RESOLUTION NO. 2536

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 33.95 THROUGH 33.99 OF THE CODE OF THE TOWN OF PAYSON, DECLARING SUCH AMENDMENT TO BE A PUBLIC RECORD, AND DECLARING AN EMERGENCY. (PAYSON ADVISORY YOUTH COUNCIL)

WHEREAS, the Code of the Town of Payson was declared to be a public record by Resolution Number 1536 of the Town of Payson; and

WHEREAS, the Code of the Town of Payson was adopted as a public record by Ordinance Number 588 of the Town of Payson; and

WHEREAS, it is the intention of the Town of Payson to amend Sections 33.95 through 33.99 to Chapter 33 of the Code of the Town of Payson relating to the Payson Youth Advisory Council, including the renaming of such as the Payson Advisory Youth Council; and

WHEREAS, such amendment may be enacted by reference, pursuant to A.R.S. § 9-802,

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. Sections 33.95 through 33.99 (Payson Advisory Youth Council) of the Code of the Town of Payson is hereby amended, is declared to be a public record as amended, and as amended shall read as set forth in Exhibit A, attached hereto and made a part hereto by this reference as though set forth in full at this point.

Section 2. If any section, subsection, sentence, clause, phrase or portion of this Resolution is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution. The Town Council of Payson declares that it would have adopted this Resolution and each section, subsection, sentence, clause, phrase, or portion thereof, irrespective of the fact that any one (1) or more sections, subsections, sentences, clauses, phrases, or portions may be declared invalid or unconstitutional.

Section 3. Whereas, it is necessary for the preservation of the peace, health and safety of the Town of Payson, Arizona, an emergency is declared to exist, and this Resolution shall become immediately operative and in full force and effect from and after the date of its enactment.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this _____ day of _____, 2010, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____

Kenny J. Evans, Mayor

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ATTEST:

Silvia Smith, Town Clerk

APPROVED AS TO FORM:

Samuel I. Streichman, Town Attorney

PAYSON ADVISORY YOUTH ~~ADVISORY~~ COUNCIL

§ 33.95 ESTABLISHMENT.

There is hereby established the Payson ~~Youth~~ Advisory YOUTH Council for the purpose of providing input and recommendations to the Mayor and Town Council on issues related to and of concern to the youth of the Town.

§ 33.96 DUTIES AND RESPONSIBILITIES.

The Payson ~~Youth~~ Advisory YOUTH Council shall have the following duties and responsibilities:

(A) To evaluate and review problems facing the youth of the Town;

(B) To facilitate neighborhood AND/OR SCHOOL meetings with youth to discuss problems, needs, and suggested improvements for the Town;

(C) To present recommended improvements to the Town Council of public projects and programs relating to youth in the community;

(D) To identify critical issues within the community and determine if and/or how youth can contribute ideas and possible solutions to such issues;

(E) To adopt a yearly goal or primary project and submit such goal or project to the TOWN Council for approval;

(F) To identify the position of the Town's youth on various issues before the Town Council and to report such positions to the Town Council;

(G) To perform any other function as may be determined, from time to time, by the Mayor and Town Council.

§ 33.97 MEMBERSHIP; TERMS; APPOINTMENT; AND OFFICERS.

(A) The provisions of § 33.02 of the Town Code shall not be applicable to the ~~Youth~~ Advisory YOUTH Council.

(B) The ~~Youth~~ Advisory YOUTH Council shall have seven regular COUNCIL members, UP TO FOUR ALTERNATE COUNCIL MEMBERS, and one Ex Officio member. THE ALTERNATE COUNCIL MEMBERS MAY SERVE AT THE DIRECTION OF THE STAFF ADVISOR IN THE ABSENCE OF ONE OR MORE REGULAR COUNCIL

MEMBERS. The Ex Officio member shall not be a voting member nor an officer of the ~~Youth~~ Advisory YOUTH Council.

(C) The term of office for the regular AND ALTERNATE members shall commence upon JANUARY ~~July~~ 1 of each year and shall be for TWO ~~three~~ years or until the regular OR ALTERNATE member is no longer a high school student, whichever occurs first. The term of office of the Ex Officio member shall commence upon July 1 of each year and shall be for two years.

(D) Every member of the ~~Youth~~ Advisory YOUTH Council shall be appointed by the Parks and Recreation Director and approved by the Mayor and Town Council.

(E) The ~~Youth~~ Advisory YOUTH Council shall elect a chairperson, ~~and~~ a vice-chairperson, AND A SECRETARY at its first meeting ~~occurring after July 1st of~~ each year.

(F) The Chairperson or, in his or her absence, the Vice-Chairperson, shall preside over the ~~Youth~~ Advisory YOUTH Council's meetings. In the event that both the Chairperson and Vice-Chairperson are absent from a meeting, the Staff Advisor shall select a Chairperson Pro Tempore, who shall perform the duties of the Chairperson for that meeting.

(G) ALL ~~Every~~ regular AND ALTERNATE memberS of the ~~Youth~~ Advisory YOUTH Council shall reside within the PAYSON JUSTICE COURT DISTRICT ~~Town of Payson~~, ~~have completed the 9th grade,~~ and be a high school student. The Ex Officio member of the ~~Youth~~ Advisory YOUTH Council shall be at least twenty one years of age and SHALL RESIDE WITHIN THE PAYSON JUSTICE COURT DISTRICT ~~an elector of the Town~~.

(H) The Parks and Recreation Director shall have the right and power to remove any ~~Youth~~ Advisory YOUTH Council member, with or without cause, upon approval by the Mayor and Council. A ~~Youth~~ Advisory YOUTH Council member who has three or more consecutive unexcused MEETING absences shall be deemed to have vacated his or her appointment without further action by the Parks and Recreation Director or the Mayor and Council, and the Parks and Recreation Director shall fill such vacancy pursuant to subsection (D) above.

(I) For the purposes of this section, the term 'high school student' shall mean a person under the age of 19 who is currently enrolled at Payson High School, ~~or~~ the Payson Center for Success, A CHARTER HIGH SCHOOL, or a student meeting the requirements for home schooling as defined in A.R.S. §15-802 at the high school level.

§ 33.98 STAFF ASSISTANCE.

The Parks and Recreation Director, or his/her designee, shall serve the ~~Youth~~ Advisory YOUTH Council as Staff Advisor. The Staff Advisor shall prepare and update as necessary a Mission/Vision statement for the ~~Youth~~ Advisory YOUTH Council.

§ 33.99 MEETINGS.

(A) The Payson ~~Youth~~ Advisory YOUTH Council shall meet at least four times each year.

(B) All proceedings of the Payson ~~Youth~~ Advisory YOUTH Council and any of its subcommittees shall be conducted in conformity with the requirements of this code and the laws of the state, specifically including, but not limited to, the requirements of A.R.S. §§ 38-431 *et seq.*, the Arizona Open Meetings Law.