

**COMMON COUNCIL OF THE TOWN OF PAYSON
ACTIONS OF THE REGULAR MEETING
OCTOBER 19, 2006**

CALL TO ORDER: 5:30 p.m. in the Town Hall Council Chambers, 303 North Beeline Highway, Payson, Arizona.

INVOCATION (Participation Voluntary) Dr. Joe Falkner,
Ponderosa Baptist Church

PLEDGE OF ALLEGIANCE

ROLL CALL: BE_p_ TF_p_ EB_p_ SC_p_ AR_a_ MV_p_ JW_p_

STAFF PRESENT: FC_p_ SIS_p_ GS_p_ MD_p_ CPW_a_ GHG_p_ SS_a_ JO_a_ LG_p_ TM_a_ RS_a_

OTHERS PRESENT: Gaye, Tracie, Tim Wright, Ted Anderson

The Council may discuss, consider or take action on any item listed on this agenda.

Council reserves the right to consider any matter out of sequence.

To accommodate all those who wish to address the Town Council and to facilitate the expeditious consideration of the agenda, it is requested that each person wishing to address the Mayor and Common Council under an agenda item limit his or her comments to a maximum of three minutes.

A. PUBLIC COMMENTS (SPEAKER'S REQUEST FORM SUBMITTED)

1. Communications and comments or suggestions from citizens present who have submitted a Speaker's Request Form to the Mayor, Town Clerk, or designee, prior to the meeting being convened, concerning matters other than those listed on the agenda for consideration, shall be heard by the Council. All remarks shall be addressed to the Council as a whole and not to any member thereof. Members of the Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(G), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date. No public discussion of comments under this section is permitted, except that other members of the public may, at the discretion of the Mayor, present follow-up comments on a matter raised by a Speaker's Form.

There were no public comments.

B. CONSENT AGENDA

Items listed on the agenda with an asterisk which are considered to be routine in nature and which will be enacted by one motion. No separate discussion of these items shall be held unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and will be considered in its normal sequence on the main

agenda.

JW-MV except G.2 removed by BE, 6-0

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

1. Brief summary oral presentation of current events by Town Manager, Mayor, and/or Council Members. The Arizona Open Meeting Law Reform Act specifies the Town Council may not take action on any matter mentioned during this presentation unless the specific matter is properly noticed for legal action.

FC - N. McLane finished; 60 applicants for Parks & Rec Director, 7 finalists--1-5 pm next Thursday do presentation in chambers; 2 fields at Rumsey being completed this week.

TF-both soccer and volleyball teams made the playoffs.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.

2. **Proclamation** declaring November 2006 as **Veterans Recognition and American Patriotism Awareness Month**. Members of the United States Armed Forces will be present to accept the proclamation.

TF presented, John & Lu Carpino accepted; members of Patriotic Events Committee.

3. **Proclamation** declaring November 2006 as **Toys For Tunes Month**. Suzanne Michaels, KRIM, will be present to accept the proclamation.

JW presented.

E. MINUTES

1.* Council Meeting Minutes:

- . [09-07-06](#) Regular Meeting Pages 1-13
- . [09-26-06](#) Special Meeting Pages 1-5
- . [10-03-06](#) Special Meeting Pages 1-3
- . [10-04-06](#) Special Meeting Pages 1-2

***CONSENT* APPROVAL**

To be signed. On mayor's desk

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.)

2.* Green Valley Redevelopment Area Committee Minutes:

- . [07-06-06](#) Regular Meeting Pages 525-527
- . [09-07-06](#) Regular Meeting Pages 528-532

CONSENT

3.* Surface Transportation Advisory Committee Minutes:

. 08-02-06 Regular Meeting Pages 100-102

CONSENT

4.* Public Safety Personnel Retirement System Minutes - Police

. 10-02-06 Meeting Page 1

CONSENT

5.* Building Advisory Board Minutes:

. 06-21-06 Regular Meeting Pages 386-387

CONSENT

F. HEARINGS AND APPEALS

This is a Public Hearing concerning an application for a Special Event Liquor License filed by Audrey Jean Maurer, agent, Soroptimist International of Zane Grey Country, for an Annual Holiday Fundraiser to be held Friday, December 8, 2006, 4:00 p.m. to 9:00 p.m. at the Rim Country Museum, 700 Green Valley Parkway, Payson, Arizona. **This is a Public Hearing.** (Application is on file in the Town Clerk's office.)

TF-JW, 6-0. On Mayor's desk to be signed.

G. RESOLUTIONS AND ORDINANCES

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

***CONSENT* APPROVAL**

- 2.* Discussion/possible action concerning **Resolution No. 2223**, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE ADDENDUM NO. 1 TO THE AGREEMENT TO CONSTRUCT SUBDIVISION GRADING IMPROVEMENTS BETWEEN HIGHLANDS AT THE RIM, L.L.C., AND THE TOWN OF PAYSON.

***CONSENT* APPROVAL**

Removed from consent by Mayor. RE-MV 6-0. To Sam to be signed.

- 3.* Discussion/possible action concerning **Resolution No. 2224**, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AIRPORT DEVELOPMENT AGREEMENT AMENDMENT NUMBER 1 FOR ADOT GRANT NUMBER E6F80, PERTAINING TO THE AIRPORT ACCESS ROAD, PHASE 1.

***CONSENT* APPROVAL**

To Sam to be signed.

- 4.* Discussion/possible action concerning **Resolution No. 2225**, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. 4 TO THE

INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION, AND THE TOWN OF PAYSON, PERTAINING TO IMPROVEMENT OF THE SIDEWALK AT STATE ROUTES 87 AND 260 IN THE TOWN OF PAYSON.

***CONSENT* APPROVAL**

To Sam to be signed.

H. UNFINISHED BUSINESS

There are no items in this section.

I. NEW BUSINESS

- 1.* Council Decision Request filed by Glenn W. Smith, Chief Fiscal Officer, to authorize the Mayor to sign [IRS Form SS-10](#), Consent to Extend the Time to Assess Employment Taxes.

***CONSENT* APPROVAL**

To mayor to be signed.

2. Council Decision Request filed by LaRon G. Garrett, Public Works Engineer, to approve the Town of Payson [Speed Hump](#) Policy and direct staff to implement said policy.

TF wanted to hear comments. Andy Sarcinella, Bruce Van Camp Glenda Roarke commented. TF-MV to send to STAC and then come back to council on 1/5/07, 6-0.

3. Council Decision Request filed by LaRon G. Garrett, Public Works Engineer, to approve the [St. Philips Street/Bonita Street](#) Design contract with Tetra Tech, Inc., for a maximum of \$83,800 and authorize the Mayor to sign all necessary contract documents.

MV-JW 6-0. (LaRon)

J. CLAIMS

- 1.* List of checks paid from 09/14/06 through 10/12/06, Check Nos. 38891 through 39286, **except Check No. 38946**, and authorization to file the checks for audit.

***CONSENT* APPROVAL**

- 2.* Check No. 38946 paid 09/28/06, 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* APPROVAL**

K. MISCELLANEOUS

1. Should the need arise, Council reserves the right to suspend the order of the agenda for consideration of a motion to recess/adjourn to executive session, pursuant to ARS 38-431.03 et seq, to discuss any item(s) listed on the regular meeting agenda that would be authorized for executive session under ARS 38-431.03.

L. PUBLIC COMMENTS

1. Public Comments: Note: Communication and comments or suggestions from citizens present who have not submitted a Speaker's Request Form, on matters other than those listed on the agenda for consideration, shall be heard by the Council. All remarks shall be addressed to the Council as a whole and not to any member thereof. The Council cannot discuss nor take action upon comments received; however, the Council may direct staff to address the issue and/or it may be referred to a later agenda. No public discussion of comments under this section is permitted.

Paul Pitkin opposed archery hunting in town limits. Wanted ordinance to prohibit.

Meeting adjourned at 6:13 p.m.

CLASSIFICATIONS FOR EXECUTIVE SESSION

Note: Should an executive session be convened on any item(s) listed on the regular meeting agenda, Council will review, discuss, or receive advice of Counsel, which will be considered under the respectively approved classifications listed below:

- a. ARS 38-431.03.A.1 Personnel Matters. Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee of any public body, except that, with the exception of salary discussions, an officer, appointee or employee may demand that the discussion or consideration occur at a public meeting. The public body shall provide the officer, appointee, or employee with written notice of the executive session as is appropriate but not less than twenty-four hours for the officer, appointee or employee to determine whether the discussion or consideration should occur at a public meeting.
- b. ARS 38-431.03.A.2 – Discussion or consideration of records exempt by law from public inspection; including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law.
- c. ARS 38-431.03.A.3 – Discussion or consultation for legal advice with the attorney or attorneys of the public body.
- d. ARS 38-431.03.A.4 – Discussion or consultation with the attorneys of the public body in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation.
- e. ARS 38-431.03.A.5 – Discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiations with employee organizations regarding the salaries, salary schedules or compensation paid in the form of fringe benefits of employees of the public body.

- f. ARS 38-431.03.A.6 – Discussion, consultation or consideration for international and interstate negotiations by a city or town, or its designated representatives, with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city or town.
- g. ARS 38-431.03.A.7 – Discussions or consultations with designated representatives of the public body in order to consider its position and instruct its representatives regarding negotiation for the purchase, sale or lease of real property.

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THE TOWN OF PAYSON ENDEAVORS TO MAKE ALL PUBLIC MEETINGS ACCESSIBLE TO PERSONS WITH DISABILITIES. WITH 48 HOURS ADVANCE NOTICE, SPECIAL ASSISTANCE CAN ALSO BE PROVIDED FOR SIGHT AND/OR HEARING IMPAIRED PERSONS AT PUBLIC MEETINGS. PLEASE CALL 474-5242 (VOICE) OR 472-6449 (TDD) TO REQUEST AN ACCOMMODATION TO PARTICIPATE IN THIS MEETING.

NOTE: The information discussed in the Executive Session and the minutes of the Executive Session are confidential.