

RESOLUTION NO. 2211

**A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH NON-PROFIT ORGANIZATIONS FOR DISBURSEMENT OF PUBLIC PURPOSE FUNDS.**

**WHEREAS**, Section 35.03 of the Payson Town Code permits the disbursement of funds to certain non-profit organizations for public purposes, but prohibits the making of donations, gifts, or grants; and

**WHEREAS**, each of the attached represent agreements with Arizona non-profit corporations; and

**WHEREAS**, the funds provided for in the attached agreements marked Exhibits "A" through "F" and made a part hereof by this reference, do not constitute, a donation, gift, or grant to any of the non-profit corporations; and

**WHEREAS**, the Mayor and Common Council of the Town of Payson hereby find and declare:

- A. That the goals sought to be achieved by the disbursement of the funds provided for in Exhibits "A" through "F" are ones which the Town Council would seek to attain whether or not such non-profit organization requested the right to perform the services in return for such funds;
- B. That the consideration to be received by the Town from the use of such funds will inure to Town residents and taxpayers alone and that the funds identified in Exhibits "A" through "F" will not be disbursed in return for consideration beneficial to anyone other than Town taxpayers and residents; and
- C. That the consideration to be received by the Town of Payson is approximately equal in value to the amount of funds provided to be disbursed through the agreements set forth in Exhibits "A" through "F"; and
- D. The expenditure of such funds is authorized by A.R.S. §9-500.11 and Section 35.03 of the Payson Town Code.

**WHEREAS**, each of the organizations accepting funds under Exhibits "A" through "F", are fulfilling a public purpose for the Town of Payson,

**NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:**

- Section 1. That the Public Purpose Funding Agreement with the Rim Country Literacy Program, Inc., set forth on Exhibit "A", attached hereto, be and is hereby approved in substantially the form set forth on Exhibit "A".
- Section 2. That the Public Purpose Funding Agreement with the Payson Multipurpose Senior Center Development Association set forth on Exhibit "B", attached hereto, be and is hereby approved in substantially the form set forth on Exhibit "B".
- Section 3. That the Public Purpose Funding Agreement with the Time Out, Inc., set forth on Exhibit "C", attached hereto, be and is hereby approved in substantially the form set forth on Exhibit "C".
- Section 4. That the Public Purpose Funding Agreement with the Northern Gila County Historical Society, Inc., set forth on Exhibit "D", attached hereto, be and is hereby approved in substantially the form set forth on Exhibit "D".
- Section 5. That the Public Purpose Funding Agreement with the Payson Helping Payson, Inc., set forth on Exhibit "E", attached hereto, be and is hereby approved in substantially the form set forth on Exhibit "E".
- Section 6. That the Public Purpose Funding Agreement with the Big Brothers Big Sisters of Central Arizona set forth on Exhibit "F", attached hereto, be and is hereby approved in substantially the form set forth on Exhibit "F".
- Section 7. That the Mayor of the Town of Payson, be and is hereby authorized to execute each of the Public Purpose Funding Agreements attached as Exhibits "A" through "F" in substantially the form set forth therein.
- Section 8. That the Town of Payson be and is hereby authorized to take and perform such other and further actions as are necessary or appropriate to carrying out the purposes provided for in this Resolution Number 2211.
- Section 9. If any section, subsection, sentence, clause, phrase or portion of this Resolution Number 2211 is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Resolution.

**PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, this \_\_\_\_\_ day of \_\_\_\_\_, 2006, by the following vote:**

AYES \_\_\_\_\_ NOES \_\_\_\_\_ ABSTENTIONS \_\_\_\_\_ ABSENT \_\_\_\_\_

\_\_\_\_\_  
F. Robert Edwards, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Silvia Smith, Town Clerk

\_\_\_\_\_  
Samuel I. Streichman, Town Attorney