

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
September 6, 2012**

CALL TO ORDER

5:30 p.m. in the Town Hall Council Chambers, 303 North Beeline Highway, Payson, Arizona.

INVOCATION

Pastor Richard Richey, First Church of the Nazarene.

PLEDGE OF ALLEGIANCE

Mayor Evans extended a thank you to Pastor Richey for his help with the community garden.

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

STAFF PRESENT: Debra Galbraith - Town Manager, Tim Wright - Town Attorney, Don Engler - Police Chief, Silvia Smith - Town Clerk, Cameron Davis - Parks, Recreation and Tourism Director, and LaRon Garrett - Assistant Town Manager.

OTHERS PRESENT: Tracie Bailey - Deputy Town Clerk and Hope Cribb - Finance Manager.

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

1. There were no public comments.

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 all items listed on the Consent Agenda.
Moved by Council Member John Wilson, seconded by Council Member Su Connell.

Vote: Motion carried 7 - 0

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

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

1. Brief presentation of current events by the Town Manager, Mayor, and/or Council Members. The Arizona Open Meeting Law specifies that the Town Council may not discuss or take action on any matter mentioned during this presentation or on the attached materials unless the specific matter is properly noticed for legal action.
2. Documents, materials and information for Council review. (The Council will not discuss or take action on the attached; they are provided for information only)

A memo from Colin Walker, Water Superintendent, regarding Eastside Golf Course Irrigation was attached for Council review. The Council did not discuss or take any action on the memo.

Don Engler, Police Chief, announced Detective Mike Varga was recognized at the Gila County Supervisor's meeting by the Gila County Attorney's Office on August 20, 212 as officer of the year.

Cameron Davis, Parks, Recreation and Tourism Director, announced this weekend at the Event Center was the Northern Gila County Fair and demolition derby. September 14th and 15th the High School Rodeo would be at the Event Center. September 28th 29th and 30th was the Old Time Opera and Fiddle Contest and the first weekend in October the Junior Bull Rider Event would be at the Event Center.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

Mayor Evans presented Council Member Rick Croy with a birthday card and wished him happy birthday.

2. **Proclamation.** Council Member Blair read into the record a proclamation declaring September 17 - 23, 2012 as Constitution Week in Payson. Jan Ransom, Regent, Laura Meyers and other members of the Daughters of the American Revolution were present to accept the proclamation.

Ms. Ransom thanked the Council and announced the Daughters of the American Revolution would be at the library this Saturday.

3. **Proclamation.** Council Member Connell read into the record a proclamation declaring September 29, 2012 as Friends of the Poor Walk Day in Payson. Lynn Canning and Jim Bridges were present to accept the proclamation.

Jim Bridges Co-President of St. Vincent dePaul's Conference thanked the Council and asked for their continued support to help the poor. Mr. Bridges treasured the Town's support and would use it wisely.

4. **Presentation/discussion/possible action** by Hope Cribb, Finance Manager, of the quarterly financial update.

Hope Cribb, Finance Manager, gave a quarterly financial report for the year end.

Ms. Cribb stated the year ended with \$245,000 and 98% of the property tax levy was received. The Town had expected more building permit revenue. All of the franchise fees have been received. Mayor Evans asked to have the large items segregated out because they skewed the charts. Ms. Cribb responded she would work on it for the new financial reports. All departments came in under budget except the Water Department.

Council Member Connell congratulated Ms. Cribb and the Departments for coming in below budget. Mayor Evand thanked Ms. Cribb.

E. MINUTES

1. *Council Meeting Minutes:

08.02.12 Regular Meeting Minutes Pages 1 - 6

***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. *Planning and Zoning Commission Minutes:

07.09.12 Regular Meeting Minutes Pages 1 - 3

***CONSENT* INFORMATION ONLY**

3. *Transportation Advisory Board Minutes:

06.06.12 Regular Meeting Minutes Pages 275 - 278

***CONSENT* INFORMATION ONLY**

4. *Building Advisory Board Minutes:

07.20 & 21.12 Regular Meeting Minutes Pages 446 - 447

08.14.12 Regular Meeting Minutes Page 448

***CONSENT* INFORMATION ONLY**

5. *Parks and Recreation Commission Minutes:

04.18.12 Regular Meeting Minutes Pages 1 - 5

***CONSENT* INFORMATION ONLY**

6. *Public Safety Personnel Retirement System Payson Police Department Local Board Minutes:

06.14.12 Regular Meeting Minutes Page 1

***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

1. ***Application for a Special Event Liquor License.** Council approved, on the Consent Agenda, an application for a special event liquor License filed by Leland Schwein, agent, B.P.O Elks #2154, for a fundraiser to be held at 1206 North Beeline Highway, Payson, Arizona, Saturday, September 29, 2012, 6:00 a.m. to 5:00 p.m.
***CONSENT* APPROVED**

2. **Public Hearing** concerning an application for a Series #7 Liquor License filed by Debora Sable, agent for Lady D's, L.L.C. Wine, Chocolate and Art, 714 North Beeline Highway, Payson, Arizona.

Mayor Evans opened the Public Hearing. There were no public comments.
Mayor Evans closed the Public Hearing.

Motion: to Approve an application for a Series #7 Liquor License filed by Debora Sable, agent for Lady D's, L.L.C. Wine, Chocolate and Art, 714 North Beeline Highway, Payson, Arizona.

Moved by Council Member John Wilson, seconded by Council Member Fred Carpenter.

Vote: Motion carried 7 - 0

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

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. 2683.** Council approved, on the Consent Agenda, Resolution No. 2683 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING A PUBLIC UTILITY EASEMENT FROM SY HARRISON LODGE #70 F&AM, PAYSON, PERTAINING TO THE C.C. CRAGIN IN-TOWN WATER LINE CONSTRUCTION PROJCT.
***CONSENT* APPROVED**
3. **Resolution No. 2684.** Mayor Evans opened discussion/possible action concerning Resolution No. 2684 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE COMPLETION, EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE TOWN OF PAYSON, ARIZONA, AND THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA EVIDENCING A LOAN FROM THE SAID AUTHORITY TO THE TOWN IN

AN AMOUNT NOT TO EXCEED \$6,250,000.00 TO IMPROVE THE TOWN'S WATER SYSTEM AND TO PAY RELATED EXPENSES; PLEDGING THE NET REVENUES OF THE TOWN'S WATER SYSTEM TO THE PAYMENT OF THE LOAN; AUTHORIZING THE EXECUTION AND DELIVERY OF ALL DOCUMENTS RELATING TO SUCH LOAN; AND DECLARING AN EMERGENCY.

LaRon Garrett, Assistant Town Manager, explained this resolution. Council Member Croy asked if jobs would be created. Mr. Garrett replied yes a local contractor had gotten one of the lines. Mayor Evans noted the contractor would create labor jobs. Council Member Croy asked where the pipe was stored. Mr. Garrett responded the bigger pipes were stored in the Valley the smaller pipes were being stored here. Mr. Garrett noted it would take eleven semis to bring the big pipes up to Payson. Mayor Evans stated the Town would continue to work on the long term package.

Motion: to Approve Resolution No. 2684 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE COMPLETION, EXECUTION AND DELIVERY OF A LOAN AGREEMENT BETWEEN THE TOWN OF PAYSON, ARIZONA, AND THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA EVIDENCING A LOAN FROM THE SAID AUTHORITY TO THE TOWN IN AN AMOUNT NOT TO EXCEED \$6,250,000.00 TO IMPROVE THE TOWN'S WATER SYSTEM AND TO PAY RELATED EXPENSES; PLEDGING THE NET REVENUES OF THE TOWN'S WATER SYSTEM TO THE PAYMENT OF THE LOAN; AUTHORIZING THE EXECUTION AND DELIVERY OF ALL DOCUMENTS RELATING TO SUCH LOAN; AND DECLARING AN EMERGENCY.

Moved by Council Member Ed Blair, seconded by Council Member Fred Carpenter.

Vote: Motion carried 7 - 0

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

4. **Ordinance No. 824.** Mayor Evans opened the First Reading and Public Hearing concerning Ordinance No. 824, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING CHAPTER 95 OF THE CODE OF THE TOWN OF PAYSON AND ADOPTING SUCH AMENDMENTS BY REFERENCE. (AIRPORT)

LaRon Garrett, Assistant Town Manager, explained this section of the Town Code had been deleted when Payson Regional Airport Authority (PRAA) took over the airport and now needed to be put back in. There were two new additions that were required by FAA. Mayor Evans asked Tim Wright, Town Attorney, when there was a first and second reading could changes be made more restrictive or more encompassing. Mr. Wright replied it could go either way. Council Member Carpenter asked if it would come back to the Council for approval. Mr. Garrett responded it would be administratively handled.

There were no public comments. Mayor Evans closed the First Reading and Public Hearing.

5. ***Resolution No. 2685.** Council approved, on the Consent Agenda, Resolution No. 2685, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING A GRANT OFFER FROM THE UNITED STATES OF AMERICA, DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, PURSUANT TO THE TERMS AND CONDITIONS OF THE DRAFT OFFER FOR PROJECT NO. 3-04-0027-018-2012, AUTHORIZING THE MAYOR OF THE TOWN OF PAYSON TO EXECUTE THE GRANT AGREEMENT, AND AUTHORIZING THE TOWN OF PAYSON TO TAKE APPROPRIATE ACTION TO FINALIZE SUCH GRANT AND ACCOMPLISH THE PURPOSES FOR WHICH IT IS OFFERED (INSTALL NEW AUTOMATIC WEATHER REPORTING EQUIPMENT (AWOS)).

***CONSENT* APPROVED**

H. UNFINISHED BUSINESS

1. There were no items in this section.

I. NEW BUSINESS

1. ***Council Decision Request.** Council approved, on the Consent Agenda, a Council Decision Request filed by LaRon Garrett, Assistant Town Manager, to approve the extension of the McLane Park Preliminary Plat for twelve (12) months through July 15, 2013.

***CONSENT* APPROVED**

2. ***Council Decision Request.** Council approved, on the Consent Agenda, a Council Decision Request filed by LaRon Garrett, Assistant Town Manager, to award the 2012 Airport Improvement Project to install a new Automated Weather Observation System to Pavex Corporation, contingent on FAA and ADOT approval, and authorize the Mayor to sign all necessary contract documents.

***CONSENT* APPROVED**

J. CLAIMS

1. ***List of checks.** Council approved, on the Consent Agenda, a list of checks paid from July 25, 2012 through August 23, 2012, Check Nos. 019045 through 019409, and authorization to file the checks for audit.

***CONSENT* APPROVED**

K. MISCELLANEOUS

1. ***Council approved, on the Consent Agenda, the acceptance, with regrets, of the letter from LaRon Garrett, Assistant Town Manager, respectfully requesting the Council accept the resignation of Anthony Alfano from the Board of Adjustments, term is to expire 12-31-12 and thanks for a job well done.**

***CONSENT* APPROVED**

2. ***Council approved, on the Consent Agenda, the acceptance, with regrets, of the**

letter of **resignation of Raymond Law from the Airport Commission**, term to expire 12-31-12 and thanks for a job well done.

***CONSENT* APPROVED**

3. *Council approved, on the Consent Agenda, the acceptance, with regrets, of the letter of **resignation of Dean Faust from the Arizona Public Safety Personnel Retirement System Local Board**, term to expire 12-31-15 and thanks for a job well done.

***CONSENT* APPROVED**

4. *Council approved, on the Consent Agenda, to accept the **appointment of Joni Varga to the Arizona Public Safety Personnel Retirement System Local Board** to fill the unexpired term of Dean Faust, term to expire 12-31-15 (election held by active members of the system and employed by the Payson Police Department).

***CONSENT* APPROVED**

L. PUBLIC COMMENTS

1. There were no public comments.

ADJOURNMENT

Mayor Evans adjourned the meeting at approximately 6:02 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 6 of September, 2012. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____ day of _____, 2012.

Tracie Bailey, Deputy Town Clerk