

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
October 22, 2009**

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

INVOCATION: Dr. Rick Hatch, Pastor at First Southern Baptist Church, led the meeting in an invocation.

PLEDGE OF ALLEGIANCE

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

STAFF PRESENT: Debra Galbraith - Town Manager, Don Engler - Police Chief, LaRon Garrett - Public Works Director, Cameron Davis - Parks, Recreation & Tourism Director, and Cindy Smith - Chief Fiscal Officer.

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

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 with the removal of Item H.2.
Moved by Council Member John Wilson, seconded by Council Member Su Connell.

Vote: Motion carried 7 - 0

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

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

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Cameron Davis, Parks, Recreation and Tourism Director, announced the Trunk or Treat activity for October 31st. A haunted house will be at the Oxbow Saloon from 6:00 p.m. to 9:00 p.m. Admission is \$3 per person or \$2 per person with a can of food for donation. There will be music, candy and vendors during the celebration. There will be parking at Amnity Acres. The Pro Rodeo Committee will act as security and help with parking. There is also parking at Green Valley Park, along Westerly Road and at the Senior Center. Main Street will be closed west of McLane to Oak Street.

Mr. Davis received a call from *True West* magazine that named the Town of Payson and the World's Oldest Continuous Rodeo as the best pro-rodeo in Arizona.

The Christmas tree destined for the White House will be in Payson for a ceremony on November 10. Arizona will not receive this honor again for another 50 years.

Council Member Wilson noted that First Friday will be November 6 on Main Street. The Presbyterian Church will be serving a spaghetti dinner and Kiwanis will be serving brats.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. Proclamation declaring November 2009 as Veterans Recognition and American Patriotism Awareness Month. John Naughton of the Payson Roundup Newspaper was present to accept the proclamation. Mr. Naughton accepted on behalf of the Patriotic Committee.
3. Proclamation declaring October 18-24, 2009 as Friends of Libraries Week. Sue Wilson representing the Library Friends was present to accept the proclamation.

E. MINUTES

1. * Council Meeting Minutes:
09-24-09 Regular Meeting Minutes Pages 1 - 10
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. * Planning and Zoning Commission Minutes:

08-10-09 Regular Meeting Minutes Pages 1 - 4
CONSENT INFORMATION ONLY

3. * Public Safety Personnel Retirement System - Fire Department Local Board Minutes:
03-02-09 Regular Meeting Minutes Page 1
CONSENT INFORMATION ONLY
4. * Surface Transportation Advisory Board Minutes:
06-10-09 Regular Meeting Minutes Pages 198 - 200
CONSENT INFORMATION ONLY
5. * Design Review Board Minutes:
09-22-09 Regular Meeting Minutes Pages 120 -121
CONSENT INFORMATION ONLY

F. HEARINGS AND APPEALS
There are no items in this section

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. Discussion/possible action concerning Resolution No. 2519 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, SETTING ELECTION DATES; ESTABLISHING VOTING DISTRICTS; AND ESTABLISHING THE METHOD OF VOTING AND THE METHOD OF COUNTING THE BALLOTS FOR THE 2010 PRIMARY AND GENERAL ELECTIONS.

Motion: to Approve Resolution No. 2519 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, SETTING ELECTION DATES; ESTABLISHING VOTING DISTRICTS; AND ESTABLISHING THE METHOD OF VOTING AND THE METHOD OF COUNTING THE BALLOTS FOR THE 2010 PRIMARY AND GENERAL ELECTIONS.
Moved by Council Member Ed Blair, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

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

3. * Discussion/possible action concerning Resolution No. 2520 captioned as

follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH GILA COUNTY FOR CERTAIN SERVICES TO BE PROVIDED BY THE COUNTY TO THE TOWN OF PAYSON FOR THE MARCH 9, 2010 PRIMARY ELECTION AND THE MAY 18, 2010 GENERAL ELECTION. *CONSENT* APPROVED

4. Public Hearing Discussion/possible action concerning Resolution No. 2524 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, SUPPORTING THE RENEWAL OF THE GILA COUNTY ENTERPRISE ZONE, SUPPORTING THE GILA COUNTY ZONE COMMISSION AND ENDORSING CONTINUED PARTICIPATION IN THE GILA COUNTY ENTERPRISE ZONE.

Mayor Evans asked for public comment. There were no comments and Mayor Evans explained the use of Enterprise Zones throughout the County to promote economic activity in a variety of ways such as mitigating development fees or taxes. The most recent use of an Enterprise Zone in Payson was in the Door Stop area.

Council Member Connell alluded to economic and employment studies previously done for our area. She mentioned that studies had been done with community input that were sitting on shelves and not referenced. She said there was good information to incorporate from Focused Future One and Focused Future Two. Council Member Connell wanted to make sure that any future study is a collaborative effort that included the public, community and Town of Payson staff. She also stated that no carrots of enticement should be offered to developments without all of this support.

Mayor Evans defined an Enterprise Zone as a physical, geographic area. There is one in Winkleman/Hayden, one on the South edge of Globe, one on Tribal Apache land and then the one North of Payson encompassing the Door Stop.

Manager Galbraith pointed out that the Employment Center Study was not affiliated with Enterprise Zones.

Motion: to Approve Resolution No. 2524 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, SUPPORTING THE RENEWAL OF THE GILA COUNTY ENTERPRISE ZONE, SUPPORTING THE GILA COUNTY ZONE COMMISSION AND ENDORSING CONTINUED PARTICIPATION IN THE GILA COUNTY ENTERPRISE ZONE. Moved by Mayor Kenny J. Evans, seconded by Council Member Ed Blair.

Vote: Motion carried 7 - 0

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

5. First Reading and Public Hearing concerning Ordinance No. 773, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CERTAIN TOWN CODE PROVISIONS RELATED TO THE SURFACE TRANSPORTATION ADVISORY BOARD AND RENAMING SUCH BOARD THE 'TRANSPORTATION ADVISORY BOARD.'

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

H. UNFINISHED BUSINESS

1. * Council Decision Request filed by LaRon Garrett, Public Works Director, to approve the subdivision construction of the Rim Ridge Subdivision, including the traffic control devices, subject to the developer's two-year warranty of public improvements and to accept the public subdivision improvements for Town maintenance under such warranty.
CONSENT APPROVED
2. Council Decision Request filed by LaRon Garrett, Public Works Director, to authorize staff to submit a formal request to the Arizona Department of Transportation to withdraw the Main Street Transportation Enhancement Grant. (Removed from the Consent Agenda)

Motion: to Approve authorizing staff to submit a formal request to ADOT to withdraw the Main Street Transportation Enhancement Grant of July 3, 2002 and to direct Community Development to prepare a new TEA grant application using the A. Dye Design guidelines as approved by Council, and the information contained in the Bill Leister memo of 10/14/09 attached to the CDR; by the next TEA grant cycle deadline, to be submitted by the Town and as soon as Town funds are available.

Moved by Council Member John Wilson, seconded by Vice- Mayor Mike Vogel.

Town Manager Galbraith noted that the issue was not the matching fund portion of the grant but the ability to fund the construction since the grant would not be enough for total construction. Council Member Wilson said there was a memo saying we could ask for additional funding to do that. He suggested when a new grant application is done, additional funds to complete the construction part of the project be included. Ms. Galbraith said that chances are good that the Council would face the same issues in the future concerning the State budget. Council Member Wilson clarified that the intent of the motion was to ask for sufficient funds for the project which

may cause it to be put out two or three years. He also clarified that the motion would not be limited to a time when the Town could supply only matching grant funds but when funds for the entire project were available.

Vote: Motion carried 7 - 0

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

I. NEW BUSINESS

1. Council Decision Request filed by LaRon Garrett, Public Works Director, to select Sunrise Engineering, Inc. as the design engineer for the Preliminary Engineering of the C.C. Cragin Raw Water Pipeline and authorize Town Staff to negotiate a Scope of Services and Professional Fee for this project.

Mr. Garrett said that 40 request for qualification packets were picked up for this project with 15 proposals submitted. Three different staff people reviewed all the proposals and Sunrise Engineering was the most qualified in all their criteria. Mr. Garrett explained that the work on this 12 1/2 miles of pipeline is ready for engineering. The engineering firm would provide about 30% of the plans, work with the Bureau of Reclamation for a timeframe for work, and use these plans to bring on board a contractor/engineer for the final construction. He estimated construction to begin in 2013 and be complete by 2016.

Motion: to Approve selecting Sunrise Engineering, Inc. as the design engineer for the Preliminary Engineering of the C.C. Cragin Raw Water Pipeline and authorize Town Staff to negotiate a Scope of Services and Professional Fee for this project.

Moved by Vice- Mayor Mike Vogel, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

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

2. * Council Decision Request filed by LaRon Garrett, Public Works Director, to approve the Amended Plat for the Longhorn Condominiums Subdivision, to authorize the Mayor to sign said plat and authorize the staff to record said plat contingent upon the Town receiving a copy of the executed ratification form from each property owner within the Condominium. *CONSENT* APPROVED

J. CLAIMS

1. * List of checks paid from 09/30/09 through 10/09/09, Check Nos. 007515 through 007698, and authorization to file the checks for audit.
CONSENT APPROVED

K. MISCELLANEOUS

L. PUBLIC COMMENTS

Vice-Mayor Vogel thanked Cameron Davis, his wife and son for the excellent job they have done with the programs through the summer. He appreciated all the work Mr. Davis and his staff had done through the year. Mr. Davis said he appreciated the remarks, but he could not have done any of it without all of the other departments and their support.

Council Member Blair noted that the Friends of Parks and Recreation have also been very helpful through the summer.

ADJOURNMENT: Mayor Evans adjourned the regular meeting at approximately 6:06 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 22 of October, 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, Deputy Town Clerk