

AMENDED

**COMMON COUNCIL OF THE TOWN OF PAYSON
AGENDA OF THE REGULAR MEETING
JUNE 4, 2009**

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

INVOCATION (Participation Voluntary) Senior Pastor Kelly Wooldridge, First Assembly of God

PLEDGE OF ALLEGIANCE

ROLL CALL: KE __ EB __ SC __ RC __ MH __ MV __ JW __

STAFF PRESENT: DG __ SIS __ MD __ CPW __ DBE __ SS __ LG __ TM __ RE __ CD __

OTHERS PRESENT: _____

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.

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.

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

1. Brief presentation of current events by the Town Manager, Mayor, and/or Council Members. Documents, materials and information for Council review. The Arizona Open Meeting Law specifies that the Town Council may not discuss or take action on any matter mentioned during this presentation or on the attached materials unless the specific matter is properly noticed for legal action.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

E. MINUTES

1.* Council Meeting Minutes:

- [05-05-09](#) Special Meeting Minutes Pages 1 - 5
- [05-07-09](#) Regular Meeting Minutes Pages 1 - 11
- [05-08-09](#) Community Event Meeting Minutes Page 1

***CONSENT* APPROVAL**

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.* Parks and Recreation Commission:

- [04-08-09](#) Regular Meeting Minutes Pages 1 - 12

***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

There are no items in this section

G. RESOLUTIONS AND ORDINANCES

There are no items in this section.

H. UNFINISHED BUSINESS

1. There are no items in this section

I. NEW BUSINESS

1. [Council Decision Request](#) filed by Martin A. deMasi, Fire Chief, to authorize the Mayor to sign all necessary documents associated with the vehicular training agreement between the Town of Payson and Yavapai College.
2. **AMENDED** [Council Decision Request](#) filed by Debra A. Galbraith, Town Manager, to adopt [Fiscal Policy 103](#) and [104](#) re: **Capital Improvements and Debt Management**, with changes, if any, as recommended during the meeting. **(Added 6-1-09 at 8:51 a.m.)**.
3. [Council Decision Request](#) filed by Bethany Beck, Housing/Grants Coordinator, to direct staff to initiate the town-wide Affordable Housing Donation Campaign with the following actions: (1) work with the Housing Advisory Commission to solicit donations from the community as a whole; and (2) separate all affordable housing donations from the development approval process.
4. [Council Decision Request](#) filed by Silvia Smith, Town Clerk, to approve the schedule change to cancel the Special Budget Meetings of June 11, 2009, June 18, 2009, and June 23, 2009, August 6, 2009 and August 13, 2009.
5. **AMENDED** [Council Decision Request](#) filed by Debra A. Galbraith, Town Manager, to change the Council Meeting Schedule as follows:
July 7, 2009 - Special Council Meeting to adopt the 2009/2010 tentative budget;
July 23, 2009 - Regular Council Meeting public hearing and adoption of the 2009/2010 final budget; and August 6, 2009 to adopt the 2009/2010 property tax levy. **(Amended 6-1-09 at 3:33 p.m.)**.
6. [Council Decision Request](#) filed by Bethany Beck, Housing/Grants Coordinator, to approve the Town of Payson [Housing Needs Assessment and Strategy](#) and authorize staff to begin implementation of the document.

7. **ADDED AMENDED**

- A. **Discussion/possible action re:** [Council Decision Request](#) filed by Debra Galbraith, Town Manager,
 - 1.) to direct staff to publish notice to hold a "Truth in Taxation" **hearing** to consider whether to raise the property tax to the rates allowed per Arizona Revised Statutes.
 - OR
 - 2.) Do nothing and leave the property tax rates to reflect adding only the change in assessed value for new construction, as has been done in the past. **(Added 6-1-09 at 3:25 p.m.)**. **(Amended 6-2-09 at 9:10 a.m.)**.
- B. **Potential uses for additional tax revenues if the property tax is raised.** **(Added 6-2-09 at 9:10 a.m.)**

J. CLAIMS

- 1.* List of checks paid from 05/12/09 through 05/21/09, Check Nos. 005789 through 005939, and authorization to file the checks for audit.
***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.

ADJOURNMENT

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 - 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.

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.

CERTIFICATION OF POSTING

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following location: Payson Town Hall bulletin board, 303 N. Beeline Highway, Payson, Arizona, on the ____ day of _____, 2009, at _____, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: _____
Silvia Smith, Town Clerk