

**TOWN OF PAYSON  
TOWN COUNCIL MEETING  
MINUTES OF THE REGULAR MEETING  
March 19, 2009**

**CALL TO ORDER:**

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

**INVOCATION:**

Vice-Mayor Blair

**PLEDGE OF ALLEGIANCE**

**PRESENT:** Mayor Kenny J. Evans, Vice-Mayor Ed Blair, Council Member Su Connell, Council Member Richard Croy, Council Member Michael Hughes, Council Member Mike Vogel, and Council Member John Wilson.

**STAFF PRESENT:** Debra Galbraith - Town Manager, Sam Streichman - Town Attorney, Silvia Smith - Town Clerk, Ray Erlandsen - Acting Community Development Director, Cameron Davis - Parks, Recreation and Tourism Director, and Don Engler - Police Chief.

**OTHERS PRESENT:** Gaye Stidham - Deputy Town Clerk, Tim Wright - Deputy Town Attorney.

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

There were no comments from the public.

**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.**

**Motion:** to approve the Consent Agenda.

Moved by Council Member John Wilson, seconded by Vice-Mayor Su Connell.

**Vote:** Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Su Connell, Council Member Ed Blair, Council Member Mike Vogel, Council Member John Wilson, Council Member Richard Croy, and Council Member Michael Hughes.

**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. Documents, materials and information for Council review. 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.

Manager Galbraith announced that the next CSP meeting would be held on March 24, 2009. The public was invited to give their input.

Mayor Evans congratulated Council Member Hughes on his birthday and presented him with a birthday card.

Council Member Vogel asked Chief Engler if he resolved a citizen complaint concerning motorcycle noise. Chief Engler responded that citations had been issued for no licenses and for noise.

Vice-Mayor Blair announced that John Stanton, Director of the Chamber of Commerce, was going to a hearing regarding keeping the Tonto Natural Bridge park open. He asked that people carpool to this hearing.

Council Member Connell announced the Business Showcase on March 21, 2009.

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

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. Status Update on the Senior Center by Deborah Barber.

Debra Barber thanked the Council for their help throughout 2008. She reported that the Senior Center had added a third route for meals-on-wheels, eliminating the waiting list for this service. Their equipment for transporting the meals had been upgraded with help from the State with two new vans. The tram service for seniors

has also been expanded. CDBG grants have provided for a new roof and private citizens have donated toward painting the interior of the building. They had a water line break that closed the kitchen, but repairs have been completed and they will be back in operation April 1. The Presbyterian Church and the Masonic Lodge have donated kitchens for continued meal service. A chair lift has been added, provided by Supervisor Tomi Cline-Martin. The funding from donations and grants has dropped but their costs have risen. The Senior Center is looking at about a \$40,000 shortfall with a 7% increase in budget costs for next fiscal year. Council Member Connell congratulated the Center for their good job and reminded everyone that there are now meeting rooms available for rent in the center.

## **E. MINUTES**

1. \* Council Meeting Minutes:  
03.03.09 Special Meeting Minutes Pages 1 -3  
03.05.09 Regular Meeting Minutes Pages 1 -8  
03.10.09 Work Study Minutes Pages 1 -4  
\*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. \* Design Review Board Minutes:  
02.10.09 Regular Meeting Minutes Pages 89 -90  
02.24.09 Regular Meeting Minutes Page 91  
\*CONSENT\* INFORMATION ONLY
3. \* Planning & Zoning Commission Minutes:  
01.12.09 Regular Meeting Minutes Pages 1 -4  
\*CONSENT\* INFORMATION ONLY
4. \* Public Safety Personnel Retirement System -Fire Department Local Board Minutes:  
03.02.09 Regular Meeting Minutes Page 1  
\*CONSENT\* INFORMATION ONLY

## **F. HEARINGS AND APPEALS**

1. This is a Public Hearing concerning the transfer of a Series #9 Liquor License to Roger Kenneth Burton, agent, Western Refining Southwest, Inc., Giant #073, 2010 N. Beeline Highway, Payson, AZ.

Mayor Evans opened public hearing. There were no comments from public.

**Motion:** to Approve the transfer of a Series #9 Liquor License to Roger Kenneth Burton, agent, Western Refining Southwest, Inc., Giant #073, 2010 N. Beeline Highway, Payson, AZ.

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

**Vote:** Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Ed Blair, Council Member Su Connell, Council Member Richard Croy, Council Member Michael Hughes, Council Member Mike Vogel, and Council Member John Wilson.

## **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\* APPROVED
2. Resolution No. 2476. Discussion/possible action concerning Resolution No. 2476 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE FIRST AMENDMENT TO THE HIGHLANDS AT THE RIM DEVELOPMENT AGREEMENT.

**Motion:** to Approve Resolution No. 2476. Discussion/possible action concerning Resolution No. 2476 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE FIRST AMENDMENT TO THE HIGHLANDS AT THE RIM DEVELOPMENT AGREEMENT.

Moved by Council Member Michael Hughes, seconded by Vice-Mayor Ed Blair.

**Vote:** Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Ed Blair, Council Member Su Connell, Council Member Richard Croy, Council Member Michael Hughes, Council Member Mike Vogel, and Council Member John Wilson.

3. First Reading and Public Hearing concerning Ordinance No. 759, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 151 OF THE CODE OF THE TOWN OF PAYSON, ARIZONA, BY REFERENCE AND

PROVIDING PENALTIES FOR THE VIOLATION THEREOF, PERTAINING TO FLOOD DAMAGE PREVENTION.

Mayor Evans opened the public hearing. There were no comments from the public and he closed the public hearing.

4. Second Reading and Public Hearing concerning Ordinance No. 758, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 15-02-014, PART III, A(2) OF THE UNIFIED DEVELOPMENT CODE OF THE TOWN OF PAYSON RELATING TO DESIGN REVIEW PRE-APPLICATION CONFERENCES.

**Motion:** to Approve Ordinance No. 758, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 15-02-014, PART III, A(2) OF THE UNIFIED DEVELOPMENT CODE OF THE TOWN OF PAYSON RELATING TO DESIGN REVIEW PRE-APPLICATION CONFERENCES.

Moved by Council Member Mike Vogel, seconded by Council Member Michael Hughes.

**Vote:** Motion carried 7 - 0

Yes: Mayor Kenny J. Evans, Vice-Mayor Ed Blair, Council Member Su Connell, Council Member Richard Croy, Council Member Michael Hughes, Council Member Mike Vogel, and Council Member John Wilson.

**H. UNFINISHED BUSINESS There are no items in this section.**

**I. NEW BUSINESS There are no items in this section.**

**J. CLAIMS**

1. \* List of checks paid from 02/24/09 through 03/02/09, Check Nos. 005004 through 005093, and authorization to file the checks for audit. \*CONSENT\* APPROVED

**K. MISCELLANEOUS**

**L. PUBLIC COMMENTS**

There were no comments from the public.

**ADJOURNMENT:**

The regular council meeting adjourned at approximately 5:58 p.m.

APPROVED:

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

Kenny J. Evans, Mayor

ATTEST:

\_\_\_\_\_

**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 19 of March, 2009. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2009.

\_\_\_\_\_

Gaye Stidham, City Clerk