



## CITY COUNCIL

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### **Regular Meeting**

**April 2, 2007**

**Monday, 7:00 P.M.**

**CALL TO ORDER:** Mayor Asay called the regularly scheduled meeting to order at 7:00 P.M. and led the Pledge of Allegiance.

**ROLL CALL** Present were Councilmember's Beaudry, Heddlesten, Neal, Sirack and Whalen.

Councilmember Beaudry moved to excuse Councilmember Borek and Councilmember Drotz. Councilmember Whalen seconded. Motion carried 5-0.

**STAFF PRESENT:** Interim City Administrator Carter, Public Works Director Neal, Fire Chief Jaques, Police Chief Rhoads and City Clerk Pierce.

### **ADDITIONS/DELETIONS:**

Councilmember Whalen asked that discussion on code enforcement and the Planning Commission joint meeting be added to the agenda. Mayor Asay added main agenda item "G – Code Enforcement Discussion" and item "H-Planning Commission Work Plan".

### **CITIZEN PARTICIPATION:**

*Dianne Tomaso, 1709 Milton Way*, asked if the Fire Marshall would ask the property owners to comply with MMC regarding to the fire lanes around. Fire Chief Jaques responded.

*Steve Tomaso, 1709 Milton Way*, expressed his disappointment in regards to the email he sent to the Councilmembers last week.

*Jaramy Nichols, 95 28<sup>th</sup> Ave. South*, commented and asked that certain parts of the MMC be re-written to be reflective of the King County residents.

### **CONSENT AGENDA:**

- (A) Minutes: March 20, 2007 Special Meeting
- (B) Payroll: March 20, 2007
- (C) Checks/Vouchers: numbers 12763 – 12842, \$70,826.43
- (D) Purchase Order #55444, \$16,286.27 – Transformer for Lloyd's

Councilmember Beaudry moved to approve the Consent Agenda. Councilmember Whalen seconded. Motion carried 5-0.

## **MAIN AGENDA:**

### **AB07-045 Annual Stormwater Report:**

Public Works Director Neal summarized the annual stormwater report for the Council. She shared the concern that the current level of revenue does not meet the financial requirements to proceed with stormwater capital improvements. It was recommended that an increase of \$0.50 per ESU be transferred to the stormwater capital improvement fund. Council shared their concerns regarding the rate structure, the proposed projects, and the possibility of raising rates.

Councilmember Beaudry moved to set a public hearing on April 16<sup>th</sup> at 7:00 P.M. for the purpose of discussing an increase to the stormwater rates. Councilmember Neal seconded.

Councilmember Whalen asked clarifying questions and Director Neal responded.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 5-0.

*Leonard Sanderson, 1201 24<sup>th</sup> Ave. Ct.*, shared his concerns regarding the projects listed in the stormwater comprehensive plan and asked that Council review them to determine what are true requirements of the City.

### **AB07-046 Pacific Highway Speed Limit, Ordinance 1691-07 (failed):**

Interim City Administrator Carter introduced this agenda item. He stressed that this is supported by the business community. WSDOT can not approve the proposed speed limit until Council has passed the attached ordinance. Council discussed their concerns regarding the pros and cons of the proposed change.

*Jaramy Nichols, 95 28<sup>th</sup> Ave. South*, asked if the cost of doing this change would be the City's responsibility. Interim City Administrator Carter responded that it was his understand that changing the speed limit signs will be the City's responsibility.

Councilmember Neal moved that Ordinance 1691-07, setting a speed limit of 45 mph on SR 99 within the city limits of Milton, be approved. Councilmember Beaudry seconded. Motion failed 3-2.

Council requested to have a report brought back regarding the number of signs that would need to be replaced due to the change.

### **AB07-047 Sign Code – Reader Board, Ordinance 16xx-07:**

Interim City Administrator Carter introduced this agenda bill. He explained that the sign code amendment will need to go through a public hearing process in front of the planning commission and then be reviewed by CTED for approval. Bids for the new reader board are due by April 8<sup>th</sup> and will be brought to council for approval on April 16<sup>th</sup>. Interim

City Administrator Carter explained that this will not delay the installation of a new reader board.

Councilmember Whalen asked that the amendment be limited to the open space.

No action was taken.

**AB07-044A Fee Schedule, *Resolution 07-1712*:**

Interim City Administrator Carter introduced the fee schedule resolution. He explained the recommended changes in the fee schedule.

Councilmember Whalen moved that the Mayor be authorized to sign Resolution 07-1712, establishing a revised fee schedule. Councilmember Sirack seconded. Motion carried 5-0.

**AB07-048 Centennial Logos, *Ordinance 16xx-07*:**

Mayor Asay introduced this ordinance. During the course of this year, Milton will be celebrating its centennial year. As part of that celebration, the City desires to utilize a Centennial Logo. The proposed ordinance officially adopts the Centennial Logo and authorizes the Mayor to determine how that logo can and/or will be used.

Council discussed section 1.09.060 (Restriction of Use) of the proposed ordinance and its purpose.

Councilmember Heddlesten moved that Ordinance 16xx-07, adopting a Centennial Logo for the City of Milton, striking section 1.09.060, be approved. Councilmember Beaudry seconded.

Councilmember Whalen amended the motion by reinserting section 1.09.060. Councilmember Neal seconded.

Hearing no further discussion, Mayor Asay called for the vote on the amendment to the ordinance. Motion failed 3-2.

Councilmember Whalen requested that the City Attorney be present at the next meeting to discuss the ordinance.

Councilmember Sirack moved to table the motion regarding the Centennial Logos Ordinance. Councilmember Whalen seconded. Motion carried 5-0.

**AB07-049 Growth Management Advisory Committee, *Ordinance 1692-07*:**

When the State of Washington enacted the Growth Management Act, cities were required to establish advisory committees to set up local ordinances and policies to come into compliance with that Act. Chapter 2.58 of the Milton Code was apparently enacted to fulfill that obligation. As the Planning Commission and Council are now operating under the Growth Management Act, this specific Committee is no longer needed. The City Attorney has prepared the attached ordinance which repeals the Growth Management Advisory Committee.

Councilmember Heddlesten moved that Ordinance 1692-07, repealing Chapter 2.58 of the Milton Municipal Code, be approved. Councilmember Beaudry seconded.

*Debbie Miller, 1105 25<sup>th</sup> Ave. Ct.*, shared her frustration regarding getting rid of the citizen advisory committee. Mayor Asay explained that by adopting this ordinance, the City will be allowed to establish true citizen advisory committee's versus having six Planning Commissioners on the committee.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 5-0.

**Agenda Item G – Code Enforcement Discussion:**

Councilmember Whalen asked for an update regarding the sign code enforcement. He also asked for an update regarding how “old” code enforcement issues are being handled. Mayor Asay explained that there is a spreadsheet that monitors all code enforcement issues being worked on. She also stated that if there is a code enforcement action that has not been addressed and is not currently on the list to please contact the Planning and Community Development Department.

Mayor Asay updated Council that the businesses in downtown Milton are being included in discussions regarding the possibility of a monument sign.

**Agenda Item H – Planning Commission Work Plan:**

Mayor Asay stated that the Planning Commission work plan includes the following: draft language for a comprehensive plan update, re-zoning for 5<sup>th</sup> Ave. and Porter Way, draft new critical areas zoning and future land use maps, and get the citizens committee to deal with those items. Also, Mayor Asay suggested the sign code regarding the 10-second reader board issue.

Mayor Asay asked Council if they were comfortable having the Planning Commission move forward with these items. Council expressed consensus.

**COUNCIL REPORTS:**

Councilmember Sirack: Stated that she had been contacted by a citizen regarding the trailers being parked on 14<sup>th</sup> and asked when this issue would be resolved. Chief Rhoads responded.

Councilmember Whalen: Thanked Finance Director Pierce for her patience in regards to the finance committee meetings. He informed other councilmembers to please contact him with questions they may have regarding the finance committee. He expressed his thanks to Director Neal for some informational items that she provided.

Councilmember Beaudry: Commented on the 1<sup>st</sup> Public Safety Committee meeting. Complemented Finance Director Pierce on the front office remodel and stated how professional it looks.

Councilmember Heddlesten: Commented on some research he had done in regards to the legality of ASCAP; his documents are available for anyone interested in a copy. He commented on the motor home parked at the park and that they are hooked up to City power. At the request of a citizen, he looked at the new light poles installed by the school; they seem awfully tall. He complimented the code enforcement actions that were successful in having a fence installed around a private home's swimming pool. He's also noticed that there are quite a few semi trucks and buses parking on the right-of-ways.

Councilmember Neal: Apologized for not contacting Steve and Diane Tomaso regarding their concerns.

**MAYOR'S REPORT:**

- Formal Update on Centennial Plans – Announced that the City is having a block party up on 15<sup>th</sup> Ave. on Friday night, August 17<sup>th</sup>, which would include a free concert performed by The Great Pretenders
- Major slide on the interurban trail and the trail has been closed

Mayor Asay adjourned the Council meeting into an executive session at 8:54 P.M. for 15 minutes to discuss the possibility of a real estate purchase.

**ADJOURNMENT:**

**Councilmember Beaudry moved to adjourn. Councilmember Sirack seconded. Motion carried 5-0.**

The meeting was adjourned at 9:30 P.M.

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Katrina Asay, Mayor

ATTEST:

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Maria Pierce, City Clerk