CITY COUNCIL MINUTES

Executive Session
Monday – June 10, 2013
6:30 p.m.

CALL TO ORDER

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

ROLL CALL

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

Mayor Perry recessed the meeting and convened to executive session for the purpose of discussing pending litigation per RCW 42.30.110 (1)(i).

Mayor Perry recessed the executive session at 7:22 p.m.

Regular Meeting
Monday – September 4, 2012
7:00 p.m.

CALL TO ORDER

Mayor Perry called the regularly-scheduled meeting to order at 7:25 p.m. and led the Pledge of Allegiance.

ROLL CALL

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

STAFF PRESENT

Finance Director Tylor, Public Works Director Neal, Commander Hamry, City Attorney Park, and Senior Administrative Assistant Bolam

ADDITIONS / DELETIONS

Mayor Pro Tem Taylor requested an addition to assign a voting delegation for the upcoming AWC Conference. Mayor Perry added it as Item 7C.

CITIZEN PARTICIPATION

Speaker	Address	Comments
Robert MacDonald	1308 15th Ave	As a citizen: • Requested for past 8 years that the lights in the park be turned down – requesting again. Director Neal answered that it is scheduled for this week. Mayor Perry said the issue has been getting the machinery on the soft ground. As the Chair of the Parks Board: • They finally got the Arlington Oak light up for the VFW, but unfortunately it is about 10' too low. • The board recommends that the City work with the WTC Memorial committee to support the memorial. • He handed out a copy of the Park Board's 2013 Work Plan.

CONSENT AGENDA

Approval of:

A. Minutes from the meetings of 5/20/2013 and 6/3/2013

B. Payroll/claims – claim voucher #53899-53995 $392,326.31, and 5/20 & 6/5 payrolls $341,106.78

C. Birch Street Crossing Closeout and Acceptance

MAYOR PRO TEM TAYLOR MOVED, seconded by Councilmember Whalen, to approve the Consent Agenda as presented. **Passed 7/0.**

PROCLAMATIONS

A. World Trade Center Memorial – Jack Chandler

Mr. Chandler explained that this committee was established this spring for the purpose of obtaining a piece of steel from the World Trade Center to create a memorial for the people of the Fife-Milton-Edgewood communities. He then read the letter included in the meeting packet.

Councilmembers asked for details on proposed locations, size, weight and design of the memorial, lighting, timeline, non-profit concerns, shipping, funding, etc.

COUNCILMEMBER ZAROUDNY MOVED, seconded by Mayor Pro Tem Taylor, to bring the issue of the World Trade Center Memorial back to a study session with input from Director Neal. **Passed 7/0.**

REGULAR AGENDA

A. ATT Settlement Agreement

Director Tylor explained the lawsuit and proposed settlement offer of $4,166.53, which is about 40% of the revised claim amount of $10,185.03. Milton joined a consortium of 23 cities in February 2012 for attorney representation. Staff now recommends accepting the settlement offer, which expires on June 15, after completing a cost benefit analysis.

City Attorney Park explained the City's choices:

- accept the settlement offer
- reject the offer, with the risk that ATT will file in Pierce County at a later date and seek full amount
- reject the offer with a counter-offer, with ensuing legal costs

COUNCILMEMBER OTT MOVED, seconded by Councilmember Whalen, to accept the settlement offer from AT&T and approve a refund payment in the amount of $4,166.53 for certain utility taxes paid to the city during the period of November 1, 205 through September 30, 2010.

Councilmember Ott stated the city has already tried to pursue, this with legal costs mounting. The amount is unfortunate but reasonable.

Discussion ensued with City Attorney Park regarding possible benefit of eventual payout to residents or possibilities of benefitting through stock holdings. City Attorney Park said the impact would be minimal.

The matter was voted on and passed 7/0.

B. Drivers with Suspended Licenses Impound Ordinance

Councilmembers clarified details with Commander Hamry. This proposal, modeled on the City of Lakewood's ordinance, would allow for a $100 administrative fee to be charged upon the impound of a vehicle where the driver is driving with a suspended license.

There was general agreement by the Council to see an ordinance brought forward modeled verbatim from the City of Lakewood.

C. AWC Voting Delegate

Mayor Pro Tem Taylor explained that only he and Mayor Perry would be attending this year's AWC Conference, at which the City is allowed up to three voting delegates. He requested that the Council nominate the two of them for this role.

COUNCILMEMBER WHALEN MOVED, seconded by Councilmember Ott, to name Mayor Pro Tem Taylor and Mayor Perry as AWC Voting Delegates for the upcoming conference. **Passed 7/0.**

MAYOR'S REPORT

- Pierce Transit – lots of media focused on the Fife-Milton-Edgewood joint resolution, which wasn't received warmly by the transit board. Testimonies were given at the meeting today by many people whose lives will be affected by the proposed cuts. The board promised to review Fife Mayor Pro Tem Glenn Hull's proposed circulatory route to serve Fife and Milton. The board voted unanimously in favor of the cuts in service.
- She will be updating the Pierce County Council on issues pertinent to Milton at tomorrow's meeting, to be held in Puyallup.

COUNCIL REPORT

Councilmember Whalen

- There is a sign at a Kent St crosswalk informing motorists of the law to stop at crosswalks. He would like to check into possibility of installing those signs at other crosswalks.
- Announced that he made a request of the Transportation Improvement Board to consider adding improvements to the intersection of 28th/Enchanted Parkway.

Councilmember Jones

- Attended the Public Works Week at Discovery Elementary and said that Milton was well represented.

Councilmember Ott

- Thanks to those who were able to be at the Memorial Day Service, especially City Administrator Mukerjee who drove up from Olympia! Representative Linda Kochmar was there.
- Received citizen concerns about construction workers parking on Alder/28th.
- Requested a summary of the total number of city employees who receive uniforms paid for by the city.
- Prayers go out to Chief Rhodes and City Administrator Mukerjee during their time of loss.
- City of Seattle council is looking into a special tax that would, for example, earn $6.00 on a $400,000 house to pay for councilmember campaigns.

Councilmember Morton

- No report.

Councilmember Manley

- Asked for an update on Jovita. Director Neal said the final lift could be done this weekend, weather permitting, and the final striping will be when the entire project is complete.
- Requested that the owner of a particular abandoned and vandalized house on 23rd be required to secure the property.
- Fire hydrants are overgrown by grass – Director Neal said staff is discussing with attorneys regarding the responsible party for those.

Councilmember Zaroudny

- Supported the Relay for Life car wash – good cause.
- Was proud to attend the Memorial Day Service.

- Received input from a citizen that she likes the City's visioning process and hopes for regular citizen information on the progress to come.

Mayor Pro Tem Taylor

- The lights on 28th look fantastic, picturesque.
- Tacoma News article today said the flood control district board authorized 10% of total cost be returned to cities.
- Heather Hills undergoing roadway construction and installation of water lines.

Mayor Perry added:

- Took the City car to the Relay for Life carwash – happy to hear they raised between $1000-1300!
- Attended PCCT meeting last week where the DOT presenter said that SR167 completion as been given "new legs" thanks to the continual testifying by communities including Milton.
- Very proud of 28th – the day that the road gets opened there will be a party at Mill Ridge!

COUNCILMEMBER WHALEN MOVED, seconded by Mayor Pro Tem Taylor, to adjourn at 8:47 p.m. **Passed 7/0.**

Debra Perry, Mayor

ATTEST:

Lisa Tylor, City Clerk