

MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, AUGUST 22, 2016 AT 6:30 PM

1. CALL TO ORDER:

Mayor Dalley calls the meeting to order at 6:30 pm.

2. PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor Dalley led the pledge of allegiance, followed by Councilmember Medina leading the invocation.

3. ROLL CALL OF COUNCIL MEMBERS:

PRESENT: Mayor Dalley, Vice Mayor Reiman, Councilmember Black, Councilmember Castaneda, Councilmember Gonzales, Councilmember Hanson and Councilmember Medina.

STAFF PRESENT: Town Manager Heatherly, Town Attorney Smiley, Town Clerk Norris, Librarian Hayward and Police Chief Gillen.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of the August 8, 2016 Regular Meeting.
- B. Consideration and possible action to approve the Town Payroll for August 14, 2016.

Councilmember Castaneda motioned to approve the consent agenda. Motion seconded by Vice Mayor Reiman. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

5. APPROVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:

- A. Consideration and possible action to approve the General Demands for August 1, 2016 to August 12, 2016.

Councilmember Castaneda motioned to approve the general demands for August 1, 2016 to August 12, 2016. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

6. REPORTS / RECOGNITIONS:

- A. Department Reports.

Librarian Delvan Hayward gives a brief activity report. Public Works is still working on the coolers to keep them running. The Summer Reading Program was a huge success. The Friends of the Library received over \$2,000.00 cash donation to use for the library.

Police Chief Gillen gives a brief Police activity report. Announces that Police Department Office Manager, Myrna Flores has received "Civilian of the Year" award by the ABLE (Arizona Black Law Enforcement) Association. Working on completing destruction of evidence, evidence that is ready for destruction and the evidence room will be up to date. All the vehicles are running well. Reports that San Carlos Reservation Police Department has donated gun belts and jackets and other items that were brand new, to the Miami Police Department.

B. Town Manager Report.

Town Manager Heatherly reports briefly on the pump out of the lift station. Working on an operating manual for the wastewater treatment plant. Received a plan last week on how to clean out the thickener, will be reviewing that with EUSI. Brief update regarding the sewer project. Announces that the Town has hired a new Code Enforcement Officer last week, he will be receiving some training from various local agencies. Briefly reports on the termination hearings that were held today, both terminations were upheld by the panel. Town Manager Heatherly states that he will be attending the League of Cities and Towns Conference on Wednesday and will be absent from work on Thursday and Friday for personal reasons. Will be spending some time working with the administration staff on how to use the system and computer to try and increase productivity and efficiency. Paving of Sullivan Street will begin next week.

C. Mayor/Council Reports.

Councilmember Medina states the Boomtown Spree event is a "go". Reports briefly on the Boomtown meeting that was held last Wednesday. Will be sending out posters and invitations to invite people and business owners to the meetings for input on the event.

Mayor Dalley reminds everyone that Saturday is the last Concert in the Park.

7. CALL TO THE PUBLIC:

Mr. Tom Foster of the Bullion Plaza Museum announces that they will applying for a USDA Grant for possible installation of an elevator and replacement of windows with energy efficient windows. Will keep Council up to date on this and bring items, if needed, before Council for consideration. Comments briefly regarding Town employee Mike Martinez, always see him out working in the community and he works hard, he is a good representative of the community and seems like he is always in a good mood, just wanted to recognize him and his hard work.

8. UNFINISHED BUSINESS:

9. NEW BUSINESS:

- A. Information, discussion and possible action:** To approve Resolution No. 1183, authorizing the submission of an application and acceptance of awarded funds from the Gila River Indian Community State Shared Gaming Revenues.

Police Chief Gillen presents this resolution Council for consideration. Councilmember Hanson motioned to approve Resolution No. 1183 as written. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

- B. Information, discussion and possible action:** To approve Resolution No. 1184, adopting a Residential Antidisplacement and Relocation Assistance Plan for FY 2016/2017, as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended.

Town Manager Heatherly presents this item to Council. This is basically a housekeeping type item that is required by ADOH to apply for and receive CDBG Grant monies. This should be done by the Town on a yearly basis. Councilmember Medina motioned to approve Resolution No. 1184, adopting a Residential Antidisplacement and Relocation Assistance Plan for FY 2016/2017, as required under Section 104(d) of the Housing and Community Development Act of 1974 as amended. Motion seconded by Councilmember Black. Brief discussion regarding this being a requirement to receive CDBG grant monies. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

- C. Information and discussion only:** Update on Mackey's Camp Bridge Crossing project.

Town Manager Heatherly presents this item to Council and explains that the hope of doing this project has come to an end. The time requirement is to have the project completed by September 16th and FEMA did not approve the requested time extension. There is no way the Town could get the engineering and construction completed by September 16th. Brief discussion regarding the issue of the Town not being able to prove who owns the property or that there were easement for the project area. Brief discussion regarding the cost of the project. Open discussion and comments regarding the possibly of re-applying for funds from FEMA. The main problem is providing proof of ownership and/or easements at the time of the wash out. No action taken on this item.

- D. Information, discussion and possible action:** To approve, subject to funding agency approval, Change Order #27: \$3,471.02, increase in Kinkaid Civil Construction's contract price to cover costs for flaggers while working in the Arizona Eastern Railway Company right-of-way for the month of June 2016, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council and explains that this item is pretty straight forward. Brief discussion regarding the flaggers. Town Manager Heatherly explains that the railroad is charging us for the flaggers because they can. Councilmember Hanson motioned to approve Change Order No. 27 as written. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

E. Information, discussion and possible action: To approve, subject to funding agency approval, Change Order #28: \$23,050.98, increase in Kinkaid Civil Construction's contract price to cover costs of emergency repair work completed by Kinkaid from Sykes Alley to Sullivan Street in Nash, due to the existing sewer's backup from recent rain events, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council and explains the reason for the emergency repair work that needed to be completed. This work was scheduled for Phase 3 but was brought up to Phase 2 due to the urgency of the needed repair. Councilmember Castaneda motioned to approve, subject to funding agency approval, Change Order #28: \$23,050.98, increase in Kinkaid Civil Construction's contract price to cover costs of emergency repair work completed by Kinkaid from Sykes Alley to Sullivan Street in Nash, due to the existing sewer's backup from recent rain events, as recommended by the Wastewater Advisory Board. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

F. Information, discussion and possible action: To approve, subject to funding agency approval, Change Order #29: \$3,991.67, increase in Kinkaid Civil Construction's contract price to cover costs of flaggers while working in the Arizona Eastern Railway Company right-of-way for the month of July 2016, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council and states that there is nothing special about this item, it is straight forward. Councilmember Hanson motioned to approve Change Order No. 29 as written. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

G. Information, discussion and possible action: To approve, subject to funding agency concurrence, payment application for Kinkaid Civil Construction, in the amount of \$406,549.17 for Phase 2 Construction Services, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council and explains that this is a large dollar amount but Kinkaid has done a lot of work. Town Manager Heatherly explains some of the work that Kinkaid has completed. Explanation and discussion regarding some issues with sections of pipe with scratches inside. Possible lack of quality control by the manufacture. Discussion regarding getting some opinions about the scratches and if they may cause problems in the future and the warranty that is given by the manufacturer. If there is a concern with the scratches, the manufacturer will be responsible for the costs incurred to remove the pipe and lay the new pipe. Brief discussion regarding the tests that are performed on the lines once they are installed. Councilmember Castaneda motioned to approve, subject to funding agency concurrence, payment application for Kinkaid Civil Construction, in the amount of \$406,549.17 for Phase 2 Construction Services, as recommended by the Wastewater Advisory Board. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

- H. Information, discussion and possible action:** To approve, subject to funding agency concurrence, payment application for AMEC, in the amount of \$53,030.80 for Design and Construction Management Services, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council and explains that this is for field work and some of the design work to complete phases 3 through 5. The design work is 95 percent complete, but needed to get to the point where there wasn't too many significant changes. Councilmember Gonzales questions line item number 97, is that part of the allotment that was given to the Town Manager to check for possible conflicts in Phases 3 – 5? Town Manager Heatherly explains that is only for the design work in Phoenix, for purely a design and technical standpoint, not work out in the field. Councilmember Hanson motioned to approve payment application for AMEC in the amount of \$53,030.80. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

- I. Information, discussion and possible action:** To approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$17,989.02 for project-related expenses including Legal Services and ADEQ permit extension, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council. Town Manager Heatherly explains the ADEQ permit renewal fee of \$10,000.00 and the rest is for miscellaneous expenses incurred by the Town. Councilmember Castaneda motioned to approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$17,989.02 for project-related expenses including Legal Services and ADEQ permit extension, as recommended by the Wastewater Advisory Board. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

- J. Information, discussion and possible action:** To approve, subject to funding agency concurrence and subject to Council's and USDA's approval of the HilgartWilson contract, payment application for HilgartWilson, in the amount of \$8,948.66 for Program Management Services, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly requests that Council table this item explaining that USDA will not approve the separate contract for HilgartWilson. They have some options they are working on and will present those when they are ready. Councilmember Black motioned to table Item J. Motion seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED – ITEM TABLED.

- K. Information, discussion and possible action:** To approve, subject to funding agency concurrence, AMEC Contract Amendment No. 30, in the amount of \$23,460.00 this includes funds for additional Resident Project Representative (RPR) services incurred during the Phase 2 construction, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly requests Council to table this item as well. Vice Mayor Reiman motioned to table Item K. Motion seconded by Councilmember Black. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED – ITEM TABLED.

10. CALL TO THE COUNCIL:

Councilmember Hanson comments that at the Music in the Park on Saturday the 27th, Miami Genesis will be introducing the Fiesta Queen applicants.

Councilmember Black comments regarding the fire hydrant at the park that is sitting all cockeyed. Questions how many other lines or hydrants are connected to that line, it has been like that for over a month.

11. ADJOURNMENT:

Councilmember Medina motioned to adjourn the meeting. Motion seconded by Councilmember Castaneda. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

Meeting adjourned at 7:23 p.m.

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular meeting of the Town Council of the Town of Miami, AZ held on the 22nd day of August, 2016.

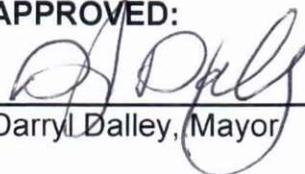
I further certify that the meeting was duly called and that a quorum was present.

DATED this 12th day of September 2016.



Karen Norris, Town Clerk

APPROVED:


Darryl Dalley, Mayor