



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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GOVERNOR
JANICE K. BREWER
COMMISSIONERS
CHAIRMAN, BOB HERNBRODE, TUCSON
JENNIFER L. MARTIN, PHOENIX
ROBERT R. WOODHOUSE, ROLL
NORMAN W. FREEMAN, CHINO VALLEY
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DIRECTOR
LARRY D. VOYLES
DEPUTY DIRECTORS
GARY R. HOVATTER
ROBERT D. BROSCHEID



March 2, 2009

Revision #1

A public meeting of the Arizona Game and Fish Commission will be held on March 6-7, 2009, 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 6, 2009, Arizona Game and Fish Commission at the Arizona Game and Fish Department 5000 W. Carefree Highway, Phoenix, Arizona 85086.

Meeting begins at 8:00 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 concerning *In re General Stream Adjudication for the Little Colorado River and Gila River; Wilderness Watch v. U.S. Fish and Wildlife Service CV-07-1185; Pruett v. Voyles, 2:07-cv-01744-NVW; Turner notice of claim; Honie notice of claim; Anderson v. Arizona Game and Fish Department, et. al C20089051.*
- b. Personnel Matters.** The Commission may vote to go into Executive Session to discuss personnel matters, including the Director's goals and objectives pursuant to A.R.S. § 38-431.01(A)(1). The Commission may decide this matter in the public session or defer a decision to a later date.

Pledge of Allegiance.

Awards and Recognition.

- 2. 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. Voyles, 2:07-cv-01744-NVW; and Anderson v. Arizona Game and Fish Department, et. al C20089051.* The Commission may vote to take action on any case.

3. **Presenter: Bob Broscheid, Deputy Director. FY 2009 and 2010 Budget Overview.** The Commission will be briefed on the current status of FY2009 budget and FY2010 projected revenue and expenditures for the Game and Fish Fund, Wildlife Conservation Fund, Watercraft and OHV Funds, Heritage Fund, Federal PR-DJ Funds, and Coast Guard Fund. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

ADDITIONAL LANGUAGE

4. **Presenter: Anthony Guiles, Legislative Liaison. Legislative Engagement and 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 may also vote to ratify the action it took on Monday, February 23, 2009 to oppose an amendment to House Bill 2235; Game and Fish Commissioner Appointments.** The public may obtain a detailed written description of the action to be ratified, and all deliberations by the Commission during the meeting of February 23, 2009, that precede and relate to this action to be ratified. The public may obtain this information at the Game and Fish Department, 5000 W. Carefree Highway, Phoenix, AZ 85086, at least 72 hours in advance of the meeting.

PRESENTER CHANGE

5. **Presenter: Bob Miles, Information Branch Chief, Information, Education and Watchable Wildlife Activities Briefing.** The Commission will be given an update of Department activities and events related to Information, Education and Watchable Wildlife Programs. The update covers activities and events that have occurred since the February 2009 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. Lands and Habitat Program Update.** 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 February 2009 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
7. **Presenter: Josh Avey, Habitat Branch Chief. Request for Commission Approval to Accept the Donation of Five Acres at Coal Mine Canyon in Santa Cruz County, Arizona.** The Commission will be asked to vote to accept the donation of five acres at Coal Mine Canyon in Santa Cruz County to further secure the watershed. The Commission may vote to take action, or provide the Department direction on this item.
8. **Presenter: Josh Avey, Habitat Branch Chief. Request for Commission Approval for the Department to Acquire Phase IV of Coal Mine Canyon in Santa Cruz County, Arizona.** The Commission will be asked to vote to acquire Phase IV of Coal Mine Canyon in Santa Cruz County to further secure the watershed. The Commission may vote to take action, or provide the Department direction on this item.

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.

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

10. **Presenter: Gene Elms, 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>
Scott, Dallas	Count C: Possession of unlawfully taken mountain lion
Scott, Dallas	Count A: Possession of unlawfully taken mountain lion
Scott, Dallas	Count B: Possession of unlawfully taken mountain lion
Warner, Zachary	Count C: Take wildlife during the closed season
Perez, Victor	Count B: Take wildlife after legal hours
Gressley, Forrest	Count C: Possess/transport wildlife unlawfully taken
Braggs, Charles	Count A: Obtain license by fraud
Stephens, Betten	Count A: Take bear without tag
Guin, James	Count A: Take wildlife with artificial light Count B: Take wildlife without valid license
Brown, Thomas	Count A: Take wildlife with artificial light Count B: Take wildlife without valid license
Palmer, James	Count A: Take wildlife with artificial light
Brett, Padilla	Count A: Take wildlife with artificial light
Williams, Chad	Count A: Take bear without tag/permit Count B: Knowingly take bear during the closed season Count C: Take bear with unlawful method (dogs)

11. **Presenter: Gene Elms, Law Enforcement Branch Chief. Request for the Commission Approval of the Program Narrative for U.S. Coast Guard Boating Safety Funds (Federal FY 2009 / State FY 2010).** 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 2010 to supplement the Department's watercraft efforts in areas of law enforcement, administration, information,

education, aids to navigation and watercraft registration. The Commission may vote to take action, or provide the Department direction on this item.

12. Presenter: Bob Broscheid, Deputy Director. Selection of New Members of the Heritage Public Advisory Committee. The Commission will be asked to vote to approve the selection of eight new members from a list of nominees for the Heritage Public Advisory Committee.

13. Presenter: Leonard L. Ordway, Tucson Regional Supervisor. An Update on Implementation of the Sonoran Desert Conservation Plan- Land Acquisition Program and Multi-Species Conservation Planning Efforts by Pima County. The Commission will be provided an update by Pima County Staff on the open space land acquisitions that have occurred under the 2004 Pima County Bond program for priority habitat protection and the associated ongoing management activities. The presentation will also include an overview of the current draft of the Pima County Multi-Species Conservation Plan that is out for public review. This presentation is for information purposes only.

14. 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, March 7, 2009, Arizona Game and Fish Commission at the Arizona Game and Fish Department 5000 W. Carefree Highway, Phoenix, Arizona 85086.

Meeting begins at 8:00 a.m.

Pledge of Allegiance.

Awards and Recognition.

1. Presenter: Jay Cook, Education Branch Chief, Information and Education Division. Shooting Sports Activities Briefing. The Commission will be given an update of Department activities related to shooting sports including shooting programs and shooting range development statewide. The update covers activities that have occurred since the February 2009 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

2. Presenter: Josh Avey, Habitat Branch Chief. A presentation on the Northern Arizona Regional Shooting Facility, the Current Issues, Planning Efforts, and Pending Decisions on the Proposed Willard Spring Land Exchange. The Commission will be briefed on past significant events, Commission objectives and direction relating to the Northern Arizona Regional Shooting Facility, how it has evolved, and the latest developments relating to the proposed Willard Springs Land Exchange. The presentation will include a generic overview of how the N.E.P.A. process functions. The Commission may vote to take action on or provide the Department direction on items covered in the update.

3. **Presenter: Chantal O'Brien, Research Branch Chief. Request for the Commission to Approve a Collection Agreement with PBS&J Corporation for presence/absence surveys for Southwestern Willow Flycatchers (WIFL) and the construction of a potential breeding habitat map for on BHP Copper property along the San Pedro River, Pinal County.** The Commission will be asked to vote to approve a Collection Agreement with PBS&J Corporation for a research study to determine WIFL occupancy and habitat utilization along property owned by BHP Copper.
4. **Presenter: Harry Seck, Assistant Director, Special Services. Department E-Commerce Status.** The Department will be providing the Commission with information regarding the current status of the E-Commerce initiatives and alternatives to procure these services. The Commission may vote to take action on, or provide the Department direction on this item.
5. **Presenter: Brian F. Wakeling, Game Branch Chief. Hunter Questionnaire Improvement Report.** The Commission will be provided with a briefing on the Hunter Questionnaire Improvement Report prepared by the Department. The Commission may vote to take action on, or vote to provide the Department direction on, items covered in the briefing.
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.

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

7. **Presenter: Brian F. Wakeling, Game Branch Chief. Mountain Lion and Bear Conservation Strategies Report.** The Commission will be provided with a briefing on the Mountain Lion and Bear Conservation Strategies Report prepared by the Department. This presentation is for information purposes only.
8. **Presenter: Gary R. Hovatter, Deputy Director, F.O.D./I.E.D. Approaches for Increasing Commission Contact With Constituents.** The Department will provide the Commission with approaches that will allow Commissioners to engage with the public at additional venues and by additional means other than Commission meetings. This is an item that arose during December when the Commission temporarily suspended on the road Commission meetings and voted to hold all meetings in Phoenix. The Commission may vote to take action on, or provide the Department direction on this item.
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.
10. **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.

11. 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.

12. Approval of Minutes and Signing of Minutes. The Commission will be asked to approve the Commission meeting minutes from the January 16-17, 2009, January 23, 2009, and February 6-7, 2009, and if approved, the signing of the minutes from the January 16-17, 2009, January 23, 2009, and February 6-7, 2009.

13. Future Agenda Items and Action 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).

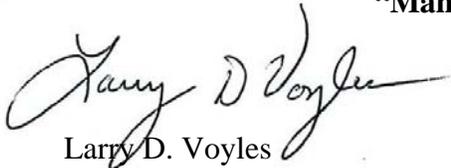
One or more members of the Commission may appear and participate in the meeting telephonically or by other electronic means.

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”

A handwritten signature in black ink, reading "Larry D. Voyles". The signature is written in a cursive style with a long, sweeping tail on the final letter.

Larry D. Voyles
Director