

**TOWN OF PAYSON  
TOWN COUNCIL MEETING  
MINUTES OF THE REGULAR MEETING  
August 4, 2016**

**CALL TO ORDER**

Mayor Evans called the meeting to order at approximately 5:30 p.m. in the Town Hall Council Chambers, 303 North Beeline Highway, Payson, Arizona.

**INVOCATION**

Pastor Rich Richey, Church of the Nazarene.

**PLEDGE OF ALLEGIANCE**

**PRESENT:** Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, Council Member Chris Higgins, and Council Member John Wilson.

**STAFF PRESENT:** Don Engler - Police Chief/Acting Town Manager, Hector Figueroa - Town Attorney, Silvia Smith - Town Clerk, Emily Linkey - Library Director, and David Staub - Fire Chief.

**OTHERS PRESENT:** Tracie Bailey - Chief Deputy Town Clerk, Sheila DeSchaaf - Planning and Development Director, Bobby Davis - Economic Development Specialist, Mary Bystricky, Town Prosecutor, and Ray Law - Airport Manager.

**A. PUBLIC COMMENTS (SPEAKER'S REQUEST FORM SUBMITTED)**

Greg Turturro expressed his concerns regarding a Community Facilities District (CFD) tax for Main Street. Mr. Turturro was opposed to this tax and questioned what the population density was and how the additional tax would help businesses on Main Street. Mr. Turturro believed the businesses on Main Street were not busy businesses and felt this tax would place a burden on people. Mr. Turturro believed the jobs in Payson did not pay high wages and that Main Street was way to long. Mr. Turturro noted Scottsdale's Main Street was only one mile long. Mr. Turturro questioned how this was supposed to be economically feasible for the people who lived there and what metrics would measure the outcome.

**B. CONSENT AGENDA**

**Items listed on the agenda with an asterisk are considered to be routine in nature and will be enacted by one motion.**

**Motion:** to approve all items listed on the Consent Agenda.

Moved by Council Member John Wilson, seconded by Council Member Su Connell.

**AUG 18 2016 E.1\***

**Vote:** Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, Council Member Chris Higgins, and Council Member John Wilson.

**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.

Silvia Smith, Town Clerk, announced all ballots were mailed out yesterday and citizens should receive them tomorrow. The ballots would be in bright yellow envelopes. The County Recorder's Office would be open for early voting and for independents to request a ballot. Citizens could drop off ballots at Town Hall.

Bobby Davis, Economic Development Specialist, gave a brief update on Camp Tontozona. The team did practice today and enjoyed the new field and turf. Coach Grahm was extremely excited. Mayor Evans noted there were 300-400 spectators there to watch. Council Member Carpenter noted there was a concert at Green Valley Park tomorrow night. Mr. Davis indicated the ASU Pep Rally expected a big crowd. Hector Figueroa, Town Attorney, noted Cameron Davis, Parks, Recreation and Tourism Director, did post a video for the Pep Rally on the Parks and Recreation website.

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)

There were no documents for Council review.

**D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS**

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. **Proclamation.** Council Member Croy read into the record a proclamation declaring August 18-20, 2016, as Rodeo Days in Payson. Dan Wile, President of the Payson Pro-Rodeo Committee, was present to accept the proclamation.

Dan Wile noted the Payson Pro-Rodeo Committee would like to thank the Town of Payson and surrounding communities for their support. The Committee appreciated it and wanted to keep it growing.

Mayor Evans presented Ray Law, Airport Manager, with a Hero's of Payson Award and explained this award was for employees who went above and beyond the call of duty. Mayor Evans noted the other employee mentioned in the letter would receive his award at the next Council meeting. Mayor Evans read the letter he received from Ken Foote, Pilot, Business Owner and Dad, sharing the fantastic experience his family had over the weekend of July 14-17, 2016, at the Payson Airport and the Payson area. Mr. Foote could not say enough great things about Airport Coordinators Ray Law and the other employee and that both Ray and the other employee go out of their way to make his family feel welcome and want to return. Ray Law thanked the Mayor and Council and really appreciated the award. Mr. Law appreciated working at the airport and appreciated the support he got.

## **E. MINUTES**

1. **\*Council Meeting Minutes:**  
July 21, 2016 Regular Meeting Pages 1-9  
**\*CONSENT\* APPROVED**

**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 were no items in this section.

## **F. HEARINGS AND APPEALS**

1. **Public Hearing** concerning an application for a Restaurant Series 12 Liquor License filed by Charles Carrier, agent for Ayothaya Thai Cafe, LLC (Ayothaya Thai Cafe), 136 E. Hwy 260, Payson, Arizona.

Mayor Evans opened the Public Hearing. There were no public comments.  
Mayor Evans closed the Public Hearing.

**Motion:** to send a favorable recommendation to the Liquor Board regarding an application for a Restaurant Series 12 Liquor License filed by Charles Carrier, agent for Ayothaya Thai Cafe, LLC (Ayothaya Thai Cafe), 136 E. Hwy 260, Payson, Arizona.

Moved by Council Member John Wilson, seconded by Council Member Chris Higgins.

**Vote:** Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Michael Hughes, Council Member

Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, Council Member Chris Higgins, and Council Member John Wilson.

## **G. RESOLUTIONS AND ORDINANCES**

1. First Public Hearing re: Unified Development Code (UDC) Amendment Streamlining the Abandonment Process.
  - A. Resolution No. 2949 - A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING PAYSON TOWN CODE SECTION 154-09-016 UNIFIED DEVELOPMENT CODE, PROCEDURES TO ABANDON TOWN RIGHTS-OF-WAY AND EASEMENTS, AND MOVING PROCEDURES TO SECTION 156 (A) THROUGH (D), AND DECLARING SUCH AMENDMENTS AND ADDITION TO BE A PUBLIC RECORD.
  - B. Ordinance No. 885 - AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING PAYSON TOWN UNIFIED DEVELOPMENT CODE SECTION 154-09-016, DELETING SECTION 154-08-003(C)(8), PROCEDURES TO ABANDON TOWN RIGHTS-OF-WAY AND EASEMENTS AND MOVING PROCEDURES TO SECTION 156 (A) THROUGH (D).

Mayor Evans opened the Public Hearing. There were no public comments. Sheila DeSchaaf, Planning and Development Director, felt this was an opportunity to help people and streamline the process. Ms. DeSchaaf explained generally these easements were on the Consent Agenda and were filed through the Town Engineer. The Planning and Zoning Commission made a recommendation to the Council. This proposed, if no negative comments were received, that it would go to the Council and by pass the Planning and Zoning Commission.

Council Member Carpenter asked how much time would be saved by the new process. Ms. DeSchaaf believed it could save sixty days. Mayor Evans noted these were minimus tracts of land. Ms. DeSchaaf felt the most contentious were roadways that were not platted that affected people. Mayor Evans closed the Public Hearing.

## **H. UNFINISHED BUSINESS**

1. There were no items in this section.

## **I. NEW BUSINESS**

1. There were no items in this section.

## **J. CLAIMS**

1. **\*List of checks.** Council approved, on the Consent Agenda, a list of checks paid from July 15, 2016, through July 15, 2016, Check Nos. 049867 through 049989, except Check No. 049923, and authorization to file the checks for audit.

**\*CONSENT\* APPROVED**

2. **\*Check No. 049923.** Council approved, on the Consent Agenda, Check No. 049923 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict of interest, Council Member Wilson was considered to have abstained from voting on this item).

**\*CONSENT\* APPROVED**

#### **K. MISCELLANEOUS**

1. There were no items in this section.

#### **L. PUBLIC COMMENTS**

Mayor Evans presented Council Member Carpenter with a birthday card and wished him happy birthday. Mayor Evans complimented Council candidate Janelle Sterner for coming to Council meetings to see how the Council took care of business.

#### **ADJOURNMENT**

Mayor Evans adjourned the meeting at approximately 5:55 p.m.

APPROVED:

\_\_\_\_\_ Date: \_\_\_\_\_

Kenny J. Evans, Mayor

ATTEST:

\_\_\_\_\_

Silvia Smith, Town Clerk

#### **Certification**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the Town Council of the Town of Payson held on this day the 4 of

August, 2016. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2016.

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Tracie Bailey, Chief Deputy Town Clerk