



**CITY COUNCIL MEETING AGENDA**  
**Council Chambers, 1000 Laurel Street**

**March 11, 2013**  
**Monday**

**Next Ordinance: 1820-13**  
**Next Resolution: 13-1833**

**Special Meeting**  
**6:00 p.m.**

**City Council Retreat Continuation – Setting Goals & Priorities for 2013**

**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 Chair. 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](mailto:dperry@cityofmilton.net). Any item received by noon on the day of the meeting will be distributed to Council.

**5. Proclamation**

- A. Resolution No. 13-1832 – Honoring Retiring Employee, Janice Ljunggren

**6. Consent Agenda**

- A. Minutes – Approval of the minutes of:  
February 19 Special Meeting

March 4 Council Retreat Special Meeting

B. Payroll and Claims Approval:

Approval of the 2/20/13 and 3/5/13 payroll direct deposits, checks, and benefits, in the amount of \$ 314,937.39, and

Approval of the checks/vouchers numbers 53620-53653 in the amount of \$ 764,487.81.

C. Appointment to Civil Service Commission

D. Cancellation of August 19, 2013 Council Meeting

E. Contract with Robinson & Noble for Well Drilling Project

**7. Regular Agenda**

A. Purchase of Stormwater Vactor Truck

B. Ordinance No. 1819-13 – Adopting Marijuana Regulations

**8. City Administrator Report**

**9. Council Reports**

**10. Mayor's Report**

**11. 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.

**PENDING COUNCIL AGENDA CALENDAR (Dates are Subject to Change) FOR PLANNING PURPOSES ONLY**

<b>March 2013</b>			
Mon 03/11	6:00 pm 7:00 pm	Special Meeting Regular Meeting	Retreat Continuation – Setting Goals & Priorities for 2013 A. Resolution Honoring Janice Ljunggren B. Appointment to Civil Service Commission – <i>Consent Agenda</i> C. Cancellation of August 19, 2013 Council Meeting – <i>Consent Agenda</i> D. Contract with Robinson & Noble for Well Drilling Project – <i>Consent Agenda</i> E. Purchase of Stormwater Vector Truck F. Ordinance Adopting Marijuana Regulations
Mon 03/18	7:00 pm	Regular Meeting	A. Public Hearing on Sale of Property at 20 <sup>th</sup> Ave Reservoir Site B. 1 <sup>st</sup> . Public Hearing - Franchise Agreement with Fiber Optics Group C. Pedestrian Crossing Improvement Policy D. Approval of a contract with KPG Associates for Visioning Phase II
<b>April 2013</b>			
Mon 04/01	7:00 pm	Study Session	A. State of Court Report B. Olofsson Estates Park
Mon 04/08	7:00 pm	Regular Meeting	A. Proclamation & Presentation – Pierce County Reads B. 2 <sup>nd</sup> . Public Hearing & Adoption of Franchise Agreement – Fiber Optics Group C. Ordinance on Renewing EMS Levy
Mon 04/15	7:00 pm	Regular Meeting	A. First Quarter Financial Report B. Community Events Budget C. Review of Previous Budget Cuts
<b>May 2013</b>			
Mon 05/06	7:00 pm	Study Session	A. Regional Organizations B. Adoption of 2012 Stormwater Manual C. Streets Presentation – 15 minutes
Mon 05/13	7:00 pm	Regular Meeting	A. 1 <sup>st</sup> . Public Hearing - PSE Franchise Renewal B. Adoption of Budget Amendment Ordinance
Mon 05/20	7:00 pm	Regular Meeting	A. 2 <sup>nd</sup> . Public Hearing & Adoption of PSE Franchise Agreement
Mon 06/03	7:00 pm	Study Session	A. 6 – Year Transportation Improvement Program
Mon 06/10	7:00 pm	Regular Meeting	A. Public Hearing & Adoption of 6 – Year Transportation Improvement Program
Mon 06/17	7:00 pm	Regular Meeting	
<b>July 2013</b>			
Mon 07/01	7:00 pm	Study Session	



1000 Laurel Street  
Milton, Washington

RESOLUTION NO. 13-1832

A RESOLUTION of the City of Milton, Washington commending Public Works Administrative Assistant Janice Ljunggren.

WHEREAS, Public Works Administrative Assistant JANICE LJUNGGREN will conclude her employment with the City of Milton on March 14, 2013; and

WHEREAS, Janice Ljunggren has served since 1997 as Administrative Assistant; and

WHEREAS, the City of Milton and its citizens commend her for the energy, honesty and integrity, and dedication with which she has approached her duties and responsibilities as the Public Works Administrative Assistant; and

WHEREAS, the Mayor and City Council of the City of Milton, on their own behalf and on behalf of the Citizens of the City of Milton, acknowledge the contributions of Janice Ljunggren as the Public Works Administrative Assistant;

NOW THEREFORE, be it RESOLVED that the Citizens of the City of Milton, Washington by and through their Mayor and City Council do hereby extend to Janice Ljunggren their thanks and appreciation for her sincere and dedicated efforts on their behalf during her 16 years as the Public Works Administrative Assistant.

Passed at a regular meeting of the Milton City Council this 11<sup>th</sup> day of March, 2013.

\_\_\_\_\_  
DEBRA PERRY, MAYOR

\_\_\_\_\_  
BART TAYLOR, MAYOR PRO TEM

ATTEST:

\_\_\_\_\_  
LISA TYLOR, CITY CLERK

COUNCILMEMBERS:

\_\_\_\_\_  
LOIS ZAROUDNY

\_\_\_\_\_  
BRYAN OTT

\_\_\_\_\_  
AARON JONES

\_\_\_\_\_  
TODD MORTON

\_\_\_\_\_  
JIM MANLEY

\_\_\_\_\_  
BOB WHALEN

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Agenda



**Regular Meeting**  
**Tuesday – February 19, 2013**  
**7:00 p.m.**

**CALL TO ORDER**

Mayor Perry called the regular meeting to order at 7:02 p.m. and led the Pledge of Allegiance.

**ROLL CALL**

Council Members present were Whalen, Mayor Pro Tem Taylor, Ott and Zaroudny. Councilmembers Jones and Morton were excused by Council at the February 4, 2013 meeting. Councilmember Manley was absent.

**STAFF PRESENT**

City Administrator Mukerjee, City Attorney Scott Snyder, Public Works Director Neal, Finance Director Tylor, Police Chief Rhoads, and Senior Administrative Assistant Bolam were present.

**ADDITIONS / DELETIONS**

Mayor Perry announced the sad news that Fife Councilmember Richard Godwin had passed away on February 19.

**CITIZEN PARTICIPATION**

<b>Speaker</b>	<b>Address</b>	<b>Comments</b>
Rudolph Johnson	302 23 <sup>rd</sup> Ave	Regarding the Olofsson Estate – provided history on the bequeathment of this property – explained it is now a tax burden to the family and asks Council to consider receiving the property now for open space purposes. Provided a handout of the plat.
Leonard Sanderson	1201 24 <sup>th</sup> Ave Ct	Regarding the Olofsson Estate – explained that this amounts to accelerating the trust that's currently set to mature in 2030; urged Council to process in time for this year's Comprehensive Plan Process.

## **CONSENT AGENDA**

Approval of:

- Minutes from the February 11, 2013 Regular Meeting

Councilmember Zaroudny asked for a correction to her statement, “she would like to see a lower speed limit on Kent Street...”; it should say “Porter Way”.

- Ordinance No. 1816-13 – Amending Petty Cash

**MAYOR PRO TEM TAYLOR MOVED**, seconded by Councilmember Whalen, to approve the Consent Agenda as amended. **The motion was voted on and carried 4/0.**

## **PUBLIC HEARING**

**Item 6a** – Ordinance No. 1818-13 – Adoption of Marijuana Regulations

The Mayor opened the Public Hearing at 7:20 p.m.

City Administrator Mukerjee provided an overview.

<b>Speaker</b>	<b>Address</b>	<b>Comments</b>
Leonard Sanderson	1201 24 <sup>th</sup> Ave Ct	Strongly urges City to keep as far removed as possible from this until other jurisdictions work it out.

The Mayor closed the Public Hearing at 7:24 p.m.

Mr. Snyder gave a brief history and explanation of the federal and state positions on this item, provided information on steps taken by some other cities, and explained the legal advice behind the proposed ordinance in lieu of extending the moratorium.

**COUNCILMEMBER OTT MOVED**, seconded by Councilmember Zaroudny, to adopt the attached ordinance, 1818-13, regarding regulations on marijuana related uses.

Councilmember Ott said he’s thankful to have a knowledgeable attorney and that Milton is well represented.

Councilmember Zaroudny said Milton can’t just opt out, that this gives a good structure for protection.

Councilmember Whalen expressed disappointment in the absence of three councilmembers and said he would prefer to see this voted on by the full Council.

**COUNCILMEMBER WHALEN MOVED**, seconded by Mayor Pro Tem Taylor, to table this item to March 11. **The motion was voted on and failed 2 to 2.** (Ott, Zaroudny)

**The main motion was voted on and failed 3/1.** (Whalen)

Mayor Pro Tem Taylor requested that staff bring this item back before Council at the March 11, 2013 meeting.

Mayor Perry asked that a full-year meeting calendar be provided to Council, highlighting when holidays will cause a reschedule in regular meeting nights.

Councilmember Ott announced he will be absent from the March 11 meeting due to a work commitment.

Mayor Perry called for a recess at 8:15.  
The meeting was reconvened at 8:25.

Administrative Assistant Bolam explained that the earlier vote that failed with a 2/2 tie would not have been altered by the Mayor casting a tie-breaking vote, as an affirmative vote to a motion to table requires a majority of the full Council, or 4 votes.

## **REGULAR AGENDA**

### **Item 7A – 2012 4<sup>th</sup> Quarter Report**

Director Tylor provided an overview, explaining the projections vs. actuals for 4<sup>th</sup> Quarter, 2012.

General Fund revenues finished slightly ahead of projections, at positive \$62,000. Expenditures ended at 98% of the overall budgeted amount. Utility funds are all stable.

Discussion included liquor excise taxes, sales taxes, and REET funds, which may be impacted by state budget cuts.

Council expressed appreciation for the budget format and presentation, saying it is clear and concise.

### **Item 7B – Ordinance 1817-13 – Amend 2013 Budget / Beginning Fund Balances**

**MAYOR PRO TEM TAYLOR MOVED**, seconded by Councilmember Whalen, to adopt the attached budget ordinance 1817-13 amending the 2013 budget.

**The motion was voted on and passed 4/0.**

### **Item 7C – Veteran’s Memorial Lighting**

City Administrator Mukerjee explained that, while this was originally presented at the last meeting in the form of an ordinance, it has since been determined that an ordinance is not needed.

**COUNCILMEMBER ZAROUDNY MOVED**, seconded by Councilmember Whalen, to approve lighting of the Veterans Memorial and its components.

Councilmember Zaroudny said she's very happy to see this so simply resolved.

**The motion was voted on and passed 4/0.**

### **Item 7D – BPA Incentives for LED Traffic Signals**

City Administrator Mukerjee and Director Neal explained that this is a late-breaking and time-sensitive opportunity to receive a substantial savings from BPA to switch over the City's remaining incandescent traffic lights to LED technology. The funding necessary to cover what BPA doesn't will pay for itself in a relatively short period of time through labor, bulb replacement, and energy savings.

**COUNCILMEMBER ZAROUDNY MOVED**, seconded by Councilmember Whalen, to authorize the traffic signal LED conversion effort at an estimated total cost of \$17,409 and approve a budget adjustment to cover the expense from the General Fund ending fund balance.

**The motion was voted on and passed 4/0.**

### **CITY ADMINISTRATOR REPORT**

- There will be more information regarding state-shared revenues with regard to liquor sales.
- Reminded Council of retreat on March 2.

### **COUNCIL REPORTS**

Mayor Pro Tem Taylor:

- Attended AWC conference, which was very interesting and well done.
- Requested clarification regarding the state's property purchases near Pacific Hwy E and what sales tax impact that may have. City Administrator Mukerjee will report back.

Councilmember Whalen:

- Appreciates Mr. Johnson speaking tonight and would like to see what can be done to accelerate the Olofsson matter.

Councilmember Zaroudny:

- Shared that Google maps allows a visual for the entire Interurban trail.

Councilmember Ott:

- Clarified what items Council should bring to the retreat. City Administrator Mukerjee said it is a general retreat, not a budget retreat – Council need not bring their budget books.

### **MAYOR'S REPORT**

- The AWC conference was very good. She expressed concern that Milton’s priorities are not being addressed; she is working hard to keep Milton’s concerns in front of the Capital Committee.
- Attended the South Sound Chamber of Commerce meeting; impressed with Auburn’s demonstrated ability to raise the level of income for Auburn residents.

**ADJOURNMENT**

**COUNCILMEMBER WHALEN MOVED**, seconded by Mayor Pro Tem Taylor, to adjourn the meeting at 9:25 p.m. **The motion was voted on and passed 4/0.**

\_\_\_\_\_  
Debra Perry, Mayor

ATTEST:

\_\_\_\_\_  
Lisa Tylor, City Clerk

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**MINUTES**  
**MILTON CITY COUNCIL RETREAT**  
**Monday, March 4<sup>th</sup>, 6:00 p.m.**  
**City Council Chambers**

**Present:** Mayor Debra Perry, Mayor Pro-Tem Bart Taylor, Councilmembers Whalen, Ott, Morton, Zaroudny, Jones and Manley.

**Staff Present:** City Administrator Mukerjee, Police Chief Rhoads, Public Works Director Neal and Finance Director Tylor.

**1. Welcome & Mayor's Message**

The Mayor opened the retreat at 6:15 p.m. She expressed a desire to spend more time in Milton this year, and work with the Parks Board. She described an experience with Houston's circular roads, which proved that if one "didn't get out of the circle" they would just end up going round and round.

City Administrator Mukerjee reviewed the agenda for the evening.

**2. Review of 2012 Accomplishments**

City Administrator Mukerjee reviewed the key accomplishments from last year which were (1) Completing phase I of the Visioning Process, (2) Lifting of the HUD restrictions from the Activity Center building and (3) completing the Shoreline Management Plan.

Other important accomplishments were interlocal agreements with Fife for Jail, Emergency Dispatch and Administrative services, and with Puyallup for Court and I.T. services.

**3. Key Issues for 2013**

City Administrator Mukerjee reviewed some of the key issues facing the Council this year. They are, Visioning Phase II, Fire Annexation Ballot Measure, Impacts of State Budget Cuts, Dedicated Funding for Streets, and Electric Master Plan Update & Rate Study.

Some of the major contracts that are coming up for renewal are with the Police Guild, DM Disposal, Municipal Judge, and PSE Franchise.

**4. Review of Finances & Utilities**

City Administrator Mukerjee, Finance Director Tylor and Public Works Director Neal reviewed the financial and utility trends. Property tax revenues are expected to drop after the fire annexation because the levy lid would be reduced from \$3.10 to \$1.60. Sales tax revenue is expected to remain at today's level while utility tax revenues are expected to grow. The General Fund revenues and expenditures will need to be closely monitored as state budget cuts take effect. Utility funds are doing O.K. for now, however, starting next year, small regular rate increases tied to the CPI need to be considered. The Electric Master Plan and Rate Study needs to be updated this year.

**5. 10 Minute Break**

## **6. Visioning – Next Steps**

City Administrator Mukerjee and Public Works Director Neal outlined the steps and resources that would be needed for the comprehensive plan update and drafting of form based codes. Staff is recommending that the city should move forward with the Uptown and Milltown areas first, and consider the other areas at a later date. City staff would be doing the majority of the work related to the standard comprehensive plan update, with KPG focusing on meeting with property owners, conducting stakeholder meetings, and drafting the special area plans and form based codes for the Uptown and Milltown areas. The cost for the consultant contract would be around \$35,000 plus an additional \$20,000 needed for standard map updates.

Council discussed whether to move forward with the next phase of visioning, and there was general consensus that moving forward would be the strategic step towards encouraging business development and expanding the tax base in the future. The funding would come from the 2012 ending fund balance, and some councilmembers would like to see a similar amount set aside in the ending fund balance, as a reserve. An action item will be brought back for the Council's consideration in the future.

## **7. 10 Minute Break**

## **8. Discussion of Council Meeting Rules and Public Communications at Council meetings.**

Council discussion centered on when public input should be allowed at council meetings. Current Council rules outline the manner in which public communication is allowed during regular council meetings: (1) during the Citizen Comment part of the agenda, the public may comment on any matter not on the agenda. Comments may be limited to 3 minutes at the discretion of the Mayor; (2) the public may comment on individual agenda items prior to Council's deliberation and action; and (3) the public may comment during a scheduled public hearing.

Current rules also describe study sessions as informal meetings. There is no procedure set out for public comments, although, from time-to-time, informal comments are taken. Council discussed whether the public should be allowed to speak during study sessions and concluded that this was a time when councilmembers delved into a subject matter in details without taking any action, so generally public comment should not be allowed. However, depending on the topic, the council could agree to hear from the public at certain study sessions.

The meeting notices would need to be clarified, so that the public knows in advance when the public can speak during the meeting. Also, the meeting notice would indicate that written communications, via letters or emails could be submitted by noon of the Council meeting day for distribution at the meeting.

### **Discuss Council Vacation Weeks.**

After discussion whether to take the months of August and December off, similar to last year, Council decided to cancel just the August 19<sup>th</sup> meeting and then later in the year, evaluate whether some meetings in December could be cancelled.

## **9. Department Reports**

Police Chief Rhoads, Public Works Director Neal and Finance Director Tylor provided summaries of the major issues in their respective departments.

**10. Setting Goals and Priorities for 2013**

Due to the lateness of the hour, Council decided to continue with this item at 6:00 p.m. on Monday, March 11, 2013, before the regular council meeting.

The retreat adjourned at 10:15 p.m.

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CITY OF MILTON  
**PAYROLL and CLAIMS VOUCHER APPROVAL**

I HEREBY CERTIFY THAT THE EXPENDITURES SHOWN BELOW REFLECT THE TRUE AND CORRECT EXPENDITURES TO THE BEST OF MY KNOWLEDGE. I FURTHER CERTIFY THE EXPENDITURES BELOW TO BE VALID AND CORRECT.

\_\_\_\_\_  
FINANCE DIRECTOR DATE

**Claim Vouchers:**

**Payroll Disbursements:**

Date	Check #	Amount
2/19/2013	53620-53653	468,655.25
2/28/2013	ACH Online Payments	295,832.56

Date	Check #	Amount
2/20/2013	3525-3526	2,504.68
2/20/2013	ACH (Direct Deposit)	79,042.47
2/20/2013	3527	419.99
2/20/2013	ACH (Benefits)	43,660.72
2/21/2013	ACH (Direct Deposit)	144.81
		<b>\$125,772.67</b>
3/5/2013	3528-3529	2,082.70
3/5/2013	ACH (Direct Deposit)	75,269.10
3/5/2013	3530-3534	2,991.99
3/5/2013	ACH (Benefits)	108,820.93
		<b>\$189,164.72</b>

\_\_\_\_\_  
**\$764,487.81**

**\$314,937.39**

WE, THE UNDERSIGNED COUNCILMEMBERS OF THE CITY OF MILTON, WASHINGTON, DO HEREBY CERTIFY AND APPROVE THE PAYROLL AND CLAIM VOUCHERS FOR THE TOTAL AMOUNT OF:

**\$1,079,425.20**

Dated: **March 11, 2013**

\_\_\_\_\_  
COUNCILMEMBER

\_\_\_\_\_  
COUNCILMEMBER

\_\_\_\_\_  
COUNCILMEMBER

\_\_\_\_\_  
COUNCILMEMBER

# Accounts Payable

## Checks by Date - Detail By Check Date

User: ddabson  
 Printed: 3/5/2013 - 9:49 AM

1000 Laurel St.  
 Milton, WA 98354  
 Ph: 253-922-8733  
 Fax: 253-922-2385



			Check Amount
Check No:	53620	Check Date: 02/19/2013	
Vendor:	ASPHA	Asphalt Patch Systems	
34906		Elect/Repairs & Maint	1,884.96
			1,884.96
Check No:	53621	Check Date: 02/19/2013	
Vendor:	J031	Harold Burton	
012913		Employee Benefit Program/LEOFF	232.58
			232.58
Check No:	53622	Check Date: 02/19/2013	
Vendor:	Chuckals	Chuckals	
730145-0		Admin/Perry, Business Cards	32.81
730150-0		Admin/IT	83.71
730150-0		Elect/IT	16.75
730150-0		Wtr/IT	19.12
730150-0		GF/Supplies	170.15
730150-0		Elect/Supplies	170.15
730150-0		Wtr/Supplies	170.15
730150-0		Wtr/Supplies	10.97
730150-0		Elect/Supplies	10.96
730150-0		Storm/Supplies	56.72
730634-0		GF/Supplies	28.90
730634-0		Elect/Supplies	28.90
730634-0		Wtr/Supplies	28.90
730634-0		Storm/Supplies	9.62
			837.81
Check No:	53623	Check Date: 02/19/2013	
Vendor:	SusCline	SUSAN CLINE	
020513		City Key Deposit Refund, #00354972 Rented on	50.00
020513		City Bldg Deposit Refund, #00354972 Rented on	200.00
			250.00
Check No:	53624	Check Date: 02/19/2013	
Vendor:	CodeP	Code Publishing Company	
42637		Council/ Prof Svcs	586.92
			586.92
Check No:	53625	Check Date: 02/19/2013	
Vendor:	CRAIG	C. Mike Craig	
020613		Employee Benefit Program/LEOFF	26.25
020713		Employee Benefit Program/LEOFF	139.15
			165.40
Check No:	53626	Check Date: 02/19/2013	
Vendor:	EVERSON	Everson's Econo-Vac Inc.	

070529	Wtr/Repairs & Maint		1,147.65
			<hr/>
			1,147.65
Check No:	53627	Check Date: 02/19/2013	
Vendor:	Fife	City of Fife	
0142843	Planning/Planning Svcs		3,572.00
0142844	Planning/Planning Svcs - Fire Annexation		494.00
0142853	Admin/Admin Svcs		1,543.50
0142853	Elect/Admin Svcs		308.70
0142853	Wtr/Admin Svcs		352.80
			<hr/>
			6,271.00
Check No:	53628	Check Date: 02/19/2013	
Vendor:	GCSYST	G. C. Systems Inc.	
000003797	Wtr/Repairs & Maint		1,030.55
			<hr/>
			1,030.55
Check No:	53629	Check Date: 02/19/2013	
Vendor:	GRAY	Gray & Osborne Inc	
12440.00-10	Consultant Fees Payable, Morning Side Booster		2,821.31
			<hr/>
			2,821.31
Check No:	53630	Check Date: 02/19/2013	
Vendor:	HJARN	HJ Arnett Industries, LLC	
INV27570	Elect/Repairs & Maint		176.75
			<hr/>
			176.75
Check No:	53631	Check Date: 02/19/2013	
Vendor:	JenNW	JENNINGS NORTHWEST LLC	
2082013	Wtr/Porter Way Improvements, Payment No. 1		277,620.27
			<hr/>
			277,620.27
Check No:	53632	Check Date: 02/19/2013	
Vendor:	KPG	KPG	
12513	Elect/Prof Svcs		1,570.60
			<hr/>
			1,570.60
Check No:	53633	Check Date: 02/19/2013	
Vendor:	LINN	LINDA LINN	
020713	Consultant Fees Payable - Refund of Deposit for		1,064.18
			<hr/>
			1,064.18
Check No:	53634	Check Date: 02/19/2013	
Vendor:	PCBud	Pierce County Budget & Finance	
AR143405	Fin/Voter Registration Costs		10,649.35
AR143828	GF/Liquor Tax		323.76
			<hr/>
			10,973.11
Check No:	53635	Check Date: 02/19/2013	
Vendor:	PCCNG	Pierce County Community Newspaper Group	
3113	Consultant Fees Payable - Advertising (Alder Ri		270.00
3289	Planning/Advertising		120.00
3291	Planning/Advertising		30.00
3291	Admin/Advertising		30.00
			<hr/>
			450.00
Check No:	53636	Check Date: 02/19/2013	

Vendor:	PCPol	Pierce County Police Chiefs	
021113		PD/Annual Membership Dues	20.00
			20.00
Check No:	53637	Check Date: 02/19/2013	
Vendor:	Platt	Platt Electric Supply	
3159969		Wtr/Supplies	73.86
			73.86
Check No:	53638	Check Date: 02/19/2013	
Vendor:	Preferre	Preferred Copier Systems	
007337 1		PD/Copier Maintenance	23.76
007958 1		GF/Copier Maintenance	60.57
007958 1		Elect/Copier Maintenance	58.68
007958 1		Wtr/Copier Maintenance	49.21
007958 1		Storm/Copier Maintenance	20.82
			213.04
Check No:	53639	Check Date: 02/19/2013	
Vendor:	COPuy	City of Puyallup	
AR109278		Court/Intergov't Svcs - 2013 Annual Fee	141,512.00
AR109279		GF/IT Svcs 2013 Admin Fee	1,500.00
			143,012.00
Check No:	53640	Check Date: 02/19/2013	
Vendor:	RainLi	Rainier Lighting & Elec Supply	
303987-1		Elect/Supplies	44.14
			44.14
Check No:	53641	Check Date: 02/19/2013	
Vendor:	SHIERS	SHIERS LAW FIRM LLC	
020513		Consultant Fees Payable - Refund of Georgiu BI	206.60
			206.60
Check No:	53642	Check Date: 02/19/2013	
Vendor:	Skill	Skillings Connolly, INC	
8170		Storm/Prof Svcs - Stormwater Permitting	13,765.79
			13,765.79
Check No:	53643	Check Date: 02/19/2013	
Vendor:	SONSRAY	SONSRAY MACHINERY LLC	
F55717		Wtr/Supplies	347.69
F55717		Streets/Supplies	173.84
F55717		Storm/Supplies	173.84
F55717		Elect/Supplies	173.84
			869.21
Check No:	53644	Check Date: 02/19/2013	
Vendor:	Stand	Standard Parts Corporation (NAPA)	
252623		Wtr/Supplies	19.01
254261		Wtr/Supplies	33.93
254261		Streets/Supplies	16.98
254261		Storm/Supplies	16.98
254261		Elect/Supplies	236.11
254261		MP/Supplies	279.27
			602.28

Check No:	53645	Check Date:	02/19/2013	
Vendor:	TacSc	Tacoma Screw Products Inc.		
13929746		Elect/Supplies		65.73
				<hr/>
				65.73
Check No:	53646	Check Date:	02/19/2013	
Vendor:	Unifi	Unifirst Corporation		
330 0867000		Fac/Uniforms		8.99
330 0867000		Parks/Uniforms		20.30
330 0867000		MP/Uniforms		20.95
330 0867000		Streets/Uniforms		37.71
330 0867000		Elect/Uniforms		6.29
330 0867000		Wtr/Uniforms		79.61
330 0867000		Storm/Uniforms		14.67
330 0867116		Elect/Uniforms		118.95
330 0867116		Wtr/Uniforms		10.82
				<hr/>
				318.29
Check No:	53647	Check Date:	02/19/2013	
Vendor:	Univa	Univar USA Inc		
KT193139		Wtr/Supplies		520.20
				<hr/>
				520.20
Check No:	53648	Check Date:	02/19/2013	
Vendor:	UretaAu	AURORA URETA		
021213		City Key Deposit Refund, Receipt #354812 & 3:		50.00
021213		City Bld Deposit Refund, Receipt #354812 & 35		125.00
				<hr/>
				175.00
Check No:	53649	Check Date:	02/19/2013	
Vendor:	USBNK	US Bank N.A. Custody		
013113		Fin/Monthly Safekeeping Fees		40.00
				<hr/>
				40.00
Check No:	53650	Check Date:	02/19/2013	
Vendor:	Water	Water Management Laboratories		
118202		Wtr/Prof Svcs - Samples		292.00
				<hr/>
				292.00
Check No:	53651	Check Date:	02/19/2013	
Vendor:	Whitney	Whitney Equipment Company Inc		
72894		Wtr/Supplies		348.93
				<hr/>
				348.93
Check No:	53652	Check Date:	02/19/2013	
Vendor:	WilliamC	CAROL WILLIAMS		
021213		City Key Deposit Refund, Receipt #354953 & 3:		50.00
021213		City Bldg Deposit Refund, Receipt #354953 & 3		300.00
				<hr/>
				350.00
Check No:	53653	Check Date:	02/19/2013	
Vendor:	Zumar	Zumar		
0160358		Streets/Supplies		655.09
				<hr/>
				655.09
				<hr/>
				468,655.25
		Date Totals:		

Report Total:

468,655.25

# Accounts Payable

## Checks by Date - Detail By Check Date

User: ddabson  
 Printed: 3/5/2013 - 9:51 AM

1000 Laurel St.  
 Milton, WA 98354  
 Ph: 253-922-8733  
 Fax: 253-922-2385



			Check Amount
Check No:	0	Check Date: 02/28/2013	
Vendor:	ACHALLEN	Honorable Sandra Allen	
Feb-13		Ct/Judge Svcs	4,000.00
			4,000.00
Check No:	0	Check Date: 02/28/2013	
Vendor:	Bonne	Bonneville PowerAdministration	
DEC12-PWR01		Elect/Power Bill	195,451.00
DEC12-TRN01		Elect/Transmission Bill	40,682.00
			236,133.00
Check No:	0	Check Date: 02/28/2013	
Vendor:	CITTE	CIT Technology Fin. Serv., Inc.	
22720987		Storm/Copy Machine Lease	42.71
22720987		Admin/Copy Machine Lease	81.33
22720987		Build/Copy Machine Lease	40.67
22720987		Eng/Copy Machine Lease	4.04
22720987		Plan/Copy Machine Lease	40.67
22720987		Street/Copy Machine Lease	4.10
22720987		Elec/Copy Machine Lease	28.47
22720987		Water/Copy Machine Lease	42.71
22727162		PD/Copy Machine Lease	158.79
22759200		GF/Copy Machine Lease	164.09
22759200		Elec/Copy Machine Lease	98.45
22759200		Wat/Copy Machine Lease	86.15
22759200		Storm/Copy Machine Lease	61.53
			853.71
Check No:	0	Check Date: 02/28/2013	
Vendor:	Comcast	Comcast	
010713			17.72
010713			11.53
010713			24.74
010713			35.49
010713			11.52
010713			69.42
010713			86.96
010713			4.04
010713			11.15
010713			12.68
010713			161.19
010713			8.08
010713			4.59
24130648			7.61
24130648			4.33
24130648			16.70
24130648			151.91

24130648		3.81
24130648		10.51
24130648		81.95
24130648		65.41
24130648		10.86
24130648		33.45
24130648		11.94
24130648		23.32
24130648		10.86

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891.77

Check No: 0 Check Date: 02/28/2013  
 Vendor: DiscoveB Discovery Benefits  
 361044 Employee Benefits Program/ FSA - Monthly

15.60

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15.60

Check No: 0 Check Date: 02/28/2013  
 Vendor: MILTONRL City of Milton - C/O RLI

01 2013	GF/Utilities	192.74
01 2013	Fac/Utilities	47.89
01 2013	PD/Utilities	282.38
01 2013	Bldg/Utilities	64.05
01 2013	AC/Utilities	583.24
01 2013	Pln/Utilities	64.05
01 2013	Parks/Utilities	1,162.45
01 2013	Streets/Utilities	1,634.41
01 2013	Elect/Utilities	1,371.75
01 2013	Wtr/Utilities	4,750.94
01 2013	Storm/Utilities	221.17

---

10,375.07

Check No: 0 Check Date: 02/28/2013  
 Vendor: Ogden Ogden Murphy Wallace  
 703747 Legal/Routine Professional Services  
 703754 Legal/Routine Professional Services  
 703754 Legal/Professional Services - Jovita Condemnati

5,494.50

509.15

288.00

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6,291.65

Check No: 0 Check Date: 02/28/2013  
 Vendor: PCSew Pierce County Sewer

512842 0213	AC/Utilities	21.82
512842 0213	GF/Utilities	14.55
512923 0213	PD/Utilities	5.92
512923 0213	Elec/Utilities	23.68
512923 0213	Wat/Utilities	11.83
512923 0213	Storm/Utilities	17.76
512931 0213	Fac/Utilities	2.58
512931 0213	Pol/Utilities	10.31
512931 0213	Bld/Utilities	2.57
512931 0213	PL/Utilities	2.58
512931 0213	Parks/Utilities	2.58
512931 0213	Elec/Utilities	12.88
512931 0213	Wat/Utilities	10.31
512931 0213	Storm/Utilities	7.73
513431 0213	Parks/Utilities	36.37
758965 0213	GF/Utilities	17.40

---

200.87

Check No:	0	Check Date:	02/28/2013	
Vendor:	PSEne	Puget Sound Energy		
012213		Wtr/Electric Charges		423.55
012213		AC/PSE Utility Bill		647.16

---

1,070.71

Check No:	0	Check Date:	02/28/2013	
Vendor:	Revenue	WA State Dept of Revenue		
021913		Elec/Excise Tax		15,279.09
021913		Water/Excise Tax		1,004.99
021913		Storm/Excise Tax		1,196.21
021913		Storm/Sales Tax Owed - Ink Oasis		0.19
021913		GF/Sales Tax Owed - Ink Oasis		0.56
021913		Elect/Sales Tax Owed - Ink Oasis		0.56
021913		Wtr/Sales Tax Owed - Ink Oasis		0.56
021913		Storm/Sales Tax Owed - Gorilla Paper		0.28
021913		GF/Sales Tax Owed - Gorilla Paper		0.85
021913		Elect/Sales Tax Owed - Gorilla Paper		0.85
021913		Wtr/Sales Tax Owed - Gorilla Paper		0.85
021913		Fac/Sales Tax Owed - GoKeyless		19.38
021913		Parks/Sales Tax Owed - AmSan		3.11

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17,507.48

Check No:	0	Check Date:	02/28/2013	
Vendor:	Shell	Shell Fleet Plus		
03 020613		Storm/Fuel		46.13
03 020613		Wtr/Fuel		92.24
03 020613		Streets/Fuel		46.13
04 020613		Wtr/Fuel		97.04
05 020613		Wtr/Fuel		108.76
05 020613		Elect/Fuel		108.76
06 020613		Streets/Fuel		70.10
06 020613		Wtr/Fuel		140.19
06 020613		Storm/Fuel		70.09
06 020613		Water/Fuel Discount Credit		-16.32
08 020613		Elect/Fuel		707.79
09 020613		Fac/Fuel		56.62
09 020613		Parks/Fuel		169.88
12 020613		Streets/Fuel		41.00
12 020613		Wtr/Fuel		82.00
12 020613		Storm/Fuel		41.00
36 020613		Pol/Fuel		30.88

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1,892.29

Check No:	0	Check Date:	02/28/2013	
Vendor:	USBank	US Bank		
1127 020613		Consultant Fees Payable/Monroe SP to GnO - U!		8.10
3217 020613		PD/Fuel		363.47
4238 020613		Fac/Small Tools & Equip - 6 Mclendon Hardwar		28.27
4238 020613		Fac/Supplies - Platt Electric		8.67
4238 020613		Fac/Supplies - Autozone		2.18
4238 020613		Fac/Supplies - Robblees Total Sec		10.29
4283 020613		Wtr/Supplies - Home Depot		1.29
4283 020613		Wtr/Supplies - Farwest Sports		196.90
4283 020613		Wtr/Supplies - Home Depot		23.93
4283 020613		Wtr/Supplies - McKenna Food - personal use by		33.00
6416 020613		PD/Fuel		364.48
6416 020613		PD/Small Tools & Equip - Radioshack		72.18

6432 020613	Wtr/Supplies - Lowes	192.81
6457 020613	Elect/Comm, Postage - UPS Store	35.57
6457 020613	Elect/Supplies - Whistle Workwear	339.42
6473 020613	PD/Fuel	179.99
6481 020613	SC/Annual Permit - Tacoma Pierce City Health	470.00
6481 020613	SC/Annual Permit - Tacoma Pierce City Health C	-142.50
6481 020613	GF/Supplies, Receipt Paper - GorillaPaper.com	9.00
6481 020613	Elect/Supplies, Receipt Paper - GorillaPaper.com	9.00
6481 020613	Wtr/Supplies, Receipt Paper - GorillaPaper.com	9.00
6481 020613	Storm/Supplies, Receipt Paper - GorillaPaper.coi	3.00
6481 020613	GF/Supplies, Receipt Ink - Ink Oasis	5.98
6481 020613	Elect/Supplies, Receipt Ink - Ink Oasis	5.98
6481 020613	Wtr/Supplies, Receipt Ink - Ink Oasis	5.98
6481 020613	Storm/Supplies, Receipt Ink - Ink Oasis	2.00
6523 020613	Wtr/Supplies - Farwest Sports	98.45
6523 020613	Wtr/Supplies - The Home Depot	31.62
6523 020613	Wtr/Supplies - The Home Depot	15.24
6523 020613	Wtr/Supplies - The Home Depot	75.17
6531 020613	PD/Fuel	103.83
6531 020613	PD/Meal, Co-Op City Lunch Meeting - Elmer's 1	14.61
6556 020613	Bldg/Fuel	46.39
6556 020613	Bldg/Wabo Committee meeting - WashingtonA	20.00
6572 020613	Streets/Supplies - Schermerhorn Bros	155.02
6572 020613	Wtr/Supplies - Schermerhorn Bros	177.17
6572 020613	Storm/Supplies - Schermerhorn Bros	36.91
6572 020613	Elect/Supplies - Farwest Sports	98.45
6572 020613	Elect/Supplies - Sherwin Williams	769.00
6598 020613	PD/Fuel	268.15
6598 020613	PD/Supplies - Blumenthal Uniforms and E	113.56
6598 020613	PD/Supplies - QFC	6.01
6598 020613	PD/IT - Radioshack	43.74
6598 020613	PD/IT - Radioshack	3.28
6614 020613	Pol/Fuel	380.47
6614 020613	Pol/Operating Supplies - PS Engineering	39.38
6622 020613	PD/Fuel	316.30
6630 020613	PD/Fuel	306.87
6648 020613	Elect/Supplies - Whistle Workwear	404.02
6655 020613	Elect/Supplies - Whistle Workwear	157.66
6655 020613	Elect/Uniforms - Whistle Workwear	200.00
6663 020613	Wtr/Registration, Ganancial - PayPal *Southsou	70.00
6663 020613	Wtr/Registration, Wetterlind - PayPal *Southsou	70.00
6663 020613	Wtr/Registration, Russell - PayPal *Southsounds	70.00
6663 020613	Elect/Registration, Zumach - Green River Comm	175.00
6671 020613	PD/Fuel	210.76
6671 020613	PD/Postage - USPS	3.14
6671 020613	PD/CJ Bldg Remodel - Home Depot	852.34
6671 020613	PD/Supplies - Oreilly Auto	41.56
6671 020613	PD/Small Tools & Equip - POSWorld.com	217.00
6689 020613	MP-Storm/Supplies - Sonsray Machinery LLC	45.70
6689 020613	MP/Supplies - Tacoma Screw Products	72.62
6689 020613	MP/Small Tools & Equip - Tacoma Screw Produ	142.13
6689 020613	MP/Supplies - NAPA	115.87
6689 020613	MP/Supplies - Lowes	261.32
6689 020613	MP-Parks/Supplies - Lowes	95.78
6689 020613	MP/Supplies - Shell	80.01
6689 020613	MP-Streets/Supplies - Sonsray Machinery LLC	45.70
6689 020613	MP-Elect/Supplies - Sonsray Machinery LLC	45.70
6689 020613	MP-Wtr/Supplies - Sonsray Machinery LLC	91.41
6689 020613	MP/Supplies - Six Robbles No 2	71.79

6689 020613	MP-Parks/Supplies - Six Robbles No 2	54.21
6705 020613	Admin/E-Subscription - Press Plus	99.50
6705 020613	Admin/Conference Registration - Association of	135.00
6713 020613	Eng/Registration, APWA Spring Conference - At	425.00
6739 020613	Admin/Meal - Fife Chamber Luncheon	20.00
6739 020613	Admin/Fuel	50.52
6739 020613	Admin/Office Supplies - Office Max	88.03
6739 020613	Admin/Meal - Elmer's	18.50
6747 020613	PD/Fuel	524.28
6754 020613	Elect/Uniforms - Whistle Workwear	200.00
6754 020613	Elect/Supplies - Whistle Workwear	157.66
6770 020613	PD/Fuel	242.14
6770 020613	PD/MPD Awards cert - Fred Meyer	50.04
6770 020613	PD/MPD Awards cert -Office Depot	73.41
6770 020613	PD/IAPE Membership Fee- Paypal	50.00
6770 020613	PD/Meals, Chief meeting - Elmer's Fife	8.80
6770 020613	PD/Repairs & Maint - SQ *ESI Security	147.56
6770 020613	PD/CJ Bldg Remodel - Home Depot	226.86
6770 020613	PD/CJ Bldg Remodel - Home Depot	469.66
6770 020613	PD/CJ Bldg Remodel - Home Depot	-47.01
6770 020613	PD/Prof Svcs	2.50
6820 020613	Wtr/Supplies - Home Depot	41.97
6820 020613	Wtr/Supplies - Home Depot	54.50
6820 020613	Wtr/Supplies - Lowes	302.22
6820 020613	Wtr/Supplies - Home Depot	2.69
6838 020613	Parks/Supplies - Evergreen Equip	132.31
6853 020613	Fin/Membership dues - WA Finance Offcrs Asso	50.00
6853 020613	Fin/Membership dues - PayPal *PugetSoundF	25.00
6853 020613	Fin/Supplies - Albertsons	4.69
6887 020613	PD/Fuel	391.77
6895 020613	Elect/Uniforms - Whistle Workwear	200.00
6895 020613	Elect/Supplies - Whistle Workwear	157.66
6895 020613	Elect/Meals, Overtime - Sharis of Federal Way	12.50
7590 020613	Council/Registration - Taylor, Association of Wa	135.00
7590 020613	Admin/Registration - Perry, Association of Wash	185.00
7590 020613	Admin/Registration - Perry, Association of Wash	-50.00
7590 020613	Admin/Registration - Perry, Association of Wash	149.00
7590 020613	GF/Archive Storage Fees - County Line Self Sto	110.00
7590 020613	Admin/Training- Perry, Paypal*Economicdev	85.00
7590 020613	Council/Training- Taylor, Paypal*Economicdev	85.00
8284 020613	PD/Fuel	492.03
8284 020613	PD/CJ Bldg Remodel - Hometown Hardware Inc	11.79
9197 020613	Elect/Repairs & Maint - Evergreen Equip	105.12

14,577.03

Check No: 0 Check Date: 02/28/2013

Vendor: Veriz Verizon Wireless

1152754158	Admin/Verizon Charges	40.55
1152754158	Admin/Verizon Charges	56.26
1152754158	Eng/Verizon Charges	5.89
1152754158	Streets/Verizon Charges	17.37
1152754158	Streets/Verizon Charges	5.89
1152754158	Elect/Verizon Charges	17.65
1152754158	Elect/Verizon Charges	57.93
1152754158	Wtr/Verizon Charges	17.66
1152754158	Wtr/Verizon Charges	28.97
1152754158	Storm/Verizon Charges	11.77
1152754158	Storm/Verizon Charges	11.59

1152754158	PD/Verizon Charges	519.87
1152754158	PD-Reserves/Verizon Charges	101.95
1152754158	PD/Verizon Charges	627.51
1152754158	Elect/Verizon Charges	11.25
1152754158	Wtr/Verizon Charges	9.27
1152754158	Storm/Verizon Charges	5.21
1152754158	Elect/Verizon Charges	8.11
1152754158	Wtr/Verizon Charges	12.86
1152754158	Wtr/Verizon Charges	30.10
1152754158	Wtr/Verizon Charges	11.59
1152754158	Wtr/Verizon Charges	11.01
1152754158	Wtr/Verizon Charges	38.09
1152754158	Elect/Verizon Charges	38.08
1153419085	Fac/Verizon Charges	4.17
1153419085	Eng/Verizon Charges	2.78
1153419085	Parks/Verizon Charges	13.50
1153419085	Streets/Verizon Charges	28.25
1153419085	Elect/Verizon Charges	84.89
1153419085	Wtr/Verizon Charges	63.18
1153419085	Storm/Verizon Charges	14.33
1153419085	Elect/Verizon Charges	2.09
1153419085	Wtr/Verizon Charges	2.09
1153419085	Storm/Verizon Charges	16.00
1153419085	MP/Verizon Charges	14.42
1153419085	Bldg/Verizon Charges	2.09
1153419085	Elect/Verizon Charges	4.76
1153419085	Wtr/Verizon Charges	4.90
1153419085	Storm/Verizon Charges	4.76
1153419085	Bldg/Verizon Charges	14.42
1153419085	SC/Verizon Charges	3.20
1154228701	Elect/Verizon Charges	23.56
1154228701	Wtr/Verizon Charges	23.56
		2,023.38
Date Totals:		295,832.56
		\$764,487.81
Report Total:		\$764,487.81

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## Police Department

To: Mayor Perry and City Council  
From: Police Chief Rhoads  
Date: March 11, 2013  
Re: **Appointments to Civil Service Commission**

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**ATTACHMENTS: None**

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**TYPE OF ACTION:**

Information Only  Discussion  Action  Expenditure Required:

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**Recommendation/Action: Reappointment of two members of the Civil Service Commission. The members appointments run out March 19<sup>th</sup> 2013.**

**Fiscal Impact/Source of Funds: None**

Issue/Discussion: Milton Civil Service Board has two members Shelly Werner and Glen Wilsey both board appointments expire on March 19<sup>th</sup> 2013 . The Mayor has met with both and both would like to be reappointed to the Civil Service Commission.

2.48.030 Term of office – Vacancy filling.

The five members appointed to the board by the mayor shall serve for a term of four years; provided, that two members' terms shall expire each year with one members' term expiring approximately each fourth year. Each successor shall be appointed for a term of four years. Vacancies for the remainder of any unexpired term shall be filled through appointment by the mayor and confirmed by the council.

Recommendations to fill the vacancy may be submitted by the Civil Service Commission to the mayor at the first regular meeting following such vacancy, or the mayor may select an applicant from the community. (Ord. 1520 § 1, 2002; Ord. 1160 § 2, 1991; Ord. 714 § 1, 1976; Ord. 409 Art. I § 2, 1956).



To: Mayor Perry and City Council Members  
From: City Administrator, Mukerjee  
Date: March 11, 2013  
Re: **Council Meeting Cancellation – August 19, 2013**

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**ATTACHMENTS:** NA

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**TYPE OF ACTION:**

Information Only  Discussion  Action  Expenditure Required:

**Recommendation/Action:** Move to cancel the August 19, 2013 City Council Meeting.

**Fiscal Impact/Source of Funds:** NA

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**Previous Council Review:** N.A.

**Issue:** Scheduling of Council vacation week.

**Discussion:**

During the Council retreat, there was discussion on whether Council would like to cancel some meetings. There was general consensus, that the meeting following Milton Days should be cancelled. This requires action by the Council.



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To: Mayor Perry and City Councilmembers  
From: Public Works Director Neal  
Date: March 11, 2013 Regular Session  
Re: Water Revenue Bonds: Additional Water Source – Test Drilling Project

- 
- ATTACHMENTS:**
- A. Water Revenue Bond Project status sheet**
  - B. Figure 12 – Potential Drilling Site Location Map**
  - C. Robinson & Noble scope of work and fee**

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**TYPE OF ACTION:**

Information Only       Discussion       Action       Expenditure Required: \$63,670

**Recommendation/Action:** “I move to approve Robinson & Noble’s proposed scope and fee for the Additional Water Source – Test Drilling Project, approve utilizing the remaining water revenue bond money for this project, and authorize the Mayor to sign the related contract documents.”

**Fiscal Impact/Source of Funds:** Although this project was not included in the adopted 2013 budget, it is anticipated that this project would be almost entirely funded with revenue bond money. If there is any overage, it would come out of the water utility fund.

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**Previous Council Review:** At its February 4, 2013 meeting, the City Council looked at the status of the water revenue bond projects and directed staff to bring back a scope and fee for an additional project: Additional Water Source – Test Drilling.

**Issue:** We are currently projecting that there will be \$208,111 remaining from the original amount of revenue bond proceeds, once all of the currently approved projects are completed.

**Background:** As discussed with the Council previously, we will have successfully completed seven (7) priority water utility capital improvement projects in the last 3 years with the assistance of revenue bond funds:

1. Corridor Wells Treatment Facility - completed

2. 15<sup>th</sup> Avenue Booster Station Upgrades - completed
3. 1 MG Reservoir Booster Station Upgrades – completed
4. 15<sup>th</sup> Avenue Tank Painting – completed
5. Birch Street Crossing – under construction
6. 434 Zone Modifications – under construction
7. Porter Way Watermain Project – under construction

From the remaining projects listed in the Water System Plan, staff identified three (3) projects that should be considered for construction with the remaining revenue fund money.

1. WS-2: Phase 1 Additional Source: Exploratory Drilling and Land Acquisition
2. D-21: Milton Way and 13<sup>th</sup> Avenue
3. D-13: 19<sup>th</sup> Avenue

Staff recommended proceeding with WS-2: Test Drilling.

**Discussion:** Attached is the proposed scope and fee for Robinson & Noble, a hydrogeologic consulting firm, to assist the City with this project. In addition to their fee, there will be another contract with a well-drilling contractor at a later date.

As previously discussed, the total cost of this project is estimated at \$250,000. This project should be completed this fall, easily within the 3-year time frame of revenue bond money expenditures.

## REVENUE BOND PROJECT STATUS/SUMMARY

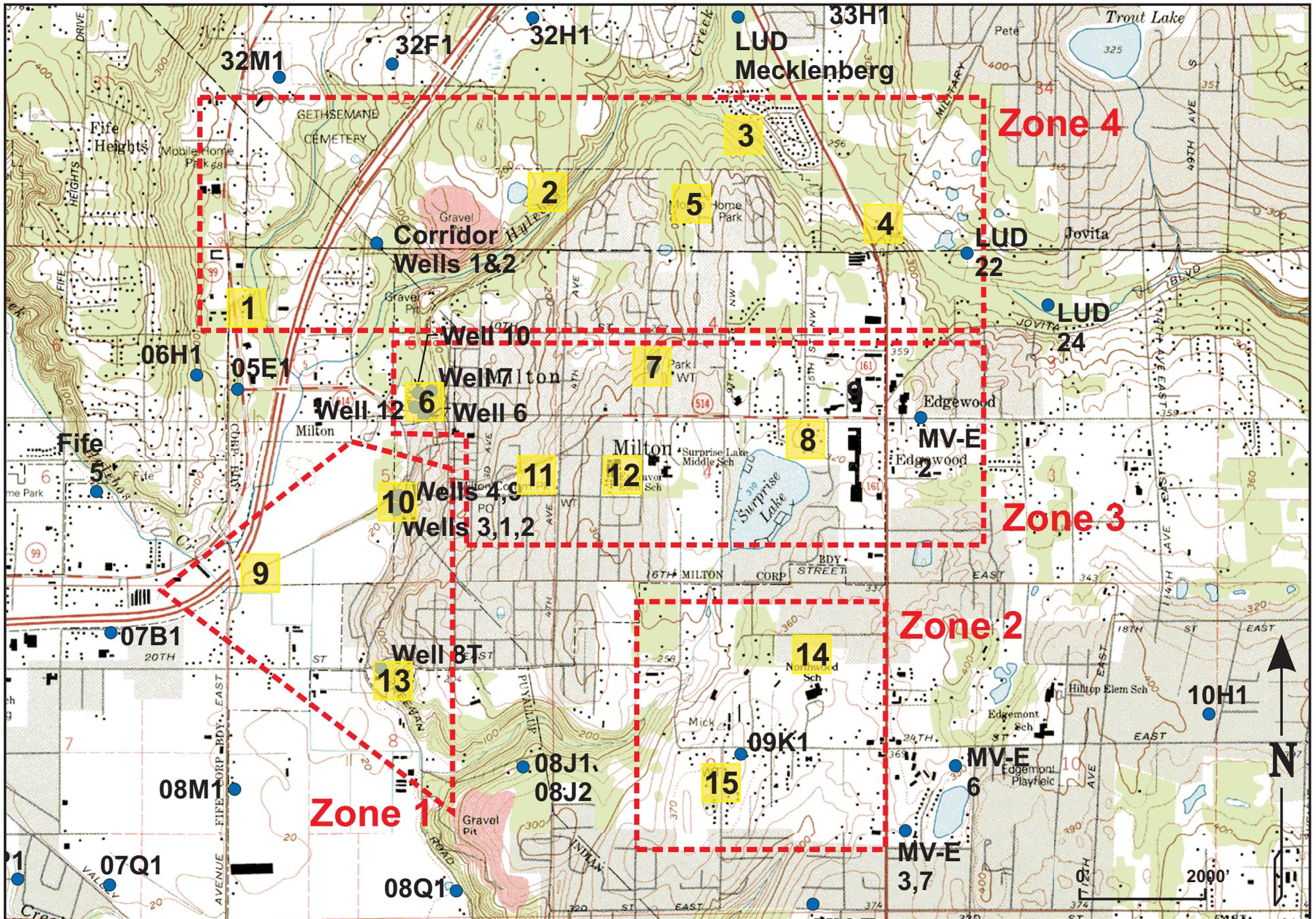
Project	Revenue Bond Planning Cost Estimates			Actual or Updated Estimated Cost					Surplus/ (Deficit) to Bond Cost Estimates	
	Construction	Eng & Admin	Total (Rounded)	Construction Estimate	Bid/Actual Const. Cost	Materials Acquired by City	Design Contract	CM		Total
Corridor Wells Fe & Mn Treatment	\$579,000	\$76,000	\$655,000	NA	\$435,176	\$150,000	\$71,545	\$25,850	\$682,571	(27,571)
15th Ave. Booster Station	\$241,900	\$58,100	\$300,000	NA	\$315,073	\$44,879	\$50,000	\$5,000	\$460,752	114,248
1 MG Reservoir Booster Station	\$206,250	\$68,750	\$275,000	NA			\$45,800			
15th Ave. Tank Painting	\$93,750	\$31,250	\$125,000	NA	\$114,675	NA	\$8,100	\$24,000	\$146,775	(21,775)
Birch St. Crossing	\$519,000	\$130,000	\$650,000	\$666,000	\$536,579	NA	\$60,400	\$10,000	\$606,979	NA
434 Zone Modifications	\$82,300	\$20,600	\$105,000	\$82,300	NA	\$44,826	\$12,300	\$0	\$57,126	47,874
<b>SUBTOTAL</b>	<b>\$1,722,200</b>	<b>\$384,700</b>	<b>\$2,110,000</b>	<b>\$748,300</b>	<b>\$1,401,502</b>	<b>\$239,705</b>	<b>\$248,145</b>	<b>\$64,850</b>	<b>\$1,954,202</b>	<b>155,798</b>
Porter Way Watermain Project	\$349,041	\$69,800	\$418,841	\$414,247	\$384,444	N/A	\$29,800	\$6,000	\$420,244	(\$1,403)

ADDED on May 7, 2012 by Council Action

<b>TOTAL</b>	<b>\$2,071,241</b>	<b>\$454,500</b>	<b>\$2,528,841</b>	<b>\$1,162,547</b>	<b>\$1,401,502</b>	<b>\$239,705</b>	<b>\$277,945</b>	<b>\$70,850</b>	<b>\$2,374,446</b>	<b>\$154,395</b>
--------------	--------------------	------------------	--------------------	--------------------	--------------------	------------------	------------------	-----------------	--------------------	------------------

Actual Revenue Bond Funds Received \$2,582,557  
 Costs incurred to date (or estimated) \$2,374,446

Funds Remaining	\$208,111
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## Construction of Deep Test Well for the City of Milton

Robinson Noble is pleased to provide the following scope of work for the construction of a deep test well in Milton, Washington.

Given the limited nature of local and regional information for the intermediate and deep aquifer systems on the southern extent of the Federal Way upland, it is prudent to plan the drilling of a test well to characterize water production capabilities of any aquifers encountered. Robinson Noble recommends this the construction and evaluation of an 8-inch fluid rotary test boring drilled into the deep aquifer to an approximate depth of 900 feet below ground surface. The following scope assumes two aquifers will be identified and tested.



Robinson Noble hydrogeologists will provide professional services as detailed in the following scope of work.

### **Task 1: Project Administration and Pre-Drilling Activities**

Robinson Noble will provide project administration for the well construction project in coordination with the City of Milton (City). The project will begin with submittal of a technical memorandum describing the preferred well location and drilling method for review by the City Council. Once the site is confirmed, we will assist the City in arranging a site inspection by Tacoma-Pierce County Health Department (as part of DOH's source approval program and Ecology's well drilling standards). This inspection will require an application and fee, to be paid by the City, and will be completed prior to bringing a well rig to the site.

We will prepare technical specifications for the well to be included with the City's standard general and supplementary conditions for a complete document offered for public bid or quotation to the City's Small Works Roster. The City staff will supplement the Robinson Noble specifications, as necessary, for any site-related construction activities that may be required for access, surface restoration, etc.

Robinson Noble will assist the City as needed with contractor selection. It is presumed that the City will contract directly with the drilling company. After a contractor has been selected,

## City of Milton Deep Test Well scope

we will organize and lead a pre-construction meeting between Robinson Noble, City representatives, and the Contractor to discuss site logistics and work schedules. We will also review Contractor invoices before they are submitted to the City for payment.

We have been working with the City and its water rights attorney, Tom Pors, to provide technical support to the water rights request for the new well. Currently, we do not expect water rights activities will be needed during this project as we understand that further progress on the water rights applications will await completion of the test well.

The construction of the test well assumes the following conditions:

- City is the property owner or has legal access to drill at the selected site.
- City will provide a locate survey of its utilities at the selected site prior to a final decision on the well location on the property. (The contractor will be responsible for a one-call utility locate prior to commencing drilling.)
- City will provide necessary site preparation.
- Contractor shall be responsible for proper disposal of drilling mud and cuttings off-site.
- City will assist as necessary with arrangements for water disposal during test pumping, including possible direction of water into the City's storm water system. The selected Contractor will provide and install all necessary equipment or piping to escort discharged water to the designated area.

### **Task 2: Well Construction Oversight**

A qualified hydrogeologist will observe the well drilling, keep a geologic log of the boring, collect aquifer samples, and keep the City informed of the Contractor's progress. As this is an exploratory well, and due to the nature of fluid-rotary drilling, our hydrogeologist will be on site for the majority of the drilling.

### **Task 3: Well Completion and Development**

#### *Task 3a: Provide Well Completion Design*

At the conclusion of drilling, our hydrogeologist will conduct geophysical logging (at a minimum, borehole resistivity and natural gamma) to help determine sediment characteristics. Selected aquifer samples will be dried and sieved in our soils laboratory for a grain-size analysis. The geophysical logs will be compared to the geologic log and the aquifer grain-

## City of Milton Deep Test Well scope

size results. If one or more suitable aquifer sequences are found, we will prepare a well completion and screen design plan for review and approval by the City before completion materials are purchased and installed by the Contractor.

If a suitable aquifer is not identified, a final report will be provided at the end of Task 3a. The report will include a location map, lithologic and geophysical logs, sieve analyses, and recommendations for the final disposition of the well (conversion to a monitoring well, de-commissioning, etc.).

### ***Task 3b: Observe Well Construction and Screen Development***

A qualified hydrogeologist will observe the well construction and keep the City informed of the Contractor's progress. Our hydrogeologist will be on site during selected phases of construction, completion, and well development for each aquifer tested.

### **Task 4: Conduct Pumping Tests**

Two aquifer tests are presumed. For each aquifer to be tested, the Contractor will set a temporary pump in the well and conduct a variable-rate, or step, pumping test. Step testing will help determine the well's capability and define a testing rate for a constant-rate test.

We will install an automatic water-level sensing device in the well prior to conducting the well tests. If possible, we will also instrument up to two more observation wells (and/or use existing City-owned wells) to help determine aquifer responses to the tests. The constant-rate tests will be up to 24 hours each. However, the exact length of the constant-rate tests will be dictated by field conditions and water quality considerations. During the tests, the automatic data will be backed up by manual measurements at appropriate intervals. At the end of each test, we will collect required water quality samples for transport to the City's contract laboratory. We assume that water quality sample analysis will be billed directly to the City rather than to Robinson Noble.

### **Task 5: Prepare Final Construction Report**

The data generated during testing will be analyzed to evaluate both water quantity and quality. We will determine aquifer characteristics and use this information to evaluate the

## City of Milton Deep Test Well scope

suitability of each aquifer encountered to support a production well. The results will be summarized in a final project report.

Robinson Noble's project report will include a location map, lithologic and geophysical logs, well completion details, and graphic analysis of the well tests along with supporting data. Water quality testing results will be attached. The report will provide our findings from the test drilling program and recommendations for future work to develop a production well if a suitable source is identified. A final project meeting with the City is included in our proposal to present or discuss the findings and recommendations.

### **Cost Estimate**

Based on our understanding of the project and the conditions outlined in this scope, we estimate the cost of our services, as described above, to be **\$63,670** as detailed on the attached Project Estimate. Robinson Noble works on a time-and-expense basis according to the attached General Fee Schedule. This estimate will remain valid for 90 days from the date of this scope. We are a consulting-services business and will not provide any materials for this project.

As a cost-savings measure for our clients, each Robinson Noble employee charges their time on a project according to the level of expertise required for a given task (i.e., employees may have more than one billing rate). This allows us to make use of our more experienced staff without unduly impacting project costs, but also means that our clients only pay for the level of expertise applied.

This project estimate does not include costs for any extra insurance, business licenses or fees, or applicable local taxes that might be necessary to complete the project. We will request that these additional costs be added to the above total estimate when they become known to us. Rental costs for our standard field equipment and any specialized equipment as detailed in this scope are included in the above estimate. Should additional equipment be deemed necessary or warranted in order to properly complete the project, we will submit a change in scope request with estimated costs based on the equipment rental schedule included in the General Fee Schedule.

## City of Milton Deep Test Well scope

Should the City decide to pursue some or all of the work discussed above we will prepare a Professional Services Agreement outlining the specific tasks to be completed. Alternatively, we will gladly review the City's standard contract as applied to this scope of work. We hope this scope of work and cost estimate is adequate for your needs. Please contact us if we can provide additional information or modify the scope of work to better assist the City of Milton. If at any time prior to or during this project the City identifies a concern or problem with our work or progress that cannot be resolved by the assigned Robinson Noble project manager, please contact Joseph Becker, our company President, and he will make every effort to resolve the issue to your satisfaction.





**ROBINSON  
NOBLE**

**General Fee Schedule**

**Exhibit B**

**January 2013**

<b>Professional Position</b>	<b>Typical Duties</b>	<b>Fee per Hour</b>
Principal Engineer/ Hydrogeologist/ Environmental Scientist	Service requiring the scientific expertise of company principals. Includes top-level project review and control, client liaison.	\$135 - \$177
Senior Associate Engineer/ Hydrogeologist/ Environmental Scientist	Senior Associate-level project management, client liaison, field services, project analysis, and report writing.	\$120 - \$158
Associate Engineer/ Hydrogeologist/ Environmental Scientist	Associate-level project management, client liaison, field services, project analysis, and report writing.	\$111 - \$158
Senior Engineer/ Hydrogeologist/ Environmental Scientist	Senior-level project management, client liaison, field services, data interpretation and analysis, and report writing.	\$101 - \$135
Senior Project Engineer/ Hydrogeologist/ Environmental Scientist	Senior project level field services; data collection, reduction, interpretation and analysis; and report writing.	\$101 - \$135
Project Engineer/ Hydrogeologist/ Environmental Scientist	Field services; data collection, reduction, interpretation and analysis; and report writing.	\$101 - \$111
Draftsperson/Technician	Technical illustration/CADD, production layout, technical aide.	\$78 - \$90
Legal Support/Testimony	Expert witness services.	150% of above rates

<b>Service Category</b>	<b>Typical Duties</b>	<b>Fee per Hour</b>
Senior Field Staff/Field Staff	Field support services (non-degreed staff) 4-hour minimum	\$68 - \$83
Administrative Services	Contracts, technical specifications, administrative tasks, grammatical editing.	\$68 - \$78
Typist/Clerical Support	Word processing, report preparation or reproduction, general office tasks	\$64 - \$68
Subcontracts/ Management Fee	Professional services	15%
	Outside laboratory services	15%
	Construction subcontracts	15%
Other Costs	Travel (auto)	\$0.62/mile
	Travel (other)	Cost +10%
	Per diem	Prevailing State wage +10%
	Other direct expenses	Cost +10%
	Field and laboratory testing/equipment rental	See following pages

This fee schedule is subject to change according to contract or Professional Services Agreement conditions.

Hydrogeologic Equipment Rental Schedule  
January 2013

<u>Equipment</u>	<u>Unit</u>	<u>Rate</u>
Water Level Transducer and Data Logger	First five days	\$80
	Each day thereafter	\$27.50
Field Laptop Computer	Per day	\$30
Electric Water Level Sounder(s)	0 to 300 ft	Flat fee per project \$30
	over 300 ft	Flat fee per project \$60
DC Submersible Purge Pump (Single Stage)	Per pump	\$80
DC Submersible Purge Pump (Dual Stage)	Per pump	List price + 10%
Double-Ring Infiltrometer	Per day	\$50
Schonstedt Gradient Magnetometer	Per day	\$75
Geonics EM-61 Metal Detector	Per day	\$500
Downhole Gamma/Resistivity/Temperature Logging Equipment (includes Draw Works)	Per day	\$1,100
Downhole Analog Caliper Logging Equipment	Per well	\$100
Draw Works	Per well	\$525
Mechanical Sieve Sample Equipment	Flat fee per well	\$50
2-inch Gasoline-powered Centrifugal Pump (includes hoses)	Per day	\$55
2-inch Submersible Pump + Controller	Per day	\$180
Generator	Per day	\$70
Survey Gear (laser level & rod)	Per day	\$85
FlowTracker Acoustic Doppler Velocimeter Stream Gaging Equipment	Per day	\$200
GPS	Per day	\$22.50
Other Equipment	Negotiated	Negotiated

This fee schedule is subject to change according to contract or Professional Services Agreement conditions.

**Environmental Equipment Rental and Consumable Schedule  
January 2013**

<u>Equipment</u>	<u>Unit</u>	<u>Rate</u>
Water level transducer and data logger	Per day	\$100
Field Laptop Computer	Per day	\$50
Electronic Water Level Sounder	Per day	\$30
Electronic Interface Probe	Per day	\$75
DC Submersible Purge Pump (Single stage)	Per pump	\$80 first pump, \$40 each
DC Submersible Purge Pump (Dual Stage)	Per pump	List price + 10%
DC-operated Peristaltic Pump	Per day	Additional pump \$40
2-inch Gasoline-powered Centrifugal Pump	Per day	\$100
2-inch Submersible Pump + Controller	Per day	\$350
Generator	Per day	\$60
Low-Flow Bladder Pump	Per day	\$175
Photoionization Detector	Per day	\$75
Combustible Gas Indicator	Per day	\$65
Water Quality Meter	Per day	\$200
Teflon Water Bailer	Per day	\$30
Soil Sampling Equipment (manual)	Per day	\$25
Soil Sampling Equipment (power)	Per day	\$40
Mechanical Sieve Sample Equipment	Flat fee per project	\$25
Survey Gear (laser level & rod)	Per day	\$80
Soil Vapor Extraction System	Per Month	\$750
Atmospheric Condition Monitoring Unit	Per day	\$50
Other Equipment	Negotiated	Negotiated
<b><u>Consumable Items:</u></b>		
Polyethylene Purge/Sampling Tubing	Each 10 feet	\$2.50
Silicone Peristaltic Pump Head Tubing	Each foot	\$4.00
Bladders for Low-Flow Bladder Pump	Each	First 3 Free - \$5.00 each additional bladder
Water Sample Bailer	Each	\$10
Bailer Rope/String	Each 10 feet	\$1.00
Personal Protection Equipment	Per day per person	\$50

This fee schedule is subject to change according to contract or Professional Services Agreement conditions.

**Geotechnical Field and Laboratory Testing Schedule  
January 2013**

Test		Fee
Portable Nuclear Density Gauge	Per Hour	\$5.00
Slope Inclinator	Per day	\$250
Direct Shear	Point	\$200
Moisture-Density Relationship Curves:	Each	1 pt \$120
	Each	Multiple pts \$190
Sieve Analyses (Gradations-Wet Sieve)	Each	\$140
Hydrometer Analysis	Each	\$165
Falling Head Permeability	Each	\$165
Atterberg Limits (Liquid Limit or Plastic Limit)	Each	\$100
Moisture Content	Each	\$10
Dynamic Cone Penetrometer	Day	\$225
	Points	\$20

This fee schedule is subject to change according to contract or Professional Services Agreement conditions.

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To: Mayor Perry and City Councilmembers  
From: Public Works Director Neal  
Date: March 11, 2013 Regular Session  
Re: Purchase of New Vactor Truck

- 
- ATTACHMENTS:**
- A. Photo of City-owned 1986 Elgin Street Sweeper
  - B. Copy of Amendment No. 1 to DOE grant agreement
  - C. Vactor Truck Order
  - D. AmeriCapital Lease Financing Proposal

---

**TYPE OF ACTION:**

Information Only       Discussion       Action       Expenditure Required

**Recommendation/Action:** “I move to approve the purchase of a Vactor Truck off of the state contract for a quoted priced of \$372,806.00 plus tax, and authorize utilizing Payment Option \_\_ as outlined below.”

**Fiscal Impact/Source of Funds:** Although this purchase was included in the adopted 2013 budget, the estimated cost was significantly lower than the actual cost. As outlined below, there are 4 payment options for Council to consider.

---

**Previous Council Review:** Purchase of a new vactor truck was discussed during council sessions leading up to adoption of the 2013 budget.

**Issue:** The City of Milton has stormwater grant money for the purchase of a new vactor truck.

**Background:** As discussed with the Council previously, the City has received two Municipal Stormwater Capacity grants from the Department of Ecology (DOE) together totaling \$137,288. This funding was earmarked for use toward the purchase of a new vactor truck, the cost of which was estimated for budgeting purposes at \$250,000.

**Discussion:** The City’s current in-house vactoring capability is limited to a 1986 Elgin Street Sweeper that was purchased used from Kitsap County approximately 20 years ago. This vehicle is in extremely poor shape – in fact, despite significant efforts by the City Mechanic, it breaks down within moments after leaving the shop. Due to its unreliability, the City has hired vactor service companies in recent years to accomplish any vactoring needs.

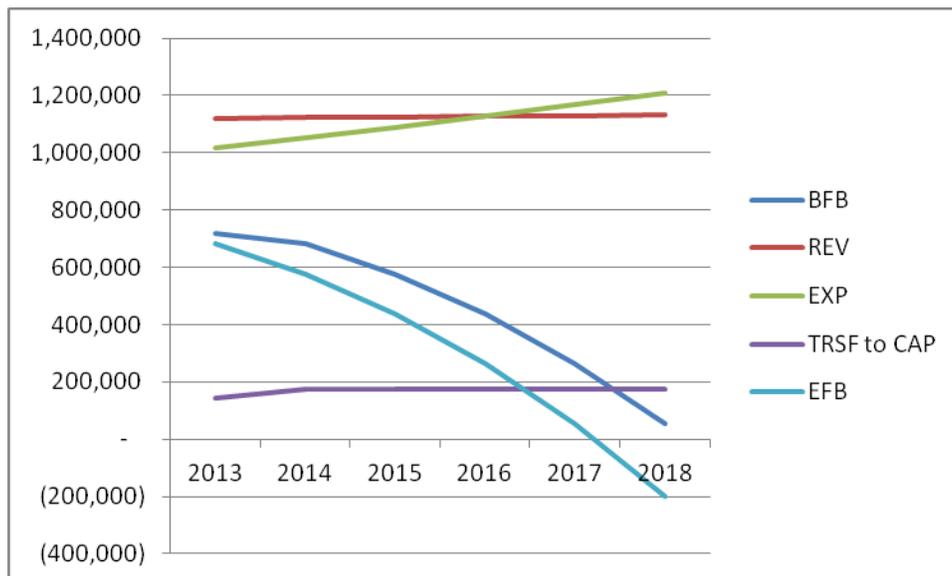
2011	\$17,186.02
2012	\$ 8,855.02
2013	\$ 2,080.54 to date

The fluctuation in expenditures for vactoring services from year to year represents the variety of uses to which vactoring is applied. The stormwater utility, under NPDES requirements, cleans out hundreds of catchbasins each year by vactor truck as part of the annual maintenance program. The electric and water utilities use vactoring services to pothole prior to excavation and to clean out underground vaults.

The grants received from DOE can only be used for implementation of our NPDES requirements. Utilizing this year’s WSDOT contracts, we have priced out a Vactor Truck for purchase at \$372,800 plus tax. This vehicle holds 10 yards of vactoring debris – 2 yards less than the vactor truck service that the City pays for each year. Debris from catch basin cleaning is defined as hazardous waste and the City would still have to pay for disposal at a licensed site. Debris from other uses, such as by the water and electric utilities, can go into the shop yard and be disposed of as regular waste with minimal cost.

Payment Options:

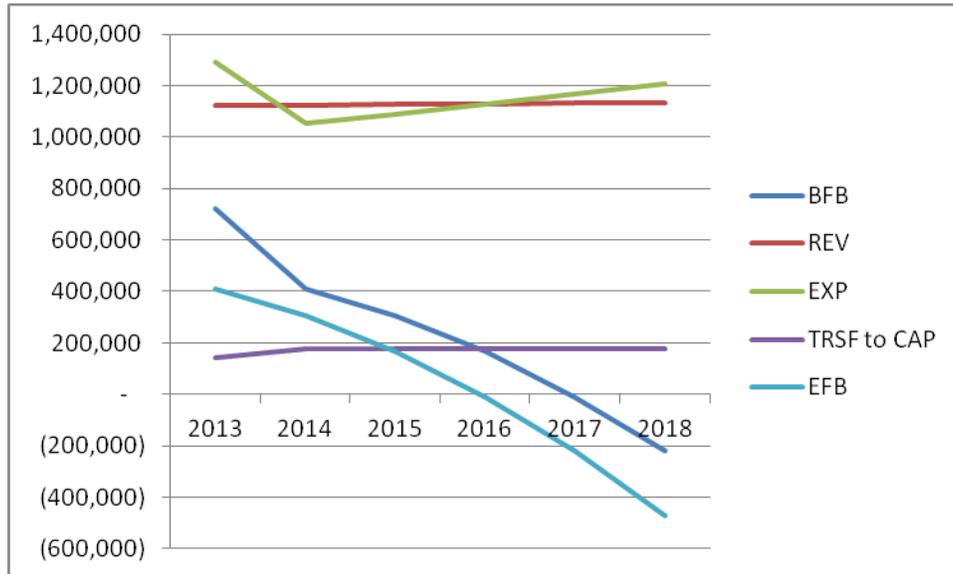
Without the purchase of the vactor truck, the 5 year projection for the stormwater utility fund shows the ending fund balance approaching \$0 at approximately the end of 2016.



However, as was discussed at the March 4<sup>th</sup> Council Retreat, staff recommends adjusting how the current rate structure is applied to different properties, in hopes of reversing this trend without having to make substantial changes in the rates themselves.

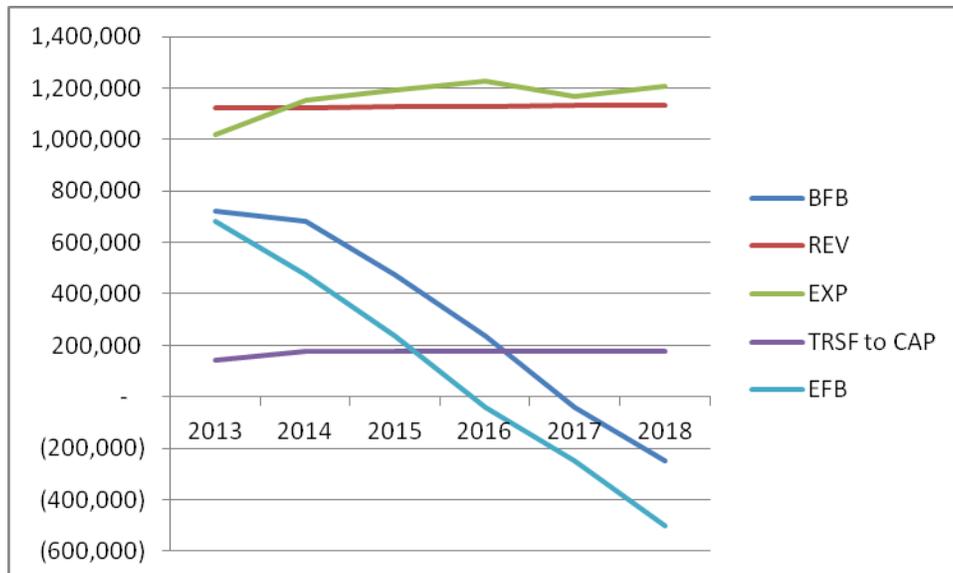
**Option 1 – Grant plus Stormwater Utility Fund**

This option shows purchase of the vector truck being entirely funded by the Stormwater Utility Fund in 2013, through a combination of grant, budgeted amount, and ending fund balance. As projected, the effect of an outright purchase increases the decline of the ending fund balance.



**Option 2 – Grant plus municipal lease financing, 36 month term**

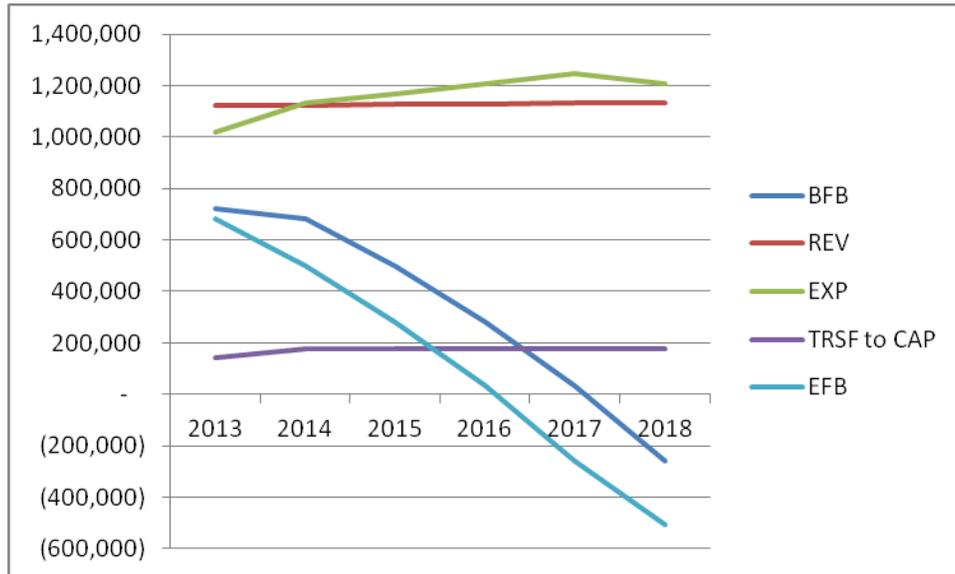
This option utilizes a relatively short term municipal lease option to pay the remainder owed on the vector truck purchase after applying the grant funds.



Of course, financing increases the overall cost of the purchase by approximately \$30,000.

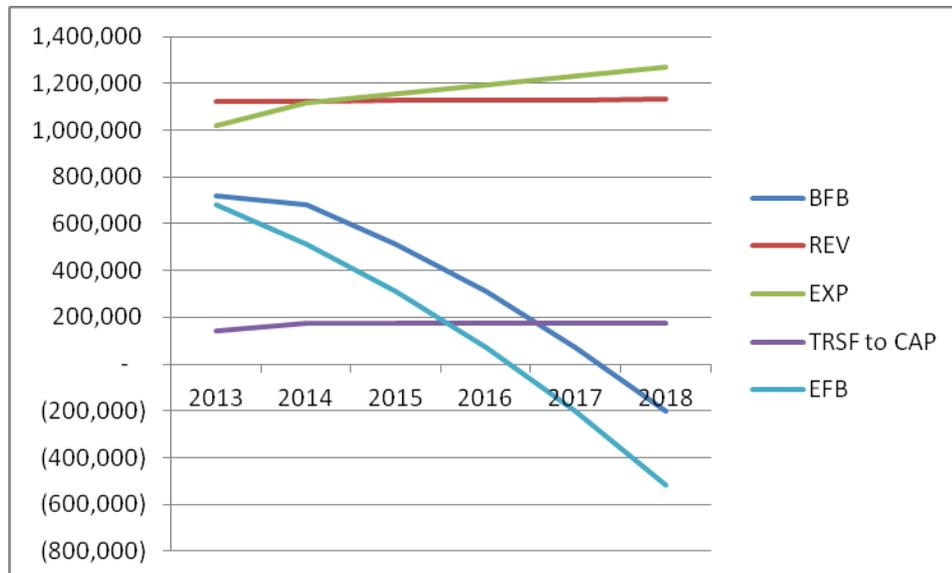
**Option 3 – Grant plus municipal lease financing, 48 month term**

This option again utilizes a municipal lease option to pay the remainder owed on the vector truck purchase after applying the grant funds, with a longer term of 48 months instead of 36 months. As you can see, lengthening the payment term has a relatively insignificant affect on the ending fund balance, and increases the overall cost of the purchase by another \$8,000.



**Option 4 – Grant plus municipal lease financing, 60 month term**

This option again utilizes a municipal lease, but for a 60 month term, increasing the overall cost of the purchase.



Once purchased, staff can assign an “hourly rate” for use of the vector truck, which can be paid to the Stormwater Utility when other departments have need of the vehicle. In addition, staff can pursue interlocal agreements with other cities for use of the vector truck for their NPDES stormwaer needs, which could be a future source of revenue for the Stormwater Utility.

Due to the relatively insignificant impact of a longer term of financing, and the fact that staff has already discussed with Council the needs to re-examine application of the existing stormwater rate structure, our recommendation is to either purchase the vector truck outright or possibly finance short term for the 36 months.



CROSSWIND

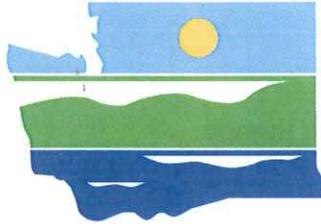
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DEPARTMENT OF  
**ECOLOGY**  
State of Washington

AMENDMENT NO. 1  
TO GRANT AGREEMENT NO. G1100069  
BETWEEN THE  
STATE OF WASHINGTON DEPARTMENT OF ECOLOGY  
AND  
CITY OF MILTON

PURPOSE: To amend the above-referenced grant agreement between the Department of Ecology [DEPARTMENT] and City of Milton [RECIPIENT] for the Municipal Stormwater Capacity Grant Project. This amendment is needed to increase the budget for Phase II community NPDES Permit Activities by \$50,000 and extend the expiration date of the grant agreement.

IT IS MUTUALLY AGREED that the grant agreement is amended as follows:

**PART I. GENERAL INFORMATION**

1. The general information shall be modified as follows:
  - a. The expiration date is extended from June 30, 2012 to **June 30, 2013**.

**PART IV. PROJECT BUDGET**

1. The project budget shall be modified as followed:

	Current Budget Element Cost	Revised Budget Element Cost
Element No.		
Task 1 – Project Administration/Management (limited to 10% of total)	\$ 8,000	\$ 13,000
Task 2 – Implementation and management of Stormwater Program	\$ 79,288	\$ 124,288
Project Totals	\$ 87,288	\$ 137,288

FURTHER, this amendment shall be effective upon the date of signature by the Water Quality Program Manager of the DEPARTMENT.

**City of Milton**  
**Amendment to Grant Agreement G1100069**  
**Page 2**

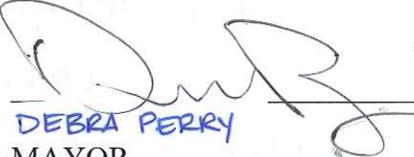
Except as expressly provided by this amendment, all other terms and conditions of the original grant agreement and all amendments remain in full force and effect.

IN WITNESS WHEREOF: the parties have signed this amendment.

STATE OF WASHINGTON  
DEPARTMENT OF ECOLOGY

  
\_\_\_\_\_  
KELLY SUSEWIND, P.E., P.G.      DATE  
WATER QUALITY PROGRAM MANAGER      4/5/12

CITY OF MILTON

  
\_\_\_\_\_  
DEBRA PERRY      DATE  
MAYOR      3/28/2012

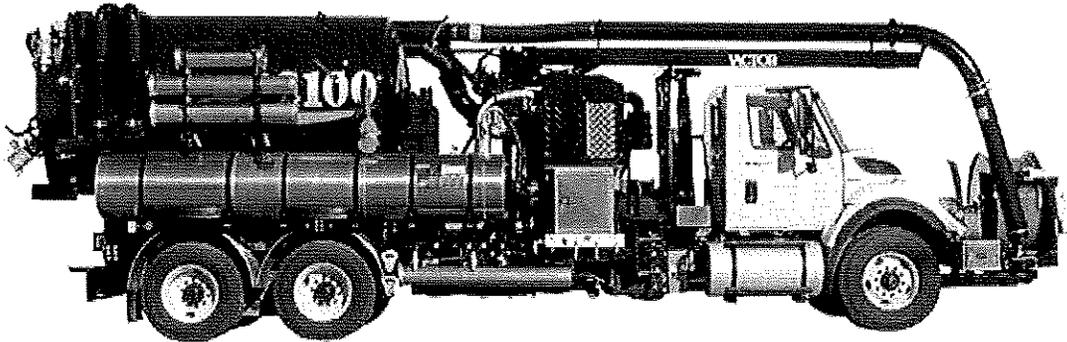
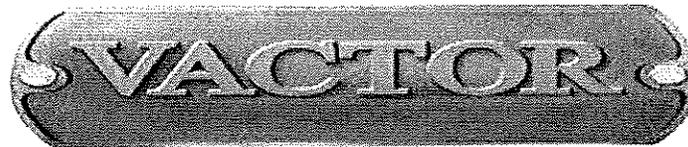
APPROVED AS TO FORM ONLY  
ASSISTANT ATTORNEY GENERAL

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**Presents a Proposal Summary**

of the



**2100 Plus**

Combination Dual Engine Sewer Cleaner with Auxiliary Engine Driven Vacuum System Mounted on a Heavy Duty Truck Chassis

for

City of Milton

714 Kent Street

Milton, Washington 98354

USA

Dave Armstrong  
Tel:

## **PRODUCT DESCRIPTION**

- 2100 PLUS with Dual Stage Fan, 10 Yard Debris Body, 1000 Gallons of Fresh Water

## **STANDARD FEATURES**

- Tier 3 Auxiliary Engine
- 24" x 26" x 69" Curb Side Aluminum Toolbox
- Aluminum Fenders
- Mud Flaps
- Electric/Hydraulic Four Way Boom
- Color Coded Sealed Electrical System
- Remote Pendant Control w/35' Cord
- Vansco-Electronic Package
- Double Acting Dump Hoist Cylinder
- Handgun Assy. w/1/2" x 35' Hose w/Quick Disconnects
- 2" Y-Strainer w/25' Fill Hose
- 3" Y-Strainer at Water Pump Inlet
- Ex-Ten Steel Cylindrical Debris Tank
- Flexible Hose Guide
- Nozzle Storage Rack
- Vacuum Tube Storage: Curbside (2) Pipe, Rear Door (2) Pipe
- 1" Nozzle
- Flat Rear Door w/Hydraulic Locks and Door Power-up/Down, Open/Close Feature
- Dual 10" Stainless Steel Float Shut Off System/Rear Mounted
- Debris Body Vacuum Relief System
- Debris Deflector Plate
- 48" Dump Height
- Water Sight Gauge DS/PS
- Liquid Float Level Indicator
- Boom Transport Post Storage
- 3" Y-Strainer @ Water Pump w/3" Drain Valve
- Performance Package: (Hyd Variable Flow, Dual PTO's. Dual Hyd. Pumps)
- 1" Water Relief Valve for Vactor Water Pump
- Midship Handgun Coupling
- Side Mounted Water Pump
- Hose Wind Guide (Dual Roller)
- Hose Footage Counter - Mechanical
- Hose Reel Manual Hyd. Extend/Retract
- Hose Reel Chain Cover (Full)
- Tachometer/Chassis Engine W/Hourmeter
- Tachometer & Hourmeter/Aug Engine
- Circuit Breakers
- LED Lights. Clearance, Back-Up, Stop, Tail & Turn
- Tow Hooks, Front and Rear
- Electronic Back-Up Alarm
- Module Paint, Dupont Imron Elite - Wet on Wet
- 8" Vacuum Pipe Package
- Emergency Flare Kit
- Fire Extinguisher 5 Lbs.
- Water Pump Hour Meter
- PTO Hour Meter
- Vactor 2100 Plus Body Decal - Silver
- Vactor Manual, Partial Manual and USB Version - 1 + Dealer

## **ADDITIONAL FEATURES**

- 6 Cylinder John Deere Tier III Engine
- 180 Degree Rotation, 5 Ft. Hydraulic Extendable x 5Ft. Telescoping Boom, Front Loading 8" Suction Hose
- 80 GPM Variable Flow Water System
- 2500 PSI Water Pressure
- 1" x 400' Piranha Sewer Hose, 2500 PSI
- Hydraulic Extending/Rotating 15" Hose Reel (1" x 800') Capacity
- Debris Body Flush Out System
- Debris Body Load Limit Alarm functionally tied to Vacuum Relief
- 6" Knife Valve w/Cam-Loc, Rear Door, 3:00 Position
- Full Rear Door Swinging Screen
- Centrifugal Separators
- Folding Pipe Rack, Curbside
- Folding Pipe Rack, Streetside
- Rear Door Splash Shield
- Lube Manifold
- Laminated Lube Chart
- Air Purge
- Additional Water Tank Fill
- Vacuum, Vac on the Go, via Aux Engine, Level 2
- Front Joystick Boom Control
- Jet Rodder Water System Accumulator
- Handgun Couplers, Front and Rear
- Hydro Excavation Kit/Retract Reel w/1/2" X 50' Hose and Nozzle
- Fan Flushout System
- Rodder Hose Pinch Roller
- Digital Hose Footage Counter
- Handgun Hose Reel w/Spring Retract
- Hydraulic Tank Shutoff Valves
- Rodder Pump Drain Valves
- Washington State DOT Legal Front Bump
- Hydraulic Oil Temp Alarm
- Rear Directional Control, Signal Master LED Arrow Stick, 8 Lights
- Brackets and Wiring for Customer Installed Strobe/Revolving Light, Rear
- DOT 3 Lighting Package, 6 Federal Signal Strobe Lights, LED
- Worklights (2), LED, 5 x 5 Boom
- Worklight, LED, Operators Station
- Worklight, LED, Curb Side
- Toolbox, Behind Cab
- Toolbox, Driver Side Chassis Frame, 60w x 24h x 24d
- Toolbox, Driver Side Subframe, 36w x 20h x 12d
- Safety Cone Storage Rack - Post Style
- Additional Safety Cone Storage Rack - Post Style
- (1) 6" x 7'-6" Aluminum Vacuum Tube
- (1) 8" Adjustable Air Adapter
- (1) 8" to 6" Flanged Reducer
- Vector Supplied Chassis, Tandem Axle, 2013 International 7400 SBA, 350 HP, Auto, 66,000 GVWR, 2010 Emissions

Chassis Source - Vector Supplied

Module Paint Match Cab - Yes

Module Paint Color - White

Cab Color - White

Door Stripe Color - None

Certified Unit Weight Required - No

**WSDOT Price:** \$372,806.00

Price does not include sales tax of 9.8%

Proposal Date: 2/22/2013  
Quote Number: 2013-6304  
Price List Date: 8/1/2012  
P.O. Number:

Payment Terms:

Proposal Notes:

1. Chassis specifications and data codes for customer supplied chassis must be submitted to and approved by Vactor Manufacturing prior to submittal of customer purchase order
2. All prices quoted are in US Dollars unless otherwise noted.

SIGNED BY:

\_\_\_\_\_ Date: \_\_\_\_\_

## LIMITED WARRANTY

Limited Warranty. Each machine manufactured by VACTOR/GUZZLER MANUFACTURING (or, "the Company") is warranted against defects in material and workmanship for a period of 12 months, provided the machine is used in a normal and reasonable manner and in accordance with all operating instructions. In addition, certain machines and components of certain machines have extended warranties as set forth below. If sold to an end user, the applicable warranty period commences from the date of delivery to the end user. If used for rental purposes, the applicable warranty period commences from the date the machine is first made available for rental by the Company or its representative. This limited warranty may be enforced by any subsequent transferee during the warranty period. This limited warranty is the sole and exclusive warranty given by the Company.

### STANDARD EXTENDED WARRANTIES (Total Warranty Duration)

<u>Glycol Recovery Vehicles</u>	18 months – all components
<u>2100 Series, HXX, Series and Jetters</u>	10 years against water tank leakage due to rust-through
<u>2100 Series and HXX only</u>	5 years against leakage of debris tank, centrifugal compressor or housing due to rust-through.
<u>2100 Series and Jetters</u>	2 years against any factory defect in material or workmanship for the Jet Rodder water pump.

Exclusive Remedy. Should any warranted product fail during the warranty period, the Company will cause to be repaired or replaced, as the Company may elect, any part or parts of such machine that the Company's examination discloses to be defective in material or factory workmanship. Repairs or replacements are to be made at the selling Vactor/Guzzler distributor's location or at other locations approved by the Company. In lieu of repair or replacement, the Company may elect, at its sole discretion, to refund the purchase price of any product deemed defective. The foregoing remedies shall be the sole and exclusive remedies of any party making a valid warranty claim.

This Limited Warranty shall not apply to (and the Company shall not be responsible for):

1. Major components or trade accessories that have a separate warranty from their original manufacturer, such as, but not limited to, trucks, engines, hydraulic pumps and motors, tires and batteries.
2. Normal adjustments and maintenance services.
3. Normal wear parts such as, but not limited to, brooms, oils, fluids, vacuum hose, light bulbs, fuses, gaskets.
4. Failures resulting from the machine being operated in a manner or for a purpose not recommended by the Company.
5. Repairs, modifications or alterations without the express written consent of the Company, which in the Company's sole judgment, have adversely affected the machine's stability, operation or reliability as originally designed and manufactured.
6. Items subject to misuse, negligence, accident or improper maintenance.

\*NOTE\* The use in the product of any part other than parts approved by the Company may invalidate this warranty. The Company reserves the right to determine, in its sole discretion, if the use of non-approved parts operates to invalidate the warranty. Nothing contained in this warranty shall make the Company liable for loss, injury, or damage of any kind to any person or entity resulting from any defect or failure in the machine.

THIS WARRANTY SHALL BE IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING WITHOUT LIMITATION, ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, ALL OF WHICH ARE DISCLAIMED.

This warranty is in lieu of all other obligations or liabilities, contractual and otherwise, on the part of the Company. For the avoidance of doubt, the Company shall not be liable for any indirect, special, incidental or consequential damages, including, but not limited to, loss of use or lost profits. The Company makes no representation that the machine has the capacity to perform any functions other than as contained in the Company's written literature, catalogs or specifications accompanying delivery of the machine. No person or affiliated company representative is authorized to alter the terms of this warranty, to give any other warranties or to assume any other liability on behalf of the Company in connection with the sale, servicing or repair of any machine manufactured by the Company. Any legal action based hereon must be commenced within eighteen (18) months of the event or facts giving rise to such action.

The Company reserves the right to make design changes or improvements in its products without imposing any obligation upon itself to change or improve previously manufactured products.

VACTOR/GUZZLER MANUFACTURING  
1621 S. Illinois Street  
Streator, IL 61364

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23522 57<sup>th</sup> Ave SE, Woodinville, WA 98072-8655 \* (877) 678-0061 Toll Free \* (877) 678-0062 Fax

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## Lease Financing Proposal

Thank you for giving AmeriCapital® the opportunity to provide lease financing for your future Vactor Truck purchase through Owen Equipment. We are pleased to offer you the following lease financing options for consideration:

**Equipment Cost = \$407,849.76 (includes 9.4% sales tax)**

**No payments due upfront, \$1.00 Buy-Out residual**

\$12,659.65 / 36 month term  
\$9,839.45 / 48 month term  
\$7,978.56 / 60 month term

**Equipment Cost = \$407,849.76 (includes 9.4% sales tax)**

**less \$137,000 grant money = \$270,849.76 financed amount**

**No payments due upfront, 1.00 Buy-Out residual**

\$8,407.17 / 36 month term  
\$6,467.89 / 48 month term  
\$5,297.82 / 60 month term

A Municipal Lease Purchase Agreement has standard non-appropriation protections for the Lessee and provides the Lessee with an option to purchase the leased property for \$1.00 after the timely making of all lease payments

This quotation is valid for fifteen (15) days and is subject to, and contingent upon, approval of the Lessee's financial statements, the timely execution and delivery of transaction documents containing such terms and conditions as shall be determined by AmeriCapital in its sole discretion. By submitting this quotation, AmeriCapital is not agreeing to any other terms or conditions, express or implied, including, but not limited to any terms in any bid solicitation and award related to this proposed transaction.

Please give me a call if you have any questions on payments, terms or residuals. If you'd like to see additional options just let me know. I look forward to working with you on this equipment purchase.

Regards,

Edwin Benintendi  
206-388-2304 Direct Line  
edb@americapital.net

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***"Your Financial Partner in Equipment Acquisition"***



To: Mayor Perry & City Council Members  
From: City Administrator Mukerjee  
Date: March 11, 2013, Regular Meeting  
Re: **Ordinance Adopting Marijuana Regulations**

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**ATTACHMENTS:** A. Ordinance

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**TYPE OF ACTION:**

Information Only  Discussion  Action  Expenditure Required:

**Recommendation/Action:** Move to approve the attached ordinance adopting regulations on marijuana related uses.

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**Issue:** At the February 19<sup>th</sup> council meeting, City Council held a public hearing on the proposed ordinance. Also at that meeting, City Attorney Snyder gave a brief history and explanation of the federal and state positions on this item, provided information on steps taken by some other cities, and explained the legal advice behind adopting the proposed ordinance in lieu of extending the moratorium. Since only four Council members were present, the matter was tabled until the entire council could act on it. Previously, Council held a study session on February 4<sup>th</sup>.

The proposed ordinance is carefully crafted to try and comply with conflicting State laws on medical and recreational marijuana, recognizing that marijuana use still remains illegal under Federal Law.

The current moratorium on the location, establishment, licensing, and permitting of medical marijuana collective gardens was recently extended for an additional six months, until August, 2013. The moratorium ordinances will be repealed and replaced when new regulations are adopted.

**Background:**

In November 2012, Initiative 502 passed, and legalized recreational marijuana use, production, distribution, and sales, subject to state licensing. However, it had no impact on the previous state law (E2SSB 5073) on medical marijuana collective gardens.

Initiative 502 decriminalized the possession of less than one ounce of marijuana by an adult, and set up a system of establishing a state distribution system to be administered by the state Liquor Control Board (LCB) through the issuance of licenses. The licensing requirements will be developed by the LCB by December 1, 2013.

Previously, in 2011 the WA state legislature passed a bill E2SSB 5073, sections of which were vetoed by the Governor. The bill authorized "collective gardens" which allowed qualifying patients the ability to produce, grow, transport and deliver marijuana/cannabis for medical use, and further authorized cities to adopt and enforce zoning requirements regarding production and processing of medical marijuana/cannabis. The Governor vetoed the portions of E2SSB 5073 that would have

provided the legal basis for legalizing and licensing medical marijuana or cannabis dispensaries, processing facilities and production facilities. Therefore, medical marijuana dispensaries are currently illegal under both state and federal laws.

## **Discussion:**

**The proposed ordinance would:**

- a. **Prohibit medical marijuana collective gardens from all zones in the city, and**
- b. **Pursuant to obtaining a state license, allow**
  - (i) **Production and Processing facilities in the Manufacturing (M-1) zone, and**
  - (ii) **Retailing facilities in Manufacturing (M-1) and Business (B) zones.**

### Medical Marijuana - Collective Gardens:

Medical marijuana collective gardens are allowed by state law, but not regulated by the state. Local governments can prohibit collective gardens altogether. Several cities have taken this approach, because these gardens are not subject to state licensing requirements. Also, due to the uncertainty of the federal response, this is a more prudent path to take for local governments. The King County Superior Court has upheld a ban on collective gardens by the City of Kent.

### Recreational Marijuana – Growers, Distributors and Retailers:

Initiative 502, gives cities the option to zone recreation marijuana establishments based on state licensing provisions. It requires the State Liquor Control Board (LCB) to develop rules and regulations by December, 2013 and determine the number of producers, processors and distributors by County. It also prohibits issuance of licenses for distribution facilities within a thousand feet of schools, parks, libraries, transit centers, and other public facilities.

### Planning Commission Recommendation

The Planning Commission held a public hearing on January 23, 2013, and unanimously recommended approval of the attached ordinance.

### Approaches Taken To Date by Area Cities:

Edgewood adopted interim regulations (Ord. 13-0392) which prohibits medical marijuana collective gardens from all zoning districts and allowing, subject to a state license, marijuana producers, processors and retailers in Commercial (C) zone. This ordinance was adopted on January 8, 2013 and is effective for six months.

Fife adopted a moratorium on medical collective gardens and will be working on regulations soon.

Sumner adopted regulations that prohibit all marijuana uses, city-wide (Ord. 2411).

Puyallup did not adopt a moratorium, but sought injunctive relief on a medical marijuana dispensary through a court order on the basis that dispensaries were not allowed under State law. The city prevailed, but the business then located about 200 yards outside the city limits. With regards to recreational marijuana, they are waiting to see what regulations are adopted by the state liquor control board.

Federal Way has not adopted any regulations at this time, and is in a waiting mode.

## ORDINANCE NO. 1819-13

AN ORDINANCE OF THE CITY OF MILTON, WASHINGTON, ADOPTING ZONING REGULATIONS PURSUANT TO RCW 35A.63220 AND RCW 36.70A.390; ADOPTING REGULATIONS ON MARIJUANA RELATED USES, PROHIBITING MEDICAL CANNABIS COLLECTIVE GARDENS IN ALL ZONING DISTRICTS OF THE CITY; PERMITTING THE PRODUCTION, PROCESSING AND/OR RETAILING OF MARIJUANA AS REGULATED PURSUANT TO WASHINGTON STATE INITIATIVE NO. 502 ZONING DISTRICTS, AND ONLY AT FACILITIES THAT HAVE OBTAINED A VALID LICENSE ISSUED BY THE WASHINGTON STATE LIQUOR CONTROL BOARD; REPEALING ORDINANCE NO. 1787-12; ENTERING LEGISLATIVE FINDINGS; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

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WHEREAS, recent amendments to Chapter 69.51A RCW, relating to the medical use of cannabis, have expanded the scope of certain activities involving the use of cannabis for medical purposes that are permitted under state law, and

WHEREAS, Section 69.51A.085 RCW allows “qualifying patients” to create and participate in “collective gardens” for the purpose of producing, processing, transporting, and delivering cannabis for medical use, subject to certain conditions, and

WHEREAS, Section 69.51A.140 RCW delegates authority to cities and towns to adopt and enforce zoning requirements, business licensing requirements, health and safety requirements, and business taxes as exercises of the City’s police powers, and

WHEREAS, the City Council understands that approved medical uses of cannabis may provide relief to patients suffering from debilitating or terminal conditions, but potential secondary impacts from the establishment of facilities for the growth, production, and processing of medical cannabis are not appropriate for any zoning designation within the City, and

WHEREAS, the City Council further understands that while the medical benefits of cannabis have been recognized by the state legislature, cannabis remains a Schedule I controlled substance under the federal Controlled Substances Act (CSA), and possession and use of cannabis is still a violation of federal law. The City Council wishes to exercise the authority granted pursuant to state law in order to clarify that the establishment of a collective garden will be deemed to be a violation of city zoning ordinances, but the City Council expressly disclaims any intent to exercise authority over collective gardens in a manner that would directly conflict with the CSA, and

WHEREAS, Initiative 502 directs the State Liquor Control Board to develop rules and regulations to:

1. Determine the number of producers, processors and retailers of marijuana by county;
2. Develop licensing and other regulatory measures;
3. Issue licenses to producers, processors, and retailers at locations which comply with the Initiative’s distancing requirements prohibiting such uses within one thousand feet of schools and other designated public facilities; and

4. Establish a process for the City to comment prior to the issuance of such licenses, and

WHEREAS, while the production, processing, and retailing of marijuana remains in violation of the federal CSA, the City Council wishes to acknowledge the will of the Washington voters and the authority exercised by the state of Washington and the State Liquor Control Board to license such facilities, leaving all issues relating to the legality, licensing, siting and permitting of such facilities to be determined by the federal and state governments in the exercise of their lawful authority, as finally determined by a court of appropriate jurisdiction, and

WHEREAS, the Planning Commission has held a public hearing on January 23, 2013 and has recommended adoption of the regulations set forth below; and

WHEREAS, the City completed SEPA review on the proposed regulations, and issued a DNS on December 20, 2012; and

WHEREAS, the 60-day Dept. of Commerce review has been completed, and

WHEREAS, the City Council held a public hearing on February 18, 2013, and

WHEREAS, nothing in this Ordinance is intended nor shall be construed to authorize or approve of any violation of federal or state law; NOW THEREFORE,

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

**Section 1. Findings.** The recitals set forth above are hereby adopted as the Milton City Council's findings in support of the zoning regulations imposed by this ordinance.

**Section 2.** Ordinance No. 1787-12, extended by Ordinance Nos. 1793-12 and 1813-13 extending the moratorium on the location, establishment, licensing and permitting of medical marijuana or cannabis collective gardens is hereby repealed.

**Section 3.** Chapter 17.08 of the Milton Municipal Code is amended to add a new Section 17.08.136 to read as follows:

**17.08.136 Cannabis Related Uses:** See 17.08.556: Marijuana Related Uses and 17.08.557 State licensed marijuana facilities.

**Section 4.** Chapter 17.08 of the Milton Municipal Code is amended to add a new Section 17.08.556 to read as follows:

**17.08.556 Marijuana Related Uses:**

Collective garden" means the growing, production, processing, transportation, and delivery of cannabis, by qualifying patients for medical use, as set forth in Chapter 69.51A RCW, and subject to the following conditions:

- A. A collective garden may contain no more than fifteen plants per patient up to a total of forty-five plants;

B. A collective garden may contain no more than twenty-four ounces of usable cannabis per patient up to a total of seventy-two ounces of usable cannabis;

C. A copy of each qualifying patient's valid documentation, including a copy of the patient's proof of identity, must be available at all times on the premises of the collective garden;

D. No usable cannabis from the collective garden is delivered to anyone other than one of the qualifying patients participating in the collective garden;

E. A collective garden may contain separate areas for growing, processing, and delivering to its qualified patients, provided that these separate areas must be physically part of the same premises, and located on the same parcel or lot. A location utilized solely for the purpose of distributing cannabis shall not be considered a collective garden; and

F. No more than one collective garden may be established on a single tax parcel.

**Section 5.** Chapter 17.08 of the Milton Municipal Code is amended to add a new Section 17.08.557 to read as follows:

**Section 17.08.557 State-licensed marijuana facilities**

A. Unless the context clearly indicates otherwise, all terms used in this section and in MMC 17.44.110 shall have the meanings established pursuant to RCW 69.50.101.

B. "Marijuana" means all parts of the plant cannabis, whether growing or not, with a THC concentration greater than zero point three percent (0.3%) on a dry weight basis; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant, its seeds or resin. The term does not include the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plants, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks (except the resin extracted therefrom), fiber, oil, or cake, or the sterilized seeds of the plant which is incapable of germination.

C. "Marijuana processor" means a person licensed by the State Liquor Control Board to process marijuana into usable marijuana and marijuana infused products, package and label usable marijuana and marijuana infused products for sale in retail outlets, and sell usable marijuana and marijuana infused products at wholesale to marijuana retailers.

D. “Marijuana producer” means a person licensed by the State Liquor Control Board to produce and sell marijuana at wholesale to marijuana processors and other marijuana producers.

E. “Marijuana infused products” means products that contain marijuana or marijuana extracts and are intended for human use. The term “marijuana infused products” does not include usable marijuana.

F. “Marijuana retailer” means a person licensed by the State Liquor Control Board to sell usable marijuana and marijuana infused products in a retail outlet.

G. “Usable marijuana” means dried marijuana flowers. The term “usable marijuana” does not include marijuana infused products.

**Section 6.** Chapter 17.14.010 Table of Uses of the Milton Municipal Code is hereby amended to read as follows:

**17.14.010 Table of uses.**

Description of Use	RS	RM	RMD	MX	B	M-1	CF	OS
<b>Residential Use Category</b>								
Accessory apartment	acc <sup>1</sup>	acc	acc	acc				
Accessory structure larger than principal building	cup							
Adult day care facility	cup	au	au	au				
Adult family home	au	au	au	au				
Adult retirement community		au	au	au				
Apartment		au	cup	au				
Assisted living facility		cup	cup	cup				
Carport	acc	acc	acc	acc				
Dwelling, multifamily		au	cup	au				
Dwelling, single-family	au	au	au	au				
Dwelling, two-family	au <sup>2</sup>	au	au	au				
Garage, private	acc	acc	acc	acc	acc	acc		
Group homes	cup	au	cup	au				
Mobile home park	cup	cup	cup					
Parking area, private	acc	acc	acc	acc	acc	acc		
Swimming pool, private	acc	acc	acc	acc				
<b>Commercial Use Category</b>								

Adult entertainment business					cup			
Ambulance service				au	au	au		
Amusement parks				su2	su2	su2	su2	su2
Animal hospital					au	au		
Auction house/barn (no vehicle or livestock)					au	au		
Automobile service station				cup	au	au		
Automobile wash					au	au		
Automobile, repair					au	au		
Automobile, sales					au	au		
Banks, savings and loan association				au	au			
Beauty/barber shop			cup	au	au			
Bed and breakfast	cup	au	cup	au				
Billiard hall and pool hall				au	au	au		
Child day care, commercial	cup	cup	cup	au	au	cup	cup	
Child day care, family	au	au	au	au				
Commercial recreation < 2 ac.		cup		cup	au		au	au
Commercial recreation > 2 ac.					cup		cup	
Confectionery stores (see Retail sales)				au	au			
Convenience store				au	au			
Crematories and mausoleums					su1	su1	su1	su1
Department stores (see Retail sales)					au			
Drug stores (see Personal services)				au	au			
Dry cleaners (see Personal services)				au	au			
Electric vehicle infrastructure <sup>5</sup>	acc	acc	acc	au	au	au	acc	acc
Espresso stands				au	au	au		
Flea market						cup		
Food markets and grocery stores				au	au			
Golf and athletic facilities				su1	su1	su1	su1	su1
Greenhouses, private and noncommercial	au	au	au	cup	cup			
Hardware stores < 10,000 sf				au	au	au		
Hardware stores > 10,000 sf					au	au		
Health club		acc		au	au	acc		
Home occupation	au <sup>4</sup>							
Horticultural nursery, wholesale and retail					au	au		
Hotel				cup	au			
Inn		cup		au	au			
Liquor stores				au	au	au		



Church	cup	au	cup	au	au	cup		
Club or lodge, private				cup	cup			
Fairgrounds					su1	su1	su1	su1
Garage, public						au		
Heliports					su2	su2	su2	su2
Hospitals and sanitariums					cup	cup		
Libraries				au	au		au	
Open-air theaters				su1	su1	su1	su1	su1
Parking area, public		acc		acc	acc	acc	acc	acc
Post office, branch or contract station				au	au			
Post office, distribution center or terminal						cup		
Public parks	cup	cup	cup	cup	cup	cup	au	au
Schools, elementary or secondary	cup	cup	cup	cup	cup		au	
Swimming pool, public	cup	cup	cup	cup	cup			
Transit facilities, bus barns, park-and-ride lots, transit stations				su1	su1	su1	su1	su1
Vocational schools/colleges				cup	cup	cup	cup	
<b>Utilities Use Category</b>								
Electric transmission substation	cup	cup	cup	cup	cup	au	cup	cup
Fuel storage tanks (underground, < 500 gal.)	acc	acc	acc	au	au	au		
Fuel storage tanks (underground, > 500 gal.)		cup	cup	cup	au	au		
Fuel storage tanks, above ground				au	au	au		
Public utility facilities (services)	cup	cup	cup	cup	au	au	au	
Public utility service yard						au	au	
Radio, cellular phone, microwave, and/or television transmission facilities or towers	cup							
Sewage treatment plants							cup	
Transfer station solid waste facility						cup	cup	
<b>Industrial Use Category</b>								
Blueprinting and photostating				au	au	au		
Buy-back recycling center						cup		
Cabinet shops (see Industry, light)					cup	au		
Cargo storage containers					acc	acc	acc	
Carpenter shops (see Industry, light)					cup	au		
Composting facilities					su2	su2	su2	su2
Contractor yards					au	au		
Distributing plants (see Industry, light)						au		

Electric/neon sign assembly, servicing repair						au		
Freight terminal, truck						cup		
Furniture repair (see Industry, light)					cup	au		
Industry, light						au		
Machine shops, punch press up to five tons (see Industry, light)						au		
Motor vehicle impound yard in enclosed building (see Industry, light)						au		
Nonautomotive, motor vehicle and related equipment sales, rental, repair and service					au	au		
Outdoor storage					cup	au		
Paint shop (see Industry, light)						au		
Parcel service delivery (see Industry, light)						au		
Pesticide application service (see Industry, light)						au		
Plumbing shop (see Industry, light)						au		
Plumbing supply yards (see Industry, light)						au		
Printing establishments					au	au		
Recycling processing centers					su2	su2	su2	su2
Storage for transit and transportation equipment						cup		
Tool sales and rental				cup	au	au		
Trailer-mix concrete plant						cup		
Upholstering					au	au		
Warehousing						au		
Welding shops and sheets metal shops						cup		
<b>Office/Business Use Category</b>								
Medical-dental clinic			cup	au	au			
Professional offices			cup	au	au	au		
<b>Resource Use Category</b>								
Agricultural buildings	acc					acc	acc	acc
Agricultural crops; orchards	au	cup	au			acc	acc	au
Livestock	au <sup>3</sup>							
Pasture	au							
Stable, private arena	au <sup>3</sup>							
Surface mining					su2	su2	su2	su2
<b>acc: Accessory Use au: Authorized or Permitted Use cup: Conditionally Permitted Use su1: Type I Special Use su2: Type II Special Use</b>								

<sup>1</sup>Minimum lot size 9,600 square feet.

<sup>2</sup>Minimum lot size 12,000 square feet.

<sup>3</sup>Maximum one animal/acre.

<sup>4</sup>Subject to the limitations of MMC [17.44.090](#).

<sup>5</sup>Battery exchange stations and rapid charging stations are only allowed in the MX, B, and M-1 zones.

<sup>6</sup>Subject to limitations of MMC 17.44.120.(Ord. 1775 § 5, 2011; Ord. 1769 § 3, 2011; Ord. 1586 § 1, 2003; Ord. 1579 § 4, 2003; Ord. 1578 § 2, 2003; Ord. 1405 § 2, 1999).

**Section 7.** Chapter 17.44 is hereby amended to add Section 17.44.120 Marijuana Related Uses to read as follows:

**Section 17.44.120 Marijuana related uses.**

A. The production, processing and retailing of marijuana is and remains illegal under federal law. Nothing herein or as provided elsewhere in the ordinances of the City of Milton is an authorization to circumvent federal law or provide permission to any person or entity to violate federal law. Only state-licensed marijuana producers, marijuana processors, and marijuana retailers may locate in the City of Milton and then only pursuant to a license issued by the State of Washington. The purposes of these provisions is solely to acknowledge the enactment by Washington voters of Initiative 502 and a state licensing procedure and to permit to, but only to, the extent required by state law marijuana producers, marijuana processors, and marijuana retailers to operate in designated zones of the City.

B. Marijuana producing or processing facilities may be located only in the Light Manufacturing (M-1) zone of the City. Such facilities and uses may be located only at designated sites licensed by the state of Washington and fully conforming to state law.

C. Marijuana retailers may locate only in the Light Manufacturing (M-1) and Business (B) zones, at designated sites licensed by the state of Washington and fully conforming to state law.

D. Any violation of this section is declared to be a public nuisance per se, and, in addition to any other remedy provided by law or equity, may be abated by the City Attorney under the applicable provisions of this code or state law.

**Section 8. 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 9. Publication.** This ordinance shall be published by an approved summary consisting of the title.

**Section 10. Effective Date.** This ordinance shall become effective and be in full force five (5) days after passage, approval, and publication as provided by law.

PASSED by the Council and approved by the Mayor of the City of Milton, this 11th day of March, 2013.

CITY OF MILTON

\_\_\_\_\_  
Mayor Debra Perry

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
Lisa Tylor, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
W. Scott Snyder, City Attorney

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Published:  
Effective Date: