

**LEGAL ACTIONS
EAGAR TOWN COUNCIL
REGULAR MEETING
22 W. 2nd St., Eagar, AZ
November 1, 2016 - 7:00 P.M.**

ITEM #7: EXECUTIVE SESSION

- A. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A3 – DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OR ATTORNEYS OF THE PUBLIC BODY – TOWN MANAGER CONTRACT

EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A4. - DISCUSSION OR CONSULTATION WITH THE ATTORNEYS OF THE PUBLIC BODY IN ORDER TO CONSIDER ITS POSITION AND INSTRUCT ITS ATTORNEYS REGARDING THE PUBLIC BODY'S POSITION REGARDING CONTRACTS THAT ARE THE SUBJECT OF NEGOTIATIONS, IN PENDING OR CONTEMPLATED LITIGATION OR IN SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION – TOWN MANAGER CONTRACT; PROSPECTIVE TOWN MANAGER CONTRACT

Councilor Winslow McNeill moved to adjourn into Executive Session [at 7:08 p.m.]
Councilor Allen Browning seconded; all were in favor, motion carried unanimously. 7-0

RECONVENE INTO REGULAR SESSION

Councilor Winslow McNeill moved to reconvene into Regular Session [at 7:35 p.m.]
Councilor Steve Erhart seconded; all were in favor, motion carried unanimously. 7-0

ITEM #9: CONSENT AGENDA

- A. APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETING(S) HELD OCTOBER 2016
- B. APPROVAL OF AUGUST AND SEPTEMBER 2016 NATIONAL BANK OF ARIZONA TRANSMITTALS, CHECKS WRITTEN, PAYROLL DIRECT DEPOSIT VOUCHERS, AND CREDIT CARD PURCHASES
- C. ACCEPTANCE OF SEPTEMBER 2016 FINANCIAL REPORT AND SALES TAX REPORT
- D. AUTHORIZATION TO CONFIRM THE UNDERSTANDING OF THE SERVICES PROVIDED THE TOWN OF EAGAR BY HINTON BURDICK FOR THE YEAR ENDED JUNE 30, 2016 AUDIT
- E. AUTHORIZATION TO ENTER INTO CONTRACTS WITH TETRA TECH INC., AND IRONSIDE ENGINEERING AND DEVELOPMENT INC. AS THE TOWN OF EAGAR'S ON CALL ENGINEERING SERVICES AS NEEDED ON A ROTATING BASIS

- F. APPROVAL TO ADOPT RESOLUTION 2016-15 AUTHORIZING A NO PARKING ZONE ON NORTH BUTLER STREET BETWEEN 5TH AND 6TH AVENUES FROM 7:00 AM THROUGH 4:00 PM ON SCHOOL DAYS
- G. APPROVAL OF APPLICANT APPOINTMENTS TO THE EAGAR MUNICIPAL PROPERTY CORPORATION, PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM LOCAL BOARD, AND PLANNING AND ZONING COMMISSION
- H. APPROVAL TO ADOPT RESOLUTION 2016-18 DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE EAGAR TOWN CLERK AND ENTITLED "ORDINANCE 2016-06"
- I. APPROVAL TO ALLOW THE TOWN OF EAGAR TO ACCEPT THE LOWEST RESPONSIBLE QUOTE FOR REPAIRS TO THE ROOF AT THE EAGAR MUNICIPAL PROPERTY KNOWN AS BASHAS' STORE NOT TO EXCEED \$20,000 00

Mayor Bryce Hamblin asked that Item G of the Consent Agenda be tabled to a later date.

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

ITEM #10: UNFINISHED BUSINESS

- A. CONSIDERATION TO ENTER INTO A SEPARATION AGREEMENT WITH TAMI RYALL

Vice-Mayor James Nelson, Jr. moved to enter into a separation agreement with Tami Ryall as discussed and provided by the attorney Steve Coleman. Councilor Allen Browning seconded; all were in favor, motion carried unanimously. 7-0

- B. DISCUSSION, CONSIDERATION AND SECOND READING OF ORDINANCE 2016-06 AMENDING THE EAGAR TOWN CODE TITLE 13.60 – CEMETERY

Vice-Mayor James Nelson, Jr. moved to approve Ordinance 2016-06 amending the Eagar Town Code Title 13.60, Cemetery. Councilor Winslow McNeill seconded; all were in favor, motion carried unanimously. 7-0

ITEM #11: NEW BUSINESS

- A. AUTHORIZATION TO ADOPT RESOLUTION 2016-19 ALLOWING TO BE PLACED, SIGHT AND HEARING IMPAIRED CHILD AT PLAY SIGNS, AT SOUTH BUTLER STREET AT APPROXIMATELY 2ND AND 3RD STREETS, AND EAST 2ND STREET BETWEEN BUTLER AND EAGAR STREETS

Vice-Mayor James Nelson, Jr. moved to adopt Resolution 2016-19 allowing to be placed sight and hearing impaired child at play signs, at south Butler Street at approximately 2nd and 3rd Streets, and east 2nd Street between Butler and Eagar Streets. Councilor Allen Browning seconded; all were in favor, motion carried unanimously. 7-0

B. DISCUSSION AND CONSIDERATION TO OPEN TO ADVERTISEMENT THE TOWN MANAGER POSITON AND SETTING A SALARY RANGE

Councilor Winslow McNeill moved to advertise for the Town Manager position as instructed in Executive Session with Town Clerk Eva Wilson. Councilor Debra Seeley seconded; all were in favor, motion carried unanimously. 7-0

C. DISCUSSION AND CONSIDERATION FROM COUNCIL IN REFERENCE TO TOW COMPANY USE FOR 30-DAY AND EVIDENTIARY VEHICLE IMPOUNDS

Councilor Steve Erhart moved to change policy to allow the tow companies to provide the impounding unless needed for evidence. Councilor Allen Browning seconded; all were in favor, motion carried unanimously. 7-0

D. INTRODUCTION AND DISCUSSION OF PROPOSED TOWN OF EAGAR PERSONNEL RULES AND REGULATIONS, AND GUIDELINES

Mayor Bryce Hamblin asked that this Item 11, D. be tabled until December.

ITEM #12: SIGNING OF DOCUMENTS

Necessary signatures were obtained for the Minutes of October 2016; Financial Statements for August and September 2016; Understanding of Services with Hinton Burdick; Resolutions 2016-15, 2016-18, and 2016-19; and Ordinance 2016-06.

ITEM #13: ADJOURNMENT

Councilor Winslow McNeill moved to adjourn the meeting [at 8:00 p.m.] Councilor Allen Browning seconded; all were in favor, motion carried unanimously. 7-0