



## MINUTES

### TOWN OF MIAMI

#### REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, OCTOBER 14, 2019 AT 6:30 PM

#### 1. CALL TO ORDER:

Vice Mayor Gonzales calls the meeting to order at 6:32 p.m.

#### 2. PLEDGE OF ALLEGIANCE/INVOCATION:

Vice Mayor Gonzales led the pledge of allegiance. Councilmember Medina led the invocation.

#### 3. ROLL CALL OF COUNCIL MEMBERS:

**PRESENT:** Mayor Dalley (telephonically), Vice Mayor Gonzales, Councilmember Black, Councilmember Bringhurst, Councilmember Medina, Councilmember Moat, and Councilmember Reiman.

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

#### 4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of the September 23, 2019 Regular meeting.
- B. Consideration and possible action to approve the Town Payroll for September 22, 2019 and October 6, 2019.
- C. Consideration and possible action to approve Breast Cancer Awareness Month Proclamation.
- D. Consideration and possible action to approve Domestic Violence Awareness Month Proclamation.
- E. Consideration and possible action to approve Cities and Towns Week Proclamation.

Councilmember Black moved to approve the consent agenda. Seconded by Councilmember Medina. Councilmember Medina read all three proclamations aloud. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

**5. APPRVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:**

- A.** Consideration and possible action to approve the General Demands for September 20, 2019 to October 10, 2019.

Councilmember Medina moved to approve the general demands for September 20, 2019 to October 10, 2019. Seconded by Councilmember Black. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – yea, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

**6. REPORTS / RECOGNITIONS:**

- A.** Town Manager Reports.

Town Manager Heatherly reports that the Gila County Board of Supervisors has an item on their meeting agenda to offer the Town of Miami to purchase two pieces of property. The two parcels are located across the street from the Hostetler Pool and the purchase price will be \$31.00 each; he will report more to Council when he finds out if the item is approved by the Gila County Board of Supervisors. Reports that information has been sent to the Town Auditors so they can begin the 18/19 audit. Reports that he was contacted by a Mr. Isaac Caruso, who is a muralist, to paint a mural in the Town of Miami. Mr. Caruso is going around the state and wants to have Miami as one of his places to paint a mural. Mr. Caruso's project is supported by the National Endowment for the Arts and will be at no cost to the Town. Town Manager Heatherly states he will bring the request for approval back to Council when he has more information. Announces the Planning and Zoning meeting Wednesday at 5:00 p.m. Reports that the draft donation agreement with Source one Meds is being reviewed and he will bring it before Council when it is ready for approval. Reports on the burro races that took place in Superior last weekend.

- B.** Mayor/Council Reports.

Councilmember Black thanks everyone for their words of support and cards in his absence.

Councilmember Medina thanks Miami High School, Globe High School and San Carlos High School for the great weekend.

Mayor Dalley congratulates Miami Genesis for making this year's Miami Fiesta a success. Gives thanks to Vice Mayor Gonzales and Town Clerk Norris for their attendance at the Miami High School Class reunion craft fair this weekend. Announces that this weekend is the last home football game for Miami High School and invites everyone to come enjoy the game. Gives thanks to the Town of Miami staff for helping out Miami High School with the Homecoming Parade.

Mayor Dalley is excused from the meeting at 6:54 p.m.

Vice Mayor Gonzales thanks Town staff for their work and time spent assisting with the Miami High School Homecoming Parade. Shares that he had a conversations with a citizen after the parade. The citizen coaches at Globe High School, the citizen expressed to Vice Mayor Gonzales that there is more school spirit in Miami than in Globe. Vice Mayor Gonzales states that this comes from the public support of the community and students. Vice Mayor Gonzales thanks all those that attended the Homecoming Parade. Reports briefly on the Craft Fair on Saturday; it was very well attended. Vice Mayor Gonzales shares that the proceeds from the Craft Fair are going to support the Small Town Christmas event. Vice Mayor Gonzales thanks Mrs. Lisa Zaragoza and Denise Holms for putting this event on.

**7. CALL TO THE PUBLIC:**

Ms. Shelley Perry, Miami resident, comments regarding her statement to Council at the last Council meeting concerning the animal control issues in the town. Ms. Perry gives a brief update on what has happened since her address to Council on this issue and states that she is very pleased with the response she has received. Ms. Perry thanks everyone for their cooperation on this issue.

**8. UNFINISHED BUSINESS:**

**9. NEW BUSINESS:**

- A. Information, discussion and possible action:** Presentation of Resolution Copper Draft Environmental Impact Statement (DEIS) and project update. Request Council to approve submission of comment letter.

Mr. Bryan Seppala, Resolution Copper, Community & Social Performance Analyst, reports on the local workforce at their site. Reports on the reclamation progress, still going full speed. Reports on the current work at shaft number 9 and states that project should be completed in about a year and a half. Gives a brief update on the apprenticeship program through Central Arizona College. Reports on the Draft Environmental Impact Statement. Brief discussion regarding the timeline of the process until they can start construction. Open discussion regarding their permitting. Discussion and comments regarding the current number of jobs as well as future jobs. Open discussion and comments regarding the request for approval of the comment letter. Discussion regarding adding something in the letter regarding the local impact to local highways and streets due to anticipated increased traffic. Discussion regarding the millings and how and where the pipelines will run. Councilmember Medina moved to approve submission of comment letter with the addition of a comment regarding our position regarding roads/transportation impact. Seconded by Councilmember Black. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – excused, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

- B. Public Hearing, Discussion and action:** To conduct public hearing and consider approval of a Series 012 (restaurant) Liquor License Application for Guayos El Rey Restaurant, located at 716 Sullivan Street, Gregorio D. Esparza, Owner:

1. Open Public Hearing – Mayor Dalley.

Vice Mayor Gonzales opens the public hearing at 7:28 p.m.

2. Open discussion and public comments regarding Liquor License Application for Guayos El Rey Restaurant.

No public comments.

3. Close Public Hearing – Mayor Dalley.

Vice Mayor Gonzales closes the public hearing at 7:29 p.m.

4. Council discussion, motion and action.

Councilmember Medina moved to recommend approval of a Series 012 (restaurant) Liquor License Application for Guayos El Rey Restaurant, located at 716 Sullivan Street, Gregorio D. Esparza, Owner. Seconded by Councilmember Moat. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – excused, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

**C. Information, discussion and possible action:** To approve Resolution No. 1227, Authorizing Miami Town Council to designate the Town Manager to approve Special Event Liquor License Applications.

Town Manager Heatherly presents this resolution to Council and explains that this is to try and help expedite the application process. Town Manager Heatherly explains that there have been many instances when applicants for the Special Events Licenses don't get their paperwork turned in on time to get on the Council agenda and then the Clerk has to scramble to make changes to the agendas and packets to get the application on the agenda for the applicants. By changing it to this way it would resolve this issue. Councilmember Bringhurst states that she disagrees with the resolution and feels people need to have their stuff in order and that the process stay the way it is. Councilmember Black states that he agrees with Councilmember Bringhurst and feels that Council should be the ones approving the applications. Vice Mayor Gonzales states that Council sets policy that include deadlines for submission of agenda items and it needs to be followed, people need to follow the policy. Councilmember Black moved to leave as is and deny the resolution. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – excused, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – did not vote. MOTION PASSED.

**D. Information, discussion and possible action:** To approve Intergovernmental Agreement No. 092419 (IGA) between Gila County and Town of Miami for fuel purchases.

Town Manager Heatherly presents the IGA to Council explaining that this started out about 5 years ago. The Town is not in compliance with ADOT and Federal government requirements in regards to going out for competitive bid for fuel. The Town has been trying to find ways to meet the Federal Transit Association requirements so that we are in compliance. Gila County looked into helping the Town with this and decided to offer what is in the IGA. Gila County does get competitive bids for their fuel. Discussion regarding where would the Town have to go to get the fuel; at the County fueling station on Russell Road. Brief discussion regarding the Town not having many feasible choices in regards to this because right now we are not in compliance with ADOT requirements. Councilmember moved to approve Intergovernmental Agreement No. 092419 (IGA) between Gila County and Town of Miami for fuel purchases. Seconded by Councilmember Medina. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – excused, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

**E. Information and discussion only:** Review and discussion regarding Miami Police Department activities; the following activities will be discussed:

- Report on Sullivan Street fire;
- Report on Police Department facility remodel;
- Report on grants;
- Report on the community programs; and
- Report on donations received.

Police Chief Thompson reports on “calls for service”, “department arrests” and “traffic stops”. Reports on the 2020 GOHS Grant and the 100 Club donation for ballistic vests. Announces that they are now implementing the newly redesigned department uniform patches that was recently approved by Council. Reports on the Sullivan Street Fire. Open comments and discussion regarding the fire. Discussion regarding the next steps in regards to the burned out buildings. Update on the Police Department building remodeling project. Report on the Miami Kids Machine project and comments on the impact it has had on the community. Announces that the City of Apache Junction is donating an animal control vehicle to the Town of Miami.

**F. Information, discussion and possible action:** To enter into 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 regarding pending litigation in the matter of Miami v. Kinkaid Construction.

Councilmember Black moved to enter into 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 regarding pending litigation in the matter of Miami v. Kinkaid Construction. Seconded by Councilmember Medina. Vice Mayor

Gonzales calls for the vote. Vote – Mayor Dalley – excused, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED. 7:46 p.m.

Reconvene from executive session at 8:54 p.m. All Councilmembers present, Mayor Dalley excused.

**G. Information, discussion and possible action:** Possible direction to staff regarding current plan and options for Wastewater Project Phase 2 funding.

Councilmember Medina moved to instruct the Town Attorney to proceed as instructed in executive session. Seconded by Councilmember Black. Vice Mayor Gonzales calls for the vote. Vote – Mayor Dalley – excused, Vice Mayor Gonzales – yea, Councilmember Black – yea, Councilmember Bringham – yea, Councilmember Medina – yea, Councilmember Moat – yea, and Councilmember Reiman – yea. MOTION PASSED.

**10. CALL TO THE COUNCIL:**

Councilmember Medina thanks everyone for coming to the meeting tonight.

**11. ADJOURNMENT:**

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

Meeting adjourned at 8:53 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 14th day of October, 2019.

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

DATED this 28th day of October 2019.



Karen Norris, Town Clerk

**APPROVED:**

  
Sammy Gonzales, Vice Mayor