

RESOLUTION NO. 2437

A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH GILA COUNTY FOR CERTAIN SERVICES TO BE PROVIDED BY THE COUNTY TO THE TOWN OF PAYSON FOR THE NOVEMBER 4, 2008 SPECIAL ELECTION, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to A.R.S. §§ 11-951, 11-952, and 16-205, the Town of Payson is authorized to enter into an agreement with Gila County for the provision of certain services for the November 4, 2008 Special Election (“the Special Election”); and

WHEREAS, the services to be provided are as set forth in the Agreement, attached hereto and marked Exhibit “A”; and

WHEREAS, these services are necessary in the conduct of the Special Election as an all-mail ballot election; and

NOW, THEREFORE, THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DO HEREBY RESOLVE AS FOLLOWS:

Section 1. That the Agreement with Gila County for certain election services, a true and correct copy of which is attached hereto marked Exhibit “A” and made a part hereof by this reference as though set forth in full at this point, be and is hereby approved in substantially the form attached.

Section 2. That Kenny J. Evans, Mayor of the Town of Payson, be and is hereby authorized to execute said Agreement with Gila County in substantially the form as is attached.

Section 3. That the Town of Payson is authorized to take such other and further actions as may be necessary or appropriate to carrying out the terms and intent of said Agreement and this Resolution No. 2437.

Section 4. **WHEREAS**, the immediate operation of the provisions of this Resolution is necessary for the preservation of the public peace, health, and safety of the Town of Payson, an **EMERGENCY** is hereby declared to exist, and this Resolution shall be in full force and effect from and after its passage, adoption, and approval by the Mayor and Common Council of the Town of Payson.

PASSED AND ADOPTED BY THE MAYOR AND COMMON COUNCIL OF THE
TOWN OF PAYSON, ARIZONA, this _____ day of October 2008, by the following vote:

AYES _____ NOES _____ ABSTENTIONS _____ ABSENT _____

Kenny J. Evans, Mayor

ATTEST:

APPROVED AS TO FORM:

Silvia Smith, Town Clerk

Samuel I. Streichman, Town Attorney

EXHIBIT A
TO
RESOLUTION 2437

AGREEMENT FOR ELECTION SERVICES BETWEEN GILA COUNTY AND THE TOWN OF PAYSON

For the purposes of providing election services, for the elections as specified below, the following agreement is between Gila County (hereinafter "County") and the Town of Payson (hereinafter "Town"). The Elections are not to be held in consolidation with any other County election.

Arizona law permits any jurisdiction/district conducting an election to contract with the County for election services, pursuant to A.R.S. § 11-951, 11-952 and 16-205.

DATE OF ELECTIONS	November 4, 2008
TYPE OF ELECTIONS	Special Election To be conducted as an all Mail Ballot Election
TOWN CONTACT	Silvia Smith, Town Clerk 928-474-5242 (telephone) 928-474-4610 (fax) ssmith@ci.payson.az.us 303 North Beeline Highway Payson, Arizona 85541
COUNTY CONTACT	Sadie Tomerlin-Dalton, Recorder 928-402-8735 (telephone) 928-425-9279 (fax) sdalton@co.gila.az.us 1400 East Ash Street Globe, Arizona 85501

This agreement confirms that the Town has requested the County Recorder to provide certain Election Services for the above referenced elections on behalf of the Town. The County will provide each of the services (as shown in Fee Schedule A) that are requested by the Town; a service shall be deemed requested by the Town if the Town Clerk has initialed next to a specific service on Fee Schedule A. The Town agrees to pay for the costs of the Election Services provided by the County as specified in Fee Schedule A; and in the statement of Understanding for Election Services Schedule B, attached hereto.

By accepting this agreement, the Town agrees to indemnify and hold harmless the County for any claims resulting from the County participating in the above referenced election, provided, however this indemnification and hold harmless shall not extend to claims arising from the negligence of the County.

The signing of this document signifies acceptance to the terms specified in this agreement, including the attached Fee Schedule A and Statement of Understanding Schedule B.

This Agreement may be executed in any number of counterparts, each of which shall be an original but all of which shall constitute one and the same instrument.

This Agreement is subject to the cancellation provisions of A.R.S. § 38-511.

IN WITNESS WHEREOF, the Parties have executed this Agreement this ____ day of _____, _____.

Jose M. Sanchez, Chairman
Gila County Board of Supervisors

Date

Sadie Tomerlin Dalton,
Gila County Recorder

Date

Kenny Evans, Mayor
Town of Payson

Date

Approved as to form:

Daisy Flores, Gila County Attorney

Date

Samuel Streichman
Town of Payson Attorney

Date

FEE SCHEDULE A

Gila County Voter Registration/Early Voting Charges:

Early Ballot processing	\$2.50 per voter	_____
Early Ballot/Petition Signature Verification	\$0.50 per name	_____
(A.R.S. § 19-121.05)		
Provisional Ballots	\$3.00 each	_____
Early Voting List	\$10.00 per report	_____
LIST:		
• Printed	\$0.05 per name	_____
• Electronic	\$0.10 per name	_____
• Diskette	\$1.00 per disk	_____
• CD	\$3.00 per CD	_____
• Labels	\$0.10 per label	_____
Register/Rosters	\$0.05 per name	_____
Roster Paper	\$0.20 per page	_____
Registers (3)/Rosters Covers (1)	\$6.00 per set	_____
Labor	\$10.00 per hour	_____
Labor overtime	\$15.00 after 5:00 pm	_____
Special Reports/Special Request/Computer Programming Actual Cost		_____

SCHEDULE B

STATEMENT OF UNDERSTANDING FOR ELECTION SERVICES

The purpose of this statement of Understanding is to insure that each party understands and agrees with the delegation of duties in preparation and conduct of the election.

The Town shall:

- 1) Conduct all tasks associated with the election, except those specifically listed below which shall be the responsibility of the County.
- 2) Be responsible for ensuring that all signature affidavits or digital copies thereof arrive at the County Recorder's Office at the County courthouse at 1400 East Ash Street in Globe, AZ in a format wherein the signature affidavit bar code can be read by the County Recorder's bar code scanner and the signatures on the affidavit are clear enough to be compared with voter registration card signatures on file with the County Recorder's Office.

The County shall:

- 1) Provide the Town with the Registered Voter List.
- 2) Provide the Town with a Voter Signature Roster.
- 3) Provide the Town with a Precinct Register.
- 4) Verify the voter signature on each and every mail ballot and provide ballot verification reports for all mail ballots verified.