ORDINANCE NO. 797

AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 33.97 AND 33.98 OF THE CODE OF THE TOWN OF PAYSON, MAKING VARIOUS AMENDMENTS TO THE PAYSON ADVISORY YOUTH COUNCIL. (PAYC AMENDMENTS)

WHEREAS, the Town of Payson has a Youth Advisory Council ("PAYC"); and

WHEREAS, the Town desires to amend the terms of office for PAYC members, change how the PAYC Staff Advisor is selected, and allow local college students to serve on PAYC,

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

Section 1. Section 33.97 of the Code of the Town of Payson is hereby amended, and as amended shall read as follows:

33.97 MEMBERSHIP; TERMS; APPOINTMENT; AND OFFICERS.

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

(B) The 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 discretion 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 Advisory Youth Council.

(C) The term of office for the regular and alternate members shall commence upon July ~~January~~ 1 of each year and shall be for three ~~two~~ years or until the regular or alternate member is no longer a high school or college student residing within the Payson Justice Court District, 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 Advisory Youth Council shall be appointed by the Staff Advisor in consultation with the Town Council liaison, if applicable, ~~Parks and Recreation Director~~ and approved by the Mayor and Town Council.

(E) The Advisory Youth Council shall elect a Chairperson, ~~and~~ a Vice-Chairperson and a Secretary at its first meeting following July 1 of each year.

(F) The Chairperson or, in his or her absence, the Vice-Chairperson, shall preside over the 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 regular and alternate members of the Advisory Youth Council shall reside within the Payson Justice Court District and be either a high school or college student. The ex officio member of the Advisory Youth Council shall be at least 21 years of age and shall reside within the Payson Justice Court District.

(H) The Staff Advisor ~~Parks and Recreation Director~~ shall have the right and power to remove any Advisory Youth Council member, with or without cause, upon approval by the Mayor and Council. An Advisory Youth Council member who has three or more consecutive unexcused absences shall be deemed to have vacated his or her appointment without further action by the Staff Advisor ~~Parks and Recreation Director~~ or the Mayor and Council, and ~~the Parks and Recreation Director shall fill~~ such vacancy shall be filled pursuant to ~~division~~ 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 any public, private, or charter high school ~~Payson High School, 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.

(J) For the purposes of this section, the term COLLEGE STUDENT shall mean a person under the age of 22 who is currently enrolled at an accredited college or university and taking at least 12 credit hours per semester.

Section 2. Section 33.98 of the Code of the Town of Payson is hereby amended, and as amended shall read as follows:

33.98 STAFF ASSISTANCE.

The Town Manager shall designate a person to ~~Parks and Recreation Director, or his or her designee, shall~~ serve the Advisory Youth Council as Staff Advisor. The Staff Advisor shall prepare and update as necessary a Mission/Vision Statement for the Advisory Youth Council.

Section 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance 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 Ordinance. The Mayor and Common Council of the Town of Payson declares that it would have

adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof despite the fact that any one or more sections, subsections, sentences, clauses, phrases or portions would be declared invalid or unconstitutional.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON this _____ day of _____, 2011, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

_____
Kenny J. Evans, Mayor

ATTEST:

_____
Silvia Smith, Town Clerk

APPROVED AS TO FORM:

_____
Timothy M. Wright, Town Attorney