



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

2221 West Greenway Road, Phoenix, AZ 85023-4399
(602) 942-3000 • azgfd.gov

Governor

Janet Napolitano

Commissioners

Chairman, W. Hays Gilstrap, Phoenix

Joe Melton, Yuma

Michael M. Golightly, Flagstaff

William H. McLean, Gold Canyon

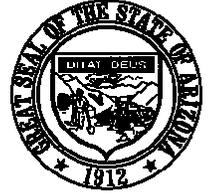
Susan E. Chilton, Arivaca

Director

Duane L. Shroufe

Deputy Director

Steve K. Ferrell



REVISION #1

March 7, 2005

A public meeting of the Arizona Game and Fish Commission will be held on March 11-12, 2005, 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, March 11, 2005, Arizona Game and Fish Commission at the Holiday Inn Palo Verde, 4550 S. Palo Verde Rd., Tucson, Arizona 85714.

Meeting begins at 8:00 a.m.

- 1. Presenter: Bob Broscheid, Habitat Branch Chief. An Update on Current Issues, Planning Efforts, and Proposed Projects on State and Federal 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 state and federal lands in Arizona and other matters related hereto. The update addresses decisions or activities since the February 2005 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
- 2. Presenter: Bob Broscheid, Habitat Branch Chief. Briefing by Pima County on the Status of the Sonoran Desert Conservation Plan.** Representatives of Pima County will provide the Commission with a briefing on the implementation status of the Sonoran Desert Conservation Plan, including their 2004 Open Space Acquisition Program. The Commission may vote to take action on, or provide the Department with direction, on items covered by the briefing.
- 3. 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: Bob Broscheid, Habitat Branch Chief. Request for Commission Approval of a Collection Agreement with Pima County Parks and Recreation To Establish a Three-year Cooperative Planning Position with Pima County Natural Resources, Parks and Recreation Department.** The Commission will be asked to vote to approve a Collection Agreement with Pima County Parks and Recreation to establish a three-year Cooperative Planning Position with Pima County Natural Resources, Parks and Recreation Department.
 - b. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for Commission Approval of a Cooperative Agreement Regarding Collaborative Planning and Cooperative Actions for the Cienega Corridor in Southeastern Arizona, Pima County.** The Commission will be asked to vote to approve a Cooperative Agreement regarding collaborative planning and cooperative actions for the Cienega Corridor in Southeastern Arizona, Pima County.
 - c. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for the Commission to Approve an Agreement with Navopache Electric Cooperative for a Power Line Easement to Provide Electrical Services to the Commission's Grasslands Wildlife Area, Apache County, Arizona.** The Commission will be asked to vote to approve an Agreement with Navopache Electric Cooperative for a Power Line Easement to provide electrical services to the Commission's Grasslands Wildlife Area, Apache County, Arizona.
4. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for Commission Direction Regarding Grazing Renewal Options for the Grasslands Wildlife Area.** The Commission will be asked to provide direction regarding future grazing renewal options for the Grasslands Wildlife Area in Apache County. The Commission may vote to take action on or provide the Department direction on this item.
 5. **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.
 6. **Presenter: Josh Avey, Landowner Relations Program Manager. Landowner-Lessee/Sportsman Relations Committee Appointment.** The Department's Landowner Relations Program is recommending a new member to serve a 3-year term on the Landowner-Lessee/Sportsman Relations Committee. Mr. David Hoyle is president of the Chandler Rod and Gun Club and is dedicated to preserving and enhancing public access opportunities. Members of the Landowner-Lessee/Sportsman Relations Committee have approved Mr. Hoyle's nomination.
 7. **Presenter: Josh Avey, Landowner Relations Program Manager. Pringle Petition to Close a Road on State Trust Land Approximately Twenty-Five Miles South of Winslow Arizona.** The Department will be asking the Commission to vote to approve a petition submitted by James and Patricia Pringle to renew a road closure on State Trust Land located approximately three miles north of Benson, Arizona.

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8. Presenter: Kevin Bergersen, LE Program Manager. Request for the Commission Approval of the Program Narrative for U.S. Coast Guard Boating Safety Funds (Federal FY 2005 / State FY 2006). The Commission will be asked to vote to approve the Department's U.S. Coast Guard funding pursuant to the Federal Boating Safety Act of 1971. Funds will be used in the State FY 2006 to supplement the Department's watercraft efforts in areas of law enforcement, administration, information, education, aids to navigation and watercraft registration.

9. Presenter: Don Winslow, 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 February 2005 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

10. Presenter: Jim Odenkirk, Assistant Attorney General. A Presentation on the Commission's Authority to Revoke and Suspend Special Licenses. The Department's Assistant Attorney General will provide the Commission with a presentation on the Commission's authority to revoke and suspend special licenses. Included in this presentation will be a discussion on outfitters and guides. The Commission may vote to take action on, or provide the Department with direction on, this item.

11. 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 (at Time Certain 12:00 p.m.)

12. Executive Session (Immediately Following the Lunch Break, But No Later Than 1:00 p.m.)

- a. 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 on *Montoya v. Manning*, CIV98-0239 PHX RCB; In *Re General Stream Adjudication for the Little Colorado River and Gila River*; *Mark Boge v. Arizona Game & Fish Commission & Shroufe*, CIV2000-020754; *Ameduri and Yee et. al. v. U.S. Forest Service et al.*, U.S. District Court No. CIV 02 2495 PCT FJM; *Bar D Cattle Co. v. Shroufe*, CIV2002-0872; *Phelps Dodge Corp. v. Arizona Dept. of Water Resources*,

LC2003-000243-001DT; Arizona Zoological Society, et. al. v. BLM, IBLA appeal no. 2002-412; Audubon Society of Portland v. USFWS, CV04-670-KI; and State of Arizona v. George H. Johnson, CV2005-002692.

- b. Personnel Matters.** The Commission may vote to go into Executive Session pursuant to A.R.S. § 38-431.03(A)(1) to discuss and evaluate the Director's performance as to his goals and objectives. The Commission may decide this matter in the public meeting or defer a decision to a later date.

The Afternoon Public Session begins immediately following the Executive Session, but no later than 2:00 p.m.

***CHANGE (Presenter only)**

- 13. Presenter: Mike Godwin, Acting 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>
Jamgochian, Ohannes	Count A: Hunt within posted closed area (dove).
Kuyumjian, Vicken	Count A: Exceed bag limit (1 dove). Count B: Hunt within posted closed area (dove).
Gee, Lawrence Y.	Count A: Exceed bag limit (two antlerless elk). Continued from the December 10, 2004, Commission meeting.
Kalabus, Christopher N.	Count A: Fail to tag big game (antlerless elk). Continued from the December 10, 2004, Commission meeting.
Goodman, Gregory E.	Count A: Possess/transport big game without a tag (antlerless elk). Continued from the December 10, 2004, Commission meeting.
Hughes, Russell E.	Count A: Allow big game tag to be attached to an animal that you did not kill (elk). Continued from the December 10, 2005, Commission meeting.

14. Litigation Report. The Department's legal counsel may report on the status of the following litigation matters: *Montoya v. Manning*, CIV98-0239 PHX RCB; *In Re General Stream Adjudication for the Little Colorado River and Gila River*; *Mark Boge v. Arizona Game & Fish Commission & Shroufe*, CIV2000-020754; *Ameduri and Yee et. al. v. U.S. Forest Service et al.*, U.S. District Court No. CIV 02 2495 PCT FJM; *Bar D Cattle Co. v. Shroufe*, CIV2002-0872; *Phelps Dodge Corp. v. Arizona Dept. of Water Resources*, LC2003-000243-001DT; *Arizona Zoological Society, et. al. v. BLM, IBLA appeal no. 2002-412*; *Audubon Society of Portland v. USFWS*, CV04-670-KI; *State of Arizona v. George H. Johnson*, CV2005-002692; and issues associated with potential litigation over the status of black-tailed prairie dogs and mountain plovers, and Mexican garter snake. A written report will also be available. The Commission may vote to take action on any case.

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15. Presenter: Jeff A. Sorensen, Game & Fish Planner, Funds/Planning. Comprehensive Wildlife Conservation Strategy - Progress Update. The Department will provide an initial draft of Arizona's "Comprehensive Wildlife Conservation Strategy" for the Commission's first read. The Commission may vote to take action on, or provide the Department with direction on this item.

***ADD**

15. Presenter: Duane L. Shroufe, Director. Online Big Game Application Process. The Department will provide the Commission with an update on the online big game application process as it relates to charging customers upfront for permit/tag fees at the time of application. The Commission will be asked to vote to provide the Department with additional direction related to this matter.

16. 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.

17. Presenter: Duane Shroufe, Director. Director's Goals and Objectives – 2005. The Commission will discuss and may vote to approve a list of goals and objectives for the Director to achieve during 2005.

- 18. Director's and Chairman's Reports.** The Director and the Chairman will report on recent Department and Commission activities. An update on the Director's current goals and objectives may be provided during the briefing. 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 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.
- 20. Approval of Minutes** for August 13 and 14, 2004; September 17, 2004; September 22, 2004; October 29, 2004; December 10 and 11, 2004; and January 4, 2005; January 21, 2005; and February 3 and 11, 2005.

Saturday, March 12, 2005, Arizona Game and Fish Commission at the Holiday Inn Palo Verde, 4550 S. Palo Verde Rd., Tucson, Arizona 85714.

Meeting begins at 8:00 a.m.

Awards and Commissioning of Officers.

- 1. Presenter: Brian Wakeling, Big Game Supervisor. Hearing on Proposed Amendment to Commission Order 29 for Special Big Game License-Tag Season for Elk for 2005-2006.** The Department will request that the Commission vote to approve an amendment to Commission Order 29: Special Hunts, establishing season dates and open areas for elk in accordance with A.R.S. 17-346. The Commission may vote to take action on, or to provide the Department with direction on this item.
- 2. Presenter: Brian Wakeling, Big Game Supervisor. Briefing on Public Process Regarding Deer Hunt Management in Units 12AW, 12AE, and 12B.** The Department will provide a briefing to the Commission on progress regarding the development of deer hunt recommendations in Units 12AW, 12AE, and 12B and coordination with the Arizona Deer Association. The Commission may vote to take action on, or to provide the Department with direction on, this item.
- 3. Presenter: Ron Sieg, Region II Supervisor. Briefing on Management of the House Rock Bison Herd and Options for Addressing Issues Raised by Grand Canyon National Park.** The Department will provide a briefing to the Commission regarding progress on prior Commission direction regarding management of the House Rock bison herd. The Commission may vote to take action on, or to provide the Department with direction on, this item.

4. **Presenter: Lawrence M. Riley, Fisheries Chief. Petition to Revise Rule R12-4-313, Allowing For the Use of Bow and Arrow or Crossbow as a Legal Method of Take for Channel Catfish.** The Commission will be asked to vote to deny the petition but direct the Department to consider addition of catfish to the list of species that may be taken by bow and arrow or crossbow during the next review of Article 3.
 5. **Presenter: Sherry Crouch, Acting Rules & Risk Manager. Request to Approve a Notice of Proposed Rulemaking to Amend Commission Rules R12-4-101 and R12-4-107, and to Make New Rule R12-4-124 to Create a “Conservation Bonus Point.”** The Commission may vote to approve a Notice of Proposed Rulemaking to be submitted to the Secretary of State to amend Commission rules R12-4-101 and R12-4-107, and to make new rule R12-4-124 to create a “conservation bonus point.”
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6. **Gerry Perry, Supervisor, Region V. Request for the Commission to Consider Authorizing Fort Huachuca to Take Deer, if Necessary, From a Newly Fenced Area Surrounding Libby Army Airfield.** The Commission will be asked to consider authorizing the Fort to take deer, if necessary, from the newly enclosed airfield for the purpose of safe flight operations. The removal operations would be coordinated with the Department’s Region V personnel.
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7. **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.

8. Future Agenda Items.

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.

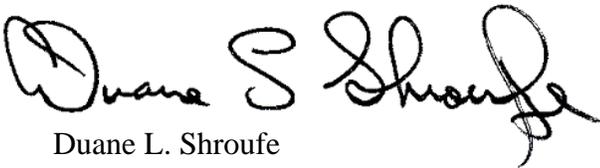
During the public meeting, the Commission may afford any person, his duly authorized representative, or both, the opportunity to present statements relating to agenda items, with or without the opportunity to present them orally.

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:dy