

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
February 6, 2014**

CALL TO ORDER

Mayor Evans called the meeting to order at approximately 5:30 p.m. in the Town Hall Council Chambers, 303 North Beeline Highway, Payson, Arizona.

INVOCATION

Father Lowell Andrews, Catholic Church of the Holy Nativity.

PLEDGE OF ALLEGIANCE

PRESENT: Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member Ed Blair, Council Member Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, and Council Member John Wilson.

STAFF PRESENT: LaRon Garrett - Assistant Town Manager, Tim Wright - Town Attorney, Don Engler - Police Chief, Silvia Smith - Town Clerk, Cameron Davis - Parks, Recreation and Tourism Director, and Emily Linkey - Library Director.

OTHERS PRESENT: Tracie Bailey - Deputy Town Clerk and Beth Beck - Housing Program Manager.

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

Glen Whitlock stated he recently sent the Council an e-mail raising a question about the Town Sign Ordinance. Mr. Whitlock had got some 18X18 signs and stuck them in the ground around town. Mr. Whitlock had contacted the Town prior to doing this and had talked to Sheila DeSchaaf, Zoning Administrator. Mr. Whitlock felt a lot of signs around town did not meet the Town guidelines such as yard sale signs. Mr. Whitlock stated that after a couple of times of putting his signs up they started going missing. Mr. Whitlock figured out it was the Town that was picking up his signs and believed it was odd that he put his sign up by other signs and only his signs were picked up. Mr. Whitlock wanted the Council to know he was not complaining about people putting up garage sale signs, but felt it was evident that there was no way for someone to do a sign that complied with the ordinance. Mr. Whitlock asked the Council to allow something within the framework for someone to do a garage sale sign etc., his signs were to buy houses. Mr. Whitlock had met with LaRon Garrett, Assistant Town Manager, that morning to see if there was a way to review the ordinance and allow for a way to do what he was doing or ask the Town not to be so zealous in their sign enforcement.

B.

CONSENT AGENDA

Items listed on the agenda with an asterisk are considered to be routine in nature and will be enacted by one motion.

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

Moved by Council Member John Wilson, seconded by Council Member Fred Carpenter.

Vote: Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member Ed Blair, Council Member Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, and Council Member John Wilson.

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)

There were no documents for Council review.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

Council Member Wilson announced the food drive had collected \$51,000 in cash donations and there was still a little money trickling in. Mayor Evans thanked Council Member Wilson. Council Member Wilson noted Chuck Proudfoot would like to continue on with the food drive and would get a memo out to everyone who was involved. Council Member Carpenter announced there was about 5,000 pounds of food and some food had been distributed to St. Vincent De Paul's food bank. Council Member Carpenter explained to Mr. Whitlock the Council could not reply to his public comment. Council Member Wilson announced the Taste of the Rim event was coming up and he had tickets for it. It would be on March 8, 2014 from 5:00 p.m. to 8:00 p.m. The Library Friends also had tickets. It was \$30 per ticket. Council Member Carpenter added Saturday was the Lip Sync concert at the high school.

Mayor Evans noted staff had presented Council Members with code books in December last year and he needed their comments back on those.

2. **Presentation** by Payson Area Advisory Youth Council (PAAYC) members, Kayla Percell, Priya Bhakta and Cody May regarding committee accomplishments of 2013 and future goals for 2014.

Ms. Percell, Ms. Bhakta and Mr. May gave a presentation on events PAAYC had helped with over the past year and events the Committee wanted to help with next year. The Committee had also helped with getting food for the food drive. Council Member Carpenter asked if any of the members would help with the Taste of the Rim fundraiser. Emily Linkey, Library Director, noted the PAAYC members would not be able to help because they were minors and there would be alcohol at the event.

E. MINUTES

1. *Council Meeting Minutes:

01.23.14Regular Meeting Pages 1 - 7
***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. *Airport Commission Minutes:

10.14.13Regular Meeting Pages 1 - 5
***CONSENT* INFORMATION ONLY**

3. *Parks and Recreation Commission:

10.09.13Regular Meeting Pages 1 - 3
***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

1. There were no items in this section.

G. RESOLUTIONS AND ORDINANCES

1. The following items pertained to the Community Development Block Grant (CDBG) Program. Presentation and Public Hearing regarding the Community Development Block Grant, by Bethany Beck, Housing Program Manager.

Resolution No. 2756. Discussion/possible action concerning Resolution No. 2756 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA,

AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FISCAL YEAR 2014-2015 STATE COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") FUNDS, CERTIFYING THAT SAID APPLICATION MEETS THE COMMUNITY'S PREVIOUSLY IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE REQUIREMENTS OF THE STATE CDBG PROGRAM, AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION.

Bethany Beck, Housing Program Manager, gave a presentation regarding the Community Development Block Grant. Ms. Beck explained Doni Wilbanks, Planning Technician, had gone over the application process at the last hearing. The purpose of this hearing was to decide which project to include in the application and a resolution to go with that. New funding would come in before November.

Mayor Evans opened the Public Hearing. There were no public comments. Mayor Evans closed the Public Hearing.

Motion: to Approve Resolution No. 2756 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FISCAL YEAR 2014-2015 STATE COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") FUNDS, CERTIFYING THAT SAID APPLICATION MEETS THE COMMUNITY'S PREVIOUSLY IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE REQUIREMENTS OF THE STATE CDBG PROGRAM, AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION.
Moved by Council Member John Wilson, seconded by Council Member Su Connell.

Vote: Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member Ed Blair, Council Member Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, and Council Member John Wilson.

2. **Resolution No. 2753.** Mayor Evans opened discussion/possible action concerning Resolution No. 2753 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, SUPPORTING THE RESTORATION OF HIGHWAY USER REVENUE FUNDS (HURF) DISTRIBUTION TO CITIES, TOWNS, COUNTIES AND THE STATE HIGHWAY FUND.

Tim Wright, Town Attorney, explained the League of Arizona Cities and Towns had provided all cities and towns with a sample resolution to put this back to 2008 levels.

Council Member Blair asked who the resolution would be addressed to. Mayor Evans explained it would go to all of the Senators and representatives and people on those specific committees.

Council Member Carpenter asked what the odds were of this happening. Mayor Evans believed the odds were fairly high because pressure was mounting because of citizen complaints and the Governor was willing to entertain this. Mayor Evans noted this money did not have the Federal strings tied to it. Council Member Carpenter noted the Department of Public Safety has been starved also. LaRon Garrett, Assistant Town Manager, replied it has made an impact on the Town's budget by not getting these funds. Vice-Mayor Hughes asked what the monetary difference would be. Mr. Garrett responded about a million dollars, it would be substantial. Mayor Evans felt this money would be more valuable because it was not attached to Federal money. Council Member Connell asked if this would happen early enough to put in the next budget. Mr. Garrett replied he did not know what the timing was.

Motion: to Approve Resolution No. 2753 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, SUPPORTING THE RESTORATION OF HIGHWAY USER REVENUE FUNDS (HURF) DISTRIBUTION TO CITIES, TOWNS, COUNTIES AND THE STATE HIGHWAY FUND. Moved by Vice-Mayor Michael Hughes, seconded by Council Member Ed Blair.

Vote: Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member Ed Blair, Council Member Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, and Council Member John Wilson.

3. **First Public Hearing concerning Ordinance No. 844** captioned as follows: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 51 (GARBAGE) OF THE TOWN CODE. (PART 8 OF THE SYSTEMATIC CODE REVIEW AND UPDATE)
4. **First Public Hearing concerning Ordinance No. 845** captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING TITLE VII (TRAFFIC CODE), CHAPTERS 70 (GENERAL PROVISIONS), CHAPTER 71, (TRAFFIC RULES), AND CHAPTER 72, (PARKING REGULATIONS) OF THE TOWN CODE. (PART 6 OF THE SYSTEMATIC CODE REVIEW AND UPDATE)

Mayor Evans opened the First Public Hearing on Ordinance No. 844 and Ordinance No. 845. Tim Wright, Town Attorney, explained Ordinance

No. 844 was concerning garbage and Ordinance No. 845 was the traffic section which eliminated repetitive sections. Council Member Carpenter asked how many more sections would be reviewed. Mr. Wright replied he did not know yet and still had to see how they would break out. Council Member Wilson noted one section said 500 feet. Mr. Wright responded he would correct that. Mayor Evans noted, on the animal carcasses section, in Cave Creek a hunter had pulled off the road and dumped sixty bob cat carcasses on the road. Mr. Wright believed if it was on private property one could do that. Council Member Carpenter asked if the Forest Service would care if you left carcasses out there. Mr. Wright replied no. There were no public comments. Mayor Evans closed the First Public Hearing for Ordinance No. 844 and Ordinance No. 845.

H. UNFINISHED BUSINESS

1. There were no items in this section.

I. NEW BUSINESS

1. ***Council Decision Request.** Council approved, on the Consent Agenda, a Council Decision Request filed by Silvia Smith, Town Clerk, to change the Regular Council Meeting date from March 6, 2014 to March 4, 2014 immediately following the Capital Improvement Plan (CIP) Meeting scheduled for 4:00 p.m.
***CONSENT* APPROVED**

J. CLAIMS

1. ***List of checks.** Council approved, on the Consent Agenda, a list of checks paid from January 17, 2014 through January 17, 2014, Check Nos. 025015 through 025145, and authorization to file the checks for audit.
***CONSENT* APPROVED**

K. MISCELLANEOUS

1. ***Approval of Jim Hunt as Chair and Bill Day as Vice-Chair** of the Airport Commission.
***CONSENT* APPROVED**

L. PUBLIC COMMENTS

1. There were no public comments.

ADJOURNMENT

Mayor Evans adjourned the meeting at approximately 6:08 p.m.

APPROVED:

_____ Date: _____

Kenny J. Evans, 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 6 of February, 2014. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____ day of _____, 2014.

Tracie Bailey, Deputy Town Clerk