

# MINUTES

## TOWN OF MIAMI

### REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, JULY 10, 2017 AT 6:30 PM

**1. CALL TO ORDER:**

Vice Mayor Gonzales calls the meeting to order at 6:31 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 Castaneda, Councilmember Hanson and Councilmember Medina.

**EXCUSED:** Mayor Dalley, Councilmember Black and Councilmember Mancha II.

**STAFF PRESENT:** Town Manager Heatherly, Town Attorney Smiley, Town Clerk Norris, Interim Police Chief Preston, Finance Clerk Lopez, Library Assistant Roy Plascencia, Senior Center Director Kristy Regalado and Utility Coordinator Jerrols.

**4. CONSENT AGENDA:**

- A. Consideration and possible action to approve Minutes of the June 26, 2017 Regular Council Meeting.
- B. Consideration and possible action to approve the Town Payroll for July 2, 2017.
- C. Consideration and possible action to approve Child Support Awareness Month Proclamation.

Councilmember Castaneda moved to approve the consent agenda. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 4 in favor, 3 members excused (Mayor Dalley, Councilmember Black 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 June 23, 2017 to July 3, 2017.

Finance Clerk Maria Lopez gives a brief follow up from questions asked about demands at the previous meeting. Clarification of various demands in the report. Vice Mayor Gonzales

questions the late fees charged on the landfill invoice. It is explained that the late fee gets charged every month until the Town pays that balance off. Councilmember Castaneda moved to approve general demands for June 23, 2017 to July 3, 2017. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 4 in favor, 3 members excused (Mayor Dalley, Councilmember Black and Councilmember Mancha II). MOTION PASSED.

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

Councilmember Castaneda questions if Gila County Finance is for the landfill fees owed. Town Manager Heatherly states no, it is for the magistrate fees, which are currently in review by the County. Councilmember Castaneda questions the invoice for Scott Merriman Inc.. Town Manager Heatherly explains that is a very old invoice and we are not sure what it is, we can research it and follow up.

**6. REPORTS / RECOGNITIONS:**

**A. Department Reports.**

Mr. Spencer Preston, Interim Police Chief reports on statistics and activity for the Police Department through the month of June 2017.

Ms. Tashiana Jerrols, Utility Clerk Coordinator, reports briefly on the utility account billing activities and monthly statistics for the month of June 2017.

Mr. Roy Plascencia, Library Assistant, gives the Library report on statistics and activity for the month of June 2017.

Mrs. Kristy Regalado, Senior Center Director gives the Senior Center statistics and activity report for the month of June 2017.

**B. Town Manager Report.**

Town Manager Heatherly reports that the garbage truck is still down, we are waiting on parts. Reports that we are hoping to start fixing Milton Street sometime next week. Gives a brief update on the underfunding issue with PSPRS; this will be coming before Council in the near future. Town Manager Heatherly comments regarding a request to honor a former Miami resident Mr. Edward Munds. It is Mr. and Mrs. Munds's 50<sup>th</sup> wedding anniversary. Town Manager Heatherly reads a letter that he will be sending to Mr. Munds in regards to his contribution to the Town of Miami and wishing them a Happy 50<sup>th</sup> Wedding Anniversary.

**C. Mayor/Council Reports.**

Councilmember Castaneda comments regarding the mural that has been completed in the library lobby. Councilmember Castaneda encourages the public to go in and see it, it is absolutely gorgeous.

Councilmember Medina comments that Boomtown Spree is still a go and gaining momentum. Councilmember Medina comments on his recent trip to Tampa, FL. for the Moose Convention. Councilmember Medina comments on their drive to Florida and passing through many towns and communities that appear to be struggling just as Town of Miami is. Councilmember Medina comments on all the highway construction they encountered on their trip, picks up your spirits to see that kind of work going on. Comments regarding hearing that Genesis will be working on a project to fix up the streets, possibly. He thinks that is wonderful, that is what he likes to see. Councilmember Medina comments regarding bringing in industry or business to the Town of Miami. Also notes that Globe City Councilmember Mr. Larry Alderman is in attendance.

**7. CALL TO THE PUBLIC:**

Mr. Billy West, Miami resident, states that he would like to address the trash issue. Comments regarding the Town charging \$129.00 to pick up trash and the prisoners just throw his trash cans down after dumping his garbage. Feels if the Town is going to allow that they can just get rid of those prisoners, do something to stop that. Mr. West comments that he did not know Council changed their meeting days to Monday (he thought it was on Thursdays), but now he will be here for every meeting. Mr. West comments that Miami is going down, and the Town can do a lot better. Comments regarding the conditions of the roads, trash rates and bulk trash pickup procedures and cost.

Mrs. Dorteia Hernandez, Miami resident, comments on wastewater management and prime power, a methane digester. This should be put into the design to help offset the costs. Mrs. Hernandez comments on the bus pass pro-rating system, it needs to be looked at based on the social security retirement allocations, it no longer comes at the first of the month, it is now the middle of the month. Comments on the \$5.00 charge for bulk trash pickup. It is a requirement for it to be bagged which makes it not "green waste" anymore. Ms. Hernandez comments on hearing that residents are being charged \$30 to have items picked up such as couches, furniture, anything like that.

**8. UNFINISHED BUSINESS:** None.

**9. NEW BUSINESS:**

**A. PUBLIC HEARING, DISCUSSION AND ACTION:** To hold a public hearing and possible adoption of Resolution No. 1194, adopting the final budget for the Town of Miami for fiscal year 2017/2018, and approving an alternative expenditure limitation to govern the Town of Miami budget for fiscal year 2017/2018 in an amount equal to the total amount of budgeted expenditures/expenses as it appears on the annual budget:

1) Open Public Hearing.

Vice Mayor Gonzales opens the public hearing at 7:05 p.m.

- 2) Open Discussion and Public Comments regarding adoption of the tentative budget as the final budget for Fiscal Year 2017/2018.

Ms. Dorteia Hernandez states that she would like to see a budget that the public can understand, user friendly. Vice Mayor Gonzales states that she can come talk to the Town Manager about any questions she may have. No further public comments.

- 3) Close Public Hearing.

Vice Mayor Gonzales closes the public hearing at 7:06 p.m.

- 4) Council discussion, motion and possible action to approve Resolution No. 1194 adopting the final budget for fiscal year 2017/2018 and setting an expenditure limitation to govern the Town of Miami budget for fiscal year 2017/2018.

Councilmember Hanson states that she feels that they have gone over this budget many times so she is going to move to approve 2017/2018 budget as agreed upon at the last meeting and as presented here. Seconded by Councilmember Medina. Town Attorney Phyllis Smiley asks if Councilmember Hanson can include approval of the resolution in her motion. Councilmember Hanson amended her motion to include approval of Resolution No. 1194. Amendment seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – 4 in favor, 3 members excused (Mayor Dalley, Councilmember Black and Councilmember Mancha II). MOTION PASSED.

**B. Information, discussion and possible action:** To approve Resolution No. 1195 officially changing the name of W. Cuprite Avenue to Michael's Lane.

Town Manager Heatherly gives a brief history of the changing of this street name and that for some reason when it was originally brought before Council the process was not completed. Council needs to approve the resolution and process it with the County to complete the street name change. Councilmember Hanson moved to approve Resolution No. 1195 officially changing the name of W. Cuprite Avenue to Michael's Lane. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote –4 in favor, 3 members excused (Mayor Dalley, Councilmember Black and Councilmember Mancha II). MOTION PASSED.

**C. 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 sewer Phases 3-5. This phase is now considered Consolidated Phase 3-5 and there is no set order of the construction yet. AMEC has completed the drawings and should they have been sent to USDA. The project is progressing even with some slight changes in the layout. Town Manager Heatherly comments on the need to get 4 more easements and Dale Metz is working on that now and we do not anticipate any problems with that. Town Manager Heatherly comments briefly on USDA and ADEQ plan approvals. As of now we are hoping to go out to bid in early August and have the bid review by the middle of September and hopefully start construction by the end of

September. Brief discussion and comments regarding the completion time for the project. Town Manager Heatherly states we have just 14 months to complete the project, it is a very aggressive schedule.

**D. Information, discussion and possible action:** To recess the public meeting and convene in executive session for the following purposes:

- 1) 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 The Town of Miami v. Bennu Properties, LLC et al.
- 2) 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 or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation in the matter of Kinkaid Civil Construction v. Town of Miami and Town of Miami v. Kinkaid Civil Construction, et al.

Town Manager Heatherly asks Council to allow the Town Clerk to attend the executive session to take notes for minutes because the attorney will be active in the discussion on these items. No objection from Council. Councilmember Medina moved to recess into executive session for items noted on agenda. Seconded by Councilmember Castaneda. Vice Mayor Gonzales calls for the vote. Vote – 4 in favor and 3 members excused (Mayor Dalley, Councilmember Black and Councilmember Mancha II). **MOTION PASSED.**

Recess at 7:18 p.m.

Return from executive session at 8:24 p.m. All members present – Mayor Dalley, Councilmember Black and Councilmember Mancha II excused.

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

**11. ADJOURNMENT:**

Councilmember Castaneda moved to adjourn the meeting. Seconded by Councilmember Hanson. Vice Mayor Gonzales calls for the vote. Vote – 4 in favor, 3 members excused (Mayor Dalley, Councilmember Black and Councilmember Mancha II). **MOTION PASSED.**

Meeting adjourned at 8:25 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 10<sup>th</sup> day of July, 2017.

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

DATED this 24<sup>th</sup> day of July 2017.



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Karen Norris, Town Clerk

**APPROVED:**

  
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Darryl Dalley, Mayor