

**COMMON COUNCIL OF THE TOWN OF PAYSON
AGENDA OF THE REGULAR MEETING
JUNE 2, 2011**

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

INVOCATION (Participation Voluntary)

Pastor Mark Henning, Payson's Living Word Bible Church.

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. Presentation of the 2009-2010 Town of Payson financial audit by Dennis Osuch from Larson Allen CPAs, Consultants and Advisors.

E. MINUTES

- 1.* **Council Meeting Minutes:**
05.10.11 Special Meeting Pages 1 - 7
05.17.11 Special Meeting Pages 1 - 5
05.19.11 Special Meeting Pages 1 - 3

***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.* **Planning and Zoning Commission Minutes:**
04.11.11 Regular Meeting Pages 1 - 8

***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

1. **This is a Public Hearing** concerning an application for a Class 6 and Interim Liquor License filed by John Scott Stewart, agent for Strikers Bar and Billiards, 1111 North Beeline Highway, Payson, Arizona. **This is a Public Hearing.** (Application is on file in the Town Clerk's office.)
2. **This is a Public Hearing** concerning an application for a Special Event Liquor License filed by Daniel Wile, agent, Payson Pro Rodeo Committee for a fund raiser for scholarships to be held at the Payson Event Center, 1400 South Beeline Highway, Payson, Arizona, Sunday, July 3, 2011 from 11:00 a.m. to 6:00 p.m. **This is a Public Hearing.**
3. **This is a Public Hearing** concerning an application for a Special Event Liquor License filed by LeLand Schwein, agent, B.P.O. Elks Lodge #2154 for a fund raiser for charities to be held at the Elk's Lodge, 1206 North Beeline Highway, Payson, Arizona, Sunday, July 3, 2011 from 11:00 a.m. to 11:00 p.m. **This is a 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* APPROVAL**
2. Discussion/possible action concerning Resolution No. 2601 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AFFIRMING THE TOWN'S DESIRE TO PARTICIPATE IN THE CREATION OF A HIGHER EDUCATION SEPARATE LEGAL ENTITY, APPROVING

THE CONCEPTUAL FRAMEWORK SET FORTH IN THE DRAFT INTERGOVERNMENTAL AGREEMENT (CREATING SUCH HIGHER EDUCATION SEPARATE LEGAL ENTITY), AND AUTHORIZING THE MAYOR TO NEGOTIATE THE REMAINING DETAILS OF SUCH INTERGOVERNMENTAL AGREEMENT FOR APPROVAL BY COUNCIL.

3. **First Reading and Public Hearing** concerning Ordinance No. 804 captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 50.59(C) AND (D) OF THE CODE OF THE TOWN OF PAYSON, ADDRESSING THE MANNER OF DETERMINING THE RATE OF INTEREST TO BE CHARGED ON DEFERRED WATER DEVELOPMENT FEES. **First Reading and Public Hearing.**
4. **Second Reading and Public Hearing** concerning Ordinance No. 806 captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ADDING SECTION 15-02-016 AND AMENDING SECTIONS 15-02-003 AND 15-11-002 OF CHAPTER 154 (THE UNIFIED DEVELOPMENT CODE) OF THE CODE OF THE TOWN OF PAYSON, CREATING AN EDUCATIONAL FACILITIES ZONING DISTRICT. (EDUCATION FACILITIES ZONING DISTRICT) **Second Reading and Public Hearing.**
(Staff Memo to Ordinance No. 806)

H. UNFINISHED BUSINESS

There are no items in this section.

I. NEW BUSINESS

There are no items in this section.

J. CLAIMS

- 1.* List of checks paid from May 13, 2011 through May 26, 2011, Check Nos. 014122 through 014279, and authorization to file the checks for audit.

***CONSENT* APPROVAL**

K. MISCELLANEOUS

There are no items in this section.

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.

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