

MINUTES

TOWN OF MIAMI SPECIAL MEETING OF THE MAYOR AND COUNCIL MONDAY, SEPTEMBER 28, 2015 AT 6:30 P.M.

1. CALL TO ORDER:

Vice Mayor Reiman called the meeting to order at 6:30 p.m.

2. PLEDGE OF ALLEGIANCE/INVOCATION:

Vice Mayor Reiman led the pledge and Councilmember Medina led the invocation.

3. ROLL CALL OF COUNCILMEMBERS:

Present: Mayor Dalley (telephonically), Vice Mayor Reiman, Councilmember Castaneda, Councilmember Gonzales, Councilmember Hanson and Councilmember Medina.

Absent: Councilmember Black

Staff Present: Town Manager Heatherly, Town Attorney Goodwin, Town Clerk Norris and Police Chief Gillen.

4. **CONSENT AGENDA:** *All items listed below are considered consent calendar items and may be approved by a single motion unless removed at the request of a Councilmember for further discussion/action. Other items on the agenda may be added to the consent calendar and approved under a single motion.*

- A. Consideration and possible action to approve Minutes of the September 14, 2015 Special Meeting.
- B. Consideration and possible action to approve October as Breast Cancer Awareness Month Proclamation.
- C. Consideration and possible action to approve October as Domestic Violence Awareness Month Proclamation.
- D. Consideration and possible action to approve the Town Payroll for September 13, 2015.

Councilmember Castaneda motioned to approve the Consent Agenda. Motion seconded by Councilmember Medina. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED.

5. APPROVAL OF DEMANDS:

- A. Consideration and possible action to approve the General Demands for September 5, 2015 to September 24, 2015.

Councilmember Medina motioned to approve the general demands for September 5, 2015 to September 24, 2015. Motion seconded by Councilmember Hanson. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED.

6. REPORTS / RECOGNITIONS:

A. Department Reports:

Police Department, Police Chief Gillen reports on statistics and activities. Reports on the investigation of several burglaries that took place in town.

B. Town Manager Reports:

Town Manager Heatherly reports the library received a donation of 17 computers and several desks and chairs. Reports that recently one of the septic dump trucks hit the Town's garbage truck and caused some damage. Called all the pumping companies to see if any of them were aware of their trucks possibly hitting the Town's garbage truck. One company stated that they would not say that they hit the garbage truck but would pay for the damages. The installation of the new street signs is 25% to 30% complete. The plant has been running fairly well, had a few issues last week but those have been resolved. The sale of the 2 buildings on Sullivan Street is complete. Town Manager Heatherly states he will be out of town on Tuesday to meet with Jeff Hooper of USDA regarding the completion of the Town's obligations. The financial consultants are continuing to work on the bank statements and preparing a report to Council regarding some abnormalities they have found. Town Manager, Joseph Heatherly reports that the Police Chief, Police Lieutenant and himself have met with the juvenile probation officer and are trying to set up a small task force to look at the issues pertaining strictly to Miami. Reports briefly on the Building Healthy Communities workshop that took place a couple weeks ago with Mr. Lance Decker; has been receiving positive feedback on the workshop. Announces the Globe/Miami Chamber of Commerce will be having the Miami Rocks festival this Saturday at the Bullion Plaza Museum lawn from 10:00 am to 6:00 p.m.

C. Mayor/Council Reports:

Councilmember Hanson reports the installation of the benches around town is almost complete. Thanks Gila County and the trustees for their help with the installation.

Councilmember Medina comments regarding the bench that is placed where the school kids catch the bus; looks awesome. Gives a brief status report on his efforts to keep Boomtown Spree going.

Councilmember Castaneda comments briefly on the Building Healthy Communities workshop and thanks Town Manager Heatherly for his efforts in getting this put together. Comments that it is great to be able to have leaders in the community come together with the Town of Miami.

Mayor Dalley comments that he has been making contact with local business owners to hand out purple light bulbs in recognition of Domestic Violence Awareness Month. Mayor Dalley states he has 4 bulbs left and if any business would like one for their business to contact him.

7. **CALL TO THE PUBLIC:** No response.

8. **UNFINISHED BUSINESS:** None.

9. **NEW BUSINESS:**

- A. Information, discussion and possible action:** To approve request from Miami High School to use Sullivan Street and Miami Veterans Memorial Park for a Homecoming Parade on Friday, October 16, 2015, 12:00 p.m. to 3:00 p.m. and to provide traffic control and barricades as deemed necessary by the Miami Police Department.

Ms. Elysia Yniguez, Miami High School Student Body President presents this request to Council. Councilmember Hanson motioned to approve request from Miami High School to use Sullivan Street and Miami Veterans Memorial Park for a Homecoming Parade on Friday, October 16, 2015, 12:00 p.m. to 3:00 p.m. and to provide traffic control and barricades as deemed necessary by the Miami Police Department. Motion seconded by Vice Mayor Reiman. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). **MOTION PASSED.**

- B. Information, discussion and possible action:** Possible approval of a contract with Kinkaid Civil Construction in the amount of \$4,668,726.00 (subject to USDA's concurrence) for Phase 2 of the Miami Wastewater Collection System Improvements Project as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council, it has been reviewed and recommended for approval by the Wastewater Advisory Board. Town Manager Heatherly states that this will be subject to USDA's concurrence. Mr. Mark Ipson of Hilgart Wilson gave an overview of the process of how the contractor was selected. Eight bids were submitted for this project. The apparent low bidder was Kinkaid. All the bids were reviewed for any mathematical errors. Then they reviewed Kinkaid to verify they met all requirements to do this project. Brief discussion regarding this being a very critical phase of the project. Brief discussion regarding the contract indicating that the Mackey's Camp area must be in place and completed within 45 days of the project beginning. Brief discussion regarding cast in place pipe. Councilmember Castaneda motioned to approve contract with Kinkaid Civil Construction in the amount of \$4,668,726.00 (subject to USDA's concurrence and close of financing for phase 2) for Phase 2 of the Miami Wastewater Collection System Improvements Project as recommended by the Wastewater Advisory Board. Motion seconded by Councilmember Medina. Councilmember Gonzales comments that this is a 4 million dollar project, why is Kinkaid not present? He has some questions he would like to ask them. Would like to know if they are going to hire anyone from the community or use any local contractors as subs. Mr. Ipson reads off the list of contractors submitted by Kinkaid. Brief discussion regarding USDA being a low bid process and the Town is required to take the lowest bid. Councilmember Hanson discusses the business that all the contractors and subcontractors will bring to the area while they are up here working on this project. Councilmember Medina states that there are no qualified contractors in the area to be a subcontractor for this type of project. Mayor Dalley states that Jonovich is a qualified contractor and there are other qualified contractors in the area for this type of project but he does understand that the Town has to go by the bid process. Mayor Dalley states he wants to keep this item on track and not bash the local contractors. Mayor Dalley states he feels that Kinkaid should attend the next Council meeting to

present themselves to Council. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED.

- C. Information, discussion and possible action:** To approve payment application for AMEC, subject to funding agency concurrence, in the amount of \$14,635.06 for two months of Program Management and Construction Management Services (\$1,172.52 due from WIFA; \$13,462.54 due from USDA), as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council, it has been reviewed and recommended for approval by the Wastewater Advisory Board. Council takes a 5 minutes recess – 7:21 p.m. Return from recess at 7:24 p.m. Councilmember Hanson motioned to approve this item as presented. Motion seconded by Councilmember Medina. Councilmember Gonzales questions how much money does the Town still have in WIFA? Mr. Ipson states that including these, the WIFA request, the total of WIFA costs to date will be \$3.122 million and that leaves approximate \$125,000. Mr. Ipson states that amount will need to be used for the Phase 3-5 easement acquisitions; that will be enough to cover the easements for phases 3-5. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED.

- D. Information, discussion and possible action:** To approve payment application for Curtis, Goodwin, Sullivan, Udall and Schwab, subject to funding agency concurrence, in the amount of \$9,204.25 for Legal Services (\$1,426.31 due from WIFA; \$7,777.94 due from USDA), as recommended by the Wastewater Advisory Board.

NOTE: Correction to the dollar amounts of this item. Total for legal services is \$9,584.55 and \$8,158.24 due from USDA and \$1,426.31 due from WIFA. Town Manager Heatherly presents this item to Council, it has been reviewed and recommended for approval by the Wastewater Advisory Board. Councilmember Hanson motioned to approve payment application for Curtis, Goodwin, Sullivan, Udall and Schwab, subject to funding agency concurrence, in the amount of \$9,584.55 for Legal Services (\$1,426.31 due from WIFA; \$8,158.24 due from USDA), as recommended by the Wastewater Advisory Board. Motion seconded by Councilmember Medina. Councilmember Gonzales asks for clarification on separating out payments in regards to Tri City Sanitation District. Town Manager Heatherly states that the only thing that needs to be separated out is if it has to do with the condemnation; the invoices do show the separation of fees for Tri City Sanitation. Councilmember Gonzales asks why is USDA paying for fees regarding Tri City Sanitation District. Town Manager Heatherly states because it has to do with the sewer project and USDA has agreed to pay for those fees. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED.

- E. Information, discussion and possible action:** To accept the Rick Engineering proposal for engineering services for the Merritt Ramp CDBG Project and approve the agreement.

Town Manager Heatherly asks that Council table this item. Councilmember Medina motioned to table this item. Motion seconded by Councilmember Hanson. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED – ITEM TABLED.

- F. Information, discussion and possible action:** To approve Intergovernmental Agreement (IGA) between Gila County and Town of Miami regarding Mackey's Camp Bridge Economic Development Grant Matching Funds.

Town Manager Heatherly presents this item to Council; gives a brief overview of the project. The Town has to pay 10% of the grant up front which amounts to \$40,000.00. Gila County has agreed to help the Town with that fee. Councilmember Hanson motioned to approve this item as stated. Motion seconded by Councilmember Medina. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED.

- G. Information, discussion and possible action:** To discuss and give direction to staff to proceed with finalizing Intergovernmental Agreement (IGA) with City of Globe regarding the lease of a garbage truck and to approve the lease agreement

Town Manager Heatherly presents this item to Council. Town Manager Heatherly states that the attorneys from both entities had got together and came up with an IGA regarding the garbage truck but the Globe City Manager did not like the agreement. The Town needs to come up with something that is beneficial for the Town and find some way to secure the garbage truck. Town Manager Heatherly would like to know if Council would like to proceed with this issue and come up with a simpler agreement. Brief discussion regarding why the Town of Miami cannot just buy the truck. Town Attorney Goodwin explains that according to Arizona State law when a city disposes of property it has to put it up for public auction. They would propose that the City of Globe lease the truck to the Town of Miami for a period of time and then just give the truck to the Town of Miami at the end of the lease. Councilmember Castaneda motioned to table this item and give direction to staff to proceed with an IGA to buy or lease the truck. Motion seconded by Councilmember Medina. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). MOTION PASSED – ITEM TABLED.

- H. Information, discussion and possible action:** To discuss issues and give direction to staff to further investigate alternative options for maintaining and effective management of the bulk trash collection.

Town Manager Heatherly presents this item to Council. Town Manager Heatherly explains some of the issues the Town is having with the collection of the bulk trash. Town Manager Heatherly reads the specific rules for bulk trash collection. He had staff keep a log of the bulk trash they have been collecting and the issues they are experiencing with the process. Town Manager Heatherly states that he has asked the employees that collect the bulk trash to come in to the next Council meeting and discuss the issues they are experiencing and some ideas to make this process more efficient. Would also like to hear Council's idea of what they would like to see happen with the bulk trash issue. Brief discussion regarding this being an ongoing issue and that the Town needs to take a look at the blight ordinance as well. Open discussion and comments regarding how to charge for the bulk trash service such as by weight, creating a fee schedule according to certain types of items picked up and possibly charging by the cubic yard. Discussion regarding picking up bulk trash only once a month. Discussion regarding the need to do some homework and come up with some suggestions on how this process should work and how to charge for the service and to include enforcement of it.

Brief discussion regarding how City of Globe handles bulk trash service. No action taken on this item.

- I. **Information, discussion and possible action:** To recess the special meeting and hold an executive session pursuant to A.R.S. § 38-431.03(A)(4) for discussion or consultation with the Town Attorney in order to consider its position and instruct the Town Attorney regarding the Town's position regarding an potential intergovernmental agreement (contract) with Tri-City Sanitary District regarding wastewater treatment that is the subject of negotiations.

Councilmember Medina motioned to recess to executive session. Motion seconded by Councilmember Castaneda. Vice Mayor Reiman calls for the vote. Vote – 6 in favor and 1 member absent (Councilmember Black). 7:56 p.m.

Mayor Dalley will not be attending the executive session.

Council returns from executive session at 8:41 p.m.

Mayor Dalley and Councilmember Black – absent. All other members present.

10. CALL TO THE COUNCIL: No response.

11. ADJOURNMENT: Councilmember Hanson motioned to adjourn the meeting. Motion seconded by Councilmember Castaneda. Vice Mayor Reiman calls for the vote. Vote – 5 in favor and 2 members absent (Mayor Dalley and Councilmember Black). **MOTION PASSED.**

Adjourned 8:41 p.m.

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special meeting of the Town Council of the Town of Miami, AZ held on the 28th day of September 2015.

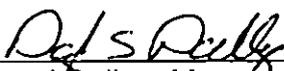
I further certify that the meeting was duly called and that a quorum was present.

DATED this 12th day of October 2015.



Karen Norris, Town Clerk

APPROVED:



Darryl Dalley, Mayor