



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
DOUGLAS A. DUCEY

COMMISSIONERS
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LARRY D. VOYLES

DEPUTY DIRECTOR
TY E. GRAY



PUBLIC MEETING NOTICE AND AGENDA REVISION #1

August 5, 2015

A public meeting of the Arizona Game and Fish Commission will be held on **August 7-8, 2015** at the Little America Hotel, 2515 E. Butler Ave., Flagstaff, Arizona 86004, 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 Department Regional Office via video teleconference, **EXCEPT FOR THE TUCSON AND KINGMAN OFFICES WHICH ARE UNDER CONSTRUCTION**. The Department's Headquarters will also be available for viewing this meeting via video teleconference **on Friday only**. 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, August 7, 2015 - Meeting begins at 8:00 A.M.

Pledge of Allegiance

Introductions and Welcome

Special Recognitions and Commendations

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. **Approve Cooperative Agreement regarding Apache Trout eggs between the Arizona Game and Fish Commission and the White Mountain Apache Tribe. Presenter: Chris Cantrell, Fisheries Branch Chief.** The Commission may vote to approve a 10 year Cooperative Agreement with the White Mountain Apache Tribe, institutionalizing a

partnership on recreational fishing and recovery through the annual transfer of Apache Trout eggs.

- b. Approve License Agreement renewal with the City of Show Low at the Fool Hollow Wildlife Area. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve renewal of a License Agreement with the City of Show Low for development and maintenance of a hiking trail at the Fool Hollow Wildlife Area.
 - c. Approve License Agreement Renewal with the Town of Pinetop-Lakeside for a trail. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve renewal of a License Agreement with the Town of Pinetop-Lakeside to maintain and manage a trail at the Pinetop Regional Office.
 - d. Approve License Agreement Renewal with the Federal Aviation Administration for the Purpose of Maintaining a Telecommunications Navigation Beacon. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve renewal of a License Agreement with the Federal Aviation Administration for the purpose of maintaining a telecommunications navigation beacon on the Three Points Shooting Range.
 - e. Approve Arizona State Land Department Grazing Lease and Sublease Renewal and Associated Cooperative Agreement Renewal at the White Mountain Grasslands Wildlife Area. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission may approve a renewal of an Arizona State Land Department grazing lease and sublease, and an associated cooperative agreement with MLY Ranch and X Diamond Ranch for grazing at the White Mountain Grasslands Wildlife Area.
- 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. Key Information Systems Development Initiatives. Presenter: Doug Cummings, Branch Chief, Information Systems.** The Department will present an overview of key information systems development initiatives. This will include future functionality for the Portal, Portal Operations, online draw, and the development of other related systems driving data integration and the ability to deliver additional functionality and content into the Portal.
 - 5. Wolf Briefing. Presenter: Jim deVos, Assistant Director, Wildlife Management Division.** The Commission will be provided a general wolf briefing that will include an update on all actions the Department has taken since the last Commission meeting to accomplish the direction provided by the Commission at the August 5, 2014 Commission Meeting. The Commission may vote or provide direction to the Department.
 - 6. Briefing on Research Branch Activities and Project Prioritizations. Presenter: Esther Rubin, Research Branch Chief.** The Department will provide an informational update on the Research Branch's projects and activities.
 - 7. Sonoran Desert Tortoise Briefing. Presenter: Mike Rabe, Branch Chief, Nongame Wildlife Branch.** The Commission will be provided a general briefing on the current status of the proposed listing of the Sonoran desert tortoise. The Commission may vote to take action on, or provide the Department direction on this item.

8. **Approve Final Rulemaking Amending R12-4-202, Disabled Veteran's License. Presenter: John Bullington, Assistant Director Special Services.** The Department will ask the Commission to approve a Notice of Final Rulemaking and Economic Impact Statement amending R12-4-202, Disabled Veterans License.
9. **Approve License Agreement with Flood Control District of Maricopa County at Robbins Butte Wildlife Area. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission may approve a License Agreement with Flood Control District of Maricopa County for placement of stream gages at Robbins Butte Wildlife Area.
10. **Approve License Agreements at Tri-State Shooting Park and Usery Mountain Shooting Range. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission may approve a Utility License Agreement for the operation and maintenance of electric power lines on the Commission owned Tri-State Shooting Park and Usery Mountain Shooting Range.
11. **Update on Tonto National Forest Travel Management Planning. Presenter: Tim Holt, Field Supervisor, Region VI.** The Department will provide an update to the Commission regarding the current status and Department's involvement with the Tonto National Forest travel management planning process. The Commission may vote to take action on, or provide the Department direction on this item.

Agenda Items #12 through #14 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.

12. **Approve Revised Commission Policy A2.18, Multiple-Use Management of Public Lands. Presenter: Kent Komadina, Special Assistant to the Director.** The Department will ask the Commission to approve revised Commission policy A2.18, Multiple-Use Management of Public Lands.
13. **Approve Amended Commission Policy A2.29, Undercover Operations Outside of Title 17 and Title 5. Presenter: Jim Hinkle, Assistant Director Field Operations Division.** The Department will ask the Commission vote to approve the amended Commission policy A2.29, Undercover Operations Outside of Title 17 and Title 5.
14. **Approve Memorandum of Agreement with Wind Cave National Park for the Translocation of Bison to Raymond Wildlife Area. Presenter: Craig McMullen, Flagstaff Regional Supervisor.** The Commission may approve a Memorandum of Agreement between the Department and Wind Cave National Park for the purpose of establishing a partner Bison Conservation Herd on Raymond Wildlife Area.

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

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: 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
Edward J. Owens	2015-0025	Count A:	Knowingly allow edible portions of game meat to go to waste (Javelina)
		Count B:	Knowingly allow edible portions of game meat to go to waste (Javelina)
		Count C:	Knowingly allow edible portions of game meat to go to waste (Javelina)
Michael Ammon Sprau	2015-0040	Count A:	Litter while hunting
Randolph C. Sprau	2015-0041	Count A:	Litter while hunting
Hermenejildo Amaya	2015-0053	Count A:	Take wildlife without a valid license (Mountain Lion)
		Count C:	Possess/transport wildlife or parts of wildlife which was unlawfully taken (Mountain Lion)
Jesus Morgan-Alvarez	2015-0054	Count A:	Possess/transport wildlife or parts of wildlife which was unlawfully taken (Mountain Lion)
Oscar Galvan-Camacho	2015-0055	Count A:	Take wildlife without a valid license (Deer)
Morris W. Blanton	2015-0056	Count B:	Take wrong sex
		Count D:	Knowingly take wildlife during a closed season (Antelope)
		Count E:	Waste edible game meat
Pablo Vega Cendejas	2015-0057	Count A:	Obtain resident license/tag by misrepresentation
Juan Carlos Cerda	2015-0058	Count A:	Obtain resident license/tag by misrepresentation
Ernesto Sanchez Cerda	2015-0059	Count A:	Obtain resident license/tag by misrepresentation
Marvin D. Huenink	2015-0061	Count B:	Discharge firearm within ¼ mile of an occupied structure
		Count C:	Shoot across railroad
		Count D:	Possess/transport wildlife or parts of wildlife which was unlawfully taken (Elk)
Billy A. Phouvong	2015-0062	Count A:	Take small game in excess of bag limit (Squirrels)

16. Rehearing Request Regarding Previous License Revocation/Civil Assessment. Presenter: Gene F. Elms, Law Enforcement Branch Chief. Samuel Cummings has requested a rehearing regarding the revocation of his license privileges.

17. Executive Session (The Commission will not vote to take any action during Executive Session).

a. Litigation and Legal Advice. 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 *Holden and Guynn v. Arizona Game and Fish Commission*, CV2014-013211; *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. Sandoval*, CIV 12-118; *Center for Biological Diversity v. U.S. Forest Service*, CV 12-0817; Phase One Bill Williams River Water Rights Settlement Agreement (Planet Ranch); Arizona Game and Fish Department's Notice of Intent Regarding Mexican Wolf Recovery Planning; *Center for Biological Diversity v. Jewell*, CV 15-

00019-LAB; *State of Arizona v. Jewell*, 15-CV-00245-CKJ; *WildEarth Guardians v. Ashe*, 15-CV-00285; *Harrison v. Dennerline* CV-15-01060.

- b. **Legal Advice.** 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 regarding Open Meeting Law and the Santa Catalina Bighorn Sheep Advisory Committee.
 - c. **Litigation and Legal Advice.** 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 the legal strategy recommendations from the Department's legal strategies team.
 - d. **Purchase of Real Property and Legal Advice.** 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 and for the purpose of discussing and consulting with legal counsel for legal advice.
 - e. **Law Enforcement.** The Commission may vote to meet in Executive Session pursuant to A.R.S § 38-431.03(A)(2) for the purpose of discussion or consultation with Department staff regarding law enforcement procedures.
 - f. **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 duties, responsibilities and performance. The Commission may take action in the public session or defer any action to a later date.
18. **Litigation Report.** The Department's legal counsel may report on the status of the litigation matters: *Holden and Guynn v. Arizona Game and Fish Commission*, CV2014-013211; *In re General Stream Adjudication for the Little Colorado River and Gila River*; *Wagner v. Personnel Board*, LC2011-000683; *WildEarth Guardians v. Sandoval*, CIV 12-118; *Center for Biological Diversity v. U.S. Forest Service*, CV 12-08176; Arizona Game and Fish Department's Notice of Intent Regarding Mexican Wolf Recovery Planning; *Center for Biological Diversity v. Jewell*, CV 15-00019-LAB; *State of Arizona v. Jewell*, 15-CV-00245-CKJ; *WildEarth Guardians v. Ashe*, 15-CV-00285.
19. **Approve and Sign Minutes.** The Commission may approve and sign the Commission meeting minutes from June 12-13, 2015.
20. **Director's Comments and Commission Committee Reports.** The Director may provide comments on current events and issues, and Commissioners may report on their individual Commission Committees. This item is for information only. Items requiring discussion, deliberation or legal action must be placed on a future Commission meeting agenda.

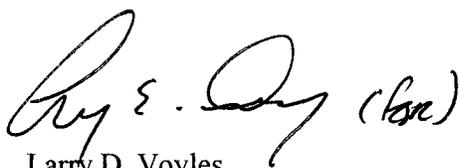
Saturday, August 8, 2015 - Meeting begins at 8:00 A.M.

Pledge of Allegiance

Introductions and Welcome

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 Order 21 and 22 for the 2015–2016 Hunting Season. Presenter: Anis Aoude, Small Game Management Supervisor.** The Commission may approve Commission Order 21 (waterfowl) and Commission Order 22 (snipe), establishing seasons and season dates, bag and possession limits, and open areas for 2015–2016.
3. **Consideration of Proposed Commission Orders 5, 6, 8, and 9, for Spring 2016 Hunting Seasons. Presenter: Amber A. Munig, Big Game Management Supervisor.** The Commission may approve Commission Orders 5, 6, 8, and 9 (spring turkey, spring javelina, spring buffalo, and spring bear) establishing seasons and season dates, bag and possession limits, permit numbers, and open areas for spring 2016.
4. **Hunt Permit-Tag Application Schedule for Spring 2016 Hunts. Presenter: Debra Rittenback, Revenue Unit Supervisor.** The Department will provide the Commission with a presentation related to the proposed hunt-permit tag application schedule for spring 2016 hunts.
5. **Future Agenda Items and Action Items.**
6. **Tour of Raymond Wildlife Area.** Immediately following the regular agenda items, the Commission and Department staff will carpool to the Raymond Wildlife Area for a tour and informational briefing. The Raymond Wildlife Area is located approximately 35 miles east of Flagstaff on I-40. From the Little America Hotel travel east on I-40 for approximately 26 miles; take exit 225 (Buffalo Range Road); turn south on Buffalo Range Road; travel 9.7 miles to the Raymond Wildlife Area headquarters. The briefing will include general information about Raymond Wildlife Area and briefings about the management of Arizona's two bison herds.

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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”