



**Special Meeting**  
**April 3, 2006**  
**Monday, 6:30 P.M.**

**Special Meeting:** Mayor Asay called the special scheduled meeting to order at 6:34 P.M., stated that there was a quorum and recessed the meeting at 6:34 for an executive session for approximately 20 minutes to discuss pending litigation. No action was taken. The special meeting we adjourned at 6:50 P.M.

Councilmember Beaudry moved to adjourn the special meeting. Councilmember Sirack seconded. Motion carried 6-0.

**Regular Meeting**  
**April 3, 2006**  
**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, Borek, Drotz, Heddlesten, Sirack and Whalen. Councilmember Beaudry moved to excuse Councilmember Neal. Councilmember Drotz seconded. Motion carried 6-0. Councilmember Neal arrived soon after the meeting started.

**STAFF PRESENT:** Interim City Administrator Carter and Deputy City Clerk Daker.

**PROCLAMATION:** April 2006 – Records and Information Management Month  
Mayor Asay thanked Deputy Clerk Daker for taking on the records management task.

**ADDITIONS/  
DELETIONS:** Mayor Asay added Main Agenda Item #H: Knutsen Settlement Agreement

**CITIZEN PARTICIPATION:**  
*Bob Estell, 2002 15<sup>th</sup> St.,* requested to be able to put one item out on his driveway for sale. Mr. Estell understands that he can have 3 garage sales a year. Selling items is his hobby and wants to be able to display one item at a time for sale in his driveway. The Mayor informed him that the City would contact the attorney and see if his request could be granted.

*Diane Tomaso, 1709 Milton Way*, would like to see the Code Enforcement Officer bumped up to priority number 4 or 5 on the Council's priority list.

*Craig Taylor, 1502 Alder Street*, shared concern about incidents regarding the Milton Police Department and how the officers treat citizens. Mayor Asay informed Mr. Taylor that she would like to talk to him further about his concerns.

#### **CONSENT AGENDA:**

- (A) Minutes: March 13, 2006 Study Session
- (B) Checks/Vouchers
- (C) Payroll
- (D) Land Lloyd's Public Hearing

**Councilmember Whalen moved to approve the Consent Agenda. Councilmember Beaudry seconded. Motion carried 6-0.**

#### **MAIN AGENDA:**

##### **AB06-042 VFW Presentation:**

Mayor Asay introduced Chuck Whitney from the VFW.

Frank Poleskie, a member of the Veterans Memorial Committee, introduced the members of the VFW who were present.

Ralph Starr gave a brief history of Post #11401 and their involvement in the community.

Jack Chandler, a member of the Park Board for the City of Milton, thanked the City for their support. He explained that the memorial wouldn't just be for the veterans, but for the City and for its visitors. November 11<sup>th</sup> is the target date for completion.

##### **AB06-038A Public Hearing for Lakeridge Estates Final Plat Approval:**

Director of Planning & Community Development Terrell presented the information for the Public Hearing for the Lakeridge Estates Final Plat approval.

Mayor Asay opened the Public Hearing at 7:30 P.M. and instructed that all comments by the citizens be limited to 3 minutes.

*Mike Luna, Project Manager of Saddler & Bernard, 12714 Valley Ave. E, Sumner*, was available to answer questions.

*Greg Cherin, 1301 23<sup>rd</sup> Avenue SW, owner of the property surrounded by the Lakeridge Estates*, had requested that the City of Milton make sure that all survey stakes be in permanent nature instead of having them left loose; his property was cut into due to stakes not being anchored in the ground. Mr. Cherin stated that the stakes were moved several times; in addition, Mr. Cherin posted signs requesting that his fence not be touched – Mr. Bodi Misenar, owner of Lakeridge Estates, tore down the fence. The Public Works department informed Mr. Cherin that this issue was a civil matter.

*Jaquelyn Whalen, 1605 13<sup>th</sup> Avenue*, participated in the preliminary plat approval. Mayor Asay clarified that Mrs. Whalen was addressing the council as a citizen and as a planning

commissioner. Mrs. Whalen informed the council that the Planning Commission received information regarding an easement, between the storm track and lot #2, after the public hearing was held for the Planning Commission.

Mr. Luna answered Mrs. Whalen's questions regarding the easement.

*Bodi Misenar (owner of Lakeridge Estates), 4623 127<sup>th</sup> Avenue, Edgewood,* commented on fence issue. According to the survey, the post was located where the corner of the property needed to be. Mr. Misenar never told the contractor to remove the fence. He also commented that Mr. Cherin had stated that the new fence added \$50,000 to the value of his property.

Mr. Cherin said that Mr. Misenar removed a property boundary that he was advised not to and that he had a witness from the excavation company that will testify that Mr. Misenar told him to remove the fence from Mr. Cherin's property.

Mayor Asay closed the Public Hearing at 7:44 P.M. and asked for clarifying remarks from Director Terrell. Terrell told the council that the City's surveyor had informed her that Mr. Misenar had the accurate and correct calculations of his property lines.

Director Terrell expressed that Mr. Cherin needs to deal with his fence issue in Civil Court if he wishes to pursue the claim.

Councilmember Drotz: posed some questions regarding Mr. Sanderson's remarks for the Hearing Examiner on page three. Director Terrell clarified.

Councilmember Beaudry: asked who would be responsible for the maintenance of the stormwater retention pond. Director Terrell informed him that the retention pond would be the responsibility of the homeowners association and it will be stated in their Conditions, Covenants and Restrictions – they will be required to maintain the stormwater track. It will also state in their CCR's that if the homeowners association does not maintain it, the City will come in and do it and the homeowners will be billed for the City's labor.

Councilmember Whalen: asked a few clarifying questions in regards to the parcels and lot #14.

Mr. Luna explained that all 14 lots are part of the Plat. Mrs. Berry's property will not be part of the homeowners association – her parcel is excluded.

Councilmember Whalen moved to approve the final plat for the Lakeridge Estates subdivision (Project #007-2004) located at 1303 and 1309 23<sup>rd</sup> Avenue with 14 conditions related to property dedication, utility easements, fees and frontage improvements which will be included as an amendment to the final staff report. Councilmember Borek seconded. Motion carried 7-0.

#### **AB06-043 Establishing New Funds:**

Interim City Administrator presented this agenda item. He informed the council that these new funds were needed to better track and control both revenue and expenditures from various grants.

Councilmember Drotz moved to approve the addition of three Special Revenue Funds and five Capital Project Funds per attached memo. Councilmember Beaudry seconded. Motion carried 7-0.

**AB06-044 Public Safety Testing:**

The Civil Service Board of Commissioners has requested the ability to use Public Safety Testing Inc. for entry level Fire Fighters and Police Officers.

Councilmember Drotz moved to authorize the Mayor to sign the Subscriber Agreement. Councilmember Sirack seconded. Motion carried 7-0.

**AB06-045 Purchase of new bucket truck for Electrical Utility:**

Public Works Director Neal presented this agenda item and opened it for discussion. Dick Bronson helped clarify.

Councilmember Sirack moved to authorize the Mayor to approve and sign a purchase order in an amount not to exceed \$154,264.00 plus tax for a new Electric Utility bucket truck. Councilmember Whalen seconded. Motion carried 7-0.

**AB06-046 Project Acceptance – Milton Way Improvement Project, Porter to 10<sup>th</sup> Avenue:**

Councilmember Sirack moved to accept the work performed by S&W Utility Contractors on the Milton Way Improvement Project, Porter to 10<sup>th</sup> Avenue, subject to requirements of appropriate Federal and State agencies, if any, and ultimately the release of retainage to the contractor. Councilmember Heddlesten seconded. Motion carried 7-0.

**AB06-047 Rental of Storage Unit:**

Interim City Administrator Carter explained that the City needed more space for its records and archiving. The cost of an off-site storage unit would be covered by the Records Management Grant.

Councilmember Beaudry moved that the City Administration be authorized to enter into an agreement for renting storage space for the City's records and files. Councilmember Sirack seconded. Motion carried 7-0.

**AB06-048 Settlement Agreement:**

Mayor Asay brought forth the settlement agreement that was discussed in the executive session – the dispute between Bob Knudsen and the City of Milton.

Councilmember Drotz moved to authorize the Mayor to sign the settlement agreement with Bob Knudsen as corrected in the executive session. Councilmember Whalen seconded. Councilmember Neal abstained from the vote because he did not attend the executive session. Motion carried 6-0-1.

**COUNCIL REPORTS:**

Councilmember Whalen: clarified that he did not attend PCRC due to a personal issue – not because he had a flat tire.

Councilmember Heddlesten: asked to be excused from the 4/10 study session – Councilmember Sirack moved to excuse Heddlesten from the 4/10 study session,

Beaudry seconded motion carried 7-0. He also shared his concern about the pot hole at the corner of 27<sup>th</sup> and Milton Way. Mayor Asay commented about the pothole hotline on the website.

Councilmember Sirack: working on centennial – located a gentleman that has several pictures.

Councilmember Drotz: looking forward to completing items on the council's priority list for the City in 2006.

**MAYOR'S REPORT:**

Mayor Asay reminded everyone of Parks Appreciation Day on April 22<sup>nd</sup>. She also announced and congratulated Katie Daker and the Wellness Committee for receiving the WellCity Award for the seventh year. The City of Milton is one of three cities in the State of Washington that has received this award consecutively since the program began.

The Mayor also wanted to inform the council that councilmembers have not had L&I taken out of their pay – starting April 1<sup>st</sup>, councilmembers will be covered.

**ADJOURNMENT:**

**Councilmember Beaudry moved to adjourn. Councilmember Sirack seconded. Motion carried 7-0.**

The meeting was adjourned at 8:34 P.M.

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Katrina Asay, Mayor

ATTEST:

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Katie Daker, Deputy City Clerk