



**Mayor's Roundtable**  
**December 11, 2006**  
**Monday, 6:30 P.M.**

**Study Session**  
**December 11, 2006**  
**Monday, 7:00 P.M.**

**CALL TO ORDER:** Mayor Asay called the study session to order at 7:00 P.M.

**ROLL CALL:** Present were Councilmember's Beaudry, Drotz, Heddlesten, Neal, Sirack and Whalen. Councilmember Borek was absent.

**STAFF PRESENT:** Interim City Administrator Carter, Director of Planning and Community Development Terrell, Director of Finance Pierce, Director of Public Works Neal and Deputy City Clerk Daker.

**STUDY ITEMS:**

**AB06-115 Sale of Property:**

Mr. Brock Baker, a Milton citizen, is interested in purchasing from the City the east portion of the 20<sup>th</sup> Avenue reservoir site that lies outside the perimeter chain link fence.

Councilmember Beaudry disclosed that Mr. Baker is his neighbor.

Director Neal explained that this portion of property is not currently being utilized by the City, and slopes steeply down to Lot 7 making it an unlikely area for expansion by the City. Director Neal welcomed Mr. Baker to speak to the council. Mr. Baker expressed his interest in purchasing the property outside of the fence, directly adjacent to his lot, in hopes of improving his property.

Director Neal asked if the council was opposed to Mr. Baker pursuing an appraisal of the property and possibly making the City an offer. Councilmember Whalen asked clarifying questions of Director Neal. Council did not object to the City selling this piece of property to Mr. Baker.

**AB06-116 Definition of "Emergency":**

At a previous meeting, the City Council had requested a definition of "emergency" as it relates to our water usage, specifically the utilization of the emergency water interties.

Director Neal stated that "emergency" means: an urgent and/or usually unforeseen event that causes damage or disrupts normal operations and/or requires immediate action to

protect public health and safety, the determination of which is subject to the discretion of the Public Works Director.

Councilmembers shared comments and concerns about the definition given by Director Neal. Director Neal informed council that the text “*or designee*” would be added to the end of the definition so that, in her absence, someone else would have the authority to make the decision.

**AB06-117 Date of Stormwater Utility Annual Report:**

Director Neal said that the Milton Municipal Code currently states that an annual stormwater utility report should be conducted and the report should be submitted by November 1<sup>st</sup> each calendar year to the Mayor and City Council.

Councilmembers discussed this issue and possible date options to encompass the entire fiscal year.

Director Neal stated she would have an ordinance ready by the first meeting in January.

**AB06-074A Job Description:**

Interim City Administrator Carter introduced the job descriptions to council.

Council discussed the proposed job descriptions for the following jobs: Building Official, Building Inspector/Code Enforcement Officer, Senior Administrative Assistant/Permit Technician, Deputy Court Administrator, Park Maintenance Worker I and Maintenance Worker III – Lead.

Directors Neal, Pierce and Terrell were available to help answer questions.

**AB06-090D Fee Schedule:**

Interim City Administrator Carter presented this item to the council and briefly pointed out a few changes in the fee schedule.

Councilmembers discussed the changes and fees.

Mayor Asay proposed that the stormwater rates be left “as is”.

Interim City Administrator Carter stated that we would look into the impact fees and leave traffic mitigation alone; the rest of the changes would be submitted as proposed.

**AB06-118 City Administrator Ordinance:**

Mayor Asay informed council that this ordinance would create a full time City Administrator position. She stated that the City Attorney drafted the ordinance.

Councilmembers discussed the language of the ordinance.

**AB06-101D 2007 Budget Adoption:**

Director Pierce presented this item to council. Director Pierce addressed the changes to the 2007 Budget document.

Councilmembers discussed and commented on the changes. Director Pierce answered clarifying questions.

Councilmember Beaudry asked if citizens would be able to make comments and share their ideas on the changes. If so, would their comments on the changes be reflected and incorporated in the final budget document. Mayor Asay said that a special meeting could be arranged.

**AB06-119 ASCAP:**

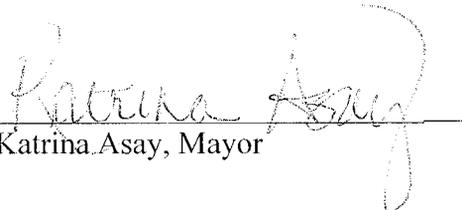
ASCAP (American Society of Composers, Authors and Publishers) has written threatening letters and made phone calls to the City, demanding payment of an annual amount of \$280. They claim that use of copyrighted music in or City facilities/property requires a payment either to them or the artist for use of the music; by paying them, the City would not be liable for copyright infringement.

City Staff have checked with other cities about whether this is a legal claim or merely a scam conducted by a national organization. Other cities have indicated that while they also have concerns about the legitimacy of the Agreement, the cost to fight ASCAP (i.e. attorney fees, etc.) would be far greater than the cost of merely paying for the Agreement.

Councilmembers shared their concerns about this agreement being a scam. Mayor Asay said that we could send them a letter asking for details and clarification of their organization. The Mayor wanted council to be aware of the issue.

**ADJOURNMENT:**

The meeting was adjourned at 9:55 P.M.

  
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Katrina Asay, Mayor

ATTEST:

  
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Katie Daker, Deputy City Clerk