HIGHWAY
PHOENIX, AZ 85086-5000
(602) 942-3000 • WWW.AZGFD.GOV

GOVERNOR

JANICE K. BREWER

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DEPUTY DIRECTOR

TY E. GRAY



PUBLIC MEETING NOTICE AND AGENDA REVISION #1

January 7, 2014

A public meeting of the Arizona Game and Fish Commission will be held on **January 10-11, 2014** 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 at http://www.azgfd.gov/inside_azgfd/CommissionCam.shtml. On Friday only, members of the public may view the meeting from any one of the Department's six Regional Offices via video teleconference. Members of the public attending in person or viewing via video 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, January 10, 2014 - 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. 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: Anthony Guiles, Assistant Director, Information, Education and Recreation Division.** 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: Joyce Francis, Habitat Branch Chief.** 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. **Renewal of a National Forest Service Special Use Permit and Permit for Use of Road for the Canyon Creek Hatchery. Presenter: Chris Cantrell, Fisheries Branch Chief.** The Commission will be asked to approve renewal of a National Forest Service Special Use Permit and Permit for Use of Road necessary for the continued operation of the Canyon Creek Hatchery.
 - f. **Memorandum of Understanding with the Southwestern Region of the Forest Service and the University of New Mexico. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve an MOU between the Commission, the Southwestern Region of the Forest Service and the University of New Mexico for the exchange of information on the status and distribution of Threatened, Endangered and Sensitive (TES) species on Forest Service Lands in Arizona and New Mexico.
 - g. **Request for the Commission to Approve a Memorandum of Understanding with the Mule Deer Foundation for Cooperative Activities. Presenter: Brian F. Wakeling, Game Branch Chief.** The Commission will be asked to vote to approve a Memorandum of Understanding to allow the Department to cooperate with the Mule Deer Foundation on projects for public information and wildlife habitat enhancement.
 - h. **Becker Lake Wildlife Area Land Exchange. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve an exchange of approximately an acre of land at the Becker Lake Wildlife Area for 1.11 acres of land and one acre-foot of water right.
- *NEW***
- i. **Request for the Commission to Approve a Wildlife Study Agreement with the City of Scottsdale. Presenter: Rod Lucas, Regional Supervisor, Mesa.** The Commission will be asked to approve an Agreement with the City of Scottsdale to conduct aerial and ground wildlife surveys for deer and javelina in the McDowell Mountains and the McDowell Sonoran Preserve.
3. **State and Federal Legislation. Presenter: Jorge Canaca, 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. **License Simplification and Fee Flexibility (Systems) Go-Live Update. Presenter: Doug Cummings, Information Systems Branch Chief.** The Department will provide an update in the implementation of the new license structure and simplified fees in the Departments information systems. This will include details for both License Sales software and Draw software.

5. **Customer Portal Strategy. Presenter: Doug Cummings, Information Systems Branch Chief.** The Department will present an update on the development of the conceptual Customer Portal (website with Customer Login capabilities with improved customer access to information and products).
6. **Briefing on Interstate 11 and Intermountain West Corridor Study. Presenter: Joyce Francis, Habitat Branch Chief.** The Department will provide an update on the I-11 and Intermountain West Corridor Study and the Department's engagement, role, and tools used in the analysis. The presentation is for information only; no action will be taken by the Commission.

Agenda Items #7 and #8 are First Read items. The Commission may choose to take action on first read items as needed or may direct the Department to place first read items on the consent agenda for approval at the next Commission meeting.

7. **Proposed Project Sites and Restoration Concepts for the Department's In-Lieu Fee Mitigation Program on Commissioned Owned Wildlife Areas. Tim Wade, Chief, Wildlife Contracts Branch.** The Commission will be asked to consider, for future approval, the proposed project sites to be included in the Department's In-Lieu Fee Mitigation Program.
8. **Memorandum of Understanding with the Verde Watershed Restoration Coalition. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be briefed on a potential Memorandum of Understanding with the Verde Watershed Restoration Coalition on the implementation of the Verde River Cooperative Invasive Plant Management Plan.

Agenda Item #9 is a Second Read item. The Commission may choose to take action on second read items as needed or may direct the Department to place second read items on the consent agenda for approval at the next Commission meeting.

9. **Request to approve the Article 1 Definitions and General Provisions Five-year Rule Review Report, for Submission to the Governor's Regulatory Review Council (G.R.R.C.). Presenter: Amber Munig, Big Game Management Supervisor.** The Department will ask the Commission to approve the Five-year Rule Review Report for Article 1 regarding definitions and general provisions, for submission to G.R.R.C.
10. **Petition by Gary Bradbury for the Reinstatement of Bonus Points. Presenter: Lizette Morgan, CFO, Business & Finance.** Gary Bradbury claims that a high game fence negatively impacted his hunt opportunity and is petitioning for reinstatement of bonus points.
11. **Petition by Jim Ponciano for the Reinstatement of Bonus Points. Presenter: Lizette Morgan, CFO, Business & Finance.** Jim Ponciano claims that an error caused himself and two other applicants to be drawn for antlerless elk tags instead of Bull elk tags and is petitioning for reinstatement of bonus points.

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

12. **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

- 13. 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
Taron D. Langhover	2014-0002	Count A:	Obtain 2011 Resident License by Fraud
Phillip J. Stricklin	2014-0003	Count A:	Take Wildlife Without Valid License
		Count B:	Possess Unlawfully Taken Wildlife
Robert S. Lewis	2014-0005	Count A:	Possess Unlawfully Taken Wildlife
		Count C:	Take Wildlife Wrong Unit
Michael D. Busby	2014-0006	Count A:	Take Wildlife Without Valid Permit
Adrian C. Arghir	2014-0008	Count A:	Take Wildlife Closed Season
		Count B:	Possess Unlawfully Taken Wildlife
Ralph E. Pastorino	2014-0009	Count A:	Littering While Fishing
John L. Dickey	2014-0010	Count A:	Littering While Fishing
Christopher Braaten	2014-0011	Count A:	Obtain 2013 Resident Permit by Fraud

TIME CERTAIN – AGENDA ITEM #14 WILL BE IMMEDIATELY FOLLOWING THE LICENSE REVOCATION HEARINGS

- 14. Rehearing Request Regarding Previous License Revocation/Civil Assessment. Gene F. Elms, Law Enforcement Branch Chief.** Matthew L. Scott has requested that the Arizona Game and Fish Commission grant a rehearing regarding the suspension of his license. Mr. Scott had been in the process of moving and seeking employment. The original paperwork was misplaced and was not received by Mr. Scott.

NEW

- 14A. Review and Approve Dates and Locations of Arizona Game and Fish Commission Meetings for 2014 and January 2015. Presenter: Ben Altener, Community and Congressional Relations.** The Department will ask the Commission to review and approve meeting dates and locations for the Calendar Year 2014 and for January 2015.

NEW

- 14B. Appointment of Commissioners to Commission Standing Committees. Presenter: Ben Altener, Community and Congressional Relations.** The Commission may discuss and change Commission standing committees and roles of Commissioners appointed to those committees; the Chairman may appoint individual Commissioners to select committees.

- 15. Appeal of Wildlife Holding License Denial. Presenter: Raul Vega, Tucson Regional Supervisor.** The Commission will hold a hearing to consider an appeal by applicant Chris Biro regarding the Department's denial of his application for a Wildlife Holding License.

- 16. 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 12-0817*; *Appeal of the Arizona State Museum's Denial of an Arizona Antiquities Act Permit*.

- 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) 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 and staff regarding the Commission's option to divest the 26 Bar property.
- 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.
- 17. 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*.
- 18. Approval of Minutes and Signing of Minutes.** The Commission may approve the Commission meeting minutes from December 6-7, 2013.
- 19. 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.
- 20. 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.
- 21. Future Agenda Items and Action Items.**

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Saturday, January 11, 2014, the meeting will begin at 4:00 p.m. and will be held at the Carefree Resort and Conference Center, 37220 Mule Train Road, Carefree, Arizona 85377.

The Commission will meet with its constituents to discuss items of interest. The following approximate agenda will be followed. No official action will be taken by the Commission.

- 4:00 p.m. Chairman's Welcome and Commission introductions – Cholla I Room

 - Director's Welcome
 - Open Discussion – Questions and Answers
- 5:30 p.m. Social Hour - Kachina Courtyard
- 6:30 p.m. Dinner guests are seated – Opera House
- 6:40 p.m. Honor Guard Presentation of Colors

6:50 p.m. Dinner is served

7:30 p.m. Guest Speaker CPT Troy R. Givens presents Healing through Hunting

7:55 p.m. Chairman's Welcome

8:00 p.m. Award Presentations:

- Award of Excellence: Art Boswell
- Youth Environmentalist of the Year: Dustin Yinger
- Outdoor Writer of the Year: Terry Corrigan
- Media of the Year: Western Outdoor Times
- Conservation Organization of the Year: Arizona Chapter Safari Club International
- Conservationist of the Year: Larry Audsley
- Natural Resource Professional of the Year: Julia Fonseca
- Volunteer of the Year: John Kulberg
- Educator of the Year: Tom Brennan
- Mentor of the Year: John Greiss
- Advocate of the Year: Senator Steve Pierce
- Buck Appleby Hunter Education Instructor of the Year: Jim Rich
- Wildlife Habitat Steward of the Year: Anita Waite and Sherwood Koehn
- North American Model Commissioner's Award: John Hervert
- Chairman's Award

9:30 p.m. Adjourn

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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”