



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

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DIRECTOR
LARRY D. VOYLES

DEPUTY DIRECTOR
TY E. GRAY



PUBLIC MEETING NOTICE AND AGENDA REVISION #1

March 4, 2015

A public meeting of the Arizona Game and Fish Commission will be held on **March 6, 2015** at the **Graham County General Services Building Assembly Room, 921 Thatcher Blvd., Safford, Arizona 85546**, 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. Members of the public may also view the meeting from any one of the Department's six Regional Offices and Headquarters 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, March 6, 2015 - Meeting begins at 8:00 A.M.

Pledge of Allegiance

- 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. Approval of New Commission Policy A2.3, Law Enforcement Access. Presenter: Jim Hinkle, Field Operations Division Assistant Director.** The Department will ask the Commission to approve a new Commission policy A2.3, Law Enforcement Access.
 - b. Repeal Commission Policy A2.15, Procedures for Implementation of the Water Conservation and Recreation Development Fund and All Water-Oriented Developments. Presenter: Al Eiden, Landowner Relations Program Manager.** The Department will ask the Commission to approve the Department's recommendation to repeal Commission policy A2.15, Procedures for Implementation of the Water Conservation and Recreation Development Fund and All Water-Oriented Developments.

- c. **Approval of Revised Commission Policy A2.28, Protocol for Closing Wildcat Roads on State Trust Grazing Land. Presenter: Al Eiden, Landowner Relations Program Manager.** The Department will ask the Commission vote to approve revised Commission policy A2.28, Protocol for Closing Wildcat Roads on State Trust Grazing Land.
 - d. **Approval of a License Agreement with Navopache Electric Cooperative for Providing Electrical Service at White Mountain Grasslands Wildlife Area. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission will be asked to approve renewal of a License Agreement with Navopache Electric Cooperative for providing electrical service at 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. **Customer Portal Project. Presenter: Doug Cummings, Branch Chief, Information Systems.** The Department will present an update on the development of the Customer Portal (website with Customer Login capabilities with improved customer access to information, products and services) along with next steps. The presentation will include updates on the development of the Customer Portal Website, the development of bundled/subscription services, planning for future releases of the Portal, and discussion of potential paperless sales.
 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 will take no action.
 6. **Approval of the Article 8 Wildlife Areas and Department Property Five-year Rule Review Report, for Submission to the Governor's Regulatory Review Council (G.R.R.C.). Presenter: Pat Barber, FOR4 Region Supervisor.** The Department will ask the Commission to approve the Five-year Rule Review Report for Article 8 regarding wildlife areas and Department property, for submission to G.R.R.C.
 7. **A Briefing on Public Comment Received on Hunt Guidelines. Presenter: Amber Munig, Big Game Management Supervisor.** The Commission will be briefed on the comment received thus far on the existing hunt guidelines and on the timeline that will be followed in review and approval for the remainder of this guideline cycle. The Commission may provide direction to the Department.
 8. **Community Fishing Program Vision. Presenter: Chris Cantrell, Fisheries Branch Chief.** The Commission will be presented the Department's vision document for the Community Fishing Program. The Commission will take no action.

Agenda Items #9 through #11 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.

9. **Approval of Community Fishing Program Intergovernmental Agreements, Designation of new Community Fishing Waters, and Commission Order 40 Amendments on a new Community Fishing Waters. Presenter: Chris Cantrell, Fisheries Branch Chief.** The Commission will be asked to approve the renewal of Intergovernmental Agreements between the Department and the cities of Casa Grande, Glendale, Youngtown, and Maricopa to continue the Community Fishing Program for the next four fiscal years in those cities. The Commission will also be asked to designate, and amend Commission Order 40 on new Community Fishing Waters in Casa Grande and Youngtown.
10. **Approval of Revised Commission Policy A2.22, Consideration of Economic Impact. Presenter: Sherry Crouch, Funds Planning Branch Chief.** The Department will ask the Commission to approve revised Commission policy A2.22, Consideration of Economic Impact.
11. **License Agreement with Up the Creek Grill. Presenter: Joyce Francis, Habitat Branch Chief.** The Commission may approve entering into a license agreement with Up the Creek Grill, pending transfer to Up the Creek Grill of a portion of the Page Springs Hatchery property, Yavapai County, Arizona.

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

TIME CERTAIN AT 2:00 PM

12. **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
Charles B. Fooe	2015-0014	Count A:	Obtain 2013 resident hunting license by fraud
		Count B:	Apply for 2013 resident deer tag by fraud
Charles B. Fooe	2015-0015		Citation A08491
		Count A:	Obtain 2007 resident hunting license by fraud
		Count B:	Take wildlife without a valid tag (Bull Elk)
Harold Bliss	2015-0021	Count D:	Facilitation to commit unlawful taking of wildlife
		Count A:	Obtain 2013 resident hunting license by fraud (on behalf of Santoro)
Scott M. Brainard	2015-0022	Count A:	Obtain 2013 combination license by fraud
Daniel K. Kollinger	2015-0023	Count A:	Take wildlife without a valid tag (Turkey)
Idelfonso A.J. Jimenez	2015-0024	Count A:	Take wildlife during a closed season (Deer)
Chad T. Nardi	2015-0026	Count A:	Possess/sell/offer for sale restricted live wildlife (Gila Monsters)
Tu Van Le	2015-0027	Count A:	Possession of wildlife in excess of the possession limit (Catfish)
		Count B:	Possess/Transport unlawfully taken wildlife (Catfish)

NEW

- 12A. **Request to Commission to permit Department to contract with Arizona Office of Administration Hearings (OAH) to conduct a hearing for the Commission. Presenter: Linda Pollock, Assistant Attorney General.** The Commission may elect to have the

Arizona OAH conduct the administrative hearing involving the denial of an application by Dona Mae Dougherty, dba Donamae Cattery for a Private Game Farm License

13. Executive Session (The Commission will not vote to take any action during 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 for legal advice in order to consider its position and to instruct legal counsel regarding the Commission's position concerning *Holden and Gynn 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.
- 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 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. 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.

14. Litigation Report. The Department's legal counsel may report on the status of the litigation matters: *Holden and Gynn 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.

15. Approval of Minutes and Signing of Minutes. The Commission may approve the Commission meeting minutes from February 6-7, 2015.

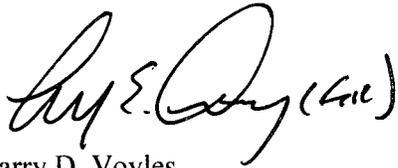
16. Director and Commissioner Comments. The Director and the Commissioners may provide brief comment on current events and issues. This item is for information only. Items requiring discussion, deliberation or legal action must be placed on a future Commission meeting agenda.

17. Future Agenda Items and Action Items.

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Saturday, March 7, 2015

Field Trip: From 8:00 a.m. to 12:30 p.m. the Commission and Department staff will carpool to the Bonita Grasslands Restoration Project where the Commission will be provided with briefings and discussions led by Brent Haas (landowner), Glen Dickens and John Millican (the Arizona Antelope Foundation – AAF), and Region V staff on collaborative efforts and future plans. No legal action will be taken by the Commission during the field trip.



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”