

**TOWN OF PAYSON  
TOWN COUNCIL MEETING  
MINUTES OF THE REGULAR MEETING  
April 3, 2008**

**CALL TO ORDER**

Mayor Edwards called the meeting to order at approximately 5:35 pm in the Council Chambers.

**INVOCATION**

Invocation was given by Kelly Wooldridge, Payson First Assembly of God.

**PLEDGE OF ALLEGIANCE**

**PRESENT:** Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

**STAFF PRESENT:** Debra Galbraith, Town Manager, Sam Streichman, Town Attorney, Silvia Smith, Town Clerk, Jerry Owen, Community Development Director, Colin P. Walker, Water Superintendent, LaRon Garrett, Town Engineer, and Cameron Davis, Office of Tourism/Economic Vitality Director.

Clmn. Vogel was present telephonically.

**OTHERS PRESENT:** Tim Wright, Deputy Town Attorney; Mike Ploughe, Hydrogeologist; Marci Huffman, Chief Deputy Town Clerk.

**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.

There were no public comments.

- 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.**

Clmn. Wilson moved, seconded by Clmn. Blair to approved those items listed on the Consent Agenda. Motion carried, 7-0.

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

1. Brief summary oral presentation of current events by Town Manager, Mayor, and/or Council Members. The Arizona Open Meeting Law Reform Act specifies the Town Council may not take action on any matter mentioned during this presentation unless the specific matter is properly noticed for legal action.

Town Manager Debra Galbraith said that Douglas Hill from Gilbert, Arizona, will be recommended as the new Chief Fiscal Officer.

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

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

Clmn. Connell reminded everyone of First Friday on Main Street. Clmn. Wilson also invited all to come for chocolate refreshments at the Presbyterian Church on Main Street.

Clmn. Connell said the Optimist Club fishing day at Green Valley Park is next Saturday and to bring the kids. Also, on April 13th is the Mountain Bike Race.

The Channel 3 event that took place this week was a great success.

John Stanton, Chamber Manager, stated the Business Showcase will be April 19th at the casino. The posters for the showcase are up.

Clmn. Vogel, via telephone, requested a thank-you letter be sent to the college campus in Australia for providing him with technical support.

2. Recognition of Payson High School Varsity Basketball Team for East Region Championship and a second successive State runner-up showing.

Vice-Mayor Tim Fruth gave recognition to the Payson High School Varsity Basketball Team and to Coach Kenny Hayes. Coach Hayes commented and said he and the team appreciated the community support.

3. Presentation by Dallas Hammit, Prescott District Engineer, ADOT.

Bill Williams and Dallas Hammit, ADOT Prescott District Engineer, were present to update Council on ADOT projects. Mr. Hammit began with describing his district.

Tom Goodwin, ADOT Senior Resident Engineer, gave an update regarding the landslide on Highway 87. They hope to have all four lanes open by Memorial Day.

Mr. Hammit gave a PowerPoint presentation of all the ADOT projects that were under construction, of which Little Green Valley is one of the largest of the remaining 2008 projects.

A Payson to Pine project is not in ADOT's five-year program. ADOT will continue to talk to the Town and discuss opportunities. The Town must go through a process to quantify its needs. They will come to the Town to get input from all the stakeholders. However, this would be looking out 20 to 50 years. There is a Building a Quality Arizona (BQAZ) website where people can record all their comments.

The Town can submit a feasibility study for a bypass, but that does not necessarily mean the money will be spent there.

A Payson Bypass could take years to study, years to build and would be very expensive. A Feasibility study is usually brought to ADOT by community representatives to begin the process. He explained the process and the years that it could take. If things went extremely well from start to opening, it might take 10 years, most likely longer.

Mr. Hammit reported on other local projects.

Mr. Hammit would be at Senior Circle after his presentation for others to ask more detailed questions.

Mayor Edwards then gave recognition to members of the Star Valley Town Council who were present; Mayor Heron and Clmn. Bill Rappaport. Rich Pinkerton, Star Valley's Streets and Roads Director, Ray Lyon, Star Valley P&Z Chairman, Barbara Hartwell, Star Valley Councilmember-elect, and County Supervisors Tommie Martin and Joe Sanchez were also present.

After other discussion, Mayor Edwards asked what the Town could do. Mr. Hammit said to work through CAAG, COG, and the framework groups, and send comments to the BQAZ website. Framework groups have multiple meetings. They disseminate information, refine it, and make recommendations. The first group is with staff mainly, and they will come back and broaden their outreach with all stakeholders. They come in one or two times a year. ADOT uses federal dollars. The stakeholders need the proper NEPA documents. Council Member(s) may want to contact Sandra Gilbert at CAAG who knows planning very well.

6. \*\* Discussion/possible action concerning Resolution No. 2366, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, REQUESTING THE ARIZONA DEPARTMENT OF TRANSPORTATION TO CONDUCT A PLANNING STUDY FOR AN ALTERNATE ROUTE SOUTHEAST OF PAYSON BETWEEN STATE ROUTE 87 AND STATE ROUTE 260. \*\*Added 04/01/08 (replaces Res. 2365)

Clmn. Blair moved, seconded by Clmn. Wilson, to approve Resolution No. 2366.

Clmn. Romance thought a planning study was in order. He, however, did not like the many "whereas" paragraphs. He requested striking all the "whereas" paragraphs except for the last "whereas."

The Mayor asked Clmn. Romance if he would be willing to sit with the STAC committee on this and then bring it back to council. Clmn. Blair agreed with Clmn. Romance if ADOT did not need the "whereas" paragraphs. Vice-Mayor Fruth proposed that whoever made the motion amend the motion to read "that we are requesting the Arizona Department of Transportation to conduct a planning study for an alternative route southeast of Payson between State Route 87 and State Route 260." He also believed there needed to be a study anyway and all the "whereas" paragraphs were not necessary. Their data would be coming back to council.

Mr. Hammit said that it was not just up to him and that he did not want to tell the Town how its resolution should be written, but felt however the Town felt was the best way for it to be written.

Clmn. Blair was satisfied with the first part of the resolution and the last "whereas." Seconded by Clmn. Wilson. Motion carried, 7-0. Town Manager Galbraith asked for the motion to be repeated.

It was clarified it would be the title and the last "whereas."

4. Presentation/Update by Chris Wolf regarding Payson Regional Medical Center.

Chris Wolf, CEO, Payson Regional Medical Center, gave a Community Benefit Report for 2007. Hart Hensey, Chief Nurse, was also present.

When asked how the Town could be of help, Mr. Wolf said better signage off the highway would help, plus housing in the community. Concerning the RN program, there is a two-year commitment from graduates to work at PRMC.

5. Presentation of the Town of Payson 2008 Water Resources Management Status Report by the Payson Water Department.

Mike Ploughe, Town Hydrogeologist, gave the water status report. There was discussion concerning Safe Yield, the process, and a summary update on the water system. Arizona State is sponsoring Arizona Project Wet for schools. On May 2nd, Viki Holmes, Water Resource Specialist, will be speaking to the 4th grade classes regarding this. The Town is at Conservation Level II this summer. Negotiations with SRP are ongoing and approaching completion. The NEPA permit for the pipeline and treatment facilities is being pursued (CC Cragin). The Town is 88% dependent on groundwater. In the future the Town wants a diversified portfolio with 67% from CC Cragin (Blue Ridge).

Mr. Glenn Dunno, GIS Manager from SWCA was present, and Mr. Ploughe showed the groundwater supply from month to month and in 3D in order to view the rapid groundwater level changes.

Clmn. Edwards noted a continuous blue color in one area. Mr. Ploughe said this was the largest inholding of federal lands in town with no structures on it. A natural

high point. There are no wells in that area and no change in water level.

Clmn. Romance liked the GIS report, but thought that the citizens of Payson should be rewarded for their conservation efforts by going to Level I.

Mr. Ploughe said if the Town continues to do the same, there will be no issues at all. Level II is a good place from which to operate. It would address the peaks experienced during the summer. Mayor Edwards reminded that Blue Ridge is still years out.

Mayor Edwards said that although he was critical of the Water Department coming in, he now felt it was a very well run shop.

**E. MINUTES There are no items in this section. 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. \* PECTAC Meeting Minutes:  
. 02-06-08 Regular Meeting Pages 1-2  
\*CONSENT\*
3. \* Parks and Recreation Advisory Board Meeting Minutes:  
. 02-13-08 Regular Meeting Pages 1-2  
\*CONSENT\*
4. \* Design Review Board Meeting Minutes:  
. 02-26-08 Regular Meeting Pages 44-46  
\*CONSENT\*
5. \* Housing Advisory Commission Meeting Minutes:  
. 02-28-08 Regular Meeting Pages 23-25  
\*CONSENT\*

**F. HEARINGS AND APPEALS**

1. This is a Public Hearing concerning an application for a Series 6 Liquor License (transfer; #06040049) filed by Randy D. Nations, agent, PSL Holdings LLC, dba The Oxbow Inn & Saloon, 607 W. Main Street, Payson, Arizona. This is a Public Hearing. (Note: Application on file in the Town Clerk's office.)

Mayor Edwards opened the public hearing. Mayor Edwards closed the public hearing.

Clmn. Blair moved, seconded by Clmn. Wilson, to approve an application for a Series 6 Liquor License (transfer; #06040049) filed by Randy D. Nations, agent, PSL Holdings LLC, dba The Oxbow Inn & Sallon, 607 W. Main Street, Payson, Arizona. Motion carried, 7-0.

**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\* APPROVED
2. Discussion/possible action concerning Resolution No. 2358, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 34.02 THROUGH 34.04 OF CHAPTER 34 OF THE CODE OF THE TOWN OF PAYSON, AND DECLARING SUCH AMENDMENTS TO BE A PUBLIC RECORD.
3. Second Reading and Public Hearing concerning Ordinance No. 732, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING TOWN CODE SECTIONS 34.01 THROUGH 34.04 RELATING TO THE TOWN MAGISTRATE COURT. Second Reading and Public Hearing.

Agenda Items G.2 and G.3 were taken together. Mayor Edwards opened the public hearing. Tim Wright, Deputy Town Attorney, gave a brief explanation. Mayor Edwards closed the public hearing.

Clmn. Wilson moved, seconded by Clmn. Connell to approve Resolution No. 2358 and Ordinance No. 732. Motion carried, 7-0.

4. \* Discussion/possible action concerning Resolution No. 2363, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, MAKING KNOWN ITS COMMITMENT TO THE PRINCIPLE OF FAIR HOUSING, AND DESCRIBING ACTIONS IT WILL UNDERTAKE TO AFFIRMATIVELY FURTHER FAIR HOUSING. \*CONSENT\* APPROVED
5. \* Discussion/possible action concerning Resolution No. 2364, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING PUBLIC UTILITY EASEMENTS FROM PIONEER TITLE AGENCY, INC., AN ARIZONA CORPORATION, TRUSTEE FOR TRUST NO. 127532, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO PERTAINING TO THE MONTEZUMA CASTLE LAND EXCHANGE RECORDED IN THE OFFICE OF THE GILA COUNTY RECORDER AT FEE #2007-020177. \*CONSENT\* APPROVED

**Note: Resolution No. 2365 replaced by Resolution 2366.**

#### **H. UNFINISHED BUSINESS**

1. Council Decision Request filed by Debra Galbraith, Town Manager, to adopt the 2008/2009 Payson Goal Plan.

Town Manager Debra Galbraith said this was the final result of several meetings and needed to be adopted.

Clmn. Wilson moved, seconded by Clmn. Connell, to adopt the 2008/2009 Payson Goal Plan. Motion carried, 7-0.

**I. NEW BUSINESS**

1. There are no items for this section.

**J. CLAIMS There are no items for this section.**

**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**

**ADJOURNMENT**

The meeting adjourned at approximately 7:15 p.m.

\_\_\_\_\_ Date: \_\_\_\_\_

Bob Edwards, 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 3 of April, 2008. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2008.

\_\_\_\_\_  
Marcia F. Huffman, Chief Deputy Town Clerk