

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
September 21, 2006**

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

PRESENT: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

STAFF PRESENT: Fred Carpenter, Town Manager, Sam Streichman, Town Attorney, Silvia Smith, Town Clerk, Glenn Smith, Chief Fiscal Officer, Colin Walker, Public Works Director, LaRon Garrett, Public Works Engineer, Gordon Gartner, Police Chief, and Jerry Owen, Community Development Director.

OTHERS PRESENT: Tracie Bailey, Deputy Town Clerk, Tim Wright, Deputy Town Attorney, Commander Don Engler, and Mike Ploughe, Hydrologist.

A. PUBLIC COMMENTS

Shirley Collin thanked Council Member Mike Vogel for taking care of the weeds behind the Masonic Hall. Ms. Collin asked that someone cut the weeds on Airline Dr.

B. CONSENT AGENDA

Items listed on the agenda with an asterisk are considered to be routine in nature and will be enacted by one motion.

Motion: to approve all Items listed on the Consent Agenda.

Moved by Council Member John Wilson, seconded by Council Member, Mike Vogel.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Susan "Su" Connell, Council Member, Andy Romance, Council Member, Mike Vogel, and Council Member John Wilson.

C. CURRENT EVENTS PRESENTATION BY THE TOWN MANAGER, MAYOR, AND/OR COUNCIL MEMBER

Fred Carpenter, Town Manager, announced that the contractor for the McLane Road project has scheduled paving to begin on Monday, October 2, 2006. The road should be fully open to traffic by Friday, October 6, 2006.

OCT 05 2006 E.1*

Last Monday the first Corporate Strategic Plan meeting for the 2007/2008 plan was held and brought together Town staff and leaders of various Task Forces. The next meeting is planned for Tuesday, October 10, 2006 at the Inn of Payson beginning at 9:00 am. The public was welcome to attend.

Beginning in October, the Town and local newspapers are launching a monthly Town of Payson page. The page will have two feature articles along with a meeting calendar and Town staff contact information. Public feedback on the content of the new page will be welcomed and greatly appreciated.

Next week on TOP Talk Viki Holmes of the Water Department will review the Town's water conservation program and Bethany Beck will discuss the Town's housing programs. The program airs live at 2:00 pm on Thursday, September 28, 2006 and replays at 6:00 pm on Friday and Saturday and at 9:00 am on Sunday. Mayor Edwards will be the guest on the Inside Payson show on September 28th at 3:30 p.m. on Channel 4.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

Proclamation. Council Member Connell read into the record a Proclamation declaring October 2006 as Domestic Violence Awareness Month. Members of Time Out, Inc., were present to accept the proclamation.

E. MINUTES

Council Meeting Minutes:

08-03-06 Special Meeting 5:00 p.m. Pages 1-3

08-03-06 Special Meeting 5:30 p.m. Pages 1-10

***CONSENT* APPROVED**

BOARDS/COMMISSIONS MEETING MINUTES (Note: Minutes of various boards/commissions/committees are for Council information only and may or may not have been approved by the respective board/commission.)

Planning and Zoning Commission Minutes:

07-10-06 Regular Meeting Pages 1-9

CONSENT

Surface Transportation Advisory Committee Minutes:

07-05-06 Regular Meeting Pages 96-99

CONSENT

Green Valley Redevelopment Area Committee Minutes:

05-11-06 Special Meeting Pages 518-519

06-01-06 Regular Meeting Pages 520-522

06-15-06 Special Meeting Pages 523-524

CONSENT

F. HEARINGS AND APPEALS

There were no Items for this section.

G. RESOLUTIONS AND ORDINANCES

As Council, staff, and the audience have the titles to all resolutions and ordinances, authorization to forego verbal title readings.

***CONSENT* APPROVED**

Resolution No. 2216. Mayor Edwards opened discussion/possible action concerning Resolution No. 2216, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ST. VINCENT DEPAUL SOCIETY, ST. PHILLIP THE APOSTLE CONFERENCE, A NONPROFIT ORGANIZATION, FOR DISBURSEMENT OF PUBLIC PURPOSE FUNDS.

Motion: to **approve** Resolution No. 2216, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH ST. VINCENT DEPAUL SOCIETY, ST. PHILLIP THE APOSTLE CONFERENCE, A NONPROFIT ORGANIZATION, FOR DISBURSEMENT OF PUBLIC PURPOSE FUNDS.

Moved by Council Member Ed Blair, seconded by Council Member, Mike Vogel.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

Public Hearing and Discussion/Possible Action. Mayor Edwards opened the Public Hearing and Discussion/Possible Action concerning:

- a. **Abandonment Request** Town of Payson Right of Way on N. Fawn Drive Cul-de-sac and the Green Valley Parkway Public Roadway and Public Utility Easement.

LaRon Garrett, Assistant Public Works Director/Town Engineer explained the abandonment request.

Al Poskanzer stated he was a member of the Rocky Mountain Elk Foundation. Mr. Poskanzer wanted to save a resident herd of elk that crosses the property and not have them dispersed out of the neighborhood. He felt some drainage issues could also be fixed.

Mary Williams wanted to let the Council know that there are more people that support Mr. Poskanzer's position on the changes. Ms. Williams did not want to lose the joy of seeing the wild animals.

Ralph Bossert, Tetra Tech, believed the preliminary plat for this project was approved in

May. Mr. Bossert explained some changes that were made and how the drainage works.

Al Poskanzer stated he was not against the abandonment of Green Valley Parkway.

Resolution No. 2217, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE ABANDONMENT OF A PORTION OF RIGHT-OF-WAY (PORTION OF A CUL-DE-SAC) AT THE SOUTH END OF NORTH FAWN DRIVE AND APPROVING THE ABANDONMENT OF A PUBLIC ROADWAY AND UTILITY EASEMENT FOR THE FUTURE ALIGNMENT OF GREEN VALLEY PARKWAY.

Motion: to **approve** Resolution No. 2217, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE ABANDONMENT OF A PORTION OF RIGHT-OF-WAY (PORTION OF A CUL-DE-SAC) AT THE SOUTH END OF NORTH FAWN DRIVE AND APPROVING THE ABANDONMENT OF A PUBLIC ROADWAY AND UTILITY EASEMENT FOR THE FUTURE ALIGNMENT OF GREEN VALLEY PARKWAY.

Moved by Council Member John Wilson, seconded by Council Member Susan Connell.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

Resolution No. 2218. Mayor Edwards opened discussion/possible action concerning Resolution No. 2218, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE FINAL PLAT AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO CONSTRUCT SUBDIVISION IMPROVEMENTS FOR MANZANITA HILLS PHASE 6 SUBDIVISION.

Ralph Bossert stated that conceptually there would be a walking path around the retention basin and there would be some landscaping. The plan has not been implemented yet. Mr. Bossert felt the reason the elk were there was for the water source. The developer has talked about limiting fencing on the lots in the deed restrictions.

Bruce Griffin stated that there would be deed restrictions in place on fencing for those lots 1,2,3 and 4.

Mary Williams stated that the drainage area does hold water. Ms. Williams believed that benches and paths may not work because the basin only holds water for about 36 hours.

Ralph Bossert stated he was willing to take the neighbor's input.

Mr. Bossert explained the set back lines and fencing restrictions.

Motion: to **approve** Resolution No. 2218, captioned as follows: A RESOLUTION OF

THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE FINAL PLAT AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT TO CONSTRUCT SUBDIVISION IMPROVEMENTS FOR MANZANITA HILLS PHASE 6 SUBDIVISION.

Moved by Council Member John Wilson, seconded by Council Member, Mike Vogel.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

H. UNFINISHED BUSINESS

There were no items for this section.

I. NEW BUSINESS

Council Decision Request filed by Fred Carpenter, Town Manager, to approve the expenditure of \$3,000 from contingency to support establishment of the Camp Verde to Payson Mail Trail.

Fred Carpenter, Town Manager explained the Council Decision Request.

Motion: to **approve** the expenditure of \$3,000 from contingency to support establishment of the Camp Verde to Payson Mail Trail.

Moved by Vice-Mayor Tim Fruth, seconded by Council Member John Wilson.

Jim Garner asked where the money would go and who would control the spending of the money. Mr. Carpenter explained that a non-profit group was in charge of the money.

Leon Keddington asked what other government has contributed money in support of this project. Mr. Carpenter stated that Camp Verde had put in the same amount of money and explained how continued funding of the project works.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

Council Decision Request filed by LaRon G. Garrett, Public Works Engineer, to direct staff to prepare an ordinance to include the proposed regulations allowing private signage and landscaping in public rights of way.

LaRon Garrett, Assistant Public Works Director/Town Engineer, explained the Council Decision Request.

Jeannie Langham felt this was an opportunity to beautify the community and make a statement. Ms. Langham believed that the Design Review Task Force should also be involved in the process.

Jerry Owen, Community Development Director, stated staff was also talking about relocating ponderosa pines to this area.

Motion: to **approve** to direct staff to prepare an ordinance to include the proposed regulations allowing private signage and landscaping in public rights of way.
Moved by Council Member John Wilson, seconded by Vice-Mayor Tim Fruth.

Jim Garner believed that the Sign Code should be left where it was and not put into the Design Review.

Jeannie Langham felt the Sign Code should be updated. Ms. Langham believed signage was very important for the community and felt the Sign Code should be attached to Design Review.

Jim Garner believed that anything to do with signs should be in the Sign Code and referred to in the Design Review.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

Council Decision Request filed by LaRon G. Garrett, Public Works Engineer, to approve the purchase of 1 3/4-Ton, 4-Wheel Drive Pickup Truck and 1 1-Ton, 4 Wheel Drive Pickup Truck from Courtesy Chevrolet using the Arizona State Purchasing Contract for a cost of \$48,452.44, and the approval of using \$12,200 from the Council Contingency Fund to have these two vehicles converted to operate on propane.

Mr. Garrett explained the Council Decision Request.

Motion: to **approve** the purchase of 1 3/4-Ton, 4-Wheel Drive Pickup Truck and 1 1-Ton, 4 Wheel Drive Pickup Truck from Courtesy Chevrolet using the Arizona State Purchasing Contract for a cost of \$48,452.44, and the approval of using \$12,200 from the Council Contingency Fund to have these two vehicles converted to operate on propane.
Moved by Council Member John Wilson, seconded by Council Member Susan Connell.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

Council Decision Request filed by Buzz Walker, Public Works Director, to authorize the purchase of one Two Wheel Drive Compact Pickup and one Four Wheel Drive Compact

Pickup from Courtesy Chevrolet in the amount of \$41,354.13 and to allocate the cost to the Water Enterprise Fund.

Collin Walker, Public Works Director, explained the Council Decision Request.

Motion: to **approve** the purchase of one Two Wheel Drive Compact Pickup and one Four Wheel Drive Compact Pickup from Courtesy Chevrolet in the amount of \$41,354.13 and to allocate the cost to the Water Enterprise Fund.

Moved by Council Member, Mike Vogel, seconded by Council Member, Andy Romance.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

Council Decision Request filed by Buzz Walker, Public Works Director, to enter into an agreement with SWCA Environmental Consultants for a redesign of the Water Department Water Information Management System in the amount of \$43,300.00 and to allocate the cost to the Water Enterprise Fund.

Lynn Godfrey stated he has two issues with this, but believed this was a good proposal.

Motion: **to table** to enter into an agreement with SWCA Environmental Consultants for a redesign of the Water Department Water Information Management System in the amount of \$43,300.00 and to allocate the cost to the Water Enterprise Fund.

Moved by Council Member, Mike Vogel, seconded by Council Member, Andy Romance.

Staff would have information regarding this item ready before the October 5, 2006 regular Council meeting.

Vote: Motion carried 4 - 3

Yes: Vice-Mayor Tim Fruth, Council Member, Andy Romance, Council Member, Mike Vogel, and Council Member Susan Connell.

No: Mayor Bob Edwards, Council Member Ed Blair, and Council Member John Wilson.

J. CLAIMS

List of checks. Council approved, on the Consent Agenda, a list of checks paid from 8/31/06 through 9/14/06, Check Nos. 38709 through 38891, except Check Nos. 38713, 38755, and 38784, and authorization to file the checks for audit.

***CONSENT* APPROVED**

Check No. 38713. Council approve, on the Consent Agenda, Check No. 38713 paid 9/1/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Mayor Edwards will be considered to have abstained from voting on this item.) ***CONSENT* APPROVED**

Check No. 38755. Council approved, on the Consent Agenda, Check No. 38755 paid 9/14/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Clmn. Blair will be considered to have abstained from voting on this item.)

***CONSENT* APPROVED**

Check No. 38784. Council approved, on the Consent Agenda, Check No. 38784 paid 9/14/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Vice Mayor Fruth will be considered to have abstained from voting on this item.)

***CONSENT* APPROVED**

K. MISCELLANEOUS

There were no items for this section.

L. PUBLIC COMMENTS

Jim Garner wanted to see a law saying trucks carrying trash have to cover their load. Commander Engler explained that there is a state law covering that.

Don Evans commended Council Member Vogel for tabling the item for \$43,300. Mr. Evans felt Task Force meetings should be open to the public and have posted agendas.

_____ Date: _____

Bob Edwards, Mayor

ATTEST:

Silvia Smith, Town Clerk

Certification

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the special meeting of the Town Council of the Town of Payson held on this day the 21 of September, 2006. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____ day of _____, 2006.

Tracie Bailey, Deputy Town Clerk