



CITY COUNCIL

Regular Meeting
August 7, 2006
Monday, 7:00 P.M.

CALL TO ORDER: Mayor Asay called the regularly scheduled meeting to order at 7:02 P.M. and led the Pledge of Allegiance.

ROLL CALL Present were Councilmember's Beaudry, Borek, Drotz, Heddlesten, Sirack and Whalen. Councilmember Neal was excused at the last meeting.

STAFF PRESENT: Interim City Administrator Carter, Public Works Director Neal, Finance Director Pierce, Public Safety Director Jaques and Deputy City Clerk Daker.

ADDITIONS/DELETIONS:

Mayor Asay added Resolution 06-1696: a resolution accepting a donation from the City of Edgewood to be used in helping construct a memorial in honor of past and present veterans within our community.

CITIZEN PARTICIPATION:

Jacquelyn Whalen, 1605 13th Ave., wanted to dispel the myths, rumors, legends regarding the rezone being proposed by City staff and currently under discussion at the Planning Commission level. She went around to approximately 100 residences and spoke with citizens. She based her discussion with citizens on the article that was provided in the Milton-Edgewood Signal.

Leonard Sanderson, 1201 24th Ave. Ct., apologized to Ken Carter for a typo in his last newsletter. He also shared concerns about a young man riding a quad west of the skateboard park, in a restricted area.

CONSENT AGENDA:

- (A) Minutes
 - June 19, 2006 Regular Minutes
 - July 17, 2006 Regular Minutes
 - July 31, 2006 Special Meeting
 - August 3, 2006 Special Meeting

- (B) Payroll
- (C) Checks/Vouchers
- (D) BEDC Appointments

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

MAIN AGENDA:

AB06-042A VFW Memorial – G & O Contract Inspection, Resolution 06-1696:

Mayor Asay received a letter from the City of Edgewood, stating that they would like to donate \$15,000 to be used in helping construct the VFW Memorial.

Councilmember Drotz moved to approve Resolution 06-1696, accepting a donation from the City of Edgewood to be used in helping construct a memorial in honor of past and present veterans within our community. Councilmember Beaudry seconded.

Councilmember Whalen thanked the City of Edgewood for their generosity.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 6-0.

Councilmember Beaudry moved to authorize the Mayor to accept and sign the proposed scope of work and cost estimate provided by Gray and Osborne for construction management of the VFW Memorial, and have that work performed through the existing on-call contract that Gray and Osborne has with the City of Milton. Councilmember Heddlesten seconded.

Councilmember Whalen commented that he fully supports this endeavor.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 6-0.

Mayor Asay reminded everyone of the fundraiser dinner at Mill Ridge Village; all the proceeds will go to the VFW Memorial.

Natasha Jaksich, Milton-Edgewood Signal, wondered what the donations were up to. Mayor Asay informed the public that the amount is presently \$90,368.

AB06-084 EMS Levy:

Chief Jaques spoke on this agenda item. The Milton Fire Department would like to propose a six year Emergency Medical Services Levy to the citizens of the City of Milton (Pierce County Only) in November 2006. Citizens of Milton who reside in King County already pay into the King County EMS Levy which expires at the end of 2007. The EMS Levy would bring in approximately \$250,000 at 50 cents per \$1,000 over the course of one year.

Councilmember Heddlesten asked if this information had gone to the City Attorney. He thought it was totally unfair that both counties are not being taxed the same.

Chief Jaques informed the council that City Clerk Pierce contacted someone in county elections regarding the issue of taxing the counties differently. They are the ones that say what can go on the ballot and who's affected by it, and they said that taxing Pierce County citizens only was completely legal. He also mentioned that it is illegal to double tax the citizens in King County for the EMS Levy since they already pay into an EMS Levy.

Councilmember Heddlesten made the comment that a City has to tax its citizens equally. Before showing support for this issue, he would like someone to show him, in writing, a State statute that says that a City can tax its citizens differently based on what county they live in.

Councilmember Drotz said that King County citizen's property taxes go to the Milton Fire Department, as do those of the Pierce County residents. King County citizens also pay into an EMS Levy currently, which supports Milton's Fire Department – Pierce County does not.

Councilmember Borek reminded the council that citizens will be voting on this issue – it's they're call whether or not to support the EMS Levy.

Councilmember Whalen requested that staff attempt to discuss with King County the issue of allowing the citizens of Milton who reside in King County to balance the levy equally: for example, if the Milton citizens who reside in Pierce County are going to be required to pay \$.50 per \$1,000, then the Milton citizens who reside in King County should be required to pay the same amount – to make it fair.

Councilmember Whalen moved that the Mayor be authorized to announce advertisements for "Committee for" and "Committee Against" as required by State Law. Councilmember Drotz seconded.

Milton Loflin, 1810 11th Ave., mentioned that this is a major issue. In his opinion, this levy has enormous potential for the City. The issue in front of the council is putting the levy on the ballot, letting the citizens decide what they want – that is what the council should be focusing on.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 5-1.

**AB06-051B Revised Fee Schedule for Third Party Building Plans Review,
Resolution 06-1697:**

Director Terrell presented this item to the council. In May 2006, Milton City Council authorized the creation of a third party building permit plan review roster and fee schedule. The Planning and Community Development Department suggested the adoption of a revised fee schedule for expedited permit plan review.

Councilmember Whalen asked a question regarding parody and where the figures fell in. City Administrator Carter informed him that he didn't have the figures with him, however, the numbers were towards the high end initially and the City was being

aggressive in doing that. Carter said that he wasn't sure how it would relate to other communities. Director Terrell attempted to clarify the issue for Councilmember Whalen.

Councilmember Sirack moved to approve Resolution 06-1697 amending the expedited building permit review fee schedule. Councilmember Drotz seconded. Motion carried 6-0.

AB06-086 Capital Improvement Program:

During the Special Session held on July 31, 2006, the City Council discussed possible projects to be included in the annual CIP. The Council asked that Staff review the 2006 goals established by the Council in March and included capital projects from that list.

Adoption of the CIP does not obligate the City to spend any money. It is a planning tool for future capital projects.

City Administrator Carter reminded the council that they are required to hold a public hearing on this issue and they are required to get additional input. City staff are available to provide guidance.

Councilmember Heddlesten questioned the parks portion. City Administrator Carter answered that, for example, ADA issues need to be addressed and there would be significant costs in bringing Triangle Park up to par to meet with ADA standards. Heddlesten clarified his question: he thinks the City is spending more money analyzing than we are doing. Carter's ideal approach is to decide, before money is spent fixing what is currently in place, whether or not the building/item is still desirable and, if so, is it in the location that it needs to be in. That's why he believes that analyzing is important before the work is actually done.

Councilmember Whalen asked a question regarding the stormwater section regarding the Hylebos Catchment Basin and the Surprise Lake Catchment Basin. He asked if REET money could be used for the analyzing process. Carter informed him that it could be possible.

Leonard Sanderson, 1201 24th Ave. Ct., commented on the stormwater section. The first figure said that the Hylebos Catchment Basin is 15 million dollars, the second one said that Surprise Lake Catchment Basin is 5 million – he just wanted to clarify that those were the figures that were written on the board at the previous meeting. City Administrator Carter informed him that they were the same numbers.

AB06-087 Water Conservation Report:

Director Neal presented this item to the council and passed out a memorandum with the most current and up to date information regarding the City's wells. The memo included a table displaying the draw down levels in three of the City's wells over the past week and a half; they are continuing to go down. Two of them are less than two feet away from the maximum draw down level. If the water falls below the maximum draw down level, the pumps could be ruined.

Councilmember Drotz moved that the Public Works Director be authorized to implement mandatory water conservation measures, if needed. Councilmember Beaudry seconded.

Councilmember Whalen asked a clarifying question regarding voluntary and mandatory conservation.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 6-0.

AB06-001B Surplus Property - Additional:

City Staff have found additional items that are not being used, are obsolete and /or not working. A significant number of these items were found in storage places in the Activity Center. If so designated, these items, along with the items previously designated, will be sold at auction on August 26, 2006.

Councilmember Heddlesten moved that the list of City Property be designated as surplus and disposed of in accordance with State Law. Councilmember Whalen seconded. Motion carried 6-0.

AB06-088 Street Vacation – Set Public Hearing, Resolution 06-1698:

Councilmember Beaudry moved that Resolution 06-1698, setting a public hearing for the September 5, 2006 City Council meeting, to consider the possible vacation of a portion of 27th Avenue right-of-way, be approved. Councilmember Sirack seconded.

Jeff Hamel, 77 28th Ave., commented on the vacation of 27th Avenue.

Councilmember Whalen commented that the City is fully confident that there is no open space issue or a land dedication. He also asked a clarifying question regarding the land surrounding the vacated street.

Councilmember Heddlesten asked if the vacated property would need to be purchased back if the City decided that the road needed to go through. City Administrator Carter informed him that it would.

Hearing no further discussion, Mayor Asay called for the vote. Motion carried 6-0.

COUNCIL REPORTS:

Councilmember Whalen: mentioned the AWC fees for next year – he would like to see a copy of that. He was surprised to see the growth of the City jump 450 people, up to 6490 people. He asked if we were in line with growth figures in the last few years. Mayor Asay said that she would get him a copy of what the State projects our growth to be.

Councilmember Drotz: wanted to make citizens and councilmembers aware of a new company in the City of Milton, the Computer Shop.

MAYOR'S REPORT:

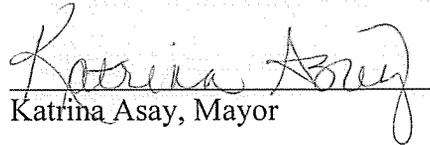
- Activity Center floor is being replaced on August 10th.

- VFW fundraiser
- Parade and Picnic on August 19th

ADJOURNMENT:

**Councilmember Beaudry moved to adjourn. Councilmember Drotz seconded.
Motion carried 6-0.**

The meeting was adjourned at 8:52 P.M for a closed session to discuss union negotiations.


Katrina Asay, Mayor

ATTEST:


Katie Daker, Deputy City Clerk