



MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, JUNE 14, 2021 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 Licano, Councilmember Medina, Councilmember Reiman and Councilmember Sosh.

STAFF PRESENT: Town Attorney Estes, Town Manager Gaudet, Town Clerk Norris, Finance Director Lopez, and Public Works Director Derhammer.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of May 24, 2021 Regular Meeting and June 2, 2021 Budget Work Session.
- B. Consideration and possible action to approve Town of Miami Payroll for May 30, 2021.

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

5. APPROVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:

- A. Consideration and possible action to approve the General Demands for May 14, 2021 to June 03, 2021.

Councilmember Black moved to approve the demands for May 14, 2021 to June 03, 2021. Seconded by Vice Mayor Moat. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea,

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

6. REPORTS / RECOGNITIONS:

A. Town Manager Reports.

Town Manager Gaudet states he doesn't have much to report at this time but would like to thank Town staff for going above and beyond and for all the hard work and dedication they showed this past week. He is proud to be their Town Manager.

B. Mayor/Council Reports.

Councilmember Medina gives thanks to all the firefighters and support personnel that protected us these past tense days. Gives thanks to our town government and the fact that they demonstrated their concern over the resident's well-being. Comments that today is Flag Day and states that the new U.S., Arizona and POW/MIA flags have finally come in and they will soon be put up at Bullion Plaza.

Vice Mayor Moat commends Public Works Director, Josh Derhammer, for getting the garbage route all caught up after all that happened with the fire last week.

Councilmember Sosh asks Public Works Director, Josh Derhammer to let the Public Works guys know they did a great job at the bottom of Adonis Avenue.

Mayor Gonzales agrees with the Town Manager and Council that staff stepped up and did a great job last week. Gives thanks to the firefighters for saving our Town and doing an outstanding job. Mayor Gonzales introduces Mr. Jeff Andrews with the Southwest Area Incident Management Team 2 to give a report and update on the Telegraph fire. Mr. Andrews gives thanks to all the area agencies for their organization and assistance and local support. Mr. Andrews comments on the fire and progress of the fire and explained what they did to fight the fire and to keep it away from the town. Mr. Andrews reports that they have only had 10 minor injuries fighting this fire. Reports on the few structures that were lost. Mr. Andrews explains the list of values and how they prioritize them. Reports on the closure of Highway 77. Mr. Andrews states that they are happy with the progress they are making, but by no means are we "out of the woods" just yet.

7. CALL TO THE PUBLIC:

Mr. Tom Foster, Bullion Plaza Museum Director, comments regarding the concrete benches that are behind the museum and that they were damaged and in very bad shape. After obtaining permission from the Town Manager, they removed the broken benches and replaced them. Mr. Foster states this is now a nice place to sit outside in the shade. They have put two bird baths out there as well. This was done by Bullion Plaza Museum, volunteers and himself, at no charge to the Town. Mr. Foster also comments on the back parking lot at the museum and gym and how much it is deteriorating. Would like to work together with the Town to come

up with some way to get that repaired. Mr. Foster comments briefly on the fire and gives thanks to all the firefighters.

8. UNFINISHED BUSINESS:

A. Information, discussion and possible action: Discussion and possible direction to staff regarding acquiring buildings involved in the Sullivan Street Fire.

Town Manager Gaudet explains that at the last Council meeting Council directed staff to contact the owners of the buildings involved in the Sullivan Street Fire, to see if they would be interested in turning over their buildings to the Town so that the Town may obtain a grant for the cleanup of those properties. The owners of 131 Keystone and 423 Sullivan Street are not interested in the Town acquiring the property for remediation. Town Manager Gaudet states that he has been having discussing with the Town Attorney, the Town's options in terms of addressing dilapidated buildings. They have identified that the Town's Property Maintenance Code needs to be brought up to date. This will allow for authority for demolition of dilapidated buildings. Owners of buildings located at 415 and 417 Sullivan Street are willing to turn their properties over to the Town. There has been some development interest in those properties, but at this time nothing concrete. Discussion regarding the structural issues of the building and how they affect or will affect the other buildings. Discussion regarding how long building owner will have to get them structurally safe. Discussion regarding the Brownsfield Grant and how often that grant comes around. Town Manager states there are funds available now and funds allocated for next year. Councilmember Black moved to move forward with obtaining properties located at 415 and 417 Sullivan Street and address 131 Keystone and 423 Sullivan Street at a later date. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

9. NEW BUSINESS:

A. Information, discussion and possible action: To approve Resolution No. 1257 adopting a tentative budget for the fiscal year 2021/2022, proposing an expenditure limitation for the same year and setting a date for a public hearing on the tentative budget and adoption of a final budget.

Town Manager Gaudet states as proposed in the work session, staff is now looking for approval of the tentative FY 21/22 budget by approval of the proposed resolution and setting the date of the public hearing for the final budget. Open discussion and comments regarding possible dates for another work session and the date of the public hearing. Discussion regarding the state law required timeline to complete the final budget and property tax levy. Councilmember Black moved to approve Resolution No. 1257 adopting a tentative budget for the fiscal year 2021/2022 and setting the date of Tuesday, July 6th for the budget public hearing. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember

Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

B. Information, discussion and possible action: Possible direction to staff regarding payment of \$35,851.57 to ADOT for the federal interest penalty on Copper Mountain Transit Authority vehicle, VIN ending 6067, cannibalized by the Town of Miami in May 2018.

Town Manager Gaudet presents this item to Council and reviews the timeline of events leading up to this. Sometime in 2016 the Town of Miami cannibalized a transit vehicle by stripping parts from a transit bus. ADOT found out about this and gave a strong, verbal warning to the Town for this incident. In May of 2018 the Town cannibalizes another transit vehicle. In 2019 ADOT request documentation of missing parts and vehicle maintenance records. ADOT also conducted a site visit for technical assistance. In February 2020 ADOT sent a letter to the Town of Miami outlining steps to address the cannibalized vehicle. In January 2021 Town Manager Gaudet had an initial meeting with ADOT and was made aware of this issue. In May of 2021 Town Manager Gaudet exchanged emails and telephone calls with ADOT to outline steps to address the Federal Interest Payment. As of right now the Town has a deadline of June 30, 2021 to pay ADOT back, the value of the vehicle at the time of cannibalization, the amount of \$35,851.57. Ms. Aubree Perry with ADOT is present via Zoom to answer any questions regarding this item. It is explained to Council that if they do not take action on this issue it will directly affect Copper Mountain Transit. Finance Director, Maria Lopez confirms that there are funds set aside to pay the money back to ADOT. Brief discussion and comments regarding the date the funds are due to ADOT. Ms. Perry informs Council that once the payment is made to ADOT, ADOT will give the Town the title to the vehicle and the Town will own it free and clear and can do what it wants with the vehicle. Councilmember Medina moved to direct staff to make payment of \$35,851.57 to ADOT for the federal interest penalty on Copper Mountain Transit Authority vehicle, VIN ending 6067, cannibalized by the Town of Miami in May 2018. Seconded by Councilmember Black. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh – yea. MOTION PASSED.

C. Information, discussion and possible action: Possible action to approve Miami Renaissance Grant application for the Miami Mercantile.

Town Manager Gaudet states this is the first Renaissance Grant application from a local business owner (YMCA building). They are looking to use the funds to replace the windows on the lower lobby level of the building. Transco's (possibly casements) need to be repaired/replaced, painted/stained. The current windows are loose and leaking. Azteca Glass quoted them \$9,978.60 for the window repairs. The maximum allowed for this grant period is \$9,500.00. Council may approve any amount, up to \$9,500.00 but any other applicants would have to wait until the next quarterly donation payment to apply for funds. Mayor Gonzales asks if the applicant has to put in 10% of the costs and does it have to be monetary or can it be "in-kind". Town Manger Gaudet states that the application rules do not specify. Discussion regarding the quarterly periods. Discussion regarding what type of windows the owner wishes

to put in and refers to the Town Code regarding historic district and rules. Brief discussion regarding the Historic Preservation Board and if they have met to review this. It is stated that the Town currently does not have an active Historic Preservation Board. Open discussion and comments regarding historic preservation and the historic district as provided for in the Town Code. Discussion regarding this part of the Town Code and that it is very dated. Discussion regarding preserving the historic character of the town. Councilmember Reiman comments that since he has been here, since 2006, there has never been any attempt to enforce this code, people have added facades and painted buildings with no regard to this and there has not been any review committee, that he knows of, in that time frame. Councilmember Black states he feels we need to work with the merchants. Town Manager Gaudet states that there is a provision under Town Code Section 17.72.044 – Maintenance that would allow for this type of repair without the Design Review Board approval. Councilmember Medina moved to approve Miami Renaissance Grant application for the Miami Mercantile. Seconded by Councilmember Sosh. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

D. Information, discussion and possible action: Possible direction to staff regarding the Town of Miami contract with Miami Genesis for the Bullion Plaza Gym Management Agreement.

Town Manager Gaudet presents this item to Council explaining that the Bullion Plaza Gym Management Agreement with Miami Genesis is expired. He is looking for direction from Council on how they would like to proceed with this; do they want to negotiate a new management contract or do they want town staff to take over the task of management and cleaning of the gym. Discussion regarding if the town has the staff to manage and clean the gym and maintain it to the degree that it has been maintain. Town Manager Gaudet states that yes, the town has the manpower to do it. Discussion regarding scheduling events, opening and closing the building for events and cleaning up after each event. Town Manager Gaudet comments on the cleaning deposit and if renters do no clean up after an event they will not get their cleaning deposit back. Discussion regarding increasing the cleaning/rental deposit to cover any possible damage to the building that may occur. Brief discussion regarding how bad of shape the gym was in prior to the renovation. Mrs. Rosemary Castaneda of Miami Genesis comments regarding the gym renovation and how Miami Genesis was instrumental in helping with the donation funds for the renovation. Councilmember Licano feels it would be good to have a meeting with Miami Genesis to discuss this and possibly review the terms of the contract. Open discussion regarding the management contract with Miami Genesis and working with them to maintain the Bullion Plaza Gym. Councilmember Black comments regarding Miami Genesis not providing the quarterly reports to the Town as provided for in the contract. Councilmember Black moved to table this item and work on a new contract with Miami Genesis. Seconded by Councilmember Medina. Town Manager Gaudet asks for direction from Council as to how the town should handle rentals and cleaning at this point as the contract with Miami Genesis is expired. Councilmember Black moved to amend his motion to include having Miami Genesis continue with management of the gym while the town comes up with a new contract and go from there. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea,

Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

- E. Information, discussion and possible action:** Possible approval to lift mask requirements for vaccinated persons in Town buildings and repealing conflicting resolutions/proclamations.

Town Manager Gaudet presents this item to Council and reviews the timeline progression of the mask requirements. In June of 2020 there was a proclamation requiring face coverings in public places. In October of 2020 the face covering requirement was extended. In March 2021 Governor Ducey lifted the mask requirements for business and restricts local governments from issuing their own requirements. In May of 2021 Town of Miami opens it Council meetings up for public attendance. We are here now to consider lifting mask requirements for vaccinated persons in public spaces. Open discussion and comments regarding requirements from the CDC. Councilmember Medina moved to approve to lift mask requirements for vaccinated persons in Town buildings and repealing conflicting resolutions/proclamations. Seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

- F. Information, discussion and possible action:** Possible approval of policies for the Town of Miami Police Department and repealing previous policies dated from 1982.

Town Manager Gaudet presents this item to Council and explains that the existing policies of the Police Department date back to the 1980's. These policies need to be updated as the Miami Police Department is moving towards accreditation. The Miami Police Department began updating the policies in 2020. The policy updating process stalled out for a bit in 2020 due to some staffing changes at Gust Rosenfeld. The policy updating process began again in January of 2021. The proposed policies have been reviewed by Town Attorney, Joe Estes in April and May. The proposed policies were made available to Council for their review in mid May 2021. The documentation in the Council packets is just an overview of the full policy as that document is about 400 pages. Mayor Gonzales states he feels this is a long time coming. He is aware in the past that the Police Department has been working on these policies and trying to get them updated; this was no easy task. Councilmember Black moved to approve the policies for the Town of Miami Police Department and repealing previous policies dated from 1982. Seconded by Councilmember Reiman. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

- G. Information, discussion and possible action:** Possible approval of Character, Ethics and Values Policy and adding the referenced document to the Town of Miami Personnel Manual.

Town Manager Gaudet presents this item to Council stating that he conducted a meeting with Town staff to identify our values. He took that discussion as a team and codified that into this manual. Town Manager Gaudet states that his intention is to have a character driven, value based staff. Town Manager Gaudet would like to have this policy added to the Town of Miami Personnel Manual. Councilmember Black moved to approve the Character, Ethics and Values Policy and adding the referenced document to the Town of Miami Personnel Manual. Seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

H. Information, discussion and possible action: Possible approval to pay for 3 members of the Miami High School Student Council and 1 chaperone to attend the 2021 League of Cities and Towns Annual Conference Youth Program.

Mayor Gonzales states that the Town of Miami has been sponsoring the Miami High School Student Council's attendance at the League Conference Youth Program for the past 6 years. Mayor Gonzales notes a correction in that there are 4 member of the Student Council that will be attending, if approved. Councilmember Black comments that this is something he feels we should continue to do for our future leaders. Councilmember Black moved to approve to pay for 4 members of the Miami High School Student Council and 1 chaperone to attend the 2021 League of Cities and Towns Annual Conference Youth Program. Seconded by Vice Mayor Moat. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – yea, Vice Mayor Moat – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

10. CALL TO THE COUNCIL:

Councilmember Sosh encourages the public that due to the current fire dangers in Miami and Globe to not have any open flames around town. Comments on his concerns with the candles at the bottom of Adonis Avenue.

Councilmember Medina thanks the public for attending the meeting.

11. 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 – yea, Councilmember Black – yea, Councilmember Licano – yea, Councilmember Medina – yea, Councilmember Reiman – yea and Councilmember Sosh - yea. MOTION PASSED.

Meeting adjourned at 8:38 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 14th day of June, 2021.


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

DATED this 28th day of June, 2021.



Karen Norris, Town Clerk

APPROVED:



Sammy Gonzales, Mayor