



## MINUTES

### TOWN OF MIAMI

#### REGULAR MEETING & PUBLIC HEARING OF THE MAYOR AND COUNCIL MONDAY, JUNE 10, 2024 AT 6:30 PM

#### 1. CALL TO ORDER:

Mayor Medina called the meeting to order at 6:30 p.m.

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

Councilmember Gonzales led the pledge of allegiance and Mr. Phil Stewart gave the invocation.

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

**PRESENT:** Mayor Medina, Vice Mayor Moat, Councilmember Black and Councilmember Gonzales.

**EXCUSED:** Councilmember Licano, Councilmember Reiman and Councilmember Sosh.

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

#### 4. CONSENT AGENDA:

- A. Consideration and possible action to approve Minutes of May 28, 2024 Budget Work Session and Regular meeting.
- B. Consideration and possible action to approve Town of Miami Payroll for May 26, 2024.

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

#### 5. COMMITTEE REPORTS AND GENERAL DEMANDS:

- A. Consideration and possible action to approve the General Demands for May 17, 2024 to May 30, 2024.

Councilmember Black moved to approve the demands for May 17, 2024 to May 30, 2024. Motion seconded by Councilmember Gonzales. Mayor Medina calls for the vote. Vote – Mayor Medina – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Gonzales – aye, Councilmember Licano – excused, Councilmember Reiman – excused and Councilmember Sosh - excused. MOTION PASSED.

**6. REPORTS / RECOGNITIONS:**

**A. Town Manager Reports.**

Town Manager Rivera gives thanks to the Public Works Department for their fast reaction to the situation with the burned building on Highway 60; they took care of the issue right away. Comments on being busy finishing up and finalizing the 2022 audit. Announces that we missed the opportunity to apply for the COPPS Grant. The U.S. Army Corps of Engineers was here today taking samples and to have the first meeting for the Bloody Tanks Project. Comments on working with CAG for colonia grants. Will be meeting with ASU on Thursday regarding electric vehicle charging station in the Town of Miami.

**B. Mayor/Council Reports.**

Vice Mayor Moat comments on missing the last meeting and asks the Town Manager if he can bring him up to date on the progress of the pool.

Mayor Medina comments on the flags being half-staff in honor of the police officer who was recently killed in the line of duty.

**7. CALL TO THE PUBLIC:**

Mr. Gil Madrid, Miami resident, comments on the last three words from the last meeting – “stays as is” and comments on the Gila County Regional Sanitary Sewer Evaluation and Assessment. Mr. Madrid states he provided this information to the Council prior to the last Council meeting and was hoping they would read it; the data and numbers speak for themselves. Requests that the next Council agenda have an item placed on it to discuss the Inspiration School Project.

Mr. Ray Webb, Miami resident, questions when the sign that was on the Council Chambers door was removed, it stated “No Weapons Allowed”. Mr. Webb comments his concerns with carrying weapons and feels we don’t need guns in the Chambers; he would like to see the sign put back up.

Mr. Jesse Bryant, Globe resident, gives a brief update on the Independence Day Events. Comments on the Liberty Dinner at the Knights of Columbus.

Ms. Noreen Prater, Miami resident, reminds every one of the Council Candidate Meet and Greet. It will be held June 18 at 5:00 p.m., sponsored by KIKO Radio and live streamed through [ilovemiamiarizona.com](https://www.lovemiamiarizona.com).

Mr. David Berrey, Miami resident, questions why he has not been able to obtain information regarding proof of property ownership; he was told he would need to have a court order. Mr. Berrey asks why was he encouraged to invest in the area by the town manager and then black balled; it is very hard to accomplish anything in the area. Mr. Berrey states that he does not think it is acceptable for potential council candidates to threaten community members. He hopes this can be resolved.

Mr. Lobb Instagon, Miami resident/Miami Arts Commission, gives thanks to the Town, Town Manager Rivera and Council for allowing the Arts Commission to do the 2<sup>nd</sup> Saturday Event for the last year. Mr. Instagon states they feel it was pretty successful and the businesses have had better consecutive business on 2<sup>nd</sup> Saturday. Mr. Instagon states since the weather is starting to get hot, they are going to stop for the season and see what happens when fall comes around.

**8. UNFINISHED BUSINESS:**

**9. NEW BUSINESS:**

- A. Information, discussion and possible action:** Possible approval for Miami Jr./Sr. High School to use the Hostetler swimming pool and basketball courts on August 1, 2024, 4:00 p.m. to 10:00 p.m. for Vandal Bash.

Miss Nevaeh Figueora, MHS Student Body President and Mr. Xavier Mancha, MHS Student Body Vice President present this item to Council. Miss Figueora states they would like to use the Hostetler Pool and basketball courts on August 1<sup>st</sup> for the Vandal Bash. Miss Figueora states in the event the pool is not open they have a back up plan request which is to be allowed to use Veterans Park and basketball courts with the closing of Cordova Avenue. They also would request the presence of the Miami Police Department and Miami Public Works assisting with the closing of Cordova. Councilmember Gonzales states he is excited to see Vandal Bash coming back to the Hostetler pool; it has been a long-standing tradition for Miami. Councilmember Gonzales moved to approve Miami Jr./Sr. High School to use the Hostetler swimming pool and basketball courts on August 1, 2024, 4:00 p.m. to 10:00 p.m. for Vandal Bash with the assistance of Public Works and the Police Department and backup plan, Plan B, with closing of Cordova to Inspiration. Motion seconded by Councilmember Black. Mayor Medina calls for the vote. Vote – Mayor Medina – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Gonzales – aye, Councilmember Licano – excused, Councilmember Reiman – excused and Councilmember Sosh - excused. MOTION PASSED.

- B. Information, discussion and possible action:** To hold a public hearing on Resolution No. 1301, a resolution of the Common Council of the Town of Miami proposing an alternative expenditure limitation (Home Rule Option) and submitting the proposal to the qualified voters of the Town of Miami at the November 5, 2024 General Election. NOTE: This is the first of two required public hearings on this matter. No decision will be made by the Town Council until after the second public hearing to be held on June 24, 2024.

- a) Open Public Hearing – Mayor Medina. **Open at 7:03 p.m.**
- b) Public comments and open discussion regarding proposing an alternative expenditure limitation (home rule) and submitting the issue to the qualified voters of the Town of Miami.

Town Attorney Estes gives a brief overview of what Home Rule is and why it is necessary. This will need to go to the voters of Miami for approval and it basically allows the Town to spend funds it already has, but not any more than what it has. Brief discussion regarding the process of submitting the Home Rule option to the voters. No comments from the public.

- c) Close Public Hearing – Mayor Medina. **Closed at 7:12 p.m.**

Councilmember Gonzales states he would like to make sure the numbers are correct because at the bottom of the Summary Analysis Worksheet it states “FY 2025-2026 is populated with information from Benson for illustration purpose. Replace with your city/town information” and FY 25/26 population shows 4,529 and that is way above our population. If it is based off population, would like to make sure the numbers are correct. Town Attorney Estes states it is a little different and explains it would be off about \$100,000.00. Town Clerk Norris explains that once the Resolution is approved the data worksheet will be submitted to the Auditor General for review before it actually goes on the ballot. Staff will adjust this and have it ready for the next public hearing before approval of the Resolution. Brief discussion regarding the possibility to going to a Permanent Base Adjustment.

- C. Information, discussion and possible action:** Discussion and possible approval of State of Arizona, Department of Transportation and Town of Miami Intergovernmental Agreement (IGA) for the “Transportation Alternative Grant” the Town of Miami was awarded for the study of a trail system from Miami Unified School District to Bullion Plaza

Mrs. Vargas, Economic Development Director, asks that this item be tabled due to some language issues on the IGA. They hope to have it ready to go for the next Council meeting. Councilmember Gonzales moved to table item 9C. Motion seconded by Councilmember Black. Mayor Medina calls for the vote. Vote – Mayor Medina – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Gonzales – aye, Councilmember Licano – excused, Councilmember Reiman – excused and Councilmember Sosh - excused. MOTION PASSED.

- D. Information, discussion and possible action:** Possible approval of Community Donation/Small Grant Contract with BHP in the amount of \$92,000.00 for the “Façade Program”.

Mrs. Vargas, Economic Development Director, introduces Alexandria Dionne McKean with BHP (via Zoom). Mrs. Vargas states this grant is through BHP and is in the amount of \$92,000.00. Mrs. Vargas reviews the program and what it will entail. It is designed to improve the appearance of buildings in the designated commercial area of Miami. This grant is strictly for

painting and replacing wood framing and doors. Mrs. Vargas comments on the owners responsibly portion of the grant. Mrs. Vargas explains that the project will go to bid as one project as a whole. All contractors who can bid the whole project will be considered. This is going to be one entire project under one contract with one contractor. Councilmember Gonzales thanks Mrs. Vargas for her thorough work on this grant and presenting it to Council and gives thanks to Mrs. Dionne McKean for BHP's partnership with Town of Miami. Councilmember Black moved to accept Community Donation/Small Grant Contract with BHP in the amount of \$92,000.00 for the "Façade Program". Motion seconded by Councilmember Gonzales. Mayor Medina calls for the vote. Vote – Mayor Medina – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Gonzales – aye, Councilmember Licano – excused, Councilmember Reiman – excused and Councilmember Sosh - excused. MOTION PASSED.

**E. Information, discussion and possible action:** Possible action 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 the Arizona Civil Rights Act complaint with the Attorney General's office filed by David Berrey.

Councilmember Black moved to adjourn into executive session. Motion seconded by Councilmember Gonzales. Mayor Medina calls for the vote. Vote – Mayor Medina – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Gonzales – aye, Councilmember Licano – excused, Councilmember Reiman – excused and Councilmember Sosh - excused. MOTION PASSED. 7:38 p.m.

Councilmember Black moved to adjourn executive session and return to the regular meeting. Motion seconded by Councilmember Gonzales. Mayor Medina calls for the vote. Vote – Mayor Medina – aye, Vice Mayor Moat – aye, Councilmember Black – aye, Councilmember Gonzales – aye, Councilmember Licano – excused, Councilmember Reiman – excused and Councilmember Sosh - excused. MOTION PASSED. 8:27 p.m.

#### **10. CALL TO THE COUNCIL/FUTURE AGENDA ITEMS:**

Vice Mayor Moat thanks Town Manager Rivera for the update on the pool project.

#### **11. ADJOURNMENT:**

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

Meeting adjourned at 8:30 p.m.

**CERTIFICATION:**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular meeting and Public Hearing of the Town Council of the Town of Miami, AZ held on the **10<sup>th</sup>** day of **June**, 2024.

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

DATED this **24<sup>th</sup>** day of **June**, 2024.



Karen Norris, Town Clerk

**APPROVED:**



Jose "Angel" Medina Sr., Mayor