

**TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
September 8, 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 Jimmy Esther, U-Turn for Christ.

PLEDGE OF ALLEGIANCE

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

ABSENT: Council Member Fred Carpenter.

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

OTHERS PRESENT: Tracie Bailey - Deputy Town Clerk, Nelson Beck - Parks Supervisor and Angie Lucchesi, Street Maintenance Worker.

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

There were no public comments.

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 Richard Croy.

Vote: Motion carried 6 - 0

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

Absent: Council Member Fred Carpenter.

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)

Cameron Davis, Parks, Recreation and Tourism Director, announced the Gila County Fair was this weekend and the demolition derby was Sunday. There would also be some patriotic observations in remembrance of 9/11. The Old Time Fiddlers and Opera would be September 23 - 25, 2011. The high school rodeo kick off would be next week with 350 kids participating in the event.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

Council Member Connell reminded the public to display an American flag this Sunday the 10th anniversary of 9/11.

Council Member Wilson noted the Council had attended the League of Cities and Towns Conference last week and had found that the Town was doing better than most towns. Council Member Wilson believed Payson was a wonderful town.

Mayor Evans was pleased with all the young people that came to the conference. Mayor Evans announced the day and time in Payson of the second round of public hearings on the redistricting. The Mayor presented Council Member Croy with a birthday card.

2. **Proclamation.** Council Member Hughes read into the record a proclamation declaring September 19, 2011 as Employer Support of the Guard and Reserve Week. Lawrence Wise, Executive Director for the Arizona Office for Employer Support of the Guard and Reserve, was present to accept the proclamation.

Mr. Wise thanked the Council and noted 9/11 had changed our country; fifty percent of the Guard has been deployed in support of the war.

3. **Proclamation.** Council Member Connell read into the record a proclamation declaring September 24, 2011 as Friends of the Poor Walk Day. James Bridges and Lynn Canning, Vice-President, were present to accept the proclamation.

Mr. Bridges thanked the Council and stated St. Vincent dePaul had gotten very big in Payson. There were many people on that thin line of barely getting by and a lot of people were homeless and living in the forest. Mr. Bridges invited everyone to join the walk.

4. **Proclamation.** Council Member Croy read into the record a proclamation declaring September 19 - 25, 2011 as Payson Oldtime Fiddlers & Acoustic Music Week.

Nelson Beck, Payson Parks Supervisor/Old Time Fiddlers Contest Co-Chair, and Irene Neal, Co-Chair, were present to accept the proclamation.

Mr. Beck introduced his co-chair Irene Neal. Mr. Beck thanked the volunteers that helped with the event and thanked the Council for the proclamation.

5. **Proclamation.** Council Member Wilson read into the record a proclamation declaring September 17 - 23, 2011 as Constitution Week. Val Sullivan, Mogollon Chapter Registrar of the Daughters of the American Revolution, was present to accept the proclamation.

Ms. Sullivan thanked the Council.

Mayor Evans wanted everyone to know that the Council meant what they said in every proclamation. The Mayor had been out of Town and was trying to catch up. Mayor Evans believed we lived in a society where there was too much red tape. The challenge was not always from bombs or bullets, but was little by little from bureaucrats.

E. MINUTES

1. * Council Meeting Minutes:

08.11.11 Special Meeting Minutes Pages 1 - 2

08.18.11 Regular Meeting Minutes Pages 1 - 6

***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:

07.14.11 Regular Meeting Minutes Pages 1 - 3

***CONSENT* INFORMATION ONLY**

3. * Design Review Board:

06.14.11 Regular Meeting Minutes Pages 169 - 170

07.26.11 Regular Meeting Minutes Pages 171 - 172

***CONSENT* INFORMATION ONLY**

F. HEARINGS AND APPEALS

Mayor Evans opened the Public Hearings for a special event liquor license for Mogollon Health Alliance and Mount Cross Luthern Church. There were no public comments. Mayor Evans closed both Public Hearings.

1. **Public Hearing** concerning an application for a Special Event Liquor License filed

by Judy Baker, agent, Mogollon Health Alliance for the 7th Annual Gracie Lee Haight Costume Party fundraiser to be held at the Ox Bow Saloon, 607 West Main Street, Payson, Arizona, Saturday, October 22, 2011 from 7:00 p.m. to 12:00 p.m. This is a Public Hearing.

Motion: to Approve an application for a Special Event Liquor License filed by Judy Baker, agent, Mogollon Health Alliance for the 7th Annual Gracie Lee Haight Costume Party fundraiser to be held at the Ox Bow Saloon, 607 West Main Street, Payson, Arizona, Saturday, October 22, 2011 from 7:00 p.m. to 12:00 p.m. Moved by Council Member John Wilson, seconded by Vice-Mayor Michael Hughes.

Vote: Motion carried 6 - 0

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

Absent: Council Member Fred Carpenter.

2. **Public Hearing** concerning an application for a Special Event Liquor License filed by Edward Blair, agent, Mount Cross Luthern Church for a lasagna supper with wine fundraiser to be held at 601 East Highway 260, Payson, Arizona, Friday, October 14, 2011 from 5:00 p.m. to 8:00 p.m. This is a Public Hearing.

Motion: to Approve an application for a Special Event Liquor License filed by Edward Blair, agent, Mount Cross Luthern Church for a lasagna supper with wine fundraiser to be held at 601 East Highway 260, Payson, Arizona, Friday, October 14, 2011 from 5:00 p.m. to 8:00 p.m.

Moved by Council Member John Wilson, seconded by Council Member Su Connell.

Council Member Blair recused himself from the vote.

Vote: Motion carried 5 - 0

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

Absent: Council Member Fred Carpenter.

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. **Public Hearing.** Mayor Evans opened the Public Hearing on Resolution No. 2608 and Ordinance No. 807.

- A. **Resolution No. 2608.** Discussion/possible action concerning Resolution No. 2608 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT

FILED WITH THE TOWN CLERK AND ENTITLED, "THE 2010-2011 AMENDMENTS TO THE TAX CODE OF THE TOWN OF PAYSON."

- B. **Ordinance No. 807.** Discussion/possible action concerning Ordinance No. 807 captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, RELATING TO THE PRIVILEGE LICENSE TAX; ADOPTING "THE 2010-2011 AMENDMENTS TO THE TAX CODE OF THE TOWN OF PAYSON" BY REFERENCE; ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY AND PROVIDING PENALTIES FOR VIOLATIONS, AND DECLARING AN EMERGENCY.

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

Motion: to Approve Resolution No. 2608 captioned as follows: A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED, "THE 2010-2011 AMENDMENTS TO THE TAX CODE OF THE TOWN OF PAYSON."

and

Ordinance No. 807 captioned as follows: AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF PAYSON, ARIZONA, RELATING TO THE PRIVILEGE LICENSE TAX; ADOPTING "THE 2010-2011 AMENDMENTS TO THE TAX CODE OF THE TOWN OF PAYSON" BY REFERENCE; ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR SEVERABILITY AND PROVIDING PENALTIES FOR VIOLATIONS, AND DECLARING AN EMERGENCY.

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

Vote: Motion carried 6 - 0

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

Absent: Council Member Fred Carpenter.

H. UNFINISHED BUSINESS

1. There were no items in this section.

I. NEW BUSINESS

1. **Council Decision Request** filed by Cameron Davis, Parks, Recreation and Tourism Director, to approve a Participation Agreement between Insights - Discover America Television Show and the Town of Payson.

Cameron Davis, Parks, Recreation and Tourism Director, explained the Council Decision Request. This would be on the biggest broadcast markets. It was for 100 minutes of airtime and was a fantastic opportunity. Mayor Evans felt this was good.

Motion: approve a Participation Agreement between Insights - Discover America Television Show and the Town of Payson.
Moved by Council Member John Wilson, seconded by Council Member Su Connell.

Vote: Motion carried 6 - 0

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

J. CLAIMS

1. * **List of checks.** Council approved, on the Consent Agenda, a list of checks paid from August 11, 2011 through August 26, 2011, Check Nos. 015191 through 015474, and authorization to file the checks for audit.
***CONSENT* APPROVED**

K. MISCELLANEOUS

1. There were no items in this section.

L. PUBLIC COMMENTS

Council Member Wilson stated the Town had a wonderful library and had a lot of volunteers, but the library needed more volunteers. Council Member Wilson made a plea to the public to volunteer at the library even if it was only a couple hours a day.

ADJOURNMENT

Mayor Evans adjourned the meeting at approximately 6:06 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 September, 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