

**COMMON COUNCIL OF THE TOWN OF PAYSON  
AGENDA OF THE REGULAR MEETING  
APRIL 16, 2015**

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

**INVOCATION (Participation Voluntary)**      Rev. Linda Wescott, Community Presbyterian Church

The invocation is provided by a volunteer; presenters are accepted and welcome regardless of religious affiliation. Interested persons may contact the Town Clerk.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** KE \_\_ MH \_\_ FC \_\_ SC \_\_ RC \_\_ CH \_\_ JW \_\_

**STAFF PRESENT:** DG \_\_ HF \_\_ LG \_\_ DBE \_\_ SS \_\_ CD \_\_ EL \_\_ TH \_\_ DS \_\_

**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(H), a public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.

**B. CONSENT AGENDA**

1. 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 declaring May 2015 as Motorcycle Safety Awareness Month. Edward Carafa will be present to accept the proclamation.
3. Proclamation declaring May 2, 2015 as Wildfire Community Preparedness Day. David Staub, Fire Chief, will be present to accept the proclamation.
4. Proclamation declaring May 7, 2015 as National Day of Prayer. Jann Durst, Gila County National Day of Prayer Coordinator, will be present to accept the agenda.

**E. MINUTES**

- 1.\* **Council Meeting Minutes:**  
03.24.15 Special Meeting Pages 1 - 7  
04.02.15 Regular Meeting Pages 1 - 8  
**\*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. There are no items in this section.

**F. HEARINGS AND APPEALS**

1. Application for a Special Event Liquor License filed by Raymond Still agent for Payson Rodeo Committee, Inc., for a fundraiser to be held at 1400 S. Beeline Highway, Payson, Arizona, Thursday, May 14, 2015, 8:00 a.m. to 2:00 a.m., Friday May 15, 2015, 8:00 a.m. to 2:00 a.m. and Saturday, May 16, 2015, 8:00 a.m. to 2:00 a.m. (Application is on file in the Town Clerk's office.)  
**\*CONSENT\* APPROVAL**

2. **This is a Public Hearing** concerning an application for a Series 09 Liquor License filed by Elliott Glasser, agent for 1st Stop, 104 E. Highway 260, Payson, Arizona. (Application is on file in the Town Clerk's office.)

#### **G. RESOLUTIONS AND ORDINANCES**

- 1.\* Discussion possible action concerning Resolution No. 2842 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN ADDENDUM TO THE INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF FIRE, BUILDING AND LIFE SAFETY, OFFICE OF MANUFACTURED HOUSING, RELATIVE TO THE ENFORCEMENT OF INSTALLATION STANDARDS FOR MANUFACTURED HOMES AND FACTORY-BUILT BUILDINGS.  
**\*CONSENT\* APPROVAL**
2. Discussion possible action concerning Resolution No. 2843 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE ABANDONMENT OF AN EMERGENCY INGRESS-EGRESS EASEMENT, DRAINAGE EASEMENT, AND A PORTION OF PUBLIC UTILITY EASEMENT ON LOTS 21 AND 33 OF THE MOGOLLON VILLAGE SUBDIVISION.
3. Discussion possible action concerning Resolution No. 2844 captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NO. TWO TO INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF ARIZONA AND THE TOWN OF PAYSON RELATING TO THE EAST BONITA STREET PHASE II PROJECT.

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

1. There are no items in this section.

#### **I. NEW BUSINESS**

1. Council Decision Request filed by Hector M. Figueroa, Town Attorney, to terminate the Town's December 19, 2014 Agreement for Town Attorney Services with the law firm of Curtis, Goodwin, Sullivan, Udall & Schwab, P.L.C.
2. Council Decision Request filed by Sheila DeSchaaf, Planning and Development Director, to direct staff to waive the building permit portion of the fees for Habitat for Humanity's installation of a manufactured home at 609 South Oak Street in the amount of approximately \$479.00.

#### **J. CLAIMS**

- 1.\* List of checks paid from March 27, 2015 through April 3, 2015, Check Nos. 029357 through 029496, except Check No. 029417, and authorization to file the checks for audit.  
**\*CONSENT\* APPROVAL**
- 2.\* Check No. 029417 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict of interest, Council Member Croy will be considered to have abstained from voting on this item).

**\*CONSENT\* APPROVAL**

**K. MISCELLANEOUS**

1. Appointment of Barbara Underwood to the Planning and Zoning Commission, term to expire December 31, 2017. (letter is on file in the Town Clerk's Office)
2. Appointment of Eric Martindale to the Planning and Zoning Commission, term to expire December 31, 2017. (application is on file in the Town Clerk's Office)
3. Appointment of Jennifer Smith to the Planning and Zoning Commission, term to expire December 31, 2017. (application is on file in the Town Clerk's Office)

**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.

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**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 \_\_\_\_\_, 2015, at \_\_\_\_\_, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: \_\_\_\_\_  
Silvia Smith, Town Clerk