



THE STATE OF ARIZONA  
**GAME AND FISH DEPARTMENT**

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**GOVERNOR**

JANICE K. BREWER

**COMMISSIONERS**

CHAIRMAN, J.W. HARRIS, TUCSON

ROBERT E. MANSELL, WINSLOW

KURT R. DAVIS, PHOENIX

EDWARD "PAT" MADDEN, FLAGSTAFF

**DIRECTOR**

LARRY D. VOYLES

**DEPUTY DIRECTOR**

TY E. GRAY



**REVISION #1**

**May 8, 2013**

A public meeting of the Arizona Game and Fish Commission will be held on **May 10-11, 2013** at the **Mohave County Board of Supervisors Auditorium, 700 W. Beale Street, Kingman, Arizona 86401** as authorized by A.R.S. § 17-201(D). **Members of the public may attend the meeting in person or view the meeting from any one of the Department's six Regional Offices via video teleconference with the exception of Region III in Kingman, or by webcast viewing at [www.azgfd.gov](http://www.azgfd.gov). The Department's Headquarters will also be available for viewing this meeting via video teleconference. Members of the public attending in person or viewing via video teleconference may submit Speaker Cards (Blue Cards) if they wish to speak to the Commission. The ability to speak to the Commission for those viewing the webcast is not available.** Unless expressly provided otherwise with any item on the agenda, the Commission may discuss and vote to take action on the following matters:

**Friday, May 10, 2013, Meeting begins at 8:00 A.M. Agenda item #1 will be a workshop setting in the Mezzanine Room and not available for webcast or video teleconferencing.**

- 1. Kingman Community Forum. Presenter: Tom Finley, Kingman Regional Supervisor.** This item will be an informal forum and workshop to discuss current and future matters involving the Arizona Game and Fish Department and the Kingman community. Department staff, along with community member involvement, will present an overview of ongoing collaborative work to the Commission, community leaders, and members of the public, and then facilitate an open discussion for the same. Topics of discussion will include:
  - Habitat Improvements (Grassland Habitat, Water Development & Access)
  - Pronghorn & Bighorn Sheep Transplants, Wildlife Areas, Species Updates
  - Outreach Activities
  - Human Wildlife Conflicts
  - Customer Service
  - Fisheries Conservation/Mitigation Program
  - Region III Law Enforcement Updates (OUI Checkpoints, LE Cases, Watercraft)

The Commission will not take any legal action on this item but may provide the Department guidance or direction on matters covered in this open discussion for future action by the Commission.

**Regular Commission Meeting begins at 10:30 A.M.**

**Pledge of Allegiance**

- 2. Awards and Recognition.**

3. **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.
  
4. **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 approve briefings and updates without further public input or discussion and to approve other 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. **Shooting Sports Activities Briefing. Presenter: Jay Cook, Shooting Sports Branch Chief.** 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 last regular Commission meeting.
  
  - b. **Information, Education and Wildlife Recreation Activities Briefing. Presenter: Ty Gray, Deputy Director.** The Commission will be given an update of Department activities and events related to Information, Education and Wildlife Recreation Programs. The update covers activities and events that have occurred since the last regular Commission meeting including the proposed Wildlife Center project.
  
  - c. **Law Enforcement Program Briefing. Presenter: Gene F. Elms, Law Enforcement Branch Chief.** The Commission will be updated on the activities and developments relating to the Department's Law Enforcement Program. The update covers activities and events that have occurred since the last regular Commission meeting.
  
  - d. **Lands and Habitat Program Update. Presenter: Lawrence M. Riley, Assistant Director.** The Commission will be provided an update 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.
  
  - e. **Memorandum of Understanding with U.S. Fish and Wildlife Service. Presenter: Chris Cantrell, Fisheries Branch Chief.** The Commission may approve a Memorandum of Understanding with U.S. Fish and Wildlife Service for the purpose of exchanging Apache Trout eggs for Weed Harvesting Services on White Mountain Apache Tribe waters.
  
  - f. **License Agreement with the City of Show Low. Presenter: Jon Cooley, Regional Supervisor, Pinetop.** The Commission may approve a License Agreement with the City of Show Low for operation and maintenance of the Commission owned Show Low Lake Property.
  
  - g. **Request for the Commission to Approve a Memorandum of Understanding between the Arizona Game and Fish Commission and White Mountain Youth Corps. Presenter: Jon Cooley, Pinetop Region Manager.** The Commission may approve a Memorandum of Understanding between the Arizona Game and Fish Commission and White Mountain Youth Corps to enter into mutual Collection Agreements to assist each other on various wildlife habitat improvement projects.

5. **Nongame Subprogram Activities Briefing; November 1, 2012 through March 31, 2013. Presenter: Michael Rabe, Nongame Branch Chief.** The Commission will be provided with an update regarding activities under the Nongame Subprogram; November 1, 2012 through March 31, 2013.
6. **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 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.

**\*NEW ITEM\***

- 6A. **Request for the Commission to Approve a Conservation Land Use Agreement and an In-Lieu Fee Enabling Instrument. Presenter: Tim Wade, Wildlife Contracts Branch Chief.** The Commission is requested to approve an In-Lieu Fee Enabling Instrument and Conservation Land Use Agreement to allow the Department's current In-Lieu Fee Program to come into compliance with the US Army Corps of Engineers' April 2008 Rule governing the operation of In-Lieu Fee programs and mitigation banks.

**Agenda Items #7, 8 and 8A are first read items. The Commission may choose to take action on first read items as needed or may direct the Department to place first read items on the consent agenda for approval at the next Commission meeting.**

7. **Temporary Removal of Bag and Possession Limits on Trout at CC Cragin (Blue Ridge) Reservoir. Presenter: Chris Cantrell, Fisheries Branch Chief.** Due to the impending dramatic lake level draw down of CC Cragin Reservoir, the Commission may approve the immediate removal of the bag and possession limits on trout (effective 10 days from approval) until August 31, 2013.
8. **Statewide Shooting Range Grant Requests for FY 2014. Presenter: Anthony Chavez, Statewide Shooting Range Administrator.** The Department's Shooting Range Grants Program received seven grant applications for fiscal year 2014. The Department will ask the Commission to approve 6 of the applications totaling \$87,299.00. The Commission may vote to take action on, or provide the Department direction on this item.

**\*NEW ITEM\***

- 8A. **Draft Commission Policy for License Classifications and Fees. Presenter: Ty Gray, Deputy Director.** The Commission will be presented with a draft Commission policy on establishing future license classifications and fees as authorized by the passage of Senate Bill 1223. The Commission may take action or provide direction to the Department on this item

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

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. **Coconino County Sheriff's Proposal for a Search & Rescue Bonus Point. Presenter: Ben Alteneder, Community & Congressional Relations and Bill Prible, Coconino County Sheriff.** The Commission will be briefed on a proposal to award a bonus point to individuals who purchase

a retail discount card that benefits an Arizona county search and rescue organization. The Commission may vote or provide direction to the Department for coordination or action related to this proposal.

**TIME CERTAIN AT 2:00 PM**

- 11. 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:

<b>Name</b>	<b>Docket #</b>	<b>Count</b>	<b>Conviction</b>
Theodore P. Zachary	2013-0026	Count A:	Take Wrong Sex (Bull Elk)
		Count B:	Possess Unlawfully Taken Wildlife (Bull Elk)
Phillip L. Honomichl	2013-0027	Count A:	Obtain 2012 Resident Hunting License by Fraud
		Count B:	Obtain 2012 Resident Big Game Tag by Fraud
Phillip L. Honomichl	2013-0028	Count A:	Obtain 2011 Resident Hunting License by Fraud
Phillip L. Honomichl	2013-0029	Count A:	Take Wildlife Without Valid License (Dove)
		Count B:	Possess/Transport Unlawfully Taken Wildlife (Dove)
Steven J. Welch	2013-0031	Count B:	Possess Unlawfully Taken Wildlife (Dove)

- 12. Petition by Brett Roehr and Rollin Garard for bonus points. Presenter: Lizette Morgan, CFO, Business and Finance.** Brett Roehr and Rollin Garard submitted a single check with both applications for elk and antelope during the 2013 draw and both applications were rejected. Mr. Roehr and Mr. Garard are petitioning for bonus points.
- 13. Petition by Eric Broadston for a tag in one of the five choices he believes he submitted an application for. Presenter: Lizette Morgan, CFO, Business and Finance.** Eric Broadston is petitioning for a tag because he believes he submitted an application electronically and the Department has no record of the application.
- 14. Petition by David Silvia for the elk tag he was drawn for and then rejected due to the failure of the credit card to process. Presenter: Lizette Morgan, CFO, Business and Finance.** Mr. Silvia used a prepaid visa card to apply electronically for the 2013 elk draw. This card processed successfully for the application fee of \$7.50. The card failed when the Department attempted to charge it for the elk permit fee when Mr. Silvia was drawn. Mr. Silvia has provided documentation from the bank indicating that there existed sufficient funds on the card for the transaction at the time it occurred.
- 15. Petition by Robert Kannapien and Charles Henderson for the reinstatement of bonus points. Presenter: Lizette Morgan, CFO, Business and Finance.** Robert Kannapien and Charles Henderson mistakenly applied for antlerless elk hunts instead of bull elk hunts online and wish to have their bonus points reinstated.
- 16. Petition by Timothy P. Hughes for the reinstatement of bonus points and tag fees. Presenter: Lizette Morgan, CFO, Business and Finance.** Timothy P. Hughes mistakenly applied for antlerless elk instead of bull elk online. Additionally, he states that he is scheduled for a surgery in May and does not believe he will be able to hunt. Mr. Hughes wishes to have his bonus points reinstated and tag fees refunded.

- 17. Petition by David T. Hopkins for the reinstatement of bonus points. Presenter: Lizette Morgan, CFO, Business and Finance.** David Hopkins mistakenly applied for antlerless elk hunts instead of bull elk hunts online and wish to have his bonus points reinstated and he is willing to donate the tag fees to the Department.

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**Saturday, May 11, 2013, Meeting begins at 8:00 A.M.**

### **Pledge of Allegiance**

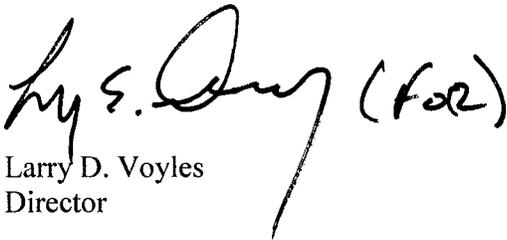
- 1. Call to the Public.** Those persons wishing to speak should complete a speaker's card and present it to the host. Unless prior approval has been granted by the Chairman, comments will be limited to no more than three minutes. No discussion or action will be taken by the Commission. Any items requiring further discussion or action will be included on a future Commission meeting agenda.
- 2. FY 15 Proposed Budget. Presenter: Lizette Morgan, CFO, Business and Finance.** The Department will provide the Commission with a presentation on the FY 15 Proposed Budget. The Commission may provide the Department with direction and guidance on the budget process and final budget that will be presented to the Commission for approval at the June Commission meeting.

### **\*NEW ITEM\***

- 2A. Conceptual License Structure and Fees. Presenter: Ty Gray, Deputy Director.** The Commission will be presented a conceptual license structure and fees to be used in outreach efforts over the next month to solicit customer input in developing recommendations for a new license structure and fees as authorized by the passage of Senate Bill 1223.
- 3. 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 for legal advice 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; Wagner v. Personnel Board, LC2011-000683*; Proposed Rosemont Copper Mine Project NEPA; *WildEarth Guardians v. James Lane, CIV 12-118*; *Center for Biological Diversity v. U.S. Forest Service, CV 12-08176*; Ironwood Forest National Monument protest.
  - b. Personnel Matters.** The Commission may vote to go into Executive Session in accordance with A.R.S. § 38-431.03(A)(1) to discuss personnel matters associated with the Director's performance. The Commission may take action in the public session or defer any action to a later date.
- 4. 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; Wagner v. Personnel Board, LC2011-000683*; Proposed Rosemont Copper Mine Project NEPA; *WildEarth Guardians v. James Lane, CIV 12-118*; *Center for Biological Diversity v. U.S. Forest Service, CV 12-08176*.

5. **Approval of Minutes and Signing of Minutes.** The Commission may approve the Commission meeting minutes from April 12-13, 2013 and April 17, 2013.
6. **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 for information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.
7. **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 for information only. If further discussion is necessary, those items requiring discussion may be placed on a future Commission meeting agenda.
8. **Future Agenda Items and Action Items.**

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Larry D. Voyles  
Director

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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”**