

**COMMON COUNCIL OF THE TOWN OF PAYSON
AGENDA OF THE REGULAR MEETING
NOVEMBER 5, 2015**

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

INVOCATION (Participation Voluntary) Pastor Joe Hittle, Calvary Chapel of Payson

The invocation is provided by a volunteer; presenters are accepted and welcome regardless of religious affiliation. Interested persons may contact the Town Clerk.

PLEDGE OF ALLEGIANCE

ROLL CALL: KE __ MH __ FC __ SC __ RC __ CH __ JW __

STAFF PRESENT: LG __ HF __ DBE __ SS __ CD __ EL __ TH __ DS __

OTHERS PRESENT: _____

*The Council may discuss, consider or take action on any item on this agenda.
The 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(H), a public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.

B. CONSENT AGENDA

1. 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 November as Payson Area Food Drive Action Month. Reverend Charles Proudfoot will be present to accept the proclamation.
3. Proclamation declaring November 2015 as National Home Care Month. Tanya Schlegel-Ryden, Director, will be present to accept the proclamation.

E. MINUTES

- 1.* **Council Meeting Minutes:**
October 15, 2015 Regular Meeting Pages 1-13
***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.* **Board of Adjustment Minutes:**
October 15, 2014 Regular Meeting Pages 227-228
***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

- 1.* Application for a Special Event Liquor License filed by LeLand Schwein, agent for BPO Elks Lodge No. 2154, for a fundraiser to be held at 1206 North Beeline Highway, Payson, Arizona, Thursday, December 31, 2015, 12:00 Noon to 12:00 Midnight. (Application is on file in the Town Clerk's office.)
***CONSENT* APPROVAL**

G. RESOLUTIONS AND ORDINANCES

1. Discussion/possible action concerning Resolution No. 2884 captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE

TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CANYON INDUSTRIES INC., FOR PURCHASE OF A MANUFACTURED TURBINE AND GENERATOR EQUIPMENT FOR THE C.C. CRAGIN RESERVOIR WATER SUPPLY PROJECT - SMALL CONDUIT HYDROELECTRIC FACILITY.

2. Discussion/possible action concerning Resolution No. 2885 captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LEASE-PURCHASE AGREEMENT WITH PNC EQUIPMENT FINANCE, LLC ("EQUIPMENT") FOR FIELD TURF XM6-57-R EQUIPMENT WITH INLAID SOCCER MARKINGS AND TUFTED FOOTBALL GRID AND INLAID FOOTBALL HASH MARKS TO IMPROVE REAL PROPERTY.
3. Second Public Hearing regarding Ordinance No. 873 captioned as follows: AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 154-15-003 OF THE UNIFIED DEVELOPMENT CODE RELATING TO THE HOURS OF OPERATION FOR MEDICAL MARIJUANA DISPENSARIES.
4. Second Public Hearing regarding Ordinance No. 874 captioned as follows: AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING PAYSON TOWN CODE SECTIONS 154-05-005(D)(4) AND (6) OF THE UNIFIED DEVELOPMENT CODE RELATING TO ELECTRONIC MESSAGE CENTERS.
5. Second Public Hearing re: adding Payson Town Code Sections 154-02-004(B) (11), (12), (13) and (14) to the Unified Development Code relating to the use of Recreational Vehicles. **Memo to Council**

A. Resolution No. 2880 - A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, ADDING PAYSON TOWN CODE SECTIONS 154-02-004(B)(11), (12), (13), AND (14) TO THE UNIFIED DEVELOPMENT CODE RELATING TO USE OF RECREATIONAL VEHICLES AS TEMPORARY DWELLINGS AND ADDING THE DEFINITION OF "QUICK CONNECT/DISCONNECT SERVICES" TO SECTION 154-11-002 OF THE UNIFIED DEVELOPMENT CODE, AND DECLARING SUCH ADDITIONS TO BE A PUBLIC RECORD.

B. Ordinance No. 875 - AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ADDING PAYSON TOWN CODE SECTIONS 154-02-004(B)(11), (12) AND (13) OF THE UNIFIED DEVELOPMENT CODE RELATING TO USE OF RECREATIONAL VEHICLES AS TEMPORARY DWELLINGS AND ADDING THE DEFINITION OF "QUICK CONNECT/DISCONNECT SERVICES" TO SECTION 154-11-002 OF THE UNIFIED DEVELOPMENT CODE.

6. Second Public Hearing re: amending Payson Town Code Section 154-02-004 (B)(3) to the Unified Development Code relating to the keeping of poultry hens.

A. Resolution No. 2881 - A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, AMENDING PAYSON TOWN CODE SECTION 154-02-004(B)(3) TO THE UNIFIED DEVELOPMENT CODE RELATING TO THE KEEPING OF POULTRY HENS IN RESIDENTIAL DISTRICTS, AND ADDING THE DEFINITION OF "HENHOUSE" TO SECTION 154-11-002 OF THE UNIFIED DEVELOPMENT CODE, AND DECLARING

SUCH AMENDMENT AND ADDITION TO BE A PUBLIC RECORD.

B. Ordinance No. 876 - AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING PAYSON TOWN CODE SECTION 154-02-004(B)(3) TO THE UNIFIED DEVELOPMENT CODE RELATING TO THE KEEPING OF POULTRY HENS IN RESIDENTIAL DISTRICTS, ADDING THE DEFINITION OF "HENHOUSE" TO SECTION 154-11-002 OF THE UNIFIED DEVELOPMENT CODE, ESTABLISHING A SUNSET CLAUSE AND DECLARING SUCH AMENDMENT AND ADDITION TO BE A PUBLIC RECORD.

H. UNFINISHED BUSINESS

1. There are no items in this section.

I. NEW BUSINESS

- 1.* Council Decision Request filed by Silvia Smith, Town Clerk, to approve the 2016 calendar for Council meetings as attached.
***CONSENT* APPROVAL**
2. Council Decision Request filed by Cameron Davis, Parks, Recreation and Tourism Director, that the Friends of Payson Parks and Recreation a 501c3 organization be granted permission to name certain Parks and Recreation facilities or portions thereof and place objects on such facilities in recognition of or honoring services to the Town. I further move that the Town of Payson will support the Friends of Payson Parks and Recreation organization in their endeavor to raise the funds needed to improve Town of Payson Parks and Recreation Facilities.

J. CLAIMS

- 1.* List of checks paid from October 9, 2015 through October 23, 2015, Check Nos. 047138 through 047399, except Check No. 047322, and authorization to file the checks for audit.
***CONSENT* APPROVAL**
- 2.* Check No. 047322 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict on interest, Council Member Croy will be considered to have abstained form voting on this item.)
***CONSENT* APPROVAL**

K. MISCELLANEOUS

- 1.* Approval of Patrick Underwood as Chair and Doug Martin as Vice-Chair of the Board of Adjustment.
***CONSENT* APPROVAL**
- 2.* Approval of Jennifer Smith as Vice-Chair of the Planning and Zoning Commission.
***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.

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 _____, 2015, at _____, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: _____
Silvia Smith, Town Clerk