

MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, MARCH 13, 2017 AT 6:30 PM

1. CALL TO ORDER:

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

2. PLEDGE OF ALLEGIANCE/INVOCATION:

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

3. ROLL CALL OF COUNCIL MEMBERS:

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

EXCUSED: Mayor Dalley and Councilmember Mancha II.

STAFF PRESENT: Town Manager Heatherly, Town Attorney Smiley, Town Clerk Norris, Finance Clerk Lopez, Library Assistant Roy Plascencia, Code Enforcement/Animal Control Officer Joshua Derhammer and Utility Coordinator Jerrols.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of the February 27, 2017 Regular Council Meeting.
- B. Consideration and possible action to approve the Town Payroll for February 26, 2017.

Councilmember Castaneda moved to approve the consent agenda. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 5 in favor, 2 members excused (Mayor Dalley and Councilmember Mancha II). MOTION PASSED.

5. APPROVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:

- A. Consideration and possible action to approve the General Demands for February 25, 2017 to March 9, 2017.

Councilmember Black questions payment to Town of Miami for the transit, library and senior center. Utility Coordinator Tasha Jerrols states that those are for sewer/garbage bills. Town Manager Heatherly explains that any of the departments that use grants or anything else can

be charged for services, they are reimbursable. Councilmember Castaneda moved to approve general demands for February 25, 2017 to March 9, 2017. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 5 in favor, 2 members excused (Mayor Dalley and Councilmember Mancha II). MOTION PASSED.

B. Review and discussion of Accounts Payable Aging Report through February 2017.

Town Manager Heatherly states that we are still hovering at about \$400,000. We are still waiting on a check from the insurance company on the missing funds. Discussion regarding paying the funds to Colby and Powell. Town Manager Heatherly states that we will be paying the \$17,000.00. Councilmember Black asks if they are ok with the outstanding amount and Town Manager Heatherly states “yes”. Brief discussion regarding the outstanding ADOT invoice and what it is for; bridge inspections. Brief discussion regarding R.L. Curtis and Son; staff will look and see what that invoice is for. Vice Mayor Gonzales states that he likes seeing that we are staying current on the bills.

C. Review and discussion of Revenues/Expenditures report for activities of February 2017.

Town Manager Heatherly states that we are 8 months into the budget and we are at 44% of the expenditures. We are starting to work on the budget for next year and we will find out exactly where the variance is for Public Works and Administration because they are over. They are over because of how the insurance and benefits get lumped into Administration. Brief review of the revenues, should be at 67% and currently we are at 50%.

D. Review and discussion of the recap of financial activity report for February 2017.

Town Manager Heatherly explains that this report is a recap of everything that goes on and gives a quick highlight of the cash on hand. Town Manager Heatherly comments briefly on the monies that are in reserves and what they are for. Comments that A/P's are coming down and staying pretty flat. The receivables show where the money is outstanding. Vice Mayor Gonzales asks about the reserve account that has been stagnant since July. Town Manager Heatherly explains that is the monies the Town received when the Public Works barn had the fire and the courier vehicle burned. Town Manager Heatherly explains that he was holding that money until we were sure that we were going to get reimbursement from the insurance company on the missing funds. Now that we know we will be getting that, we are looking to replace the courier vehicle with a small pickup truck and some small miscellaneous things.

6. REPORTS / RECOGNITIONS:

A. Department Reports.

Code Enforcement/Animal Control Officer Josh Derhammer reports on Code Enforcement and Animal Control activities and statistics.

Library Assistant Roy Plascencia, Library report on statistics and activity. Reports briefly on the Hall of Fame Dedication held this past weekend.

Ms. Tashiana Jerrols, Utility Clerk, reports briefly on the utility account billing activities.

B. Town Manager Report.

Town Manager Heatherly reports that Public Works have spent the last two weeks assisting ProPipe in cleaning out and videoing the sewer lines for phases 3-5 of the sewer project; they are about 98% done. Have worked on all of the coolers and have them ready to go for the summer. The library cooler has not been repaired, they will be getting a new one. The Christmas ornaments are finally down. Replaced the lights at the wastewater treatment plant and the lights at Vandal park as well. Reports that the insurance company will be sending a check for approximately \$75,000 and a detailed report. Update on the 16/17 audit progress. Brief update on the budget process. Reports on the USDA loan in the amount of \$500,000.00. Reports that he is looking into doing some Casselle training in Provo, UT. Reports briefly on the recent CAG meetings.

C. Mayor/Council Reports.

Councilmember Medina gives an update on SB1416, it passed through the Senate. The next step is to the House of Representatives. Announces that March 29th is the City of Safford Complementary Luncheon event, it will begin at 10:00 a.m. There will be a brief description on AMRRP current events and successes of the last 30 years. Announces Boomtown Spree is still a go and he will be available at the Miami Town Hall lobby every Wednesday at 4:30 pm for anyone who would like to discuss anything regarding the event. Announces Superior's Apache Leap Days is next Friday through Sunday.

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

8. **UNFINISHED BUSINESS:** None.

9. **NEW BUSINESS:**

A. Information, discussion and possible action: To appoint two (2) members to the Municipal Property Corporation (MPC):

- 1) Julie Reiman (reappointment) – 3 year term/term to expire April 1, 2020; and
- 2) Joe Rocha (reappointment) – 3 year term/term to expire April 1, 2020.

Town Clerk, Karen Norris states that she has contacted both MPC members to see if they would agree to be reappointed to their seat and they both said yes. Councilmember Black moved to reappoint Julie Reiman and Joe Rocha to the Municipal Property Corporation. Seconded by Councilmember Castaneda. Vice Mayor Gonzales calls for the vote. Vote – 5 in favor, 2 members excused (Mayor Dalley and Councilmember Mancha II). **MOTION PASSED.**

B. Information and discussion only: Regarding planning a Town Clean-up day.

Code Enforcement Officer Josh Derhammer states that right now we have a proposed date for the cleanup day as April 15th. He will contact the local newspaper and radio stations with details when it is all worked out. Will be in contact with the County as well to see if we can get a dumpster donated to us for the project. The biggest thing we will need for the event is volunteers and we may do two Saturdays if we can get the volunteers. Mr. Derhammer states that right now he does have two areas in mind for the cleanup. Would like to encourage all the property owners to participate and get their properties cleaned up. Also, if we think that we are going to need some equipment he will contact Blueline to see if they can help with that as well. Vice Mayor Gonzales asks what are the two cleanup areas being targeted. Mr. Derhammer states that there is an area on Forrest Avenue that really needs to be cleaned up, hoping to have two separate sections on opposite sides of town. Brief discussion regarding the date being on Easter weekend and several other events that may be going on that weekend as well. Councilmember Castaneda suggests contacting Globe Clean and Beautiful, Mr. Fernando Shipley, for assistance and/or advice on this project. Open discussion and comments regarding making quadrant areas for the cleanup so the volunteers know what area is being worked on and what area to concentrate on. It is also suggested to contact Mr. Michael 23 of the Arts Commission for their assistance, they may be interested in helping with the project as well. No action taken on this item.

C. Information, discussion and possible action: To approve an agreement with or direct staff to prepare an agreement for Council approval at the next meeting and to hire Peterson Geotechnical Group L.L.C. to analyze, evaluate, and prepare a report regarding potential quality of work issues associated with work completed during Phase 2 of the sewer replacement project.

Town Manager Heatherly states that he has talked to Mayor Dalley and to USDA regarding this issue. Sullivan Street starting at Reppy going west to Plaza, if you go south on Plaza or if you go north to Live Oak you can see the sinkholes. Also, all the way through Sullivan Street you can see that it is concaved. There is also a sinkhole at the Ram yard, right there at Canyon Avenue. The Town did some research and found Peterson Geotechnical Group, they are forensic evaluators. They did come out last week and took a look at the areas and gave the town a quote for their services. Town Manager Heatherly explains that he did talk to USDA about doing this and they agreed that this is the way to go to figure out what has caused this. Town Manager Heatherly explains the process they will go through to do the evaluation. Vice Mayor Gonzales asks what is the gap ratio that they will be doing the impaction test. Town Manager Heatherly states they will go to two of the sinkholes and test right there and the other two sights they will spread out in between where they were already tested. Councilmember Black comments regarding the town has been paying the construction manager, they should have been on the job site making sure the work was done properly. Councilmember Black asks how much is the quote to do the testing. Town Manager Heatherly states it will be between \$20,000.00 and \$27,000.00. Councilmember Hanson moved to approve the hiring or direct the staff to prepare an agreement for approval with Peterson Geotechnical Group to analyze and evaluate as stated. Seconded by Councilmember Medina. Councilmember Black questions if we hire this group to do this testing, will the Town get reimbursement from the project manager. Town Manager Heatherly states that we will seek restitution from whatever

party was involved in it. Brief discussion regarding what happens if this starts to happen in other areas and discussion regarding the one year project warranty. Vice Mayor Gonzales asks if we can still move forward with phases 3-5 during this process. Town Manager Heatherly states that yes we can, this will not delay the project. Vice Mayor Gonzales calls for the vote. Vote – 5 in favor, 2 members excused (Mayor Dalley and Councilmember Mancha II). MOTION PASSED.

D. Information and discussion only: Current status of sewer project Phase 2 and Phases 3-5.

Town Manager Heatherly states that we just talked about the biggest issue with phase 2. The plan is to have Peterson up here, hopefully tomorrow but likely on Wednesday, hope to be done in about 4 days with the actual work and then the materials they take will be sent to a lab. They will try to have the lab results by next Thursday. There will need to be a lot of decisions made on this issue from the Wastewater Advisory Board and the Town Council by the next Council meeting. Technically, Phase 2 is finished but we have a big mess on our hands that needs to be cleaned up and after this forensic study is done we will know the magnitude of what the fix is going to be. For phases 3-5, ProPipe has finished up videoing the lines last week and we should have results back from that within the week. From the results we will figure out what we are doing with the design side. Realistically we could have the design work done by the end of April, go out for bid in May and hopefully start construction by the end of July or early August. We have a 14 month construction schedule; it is very aggressive but doable. Brief discussion regarding the design phase of the project being affected by the work being done by ProPipe. Town Manager Heatherly explains that by videoing the lines we now know which lines can be CIPP (cured in place pipe) and which can't. Vice Mayor Gonzales questions the project cost of \$12 million which at the time was without knowing that they were going to do CIPP work, what are we estimating the cost to be with the CIPP work. Town Manager Heatherly states right now we do not know the answer to that, there are a lot of other factors to consider.

E. Information, discussion and possible action: To recess the regular 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 in pending litigation or in settlement discussions conducted in order to resolve litigation in the matter of Ballesteros vs. Town of Miami.

Councilmember Black moved to recess into executive session. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 5 in favor, 2 members excused (Mayor Dalley and Councilmember Mancha II). 7:28 p.m.

Council reconvenes at 8:05 p.m.

All members present, Mayor Dalley and Councilmember Mancha II excused

10. **CALL TO THE COUNCIL:** No response.

11. ADJOURNMENT:

Councilmember Black moved to adjourn the meeting. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 5 in favor, 2 members excused (Mayor Dalley and Councilmember Mancha II). MOTION PASSED.

Meeting adjourned at 8:06 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 13th day of March, 2017.

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

DATED this 27th day of March 2017.



Karen Norris, Town Clerk

APPROVED:



Darryl Dalley, Mayor