

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
April 7, 2011**

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 Harold Fleegeer, U-Turn for Christ.

PLEDGE OF ALLEGIANCE

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

STAFF PRESENT: Debra Galbraith - Town Manager, Tim Wright - Town Attorney, Don Engler - Police Chief, Silvia Smith - Town Clerk, LaRon Garrett - Public Works Director, and Cameron Davis - Parks, Recreation and Tourism Director.

OTHERS PRESENT: Tracie Bailey - Deputy Town Clerk and Ray Erlandsen - Community Development Director.

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

Jonathan Lucero, with the Modified Motorcycle Association of Arizona, presented the Council with a proposal for the placement of six permanent motorcycle caution/safety signs. Mr. Lucero believed the signs would aid in the education of motorists to be aware of motorcycles and save lives.

Mayor Evans explained this had to be on an agenda for the Council to comment on it. The Council would take it under consideration. Mayor Evans noted it was motorcycle safety month.

Debra Galbraith, Town Manager, asked if Council wanted to direct staff to consider this. Tim Wright, Town Attorney, stated Council could ask staff to consider this further. LaRon Garrett, Public Works Director, had a copy of the proposal and would look into it.

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 Fred Carpenter.

Vote: Motion carried 7 - 0

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

Cameron Davis, Parks, Recreation and Tourism Director, announced this weekend was the kids fishing festival put on in conjunction with Arizona Game and Fish. Saturday, April 23rd at Rumsey Park was the Easter Eggstravaganza put on by the Kiwanis Club. The last weekend of April was the 18th Annual Beeline Cruise in Car Show. Mr. Davis listed the various competitions for the Mountain High Games.

Mayor Evans noted the Second Annual Cannon Ball Run was coming to Payson on April 15th through the 16th.

Council Member Wilson announced Saturday afternoon there was going to be a fundraiser at Macky's Grill to help Greg Day.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

1. Comments, Commendations, and Presentations by Mayor, Council Members, and/or Town Staff.
2. **Proclamation.** Mayor Evans read into the record a proclamation declaring April 10 - 16, 2011 as National Crime Victims' Rights Week. Robin Miller, Victim Advocate for the Gila County Attorney's Office, and other Victim Advocates were present to accept the proclamation.

Liz Fetterman introduced the other Victim Advocates Robin Miller, Terry Dalton and Patty Wortman. Ms. Fetterman thanked the Council and asked everyone to honor victims this month.

E. MINUTES

1. * Council Meeting Minutes:
03-15-11 Special Meeting Minutes Pages 1 - 7
03-17-11 Regular Meeting Minutes Pages 1 -12
***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. * Payson Advisory Youth Council Minutes:
02-10-11 Regular Meeting Minutes Pages 1 - 4
***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

1. **Public Hearing** concerning a Special Event Liquor License application filed by Lisa Rasley, agent, Northern Gila County Historical Society, for the annual dinner to be held Saturday, June 25, 2011, 4:00 p.m. to 6:00 p.m. at the Rim Country Museum, 700 South Green Valley Parkway, Payson, Arizona.

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

Motion: to Approve a Special Event Liquor License application filed by Lisa Rasley, agent, Northern Gila County Historical Society, for the annual dinner to be held Saturday, June 25, 2011, 4:00 p.m. to 6:00 p.m. at the Rim Country Museum, 700 South Green Valley Parkway, Payson, Arizona.

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

Vote: Motion carried 7 - 0

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

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. * **Resolution No. 2593.** Council approved, on the Consent Agenda, Resolution No. 2593 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, MAKING KNOWN ITS COMMITMENT TO THE PRINCIPLE OF FAIR HOUSING, AND DESCRIBING ACTIONS IT WILL UNDERTAKE TO AFFIRMATIVELY FURTHER FAIR HOUSING
***CONSENT* APPROVED**
3. **Resolution No. 2594.** Mayor Evans opened discussion/possible action concerning Resolution No. 2594 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NUMBER TWO TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF ARIZONA AND THE TOWN OF

PAYSON RELATING TO CONSTRUCTION OF A ROUNDABOUT AT THE INTERSECTION OF HIGHWAY 87 AND AIRPORT/AIRLINE ROAD, AND DECLARING AN EMERGENCY (PROVIDING FOR REFUND TO THE TOWN OF PAYSON OF \$390,000.00).

LaRon Garrett, Public Works Director, explained that about a year ago the Town paid to assist with the roundabout, but then the Federal Government decided they would pay for it. Now there was an intergovernmental agreement to refund the money.

Motion: to Approve Resolution No. 2594 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AMENDMENT NUMBER TWO TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE STATE OF ARIZONA AND THE TOWN OF PAYSON RELATING TO CONSTRUCTION OF A ROUNDABOUT AT THE INTERSECTION OF HIGHWAY 87 AND AIRPORT/AIRLINE ROAD, AND DECLARING AN EMERGENCY.

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

Vote: Motion carried 7 - 0

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

H. UNFINISHED BUSINESS There are no items in this section.

I. NEW BUSINESS

1. **Council Decision Request** filed by LaRon Garrett, Public Works Director, to proceed with the purchase of the ductile iron pipe for the C. C. Cragin water line from Dana Kepner Company, Inc.

LaRon Garrett, Public Works Director, explained that staff was at the point now to pre-purchase 62,000 feet of pipe. Mr. Garrett recommended awarding the bid to Dana Kepner Company, Inc.

Council Member Carpenter asked if the source of money for this was the American Re-investment Act. Mr. Garrett replied yes.

Motion: to proceed with the purchase of the ductile iron pipe for the C. C. Cragin water line from Dana Kepner Company, Inc.

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

Vote: Motion carried 7 - 0

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

2. **Council Decision Request** filed by LaRon Garrett, Public Works Director, regarding a fee waiver request in the amount of approximately \$300.00 for the placement and removal of barricades during the Phoenix Cannonball Run Classic Car Rally.

LaRon Garrett, Public Works Director, explained he had received the request to block off streets for this private event. Mr. Garrett noted he had explained to the event coordinator the Town would have to charge to do this with a cost of just under \$300.

Lina Nicholson, who represented the Cannon Ball Run, explained they had asked for the waiver because the cars could not drive into the parking lot. The cars would be disqualified if they did not make the required stops on Main Street. Council Member Blair asked if Oak Street was included. Ms. Nicholson replied no. The curb along Main Street was the curb the cars could not go up. Council Member Blair asked Ms. Nicholson if she was aware of the Council's recent actions regarding fee waivers. Ms. Nicholson stated she was not aware of Council's recent actions. Council Member Blair explained the Council had turned down a fee waiver for a local organization's event at the event center and also for the local Classic Car Club's event. Council Member Blair believed this was the big problem why Council could not support this fee waiver.

Motion: to deny a fee waiver request in the amount of approximately \$300.00 for the placement and removal of barricades during the Phoenix Cannonball Run Classic Car Rally.

Moved by Council Member Ed Blair, seconded by Council Member John Wilson.

Mayor Evans offered to put in \$100 towards the fee and suggested that Ms. Nicholson go to the Friends of Parks and Recreation for the other \$200. Mayor Evans called for the vote.

Vote: Motion carried 6 - 0

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

Abstained: Mayor Kenny J. Evans.

J. CLAIMS

1. * **List of checks.** Council approved, on the Consent Agenda, a list of checks paid from March 10, 2011 through March 31, 2011, Check Nos. 013289 through 013588, and authorization to file the checks for audit.

***CONSENT* APPROVED**

K. MISCELLANEOUS

There were no items in this section.

L. PUBLIC COMMENTS

There were no public comments.

ADJOURNMENT

Mayor Evans adjourned the meeting at approximately 5:59 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 7 of April, 2011. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____ day of _____, 2011.

Tracie Bailey, Deputy Town Clerk