

MINUTES
EAGAR TOWN COUNCIL
REGULAR MEETING
August 7, 2007
7:00 P.M.

Mayor Gloria Eagar called the meeting to order and welcomed those present. Mayor Eagar excused Councilor Sue Chacon. Mayor Gloria Eagar led the Pledge of Allegiance and offered the Invocation.

COUNCIL PRESENT: Gloria Eagar, Mayor
 Vicente Ordonez, Vice Mayor
 Byron Smith
 Kim Holaway
 Gary Finch
 James Nelson, Jr.

ABSENT: Sue Chacon

STAFF PRESENT: Bill Greenwood, Town Manager
 Bruce Ray, Director of Community Development
 Elwin Browning, Public Works Director
 Ladonna Tafoya, Events, Recreation and Tourism Director
 Mike Hogan, Chief of Police
 Rick Pinckard, Finance Administrator
 Eva Wilson, Town Clerk
 Marion Wiltbank, Assistant Clerk

ITEM #5: REPORTS

A. MAYOR

Mayor Gloria Eagar said there was an annual meeting for Economic Development Apache County (EDAC) coming up and she will have all the information to the Council and staff next week. The Pera Club at Salt River Project (SRP) is sponsoring the meeting.

B. COUNCIL

Councilor Kim Holaway told council that there was a Utilities Board Meeting yesterday. Councilor Holaway will be attending the Legislative Recap in Show Low on Wednesday.

Councilor Byron Smith said he had gone to the WMRTC meeting on July 12th. They gave out access management maps, and he had never received a map for Eagar; he called and requested one. The maps are for areas that are growing faster than Eagar. There will be another meeting on Thursday.

C. STAFF

Bruce Ray, Director of Community Development said that the Water Canyon Floodplain Study has been submitted to FEMA for the third time.

Mike Hogan, Chief of Police said that he had put a memo in all Council boxes on new parade requirements that would be effective July 5, 2007. It restricts the age of participants riding a horse alone to 13 years old; and drivers of ATVs and other motorized vehicles have to have a driver's license. The 2006 statistics are out: DUIs increased over 40%, Identity Theft by over 64%, Arrests 5%, and Accidents 50%. Aaron Finch has been hired and will be going to the police academy. Chief Hogan has been working with Doyel Shamley on ordering the media center equipment for the Council Chambers.

Councilor Vicente Ordonez appreciated his concern on safety issues.

Ladonna Tafoya, Events, Recreation and Tourism Director said Eagar Daze was a lot of work. She appreciated all the help she received from staff. The golf tournament will be rescheduled to August 25th, the Jr. Rodeo is rescheduled for this weekend, and barrel racing is rescheduled to August 18th. Councilor James Nelson asked if Eagar Daze could be moved to another date when it is not raining, maybe June. Ms. Tafoya said a lot of people asked if the date could be changed. There is a lot of loss when events are cancelled. Events scheduled for the rest of the season are: Hip Hop class- mother / daughter class, co-ed softball will start this week; a self-defense class is going to be offered, and the Farmers Market starts this Saturday starting from 9:00 a.m. – 11:00 a.m. it starts at 8:00 a.m. for vendors. Men and women's softball is over for the season.

There has been a Skate Park closure; a lot of the kids are still not wearing helmets. Fighting and profanity is not as bad but is worse in the late afternoon and evenings. Officers continue to patrol, but Chief Hogan said they couldn't stay there all the time. Mr. Pinckard stated that neighbor's say it had calmed down. If the skaters don't follow the rules, the Skate Park can be shut down again. Chief Hogan said that self-policing is the way to go; the kids won't want it shut down. Mr. Pinckard said the kids have a way of disciplining themselves. Ms. Tafoya will be working on the Eagar Breeze this next week.

Town Manager Bill Greenwood said that there were a lot of events that did go off at Eagar Daze. The largest event was Mud Mania. Staff needs to be commended for all their help. Ms. Tafoya added that a lot of people are coming back for the golf tournament from out of town.

ITEM #6: OPEN CALL TO THE PUBLIC

None.

ITEM #7: UNFINISHED BUSINESS

A. DISCUSSION AND CONSIDERATION REGARDING THE WATER SUPPLY AND WATER CONSERVATION THROUGHOUT THE TOWN

Town Manager Bill Greenwood said we were okay on water with all the rains.

B. DISCUSSION AND CONSIDERATION OF CONTRIBUTIONS TO BE MADE TO THE ROUND VALLEY SENIOR CENTER, ECONOMIC DEVELOPMENT APACHE COUNTY, AND THE SPRINGVILLE-EAGAR CHAMBER OF COMMERCE

Mayor Gloria Eagar said to table this item tonight and bring it back in September.

C. DISCUSSION, CONSIDERATION AND SECOND READING OF ORDINANCE 2007-04 AMENDING THE TOWN CODE BY REVISING TITLE 16, FLOOD DAMAGE PREVENTION, (STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND METHODS)

Bruce Ray, Director of Community Development said the old maps are hard to tell who is in the floodplain and the new maps are digital so floodplains can be identified easier. There is an emergency clause in this Ordinance so the Ordinance can become effective immediately as it was due August 1st. Councilor Gary Finch inquired as to whether flood damage is considered a catastrophe for one person the same as for a group of people. Mr. Ray said that the economic impact is greater for a group.

Councilor Kim Holaway motioned to approve Ordinance 2007-04, amending the Town Code by revising Title 16, Flood Damage Prevention, and declaring an emergency. Seconded by Councilor Vicente Ordonez; all were in favor, motion carried. 6-0

D. DISCUSSION, CONSIDERATION AND SECOND READING OF ORDINANCE 2007-05 AMENDING THE ZONING MAP BY CHANGING THE ZONING ON PARCEL 104-20-002B FROM AG TO AR-43

Bruce Ray, Director of Community Development reported that Jeff Udall had received an inheritance of three acres from his father and wanted to build a home on the land. Mr. Udall wanted the zoning changed from AG to AR-43.

Councilor James Nelson motioned to approve Ordinance 2007-05, amending the zoning map by changing the zoning on parcel 104-20-002B from AG to AR-43. Seconded by Councilor Byron Smith; all were in favor, motion carried. 6-0

ITEM #8: NEW BUSINESS

A. DISCUSSION AND CONSIDERATION OF A TOWN OF EAGAR MISSION STATEMENT

Town Clerk Eva Wilson said that Rick Pinckard had been asked if the Town had a Mission Statement. Does the Town want to have a Mission Statement? Councilor Byron Smith said if we do one it needs to really mean something. Mayor Gloria Eagar asked for a volunteer from the Council to serve on a Mission Statement Committee. Councilors Byron Smith and James Nelson volunteered. Rick Pinckard also volunteered as he had brought the subject up initially.

B. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.7 DISCUSSION OR CONSULTATION WITH THE ATTORNEYS OF THE PUBLIC BODY IN ORDER TO CONSIDER ITS POSITION AND INSTRUCTION ITS REPRESENTATIVES REGARDING NEGOTIATIONS FOR THE PURCHASE, SALE OR LEASE OF REAL PROPERTY – KENNEDY WELL

The Council did not go into Executive Session and discussed the Kennedy Well in the public meeting.

Councilor Byron Smith said that the duration of the test was 24 hours with it pumping 200 gallons a minute. Councilor Vicente Ordonez asked if the maintenance would be Mr. Kennedy's or the Town's. Mr. Greenwood replied that it would be the Town's. Mr. Greenwood said that the Town's population would continue to grow, and the Town would soon qualify to affordable hydroelectric power. The Town would have use of the hydroelectric power at 50% the current cost and it will help offset the cost of the Well. Councilor Kim Holaway said that in the Capital Improvement Plan it was schedule for the Town to drill a new well every two years. Councilor Vicente Ordonez said to safeguard the agreement to read 100 gallons a minute for an escape clause. Councilor James Nelson said to set up perimeters – set criteria on what is unfit for public use. Councilor Kim Holaway said the language could read – “met or exceeds state standards for the water quality.” Town Manager Bill Greenwood said that Water Operator Milt Nelson was nervous that there was no cushion if anything happened to any of the Town's wells. Mr. Kennedy would like the road across the top of the hill to the well to be named Kennedy Street.

Eagar Town Council instructed Town Manager Bill Greenwood to improve the language in the terms agreement, to include an escape clause to read 100 gallons per minute. And to check on how much it would cost to drill our own well by next Council meeting.

C. ANY ACTION DEEMED NECESSARY FROM THE EXECUTIVE SESSION FOR THE PURCHASE OR LEASE OF THE KENNEDY WELL

No action at this time.

ITEM #9: SIGNING OF DOCUMENTS

Mayor Gloria Eagar & Attorney Doug Brown signed Ordinances 2007-04 & 2007-05.

ITEM #10: ADJOURNMENT

Councilor James Nelson motioned to adjourn the meeting at 8:40 p.m. Seconded by Councilor Byron Smith; all were in favor, motion carried.

ATTEST: _____

MAYOR: _____

VICE-MAYOR: _____

COUNCIL: _____

Council Regular Session
August 7, 2007

CERTIFICATION OF COUNCIL MINUTES

I HEREBY CERTIFY THAT THE FOREGOING MINUTES ARE TRUE AND CORRECT COPY OF THE MINUTES OF THE REGULAR SESSION OF THE TOWN OF EAGAR, ARIZONA HELD ON AUGUST 7, 2007. I FURTHER CERTIFY THAT THE MEETING WAS DULY CALLED AND HELD AND THAT A QUORUM WAS PRESENT.

Eva M. Wilson, Town Clerk