



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
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COMMISSIONERS
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BOB HERNBRODE, TUCSON
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ROBERT R. WOODHOUSE, ROLL
MICHAEL M. GOLIGHTLY, FLAGSTAFF
DIRECTOR
DUANE L. SHROUFE
DEPUTY DIRECTOR
STEVE K. FERRELL



February 6, 2008

REVISION #2

A public meeting of the Arizona Game and Fish Commission will be held on February 8-9, 2008, 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, February 8, 2008, Arizona Game and Fish Commission at the Best Western Inn Suites 1450 Castle Dome Ave, Yuma, Arizona 85365.

Meeting begins at 10:00 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 *In re General Stream Adjudication for the Little Colorado River and Gila River; 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)(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.
- c. 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.

ADDITIONAL ITEM

1A.Presenter: Duane Shroufe, Director. Appointments of Commissioners to Standing Committees. The Chairman will appoint individual Commissioners to Chair the following standing committees through January 2009: Heritage Public Advisory Committee, Habitat Partnership Committee, Landowner-Lessee/Sportsman's Relations Committee, and Wildlife Assets Committee. The Commission may also consider and vote to approve additional Commission Committee(s) as well as those listed.

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

Pledge of Allegiance

Awards and Commissioning of Officers.

- 2. 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. The Commission may vote to take action or provide further direction to the Department regarding this matter.
- 3. Presenter: Harry Seck, Assistant Director, Special Services. Request by Mr. James A. Gerrettie for a Hearing to Reinstate His Bonus Points for Elk from the Fall 2007 Draw.** Mr. James A. Gerrettie is requesting a hearing before the Arizona Game and Fish Commission to reinstate his bonus points earned for elk prior to his successful drawing for the fall 2007 hunting season. The Commission will vote to reinstate Mr. Gerrettie's bonus points or deny his request for reinstatement.
- 4. Presenter: Duane L. Shroufe, Director. Second Vote to Modify Commission Policy A2.5, Law Enforcement Commissions and Participation in the Public Safety Personnel Retirement System.** The Commission will be asked for a second vote on modifications to Commission Policy A2.5, Law Enforcement Commissions and Participation in the Public Safety Personnel Retirement System (PSPRS) to allow Department Management Team members enrolled in the PSPRS to continue participation without being regularly assigned to hazardous duty.
- 5. 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>
Stapleton, Daniel S.	Count A: Take wildlife during closed season (Bighorn Sheep ewes). Count B: Waste edible game meat (Bighorn Sheep ewes). Count C: Possess unlawfully taken wildlife (Bighorn Sheep ewes).
DeYoung, Nathan L.	Count A: Take wildlife during closed season (Bighorn Sheep ewes). Count B: Waste edible game meat (Bighorn Sheep ewes). Count C: Possess unlawfully taken wildlife (Bighorn Sheep ewes).

Cluff, Evan J.

Count A: Place bait to attract bears.

Count B: Take bear by an unlawful method.

- 6. Presenter: Pat Barber, Law Enforcement Branch Chief. Rehearing Request Regarding Previous License Revocation/Civil Assessment.** Mr. Michael B. Ash has requested that the Arizona Game and Fish Commission grant a rehearing regarding the action taken on October 19, 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.
- 7. 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 vs. U.S. Fish; Wildlife Service CV-07-1185; and Pruett vs. Shroufe, 2:07-cv-01744-nvw.* The Commission may vote to take action on any case.
- 8. 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.

Saturday, February 9, 2008, Arizona Game and Fish Commission at the Best Western Inn Suites 1450 Castle Dome Ave, Yuma, Arizona 85365.

Pledge of Allegiance

Meeting begins at 8:00 a.m.

- 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.

ADDITIONAL ITEM

- 1A. Presenter: Anthony Guiles, Legislative Liaison. Tumacacori Highlands Wilderness Act of 2007.** The Commission will be updated on H.R. 3287 proposed legislation for the designation of the Tumacacori Highlands Wilderness Area within the Coronado National Forest. The Commission may vote to take action on, or provide the Department direction on, the information provided in this presentation.
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- 2. 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 January 2008 Commission

meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

- 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 January 2008 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
- 4. 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 January 2008 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
- 5. 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. Memorandum of Understanding with Arizona Department of Transportation.** The Commission will be asked to vote to approve a new Memorandum of Understanding between the Department and the Arizona Department of Transportation that will provide for environmental stewardship and wildlife permeability and minimize the risk associated with wildlife on highways.
 - b. Presenter: Chantal O’Brien, Research Branch Chief. Memorandum of Understanding with Arizona Department of Transportation for Development of a Coordinated Approach for Collection of Wildlife/Vehicle Collision Data.** The Commission will be asked to vote to approve a new Memorandum of Understanding between the Department and the Arizona Department of Transportation that will establish a mechanism for the efficient collection of wildlife/vehicle collision data that includes the creation and maintenance of a mutually useful wildlife/vehicle collision database.
- 6. 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.

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 January 18-19, 2008, and if approved, the signing of the minutes from January 18-19, 2008.

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, 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) [Handwritten Signature]
Duane L. Shroufe
Director