



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

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

**GOVERNOR**

DOUGLAS A. DUCEY

**COMMISSIONERS**

CHAIRMAN, EDWARD "PAT" MADDEN, FLAGSTAFF

JAMES R. AMMONS, YUMA

JAMES S. ZIELER, ST. JOHNS

ERIC S. SPARKS, TUCSON

KURT R. DAVIS, PHOENIX

**DIRECTOR**

LARRY D. VOYLES

**DEPUTY DIRECTOR**

TY E. GRAY



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**PUBLIC MEETING NOTICE AND AGENDA**  
**REVISION #1**

**January 11, 2017**

A public meeting of the Arizona Game and Fish Commission will be held on **January 13, 2017** at the **Arizona Game and Fish Department, 5000 W. Carefree Hwy, Phoenix 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](http://www.azgfd.gov/inside_azgfd/CommissionCam.shtml). Members of the public may view the meeting from any Department Regional Office 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 13, 2017 - Meeting begins at 8:00 A.M.**

**Pledge of Allegiance**

**Welcome/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. 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 Renewal of Arizona State Land Department Agricultural Lease and Sublease at the Lower San Pedro River Wildlife Area. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to renew the existing Arizona State Land Department agricultural lease and sublease at the Lower San Pedro River Wildlife Area.

- b. **Approve Memorandum of Understanding with Adventure for Charity, L.L.C. Presenter: Jim deVos, Assistant Director.** The Commission may approve a Memorandum of Understanding to allow the Department to partner with Adventure for Charity, L.L.C. to conduct challenge events that will provide opportunity for the public to be informed regarding effective wildlife conservation while promoting outdoor recreation. This partnership would enable a new mechanism for generating funding for wildlife conservation programs.
  - c. **Approve Memorandum of Understanding with Pheasants Forever/Quail Forever, Inc. Presenter: Jim deVos, Assistant Director.** The Commission may approve a Memorandum of Understanding to allow the Department to partner with Pheasants Forever/Quail Forever, Inc. on conservation and education programs.
3. **State and Federal Legislation. Presenter: Ed Sanchez, 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. **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.
  5. **Appointments to Standing Commission Committees. Presenter: Kent Komadina, Special Assistant to the Director.** The Commission Chair may appoint individual Commissioners to chair Commission committees.
  - 5A. **Briefing on the Development of a Long Term State Wide Public Awareness Campaign. Presenter: Tony Guiles, Assistant Director.** The Commission will be briefed on efforts to devise and implement a long term state wide outreach campaign to increase public awareness of the Department, its mission and how it is funded.
  6. **Threatened and Endangered Wildlife Briefing. Presenter: Jim deVos, Assistant Director, Wildlife Management Division.** The Commission will be provided a briefing on native frog and gartersnake recovery efforts.

**TIME CERTAIN AT 10:00 AM**

7. **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
Michael E. James	2016-0072	Count A:	<b>Citation A06979</b> Obtain 2008 hunt/fish license by misrepresentation
Scott Goff	2016-0078	Count A:	Obtain 2014/15 resident hunt/fish license by misrepresentation
Michael Haverfield	2017-0001	Count A:	<b>Citation A06848</b> Obtain 2012 resident hunting license by misrepresentation <b>Citation A06849</b>

		Count A:	Obtain 2013 resident hunting license by misrepresentation <b>Citation A06850</b>
		Count A:	Obtain 2014 resident hunting license by misrepresentation <b>Citation A06856</b>
		Count A:	Obtain 2015 resident hunting/fishing license by misrepresentation <b>Citation A06857</b>
		Count C:	Obtain 2015 resident deer tag by misrepresentation <b>Citation A07029</b>
		Count A:	Obtain 2010 resident hunting license by misrepresentation <b>Citation A07068</b>
		Count A:	Obtain 2011 hunting license by misrepresentation
Ricardo A. Williams	2017-0002	Count A:	Take over bag limit (Catfish)
Dennis R. Davis	2017-0003	Count A:	Shoot from vehicle
		Count B:	Discharge a firearm within ¼ mile of a residence or occupied structure
Travis A. Armijo	2017-0004	Count A:	Use other than artificial lure
		Count B:	Possess unlawfully taken Rainbow Trout
Oscar A. Cortez-Romero	2017-0005	Count A:	Use other than artificial lure
		Count B:	Possess unlawfully taken Rainbow Trout
Nikolas A. Olivas	2017-0006	Count B:	Possess/transport unlawfully taken mountain lion
Robert D. Olivas	2017-0007	Count A:	Possess/transport unlawfully taken Mountain Lion
Gustavo V. Pacheco	2017-0008	Count A:	Take Great Horned Owl without a license
Billy Phouvong	2017-0009	Count B:	Possess 15 unlawfully taken squirrels
		Count C:	Take wildlife without a valid license

- 8. Approve Landowner-Lessee/Sportsman Relations Committee Appointment. Presenter: Al Eiden, Habitat Enhancement and Landowner Relations Program Supervisor.** The Commission may approve a nomination for Kurt Bahti to fill a vacant sportsmen group representative spot on the Landowner-Lessee/Sportsman Relations Committee.

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

- 9. Approve Purchase and Sale Agreement to Acquire the EC Bar Ranch. Presenter: Joyce Francis, Habitat Evaluation and Lands Branch Chief.** The Commission will be asked to approve the purchase and sale agreement with Mr. James Crosswhite for the acquisition of EC Bar Ranch, Nutrioso, Apache County, Arizona.
- 10. Approve Proposed Rulemaking Amending Article 5 Rules Addressing Boating and Water Sports. Presenter: Gene Elms, Law Enforcement Branch Chief.** The Department will ask the Commission to approve a Notice of Rulemaking Docket Opening, Notice of Proposed

Rulemaking, and Economic Impact Statement amending rules within Article 5 addressing boating and water sports.

11. **Approve Draft Notice of Exempt Rulemaking Amending Article 5 Rules Addressing Boating and Water Sports. Presenter: Gene Elms, Law Enforcement Branch Chief.** The Department will ask the Commission to approve a draft Notice of Exempt Rulemaking amending Article 5 Rules addressing boating and water sports.

**\*NEW\***

- 11A. **Announcement of the 2017 Heritage Grant Outdoor Education Award Recipients. Presenter: Marty Herrera, Heritage Fund Administrator.** The Department will inform the Commission of the Heritage Grant Outdoor Education award recipients for the 2017 Heritage Fund grant cycle.

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 Plans for the Prescott and 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*, 16-00094 (AZ); *WildEarth Guardians v. Heather Provencio*, CV 16-0810; *New Mexico Game and Fish Department v. USFWS*, 16-2189.
- b. **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.
- c. **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 on Arizona's Public Records Law and disclosure of personal identifying information.
- 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*, CV 16-00094; *WildEarth Guardians v. Heather Provencio*, CV 16-0810; *New Mexico Game and Fish Department v. USFWS*, 16-2189.
14. **Approve and Sign Minutes.** The Commission may approve and sign the Commission meeting minutes from December 2-3, 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.
17. **Future Agenda Items and Action Items.**

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**Saturday, January 14, 2017, the Commission will attend the Annual Commission Awards Banquet to be held at the Arizona Grand Resort, South Mountain Ballroom, 8000 S. Arizona Grand Parkway, Phoenix, Arizona 85044.**

At the Commission Awards Banquet, the Commission will socialize with its constituents and recognize the award winners. No legal action will be taken by the Commission. Members of the public can participate by submitting an rsvp along with \$65 per person by January 6, 2017. For additional information, visit <https://www.azgfd.com/agency/commission/awards>.

The following approximate agenda will be followed.

5:00 p.m. Social Hour

6:00 p.m. Presentation of Colors and National Anthem

6:15 p.m. Dinner Concurrent with Award Presentations:

- Award of Excellence: Sonoran Sky Elementary
- Youth Environmentalist of the Year: Matteo Bailloux
- Outdoor Writer of the Year: Jim and Carol Allen
- Media of the Year: Arizona Antelope Foundation
- Conservation Organization of the Year: Mule Deer Foundation
- Conservationist of the Year: Jim Lawrence

- Natural Resource Professional of the Year: Gloria Tom
- Volunteer of the Year: Robbie Love
- Educator of the Year: Karen Klein
- Mentor of the Year: Steve Sams
- Advocate of the Year – State: Senator Gail Griffin
- Advocate of the Year – Federal: Don McDowell
- Business Partner of the Year: Linda Morgan, Yuma Visitors Bureau
- Buck Appleby Hunter Education Instructor of the Year: Bobby Goitia
- Wildlife Habitat Steward of the Year: Bill Cordasco
- North American Model Commissioners Award: Celeste Cook

Outgoing Commissioner Awards and Comments

8:30 p.m. Adjourn



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”**