



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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Governor

Janet Napolitano

Commissioners

Chairman, Susan E. Chilton, Arivaca

W. Hays Gilstrap, Phoenix

Joe Melton, Yuma

Michael M. Golightly, Flagstaff

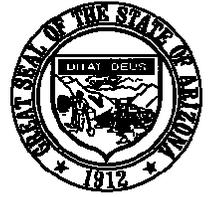
William H. McLean, Gold Canyon

Director

Duane L. Shroufe

Deputy Director

Steve K. Ferrell



December 30, 2004

A public meeting of the Arizona Game and Fish Commission will be held on January 21-22, 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, January 21, 2005, Arizona Game and Fish Commission at the Sheraton Crescent Hotel, 2620 W. Dunlap Ave., Phoenix, Arizona.

Meeting begins at 8:00 a.m.

1. Executive Session

- a. Sale or Lease of Real Property.** The Commission may vote to go into Executive Session to discuss, consult with, and instruct its attorneys and Department staff concerning negotiations for the sale or lease of real property and associated water rights pursuant to A.R.S. § 38-431.03 (A)(7).
- b. 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*, and *Audubon Society of Portland v. USFWS*, CV04-670-KI.
- c. Legal Counsel Regarding the Silverbell Bighorn Sheep Herd.** The Commission may vote to meet in Executive Session in accordance with A.R.S. sections 38-431.03(A)(3) and (4) for the purpose of discussing and consulting with legal counsel in order to consider its position and instruct legal counsel regarding the Commission's position on possible settlement or litigation over the damages associated with the epizootic episode in the Silverbell Bighorn Sheep Herd.

- d. **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.

Public Session begins immediately following the Executive Session, but no later than 9:00 a.m.

2. **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; 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.
3. **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 December 2004, Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
4. **Presenter: Bob Broscheid, Habitat Branch Chief. FINAL READ: The Commission will be asked to Approve the Draft Policy Statement in Support of Building Rural Partnerships to Conserve Habitat and Promote Recreational Access in Arizona.** The Commission will be asked to approve the draft Policy Statement in support of building rural partnerships to conserve habitat and promote recreational access in Arizona.
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. **Presenters: Anthony Guiles, Legislative Liaison and Randy Smith, AGRL President. Legislative Proposal From the Arizona Game Ranger Lodge (AGRL) for a Salary Increase for Wildlife Series Employees.** Randy Smith will provide the Commission with a briefing on a legislative proposal from AGRL for a salary increase for Wildlife Series employees. The Commission may vote to take action on this item.

7. **Presenter: Mark Weise, Development Branch Chief. Intergovernmental Service Agreement (ISA) for Access and Off Highway Vehicle (OHV) Management.** The Commission will be asked to vote to approve the ISA between the Arizona State Park Board (ASPB) and the Department for the purpose of using ASPB funding to protect and maintain public access throughout the state.
8. **Presenter: Mark Weise, Development Branch Chief. Purchase of Conservation Easement on the O Bar O Ranch.** The Commission will be asked to vote to approve the purchase of a Conservation Easement on the O Bar O Ranch utilizing Landowner Incentive Program (LIP) funds.
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 December 2004 commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.
10. **Presenter: Terry Johnson, Endangered Species Coordinator. Conservation of the Southwestern Bald Eagle.** The Department will brief the Commission on the biological and legal status of the southwestern bald eagle, and the ongoing conservation effort to recover, downlist, and/or delist this species. The Commission may vote to give the Department direction on this item.
11. **Presenter: Gerry Perry, Regional Supervisor, Tucson.** Memorandum of Agreement (MOA) among the Commission, the Department, the Arizona Department of Emergency and Military Affairs, the Bureau of Land Management, and the Arizona State Land Department regarding the Florence Military Reservation. The Commission will be asked to vote to approve the MOA between the Department, the Arizona Department of Emergency and Military Affairs, the Bureau of Land Management, and the Arizona State Land Department regarding the Florence Military Reservation.
12. **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.
13. **Presenter: Bob Price, 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 1:30 p.m.** The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below.

Name

Conviction/Responsibility

Haymore, Dagen L.

Count A: Take Big Game with artificial light.

Sparks, Cameron L.	Count A: Take Big Game with artificial light.
Lopeman, Marc B.	Count A: Take Big Game with artificial light.
Johle, Eric M.	Count A: Take Big Game without tag (turkey).
Verrigni, Gerald A.	Count A: Take Big Game without tag (turkey).
Gaylord, Russell B.	Count A: Take wildlife without valid license and tag (elk). Count B: Take wildlife during the closed season (elk).

14. 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.

15. 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.

16. Director's and Chairman's Reports. The Director and the Chairman will report on recent Department and Commission activities. 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.

17. 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.

18. Approval of Minutes for September 17, 2004; September 22, 2004; October 29, 2004; and December 10 and 11, 2004; and **Signing of Minutes** for July 16, 2004; July 19, 2004; August 4, 2004; August 9, 2004; and August 13 and 14, 2004.

19. Election of Positions. The Commission will vote to elect a Commission Chair and Vice-Chair for 2005.

20. Future Agenda Items.

Saturday, January 22, 2005, Arizona Game and Fish Commission at the Sheraton Crescent Hotel, 2620 W. Dunlap Ave., Phoenix, Arizona.

Meeting begins at 1:30 p.m.

The Commission will meet with its constituents to discuss items of interest. The following approximate agenda will be followed. No official action will be taken.

1:30 p.m. Chairman's Welcome & Commission Introductions

Director's Presentation

2004 *Year in Review* Video Presentation

Open Discussion – Questions & Answers

Break

Open Discussion – Questions & Answers, cont.

4:00 p.m. ADJOURN

5:30 p.m. Social Hour

6:30 p.m. Awards Banquet

Chairman's Welcome

Awards Presentations

9:00 p.m. ADJOURN

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.

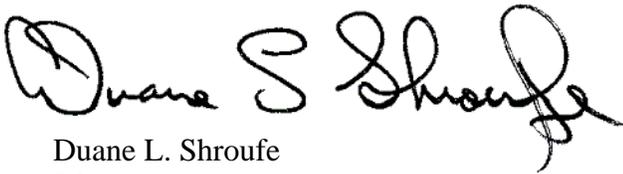
During the public meeting, the Commission may afford any person, his duly authorized representative, or both, the opportunity to present statements relating to agenda items, with or without the opportunity to present them orally.

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 that reads "Duane L. Shroufe". The signature is written in a cursive style with a large, stylized initial "D".

Duane L. Shroufe
Director

DLS:dy