

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
February 19, 2009**

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

Pastor Donovan Christian, Expedition Church

PLEDGE OF ALLEGIANCE

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

STAFF PRESENT: Debra Galbraith - Town Manager, Sam Streichman - Town Attorney, Don Engler - Police Chief, Ray Erlandsen - Acting Community Development Director, Silvia Smith - Town Clerk, and Cameron Davis - Parks, Recreation and Tourism Director.

OTHERS PRESENT: Tracie Bailey - Deputy Town Clerk, Tim Wright - Deputy Town Attorney, and Sheila DeSchaaf - Planning Specialist II.

A. PUBLIC COMMENTS

John Wakelin spoke in support of the Tonto Natural Bridge staying open. Mr. Wakelin believed the bridge was one of the main places people wanted to see when they came to Payson.

John Stanton, Rim Country Regional Chamber of Commerce Manager, learned that the Tonto Natural Bridge was added to a list of National Parks being closed. Mr. Stanton, read the following letter he wrote in support of the bridge staying open.

Dear State Parks Board:

I am the manager of the Rim Country Regional Chamber of Commerce. Our Chamber represents over 390 organizations in Rim Country. As that representative, we object to the closure of the Tonto Natural Bridge State Park. This park represents the major tourist attraction in Northern Gila County, as shown by the 87,000 visitors in 2007, and provides a major source of income (from visitors to Rim Country) to support our communities of the Town of Payson, the Town of Star Valley, Pine, Strawberry and Christopher Creek. The figures in your 2007 Economic Impact report show that impact as \$3,621,346. The loss of income to our communities from the closing of the Tonto Natural Bridge State Park would be devastating. Our end of Gila County does not have natural resources, such as copper to provide income for residents of our area. We rely on tourism to survive. Without our biggest asset to draw tourists to Rim Country, many of our businesses would go out of business. In a very hard hit local financial environment (due to past fears of fires

MAR 05 2009 *E.1

and water capabilities), we are faced with the economic impact of current state and national economic hardships as well. The additional loss of the Park would serve to “break the camel’s back”, and potentially destroy one or more of our communities.

I am available, on your timetable, to discuss these ramifications and both the short term and long term effects of the closing of the Tonto Natural Bridge State Park.

John Stanton
Chamber Manager
Rim Country Regional Chamber of Commerce

Carolyn Wall had worked for a hotel and stated that almost every guest asked where to go and she would tell them to go to the bridge. Ms. Wall suggested talking to all of the hotels to get support.

Vice-Mayor Blair suggested using volunteers to help at the park. He had been on the website and there were many comments from people asking that other parks not be closed. Vice-Mayor Blair asked the public to send messages to help save the bridge.

Council Member Connell had also been on the website and felt it was very easy to go to and to put a statement in. She encouraged people to put in a statement.

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 Mike Vogel, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

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

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

Debra Galbraith, Town Manager, read some highlights from letters she had recieved. The School District sent Ms. Galbraith a letter stating Bob Lockhart had assisted them with a grant. The Government Finance Officers Association sent a letter stating the Town of Payson recieved the Budget Award and that Hope Cribb, Budget Analyst, would recieve the award. Ms. Galbraith thanked Bob and Hope.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

Council Member Vogel recognized Guy Austin for 30 years of service to the Town

of Payson. Mr. Austin was retiring from the Fire Department.

2. **Proclamation.** Council Member Connell read into the record a proclamation declaring March 2009 as Red Cross Month in Payson. Sharon Myers and members of the local Red Cross were present to accept the proclamation.

Kathleen Kelly and Sharon Myers spoke in support of the Red Cross. Ms. Myers stated when Red Cross responds the Town responds; people bring food, clothes and other things to comfort people in disasters.

E. MINUTES

1. * Council Meeting Minutes: Council Meeting Minutes:
06.11.08 Community Event Meeting Minutes page 1
02.05.09 Community Event Meeting Minutes page 1
02.05.09 Regular Council Meeting Minutes pages 1-7
***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. * Surface Transportation Advisory Committee
12.3.08 Regular Meeting Minutes pages 184-187
***CONSENT* INFORMATION ONLY**
3. * Green Valley Redevelopment Area Committee
01.21.09 Work Study Meeting Minutes pages 623-624
***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

There were 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* APPROVED**
2. **Resolution No. 2474.** Mayor Evans opened discussion/possible action concerning Resolution No. 2474, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE TOWN OF PAYSON CHIEF OF POLICE TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, DEPARTMENT OF PUBLIC SAFETY FOR A DUI ENFORCEMENT PROGRAM. (DUI overtime reimbursement grant).

Chief Engler explained there was no expense to the Town.

Motion: to Approve approve Resolution No. 2474, captioned as follows: A

RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE TOWN OF PAYSON CHIEF OF POLICE TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, DEPARTMENT OF PUBLIC SAFETY FOR A DUI ENFORCEMENT PROGRAM. (DUI overtime reimbursement grant).

Moved by Vice-Mayor Ed Blair, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

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

3. **Ordinance No. 756.** Mayor Evans opened the First Reading and Public Hearing concerning Ordinance No. 756, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE CODE OF THE TOWN OF PAYSON AND THE TOWN'S UNIFIED DEVELOPMENT CODE RELATING TO LANDSCAPING AND ADOPTING PORTIONS OF SUCH AMENDMENTS BY REFERENCE (LANDSCAPE PROVISION CONSOLIDATION).

Ray Erlandsen, Acting Community Development Director, explained the ordinance combined two landscaping provisions and would not change anything.

There were no public comments. Mayor Evans closed the First Reading and Public Hearing.

4. **Ordinance No. 757.** Mayor Evans opened the Second Reading and Public Hearing concerning Ordinance No. 757, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 33 BY PROVIDING DEFINITIONS FOR THE TERMS BOARD, COMMITTEE, AND COMMISSION, RENAMING CERTAIN BOARDS AND COMMITTEES AND CHANGING THE FREQUENCY OF MEETINGS OF CERTAIN BOARDS AND COMMISSIONS IN CONFORMANCE THEREWITH.

Tom Loeffler felt the town needed good transportation routes. Mr. Loeffler disagreed with the position that the Surface Transportation Advisory Committee did not need to meet and believed the Surface Transportation Advisory Committee was an important committee to keep. Mr. Loeffler believed transportation was an essential service and listed the committee's current projects.

Mayor Evans felt this was a good method and that it would give each one a title and a mission.

Council Member Connell had spent a significant amount of time on this and believed the Surface Transportation Advisory Committee should become a board.

Vice-Mayor Blair felt that the Surface Transportation Advisory Committee was very important and should meet as needed.

Mayor Evans closed the Second Reading and Public Hearing.

Motion: to Approve Ordinance No. 757, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 33 BY PROVIDING DEFINITIONS FOR THE TERMS BOARD, COMMITTEE, AND COMMISSION, RENAMING CERTAIN BOARDS AND COMMITTEES AND CHANGING THE FREQUENCY OF MEETINGS OF CERTAIN BOARDS AND COMMISSIONS IN CONFORMANCE THEREWITH.

Moved by Vice-Mayor Ed Blair, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

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

H. UNFINISHED BUSINESS

1. (1) **Council Decision Request** filed by Ray Erlandsen, Acting Community Development Director, to direct staff to prepare the necessary documents to amend the Unified Development Code, Section 15-02-014 Part III (A)(2) (Design Review pre-application conference), as originally presented for Town Council approval.

OR

- (2) Provide direction on the intent of the added language.

OR

- (3) Take no action.

Ray Erlandsen, Acting Community Development Director, explained that the pre-application conference process needed to be clarified.

Council Member Wilson explained that when Community Development goes over an application it was not intended to say have a conference just have a representative from the Green Valley Redevelopment Area Committee there.

Vice-Mayor Blair believed this would help people before they got to far on their project. Mr. Erlandsen responded that when the application is given out people are encouraged to go to the Design Review Board, Green Valley Redevelopment Area Committee and Community Development.

Mayor Evans felt that the language was not clearly understood. Tim Wright, Deputy Town Attorney, stated the language was taken straight from the motion. Mr. Wright would come back to Council with ammended language and Mr. Erlandsen could explain the process.

Motion: Provide direction on the intent of the added language.

Moved by Vice-Mayor Ed Blair, seconded by Council Member John Wilson.

Council Member Hughes asked if the Council would have to make an amendment now and make the administrative policy. Mr. Wright responded he would have both simultaneously.

Mayor Evans called for the vote.

Vote: Motion carried 7 - 0

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

I. NEW BUSINESS

1. **Council Decision Request** filed by Debra Galbraith, Town Manager, to submit the Town of Payson Sustainable Public Works and Reclamation grant proposal for the 2009 Economic Stimulus Package to the Office of the Governor.

Motion: submit the Town of Payson Sustainable Public Works and Reclamation grant proposal for the 2009 Economic Stimulus Package to the Office of the Governor.

Moved by Council Member John Wilson, seconded by Council Member Richard Croy.

Vote: Motion carried 7 - 0

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

2. **Council Decision Request** filed by Debra Galbraith, Town Manager, to waive the Plan Review fees for the new building to be constructed by the Payson Humane Society;

OR

To not waive the Plan Review fees for the new building to be constructed by the Payson Humane Society.

Debra Galbraith, Town Manager, stated the fees have been paid and this would be a refund. Staff was requesting this be brought back at the next Council meeting after the legal aspect of giving a refund and if all fees can be waived has been investigated.

Mayor Evans felt it was appropriate to take the extra time.

Motion: take no action.

Moved by Council Member John Wilson, seconded by Council Member Richard Croy.

The Council chose to do nothing. Council Member Wilson withdrew his motion and Council Member Croy withdrew his second.

John Wakelin asked if the Council was saying they would wait to take action. Mayor Evans responded yes.

J. CLAIMS

1. * **List of checks.** Council approved, on the Consent Agenda, a list of checks paid from 1/29/09 through 2/10/09, Check Nos. 004668 through 004840, and authorization to file the checks for audit.
***CONSENT* APPROVED**

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.
2. * Council approved, on the Consent Agenda, the acceptance, with regrets, of the **resignation of Jack Jasper** from the Surface Transportation Advisory Board and thanks for a job well done.
***CONSENT* APPROVED**
3. * Council approved, on the Consent Agenda, the approval of **Bernie Lieder as Chair and Barbara Underwood as Vice-Chair** of the Design Review Board.
***CONSENT* APPROVED**
4. * Council approved, on the Consent Agenda, the approval of **Ken Volz as Chair and Minette Richardson as Vice-Chair** of the Green Valley Redevelopment Area Committee.
***CONSENT* APPROVED**
5. * Council approved, on the Consent Agenda, the approval of **Bruce Hopkins as Chair and Mike Foil as Vice-Chair** of the Housing Advisory Commission.
***CONSENT* APPROVED**
6. * Council approved, on the Consent Agenda, the approval of **Mel Sorensen as Chair and David Rutter as Vice-Chair** of the Parks and Recreation Board.
***CONSENT* APPROVED**
7. * Council approved, on the Consent Agenda, the approval of **Russell Goddard as Chair and Joel Mona as Vice-Chair** of the Planning and Zoning Commission.
***CONSENT* APPROVED**
8. * Council approved, on the Consent Agenda, the approval of **Tom Loeffler as Chair and Bruce Van Camp as Vice-Chair** of the Surface Transportation Advisory Committee.
***CONSENT* APPROVED**

L. PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

Mayor Evans adjourned the meeting at approximately 6:21 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 19 of February, 2009. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ___ day of _____, 2009.

Tracie Bailey, Deputy Town Clerk