

**MINUTES
EAGAR TOWN COUNCIL
REGULAR MEETING
22 W. 2nd St., Eagar, AZ
April 21, 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 Gary Finch offered the invocation.

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

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

ITEM #5: REPORTS

A. MAYOR

Mayor Kim Holaway reminded attendees of the Round Valley Round Up, an Eagar and Springerville joint tourism event to be held Memorial Weekend. Most of the events are free to the public with the exception of an entry fee for the fishing tournament, BBQ dinner (tickets three and six dollars), and a pancake breakfast that is a charity fundraising event by the Eagar Fire Department.

B. COUNCIL

Councilor Guy Phelps reported that he attended the Special Olympics last week, and he wants to extend his appreciation to Chief Mike Hogan for his enthusiasm for this event.

Councilor Byron Smith attended the Chrome in the Dome event on behalf of the Mayor and he presented the Mayor's Choice Award.

C. STAFF

Town Manager Bill Greenwood gave an update on the American Recovery and Reinvestment Act (ARRA) funding. Preliminary reports have indicated that the Main Street repaving project from the Eagar traffic light, to the Springerville traffic light will be approved by Arizona Department of Transportation (ADOT).

Police Chief Mike Hogan reported that the police department is down on manpower due to an injury and illness of two police officers.

Chief Hogan reported on the animal control statistic for 2008. During 2006 a single animal control officer was averaging 5 calls per day. Later when there was two animal control officers, they were averaging 7.5 calls per day. The department is back to one animal control officer. This one officer works seven days a week, as he has to feed and care for the animals on his "days off". Several hours a week are also dedicated to the animal control officer traveling to St. Johns to dispose of dead animals.

Chief Hogan also reported that in the Arizona Municipal Risk Retention Pool (AMRRP) newsletter of this month, there was a report on driver distractions. There were several types of distractions that reportedly cause vehicular accidents. The Arizona Legislature is considering a law that will regulate cell phone use while driving.

ITEM #6: OPEN CALL TO THE PUBLIC

Mr. Clay Finch addressed the Council and informed them of his experiences with the Housing Grant Department. Mr. Finch feels that the department has been deceitful in the bid process, and has made the entire bidding process difficult for him. He also stated that the bid sheets are full of inconsistencies and are contrary to the Housing Grant Guidelines and Town of Eagar Building Codes. He feels that this department "makes up the rules as they go."

Mayor Holaway directed Mr. Greenwood to meet with Mr. Finch on this matter.

Ms. Sandy Curtis addressed the Council and she urged them to avoid the laying off of police, fire and water department employees.

ITEM #7: CONSENT AGENDA

APPROVAL OF MINUTES OF THE JOINT COUNCIL MEETINGS HELD MARCH 2009

APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETINGS HELD MARCH 2009

APPROVAL OF MARCH 2009: BANK TRANSMITTALS 1-25, BANK OF THE WEST CHECKS WRITTEN FROM 13060-13068, NATIONAL BANK OF AZ CHECKS WRITTEN FROM 25890-26052, PAYROLL DIRECT DEPOSIT VOUCHERS 3120901-3260938, COMMUNITY FIRST CREDIT CARD PURCHASES

APPROVAL OF RESOLUTION 2009-13 AUTHORIZING A PROCLAMATION FOR FAIR HOUSING MONTH

APPROVAL OF DECLARING A PROCLAMATION FOR FAIR HOUSING MONTH

Vice-Mayor James Nelson moved to approve the Consent Agenda as presented. Councilor Steve Erhart seconded.

Councilor Gary Finch was opposed to the authorization of Resolution 2009-13 and declaration of a proclamation for Fair Housing Month, as this constitutes more federal government requirements placed on municipalities.

Six members of the council were in favor of the motion, Councilor Finch opposed, motion carried. 6-1

ITEM #8: UNFINISHED BUSINESS

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

Ms. Prochnow reported:

- Over 500 visitors for March
- Met with Governor Brewer on March 10th
- Attended grant workshop on April 3rd
- Chrome in the Dome had a good turnout – may have to hold next years event in April again due to the dome remodeling
- Round Valley Round Up posted on Chamber website
- Handed out Round Valley Round Up flyers at Chrome in the Dome
- Intends to update the business directory
- May Mixer at MySynergy UPS on May 21st

B. DISCUSSION AND CONSIDERATION OF THE MONTHLY FINANCIAL REPORT / STATUS OF FISCAL YEAR 2008/2009 BUDGET, AND THE TOWN'S SALES TAX REVENUE REPORT

In summary, the Town is currently holding \$139,629 in accounts payable checks to vendors; the Town currently owes \$184,596 to the User Fee, Impact Fee, or bond savings account; and the Town is holding \$410,587 in accounts payable for grants. There are adjustments to water and sewer expenditure activities as these expenditures were formerly in capital improvements.

Members of the Council agreed that the Town's accounts payable must be paid up to date. They were adamant that the General Fund is not to be used to subsidize any of the grant programs, and that all grant funding is to be applied for immediately. It was also directed that all unnecessary spending be stopped. The Council wants to have a balanced budget at the end

of the fiscal year so that next fiscal year the Town can start with a clean slate. To do this, employees may have to take furloughs. Councilor Dustin Sanders is concerned on how the Town is going to pay back the Facilities Fund in the amount of \$350,000.

Mr. Greenwood stated that the Town is expecting revenues from historical increased water sales for the months of April, May, and June, reimbursements from several grants, and if employees were to take a two-day furlough (\$25,000), \$159,000 could be saved and/or generated. Mr. Greenwood reported that an employee has resigned and her last day will be April 30th. The Grassy Street project was performed with funds from the Users Fees instead of from a drawn down on the WIFA loan as had originally been planned. Mr. Greenwood stated that there are many variables and “what ifs” for the remainder of the fiscal year. The Town is also awaiting a possible water line project that the Forest Service would like to grant the Town. If this grant were awarded, the Forest Service would like the project to begin in May 2009.

Mr. Greenwood reported that the sales tax report shows that sales for the month is \$5000 down compared to last year, however yearly sales are still \$64,000 above last year’s sales.

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

None

D. DISCUSSION, CONSIDERATION, AND SECOND READING OF ORDINANCE 2009-02, AMENDING THE ZONING MAP BY CHANGING THE ZONING OF PARCELS 104-17-007B, 104-17-008, 104-17-011, AND 104-20-001A FROM AR-20 AND AG TO C-1 AND AR-43 AS REQUESTED BY GORDON ROBINSON

Vice-Mayor James Nelson moved to approve Ordinance 2009-02, amending the zoning map by changing the zoning of Parcels 104-17-007B, 104-17-008, 104-17-011, and 104-20-001A from AR-20 and AG to C-1 and AR-43 as requested by Gordon Robinson. Councilor Dustin Sanders seconded; all were in favor, motion carried unanimously. 7-0

ITEM #9: NEW BUSINESS

A. DISCUSSION AND CONSIDERATION TO CONTINUE THE FLEXIBLE SPENDING ACCOUNT CONTRIBUTION TO THOSE EMPLOYEES THAT DO NOT OPT TO BE INSURED BY THE TOWN MEDICAL INSURANCE, NOT TO EXCEED \$3000 PER EMPLOYEE

Councilor Steve Erhart moved to continue the Flexible Spending Account contribution to those employees that do not opt to be insured by the town medical insurance, not to exceed \$3000 per employee. Councilor Dustin Sanders seconded; all were in favor, motion carried unanimously. 7-0

B. DISCUSSION AND CONSIDERATION OF THE DEPENDENT PREMIUM RATE THAT THE TOWN WILL COVER FOR DEPENDENT HEALTH, DENTAL, VISION COVERAGE

Councilor Dustin Sanders moved to approve a 70/30% split for a dependent premium rate that the Town will cover for dependent health, dental and vision coverage. Councilor Byron Smith seconded; all were in favor, motion carried unanimously. 7-0

C. DISCUSSION AND CONSIDERATION OF DECLARING A PROCLAMATION FOR THE 2010 CENSUS

Ms. Gail Sadler had a PowerPoint presentation regarding the importance of getting our citizens to voluntarily submit their 2010 Census information. By making the count more complete, the local governments will see a bigger revenue share.

Vice-Mayor James Nelson moved to declare a proclamation for the 2010 Census. Councilor Gary Finch seconded; all were in favor, motion carried unanimously. 7-0

D. DISCUSSION AND CONSIDERATION OF A 2010 CENSUS PARTNERSHIP AGREEMENT

When the Town becomes a partner of the 2010 Census, the Town will be allowed to use the 2010 Census logo and posters to get the word out.

Councilor Dustin Sanders moved to approve a 2010 Census Partnership Agreement. Councilor Byron Smith seconded; all were in favor, motion carried unanimously. 7-0

E. DISCUSSION AND CONSIDERATION OF A "COMPLETE COUNT COMMITTEE" AND TO APPOINTMENT A LIAISON FOR 2010 CENSUS

Bruce Ray has, to date, been in contact with Ms. Sadler and the Council would like Mr. Ray to continue to be the Town's liaison. The Town of Springerville is also interested in participating and it was suggested that Eagar and Springerville form a "Complete Count Committee" together.

F. DISCUSSION AND CONSIDERATION OF CONTRIBUTIONS FOR THE SPRINGERVILLE-EAGAR REGIONAL CHAMBER OF COMMERCE FOR FISCAL YEAR 2009-10

The Springerville-Eagar Regional Chamber of Commerce is asking for the same amount of funding that it received last fiscal year, \$12,500.

G. DISCUSSION AND CONSIDERATION OF CONTRIBUTIONS FOR THE ROUND VALLEY SENIOR CENTER FOR FISCAL YEAR 2009-10

The Round Valley Senior Center is asking for at least the same funding as it received last year in the amount of \$25,000. However, if the Center does not receive ARRA funding, Ms. Pinckard may be back to ask for the contribution amount to be increased. The Senior Center is also eligible for the tax credit program for those interested in making this type of contribution.

H. DISCUSSION AND CONSIDERATION OF RESOLUTION 2009-14 APPROVING THE SUBMISSION FOR THE 2009 COPS HIRING RECOVERY PROGRAM

Vice-Mayor James Nelson moved to authorize Resolution 2009-14 authorizing the submission for the 2009 COPS Hiring Recovery Program. Councilor Byron Smith seconded.

Discussion: Chief Hogan explained that if the School Resource Officer (SRO) Grant does not get awarded, this COPS grant could pay for the officer's position, (without the SRO Grant the officer would be laid off.) The Town can apply for the grant; however, the Town does not have to accept the award.

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

I. DISCUSSION AND CONSIDERATION OF DECLARING A PROCLAMATION FOR SILVER STAR BANNER DAY

Silver Star Day proclaims to remember and honor the wounded and ill of our Armed Forces.

Vice-Mayor James Nelson moved to declare a proclamation for Silver Star Banner Day. Councilor Dustin Sanders seconded; all were in favor, motion carried unanimously. 7-0

ITEM #10: SIGNING OF DOCUMENTS

Signed the Minutes of March 2009; signed Resolutions 2009-13 and 2009-14, signed Ordinance 2009-02; signed Fair Housing Month Proclamation, 2010 Census Proclamation, and the Silver Star Banner Day Proclamation; signed the 2010 Census Partnership Agreement.

ITEM #11: ADJOURNMENT

Councilor Steve Erhart moved to adjourn the meeting at 9:50 PM. Seconded by Vice-Mayor James Nelson; all were in favor, meeting adjourned.

Attest: _____

Mayor: _____

Vice-Mayor _____

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 April 21, 2009. I further certify that the meeting was duly called and held and that a quorum was present.

Eva M. Wilson, Town Clerk