

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE SPECIAL MEETING
December 1, 2009**

CALL TO ORDER: Mayor Evans called the special meeting to order at approximately 5:01 p.m. at the Town Council Chambers, 303 N. Beeline Highway, Payson, Arizona.

PLEDGE OF ALLEGIANCE

PRESENT: Mayor Kenny Evans, Council Member Su Connell, Council Member Richard Croy, Council Member Michael Hughes, and Council Member John Wilson.

STAFF PRESENT: Debra Galbraith - Town Manager, Sam Streichman - Town Attorney, Donald B. Engler - Police Chief, Silvia Smith - Town Clerk, LaRon Garrett - Town Engineer, and Cindy Smith - Chief Fiscal Officer.

Council Member Croy was present telephonically.

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

PURPOSE OF MEETING

1. Consideration of a motion to retire to executive session for the following reasons:
 - (A) Discussion or consultation for legal advice with the attorneys for the Town of Payson regarding animal control in the Town and regarding negotiations with the Humane Society of Central Arizona for animal shelter services, pursuant to A.R.S. Section 38-431.03(A)(3); and
 - (B) Discussion or consultation with the attorneys of the Town of Payson in order to consider its position and instruct its attorneys regarding the Town's position regarding contracts that are the subject of negotiations, to wit: negotiations for an agreement with the Humane Society of Central Arizona for animal shelter services, pursuant to A.R.S. Section 38-431.03(A)(4).

Council Member Wilson asked to begin with discussion before any consideration of retiring to executive session. The Mayor and remaining Council concurred.

2. Discussion/possible action re: animal control in the Town and/or negotiations with the Humane Society of Central Arizona for animal shelter

services.

Mayor Evans reported that Chief Engler previously received direction from the Council to meet with the Humane Society to find numbers that were agreeable to both. That was accomplished and a new contract needed to be prepared.

Council Member Wilson asked if any legal issues or contract points needed to be considered. Manager Galbraith replied there were none.

Motion: to direct staff to prepare a contract with the Humane Society of Central Arizona for animal shelter services and bring it to Council at the next Council meeting.

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

Deputy Attorney Wright asked for clarification whether Council wanted an entirely new contract or to amend the current document. Mayor Evans said the intent of the motion was to bring back a document allowing us to complete the current year.

Vote: Motion carried 5 - 0

Yes: Mayor Kenny Evans, Council Member Su Connell, Council Member Richard Croy, Council Member Michael Hughes, and Council Member John Wilson.

ADJOURNMENT: Mayor Evans adjourned the special meeting at approximately 5:06 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 special meeting of the Town Council of the Town of Payson held on this day the 1 of December, 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