

**TOWN OF PAYSON  
TOWN COUNCIL MEETING  
MINUTES OF THE REGULAR MEETING  
February 1, 2007**

**CALL TO ORDER**

Mayor Bob Edwards called the meeting to order in the Council Chambers at approximately 5:30 p.m.

**INVOCATION**

Father Bill Gyure, St. Philip the Apostle Church

**PLEDGE OF ALLEGIANCE**

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

**ABSENT:** Council Member, Mike Vogel.

**STAFF PRESENT:** Fred Carpenter, Town Manager, Sam Streichman, Town Attorney, Glenn Smith, Chief Fiscal Officer, LaRon Garrett, Public Works Engineer, Gordon Gartner, Police Chief, Jerry Owen, Community Development Director, Silvia Smith, Town Clerk, Martin deMasi, Fire Chief, and Rick Manchester, Parks & Recreation Director.

**OTHERS PRESENT:** Tim Wright, Deputy Town Attorney; Carol McCauley, Main Street/Redevelopment Manager; Kevin Krogulski, Grants Coordinator; Donna Meinerts, Comptroller; Bob Lockhart, Fire Marshal; Marci Huffman, Chief Deputy Town Clerk.

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

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.

**Motion:** to approve items listed on the Consent Agenda.

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

**Vote:** Motion carried 6 - 0

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

Absent: Council Member, Mike Vogel.

**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.

Town Manager Fred Carpenter reported on the following:

February 8, 2007, is next Corporate Strategic Plan meeting at 9:00 a.m.

February 8, 2007, special meeting re C.C. Gragin (Blue Ridge) Reservoir water resource development project at 5:30 p.m. in the chambers.

Next Payson Citizens Leadership Academy is scheduled for August 2007.

**D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS**

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

Vice-Mayor Fruth reported that the Falcons will be back Monday to battle with Payson for first place, both boys and girls.

Clmn. Connell was given a birthday card from Council and Staff.

The Mayor commended Todd Bramlet for assisting Mr. and Mrs. Lockhart in the death of a friend's daughter.

Clmn. Blair, referring to the illegal immigrant issue, said the real issue was employers who do not obey the law regarding who they hire.

2. Fire Chief Marty deMasi introduced new Town of Payson Fire Marshal Bob Lockhart. Fire Marshal Lockhart is from Arlington, Illinois, near the Chicago area.
3. Jonathon Grinder, Tucson Racing Inc., gave a short presentation concerning the Mountain Bike Race on May 5th and 6th, 2007. It will be the event's third year. He thanked Carol McCauley and Dan Basinski for all their help. USS Cycling has picked the even as one of the top ten events in their calendar. Mayor Edwards commended them of achieving national title.

**E. MINUTES**

1. \* Council Meeting Minutes:
  - . 01-04-07 Regular Meeting Pages 1-11
  - . 01-09-07 Special Meeting Pages 1-3
  - . 01-11-07 CSP Pages 1-4\*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.

2. \* Personnel Board Minutes:  
. 01-10-07 Meeting Pages 1-4  
\*CONSENT\*

## **F. HEARINGS AND APPEALS**

1. This was a Public Hearing concerning a Notice of Intention to Increase Development Fees. The maximum amount of the increased development fees shall not exceed \$808 per residential unit for Public Safety, \$1,508 per residential unit for Parks and Recreation, and \$1,235 for Streets.

Jerry Owen explained the proposed increases and what the funds would be used for.

Rick Croy expressed his concerns regarding the fees affecting affordable housing.

There was discussion regarding the proposed increases. Water impact fees were not included in this public hearing.

Mr. Carpenter said it was too tight a schedule for action by the February 15th meeting. He suggested bringing it back on the agenda sometime in March.

Mayor Edwards closed the public hearing.

## **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\* APPROVED

2. \* Discussion/possible action concerning Resolution No. 2245, captioned as follows:  
A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING REVISIONS TO THE TOWN OF PAYSON HOUSING REHABILITATION GUIDELINES.

\*CONSENT\* APPROVED

3. First Reading and Public Hearing concerning Ordinance No. 701, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, CREATING PAYSON'S HOUSING ADVISORY COMMISSION BY ADDING SECTIONS 33.75 THROUGH 33.79 TO CHAPTER 33 OF THE CODE OF THE TOWN OF PAYSON. First Reading and Public Hearing. (Note: Resolution No. 2235 is provided for information only.)

Mayor Edwards opened the public hearing.

Rick Croy commended Council for following through.

Mayor Edwards closed the public hearing.

4. Second Reading and Public Hearing concerning Ordinance No. 704, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE OFFICIAL ZONING MAP FOR THE TOWN OF PAYSON, AMENDING ORDINANCE NO. 466 AND AMENDING THE ZONING CODE FOR THE TOWN OF PAYSON BY REZONING CERTAIN REAL PROPERTY GENERALLY LOCATED AT 500 SOUTH RIM CLUB PARKWAY, BEING GILA COUNTY ASSESSOR'S PARCEL NUMBER 304-01-331B, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM R1-175 TO R1-18 (REZONING OF 500 SOUTH RIM CLUB PARKWAY). Second Reading and Public Hearing.

Mayor Edwards opened the public hearing.

Item 8 was amended per Clmn. Romance's request.

Mayor Edwards closed the public hearing.

**Motion:** to Approve Ordinance No. 704

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

**Vote:** Motion carried 6 - 0

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

Absent: Council Member, Mike Vogel.

5. First Reading and Public Hearing concerning Ordinance No. 705, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, CREATING PAYSON'S DESIGN REVIEW BOARD BY ADDING CHAPTER 156 TO THE CODE OF THE TOWN OF PAYSON. First Reading and PublicHearing. (Note: Resolution 2244 is for information only.)

Mayor Edwards opened the public hearing.

Jim Garner expressed his concerns that it would be a regulatory board with no appeal process.

Another issue he had was that all the members on this board could be people from someplace other than the Town. He felt it needed to be redone with an explanation of what was to be accomplished.

There was discussion concerning the language of the Ordinance and if Town boards should be comprised of other than Town residents. There also was discussion concerning the scope of the committee and the public meeting process. There are existing design review criteria in the UDC and also for the Green Vaaley Redevelopment Area. This ordinance would create a third procedure which Mr. Owen felt would cause confusion.

There was further discussion regarding the existing design review criteria and why it was not in the agenda packet. Other discussion concerned the need for outside expertise and that the current design review process was not working. It was felt that all needed to work together to find a plan that works and paints a vision of what people want the Town to be.

Jeannie Langham, Chairperson of the Design Review Task Force, voiced that the citizens were concerned about what the town looks like, and that there was a need for a review process. She had learned that Camp Verde approved a Design Review Board of seven members who did have power to allow or deny. She felt there was a need for an appeal process. She thought that many people in outlying areas earn their living in the Town, and that they should have a say in how the Town looks.

Mayor Edwards said that although the current committees are made up of Payson residents, and appointments are made by the mayor, he felt that the issue needed to be addressed on all the Town's committees because some talent might be missed.

Jim Garner said there was a packet for design design review prior to Mr. Owen coming to the Town that should be looked at. There had not been many projects that had gone through the process. There was concern about applying design review to industry.

Mayor Edwards supported it with some work to be done on it because Payson needed a facelift. He said that national businesses will meet the requirements.

Steve Christenson also served on the Design Review Task Force and did not write the document. He felt there was a need for a design review commission that works better than it does now. He would hate to see a commission become heavy handed, but there needed to be some comprehensive design review in order to manage everything else.

There was discussion concerning looking at issues the task force came across on the existing criteria. Details needed to be important. It was felt there was a need for someone who was connected to this, and firm guidelines as to what people are looking for so that not everything has to come to the Council.

Mayor Edwards closed the public hearing.

## **H. UNFINISHED BUSINESS**

1. Council Decision Request filed by Kevin Krogulski, Grants Coordinator, to direct staff to prepare the FY 2007 CDBG application for housing rehabilitation and Senior Center roof, with the final application to be presented for Council approval following a public hearing on March 1, 2007.

Heather Patel from CAAG reviewed project ideas taken from previous public hearings they had. The most viable projects for the \$280,000 of CDBG funds would be \$50,000 for Senior Center roof, with the rest going to the housing rehab program. She informed Council as to what the next steps were.

There was discussion concerning the Senior Citizen Center's need for a new floor,

however, the floor had been worked on before, and the regulations of the program would not allow a redo of what had already been done. Barbara Underwood thought the floor problem would be taken care of through various businesses in the area.

Mr. Carpenter said the amount might be \$400,000 and that Mr. Krogulski was working closely with Ms. Patel.

#### **I. NEW BUSINESS**

1. Council Decision Request filed by Silvia Smith, Town Clerk, to authorize the legal department staff and the Town Clerk to negotiate a contract with Public Surplus to conduct our sale of various surplus equipment on the Internet for a standard rate of 8% commission rather than handling the sales in house.

**Motion:** to Approve a Council Decision Request filed by Silvia Smith, Town Clerk, to authorize the legal department staff and the Town Clerk to negotiate a contract with Public Surplus to conduct our sale of various surplus equipment on the Internet for a standard rate of 8% commission rather than handling the sales in house.  
Moved by Council Member Ed Blair, seconded by Vice-Mayor Tim Fruth.

**Vote:** Motion carried 6 - 0

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

Absent: Council Member, Mike Vogel.

#### **J. CLAIMS**

1. \* List of Checks paid from 12/29/06 through 1/23/07, Check Nos. 40225 through 40440, and authorization to file the checks for audit.  
\*CONSENT\* APPROVED

#### **K. MISCELLANEOUS**

1. \* Reappointment of Bruce Wilson to the Parks and Recreation Advisory Board, term to expire 12/31/09. (Letter on file in Town Clerk's office.)  
\*CONSENT\* APPROVED
2. 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. There were no public comments.

#### **ADJOURNMENT**

The meeting adjourned at approximately 6:54 p.m.

\_\_\_\_\_  
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 1 of February, 2007. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2007.

\_\_\_\_\_  
Marcia F. Huffman, Chief Deputy Town Clerk