

**MINUTES
EAGAR TOWN COUNCIL
REGULAR MEETING & PUBLIC HEARING
22 W. 2nd St., Eagar, AZ
December 7, 2021 – 6:00 P.M.**

Mayor Bryce Hamblin called the Regular Meeting & Public Hearing to order and welcomed those present. Mayor Hamblin requested that the record show all Councilmembers are present. Mayor Bryce Hamblin led the Pledge of Allegiance and Councilor Randy Nicoll offered the invocation.

COUNCIL PRESENT : Bryce Hamblin
 Steve Erhart
 Reece Hadlock
 Debra Seeley
 Marsha Tucker
 Randy Nicoll
 John Phelps

COUNCIL ABSENT:

STAFF PRESENT: Matt Mears, Town Manager
 Jessica Vaughan, Town Clerk/Events Coordinator
 Shane Bevington, Police Chief
 Britney Reynolds, Community Development Coordinator
 Kate Brady, Finance Director
 Brett Rigg, Town Attorney

ITEM #6: OPEN CALL TO THE PUBLIC

Terry Shove stated that Family coalition present “Reason for the Season” it will be in the high school auditorium. Basketball league registration is open, skills camp will be January 8th through the 15th, 2022 and the Roundball tournament is this weekend.

ITEM #7: CONSENT AGENDA

- A. APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETING(S) HELD OCTOBER AND NOVEMBER 2021
- B. APPROVAL OF OCTOBER 2021 NATIONAL BANK OF ARIZONA TRANSMITTALS, CHECKS WRITTEN, PAYROLL DIRECT DEPOSIT VOUCHERS, AND CREDIT CARD PURCHASES
- C. ACCEPTANCE OF OCTOBER 2021 FINANCIAL REPORT AND SALES TAX REPORT

Vice-mayor Steve Erhart made a motion to approve the consent agenda. Councilor Reece Hadlock seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart
Reece Hadlock
Debra Seeley
Marsha Tucker
Randy Nicoll
John Phelps

ITEM #8: PUBLIC HEARING

A. DISCUSSION AND CONSIDERATION OF POTENTIAL PROJECTS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING IN THE AMOUNT OF \$160,000

Councilor Reece Hadlock made a motion to go into the Public Hearing [at 6:06 p.m.]. Vice-mayor Steve Erhart seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart
Reece Hadlock
Debra Seeley
Marsha Tucker
Randy Nicoll
John Phelps

Britney Reynolds reported that with the Community Development Block Grant (CDBG) we have the possibility of being awarded \$160k. Three objectives for this program they are that 51% of persons who benefit that are low to moderate income range, aide in prevention or elimination of slum and blight, or solve urgent need to a health hazard. This is the first meeting to come up with ideas. Projects we have done before is Ramsey Park ADA sidewalks, housing rehab, & South Butler Street. We did make a commitment with the last CDBG funds we received which was to help pave Butler Street with a resolution we could use those funds.

Mayor Bryce Hamblin stated doing ADA compliant walkways around the pond.

Councilor Debra Seeley asked if Butler Street was done would that include the sidewalk, curb, gutter, and paving?

Matt Mears stated that yes, that is what would be completed on Butler Street.

Terry Shove stated possibly prepping the land for the Boys & Girls Club.

Councilor Debra Seeley mentioned sidewalks on Brown Street since there is a school there to finish the partial sidewalks.

Mr. Mears stated if we did any projects towards slum and blight, we have not been able to get the 51% participation so it would make qualifying for that hard. Could also use is on municipal buildings.

Vice- mayor Steve Erhart stated if the Town did any of the municipal buildings like the Rec Center there are no neighbors so it would not be possible to survey anyone to meet the 51% participation.

Councilor John Phelps asked what the timeline on Butler Street would be?

Mr. Mears stated that release of funds should be this summer and then the project would start, and the town should get reimbursed.

Vice- mayor Erhart asked to have an answer about the town getting reimbursed by the second public hearing.

B. AJOURN PUBLIC HEARING

Vice- mayor Steve Erhart made a motion to go into Regular session [at 6:27 p.m.]. Councilor Reece Hadlock seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart
Reece Hadlock
Debra Seeley
Marsha Tucker
Randy Nicoll
John Phelps

CONVENE INTO REGULAR SESSION

C. DISCUSSION OR POSSIBLE ACTION OF ANY ACTION DEEMED NECESSARY FROM THE PUBLIC HEARING- ITEM A

ITEM #9: PUBLIC HEARING

A. FISCAL YEAR 2021-2022 FINAL BUDGET

Vice- mayor Steve Erhart made a motion to go into the Public Hearing [at 6:27 p.m.]. Councilor Reece Hadlock seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart

Reece Hadlock
Debra Seeley
Marsha Tucker
Randy Nicoll
John Phelps

Kate Brady reported that 2021-2022 final budget state forms that has changed is the reduction of the state shared revenues about 150k cut. Schedule A section 11 were supposed to pass a balance budget that is in statute in the past we have just passed an unbalanced budget. How we clean that up is to list the amounts of future capital projects and future financial stability. Further in the year we are going to have to ask for the movement of funds because of projects that were unbudgeted or went over budget. Those we the Basha's roof unbudgeted, and Alta Vista went over \$66k, retaining wall for 2nd Ave \$41k. Total cost of overage \$276,300 that we might have to pull out of contingency.

B. AJOURN PUBLIC HEARING

Vice-mayor Steve Erhart made a motion to go back into Regular Session [at 6:31 p.m.]
Councilor Randy Nicoll seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart
Reece Hadlock
Debra Seeley
Randy Nicoll
John Phelps
Marsha Tucker

ITEM #10: NEW BUSINESS

**A. DISCUSSION AND POSSIBLE ACTION FOR THE NOTICE OF APPEAL FOR
ROUND VALLEY TINY VILLAGE**

MAYOR BRYCE HAMBLIN RECUSED HIMSELF

Brett Rigg stated that last month at the Planning and Zoning meeting a conditional use permit was denied for the RV Tiny Village. Today council is only here to decide whether or not the appeal will move forward to council in a public hearing or the appeal being denied. RV Tiny Village put in RV hook ups without knowledge from the Town and no plans or designs. Planning and zoning does not want to see RV Parks on Main Street.

Councilor Marsha Tucker stated that she believes that they need to be fair and let them proceed with a public hearing.

Councilor Marsha Tucker made a motion to approve the appeal to go to a Public Hearing.
Councilor John Phelps seconded; all were in favor, motion carried unanimously. 6-0

Vote: Ayes:

Steve Erhart
Reece Hadlock
Debra Seeley
Randy Nicoll
John Phelps
Marsha Tucker

B. DISCUSSION AND CONSIDERATION TO ADOPT RESOLUTION 2021-08 FISCAL YEAR 2021-2022 FINAL BUDGET

Vice- mayor Steve Erhart made a motion to approve Resolution 2021-08. Councilor Randy Nicoll seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin

Steve Erhart
Reece Hadlock
Debra Seeley
Randy Nicoll
John Phelps
Marsha Tucker

C. DISCUSSION AND POSSIBLE ACTION RECOMMENDING THAT THE TOWN FORGIVE THE BALANCE AT 376 N. HARLESS

Mr. Mears stated that this was a rental unit that had a water break back in 2018? The meetings had been postponed 3 times prior to getting resolved. The Utility Board did move forward with waving the fees with 3 ayes and 1 nay.

Vice- mayor Steve Erhart made a motion to approve to forgive the balance at 376 N. Harless. Councilor Randy Nicoll seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin

Steve Erhart
Reece Hadlock
Debra Seeley
Randy Nicoll
John Phelps
Marsha Tucker

D. DISCUSSION AND POSSIBLE ACTION TO FORM THE UTILITY BOARD UNDER THE COUNCIL

Mr. Mears stated to hopefully resolve the issue of not getting a board together so that the issue of determining what happens with fees does not go this long again is to put the Utility Board under

the Councils authority. That would eliminate the issue of filling seats and being able to get an issue to Council in a timely manner.

E. DISCUSSION AND POSSIBLE ACTION FOR A CONTRACT EXTENSION FOR CMI ENGINEERING

Mr. Mears stated that on Rob Toy's contract does not satisfy FEMA. Rob Toy has sent over an attachment to extend his contract and modified it to meet FEMA's satisfaction. I would like to add will not exceed his portion of engineering of \$150k. There was a Resolution passed in December of 2019 obligated \$329k and in-kind match is \$347k.

Kate Brady stated we obligated but did not accept it. I don't think the consulting agreement has an end date. The problem is he cannot be the grant manager and engineer they must be separate it is stated in the FEMA grants. This states that it is a \$1.5 million dollar project, \$10k engineer, \$80k project manager. We do not have a contract specifically for this project with rates. The last project we did with him does not work and the project went over by half a million dollars. The last grant we had with him we got reimbursed zero because we didn't have a contract with him.

Mayor Hamblin asked why did the last project go over budget?

Mr. Mears stated he inherited that project when he started it was already over budget substantially and then we paid to finish paving Alta Vista.

Ms. Brady stated there has not been one project by Rob Toy that has worked, and the project was not able to get reimbursed. Everything he has ever engineered has had to be redone in the field.

Mayor Hamblin stated that the Town needs to get somebody else.

F. DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE MATT MEARS TO SIGN FOR THE WATER PROJECT ASSISTANCE GRANTS FOR CITIES AND TOWNS APACHE AND NAVAJO COUNTIES

Mr. Mears stated that this is a grant to help with the water adjudication and need authorize someone for a signature.

Mayor Hamblin stated that this is solely falling on the cities and towns to pay and not anyone else. Why are the cities and towns the only ones flipping the bill.

Mr. Mears stated he is having a manager's meeting tomorrow he would ask what the other towns are doing. Item was tabled.

G. DISCUSSION AND POSSIBLE ACTION TO APPROVE KNOCK THE HALLS DONATION IN THE AMOUNT OF \$750

Vice- mayor Steve Erhart made a motion to approve to donate \$750 for Knock the Halls donation. Councilor Reece Hadlock seconded; all were in favor, motion carried unanimously.

7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart
Reece Hadlock
Debra Seeley
Randy Nicoll
John Phelps
Marsha Tucker

ITEM #12: ADJOURNMENT

Councilor Reece Hadlock made a motion to adjourn the meeting [at 7:15 p.m.] Councilor Randy Nicoll seconded; all were in favor, motion carried unanimously. 7-0

Vote: Ayes: Bryce Hamblin
Steve Erhart
Reece Hadlock
Debra Seeley
Randy Nicoll
John Phelps

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 Special Council Meeting of the Town of Eagar, Arizona held on December 7, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Jessica Vaughan, Town Clerk/Event Coordinator