

**MINUTES
EAGAR TOWN COUNCIL
REGULAR MEETING
22 W. 2nd St., Eagar, AZ
August 17, 2021 – 6:00 P.M.**

Mayor Bryce Hamblin called the Regular Meeting 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 Attorney Brett Rigg offered the invocation.

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

COUNCIL ABSENT:

STAFF PRESENT: Matt Mears, Town Manager
Jessica Vaughan, Town Clerk/Events Coordinator
Frank Adams, Fire Chief
Shane Bevington, Police Chief
Brett Riggs, Town Attorney- via phone

ITEM #6: OPEN CALL TO THE PUBLIC

Terry Shove stated that Travis Udall resigned from the School District, and he is now the C.E.O. for White Mountain Regional Medical Center. There is a flyer and survey going around for a swimming pool. Ranchers Meats hopes to be processing meat in the next 6 to 8 months and funding was secured for the USDA Grant.

ITEM #7: CONSENT AGENDA

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

**D. APPROVAL OF BID AWARDING FOR VIDEO INSPECTION OF RIVER RUN
SEWER SYSTEM TO SIMON FAMILY ENT., INC IN THE AMOUNT OF \$19,500**

Vice- mayor Steve Erhart made a motion to approve the consent agenda. Councilor Debra Seeley 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: NEW BUSINESS

**A. DISCUSSION AND POSSIBLE ACTION FOR THE NOTICE OF APPEAL FOR JESSE
ROGERS- COUNCILOR MARSHA TUCKER RECUSED HERSELF**

Attorney Brett Rigg stated that the permit was denied because of safety concerns. So that the applicant has applied for an appeal if approved a public hearing will be set.

Councilor Reece Hadlock asked what the safety concern was?

Matt Mears, Town Manager stated that neighbors are concerned with the entrance being on River Rd because of the hill.

Mayor Bryce Hamblin made a motion to approve the appeal and have a public hearing. Councilor Randy Nicoll seconded; all were in favor, motion carried unanimously. 6-0

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

**B. DISCUSSION AND CONSIDERATION TO APPROVE REZONING APPLICATION
RZ 2021-1 FOR DOUG GARDNER AND JENNY HARRIS**

Vice- mayor Steve Erhart made a motion to approve rezoning application RZ 2021-1. Councilor Debra Seeley 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

C. DISCUSSION AND POSSIBLE ACTION FOR THE TOWN OF EAGAR TO BE A SPONSOR FOR THE APACHE COUNTY FAIR

Mr. Mears stated that we budget \$2000 every year to donate to the fair for prizes.

Councilor Reece Hadlock made a motion to approve sponsoring the Apache County Fair. Councilor Randy Nicoll 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

D. DISCUSSION AND CONSIDERATION TO APPROVE FORMING AN EVENTS COMMITTEE FOR TOWN OF EAGAR EVENTS

Jessica Vaughan, Town Clerk stated that a group of citizens came together wanting to help with all the events the town puts on.

Councilor Reece Hadlock made a motion to approve forming an Event Committee for Town of Eagar events. Councilor Debra Seeley 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

E. ADDED DISCUSSION AND CONSIDERATION TO APPROVE GO OUT TO BID FOR A HYDRO EXCAVATOR FOR THE STREET AND SEWER DEPARTMENT NOT TO EXCEED \$74,732

Mayor Bryce Hamblin made a motion to approve the purchase of a hydro excavator up to \$35,000. 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

ITEM #9: EXECUTIVE SESSION

- A. 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- CONTRACT NEGOTIATIONS REGARDING INTERNET
- B. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A1 DISCUSSION OR CONSIDERATION OF EMPLOYMENT, ASSIGNMENT, APPOINTMENT, PROMOTION, DEMOTION, DISMISSAL, SALARIES, DISCIPLINING OR RESIGNATION OF A PUBLIC OFFICER, APPOINTEE OR EMPLOYEE OF ANY PUBLIC BODY, EXCEPT THAT, WITH THE EXCEPTION OF SALARY DISCUSSIONS, AN OFFICER, APPOINTEE OR EMPLOYEE MAY DEMAND THAT THE DISCUSSION OR CONSIDERATION OCCUR AT A PUBLIC MEETING. THE PUBLIC BODY SHALL PROVIDE THE OFFICER, APPOINTEE OR EMPLOYEE WITH WRITTEN NOTICE OF THE EXECUTIVE SESSION AS IS APPROPRIATE BUT NOT LESS THAN TWENTY-FOUR HOURS FOR THE OFFICER, APPOINTEE OR EMPLOYEE TO DETERMINE WHETHER THE DISCUSSION OR CONSIDERATION SHOULD OCCUR AT A PUBLIC MEETING – MATT MEARS 1 YEAR EVALUATION

Vice-Mayor Steve Erhart made a motion to convene into Executive Session [at 6:26 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
Marsha Tucker

Randy Nicoll
John Phelps

RECONVENE INTO REGULAR SESSION

Mayor Bryce Hamblin made a motion to reconvene into Regular Session [at 7:19 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

C. DISCUSSION OR POSSIBLE ACTION OF ANY ACTION DEEMED NECESSARY FROM THE EXECUTIVE SESSION- ITEM A

NONE

D. DISCUSSION OR POSSIBLE ACTION OF ANY ACTION DEEMED NECESSARY FROM THE EXECUTIVE SESSION- ITEM B

Councilor Randy Nicoll made a motion to approve a 10% bonus for performance review. 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

ITEM #10: ADJOURNMENT

Vice-mayor Steve Erhart made a motion to adjourn the meeting [at 7:20 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

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 August 17, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Jessica Vaughan, Town Clerk/Event Coordinator