

Brier City Council Minutes

July 25, 2000

Mayor Kaske called the regular meeting of the Brier City Council to order at 7:32 PM and the flag salute was given.

Roll Call:

Present: Councilmembers Colinas, Moller, Starks, Warner, and Jordan.

Absent: Councilmember Magnuson

Reports of Committees and City Officials:

Mayor Kaske reported that someone needed to be assigned to attend the Snohomish County Tomorrow Meetings, which are held on the fourth Wednesdays of each month and they adjourn promptly at 8:00 PM. Mayor Kaske stated that the reason for the needed attendance is that they are looking at the Municipal Urban Growth Areas and he would like representation and participation by Brier at the meetings.

Mayor Kaske reported that he is serving on a King County Waste Facility Siting Committee, which is trying to develop criteria for what a site would have to be and should be for such things as environmental impacts.

Public Requests and Oral Communications:

Tom Stains, Director of Communications for Metromedia, gave a little background regarding their planning on telecommunication activities. Mr. Stains spoke regarding the proposed ordinance for the moratorium on telecommunications as they had made contractual obligations based on the moratorium expiring today. Mr. Stain asked, if the moratorium is approved, how long it would be before the moratorium would expire.

Julia Pluckert, Level Three Communications, stated that they had contacted the City to be allowed to run the fiber optics through and asked to be able to pull the fiber through and not operate until they have a franchise was in place. There was Council discussion with the City Attorney and he stated that the ordinance does not make exceptions. There was Mayor and Council discussion regarding proposed franchises. **Councilmember Colinas** moved and **Councilmember Moller** seconded to approve Ordinance 296.A extending moratorium on acceptance of telecommunications applications for up to 60 days or upon adoption of new ordinance, whichever is earlier. Motion Carried.

Consent Agenda:

Mayor Kaske opened for consideration of the Consent Agenda. **Councilmember Colinas** moved and **Councilmember Moller** seconded to approve the Consent Agenda, which included approval of the Brier City Council Minutes of July 11, 2000, to approve the Automatic First Response and Automatic Assistance Agreement and authorize Mayor's signature, to approve the Seattle City Light Permit Agreement and authorize Mayor's signature. Motion Carried.

Unfinished Business: None

Hearings: Mayor Kaske opened for consideration the setting of the date of August 8, 2000 for a Public Hearing on the proposed Telecommunications Ordinance. **Councilmember Colinas** moved and **Councilmember Moller** seconded to set the date of

August 8, 2000 for a Public Hearing on the proposed Telecommunications Ordinance. Motion Carried.

New Business, Petitions, Communications, Application Appeals, Etc.:

Mayor Kaske opened for consideration the Administrative appeal by Paul Trombley for 24204 23rd Ave. W., regarding property outside the City of Brier to gain access from City Street (241st Place SW). Councilmember Jordan disclosed he had checked out the property and Councilmember Moller stated that he had also looked at it. John Norton stated that he was an agent of Paul Trombley and asked Council to allow them to purchase an easement for a private driveway to gain access from a City of Brier road. There was Council discussion. Tony Meyring, 2524 241st Pl. SW, spoke and said they do not need any more traffic and the neighbor may also want to build. Neil Zimmerman, 2527 241st Pl. SW, said he spoke to Dick Russell who stated they would need a thirty-foot easement and it is a hilly and wooded area and he asked that the appeal be denied. Carlene Zimmerman, 2527 241st Pl. SW, stated that she has concerns regarding the traffic and the increased cars. There was continued Council discussion. **Councilmember Colinas** moved and **Councilmember Jordan** seconded to deny the Administrative Appeal by Paul Trombley and direct the City Attorney to draft Findings of Fact and Conclusions of Law for the August 8th Meeting. Ray Ferguson, 2513 241st Pl. SW, stated he does not feel that they need any more traffic down there. Howard Smith, 2605 241st Pl. SW, stated he may have room to put in his driveway but, then, he will have to tear out a bunch of trees to put in houses and it must then take a sharp left down the hill. There was continued discussion among the members of the audience. Motion Carried.

Mayor Kaske opened for consideration approval of Business License Renewal application from "Swellco, L.L.C., D.B.A., Dish Choice" at 4002 236th Street SW, by Eric Lynch. There was Council discussion. **Councilmember Colinas** moved and **Councilmember Jordan** seconded to approve the renewal of Business License Application from Swellco, L.L.C. dba Dish Choice. Motion Carried.

Miscellaneous Business by Call of Council Member and City Officials:

Councilmember Colinas thanked the Park Board on the work they did to have the Trolley Days Band and thanked Lisa Graham for her work on the dedication of the horse arena.

Adjournment:

Councilmember Moller moved and **Councilmember Jordan** seconded to adjourn. Motion Carried and the meeting adjourned at 8:48 PM.

August 8, 2000
Date Approved

Wayne E. Kaske
Mayor

Norma Wilds
City Clerk