

**TOWN OF PAYSON  
TOWN COUNCIL MEETING  
MINUTES OF THE REGULAR MEETING  
October 8, 2009**

**CALL TO ORDER**

Mayor Evans called the meeting to order at approximately 5:28 p.m. He pointed out that the microphones had been serviced that day and gave some instructions about using them.

**INVOCATION:** Reverend Dr. Kenneth Lentz from Mount Cross Lutheran Church led the meeting in an invocation.

**PLEDGE OF ALLEGIANCE**

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

**STAFF PRESENT:** Debra Galbraith - Town Manager, Sam Streichman - Town Attorney, Don Engler - Police Chief, Marti deMasi - Fire Chief, Silvia Smith - Town Clerk, LaRon Garrett - Public Works Director, Ray Erlandsen - Acting Community Development Director, Cameron Davis - Parks, Recreation & Tourism Director, and Cindy Smith - Chief Fiscal Officer.

**OTHERS PRESENT:** Tim Wright - Deputy Town Attorney; Gaye Stidham - Deputy Town Clerk

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

There were no comments from the public.

**B. CONSENT AGENDA**

**Motion:** to approve the Consent Agenda.

Moved by Council Member Ed Blair, seconded by Council Member Su Connell.

**Vote:** Motion carried 7 - 0

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

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

Town Manager Galbraith announced that candidate packets are available for anyone interested in running in the upcoming election. LaRon Garrett, Public Works Director, announced that on October 17, 2009 the Town of Payson and the ADEQ would offer an electronics recycling project at the Event Center from 9:00 a.m. to 1:00 p.m. Mayor Evans asked that a press release be prepared for this event. Mr. Garrett also said that the first proposals for the C.C. Cragin water line, raw water section, were being reviewed. There were 15 proposals and they should have a selection for a contract to Council at the next regular meeting.

Council Member Blair announced that the low-cost rabies vaccination clinic is rescheduled for October 24, 2009. He invited the public to Sunday brunch at the Rim Club to benefit Mount Cross Lutheran Church.

Council Member Connell reminded everyone that the Rim Country Literacy 10th Annual Book Sale would be in the Walmart parking lot October 17.

Council Member Wilson announced the golf tournament at Chaparral Pines Country Club sponsored by the Friends of Tonto Basin and the Friends of Parks and Recreation. The cost is \$250 for a round of golf and a meal.

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

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff. There were no further comments.
2. Proclamation declaring October 19-23, 2009 as Arizona Cities & Towns Week.

Council Member Connell read the proclamation and presented it to Chris Floyd, the Town's longest tenured staff employee. Mayor Evans said he was thrilled to have Chris represent the staff. During these difficult economic times the Town staff has taken extra responsibilities, worked long hours with no extra compensation and stood up to the bar. He said he really appreciated the staff and those in management positions.

**E. MINUTES 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.)**

1. \* Design Review Board Minutes:  
09-08-09 Regular Meeting Pages 118 -119  
\*CONSENT\* INFORMATION ONLY
3. \* Green Valley Redevelopment Area Commission Minutes:  
08-06-09 Regular Meeting Pages 646 -648  
08-06-09 Special Meeting Page 649  
09-03-09 Regular Meeting Pages 650 -651

**F. HEARINGS AND APPEALS**

1. This is a Public Hearing proposing to continue use of the Alternative Expenditure Limitation. (Home Rule)

Mayor Evans opened the public hearing. There were no members from the public. Cindy Smith, Chief Fiscal Officer, gave a brief power point presentation concerning the history of the Expenditure Limitation/Home Rule option with the Town of Payson. Payson was one of the first two Towns in Arizona to adopt Home Rule. By 2009, 75 towns had voted for the Home Rule option. Ms. Smith compared the difference between the State imposed limitation and Home Rule and how that would affect Town expenditures. Council Member Blair said he appreciated the heads-up in advance of the election. Council Member Wilson said that essential services would be eliminated without the Home Rule option. He said he would be glad to explain the option to any organization that had questions.

**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. Discussion/possible action concerning Resolution No. 2518 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ORDERING THE SALE OF \$1,525,000 PRINCIPAL AMOUNT OF TOWN OF PAYSON, ARIZONA, GENERAL OBLIGATION BONDS (PROJECT OF 2003), SERIES 2009.

**Motion:** to Approve Resolution No. 2518 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, ORDERING THE SALE OF \$1,525,000 PRINCIPAL AMOUNT OF TOWN OF PAYSON, ARIZONA, GENERAL OBLIGATION BONDS (PROJECT OF 2003), SERIES 2009.  
Moved by Council Member John Wilson, seconded by Council Member Richard Croy.

**Vote:** Motion carried 7 - 0

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

Vice-Mayor Vogel said that closing on the property for the new fire station would happen Thursday. Plan review could begin the first part of December.

Mayor Evans asked the bond counsel to update them concerning this issuance of bonds. Grant Hammil, Managing Director for Stone and Youngberg, said they will continue to work with the Town Manager and the Chief Fiscal Officer to prepare for the issuance of these bonds. Council had approved a notice of sale that would be sent to all prospective bidders and he looked forward to receiving bids by the November meeting. The Town's general obligation bonds are rated A+ and should garner a lot of attention, but in the municipal bond world, these bonds were a rather small amount and there may not be as many bids. The duration of the financing was still to be determined.

## **H. UNFINISHED BUSINESS**

1. Council Decision Request filed by LaRon Garrett, Public Works Director, to include the purchase of the 13.5 acres adjacent to the Payson Airport in the Town's 2010-2011 budget but to only move forward with the purchase once the FAA has committed to funding their portion of the purchase.

Mr. Garrett explained that a clear title had been obtained and the owners have requested to go forward with the purchase. This purchase is not in this year's budget. The earliest to get the purchase into the budget is 2010-2011 fiscal year. The FAA would fund 95% of the purchase but the it was not in the current FAA grant cycle. Also, the environmental assessment needs to be complete before funding. This should be accomplished by the end of this year. There is some risk that the FAA would not fund the project in the future although it is in the Master Plan and CIP.

**Motion:** to Approve including the purchase of the 13.5 acres adjacent to the Payson Airport in the Town's 2010-2011 budget but to only move forward with the purchase once the FAA has committed to funding their portion of the purchase.

Moved by Council Member Ed Blair, seconded by Council Member Michael Hughes.

Tom Collins said his group only represented a portion of the owners of the property and he felt this was a good explanation.

**Vote:** Motion carried 7 - 0

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

## **I. NEW BUSINESS**

1. \* Council Decision Request filed by Silvia Smith, Town Clerk, to approve the schedule change to cancel the special council meeting dates for the Corporate Strategic Planning of November 12, 2009 and December 15,

2009. \*CONSENT\* APPROVED

**J. CLAIMS**

1. \* List of checks paid from 09/15/09 through 09/29/09, Check Nos. 007242 through 007410, except Check Nos. 007279, 007352, 007361, 007448 and 007510, and authorization to file the checks for audit. \*CONSENT\* APPROVED
2. \* Check No. 007279 and authorization to file check for audit. (Note: due to a perceived and/or conflict of interest, Council Member Croy will be considered to have abstained from voting on this item. \*CONSENT\* APPROVED
3. \* Check No. 007352 and authorization to file check for audit. (Note: due to a perceived and/or conflict of interest, Council Member Wilson will be considered to have abstained from voting on this item. \*CONSENT\* APPROVED
4. \* Check No.007361 and authorization to file check for audit. (Note: due to a perceived and/or conflict of interest, Mayor Evans will be considered to have abstained from voting on this item. \*CONSENT\* APPROVED
5. \* Check No. 007448 and authorization to file check for audit. (Note: due to a perceived and/or conflict of interest, Council Member Connell will be considered to have abstained from voting on this item. \*CONSENT\* APPROVED
6. \* Check No. 007510 and authorization to file check for audit. (Note: due to a perceived and/or conflict of interest, Vice-Mayor Vogel will be considered to have abstained from voting on this item. \*CONSENT\* APPROVED

**K. MISCELLANEOUS**

1. \* Appointment of Brandon LaBonte to the Fire Department Alternate Pension & Benefit Plan Board to fill the unexpired term of Daniel Malloy. Term to expire December 31, 2011. (Application on file in the Town Clerk's office). \*CONSENT\* APPROVED
2. Should the need arise, Council reserves the right to suspend the order of the agenda for consideration of a motion to recess/adjourn to executive session, pursuant to ARS 38-431.03 et seq, to discuss any item(s) listed on the regular meeting agenda that would be authorized for executive session under ARS 38-431.03.

**L. PUBLIC COMMENTS**

There were no comments from the public.

**ADJOURNMENT. Mayor Evans adjourned the meeting at approximately 6:13 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 8 of October, 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