

**COMMON COUNCIL OF THE TOWN OF PAYSON
AGENDA OF THE REGULAR MEETING
SEPTEMBER 5, 2013**

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

INVOCATION (Participation Voluntary) Rev. Charles Proudfoot, Community
Presbyterian Church

PLEDGE OF ALLEGIANCE

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

STAFF PRESENT: DG __ LG __ TW __ DBE __ SS __ CD __ EL __ TH __

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(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.

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.

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** commemorating the Centennial Code of Ethics of the National Association of REALTORS®. Clark Jones, President of the Arizona Board of REALTORS®, will be present to accept the proclamation.
3. **Proclamation** declaring September 17 - 21, 2013 as Constitution Week. Geneva Holehan and other members of the Daughters of the American Revolution will be present to accept the proclamation.
4. **Proclamation** declaring September 30, 2013 as Tonto Community Concert Association Appreciation Day for 35 successful seasons in Payson. Eloise Jones and other members of the Tonto Community Concert Association will be present to accept the proclamation.

E. MINUTES

1.* Council Meeting Minutes:

07.11.13 Regular Meeting Minutes Pages 1 - 7
07.25.13 Regular Meeting Minutes Pages 1 - 6
08.01.13 Special Meeting Minutes Pages 1 - 2
08.15.13 Regular Meeting Minutes Pages 1 - 2

***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.* Planning and Zoning Commission Minutes:

06.10.13 Regular Meeting Minutes Pages 1 - 4

***CONSENT* INFORMATION ONLY**

3.* Building Advisory Board Minutes:

04.17.13 Regular Meeting Minutes Pages 457 - 458

05.08.13 Regular Meeting Minutes Pages 459 - 461

***CONSENT* INFORMATION ONLY**

4.* Airport Commission Minutes:

06.10.13 Regular Meeting Minutes Pages 1 - 5

***CONSENT* INFORMATION ONLY**

5.* Parks and Recreation Commission Minutes:

02.27.13 Regular Meeting Minutes Pages 1 - 4
05.15.13 Regular Meeting Minutes Pages 1 - 4
***CONSENT* INFORMATION ONLY**

6.* Design Review Board Minutes:
04.23.13 Regular Meeting Minutes Pages 201 - 202
***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

1. There are 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* APPROVAL**
- 2.* Discussion/possible action concerning [Resolution No. 2734](#) captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE TOWN'S PAY PLAN BY ADDING THE PERSONNEL POSITION TITLE OF "ELECTRICIAN" TO SUCH PLAN.
***CONSENT* APPROVAL**
- 3.* Discussion/possible action concerning [Resolution No. 2735](#) captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE TOWN'S PERSONNEL POLICY MANUAL BY ADDING A PROVISION FOR GRANT FUNDED EMPLOYEES.
***CONSENT* APPROVAL**
- 4.* Discussion/possible action concerning [Resolution No. 2736](#) captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ABANDONING PORTIONS OF AN INGRESS, EGRESS, AND PUBLIC UTILITY AND DRAINAGE EASEMENT BETWEEN LOTS 3 & 4 (1704 AND 1705 WEST DILLON WAY) OF CEDAR RIDGE PHASE 3.
***CONSENT* APPROVAL**
- 5.* Discussion/possible action concerning [Resolution No.2737](#) captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ABANDONING THE EXISTING RIGHT OF WAY FOR A PORTION OF WEST NICKLAUS DRIVE, AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE QUIT CLAIM DEEDS TO THE ADJACENT PROPERTY OWNERS.
***CONSENT* APPROVAL**
- 6.* Discussion/possible action concerning [Resolution No. 2738](#) captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AWARD AGREEMENT BETWEEN THE STATE OF ARIZONA, OFFICE OF THE ATTORNEY GENERAL, AND THE TOWN OF PAYSON FOR A GRANT FOR A PART-TIME VICTIMS' RIGHTS COORDINATOR.
***CONSENT* APPROVAL**

7. **First Reading and Public Hearing** concerning [Ordinance No. 836](#) captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, IMPLEMENTING CONSOLIDATED ELECTIONS (HB2826) RELATED TO THE TERMS OF THE CURRENT MAYOR AND COUNCIL AND HOME RULE (ALTERNATIVE EXPENDITURE LIMITATION) FOR FISCAL YEAR 2014/2015; AND AMENDING THE DEFINITION OF 'A MAJORITY OF VOTES CAST' AS USED IN SECTION 30.07 OF THE TOWN CODE. **First Reading and Public Hearing. Memo to Ordinance No. 836**
8. **First Reading and Public Hearing** concerning [Ordinance No. 837](#) captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 10.05 (DEFINITIONS), 10.06 (RULES OF INTERPRETATION), AND 10.99 (GENERAL PENALTY) OF THE TOWN CODE. (PART 1 OF THE SYSTEMATIC CODE REVIEW AND UPDATE) **First Reading and Public Hearing. Memo to Ordinance No. 837**
9. **First Reading and Public Hearing** concerning [Ordinance No. 838](#) captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTIONS 30.02 (CORPORATE POWERS), 30.03 (DUTIES OF OFFICE), 30.05 (COMPENSATION; OATH AND BOND), 30.07 (COUNCIL ELECTIONS), AND 30.21 (VICE-MAYOR; ACTING MAYOR) OF THE TOWN CODE. (PART 2 OF THE SYSTEMATIC CODE REVIEW AND UPDATE) **First Reading and Public Hearing. Memo to Ordinance No. 838**

H. UNFINISHED BUSINESS

1. There are no items in this section.

I. NEW BUSINESS

1. There are no items in this section.

J. CLAIMS

- 1.* List of checks paid from July 26, 2013, through August 16, 2013, Check Nos. 022908 through 023229, and authorization to file the checks for audit.
***CONSENT* APPROVAL**

K. MISCELLANEOUS

1. There are no items in this section.

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 _____, 2013, at _____, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: _____
Silvia Smith, Town Clerk