

**MINUTES  
EAGAR TOWN COUNCIL  
REGULAR MEETING  
22 W. 2<sup>nd</sup> St., Eagar, AZ  
February 2, 2016 - 7:00 P.M.**

Mayor Bryce Hamblin called the Regular Council Meeting to order and welcomed those present. Mayor Hamblin stated that all Councilmembers are present. Mayor Hamblin led the Pledge of Allegiance and Allen Browning offered the invocation.

COUNCIL PRESENT: Bryce Hamblin, Mayor  
James Nelson, Jr., Vice Mayor  
Debra Seeley  
Steve Erhart  
Allen Browning  
Winslow McNeill  
John O. Phelps

STAFF PRESENT: Tami Ryall, Town Manager  
Bruce Ray, Public Works Director  
Katie Brady, Finance Manager  
Eva Wilson, Town Clerk  
Frank Adams, Fire Chief  
Mike Sweetser, Interim Police Chief  
Jeremiah Lloyd, Community Development Administrator  
Doug Brown, Town Attorney

**ITEM #5: SUMMARY OF CURRENT EVENTS**

A. MAYOR

None.

B. COUNCIL

Councilor Debra Seeley reported that she attended the Regional Trail Committee meeting and encouraged others to attend these meetings as they are interesting and informative. The Paiute Trail in Utah is similar to the direction the Committee is following.

C. STAFF

Town Manager Tami Ryall advised the Council of the following:

- The Council Chambers and adjoining side room have been freshly painted.
- The Town is participating with the Library in the Art Loan Program for rotation, after the Round Valley Library, to display local artist's creations.

- Regional Geocaching Event timeframe has been set for fall 2016 with the culmination to be held at the Round Valley Dome.
- The Town has received notification that the Worker's Compensation rates for 2016 will decrease; a big accomplishment on the part of the Eagar Safety Committee and employee efforts.
- Cupcakes are available for all tonight in recognition of Mayor Hamblin's birthday.

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

None.

#### **ITEM #7: PRESENTATIONS**

##### **A. PRESENTATION OF CITIZEN COMMENDATIONS FOR UNWAVERING WILLINGNESS AND BRAVERY IN ASSISTING FELLOW CITIZENS**

Fire Chief Frank Adams stated that on the night of January 1, 2016, a house fire was reported at the 700 block of North Main Street in Eagar. Two children and a dog were trapped inside the home. Two community members stopped and provided assistance in getting everyone out of the house. The two community members, Brian Rolph and Michael Whitmore, risked their lives to enter a building full of smoke to find the two children and dog. It is because of their selfless actions that a child and the dog were rescued.

At this time the Fire Department would like to present to Brian Rolph and Michael Whitmore a Life Saving Award for their actions that night. *"In recognition of your selfless actions on the night of January 1, 2016, placed in a dangerous situation you were able to save the life of a child, and your actions will always be remembered."*

##### **B. PRESENTATION OF THE SAFEGUARD AND SERVE WITH HONOR AND VALOR AWARDS**

Interim Police Chief Michael Sweetser would like to present the Safeguard and Serve with Honor and Valor Award for the 4<sup>th</sup> quarter of 2015 for the handling of the tragic officer involved shooting on November 25, 2015.

Eagar Police Officer Steven Jones was the Acting Sergeant at that time and responded to the scene immediately assisting the officers involved with the subject who had been shot and then secured the scene to ensure the integrity of the scene for investigation.

Upon being notified of the situation Interim Chief Michael Sweetser was unable to readily respond to the area as he was six hours away. He contacted Chief Dan Brown and requested his assistance from St. Johns Police Department. Chief Brown immediately responded and alleviated some of the duties Officer Jones was trying to work. In doing this, the

investigation of the incident was conducted timely and efficiently by the outer agencies conducting the investigation.

The Safeguard and Serve with Honor and Valor Award is presented to Officer Steve Jones and Chief Dan Brown for their efforts put forth to ensure that the incident was handled properly and professionally.

**C. UPDATE FROM SALT RIVER PROJECT REGARDING THE REGIONAL HAZE RULE**

Dan Bevier, Plant Manager for the Coronado Generating Station in St. Johns, stated that his associates would be giving an updated status of the efforts to comply with the Environmental Protection Agency's (EPA) Regional Haze Federal Implementation Plan (FIP). He introduced Jason Baran, Manager of Public Relations.

Mr. Baran stated that the 2012 EPA Regional Haze FIP has generated activity at coal-fired generation power plants over the last few years and there will be additional activity occurring in the next couple of years as Salt River Project (SRP) moves toward hurdling the various EPA regulations. The Coronado Generating Station is a significant resource to Apache County; it's an important resource to SRP on a generating aspect and within their electrical system. Therefore, they have been expending a lot of effort to ensure a long life for that facility: its productivity for SRP, and that it remains a great asset for these communities.

In the past few years SRP has spent approximately \$500 million on emissions control. In 2012 the new regional haze rule came along and another round of emissions control was implemented on Unit 1 for approximately \$100 million. During these events the Clean Power Plan surfaced which initially would have closed down all the coal-generation assets in the State of Arizona. With some push back the original plan has changed significantly in favor of coal generated power. However, compliance is still a challenge and SRP is working on a two or three year process to develop a plan for a workable solution. There is still considerable uncertainty how the plan will affect SRP within the timing. SRP will be proposing an alternative to the EPA and the State Department of Environmental Quality (DEQ) to push off the decision about regional haze, and clarify how the coal power plants work, in hopes of preserving the employment and tax base through the local facility. SRP will annually work on a short period of curtailment. Unit 2 which is under a consent decree will continue to operate normally. During the winter time Unit 1 will undergo planned maintenance and upgrade activities.

This plan will meet the demand by the EPA while preserving the appointed implications. In next few months SRP will be filing for permits and applications to EPA and DEQ to revise the state implementation plan to accept the proposed operating procedure towards alignment of the various rules that are going forward. Public engagement is planned for this process in Apache County.

Councilor Steve Erhart asked how far out the decision will be placed. Mr. Baran stated the proposed actions by SRP are intending to delay decisions until 2026. SRP expects 2018 for a

final state plan moving forward and anticipates a sense for the path before then with resource and compliance considerations. Mechanisms installed by 2029.

Councilor Winslow McNeill asked if there is a website or resource available to the public to access accurate information regarding this issue. In reply there is not an active resource for this information, but Mr. Baran will give his contact information to the Council for any questions or concerns. Mr. Bevier will be a source of information for the Council as well.

**D. PRESENTATION FOR BEAUTIFICATION OF BUTLER 2<sup>ND</sup> – 5<sup>TH</sup> AVENUES**

Dr. Scott Hamblin's PowerPoint presented the proposal of The Elks Trail: Path to Wellness, a project proposed by the Community Wellness Coalition. The Coalition has been active since 2008 made up of interested healthcare providers, and community residents and businesses with a vision to be recognized as a model community for fitness and wellness in Arizona. In the past the Coalition has partnered with many organizations and agencies that have been involved in prior projects such as the community garden, exercise programs in the schools, and purchase of exercise balls for classrooms.

Photos were displayed showing the proposal to beautify the right-of-way on Butler Street between 2<sup>nd</sup> and 5<sup>th</sup> Avenues. One showed trees, shrubbery and grass, while the other showed trees, shrubbery and gravel. The paved Elk Trail accesses schools and Ramsey Park and has the potential to be widely used by children and families. The Elk Trail can become a path of wellness as it becomes a more desirable place for foot traffic, families can become more fit. The Coalition would like to provide a unified vision with the Family Values Coalition and Wellness Coalition to partner with the Town of Eagar in a project to plant and maintain trees and shrubs along the Elk Trail right-of-way. The proposal includes inviting families, individuals, school clubs and other organizations to purchase and plant a tree according to a pre-determined master plan approved by the Town of Eagar and the Coalition.

Recognizing the need for sustainability the Coalition is asking the Town's cooperation in establishing an irrigation system and maintenance plan to include:

- Provide water;
- Install water system;
- Maintain the water system and plantings;

The Coalition is asking the Council to consider this proposal and to give the Coalition direction by March to make the necessary arrangements for fundraising and tree adoption programs.

Mayor Hamblin asked Town Manager Ryall when the next tree grant would be available and if it includes irrigation. It was determined grants can be available in the next few months and the grants are only for the purchase of trees. Mayor Hamblin advised Dr. Hamblin that this issue could be discussed at a Council Planning Session taking place on February 5, 2016.

**E. UPDATE ON A PROPOSED VETERAN MONUMENT**

Will not present tonight.

**F. PRESENTATION OF THE EAGAR FIRE DEPARTMENT ANNUAL REPORT**

Fire Chief Adams highlighted activities from 2015:

- Burn permits issued, 281
- Responded to calls, 250
- Medical assists, 66
- General service calls, including community services, 71
- Mutual aid responses, 12
- Value of property loss, \$129,000
- Value of property saved, \$633,230

The fire department assisted with nine wildfire assignments with revenues of \$126,125, and five assignments turned down due to lack of manpower.

The department is fortunate to have extensive experience on the department with Mike Norman receiving a 30-year award last year and other member such as Pat Beard with 29 years, Mary Nuttall with 23 years, and Albert Pena at 20 years this year. There is also consistency and experience with the newer members increasing their years of service as well.

The Fire Department was an active participant in the area's events and activities by participating in parades, 4<sup>th</sup> of July activities, and Eagar Days which are highlights of their service to the community.

One of the most notable achievements of the Fire Department was to undergo an evaluation for ISO Rating, which is related to homeowners insurance premiums, receiving a score of 4-4Y from a 5-8B. The change in the ISO Rating will not change much in what citizens pay for insurance but it will help keep insurance premiums low. An ISO Rating of 10 makes it difficult to obtain insurance while a four is really good, there are few department's with a rating of one which is the best score possible.

The department will continue with community activities on all levels and continue with fire prevention efforts; social media will also be used more extensively. The Fire Department will continue to seek grants to supplement the budget and purchase equipment.

**ITEM #8: CONSENT AGENDA**

**A. APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETING(S) HELD  
JANUARY 2016**

- B. APPROVAL OF DECEMBER 2015 NATIONAL BANK OF ARIZONA TRANSMITTALS, CHECKS WRITTEN, PAYROLL DIRECT DEPOSIT VOUCHERS, AND CREDIT CARD PURCHASES
- C. ACCEPTANCE OF DECEMBER 2015 FINANCIAL REPORT AND SALES TAX REPORT
- D. APPROVAL OF RESOLUTION 2016-01 ADOPTING THE SECURITY BENEFIT 457 DEFINED CONTRIBUTION PLAN IN COMPLIANCE WITH THE INTERNAL REVENUE SERVICE REGULATIONS
- E. APPROVAL OF RESOLUTION 2016-02 ADOPTING THE ICMA-RC 457 DEFINED CONTRIBUTION PLAN IN COMPLIANCE WITH THE INTERNAL REVENUE SERVICE REGULATIONS
- F. APPROVAL TO ALLOW FOR THE SOLICITATION OF BIDS FOR A CHIP SEAL PROJECT OF JUNIPER STREET NOT TO EXCEED \$35,000 AND TO ALLOW THE TOWN OF EAGAR TO ENTER INTO A CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER
- G. APPROVAL TO REENTER INTO A LEASE AGREEMENT WITH THE BOYS AND GIRLS CLUB OF ROUND VALLEY FOR THE TOWN FACILITY AT 216 EAST 2<sup>ND</sup> AVENUE, EAGAR
- H. ACCEPTANCE OF THE 2016 CALENDAR OF REGULAR EAGAR COUNCIL MEETINGS

Mayor Bryce Hamblin would like to remove Item G from the Consent Agenda.

Councilor Steve Erhart moved to approve the Consent Agenda with the exception of Item G. Councilor Winslow McNeill seconded; all were in favor, motion carried unanimously. 7-0

DISCUSSION AND CONSIDERATION OF:

- G. APPROVAL TO REENTER INTO A LEASE AGREEMENT WITH THE BOYS AND GIRLS CLUB OF ROUND VALLEY FOR THE TOWN FACILITY AT 216 EAST 2<sup>ND</sup> AVENUE, EAGAR

Mayor Hamblin requested three changes to the Lease Agreement: Paragraph 1 striking the last sentence; Paragraph 4 Section C adding “based on inability to pay” referring to the scholarship program in the last sentence; and Paragraph 5 Section C striking the last sentence.

Vice-Mayor James Nelson, Jr. moved to reenter into a Lease Agreement with the Boys and Girls of Round Valley for the town facility at 216 East 2<sup>nd</sup> Avenue with the noted changes. Councilor Steve Erhart seconded; all were in favor, motion carried unanimously. 7-0

**ITEM # 9: UNFINISHED BUSINESS**

None.

**ITEM #10: NEW BUSINESS**

A. DISCUSSION, CONSIDERATION, AND FIRST READING OF ORDINANCE 2016-01 AMENDING THE EAGAR TOWN CODE TITLE 18 – GENERAL PROVISIONS REFERRING TO MANUFACTURED HOUSING PLACEMENT

Community Development Administrator Jerimiah Loyd advised the Council that the Planning and Zoning Commission has recommended changes to the Municipal Code Title 18. This change removes the concrete pad for manufactured homes which was peculiar to Eagar's code. The Office of Manufactured Housing requires that concrete pads have an engineered plan for other than preset manufactured homes; by the Town requiring the concrete pads, it would require engineering, doubling costs.

The Planning and Zoning Commission also recommends changing the code to four-inch eaves from six-inch eaves as manufactured homes are installed with four-inch eaves.

An additional change is strike the definition of the finished floor as the current language relates to manufactured homes resisting floatation that are set in coastal areas.

**ITEM #11: EXECUTIVE SESSION**

A. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A7 DISCUSSION OR CONSULTATION WITH DESIGNATED REPRESENTATIVES OF THE PUBLIC BODY IN ORDER TO CONSIDER ITS POSITION AND INSTRUCT ITS REPRESENTATIVES REGARDING NEGOTIATIONS FOR THE PURCHASE, SALE OR LEASE OF REAL PROPERTY – 578 NORTH MAIN STREET, EAGAR, AZ

Vice-Mayor James Nelson, Jr. moved to enter into Executive Session. Councilor Steve Erhart seconded; all were in favor, motion carried unanimously. 7-0

RECONVENE INTO REGULAR SESSION

B. DISCUSSION AND CONSIDERATION TO ENTER INTO NEGOTIATIONS FOR THE SALE OR LEASE OF REAL PROPERTY AT 578 NORTH MAIN STREET, EAGAR, AZ

Mayor Bryce Hamblin moved to reconvene into Regular Session [at 7:58 p.m.] Councilor John Phelps seconded; all were in favor, motion carried unanimously. 7-0

No action was taken.

**ITEM #12: SIGNING OF DOCUMENTS**

Necessary signatures were obtained for the Minutes of January 2016; the December 2015 Financial Pages; Resolutions 2016-01 and 2016-02; and Boys and Girls Club Lease Agreement (with noted changes).

**ITEM #13: ADJOURNMENT**

Councilor Winslow McNeill moved to adjourn the meeting [at 7:58 p.m.] Councilor Steve Erhart seconded; all were in favor, motion carried unanimously. 7-0

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

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

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

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

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CERTIFICATION OF COUNCIL MINUTES

I hereby certify that the foregoing minutes is a true and correct copy of the minutes of the Regular Council Meeting of the Town of Eagar, Arizona held on February 2, 2016. I further certify that the meeting was duly called and held and that a quorum was present.

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