

**COMMON COUNCIL OF THE TOWN OF PAYSON
AGENDA OF THE REGULAR MEETING
MAY 21, 2015**

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

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 Sunday, May 24th and Monday, May 25th, 2015 as "Memorial Days: Never Forget, Ever Honor." Council Member Connell will accept the proclamation.

E. MINUTES

1.* Council Meeting Minutes:

05.05.15 Special Meeting Pages 1 - 5

05.07.15 Regular Meeting 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.* Planning and Zoning Commission Minutes:

04.06.15 Regular Meeting Pages 1 - 6

***CONSENT* INFORMATION ONLY**

3.* Airport Commission Minutes:

01.12.15 Regular Meeting Page 1

02.09.15 Regular Meeting Pages 1 - 5

***CONSENT* INFORMATION ONLY**

4.* Parks and Recreation Commission Minutes:

01.14.15 Regular Meeting Pages 1 - 3

***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

1. **This is a Public Hearing** concerning an application for a Series 10 Liquor License filed by Roger Burton, agent for Western Refining Retail, LLC (Giant),

910 South Beeline Highway, Payson, Arizona. (Application is on file in the Town Clerk's office.)

2. **This is a Public Hearing** concerning an application for a Series 10 Liquor License filed by Roger Burton, agent for Western Refining Retail, LLC (Giant), 2010 North Beeline Highway, Payson, Arizona. (Application is on file in the Town Clerk's office.)

G. RESOLUTIONS AND ORDINANCES

1. Discussion/possible action concerning Resolution No. 2845 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING THE REVERSIONARY CLAUSE OF ORDINANCE NUMBER 784, SECTION 3.FF, RELATING TO REAL PROPERTY GENERALLY LOCATED ON EITHER SIDE OF AIRPORT ROAD, EAST OF VISTA ROAD AND WEST OF THE PAYSON AIRPORT, BEING GILA COUNTY ASSESSOR'S PARCEL NUMBERS 302-39-006A, AND 302-39-006B, AND 302-39-006C, TO EXTEND THE TIME FOR RECEIVING AN APPROVED FINAL PLAT UNTIL SEPTEMBER 11, 2030. (MONTEZUMA CASTLE LAND EXCHANGE REZONING)
2. Discussion/possible action concerning Resolution No. 2848 captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE INTERGOVERNMENTAL AGREEMENT ("IGA") BETWEEN THE COUNTY OF YAVAPAI, YAVAPAI COUNTY SHERIFF'S OFFICE ("COUNTY"), AND THE TOWN OF PAYSON, THE PAYSON POLICE DEPARTMENT ("USER AGENCY"), RELATING TO THE USE OF THE COUNTY DRIVING TRACK FACILITY.
3. Second Public Hearing regarding Ordinance No. 867 captioned as follows: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 154-02-003A(6)(c) OF THE UNIFIED DEVELOPMENT CODE TO ALLOW CONSTRUCTION OF ACCESSORY STRUCTURES OF UP TO 200 SQUARE FEET WITHOUT ISSUANCE OF A BUILDING PERMIT.
4. First Public Hearing regarding Ordinance No. 868 captioned as follows: AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, AMENDING ORDINANCE 466, THE ZONING MAP, AND THE ZONING CODE FOR THE TOWN OF PAYSON BY REZONING CERTAIN REAL PROPERTY GENERALLY LOCATED AT 1009 EAST HIGHWAY 260, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT A, FROM R1-175 (SINGLE FAMILY RESIDENTIAL) AND OS (OPEN SPACE) TO EF (EDUCATIONAL FACILITIES).

H. UNFINISHED BUSINESS

1. There are no items in this section.

I. NEW BUSINESS

- 1.* Council Decision Request filed by Cameron Davis, Parks, Recreation and Tourism Director, to approve the fireworks display, at Green Valley Park, contract in the amount of \$20,000 and authorize the Town Manager to sign

such Contract and Addendum.

***CONSENT* APPROVAL**

2. Council Decision Request filed by LaRon Garrett, Assistant Town Manager, to award the construction contract for the C. C. Cragin Line A to JNL Contracting, Inc. for a bid price of \$1,589,408.18 with the final project cost being based on actual field measured quantities and authorized the Town Manager to sign all necessary contract documents.
3. Council Decision Request filed by LaRon Garrett, Assistant Town Manager, to approve the hourly rate contract with Tetra Tech, Inc. for Construction Oversight Services for C. C. Cragin Treated Water Line A on a Time and Material basis with an estimated fee of \$158,450 and authorize the town Manager to sign all necessary contract documents.
4. Council Decision Request filed by Sheila DeSchaaf, Planning and Development Director, to direct staff to work through the Planning and Zoning Commission to:
A) draft updates to the Unified Development Code that would create development standards specific to Community Garden uses upon property within the Town of Payson; and B) provide an exception to the current standards governing Commercial districts for the use of the property at 300 E. Tyler Parkway, Payson Community Garden, in advance of Council's consideration of the Unified Development Code amendments to allow the addition of a metal Carport shade structure.

J. CLAIMS

- 1.* List of checks paid from May 1, 2015 through May 8, 2015, Check Nos. 029775 through 029868, and authorization to file the checks for audit.

***CONSENT* APPROVAL**

K. MISCELLANEOUS

- 1.* Approval of Clark Jones as Chair and Jim Scheidt as Vice-Chair of the Planning and Zoning Commission.

***CONSENT* APPROVAL**

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 _____, 2015, at _____, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: _____
Silvia Smith, Town Clerk