THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT
5000 W. CAREFREE HIGHWAY
PHOENIX, AZ 85086-5000
(602) 942-3000 • WWW.AZGFD.GOV

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

January 24, 2011

A public meeting of the Arizona Game and Fish Commission will be held on **February 4, 2011 at the Arizona Game and Fish Department, 5000 W. Carefree Highway, Phoenix, Arizona 85086** as authorized by A.R.S. § 17-201(D). Unless expressly provided otherwise with any matter, the Commission may discuss and may vote to take action on the following matters:

Meeting begins at 8:00 a.m.

Pledge of Allegiance.

Awards and Recognition.

1. **2011 Director's Goals and Objectives. Presenter: Bob Broscheid, Deputy Director.** The Department and Commission will discuss the 2011 Director's Goals and Objectives.

2. **Commission Rules of Practice. Presenter: Bob Broscheid, Deputy Director.** The Department will present a "Commission Rules of Practice" approach to the Commission for their consideration for possible adoption as a guidance document for future Commissions. The document will consist of approaches and rules of practice that the Commission has been operating under over time, but has never officially been codified into one guidance document.

3. **State and Federal Legislation**. **Presenter: Anthony Guiles, Legislative Liaison.** 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.

4. **Shooting Sports Activities Briefing. Presenter: Jay Cook, Shooting Ranges Branch Chief.** The Commission will be given an update of Department activities related to shooting sports including shooting programs and shooting range development statewide.

5. **Information, Education and Wildlife Recreation Activities Briefing**. **Presenter: Ty Gray, Assistant Director, Information, Education and Wildlife Recreation.** The Commission will be given an update of Department activities and events related to Information, Education and Wildlife Recreation Programs.

6. **Lands and Habitat Program Update. Presenter: Josh Avey, Habitat Branch Chief.** The Commission will be briefed on the latest developments since the last regular Commission meeting 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.

7. **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. **Request for the Commission to Approve an Existing Right-of-Way with Qwest Corporation for Communication Lines Located on the Robbins Butte Wildlife Area, Maricopa County, Arizona. Presenter: Josh Avey, Habitat Branch Chief.** Commission will be asked to vote to approve an existing Right-of-Way with Qwest Corporation for communication lines located on the Robbins Butte Wildlife Area, Maricopa County, Arizona.

   b. **First Amendment to Intergovernmental Agreement between the Arizona Game and Fish Commission and the Town of Marana regarding excluding the Tortolita Preserve from a designated firearm hunting area. Presenter: Raul Vega, Tucson Regional Supervisor.** The Commission will be asked to vote to approve the First Amendment to the Intergovernmental Agreement between the AZ Game and Fish Commission and the Town of Marana to amend a boundary for a designated firearm hunting area to exclude the Tortolita Preserve.

8. **Request to Amend Commission Order 40: Fish, Open Season and Bag and Possession Limits for Gila Trout at Fry Mesa Reservoir for calendar year 2011 and 2012. Presenter: Kirk Young, Fisheries Branch Chief.** The Commission will be asked to vote to amend Commission Order 40: Fish, to establish an open season, and a one fish bag and possession limit for Gila trout at Frye Mesa Reservoir for calendar year 2011 and 2012.

9. **Request to Approve a Notice of Emergency Rulemaking for the Adoption of a New Article 11 to Address Issues Associated with Aquatic Invasive Species. Presenter: Andy Clark, Fisheries Program Manager.** The Department will ask the Commission to vote to approve a Notice of Emergency Rulemaking for the adoption of a new Article 11 addressing aquatic invasive species. The Governor's office approved the Department's request to pursue rulemaking on August 19, 2010.

10. **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.)

11. **Law Enforcement Program Briefing**. **Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will be updated on the activities and developments since the last regular Commission meeting relating to the Department's Law Enforcement Program.

TIME CERTAIN AT 2:00 PM

12. **Hearings on License Revocations for Violations of Game and Fish Codes and Civil Assessments for the Illegal Taking and/or Possession of Wildlife. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will consider and take action on the license revocations and/or civil assessments for the individuals listed below:

Name	Docket #	Count	Conviction
Kyle Roan	2011-0006	Count A:	Knowingly Take W/L Closed Season (Deer)
Kyle Roan	2011-0007	Count A:	Knowingly Take W/L Closed Season (Deer)
Kyle Roan	2011-0008	Count C:	Possess/Transport Unlawfully Taken W/L (Deer)
Kyle Roan	2011-0009	Count B:	Possess/Transport Unlawfully Taken W/L (Deer)
Dominic Rodriguez	2011-0010	Count A:	Possess/Transport Unlawfully Taken W/L (Deer)
Dominic Rodriguez	2011-0011	Count A:	Possess/Transport Unlawfully Taken W/L (Deer)
Dominic Rodriguez	2011-0012	Count A:	Knowingly Take W/L Closed Season (Deer)
Dominic Rodriguez	2011-0013	Count A:	Take Wrong Sex W/L (Deer)
Chad M. Gierlich	2011-0018	Count A:	Possess Unlawfully Taken W/L (Javelina)
Chris J. Gierlich	2011-0019	Count A:	Take W/L Closed Season (Javelina)
Wildlife Violator Compact			
James Smith	2011-0016	WVC	License Violation Non Compliance New Mexico

13. **Request to approve the Article 5 Five-year Review Report, regarding Boating and Water Sports, for submission to the Governor's Regulatory Review Council (G.R.R.C.). Presenter: Gene Elms, Law Enforcement Branch Chief.** The Commission will be asked to vote to approve the Five-year Review Report for Article 5, regarding Boating and Water Sports, for submission to G.R.R.C.

14. **Request for the Commission Approval of the Cooperative Agreement between the Arizona Game and Fish Department and the National Association of State Boating Law Administrators, Inc. (NASBLA). Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will be asked to vote to approve the Department's entering a Cooperative Agreement with NASBLA for the purposes of creating a permanent Western site to host an annual NASBLA Advanced Boating Accident Investigation and Reconstruction Course and housing/storing crashed vessels training aides in the course on the Department Main Phoenix Office Property.

15. **Request for Commission approval of the Article 7 Five-year Review Report, regarding Heritage Grants, for submission to the Governor's Regulatory Review Council (G.R.R.C.). Presenter: Eric Gardner, Nongame Branch Chief.** The Department is requesting the Commission vote to approve the Five-year Review Report for Article 7, regarding Heritage Grants, for submission to G.R.R.C.

16. **Request by Mr. Ronnie D. Deloach Asking for Re-instatement of his Deer Bonus Points. Presenter: John Bullington, Assistant Director, Special Services.** The Commission will be asked to consider and vote on a petition from Mr. Ronnie Deloach requesting that his deer bonus points be re-instated.

17. **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.

18. **Executive Session (The Commission will not vote to take any action during 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; Honie v. Knight Transportation, Inc., et al., CV2009-050859; Anderson v. Arizona Game and Fish Department, et. al C20089051. Center for Biological Diversity v. U.S. Bureau of Land Management, et al., CV 09-8011-PCT-GMS; Corbett v. State of Arizona, et al., CV 2009-016279; Sayer Notice of Claim; Mohave Valley Shooting Range Appeal; State of Alaska v. Rowan Gould et al*. (possible amicus or intervention in Alaska's Unimak Island litigation); Proposed Rosemont Copper Mine Project NEPA.

    b. **Personnel Matters.** The Commission may vote to go into Executive Session to discuss personnel matters pursuant to A.R.S. § 38-431.01(A)(1). The Commission may decide these matters in the public session or defer a decision to a later date.

    c. **Real Property Negotiations.** The Commission may vote to meet in Executive Session pursuant to A.R.S. § 38-431.03 (A)(7) for discussions or consultations with Department staff in order to consider its position and instructs its representatives regarding negotiations for the purchase of real property associated with the Horseshoe Ranch Project.

19. **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 v. U.S. Fish and Wildlife Service CV-07-1185; Honie v. Knight Transportation, Inc., et al., CV2009-050859;; Anderson v. Arizona Game and Fish Department, et. al C20089051. Center for Biological Diversity v. U.S. Bureau of Land Management, et al., CV 09-8011-PCT-GMS; Corbett v. State of Arizona, et al., CV 2009-016279; Sayer Notice of Claim; Mohave Valley Shooting Range Appeal; State of Alaska v. Rowan Gould et al.* (possible amicus or intervention in Alaska's Unimak Island litigation).

20. **Approval of Minutes and Signing of Minutes.** The Commission will be asked to approve the Commission meeting minutes from January 14-15, 2011, and if approved, the signing of these same minutes.

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 information only. 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

information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.

23. Future Agenda Items and Action Items.

* * * * *

Larry D. Voyles
Director

* * * * *

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"