

TOWN OF PAYSON
TOWN COUNCIL MEETING
MINUTES OF THE REGULAR MEETING
June 27, 2019

CALL TO ORDER

Mayor Morrissey called the meeting to order at approximately 5:35 p.m. in the Town Hall Council Chambers, 303 North Beeline Highway, Payson, Arizona.

INVOCATION

Dr. John Lake, Church on Randall Place

PLEDGE OF ALLEGIANCE

PRESENT: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

STAFF PRESENT: LaRon Garrett - Town Manager, Don Engler - Police Chief, Silvia Smith - Town Clerk, Emily Linkey - Library Director, David Staub - Fire Chief, Sheila DeSchaaf - Public Works Director, Deborah Barber - Chief Fiscal Officer, and Courtney Spawn - Parks, Recreation and Tourism Director.

OTHERS PRESENT: Michelle Stanley - Senior Clerk, Mary Bystricky - Town Prosecutor, Jason Hazelo - Police Lieutenant, Doni Wilbanks - Zoning Administrator, Trever Fleetham - Planning Specialist, Tanner Henry - Water Division Supervisor, Kelli Schwein - Customer Service Supervisor, Bobby Davis - Economic Development Specialist, and Heidi Gregory - Finance Supervisor.

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

1. There were no public comments.

B. CONSENT AGENDA

1. **Items listed on the agenda with an asterisk are considered to be routine in nature and will be enacted by one motion.**

Council Member Underwood asked that item L. 1-17, the Committee appointments, be pulled from the Consent Agenda.

Motion: to Approve all items listed on the Consent Agenda, except for item L. Miscellaneous 1-17.

Moved by Council Member Steven Smith, seconded by Council Member Barbara Underwood.

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Chris Higgins, Council Member Steven Smith, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

No: Council Member Jim Ferris.

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.

LaRon Garrett, Town Manager, announced the Beeline Bus Free Event on July 5, 2019 from 11:00 a.m. to 1:00 p.m. at 514 W. Main Street and noted the bus had been running for about 7 months and were updating their routes. Mr. Garrett announced that Saturday June 29, 2019 Foxy Koshka would be playing from 7:00 p.m. to 9:00 p.m. as part of the summer concert series. Mr. Garrett announced the Home Town July 4 celebrations line-up, starting at 8:00 a.m. with the Patriotic Ceremony at Green Valley Park and ending with a 30 minute fireworks show at 9:00 p.m. Mr. Garrett invited everyone to the Vintage Baseball Game at Rumsey Park at 6:00 p.m. on July 5, 2019 and noted they played baseball like it was in the 1860s.

Council Member Smith announced that the Town of Payson had won a donut challenge against Cottonwood and Hurts Donuts would be coming to Town.

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.

D. CEREMONIAL; ANNOUNCEMENTS; PRESENTATIONS; INTRODUCTIONS

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

Vice-Mayor Sterner presented Council Member Underwood a birthday card.

2. **Proclamation.** Mayor Morrissey read into the record a proclamation declaring Thursday, July 4th as Independence Day 2019 in Payson. Don Engler, Police Chief, was present to accept the proclamation.

Mayor Morrissey remarked Chief Engler was one of the best Police Chiefs he had worked with and recognized all Veterans and First Responders.

3. **Presentation/discussion concerning the Arizona League of Cities and Towns Conference.**

LaRon Garrett, Town Manager, stated that the Arizona League of Cities Annual Conference would be the fourth week of August and that the Mayor, Council, and Town Administration typically attended. Mayor Morrissey stated constituents had concerns about the golf tournament and asked if the Town was paying for anyone to stay an extra night to play golf the next day. Mr. Garrett answered no one from Payson had ever entered it and noted the Town of Payson and the Town of Star Valley would host a booth Thursday night at the Festival of Cities and Towns to promote the area.

E. MINUTES

1. ***Council Meeting Minutes:**

June 13, 2019 Special Internet Meeting Pages 1-5

June 13, 2019 Special Budget Meeting Pages 1-8

June 13, 2019 Regular Meeting Pages 1-9

***CONSENT* APPROVED**

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. There were no items in this section.

F. HEARINGS AND APPEALS

1. There were no items in this section.

G. EXECUTIVE SESSION

1. Pursuant to A.R.S. §38-431.03(A)(3), the council may vote to enter into an executive session on any matter listed on the agenda for the purpose of obtaining legal advice from the Town Attorney. The information discussed at any Executive Session and the minutes thereof are confidential.

H. 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. **Second Public Hearing regarding regulation of mobile food vendors:**

A. **Resolution No. 3152 - A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, CREATING CHAPTER 115 [MOBILE MERCHANT'S] UNDER TOWN CODE TITLE XI: BUSINESS REGULATIONS AND AMENDING PAYSON TOWN CODE, TITLE I: GENERAL PROVISIONS CHAPTER 10 § 10.99 (D) (GENERAL PENALTY) BY ADOPTING ORDINANCE 907 ADDING DEFINITIONS, ENUMERATING LIMITATIONS, STATE LICENSING REQUIREMENTS, OPERATIONAL REQUIREMENTS, FEES, VIOLATIONS, PENALTY PROVISIONS, APPEALS AND DECLARING SUCH AMENDMENTS**

- B. **Ordinance No. 907** - AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, A MUNICIPAL CORPORATION, AMENDING THE PAYSON TOWN CODE, TITLE I, CHAPTER 10 § 10.99(D), BY ADOPTING A NEW CHAPTER IN TITLE XI, CHAPTER 115. SUBSECTIONS 115.01 THROUGH 115.09 relating to THE REGULATION OF MOBILE FOOD VENDORS; ESTABLISHING A PURPOSE; setting forth definitions; PROVIDING FOR PERMIT REQUIREMENTS; SETTING FORTH LICENSING requirements; ESTABLISHING OPERATIONAL REQUIREMENTS; imposing a FEE; SETTING FORTH VIOLATIONS; ESTABLISHING PENALTIES; PROVIDING FOR APPEALS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY.

LaRon Garrett, Town Manager, explained Ordinance No. 907 was for the Town's vendor license requirements to be in line with the State Legislature and noted typos had been found. Mary Bystricky, Town Prosecutor, pointed out the errors and explained Council options.

Motion: to lay on the Table Resolution No. 3152 captioned as follows: A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, CREATING CHAPTER 115 [MOBILE MERCHANT'S] UNDER TOWN CODE TITLE XI: BUSINESS REGULATIONS AND AMENDING PAYSON TOWN CODE, TITLE I: GENERAL PROVISIONS CHAPTER 10 § 10.99 (D) (GENERAL PENALTY) BY ADOPTING ORDINANCE 907 ADDING DEFINITIONS, ENUMERATING LIMITATIONS, STATE LICENSING REQUIREMENTS, OPERATIONAL REQUIREMENTS, FEES, VIOLATIONS, PENALTY PROVISIONS, APPEALS AND DECLARING SUCH AMENDMENTS AND ADDITIONS TO BE A PUBLIC RECORD.

and

Ordinance No. 907 captioned as follows: AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF PAYSON, ARIZONA, A MUNICIPAL CORPORATION, AMENDING THE PAYSON TOWN CODE, TITLE I, CHAPTER 10 § 10.99(D), BY ADOPTING A NEW CHAPTER IN TITLE XI, CHAPTER 115. SUBSECTIONS 115.01 THROUGH 115.09 relating to THE REGULATION OF MOBILE FOOD VENDORS; ESTABLISHING A PURPOSE; setting forth definitions; PROVIDING FOR PERMIT REQUIREMENTS; SETTING FORTH LICENSING requirements; ESTABLISHING OPERATIONAL REQUIREMENTS; imposing a FEE; SETTING FORTH VIOLATIONS; ESTABLISHING PENALTIES; PROVIDING FOR APPEALS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND PROVIDING FOR SEVERABILITY,

until the next meeting and punctuations had been corrected.

Moved by Vice-Mayor Janell Sterner, seconded by Council Member Jim Ferris.

Vote: Motion carried 7 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, Council

I. UNFINISHED BUSINESS

1. There were no items in this section.

J. NEW BUSINESS

1. **Council Decision Request** filed by Donald Engler, Chief of Police, to approve the request of the Payson Police Department to develop a fire restriction ordinance, which covers private property within the Town of Payson. Upon the implementation of fire restrictions by the Fire Chief, this proposed ordinance must clarify enforcement on both public and private property of those restrictions by the Police Department as well as the Fire Department of the Town of Payson.

LaRon Garrett, Town Manager, explained the current ordinances and codes allowed the Police Department to enforce fire restrictions on public property, but nothing addressed private property. Mayor Morrissey asked if it was in accordance with constitutional rights. Don Engler, Police Chief, answered Council voted to move forward then they would look at all aspects of legality. Mayor Morrissey asked if there would be an appeals process. Chief Enlger replied they would be cited in court and able to contest the citation. Mary Bystricky, Town Prosecutor, explained that currently if a fire on private property posed a danger it was cited under the State general nuisance statute, but this would give the Legal Department a specific arm to prosecute on violation of the fire restriction. Council Member Ferris questioned if there were State statutes that defined the nuisance on private property and gave enough legal leverage to cite them for a violation. Chief Engler responded that Legal staff would ensure it was within the legal requirements of private property rights. Council Member Smith expressed concern about fire, but worried about the government having too much power to infringe on personal property. Council Member Smith noted private communities implemented fire restrictions across the community and wondered if there was a way to do more education instead. Vice-Mayor Sterner asked if there would be a public hearing if the Council chose to move forward. Mr. Garrett replied there would be two readings and two public hearings.

Motion: to Approve the request of the Payson Police Department to develop a fire restriction ordinance, which covers private property within the Town of Payson. Upon the implementation of fire restrictions by the Fire Chief, this proposed ordinance must clarify enforcement on both public and private property of those restrictions by the Police Department as well as the Fire Department of the Town of Payson.

Moved by Vice-Mayor Janell Sterner, seconded by Council Member Susan "Suzy" Tubbs-Avakian.

Vote: Motion carried 6 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

Abstained: Council Member Steven Smith.

2. **Council Decision Request** filed by Trever Fleetham, Planning & Sustainability Advisor, to reject the bid received Monday, June 17, 2019 from M. Anderson Construction Corp. for \$365,401.25 for the 'American Gulch Channel and Riparian Enhancement' due to insufficient budget to award the bid.

LaRon Garrett, Town Manager, explained the Town had received a State grant for riparian upgrades to the American Gulch channel between Sawmill Crossing and Westerly Road, but the only bid submitted was \$162,000 above the budgeted amount. Mr. Garrett recommended rejecting the bid and to rebid the project. Council Member Tubbs-Avakian asked how it was put out to bid and if the bidder was local. Mr. Garrett answered it had been put in the local newspaper, on the Town website, and to the plan houses and noted the responding contractor was from Tucson. Council Member Tubbs-Avakian asked if the request for proposal (RFP) would be adjusted before resubmitting. Mr. Garrett replied it would be reviewed. Council Member Smith asked if the Town had known the grant amount. Trever Fleetham, Planning Specialist, responded that he had based his grant request on the general cost estimate from Natural Channel Design who had done the design. Discussion ensued regarding resubmitting the bid. Council Member Ferris asked if they had met with contractors. Mr. Fleetham explained there was a mandatory pre-bid meeting. Council Member Ferris asked why there were not more bids. Mr. Fleetham answered that he planned to give a longer time frame with the next bid. Discussion ensued regarding the cost estimate and project scope. Mayor Morrissey asked if the robust economy had made an impact on the project. Mr. Fleetham replied it seemed like it. Council Member Smith inquired how long the grant money was good for. Trever responded the contract with the State expired September 2020 and noted it was a reimbursement grant so the Town would not receive the funds up front. Council Member Smith asked where the money came from. Mr. Fleetham answered it came from the Arizona Water Protection Fund.

Motion: to reject the bid received Monday, June 17, 2019 from M. Anderson Construction Corp. for \$365,401.25 for the 'American Gulch Channel and Riparian Enhancement' due to insufficient budget to award the bid.

Moved by Council Member Jim Ferris, seconded by Vice-Mayor Janell Sterner.

Vote: Motion carried 7 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

3. **Council Decision Request** filed by LaRon Garrett, Town Manager, to approve the updated version of the Public Safety Personnel Retirement System Pension Funding Policy A704-2018 and authorize the Town Manager to post the policy for public information.

LaRon Garrett, Town Manager, explained that the State Legislature had passed a law that each municipality with an unfunded balance with the Public Safety Retirement System (PSPRS) annually update a policy on how they were progressing to pay it off. Mr. Garrett noted that compared to last year the unfunded liability had gone up

about \$600,000, but the funded percentage had gone up to 47%. Mr. Garrett indicated the requirement was to be paid off and fully funded by June of 2036. Council Member Ferris noted the Town had 16 years to catch up, but wondered if the Town was making the progress it needed. Mr. Garrett noted extra payments took two years before it showed up on the books so the Town was in better shape than the numbers showed. Council Member Higgins asked when the 0.88% Sales Tax would sunset. Mr. Garrett answered it had a ten year life and would need to be addressed in 2027. Council Member Higgins voiced concern that the PSPRS would not be paid off by then and proposed paying off the debt before 2028 or getting it down to a payment the Town could handle without the extra revenue.

Motion: to Approve the updated version of the Public Safety Personnel Retirement System Pension Funding Policy A704-2018 and authorize the Town Manager to post the policy for public information.

Moved by Vice-Mayor Janell Sterner, seconded by Council Member Jim Ferris.

Vote: Motion carried 7 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

4. **Council Decision Request** filed by Tanner Henry, Water Department Manager, to accept lot line adjustment to expand Tract "A" with Area "A" and Area "C" in exchange for Area "B" of the Record of Survey and authorize the Mayor to sign the necessary document(s) to facilitate the recordation with Gila County.

LaRon Garrett, Town Manager, noted Council had approved purchase of a lot in Alpine Heights to possibly build a second water tank. Mr. Garrett noted the property owners to the south had approached the Town about trading some land to give more upper elevation in exchange for access to Hillcrest Drive. Council Member Underwood asked Tanner Henry, Water Division Supervisor, to explain the issue. Mr. Henry explained upper elevation was important to maintain and drain the water tank and that the lot line adjustment would benefit everyone. Council Member Ferris commended Mr. Henry for his foresight in purchasing the property.

Motion: to accept lot line adjustment to expand Tract "A" with Area "A" and Area "C" in exchange for Area "B" of the Record of Survey and authorize the Mayor to sign the necessary document(s) to facilitate the recordation with Gila County.

Moved by Council Member Steven Smith, seconded by Vice-Mayor Janell Sterner.

Vote: Motion carried 7 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

5. **Council Decision Request** filed by Sheila DeSchaaf, Public Works Director, to approve the Final Plat and Agreement to Construct Subdivision Improvements substantially in the form attached for Green Valley Vista Phase I and authorize the

Mayor to sign the documents.

LaRon Garrett, Town Manager, explained that the Green Valley Vista Phase 1 was a 14 lot subdivision connecting Lake View Drive to Gold Nugget.

Motion: to Approve the Final Plat and Agreement to Construct Subdivision Improvements substantially in the form attached for Green Valley Vista Phase I and authorize the Mayor to sign the documents.

Moved by Council Member Steven Smith, seconded by Council Member Barbara Underwood.

Vote: Motion carried 7 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, Council Member Susan "Suzy" Tubbs-Avakian, and Council Member Barbara Underwood.

6. **Council Decision Request** filed by Sheila DeSchaaf, Public Works Director, to approve the Final Plat and Agreement to Construct Subdivision Improvements substantially in the form attached for North Peak Hills Phase I and authorize the Mayor to sign the documents.

LaRon Garrett, Town Manager, explained the North Peak Hills Phase I was a 22 lot subdivision at the west end of Wagon Trail near the Manzanita Hills subdivision and Vista Road. Mayor Morrissey asked if any of the subdivisions were starter homes and what range they were. Mr. Garrett replied they were 12,000 square foot lots minimum. Council Member Smith remarked the estimated cost for the Green Valley Vista Subdivision was between \$300,000 and \$400,000. Mayor Morrissey wished there were places within reason for people to afford to buy their first home.

Motion: to Approve the Final Plat and Agreement to Construct Subdivision Improvements substantially in the form attached for North Peak Hills Phase I and authorize the Mayor to sign the documents.

Moved by Council Member Susan "Suzy" Tubbs-Avakian, seconded by Vice-Mayor Janell Sterner.

Vote: Motion carried 6 - 0

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, Council Member Chris Higgins, Council Member Steven Smith, and Council Member Susan "Suzy" Tubbs-Avakian.

Abstained: Council Member Barbara Underwood.

K. CLAIMS

1. * **List of checks.** Council approved, on the Consent Agenda, a list of checks paid from June 7, 2019 through June 14, 2019, Check Nos. 60163 through 60302, and authorization to file the checks for audit.

***CONSENT* APPROVED**

L. MISCELLANEOUS

The following letters/e-mails are on file in the Town Clerk's Office. Terms to take effect July 1, 2019.

1. *Council pulled from the consent agenda, the appointment of Dean Younker to the Airport Commission, term to expire June 30, 2022.

Council Member Underwood asked what the rationale was for appointing 90% new people and not reappointing those who had asked to be reappointed. Mayor Morrissey responded he wanted fresh eyes and knew the people to be of high integrity and he had the authority to appoint them. Council Member Underwood commented she did not have a problem with the appointees, but knew it was hard to train people on the rules, regulations and codes. Council Member Smith asked how many applications were in the queue and if the other citizens had been considered. Mayor Morrissey responded he had considered the other applications and commented that he had the power and responsibility and had appointed the people that he wanted. Following extensive discussion regarding the board and commission appointees, Mayor Morrissey asked Counsel if public comments could be allowed. Mary Bystricky, Town Prosecutor, replied that since it was an agenda item public comments could be allowed.

Glenn Smith commented that he had made the same argument when Council Member Smith had been appointed to the Council. Mayor Morrissey stated that he stood by his appointments.

Council Member Ferris noted there had been an ethics complaint against the appointees, but felt it was another means of Morrissey Derangement Syndrome (MDS) and commented the appointees were good people. Council Member Tubbs-Avakian asked if there was a problem in the applications. Council Member Tubbs-Avakian noted many did not want to volunteer and it was difficult to find people who wanted to make a difference. Council Member Smith agreed it was difficult to find volunteers to fill the positions. Council Member Smith commented he was not against the rules, but he questioned if the other applications had been considered. Mayor Morrissey responded they had been considered. Council Member Smith noted one application only had a name and yes or no. Mayor Morrissey replied that a resume had been submitted with the application. Council Member Underwood commented she respected anyone who volunteered and agreed that Dean Younker and Sharon King would be good additions to the Airport Commission, but questioned why Walter Peters had not been reappointed. Council Member Underwood recounted her experience serving on the planning and zoning commission. Mayor Morrissey commented that no one was entitled to be reappointed and wanted to bring something new to the table. Vice-Mayor Sterner remarked that even after the training to be on the Council if you were not elected then someone else would be on the Council. Vice-Mayor Sterner asked if each had to be voted on separately. Ms. Bystricky replied a motion could be made to approve items 1 through 17. Ms. Bystricky cautioned that it was incumbent on each Council Member to make the decision if there was a conflict of interest and noted the document disseminated previously was under Attorney-Client privilege.

Motion: to approve item L, numbers 1-17 for the Boards and Commissions.
Moved by Vice-Mayor Janell Sterner, seconded by Council Member Jim Ferris.

Council Member Higgins noted that in Payson Town Code 33-15 that a role of the Parks and Recreation Commission was to suggest appointment vacancies and asked if it was a violation of Town code. Ms. Bystricky replied that it was suggested, but there was not a specific requirement.

Motion: to approve an amendment to the motion that items 10 and 11 be tabled to give the Parks and Recreation Committee time to recommend qualified appointments.
Moved by Council Member Chris Higgins, seconded by Council Member Steven Smith.

Mayor Morrissey commented that he strongly opposed the recommendation. Council Member Underwood stated she would like to pull item 15 and had questions about Mr. Helmer's residence. Scott Helmer responded he lived with his fiancé and was a registered voter of Payson. Following discussion regarding Mr. Helmer's residence, Ms. Bystricky commented that Mr. Helmer had answered the question and noted that if he was in violation of campaign laws then it would be investigated by the Attorney General's Office. Council Member Ferris asked it was a violation of campaign laws or voting laws. Ms. Bystricky replied it could be either one. Discussion ensued regarding campaign violations. Ms. Bystricky advised Council to vote on the Parks and Recreation amended motion first and recommended Council Member Underwood make a separate motion.

Vote: Motion failed 3 - 4

Yes: Council Member Chris Higgins, Council Member Steven Smith, and Council Member Barbara Underwood.

No: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, and Council Member Susan "Suzy" Tubbs-Avakian.

Motion: to approve to amend the motion, removing item L 15.

Moved by Council Member Barbara Underwood, seconded by Council Member Chris Higgins.

Vote: Motion failed 3 - 4

Yes: Council Member Chris Higgins, Council Member Steven Smith, and Council Member Barbara Underwood.

No: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, and Council Member Susan "Suzy" Tubbs-Avakian.

Council Member Underwood commented that she could not support the motion lumped together. Council Member Smith commented that having been advised to abstain if there were personal feelings involved then voting lumped together would affect his decision.

Vote: Motion carried 4 - 2

Yes: Mayor Thomas Morrissey, Vice-Mayor Janell Sterner, Council Member Jim Ferris, and Council Member Susan "Suzy" Tubbs-Avakian.

No: Council Member Chris Higgins, and Council Member Barbara Underwood.
Abstained: Council Member Steven Smith.

2. *Council pulled from the consent agenda, the appointment of Sharon King to the

Airport Commission, term to expire June 30, 2022.

3. *Council pulled from the consent agenda, the appointment of Jeffrey Aal to the Board of Adjustment, term to expire June 30, 2022.
4. *Council pulled from the consent agenda, the reappointment of Gary deSzendeffy to the Building Advisory Board, term to expire June 30, 2022.
5. *Council pulled from the consent agenda, the appointment of Darlene Younker to the Building Advisory Board, term to expire June 30, 2021.
6. *Council pulled from the consent agenda, the appointment of Kimberly Nichols to the Building Advisory Board, term to expire June 30, 2021.
7. *Council pulled from the consent agenda, the acceptance with regret, the resignation of Greg Friestad from the Green Valley Parkway Extension Mayor's Ad-Hoc Committee, and thanks for a job well done.
8. *Council pulled from the consent agenda, the appointment of Shannon Noe to the Industrial Development Authority, term to expire June 30, 2025.
9. *Council pulled from the consent agenda, the appointment of Jim Muhr to the Industrial Development Authority, term to expire June 30, 2025.
10. *Council pulled from the consent agenda, the appointment of Steven Otto to the Parks & Recreation Commission, term to expire June 30, 2022.
11. *Council pulled from the consent agenda, the appointment of Dave Golembewski to the Parks & Recreation Commission, term to expire June 30, 2022.
12. *Council pulled from the consent agenda, the reappointment of Kara Percell to the Payson Area Advisory Youth Council, term to expire June 30, 2022.
13. *Council pulled from the consent agenda, the appointment of Kenneth Woolcock to the Planning and Zoning Commission, term to expire June 30, 2020.
14. *Council pulled from the consent agenda, the appointment of Barbara Buntin to the Planning and Zoning Commission, term to expire June 30, 2022.
15. *Council pulled from the consent agenda, the appointment of Scott Helmer to the Planning and Zoning Commission, term to expire June 30, 2022.
16. *Council pulled from the consent agenda, to accept the reappointment of Dan Bramble to the Arizona Public Safety Personnel Retirement System Local Board, term to expire June 30, 2023 (election held by active members of the system and employed by the Payson Fire Department).
17. *Council pulled from the consent agenda, to accept the appointment of Jesse Castaneda to the Arizona Public Safety Personnel Retirement System Local Board, term to expire June 30, 2023 (election held by active members of the system and

employed by the Payson Police Department).

M. PUBLIC COMMENTS

Dave Golembewski stated that he had wanted to be on the Parks and Recreation Committee and supported the splashpad, bocci court, and pickleball courts. Mr. Golembewski wanted to keep the pool open and noted his experience with pool equipment. Mr. Golembewski indicated he would volunteer to direct traffic on July 4th and pick up trash after.

Darlene Younker commended the staff for putting extra money into the Public Safety Retirement System (PSPRS) and urged putting more into next year's budget to keep the time frame needed since that was the reason for the 0.88% Sales Tax emergency.

Scott Helmer apologized publically to Council Members Smith and Council Members Higgins for his previous comments. Mr. Helmer commented he did not like seeing what was happening to the Town and hoped the bitterness and division would end.

Paul Frommelt felt the Town was more focused on the procedures of Roberts Rules of Order than what they were trying to accomplish. Mr. Frommelt commented six members were elected to the Council and one was appointed. Mr. Frommelt remarked that Mayor Morrissey had stated he had reviewed the applications, but insinuated that the former Mayor had not and Council Member Smith was fortunate to be there. Council Member Smith called a point of order. Mayor Morrissey warned Mr. Frommelt to refrain from personal attacks.

Glenn Ross felt Mayor Morrissey was leading the Town down a good path. Mr. Ross supported firewising, but worried about untrained Officers. Mr. Ross recounted stories of problems with political signs and felt that a training program for Officers was needed.

Mayor Morrissey commented that the Council was passionate and disagreed, but found a way to work together. Mayor Morrissey stated it was an honor to be Mayor and congratulated all the appointees.

Council Member Smith noted the Council had approved the budget to pay for the splashpad, parks equipment, and fire engines at the budget meeting earlier and could work together on a lot of things.

ADJOURNMENT

Mayor Morrissey adjourned the meeting at approximately 7:00 p.m.

APPROVED:

_____ Date: _____

Thomas Morrissey, 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 27 of June, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this ____ day of _____, 2019.

Michelle Stanley, Senior Clerk