

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
April 5, 2007**

CALL TO ORDER

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

INVOCATION

Pastor Gordon Hauptman, Crossroads Foursquare 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, Council Member, Mike Vogel, Council Member John Wilson, Silvia Smith, Town Clerk, and Gordon H. Gartner, Police Chief.

STAFF PRESENT: Fred Carpenter, Town Manager, Sam Streichman, Town Attorney, Glenn Smith, Chief Fiscal Officer, LaRon Garrett, Public Works Engineer, Jerry Owen, Community Development Director, and Rick Manchester, Parks & Recreation Director.

OTHERS PRESENT: Mike Ploughe, Hydrogeologist; Marci Huffman, Chief Deputy Town Clerk; Don Engler, P.D. Commander; Carol McCauley, Main Street/Redevelopment Manager; Tim Wright, Deputy Town Attorney; Det. Matt Van Camp.

Mayor Edwards moved to refer Agenda Item F.1 back to the Planning and Zoning Commission. Clmn. Blair requested hearing it anyway. Mayor Edwards withdrew his motion.

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.

Penny Pew of Congressman Renzi's office gave a brief update and stated that Payson will be getting \$3.3 million for firebreaks. A resolution will be introduced for Payson's 125th anniversary in October. She introduced her daughter Whitney.

- 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.

Clmn. Wilson moved, seconded by Clmn. Vogel, to approve all items on the Consent Agenda except G.5. Motion carried, 7-0.

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.

Town Manager Fred Carpenter gave an update regarding negotiations being completed with property owners along Meadow Street between Frontier and Main Streets that will enable the Town to assume control of the right of way. Acceptance of these deeds will be on the April 19 agenda. That short stretch of roadway will then be paved before the end of the current fiscal year. Also planned for the near future is using pavement preservation funding on Longhorn Road between the Beeline and McLane.

Plans for both the Mud Springs Road and St. Phillips Street projects should be complete by the end of April. Projects will be bid shortly thereafter with expected completion before the end of this year's paving seasons.

Vice-Mayor Fruth informed all concerning the Payson community orchestra debut.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. Presentation of a check from the Tonto Apache Tribe by Kenny Davis, Vice Chair, for street repair on Frontier Street (St. Phillips to Mud Springs Road).

Hubert Nante, Tonto Apache Tribe, commented regarding the gaming industry and how it contributes to the community. Kenny Davis of the Tonto Apache Tribe presented the Town of Payson a check in the amount of \$51,871.00 to be used for the street repair on Frontier Street (St. Phillips to Mud Springs Road).

Mayor Edwards brought everyone up to speed concerning the safe yield study and the Tower Well. Both Payson and Star Valley had agreed to the study.

3. Presentation of the Star Valley Safe Yield Study by Clear Creek Associates.

A. Council Decision Request filed by Michael Ploughe, Hydrogeologist, to accept the "Estimation of Safe Groundwater Yield - Star Valley, Gila County, Arizona"

report, dated March 23rd, 2007 in fulfillment of Clear Creek Associates contract per CDR of July 20th, 2006.

Paul Plato and Doug Bartlett of Clear Creek gave a PowerPoint presentation. Doug Bartlett, principle hydrogeologist, introduced the study.

The study provides a starting point for water management in the area. Local wells would be the next step.

There was considerable discussion concerning the study, Blue Ridge and if the Tower Well was different water. Based on the ranges of tritium in a Bureau of Reclamation of some capped wells in the area, the Tower Well is different water. There would have to be additional testing.

Taking into consideration the total future of water availability including Blue Ridge, there appeared to be adequate water for the future.

It was determined that Payson, Star Valley and the water companies should sit down and come up with a managed water system that would work for all involved. It should be a joint effort without a political view.

Gary Bedsworth commented on the drought and that no one knows how long it will last and asked questions concerning how old the water is.

Mik Ploughe, Town Hydrogeologist, responded that the water was one year to 150 years old. The reason for 80% in Safe Yield was to make up for the drought, and he felt the Town was doing okay.

Nancy Kroenig commented on buildout numbers. The Town has a General Plan and more defined zoning. Star Valley has less private land and only Star Valley can answer how to predict their buildout number.

The use of deeper water was discussed and Mike Ploughe clarified that there is a program for deep water as a strategy, however, deep sources do not account for the majority of water right now.

Although public feeling is that water is going down, Mike Ploughe said looking at the long term picture, it is actually very stable. There will be change every day, but this is part of the management study.

There was some discussion concerning safe yield and sustainable yield. Sustainable yield is difficult to identify and would require a level of analysis that was outside the study. The study was done from a budget perspective. It would be a water management problem.

The study did not state the specific impact of the Tower Well. Mr. Plato said the more one spread the pumping around, the better. Mr. Ploughe said that sustainable yield was a poor choice of words and is a new concept just evolving. It points towards bringing in all aspects of resources in an attainable way.

Clmn. Romance thanked Clear Creek adding that this PowerPoint presentation was

not all that was in their written presentation. He also recalled talking about many limitations, and that there is always more work to do. This is a tool that can be used and he preferred a science-based document that will be reliable for years.

Vice-Mayor Fruth moved, seconded by Clmn. Wilson, to accept the "Estimation of Safe Groundwater Yield - Star Valley, Gila County, Arizona" report, dated March 23rd, 2007 in fulfillment of Clear Creek Associates contract per CDR of July 20th, 2006. Motion carried, 7-0.

E. MINUTES

1. * Council Meeting Minutes:
 - . 03-01-07 Regular Meeting Pages 1-12
 - . 03-08-07 Special Meeting Pages 1-2
 - . 03-08-07 Special Meeting Pages 1-2
 - . 03-15-07 Special Meeting Pages 1-3
 - . 03-15-07 Regular Meeting Pages 1-12
 - . 03-20-07 Special Meeting Pages 1-2

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. * Planning and Zoning Commission Minutes:
 - . 01-08-07 Regular Meeting Pages 1-8
 - . 02-12-07 Regular Meeting Pages 1-14

CONSENT
3. * Building Advisory Committee Minutes:
 - . 02-24-07 Regular Meeting Pages 400-401
 - . 02-27-07 Regular Meeting Page 402
 - . 03-13-07 Regular Meeting Page 403

CONSENT
4. * Green Valley Redevelopment Area Committee Minutes:
 - . 10-05-06 Regular Meeting Pages 533-535
 - . 12-07-06 Regular Meeting Pages 536-539
 - . 02-01-07 Regular Meeting Pages 542-545

CONSENT

F. HEARINGS AND APPEALS

1. This is a Public Hearing concerning an appeal of the Planning & Zoning Commission decision approving a conditional use permit (CUP-156-06) allowing guest quarters with cooking facilities to an R1-10-MH zoning district at 509 W. Locust. This is a Public Hearing.

Linda Reyes requested revocation of the conditional use permit stating that initially there were nine homeowners opposed and two were added later. Many were not able to attend the hearings. She had found CC&Rs which she thought gave them

some control as to what could or could not happen in the neighborhood.

Jerry Owen, Community Development Director, gave the history of the issue.

After some discussion, it was found that the CC&R's did not pertain to any homeowners' association because it was unsubdivided land and there was no homeowners' association. The Town does not get involved.

Jim Keith said his purpose was not to turn the guest house into a rental. He wanted his parents closer to him since his mother had Alzheimer's and his father is ill. He stated that he had spoken with one of his neighbors who was originally against the CUP and explained to him his reasons. The neighbor agreed with him.

Mr. Keith was encouraged by Council to clean up his property as a good neighbor.

Mayor Edwards closed the public hearing.

Clmn. Blair moved, seconded by Clmn. Vogel to uphold the Planning and Zoning Commission's recommendations. Motion carried, 7-0.

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. Business Licensing:
 - A. Discussion/possible action concerning reconsideration of Resolution No. 2248 and Ordinance 709 approved on March 15, 2007.
 - B. Discussion/possible action concerning Resolution No. 2248A, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 110 (BUSINESS LICENSING) OF THE CODE OF THE TOWN OF PAYSON, AND DECLARING SUCH AMENDMENT TO BE A PUBLIC RECORD
 - C. Public Hearing concerning Ordinance No. 709A, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 110 (BUSINESS LICENSING) OF THE CODE OF THE TOWN OF PAYSON AND ADOPTING SUCH AMENDMENTS BY REFERENCE.

Mayor Edwards moved to reconsider, seconded by Clmn. Vogel. The motion carried, 7-0.

Mayor Edwards opened the public hearing.

There was no discussion from the public or Council, so Mayor Edwards closed the public hearing.

Clmn. Wilson moved, seconded by Clmn. Vogel, to approve Resolution 2248 A and Ordinance No. 709A. Motion carried, 7-0.

3. Discussion/possible action concerning Resolution No. 2249, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING THE CITIZEN WATER CONSERVATION TASK FORCE REPORT DATED AUGUST 2006 AND DIRECTING A REVIEW AND EVALUATION FOR IMPLEMENTATION OF RECOMMENDATIONS.

Gary Bedsworth gave the Water Task Force report and thanked the members of the task force for their work.

Bruce Wales proposed catching water and reusing it and explained how the process worked. He also requested placing a kiosk at Green Valley Park showing how water catchment is done.

Action could not be taken on a kiosk at this meeting because it had not been agendaized.

Vice-Mayor Fruth moved to approve Resolution No. 2249, seconded by Mayor Edwards.

Clmn. Romance thought that certain language in the resolution would foster fear, even though he agreed with the garden idea. He felt Exhibit A was not needed.

Vice-Mayor Fruth amended his motion to remove the 3rd and 4th "Whereas."
Clmn. Wilson seconded the motion. Motion carried, 7-0.

Rick Manchester will work with Mr. Wales on the project.

4. Discussion/possible action concerning Resolution No. 2259, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND ADOPTING THE TOWN OF PAYSON SUBSTANCE ABUSE POLICY.

Clmn. Vogel requested that the Council Members be added.

Clmn. Vogel moved, seconded by Clmn. Connell to approve Resolution No. 2259, with the addition of the seven Council Members. Motion carried, 7-0.

5. Discussion/possible action concerning Resolution No. 2260, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND ADOPTING REVISIONS TO THE TOWN OF PAYSON FAMILY AND MEDICAL LEAVE ACT POLICY.

This item was taken off consent by Clmn. Vogel.

Clmn. Vogel moved to table. There was no second and the motion died for lack of a second. Bob Smith will clarify the section concerning accrued leave and FMLA. Mayor Edwards moved to approve Resolution No. 2260 with the clarification.

Motion carried, 7-0.

6. * Discussion/possible action concerning Resolution No. 2262, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, RELATING TO FOREST HEALTH. *CONSENT* APPROVED
7. Discussion/possible action concerning Resolution No. 2263, 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 LONGHORN CONDOMINIUMS (HABITAT FOR HUMANITY CONDOMINIUMS).

Vice-Mayor Fruth moved to approve Resolution No. 2263, seconded by Clmns. Wilson and Vogel. Motion carried, 7-0.

8. * Discussion/possible action concerning Resolution No. 2264, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, MAKING KNOWN ITS COMMITMENT TO THE PRINCIPLE OF FAIR HOUSING, AND DESCRIBING ACTIONS IT WILL UNDERTAKE TO AFFIRMATIVELY FURTHER FAIR HOUSING. *CONSENT* APPROVED
9. * Discussion/possible action concerning Resolution No. 2265, 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 NUMBER 1 TO CONTRACT NO. 2006-2615IGA WITH THE STATE OF ARIZONA, DEPARTMENT OF WATER RESOURCES ("RINSESMART" PROGRAM). *CONSENT* APPROVED
10. * Discussion/possible action concerning Resolution No. 2266, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DIRECTING THAT THE TOWN NOT EXECUTE THE FUNDING AGREEMENTS APPROVED BY RESOLUTION 2250 AND DIRECTING STAFF TO CONDUCT A WELL YIELD ANALYSIS FOR THE WELLS ADDRESSED IN THE AGREEMENTS (CROY, REISDORF, WILLSON WELLS). *CONSENT* APPROVED
11. Second Reading and Public Hearing concerning Ordinance No. 707, 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 203, 215, 217, & 219 WEST AERO AND 116 WEST CEDAR LANE, BEING GILA COUNTY ASSESSOR'S PARCEL NUMBERS 304-17-139, 304-17-140, 304-17-141, 304-17-123A, 304-17-123B, AND 304-17-127, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM R3-MH TO C-3. Second Reading and Public Hearing.

Mayor Edwards opened the public hearing. There was no discussion, and Mayor Edwards closed the public hearing.

Vice-Mayor Fruth moved, seconded by Clmn. Vogel, to approve Ordinance No. 707. Motion carried, 7-0.

12. Second Reading and Public Hearing concerning Ordinance No. 708, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE SECTION 15-02-004 (D) TABLE OF RESIDENTIAL LOT DEVELOPMENT STANDARDS AND SECTION 15-11-002 OF CHAPTER 154 (THE UNIFIED DEVELOPMENT CODE) OF THE CODE OF THE TOWN OF PAYSON (ALLOWING 3000 SQUARE FOOT TOWNHOUSE LOTS IN R3 ZONES). Second Reading and Public Hearing.

Mayor Edwards opened the public hearing. After brief discussion, Mayor Edwards closed the public hearing.

Clmn. Wilson moved, seconded by Clmn. Connell to approve Ordinance No. 708. Motion carried, 7-0.

13. First Reading and Public Hearing concerning Ordinance No. 711, 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 1002 WEST AIRPORT ROAD, BEING GILA COUNTY ASSESSOR'S PARCEL NUMBER 302-23-055, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM R1-175 TO M-2 (TOWN'S MAINTENANCE FACILITY). First Reading and Public Hearing.

Mayor Edwards opened the public hearing.

Jerry Owen, Community Development Director, gave a brief overview.

There was discussion regarding requiring a site plan as the Town requires of others. LaRon Garrett, Town Engineer, responded that the Airport Layout Plan actually is the plan.

There was discussion regarding noise levels, deed restrictions and proper zoning. Council would approve whatever business came in.

Falcon Crest Subdivision was noticed on this.

Sam Streichman, Town Attorney, suggested an M2-Town zoning. Jerry Owen said that there is one condition on this that any future use would be subject to all the appropriate codes and standards, which could include design review.

Mayor Edwards closed the public hearing.

14. First Reading and Public Hearing concerning Ordinance No. 712, 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 401 SOUTH RIM CLUB PARKWAY, BEING GILA COUNTY ASSESSOR'S PARCEL NUMBER 304-01-330, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM R1-175 TO R1-18 (401 SOUTH RIM CLUB PARKWAY). First Reading and Public Hearing.

Mayor Edwards opened the public hearing.

Jason Phillimore, Tetra Tech, explained the project.

After brief discussion, Mayor Edwards closed the public hearing.

15. First Reading and Public Hearing concerning Ordinance No. 713, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, CREATING PAYSON'S DESIGN REVIEW BOARD AND AMENDING THE DESIGN REVIEW APPLICATION PROCESS. First Reading and Public Hearing. (Note: Resolution 2258 for information only.)

There will be a meeting on Monday with Jeannie Langham, and this ordinance will be brought back at the next regular meeting.

Clmn. Vogel continued to have a problem with allowing two non-residents on the Design Review Board and the Housing Commission. He suggested putting an ad in the paper to see what kind of response the Town would get.

Mayor Edwards closed the public hearing.

H. UNFINISHED BUSINESS

There were no items in this section.

I. NEW BUSINESS

1. * Council Decision Request filed by Robert Smith, Human Resources Director, to authorize the Mayor to sign Northern Gila County Community Prevention Council Memorandum Of Understanding in substantial form and authorize Robert Smith and Don Engler Town of Payson employees, to sign as employee representatives of the Town of Payson. *CONSENT* APPROVED
2. Council Decision Request filed by Donald B. Engler, Police Commander, to direct the legal counsel of the Town of Payson to draft an Intergovernmental Agreement between the Town of Payson and the Town of Star Valley regarding law enforcement services for that community in exchange for a payment of \$210,000.00 the first year with a proposed yearly increase based on a 5.8 percentage of the Payson Police Department operating budget.

After Commander Engler explained the proposed agreement, various council members asked questions regarding what the costs covered, whether or not the Town was subsidizing the Town of Star Valley, Star Valley's projected income, and Gila County's proposed amount to provide law enforcement services.

Bill Heath, a Councilman from Star Valley was present to answer questions.

Vice-Mayor Fruth moved to direct staff to come back with a different proposal with a higher dollar amount. Clmn. Wilson seconded the motion.

Chief Gartner said the actual cost the Town of Payson spends for full services with a 20% discount is \$565,000.

Motion carried, 7-0.

3. Council Decision Request filed by Donald B. Engler, Police Commander, to authorize the police department to purchase one 2007 Ford Expedition SUV 4x4 and three 2007 Chevrolet Impala police package vehicles. These will be purchased through the GSA Auto Choice Federal Purchasing program. The total purchase price for the vehicles is \$73,863. Furthermore, I move to authorize the purchase of the police equipment necessary to outfit the police vehicles not to exceed the amount of \$22,500, and to also direct the Chief Fiscal Officer and the Town Manager to prepare a lease purchase agreement regarding the vehicle and equipment purchases.

Clmn. Wilson moved to approve.

Det. Van Camp procured the vehicles at a reduced price through the GSA purchasing program, saving the Town money.

The motion was seconded by Vice-Mayor Fruth and Clmn. Vogel. Motion carried, 7-0.

4. Council Decision Request filed by Ray LaHaye, Chief Building Official, to award the bid for the Community Development Building Addition to Intermountain West Civil Constructors, Inc. in the amount of \$33,203.00, with funds appropriated from the Community Development budget.

After comments by Ray LaHaye, Clmn. Vogel moved, seconded by Clmn. Wilson, to award the bid for the Community Development Building Addition to Intermountain West Civil Constructors, Inc. in the amount of \$33,203.00, with funds appropriated from the Community Development budget. Motion carried, 7-0.

J. CLAIMS

1. * List of checks paid from 3/13/07 through 3/22/07, Check Nos. 40967 through 41190, and authorization to file the checks for audit. *CONSENT* APPROVED

K. MISCELLANEOUS

1. Yavapai Downs request to renew their off-track wagering permit for Famous Sam's.

Mr. Randy Fozzard, Racing Operations Manager, will be present to answer any questions.

Randy Fozzard, Yavapai County Fair, apologized for missing the last meeting. Yavapai Fair operates the program out of Famous Sam's. There have been no problems in the six years they have been operating here.

There were council comments doubting the benefits to the Town. Other comments were made regarding taxes and that the off-track wagering helps Famous Sam's business.

Clmn. Vogel moved to approve, seconded by Clmn. Wilson.

Motion carried, 5-2; Mayor Edwards and Clmn. Blair dissented.

2. * Acceptance, with regrets, the resignation of Brent Cannon from the Parks and Recreation Board, with thanks for a job well done. (Letter on file in Town Clerk's office.) *CONSENT* APPROVED
3. 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.

ADJOURNMENT

The meeting adjourned at 9:30 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 regular meeting of the Town Council of the Town of Payson held on this day the 5 of April, 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