

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
June 4, 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

Pastor Joe Falkner, Ponderosa Bible Church.

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: LaRon Garrett - Assistant Town Manager, Don Engler - Police Chief, Silvia Smith - Town Clerk, Cameron Davis - Parks, Recreation and Tourism Director, Emily Linkey - Library Director, and Tanner Henry - Water Division Manager.

OTHERS PRESENT: Tracie Bailey - Chief Deputy Town Clerk, Bobby Davis - Economic Development, Sheila DeSchaaf - Planning and Development Director, and Colin Walker - Water Superintendent.

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.

Don Engler, Police Chief, informed the Council there was an event coming up with the Crime Prevention Agency to create child identification kits.

Cameron Davis, Parks, Recreation and Tourism Director, reminded everyone the Mogollon Muddder run was June 6, 2015. There were 577 people signed up and Mr. Davis expected 700 the day of the race. Mr. Davis asked everyone to please car pool to the run. Mr. Davis noted The Arizona Republic had called and wanted to feature the mud run as the place to go this weekend. Saturday night was the first concert for the concert series at Green Valley Park at 7:00 p.m. The Sprint Triathlon was June 20, 2015 and the High School Rodeo Finals and 4th of July were coming up.

Mayor Evans announced the final payment was made to the Forest Service and the first building for the college campus was expected to be constructed about October. Council Member Connell noted the first Separate Legal Entity (SLE) meeting was on June 11, 2015 in the Police Department training room at 1:30 p.m. All of the SLE Members would be there.

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.

E. MINUTES

1. *Council Meeting Minutes:

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***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. *There were no items in this section.

F. HEARINGS AND APPEALS

1. **Public Hearing** concerning an application to add Sampling Privileges to a Series 9 Liquor License, filed by Randy Nations, agent for Chevron, 706 East Highway 260, Payson, Arizona.

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

Motion: to Approve an application to add Sampling Privileges to a Series 9 Liquor License, filed by Randy Nations, agent for Chevron, 706 East Highway 260, Payson, Arizona.

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.

G. RESOLUTIONS AND ORDINANCES

1. **Resolution No. 2855.** Mayor Evans opened discussion/possible action concerning Resolution No. 2855 captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE COLLECTION AGREEMENT ("AGREEMENT") BETWEEN THE TOWN OF PAYSON ("COOPERATOR") AND THE USDA, FOREST SERVICE, TONTO NATIONAL FOREST ("U.S. FOREST SERVICE") RELATING TO THE PARCEL FOR THE USE OF THE CRAGIN WATER TREATMENT PLANT.

LaRon Garrett, Assistant Town Manager, explained the site was next to the Mesa Del Cabballo subdivision and the property had to be purchased from the Forest Service.

Motion: to Approve Resolution No. 2855 captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE COLLECTION AGREEMENT ("AGREEMENT") BETWEEN THE TOWN OF PAYSON ("COOPERATOR") AND THE USDA, FOREST SERVICE, TONTO NATIONAL FOREST ("U.S. FOREST SERVICE") RELATING TO THE PARCEL FOR THE USE OF THE CRAGIN WATER TREATMENT PLANT.

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

Mayor Evans noted this was coming to the Council now to operate the facility and have it completed in time and called for the vote.

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. **Ordinance No. 868.** Mayor Evans opened the Second Public Hearing regarding Ordinance No. 868 captioned as follows: AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, AMENDING ORDINANCE 466, THE ZONING MAP, AND THE ZONING CODE FOR THE TOWN OF PAYSON BY REZONING CERTAIN REAL PROPERTY GENERALLY LOCATED AT 1009 EAST HIGHWAY 260, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT A, FROM R1-175 (SINGLE FAMILY RESIDENTIAL) AND OS (OPEN SPACE) TO EF (EDUCATIONAL FACILITIES).

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

Motion: to Approve Ordinance No. 868 captioned as follows: AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, AMENDING ORDINANCE 466, THE ZONING MAP, AND THE ZONING CODE FOR THE TOWN OF PAYSON BY REZONING CERTAIN REAL PROPERTY GENERALLY LOCATED AT 1009 EAST HIGHWAY 260, AS MORE PARTICULARLY DESCRIBED ON EXHIBIT A, FROM R1-175 (SINGLE FAMILY RESIDENTIAL) AND OS (OPEN SPACE) TO EF (EDUCATIONAL FACILITIES).

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.

3. **Resolution No. 2856.** Mayor Evans opened discussion/possible action concerning Resolution No. 2856 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 PAYSON COUNCIL FOR THE MUSICAL ARTS, INC., 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.

Council Member Higgins recused himself due to a conflict of interest. Colin Walker, Water Superintendent, explained this item was a request from Payson Musical Arts to lease space on the water tower located at 902 North Hillcrest Drive to erect an antenna to operate a low power radio station. Mayor Evans asked Police Chief Don Engler if this would interfere with the police radios. Chief Engler replied no. Council Member Carpenter asked where the revenue generated would go. Mr. Walker replied to the Water Enterprise Fund.

Motion: to Approve Resolution No. 2856 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 PAYSON COUNCIL FOR THE MUSICAL ARTS, INC., 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.

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

Vote: Motion carried 6 - 0

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

H. UNFINISHED BUSINESS

1. There were no items in this section.

I. NEW BUSINESS

1. **Council Decision Request** filed by Emily Linkey, Library Director, to direct staff to prepare the necessary documents to amend Payson Area Advisory Youth Council bylaws B and C.

Emily Linkey, Library Director, explained the current bylaws said there had to be seven members, but no one has submitted applications. Ms. Linkey asked the Council to direct Staff to amend the bylaws to start the Youth Advisory Council in October and reduce the number of members on the Youth Council. Council Member Carpenter proposed Ms. Linkey be given more time to recruit. Vice-Mayor Hughes suggested the bylaws be amended to say up to seven members. Council Member Wilson suggested it be amended to say five to seven members. Ms. Linkey agreed. Council Member Carpenter asked Ms. Linkey if she also wanted more time. Ms. Linkey

replied yes. Mayor Evans asked if the Council Decision Request (CDR) was to come back with changes. Ms. Linkey replied yes.

Motion: to direct staff to prepare the necessary documents to amend Payson Area Advisory Youth Council bylaws B and C.

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

Council Member Connell noted Ms. Linkey always got a good group of kids, but as the year evolved the kids got to busy with sports and school. Council Member Connell felt this gave Ms. Linkey good flexibility. Mayor Evans called for the vote.

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.

Council Member Wilson asked Ms. Linkey if she would have any kids recruited for the League of Cities and Town's Conference. Council Member Carpenter felt it was a good thing for the kids to attend. Ms. Linkey would see if she could recruit some kids.

J. CLAIMS

1. ***List of checks.** Council approved, on the Consent Agenda, a list of checks paid from May 15, 2015 through May 22, 2015, Check Nos. 029869 through 030053, except Check Nos. 029977 and 030028, and authorization to file the checks for audit.
***CONSENT* APPROVED**
2. ***Check No. 029977.** Council approved, on the Consent Agenda, Check No. 029977 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict of interest, Council Member Croy was considered to have abstained from voting on this item).
***CONSENT* APPROVED**
3. ***Check No. 030028.** Council approved, on the Consent Agenda, Check No. 030028 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict of interest, Council Member Connell was considered to have abstained from voting on this item).
***CONSENT* APPROVED**

K. MISCELLANEOUS

1. There were no items in this section.

L. PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

Mayor Evans adjourned the meeting at approximately 5:52 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 4 of June, 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