

**TOWN OF PAYSON  
TOWN COUNCIL MEETING  
MINUTES OF THE REGULAR MEETING  
May 7, 2015**

**CALL TO ORDER**

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

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

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

**STAFF PRESENT:** Debra Galbraith - Town Manager, LaRon Garrett - Assistant Town Manager, Don Engler - Police Chief, Silvia Smith - Town Clerk, Cameron Davis - Parks, Recreation and Tourism Director, and David Staub - Fire Chief.

**OTHERS PRESENT:** Tracie Bailey - Chief Deputy Town Clerk, Sheila DeSchaaf - Planning and Development Director, Officer Justin Deaton, Officer Nathaniel Mullins, and Officer Joshua Cadwell.

**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 are considered to be routine in nature and will be enacted by one motion.**

**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 Fred Carpenter, Council Member Su Connell, Council Member Richard Croy, Council Member Chris Higgins, 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.

Cameron Davis, Parks, Recreation and Tourism Director, announced the Wildlife Fair was this weekend at Green Valley Park. It was an all day event. Next weekend was the Gary Hardt Memorial Rodeo. Mr. Davis reminded everyone Channel 10 was doing a zip trip to Payson on May 15, 2015 and invited families to come out to Green Valley Park for the show. The Concert Series was every Saturday in June and July. The Mogollon Monster Mudder was June 6, 2015. Memorial Day weekend activities would start at Taylor Pool.

Council Member Carpenter announced Fire Smart Day was last weekend and there would be Fire wise information at future events.

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)

There were no documents for Council review.

**D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS**

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. **Proclamation.** Mayor Evans read into the record a proclamation declaring May 3 - 9, 2015 as Public Service Recognition week. Council Member John Wilson accepted the proclamation.

Council Member Wilson accepted the proclamation as a representative from Federally retired employees and was proud to sacrifice to work for the public.

3. **Proclamation.** Council Member Connell read into the record a proclamation declaring May 22 - 24, 2015 as Buddy Poppy Days. Cheyenne Riley, Commander VFW Post 9829, and other members of the VFW were present to accept the proclamation.

Cheyenne Riley thanked the Council and appreciated all of the efforts. Mr. Riley noted all of the money collected stayed local.

4. **Proclamation.** Vice-Mayor Hughes read into the record a proclamation declaring May 14 - 16, 2015 as Payson Western Wear Days.

John Landino, Payson Rodeo Committee, was present to accept the proclamation.

John Landino noted the rodeo brought folks to town and helped us all remember our western heritage. Friday night was tough enough to wear pink. Mr. Landino noted the primary goal was to have scholarships for high school seniors. Mr. Landino was wearing a patriots shirt which was the Saturday night performance honoring veterans. The Rodeo Committee would make donations to local veteran groups. Mr. Landino thanked Cameron Davis, Parks, Recreation and Tourism Director, for his help and thanked the Town for the support. Mr. Landino thanked the Fire Department and Police Department for their help. Mr. Landino asked everyone to come out and support the rodeo and thanked the Council.

5. **Proclamation.** Council Member John Wilson read into the record a proclamation declaring May 10 - 16, 2015 as Police Week. Payson Police Chief Don Engler and officers with the Gila County Sheriff's Department, Department of Public Safety, and the Tonto Apache Tribe were present to accept the proclamation.

Don Engler, Police Chief, thanked the Council for the recognition and acknowledgement of the officers serving this area and region. All of the agencies cooperated and have an outstanding relationship. Chief Engler asked everyone who had the opportunity to attend the Police Officers Memorial Wall in Washington DC and believed it was something all of us as citizens should do. Chief Engler explained Below One Hundred was a program to get officer deaths under 100 a year. Chief Engler thanked the Council and acknowledged the officers in this community were appreciated. Mayor Evans thanked the officers and asked everyone to stand and thank the officers.

## E. MINUTES

1. \*Council Meeting Minutes:

04.16.15Special Meeting Pages 1 - 2

04.16.15Regular Meeting Pages 1 - 11

**\*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:

03.02.15Regular Meeting Pages 1 - 5

**\*CONSENT\* INFORMATION ONLY**

## F. HEARINGS AND APPEALS

1. **Discussion/possible action: Liquor License Acquisition of Control** and agent change for Safeway #1536, 401 East Highway 260, Payson, AZ, Andrea Dahlman Lewkowitz, Series 09 License #09040015.

Mayor Evans opened discussion. There were no comments.

**Motion:** to Approve the Liquor License Acquisition of Control and agent change for Safeway #1536, 401 East Highway 260, Payson, AZ, Andrea Dahlman Lewkowitz, Series 09 License #09040015.

Moved by Council Member John Wilson, seconded by Council Member Richard Croy.

**Vote:** Motion carried 7 - 0

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

2. **\*Application for a Special Event Liquor License.** Council approved, on the Consent Agenda, an application for a Special Event Liquor License filed by John Wilson agent for Friends of Payson Parks and Recreation, Inc., for a fundraiser to be held at 1400 South Beeline Highway, Payson, Arizona, Friday, June 5, 2015, 3:00 p.m. to 6:30 p.m. and Saturday, June 6, 2015, 9:00 a.m. to 3:00 p.m. (Note: due to a perceived and/or potential conflict of interest, Council Member Wilson was considered to have abstained from voting on this item).

**\*CONSENT\* APPROVED**

## G. RESOLUTIONS AND ORDINANCES

1. **\*Resolution No. 2846.** Council approved, on the Consent Agenda, Resolution No. 2846 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ACCEPTING THE PUBLIC UTILITY EASEMENT DESCRIBED IN THE DOCUMENT ATTACHED HERETO AS EXHIBIT "1".

**\*CONSENT\* APPROVED**

2. **\*Resolution No. 2847.** Council approved, on the Consent Agenda, Resolution No. 2847 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LEASE AGREEMENT BETWEEN THE TOWN OF PAYSON AND RIM CATHOLIC EVANGELIZATION ASSOCIATION FOR LEASE OF SPACE ON THE TOWN'S WATER TOWER LOCATED AT 902 NORTH HILLCREST DRIVE FOR THE PURPOSE OF ERECTING AN ANTENNA TO FACILITATE AREA COVERAGE OF A LOW-POWER

RADIO STATION.  
**\*CONSENT\* APPROVED**

3. **Ordinance No. 867.** Mayor Evans opened the First Public Hearing regarding Ordinance No. 867 captioned as follows: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AMENDING SECTION 154-02-003A(6)(c) OF THE UNIFIED DEVELOPMENT CODE TO ALLOW CONSTRUCTION OF ACCESSORY STRUCTURES OF UP TO 200 SQUARE FEET WITHOUT ISSUANCE OF A BUILDING PERMIT.

Sheila DeSchaaf, Planning and Development Director, explained this was a very minor change. There were no public comments. Mayor Evans closed the First Public Hearing.

#### **H. UNFINISHED BUSINESS**

1. There were no items in this section

#### **I. NEW BUSINESS**

1. **Council Decision Request** filed by LaRon Garrett, Assistant Town Manager, to approve an exemption to the hours of construction activity for construction work at the Payson Plaza Shopping Center on May 12 and 13, 2015.

LaRon Garrett, Assistant Town Manager, explained this was to work during night time hours at the Payson Plaza Shopping Center. Drainage and paving in the parking lot were being repaired. Traffic in the parking lot was very heavy and two driveways in the area needed to be closed to traffic during the repairs. Mayor Evans noted there were two Payson Plaza Shopping Centers and asked if that could be clarified on a future agenda that there were two plazas in Town. Hector Figueroa, Town Attorney, noted the plazas could be identified by the address and if the Council approved this it was not approving it on the other plaza. Mayor Evans asked Mr. Garrett to identify it in the future. Council Member Carpenter asked if there was much residential in the area. Mr. Garrett replied no.

**Motion:** to Approve an exemption to the hours of construction activity for construction work at the Payson Plaza Shopping Center on May 12 and 13, 2015.

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

**Vote:** Motion carried 7 - 0

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

**J. CLAIMS**

1. **\*List of checks.** Council approved, on the Consent Agenda, a list of checks paid from April 10, 2015 through April 24, 2015, Check Nos. 029497 through 029774, except Check No. 029726, and authorization to file the checks for audit.

**\*CONSENT\* APPROVED**

2. **\*Check No. 029726.** Council approved, on the Consent Agenda, Check No. 029726 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict of interest, Council Member Higgins was considered to have abstained from voting on this item).

**\*CONSENT\* APPROVED**

**K. MISCELLANEOUS**

1. **Appointment of Larry Sugarman** to the Rim Country Educational Alliance to fill the unexpired term of Dean Martin, term to expire December 31, 2016.

**Motion:** to Appoint Larry Sugarman to the Rim Country Educational Alliance to fill the unexpired term of Dean Martin, term to expire December 31, 2016.

Moved by Vice-Mayor Michael Hughes, seconded by Council Member John Wilson.

**Vote:** Motion carried 7 - 0

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

**L. PUBLIC COMMENTS**

Mayor Evans announced all of the other members of the Rim Country Education Alliance have signed the Forest Service purchase agreement.

**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 7 of May, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this \_\_\_\_ day of \_\_\_\_\_, 2015.

---

Tracie Bailey, Chief Deputy Town Clerk