



## CITY COUNCIL MINUTES

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**Special Meeting**  
**Tuesday – January 21, 2014**  
**7:00 p.m.**

### **CALL TO ORDER**

Mayor Perry called the meeting to order at 6:30 p.m. and recessed to Executive Session.

Recess 7:35 – 7:45 p.m.

Mayor Perry reconvened the special meeting at 7:45 p.m. and led the pledge of allegiance.

### **ROLL CALL**

Present: Mayor Perry, Mayor Pro Tem Taylor, Councilmembers Whalen, Jones, Ott, Morton, Manley, and Zaroudny

### **STAFF PRESENT**

City Administrator Mukerjee, Public Works Director Neal, Finance Director Tylor, Chief Langford, and City Attorney Park

### **ADDITIONS / DELETIONS**

City Administrator Mukerjee requested the addition of Ordinance 1835-14, adopting a six-month moratorium on the establishment of marijuana businesses, as the 1<sup>st</sup> item of business, and to move Item 6C, Grant Acceptance and Design Contract for Milton Way Overlay Project, to the 2<sup>nd</sup> item of business.

### **CITIZEN PARTICIPATION**

None.

### **CONSENT AGENDA**

Approval of:

- A. Minutes of January 6, 2014 Special Meeting
- B. January 13, 2014 Regular Meeting

**COUNCILMEMBER WHALEN MOVED**, seconded by Councilmember Jones, to approve the Consent Agenda as presented. **Passed 7/0.**

**REGULAR AGENDA**

A. Ordinance 1835-14 Adopting a Six-Month Moratorium on the establishment of marijuana businesses

City Administrator Mukerjee explained the latest opinion from the attorney general last week announcing that local governments can ban marijuana businesses or impose stricter regulations than those contained in State Initiative 502. All the surrounding cities and Pierce County currently have bans or moratoriums in place which could result in a disproportionate number of marijuana establishments locating in Milton. The proposed ordinance would enact a six-month moratorium until the legal issues get sorted out, and set a public hearing on the matter for March 10. Five affirmative votes are needed for passage.

**COUNCILMEMBER OTT MOVED**, seconded by Councilmember Morton, to approve the attached ordinance adopting a six-month moratorium on the establishment of marijuana businesses, declaring an emergency and providing for a public hearing on March 10, 2014.

Councilmembers stated that this is an important move to allow the city time to review this new ruling, and six months is an appropriate amount of time.

**The motion was voted on and passed 7/0.**

B. Grant Acceptance and Design Contract for Milton Way Overlay Project – 23<sup>rd</sup> to Juniper

City Administrator Mukerjee explained that two actions are needed – one to accept the grant money and one to authorize a contract with KPG, Inc.

Director Neal explained the background, current status, and the conditions of the grant.

**COUNCILMEMBER JONES MOVED**, seconded by Councilmember Whalen, to accept the Transportation Improvement Board grant for the Milton Way Overlay Project, Juniper Street to 23<sup>rd</sup> Avenue, in the amount of \$316,000 and authorized the Mayor to sign all necessary documents.

Director Neal explained this will not include pedestrian improvements, the timeline will be written for completion by Milton Days, and an attempt will be made to limit the simultaneous blocking of both Taylor Way and Milton Way during construction.

Speaker	Address	Comments
Richard Cosner	Chair, Events Committee	Confirmed dates of 8/16-8/17 for Milton Days.

**The motion was voted on and passed 7/0.**

**COUNCILMEMBER JONES MOVED**, seconded by Councilmember Whalen, to authorize the Mayor to enter into a contract with the consulting firm of KPG for engineering design for the Milton Way Overlay Project for a cost not to exceed \$56,142.51. **Passed 7/0.**

C. Review of Commercial parking tax code

Finance Director Tylor explained what is known of the history of this code. There is no evidence of commercial parking charges at the businesses in question; an investigation would need to occur into the suspicion. Alternatively, Council could repeal or revise the code.

Councilmember discussion ensued, with direction for code enforcement staff to investigate and report back to Council soon.

Speaker	Address	Comments
Richard Cosner	507 7 <sup>th</sup> Ave	According to this code, the City should be charging for more than just trucks, such as apartment buildings, storage places, parking garages, etc who charge for parking.

D. Accounting Supervisor Position

Finance Director Tylor explained the background of this position and reiterated the need for it to be filled.

Mayor Perry and Councilmembers expressed their appreciation for and confidence in the work of the Finance Director and their support for this position to be filled.

**COUNCILMEMBER MANLEY MOVED**, seconded by Councilmember Whalen, to approve the attached job description and salary range of Accounting Supervisor, and direct staff to move forward with the posting and hiring process.

Councilmember Zaroudny requested (perhaps at retreat) to receive a brief run-down of the current responsibilities of directors and staff.

Mayor Perry explained that, while it wasn't ideal that this position went unfilled for several years, it was necessary during economic downturn.

**The motion was voted on and passed 7/0.**

Chief Langford – Report

- Wednesday, January 15, Milton Police arrested a fugitive on the State's most wanted list, and his passenger was arrested on possession charges.

- Concern regarding two reported mail thefts from apartment complex mail box banks.
- Regarding previously reported concerns:
  - mattress dumping is being cleaned up
  - working on the potential code violations on Milton Way property near the skate park
  - investigated the possible grow operation in a house – foil over the windows was to help mitigate heat in the summer – no grow operation evident
  - will assign tonight's concern on commercial parking
- Police Foundation banquet – February 12 at Dave's – 5:30 cocktails/6:30 dinner

### **CITY ADMINISTRATOR REPORT**

- Captain Hamry is leaving the Police Department in February.
- Pierce County Councilmember Joyce McDonald is scheduled to attend the February 10 City Council meeting to share County information and hear from City Council regarding county/city issues.

### **COUNCIL REPORTS**

- Councilmember Whalen:
  - Good to see and talk to two groups of workers for Gray & Osbourne.
  - Need to address the city's sign code – will bring up at retreat.
  - Attended the Ad Hoc committee meeting and received requested CC&Rs – the apparent disagreements between some property owners shouldn't deter the City from taking any needed action.
  - New stop signs in city are much more effective.
- Councilmember Jones
  - Noticed beaver dams causing flooding on lower part of Interurban Trail and reported to Fife.
  - Unable to attend meetings of February 3 and 18 due to family issues.
- Councilmember Ott
  - Sparked discussion regarding political signs related to the upcoming school levy – Mayor requested staff to look into and report back via email.
  - Noticed mailbox advertising (federal offense); City Administrator Mukerjee said enforcement is through the post office, and staff will report to them.
  - Utility billing is missing consumption charts. Director Tylor will check into.
  - Confirmed that all new water meters are installed throughout the city. (Answer – yes, and electric meters, too.)
  - Congrats to Police Department for the fugitive capture.
  - The Ad Hoc Committee is doing a tremendous job of helping Milton through the visioning process.
- Councilmember Morton
  - Will be absent from the February 3 meeting due to business travel.
  - Reminded fellow Councilmembers that the February 18 meeting is a Tuesday.
  - Mr. Sudsy improvements will be great.
  - Pink bags are getting worse again.

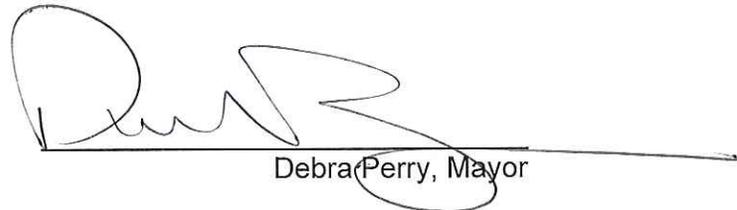
- Happy to see progress on Meridian
- Councilmember Manley
  - Reminded fellow Councilmembers that, as wonderful as the grant funds are for various city projects, it's not "free money" – those are still citizen's tax dollars.
- Councilmember Zaroudny
  - As an observer of the Ad Hoc meeting, appreciated the variety of input from consultants and property owners.
- Mayor Pro Tem Taylor
  - Pink bags are getting bad again; has received citizen complaint.
  - Noticing how much cleaner the city is looking – buildings and garbage are getting cleaned up – kudos to code enforcement.
  - Noticing more police presence lately.
  - Pierce County Regional Council general assembly is February 20 at the Puyallup Pavilion.
  - A citizen has requested a welcoming packet (similar to what's been done in the past) for new businesses.
  - Attending AWC Conference next week.

### MAYOR'S REPORT

- Welcome to Derek, Kate's replacement from the Tacoma Weekly newspaper.
- Had a good meeting with Fife Schools Superintendent John McCrossin – looking forward to good communication with school – shared ideas for police interaction with youth.
- Attended Ad Hoc meeting – the panel of experts gave amazing information. Would like to schedule another one.
- Reminded Councilmembers to email top discussion priorities for retreat – detail discussion regarding retreat scheduling.
- Met with the Park Board last week – they are working on a Work Plan to bring to Council, and are looking into the bylaws and assessing the parks – still need to fill two park board positions
- Fife's Council has elected Glenn Hull as the new Mayor, and Edgewood elected Daryl Eiding as their Mayor.

### ADJOURNMENT

**MOTION (Whalen/Jones) TO ADJOURN;** Adjourned at 9:40 p.m.



Debra Perry, Mayor

ATTEST:

Lisa M Tylor  
 Lisa Tylor, City Clerk