

**AMENDED**

**COMMON COUNCIL OF THE TOWN OF PAYSON  
AGENDA OF THE REGULAR MEETING  
AUGUST 13, 2015**

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

**INVOCATION (Participation Voluntary)**      Pastor Rachel Kloes, Payson First Assembly of God

The invocation is provided by a volunteer; presenters are accepted and welcome regardless of religious affiliation. Interested persons may contact the Town Clerk.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL:** KE \_\_ MH \_\_ FC \_\_ SC \_\_ RC \_\_ CH \_\_ JW \_\_

**STAFF PRESENT:** LG \_\_ HF \_\_ DBE \_\_ SS \_\_ CD \_\_ EL \_\_ TH \_\_ DS \_\_

**OTHERS PRESENT:** \_\_\_\_\_

*The Council may discuss, consider or take action on any item on this agenda.  
The Council reserves the right to consider any matter out of sequence.*

To accommodate all those who wish to address the Town Council and to facilitate the expeditious consideration of the agenda, it is requested that each person wishing to address the Mayor and Common Council under an agenda item limit his or her comments to a maximum of three minutes.

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

1. Communications and comments or suggestions from citizens present who have submitted a Speaker's Request Form to the Mayor, Town Clerk, or designee, prior to the meeting being convened, concerning matters other than those listed on the agenda for consideration, shall be heard by the Council. All remarks shall be addressed to the Council as a whole and not to any member thereof. Members of the Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01(H), a public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.

**B. CONSENT AGENDA**

1. 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.

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

1. Brief presentation of current events by the Acting 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)

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

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. [Proclamation](#) declaring August 21st - 22nd, 2015 as Rodeo Days in Payson. John Landino and members of the Payson Rodeo Committee will be present to accept the proclamation.
3. **ADDED** [Proclamation](#) declaring August 16 - 22, 2015 as National Employer Support of the Guard and Reserve Week in Payson. **Added at 4:45 p.m. on 8-11-15.**

**E. MINUTES**

- 1.\* **Council Meeting Minutes:**  
[July 23, 2015 Regular Meeting Pages 1 - 9](#)  
**\*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:**  
[July 6, 2015 Regular Meeting Pages 1 - 6](#)  
**\*CONSENT\* INFORMATION ONLY**

**F. HEARINGS AND APPEALS**

1. There are no items in this section.

**G. RESOLUTIONS AND ORDINANCES**

- 1.\* Discussion/possible action concerning [Resolution No. 2868](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO

EXECUTE THE MEMORANDUM OF UNDERSTANDING ("MOU") BETWEEN THE ARIZONA DEPARTMENT OF REVENUE, ("DOR") AND THE TOWN OF PAYSON, AN ARIZONA MUNICIPAL CORPORATION ("TOWN") RELATING TO THE COLLECTION AND ADMINISTRATION FUNCTIONS FOR THE TRANSACTION PRIVILEGE AND AFFILIATED EXCISE TAXES AS REQUIRED UNDER A.R.S. TITLE 42, CHAPTER 6.

**\*CONSENT\* APPROVAL**

2. Discussion/possible action concerning [Resolution No. 2869](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE C. C. CRAGIN LINE "C" CONTRACT BETWEEN TETRA TECH, INC., A DELAWARE CORPORATION AUTHORIZED TO DO BUSINESS WITHIN THE STATE OF ARIZONA, ("CONSULTANT") AND THE TOWN OF PAYSON, AN ARIZONA MUNICIPAL CORPORATION, ("TOWN")
- 3.\* Discussion/possible action concerning [Resolution No. 2870](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF PAYSON, ARIZONA, ACCEPTING THE PUBLIC UTILITY EASEMENT FROM MARTIN G. LAMB AND DESCRIBED IN THE DOCUMENT ATTACHED HERETO AS EXHIBIT "I".  
**\*CONSENT\* APPROVAL**
4. Discussion/possible action concerning [Resolution No. 2872](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE 2015 SLURRY SEAL CONTRACT BETWEEN SOUTHWEST SLURRY SEAL, INC. ("CONTRACTOR"), AND THE TOWN OF PAYSON, AN ARIZONA MUNICIPAL CORPORATION, ("TOWN").
5. Discussion/possible action concerning [Resolution No. 2873](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING THE ABANDONMENT OF THE DRAINAGE AND PUBLIC UTILITY EASEMENT ON LOT 71 CHAPARRAL PINES 1004 N. SCENIC DRIVE AND DESCRIBED IN THE DOCUMENTS ATTACHED HERETO AS EXHIBITS "A" AND "B".
6. **ADDED** Discussion/possible action concerning [Resolution No. 2874](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A MASTER LEASE PURCHASE AGREEMENT AND SCHEDULE OF PROPERTY NO. 3 WITH PINNACLE PUBLIC FINANCE FOR THE LEASE PURCHASE OF A SWEEPER AND A BACKHOE LOADER, AND DECLARING AN EMERGENCY TO EXIST. ***Memo to Council. Added at 2:32 p.m. on 8-11-15.***
7. **ADDED** Discussion/possible action concerning [Resolution No. 2875](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA ("TOWN"), APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A PURCHASE AGREEMENT WITH THE MUSCO SPORTS LIGHTING, LLC ("MSL") FOR THE PURCHASE OF A LIGHTING SYSTEM AT RUMSEY PARK KIWANIS FIELDS 1 AND 2, AND DECLARING AN EMERGENCY TO EXIST. ***Added at 2:48 p.m. on 8-11-15.***
8. **ADDED** Discussion/possible action concerning [Resolution No. 2876](#) captioned as follows: A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF PAYSON, ARIZONA

("LESSEE"), APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A MASTER EQUIPMENT LEASE PURCHASE AGREEMENT AND SCHEDULE OF EQUIPMENT NO. 1 WITH MUSCO FINANCE, LLC ("LESSOR") FOR THE FINANCING OF A LIGHTING SYSTEM AT RUMSEY PARK KIWANIS FIELDS 1 AND 2, AND DECLARING AN EMERGENCY TO EXIST. **Added at 3:10 p.m. on 8-11-15.**

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

1. There are no items in this section.

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

1. There are no items in this section.

#### **J. CLAIMS**

- 1.\* List of checks paid from July 17, 2015 through July 31, 2015, Check Nos. 046268 through 046516, except Check No. 046460, and authorization to file the checks for audit.  
**\*CONSENT\* APPROVAL**
- 2.\* Check No. 046460 and authorization to file the check for audit. (Note: due to a perceived and/or possible conflict of interest, Council Member Croy will be considered to have abstained from voting on this item).  
**\*CONSENT\* APPROVAL**

#### **K. MISCELLANEOUS**

- 1.\* Appointment of Hannah Osier, Shelby Ben-Shalom, Sandra Lewinson, and Veronica Volk, as regular members to the Payson Area Advisory Youth Council, terms to expire June 30, 2018. (Applications are on file in the Town Clerk's Office).  
**\*CONSENT\* APPROVAL**

#### **L. PUBLIC COMMENTS**

1. Public Comments:  
Note: Communication and comments or suggestions from citizens present who have not submitted a Speaker's Request Form, on matters other than those listed on the agenda for consideration, shall be heard by the Council. All remarks shall be addressed to the Council as a whole and not to any member thereof. The Council cannot discuss nor take action upon comments received; however, the Council may direct staff to address the issue and/or it may be referred to a later agenda. No public discussion of comments under this section is permitted.

#### **ADJOURNMENT**

**Note:** Pursuant to A.R.S. §38-431.03(A)(3), the council may vote to hold an executive session for the purpose of obtaining legal advice from the Town Attorney concerning any matter listed on this agenda. The information discussed at any Executive Session and the minutes thereof

are confidential.

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**CERTIFICATION OF POSTING**

The undersigned hereby certifies that a copy of the attached notice was duly posted at the following location: Payson Town Hall bulletin board, 303 N. Beeline Highway, Payson, Arizona, on the \_\_\_\_\_ day of \_\_\_\_\_, 2015, at \_\_\_\_\_, in accordance with the statement filed by the Town of Payson with the Payson Town Clerk.

By: \_\_\_\_\_  
Silvia Smith, Town Clerk