



MINUTES
TOWN OF MIAMI
REGULAR MEETING
OF THE MAYOR AND COUNCIL
MONDAY, AUGUST 10, 2020 AT 6:30 PM

1. CALL TO ORDER:

Mayor Gonzales calls the meeting to order at 6:30 p.m.

2. PLEDGE OF ALLEGIANCE/INVOCATION:

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

3. ROLL CALL OF COUNCIL MEMBERS:

PRESENT: Mayor Gonzales, Vice Mayor Moat, Councilmember Black, Councilmember Bringhurst, Councilmember Medina, Councilmember Reiman and Councilmember Sosh.

STAFF PRESENT: Town Manager Heatherly, Town Attorney Goodwin (telephonically), Engineering Tech Derhammer, and Town Clerk Norris.

4. CONSENT AGENDA:

- A.** Consideration and possible action to approve Minutes of the July 27, 2020 Regular meeting and July 29, 2020 Special meeting.
- B.** Consideration and possible action to approve the Town Payroll for July 26, 2020.

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

5. APPROVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:

6. REPORTS / RECOGNITIONS:

A. Town Manager Reports.

Town Manager Heatherly gives a brief update on his meeting with the Town auditors; audit will begin the end of August and should wrap up by the first part of December. The Transit

Department has the new sign up on their building – Copper Mountain Transit. The new transit bus came in and should be in service sometime this week. Gives a brief election result update; Home Rule did pass. Reports on the Auditor General’s report in regards to the ½ cent excise tax; the Town did not meet the repayment requirements. He will put this on the next agenda for Council discussion

B. Mayor/Council Reports.

Councilmember Medina announces the Grand Opening of the local Chevron gas station was this past Sunday; Dave’s Fast Stop.

Councilmember Bringhurst congratulates Sammy Gonzales, Mike Black and Robert Licano on the election. Comments that they will be sworn in at the first meeting in November.

Mayor Gonzales comments on the dedication and renaming of the Senior Center, the Alicia Garcia Senior Center, a couple of years ago. It saddens him to announce that Alicia Garcia passed away due to COVID; her services will be held on the 21st. Announces that the Census has been extended until the end of September, encourages everyone to take the Census.

7. UNFINISHED BUSINESS:

- A. Information, discussion and possible action:** Possible adoption of Resolution No. 1247 levying upon the assessed valuation of property within the Town of Miami the amount to be determined by Miami Town Council, which is an increase of the Town of Miami’s Primary Property Taxes over last year’s level of \$44,000.00 or 22.13%.

Town Manager Heatherly states that he has supplied a letter and table in the Council packets to help them see how much certain percentages would increase the property tax rate. He started out at \$176,000.00, which is where we are currently at, and went up in increments of \$5,000.00. Councilmember Black states that he has talked to a couple of his neighbors and they are opposed to an increase in the property tax. He did explain to them that it is something that needs to be done, to a certain extent. He would agree to the 5.48% increase. Councilmember Sosh states that he has been looking at the numbers all weekend and he agrees with Councilmember Black. He feels that something needs to be done and the 5.48% would be something we could all live with for now. Councilmember Black moved levy the property tax at a 5.48% increase. Seconded by Councilmember Sosh. Open discussion and comments regarding now not being the time to raise it, a lot of people are not working and the elderly are on fixed incomes. Smaller increments would be agreeable. Councilmember Reiman states that he thinks we should increase it a little bit more. Mayor Gonzales states that when you are a business person, you own your own business, when things get tough you have to cut back and from what he has seen, the Town has not made any cutbacks. It is his opinion that we have to tighten up, and we have not done that. For that reason he voted “no” on this previously. Mayor Gonzales understands that we are in a situation and he is in agreement with Councilmembers Black and Sosh. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – nay, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION DENIED. Brief discussion regarding this item requiring a unanimous vote in order to

pass. Councilmember Black moved to reconsider the vote. Seconded by Councilmember Sosh. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED. Councilmember Black restates his motion – to levy the property tax at a 5.48% increase. Seconded by Councilmember Sosh. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

Town Attorney Goodwin pointed out that this resolution has to be voted on by a Roll Call vote of the Council. Town Clerk Norris polls the Council vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

8. NEW BUSINESS:

Vice Mayor Moat excused himself from the meeting at 6:57 p.m.

Mayor Gonzales moved to take Item G out of order and move it to the beginning of New Business. Seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

G. Information and discussion only: Presentation of CDBG Street Improvement Project 135-20 video of Town of Miami streets.

Engineering Tech Josh Derhammer and Rick Powers of Rick Engineering give this presentation to Council. Mr. Derhammer shows Council the street assessment and points out the worst streets in town. Mr. Derhammer explains how the streets are graded according to condition; 1 being a perfect score and 5 the worst. Mr. Rick Powers gives some background information on this project and explains they have identified the worst streets and streets that need reconstruction. Rose Road is one of the streets that will need the most reconstruction. Mr. Powers explains that they are working on a report for the Town identifying each segment and possible solutions for areas in need of repair. Mr. Powers explains that they have looked at the streets that are concrete and gives a brief explanation of how they would propose those streets be repaired. Brief discussion regarding the railroad tracks on Adonis and can we just have them removed. Mr. Powers states they can put that on the top of their list. Open discussion and comments regarding conditions of certain streets but also the need to take into consideration the traffic volume on those streets. Discussion regarding how much money is left from the CDBG funds and what the Town can possibly get done with those funds. Discussion regarding Rose Road and it is explained that Rick Engineering has already started designing Rose Road and that will help determine which other streets they can do moneywise. Discussion regarding the importance of prioritizing the streets for this project. Discussion and comments regarding the importance of preventative maintenance. Brief discussion regarding

the need to keep the runoff water and rocks off the streets in order to keep them in good condition. Open discussion regarding the drainage problem around Town.

- A. Information, discussion and possible action:** To approve Economic Development Grant Agreement No. 07302020 between Gila County and Town of Miami for the Cobre Valley Community Transit System [Copper Mountain Transit].

Town Manager Heatherly presents this item to Council and explains briefly that this is the County's portion for funding the transit system. Councilmember Medina moved to approve Economic Development Grant Agreement No. 07302020 between Gila County and Town of Miami for the Cobre Valley Community Transit System [Copper Mountain Transit]. Seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

- B. Information, discussion and possible action:** To approve Intergovernmental Agreement (IGA) No. IGA-2020-0025 between the City of Globe and Town of Miami for the Cobre Valley Transit System [Copper Mountain Transit].

Town Manager presents this item to Council and explains that this is City of Globe's portion of funding for the transit system. Councilmember Black moved to approve Intergovernmental Agreement (IGA) No. IGA-2020-0025 between the City of Globe and Town of Miami for the Cobre Valley Transit System [Copper Mountain Transit]. Seconded by Councilmember Sosh. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

- C. Information, discussion and possible action:** To approve Ordinance No. 373 amending the Code of Miami, Arizona, Title 2 Administration and Personnel, Chapter 2.32 Purchasing Policy, by amending Section 2.32.010 In General, Paragraph F Exceptions, Subparagraph 2 related to Cooperative Purchasing Agreements.

Town Manager Heatherly presents this ordinance to Council explaining that is somewhat of a housekeeping item as it is regarding the cooperative purchasing agreement Council recently passed. This allows for the Town to enter into that agreement with a non-governmental agency. Councilmember Medina moved to approve Ordinance No. 373 amending the Code of Miami, Arizona, Title 2 Administration and Personnel, Chapter 2.32 Purchasing Policy, by amending Section 2.32.010 In General, Paragraph F Exceptions, Subparagraph 2 related to Cooperative Purchasing Agreements. Seconded by Councilmember Sosh. Councilmember Reiman asks about Section 2.32.010 stating "Regulating Explosives". Town Attorney Goodwin state that is a typo and will be corrected to read "In General". Mayor Gonzales calls for the vote. Vote – Mayor Gonzales– yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh – yea. MOTION PASSED.

D. Information, discussion and possible action: Possible direction to staff to remove the 4-way STOP sign on Sullivan Street and Inspiration Avenue.

Councilmember Sosh states that he was approached by a couple of residents here in town as to why there is a stop sign on Sullivan Street and Inspiration Avenue. He could not answer them. He states that he has run the stop sign and has seen others run it as well. He is asking Council to approve this and take the stop sign on Sullivan Street down, we do not have that much traffic through there anyways. Councilmember Black comments that he was opposed to putting in that stop sign in the first place. Councilmember Bringhurst states that it was put up there because traffic was coming over to Sullivan Street to avoid the stop lights on 60, and many people speed down this street. Councilmember Reiman points out that yes people do run it but just because people violate the law is not a reason to remove the sign. It was originally put there because of the park. Councilmember Medina comments that he spends a lot a time at the park and it is nice to have the stop sign there for people crossing the street to and from the park. Brief discussion regarding laws regulating stop signs and specific construction standards for them. Councilmember Black moved to remove the 4-way STOP sign on Sullivan Street and Inspiration Avenue. Seconded by Councilmember Sosh. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales– yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – nay, Councilmember Medina – nay, Councilmember Reiman – nay and Councilmember Sosh – yea. MOTION FAILED.

E. Information, discussion and possible action: To approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$50,770.78 for sewer project related expenses.

Town Manager Heatherly presents this pay application to Council and briefly reviews it. Councilmember Black moved to approve, subject to funding agency concurrence, payment application for Town of Miami, in the amount of \$50,770.78 for sewer project related expenses. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales– yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh – yea. MOTION PASSED.

F. Information, discussion and possible action: To approve, subject to funding agency concurrence, payment application for Hilgart Wilson, in the amount of a credit of \$2,111.50 for sewer project related expenses Phases 3-5 expenditures for HilgartWilson.

Town Manager Heatherly presents this credit pay application to Council and explains why it is a credit and why we have to process it this specific way. Councilmember Black moved to approve, subject to funding agency concurrence, payment application for Hilgart Wilson, in the amount of a credit of \$2,111.50 for sewer project related expenses Phases 3-5 expenditures for HilgartWilson. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales– yea, Vice Mayor Moat – excused, Councilmember Black – yea,

Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh – yea. MOTION PASSED.

H. Information and discussion only: Update on the Coronavirus-19, including discussion regarding the financial impact on the Town.

Town Manager Heatherly gives a brief update on how the Town is doing during this pandemic. Reports on how the Town is doing without the DOC labor. Comments on the number of COVID cases in the Town of Miami and that the Town has been fortunate employee wise. Reports on what staff has been doing to try and keep things safe in the workplace. Brief discussion and comments regarding any monies the Town has received to aid with the pandemic crisis.

I. Information, discussion and possible action: To approve to enter into executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding letter from the Arizona Attorney General's office related to the 2018 Town of Miami election and canvass, and 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 threatened litigation related to the 2018 Town of Miami election and canvass.

Councilmember Black moved to enter into executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the Town Attorney regarding letter from the Arizona Attorney General's office related to the 2018 Town of Miami election and canvass, and 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 threatened litigation related to the 2018 Town of Miami election and canvass. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales– yea, Vice Mayor Moat – excused, Councilmember Black – yea, Councilmember Bringhurst – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh – yea. MOTION PASSED.

Council convenes at 8:07 p.m.

Reconvene at 8:27 p.m. All present - Vice Mayor Moat and Councilmember Reiman are excused.

9. CALL TO THE COUNCIL: None.

10. ADJOURNMENT:

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

Meeting adjourned at 8:28 p.m.

CERTIFICATION:

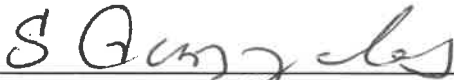
I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular meeting of the Town Council of the Town of Miami, AZ held on the 10th day of August, 2020.

I further certify that the meeting was duly called and that a quorum was present.
DATED this 24th day of August 2020.



Karen Norris, Town Clerk

APPROVED:



Sammy Gonzales, Mayor