

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
September 20, 2007**

CALL TO ORDER

Mayor Edwards called the meeting to order at approximately 5:34 p.m. in the Town Hall Council Chambers.

INVOCATION

Rev. David Rennick, Payson United Methodist Church, gave the invocation.

PLEDGE OF ALLEGIANCE

PRESENT: Mayor Bob Edwards, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

ABSENT: Vice-Mayor Tim Fruth.

STAFF PRESENT: Debra Galbraith, Chief Fiscal Officer, LaRon Garrett, Public Works Engineer, Rick Manchester, Parks & Recreation Director, Don Engler, Police Chief, Robert Smith, Human Resources Director, and Martin deMasi, Fire Chief.

OTHERS PRESENT: Ray LaHaye, Chief Building Official; Marcia Huffman, Chief Deputy Town Clerk; Gaye Stidham, Deputy Town Clerk; Tim Wright, Deputy Town Attorney; Diane Stoyer, Legal Department Office Manager; Michele Maupin, Secretary; Cathy Boone, Interim Tourism Manager; Deb Rose, Aquatics Manager/Events Coordinator; Joe Harris, Athletics Coordinator; Selina DeSchaaf, Telecommunicator; Kathy Morgan, Library Clerk; Bessie Sopeland, Library Clerk.

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

Penny Pew, representative for Rick Renzi, spoke concerning the honoring of the 125th anniversary of Payson. She read the Congressional Record commemorating the 125th anniversary prepared by Congressman Renzi. Ms. Pew presented a copy to the Mayor.

B. CONSENT AGENDA

Motion: to approve CONSENT AGENDA

Moved by Council Member Mike Vogel, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Susan "Su" Connell, Council Member, Andy Romance, Council Member, Mike Vogel, Council Member John Wilson, and Vice Mayor Tim Fruth.

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Absent: Vice-Mayor Tim Fruth.

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

There was no summary presented.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

Clmn. Romance announced the high school football schedule.

Clmn. Wilson announced the drama productions at the high school. He thanked his wife of 32 years for being such a good wife to him.

Mayor Edwards moved Item G.4 to after D.3. He congratulated Det. Hazelo for recent drug arrests.

2. Introduction of new Parks and Recreation employees and new Police Department Dispatchers.

Rick Manchester, Parks & Recreation Director, introduced new employees in his department; Deb Rose, Aquatics Manager and Events Coordinator and Jo Harris, Athletics Coordinator.

Chief Engler introduced Selina DeSchaaf, new telecommunicator with the Police Department.

Mayor Edwards noted that belt buckles and pins commemorating the 125th celebration were still available. He announced the mock Council meeting scheduled for October 4th at 6:30 p.m. and the activities of that day.

3. Proclamation declaring October 2007 as Domestic Violence Awareness Month. Gerry Bailey, Executive Director of Time Out, Inc., and staff will be present to accept the proclamation.

Gerry Bailey and representatives from the Time Out Shelter accepted the proclamation read by Clmn. Connell. Gerry Bailey presented Council with ribbons to wear. She gave an invitation to the candlelight walk on October 11th and presented the Council with a poster made by children at the shelter.

Dick Reese spoke concerning his opposition to the Gila County Complex in Payson unless the private sector was solicited for design and construction.

5. Presentation by Jesse Wallace, President-Elect, Central Board of Realtors, to the Payson Town Council regarding Payson's 125th Anniversary celebration.

Mr. Wallace presented the Council with a trophy of commemoration for the 125th anniversary celebration.

G.4. Discussion/possible action concerning Resolution No. 2323, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH THE PAYSON MULTIPURPOSE SENIOR CENTER FOR DISBURSEMENT OF PUBLIC PURPOSE FUNDS.

Mayor Edwards asked for public comment. Deborah Barber, Treasurer of the Senior Center proposed the Town fund \$80,000 per year and not be considered "non-profit" but a partner in providing services to the senior population of our town.

Julia Fluke, Inga DeVoe, Lorraine Austin, Michelle Detloff, Kimberly Allen, Jim Garner, David Walker and Evelyn Wright spoke in support of Senior Center services and their request for funding.

Ray LaHaye explained that the Building Department was working to help repair the floor at the Senior Center. He noted that roof repairs were planned as part of a CDBG grant project to be accomplished in November.

Motion: to approve Resolution No. 2323, with an additional \$15,000 allocated to the Senior Center per quarter and a contract negotiated with their executive board that would obligate the Town to support them.

Moved by Council Member Mike Vogel, seconded by Council Member John Wilson.

Clmn. Connell asked that a contract be designed and a strategic alliance be developed with the Senior Center in the full amount requested, \$80,000.

Mayor Edwards said he would not support the motion but recommended a group be developed to look into a contract need for services making the Center as self-funded as possible using volunteers from within the whole community. He stated that he did not believe it legal for the Town to give money to charities. Debra Barber countered that services to the Town's senior population was not a charity but a service to the town.

Shirley Dawson, Gila County Supervisor, said the Senior Center was a wise service to the Town of Payson. She also did not believe this to be a charity but a service to a portion of our population making it available for them to live independently.

Hal Baas felt that public transportation would lessen the need for funding transportation specifically for seniors. He suggested that saved transportation money could then be used for added staff and meals. He challenged the Council to look into the overall transportation need.

Mayor Edwards agreed with Mr. Baas. He suggested approving the funding in the resolution and asked Mr. Baas to head a study group joining with the Legal Department and the Senior Center to determine what role the Town should play in transportation. He then suggested to go ahead with the vote on the floor for one more year along with getting public transportation going forward.

Rick Croy supported the motion on the floor.

Motion: to approve to amend the motion to fund the Senior Center for \$80,000 for one

year and work toward changing their status from non-profit to a contract by this time next year.

Moved by Council Member Mike Vogel, seconded by Council Member Su Connell.

Mayor Edwards asked Ms. Barber to begin structuring a contract with the input of Clmn. Connell, Clmn. Vogel, Hal Baas, Jim Garner and Gene Sampson.

Chief Deputy Clerk Marcia Huffman read the motion for the Council.

Mayor Edwards asked Debra Galbraith if there was a source for this funding. She replied that there is.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

Absent: Vice-Mayor Tim Fruth.

Mayor Edward requested a recess at approximately 6:48 p.m. and reconvened at approximately 6:57 p.m. with all Council Members present except Vice-Mayor Fruth.

F. HEARINGS AND APPEALS

1. This was a Public Hearing concerning an application for a Series 03 Liquor License (#03043002) filed by Deborah Kay Martin, agent, Ashley Cooperative Enterprises, Inc., dba Wild Weede Brewery, 104B W. Phoenix, Payson, Arizona.

There were no comments from the public.

Motion: to Approve an application for a Series 03 Liquor License (#03043002) filed by Deborah Kay Martin, agent, Ashley Cooperative Enterprises, Inc., dba Wild Weede Brewery, 104B W. Phoenix, Payson, Arizona.

Moved by Council Member John Wilson, seconded by Council Member Mike Vogel.

Vote: Motion carried 6 - 0

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

Absent: Vice-Mayor Tim Fruth.

4. **Presentation by Steve Besich, Gila County Manager, Clerk of the Board of Supervisors, concerning the proposed Criminal Justice and Jail facilities program.**

Steve Besich, Gila County Manager, distributed an outline to council. He read a letter into the record concerning private company interest in building the facility.

Steve Besich, Gila County Manager; Judge Peter Cahill; Sheriff John Armer; Daisy Flores, County Attorney; Supervisor Sanchez, Supervisor Dawson and Supervisor Martin

and Gordon Gartner spoke putting forth the need for new Criminal Justice and Jail facilities.

Al Poskanser, the dissenting member of the task force assembled to determine placement and funding for the facility, explained his opposition to the proposal set forth.

Paul Pollack, Payson Mini Storage, spoke in opposition to using eminent domain to take his property for the project.

Vice Mayor Fruth arrived at approximately 9:01 p.m.

Supervisor Dawson corrected statements made by the Mayor explaining that there would be no razor wire at the facility

6. Discussion/possible action concerning Resolution No. 2315, captioned as **follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, OPPOSING PROPOSED GILA COUNTY BALLOT INITIATIVES TO RAISE SALES TAXES AND ISSUE GENERAL OBLIGATION BONDS FOR JUSTICE FACILITIES IN NORTHERN GILA COUNTY. **ADDED 9-19-07, 12:15 p.m.

Clmn. Connell read from the Council procedural manual stating the effects of this resolution would be to influence an election. She requested there be no action taken because of procedural abuses.

Motion: to approve to take no action on Resolution No. 2315, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, OPPOSING PROPOSED GILA COUNTY BALLOT INITIATIVES TO RAISE SALES TAXES AND ISSUE GENERAL OBLIGATION BONDS FOR JUSTICE FACILITIES IN NORTHERN GILA COUNTY.
Moved by Council Member Su Connell, seconded by Council Member John Wilson.

Vote: Motion carried 4 - 2

Yes: Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

No: Mayor Bob Edwards, and Council Member Ed Blair.

Abstained: Vice-Mayor Tim Fruth.

E. MINUTES

1. Council Meeting Minutes:
. 09-06-07 Regular Meeting Pages 1-8
CONSENT APPROVED
2. Airport Advisory Committee Minutes:
. 01-30-07 Regular Meeting Pages 64-67
CONSENT
3. Building Advisory Board Minutes:
. 08-14-07 Regular Meeting Page 421

CONSENT

4. Design Review Board Minutes:
. 08-14-07 Regular Meeting Pages 006-008
CONSENT
5. Surface Transportation Advisory Committee Minutes: . 08-01-07 Regular Meeting
Pages 136-138
CONSENT
6. Green Valley Redevelopment Area Committee Minutes:
. 09-06-07 Regular Meeting (No Quorum)
CONSENT
7. Parks and Recreation Advisory Board Minutes:
. 08-15-07 Regular Meeting Pages 1-2
CONSENT

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. Consideration of a motion to remove from the table for discussion/possible action Resolution No. 2322.
CONSENT APPROVED
3. Discussion/possible action concerning Resolution No. 2322, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A REAL PROPERTY PURCHASE AGREEMENT WITH PAYSON OVERLOOK PROJECT, LLC.

Motion: to Approve Resolution No. 2322, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A REAL PROPERTY PURCHASE AGREEMENT WITH PAYSON OVERLOOK PROJECT, LLC.

Moved by Council Member John Wilson, seconded by 0.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

5. First Reading and Public Hearing concerning Ordinance No. 725, captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DISSOLVING THE AIRPORT ADVISORY COMMITTEE BY REPEALING SECTIONS 33.25 THROUGH 33.29

OF CHAPTER 33 OF THE CODE OF THE TOWN OF PAYSON.

Mayor Edwards opened the public hearing. There were no comments from the public and Mayor Edwards closed the public hearing.

7. Discussion/possible action concerning Resolution No. 2326, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, MERGING THE DUTIES OF THE HUMAN RESOURCES DEPARTMENT INTO THE FINANCE DEPARTMENT AND ABOLISHING THE POSITION OF HUMAN RESOURCES DIRECTOR.

Motion: to Approve Resolution No. 2326, captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, MERGING THE DUTIES OF THE HUMAN RESOURCES DEPARTMENT INTO THE FINANCE DEPARTMENT AND ABOLISHING THE POSITION OF HUMAN RESOURCES DIRECTOR.

Moved by Mayor Bob Edwards, seconded by Council Member Su Connell.

Barbara Rasmussen questioned the events that precipitated these changes. She asked if it was wise to place so much responsibility on one person and how will the decision impact town employees. She asked there be no action taken.

Gordon Gartner said he used the Human Resources Director extensively while working as police chief. He said this decision did not feel right and that the Town needed a Human Resource Director.

Jim Rasmussen said it was important to have a Human Resources Director as a buffer zone. He also felt the decision did not feel right.

Ron Nielson said that Mr. Smith lent his expertise to help small businesses throughout Gila County. He encouraged the Council to reconsider this motion.

Vote: Motion carried 4 - 3

Yes: Mayor Bob Edwards, Council Member Ed Blair, Council Member Su Connell, and Council Member Mike Vogel.

No: Vice-Mayor Tim Fruth, Council Member Andy Romance, and Council Member John Wilson.

H. UNFINISHED BUSINESS

1. Council Decision Request filed by LaRon G. Garrett, Town Engineer, to grant a 6-month approval for the Final Plat for Longhorn Office/Warehouse Condominiums and authorize the Mayor to sign said document and staff to record said document. If this final subdivision plat is not recorded with the Gila County Recorder's Office within six months, this approval is null and void.

Motion: to Approve a Council Decision Request filed by LaRon G. Garrett, Town Engineer, to grant a 6-month approval for the Final Plat for Longhorn Office/Warehouse Condominiums and authorize the Mayor to sign said document and staff to record said document. If this final subdivision plat is not recorded with

the Gila County Recorder's Office within six months, this approval is null and void.
Moved by Council Member, Mike Vogel, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

2. Council Decision Request filed by LaRon G. Garrett, Town Engineer, to grant a 6-month approval for the Amended Final Plat for the Bison Cove Condominiums Phase 1 Subdivision, and authorize the Mayor to sign said document and staff to record said document. If this amended final subdivision plat is not recorded with the Gila County Recorder's Office within six months, this approval is null and void.

Motion: to Approve a Council Decision Request filed by LaRon G. Garrett, Town Engineer, to grant a 6-month approval for the Amended Final Plat for the Bison Cove Condominiums Phase 1 Subdivision, and authorize the Mayor to sign said document and staff to record said document. If this amended final subdivision plat is not recorded with the Gila County Recorder's Office within six months, this approval is null and void.

Moved by Vice-Mayor Tim Fruth, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

3. Council Decision Request filed by LaRon G. Garrett, Town Engineer, to grant a 6-month approval for the Amended Final Plat of the Mazatzal Mountain Air Park Unit 4 Subdivision and authorize the Mayor to sign said document and staff to record said document. If this amended final subdivision plat is not recorded with the Gila County Recorder's Office within six months, this approval is null and void.

Motion: to Approve a Council Decision Request filed by LaRon G. Garrett, Town Engineer, to grant a 6-month approval for the Amended Final Plat of the Mazatzal Mountain Air Park Unit 4 Subdivision and authorize the Mayor to sign said document and staff to record said document. If this amended final subdivision plat is not recorded with the Gila County Recorder's Office within six months, this approval is null and void.

Moved by Mayor Bob Edwards, seconded by Council Member John Wilson.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

I. NEW BUSINESS

1. Council Decision Request filed by Fred Carpenter, Town Manager, to increase Debi Galbraith's salary by 10% effective October 1, 2007. (Interim Town Manager)
CONSENT APPROVED
2. Council Decision Request filed by Martin deMasi, Fire Chief, to authorize the Mayor to sign all necessary documents associated with the vehicular training agreement between the Town of Payson and DC Med Prep, Inc.
CONSENT APPROVED
3. Council Decision Request filed by Martin deMasi, Fire Chief, concerning the East Verde Park Fire District Potential Annexation of Canyon River Ranch.

Motion: to Approve recommending Chief deMasi advise the East Verde Park Fire District that the Council opposed them taking on Canyon River Ranch. Mayor Edwards added that if they did annex them the Council would have to review the Town's contract with East Verde Park. Moved by Mayor Bob Edwards, seconded by Council Member Su Connell.

Vote: Motion carried 7 - 0

Yes: Mayor Bob Edwards, Vice-Mayor Tim Fruth, Council Member Ed Blair, Council Member Su Connell, Council Member Andy Romance, Council Member Mike Vogel, and Council Member John Wilson.

J. CLAIMS

1. List of checks paid from 08-02-07 through 09-06-07, Check Nos. 43026 through 43437, and authorization to file the checks for audit. *CONSENT* APPROVED

K. MISCELLANEOUS

2. Acceptance, with regrets, of Dick Wolfe's resignation as Chairman and **member of the Green Valley Redevelopment Area Committee, with thanks for a job well done.
CONSENT APPROVED

L. PUBLIC COMMENTS

There were no comments from the public.

ADJOURNMENT

The meeting adjourned at approximately 10:21 p.m.

Date: _____

Bob Edwards, Mayor

ATTEST:

Marcia Huffman, Chief Deputy 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 20 of September, 2007. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____ day of _____, 2007.

Gaye Stidham, Deputy Town Clerk