

**MINUTES  
EAGAR TOWN COUNCIL  
REGULAR MEETING  
22 W. 2<sup>nd</sup> St., Eagar, AZ  
February 3, 2009 – 7:00 P.M.**

Mayor Kim Holaway called the meeting to order and welcomed those present. Mayor Holaway stated that all council members are present. Mayor Holaway led the Pledge of Allegiance, and Dustin Sanders offered the invocation.

COUNCIL PRESENT:        Kim Holaway, Mayor  
                                 James Nelson, Jr., Vice-Mayor  
                                 Gary Finch  
                                 Dustin Sanders  
                                 Guy Phelps  
                                 Byron Smith

NEW APPOINTEE:        Steve Erhart

STAFF PRESENT:        Bill Greenwood, Town Manager  
                                 Bruce Ray, Director of Community Development  
                                 Katie Wood, Finance Administrator  
                                 Mike Hogan, Chief of Police  
                                 Howard Carlson, Fire Chief  
                                 Elwin Browning, Public Works Administrator  
                                 Doug Brown, Town Counsel  
                                 Eva Wilson, Town Clerk

**ITEM #5: REPORTS**

A. MAYOR

Mayor Kim Holaway reported that a Utilities Board meeting was held yesterday and that the Board has recommended two resolutions come before the Council for consideration.

A Joint Eagar and Springerville Council meeting will be held on Thursday, February 5, 2009 at 6:00 p.m. at the Springerville Council Chambers.

The agenda for tonight had been revised, adding item “H”.

B. COUNCIL

None

C. STAFF

None

**ITEM #6: OPEN CALL TO THE PUBLIC**

None

**ITEM #7: UNFINISHED BUSINESS**

A. CONSIDERATION OF APPOINTMENT OF A COUNCIL MEMBER FOR THE UNEXPIRED TERM OR NEXT REGULARLY SCHEDULED ELECTION AND TAKING OF OATH BY THE APPOINTEE

Councilor Dustin Sanders moved to appoint Steve Erhart to the vacant position on the council. There were no other nominations. Councilor Guy Phelps seconded; all were in favor, motion carried unanimously. 6-0

The oath of office was administered and taken by Mr. Erhart, and he took his seat on the council.

B. SPRINGERVILLE-EAGAR REGIONAL CHAMBER OF COMMERCE REPORT FROM EXECUTIVE DIRECTOR JENNIFER PROCHNOW

- The Safire will be holding the next mixer on Thursday, February 26, 2009.
- Nominations for Board members are being accepted at this time.
- Did not receive funding from the Rural Development Grant.
- Preparing for Chrome in the Dome to be held on April 17<sup>th</sup> & 18<sup>th</sup>.
- Will attend a Leadership Summit at Salt River Project, sponsored by Northland Pioneer College.
- Will attend the Joint Council meeting.

C. DISCUSSION AND CONSIDERATION OF ANY ACTION TO BE TAKEN ON LEGISLATIVE ISSUES

Finance Director Katie Wood notified the Council that there is a proposed bill that would allow the municipal courts to forfeit all monies that are now received by the towns and counties. The municipal courts would keep all monies from fines and penalties.

Mayor Holaway stated that the Safe School Grant could be in jeopardy. She will discuss these issues with the legislators when she attends Legislative Day next week.

**ITEM #8: NEW BUSINESS**

A. CONSIDERATION OF A "PARTNER UP, ARIZONA" PROCLAMATION SUPPORTING A DRUG-FREE AMERICA

Vice-Mayor James Nelson moved to support Proclamation "Partner Up, Arizona". Councilor Gary Finch seconded.

Discussion: Police Chief Mike Hogan, speaking on behalf of the Apache County Youth Council, stated that drug awareness is ongoing with anti-meth presentations to public bodies, and programs in schools. Councilor Byron Smith would like the town to participate in broadening drug-free awareness through this proclamation.

All were in favor of the motion, motion carried unanimously. 7-0

B. DISCUSSION AND CONSIDERATION OF THE ROUND VALLEY RODEO CLUB (RVRC) FEE FREE USE OF THE EAGAR ARENA FOR THE 2009 RODEO SEASON

Vice-Mayor James Nelson moved to grant the Round Valley Rodeo Club fee free use of the Eagar Arena for the 2009 rodeo season. Councilor Byron Smith seconded.

Discussion: Marilee McBride stated that the RVRC holds six jackpot events, as well as three rodeo events over the summer. Last year the RVRC recorded 150 children participated in the rodeo club events. The RVRC has been an active volunteer for Eagar Daze organizing and running the foot race events, and they plan to do so again this year. The RVRC also gives the Town twenty percent of its membership fees per season. The use of the arena lights will be minimal, and RVRC members work the arena on a tractor provided by the Town. Public Works Director Elwin Browning stated that the RVRC has always taken great care of the arena and facilities when they use them.

Vice-Mayor Nelson had investigated the cost to the Town to allow this activity, and determined other than minimal fuel cost for the tractor and lights, that the arena is not in great demand prohibiting the Town from generating revenue from its use.

All were in favor of the motion, motion carried unanimously. 7-0

C. DISCUSSION AND CONSIDERATION TO CONTINUE WITH PLANNING OF EAGAR DAZE 2009

It is highly recommended that Eagar Daze be held at the Eagar Event Center and Arena again this year. The RVRC has committed to help with the foot rodeo for Eagar Daze. There is not room for vendors to set up at Ramsey Park.

The event can be scaled back to cut expenditures. Employees working the event on Saturday usually trade out for another day off; or many employees donate their time to the event. It is suggested that expenditures towards awards and prizes be scaled back. It is hoped to hold Eagar Daze for under \$7000.

Vice-Mayor James Nelson stated that Eagar Daze is part of Eagar's heritage and that it should continue.

Councilor Gary Finch inquired whether the vendors make a negative impact on the Town's budget. To the contrary, vendors help pay for the event and offer the participants a variety of foods and information.

The logging event also pays for itself, and this is the most popular event for Eagar Daze.

The Council gave direction for staff to proceed with Eagar Daze planning meetings, and to remain sensitive toward the budget. It was suggested that the Town use more volunteers this year, to include sponsorships from businesses. One suggestion was to use local business gift certificates as prizes – the business can donate one, and the town can purchase one of equal value.

Mayor Holaway volunteered to give free tennis lessons.

D. DISCUSSION AND CONSIDERATION TO APPOINT JOHN UDALL TO THE PLANNING AND ZONING COMMISSION TO FINISH THE TERM THAT ENDS JANUARY 1, 2010

Councilor Gary Finch moved to appoint John Udall to the Planning and Zoning Commission. Councilor Dustin Sanders seconded; all were in favor, motion carried unanimously. 7-0

Mr. John Udall was present and he stated that he attended Arizona State University and graduated with a business degree. He worked in the construction industry in the Phoenix area over the past 20 years. He has since moved back home to Eagar. He had contacted Bruce Ray stating his interest in a position on the Planning and Zoning Commission if a position became available.

E. DISCUSSION AND CONSIDERATION OF RESOLUTION 2009-03 ADDING THE EAGAR PERSONNEL POLICY SECTION 21 ADOPTING A FRAUD POLICY FOR THE TOWN OF EAGAR

Vice-Mayor James Nelson moved to approve Resolution 2009-03 adding to the Eagar Personnel Policy Section 21 adopting a Fraud Policy with an amendment to the policy to read: “SECTION 21.9 – “ADMINISTRATION””: The Finance Director is responsible for the administration, revision, and interpretation of this policy.” Councilor Steve Erhart seconded.

Discussion: The Fraud Policy calls for an Audit Committee to be assembled for the purpose of investigations. Finance Administrator Katie Wood suggested that the Audit Committee consist of community members that have a strong background in finances such as a Certified Public Accountant.

All were in favor of the motion, motion carried unanimously. 7-0

F. DISCUSSION AND CONSIDERATION OF RESOLUTION 2009-04 AMENDING THE TOWN CODE BY REVISING TITLE 2, SECTION 2.04.070(A), PAID HOLIDAYS

Vice-Mayor James Nelson moved to approve Resolution 2009-04 amending the Town Code by revising Title 2, Section 2.04.070(A), Paid Holidays. Councilor Byron Smith seconded; all were in favor, motion carried. 7-0

G. DISCUSSION AND FIRST READING OF ORDINANCE 2009-01 AMENDING THE TOWN CODE BY REVISING TITLE 2, SECTION 2.04.070(A) – REGULAR MEETINGS

This ordinance will require the Town to hold its regular council meetings on the first and third Tuesday of the month, instead of the first and second Tuesday of the month.

H. DISCUSSION AND CONSIDERATION OF RESOLUTION 2009-06 APPROVING BANK OF THE WEST FINANCING OF RAMSEY PARK FOR THE OUTRIGHT PURCHASE OF 216 EAST 2<sup>ND</sup> AVENUE (PULSIPHER PROPERTY) FOR THE EAGAR SPORTS COMPLEX

Ms. Wood stated that the proposed loan is a ten-year amortization with 5.25 percent interest.

Vice-Mayor James Nelson moved to approve Resolution 2009-06 approving Bank of the West financing of Ramsey Park for the outright purchase of 216 East 2<sup>nd</sup> Avenue (Pulsipher Property) for the Eagar Sports Complex. Councilor Dustin Sanders seconded.

Discussion: Councilor Gary Finch asked whether the fire department buildings were encumbered as collateral for the loan. Community Development Director Bruce Ray stated that Ramsey Park is made up of five parcels and he believes that the fire department straddles two parcels. To exclude the fire department from encumbrances, would involve a survey and appraisal that could cost in excess of \$4500. Ms. Wood stated that the Ramsey Park property is third in line as collateral after State Shared Revenues first and sales tax revenues second.

Mr. Greenwood stated that the Town will try to prompt Bank of the West to complete the loan by February 13<sup>th</sup>. State Parks must have notice of the loan by that date or the grant will be forfeited. Two checks have been produced to show Arizona State Parks that movement on the project is moving forward.

All were in favor of the motion, motion carried unanimously. 7-0

**ITEM #9: SIGNING OF DOCUMENTS**

Signed “Partner Up, Arizona” Proclamation; signed Resolutions 2009-03, 2009-04, and 2009-06.

**ITEM #10: ADJOURNMENT**

Councilor Gary Finch moved to adjourn the meeting at 8:30 PM. Seconded by Councilor Dustin Sanders; all were in favor, meeting adjourned.

Attest: \_\_\_\_\_

Mayor: \_\_\_\_\_

Vice-Mayor \_\_\_\_\_

Council Regular Session  
February 3, 2009

Council: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**CERTIFICATION OF COUNCIL MINUTES**

I hereby certify that the foregoing minutes are true and correct copy of the minutes of the regular session of the Town of Eagar, Arizona held on February 3, 2009. I further certify that the meeting was duly called and held and that a quorum was present.

\_\_\_\_\_  
Eva M. Wilson, Town Clerk