

MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, JUNE 26, 2017 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 Gonzales, Councilmember Black, Councilmember Castaneda, Councilmember Hanson (telephonically) and Councilmember Medina.

EXCUSED: Councilmember Mancha II.

STAFF PRESENT: Town Manager Heatherly, Town Attorney Smiley, Town Clerk Karen Norris and Interim Police Chief Preston.

Mayor Dalley recognizes Globe Councilmember Rios is present.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of the June 12, 2017 Regular Meeting.
- B. Consideration and possible action to approve the Town Payroll for June 18, 2017.

Councilmember Castaneda noted a spelling correction to Mr. Anthony Massingill's name in the June 12th minutes. Councilmember Castaneda moved to approve the consent agenda with the noted correction to the minutes. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 6 in favor and 1 member excused (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 June 2, 2017 to June 22, 2017.

Various questions and brief discussion regarding several demands in the report. Brief discussion regarding an axle bought and returned to Merles that Town Manager Heatherly will have to look into and get back to Council with what he finds out. Vice Mayor Gonzales states that on page 13 there are some voided checks. He has asked several times that copies of all voided checks be put in his Council packet, can Town Manager Heatherly make sure he starts getting copies of those put in his packet. Vice Mayor Gonzales moved to approve the general demands for June 2, 2017 to June 22, 2017. Seconded by Councilmember Black. Mayor Dalley calls for the vote. Vote – 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

6. REPORTS / RECOGNITIONS:

A. Department Reports.

Interim Police Chief Preston, Police Department report on statistics and activity for week ending June 25, 2017.

B. Town Manager Report.

Town Manager Heatherly reports on a meeting he had with Arizona Water Company to review the plans for Phases 3-5 and discuss how they are going to work together to make this phase go smoother. They have pretty much identified where the biggest conflicts are going to be and discussed how they are going to deal with issues that come up during construction. Reports that tomorrow he will be meeting with the Town Attorneys and the Surety Bond Company for Kinkaid and Kinkaid to see what they can do to get them to release the bond or at least a portion of the bond. Reports that Saturday he attended a meeting with a majority of local businesses regarding concerns about general business for them and many other issues. Will be meeting once a month to try and promote business here. Report on request from Headstart for room for expansion, will be working with Tom Foster from the Museum and Headstart on that issue. Comments on the claim submitted to Arizona Water Company's insurance regarding Burch Road, that claim was denied. Comments regarding a letter that was received from ADOT asking if the Town would like to take ownership of the bridge over Pinto Creek. Will be attending the Globe Council meeting tomorrow night to present them with the transit budget. Comments regarding a letter of complaint from Mr. Clint, who purchased a transit bus from the Town, the bus was sold "as is" and there was nothing misleading in the advertisement. Public Works is still working to get the garbage truck running.

C. Mayor/Council Reports.

Councilmember Medina reminds everyone that Boomtown Spree is still a go. Announces that the will be unavailable for a few day as he will be going to Tampa, FL for a Moose convention.

7. CALL TO THE PUBLIC: No response.

8. UNFINISHED BUSINESS: None.

9. NEW BUSINESS:

- A. Information, discussion and possible action:** To approve Special Event for Special Event Liquor License application for Lions Club Miami #008659 for Humane Society Project to be held Saturday, July 29, 2017; from 3:00 pm to 12:00 am at Bullion Plaza Museum, 150 N. Plaza Circle, Miami, AZ.

Mrs. Barbara Nancarrow presents this request to Council. Brief discussion regarding how many guests are anticipated to attend this event. Discussion and clarification regarding how much security they will have for the event. Item number 6 of the application states 4 of the Miami Police Officers will be on duty. It is clarified that only 1 off duty officer will be working security for this event. Location of the event is also clarified, it will not be at the Bullion Plaza Museum as stated on the application but it will be at the Bullion Plaza Gym. Councilmember Black moved to approve Special Event for Special Event Liquor License application for Lions Club Miami #008659 for Humane Society Project to be held Saturday, July 29, 2017; from 3:00 pm to 12:00 am at Bullion Plaza Gym, 150 N. Plaza Circle, Miami, AZ. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

- B. Information, discussion and possible action:** Discussion and direction to staff regarding process of revising fee schedule for septic waste disposal station.

Town Manager Heatherly explains that he would just like to update Council on what staff is working on for the septic waste disposal station. EUSI L.L.C. has helped to determine some of the issues that have been happening with the treatment plant and dump station. Staff is going to develop some standards and procedures regarding how we evaluate the material before we accept it. Will be developing an ordinance on how all this will work and also setting new rates for dumping. Town Manager Heatherly explains that one of the biggest things we have found is that we are charging only a quarter of what the facilities in the valley charge for dumping, so we will propose a rate increase. Based on the proposed increase it will raise our revenue by approximately \$103,000.00. Open discussion on how the material dumped is metered and how the system filters the liquid being dumped before it is sent to the plant. Town Attorney Smiley comments on the process for adopting the ordinance and imposing the rate increase. The Town will need to adopt the ordinance authorizing the fees and then adopt a Notice of Intent to raise the fees. No action taken on this item.

- C. Information, discussion and possible action:** To approve and name two (2) additional check signers for Town banking accounts.

Town Manager Heatherly recommends Council appoint Delvan Hayward and Dale Metz as check signers for Town banking accounts. Councilmember Medina moved to appoint Delvan Hayward and Dale Metz as additional check signers for the Town banking accounts. Seconded by Councilmember Castaneda. Mayor Dalley calls for the vote. Vote – 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

D. Information, discussion and possible action: To direct staff on local current issues involving public safety and vandalism of Town-owned and privately owned properties.

Town Manager Heatherly states that he has met with the police department, code enforcement department as well as spoke to local residents regarding this issue. We are seeing a lot of theft, criminal damage, and juvenile activities such as damage, graffiti, vandalism. Also seeing a lot of speeding on US 60, Sullivan Street and residential streets, drunk driving, illegal parking, drug activity and blight. Have discussed putting some programs in place but want to start with zero tolerance immediately. Town Manager Heatherly states we have to start somewhere, we have a lot of ordinances in place, but have not been enforcing them. Discussion and comments regarding extending the curfew and enforcing it. Town Manager Heatherly states that staff will be putting together some ideas to bring before Council for consideration. Discussion regarding having community meetings for public input. Open discussion and comments on how to handle the juveniles and can the parents be held responsible for their children. Discussion regarding the possibility of starting block watch programs. Discussion regarding putting up signs regarding speed, parking and installing speed bumps. Discussion regarding utilizing the local radio and newspapers to get this going and to get word out to the residents. Councilmember Castaneda states that she feels the citizens of Miami have been waiting for this to happen for a long time now. Councilmember Black comments on the need to get cooperation from the County Attorney and judges. Brief discussion and comments regarding the ability to detain and hold juveniles until their parents pick them up. Interim Police Chief Preston states that the Police Department can only detain a juvenile for up to 2 hours and if their parents don't pick them up the police have to take them home. Open discussion regarding the possibility of passing an ordinance holding parents accountable for their kid's actions. Vice Mayor Gonzales comments regarding the school having a policy in place for truancy, maybe we can follow something like what they have, get the County Attorney to help implement something for the Town. Discussion regarding imposing community service as well. No action taken on this item.

E. Information, discussion and possible action: Discussion and direction to staff regarding letter addressing local sewer treatment plant capacities.

Town Attorney Smiley states her conflict of interest with this item and will recuse herself from this item. Town Manager Heatherly states that Council has been given a copy of the draft letter opposing Tri City Sanitary District building a waste treatment facility. Town Manager Heatherly states that he feels it is important to make sure the County Supervisors know about this issue and what is going on. In reviewing the draft letter, some of the numbers need to be verified for accuracy. Globe City Manager has a copy of this draft letter as well. The intention is to get the City of Globe, Town of Miami and the Wastewater Advisory Board for signed off on this letter and send it to the Board of Supervisors, Congressional Delegation, USDA Phoenix and Washington D.C., BHP Miami and possibly a few other entities. Discussion regarding the Town of Miami and City of Globe having the capacity to take the Tri-City sewage. Councilmember Castaneda comments that this letter is a good idea has no objection to sending the letter. Town Manager Heatherly states that he will be working with Mr. Paul Jepson, Globe City Manager to get this letter out. Town Manager Heatherly comments on keeping this transparent so that the appropriate decisions can be made about where Globe, Miami and Tri City go in the future, both short term and long term. No action taken on this item.

- F. Information, discussion and possible action:** To approve, subject to funding agency concurrence or deny, payment application for Kinkaid Civil Construction, LLC, in the amount of \$174,529.34 for retainage associated with Phase 2 Construction services, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly states that the Wastewater Advisory Board voted to table this item and advises Council to table it as well. Councilmember Castaneda moved to table payment application for Kinkaid Civil Construction, L.L.C. Seconded by Councilmember Medina. Vote – 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED – ITEM TABLED.

- G. Information, discussion and possible action:** To approve, subject to funding agency concurrence, payment application for AMEC, in the amount of \$37,873.06 for one month of Design and Construction Management Services, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly states the Wastewater Advisory Board approved and recommended this item for payment. Councilmember Black asks how far over the original bid has the Town paid so far. Town Manager Heatherly states that he does not know the exact number, but it is a lot. Councilmember Black states that he feels we should not pay AMEC for correcting their own mistakes. Vice Mayor Gonzales states that he agrees with Councilmember Black. Brief discussion regarding the contract and that the Town approved the change orders so that in turn revised the contract and approved the work. Discussion regarding Council being advised previously that if they did not approve the changes that AMEC would stop the work and keep the plans. Councilmember Castaneda moved to approve, subject to funding agency concurrence, payment application for AMEC, in the amount of \$37,873.06 for one month of Design and Construction Management Services. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 5 in favor, 1 member opposed (Councilmember Black) and 1 member excused (Councilmember Mancha II). MOTION PASSED.

- H. Information, discussion and possible action:** To approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$85,716.39 for legal, geotechnical investigation, and other project related expenses, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly briefly reviews the Town of Miami pay application. Brief discussion regarding the fees pertaining to the sink holes being reimbursed to the Town. Town Manager Heatherly states that it is the intent to have the Town reimbursed for its costs in regards to the sink holes. Councilmember Castaneda moved to approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$85,716.39 for legal, geotechnical investigation, and other project related expenses. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. . Vote – 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

I. Information and discussion only: Update on the current status and progress of sewer project Phase 2 and Phases 3-5.

Town Manager Heatherly gives a brief update on what has been currently going on with the project. There has not been any physical work on Phase 2. There have been 2 more sink holes identified. Phases 3-5 is making enormous progress in identifying the scope of the project. Seventy-three percent of the project will be CIPP'd or is currently planned to be CIPP'd. HilgartWilson has done a great job up here, they have been up here walking the roads and comparing them to the drawings, Dale Metz has done that as well. Arizona Water has reviewed the drawings. Town Manager Heatherly comments on how the Town is working with Arizona Water and Southwest Gas on how to deal with issues as they come up during construction. Open discussion and comments regarding where construction will start with Phase 3-5. It is noted that for reporting purposes Phases 3-5 will be called Consolidated Phase 3-5. Councilmember Black comments on his feelings about starting construction in the Town of Miami as opposed to starting in Miami Gardens. Vice Mayor Gonzales asks if we have done a cost analysis for doing CIPP compared to replacing the lines. Town Manager Heatherly states we should have that number in 2 to 3 weeks. Brief discussion regarding the roads, what can we do about the roads. Councilmember Black asks about the life expectancy of CIPP'd lines compared to new sewer pipe lines. Town Manager Heatherly states that he has been told it is just as good, but it is a good question to ask and needs to be answered. Councilmember Black comments regarding his concern of infiltration of the lines. No action taken on this item.

10. CALL TO THE COUNCIL:

Mayor Dalley thanks everyone for attending the meeting.

11. ADJOURNMENT:

Councilmember Castaneda moved to adjourn the meeting. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote - 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

Meeting adjourned at 8:08 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 **26th** day of **June**, 2017.

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

DATED this **10th** day of **July** 2017.



Karen Norris, Town Clerk

APPROVED:


Sammy Gonzales, Vice Mayor