



CITY COUNCIL MINUTES

Regular Meeting
Monday – November 1, 2010
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

Council Members present were Heddlesten, Morton, Ott, Perry, Sanderson, Taylor, and Whalen.

STAFF PRESENT

City Administrator Mukerjee, Police Chief Rhoads, Public Works Director Neal, Fire Chief Jaques, Finance Director Pierce, and Deputy City Clerk Stevenson-Ness were present.

CITIZEN PARTICIPATION

Speaking before Council:

Speaker	Address	Topic
Pat Hersee	1708 15 th Avenue	Importance of Activity Center

PUBLIC HEARING

AB10-098: Proposed 2011 Budget revenues; continued from October 4, 2010, meeting.

City Administrator Mukerjee and Finance Director Pierce provided information regarding the revenues for the City of Milton.

Mayor Asay opened the public hearing at 7:03 p.m. There was no public testimony and the public hearing was closed at 7:04 p.m.

AB10-099: Public Hearing on Final 2011 Budget

Mayor Asay opened the public hearing at 7:06 p.m.

Speaking before the Council:

Speaker	Address	Topic
Jacquelyn Whalen	1605 13 th Avenue	Cut what is not absolutely necessary
Ken Fiebig	95 26 th Avenue	Inquiry regarding level of funding for Activity Center Director

At 7:12 p.m., Mayor Asay continued the public hearing to the meeting of November 8, 2010.

CONSENT AGENDA

Councilmember Whalen requested that the checks and vouchers be pulled from the consent agenda. Mayor Asay put them as Item I on the regular agenda.

Approval of:

- Minutes from October 11, 2010, study session; October 12, 2010, special meeting; October 18, 2010, special meeting; October 25, 2010, special meeting;
- October 20, 2010, payroll direct deposits, checks, and benefits in the amount of \$150,672.57;
- Checks/Vouchers, numbers 50246-50305, in the amount of \$532,640.17.

MAYOR PRO TEM TAYLOR MOVED to approve the Consent Agenda as amended. Seconded by Councilmember Morton.

The motion was voted on and carried 7-0.

REGULAR AGENDA

A. AB10-098: Ordinance No. 1763-10 – 2011 General Operating Property Tax Levy.

COUNCILMEMBER MORTON MOVED to adopt Ordinance 1763-10 of the City of Milton, Pierce County and King County, Washington, establishing the regular tax levies for properties located in Pierce County and King County for the year 2011. Seconded by Mayor Pro Tem Taylor.

The motion was voted on and carried 6-1. (Heddlesten)

B. AB10-098: Ordinance No. 1764-10 – 2011 Emergency Medical Services Property Tax

COUNCILMEMBER MORTON MOVED to adopt Ordinance 1764-10 of the City of Milton, Pierce County and King County, Washington, establishing the EMS tax levies for properties located in Pierce County and King County for the year 2011, for EMS services per voter approval. Seconded by Mayor Pro Tem Taylor.

The motion was voted on and carried 6-1. (Heddlesten)

C. AB10-100: Resolution and Ordinance amending rental rates for the Community Building and Activity Center.

Mr. Mukerjee provided Council with information regarding the rental rates

COUNCILMEMBER PERRY MOVED to approve Resolution 10-1793 amending Resolution 10-1783, to establish new rental rates for the Community Building and Activity Center. Seconded by Councilmember Morton.

COUNCILMEMBER PERRY MOVED to add "VFW 11401 exempt from \$10/day fees for the Community Building." Seconded by Councilmember Morton.

Motion and second withdrawn

Mayor Asay suggested a reciprocal agreement be drawn up in recognition of services from non-profit organizations for lawn care. The discussion of the agreement was added as Item J.

COUNCILMEMBER PERRY MOVED to change Item 2, Activity Center recurring rental for non-local residents to be \$50/hr. Seconded by Councilmember Morton.

The amendment was voted on and failed 0-7.

COUNCILMEMBER HEDDLEDSTEN MOVED to charge government agencies for use of City facilities if the agency is the requestor at the non-local rate. Seconded by Councilmember Morton.

The amendment was voted on and failed 1-6. (Heddlesten)

The original motion on Resolution 10-1793 as written, was voted on and carried 7-0.

COUNCILMEMBER MORTON MOVED to adopt Ordinance 1765-10 to repeal Sections 2.68.040-050 of the Milton Municipal Code relating to rental rates for the Community Building and Activity Center. Seconded by Councilmember Ott.

The motion was voted on and carried 7-0.

D. AB10-101: Amendment to the City Attorney contract

Mr. Mukerjee discussed the amendments to the current attorney agreement.

COUNCILMEMBER OTT MOVED to approve the amendment letters from Olbrechts and Associates, PLLC, and Ogden Murphy Wallace, PLLC, and authorize the Mayor to execute the same. Seconded by Councilmember Morton.

The motion was voted on and carried 7-0.

E. AB10-102: Agreement with Pierce County for signal maintenance.

Public Works Director Neal provided background information on the proposed agreement.

COUNCILMEMBER OTT MOVED to authorize the Mayor to enter into an agreement with Pierce County for traffic signal maintenance and repair, as substantially represented in the agreement with Pierce County. Seconded by Mayor Pro Tem Taylor.

The motion was voted on and carried 7-0.

F. AB10-103: Resolution Surplusing Fire Truck

COUNCILMEMBER WHALEN MOVED to approve Resolution 10-1794, surplusing the 1983 Ford 8000 CAN-AM fire engine and authorizing its disposal. Seconded by Councilmember Perry.

The motion was voted on and carried 7-0.

G. AB10-104: Supplement to the agreement with Exeltech Consulting, Inc., for Milton Way construction management

COUNCILMEMBER OTT MOVED to authorize the Mayor to supplement the existing contract with Exeltech Consulting, Inc., for construction management services on the Milton Way Improvement Project by \$45,000. Seconded by Mayor Pro Tem Taylor.

The motion was voted on and carried 7-0.

H. AB10-105: Agreement for Legal Counsel for Bond Financing of Water Capital Improvement Program.

COUNCILMEMBER MORTON MOVED to authorize the Mayor to enter into an agreement with K&L Gates for legal counsel related to bond financing of the Water Utility's Capital Improvement Program, subject to the terms and conditions outlined in the engagement letter dated October 11, 2010. Seconded by Mayor Pro Tem Taylor.

The motion was voted on and carried 6-1. (Sanderson)

I. Accounts Payable Vouchers

COUNCILMEMBER WHALEN MOVED to approve the vouchers. Seconded by Councilmember Perry.

The motion was voted on and carried 7-0.

J. Direct Staff

COUNCILMEMBER PERRY MOVED to direct staff to create a quid pro quo contract for rent for services for non-profit organizations for rental of the facilities. Seconded by Councilmember Morton.

The motion was voted on and carried 6-1. (Heddlesten)

CITY ADMINISTRATOR REPORT

Mr. Mukerjee provided Council with information on the following items:

- BPA looking at electric rate increase of 5-8% in October 2011. The City will be monitoring this and could impact the City's rates.
- The City did not receive the grant funding for the Interurban Trail Project
- Informed Council of a water main project on Iris between 10th & 11th to replace a leaking line. Will take a couple of weeks to complete.

COUNCIL REPORTS

Councilmember Heddlesten reported on:

- Please call if special meeting to be held
- Lack of trick or treaters

Mayor Pro Tem Taylor reported on:

- Disappointed with situation on Interurban trail; gave alternate funding info to Director Neal

Councilmember Ott reported on:

- Attended AWC Regional Meeting at Showare Center
- Reminded everyone to get out and vote on November 2, 2010
- November 11th; Veterans' Day Ceremony at Memorial at 11:00 a.m.
- November 11th Spaghetti dinner at Mill Ridge Village
- Undergoing chemotherapy

Councilmember Sanderson reported on:

- Took a week vacation
- Change in budget – take council suggestions?
- Complaints against Dave's at Health Department do not contain CM Sanderson's name

Councilmember Whalen reported on:

- Flooding on Oak Street at Kemper Field because of the rain

Councilmember Perry reported on:

- Pierce County Regional council – population allocations
- Chamber of Commerce meeting – provided update on Milton Way improvements

MAYOR'S REPORT

Thank you for voting to fund attorney for defense on recall; a stipulated agreement has been worked out and recorded with the court and dropped

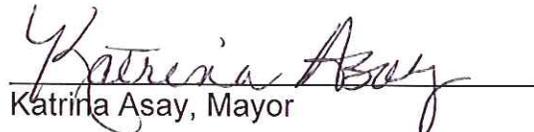
Attended AWC board and round table regarding initiatives on ballot. Forecasting very enlightening.

SCA annual dinner

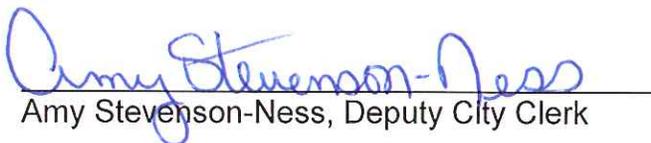
ADJOURNMENT

MAYOR PRO TEM TAYLOR MOVED to adjourn the meeting at 9:01 p.m.
Councilmember Perry seconded the motion.

The motion was voted on and carried 7-0.


Katrina Asay, Mayor

ATTEST:


Amy Stevenson-Ness, Deputy City Clerk