

**EAGAR TOWN COUNCIL  
LEGAL ACTIONS  
APRIL 8, 2008**

**CONSENT AGENDA**

APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETINGS HELD MARCH 2008

APPROVAL OF JANUARY 2008: BANK TRANSMITTALS 1-27, BANK OF THE WEST CHECKS WRITTEN FROM 1020 – 1032, NATIONAL BANK OF AZ CHECKS WRITTEN FROM 22869 – 23018, PAYROLL DIRECT DEPOSIT VOUCHERS 13101 – 13139 AND 1030801 – 1170841, COMMUNITY FIRST CREDIT CARD PURCHASES

APPROVAL OF FEBRUARY 2008: BANK TRANSMITTALS 1-24, BANK OF THE WEST CHECKS WRITTEN FROM 1033 – 1068, NATIONAL BANK OF AZ CHECKS WRITTEN FROM 23019 - 23245, PAYROLL DIRECT DEPOSIT VOUCHERS 2140801 - 2280842, COMMUNITY FIRST CREDIT CARD PURCHASES

Councilor Sue Chacon moved to approve the Consent Agenda as presented. Councilor James Nelson seconded; all were in favor, motion carried. 6-0

**UNFINISHED BUSINESS**

DISCUSSION, CONSIDERATION AND SECOND READING OF ORDINANCE 2008-03 AMENDING THE ZONING MAP BY CHANGING THE ZONING ON PARCEL 104-23-005C FROM AR-43 TO AR-20

Councilor Byron Smith moved to accept Ordinance 2008-03 amending the zoning map by changing the zoning on parcel 104-23-005C from AR-43 to AR-20. Councilor Dustin Sanders seconded; all were in favor, motion carried. 6-0

DISCUSSION, CONSIDERATION AND SECOND READING OF ORDINANCE 2008-04 AMENDING THE TOWN CODE BY REVISING TITLE 18 SECTION 18.64.150 - WALLS AND FENCES

Councilor Sue Chacon moved to accept Ordinance 2008-04 amending the Town Code by revising Title 18 Section 18.64.150 - Walls and Fences. Councilor Byron Smith seconded; five were in favor 1 was opposed, motion carried. 5-1

**NEW BUSINESS**

DISCUSSION AND CONSIDERATION OF A LEASE AGREEMENT WITH THE SILVER CREEK HUMANE SOCIETY TO LEASE TOWN INDUSTRIAL PROPERTY

DISCUSSION AND CONSIDERATION OF RESOLUTION 2008-06 AUTHORIZING THE TOWN OF EAGAR TO ENTER INTO A LEASE AGREEMENT WITH THE SILVER CREEK HUMANE SOCIETY

Councilor Sue Chacon moved to pass Resolution 2008-06 authorizing the Town of Eagar to enter into a Lease Agreement with the Silver Creek Humane Society with the noted changes to the Lease Agreement. Councilor Byron Smith seconded; all were in favor, motion carried. 6-0

DISCUSSION AND CONSIDERATION OF RESOLUTION 2008-05 AUTHORIZING THE NEGOTIATION, EXECUTION, AND DELIVERY OF A LOAN AGREEMENT IN THE PRINCIPAL AMOUNT OF \$130,000.00, BETWEEN TOWN OF EAGAR, ARIZONA AND BANK OF THE WEST, EAGAR, ARIZONA; PROVIDING THIRTY SIX (36) MONTHLY LOAN PAYMENTS FROM LEGALLY AVAILABLE FUNDS; AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH

Councilor Dustin Sanders moved to approve Resolution 2008-05 authorizing the negotiation, execution, and delivery of a loan agreement in the principal amount of \$130,000.00, between Town of Eagar, Arizona and Bank of the West, Eagar, Arizona; providing thirty six (36) monthly loan payments from legally available funds; and prescribing other details in connection therewith. Councilor Byron Smith seconded; all were in favor, motion carried. 6-0

DISCUSSION AND CONSIDERATION OF RESOLUTION 2008-07 APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA FROM ITS DRINKING WATER REVOLVING FUND PROGRAM SECURED BY UTILITY SYSTEM REVENUE; DELEGATING THE DETERMINATION OF CERTAIN MATTERS RELATING THERETO TO THE FINANCE ADMINISTRATOR OF THE TOWN AND DECLARING AN EMERGENCY

Councilor James Nelson moved to approve Resolution 2008-07 approving the form and authorizing the execution and delivery of a loan agreement with the Water Infrastructure Finance Authority of Arizona from its Drinking Water Revolving Fund Program secured by the Utility System Revenue; delegating the determination of certain matters relating thereto to the Finance Administrator of the Town and declaring an emergency. Councilor Dustin Sanders seconded; all were in favor, motion carried. 6-0

DISCUSSION AND CONSIDERATION OF RESOLUTION 2008-08 APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF A LOAN AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA FROM ITS CLEAN WATER REVOLVING FUND PROGRAM SECURED BY THE UTILITY SYSTEM REVENUE; DELEGATING THE DETERMINATION OF CERTAIN MATTERS RELATING THERETO TO THE FINANCE ADMINISTRATOR OF THE TOWN AND DECLARING AN EMERGENCY

Councilor James Nelson moved to approve Resolution 2008-08 approving the form and authorizing the execution and delivery of a loan agreement with the Water Infrastructure Finance Authority of Arizona from its Clean Water Revolving Fund Program secured by the Utility System Revenue; delegating the determination of certain matters relating thereto to the Finance Administrator of the Town and declaring an emergency. Councilor Dustin Sanders seconded; all were in favor, motion carried. 6-0

DISCUSSION AND CONSIDERATION OF RESOLUTION 2008-09 ADOPTING NEW  
USAGE FEES FOR THE EAGAR SWIMMING POOL

Councilor James Nelson moved to approve Resolution 2008-09 adopting new usage fees for the Eagar Swimming Pool. Councilor Byron Smith seconded; all were in favor, motion carried. 6-0