



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
DOUGLAS A. DUCEY

COMMISSIONERS
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EDWARD "PAT" MADDEN, FLAGSTAFF
JAMES R. AMMONS, YUMA
JAMES S. ZIELER, ST. JOHNS
ERIC S. SPARKS, TUCSON

DIRECTOR
LARRY D. VOYLES

DEPUTY DIRECTOR
TY E. GRAY



PUBLIC MEETING NOTICE AND AGENDA
REVISION #1

April 6, 2016

A public meeting of the Arizona Game and Fish Commission will be held on **April 8-9, 2016** at the **Arizona Game and Fish Department, 5000 W. Carefree Highway, Phoenix, AZ 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, April 8, 2016 - Meeting begins at 8:00 A.M.

Pledge of Allegiance

Welcome and Introductions

- 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: 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.
- 3. Commission Priorities Update. Presenter: Kent Komadina, Special Assistant to the Director.** The Department will provide an update on efforts towards accomplishing Commission Priorities. The Commission may discuss and provide additional direction.
- 4. Approve Final Exempt Rulemaking Amending Article 8, Wildlife Areas and Department Property. Presenter: Pat Barber, Region Manager FOR4.** The Department will ask the Commission to approve a Final Notice of Exempt Rulemaking amending Article 8, Wildlife Areas and Department Property.

- 4A. **Request to Approve Proposed Rulemaking Amending Article 7 Rules Addressing Heritage Grants. Presenter: Sherry Crouch, Funds Planning Branch Chief.** The Department will ask the Commission to approve the Notice of Rulemaking Docket Opening, Notice of Proposed Rulemaking, and Economic Impact Statement amending Article 7 rules addressing Heritage Grants.
5. **Briefing on Research Branch Activities and Projects. Presenter: Esther Rubin, Research Branch Chief.** The Department will provide an informational update on the Research Branch's projects and activities.
6. **Terrestrial Wildlife Update - Amphibians and Reptiles Program Briefing Including Monthly Endangered Species Update. Presenter: Jim deVos, Assistant Director, Wildlife Management Division.** The Commission will be provided a briefing on the Terrestrial Wildlife Amphibians and Reptiles Program conservation and recovery efforts and capacity-building projects. One of the key conservation efforts of this program has been its staff engagement and use of Department science to inform the Sonoran desert tortoise ESA listing decision.

Agenda Item #7 is a first read item. 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. **Resolution Copper Project Cost Share Position Cooperative Agreement. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve a Cooperative Agreement for a cost-shared position within the Department's Project Evaluation Program to assist in environmental analyses for impacts to state trust resources.

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

TIME CERTAIN AT 2:00 PM

8. **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
William J. Campbell	2016-0006	Count A:	Citation A08557 Possess unlawfully taken wildlife (6x6 Bull Elk)
		Count A:	Citation A08934 Take big game without a valid tag (Bull Elk)
		Count A:	Citation A09082 Facilitation to commit license fraud on behalf of Charles Foote
Dennis G. Scarla	2016-0017	Count A:	Citation A16262 Obtain 2014/15 resident hunting/fishing license by fraud
Thomas L. Henson	2016-0030	Count A:	Take wildlife with an artificial light (Elk)
Cory J. Lubin	2016-0031	Count A:	Take wildlife during closed season (Mule Deer Doe)
		Count B:	Possess unlawfully taken wildlife (Mule Deer Doe)

			Doe)
		Count C:	Take wildlife without a permit/tag (Mule Deer Doe)
		Count D:	Litter while hunting
Pu Pu	2016-0032	Count B:	Take wildlife in closed season (Mule Deer Doe)
Tanner J. Lindley	2016-0033	Count A:	Take big game without valid permit (Turkey)
Martin Z. Sandoval	2016-0035	Count A:	Take wrong sex (White-tailed Deer Doe) Citation A06761
John Decesare Jr.	2016-0036	Count A:	Obtain license by fraud Citation A06762
		Count A:	Fish without a valid license Citation A06749
Charlene Jones	2016-0037	Count A:	Obtain license by fraud Citation A06750
		Count A:	Fish without a valid license Citation A06903
Lawrence Ashcroft	2016-0038	Count A:	Obtain 2015/16 resident hunting/fishing license by misrepresentation

9. **Rehearing Request Regarding Previous License Revocation/Civil Assessment. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** Larry Welch has requested a rehearing regarding the revocation of his license privileges.
10. **Rehearing Request Regarding Previous License Revocation/Civil Assessment. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** William M. Ferrin has requested a rehearing regarding the revocation of his license privileges.
11. **Request for Commission Authorization for the Department to contract with the Arizona Office of Administrative Hearings (OAH) to conduct a hearing for the Commission. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission may elect to have the Arizona OAH conduct the administrative hearing to determine if Tory G. Clifford should be held civilly liable for the loss of one (1) 4 x4 Trophy Mule Deer, valued at \$8,000.00, to the State of Arizona.
12. **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; *Land Management Plan for the Apache-Sitgreaves National Forests*; *In re General Stream Adjudication for the Little Colorado River and Gila River*; *Zuni water rights settlement agreement*; Proposed Rosemont Copper Mine Project; *Center for Biological Diversity v. U.S. Forest Service*, CV 12-0817 (AZ); *Center for Biological Diversity v. Jewell*, CV 15-00019 (AZ); *State of Arizona v. Jewell*, CV 15-00245 (AZ); *WildEarth Guardians v. Ashe*, CV 15-00285 (AZ); *Harrison v. Dennerline* CV 15-01060 (AZ); *Safari Club International v. Jewell*, 15-0930 (NM); *WildEarth Guardians v. Heather Provencio*, CV 16-0810.

- 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. **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.
13. **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*; *Center for Biological Diversity v. U.S. Forest Service*, CV 12-08176; *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; *Safari Club International v. Jewell*; *WildEarth Guardians v. Heather Provencio*, CV 16-0810.
14. **Approval of Minutes and Signing of Minutes.** The Commission may approve and sign the Commission meeting minutes from March 4-5, 2016.
15. **Commissioner Committee Reports.** Commissioners may provide an update on the subcommittees that they chair regarding current events and issues. This item is for information only. Items requiring discussion, deliberation or legal action must be placed on a future Commission meeting agenda.
16. **Director and Commissioner Comments.** The Director and the Commissioners may provide brief comment on current events and issues. This item is for information only. Items requiring discussion, deliberation or legal action must be placed on a future Commission meeting agenda.

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Saturday, April 9, 2016

Pledge of Allegiance

Welcome and Introductions

Awards and Recognition.

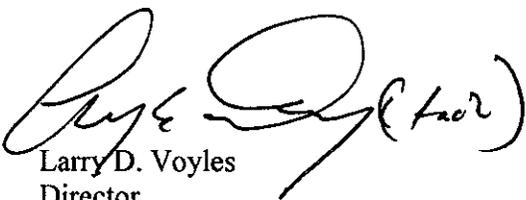
1. **Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.

2. **Consideration of Proposed Commission Orders 19, 20, 21, 22 and 24 for the 2016–2017 Hunting Season. Presenter: Johnathan O'Dell, Acting Small Game Management Supervisor.** The Commission will consider and may approve Commission Order 19 (dove), 20 (band-tailed pigeons), 21 (waterfowl), 22 (snipe) and 24 (sandhill cranes) establishing seasons and season dates, bag and possession limits, and open-closed areas for the 2016–2017 season.

3. **Consideration of Proposed Commission Orders 2, 5-10, and 26 for 2016–2017 Hunting Season, Commission Orders 11–18 for 2016–2017 and 2017–2018 Hunting Seasons, and Commission Order 23 for the 2016–2017 and 2017–2018 Trapping Seasons. Presenter: Amber Munig, Big Game Management Program Supervisor.** The Commission will consider and may approve 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 2016–2017 season. The Commission will also consider and may approve Commission Orders 11–18 (tree squirrel, cottontail rabbit, predatory and furbearing mammals, other mammals and birds, pheasant, quail, chukar partridge, and blue grouse) establishing seasons and season dates, bag and possession limits, and open areas for the 2016–2017 and 2017–2018 seasons. Additionally, the Commission will consider and may approve Commission Order 23 (trapping), establishing season dates, legal species, open and closed areas, and bag and possession limits for the 2016–2017 and 2017–2018 seasons.

4. **Hunt Permit-Tag Application Schedule for Fall 2016 Hunts. Presenter: Debra Rittenback, Revenue Unit Supervisor, License and Permitting.** The Department will provide a presentation on the proposed hunt-permit tag application schedule for the Fall 2016 hunts and will ask the Commission to approve the application schedule.

5. **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”