



MINUTES

TOWN OF MIAMI

REGULAR MEETING OF THE MAYOR AND COUNCIL MONDAY, MAY 9, 2022 AT 6:30 PM

1. CALL TO ORDER:

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

2. PLEDGE OF ALLEGIANCE/INVOCATION:

Mayor Gonzales led the pledge of allegiance and Councilmember Medina gave 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, Public Works Director Derhammer, Town Clerk Norris and Finance Director Lopez.

4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of April 25, 2022 Work Session and April 25, 2022 Regular Meeting.
- B. Consideration and possible action to approve Town of Miami Payroll for May 1, 2022.
- C. Consideration and possible action to approve Pinal Gila Council for Senior Citizens Area Agency on Aging Contract Amendment No. #019-0253, Amendment No. 6.
- D. Consideration and possible action to approve Letter Carriers' Food Drive Day Proclamation – Saturday, May 14, 2022.
- E. Consideration and possible action to approve National Police Week Proclamation – May 11 – 17, 2022.

Mayor Gonzales reads aloud the Letter Carrier' Food Drive Day and National Police Week Proclamations. Councilmember Sosh moved to approve the consent agenda. Motion seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – aye, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED.

5. APPROVAL OF DEMANDS AND PRESENTATION OF BUDGET REPORTS:

- A.** Consideration and possible action to approve the General Demands for April 15, 2022 to April 28, 2022.

Councilmember Sosh moved to approve the demands for April 15, 2022 to April 28, 2022. Motion seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – aye, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED.

6. REPORTS / RECOGNITIONS:

- A.** Town Manager Reports.

Town Manager Gaudet briefly reviews the year-to-date base budget revenues and expenditures.

- B.** Mayor/Council Reports.

Councilmember Medina states that the upcoming events report is in the Council packets.

Councilmember Sosh reports that when he was in Springerville a few weeks ago for a car show many people expressed to him that they are very happy that the Town of Miami is doing the car show this September.

Vice Mayor Moat comments that he got a call from a concerned citizen regarding the Pauline's building.

Mayor Gonzales thanks Councilmember Sosh for spearheading the car show scheduled for September. Mayor Gonzales thanks Vice Mayor Moat for leading the Council meeting in his absence. Give thanks to the Public Works crew for their work filling in potholes around town. Announces that he met with local ranger, Mr. Bromley, they are planning to set up a public forum at the high school regarding concerns of summer fires and flooding. Mayor Gonzales advises residents to clean up debris around their homes to help deter fire dangers. Comments on Town Manager Gaudet being on the news regarding jets flying in low air space and causing sonic booms. The public has until June 3rd to voice their concern on this issue.

7. CALL TO THE PUBLIC:

Mr. Tom Foster, Bullion Plaza Museum Executive Director, comments regarding an incident in which he noticed the music room door at the Bullion Plaza Gym was not securely closed. He stopped at the police department to report it and no one was there. He rang the bell and was directed to the dispatch center in which he conveyed the issue. There was some confusion about the location and getting someone there to check it out. Mr. Foster states this is his first

time having to use the new system and it worked just fine and the personnel was very polite but there was just no one around to go check out the concern.

Mr. Evelyn Vargas, Miami resident, announces a wash clean up project. The Clean Up at the Miami Wash will take place on May 14th 8:00 am to 10:00 a.m. Announces the Miami High School baseball team will be in the semifinal playoffs this Friday at the Diablo Stadium in Tempe.

8. UNFINISHED BUSINESS:

A. Information, discussion and possible action: Possible action regarding the future of the Miami Hostetler Pool/Skatepark.

Town Manager Gaudet asks Council if they would like to do anything other than what was discussed in the work session as far as designing and engineering of the pool and review the scope of work. Mayor Gonzales feels the work session went well and feels that Council has indicated to him as what information they would like him to get in order for them to move forward with the issue of the pool. Councilmember Reiman states he would like to see some urgency with item so that Council can get this done. Brief discussion regarding a possible issue with the deed of the pool stating that if the Town does continue to use it as a swimming pool that it will revert back to the donating owner. Staff has been directed to investigate this.

B. Information, discussion and possible action: Possible approval of refund in the amount of \$95,000.00 to anonymous pool donor.

Town Manager Gaudet presents this item to Council and explains the Town wants to do things methodically and in the right way. Town Manager Gaudet has had a discussion with the donor and he does want his money back. If Council decides to move forward with the pool, he will keep the donation in there but only if the pool opens this summer. Mayor Gonzales comments that he knows the donation was intended for the pool and the donor had a timeline that he wanted the project done; the intention was to have it open by this year. Mayor Gonzales states his opinion is to give the money back and reevaluate this and, in a year, or two years he would likely be more than willing to donate to the pool again. Mayor Gonzales feels the Town needs to do the right thing and give him his money back. Councilmember Black moved to refund the \$95,000.00 to the anonymous pool donor and let him know what our intentions are with the pool and as we move forward with it, he will be interested in donating to the pool again. Motion seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – aye, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED.

9. NEW BUSINESS:

A. Information and discussion only: JE Fuller update on the Miami Wash Project.

Mr. Joe Loverich of JE Fuller is present to give the Miami Wash Project report to Council. This project is a National Resource Conversation Service Funded Project to deal with post-fire flooding needs. Mr. Loverich explains the objective of the project; to remove sediment to increase channel conveyance. Review of some of their constraints; underground utilities, power poles, walls, grade and low water crossings. Mr. Loverich explains the research they have done for this project such as utility data collection, potholing, geotech, surveying, hydraulic and hydrologic analysis. Mr. Loverich comments on the pothole results and discusses the constraints. Review of the proposed design and benefits. Mr. Loverich states the final design is in progress and construction is anticipated to take place September through December.

B. Information, discussion and possible action: Possible direction to staff to move forward with mitigation of structure located at 233 Prospect Avenue.

Town Manager Gaudet explains that there are pictures of the structure in the Council packets. Public Works Director Derhammer has obtained a quote from The Ground Level Company to demolish/remove the building. The cost is estimated at \$7,800.00 to demolish the building, \$10,000.00 for the debris disposal and \$2,000.00 to remove/rebuild the retaining wall. Brief discussion regarding who owns the building/property. Town Manager Gaudet explains there is a current tax lien on the property, the Town can put an abatement lien on the property as well but it will be secondary to the tax lien. Town Manager Gaudet reviews the pros and cons of removing the building and asks Council for direction which way to go with this issue. Discussion and comments regarding the Town's liability with the property. Town Attorney Estes explains that the owner would be liable but there is potential the Town might be liable because we know of the dangerous/hazardous situation and did not take action to correct it. Town Attorney Estes recommends having the building demolished and mitigate the costs. Discussion regarding if the Town has the funds to do this. Town Manager Gaudet states there are contingency funds that can be used. Brief discussion regarding if the Town moves forward with this will it be setting a precedence that the Town will be cleaning up all the other dilapidated properties. Discussion regarding potential liabilities of the Town if something happens with this building falling. Mayor Gonzales suggests getting with the Town's insurance carrier and see what they recommend. Councilmember Sosh moved to table this until the next meeting to give Town Manager Gaudet time to get with Risk Management and bring that information back to Council. Motion seconded by Councilmember Black. Councilmember Licano states we have the ability to take action now and he believes we should. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – nay, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED – ITEM TABLED.

C. Information, discussion and possible action: To recess into and hold executive session:

- a) Pursuant to A.R.S. §38-431.03 (A) (1) for discussion or consideration of employment, assignment, salary, promotion, demotion or discipline of Town Manager, Micah Gaudet.

Councilmember Medina moved to recess into executive session. Motion seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – aye, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED. 7:56 p.m.

Councilmember Medina moved to reconvene from executive session. Motion seconded by Councilmember Black. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – aye, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED. All members present. 8:15 p.m.

10. CALL TO THE COUNCIL:

Councilmember Medina thanks the public for being present at the meeting.

Mayor Gonzales reminds everyone of the Miami Wash Clean-Up Day on May 14th. Announces Miami High School baseball team will be in the state semi finals this Friday at Tempe Diablo Stadium.

11. ADJOURNMENT:

Councilmember Black moved to adjourn the meeting. Motion seconded by Councilmember Medina. Mayor Gonzales calls for the vote. Vote – Mayor Gonzales – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Licano – aye, Councilmember Medina – aye, Councilmember Reiman – aye and Councilmember Sosh - aye. MOTION PASSED.

Meeting adjourned at 8:17 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 9th day of May, 2022.


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

DATED this 23rd day of May, 2022.



Karen Norris, Town Clerk

APPROVED:


Sammy Gonzales, Mayor