



CITY COUNCIL MINUTES

Special Meeting
Monday – July 19, 2010
6:30 p.m.

CALL TO ORDER

Mayor Asay called the special meeting to order at 6:29 p.m.

ROLL CALL

Council Members present were Heddlesten, Morton, Ott, Perry, Sanderson, Taylor, and Whalen.

At 6:31 p.m., Mayor Asay announced an Executive Session for potential litigation per RCW 42.30.110(1)(i); and for labor negotiations per RCW 42.30.140 and then called for a recess.

At 7:00 p.m., Mayor Asay extended the Executive Session for five additional minutes. At 7:05 p.m., Mayor Asay extended the Executive Session for five additional minutes.

Mayor Asay reconvened the Special Meeting at 7:10 p.m.

COUNCILMEMBER HEDDLESTEN MOVED to adjourn the Special Meeting.
Seconded by Councilmember Morton.

The Special Meeting was adjourned at 7:10 p.m.

Regular Meeting
Monday – July 19, 2010
7:00 p.m.

CALL TO ORDER

Mayor Asay called the regularly-scheduled meeting to order at 7:12 p.m. and led the Pledge of Allegiance.

ROLL CALL

Councilmembers present were Heddlesten, Morton, Ott, Perry, Sanderson, Taylor, and Whalen.

STAFF PRESENT

City Administrator Mukerjee, Police Chief Rhoads, Public Works Director Neal, Fire Chief Thorson, and Deputy City Clerk Stevenson-Ness were present.

ADDITIONS / DELETIONS

Mayor Asay added a settlement negotiation motion after the proclamation presentation.

Councilmember Perry requested a discussion of the status of the trout pond and parade & picnic. Mayor Asay added the discussion as Item C on the Regular Agenda.

CITIZEN PARTICIPATION

Speaking before the Council:

| Speaker | Address | Topic |
|----------------|------------------------------|------------------------------|
| Milton Loflin | 1810 11 th Avenue | Complaint about water system |

PROCLAMATION

Mayor Asay proclaimed July 31, 2010, as 100 Years of Camp Fire Day in Milton and presented the proclamation to Jane White Vulliet, Chief Executive Officer of Camp Fire USA Central Puget Sound Council.

SETTLEMENT AGREEMENT

Director Neal and Attorney Bio Park presented information on the proposed settlement on a condemnation action for the Milton Way Project.

COUNCILMEMBER OTT moved to authorize the City attorney to enter into a stipulated partial settlement agreement with Allen D. Stafford as substantially provided in the document presented. Seconded by Councilmember Morton.

The motion was voted on and carried 7-0.

CONSENT AGENDA

Approval of:

- Approval of the minutes of July 6, 2010, regular meeting;
- Approval of the July 2, 2010, payroll direct deposits, checks, and benefits, in the amount of \$235,485.81;
- Approval of the checks/vouchers, check numbers 19785-19855 in the amount of \$87,804.23; and
- AB10-069: Authorizing the Mayor to enter into a contract for design engineering services of the Corridor Wells Iron & Manganese Treatment and the 15th Avenue Booster Station Upgrade Projects.

Councilmember Sanderson asked that the checks/vouchers and AB10-069 be removed from the Consent Agenda. Mayor Asay added the item to the Regular Agenda as item D and E.

COUNCILMEMBER HEDDLESTEN MOVED to approve the Consent Agenda as amended. Seconded by Mayor Pro Tem Taylor.

The motion was voted on and carried 7-0.

REGULAR AGENDA

A. **AB10-070:** Amending Section 17.44.090 of the Milton Municipal Code regarding Home Occupations to update and clarify the City's Home Occupation Code.

Planner Chris Larson outlined the changes to the Home Occupation code.

After extensive discussion, **MAYOR PRO TEM TAYLOR MOVED** to bring the item back to a study session Seconded by Councilmember Whalen.

The motion was voted on and carried 7-0.

B. **AB10-071:** Pierce County Flood Control District

Public Works Director Neal and City Administrator Mukerjee provided further information to Council of the Flood Control District.

COUNCILMEMBER OTT MOVED to authorize the Mayor to request the Pierce County Boundary Review Board (BRB) to invoke jurisdiction with the Pierce County Council's request for the formation of a countywide flood control district, BRB Case No. I-10-1, and pay the filing fee of \$200. Seconded by Councilmember Perry.

The motion was voted on and carried 7-0.

C. **AB10-069:** Authorizing the Mayor to enter into contracts for design engineering services of the Corridor Wells Iron & Manganese Treatment and the 15th Avenue Booster Station Upgrade Projects.

Public Works Director Neal provided information to Council on the contracts for design engineering services.

COUNCILMEMBER MORTON MOVED to authorize the Mayor to enter into contracts for design engineering services of the two priority Water Utility CIP projects, the Corridor Wells Iron & Manganese Treatment and the 15th Avenue Booster Station Upgrade Projects, for a total combined cost not to exceed \$150,000. Seconded by Mayor Pro Tem Taylor.

COUNCILMEMBER HEDDLESTEN MOVED to amend the motion by segregating the contracts for vote. Motion died for lack of second.

Mayor Asay recessed the meeting for five minutes at 8:40 p.m. and reconvened the meeting at 8:48 p.m.

COUNCILMEMBER SANDERSON MOVED to table AB10-069 until such time as Council receives a cost benefit analysis. Seconded by Councilmember Whalen.

Roll call vote was taken to table AB10-069 resulting as follows:

Yes: Heddlesten, Sanderson, Whalen

No: Morton, Ott, Perry, Taylor

The motion failed 3-4

Roll call vote was taken on the original motion for design engineering services of the two priority Water Utility CIP projects resulting as follows:

Yes: Morton, Ott, Perry, Taylor

No: Heddlesten, Sanderson, Whalen

The motion carried 4-3.

COUNCILMEMBER WHALEN MOVED to pay for costs for design services directly from the Water Fund instead of by interfund loan from the Electric Fund. Seconded by Councilmember Perry.

COUNCILMEMBER PERRY MOVED to amend the motion to wait until after August 16th to decide how to pay for design services. Seconded by Councilmember Morton.

The amendment was voted on and carried 7-0.

The amended motion to wait until after August 16 to decide how to pay for the design services was voted on and carried 7-0.

Upon request from Mayor Asay, Director Neal then provided a brief update of the Milton Way Project. She stated the project is up to date. The conversion from overhead to underground power is now completed but street lights along that stretch of

Milton Way will be out until the new lights are installed. Comcast and Qwest are nearing completion of their projects. Once the utilities are buried, the poles will be pulled out and the curbs, gutters and sidewalks will be poured. The crane that was on-site the prior week was to lift the stormwater vault into place.

D. Discussion of the status of the trout pond and 2010 Parade & Picnic

Councilmember Perry inquired on the status of the funding of the Parade & Picnic. City Administrator Mukerjee stated he did not have current numbers with him and would provide that information to Council.

E. Discussion of Checks/Vouchers

MAYOR PRO TEM TAYLOR MOVED to adopt the checks/vouchers. Seconded by Councilmember Morton.

Councilmember Sanderson requested information on voucher 19835. Police Chief Rhoads provided the requested information.

The motion was voted on and carried 7-0.

CITY ADMINISTRATOR REPORT

Administrator Mukerjee reported that the Wellness Committee lunch was a success despite the last minute cancellation by the speaker. The City has begun audits for unclaimed property and sales and use tax and the WCIA annual audit and the state auditor biennial audit will begin shortly.

COUNCIL REPORTS

Councilmember Ott reported on:

- Offered his congratulations to police officers who received letter of commendation;
- Thanked Administrator Mukerjee for keeping him updated while on medical leave.

Councilmember Sanderson reported on:

- Provided an update on the Pierce County EMS meeting;
- Provided further information on the Reverse 911 system for emergency notification and distributed a form for notification to cell phone numbers;
- Updated Council on the agenda for the RCC meeting scheduled for July 21.

Councilmember Taylor reported on:

- The annual Heather Hills barbeque on July 17 and thanked the Fire Department for their participation in the flag raising.

Councilmember Heddlesten reported on:

- Reminded Council and senior staff of the requirement to complete training to get FEMA grants

- Asked to be excused from the first meeting in September as he'll be on vacation.

COUNCILMEMBER OTT MOVED to excuse Councilmember Heddlesten from the first meeting in September. Seconded by Councilmember Whalen.

The motion was voted on and carried 7-0.

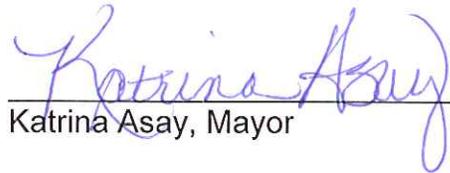
MAYOR'S REPORT

Mayor Asay said the audits and the budget process will be starting and staff will be very busy.

ADJOURNMENT

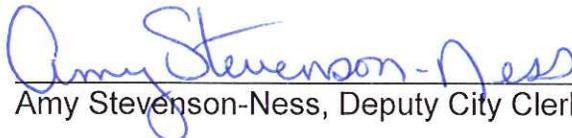
MAYOR PRO TEM TAYLOR MOVED to adjourn the meeting at 9:34 p.m. Councilmember Morton seconded the motion.

The motion was voted on and carried 7-0.



Katrina Asay, Mayor

ATTEST:



Amy Stevenson-Ness, Deputy City Clerk