



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

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**GOVERNOR**  
JANET NAPOLITANO  
**COMMISSIONERS**  
CHAIRMAN, MICHAEL M. GOLIGHTLY, FLAGSTAFF  
WILLIAM H. MCLEAN, GOLD CANYON  
BOB HERNBRODE, TUCSON  
JENNIFER L. MARTIN, PHOENIX  
ROBERT R. WOODHOUSE, ROLL  
**DIRECTOR**  
DUANE L. SHROUFE  
**DEPUTY DIRECTOR**  
STEVE K. FERRELL



**December 3, 2007**

**REVISION # 1**

A public meeting of the Arizona Game and Fish Commission will be held on December 7-8, 2007, 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, December 7, 2007, Arizona Game and Fish Commission at the Holiday Inn Casa Grande, 777 N. Pinal Ave Casa Grande, Arizona 85222.**

**Meeting begins at 10:00 a.m.**

**Awards and Commissioning of Officers.**

**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; State of Arizona v. George H. Johnson, CV2005-002692; Wilderness Watch vs.U.S.Fish and Wildlife Service CV-07-1185; Pruett v. Shroufe, 2:07-cv-01744-NVW.*
- 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.
- c. Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session in accordance with A.R.S. § 38-431.03(A)(7) to discuss and consult with its representatives concerning negotiations with the United States Forest Service for a land exchange to acquire a site for a shooting range facility in Northern Arizona.
- d. Legal Counsel.** The Commission may vote to meet in executive session in accordance with A.R.S. 38-431.03(A) (1) and (A) (3) for the purpose of receiving legal advice from counsel regarding the process for hiring a new agency director and discussing the terms of Director Shroufe's current contract.

1. **Presenter: Ron Sieg, Flagstaff Regional Supervisor. Options for improving buffalo hunt success for the House Rock herd and options for relief for Hunt 7020 tag holders.** The Commission will be presented with options to improve hunt success for the House Rock buffalo hunts for 2008 and 2009 and address the relief request from Hunt 7020 tag holders.
2. **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. The Commission will also review its position on designation of Commission members to represent the Commission at the Legislature on emergency issues and issues on which the Commission has taken an official position. The Commission may vote to take action on this issue.
3. **Presenter: Jay Cook, Education Branch Chief, Information and Education Division. 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 October 2007 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
4. **Presenter: Ty Gray, Assistant Director, Information and Education Division. Information and Education Activities Briefing.** The Commission will be given an update of Department activities and events related to Information and Education Programs. The update covers activities and events that have occurred since the October 2007 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
5. **Presenter: Josh Avey, 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 thereto. The update addresses decisions or activities since the October 2007 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. Request for Commission Approval of the Sale of the Deer Valley North Complex, Game and Fish Department Headquarters in Maricopa County, Arizona.** The Commission will be asked to vote to approve the sale of the Deer Valley North Complex, Game and Fish Headquarters in Maricopa County, Arizona.
7. **Presenter: Josh Avey, Habitat Branch Chief. Request for Commission Approval for the Department to Acquire the Alma Richardson Property in Maricopa County, Arizona.** The Commission will be asked to vote to approve the acquisition of the Alma Richardson Property in Maricopa County, Arizona.
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. **Rod Lucas, Mesa Regional Supervisor. Intergovernmental Agreement between the Arizona Game and Fish Commission and the Town of Buckeye regarding hunting within town limits.** The Commission will be asked to vote to approve an Intergovernmental Agreement with the Town of Buckeye to allow the discharge of firearms by licensed hunters pursuing wildlife during an open season to the extent and areas where such activities are deemed safe and practical within the Town of Buckeye. This agreement will allow for identified hunting areas to be modified in order to include future annexations, and will allow for the closure of areas no longer deemed appropriate for hunting.
  - b. **Presenter: Rod Lucas, Mesa Regional Supervisor. Intergovernmental Agreement between the Arizona Game and Fish Commission and the City of Star Valley regarding hunting within City limits.** The Commission will be asked to vote to approve an Intergovernmental Agreement with the City of Star Valley to allow the discharge of firearms by licensed hunters pursuing wildlife during an open hunting season to the extent and location where such activities are deemed practical within the City of Star Valley. This agreement will also allow for the closure of areas deemed unsafe for hunting.
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.

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**MOVED TO 10AM**

## **10. 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; State of Arizona v. George H. Johnson, CV2005-002692; Wilderness Watch vs. U.S. Fish and Wildlife Service CV-07-1185; Pruett v. Shroufe, 2:07-cv-01744-NVW.*
- 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.
- c. **Litigation and Legal Counsel.** The Commission may vote to meet in Executive Session in accordance with A.R.S. § 38-431.03(A)(7) to discuss and consult with its representatives concerning negotiations with the United States Forest Service for a land exchange to acquire a site for a shooting range facility in Northern Arizona.

**11. 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; State of Arizona v. George H. Johnson*, CV2005-002692; *Wilderness Watch vs. U.S. Fish and Wildlife Service CV-07-1185*. The Commission may vote to take action on any case.

**12. Presenter: Pat Barber, 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>
Velez, Teodulo A.	Count A: Take big game in wrong unit (elk).
Jimenez, Cesario D. (elk).	Count A: Possess/transport unlawfully taken big game
Gutierrez, Ramon M. (elk).	Count A: Possess/transport unlawfully taken big game
Alvarez, Luis M. (elk).	Count A: Possess/transport unlawfully taken big game
Gutierrez-Cisneros, Claudio (elk).	Count A: Possess/transport unlawfully taken big game
Torres, Ruben (elk).	Count A: Possess/transport unlawfully taken big game
Kongoudom, Foy	Count A: Exceed bag limit (5 catfish). Count B: Possess wildlife unlawfully taken (catfish).
Kongoudom, Tat	Count A: Possess wildlife unlawfully taken (catfish). Count B: Exceed bag limit (8 catfish).
Souriphong, Khamsing	Count A: Possess wildlife unlawfully taken (catfish). Count B: Exceed bag limit catfish (2 catfish).
Pornmany, James S.	Count A: Possess wildlife unlawfully taken (catfish). Count B: Exceed bag limit (8 catfish).

**13. Presenter: Samuel P. Barber, Law Enforcement Branch Chief. Rehearing Request Regarding Previous License Revocation/Civil Assessment.** Mr. Terry L. Deitz has requested that the Arizona Game and Fish Commission grant a rehearing regarding the action taken on September 7, 2007, revoking his licenses to hunt, fish, and trap for a period of five (5) years and further requiring that he complete a Hunter Education course before obtaining any license in the State of Arizona. The Commission may vote to affirm, modify its decision, or grant a rehearing.

Meeting begins at 8:00 a.m.

**Awards and Commissioning of Officers.**

- 1. Presenter: Ty Gray, Assistant Director, Information and Education Division. Ben Avery Shooting Facility Master Plan.** The Commission will be presented with the Draft Final Ben Avery Shooting Facility Master Plan. The Master Plan will guide the future development of the Ben Avery Shooting Range Facility. The Commission may vote to take action on, or provide the Department direction on, items covered in the Master Plan.

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**ADDITIONAL ITEM**

- 1A. Presenter: Harry Seck, Assistant Director, Special Services. Hunt Permit-tag Application Schedule for Winter 2008 Hunts.** The Department will provide the Commission with a presentation related to the proposed hunt-permit tag application schedule for winter 2008 antelope and elk hunts. The Commission will be asked to vote to approve the application schedule.

- 2. Presenter: Leonard L. Ordway, Game Branch Chief. Consideration of Proposed Commission Orders 3, 4, and 26 for 2008 Hunting Season.** The Commission will consider and may vote to approve commission Orders 3 (pronghorn antelope), 4 (elk), and 26 (population management) establishing seasons and season dates, bag and possession limits, permit numbers or authorized limits, and open areas for the respective 2008 fall hunting season. A detailed description of all proposals is available for public review at all Department offices.
- 3. 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.

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**MOVED TO 10AM ON FRIDAY**

**4. Executive Session**

- a. Legal Counsel.** The Commission may vote to meet in executive session in accordance with A.R.S. 38-431.03(A) (1) and (A) (3) for the purpose of receiving legal advice from counsel regarding the process for hiring a new agency director and discussing the terms of Director Shroufe's current contract.

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- 5. Presenter: Shelley Cutts, Assistant Attorney General. Hiring a New Director for the Arizona Game and Fish Department.** This item is placed on the agenda to allow the Commission to discuss the process of hiring a new director and the terms of Director Shroufe's current contract. The Commission may vote to take action or provide further direction to the Department regarding this matter.

6. **Presenter: Duane Shroufe, Director. Selection of Commissioners to Represent Commission Interests in Legislative Matters During 2008 Legislative Session.** The Commission will vote to select two Commissioners to represent the Commission during the 2008 legislative session in emergency legislative matters that do not afford the time for deliberations by the entire body.
7. **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.
8. **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.
9. **Approval of Minutes and Signing of Minutes.** The Commission will be asked to approve the minutes from October 19-20, 2007 and November 2, 2007, and if approved, the signing of the minutes from October 19-20, 2007 and November 2, 2007.

#### 10. Future Agenda 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, Arizona 85086, 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”**

A handwritten signature in black ink that reads "Duane L. Shroufe". The signature is written in a cursive style with a large, stylized 'D' and 'S'.

Duane L. Shroufe  
Director