



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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DEPUTY DIRECTOR
STEVE K. FERRELL



Revision #1

May 14, 2007

A public meeting of the Arizona Game and Fish Commission will be held on May 18, 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, May 18, 2007, Arizona Game and Fish Commission at the Prescott Resort and Conference Center, 1500 Highway 69 Prescott, Arizona 86301.

Meeting begins at 8:00 a.m.

Awards and Commissioning of Officers.

- 1. 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.
- 2. 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 hereto. The update addresses decisions or activities since the April 2007 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

ADDITIONAL ITEM

2A. Presenter: Dustin McKissen, Rules and Risk Manager. Request to Approve a Notice of Docket Opening and a Notice of Proposed Rulemaking to Amend Article 5 Rules, Dealing with Boating and Water Sports, as Stated in the 2005 Five-Year Review Approved by GRRC. The Commission will be asked to vote to approve a Notice of Docket Opening and a Notice of Proposed Rulemaking to amend Article 5 rules, dealing with boating and water sports, principally as stated in the 2005 Five-Year Rules Review report approved by GRRC. The notice will be submitted to the Secretary of State's Office for publication in the *Arizona Administrative Register*.

- 3. Presenter: Dana Yost, Assistant Director. 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 April 2007 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

4. **Presenter: Dana Yost, 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 occurred during April 2007. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
5. **Presenter: Dana Yost, Assistant Director. Information and Education Division. Petition by Mr. James Schoppmann Under R12-4-601 for Commission Review of the Hunter Education Course Age Requirements.** Petition by Mr. James Schoppmann Under R12-4-601 for Commission review of the hunter education course age requirements that mandate that Arizona's youth hunters must be ten years old prior to class completion to graduate from a hunter education course and to be eligible to legally hunt big game.
6. **Presenter: Chantal O'Brien, Research Branch Chief. Request for Commission Approval of Federal Assistance Research Project.** The Commission will be asked to vote to approve a new research project funded through the existing Research Branch allocation of Federal Assistance.

ADDITIONAL ITEM

- 6A. **Presenter: Chantal O'Brien, Research Branch Chief. Commission Support Letter to the University of Arizona Regarding Replacement of Dr. Paul Krausman.** The Commission will be asked to vote to approve moving forward with a Commission letter to the University of Arizona supporting replacement of Dr. Paul R. Krausman as Professor of Wildlife and Fisheries Science.

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7. **Presenter: Mark Weise, Development Branch Chief. Commission Briefing on Status of New Headquarters Facility.** The Department will be providing the Commission with a current status of the Department's new headquarters facility. This item is for Commission information only.
 8. **Presenter: Eric Gardner, Nongame Branch Chief. Request for Commission Approval on Department Recommendations to Modify the Commission Guidelines for Reintroduction of Federally Listed Aquatic Wildlife.** The Commission will be asked to vote to approve the Department's recommendations on modifications to the 1997 Guidelines for Reintroduction of Federally Listed Aquatic Wildlife.
 9. **Presenter: Bob Posey, Kingman Regional Supervisor. Request for the Commission to Approve an Agreement that will accept the donation to the Commission and deliver to the Department Nanci Harlin's original painting, *Wild Born*, to encourage a continued commitment to community development in Seligman and Aubrey Valley with black-footed ferret reintroduction efforts.** The Commission will be asked to approve an Agreement that will accept the donation to the Commission and deliver to the Department Nanci Harlin's original painting, *Wild Born*, to encourage a continued commitment to

community development in Seligman and Aubrey Valley with black-footed ferret reintroduction efforts.

10. Presenter: Mike Senn, Assistant Director, Field Operations Division. Request for the Commission to Approve an Intergovernmental Agreement with the Arizona State Forester for the Purpose of Cooperative Forest and Wildland Fire Protection within the State of Arizona. The Commission will be asked to vote to approve an Intergovernmental Agreement with the Arizona State Forester for the purpose of cooperative forest and wildland fire protection within the State of Arizona.

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 (Begins at 12:00 p.m.)

The Afternoon Executive Session begins immediately following the lunch break.

12. 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; *Charles M. Johnson v. Arizona Game and Fish Dep't, et al LC2006-000775-001*.
- 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. Negotiations for the Purchase of a Public Access and Open Space Easement.** 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 for an option purchase agreement with Babbitt Ranches to acquire a public access and open space easement on Espee Ranch.
- d. Sale or exchange of real property.** The Commission may go into Executive Session in accordance with A.R.S. § 38-431.03(A)(7) to discuss and direct Department representatives concerning the identification of Commission-owned lands to offer to the Forest Service through exchange or sale as part of the acquisition of the Northern Arizona Shooting Range.

ADDITIONAL ITEM

- e. **Extension of Contract with Automated License Systems (ALS).** The Commission may vote to meet in executive session in accordance with A.R.S. Section 38-431.03(A)(3) and (A)(4) for the purposes of discussing and consulting with legal counsel regarding the extension of ALS's contract to provide on-line license sales and big game permit-tag draw services to the Department, including a letter the Department received from ALS on May 1, 2007 discussing proposed terms of that extension.
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13. 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>
North, Justin B.	Count A: Take wildlife during wrong season (mule deer doe during a buck season). Count B: Possess/transport unlawfully taken wildlife (mule deer doe).
Whitlock, John L.	Count A: Possess/transport unlawfully taken wildlife (mule deer doe).
Clark, C. Paul	Count C: Take wildlife with an unlawful device – rifle instead of bow (mule deer buck).
Spires, Phillip B.	Count A: Take wildlife without a tag (White-tailed deer buck). Count B: Possess/transport unlawfully taken wildlife (White-tailed deer buck).
Spires, Chester A.	Count A: Attach tag to wildlife killed by another (White-tailed deer buck). Count B: Possess/transport unlawfully taken big game (White-tailed deer buck).
Wilkins, Russell G.	Count A: Take turkey (decoy) without a permit.
Blanco, Chris C.	Count A: Take turkey (decoy) without a permit.
Yazzie, Marlon G.	Failure to comply with terms of a citation for the wildlife violation of: Fish without a license by a person 14 years and older as per the terms of the Wildlife Violator Compact.

14. Presenter: Pat Barber, Law Enforcement Branch Chief. Request for Commission Approval of the Watercraft Safety Competitive Grant Prioritization Process. The

Commission will be asked to vote to approve the Department's grant prioritization process for both the Operating Under the Influence (OUI) Enforcement Grant Program and the Boating Safety Grant Program.

- 15. Presenter: Josh Avey, Habitat Branch Chief. An Update on Bureau of Land Management (BLM) Planning for the Ironwood Forest National Monument and Proposed Recreational Shooting Ban.** The Commission will be briefed on the draft Ironwood Forest National Monument Resource Management Plan and BLM's preferred alternative to ban recreational shooting on the Monument. The Department will provide an update on the formal public comment letter to the BLM Tucson Field Office.
- 16. Presenter: Josh Avey, Habitat Branch Chief. Identification of Commission-Owned Properties for Use in an Exchange or Sale with the Forest Service as Part of the Acquisition of the Northern Arizona Shooting Range.** The Commission will be asked to vote to take action or provide direction to the Department concerning identification of Commission-owned properties available for offer to the Forest Service by exchange or sale as part of the acquisition of the Northern Arizona Shooting Range Facility site.
- 17. Presenter: Harry Seck, Assistant Director, Special Services Division. "Contact Me" link for Commissioners on AGFD Web Site.** The Department will be providing the Commission with information regarding establishing a "Contact Me" link on the AGFD web site. The Commission may vote to take action on, or provide the Department direction on, this item.
- 18. Presenter: Martin Fabritz, Executive Staff Assistant. Request for Commission Approval of a New "Meet the Commission" Awards Category – License Dealer Award (Small and Large Vendor).** The Commission will be asked to vote to approve the Department proposal to add a license dealer awards category (Small and Large) to the annual Meet the Commission Awards List.
- 19. Litigation Report.** The Department's legal counsel may report on the status of the following litigation matters: *In re General Stream Adjudication for the Little Colorado River and Gila River*; *State of Arizona v. George H. Johnson*, CV2005-002692; *Charles M. Johnson v. Arizona Game and Fish Dep't, et al* LC2006-000775-001. The Commission may vote to take action on any case.
- 20. 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.
- 21. 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.
- 22. 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.

23. Approval of Minutes and Signing of Minutes. The Commission will be asked to approve the minutes from April 20-21, 2007 and if approved, the signing of the minutes from April 20-21, 2007.

24. 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 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.

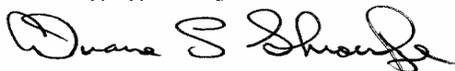
The Commission may go into Executive Session for the purpose of obtaining legal advice from the Commission Attorneys on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A) (3) & (4).

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, 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”



Duane L. Shroufe
Director

