TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
August 16, 2007

CALL TO ORDER

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

INVOCATION

Joe Hittle, Calvary Chapel

PLEDGE OF ALLEGIANCE

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

STAFF PRESENT: Fred Carpenter, Town Manager, Sam Streichman, Town Attorney, LaRon Garrett, Public Works Engineer, Rick Manchester, Parks & Recreation Director, Debra Galbraith, Chief Fiscal Officer, and Don Engler, Police Chief.

OTHERS PRESENT: Tracie Bailey, Deputy Town Clerk; Gaye Stidham, Deputy Town Clerk; Tim Wright, Deputy Town Attorney; and Ray LaHaye, Chief Building Official.

A. PUBLIC COMMENTS

1. There were no public comments.

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 except Item G.12.
Moved by Council Member John Wilson, seconded by Council Member, Susan Connell.

Vote: Motion carried 7 - 0

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

Mayor Edwards moved Item I.2 up on the agenda.

I.2. **Council Decision Request filed by Ray LaHaye, Chief Building Official, to direct the legal department to prepare the necessary documents to be brought back to council at a later date, for the adoption of the 2006 Building Codes as recommended by staff**

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and reviewed by the Payson Building Advisory Board.

Motion: to approve to direct the legal department to prepare the necessary documents to be brought back to council at a later date, for the adoption of the 2006 Building Codes as recommended by staff and reviewed by the Payson Building Advisory Board.
Moved by Council Member John Wilson, seconded by Council Member Ed Blair.

Vote: Motion carried 7 - 0

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

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

1. Fred Carpenter, Town Manager, announced that this summer's slurry seal projects are underway, starting today in Payson Ranchos. All projects are expected to be complete in about three weeks, weather permitting.

   The Mud Springs Road connection to Granite Dells Road is under construction, with the project expected to be complete in October, 2007. Chip seal projects on West Airport and Vista Roads are scheduled for September 7, 2007.

   On Thursday August 23, 2007, Attorney General, Terry Goddard, will be at the Payson High School Auditorium beginning at 6:30 p.m. to present a crime and fraud prevention forum. Other speakers will include Mayor Edwards, Chief Engler, Gila County Attorney Daisy Flores and Sheriff John Armer.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.

   Council Member Romance thanked the Payson Area Trails volunteers for their hard work.

   Council Member Wilson announced that there was a donation being taken up for the Payson Area Trails System at the Green Valley Park Office.

   Mayor Edwards announced the August Doins events this weekend and that the 125th anniversay belt buckle was available for sale.

   Council Member Connell announced that the blue buttons were being sold now to stay out of the rodeo jail.

   Mayor Edwards announced that Tonia Erin, IS Tech, just passed the Granicus Certification Program.

2. **Presentation**. Robin Stamp, Community Outreach Coordinator with the Arizona Attorney General's Office, addressed the Council regarding their community services program.

E. MINUTES

1. *** Council Meeting Minutes**:
   06-26-07 Special Meeting Pages 1-4
   07-05-07 Regular Meeting Pages 1-7
   07-11-07 Special Meeting Pages 1-4
   07-17-07 Special Meeting Pages 1-2
   08-02-07 Special Meeting Pages 1-3
   08-02-07 Regular Meeting Pages 1-8
   08-09-07 Special Meeting Pages 1-2
   ***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. *** Green Valley Redevelopment Area Committee Minutes**:
   07-05-07 Regular Meeting Pages 556-558
   07-11-07 Special Meeting Page 559
   CONSENT

3. *** Design Review Board Minutes**:
   07-03-07 Regular Meeting Pages 001-003
   CONSENT

4. *** Building Advisory Board Minutes**:
   07-10-07 Regular Meeting Pages 418-419
   CONSENT

F. HEARINGS AND APPEALS

1. **Public Hearing**. Mayor Edwards opened the Public Hearing concerning an application for a Special Event Liquor License filed by Timothy Robert Ehrhardt, agent, Northern Gila County Historical Society, for a fundraiser to take place on Wednesday, October 3, 2007, 5:00 p.m. to 7:00 p.m. at 700 S. Green Valley Parkway, Payson, Arizona 85541.

   Motion: to Approve the application for a Special Event Liquor License filed by Timothy Robert Ehrhardt, agent, Northern Gila County Historical Society, for a fundraiser to take place on Wednesday, October 3, 2007, 5:00 p.m. to 7:00 p.m. at 700 S. Green Valley Parkway, Payson, Arizona 85541.
   Moved by Vice-Mayor Tim Fruth, seconded by Council Member John Wilson.

   Vote: Motion carried 7 - 0

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

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. 2305**. Council approved, on the Consent Agenda, Resolution No. 2305, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE SOUTH MUD SPRINGS ROAD CONSTRUCTION PROJECT.
***CONSENT* APPROVED**

3. * **Resolution No. 2306**. Council approved, on the Consent Agenda, Resolution No. 2306, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING A TEMPORARY CONSTRUCTION EASEMENT ON CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "I" ATTACHED HERETO FOR THE ST. PHILIPS AND BONITA STREET ROAD CONSTRUCTION PROJECT. (SUBERT/WILSON)
***CONSENT* APPROVED**

4. * **Resolution No. 2307**. Council approved, on the Consent Agenda, Resolution No. 2307, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (SUBERT/WILSON)
***CONSENT* APPROVED**

5. * **Resolution No. 2308**. Council approved, on the Consent Agenda, Resolution No. 2308, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (CAMPOLONGO)
***CONSENT* APPROVED**

6. * **Resolution No. 2309**. Council approved, on the Consent Agenda, Resolution No. 2309, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (LITCH)
***CONSENT* APPROVED**

7. * **Resolution No. 2310**. Council approved, on the Consent Agenda, Resolution No. 2310, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON

COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (CHAUDHARI)
***CONSENT* APPROVED**

8. * **Resolution No. 2311**. Council approved, on the Consent Agenda, Resolution No. 2311, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (MOORE)
***CONSENT* APPROVED**

9. * **Resolution No. 2312**. Council approved, on the Consent Agenda, Resolution No. 2312, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (LAW)
***CONSENT * APPROVED**

10. * **Resolution No. 2313**. Council approved, on the Consent Agenda, Resolution No. 2313, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (GLASER)
***CONSENT* APPROVED**

11. * **Resolution No. 2314**. Council approved, on the Consent Agenda, Resolution No. 2314, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING FEE TITLE IN AND TO CERTAIN REAL PROPERTY, ALL DESCRIBED ON EXHIBIT "1" ATTACHED HERETO COMPRISING RIGHT-OF-WAY ACQUISITION FOR THE ST. PHILIPS ST. AND BONITA ST. ROAD CONSTRUCTION PROJECT. (FELKINS)
***CONSENT* APPROVED**

12. * **Resolution No. 2317**. Mayor Edwards opened discussion/possible action concerning Resolution No. 2317, captioned as follows: 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.
PULLED FROM *CONSENT* APPROVAL

Motion: to Approve Resolution No. 2317, except for the Senior Center agreement, captioned as follows: 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 and direct staff to research the Senior Center agreement and bring it back to Council. Council Member Connell will be considered to abstained from voting on the Literacy Program agreement.

Moved by Mayor Bob Edwards, seconded by Vice-Mayor Tim Fruth.

Vote: To approve Rim Country Literacy Program agreement,
Motion carried, 6-0.
Abstained: Council Member Connell.

Vote: Motion carried 7 - 0

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

13. **Resolution No. 2318**. Mayor Edwards opened discussion/possible action concerning Resolution No. 2318, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AWARDING THE PAYSON MUNICIPAL AIRPORT LEASE TO THE PAYSON REGIONAL AIRPORT AUTHORITY, APPROVING AND AUTHORIZING THE EXECUTION OF AN AIRPORT LEASE, APPROVING AND AUTHORIZING THE EXECUTION OF A TOWN YARD SUBLEASE, AND DIRECTING THE LEGAL DEPARTMENT TO PREPARE AN ORDINANCE TO REPEAL PROVISIONS RELATING TO THE ESTABLISHMENT OF THE AIRPORT ADVISORY COMMITTEE, ALL RELATING TO THE OPERATION OF THE PAYSON MUNICIPAL AIRPORT AND DECLARING AN EMERGENCY.

Dick Mumma, Payson Regional Airport Authority, stated that all of the rules and regulations currently in place would stay in place. Any changes would be brought to Council.

Jim Garner explained that the Town is obligated to FAA and ADOT for grants already and how the money would be used.

John Barber stated that if FAA does not fund it they do not require it. The Town is not obligated to these projects.

Motion: to Approve Resolution No. 2318, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AWARDING THE PAYSON MUNICIPAL AIRPORT LEASE TO THE PAYSON REGIONAL AIRPORT AUTHORITY, APPROVING AND AUTHORIZING THE EXECUTION OF AN AIRPORT LEASE, APPROVING AND AUTHORIZING THE EXECUTION OF A TOWN YARD SUBLEASE, AND DIRECTING THE LEGAL DEPARTMENT TO PREPARE AN ORDINANCE TO REPEAL PROVISIONS RELATING TO THE

ESTABLISHMENT OF THE AIRPORT ADVISORY COMMITTEE, ALL RELATING TO THE OPERATION OF THE PAYSON MUNICIPAL AIRPORT with amendments to Exhibit 1 recommended by Council Member Romance and amendments suggested by the Town Manager and declaring an emergency.
Moved by Council Member John Wilson, seconded by Council Member, Susan Connell.

Vote: Motion carried 7 - 0

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

14. **Resolution No. 2319**. Mayor Edwards opened discussion/possible action concerning Resolution No. 2319, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN CRESCENT RESOURCES, LLC, AND THE TOWN OF PAYSON RELATING TO THE RIM CLUB OUTDOOR SWIMMING POOL.

Motion: to Approve Resolution No. 2319, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN CRESCENT RESOURCES, LLC, AND THE TOWN OF PAYSON RELATING TO THE RIM CLUB OUTDOOR SWIMMING POOL and to earmark the $200,000 recieved into a special water development fund and to change the word swimming to lap.
Moved by Vice-Mayor Tim Fruth, seconded by Council Member, Andy Romance.

Vote: Motion carried 7 - 0

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

H. UNFINISHED BUSINESS

1. **Council Decision Request** filed by Rick Manchester, Parks and Recreation Director, to initiate the Design Development Phase of the Event Center planning process; dedicate necessary funding in the 2007/2008 budget to hire a consultant for task 1-8 of the Payson Event Center Master Plan.

Motion: to Approve to initiate the Design Development Phase of the Event Center planning process; dedicate necessary funding in the 2007/2008 budget to hire a consultant for task 1-8 of the Payson Event Center Master Plan.
Moved by Vice-Mayor Tim Fruth, seconded by Council Member John Wilson.

Gary Bedsworth stated that as Payson grows this event center has tremendous potential. Mr. Bedsworth believed it would be instrumental in attraction of the hospitality industry.

Vote: Motion carried 5 - 2

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

I. NEW BUSINESS

1. **Council Decision Request** filed by LaRon Garrett, Town Engineer, to accept the proposal from Intermountain West Civil Constructors, Inc., for the construction of the Main Street Parking Lot as bid on March 22, 2005, and authorize the Mayor to sign all necessary contract documents.

   Motion: to Approve to accept the proposal from Intermountain West Civil Constructors, Inc., for the construction of the Main Street Parking Lot as bid on March 22, 2005, and authorize the Mayor to sign all necessary contract documents.
   Moved by Council Member John Wilson, seconded by Council Member Ed Blair.

   Vote: Motion carried 7 - 0

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

3. **Council Decision Request** filed by Debi Galbraith, Chief Fiscal Officer, concerning a System Agreement between the Town of Payson and Tyler Technologies, Inc. to award the purchase of the new Town financial software system to Tyler Technologies - Incode Division, and authorize the Mayor to sign all necessary contract documents.

   Motion: to Approve a System Agreement between the Town of Payson and Tyler Technologies, Inc. to award the purchase of the new Town financial software system to Tyler Technologies - Incode Division, and authorize the Mayor to sign all necessary contract documents.

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

   Vote: Motion carried 7 - 0

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

4. **Council Decision Request** filed by Nelson Beck, Parks and Recreation Parks Supervisor, to direct staff to award a change order, at the quoted price, for extended fence work on the Rumsey Park Tennis renovation Project.

   Motion: to Approve to award a change order, at the quoted price, for extended fence work on the Rumsey Park Tennis renovation Project.
   Moved by Vice-Mayor Tim Fruth, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

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

J. CLAIMS

1. * **List of hand-written checks**. Council approved, on the Consent Agenda, a list of hand-written checks paid from 06-29-07 through 07-19-07, Check Nos. 42563 through 42593, except Check No. 42569, and authorization to file the checks for audit.
***CONSENT* APPROVED**

2. * **Check No. 42569**. Council approved, on the Consent Agenda, Check No. 42569 paid 07-05-07, 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**

3. * **List of checks**. Council approved, on the Consent Agenda, a List of checks paid from 7-24-07 through 8-2-07, Check Nos. 42912 through 43026, except Check No. 43000, and authorization to file the checks for audit.
***CONSENT* APPROVED**

4. * **Check No. 43000**. Council approved, on the Consent Agenda, Check No. 43000 paid 7-27-07, 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

1. There were no items for this section.

L. PUBLIC COMMENTS

1. There were no public comments.

ADJOURNMENT:

Mayor Edwards adjourned the meeting at approximately 7:28 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 regular meeting of the Town Council of the Town of Payson held on this day the 16 of August, 2007. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____day of _____, 2007.

_____

Tracie Bailey, Deputy Town Clerk