



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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Revision #1

March 1, 2010

A public meeting of the Arizona Game and Fish Commission will be held on March 4th and 5th, 2010, and as authorized by A.R.S. § 17-201(D), the Commission will discuss and may vote to take action on the following matters:

Thursday, March 4, 2010, Arizona Game and Fish Commission at the Arizona Game and Fish Department, 5000 W. Carefree Highway, Phoenix, Arizona 85086.

Meeting begins at 10:00a.m.

1. Presenter: Marty Fabritz, Executive Staff Assistant. Commission Training Regarding Transition to New Equipment for the Electronic Storage, Transfer and Retrieval and Use of Commission Documents and Other Materials, Including a Demonstration of Software to Enhance Procedures for Awarding Special Big Game License Tags in the Future. The Department will make a presentation to the Commission and Director and will provide hands-on training in a workshop setting regarding Department efforts to transition to a paperless approach to future Commission meetings. The presentation and discussion will be for information only and the Commission will take no action.

2. 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.

Friday, March 5, 2010, Arizona Game and Fish Commission at the Arizona Game and Fish Department 5000 W. Carefree Highway, Phoenix, Arizona 85086.

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 concerning *In re*

General Stream Adjudication for the Little Colorado River and Gila River; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Honie v. Knight Transportation, Inc., et al., CV2009-050859; Anderson v. Arizona Game and Fish Department, et. al C20089051. Center for Biological Diversity v. U.S. Bureau of Land Management, et al., CV 09-8011-PCT-GMS; Corbett v. State of Arizona, et al., CV 2009-016279; Sayer Notice of Claim; Center for Biological Diversity v. Voyles, CV 09-00543-JJM.

- b. Personnel Matters.** The Commission may vote to go into Executive Session to discuss personnel matters, including the Director's Goals and Objectives pursuant to A.R.S. § 38-431.01(A)(1). The Commission may decide this matter in the public session or defer a decision to a later date.
- c. Real Property Negotiations.** The Commission may vote to meet in Executive Session pursuant to A.R.S. § 38-431.03 (A)(7) for discussions or consultations with Department staff in order to consider its position and instructs its representatives regarding negotiations for the purchase of real property associated with the Northern Arizona Shooting Range Project; and or regarding the pending closures of Alamo Lake and Roper Lake State Parks.
- d. Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session for discussion and consultation with legal counsel for legal advice and to consider the Commission's position on possible civil and/or criminal liability associated with the capture and death of a jaguar known as Macho B. No action will be taken in Executive Session.
- e. Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session for discussion and consultation with legal counsel for legal advice and to consider the Commission's position on the proposed critical habitat designation for the jaguar. No action will be taken in Executive Session.
- f. Adoption of Commission Rules of Practice.** 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 regarding the development and establishment of Commission rules of practice.

Pledge of Allegiance.

Awards and Recognition.

- 2. 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; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Honie v. Knight Transportation, Inc., et al., CV2009-050859; Hoepfner notice of claim; Anderson v. Arizona Game and Fish Department, et. al C20089051. Center for Biological Diversity v. U.S. Bureau of Land Management, et al., CV 09-8011-PCT-GMS; Corbett v. State of Arizona, et al., CV 2009-016279; Sayer Notice of Claim; Center for Biological Diversity*

v. *Voyles*, CV 09-00543-JJM. The Commission may vote to take action on items in the report.

3. **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.
4. **Presenter: Ty Gray, Assistant Director. Information, Education and Wildlife Recreation Activities Briefing.** 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 February 2010 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
5. **Presenter: Jay Cook, Shooting Range Branch Chief. Shooting Sports Activities Briefing.** 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 February 2010 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
6. **Presenter: Josh Avey, Habitat Branch Chief. Lands and Habitat Program Update.** 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 thereto. The update addresses decisions or activities since the February 2010 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

Title Change:

7. **Presenter: Richard Miller, Funds and Planning Branch Manager. Presentation to Commission on the Morrison Institute's Futuring at time certain 10:00 a.m.** The Department will update the Commission with a presentation regarding Futuring studies conducted by the Morrison Institute. The presentation is for information only as background to the upcoming strategic plan, no action will be taken by the Commission.
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8. **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 vote to approve these 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. **Presenter: Chantal O'Brien, Research Branch Chief. Request for the Commission to approve a new Memorandum of Understanding with Pima**

County to cooperate on mutually beneficial wildlife projects. The Commission will be asked to vote to approve a Memorandum of Understanding with Pima County that will allow for a mutually beneficial working relationship for the common purpose of identification, design and implementation of Transportation-related Critical Wildlife Linkages.

b. Presenter: Chantal O'Brien, Research Branch Chief. Request for the Commission to approve an Inter-governmental agreement with the City of Tucson. The Commission will be asked to vote to approve an Inter-Governmental Agreement with City of Tucson for a research study to determine important wildlife linkages along Houghton Road in Tucson, Arizona.

9. 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.

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

10. Presenter: Ron Sieg, Flagstaff Regional Supervisor. Consideration of the Unit 12A Habitat Stamp Fund Budget for Calendar Year 2010. The Commission will be asked to approve the Unit 12A Habitat Stamp Fund Budget for Calendar Year 2010 for spending funds generated under the Cooperative Agreement between the Kaibab National Forest and the Department. The Commission may vote to take action on, or provide the Department direction on, this item.

11. Presenter: Ron Sieg, Flagstaff Regional Supervisor. Informational update on discussions on the House Rock Bison Herd. The Commission will be provided an informational update regarding ongoing discussions between the Department, Grand Canyon National Park, the Kaibab National Forest and Northern Arizona University concerning the House Rock bison herd. The presentation is for information only; no action will be taken by the Commission.

12. Presenter: Gene F. Elms, 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>Docket #</u>	<u>Count</u>	<u>Conviction</u>
Leonard L. Sniff, II	2010-0001	Count A:	Take Wildlife w/o Valid License (Trap)
Henry R. Borrás	2010-0012	Count A: Count B:	Take Two Deer w/o Valid License Possess/Transport Unlawful Taken Deer

		Count C:	Take Two Deer Closed Season
Carlos B. Villalobos	2010-0013	Count A:	Take Two Deer w/o Valid License
		Count B:	Possess/Transport Unlawful Taken Deer
		Count C:	Take Two Deer Closed Season
Joaquin R. Lopez	2010-0014	Count A:	Take Two Deer w/o Valid License
		Count B:	Possess/Transport Unlawful Taken Deer
		Count C:	Take Two Deer Closed Season
Josue V. Lopez	2010-0015	Count A:	Take Two Deer w/o Valid License
		Count B:	Possess/Transport Unlawful Taken Deer
		Count C:	Take Two Deer Closed Season
Seth Anderson Wilson	2010-0016	Count A:	Discharge Firearm Within ¼ Mile of Residence
		Count C:	Possess Unlawfully Taken Wildlife (Deer)
Anthony Passmore Ybarra	2010-0017	Count A:	Hunt From Vehicle
		Count B:	Take Wildlife Closed Area
		Count C:	Discharge Firearm Within ¼ Mile of Residence
Jared H. Tackett	2010-0018	Count A:	Take Wildlife During Closed Season
John K. Parks	2010-0019	Cit#222920 Count B:	Take Wildlife During Closed Season
Simon Acosta	2010-0020	Count A:	Take Mule Deer Doe Closed Season

13. Presenter: Gary R. Hovatter, Deputy Director, F.O.D./I.E.D. 2009/2010 Director's Goals and Objectives. The Commission will be provided the status of 2009 Director's Goals and Objectives and how these goals transition into the 2010 Goals and Objectives, including the possibility of adding new Goals and Objectives for 2010. The Commission may vote to take action on, or provide the Department direction on, items covered in this update.

14. Presenter: Gary R. Hovatter, Deputy Director, F.O.D./I.E.D. 2010 On-the-Road Commission Events. The Department will provide the Commission with a presentation on alternative approaches and venue options to conduct two on-the-road Commission

events in 2010. The Commission may vote to take action or provide the Department direction on this item.

15. Presenter: Mark Weise, Development Branch Chief. Landowner-Lessee/Sportsman Relations Committee Appointment. The Department's Landowner Relations Program has received nominations for three individuals to fill the two vacant sportsman's representative spots on the Landowner-Lessee/Sportsman Relations Committee. Mr. Steven Carmickle, Mr. George Reiners, and Mr. Frank Hayes are all avid sportsmen and very interested in access issues. The Commission may vote to take action on, or provide the Department direction on this item.

16. Presenter: Mark Weise, Development Branch Chief. Butterfly Access Issue Update. The Department will update the Commission by outlining the issues related to butterfly corners located within checkerboard sections of private and State Trust lands. The Commission may vote to take action on or provide the Department direction on this item. The presentation is for information only; no action will be taken by the Commission.

17. 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.

18. 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 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.

19. 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 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.

20. Future Agenda Items and Action Items.

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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.

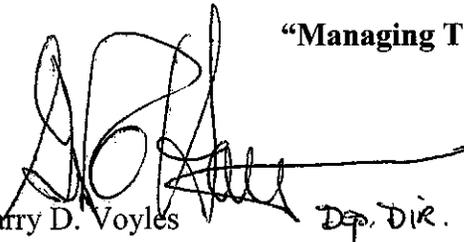
The Commission may go into Executive Session for the purpose of obtaining legal advice from the Commission Attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A) (3) & (4).

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”


for Larry D. Voyles
Director Dep. Dir.