



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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Bob Hernbrode, Tucson

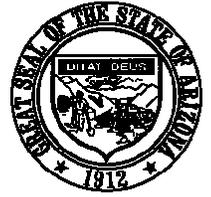
W. Hays Gilstrap, Phoenix

Director

Duane L. Shroufe

Deputy Director

Steve K. Ferrell



April 28, 2006

A public meeting of the Arizona Game and Fish Commission will be held on May 19, 2006, and as authorized by A.R.S. § 17-201(D), the Commission will discuss and may vote to take action on the following matters:

Friday, May 19, 2006, Arizona Game and Fish Commission at Embry-Riddle Aeronautical University, 3700 Willow Creek Road, Prescott, AZ 86301.

Meeting begins at 8:00 a.m.

1. 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 in order to consider its position and to instruct legal counsel regarding the Commission's position *In re General Stream Adjudication for the Little Colorado River and Gila River; Bar D Cattle Co. v. Shroufe, CIV2002-0872; Arizona Zoological Society, et. al. v. BLM, IBLA appeal no. 2002-412; State of Arizona v. George H. Johnson, CV2005-002692; and State of Arizona v. Adair, CR2004-0045.*

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 regarding the Commission's position on potential litigation regarding the use of temporary employment services at the Ben Avery Shooting Facility.

Public Session begins immediately following the Executive Session, but no later than 10:00 a.m.

Awards and Commissioning of Officers.

2. Litigation Report. The Department's legal counsel may report on the status of the following litigation matters: *Re General Stream Adjudication for the Little Colorado River and Gila River; Bar D Cattle Co. v. Shroufe, CIV2002-0872; Arizona Zoological Society, et. al. v. BLM, IBLA appeal no. 2002-412; State of Arizona v. George H. Johnson, CV2005-002692.* The Commission may vote to take action on any case.

3. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for Commission Approval for the Department to Acquire Phase II of Coal Mine Canyon in Santa Cruz County, Arizona.** The Commission will be asked to vote to approve the acquisition of Phase II of Coal Mine Canyon in Santa Cruz County for recovery of the Endangered Gila Topminnow and to prepare and execute a Purchase Agreement with the Trust for Public Land.
4. **Presenter: Bob Broscheid, Habitat Branch Chief. An Update on Current Issues, Planning Efforts, and Proposed Projects on All Lands in Arizona and Other Matters Related Thereto.** The Commission will be briefed on the latest developments relating to the implementation of land and resource management plans and projects on private, state and federal lands in Arizona and other matters related hereto. The update addresses decisions or activities since the April 2006 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
5. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for the Commission to Approve an Intergovernmental Agreement with the Town of Marana for the Purpose of Continued Development of a Habitat Conservation Plan.** The Commission will be asked to vote to approve an Intergovernmental Agreement with the Town of Marana for the purpose of continued development of a Habitat Conservation Plan.
6. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for the Commission to Approve a Challenge Cost Share Agreement with the USDA Forest Service Southwestern Region for the Purpose of Assisting the Department in Developing a State Petition Regarding the Future Management of National Forest Inventoried Roadless Areas within the State of Arizona.** The Commission will be asked to vote to approve to approve a Challenge Cost Share Agreement with the USDA Forest Service Southwestern Region for the purpose of assisting the Department in developing a State Petition regarding the future management of National Forest Inventoried Roadless Areas within the State of Arizona.
7. **Presenter: Anthony Guiles, Legislative Liaison. State and Federal Legislation. The Commission will be briefed on the status of State and Federal legislation.** The Commission may vote to 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.
8. **Presenter: Ty Gray, Education Branch Chief. Statewide Shooting Range Briefing. The Commission will be given an update of Department activities related to shooting range support and development statewide.** The update covers activities that have occurred since the April 2006 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
9. **Presenter: Mike Senn, Assistant Director, Field Operations. The Department will give a presentation of the existing Law Enforcement Directive 1011, Pick Up and Possession of Wildlife Parts, and provide enforcement alternatives to the existing directive.** The Commission will be asked to provide the Department direction in enforcing the pick up and possession of wildlife parts currently identified in law Enforcement Directive 1011.

10. Director's and Chairman's Reports. The Director and the Chairman will report on recent Department and Commission activities. This item will be informational only and no action will be taken at this meeting. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

11. Commissioners' Reports. The Commissioners will report on their recent activities related to Game and Fish Commission duties and responsibilities. This item will be informational only and no action will be taken at this meeting. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

12. Approval of Minutes and Signing of Minutes.

13. 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.

14. Future Agenda Items.

Lunch Break (at Time Certain 12:00 p.m.)

The Afternoon Public Session begins immediately following the lunch break.

15. Presenter: Ronald L. Day, Law Enforcement Branch Chief. Petition to Revise Rule R12-4-319, To Prohibit Only Valid Tagholders From Using Aircraft to Locate Wildlife During a Hunt in Game Management Units for Which They Have a Tag. The Department will review the petition from Mr. Blackenbaker relative to revising Rule R12-4-319 such that only valid tagholders are prohibited from using aircraft to locate wildlife during a hunt in a game management unit for which they have a tag. The Commission will be asked to vote to deny the petition.

16. Presenter: Ronald L. Day, Law Enforcement Branch Chief. Hearings on License Revocations for Violation of Game and Fish Codes and Civil Assessments for the Illegal Taking and/or Possession of Wildlife at Time Certain 2:00 p.m. The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below.

| <u>Name</u> | <u>Conviction</u> |
|----------------------|--|
| Rock, Bernard J. | Count A: Attach tag belonging to another (elk). Count B: Take wildlife in excess of bag limit (2 elk) Count C: Take wildlife and allow edible portions to waste (elk). |
| Rivera, Christina P. | Count A: Allow tag to be attached by another (elk). |

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| Hibbs, Jason C. | Count A: Take wildlife during closed season (elk). Count B: Allow edible game meat to waste (elk). |
| Murphy, Richard D. | Count A: Shoot from a vehicle Count B: Take wildlife at night (rabbit). Count C: Take wildlife with artificial light (rabbit). Count D: Littering while hunting. |
| Shillingburg, Michael T. | Count A: Take during closed season (Gila Monster). Count B: Possession of restricted live wildlife (Gila Monster). |

17. Presenter: Ronald L. Day, Law Enforcement Branch Chief. Petition to have the Department return a mule deer skull seized under the authority of Law Enforcement Directive 1011, Pick Up and Possession of Wildlife Parts. The Commission will be asked to vote to deny the petition returning the mule deer skull seized from Mr. Anderson.

18. Presenter: Bob Posey, Kingman Regional Supervisor. Appeal of Denial of Guide License Application for Mr. Darin M. Collins and Thomas H. Sissom. Pursuant to the provisions of A.R.S. § 41-1092, Mr. Darin M. Collins and Thomas H. Sissom have appealed the Department's denial of their application for a Guide License. The Commission will be asked to vote to deny Mr. Darin M. Collins and Thomas H. Sissom's appeal of the Department's decision to deny their application for an Arizona guide license.

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 2222 West Greenway Road, 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).

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, 2221 W. Greenway Road, Phoenix, Arizona 85023, 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”

A handwritten signature in black ink, appearing to read "Duane L. Shroufe". The signature is fluid and cursive, with a large initial "D" and "S".

Duane L. Shroufe
Director

DLS:mh