# TOWN OF PAYSON
# TOWN COUNCIL MEETING
# MINUTES OF THE REGULAR MEETING
# June 22, 2006

## CALL TO ORDER

Mayor Edwards called the meeting to order at approximately 6:00 p.m. in the Town Hall Council Chambers, 303 North Beeline Highway, Payson, Arizona.

## INVOCATION

David Rennick, Pastor, Payson United Methodist Church.

## PLEDGE OF ALLEGIANCE

**PRESENT:** Mayor Bob Edwards, Council Member Ed Blair, Council Member Andy Romance, Council Member Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.

**ABSENT:** Vice-Mayor Tim Fruth.

**STAFF PRESENT:** Fred Carpenter, Town Manager, Sam Streichman, Town Attorney, Silvia Smith, Town Clerk, Glenn Smith, Chief Fiscal Officer, LaRon Garrett, Public Works Engineer, Gordon Gartner, Police Chief, and Jerry Owen, Community Development Director.

**OTHERS PRESENT**: Tracie Bailey, Deputy Town Clerk, Tim Wright Deputy Town Attorney, Commander Don Engler, Carol McCauley Main Street/Redevelopment Area Manager, and Ted Anderson, Airport Manager.

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

Shirley Collin spoke in support of the Rim Country Gazzette newspaper and thanked the hot shot crews for fire fighting. Ms. Collin was concerned about how many Forest Rangers there were. Ms. Collin expressed her concerns regarding the salary of department heads.

## 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 Mayor Bob Edwards, seconded byCouncil Member John Wilson.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Susan "Su" Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.
Absent: Vice-Mayor Tim Fruth.

## C. CURRENT EVENTS PRESENTATION BY THE TOWN MANAGER, MAYOR, AND/OR COUNCIL MEMBER

Fred Carpenter, Town Manager, announced that the fuel break project was 70% complete as of today. Since the bid was awarded, the Tonto Apache Tribe and Rim Club have made contributions to complete the break adjacent to their properties.

Fire Chief Marty deMasi is working with the Eagar biomass contractor to haul away the piles of cleared materials, so they would not have to be burned in place once the monsoon season becomes active.

The McLane Road project was about fifteen percent complete. Drainage pipe has been installed on Forest east of McLane and is open to the public.

This week there is a 36-team softball tournament for girls 15 years old and younger in Town, which is straining local motel resources. Games begin at 7:00 a.m. and will continue on Friday evening until 10:30 p.m. Play will end early on Saturday and Sunday.

Concert series continue at Green Valley Park this Saturday at 7:00 p.m. with Super Vibe, a top 40 classic rock quartet currently serving as the lounge act at the Las Vegas Mirage hotel.

## D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

Mayor Edwards introduced members of the various task forces he has appointed.

Mayor Edwards congratulated Officer David Blalock on apprehending the juvenile who had been tagging buildings with graffiti.

## E. MINUTES

Council Meeting Minutes:
06-06-06 Special Meeting Pages 1-4
*CONSENT* APPROVED

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.

Planning and Zoning Commission Minutes:
05-22-06 Regular Meeting Pages 1-6

*CONSENT*

Green Valley Redevelopment Area Committee Minutes:
03-02-06 Regular Meeting Pages 505-508
04-06-06 Regular Meeting Pages 509-513
05-04-06 Regular Meeting Pages 514-517
*CONSENT*

## F. HEARINGS AND APPEALS

**Public Hearing**. Mayor Edwards opened the Public Hearing concerning an application for a Special Event Liquor License, filed by T.C. Thorstenson, agent, Mounted Shooters of America, for a fundraising event on Saturday, July 1, 2006, 11:00 a.m. to 7:00 p.m., and Sunday, July 2, 2006, 11:00 a.m. to 7:00 p.m., at the Payson Rodeo Grounds, Payson, Arizona.

There were no public comments. The Mayor closed the Public Hearing.

Motion: to approve an application for a Special Event Liquor License, filed by T.C. Thorstenson, agent, Mounted Shooters of America, for a fundraising event on Saturday, July 1, 2006, 11:00 a.m. to 7:00 p.m., and Sunday, July 2, 2006, 11:00 a.m. to 7:00 p.m., at the Payson Rodeo Grounds, Payson, Arizona.

Moved by Council Member Susan Connell, seconded byCouncil Member John Wilson.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Andy Romance, Council Member Mike Vogel, Council Member John Wilson, and Council Member Susan Connell.
Absent: Vice-Mayor Tim Fruth.

## G. RESOLUTIONS AND ORDINANCES

As Council, staff, and the audience have the titles to all resolutions and ordinances, authorization to forego verbal title readings.
*CONSENT* APPROVED

**Resolution No. 2195.** Mayor Edwards opened discussion/possible action concerning Resolution No. 2195, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING P-324-06, A MAJOR AMENDMENT TO THE TOWN OF PAYSON'S 2003 GENERAL PLAN AMENDING THE LAND USE DESIGNATION FOR A 51.6 ACRE PARCEL NORTH OF THE AIRPORT FROM 'EMPLOYMENT' TO 'RURAL RESIDENTIAL.' (GENERAL PLAN AMENDMENT FOR SILVERWING)

Doug Pelton asked the Council to let the public make comments first then he would follow

up.

Robert Henley spoke in opposition of moving Bravo Taxi Way.

Bob McQueen has been the broker on this land for the last five years. Mr. McQueen has worked with Scott Flake to bring employment in and could not get any. He encouraged the Council to view this as a land use change only.

Bill Preece lives in Overgaard and was the owner of this property. Mr. Preece believed this project was the best use for this land.

Pat Randall asked the Council to read the memo from Jerry Owen so that the public could hear it.

Jerry Owen, Community Development Director, read the memo listing all of the organizations against this project and changing the General Plan.

Gene Sampson expressed his concern regarding water supply.

Doug Pelton, representing Aero Development, referred to the letter from the FAA saying Federal funds would be lost. Mr. Pelton also referenced the General Plan. Mr. Pelton felt employment was not the issue.

Mr. Owen believed Mr. Pelton was misreading the General Plan.

Motion: to approve to delay any action on Resolution No. 2195 to the July 13, 2006 regular Council meeting.

Moved by Mayor Bob Edwards, seconded byCouncil Member John Wilson.

Vote: Motion carried 5 - 1

Yes: Mayor Bob Edwards, Council Member Susan "Su" Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.
No: Council Member Ed Blair.
Absent: Vice-Mayor Tim Fruth.

**Ordinance No. 689**. Mayor Edwards opened the First Reading and Public Hearing concerning Ordinance No. 689, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 30.35 OF THE CODE OF THE TOWN OF PAYSON, REPEALING RULES 4.1, 4.2, AND 4.3 OF THE TOWN COUNCIL MEETINGS RULES OF PROCEDURE, AND ADOPTING AN AMENDED SCHEDULE FOR REMAINING 2006 TOWN COUNCIL MEETINGS (CHANGING REGULAR COUNCIL MEETINGS TO 5:00 PM ON THE FIRST AND THIRD THURSDAYS OF EACH MONTH).

There were no public comments. Mayor Edwards closed the Public Hearing.

Council directed the Town Attorney to amend the starting time of meetings to 5:30 p.m.

## H. UNFINISHED BUSINESS

There were no items for this section.

## I. NEW BUSINESS

**Council Decision Request.** Council approved, on the Consent Agenda, a Council Decision Request to disband the Town of Payson 401k Profit Sharing Advisory Board and Board of Trustees.
*CONSENT* APPROVED

**Council Decision Request** filed by LaRon Garrett, Town Engineer, to award the 2006 Pavement Maintenance Slurry Seal Project to Southwest Slurry, Inc., and authorize the Mayor to sign all necessary contract documents.

Motion: to approve to award the 2006 Pavement Maintenance Slurry Seal Project to Southwest Slurry, Inc., and authorize the Mayor to sign all necessary contract documents.

Moved by Council Member John Wilson, seconded byCouncil Member, Mike Vogel.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Susan "Su" Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.
Absent: Vice-Mayor Tim Fruth.

**Council Decision Request** filed by Ted Anderson, Airport Manager, to approve the Authorization for Services Agreement Number 3 with Z&H Engineering, Inc. for the Echo Ramp Expansion Project.

Jim Garner spoke in support of the grant the Town received for Echo Ramp. Mr. Garner believed the airport needed this project.

Gordon Holmes gave a brief history on the project. Mr. Holmes felt this project needed to be finished for safety reasons.

Jim Garner asked if the amount of the design project was $290,000 or was that for the whole project. Ted Anderson, Airport Manager, responded it was the entire cost. Mr. Garner asked the Council to re-word it to include only the design work.

John Berghian, Z&H Engineering, stated the bid has to go out by August.

Mr. Berghian listed all the things that still needed to be done to prepare for the bid

documents.

Jon Barber felt that it was strange that the company who did the design had to re-do their research. Mr. Barber believed the Council had to sign a new contract every year. Mr. Barber asked the Council to put design services out to bid.

Robert Henley asked the Council not to delay this project.

Motion: to approve the Authorization for Services Agreement Number 3 with Z&H Engineering, Inc. for the Echo Ramp Expansion Project.

Moved by Council Member Ed Blair, seconded byCouncil Member John Wilson.

Jim Garner wondered what it would cost the Town if FAA did not fund this.

Robert Henley did not see a copy of the letter that was in the Council packet and asked if he could have a copy.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Susan "Su" Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.
Absent: Vice-Mayor Tim Fruth.

**Council Decision Request** filed by Ted Anderson, Airport Manager, to approve the Authorization for Services Agreement Number 4 with Z&H Engineering, Inc. for the Bravo Taxiway Relocation.

Jim Garner stated there were many items in the object free area of the airport. Mr. Garner felt this was a waste of money.

Motion: to approve the Authorization for Services Agreement Number 4 with Z&H Engineering, Inc. for the Bravo Taxiway Relocation.

Moved by Council Member John Wilson, seconded by-1.

**Council Decision Request** filed by Ted Anderson, Airport Manager, to approve the Authorization for Services Agreement Number 5 with Z&H Engineering, Inc. for the Service Road Design Only Project.

Jim Garner felt this was a waste of money and that the design was not thought out. He did not support this project.

Robert Henley felt vehicle traffic on the runway was not a safety problem.

Jon Barber asked the Council to take a whole look at the airport not just at each little piece.

John Berghian, Z&H Engineering, stated that the FAA had told them if a town was recommended safety projects and did not vote on it, that could be a liability.

Jon Barber stated he has not recieved the safety recommendations.

Motion: to approve to table this item until the safety recommendation has been received.

Moved by Council Member Ed Blair, seconded by0.

Ted Anderson, Airport Manager, had an initial report with eight or nine incidents. He believed the Town would get a final report.

Council Member Blair withdrew the motion and Council Member Connell withdrew the second.

Motion: to approve the Authorization for Services Agreement Number 5 with Z&H Engineering, Inc. for the Service Road Design Only Project with the conditions that before any more projects are brought before Council there has to be a signed contract, discussions about negotiations with Z&H Engineering, and a safety report in place. If these three conditions are not met, nothing else will be approved.

Moved by Council Member Mike Vogel, seconded byCouncil Member Susan .

Following more discussion Council Member Vogel withdrew the motion to approve and Council Member Connell withdrew the second.

No other motion was made following the withdrawal. Item failed due to the lack of a motion.

**Council Decision Request** filed by Gordon Gartner, Police Chief, for an Intergovernmental Agreement for law enforcement services with the Town of Star Valley.

Robert Henley felt that Payson was already short staffed with police officers and expressed his concerns about response time.

Joe Bayless did not support an agreement for Payson Police to protect Star Valley.

Gordon Gartner, Police Chief, explained that the Sheriff's department was down eleven deputies. Payson police officers do respond to Star Valley when requested.

Jim Garner believed that mutual aid up was to the police department. Mr. Garner asked if 911 calls dialed from Star Valley go into Payson. Chief Gartner replied yes. Mr. Garner asked the Council to come back in a year with what the cost to the Town was.

Robert Henley believed that if the Town takes on the contract, Payson police will be the first responders. Mr. Henley stated that currently Payson is not the first responder.

Joe Bayless was concerned about current response time and asked the Council not to support this contract.

Motion: to approve an Intergovernmental Agreement for law enforcement services with the Town of Star Valley.

Moved by Council Member John Wilson, seconded byCouncil Member Ed Blair.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Susan "Su" Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.
Absent: Vice-Mayor Tim Fruth.

## J. CLAIMS

**List of Checks.** Council approved, on the Consent Agenda, a list of checks paid from 6/07/06 through 6/15/06, Check Nos. 37412 through 37658, except Check Nos. 37462, 37490, 37601 and 37640, and authorization to file the checks for audit.
*CONSENT* APPROVED

**Check No. 37462.** Council approved, on the Consent Agenda, Check No. 37462 paid 6/15/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Clmn. Blair will be considered to have abstained from voting on this item.)
*CONSENT* APPROVED

**Check No. 37490**. Council approved, on the Consent Agenda, Check No. 37490 paid 6/15/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Mayor Edwards will be considered to have abstained from voting on this item.)
*CONSENT* APPROVED

**Check No. 37601.** Council approved, on the Consent Agenda, Check No. 37601 paid 6/15/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Clmn. Romance will be considered to have abstained from voting on this item.
*CONSENT* APPROVED

**Check No. 37640.** Council approved, on the Consent Agenda, Check No. 37640 paid 6/15/06, and authorization to file the check for audit. (Note: due to a perceived and/or conflict of interest, Clmn. Vogel will be considered to have abstained from voting on this item.)
*CONSENT* APPROVED

## K. MISCELLANEOUS

Council approved, on the Consent Agenda, the **reappointment of Joel Goode** and **John**

**Schulz to the IDA** Committee, terms to expire 6/12/2012.
*CONSENT* APPROVED

Council approved, on the Consent Agenda, the **appointment of Judy Buettner to the Green Valley Redevelopment Area Committee,** replacing Andy Romance, term to expire 12/31/2008.
*CONSENT* APPROVED

## L. PUBLIC COMMENTS

There were no public comments.

## ADJOURNMENT

Mayor Edwards adjourned the meeting at approximately 7:57 p.m.

_____ Date: _____

Bob Edwards, 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 special meeting of the Town Council of the Town of Payson held on this day the 22 of June, 2006. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____day of _____, 2006.

Tracie Bailey, Deputy Town Clerk