



CITY COUNCIL

Regular Meeting
May 7, 2007
Monday, 7:00 P.M.

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

ROLL CALL: Present were Councilmembers Drotz, Heddlesten, Neal, Sirack and Whalen. Councilmember Borek was absent.

STAFF PRESENT: Interim City Administrator Carter, Public Works Director Neal, Planning & Community Development Director Terrell and Finance Director/City Clerk Pierce.

ADDITIONS/DELETIONS:

Councilmember Whalen asked to add a discussion regarding water conservation as well as a discussion on Council Committees.

CITIZEN PARTICIPATION:

Jacquelyn Whalen, 1605 13th Ave., commented on the cell tower management agenda item and that she feels that the City should remain in control of the cell tower. She also asked for clarification in regards to if citizens are allowed to comment during agenda items or only during the citizen participation time.

Leonard Sanderson, 1201 24th Ave. Ct., commented on the large size of the Public Meeting Notice document on the website.

Robert McDonald, 1308 15th Ave., would like to see sidewalks placed around Triangle Park. He would like the opportunity to speak during the individual agenda items.

Natasha Jaksich, Milton-Edgewood Signal, shared that she attended the Parks Appreciation Day and stated that she would like to see more citizens participating.

Kevin Nagai, Base Capital, property owner of 9 acres south of Lloyd's – spoke in favor of amending the master plan.

CONSENT AGENDA:

- (A) Minutes: April 16, 2007 Regular Council Meeting
- (B) Payroll: April 20, 2007 in the amount of \$134,436.82
- (C) Checks/Vouchers: numbers 12910 – 13040, in the amount of \$344,311.02.

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

MAIN AGENDA:

AB07-061 Public Hearing: Amending Parcel Sizes, Ordinance 1696-07:

Director Terrell provided a background regarding the current planned development district and explained the importance of amending parcel sizes.

Mayor Pro-Tem Beaudry opened the public hearing at 7:13 P.M.

Leonard Sanderson, 1201 24th Ave. Ct., asked if there is any area in the area being looked at that does not belong to Lloyd's. Director Terrell addressed Mr. Sanderson's questions.

Having no further comments from the public, Mayor Pro-Tem Beaudry closed the public hearing at 7:16 P.M.

Council discussed their concern regarding the change in the parcel sizes. Director Terrell explained the details of the Planned Development district and the requirements of a master plan.

Councilmember Whalen moved to approve Ordinance 1696-07, amending the Milton Municipal Code by reducing the required acreage for a Master Plan in the Planned Development District. Councilmember Heddlesten seconded. Motion carried 6-0.

AB07-062 Cell Site Management:

Public Works Director Neal provided background information regarding the purpose of the cell site management. She explained that the current leases that the City has with the companies allows for the companies to end their contract with a 30 - 160 day notice. The two companies, Unison Site Management and Wireless Capital Partners, have made offers to the City of Milton to lease and manage the City's cell site (the 2MG Reservoir tank).

Director Neal stated that there is a clause in both proposed contracts that would limit the City's liability.

Both companies were allowed to speak to the Council and explain how their companies work.

Brett Edensworth, Unison Site Management, briefly went over the information he provided to council.

Greg Martz and Rob Farrell, Wireless Capital Partners, commented on their financial proposal to the City.

Mayor Pro Tem Beaudry opened the floor for questions and comments.

Councilmember Drotz asked a question regarding the City's liability. Director Neal stated that she, along with City Attorney Olbrechts, has made sure that clauses have been put in both agreements, making sure the City's liability is protected.

Robert McDonald 1308 15th Ave. – asked what the benefit is to the City by having a company manage the cell towers. Director Neal explained that the current leases pay approximately \$4,000 a month, versus the immediate lump sum payment.

Jacquelyn Whalen 1605 13th Ave. – shared her concern regarding the City's monthly revenue (potential revenue) versus the lump sum payment and feels the City would be taking a large discount.

Jacquelyn Whalen 1605 13th Ave. – asked what right does the management company have if new technology is presented.

Robert McDonald 1308 15th Ave. – shared his concern that it sounds like the City is losing 60% profit.

Leonard Sanderson 1201 24th Ave. Ct. – does not feel the Council has been provided with enough information to make an informed decision. Asked the Council to take enough time and don't rush into a decision.

Hearing no further comments from the public or Council, Mayor Pro Tem Beaudry thanked the representatives from the two companies for sharing their information.

Mayor Pro-Tem Beaudry recessed the meeting at 7:54 P.M. for five minutes.

Mayor Pro-Tem Beaudry reconvened the meeting at 8:02 P.M.

AB07-052A Purchase of Right-of-Way Mower:

Public Works Director Neal explained to Council the importance of the purchase of the right-of-way mower and the estimate of the yearly expense that would be incurred. A new tractor with a side mounted mower head can be purchased off of the State contract.

Mayor Pro Tem Beaudry asked what the City would do with the old mower; Director Neal stated that it would be surplus.

Councilmember Whalen went to Sumner Tractor and looked at the mower; he was very impressed with the piece of equipment and supports the purchase of the new mower.

Councilmember Drotz moved to authorize the purchase of the new tractor and mower, with a budget adjustment along with the fund allocation as specified, and authorize the

Mayor to sign related documents committing the City of Milton to the available lease-to-own option. Councilmember Heddlesten seconded. Motion carried 6-0.

AB07-063 Pole Building Construction Contract Award, *Resolution 07-1713:*

Public Works Director Neal provided background information on this agenda item. She stated that bids were received from four contractors off of the City's Small Works Roster.

The low bidder was deemed to be an irresponsible bidder and wanted to withdraw their bid; she explained that the City Attorney recommended that, based on his knowledge of the law, it would be best if Council formally rejected the low bid.

Councilmembers asked clarifying questions of Director Neal.

Councilmember Heddlesten moved to adopt Resolution 07-1713, rejecting the low bid and awarding the contract to the second low bidder. Councilmember Heddlesten further moved to authorize the Mayor to sign a contract with M&W Building Supply Company for the construction of a pole building for the bid amount of \$52,901.53 and direct the Public Works Department to proceed with the project. Councilmember Drotz seconded. Motion carried 6-0.

AB07-064 Park Board Appointment:

Councilmember Heddlesten moved that the appointment of Robert MacDonald to the Park Board be approved. Councilmember Sirack seconded.

Mr. MacDonald expressed his passion for the outdoors and open space.

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

AB07-065 Arts and Craft Fair – Coordinator Agreement:

Interim City Administrator Carter provided background information on the agreement between the arts and craft coordinator and the City.

Councilmember shared comments and concerns regarding the agreement.

Councilmember Heddlesten moved to table this discussion to May 21st. Councilmember Sirack seconded. Motion carried 6-0.

AB07-066 Petty Cash Fund, *Ordinance 1697-07:*

The City of Milton currently has two cash drawers established, one for Utilities and one for Municipal Court. We have multiple cashiers who access these cash drawers. The ordinance would amend the current petty cash ordinance to help establish a new level of internal controls within the front office.

Councilmember Sirack moved to approve Ordinance 1697-07, amending Petty Cash Fund Section 3.24.040 of the Milton Municipal Code. Councilmember Whalen seconded.

Councilmember Heddlesten asked what the difference is between the administration/finance cashier drawer and the administration/finance petty cash. Director Pierce stated that the administration cashier drawer is used for cash receipting. The petty cash fund is primarily for reimbursement of small expenditures.

Councilmember Drotz asked Chief Rhoads if the confidential fund of \$500 is adequate for his department. Chief Rhoads responded that it is.

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

Water Conservation Discussion:

Councilmember Whalen asked for some clarification about water availability certificates and the City of Milton's water system. He stated that he would prefer to place a building moratorium in our City if our water system can not currently provide for the number of citizens living in the City. How many outstanding water availability certificates are there? Director Neal informed Council that she can not legally stop issuing water availability certificates and that she can not place a building moratorium.

Councilmember Whalen requested hearing from the City Attorney on this issue.

Councilmember Heddlesten was in support of Councilmember Whalen's concerns.

Leonard Sanderson 1201 24th Ave. Ct. – asked if there is any agreement being looked at to buy water from Edgewood for a short time solution.

Robert MacDonald 1308 15th Ave. – commented on a new pipeline going to Tacoma and was suggesting that the City look into tapping into that resource.

Mayor Pro Tem Beaudry stated that this issue will be on the May 14th study session.

Council Committees:

Councilmember Whalen commented that he has had the opportunity to sit on the Public Safety Committee and appreciates and supports the use of committees.

COUNCIL REPORTS:

Councilmember Whalen: Attended PCRC, which addressed affordable housing.

Councilmember Sirack: Commented on the budget adjustments that have been done; asked about the pedal bike patrol and the motorcycle patrol; asked for an update regarding the robbery this weekend; asked about an update regarding the Signal; commented that the Advisory Board lost a lot of pictures and files that belonged to the Activity Center.

Councilmember Heddlesten: Asked why the City of Milton's power crews were working in the City of Edgewood.

MAYOR PRO TEM'S REPORT:

Thanked the Chief for the "wandering" squad car.

ADJOURNMENT:

Councilmember Heddlesten moved to adjourn. Councilmember Whalen seconded.
Motion carried 6-0.

The meeting was adjourned at 8:50 P.M.



Mark Beaudry, Mayor Pro Tem

ATTEST:



Maria Pierce, City Clerk