



CITY COUNCIL MEETING AGENDA
Council Chambers, 1000 Laurel Street

July 18, 2016
Monday

Regular Meeting
7:00 p.m.

- 1. Call to Order and Flag Salute**
- 2. Roll Call of Councilmembers**
- 3. Additions/Deletions**
- 4. Citizen Participation**

Citizens may comment on any topic that is not on the Regular Agenda. To comment, please raise your hand to request recognition by the Mayor. Once so recognized, please step to the podium and state your name and address for the record before making your comments. Also, please limit your comments to no more than three (3) minutes.

The public may comment on individual agenda items on the Regular Agenda prior to Council's action.

The public may also submit written communications, via letters or emails to dperry@cityofmilton.net. Any item received by noon on the day of the meeting will be distributed to Council.

5. Consent Agenda

A. Minutes – Approval of the minutes of:

- i. 07-11-2016 Special Meeting

B. Claims Approval:

- i. Approval of the checks/vouchers numbers 59655-59692 in the amount of \$409,782.67

6. Regular Agenda

A. Ordinance – Inattentive Driving

B. Grant Acceptance – School Zone LIDAR and Radar Units

Council may add and take action on other items not listed on this agenda.

If you need ADA accommodations, please contact City Hall at (253) 517-2705 prior to the meeting.

Thank you.

C. Position Approval – Police Officer

D. Contract Approval – Land Use Attorney Services – Olbrechts & Associates, PLLC

7. Council Reports

8. Director's Reports

9. Mayor's Report

10. Adjournment

Council may add and take action on other items not listed on this agenda.

If you need ADA accommodations, please contact City Hall at (253) 517-2705 prior to the meeting.

Thank you.



DRAFT CITY COUNCIL MINUTES

Regular Meeting
Monday, July 11, 2016
7:00 p.m.

CALL TO ORDER

Mayor Perry called the Regular Meeting to order at 7:00 p.m., and led the flag salute.

ROLL CALL

Present: Councilmembers Whalen, Manley, Ott, Morton, and Johnson
 Absent: Councilmembers Bennest, Mayor Pro Tem Zaroudny – **MOTION TO EXCUSE BOTH (Manley/Ott) – Passed 5/0.**

STAFF PRESENT

Police Chief Hernandez, Finance Director Garrison, Interim Public Works Director Howlett, and City Clerk Bolam

CITIZEN PARTICIPATION

Speaker	Address	Comments
Ashley Fuchs	1203 24 th Ave Ct	Here speaking on behalf of son, Devon, who created a petition to honor friend Carson Styron – Presented 1,024 signatures and read the petition
Steve Russell	37911 35 th Ave S, Auburn	Board member of FME Little League – the President couldn't be here so here speaking on behalf of Little League's support of this – Little League wants to see a proper memorial and are hoping it will be in Milton – most of his games played on the Lower Milton ball fields
Ruben Reyes	910 70 th Ave E, Fife	Little League board member – the field is currently called several different names – it would be good to refer them as CTS Fields
Heather Popp	1406 Milton Way	Supports the renaming of the ball park Great to see people using the park to play the Pokemon Go game – upset to see handmade

		sign telling people to get off the grass near the memorial
Nate Styron	2411 15 th Ave	With wife Carly – handed out bracelets with son’s name and word “Determined” – spent a lot of time at Lower fields with son, and together coached younger son – committed to the improvement and upkeep of field

ADDITIONS / DELETIONS

None.

APPOINTMENT TO PLANNING COMMISSION

Mayor Perry introduced Jim Gillespie, sharing his diligence and commitment to our community, and recommends him to the Planning Commission.

Mr. Gillespie addressed Council, sharing his background and desire to be a part of his community; he knows he can make a big impact on the Planning Commission.

COUNCILMEMBER WHALEN MOVED, seconded by Councilmember Manley, to confirm the Mayor’s appointment of James Gillespie to Planning Commission Position #6 for a term to expire 5/31/2022. **Passed 5/0.**

CONSENT AGENDA

Approval of:

- A. Minutes
 - i. June 20, 2016 Regular Meeting
- B. Voucher and Payroll Approval
 - i. Approval of the checks/vouchers numbered 59531-59571, 59576, and 59587-59654 in the amount of \$295,182.37.
 - ii. Approval of the payroll disbursement of 6/20 and 7/5/2016 and related checks numbered 3999-4006, 59521-59529, 59572-59575, and 59577-59586 in the amount of \$425,064.77.

Directors Howlett and Garrison provided clarification to several questions.

COUNCILMEMBER MORTON MOVED, seconded by Councilmember Johnson, to approve the Consent Agenda. **Passed 5/0.**

REGULAR MEETING

- A. Utility Billing Code Amendment – Discussion Only

Director Garrison explained the intent of the proposed code change, which is for the property owner to be the primary billing contact in landlord/tenant cases, with an option for copies to go to tenants at a \$3.00 fee.

Questions asked referred to property managers, industry standards, past practice, and software capabilities.

Director Garrison clarified that this will be rolled out slowly and with plenty of advance notice to affected landlords.

Speaker	Comments
Jacquelyn Whalen	<p>Wondering if the language could be cleared up to show that the \$3.00 fee is for each copy.</p> <p>Does this fee need to be on the Fee Schedule, and will it escalate each year?</p> <p>Requested explanation of pro-rated bills.</p>

Director Garrison addressed Ms. Whalen’s questions: 1) Yes, that language can be clarified; 2) It is a code fee so will not appear on the Fee Schedule, and there can be an escalator if council prefers; and 3) explained.

COUNCIL REPORTS

Councilmember Johnson

- Milton Way is like a boulevard – it would be great to have identification banners up and down
- Proud of the City for lowering the flag timely – perhaps the city should hold a training for private businesses and citizens for protocol

Councilmember Morton

- No report

Councilmember Ott

- Likes his Surface tablet for council – finds it easy to work
- Requests a discussion of the fireworks issue

Councilmember Manley

- Relay for Life event had good representation – fun time
- AWC Conference last month – learned a lot, networking
- Participated several times at the negotiations table

Councilmember Whalen

- Echoed concerns regarding private businesses and flag protocol
- Concerned with the Milton Way/11th Street intersection – increasingly busy
- Requests moment of silence for the Dallas event – Councilmember Johnson echoed that, and added encouragement to put blue lights on porches
 - Mayor Perry suggested a proclamation in support of blue lights and led a moment of silence

STAFF REPORTS

Director Howlett

- Invited Jim Gillespie to speak regarding the Operation Clean City Green City effort coming up, who provided the background for the event and explained his goal.

MAYOR'S REPORT

- Continuing work on the PSRC conditional certificates
- PCCTA appointed Susan Johnson to represent at CDBG committee

EXECUTIVE SESSION

At 8:07pm, Mayor Perry recessed to Executive Session to discuss labor relations, as per RCW 42.30.110.

At 9:07pm, the meeting was called back to order.

ACTION ITEM

A. Ratification of Labor Contract with IBEW Local 483

City Attorney Snyder addressed Council, providing a brief overview of the labor contract package that is recommended to Council for approval.

COUNCILMEMBER MANLEY MOVED, seconded by Councilmember Whalen, to approve the Collective Bargaining Agreement with the IBEW Local 483 for the years 2016-2019 as presented, with confirmation of the job description for Meter Technician, and authorize the Mayor to execute the same.

Council commented that the city's negotiating team was well-prepared and supplied good information at each juncture, and expressed support for a good contract.

The motion was voted on and passed 5/0.

ADJOURNMENT

Adjourned at 9:15 p.m.

Debra Perry, Mayor

ATTEST:

Katie Bolam, City Clerk

CHECK REGISTER

City Of Milton
MCAG #: 0590

07/09/2016 To: 07/18/2016

Time: 11:11:48 Date: 07/14/2016
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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
4386	07/15/2016	Claims	1	59655	A WORKSAFE SERVICE, INC.	52.00	Drug Test
					001 - 518 30 20 000 - Personnel Benefits	20.80	Drug Test
					001 - 575 50 20 000 - Personnel Benefits -	10.40	Drug Test
					001 - 576 80 20 000 - Personnel Benefits	20.80	Drug Test
4387	07/15/2016	Claims	1	E59656	KATIE BOLAM	64.80	Mileage Reimbursement
					001 - 513 10 43 000 - Travel	64.80	Mileage Reimbursement AWC Annual Conference
4388	07/15/2016	Claims	1	59657	CDW GOVERNMENT, INC.	464.11	Police Material; IT Material
					503 - 518 80 36 002 - Equipment - IT	190.33	Apple Care For iPad
					107 - 521 20 48 001 - Vehicle Repairs and Maintena	273.78	Garmin GPS USB Sensors
4389	07/15/2016	Claims	1	59658	CHUCKALS	1,206.27	Office Supplies PW; Office Supplies PW; Office Supplies PW; Office Supplies - PW
					406 - 531 30 31 000 - Operating Supplies	3.11	Folders & Calculators
					406 - 531 30 31 000 - Operating Supplies	4.10	Folders
					406 - 531 30 31 000 - Operating Supplies	138.36	Batteries, Pens, Pads, Folders & Binder Clips
					401 - 533 50 31 000 - Operating Supplies	7.26	Folders & Calculators
					401 - 533 50 31 000 - Operating Supplies	9.57	Folders
					401 - 533 50 31 000 - Operating Supplies	235.79	Magnet Board, Pointer & Calculators
					401 - 533 50 31 000 - Operating Supplies	322.84	Batteries, Pens, Pads, Folders & Binder Clips
					403 - 534 50 31 000 - Office and Operating Supplie:	7.26	Folders & Calculators
					403 - 534 50 31 000 - Office and Operating Supplie:	9.58	Folders
					403 - 534 50 31 000 - Office and Operating Supplie:	322.83	Batteries, Pens, Pads, Folders & Binder Clips
					101 - 542 30 31 000 - Office and Operating Supplie:	3.11	Folders & Calculators
					101 - 542 30 31 000 - Office and Operating Supplie:	4.10	Folders
					101 - 542 30 31 000 - Office and Operating Supplie:	138.36	Batteries, Pens, Pads, Folders & Binder Clips
4390	07/15/2016	Claims	1	59659	COBALT STORAGE	135.00	Archive Storage
					001 - 518 50 45 000 - Operating Leases	135.00	Archive Storage
4391	07/15/2016	Claims	1	59660	COMCAST BUSINESS	1,525.07	Phone & Internet
					001 - 513 10 42 000 - Communication	76.25	Phones & Internet
					001 - 514 20 42 000 - Communication	76.25	Phones & Internet
					001 - 518 30 42 000 - Communication	38.13	Phones & Internet
					001 - 518 90 42 000 - Communication	38.13	Phones & Internet
					107 - 521 20 42 000 - Communication	228.76	Phones & Internet
					406 - 531 10 42 000 - Communication	152.51	Phones & Internet
					401 - 533 10 42 000 - Communications	335.52	Phones & Internet
					403 - 534 10 42 000 - Communication	350.77	Phones & Internet
					101 - 542 30 42 000 - Communication	76.25	Phones & Internet
					501 - 548 30 42 000 - Communications	38.13	Phones & Internet
					001 - 558 50 42 000 - Communications	38.13	Phones & Internet
					001 - 558 60 42 000 - Communication	38.13	Phones & Internet
					001 - 576 80 42 000 - Communication	38.11	Phones & Internet
4392	07/15/2016	Claims	1	59661	DAILY JOURNAL OF COMMERCE	1,006.20	Public Notice
					407 - 594 31 63 097 - Decant Facility	1,006.20	Public Notice
4393	07/15/2016	Claims	1	59662	DAVIS DOOR SERVICE INC.	340.08	Electric Dept Maint
					401 - 533 50 41 000 - Professional Services	340.08	Straighten & Re-Inforce Bay Door
4394	07/15/2016	Claims	1	59663	ESCROW NW	56,300.00	603 5th Ave Purchase
					407 - 594 31 61 115 - Land Aquisition	56,300.00	603 5th Ave Purchase

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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
4395	07/15/2016	Claims	1	59664	EVERGREEN EQUIPMENT CO INC	40.50	Street Material
					101 - 542 30 31 000 - Office and Operating Supplie:	40.50	Spool
4396	07/15/2016	Claims	1	59665	EXCEL SUPPLY COMPANY, INC	18.00	PW Material
					401 - 533 50 31 000 - Operating Supplies	9.00	Gloves
					403 - 534 50 31 000 - Office and Operating Supplie:	9.00	Gloves
4397	07/15/2016	Claims	1	59666	FIDELITY SOLUTIONS, INC.	1,819.62	Police Fleet
					107 - 521 20 48 001 - Vehicle Repairs and Maintena	580.83	#877 Radio Install And Program
					107 - 521 20 48 001 - Vehicle Repairs and Maintena	62.91	#779 Radio Reprogram
					107 - 521 20 48 001 - Vehicle Repairs and Maintena	595.05	#849 Radio Install And Program
					107 - 521 20 48 001 - Vehicle Repairs and Maintena	580.83	#848 Radio Install And Program
4398	07/15/2016	Claims	1	59667	GRAINGER INC	314.63	Electric Material
					401 - 533 50 31 000 - Operating Supplies	314.63	Cable IP Tags
4399	07/15/2016	Claims	1	59668	GRAY & OSBORNE INC	50,005.99	Engineering Services; Engineering Services; Engineering Services
					403 - 534 50 41 000 - Professional Services	368.69	Water System Plan Update
					407 - 594 31 63 098 - Emerald Street Bioretention/E	1,582.64	Emerald St Bioretention Cells And Bioswales Cells
					407 - 594 31 63 099 - Pervious Concrete Parking Lc	1,520.25	Pervious Concrete Parking Lots
					404 - 594 34 63 100 - Well #10 Design Project	3,516.24	Well No. 10 Reconstruction
					310 - 595 30 63 082 - Milton Way Ped Improv	27,506.36	Engineering Milton Way Ped Imps
					310 - 595 30 63 082 - Milton Way Ped Improv	15,511.81	Engineering Milton Way Ped Imps
4400	07/15/2016	Claims	1	59669	HD SUPPLY WATERWORKS, LTD	103.45	Water Material
					403 - 534 51 31 000 - Office and Operating Supplie:	103.45	Well #3 New Chlorine System
4401	07/15/2016	Claims	1	59670	GREG MICHALESON	12,911.00	Energy Efficiency Incentive
					401 - 533 50 33 006 - BPA Reimbursement/Incentiv	12,911.00	Milton Safeway Lighting Upgrade-Energy Efficiency Incentive
4402	07/15/2016	Claims	1	59671	MILTON CITY OF	42,936.37	City Utility Tax
					406 - 531 10 44 001 - Utility Taxes	7,192.60	City Utility Tax
					401 - 533 10 44 001 - Utility Tax	18,169.75	City Utility Tax
					403 - 534 10 44 001 - Utility Tax	17,574.02	City Utility Tax
4403	07/15/2016	Claims	1	59672	NATIONAL BARRICADE CO., LLC	19,173.50	Message Board; PW Material
					406 - 531 30 31 000 - Operating Supplies	100.67	PW Signs
					401 - 533 50 35 001 - Machinery and Equipment	6,290.50	Message Board
					401 - 533 50 35 001 - Machinery and Equipment	6,290.50	Message Board
					403 - 534 50 31 000 - Office and Operating Supplie:	100.66	PW Signs
					403 - 534 50 35 001 - Machinery & Equipment	6,290.50	Message Board
					101 - 542 30 31 000 - Office and Operating Supplie:	100.67	PW Signs
4404	07/15/2016	Claims	1	59673	NATIONAL SAFETY, INC.	43.26	Electric Material
					401 - 533 50 31 000 - Operating Supplies	43.26	Respirator Valve
4405	07/15/2016	Claims	1	59674	NORTH COAST ELECTRIC COMPANY	72.06	Water Material
					403 - 534 51 31 000 - Office and Operating Supplie:	72.06	Fuses
4406	07/15/2016	Claims	1	59675	NORTHSTAR CHEMICAL	5,251.20	Water Material
					403 - 534 51 31 000 - Office and Operating Supplie:	5,251.20	Sodium Hydroxide
4407	07/15/2016	Claims	1	E59676	OGDEN MURPHY WALLACE	5,910.00	Legal Services
					001 - 515 30 41 000 - City Attorney	1,160.00	Astound Franchise
					001 - 515 30 41 001 - Labor Attorney	1,180.00	Routine Services

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Trans	Date	Type	Acct #	Chk #	Claimant	Amount	Memo
			001 - 515 30 41 001		Labor Attorney	3,150.00	IBEW Negotiation 2015
			406 - 531 10 41 000		Professional Services	420.00	Stormwater Ordinance Review
4408	07/15/2016	Claims	1	59677	PIERCE COUNTY COMMUNITY NEWSPAPER GROUP	600.00	Monthly Mailing Service
			001 - 558 50 41 002		Advertising	600.00	Monthly Mailing Service
4409	07/15/2016	Claims	1	59678	RAINIER LIGHTING & ELEC SUPPLY	343.77	Electric Material
			401 - 533 50 41 000		Professional Services	343.77	Tool Repair
4410	07/15/2016	Claims	1	59679	RODARTE CONSTRUCTION INC.	169,048.13	Milton Way Ped Imp Estimate #1
			310 - 595 30 63 082		Milton Way Ped Improv	169,048.13	Pay Estimate #1
4411	07/15/2016	Claims	1	59680	SHOPE CONCRETE PRODUCTS CO.	789.39	Stormwater Material
			406 - 531 30 31 000		Operating Supplies	789.39	Catch Basin & Pipe
4412	07/15/2016	Claims	1	59681	SUPPLYWORKS	184.15	Facility Supplies
			001 - 518 30 31 000		Operating Supplies	184.15	Pick Up Tools, Oil Dry Absorbent & Gloves
4413	07/15/2016	Claims	1	59682	TACOMA SCREW PRODUCTS INC.	2.69	Electric Material
			401 - 533 50 31 000		Operating Supplies	2.69	Washers, Bolts And Nuts
4414	07/15/2016	Claims	1	59683	TMG SERVICES INC.	11,476.64	Water Material
			403 - 534 51 35 001		Machinery & Equipment	11,476.64	Chlorination System
4415	07/15/2016	Claims	1	59684	UNIFIRST CORPORATION	234.19	Uniforms; Uniforms
			001 - 518 30 20 002		Uniforms	6.78	Uniforms
			406 - 531 30 20 002		Uniforms	10.85	Uniforms
			401 - 533 50 20 002		Uniforms	77.94	Uniforms
			403 - 534 50 20 002		Uniforms	56.27	Uniforms
			403 - 534 50 20 002		Uniforms	7.09	Uniforms
			101 - 542 30 20 002		Uniforms	27.83	Uniforms
			501 - 548 30 20 002		Uniforms	40.65	Uniforms
			001 - 576 80 20 002		Uniforms	6.78	Uniforms
4416	07/15/2016	Claims	1	59685	TREASURY DIV.-MONEY CENTE US BANK N.A. - CUSTODY TREASURY	76.00	Safekeeping Fees
			001 - 514 20 49 000		Miscellaneous	76.00	Safekeeping Fees
4417	07/15/2016	Claims	1	59686	WATER MANAGEMENT LABORATORIES	255.00	Water Testing
			403 - 534 51 41 000		Professional Services	255.00	Water Testing
4418	07/18/2016	Claims	1	E59687	SANDRA ALLEN	4,000.00	Judge Services
			001 - 512 50 41 000		Professional Services	4,000.00	Monthly Judge Services
4419	07/18/2016	Claims	1	59688	COPY WRIGHTS INC	51.36	Business Cards
			001 - 558 60 49 003		Misc/Outside Printing	51.36	Business Cards - Reeves
4420	07/18/2016	Claims	1	E59689	MERCHANT CARD SVCS	141.05	Court Credit Card Service Fees
			001 - 512 50 41 000		Professional Services	141.05	Court Bank Service Fees
4421	07/18/2016	Claims	1	E59690	PIERCE COUNTY SEWER	197.08	Sewer; Sewer; Sewer; Sewer; Sewer
			001 - 518 30 47 000		Public Utility Service	43.51	Sewer
			107 - 521 20 47 000		Utilities	34.08	Sewer
			401 - 533 50 47 000		Public Utility Services	31.24	Sewer
			001 - 569 00 47 000		Public Utilities-SC	34.07	Sewer
			001 - 575 50 47 000		Public Utilities Services	18.88	Sewer

Agenda Item #: **6A**



To: Mayor Perry and City Councilmembers
 From: Police Chief Hernandez
 Date: July 18, 2016
 Re: **Ordinance 1st Read – Addition to Milton Municipal Code of Inattentive Driving**

ATTACHMENT: Proposed Ordinance

TYPE OF ACTION:

Information Only Discussion Action Expenditure Required

Recommendation/Action: This Ordinance is presented as a 1st read. Or Council may choose to waive the 1st read and adopt at this time. If so chosen, the recommend motion is:

“I move to approve the addition of Section 10.20.150 “Inattentive Driving” to the Milton Municipal Code.”

Fiscal Impact/Source of Funds: The \$250 monetary penalty is credited to Milton Police Department and is subject to additional statutory costs and assessments from the court.

Issue: Inattentive driving is a serious problem and this code would provide an avenue to address it. The proposed code is as follows:

10.18 Inattentive Driving – Unlawful

10.18.010 Inattentive driving.

- (1) It is unlawful for any person to operate a motor vehicle in an inattentive manner over any public rights-of-way of the city.
- (2) For purposes of this section, the phrase “inattentive driving” shall be given its common meaning, to include, without limitation, the operation of a vehicle upon the public rights-of-way of the city in a manner that can be described as showing no interest; careless; negligent; thoughtless; unmindful; unobservant; heedless; absentminded; distracted; unaware; lax; or slack.
- (3) The offense of operating a vehicle in an inattentive manner shall be considered to be a lesser offense than, but included in the offense of, operating a vehicle in a negligent manner.
- (4) A violation of this section shall be a traffic infraction punishable by a monetary penalty of \$250.00, not including statutory costs and assessments.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF MILTON, WASHINGTON, CONCERNING THE UNLAWFULNESS OF INATTENTIVE DRIVING; ADDING CHAPTER 10.18 “INATTENTIVE DRIVING-UNLAWFUL” TO THE MILTON MUNICIPAL CODE; PROVIDING FOR SEVERABILITY, AN EFFECTIVE DATE, AND FOR SUMMARY PUBLICATION BY ORDINANCE TITLE ONLY.

WHEREAS, inattentive driving includes the operation of a vehicle upon the public rights-of-way in a manner that can be described as showing no interest, careless, negligent, thoughtless, unmindful, unobservant, heedless, absentminded, distracted, unaware, lax, or slack; and

WHEREAS, inattentive driving is a serious problem and requires an enforceable remedy;

NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF MILTON, WASHINGTON, DO
ORDAIN AS FOLLOWS:

Section 1. That the following Chapter 10.18 “Inattentive Driving – Unlawful” be added to the Milton Municipal Code as follows:

10.18.010 Inattentive Driving.

(1) It is unlawful for any person to operate a motor vehicle in an inattentive manner over any public rights-of-way of the city.

(2) For purposes of this section, the phrase “inattentive driving” shall be given its common meaning, to include, without limitation, the operation of a vehicle upon the public rights-of-way

of the city in a manner that can be described as showing no interest; careless; negligent; thoughtless; unmindful; unobservant; heedless; absentminded; distracted; unaware; lax; or slack.

(3) The offense of operating a vehicle in an inattentive manner shall be considered to be a lesser offense than, but included in the offense of, operating a vehicle in a negligent manner under RCW 46.61.525, and any person charged pursuant to RCW 46.61.525 may be found to have committed the lesser offense of operating a vehicle in an inattentive manner.

(4) A violation of this section shall be a traffic infraction punishable by a monetary penalty of \$250.00, not including statutory costs and assessments.

Section 2. Severability. If any section, sentence, clause or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

Section 3. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

Passed by the Milton City Council the __ day of _____, 2016, and approved by the Mayor the __ day of _____, 2016.

DEBRA PERRY, MAYOR

ATTEST/AUTHENTICATED:

KATIE BOLAM, CITY CLERK

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

BY _____
GREG A. RUBSTELLO, CITY ATTORNEY

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO. _____



To: Mayor Perry and City Councilmembers
From: Police Chief Hernandez
Date: July 18, 2016
Re: **Grant Acceptance – School Zone LIDAR and Radar Units**

ATTACHMENT: Grant Approval Letter from WTSC

TYPE OF ACTION:

Information Only Discussion Action Expenditure Required

Recommendation/Action:

I move to accept the Washington Traffic Safety Commission grant in an amount up to \$2,625.00 for the purchase of (1) LIDAR unit and (1) Moving Radar to support school zone enforcement.

Fiscal Impact/Source of Funds: Funds expended will be reimbursed according to the WTSC procedure. No matching funds are required.

Issue: The Milton Police Department is in need of specific police equipment and has been awarded a grant to purchase the following: (1) Lidar and (1) Moving Radars.

Background: The Milton Police Department submitted an application for grant funding through the Washington Traffic Safety Commission for fiscal year grant period 2015-2016.

On July 11, 2016, we received notice that Milton had been awarded funding for the requested equipment.



STATE OF WASHINGTON

WASHINGTON TRAFFIC SAFETY COMMISSION

621 8th Avenue SE, Suite 409., PO Box 40944, Olympia, Washington 98504-0944, (360) 753-6197

July 11, 2016

Sergeant T. Takiguchi
Milton Police Department
1000 Laurel Street
Milton, WA 98354
ttakiguchi@cityofmilton.net

RE: School Zone Funds / (1) LTI Truspeed S LIDAR unit and (1) Moving Radar

Dear Sgt. Takiguchi:

Thank you for submitting a school zone grant request to purchase (1) LTI Truspeed S LIDAR unit and (1) Moving Radar to support school zone enforcement. Your request for funding has been approved not to exceed \$2,625.00 based on 105 school zone infractions. It is understood this equipment's primary use will be dedicated towards school zone enforcement.

WTSC recommends that your department abide by industry standards when purchasing equipment with WTSC funding. WTSC is not liable for any cause action that arises from any equipment purchases that do not meet those standards or whose use does not confirm with its intended purpose.

I have detailed the order/ reimbursement procedure below:

1. Your agency must order/purchase, receive and be billed for the approved item(s).
2. Upon receipt of the vendor billing, please submit for reimbursement on the enclosed A19 invoice voucher no later than **September 12, 2016**, within 60 days from grant approval. Submit the A19 invoice voucher with your original signature and a copy of your vendor-billing invoice for reimbursement to:

Washington Traffic Safety Commission
Attn: School Zone Account
PO Box 40944
Olympia, WA 98504-0944

Please note that we cannot accept a FAX or an electronic request. Be sure to identify your agency as the Claimant and include your **Federal Tax ID Number**, **State Vendor Number**, and the **original signature** of the agency head, command officer or contracting officer on the A-19 invoice voucher.

3. Your agency will be reimbursed upon receipt of complete documentation.

Unfortunately, due to a decrease in school zone fund revenue and the growing number of grant requests received by the WTSC, if we do not receive your request for reimbursement by the due date above, your grant funds will be reallocated to another grant requestee.

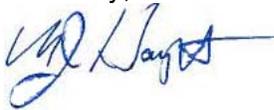
Disputes arising from this agreement shall be resolved by a panel consisting of one representative of the Washington Traffic Safety Commission, one representative from your agency, and a mutually agreed-upon third party. The dispute panel shall there after decide the dispute with the majority prevailing.

Either party may terminate this agreement upon thirty (30) days' written notice to the other party. In the event of termination of this agreement, the terminating party shall be liable for the performance rendered prior to the effective date of termination.

If you cannot meet this deadline or you have any questions or concerns, please contact me immediately. My direct line is 360-725-9879 and email is mjhaught@wtsc.wa.gov.

It is a pleasure to work with you to improve school zone and traffic safety.

Sincerely,

A handwritten signature in blue ink, appearing to read 'MJ Haught', with a stylized flourish at the end.

MJ Haught, Program Manger
ELECTRONIC APPROVAL

Enclosures:
A19 Invoice Voucher

Agenda Item #: 6C



To: Mayor Perry and City Council Members
From: Tony Hernandez, Chief of Police
Date: July 18, 2016
Re: Position Approval – Police Officer

TYPE OF ACTION:

Information Only Discussion Action Public Hearing Expenditure

Recommended Motion: I move to approve an additional Police Officer position for the Milton Police Department, authorize the appropriate budget amendment, and authorize the Mayor to fill the position.

Fiscal Impact/Source of Funds: This will increase the number of police officers to 9, and overall FTEs of the Police Department to 16.



To: Mayor Perry and City Councilmembers
 From: Interim Public Works Director Mark Howlett
 Date: July 18, 2016
 Re: **Contract Approval – Land Use Attorney Services – Olbrechts and Associates**

ATTACHMENT: Contract for Services - to be provided at a later date

TYPE OF ACTION:

Information Only Discussion Action Expenditure Required

Recommendation/Action:

I move to approve the attached contract for Land Use Attorney services with Olbrechts and Associates, PLLC.

Fiscal Impact/Source of Funds: The hourly rate for Olbrechts & Associates is \$185. Costs will only be incurred as needed and will be expended from the appropriate fund for the services provided. Currently the city pays \$200/hour for city attorney services.

Issue: The City currently uses the firm Ogden Murphy Wallace PLLC for general city attorney services, including for land use issues as they arise. Land use is a specialty law arena, and it is imperative to have someone intimately knowledgeable with the city’s land use history and code, as well as the surrounding geography.

Phil Olbrechts was Milton’s city attorney for years when employed by Ogden Murphy Wallace. He established his own firm, Olbrechts and Associates, and continued to provide land use services for Milton for some time. He is not currently under contract with the city, however.

This action will allow the city to continue to utilize the services of Ogden Murphy Wallace for all our city attorney service needs, while also allowing us the option to call upon the more specialized and Milton-knowledgeable services of Mr. Olbrechts in land use issues.