

**MINUTES
EAGAR TOWN COUNCIL
REGULAR MEETING
22 W. 2nd St., Eagar, AZ
August 4, 2015 - 7:00 P.M.**

Councilor Steve Erhart called the Regular Council Meeting to order and welcomed those present. Mayor Bryce Hamblin is expected to arrive late, therefore the Council will proceed through the items that are information only and do not require a vote. Councilor Erhart stated that Councilors James Nelson, Jr, Winslow McNeill, and Debra Seeley are excused absent. Councilor Erhart led the Pledge of Allegiance and Councilor Allen Browning offered the invocation.

[Mayor Hamblin was not able to attend the meeting therefore a quorum was not present.]

COUNCIL PRESENT: Allen Browning
 Steve Erhart
 John O. Phelps

COUNCIL ABSENT: Bryce Hamblin, Mayor
 James Nelson, Jr., Vice Mayor
 Winslow McNeill
 Debra Seeley

STAFF PRESENT: Tami Ryall, Town Manager
 Bruce Ray, Public Works Director
 Eva Wilson, Town Clerk
 Frank Adams, Fire Chief
 Mike Hogan, Police Chief
 Jeremiah Loyd, Community Development Administrator
 Doug Brown, Town Attorney

ITEM #5: SUMMARY OF CURRENT EVENTS

A. MAYOR

None.

B. COUNCIL

None.

C. STAFF

Town Manager Tami Ryall reported that the Town had a successful Eagar Days this year with the possibility of a record attendance. The Town will be the recipient of a \$50,000 grant to perform the master plan at the industrial park and state trust land that is adjacent to Highway 260 on the way to the industrial park.

Town Attorney Doug Brown has submitted a legal opinion on employee random drug testing which coincides with the proposed personnel policy on employee drug testing recommendations.

Ms. Ryall concluded that with the Environmental Protection Agency's rule adopted, the local power plants are optimistic as the rule adopted is less onerous than the original proposed. Salt River Project is thankful to the communities that applied their leverage to help change this course.

ITEM #6: OPEN CALL TO THE PUBLIC

None.

ITEM #7: PRESENTATIONS

A. PRESENTATION OF THE SAFEGUARD AND SERVE WITH HONOR AND VALOR AWARDS

Police Sergeant Michael Sweetser awarded Police Officer Ross Eagar for his quick and unselfish action in performing CPR on a citizen until other first responders arrived, and in all likelihood saving the citizens' life.

B. PRESENTATION OF A PROPOSED VETERAN MONUMENT

Kathleen Davis stated that with the community's abundance of veterans and the community's patriotic spirit it is proposed to erect a monument for a permanent recognition of their service. Ms. Davis stated that she already has several community citizens and businesses that are willing to donate and contribute to the cause. She is also hoping that the Town of Eagar has some land that the monument can be placed on. She has supplied photos for the Council as examples.

ITEM #8: CONSENT AGENDA

A. APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETING(S) HELD JUNE 2015

B. APPROVAL OF MAY AND JUNE 2015 NATIONAL BANK OF ARIZONA TRANSMITTALS, CHECKS WRITTEN, PAYROLL DIRECT DEPOSIT VOUCHERS, AND CREDIT CARD PURCHASES

C. ACCEPTANCE OF MAY AND JUNE 2015 FINANCIAL REPORT AND SALES TAX REPORT

- D. APPROVAL OF RESOLUTION 2015-10 DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE EAGAR TOWN CLERK AND ENTITLED “2012 INTERNATIONAL FIRE CODE”
- E. ADOPTION OF RESOLUTION 2015-11 AMENDING THE EAGAR PERSONNEL POLICY RULE 18 TO BETTER COMPLY WITH THE DRUG-FREE WORKPLACE ACT AND THE FEDERAL OMNIBUS TRANSPORTATION EMPLOYEE TESTING ACT
- F. ADOPTION OF RESOLUTION 2015-14 AMENDING THE EAGAR PERSONNEL POLICY RULE 5 – APPLICANTS, APPLICATIONS AND EXAMINATIONS TO REQUIRE PRE-EMPLOYMENT PHYSICALS FOR NEW EMPLOYEES
- G. APPROVAL OF A SERVICE AGREEMENT BETWEEN THE TOWN OF EAGAR AND SOUTHWEST LABORATORIES FOR THE TESTING AND REPORTING OF EMPLOYEE DRUG SCREENINGS RESULTS
- H. APPROVAL TO APPOINT DARYL THURBER AND SHAWNA ELLIS TO THE EAGAR BEAUTIFICATION COMMITTEE
- I. APPROVAL TO APPOINT RON SHEPHERD TO THE PLANNING AND ZONING COMMISSION FOR A THREE –YEAR TERM TO EXPIRE JANUARY 2018
- J. APPROVAL TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF CORRECTIONS TO USE INMATE LABOR FOR MAINTENANCE ACTIVITIES AND PROJECTS
- K. APPROVAL TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT (WITH THE ARIZONA DEPARTMENT OF REVENUE FOR THE ADMINISTRATION, COLLECTION, AND/OR LICENSING OF TRANSACTION PRIVILEGE TAX, USE TAX, SEVERANCE TAX, JET FUEL EXCISE AND USE TAXES AND RENTAL OCCUPANCY TAX WHEN IMPOSED BY THE STATE AND TOWN
- L. APPROVAL TO ACCEPT A PROPOSAL TO PROVIDE A WATER AND WASTEWATER RATE ANALYSIS AND RATE PLAN UPDATE FROM ECONOMISTS.COM/WILLDAN FINANCIAL SERVICES NOT TO EXCEED \$12,000

No quorum present – no action taken.

ITEM #9: UNFINISHED BUSINESS

- A. DISCUSSION, CONSIDERATION AND SECOND READING OF ORDINANCE 2015-03 ADOPTING BY REFERENCE THE 2012 INTERNATIONAL FIRE CODE

No quorum present – no discussion nor action taken.

ITEM #10: NEW BUSINESS

A. DISCUSSION AND FIRST READING OF ORDINANCE 2015-04 AMENDING THE EAGAR TOWN CODE CHAPTER 13.28.040 – CROSS CONNECTION AND BACKFLOW PREVENTION

Public Works Director Bruce Ray reported that the Town is not in compliance with State Rule R-18-4-215 requiring the Town to maintain inspection reports on an annual basis of all property owners' back flow devices that are connected to the Town's water system. If it is believed that there is a potential for a severe health hazard, the Town could remove the water meter on the noncompliant users. This item has been discussed by the Eagar Utilities Board which recommends this proposed ordinance; however Mr. Ray is asking for suggestions on how to handle noncompliance.

Upon inquiry, Mr. Ray reported that there are 50 property owners affected with the initial back flow device costing approximately \$300 with an annual reporting fee of approximately \$75. Property owners have been contacted to come into compliance and some have signed an affidavit stating that their personal wells are not hooked up to the Town's water system.

Councilor Erhart recommended instead of pulling the Town meter, that the property owner be required to have an air gap between the two water sources, instead of a penalty of pulling the water meter. Sometimes personal wells are non-operable and it be easier to reconnect by way of a pipe then having a meter installed.

Councilor John Phelps asked if property owner could get a reduced rate by grouping the service. Mr. Ray stated that the inspector may be willing to reduce prices if property owners request inspections at the same time based on fewer trips.

This recommendation narrows the potential of getting contaminated into the Town's water system and reduces the Town's liability.

ITEM #12: SIGNING OF DOCUMENTS

None.

ITEM #13: ADJOURNMENT

No quorum present – no action taken.

Attest: _____

Mayor: _____

Vice-Mayor: _____

Eagar Council Minutes Regular Meeting
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Council: _____

