

**AMENDED**

**COMMON COUNCIL OF THE TOWN OF PAYSON  
AGENDA OF THE REGULAR MEETING  
MAY 5, 2011**

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

**INVOCATION (Participation Voluntary)**

Pastor Richard Richey, First Church of the Nazarene

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** KE \_\_ MH \_\_ EB \_\_ FC \_\_ SC \_\_ RC \_\_ JW \_\_

**STAFF PRESENT:** DG \_\_ TW \_\_ MD \_\_ DBE \_\_ SS \_\_ LG \_\_ TM \_\_ CD \_\_

**OTHERS PRESENT:** \_\_\_\_\_

*The Council may discuss, consider or take action on any item 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. 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.
2. Documents, materials and information for Council review. (The Council will not discuss or take action on the attached; they are provided for information only)

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

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. [Proclamation](#) declaring May 15 - 21, 2011 as Police Week and May 15, 2011 as Peace Officers' Memorial Day. Payson Police Chief Don Engler and officers with the Gila County Sheriff's Department, Department of Public Safety, Arizona Game and Fish and the Tonto Apache Tribe will be present to accept the proclamation.
3. [Proclamation](#) declaring May 19, 20 and 21, 2011 as Payson Western Wear Days. John Landino and members of the Payson Pro Rodeo Committee will be present to accept the proclamation.
4. [Proclamation](#) declaring May 21, 2011 as Payson Aero Fair Day. Beth Myers, Airport Supervisor, Payson Regional Airport Authority will be present to accept the proclamation.
5. Acceptance of plaque for platinum level sponsorship of the 18th Annual Beeline Cruise In Car Show.

#### **E. MINUTES**

- 1.\* **Council Meeting Minutes:**  
[04.21.11](#) Regular Meeting Minutes Pages 1 - 8

**\*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:**  
[01-12-11](#) Regular Meeting Minutes Pages 1 - 5

**\*CONSENT\* INFORMATION ONLY**

- 3.\* **Public Safety Personnel Retirement System Payson Police Department Local Board:**  
[03-03-11](#) Regular Meeting Minutes Page 1

**\*CONSENT\* INFORMATION ONLY**

- 4.\* **Payson Advisory Youth Council:**  
[03-10-11](#) Regular Meeting Minutes Pages 1 - 3

**\*CONSENT\* INFORMATION ONLY**

#### **F. HEARINGS AND APPEALS**

1. There are no items in this section.

#### **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. 2596](#) 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 INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION, FOR HIGHWAY SAFETY IMPROVEMENT PROGRAM FUNDS TO BE UTILIZED FOR THE PURCHASE OF HIGHLY REFLECTIVE TRAFFIC SIGNS (ADOT IGA RE TRAFFIC SIGN REPLACEMENT).
3. **First Reading and Public Hearing** concerning [Ordinance 803](#) captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING ORDINANCE NO. 466 THE ZONING MAP AND THE ZONING CODE FOR THE TOWN OF PAYSON BY REZONING CERTAIN REAL PROPERTY GENERALLY LOCATED AT 1601 E. UNDERWOOD LANE, BEING GILA COUNTY ASSESSOR'S PARCEL NUMBER 302-84-023, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT "A" ATTACHED HERETO, FROM R1-90 TO R1-44 (TUSCANY ESTATES). **First Reading and Public Hearing** ([Memo to Ordinance No. 803](#)) (Note: complete packet is available in the Town Clerk's Office)

## H. UNFINISHED BUSINESS

There are no items in this section.

## I. NEW BUSINESS

1. [Council Decision Request](#) filed by Don Engler, Chief of Police, to direct staff to prepare an ordinance to regulate the use of pellet, BB and similar type guns within the Town of Payson.
2. [Council Decision Request](#) filed by LaRon Garrett, Public Works Director, to ratify the approval of Contract Amendment No. 2 with Sunrise Engineering, Inc. for the Final Engineering Design of the C. C. Cragin Raw Water Pipeline, including the ductile iron pipe purchase.
3. [Council Decision Request](#) filed by LaRon Garrett, Public Works Director, to ratify the approval of Contract Amendment No. 1 with Tetra Tech, Inc. for the Final Engineering Design of the C. C. Cragin Treated Water Pipeline.
- 4.\* [Council Decision Request](#) filed by Colin Walker, Water Superintendent, to enter into a contract with Utility Service Co., Inc. for the annual maintenance of the Airport #2, Beeline and WQARF water storage tanks in an initial amount of \$58,021.00 annually and to allocate all costs to the Water Enterprise Fund.

**\*CONSENT\* APPROVAL**

## J. CLAIMS

- 1.\* List of checks paid from April 15, 2011 through April 26, 2011, Check Nos. 013778 through 013851, and authorization to file the checks for audit.

**\*CONSENT\* APPROVAL**

## K. MISCELLANEOUS

- 1.\* Appointment of Todd Braeger to the Parks and Recreation Commission, term to expire December 31, 2013. (Note: application is on file in the Town Clerk's Office)

**\*CONSENT\* APPROVAL**

- 2.\* Appointment of Amy Korth to the Payson Advisory Youth Council as an alternate member to fill the unexpired term of Tyler Aguirre, term to expire July 1, 2013. (Note: application is on file in the Town Clerk's Office)

**\*CONSENT\* APPROVAL**

- 3.\* **ADDED** Appointment of Sam Arnold to the Parks and Recreation Commission to fill the unexpired term of David Rutter, term to expire December 31, 2011. (Note: application is on file in the Town Clerk's Office). **Added May 2nd at 10:09 a.m.**

**\*CONSENT\* APPROVAL**

**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**

**Note:** Pursuant to A.R.S. §38-431.03(A)(3), the council may vote to hold an executive session for the purpose of obtaining legal advice from the Town Attorney concerning any matter listed on this agenda. The information discussed at any Executive Session and the minutes thereof are confidential.

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**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 \_\_\_\_\_, 2011, at \_\_\_\_\_, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: \_\_\_\_\_  
Silvia Smith, Town Clerk