



MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, FEBRUARY 25, 2019 AT 6:30 PM

1. CALL TO ORDER:

Mayor Dalley calls the meeting to order at 6:31 p.m.

2. PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor Dalley led the pledge of allegiance. Councilmember Moat led the invocation.

3. ROLL CALL OF COUNCIL MEMBERS:

PRESENT: Mayor Dalley, Vice Mayor Gonzales (arriving at 6:45 p.m.), Councilmember Black, Councilmember Bringham, Councilmember Moat, and Councilmember Reiman.

EXCUSED: Councilmember Medina

STAFF PRESENT: Town Manager Heatherly, Town Attorney Goodwin, Accounting Clerk Steele and Town Clerk Norris.

Mayor Dalley reminds Council and attendees to adhere to the Councils Rules and Procedures – Conduct and Decorum.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of the February 11, 2019 Regular Meeting and February 13, 2019 Work Session.
- B. Consideration and possible action to approve the Town Payroll for February 10, 2019.

Councilmember Black moved to approve the consent agenda. Seconded by Councilmember Bringham. Mayor Dalley calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales – excused, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – excused, Councilmember Moat – yea, and Councilmember Reiman – yea. **MOTION PASSED.**

Mayor Dalley recognizes Ms. Andrea Robles of CAG, Globe City Manager, Paul Jepson, City of Globe Mayor Gameros and City of Globe Public Works Director Jerry Barnes are present.

5. APPRVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:

- A.** Consideration and possible action to approve the General Demands for February 8, 2019 to February 21, 2019.

Councilmember Bringhurst moved to approve the general demands for February 8, 2019 to February 21, 2019. Seconded by Councilmember Black. Mayor Dalley calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales –excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – excused, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

6. REPORTS / RECOGNITIONS:

- A.** Town Manager Reports.

Town Manager Heatherly reports that he closed all non-essential departments of the town due to weather on Friday. Public Works and the Police Department did work on Friday. Reports the audit is progressing and is almost done. Arizona Department of Revenue will be here on Wednesday to do the Gila County half cent excise tax audit. Reports briefly on the road up from Nash to Churchill, right about the Trujillo house, the road is giving way but the Town is working to repair it and clean up. Have contacted some outside people to help with the issue. Reports the ADOT audit has been completed but we have not received the report yet, feels there wasn't anything to really speak of regarding it.

- B.** Mayor/Council Reports.

Mayor Dalley reads a brief report from Councilmember Medina regarding meeting with Senator McSally's office. Mayor Dalley states that Councilmember Medina will give the full report when he comes back for the next Council meeting.

Mayor Dalley thanks Town Manager Heatherly for his hard work on Thursday and Friday and making the decision to close the Town down. Comments regarding bringing donuts over to the town barn for the Public Works guys but never did find them because they were out working. Encourages Councilmembers to come in to Townhall to see Joe to find out the latest information on what is going on. Mayor Dalley states that he is having Town Clerk Norris forward a lot of emails to Council to keep them in the loop on things of interest and things happening as well; just trying to keep Council informed.

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

- 8. UNFINISHED BUSINESS:**

9. NEW BUSINESS:

Vice Mayor Gonzales arrives at 6:45 p.m.

- A. Information and discussion only:** Review and discussion regarding the Operating and Financial report for the month of January 2019.

Town Manager Heatherly reviews the operating and financial reports for the month of January 2019. Comments on the work that was done on Mill Street; really showed its true colors through this past storm. States Kent is not quite finished but it was better than it has been in the past. Gives a brief update on the CDBG Project work and states that there is no issue thus far. Reports that revenues are looking good and the expenses are looking even better. The aging report is a little bit higher now, but that number deviates a lot due to the billing cycles.

- B. Information, discussion and possible action:** To approve Sewer Service Designated Management Area (DMA) boundaries for the Town of Miami.

Globe City Manager Paul Jepson explains that there are a lot of pieces to this issue. In doing all of this, it is time to straighten out the Designated Management Area (DMA). This is the area of who has legislative control over what happens in water and wastewater. Any DMA changes or modifications have to happen with the EPC (Environmental Planning Committee) with CAG. Tri City and Town of Miami have come to an agreement on where the DMA boundaries should be. City of Globe and Tri City have come to an agreement as well. Tonight they want to talk about where the City of Globe is and requesting the boundaries between Town of Miami and City of Globe. Mr. Jepson explains that DMA boundaries are totally different than service level/service area. The Town of Miami currently services areas within the City of Globe, they are happy for that because it would be almost impossible for them to serve those areas. They are willing and want to do a long term agreement, an IGA to continue that relationship. Mr. Jepson explains that they are here tonight because the Mayor and Council would like to see the City of Globe DMA mirror their city limits. City of Globe Mayor, Al Gameros speaks a little bit on the DMA issue. We are at the point now where the applications need to be submitted by all three entities (Town of Miami, Tri City and City of Globe) for approval by CAG in order to get the boundaries settled. In order to expedite it and now that the money is available they are suggesting a three way agreement with CAG, with the boundaries the way they were submitted in the last meeting is what will expedite this whole project. Globe City Manager Jepson states that they are in the process of doing a boundary study, a DMA adjustment, so they are willing to include this, if there is a three way agreement, they would be able to cover the cost of doing the actual legal description that will need to happen and cover the cost of any fees required by CAG. Councilmember Black asks if they have a map showing the area with the boundary lines. Globe Public Works Director, Jerry Barnes, provides a map of Globe's area and one with the exception that Tri City offered. Globe City Manager Jepson explains that one of the maps shows what Tri City agreed to exclude based on what City of Globe has asked and what Miami and Tri City has worked out. Those areas are going to be pulled out, the only question left is where do we draw that line, of those two areas, the rest is going to fall to Globe and Miami and so what would happen is they would like to see those lines go on the border line of Globe city

limits. Globe Public Works Director, Jerry Barnes, explains that it involves primarily Cobre Valley Plaza, Walmart and the hospital. The high school and Miami Gardens area is outside of Globe city limits. It is under the proposal to go into Miami's DMA and everything Miami currently service would be in Globes DMA but giving Miami perpetual service of that area. Brief discussion regarding what exactly Council will be approving tonight. Town Manager Heatherly explains that because how the documents are put together if we lost Walmart, the hospital and the high school the Town of Miami would default with USDA. In working with Tri City the only thing we gave up was the Cobre Valley Shopping Center. Of the properties not in the Town of Miami limits would be in City of Globes DMA and City of Globe will give us an IGA stating that they will not go in and service that area. Town Manager Heatherly states he would suggest approving what is being proposed in principle and then come back with an IGA for consideration. Discussion regarding the City of Globes advantages and disadvantages of having these areas in their DMA. Globe City Manager states they are looking at doing a 25 year agreement. Discussion regarding the 25 years and can it be written for longer than 25 years; it can be written for any term. It is explained again that the DMA does not give City of Globe the ability to serve the area but gives them the ability to say who serves that area. Brief discussion regarding what could happen if City of Globe decided they wanted to serve that area. Discussion regarding USDA not allowing Tri City to service any areas that the Town of Miami already serves. Town Attorney Goodwin suggests the motion to be as follows, to approve the concepts for the DMA boundaries for the Town of Miami, and the IGA, as presented by the City of Globe tonight and to request Globe to proceed with the preparation of the legal descriptions at its cost. Councilmember Black moved as stated by Town Attorney Goodwin. Seconded by Councilmember Reiman. Mayor Dalley calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – excused, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

C. Information, discussion and possible action: To review potential candidates and possible appointment of 5 members to the Planning and Zoning Commission.

Town Manager Heatherly explains that he made a list of 6 people, of which we have 5 positions. He would like to add two more names to that list, Robert Licano and Brenda McLaughlin. Town Manager Heatherly states he wasn't planning on having a decision, but just putting some names out there, Council can kick this around for a couple weeks or so and when they are ready he can put it back on the agenda and it can be finalized. Town Manager Heatherly explains that he would like to get a diverse group as possible. Councilmember Bringham gives a little bit of background on Brenda McLaughlin stating she has 27 years with the City of Mesa and the Planning and Zoning and she has a lot of knowledge and wants to get involved with the Town. Town Attorney Goodwin clarifies that the ordinance that Council adopted, that creates the Planning and Zoning Commission, it provides that the Zoning Hearing Officer, which is Joe, will continue to carry out those duties of the Planning and Zoning Commission until Council appoints members of the Board. There is one case that is on its way through and if they appoint tonight they will hear it as opposed to the Zoning Hearing Officer. Vice Mayor Gonzales would like to see if any more people are interested in serving on the board, he feels there is no need to rush and appoint tonight. Councilmember Black moved to

put an ad in the paper to ask anybody in the community if they would be willing to sit on the Commission and give it a couple of weeks and then Council can decide who will be on the Board. Seconded by Vice Mayor Gonzales. (it is clarified that Council wants to run the ad for a couple of weeks) Mayor Dalley calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – excused, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

D. Information and discussion only: To review and discuss potential projects for FY 19/20 Community Development Block Grant (CDBG).

Town Manager Heatherly explains that the CDBG Grant is coming up later this year and we need to start coming up with some ideas on what to do with it. We are somewhat restricted on what we can do, it has to be approved by ADOH. Street improvements is one idea but we would have to select streets or look at some streets that are not that bad of shape and just shore up the sides and maybe next time come back and pave those streets. How to justify which streets will be a little bit difficult. Councilmember Black asks when would a project start? Town Manager Heatherly states September or October of this year. Councilmember Black comments on doing Canyon Avenue, it is one of the worst streets in town. Town Manager Heatherly explains that until we fix the sewer line there, we cannot fix that street. Town Manager Heatherly comments on a couple of other projects we can look at such as equipment we need for Public Works, maybe a garbage truck. Town Manager Heatherly comments on looking at contracting out the garbage service but no company will do that here because our streets are too narrow for the side pick-up trucks. Another project that can be considered is making repairs to the stairs in town; at some point they are going to have to be addressed. Town Manager Heatherly explains that we have to do our due diligence and prioritize and look at and consider other project besides just the streets. Town Manager Heatherly states we do have time to consider this but will have to make a decision in a couple of months. Councilmember Moat asks how much money is the grant. Town Manager Heatherly states about \$479,000.00. Town Manager Heatherly explains it is a process that we have to go through and just wants Council to start thinking about it.

E. Information and discussion only: Review and discussion regarding the Miami Wastewater Collection System Improvement Project Phase 2 and Phase 3-5.

Town Manager Heatherly states that he does not have a lot to report here but wanted keep it on the agenda so that if there was something that needed to be talked about they could talk about it. Town Manager Heatherly states that one of the depositions that was supposed to be done last week was delayed until March 8th. Town Manager Heatherly states that he has sent some information to the attorney in regards to some things that have since cropped up since Phase 2 has been completed. After the deposition on the 8th there will be a meeting between the attorney and himself to go over a plan of attack because then the mediation will be on the 18th of March. Hopefully we will have some inclination at the meeting as to whether this is going to go good or completely south. Town Manager Heatherly states that he has had conversations with USDA and has let

them know that we did not accept Phase 2, we did not sign off on it. So if there is any money that is left we would want to start doing something with Phase 2 as soon as possible. This money that was earmarked for this project has to be spent by sometime in December of this year. Discussion regarding Canyon Avenue and if there is anything we can do, go back in and fix that road. Town Manager Heatherly states he guesses that if we are willing to take on more loan and additional grant. Open discussion and comments regarding Sullivan Street and Canyon Avenue. Town Manager Heatherly states that after March 18th we may know a little better where we are going with this thing.

10. CALL TO THE COUNCIL:

Mayor Dalley announces that the next CAG meeting is on March 27th.

11. ADJOURNMENT:

Councilmember Black moved to adjourn the meeting. Seconded by Vice Mayor Gonzales. Mayor Dalley calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – excused, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

Meeting adjourned at 8:04 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 **25th** day of **February**, 2019.

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

DATED this **11th** day of **March** 2019.



Karen Norris, Town Clerk

APPROVED:


Darryl Dalley, Mayor