

MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, NOVEMBER 13, 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. Councilmember Medina led the invocation.

3. ROLL CALL OF COUNCIL MEMBERS:

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

STAFF PRESENT: Town Manager Heatherly, Town Attorney Smiley, Town Clerk Norris, Police Sergeant Durnan, Librarian Delvan Hayward, Public Works Administrator Tom Moreno, Transit Manager Richard Cluster, Senior Center Director Kristy Regalado and Utility Coordinator Tash Jerrols.

Councilmember Black moved to move New Business Item C up before New Business Item A. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of the October 23, 2017 Regular Council Meeting.
- B. Consideration and possible action to approve the Town Payroll for November 5, 2017.
- C. Consideration and possible action to approve Town of Miami's 100th Anniversary Proclamation.

Mayor Dalley pulls consent agenda item C for discussion and a separate vote.

Councilmember Castaneda moved to approve consent agenda items A and B. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

Mayor Dalley reads Town of Miami's 100th Anniversary Proclamation aloud. Mayor Dalley states that he would like to add a paragraph to the proclamation regarding dedication of the Veteran's Memorial Wall, which was dedicated in 2013. Councilmember Hanson moved to

table the proclamation. Seconded by Councilmember Medina. 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 October 20, 2017 to November 9, 2017.

Council asks a few questions about various demands. Councilmember Hanson moved to approve general demands for October 20, 2017 to November 9, 2017. Seconded by Councilmember Castaneda. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

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

Town Manager Heather briefly reviews the accounts payable aging report through October 2017. Councilmember Black questions the outstanding debt to the Town Auditors Colby and Powell. Town Manager Heatherly states that we have just made a payment to them.

- C.** Review and discussion of Revenues/Expenditures report for activities of October 2017.

Town Manager Heatherly reviews the schedule of revenues report and comments briefly on the grants discrepancies. Town Manager Heatherly reviews the expenditure report, we are a little bit below the budget, which is a good thing. At this time he sees nothing alarming to bring to Council's attention.

- D.** Review and discussion of the recap of financial activity report for October 2017.

Town Manager Heatherly briefly reviews the recap of financial activity for the month of October 2017.

6. REPORTS / RECOGNITIONS:

- A.** Department Reports.

Police Sergeant Durnan gives the Police Department report on activity and statistics for September 2017 and through this past week in November. The next Block Watch meeting will be on November 20th, 6:00 p.m. at Townhall.

Public Works Administrator Tom Moreno reports on the Public Works Department street maintenance and various other activities for the month of October. Gives a brief update on the repair of the backhoes. The drainage grate at the bottom of Adonis is complete and gives thanks to ADOT for their assistance with this job.

Librarian Delvan Hayward gives the Library report on statistics and activity for October 2017.

Kristy Regalado, Senior Center Director gives the Senior Center report on statistics and activity for October 2017.

Richard Cluster, Transit Manager gives the Transit Department report on statistics and activity for October 2017.

Tash Jerrols, Utility Coordinator, reports on the utility account billing activities and monthly statistics for October 2017.

B. Town Manager Report.

Town Manager Heatherly invites Council to join staff and the DOC workers at the Senior Center on November 22nd at 1:00 p.m. for a Thanksgiving lunch. Reports that he is working with a gentleman from the valley who is reviewing the Town's state sales tax reports, looking at businesses that have been paying sales tax and comparing to businesses that are licensed in the Town of Miami, will report back to Council as this progresses. Reports that in some upcoming meetings staff will be coming to Council with some proposed rate increases for garbage pickup and sewer rates. The Bullion Plaza Lighting Project will be starting tomorrow. Gives a brief update on the pool inspection and should have a report ready for Council by the next meeting. Comments on the upcoming minimum wage increase. Reports that staff has started the year end preparations for the accounts payable and payroll. Reports that he is finalizing the information he has received from the individual Councilmembers, he has received 5 responses back, will put those together and go through them at the next Council meeting.

C. Mayor/Council Reports.

Councilmember Medina announces Small Town Christmas is December 16th. Comments that Boomtown Spree is still a go, but they will not be working in conjunction with the Centennial Celebration, they have decided to move the date back to April. They will help with the Centennial Celebration as much as possible. Gives thanks to the women of Moose White Mountain Chapter 2326 for helping out with the various Halloween events.

Mayor Dalley announces that 10 high school students have volunteered for the Small Town Christmas event. The high school winter formal has been scheduled for December 21st. The high school students will also be holding a leadership conference in January. Reports that there is a CAG meeting on Wednesday and a Copper Corridor Mayor's meeting next week. Reports briefly on the Veteran's Day Parade.

7. CALL TO THE PUBLIC:

Mr. Michael 23, Miami resident and President of the Miami Arts Commission, announces that they have already begun planning the 2018 Miami Loco event and have set a date of April 20-22, 2018.

8. UNFINISHED BUSINESS:

9. NEW BUSINESS:

C. Information, discussion and possible action: To approve bid package for Town of Miami Sewer Project Phases 3-5.

Mr. Ron Hilgart and Mark Ipson of HilgartWilson give a brief presentation to Council. Mr. Mark Ipson comments on the sewer project bid package and how it will be combining the Phases 3 - 5. Shows a breakdown of the Phases 3 – 5 boundaries. Mr. Ipson states that we will be going out to bid under a single contract and asking bidders to break the bids down by the each phase. Mr. Ipson briefly reviews the preliminary construction schedule. Brief review of the estimated construction costs for phases 3 – 5. Brief discussion regarding doing a walkthrough of the town with potential bidders so that they have a clear understanding of the job, and know what they are getting into. Town Manager Heatherly comments on being prepared ahead of time for this phase of the project, working with Southwest Gas and Arizona Water to do the potholing and other prep work. This should have been done on the prior phases and it would have saved a whole lot time and trouble. Mr. Ron Hilgart comments briefly on the current conditions of the streets and repair of the streets as the project moves through the town. Discussion regarding the amount of piping that will be CIPP'd and any savings to the Town by doing CIPP. Councilmember Black asks what the life expectancy is on the old pipes that are CIPP'd. Mr. Mark Ipson states at least a 50 year life span. Discussion regarding where we are now with the USDA loan. Town Manager Heatherly states that right now we do not know, we need to wait for the bids to come in, then we will have a better idea. Discussion regarding the contingency fees. Discussion regarding the roads and if they are not fixed properly they will just deteriorate after a lot of rain and then the sewer lines will be compromised. It is hopeful that USDA will work with us regarding the roads but they are not going to let us move things around to do road work. Discussion regarding putting in shut off valves and clean outs as the lateral lines go in. Councilmember Hanson moved to approve bid package for Town of Miami Sewer Project Phases 3-5. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote – 7 in favor. MOTION PASSED.

Councilmember Mancha II excused himself from the meeting at 7:50 p.m.

A. Information, discussion and possible action: To approve an amendment to the Miami Genesis Contract to amend Exhibit B, the Bullion Plaza Gym Event Rates.

Town Manager Heatherly explains to Council that he had staff make some phone calls to other venues to get their rental pricing and various rates. It was found that our pricing is fair compared to comparable facilities. Town Manager Heatherly reviews the proposed pricing structure for the use of Bullion Plaza Gym. There are no proposed changes to the cleaning deposits. Councilmember Castaneda states that she has a problem with the set up time fees; there is no way you can set up a large event in 2 hours. Brief discussion regarding what other venues charge for setup time. Discussion regarding not charging a fee for the set up day; is it taking away a day the gym can be rented and making money. Discussion regarding charging for cleanup time after an event. Discussion regarding finding out the average cost of electric usage and setting fees according to that cost. Discussion regarding possibly setting a minimum fee and time for setting up and if they go over that time, adding an additional fee “per hour” thereafter. Councilmember Black moved to table this item. Seconded by

Councilmember Hanson. Mayor Dalley calls for the vote. Vote – 6 in favor, 1 member excused (Councilmember Mancha II). MOTION PASSED – ITEM TABLED.

B. Information, discussion and possible action: To approve request to use Miami Veterans Park on December 2, 2017, from Noon until 5:00 p.m., including the snack bar for the first annual “Holiday Art in the Park”, featuring local artists and craftsmen.

Councilmember Hanson presents this request to Council for Ms. Marianne Collins. Councilmember Medina moved to approve request to use Miami Veterans Park on December 2, 2017, from Noon until 5:00 p.m., including the snack bar for the first annual “Holiday Art in the Park”, featuring local artists and craftsmen. Seconded by Councilmember Black. Mayor Dalley calls for the vote. Vote – 6 in favor, 1 member excused (Councilmember Mancha II). MOTION PASSED.

D. Information, discussion and possible action: To approve the Town’s participation in the Local Update of Census Addresses (LUCA) Program and other 2020 Census programs.

Town Manager Heatherly presents this item to Council and is just looking for Council’s support of this program. Brief discussion and comments regarding the Census program and how having the correct numbers for the LUCA program can possibly increase our revenues and help when applying for grants. Councilmember Castaneda comments on the political aspect of voter suppression and this makes her a little bit leery; this information gathering is what they are relying on. Vice Mayor Gonzales moves to approve the Town’s participation in the Local Update of Census Addresses (LUCA) Program and other 2020 Census programs. Seconded by Councilmember Black. Mayor Dalley calls for the vote. Vote – 4 in favor, 2 members opposed (Councilmember Castaneda and Councilmember Black) and 1 member excused (Councilmember Mancha II). MOTION PASSED.

E. Information, discussion and possible action: To approve Resolution No. 1200, abandoning certain portions of Pine Street, Canal Street, Live Oak Canyon and an un-named 20-foot wide right-of-way along the northeasterly boundary of Bullion Plaza Townsite.

Town Manager Heatherly presents the resolution to Council for consideration. This resolution is in regards to the presentation made by Freeport McMoRan a couple of meetings ago. Brief discussion regarding what will the town get in exchange for abandoning the land to the mine; nothing, it is their land anyways. Councilmember Castaneda comments that she is concerned with the residents we lose from the town by losing the housing. It is explained that no one lives in any of those houses in that specific area. Town Attorney Smiley comments regarding the land and that it is a right-of-way that will be usable by the Town for any other purpose. By State law, if the Town finds there is no longer a use for it, they can abandon it to the adjacent property owners. The mine is executing vehicular access and are going to grade the road for use by town vehicles and emergency vehicles; she does not see a problem with this. Councilmember Black moved to approve Resolution No. 1200, abandoning certain portions of Pine Street, Canal Street, Live Oak Canyon and an un-named 20-foot wide right-of-way along the northeasterly boundary of Bullion Plaza Townsite. Seconded by Councilmember Medina.

Mayor Dalley calls for the vote. Vote – 6 in favor, 1 member excused (Councilmember Mancha II). MOTION PASSED.

- F. Information, discussion and possible action:** To approve, subject to funding agency concurrence, payment application for AMEC, in the amount of \$10,858.53 for one month of Design Services, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council stating that it was approved by the Wastewater Advisory Board earlier today. Councilmember Castaneda moved to approve, subject to funding agency concurrence, payment application for AMEC, in the amount of \$10,858.53 for one month of Design Services, as recommended by the Wastewater Advisory Board. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

- G. Information, discussion and possible action:** To approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$22,473.63 for legal, geotechnical evaluation, Phase 3-5 construction management services and other project-related expenses, as recommended by the Wastewater Advisory Board.

Town Manager Heatherly presents this item to Council stating that it was approved by the Wastewater Advisory Board earlier today. There is one addition to the item description that he would like noted and that is to include geotechnical evaluation, “**Phase 2**” and Phase 3-5 construction management services. Councilmember Hanson moved to approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$22,473.63 for legal, geotechnical evaluation, Phase 2 and Phase 3-5 construction management services and other project-related expenses, as recommended by the Wastewater Advisory Board. Seconded by Councilmember Medina. Mayor Dalley calls for the vote. Vote 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED.

- H. Information, discussion and possible action:** To recess the public meeting and convene in 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 in pending litigation in the matter of the Town of Miami v. Kinkaid.

Councilmember Black moved to recess for a 5 minute break and then move into executive session. Seconded by Vice Mayor Gonzales. Mayor Dalley calls for the vote. Vote 6 in favor and 1 member excused (Councilmember Mancha II). MOTION PASSED. 8:42 p.m.

Return from executive session at 9:36 p.m. All members present, Councilmember Mancha II excused.

10. CALL TO THE COUNCIL:

Mayor Dalley thanks Town Clerk Karen Norris for preparing the Veterans Day Ceremony programs and reminds Council if they have any additional information they would like added to the proclamation to give it to the Town Manager.

Councilmember Medina thanks those who stayed for the entire meeting.

11. ADJOURNMENT:

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

Meeting adjourned at 9:38 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 November, 2017.

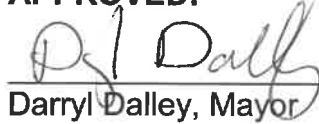
I further certify that the meeting was duly called and that a quorum was present.

DATED this 27th day of November 2017.



Karen Norris, Town Clerk

APPROVED:



Darryl Dalley, Mayor