



THE STATE OF ARIZONA
GAME AND FISH DEPARTMENT

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Governor

Janet Napolitano

Commissioners

Chairman, Joe Melton, Yuma

Michael M. Golightly, Flagstaff

William H. McLean, Gold Canyon

Bob Hernbrode, Tucson

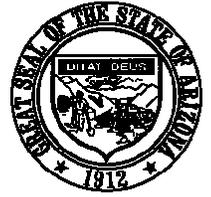
W. Hays Gilstrap, Phoenix

Director

Duane L. Shroufe

Deputy Director

Steve K. Ferrell



REVISION #2

January 24, 2006

A public meeting of the Arizona Game and Fish Commission will be held on February 10-11, 2006, 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 10, 2006, Arizona Game and Fish Commission at Shilo Inn, 1550 S. Castle Dome Ave., Yuma, AZ 85365

The Public Session begins at 8:00 a.m.

Awards and Commissioning of Officers.

- 1. Litigation Report.** The Department's legal counsel may report on the status of the following litigation matters: *Re General Stream Adjudication for the Little Colorado River and Gila River; 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; State of Arizona v. George H. Johnson, CV2005-002692.* The Commission may vote to take action on any case.
- 2. 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 January 2006 Commission meeting. The Commission may vote to take action on, or provide the Department direction on, items covered in the update.

DELETED FROM THIS AGENDA

- 3. Presenter: Bob Broscheid, Habitat Branch Chief. Request for the Commission to Approve an Intergovernmental Agreement with the City of Tucson for the Purpose of Continued Development of a Habitat Conservation Plan.** The Commission will be asked to vote to approve an Intergovernmental Agreement with The City of Tucson for the purpose of continued development of a Habitat Conservation Plan.

4. **Presenter: Bob Broscheid, Habitat Branch Chief. Request for the Commission to Approve a Revised Memorandum of Agreement (MOA) between the U.S. Army Corps of Engineers and the Commission to Provide Guidance and Oversight to the Department Regarding Acceptance, Expenditure and Administration of In-Lieu Fees for Future Off-Site Mitigation Projects in Arizona.** The Commission will be asked to vote to approve a revised MOA between the U.S. Army Corps of Engineers and the Commission that would allow the Department to accept and expend in-lieu fees for future off-site mitigation projects.
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CHANGE PRESENTER

5. **Presenter: Dana Yost, Assistant Director. 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 2006 commission meeting. The Commission may vote to take action on, or provide the department direction on, items covered in the update.
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6. **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.

7. **Presenter: Steve Ferrell, Deputy Director. Briefing on the Employee Compensation Proposal to be submitted to the 2006 Arizona State Legislature.** The Department will provide the Commission with a briefing on the employee compensation proposal and Wildlife Series CMR. The Commission will be asked to authorize expenditure of non-appropriated funds and allow the Department to seek a supplemental appropriation from the 2006 legislature to finance this proposal.

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.

9. **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.

10. **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.

11. Approval of Minutes for: January 21-22, 2006; and **Signing of Minutes** December 9-10, 2005.

Lunch Break (at Time Certain 12:00 p.m.)

The Executive Session begins immediately following the lunch break, but no later than 1:00 p.m.

12. 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 on *Re General Stream Adjudication for the Little Colorado River and Gila River; 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; State of Arizona v. George H. Johnson, CV2005-002692; and State of Arizona v. Adair, CR2004-0045.*
- b. 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 regarding the Commission's position on potential litigation regarding the use of temporary employment services at the Ben Avery Shooting Facility.
- c. 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 meeting or defer a decision to a later date.

The Public Session begins at immediately following Executive Session.

ADDITIONAL AGENDA ITEMS

13. Presenter: Mike Senn, Assistant Director, Field Operations Division. Request for the Commission Approval of the Program Narrative for U.S. Coast Guard Boating Safety Funds (Federal FY 2006 / State FY 2007). 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 2007 to supplement the Department's watercraft efforts in areas of law enforcement, administration, information, education, aids to navigation and watercraft registration.

14. Presenter: Mike Senn, Assistant Director, Field Operations Division. Request for the Commission Approval of the Creation of a Full Time Off Highway Vehicle (OHV) Public Information Officer (PIO). The Commission will be asked to vote to approve the

Department's request to create a full time OHV PIO to supplement the Department's OHV information efforts in areas of outreach, education and OHV management in Arizona.

- 15. Presenter: Josh Avey, Executive Staff Assistant. Departmental Communication to the Commission.** The Department will be providing the Commission with a presentation regarding all communications that are currently provided to the Commission. These communications range from endangered species updates to briefing items. The Commission will be asked to give the Department direction to continue, eliminate, or alter the current communications.
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- 16. Presenter: Duane Shroufe, Director. Director's Goals and Objectives – 2006.** The Commission will discuss and may vote to approve a list of goals and objectives for the Director to achieve during 2006

- 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.
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**ADDED SATURDAY MEETING AND MOVED THE FOLLOWING
ITEMS FROM FEBRUARY 10TH AGENDA**

Saturday, February 11, 2006, Arizona Game and Fish Commission at Shilo Inn, 1550 S. Castle Dome Road, Yuma, AZ 85365

The Public Session Continues at 8:00 a.m.

- 1. Presenter: Dustin McKissen, Rules and Risk Manager. Notice of Final Rulemaking to Amend R12-4-102 to Increase Fees as Authorized by Statutory Changes Made by the 47th Legislature.** The Commission may vote to close the rulemaking record and approve a Notice of Final Rulemaking to amend R12-4-102; dealing with licenses, tags, stamps, and permits; to increase fees as authorized by statutory changes made by the 47th legislature to raise fee ceilings. This Notice will be submitted to the Governor's Regulatory Review Council for consideration at their next open meeting.
- 2. Presenter: Leonard L. Ordway, Game Branch Chief. Consideration of Increased Hunting Opportunities Associated with Archery Bull Elk Hunts for Fall 2006.** The Commission will be briefed on progress regarding their prior direction to the Department to investigate resolution with the archery hunting community regarding implementing amended hunting structures that increase archery hunting opportunity by moving a portion of permits away from high hunt success time period. The Commission will be asked to provide the Department with additional direction on preferred structures. The Commission may vote to take action on, or provide the Department direction on, this item.

REVISION #2 - ADDITIONAL AGENDA ITEM

- 3. Presenter: Tony Guiles, Legislative Liaison. House Bill 2127: Non-resident Big Game Permits; Limits.** The Commission will be briefed on the status of House Bill 2127 Non-resident Big Game Permits; Limits. The Commission may vote to take a position or provide direction to the Department for coordination, action, or proposed changes to this legislation or other legislative issues related to Department responsibilities.

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- 4. 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.

5. Future Agenda Items.

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 dark ink, appearing to read "Duane L. Shroufe". The signature is written in a cursive style with a large, stylized initial "D".

Duane L. Shroufe
Director

DLS:mh