

CITY COUNCIL MEETING

August 24, 2010
7:00 p.m.

AGENDA



The City of Bonney Lake's Mission is to protect the community's livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.

Website: www.ci.bonney-lake.wa.us

SIGN-UP TO SPEAK FOR SPECIFIC ACTION ITEMS ON THE AGENDA: *If you have signed-up prior to the Council meeting to speak with respect to a particular ordinance or resolution appearing on the agenda, you will be recognized to address the Council for up to one minute before the Council takes action on that item. Those wishing to address items appearing on the "Consent Agenda" should do so during the "Citizen Comments" portion of the Agenda. If the Council chooses to discuss the item further after taking comments, they may restrict additional public comment before taking action. Please look for the speaker sign-up sheets near the Council Chamber doorway. (See Item II B. for Citizen Comments on other items of City business.)*

Location: City Hall Council Chambers, 19306 Bonney Lake Blvd., Bonney Lake.

I. CALL TO ORDER

A. Flag Salute

B. Roll Call:

Elected Officials: Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember Jim Rackley.

Expected Staff Members: City Administrator Don Morrison, Public Works Director Dan Grigsby, Police Chief Mike Mitchell, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Administrative Services Director/City Clerk Harwood Edvalson, Community Services Director Gary Leaf, and City Attorney Jim Dionne.

C. Announcements, Appointments and Presentations:

1. Announcements:

2. Appointments:

3. Presentations:

D. Agenda Modifications:

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings:

B. Citizen Comments:

You may address the City Council on matters of City business for up to 5 minutes.

Those commenting about ordinances or resolutions on the "Consent Agenda" should limit their comments to one minute per item. When recognized by the Mayor, please state your name and address for the official record. Designated representatives speaking on behalf of a group may take up to 10 minutes on matters of general City business.

C. Correspondence:

III. COUNCIL COMMITTEE REPORTS:

A. Finance Committee

B. Community Development Committee

C. Public Safety Committee

D. Other Reports

IV. CONSENT AGENDA:

The items listed below may be acted upon by a single motion and second of the City Council. By simple request to the Chair, any Councilmember may remove items from the Consent Agenda for separate consideration after the adoption of the remainder of the Consent Agenda items.

- 5-14
- A. **Approval of Minutes:** July 20, 2010 Workshop, July 27, 2010 Meeting, and August 10, 2010 Meeting.
- B. **Approval of Payroll:** Payroll for July 16-31 2010 for checks 29179-29218 including Direct Deposits and Electronic Transfers in the amount of \$596,191.42.
Payroll for August 1-15 2010 for checks 29219-29256 including Direct Deposits and Electronic Transfers in the amount of \$426,784.29.
- 15-18
- C. **AB10-134 - Ordinance D10-134** - An Ordinance Of The City Of Bonney Lake, Washington Amending The Bonney Lake Muncipal Code Chapter 10.04 Relating To Inattentive Driving.
- 19-22
- D. **AB10-135 - Ordinance D10-135** - An Ordinance Of The City Of Bonney Lake, Washington Amending The Bonney Lake Muncipal Code Chapter 10.04 Relating To Avoidance Of An Intersection.
- 23-31
- E. **AB10-141 - Resolution 2066** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Authorizing The Mayor To Sign An Amendment To The 2010 Agreement With Portland Energy Conservation Inc. For The High Efficiency Toilet Rebate Program.
- 33-76
- F. **AB10-144** - A Motion Of The City Council Of The City of Bonney Lake, Pierce County, Washington, Authorizing Submission Of A 2010 Transportation Improvement Board (TIB) Application For The SR410 & Sumner Buckley Highway Intersection Phase II Construction Project.
- 77
- G. **AB10-145** - A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Setting A Special Council Meeting For August 31, 2010 At 5:30

p.m. In The City Hall Council Chambers To Discuss Revenue And Budget Forecasts For The 2011-2012 Biennial Budget.

V. FINANCE COMMITTEE ISSUES:

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

79-97

A. **AB10-126 - Resolution 2059** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Parametrix For The Design Of The 80th And 82nd Street East Sidewalks.

99-115

B. **AB10-142 - Resolution 2067** - A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington Authorizing the Mayor to Sign the Eastown Sewer Lift Station 26 Site Utility Easement and Access Agreement with Charlotte Kontos.

VII. PUBLIC SAFETY COMMITTEE ISSUES:

117-122

A. **AB10-136 - Ordinance D10-136** - An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Accepting The Donation Of Personal Property From The Wirt Family.

VIII. FULL COUNCIL ISSUES:

IX. EXECUTIVE SESSION:

Pursuant to RCW 42.30.110(b), the City Council may hold an executive session regarding purchase of real estate. The session duration will be announced prior to the executive session.

X. ADJOURNMENT

For citizens with disabilities requesting translators or adaptive equipment for communication purposes, the City requests notification as soon as possible of the type of service or equipment needed.

THE COUNCIL MAY ADD AND TAKE ACTION ON OTHER ITEMS NOT LISTED ON THIS AGENDA.

CITY COUNCIL WORKSHOP

**July 20, 2010
5:00 p.m.**

MINUTES



“Where Dreams Can Soar”

The City of Bonney Lake’s Mission is to protect the community’s livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.

Website: www.ci.bonney-lake.wa.us

Audio Time Stamp ↓

Location: 5:00 p.m. – Reed Property, 7109 Barkubein Rd, Buckley.

The City Council met at 5:00 p.m. for a tour of the City-owned property known as the Reed Property. In attendance were Deputy Mayor Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, and Councilmember Randy McKibbin. Upon completion of the tour, Councilmembers and staff returned to City Hall to continue the Workshop.

Location: 6:00 p.m. – City Hall Council Chambers, 19306 Bonney Lake Blvd, Bonney Lake.

I. Call to Order: Mayor Neil Johnson, Jr. reconvened the Workshop to at 6:03 p.m. at the City Hall Council Chambers and asked the Clerk to call the roll.

II. Roll Call: [A1.3]

Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, and Councilmember Randy McKibbin. Councilmembers Donn Lewis and James Rackley were absent.

Councilmember Decker moved to excuse Councilmembers Lewis and Rackley. Councilmember Carter seconded the motion.

Motion approved 5 – 0.

[Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Police Chief Mike Mitchell, Community Services Director Gary Leaf, City Attorney Jim Dionne, Administrative Services Director/City Clerk Harwood Edvalson, and Records & Information Specialist Susan Duis.]

III. Agenda Items:

6:03:33

A. Discussion pursuant to public hearing held 7/13/10: AB10-112 – Resolution 2050 – A Resolution Of The City Of Bonney Lake, Pierce County, Washington, Declaring A Proposed Annexation To Be In The Best Interest And General Welfare Of The City And Calling For An Election In The Territory Proposed For Annexation.

City Administrator Morrison noted that the version of the resolution included in the agenda packet is old and should not include language related to SEPA review, which is no longer required for annexations. He said this sentence will be removed from the item when it is brought forward for Council action.

City Administrator Morrison said the annexation issue could be placed on the ballot in February, April or May 2011. He said it is better to use the February or April

elections, because the May election date is too late to allow the County to finalize annexation in time for the area to qualify for taxes in the following year. Mayor Johnson said Pierce Transit is planning to place a transit tax on the February 2011 ballot, and the Council may want to wait to determine which date makes the most sense.

Mayor Johnson said there are no plans to hold an additional public hearing before adoption of the resolution, but citizens can speak to the Council in citizen comments and when the Council considers the resolution at a regular meeting. He said when the resolution is approved, the City can arrange for additional public meetings and informational resources for residents in proposed annexation areas. Councilmember Hamilton said it is important for the City to provide options for residents to get information first hand about the pros and cons of annexation. Council consensus was to move Resolution 2050 forward to the July 27, 2010 Meeting for action.

City Administrator Morrison noted that Resolution 2051, which the Council previously discussed, was written as a companion to Resolution 2050. Council consensus was to forward Resolution 2051 to the July 27, 2010 Meeting for action.

6:14:20

B. Council Open Discussion:

Police Boat: Mayor Johnson said Police officers took him on a tour of Lake Tapps on the new Police boat over the weekend. He said it is a great investment and local boaters enjoy seeing the Police presence on the lake. He said Officer Sainati plans to attend the next Public Safety Committee meeting to provide more information.

Fire Code Ordinance: City Administrator Morrison said the recently approved fire code ordinance, Ordinance 1357, lacked appendices that were supposed to have been incorporated as references but were left out in error. He said a corrective ordinance might be needed to correct the ordinance. There was general consensus that this item could be placed on the next Council meeting agenda.

WSU Medical Building Storm Pond: Councilmember Hamilton asked about trees being cut at the WSU Medical Building site and whether the stormwater pond being built currently is permanent. Councilmember Carter said the pond is part of the first phase for the project and the final stormwater pond will be located in the same place.

Events & Organizations: Councilmember Carter said the Relay for Life and YMCA fundraising efforts are seeking donations. She reminded attendees about upcoming special events including Tunes at Tapps on July 21st and the Healthy Living Fair on July 24th.

Code Enforcement: Councilmember Carter said the Public Safety Committee is reviewing the municipal code related to code enforcement and asked if the Council supports their consideration of possible changes to the code. She said they would like to streamline the ordinance, seek input from other cities, and consider options to write infractions or tickets for code enforcement violations. Councilmember Hamilton said the committee has also discussed whether the code enforcement position should be moved from Community Development into the Police Department. He said the City might get a better response if the code enforcement officer is uniformed. He added that a local resident reported she sent a request for code enforcement via email more than once, but had not received a response.

Councilmember Carter said the committee also discussed an opportunity to coordinate code enforcement with the Court. She said offenders who are sentenced with community service could fulfill their hours with property clean-up projects. City Administrator Morrison said staff have considered setting up a volunteer coordinator who would coordinate community service hours with cleanup projects. He said if the program is successful over time the City could consider creating a regular staff position to coordinate this type of work.

Fireworks: Councilmember Hamilton said he received multiple calls from residents again this year complaining about fireworks in the City, and several asked that fireworks be banned entirely. He said a potential ban on fireworks should come before the voters on the ballot, rather than being implemented by the Council. Police Chief Mitchell said officers responded to multiple calls, and are working to ensure that dispatchers do not preempt police action related to fireworks calls.

6:33:54

C. **Review of Council Minutes:** July 6, 2010 Workshop and July 13, 2010 Meeting Draft Minutes.

Councilmember Carter said the July 6th minutes, p. 1, should be revised to reflect that National Night out will include root beer floats at Ken Simmons Park and a barbecue at Cedarview Park. On the same page, she noted the following correction: "Lake Bonney Conservation ~~Society~~ Association." The amended minutes were forwarded to the July 27, 2010 Meeting for action.

6:35:18

D. **Discussion:** AB10-129 - Transportation Impact Fee - A Disincentive to Economic Recovery?

Mayor Johnson said this discussion item relates not only to TIF fees specifically, but also to incentive programs and development costs in general. He said he believes the Council should discuss incentive program options regularly.

Councilmember Carter noted an article about plans for downtown Bonney Lake in the July 20th Tacoma News Tribune. She suggested that incentives be targeted to specific parts of town and/or specific types of businesses. She highlighted recent projects in the downtown area, and plans for a future civic campus, library, etc. Mayor Johnson said the City has spoken with businesses like Big 5, Red Robin, Olive Garden and Costco in the recent past. He asked for Council ideas and input on rebates, permit fee waivers, or other incentive options. Deputy Mayor Swatman agreed that incentives should be targeted, and that he does not support an across the board cut to TIF fees.

Councilmember McKibbin said he attended a discussion during the AWC Conference about development in other cities. Speakers stressed the importance of agreements and partnerships to complete projects that are mutually beneficial to both cities and developers. Mayor Johnson said the Greenwood development is one example of how the City and a developer can work together.

Councilmembers discussed various incentives and options to work with businesses that are considering relocating in Bonney Lake. Mayor Johnson said Executive Assistant Brian Hartsell is working on a video marketing tool for distribution. Deputy Mayor Swatman said the Council should keep in mind the City's mission

when considering future development, and that residents value the natural beauty of the City.

City Administrator Morrison asked whether the Council supports reducing or temporarily waiving Traffic Impact Fees or other development costs. City Attorney Dionne said that if the City waives impact fees, it must make up for those fees with other revenues. He said there may be other incentive options that are not related to TIF fees, however.

Discussions continued regarding incentives geared to help small businesses. Mayor Johnson said the City could target businesses that are sales tax driven for incentives. Councilmember Hamilton spoke in favor of delaying collection of fees to help incentivize development. City Administrator Morrison suggested that existing City businesses could be given credits for fees when they relocate to an existing building. He said the City could offer alternative fee payment options to developers who set up developer’s agreements with the City. Mayor Johnson said Raymond Frey, an area developer who was in the audience, had suggested that the City extend the deadline for TIF fee payment to the date when certificates of occupancy are released. Councilmember Hamilton said incentives should be set up with definite start and end dates.

Mayor Johnson directed the Chief Financial Officer and City Administrator to review staffing and financial impacts related to the various incentive options discussed. Council consensus was to continue discussion to a future workshop.

IV. Executive Session: None.

7:24:21

V. Adjournment:

At 7:24 p.m. Councilmember Decker moved to adjourn the workshop. Deputy Mayor Swatman seconded the motion.

Motion approved 5 – 0.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to the Council at the July 20, 2010 Council Workshop:

- City of Bonney Lake – *CIP Projects Directly Benefitting Greenwood Development* – Public Works Director Dan Grigsby.
- City of Bonney Lake – *Transportation Improvement Projects (2005-2025)* – Public Works Director Dan Grigsby.

CITY COUNCIL MEETING

**July 27, 2010
7:00 P.M.**

MINUTES



"Where Dreams Can Soar"

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Audio Time
Stamp ↓

Location: City Hall Council Chambers, 19306 Bonney Lake Blvd., Bonney Lake.

I. CALL TO ORDER – Deputy Mayor Dan Swatman called the meeting to order at 7:00 p.m.

A. Flag Salute: Deputy Mayor Swatman led the audience in the Pledge of Allegiance.

B. Roll Call:

Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Deputy Mayor Swatman, elected officials attending were Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember Jim Rackley. Mayor Neil Johnson, Jr. was absent.

[Staff members in attendance were Police Chief Mike Mitchell, Chief Financial Officer Al Juarez, Public Works Director Dan Grigsby, Community Development Director John Vodopich, City Attorney Jim Dionne, Administrative Services Director / City Clerk Harwood Edvalson, and Records & Information Specialist Susan Duis.]

C. Announcements, Appointments and Presentations:

1. Announcements: None.
2. Appointments: None.
3. Presentations: None.

D. Agenda Modifications: None.

7:01:52

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings:

1. **Public Hearing: AB10-122 – Resolution 2056** – Proposed 6 - Year Transportation Improvement Program (2011 - 2015).

Deputy Mayor Swatman opened the public hearing at 7:02 p.m. Seeing no speakers, the public hearing was closed at 7:02 p.m.

B. Citizen Comments:

Debbie McDonald, P.O. 7125, Bonney Lake, reminded Council that the Relay for Life annual event begins Friday, July 30th at 6:00 p.m. and continues through Saturday at Noon. She thanked Councilmember Carter for her support of the fundraising event and encouraged the Council to take part in the event.

Julie Gustafson, 12207 211th Ave E, Bonney Lake, said she does not want to be annexed into the City. She said she is not confident that it will bring positive changes and is concerned about the costs associated with annexation. She said she hopes other residents who feel the same way will come forward.

C. Correspondence: None.

7:04:12

III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and listened to a presentation from ATB for alarm monitoring services. The committee reviewed minutes and forwarded Resolution 2061 (used paving compactor) to the current agenda. The committee will continue discussions on renewing the high-efficiency toilet program and reviewing City development fees.
- B. Community Development Committee: Councilmember Rackley said the committee met on July 19th, though he was not able to attend. The committee discussed artwork options for the retaining wall at the intersection of SR 410 and Sumner-Buckley Hwy E. Joe Clark spoke to the committee about reducing the buffer on his property, and Mary Miller asked the committee for more information on potential development and sewer service in Eastown. The committee discussed options to purchase a parcel on 233rd St E, and forwarded Resolution 2060 and AB10-116 to the current agenda. The committee forwarded Resolution 2058 (design for the Eastown sewer lift station) to the August 10th Meeting and Resolution 2056 (6-Year TIP) to the August 17th Workshop, and plans to continue review of Resolution 2059 (design contract for 80th and 82nd Streets sidewalks project) at the next committee meeting.
- C. Public Safety Committee: Councilmember Hamilton said the committee met on July 19th and discussed code enforcement issues and requests from citizens to ban fireworks. The committee plans to review BLMC Chapter 8 (Code Enforcement) and to consider whether code enforcement duties should be transferred to the Police Department. Chief Mitchell said the cities of Algona and Pacific now contract with Metro Animal Services, and animal control fees may be raised in the future. Councilmember Hamilton said the committee will discuss new revisions to the Animal Control ordinance. The Prosecutor's office has presented information on an 'inattentive driver' ordinance, and Councilmember Decker is sponsoring an ordinance regarding avoidance of an intersection, both of which will be forwarded to future Council workshops or meetings.
- D. Other Reports:
- Boating Advisory Committee: Councilmember Hamilton said the Church Lake Boating Advisory Committee met on July 26th. Though they did not have a quorum, the group discussed focusing their efforts on noise issues. He said the Police Department is going to take decibel readings of boat noise, and the ad-hoc committee will forward its recommendations to the Public Safety Committee for consideration.

7:15:01

IV. CONSENT AGENDA:

- A. **Approval of Minutes:** July 6, 2010 Workshop and July 13, 2010 Meeting Minutes.
- B. **Accounts Payable Checks/Vouchers:** #59043 thru 59071 (including wire transfer # 7122010) in the amount of \$437,944.66; Accounts Payable checks/vouchers #59072 for a utility refund that a bank paid to the City in error in the amount of \$236.87; Accounts Payable checks/vouchers #59073 in the amount of \$250.00; Accounts Payable checks/vouchers #59074 in the amount of \$40.02 for a utility refund; and Accounts Payable checks/vouchers #59075 thru 59129 (including wire transfer #'s 6132577, 7162010 and 20100716) in the amount of \$431,969.84.
- C. **Approval of Payroll:** Payroll for July 1-15, 2010 for checks 29143-29178 including Direct Deposits and Electronic Transfers in the amount of \$411,467.28.
- D. **AB10-130 – Ordinance 1359** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 15.04.020(E) Of The Bonney Lake Municipal Code And Ordinance No. 1358, Relating To Adoption Of The International Fire Code.
- E. **AB10-105 – Resolution 2047** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With Netversant To Recable The Public Safety Building (Police Department Side) With Category Six Network Cabling For \$9,652.07.
- F. ~~**AB10-106 – Resolution 2048** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With Netversant To Install Category Six Network And Cable TV Cabling In The Interim Justice Center For \$12,288.20. Moved to Full Council Issues, Item C.~~
- G. **AB10-118 – Resolution 2053** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City To Accept A Resource Conservation Manager Grant Through The Washington State Department Of Commerce And Washington State University Extension Program.
- H. **AB10-119 – Resolution 2054** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City To Accept A Resource Conservation Manager Services Grant Through Puget Sound Energy.
- I. **AB10-120 – Resolution 2055** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City To Award A Contract For Resource Conservation Services To Sound Environmental Consulting.
- J. **AB10-124 – Resolution 2057** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, WA Authorizing City Administration To Develop And Implement Internal Procedures Covering The Acceptance Of Credit/Debit Card Payment Solutions And Selecting Authorized Providers Of Those Services Pursuant To RCW 39.58.750.
- K. **AB10-116** – A Motion of the Bonney Lake City Council To Accept As Complete The SR167 To Valley Avenue Sewer Trunk Line Improvement Project With Pipenology, Inc.

- L. **AB10-127** – A Motion of the Bonney Lake City Council Canceling the August 3, 2010 Regular Council Workshop.

**Councilmember Rackley moved to approve the Consent Agenda.
Councilmember Lewis seconded the motion.**

Consent Agenda approved 7 – 0.

7:15:39

V. FINANCE COMMITTEE ISSUES:

- A. **AB10-131 – Resolution 2061** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City To Purchase A Used Paving Compactor From NC Machinery For \$33,626.15.

Councilmember Decker moved to approve Resolution 2061. Councilmember Lewis seconded the motion.

Deputy Mayor Swatman said the Finance Committee reviewed this item at the meeting earlier in the evening and it appears to be in order.

Resolution 2061 approved 7 – 0.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

- A. **AB10-128 – Resolution 2060** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Geoengineering For The Archaeological Survey And Monitoring Of The Easttown Lift Station Site.

Councilmember Decker moved to approve Resolution 2060. Councilmember Carter seconded the motion.

Councilmember Rackley said the Community Development Committee reviewed this item in his absence, and since then he has also had time to review it.

Resolution 2060 approved 7 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

7:17:22

VIII. FULL COUNCIL ISSUES:

- A. **AB10-112 – Resolution 2050** – A Resolution Of The City Of Bonney Lake, Pierce County, Washington, Declaring A Proposed Annexation To Be In The Best Interest And General Welfare Of The City And Calling For An Election In The Territory Proposed For Annexation.

Councilmember Lewis moved to approve Resolution 2050. Councilmember Decker seconded the motion.

Deputy Mayor Swatman said he feels annexation is in the best interests of the City and the region. He said annexation marks a change in direction for the City, and residents on the plateau have a better chance of making themselves be heard as a group rather than separately.

Councilmember Rackley said he supports more inclusion of developed areas around the City to receive City services, and said the County has not done a good job of providing services to its residents. Councilmember Decker agreed that annexation is in the best interest of the City's future, but still has concerns about providing adequate law enforcement in the proposed annexation areas. Councilmember Lewis said the City will have more say in how these areas grow and develop when they are part of the City. He said most residents he has spoken to are in favor of annexation, and he feels it is in the best interests for residents and the City as well.

**Resolution 2050 approved 6 – 1.
Councilmember Hamilton voted no.**

- B. **AB10-113 – Resolution 2051** – A Resolution Of The City Of Bonney Lake, Pierce County, Washington, Stating Its Intent To Plan For Public Safety And Other Staffing Needs In Anticipation Of The Annexation Of Certain Portions Of The CUGA, As Contained In Resolution No. 2050.

Councilmember Lewis moved to approve Resolution 2051. Councilmember Rackley seconded the motion.

Deputy Mayor Swatman said public safety is a major priority and the Council is committed to providing an appropriate level of service to residents in the proposed annexation areas. He said it will be an interesting process but the City will continue working to get things right.

Resolution 2051 approved 7 – 0.

- C. **AB10-106 – Resolution 2048** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With Netversant To Install Category Six Network And Cable TV Cableing In The Interim Justice Center For \$12,288.20.

Councilmember Rackley moved to approve Resolution 2051. Councilmember Lewis seconded the motion.

Deputy Mayor Swatman said the item was approved by the Finance Committee, but placed on Full Council issues for discussion. He said he works in the industry and feels the proposed project costs are high. He also said that the City received only one bid for the project and wanted the Council to be aware of these issues before approving the contract. Councilmember Carter said she would like to see another bid for the project, and noted that Netversant installed the City's boat launch bollard

system, which has had issues recently. Staff said that delaying consideration of the contract should not delay completion of the Interim Justice Center improvements.

Councilmember Decker moved to table the item to the August 17, 2010 Workshop. Councilmember Rackley seconded the motion.

Motion to table approved 7 – 0.

IX. EXECUTIVE SESSION: None.

7:28:12

X. ADJOURNMENT:

At 7:28 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Lewis seconded the motion.

Motion approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

Items submitted to the Council Meeting of July 27, 2010: None.

**City of Bonney Lake, Washington
City Council Agenda Bill (C.A.B.) Approval Form**

<u>Department / Staff Contact:</u> Exec / Mike Mitchell	<u>Workshop / Meeting Date:</u> 24 Aug 2010	<u>Agenda Bill Number:</u> AB10-134
<u>Ordinance Number:</u> D10-134	<u>Resolution Number:</u>	<u>Councilmember Sponsor:</u> Mark Hamilton

Agenda Subject: Inattentive Driving

Proposed Motion: AB10-134 - Ordinance D10-134 - AN ORDINANCE OF THE CITY OF BONNEY LAKE, WASHINGTON AMENDING THE BONNEY LAKE MUNICIPAL CODE CHAPTER 10.04 RELATING TO INATTENTIVE DRIVING

Administrative Recommendation:

Background Summary: In Washington State there are an increasing number of incidents of drivers operating motor vehicles while they are distracted. In an attempt to stop this trend Governor Gregoire proclaimed May 27 2010 as Drive Nice Day to encourage drivers to stop driving while they are distracted. Distracted driving contributes to crashes that kill or injure a significant number people in Washington each year. Several other cities in Washington including Bellevue, Des Moines, Federal Way, Fife, Issaquah, Kent, Kirkland, Puyallup, SeaTac, Seattle, Tukwila, and Yakima have passed legislation to make inattentive driving an infraction.

Currently, the Bonney Lake Municipal Code does not allow for the infraction of inattentive driving. This proposed ordinance would amend Chapter 10 BLMC to add the infraction of inattentive driving. This new infraction would provide police officers and the Municipal Court with another tool to keep our roads safe.

<u>BUDGET INFORMATION:</u>			
Budget Amount	Required Expenditure	Budget Impact	Budget Balance
Budget Explanation:			

COMMITTEE/BOARD REVIEW:

Subcommittee Review Date: Public Safety Committee - 19 Jul 2010
Commission/Board Review Date: -
Hearing Examiner Date:

COUNCIL ACTION:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled To Date:

Signatures:

Director Authorization	Mayor	Date City Attorney Reviewed 7/19/2010
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ORDINANCE NO. D10-134

AN ORDINANCE OF THE CITY OF BONNEY LAKE, WASHINGTON AMENDING THE BONNEY LAKE MUNICIPAL CODE CHAPTER 10.04 RELATING TO INATTENTIVE DRIVING

WHEREAS, the city of Bonney Lake desires to protect its citizens from dangers posed by inattentive and distracted drivers who operate a motor vehicle in a lax or slack manner so as to fail to remain attentive for persons or property and that results in or may result in a collision with a person or property;

WHEREAS, the City Council believes the public health, safety and welfare is promoted by adopting regulations relating to inattentive driving;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section . BLMC Chapter 10.04.26 is hereby adopted to read as follows:

Inattentive driving. It is unlawful for any person to operate a motor vehicle within the City in an inattentive manner. For the purposes of this section, "inattentive manner" means the operation of a motor vehicle in a manner that evidences a lack of degree of attentiveness required to safely operate the vehicle under the prevailing conditions, including, but not limited to, the nature and condition of the roadway, presence of other traffic, presence of pedestrians, and weather conditions. The offense of operating a motor vehicle in an inattentive manner shall be considered to be a lesser offense than, but included in, the offense of operating a motor vehicle in a negligent manner. Unless otherwise set out in applicable law or court rule, any person who violates the provisions of this section shall be guilty of a traffic infraction punishable by a monetary value not more than \$250, plus assessments.

Section 2. If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force effect.

Section 3. This Ordinance shall take effect thirty (30) days after its passage, subject to prior approval by the Mayor and prior publication for five days as required by law.

PASSED by the City Council and approved by the Mayor this _____ day of _____, 2010.

Neil Johnson, Jr., Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective Date:

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PUBLIC SAFETY COMMITTEE

DATE: August 2, 2010

ORIGINATOR: Mike Mitchell

TITLE: Police Chief

SUBJECT/DISCUSSION: Add new Infraction Code Inattentive Driving

ORDINANCE/RESOLUTION # D10-134

REQUEST OR RECOMMENDATION BY ORIGINATOR: See attached

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE:

MAYOR
FINANCE DIRECTOR
CITY ATTORNEY Yes

BUDGET INFORMATON:

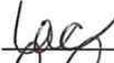
BUDGETED ITEM: N/A

TOTAL COST:

(Note: If budgeted item, attach copy of budget page and identify)

<u>2010 Budget Amount</u>	<u>Required Expenditure</u>	<u>Impact</u>	<u>Remaining Balance</u>
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COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

	DATE	APPROVED	DISAPPROVED
Mark Hamilton	<u>8/2/10</u>	<u></u>	_____
Laurie Carter	<u>8/2/10</u>	<u></u>	_____
Dan Decker	<u>8-2-10</u>	<u></u>	_____

COMMITTEE COMMENTS:

COMMITTEE'S RECOMMENDATION TO FORWARD TO:
CITY CLERK FINANCE DIRECTOR

CITY ATTORNEY

Please schedule for Council Meeting date of: August 24, 2010

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ORDINANCE NO. D10-135

AN ORDINANCE OF THE CITY OF BONNEY LAKE, WASHINGTON AMENDING THE BONNEY LAKE MUNICIPAL CODE CHAPTER 10.04 RELATING TO AVOIDANCE OF AN INTERSECTION.

WHEREAS, the city of Bonney Lake desires to protect its citizens from dangers posed by drivers attempting to avoid intersections by entering private property;

WHEREAS, the City Council believes the public health, safety and welfare is promoted by adopting regulations relating to intersection avoidance;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. BLMC Chapter 10.04.27 to read as follows:

It is unlawful for any person operating a motor vehicle within the City of Bonney Lake to leave any roadway's lanes of travel and proceed across any private property or publicly owned non-right-of-way property for the purpose of avoiding an intersection or traffic-control device controlling an intersection, unless so directed by proper authorities. There shall be a rebuttable presumption that a person operating a motor vehicle that leaves one roadway and enters onto another roadway by crossing private property or publicly owned non-right-of-way property has done so for the purpose of avoiding an intersection where the driver did not stop, significantly change speed, or give other indication of an intent to stop upon said property. Violation of this section is a traffic infraction, punishable with a fine up to a \$112.00, plus assessments.

Section 2. This traffic infraction shall be treated as a non moving violation.

Section 3. If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force effect.

Section 4. This ordinance shall take effect thirty (30) days after its passage, subject to prior approval by the Mayor and prior publication for five days as required by law.

PASSED by the City Council and approved by the Mayor this _____ day of _____, 2010.

Neil Johnson, Jr., Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective Date:

g:\bonlk\ordinanc\00730.intersectionavoid.ord.doc

PUBLIC SAFETY COMMITTEE

DATE: August 2, 2010

ORIGINATOR: Dan Decker

TITLE: Council Member

SUBJECT/DISCUSSION: Add new Infraction Code Avoidance at Intersection

ORDINANCE/RESOLUTION # D10-135

REQUEST OR RECOMMENDATION BY ORIGINATOR: See attached

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE:

**MAYOR
FINANCE DIRECTOR
CITY ATTORNEY Yes**

BUDGET INFORMATON:

BUDGETED ITEM: N/A

TOTAL COST:

(Note: If budgeted item, attach copy of budget page and identify)

2010 Budget Amount Required Expenditure Impact Remaining Balance

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

	DATE	APPROVED	DISAPPROVED
Mark Hamilton	<u>8/2/10</u>		_____
Laurie Carter	<u>8/2/10</u>		_____
Dan Decker	<u>8-2-10</u>		_____

COMMITTEE COMMENTS:

COMMITTEE'S RECOMMENDATION TO FORWARD TO:

CITY CLERK

FINANCE DIRECTOR

CITY ATTORNEY

Please schedule for Council Meeting date of: August 24, 2010

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Signatures:

Director Authorization Al Juarez	Mayor	Date City Attorney Reviewed
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FINANCE COMMITTEE

DATE: August 10, 2010

ORIGINATOR: Al Juarez

TITLE: Chief Financial Officer

SUBJECT/DISCUSSION: A resolution of the City Council of the City of Bonney Lake, Pierce County, WA authorizing the Mayor to sign an amendment to Portland Energy Conservation Inc. (PECI) 2010 contract in support of a City of Bonney Lake mail-in high efficiency toilet (HET) rebate program. This amendment extends the contract through December 31, 2010 unless the Parties agree in writing to extend the term or agree to terminate the contract.

Water conservation reduces the amount of additional water supply the City is required to purchase at a high cost, thus saving the City money. The mission of Peci is to help everyone use energy more effectively and as such Peci is a leader in the design and promotion of programs focused on increasing consumer awareness for energy efficient products and implementing programs that achieve swift, measurable market results. Peci's main focus is to reach consumers with the key message that energy efficient products save energy, resources and money.

This proposed rebate incentive program is designed to increase the number of high efficiency toilets sold in the service area of the City of Bonney Lake while building retail relationships in the community; educating consumers on water conservation; and, reducing dependence on outside water supply requirements.

The HET rebate program will offer a \$50 rebate to consumers purchasing a qualified HET. A qualified model is defined as a toilet that carries the Water Sense label.

ORDINANCE/RESOLUTION: #2066; AB: #10-141

REQUEST OR RECOMMENDATION BY ORIGINATOR: Approve Proposed Resolution

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE MAYOR

FINANCE DIRECTOR Yes

CITY ATTORNEY

BUDGET INFORMATION

2010 Budget Amount	Required Expenditure	Remaining Balance
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Explanation: Water Department Conservation Program: 401-000-034-534-10-41.33
(Expenditures not included in 2010 adopted budget. Adopted budget is sufficient to include this item.)

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

	DATE	APPROVED	DISAPPROVED
Dan Swatman, Chair, Finance	8-10-10		_____
Jim Rackley, Chair, CDC	8-10-10		_____
Mark Hamilton, Chair, Public Safety	8-10-10		_____

COMMITTEE COMMENTS: _____

COMMITTEE'S RECOMMENDATION TO FORWARD TO:

CITY CLERK

FINANCE DIRECTOR

CITY ATTORNEY

Please schedule for Council Meeting date of: August 24, 2010

Consent Agenda: Yes

RESOLUTION NO. 2066

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE,
PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO SIGN AN
AGREEMENT WITH PORTLAND ENERGY CONSERVATION INC. FOR THE HIGH
EFFICIENCY TOILET REBATE PROGRAM.**

The City Council of the City of Bonney Lake, Washington, does hereby resolve that the Mayor is authorized to sign the agreement amendment attached hereto and incorporated in "Attachment A."

PASSED by the City Council this 24th day of August, 2010.

Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

**City of Bonney Lake Actual Units through July 2010
-Projected Units through the end of 2010**

High Efficiency Toilets

Projections based on 10,000 residential customers

Month	High Efficiency Toilets @ \$50 of 1.28 or below		
	Qty	@ \$50	gal/yr @ 16,000
Jul-09	0	\$0	0
Aug-09	0	\$0	0
Sep-09	14	\$700	224,000
Oct-09	0	\$0	0
Nov-09	18	\$900	288,000
Dec-09	0	\$0	0
Jan-10	46	\$2,300	736,000
Feb-10	10	\$500	160,000
Mar-10	13	\$650	208,000
Apr-10	23	\$1,150	368,000
May-10	0	\$0	0
Jun-10	11	\$550	176,000
Jul-10	5	\$250	80,000
Aug-10	7	\$350	112,000
Sep-10	14	\$700	224,000
Oct-10	3	\$150	48,000
Nov-10	19	\$950	304,000
Dec-10	4	\$200	64,000

Units	Incentive Dollars	Gal per year
187	\$9,350	2,992,000

Savings per unit

Toilets

Implementa	\$5,984.00
Incentives	\$9,350.00
Total Program Costs	\$15,334.00
First-Year Savings	2,992,000
First-Year Cost/Gal	\$0.0051

City of Bonney Lake Projected Units for 2011

High Efficiency Toilets

Projections based on 10,000 residential customers

Month	High Efficiency Toilets @ \$50		
	of 1.28 or below		
	Qty	@ \$50	gal/yr @ 10,500
Jan-11	37	\$1,850	388,500
Feb-11	12	\$600	126,000
Mar-11	15	\$750	157,500
Apr-11	21	\$1,050	220,500
May-11	5	\$250	52,500
Jun-11	13	\$650	136,500
Jul-11	7	\$350	73,500
Aug-11	8	\$400	84,000
Sep-11	15	\$750	157,500
Oct-11	3	\$150	31,500
Nov-11	21	\$1,050	220,500
Dec-11	5	\$250	52,500
Units	162	\$8,100	1,701,000

Savings per unit

Toilets

Implementa	\$5,184.00
Incentives	\$8,100.00
Total Program Costs	\$13,284.00
First-Year Savings	1,701,000
First-Year Cost/Gal	\$0.0078

AMENDMENT #2

2009-2010 Bonney Lake Toilet Rebate Program

This Amendment #2 is made and entered into by and between The City of Bonney Lake (hereinafter called "Bonney Lake") and Portland Energy Conservation, Inc. (hereinafter called "PECI") to amend that certain Agreement executed by Bonney Lake on June 7, 2009 and by PEGI on July 10, 2009, (the "Agreement").

The Agreement is amended as follows:

1. Section 2 ("Term") is hereby deleted in its entirety and replaced with the following:

The term of this Agreement ("Term") shall commence on execution by both parties and continue through December 31, 2010, unless the Parties agree in writing to extend the Term, or unless this Agreement is earlier terminated in accordance with the Early Termination provision in Section 10.

2. Attachment A ("The City of Bonney Lake HET Rebate SOW") is hereby deleted in its entirety and replaced with Attachment A included with this Amendment #2.

All other provisions of the Agreement shall remain in full force and effect.

The City of Bonney Lake

Portland Energy Conservation, Inc.

By _____

By _____

Name

Name

Date

Date



ATTACHMENT A

The City of Bonney Lake

2010 Scope of Work

Program Overview:

The HET Rebate Program ("Program") will offer a \$50 rebate to consumers purchasing a qualified HET. A "Qualified Model" is defined as a toilet that carries the WaterSense label.

PECI will perform the following tasks for this Program:

TASK 1: Program Setup & Implementation

PECI will continue to implement a comprehensive Program that will take into consideration the various needs of the City of Bonney Lake. Peci will be available for communications through a single point of contact. This contact person will maintain regular communications with the City of Bonney Lake throughout the Program and will be available to fulfill special requests.

PECI will produce promotional materials as needed, to be delivered to all retailers in coordination with any in-field training for the City of Bonney Lake staff. Retailer support materials include the following:

- Mail-in Rebate Forms – Forms will be designed and printed for retail distribution and will also be provided in PDF format for placement on the City of Bonney Lake web site.
- Qualified Models – A list of all qualifying models and the appropriate rebate amounts will be provided.
- Contact information – Contact sheet will include a direct point of contact at Peci to answer questions regarding rebate processing, materials reorder and other Program information.
- Program training will be offered to train City of Bonney Lake personnel who may be conducting retailer visits and delivering retailer materials. Coupled with this training will be an initial round of site visits to key retailers to offer additional training.
- The City of Bonney Lake customers and retailers will have access to a toll free contact line. The line enables retailers to call toll free to order more materials or ask questions. Customers responding to calls regarding missing information from their rebate forms will be able to respond toll free and resolve their rebate issues quickly.

TASK 2: Rebate Processing & Payment

PECI follows an established protocol for processing rebates to ensure customer satisfaction while maintaining data integrity and security. Peci employs the following procedures for rebate processing:

- The date of receipt will be stamped on each rebate application received by Peci.
- The Program eligibility and information provided by the customer will be verified by Peci
- Copy of invoice – A copy of the customer itemized receipt is required to verify the validity of the sales and purchase information.
- Qualified model – The model qualification will be based on the version of the Qualified Model List available at the time of purchase.
- Date Sold – HET rebates will be offered for qualified applicants between July 1, 2009 and December 31, 2010. Peci must receive application with ninety (90) days of purchase.
- Installation address and zip code – The installation address and zip code provided by the customer will be checked against a complete list of service area zip codes provided by the City of Bonney Lake.

PECI will enter into the Program database all required information provided on each rebate form (and additional supporting documentation). This information will be exported to Peci's accounting staff. Peci will generate a bank check for each approved rebate application on a bi-weekly basis. Rebate checks will be cut and mailed (via USPS, first class) within ten (10) business days of receipt and verification, subject to availability of adequate rebate funds.

PECI will provide customer service for all rebate forms received with incomplete or faulty information by sending a letter via USPS indicating what further information the customer needs to provide to Peci. Every effort will be made to resolve all issues within ten (10) business days following rebate form receipt by Peci. This however is subject to customer response.

The City of Bonney Lake shall provide a cash advance to Peci equal to one to two months projected rebates to ensure that customers are paid promptly.





TASK 3: Data Tracking, Summary Report & Invoicing

PECI will enter all information into a Program database designed and created on a Microsoft Access platform. The database will house all Program/customer information such that data tracking and reporting can be performed with ease.

PECI will provide to the City of Bonney Lake the following reporting:

- **Invoices** will be submitted to the City of Bonney Lake on the 15th of every month. Invoices will be structured in two parts:
 - Part 1 will bill a total of \$32 per unit processed in the previous month.
 - Part 2 will request advanced incentive funds projected for the next one to two months at \$50 per unit.
- **Monthly Statements** will accompany invoices and will include a monthly balance clearly outlining the status of advanced incentive funds, as well as direct and labor funds invoiced to-date.

PECI will hold rebate documentation, proof of purchase, and any other required documentation on file for a minimum of seven years.

In addition to a monthly and yearly internal review of financials, Peci conducts an annual external audit by an independent CPA, assuring financial accuracy and verifying that all company records are held in accordance with the US Generally Accepted Accounting Practices.

TASK 4: Marketing Materials

The marketing plan for the Program uses Peci's understanding of the attributes of water-efficient products to eliminate consumer confusion and uncertainty over messages and claims in the marketplace. Water savings programs of this type overcome barriers to the purchase of water-efficient products by exposing consumers to the WaterSense label and by making them aware of the benefits of products that earn it. Thus the primary focus of Peci's marketing under this Program will be to address consumer awareness through consumer education and business-to-business outreach.

PECI will design and print POP materials, including product clings, easel signs, and posters. Peci will also design bill stuffers. Materials will have a consistent look and feel in order to convey a cohesive design theme for the Program. All materials will be approved by the City of Bonney Lake before final printing.

**2009-2010 Implementation & Incentives Budget - REVISED AUGUST 2010
Bonney Lake Toilet Rebate Program
Based on a population of 10,000**

PECI Services -- Administrative fees are charged on a \$32 per unit fee

Management

- Senior oversight of incentive process*
- Respond to The City of Bonney Lake requests*
- Fulfill monthly reports and invoicing*

Incentives

- Database maintenance*
- Receipt and review of rebates*
- Verification and data entry of rebates*
- Follow-up on rebate rejections*
- Maintenance of hotline and customer service*
- Accounting payment process*
- In-house retail communications and follow-up*

Marketing

- Ongoing oversight of design and production for POP materials*
- Ongoing oversight of design and production of Special Promotion materials*

Field Support

- Liaison between retailer and utility requests and field personnel*
- Delivery of rebate materials to retailers*

Direct Marketing

- Re-production of general POP including product clings, posters, counter cards etc*

Implementation

- Check mail-out - postage, envelopes & checks*
- Retailer training card design and production*
- Shipping, phone, 800 line, travel and misc. supplies*
- Shared Field Support Expenses*

Projected Administrative Fees		\$5,984
Flat Administration Fee of \$32 per unit	187	\$5,984
Projected Incentives	187	\$9,350
Toilet Incentives @ \$50	187	\$9,350

Total Cost **\$15,334**

Total Projected Units **187**



**City of Bonney Lake, Washington
City Council Agenda Bill (C.A.B.) Approval Form**

<u>Department / Staff Contact:</u> PW / Douglas Budzynski	<u>Workshop / Meeting Date:</u> 24 Aug 2010	<u>Agenda Bill Number:</u> AB10-144
<u>Ordinance Number:</u>	<u>Resolution Number:</u>	<u>Councilmember Sponsor:</u> Jim Rackley

Agenda Subject: SR410 & Sumner Buckley Highway Intersection Phase II TIB Application

Proposed Motion: AB10-144 - A Motion of the Bonney Lake City Council Authorizing Submission of a 2010 Transportation Improvement Board (TIB) Application for the SR410 & Sumner Buckley Highway Intersection Phase II Construction Project.

Administrative Recommendation:

Background Summary: The City of Bonney Lake has completed construction of Phase I of the SR410/Sumner Buckley Highway Intersection improvement. Phase I improvements included the widening of Sumner Buckley Highway and the traffic signalization of Sumner Buckley Highway/Main Street intersection. Phase II of the project will complete improvements at the SR410/Sumner Buckley Highway intersection. Phase II has been approved by council for design which is expected to be completed in November of 2011. The City of Bonney Lake is looking to fund Phase II with a combination of sources including TIB fund grants, Cascadia partnership, and City TIFs. If TIF grants are awarded for this project, funds will be available in January of 2011.

<u>BUDGET INFORMATION:</u>			
Budget Amount	Required Expenditure	Budget Impact	Budget Balance
\$3,711,565.00	\$300,675.00	\$300,675.00	0
Budget Explanation:			
If TIB Grant is awarded & Cascadia continues its partnership in the project, the costs will be determine.			
City Funds: \$300,675.00 (Design efforts already approved)			
Cascadia: \$1,404,091.00			
TIB Grant: \$2,006,800.00			
Total: \$3,711,565.00			

COMMITTEE/BOARD REVIEW:

Subcommittee Review Date: Finance Committee - 24 Aug 2010
Commission/Board Review Date: -
Hearing Examiner Date:

COUNCIL ACTION:

Workshop Date(s): _____ **Public Hearing Date(s):** _____
Meeting Date(s): _____ **Tabled To Date:** _____

Signatures:

Director Authorization	Mayor	Date City Attorney Reviewed
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**City of Bonney Lake, Washington
City Council Agenda Bill (C.A.B.) Approval Form**

<u>Department / Staff Contact:</u> PW / Douglas Budzynski	<u>Workshop / Meeting Date:</u> 24 Aug 2010	<u>Agenda Bill Number:</u> AB10-144
<u>Ordinance Number:</u>	<u>Resolution Number:</u>	<u>Councilmember Sponsor:</u> Jim Rackley

Agenda Subject: SR410 & Sumner Buckley Highway Intersection Phase II TIB Application

Proposed Motion: Motion to submit the 2010 Transportation Improvement Board (TIB) application for the SR410 & Sumner Buckley Highway Intersection Phase II Construction Project.

Administrative Recommendation:

Background Summary: The City of Bonney Lake has completed construction of Phase I of the SR410/Sumner Buckley Highway Intersection improvement. Phase I improvements included the widening of Sumner Buckley Highway and the traffic signalization of Sumner Buckley Highway/Main Street intersection. Phase II of the project will complete improvements at the SR410/Sumner Buckley Highway intersection. Phase II has been approved by council for design which is expected to be completed in November of 2011. The City of Bonney Lake is looking to fund Phase II with a combination of sources including TIB fund grants, Cascadia partnership, and City TIFs. If TIF grants are awarded for this project, funds will be available in January of 2011.

<u>BUDGET INFORMATION:</u>			
Budget Amount	Required Expenditure	Budget Impact	Budget Balance
\$3,711,565.00	\$300,675.00	\$300,675.00	0
Budget Explanation:			
If TIB Grant is awarded & Cascadia continues its partnership in the project, the costs will be determine.			
City Funds: \$300,675.00 (Design efforts already approved)			
Cascadia: \$1,404,091.00			
TIB Grant: \$2,006,800.00			
Total: \$3,711,565.00			

COMMITTEE/BOARD REVIEW:

Subcommittee Review Date: Finance Committee - 24 Aug 2010
Commission/Board Review Date: -
Hearing Examiner Date:

COUNCIL ACTION:

Workshop Date(s): _____ **Public Hearing Date(s):** _____
Meeting Date(s): _____ **Tabled To Date:** _____

Signatures:

Director Authorization 	Mayor	Date City Attorney Reviewed
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2010 Urban Grant Application

for Urban Arterial Program (UAP)



Your signed application and required attachments must be postmarked by **August 31, 2010**
The mailing address for the TIB Office: Post Office Box 40901 ❖ Olympia WA 98504-0901
For assistance contact Clint Ritter, TIB Project Engineer, at (360) 586-1151 or via email at ClintR@tib.wa.gov

Funding Program	FY 2012 Urban Arterial Program (UAP)		Find Legislative District
Agency Name	BONNEY LAKE		Legislative District <u>31</u>
Arterial Name	SR410 Highway		Find Congressional District
Project Limits	SR410MP 13.08 (Meyers Rd) to SR410MP 13.53		Congressional District <u>8</u>
Length in Miles	0.45 miles	Federal Route Number <u>0410</u>	
Functional Class	Urban Principal		
Contact Person	Douglas Budzynski, Assn't City Engineer	Phone Number	<u>(253) 447-4342</u>
Email Address	<u>budzynskid@ci.bonney-lake.wa.us</u>		

APPLICATION ATTACHMENTS

Required for **all** applications

- Detailed vicinity map (8½" x 11") clearly showing project limits
- Detailed project cost estimate signed by a professional engineer registered in Washington State
- Funding commitment letters from all funding partners Number Attached _____
- Accident analysis worksheet
- Sustainability worksheet [Link to Request Accident Data from WSDOT](#)
- Typical roadway section
- If project is on or connects to a state highway, include written concurrence from WSDOT

If project includes construction of **bicycle facilities** attach

- Adopted bicycle plan

PROJECT SCHEDULE

Provide completed or target date

	<u>Date</u>
Environmental documentation complete & permits approved	<u>2/6/09</u>
Right of way acquisition	<u>7/1/11</u>
Design	<u>12/1/10</u>
Construction	<u>9/1/11</u>
Project closeout	<u>10/1/12</u>

PROJECT FUNDING

Enter the project funding information in the table below

Total Funds Requested	\$2,006,800	Maximum TIB matching ratio	85.0%
-----------------------	--------------------	----------------------------	--------------

	TIB Funds	Local Funds	Total Project
Special Studies		12,000	12,000
Design Engineering		552,181	552,181
Right of Way		60,000	60,000
Construction Engineering	95,562	51,456	147,018
Construction Other			
Construction Contract	1,911,238	1,029,128	2,940,366
TOTAL	2,006,800	1,704,766	3,711,565
Noneligible Engineering Engineering exceeding 25% of construction costs is not eligible for TIB reimbursement			
Other Noneligible Costs (i.e. landscaping greater than 3% of total cost, utility undergrounding, sound walls)			
TOTAL ELIGIBLE COST			3,711,565
Calculated TIB Matching Ratio			54.1%

FUNDING PARTNERS

Source	Fund Source	Commitment Letter	Amount
BONNEY LAKE	Public		300,675
Washington State Department of Transportation	Public	YES	0
Cascadia	Private Funds	YES	1,404,091
TOTAL			1,704,766
Local funds are correct			

GROWTH MANAGEMENT INFORMATION

Complete the questions below to address Growth Management Laws as directed by Revised Code of Washington (RCW) 47.26.282

Describe how the project supports or revitalizes existing urban development in the downtown.

Bonney Lake's Downtown has long been a center for commercial and public functions, but its full potential has never been realized. The City is developing its adopted Comprehensive Plan that envisions a compact downtown with a mix of housing, employment, shopping, and other activities that are in close proximity. The City's downtown area already has the City's Police department, new Justice Center, Planning & Engineering facilities, as well as the regional fire station, and the regional postal station and library. As the gateway to our commercial district, the SR 410/Old Sumner-Buckley Highway(OSBH) intersection is the primary entry to Downtown and Bonney Lake in general and is adjacent to the Pierce Transit Center. This project will relieve congestion, improve safety, and provide a much needed gateway to the downtown area.

Does the project include or encourage infill/densification of residential or commercial development consistent with your local comprehensive plan?

YES NO

If **yes**, describe below

Improvement to the SR410/OSBH intersection is a critical element of Bonney Lake's Downtown Development Plan. The City is purchasing property that was used for low density family housing. The downtown plan replaces low density housing with high density multi-family housing. The attached Downtown Plan & Property Ownership drawing shows the new private/public facilities and multi-family housing planned for the Downtown area. To encourage development in the downtown area the City is making incentives available to developers including roadway and utility improvements. The plans lead to much denser area in support of the Growth Management Act. This project will compliment the completed improvements of the Downtown area and vastly improve the main access to the Downtown core.

Describe how the project promotes the use of transit and other multimodal transportation.

This project will support users with multi-modal transportation features throughout the Downtown area and adjacent residential neighborhoods. It will provide new sidewalks, bicycle routes, and traffic congestion reduction, while improving safety for both vehicular and non-motorized transit. Currently there are no dedicated bicycle routes and sidewalks are incomplete on both streets. The City's adopted Comprehensive Plan, envisions and promotes a pedestrian oriented Downtown with street level activity by orienting business frontage to sidewalks. This project will add street lighting that enhances pedestrian and vehicular traffic safety to the Pierce Transit Park and Ride lot that is a half block away.

Indicate the project's multimodal transportation components.

Mark **all** existing or planned components:

Sidewalk Bicycle Lanes HOV Lanes Access to Transit Center or Passenger Terminal
 Other - Explain in space below

These improvements will help improve accessibility to the City's police station, the regional postal office, new Justice Center, City's Permit Center, Community Development, and PW Engineering staff, as well as the regional library already located in the Downtown district. Traffic improvements will help reduce time of the regional fire station and the police department located in the Downtown district by improving congestion problems surrounding these two stations.

PROJECT DESCRIPTION

Briefly describe the current conditions.

The City of Bonney Lake has experienced major growth and land development. Over 49,000 vehicles a day travel along SR 410 at the project location. PM peak hour traffic alone is approximately 4,400 vehicles on SR410. An inadequate eastbound left turn lane from the SR410 on to Old Sumner-Buckley Highway (OSBH) causes severe backup during PM rush hour that can extend up to two miles. Lack of a west bound right turn lane adds to congestion and backup, which causes interference to emergency response in front of both the fire station and the police station. The current level of service (LOS) for this road section is rated at LOS E.

Briefly describe the project construction.

The planned improvement to the SR410/OSBH intersection has been phased into two projects. Phase I of the project added two lanes of traffic along OSBH from SR410 to Main Street E, including constructing new sidewalk and bicycle lanes, and added a traffic signal at Main Street and OSBH. It also added a TIB funded sidewalk along SR410 from Main Street to OSBH. Phase I of the project prepared receiving lanes for Phase II of the project that creates a double left turn lane off of SR410 onto OSBH. Phase I also removed an immediate left turn off of OSBH on to 182nd Ave E. Vehicles turning left off of SR410 onto OSBH often abruptly stop for vehicles wanting to stop instantly, and dangerously, to make the left turn onto 182nd Ave. Phase I removed this "fifth spoke" to the four-way intersection and force traffic to turn left at the signalized intersection built in Phase I. Phase I of the project was funded by City traffic impact fees, TIB Sidewalk grant, and other City revenue. Phase I was constructed and completed in June of 2010.

This TIB grant would support Phase II of the project and complete the final phase of the planned improvements. Phase II will add a second left turn lane from east bound SR410 onto OSBH, add right turn pockets in both directions of SR410, and construct a new sidewalk from Meyers Road to OSBH. The design for phase II is fully funded and will be finished in November 2010. The majority of the right-of-way (ROW) acquisitions have been completed and funded by the city. One remaining ROW acquisition exists that can be quickly finalized by the City from a willing property owner.

Briefly describe the intent of this project.

Project improvements are expected to: (1) Improve intersection and roadway level of service; (2) reduce vehicle delays; (3) reduce vehicle queuing, spillback and blocking issues, rear end collisions, and improve vehicle progression along SR 410, (4) increase vehicular traffic and pedestrian-bicyclist safety, (5) improve safety access and egress to adjoining properties; (6) Reduce greenhouse gas emissions and fuel consumption by reducing vehicle queuing and backups, and (7) promote a Downtown core that is part of objective of growth management.

Without these improvements, traffic operations along both corridors will degrade below adopted local and regional LOS standards rapidly. In 2011, the year planned for constructing this project. LOS without constructing this project will fall to below LOS E with a volume/capacity ratio (v/c) of well over 1.0.

ROADWAY CHARACTERISTICS

Enter the required information in the table below

	EXISTING	PROPOSED
Pavement Width (Curb to Curb or Edge to Edge)	63 feet	74 feet
Number of Travel Lanes (Not Continuous Left Turn Lane)	4 lanes	4 lanes
Continuous Left Turn Lane Width	0 feet	0 feet
Intersection Control	Traffic signal	Traffic signal
Shoulder Width	8 feet	8 feet
Curb Placement	None	Both Sides
Bicycle Lane Type	No Bicycle Facilities	Bicycle Only Lane - both sides
Bicycle Lane Width	0 feet	5 feet
Sidewalk Placement	None	One Side
Sidewalk Width ¹	0 feet	5 feet
¹ Minimum width is five feet with no obstructions. Sidewalk with curb separation on both sides is required by WAC 479.12.121 (UAP).		

PROJECT ELEMENTS

Give a brief description or select the appropriate response for each component of proposed project work

Road Surfacing Improvements

Reconstruction & Widening

Intersection Improvements

Add Right Turn Pocket **1 intersections**

Add Left Turn Pocket **1 intersections**

Add Roundabout **0 intersections**

Drainage & Water Quality Improvements

In 2009, the City completed the construction of a regional storm water (detention) pond and water quality (infiltration) facilities to serve the City's downtown area including the roadway intersection at SR410 and OSBH. The phase II project will include connecting the intersection's storm water system to the regional system.

Traffic Signalization & Illumination

Traffic signalization and illumination were improved with Phase I construction by adding a traffic signal at the OSBH/Main Street intersection and adding street lumination along OSBH. Phase II will upgrade the existing traffic signal at SR410/OSBH intersection and synchronize the signal with the other signals in the Downtown area. Phase II will also include add lumination along SR410 from Meyers road to OSBH. Lumination will include low energy lumination of sidewalks placed in the new retaining wall.

Landscaping & Aesthetic Elements

Street trees, embankment landscaping, irrigation system, and City Gateway treatments, along with a landscaped center median on SR410 and sidewalk planter strips, will be constructed as part of this project. This project will completely change the current appearance as you enter the City. Entry to Bonney Lake at this intersection with it's view of Mt. Rainier over SR410 would be dramatically enhanced by this project.

Relocation of Existing Utilities

Relocate overhead utilities to underground location

Retaining Walls

Retaining walls will be required in some cut-fill sections of SR 410. Mudslides occurred in the fall of 2004 that blocked SR410 westbound lanes. This project will address that issue. The retaining walls are also necessary to provide safe sidewalks and bicycle lanes along both SR410 and Sumner-Buckley Highway. The retaining walls will include a surface treatment that will enhance the appearance of this road section.

Other Elements

SAFETY

Complete Accident Analysis Worksheet

TIB staff may request accident diagrams and supporting documentation during application review

Annual Benefit \$799,920

Describe existing hazard(s) within the project limits and how project mitigates the hazard.

If the hazard is included in the Accident Analysis, do **not** write up as a hazard.

- Hazard 1 During afternoon rush hour, there is significant queing backup on eastbound SR410 at the OSBH intersection. The backup of queing effects the intersection at Meyers Road increasing the hazard level of traffic at that intersection. The project will add a second left turn lane on eastbound SR410 at the SR410/OSBH intersection and add a raised median at the Meyers intersection which will eliminate left turns at that intersection.
- Hazard 2 During morning rush hour, there is significant queing backup on westbound OSBH from the SR410/OSBH intersection to Locust Ave. This queing effects emergency vehicle response times by blocking access and through movements. This project will reduce queing through better geometric design and interconnection of the signals at Sumner-Buckley Highway and Main Street.
- Hazard 3 Currently, there is no dedicated bicycle lane and pedestrian facilities on SR 410 from Sumner-Buckley Highway to Meyers road. This project will construct dedicated non-motorized transportation facilities that will improve safety and mobility in an area that has a high non-motorized activity level which will continue to steadily increase in the future as the City implement the City's Downtown plan.
- Hazard 4 In addition to providing dedicated bicycle lanes and pedestrian facilities, this project will provide a much needed non-motorized connection from the downtown area to the Pierce Transit Park and Ride center. This will improve safety and access to the transit center for pedestrians and bicycles. Thus, encouraging greater use of this facility and minimizing congestion growth from motorized vehicles.

Project adds access control measures YES NO

If **yes**, describe access control measures **Median**

1. Access management of Old Sumner-Buckley Highway and SR 410 will improve traffic operations for this project. This will be accomplished by installing C-curbs, better driveway definition using curbs, and restricting certain movements for some of the driveways by requiring right-in/right-out access only.
2. Eliminate left turn outs from Meyers Road onto Eastbound SR410.

Project eliminates existing at-grade railroad crossing **NO**

If **yes**, describe facilities being separated

MOBILITY

ADT 47,000 Projected ADT 93,900

Select truck route classification from list below

T-1 ~ 10 Million Tons Annually

Network Development

Is project a continuation of a previously-funded or completed project or a new route? YES

If **yes**, select type Extends Improvements

*Project must meet **all** of the following criteria for **completes corridor***

- ▶ Project is last section of corridor with natural limits
- ▶ Previously completed corridor sections were/are TIB projects

If **completes corridor**,
enter Corridor Termini _____

Enter number of buses per peak hour _____

Select Freight Facility Access provided by project Improves access to intermodal freight facility

Mark all freight-carrying modes accessing the facility

Airplane Rail Ship Truck Enter trucks per day 6,638 projected

Briefly describe freight access created or improved by project.
SR410 is an important freight corridor (T1) in Pierce County and provides a key connection to the Ports of Tacoma and Seattle and communities east and south of Bonney Lake. The CASCADIA Employment Based Planned Community (EBPC) Free Trade Zone associated with the Port of Tacoma is located on the south side of Bonney Lake. CASCADIA started clearing and grading work in 2005 and will open its doors and a public school in 2007. Access to the Ports and Interstate 5 are improved by increasing capacity and freight mobility through the SR 410 corridor.

URBAN ACTIVITY CENTER

How does the project improve access to or circulation within a central business district or activity center? Describe below.

The downtown area that the SR410/OSBH intersection is located in, meets the Puget Sound Regional Council (PSRC) definition of a Central Business District. This project improves two of the three legs of the triangular shaped Central Business District.

SUSTAINABILITY

Has your agency adopted a green house gas reduction, sustainability, or energy conservation policy?

YES NO

If **yes**, provide the resolution or policy number Resolution 2049

If **yes**, briefly describe the policy below

The City of Bonney Lake adopted the following policies to benefit natural resources & reduce greenhouse gas emissions. The City will: A. Strive to assure that all new municipal buildings are models of costeffective, energy-efficient design. B. Encourage energy conservation practices in City buildings by raising the awareness of employee energy use. C. Use the recently approved shared resource conservation manager position to conduct energy audits of publicly owned buildings, evaluate potential conservation measures, and then carry out those measures that are appropriate. D. Monitor the efficiency of the pumps in water and sewer systems, and operate and maintain them at peak efficiency whenever practically feasible. When evaluating new systems, the most cost effective option using the least amount of energy will be preferred. E. Participate in the County-wide solid waste management plan which reduces the solid waste stream by recycling and other means, investigates ways to convert nonrecyclable solid waste to energy, and promotes the purchase of recycled and recyclable goods. F. Encourage the use of building construction materials made from recycled and recyclable materials. G. Publicize energy conservation actions to raise public awareness of the value of wise energy use. H. Promote internal recycling programs, purchasing policies, and employee education to reduce the amount of waste produced. I. Implement its non-motorized transportation plan, on a funding available basis, to provide safe and convenient access for pedestrians and bicyclists to, across, and along major transit priority streets.

Check or fill out all that apply

*Boxes marked with an * require additional information to be given under the "Sustainability" tab*

1. Mode Accessibility

1.1 Completes gap in HOV system	<input type="checkbox"/>
1.2 Adds HOV lane each direction	<input type="checkbox"/>
1.3 Adds queue jump or transit only Lane	<input type="checkbox"/>
1.4 Improves non-motorized access to Park & Ride or Transit Center	<input checked="" type="checkbox"/>
1.5 Completes gap in bicycle route	<input type="checkbox"/>
1.6 Extends bicycle route	<input checked="" type="checkbox"/>
1.7 Constructs 10-foot separated path or two 5-foot striped lanes	<input checked="" type="checkbox"/>
1.8 Installs more than one bike parking facility along the project (multiple bike racks)	<input type="checkbox"/>
1.9 Includes planter strip (3 foot minimum)	<input type="checkbox"/>

2. Energy Measures

2.1 Installs solar power panels or on-site power generation technology to support facilities in the road right of way	<input type="checkbox"/> *
2.2 Number of incandescent street lights replaced with low energy lights	0
2.3 Number of new low energy street lights	0
2.4 Number of incandescent traffic signal bulbs replaced with low energy bulbs	33
2.5 Number of new low energy traffic signal bulbs	6
2.6 Includes emerging energy technologies	<input type="checkbox"/> *

3. Environmental Measures

3.1 Eliminates water detention through Low Impact Development (LID) / Natural Drainage Practices (NDP) (e.g. ecology embankment, permeable pavement) on-site to address 100% of all project impervious surfaces	<input type="checkbox"/> *
3.2 Reduces water detention through Low Impact Development (LID) / Natural Drainage Practices (NDP) (e.g. ecology embankment, permeable pavement) on-site to address 25% to 75% of all project impervious surfaces	<input type="checkbox"/> *
3.3 Adds vegetated areas left undisturbed or compost-amend the soil with native plantings	<input type="checkbox"/> *
3.4 Adds hardscaping or climate appropriate plantings	<input checked="" type="checkbox"/> *
3.5 Includes emerging environmental technologies	<input type="checkbox"/> *

4. Recycling Measures

4.1 Includes on-site reuse of pavement	<input type="checkbox"/> *
4.2 Includes on-site of subsurface material	<input type="checkbox"/> *
4.3 Includes on-site of organic material	<input type="checkbox"/> *
4.4 Includes on-site of other materials	<input type="checkbox"/> *
4.5 Uses recycled pavement (hauled in)	<input type="checkbox"/> *
4.6 Uses recycled subsurface materials	<input type="checkbox"/> *
4.7 Uses recycled organic materials (hauled in)	<input type="checkbox"/> *
4.8 Uses other recycled products	<input type="checkbox"/> *

Remember - if you check a box with an * you must fill out the Sustainability tab

CERTIFICATION

Certification is hereby given that the information provided is accurate and the applicable attachments are complete and included as part of the application package.

Agency Official Signature

Title

Printed Name

Date

Funding Program **FY 2012 Urban Arterial Program (UAP)**

Agency Name **BONNEY LAKE**

Project Name **SR410 Highway ~ SR410MP 13.08 (Meyers Rd) to SR410MP 13.53**

Project Intent Project improvements are expected to: (1) Improve intersection and roadway level of service; (2) reduce vehicle delays; (3) reduce vehicle queuing, spillback and blocking issues, rear end collisions, and improve vehicle progression along SR 410, (4) increase vehicular traffic and pedestrian-bicyclist safety, (5) improve safety access and egress to adjoining properties; (6) Reduce greenhouse gas emissions and fuel consumption by reducing vehicle queuing and backups, and (7) promote a Downtown core that is part of objective of growth management.

Describe how the project supports development in and revitalization of the existing downtown area.

Bonney Lake's Downtown has long been a center for commercial and public functions, but it's full potential has never been realized. The City is developing its adopted Comprehensive Plan that envisions a compact downtown with a mix of housing, employment, shopping, and other activities that are in close proximity. The City's downtown area already has the City's Police department, new Justice Center, Planning & Engineering facilities, as well as the regional fire station, and the regional postal station and library. As the gateway to our commercial district, the SR 410/Old Sumner-Buckley Highway(OSBH) intersection is the primary entry to Downtown and Bonney Lake in general and is adjacent to the Pierce Transit Center. This project will relieve congestion, improve safety, and provide a much needed gateway to the downtown area.

Explain how the project consistent with the local comprehensive plan for residential and non-residential development densities.

Improvement to the SR410/OSBH intersection is a critical element of Bonney Lake's Downtown Development Plan. The City is purchasing property that was used for low density family housing. The downtown plan replaces low density housing with high density multi-family housing. The attached Downtown Plan & Property Ownership drawing shows the new private/public facilities and multi-family housing planned for the Downtown area. To encourage development in the downtown area the City is making incentives available to developers including roadway and utility improvements. The plans lead to much denser area in support of the Growth Management Act. This project will compliment the completed improvements of the Downtown area and vastly improve the main access to the Downtown core.

Describe how the project promotes the use of transit and other multimodal transportation.

This project will support users with multi-modal transportation features throughout the Downtown area and adjacent residential neighborhoods. It will provide new sidewalks, bicycle routes, and traffic congestion reduction, while improving safety for both vehicular and non-motorized transit. Currently there are no dedicated bicycle routes and sidewalks are incomplete on both streets. The City's adopted Comprehensive Plan, envisions and promotes a pedestrian oriented Downtown with street level activity by orienting business frontage to sidewalks. This project will add street lighting that enhances pedestrian and vehicular traffic safety to the Pierce Transit Park and Ride lot that is a half block away.

Sidewalk Bicycle Lanes Access to Transit Center or Passenger Terminal

Other Multimodal Components:

These improvements will help improve accessibility to the City's police station, the regional postal office, new Justice Center, City's Permit Center, Community Development, and PW Engineering staff, as well as the regional library already located in the Downtown district. Traffic improvements will help reduce time of the regional fire station and the police department located in the Downtown district by improving congestion problems surrounding these two stations.

CITY OF BONNEY LAKE
SR410 / SUMNER-BUCKLEY HIGHWAY
PROPOSED IMPROVEMENTS

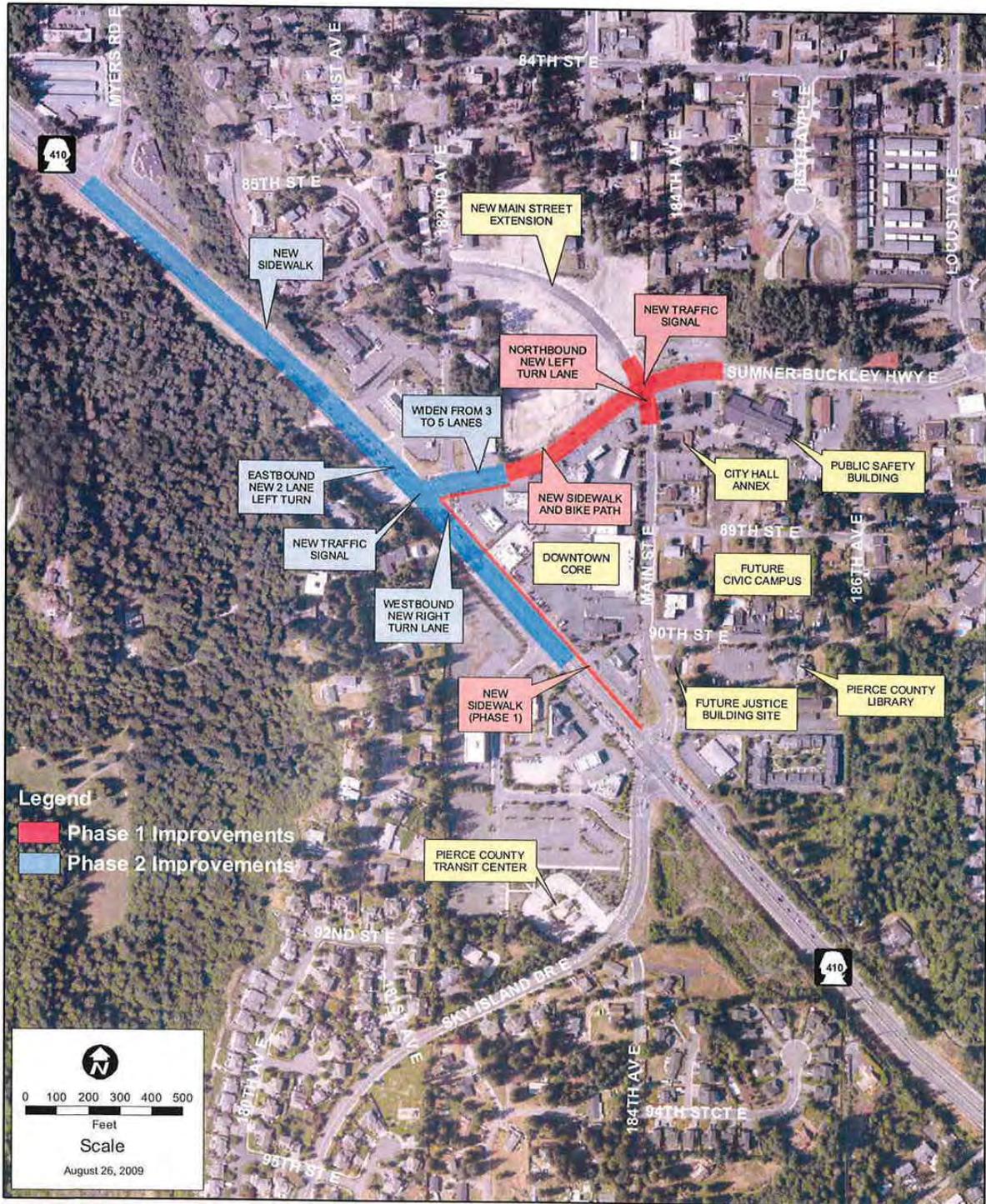






Photo 1. Looking westbound. Eastbound SR 410 pm rush hour traffic at State Route 410/Old Sumner Buckley Highway (OSBH) intersection.



Photo 2. Looking eastbound. Eastbound SR 410 pm rush hour traffic approaching SR 410-OSBH intersection.

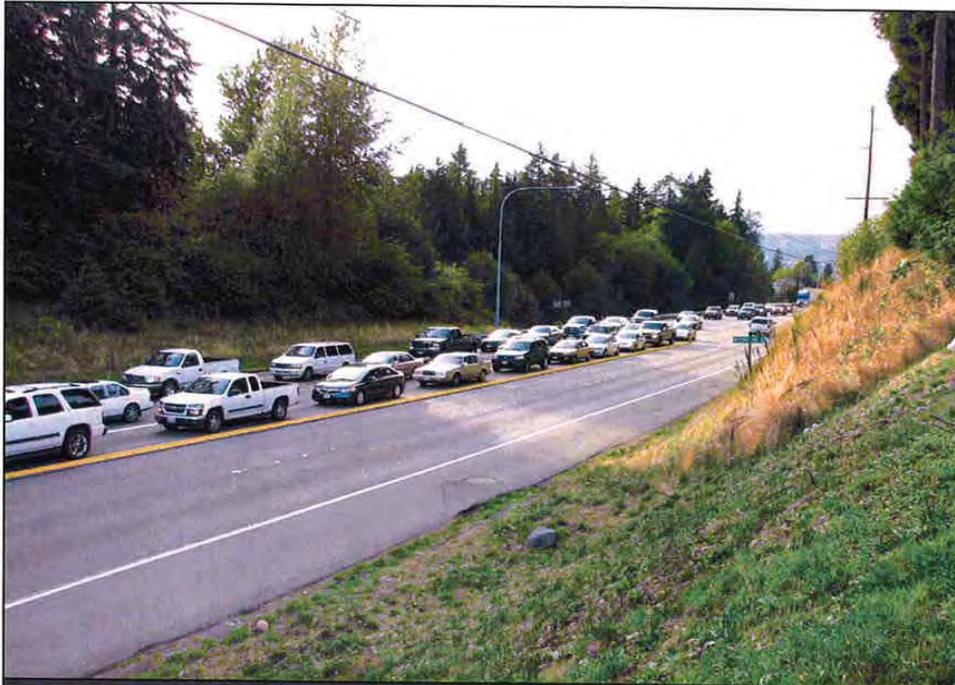


Photo 3. Looking westbound. Eastbound pm rush hour traffic approaching SR 410-OSBH intersection ¼ mile away near Meyers Rd. Left-turn queuing lane seen beyond capacity.

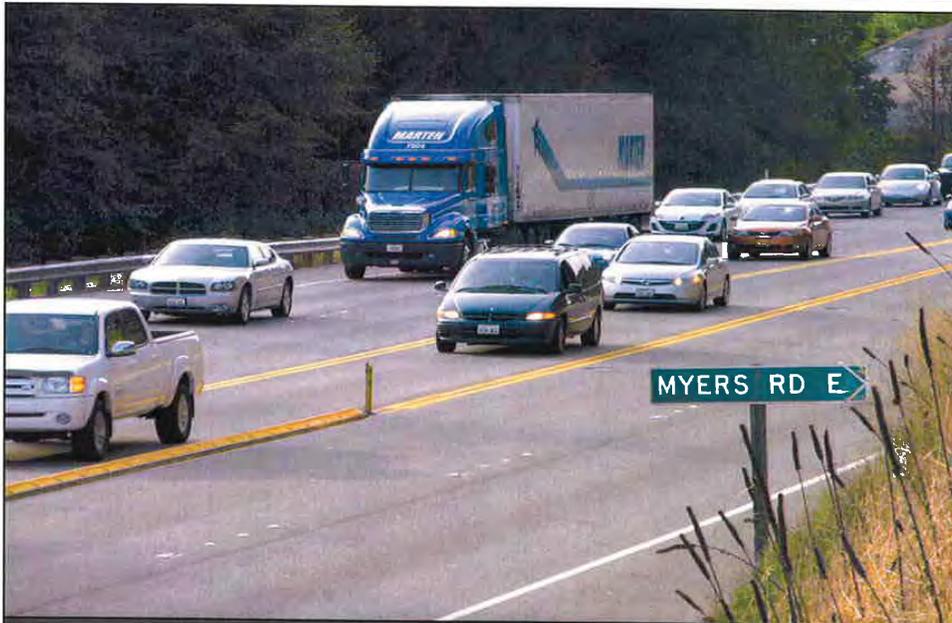


Photo 4. Looking westbound. Eastbound pm rush hour traffic approaching SR 410-OSBH intersection. OSBH left turn converging on left turn lane into Meyers Rd ¼ mile away.



Photo 5. Looking eastbound on SR 410. Eastbound pm rush hour traffic approaching SR 410-OSBH intersection. OSBH left turn lane seen.

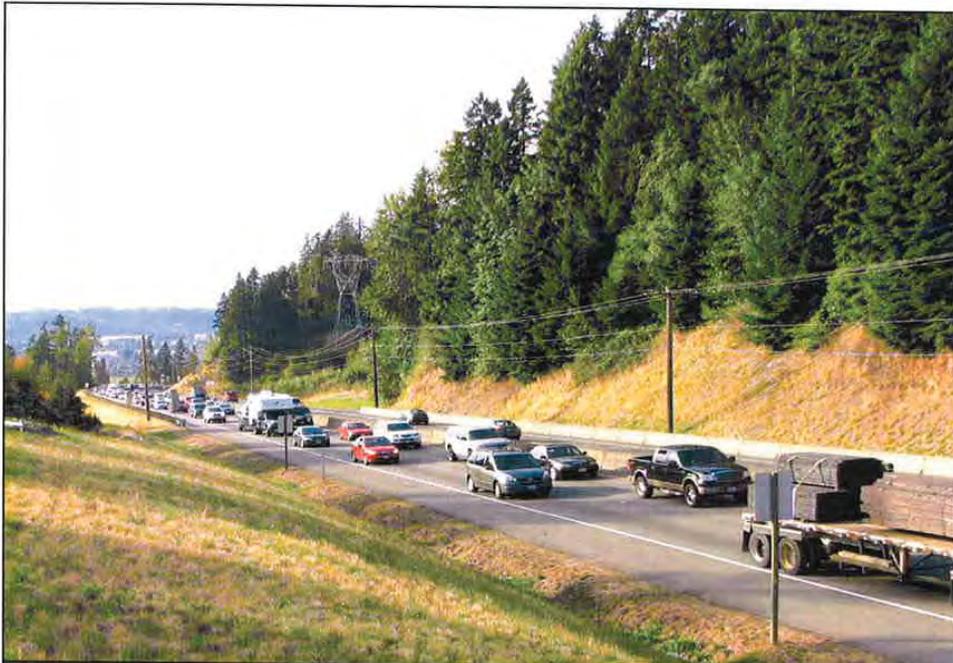


Photo 6. Looking westbound on SR 410. Eastbound pm rush hour traffic heading up the plateau towards SR 410-OSBH intersection. Congestion can extend two miles to intersection.

Transportation Improvement Board (TIB)
 2010 Urban Accident Analysis
 FY 2012 Urban Arterial Program (UAP) Application

Agency **BONNEY LAKE**
 Project Name **SR410 Highway
 SR410MP 13.08 (Meyers Rd) to SR410MP
 13.53**

Instructions

- ↓ Use accident data from the **three** most current years available
- ↓ Select the location type (Intersection or Midblock)
- ↓ Enter the location by specifying the intersection cross street or midblock parameters
- ↓ Enter the number of accidents that are Property Damage Only (PDO), Injuries, and Fatalities for each accident type

	Total Number	Factor	Accident Cost
PDO Accidents	52	\$6,700	\$348,400
Injuries	30	\$375,000	\$11,250,000
Fatalities	1	\$4,400,000	\$4,400,000
TOTAL	83		\$15,998,400

Annual Benefit
\$799,920

Select Location Type	Accident Location (Cross Street or Midblock Location)	Select Accident Type	Number of PDOs	Number of Injuries	Number of Fatalities	Primary Countermeasure
	See attached WSDOT report		52	30	1	Add Right & Left Turn Pockets from SR410 onto SBHwy;
						Add SR410 median to prevent turns across 2 traffic lanes.
						Left turn from Meyers onto SR410 eliminated;

STATE OF WASHINGTON - DEPARTMENT OF TRANSPORTATION

STATE ROUTE: 410

SRMP: 13.08 to 13.53

Date Range: 01/01/07 to 12/31/09

DATE TIME

08/13/10 01:23 PM

UNDER 23 UNITED STATES CODE - SECTION 409, THIS DATA CANNOT BE USED IN DISCOVERY OR AS EVIDENCE AT TRIAL IN ANY ACTION FOR DAMAGES AGAINST THE WSDOT, OR ANY JURISDICTIONS INVOLVED IN THE DATA

SORTED BY SR/RR/TR/RO/SRMP/DATE

TOTAL NUMBER OF COLLISIONS: 88

*As of 1/1/2009 Citizen Reports are no longer being captured (Report # begins with "C")

STATE ROUTE	SRMP	R	B	NUMBER	DATE	TIME	DIAGRAM ANALYSIS	M #	S #	I #	F #	V #	U #	J	S	L	FIRST COLLISION TYPE / OBJECT	UNIT 1 CONTR CIRCUMSTANCE 1	UNIT 2 CONTR CIRCUMSTANCE 1
410	13.11	U	2482984	01/23/07	17:41	4AC138BAD2	1 0 0 2 1 1 1 1 3	1	1	1	1	1	1	1	1	1	From opposite direction - one left turn - one straight	Did Not Grant RW to Vehicle	None
410	13.11	U	2482604	01/31/07	06:50	6DB066DQE1	1 0 0 2 1 1 1 1 4 2	1	1	1	1	1	1	1	1	1	Same direction - both turning right - one stopped - rear end	Inattention	None
410	13.11	U	2483002	03/23/07	00:09	4AC178BAD2	5 2 0 2 2 12 1 1 4	1	1	1	1	1	1	1	1	1	From opposite direction - one left turn - one straight	Under Influence of Alcohol	None
410	13.11	U	2483032	03/31/07	12:03	8BA3400D0	1 0 0 1 1 5 2 1	1	1	1	1	1	1	1	1	1	Other Objects	Other	None
410	13.11	U	2482825	04/27/07	17:51	8BB026DQE1	1 0 0 2 1 1 1 1 1	1	1	1	1	1	1	1	1	1	Entering at angle	Improper Turn	None
410	13.11	U	2855560	08/25/07	12:00	8BW168BAD1	7 1 0 2 1 1 5 1 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Other	Follow Too Closely
410	13.11	U	2482892	01/09/08	16:39	6DB066DQE1	1 0 0 2 2 2 1 1 1 1	1	1	1	1	1	1	1	1	1	Same direction - both turning right - one stopped - rear end	Follow Too Closely	None
410	13.11	U	2855630	05/02/08	12:51	6DB066DQE1	6 1 0 2 2 1 1 1 1 1	1	1	1	1	1	1	1	1	1	Same direction - both turning right - one stopped - rear end	Follow Too Closely	None
410	13.11	U	2855634	05/05/08	11:47	8BA068BQD1	6 1 0 2 1 1 5 1 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.11	U	2855793	08/28/08	15:03	6DB066DBE1	6 1 0 2 12 2 1 1 1 1	1	1	1	1	1	1	1	1	1	Same direction - both turning right - both moving - rear end	Follow Too Closely	None
410	13.11	U	E010780	11/23/08	09:27	4AC0188RD1	6 3 0 2 2 1 1 1 1 1	1	1	1	1	1	1	1	1	1	From opposite direction - one left turn - one straight	Did Not Grant RW to Vehicle	None
410	13.11	U	2855697	01/06/09	07:29	6DB066DQE1	1 0 0 2 1 2 1 2 4	1	1	1	1	1	1	1	1	1	Same direction - both turning right - one stopped - rear end	Follow Too Closely	None
410	13.11	U	E016387	03/14/09	10:40	6DB066DQD1	1 0 0 2 1 2 1 2 1	1	1	1	1	1	1	1	1	1	Same direction - both turning right - one stopped - rear end	Inattention	Other
410	13.11	U	2954737	06/16/09	14:41	7BA043AQA6	1 0 0 2 1 11 1 1 1	1	1	1	1	1	1	1	1	1	From opposite direction - both going straight - sideswipe	Other Driver Distractions Inside Vehicle	None
410	13.11	U	2855951	07/03/09	15:00	6DH076DQE1	1 0 0 2 2 1 1 1 1	1	1	1	1	1	1	1	1	1	From same direction - all others	Improper Backing	None
410	13.11	U	E033883	11/24/09	09:30	6DB066DQE1	7 1 0 2 2 2 1 2 1	1	1	1	1	1	1	1	1	1	Same direction - both turning right - one stopped - rear end	Driver Distractions Outside Vehicle	None
410	13.20	U	2483105	12/05/07	16:51	4AA064AAA1	6 1 0 2 1 1 4 2 6	1	1	1	1	1	1	1	1	1	From same direction - both going straight - both moving - rear-end	Follow Too Closely	None
410	13.21	U	2482886	01/05/08	23:31	8BA32000D1	1 0 0 1 1 4 1 4	1	1	1	1	1	1	1	1	1	Non-domestic animal (deer, bear, elk, etc)	None	None
410	13.21	U	2855672	11/04/08	09:10	8BA068BQD1	6 2 0 4 1 2 4 2 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.21	U	E016756	03/19/09	23:53	8BA33000A7	7 1 0 2 2 4 2 6	1	1	1	1	1	1	1	1	1	Guardrail - Face	Under Influence of Alcohol	None
410	13.21	U	E023304	07/15/09	16:33	8BA068BQD2	7 1 0 3 1 1 4 1 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.22	U	2855901	05/14/09	11:31	8BA068BQD2	7 1 0 4 2 2 4 2 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.22	U	E026482	08/26/09	15:11	8BA068BQD2	7 1 0 4 1 2 4 1 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.26	U	E024541	08/04/09	16:06	4AA064AQA1	1 0 0 3 2 2 4 1 1	1	1	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None

STATE OF WASHINGTON - DEPARTMENT OF TRANSPORTATION
 STANDARD ACCIDENT HISTORY DETAIL REPORT
 CURRENT ACCIDENT LOCATION
 SORTED BY SR/RR/RRQ/SRMP/DATE
 TOTAL NUMBER OF COLLISIONS: 88

STATE ROUTE: 410
 SRMP: 13.08 to 13.53
 Date Range: 01/01/07 to 12/31/09

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STATE ROUTE	SRMP	BR	NUMBER	DATE	TIME	DIAGRAM ANALYSIS DATA	M #	S #	F #	V #	N #	A #	E #	VEH1 TYPE	VEH2 TYPE	U #	I #	FIRST COLLISION TYPE / OBJECT STRUCK	UNIT 1 CONTR CIRCUMSTANCE 1	UNIT 2 CONTR CIRCUMSTANCE 1	
410	13.37	U	2483057	03/30/07	16:51	4AA064AAQ1	1	1	2	2	1	1	2	1	1	2	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2482849	06/12/07	17:50	4AA064AAQ6	1	0	0	2	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2482860	06/26/07	06:05	5DB037BAD2	1	0	0	2	1	6	1	2	1	1	1	One car leaving driveway access	Improper Turn	None	
410	13.37	U	2482878	07/01/07	17:23	5AA065AAQ6	1	0	0	2	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None	
410	13.37	U	2482526	07/27/07	23:15	4AA064AAQ6	5	2	0	2	12	1	1	4	1	1	4	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None	
410	13.37	U	C690852	08/17/07	17:20	4AQ164AAA1	1	0	0	2	1	3	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2855568	09/08/07	10:49	4AR044AAA1	6	3	0	3	2	4	1	1	1	1	1	From same direction - both going straight - both moving - sideswipe	Did Not Grant RW to Vehicle	None	
410	13.37	U	2482427	10/06/07	11:33	4AA064AAQ1	1	0	0	2	1	2	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2482482	11/12/07	11:15	4AA064AAQ6	1	0	0	3	1	1	1	2	1	1	2	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2855753	11/19/07	13:24	4AA064AAA1	1	0	0	2	2	2	1	2	1	2	1	From same direction - both going straight - both moving - rear-end	Exceeding Reas. Safe Speed	None	
410	13.37	U	2482556	01/16/08	09:14	4AA022CAA1	1	0	0	2	2	2	1	1	1	1	1	Entering at angle	Disregard Stop and Go Light	None	
410	13.37	U	C701829	03/20/08	13:05	4AQ164AAA6	1	0	0	2	2	1	1	9	1	1	9	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2482535	03/24/08	14:37	4AA064AAQ1	1	0	0	2	1	2	5	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2855629	04/20/08	10:00	8BS058BAD2	1	0	0	2	2	2	5	1	1	1	1	From same direction - both going straight - both moving - sideswipe	Did Not Grant RW to Vehicle	None	
410	13.37	U	2483025	06/16/08	16:40	4AA064AAQ2	1	0	0	2	1	2	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	C707491	07/11/08	17:30	4AQ164AAA1	1	0	0	2	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2855677	10/14/08	06:45	6DB038BAD2	6	1	0	2	1	12	1	2	4	1	1	Entering at angle	Exceeding Reas. Safe Speed	None	
410	13.37	U	2855610	10/15/08	13:24	4AA064AAQ6	7	1	0	2	1	1	1	1	1	1	1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None	
410	13.37	U	2855686	11/26/08	18:30	4AA028BAD2	6	1	0	2	2	2	1	2	4	1	2	4	From opposite direction - one left turn - one straight	Disregard Stop and Go Light	None
410	13.37	U	E011361	12/02/08	14:36	4AC016DAE1	1	0	0	2	1	1	1	2	1	1	2	1	From opposite direction - both moving - head-on	Improper Turn	Other
410	13.37	U	2855842	01/16/09	23:15	6DA134AAA1	1	0	0	2	2	2	1	4	1	1	4	Entering at angle	Disregard Stop and Go Light	None	
410	13.37	U	2855846	02/20/09	18:30	8BA068BQD1	1	0	0	2	1	1	5	1	4	1	4	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None	
410	13.37	U	2855878	05/09/09	16:55	4AR044AAA2	1	0	0	3	2	2	1	1	1	1	1	From same direction - both going straight - both moving - sideswipe	Did Not Grant RW to Vehicle	None	

UNDER 23 UNITED STATES CODE - SECTION 409, THIS DATA CANNOT BE USED IN DISCOVERY OR AS EVIDENCE AT TRIAL IN ANY ACTION FOR DAMAGES AGAINST THE WSDOT, OR ANY JURISDICTIONS INVOLVED IN THE DATA

*As of 1/1/2009 Citizen Reports are no longer being captured (Report # begins with "C")

STATE ROUTE	A / R	U *ACCDNT / REPORT NUMBER	DIAGRAM ANALYSIS DATA	M # # # S I F V N A E VEH1 TYPE VEH2 N R T	J S L U U I	FIRST COLLISION TYPE / OBJECT STRUCK	UNIT 1 CONTR CIRCUMSTANCE 1	UNIT 2 CONTR CIRCUMSTANCE 1
410	13.37	U E020472	05/26/09 07:13	8BA068BQD2 7 2 0 2 2	1 1 1 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.37	U 2235172	06/13/09 15:19	4AA064AAA1 6 2 0 2 2	1 1 1 1	From same direction - both going straight - both moving - rear-end	Follow Too Closely	None
410	13.37	U 2855930	07/17/09 12:25	4AC064ACA6 1 0 0 2 1	2 1 1 1	Same direction - both turning left - both moving - rear end	Follow Too Closely	None
410	13.37	U E024651	07/24/09 18:43	6DB046DBD1 1 0 0 2 2	1 1 1 1	Same direction - both turning right - both moving - sideswipe	Improper Turn	None
410	13.37	U 2855960	09/09/09 17:35	4AA064AQA1 1 0 0 3 2	1 1 1 1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.37	U 2855965	09/16/09 15:32	4AA064AQA6 6 1 0 2 1	2 1 1 1	From same direction - both going straight - one stopped - rear-end	Under Influence of Alcohol	None
410	13.37	U 2856053	10/11/09 15:20	4AA064AAA1 1 0 0 2 2	2 1 1 1	From same direction - both going straight - both moving - rear-end	Driver Interacting with Passengers, Ahirn	None
410	13.37	U E029563	10/14/09 14:44	4AA064AQA1 7 1 0 2 1	1 1 2 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.37	U E033885	11/24/09 08:55	6DA066DQE1 1 0 0 2 2	1 1 2 1	From same direction - one right turn - one straight	Driver Distractions Outside Vehicle	None
410	13.37	U 2855935	12/08/09 19:25	4AA064AQA6 1 0 0 2 1	2 1 1 4	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.37	U 2482919	12/31/09 18:27	8BA068BQD2 7 1 0 2 2	1 1 1 4	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.42	U E022021	06/23/09 13:01	8BA068BQD2 1 0 0 2 1	2 2 1 1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.43	U C712727	11/03/08 17:20	8BQ168BAD1 1 0 0 2 2	2 4 2 4	From same direction - both going straight - one stopped - rear-end		
410	13.44	U 2855558	08/17/07 16:50	8BA068BQD1 1 0 0 2 1	2 2 1 1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.44	U E018467	04/20/09 09:40	8BA068BQD1 1 0 0 2 2	1 4 1 1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.44	U 2855877	05/09/09 16:55	4AR164AAA1 1 0 0 2 1	1 4 1 1	From same direction - both going straight - both moving - rear-end	Did Not Grant RW to Vehicle	None
410	13.44	U E020084	05/18/09 12:20	4AA064AQA2 7 1 0 3 2	2 4 1 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.44	U E024652	08/01/09 14:50	8BS038BAD1 7 2 0 2 1	2 4 1 1	One car leaving parked position	Inattention	None
410	13.44	U E032456	11/12/09 18:47	4AA064AQA2 7 4 0 2 1	2 4 2 4	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.45	U C684117	03/16/07 18:23	4AQ164AAA1 1 0 0 2 2	2 4 1 3	From same direction - both going straight - one stopped - rear-end		
410	13.45	U 2483073	09/29/07 15:59	8BA068BQD1 7 1 0 2 3	1 4 2 1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.45	U 2855586	10/04/07 18:15	4AA064AQA2 1 0 0 2 1	2 4 1 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None

STATE OF WASHINGTON - DEPARTMENT OF TRANSPORTATION
STANDARD ACCIDENT HISTORY DETAIL REPORT

STATE ROUTE: 410

SRMP: 13.08 to 13.53

Date Range: 01/01/07 to 12/31/09

DATE TIME

08/13/10 01:23 PM

UNDER 23 UNITED STATES CODE - SECTION 409, THIS DATA CANNOT BE USED IN DISCOVERY OR AS EVIDENCE AT TRIAL IN ANY ACTION FOR DAMAGES AGAINST THE WSDOT, OR ANY JURISDICTIONS INVOLVED IN THE DATA

SORTED BY SR/RR/TRRQ/SRMP/DATE

TOTAL NUMBER OF COLLISIONS: 88

*As of 1/1/2009 Citizen Reports are no longer being captured (Report # begins with "C")

STATE ROUTE	SRMP	B R NUMBER	DATE	TIME	DIAGRAM ANALYSIS DATA	M # # #	S I F V	N A E	VEH1 TYPE	VEH2 TYPE	VEH3 TYPE	FIRST COLLISION TYPE / OBJECT STRUCK	UNIT 1 CONTR CIRCUMSTANCE 1	UNIT 2 CONTR CIRCUMSTANCE 1
410	13.46	U	2483030	03/27/07	14:00	8BA068BQD1	1 0 0 2	1	2	4	1 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.46	U	2483103	10/23/07	15:10	4AS054AAA3	1 0 0 2	0	2	4	1 1	From same direction - both going straight - both moving - sideswipe	Other	None
410	13.46	U	2855757	11/25/07	15:00	4AA064AQA1	1 0 0 2	1	3	4	1 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.46	U	E018158	04/09/09	15:45	4AC078BAD1	1 0 0 2	2	2	3	1 1	From opposite direction - one left turn - one straight	Inattention	None
410	13.49	U	2482980	01/18/07	17:20	8BC024AAA1	7 1 0 2	1	1	3	2 4	One car entering driveway access	Did Not Grant RW to Vehicle	None
410	13.49	U	2482814	02/07/07	14:39	8BC134AAA1	7 3 0 2	1	1	3	1 1	One car entering driveway access	Did Not Grant RW to Vehicle	None
410	13.49	U	2855577	08/18/07	13:21	2CC124AAA3	1 0 0 2	1	2	3	1 1	One car leaving driveway access	Did Not Grant RW to Vehicle	None
410	13.49	U	2482555	01/14/08	18:58	8BC134AAA1	4 1 1 2	1	2	3	2 4	One car entering driveway access	Did Not Grant RW to Vehicle	None
410	13.49	U	C701673	03/18/08	17:45	4AA128BCA1	1 0 0 2	1	0	3	9 9	One car entering driveway access	None	Did Not Grant RW to Vehicle
410	13.49	U	E018720	04/26/09	13:35	4AA154AAA2	1 0 0 2	2	1	5	1 1	From same direction - both going straight - both moving - sideswipe	None	Did Not Grant RW to Vehicle
410	13.49	U	2855718	04/30/09	18:47	8BC134AAA1	7 1 0 2	2	2	3	1 1	From opposite direction - one left turn - one straight	Did Not Grant RW to Vehicle	None
410	13.49	U	E024781	07/22/09	16:55	8BC134AAA1	7 1 0 2	2	1	3	1 1	From opposite direction - one left turn - one straight	Did Not Grant RW to Vehicle	None
410	13.51	U	2483051	03/28/07	15:50	8BC074AAA1	7 1 0 2	1	1	3	1 1	One car entering driveway access	Did Not Grant RW to Vehicle	None
410	13.51	U	2483033	03/31/07	14:02	8BA068BQD1	1 0 0 2	2	2	4	2 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.51	U	2482906	12/27/07	14:24	2CC034AAA6	1 0 0 2	2	1	3	2 1	One car leaving driveway access	Did Not Grant RW to Vehicle	None
410	13.51	U	E024655	07/28/09	12:19	4AA064AQA2	7 2 0 2	2	2	2	1 1	From same direction - both going straight - one stopped - rear-end	Exceeding Reas. Safe Speed	None
410	13.52	U	2482772	01/20/07	15:48	8BC134AAA1	1 0 0 2	2	2	3	1 1	One car entering driveway access	Did Not Grant RW to Vehicle	None
410	13.52	U	2482809	01/29/07	08:30	8BA068BQD2	1 0 0 2	2	1	4	1 1	From same direction - both going straight - one stopped - rear-end	Follow Too Closely	None
410	13.53	U	2482578	04/27/07	13:10	2CC124AAA3	1 0 0 2	1	2	3	1 1	One car leaving driveway access	Did Not Grant RW to Vehicle	None

YEAR	TOTAL COLS	PROP DMAG COLS	POSS INJ COLS	EVID INJ COLS	SER INJ COLS	TOTAL INJ COLS	FATAL COLS	# OF INJS	# OF FTLS	# OF VEHS	ALC REL COLS	FIXD OBJ COLS	REAR END COLS	OPP DIR COLS	ENTER AT ANGLE	OVER TURN COLS	PEDL CYC COLS	PEDES COLS
2007	33	23	6	2	2	10	0	16	0	67	1	1	19	2	1	0	0	0
2008	20	11	1	7	0	8	1	12	1	41	2	0	11	3	2	0	0	0
2009	35	19	14	2	0	16	0	23	0	79	2	1	23	4	1	0	0	0
88	53	21	11	11	2	34	1	51	1	187	5	2	53	9	4	0	0	0



**Washington State
Department of Transportation**
Paula J. Hammond, P.E.
Secretary of Transportation

Transportation Building
310 Maple Park Avenue S.E.
P.O. Box 47300
Olympia, WA 98504-7300

360-705-7000
TTY: 1-800-833-6388
www.wsdot.wa.gov

August 13, 2010

Mr. John Hartsell
City of Bonney Lake
19306 Bonney Lake Blvd
Bonney Lake WA 98391

Re: Collision Data

Dear Mr. Hartsell:

In response to your August 5 request, we have prepared a history of reported collisions that occurred on State Route 410 (milepost 15.54 – 15.90 & 13.08 – 13.53) for the period of 1/01/07 – 12/31/09.

Federal law 23 United States Code Section 409 governs use of the data you requested. Under this law, data maintained for purposes of evaluating potential highway safety enhancements:

“ . . . shall not be subject to discovery or admitted into evidence in a federal or state court proceeding or considered for other purposes in any action for damages arising from any occurrence at a location mentioned or addressed in such reports, surveys, schedules, lists, or data.” [Emphasis added.]

The Washington State Department of Transportation (WSDOT) is releasing this data to you with the understanding that you will not use this data contrary to the restrictions in Section 409, which means you will not use this data in discovery or as evidence at trial in any action for damages against the WSDOT, the State of Washington, or any other jurisdiction involved in the locations mentioned in the data. If you should attempt to use this data in an action for damages against WSDOT, the State of Washington, or any other jurisdiction involved in the locations mentioned in the data, these entities expressly reserve the right, under Section 409, to object to the use of the data, including any opinions drawn from the data.

If we may be of any further assistance, please contact Mr. Dan Davis, Collision Data and Analysis Business Supervisor, Collision Data and Analysis Branch at (360) 570-2451, or e-mail address davisd@wsdot.wa.gov.

Sincerely,

Daniel M. Davis
Collision Data Analysis Supervisor
Statewide Travel & Collision Data Office / Strategic Planning Division

DMD:grh

Ccwe: Steve Bennett, WSDOT Olympic Region

SURF = Road Surface Condition

- 1 = Dry
- 2 = Wet
- 3 = Snow/Slush
- 4 = Ice
- 5 = Sand/Mud/Dirt
- 6 = Oil
- 7 = Standing Water
- 8 = Other
- 9 = Unknown/Not Stated

LITE = Light Conditions

- 1 = Daylight
- 2 = Dawn
- 3 = Dusk
- 4 = Dark - Street Lights On
- 5 = Dark - Street Lights Off
- 6 = Dark - No Street Lights
- 7 = Other (described in the narrative)
- 9 = Unknown

MSVJ = Most Severe Injury

- 1 = No injury
- 2 = Dead at Scene
- 3 = Dead on Arrival
- 4 = Dead at Hospital
- 5 = Serious Injury
- 6 = Evident Injury (Non Disabling)
- 7 = Possible Injury

JUNC = Junction Relationship

- 1 = At Intersection and Related
- 2 = Intersection Related but Not at the Intersection
- 3 = At Driveway and Related
- 4 = Not at Intersection and Not Related
- 5 = At Intersection and Not Related
- 6 = At Driveway within major Intersection
- 7 = Driveway Related but Not at Driveway
- 8 = At Driveway and Not Related
- A = Entering Roundabout
- B = Circulating Roundabout
- C = Exiting Roundabout
- D = At Roundabout but not Related
- E = Roundabout related but not at Roundabout
- F = Traffic Calming Circle

VEH # TYPE = Vehicle Type

- 0 = Not Stated
- 1 = Passenger Car
- 2 = Pickup, Panel Truck or Vanette under 10,000 lbs
- 3 = Truck (Flatbed, Van, etc)
- 4 = Truck and Trailer
- 5 = Truck Tractor
- 6 = Truck Tractor & Semi-Trailer
- 7 = Truck-Double Trailer Combo
- 8 = Farm Tractor/Farm Equipment
- 9 = Taxi
- 10 = Bus or Motor Stage
- 11 = School Bus
- 12 = Motorcycle
- 13 = Scooter Bike
- 14 = Other
- 15 = Moped

STATE ROUTE ONLY
WSDOT - Diagram Data Coding Sheet

COLUMNS 1 & 6		COLUMNS 3 & 8		COLUMNS 4 & 5		COLUMNS 9	
CODE	COMPASS DIRECTION	CODE	VEHICLE MOVEMENT	CODE	DIAGRAM ACCIDENT TYPE	CODE	IMPACT LOCATIONS
1	N	A	Moving Straight	01	Strikes other vehicle HEAD ON	A	Increasing MP Direction Mainline
2	NE	B	Turning Right	02	Strikes LEFT SIDE of other vehicle AT ANGLE	B	Sidestreet Increasing MP Direction Side of Highway
3	E	C	Turning Left	03	Strikes RIGHT SIDE of other vehicle AT ANGLE	D	Decreasing MP Direction Mainline
4	SE	D	Making U-Turn	04	SIDESWIPES LEFT SIDE of other vehicle	E	Sidestreet Decreasing MP Direction Side of Highway
5	S	E	Parking	05	SIDESWIPES RIGHT SIDE of other vehicle	P	Off Ramp Increasing MP Direction Side of Highway
6	SW	F	Passing on Right	06	Strikes REAR END of other vehicle	Q	On Ramp Increasing MP Direction Side of Highway
7	W	G	Passing on Left	07	Strikes FRONT END of other vehicle (not head on)	R	Off Ramp Decreasing MP Direction Side of Highway
8	NW	H	Backing	11	Was STRUCK by other vehicle HEAD ON	S	On Ramp Decreasing MP Direction Side of Highway
COLUMNS 2 & 7		J	Merging Due to Lane Reduction	12	Was struck on LEFT SIDE at ANGLE by other vehicle	L	LX Ramp Increasing MP Direction
CODE	MILEPOST DIRECTION	K	Merging from one Road to Another (ramps included)	13	Was struck on RIGHT SIDE at ANGLE by other vehicle	X	LX Ramp Decreasing MP Direction
A	Increasing MP of Major Roadway	L	Driverless Moving Vehicle, (not in tow)	14	Was SIDESWIPED on LEFT SIDE by other vehicle	M	CD Ramp Increasing MP Direction Side of Highway
B	Decreasing MP of Major Roadway	M	Vehicle in Tow, (includes trailers)	15	Was SIDESWIPED on RIGHT SIDE by other vehicle	N	CD Ramp Decreasing MP Direction Side of Highway
C*	Entering Major Roadway from the Right	N	Vehicle position result of previous accident	16	Was STRUCK in REAR END by other vehicle	H	HOV Separated Lane Increasing MP Direction Side of Highway
D*	Entering Major Roadway from the Left	O	Parked	17	Was struck in FRONT END by other vehicle (not head on)	V	HOV Separated Lane Decreasing MP Direction Side of Highway
E	Traveling wrong way in the Increasing MP of Major Roadway	P	Stopped in Traffic, (legally standing)	27	Strikes or was struck by OBJECT from other vehicle	CODE	COLUMN 10
F	Traveling wrong way in the Decreasing MP of Major Roadway	Q	Changing Lanes to the Right or through Median	28	Pushed vehicle struck or was struck by THIRD vehicle	1	Lane 1
H	Wrong way on Ramp or Collector Road	R	Crosses over Centerline	29	All other MULTI-VEHICLE involvements	2	Lane 2
* From the RIGHT or LEFT is referenced from the Major Roadway looking in the increasing milepost direction at all times		S	Out of Control - Merging from On Ramp to Mainline	32	Strikes ANIMAL or BIRD	3	Lane 3
		T	Out of Control - Exiting from Mainline to Off Ramp	33	Strikes APPURTENANCE	4	Lane 4
		U	Illegally parked or Stopped in Roadway	34	Strikes Other OBJECT	5	Lane 5
		V	Taking Evasive Maneuvers	35	Strikes or was struck by WORKING OBJECT	A	Lane 6
		W	Vehicle Out of Control	40	Strikes RAILROAD TRAIN	B	Lane 7
		X		41	Was STRUCK by RAILROAD TRAIN	C	Lane 8
		Z		50	Vehicle OVERTURNED	6	Left Turn Lane
				54	Non-Collision FIRE	7	Right Shoulder
				60	Ran into Roadway DITCH	8	Median Shoulder
				61	Ran into RIVER, LAKE, Etc.	9	In Median
				62	Ran OVER EMBANKMENT - No guardrail present	0	Off the Road, Past the Right Shoulder
				71	Pedestrian STRUCK by vehicle	CODE	OTHER AREAS
				72	Pedestrian STRIKES vehicle	FT	At State Ferry Terminals or on Docked State Ferry Vessels
				73	Pedalcyclist STRUCK by vehicle		
				74	Pedalcyclist STRIKES vehicle		
				75	Pedalcyclist STRIKES Pedalcyclist		
				76	Pedalcyclist STRIKES Pedestrian		
				77	Pedalcyclist - all other involvement		
				88	Pushed vehicle struck by pushing vehicle		
				98	Jackknife Trailer		
				99	All other SINGLE VEHICLE involvements		

FIRST VEHICLE - COLUMNS 1 THROUGH 3
SECOND VEHICLE - COLUMNS 6 THROUGH 8
TYPE OF COLLISION - COLUMNS 4 THROUGH 5
IMPACT POSITION - COLUMNS 9 THROUGH 10

A "0" IS TO BE CODED IN ALL COLUMNS IN WHICH NONE OF THE EXISTING CODES ARE APPLICABLE.

CITY	U	F	S	SRMP	A	D	L/R	FEATURE	LEFT SIDE	CENTER	RIGHT SIDE	ARM	S	C	I	#	CMPS	
									READ UP	READ UP	READ UP		G	I	N	L	DIRN	
0105	U	2	05	14.42	L			LOCATOR		U-HAUL							5.58	E
0105	U	2	05	14.40	R			LOCATOR		195TH AVE E	195TH AVE E						5.56	E
0105	U	2	05	14.40	R			LOCATOR		ENT MARKET AT LAKE TAPPS	ENT MARKET AT LAKE TAPPS						5.56	E
0105	U	2	05	14.40	B			INTERSECTN		195TH AVE E	195TH AVE E						5.56	E
0105	U	2	05	14.38	L			LOCATOR		ESPRESSO STAND							5.54	E
0105	U	2	05	14.38	L			MISC FEATR		BUS PULLOUT							5.54	E
0105	U	2	05	14.37	R			LOCATOR		DOLLARWISE							5.53	E
0105	U	2	05	14.36	L			LOCATOR		CENTURY 21 REAL ESTATE							5.52	E
0105	U	2	05	14.36	R			LOCATOR		ENT STORAGE UNITS							5.52	E
0105	U	2	05	14.35	L			LOCATOR		LANE CHANGE							5.51	E
0105	U	2	05	14.29	R			LOCATOR		ENT MARKET AT LK TAPPS							5.45	E
0105	U	2	05	14.29	R			ENT/EXIT		LAKE TAPPS SHOPPING MALL							5.45	E
0105	U	2	05	14.29	L			LANE CHG									5.45	E
0105	U	2	05	14.25	R			LOCATOR		JIFFY LUBE							5.41	E
0105	U	2	05	14.24	R			LOCATOR		BUS STOP							5.40	E
0105	U	2	05	14.24	R			MISC FEATR		BUS PULLOUT							5.40	E
0105	U	2	05	14.24	B			INTERSECTN		192ND AVE E	192ND AVE E						5.36	E
0105	U	2	05	14.20	B			LANE CHG		LANE CHANGE							5.36	E
0105	U	2	05	14.19	R			WYE CONN		192ND AVE E	192ND AVE E						5.35	E
0105	U	2	05	14.17	R			LOCATOR		TIMBER RIDGE ANIMAL HOSP							5.33	E
0105	U	2	05	14.17	R			LOCATOR		STYLE BAR SALON							5.33	E
0105	U	2	05	14.17	R			LOCATOR		ENT NAPA AUTO PARTS							5.32	E
0105	U	2	05	14.16	L			MISC FEATR		BUS PULLOUT							5.32	E
0105	U	2	05	14.16	L			CMPS DIRN		COMPASS DIRN CHANGE							5.32	E
0105	U	2	05	14.13	R			LOCATOR		MTN VIEW CHIROPRACTIC							5.29	E
0105	U	2	05	14.13	R			LOCATOR		BONNEY LK BICYCLE SHOP							5.29	E
0105	U	2	05	14.11	R			LOCATOR		MIKE'S BRAKES & MUFFLER							5.27	E
0105	U	2	05	14.00	R			MP MARKER		MP MKR 014							5.16	E
0105	U	2	05	13.91	I			END BRIDGE		ANGELINE RD							5.07	E
0105	U	2	05	13.91	D			END BRIDGE		ANGELINE RD							5.07	E
0105	U	2	05	13.89	C			LOCATOR		LT CO RD 88510/RT CO RD							5.05	E
0105	U	2	05	13.89	I			BEG BRIDGE		ANGELINE RD							5.05	E
0105	U	2	05	13.89	D			BEG BRIDGE		ANGELINE RD							5.05	E
0105	U	2	05	13.62	L			LOCATOR		KINDER CARE NA							4.78	E
0105	U	2	05	13.62	R			WYE CONN		SKY ISLAND DR E							4.78	E
0105	U	2	05	13.60	L			LOCATOR		AT 135D							4.76	E
0105	U	2	05	13.60	R			LOCATOR		AT 45D TO BONNEY LK TRAI							4.76	E
0105	U	2	05	13.60	L			INTERSECTN		MAIN ST E							4.76	E
0105	U	2	05	13.60	R			INTERSECTN		SKY ISLAND DR E							4.76	E
0105	U	2	05	13.59	R			LOCATOR		CHEVRON/MARKET EXPRESS							4.75	E
0105	U	2	05	13.57	L			WYE CONN		SKY ISLAND DR E							4.73	E
0105	U	2	05	13.56	L			LOCATOR		LUDWIG CHIROPRACTIC							4.72	E
0105	U	2	05	13.55	L			LOCATOR		ENT SEAFIRST NATIONAL BA							4.71	E
0105	U	2	05	13.55	R			LOCATOR		ENT CHEVRON SERV STA							4.71	E
0105	U	2	05	13.54	R			LOCATOR		PARADISE CARE CARE							4.70	E
0105	U	2	05	13.54	L			LOCATOR		SEAFIRST NATIONAL BANK							4.70	E
0105	U	2	05	13.54	C			END SU LN		TWO WAY TURN							4.70	E

CITY U F S SRMP A D L/R FEATURE LEFT SIDE CENTER RIGHT SIDE
/ N E Q / I IND READ UP READ UP READ UP
R C B R

SR TYPE ID: 410

COUNTY: 27-PIERCE

TRANSPORTATION DISTRICT: 3 WSP D-D: 103

CITY	U	F	S	SRMP	A	D	L/R	FEATURE	LEFT SIDE	CENTER	RIGHT SIDE	ARM	S	C	I	#	CMPS
							IND		READ UP	READ UP	READ UP		G	N	T	L	DIRN
0105	U	2	05	13.53			L	LOCATOR									SE
0105	U	2	05	13.53			R	LOCATOR									SE
0105	U	2	05	13.51			L	LOCATOR									SE
0105	U	2	05	13.49			R	LOCATOR									SE
0105	U	2	05	13.48			L	LOCATOR									SE
0105	U	2	05	13.46			L	LOCATOR									SE
0105	U	2	05	13.44			L	LOCATOR									SE
0105	U	2	05	13.43			C	BEG SU LN									SE
0105	U	2	05	13.41			L	LOCATOR									SE
0105	U	2	05	13.37			L	LOCATOR									SE
0105	U	2	05	13.37			R	LOCATOR									SE
0105	U	2	05	13.37			L	INTERSECTN									SE
0105	U	2	05	13.37			R	INTERSECTN									SE
0105	U	2	05	13.36			L	LOCATOR									SE
0105	U	2	05	13.34			L	LOCATOR									SE
0105	U	2	05	13.30			L	LOCATOR									SE
0105	U	2	05	13.13			L	WYE CONN									SE
0105	U	2	05	13.12			L	LOCATOR									SE
0105	U	2	05	13.11			L	INTERSECTN									SE
0105	U	2	05	13.09			L	LOCATOR									SE
0105	U	2	05	13.09			L	LOCATOR									SE
0105	U	2	05	13.08			L	WYE CONN									SE
0105	U	2	05	13.02			R	LOCATOR									SE
0105	U	2	05	13.02			R	LOCATOR									SE
0105	U	1	05	13.00			R	FUNC CLASS									SE
0105	U	1	05	13.00			R	MP MARKER									SE
0105	U	1	05	12.87			R	MISC FEATR									SE
0105	U	1	05	12.72			R	CMPS DIRN									SE
0105	U	1	05	12.72			R	ENTER CITY									SE
0105	U	1	05	12.43			L	LOCATOR									SE
0105	U	1	05	12.30			R	LOCATOR									SE
0105	U	1	05	12.24			R	WYE CONN									SE
0105	U	1	05	12.22			R	INTERSECTN									SE
0105	U	1	05	12.13			R	LOCATOR									SE
0105	U	1	05	12.02			R	MP MARKER									SE
0105	U	1	05	11.97			R	LOCATOR									SE
0105	U	1	05	11.92			R	ON RAMP									SE
0105	U	1	05	11.92			R	CMPS DIRN									SE
0105	U	1	05	11.82			R	LEAVE CITY									SE
1270	U	1	05	11.67			L	OFF RAMP									SE
1270	U	1	05	11.62			R	MISC FEATR									SE
1270	U	1	05	11.61			L	MISC FEATR									SE
1270	U	1	05	11.59			R	LOCATOR									SE
1270	U	1	05	11.50			L	LOCATOR									SE
1270	U	1	05	11.50			R	LOCATOR									SE
1270	U	1	05	11.49			D	END BRIDGE									SE
1270	U	1	05	11.48			I	END BRIDGE									SE
1270	U	1	05	11.46			C	LOCATOR									SE
4.69								EXIT BONNEY LK PROF BLDG									SE
4.69								EVERGREEN CHIROPRACTIC									SE
4.65								ENT BONNEY LK SUPER MRKT									SE
4.64								ENT BONNEY LK SUPER MRKT									SE
4.62								BONNEY LAKE TAVERN									SE
4.60								TWO WAY TURN									SE
4.59								ENT DAIRY QUEEN									SE
4.57								CO RD 98740 70D									SE
4.53								SUMNER BUCKLEY HWY									SE
4.53								181ST AVE E									SE
4.53								BONNEY LK AUTO PARTS NA									SE
4.53								ENT ARCO AM/PM									SE
4.52								ENT ARCO AM/PM									SE
4.50								MYERS RD E									SE
4.46								LAKES PLACE NA									SE
4.29								MYERS RD E									SE
4.28								STOR-N-LOK SELF STORAGE									SE
4.27								VANDER POOL REAL ESTATE									SE
4.25								MYERS RD E									SE
4.24								PVT RD (GATED)									SE
4.18								ENTER FUNC CLASS AREA									SE
4.16								MP MKRR 013									SE
4.03								SGN ENT BONNEY LAKE									SE
3.88								COMPASS DIRN CHANGE									SE
3.88								BONNEY LAKE									SE
3.59								PVT RD (GATED)									SE
3.46								PVT RD									S
3.40								171ST AVE E									S
3.38								171ST AVE E									S
3.29								WINERY & RESTAURANT NA									S
3.18								MP MKRR 012									S
3.13								PVT RD									S
3.08								166TH AVE E									S
3.08								COMPASS DIRN CHANGE									S
2.98								SUMNER									S
2.83								166TH AVE E									E
2.78								GORE (Q101192)									E
2.77								TOP SOIL/LANDSCAPE ROCK									E
2.75								CONCRETE PLANT NA									E
2.66								166TH AVE E									E
2.66								166TH AVE E									E
2.65								CO RD 79390/166TH AVE E									E
2.64								DARY MT/TEXACO SERV STA									E
2.64								CO RD 79390/166TH AVE E									E

City of Bonney Lake



August 18, 2010

Washington State Transportation Improvement Board
PO Box 40901
Olympia, WA 98504-0901

RE: Urban Arterial Program (UAP) Grant Application

As Mayor of the City of Bonney Lake, I respectfully submit our TIB UAP Grant application requesting \$2,006,800 in funds for the State Route 410/Sumner Buckley Highway intersection improvement project. The City will support this project with a match of \$300,675. In addition, this application shows Cascadia will fund the remainder of the project costs, which equals approximately \$1,404,091. This intersection improvement project has been under design for two years and is "shovel ready." The City Council unanimously adopted a 6-year Transportation Improvement Program that includes this project as one of our main priorities. Further, the project will directly and immediately benefit residents and businesses in the City of Bonney Lake as well as motorists using SR 410 to reach other destinations in the region.

The intersection improvements will help eliminate backups on SR 410 that often extend more than a mile east in the morning and west in the afternoon during rush hours. A central component will be the addition of two new turn lanes on SR 410 onto SBH. This will allow through traffic on SR 410 to move through Bonney Lake with minimal delay and increased safety at this intersection.

This project is supported by both the Washington State Department of Transportation and CASCADIA, the largest planned community in Washington. Completion of this project will help minimize impacts from CASCADIA as well as other development in Pierce County. If you have any questions about this project, please do not hesitate to contact my Public Works Director, Daniel Grigsby at 253-447-4347, or City Engineer, John Woodcock at 253-447-4336.

Thank you for your consideration of this project.

Sincerely,

Neil Johnson Jr., Mayor



**Washington State
Department of Transportation**
Paula J. Hammond, P.E.
Secretary of Transportation

March 26, 2009

Olympic Region Headquarters
5720 Capitol Boulevard, Tumwater
P. O. Box 47440
Olympia WA 98504-7440
360-357-2600

Fax 360-357-2601
TTY: 1-800-833-6388
www.wsdot.wa.gov

Mr. Daniel L. Grigsby, P.E.
Public Works Director
City of Bonney Lake
P.O. Box 7380
Bonney Lake, WA 98391-0944

Re: SR 410/Old Sumner Buckley Highway
Safety Improvement

Dear Sir:

This letter is provided to the City to indicate the Washington State Department of Transportation's support and participation in the City's safety improvement project located at the intersection of SR 410 and the Old Sumner Buckley Highway.

WSDOT has previously provided the City with \$400,000.00 in support of this project, from the Hazard Elimination Program, funded through the Department's Highways and Local Programs Division.

If you have any other questions, please contact me at (360) 357-2666.

Sincerely,

Neal Campbell, P.E.
Local Programs Agreement Engineer
Olympic Region

NC:rwe

cc: file-copy



March 27, 2009

Mr. Daniel L. Grigsby, PE
Public Works Director
City of Bonney Lake
P.O. Box 7380
Bonney Lake, WA 98390

RE: City of Bonney Lake
SR-410 / Sumner Buckley Highway Improvements
Federal Funding Request – FY2010 Appropriations

Dear Mr. Grigsby,

East Pierce County, including City of Bonney Lake, is one of the fastest growing areas of the County and approved to facilitate a majority of the County's future growth. This transportation project will significantly decrease congestion on the only single major state highway link between Central Pierce County and East Pierce County. The project is long overdue and will greatly increase the efficiencies of critical freight, employment, and community transportation links.

More specifically,

- This is an improvement to increase mobility for transit, employment, and freight at a key choke point on a state highway of regional significance that provides access to Port of Tacoma Free Trade Zone and City/County designated employment zones.
- The project includes intersection widening and signal improvements to reduce congestion, improve safety and increase mobility for traffic and goods along a key corridor that serves 50,000 cars per day (5,000 trucks per day) currently and will serve 100,000 cars per day (10,000 trucks per day) in the future.



- This is a multi-jurisdictional project (City, County, State) which will create new jobs now and in the future, attract new business, encourage smart live/work growth, and provide long term public benefit.

This project is a critical link for regional commerce, connecting local retail and commercial zones with population zones. It is a critical link in the transportation plans of City of Bonney Lake, Pierce County, and Washington State. In addition to correcting existing congestion and generate jobs and tax revenue immediately and long term it facilitates the healthy growth of one of the Nation's major metropolitan growth areas.

We support and recommend approval of your Federal funding request.

Sincerely Yours,



Charles F. Lappenbusch, Jr.
Senior Vice President
Director of Development

WA 870E958



Local Agency Environmental Classification Summary

Part 1 Project Description			
Federal Aid Project Number STPH-0416(047) STP47(H-0440)	Route SR 410	Date Created 12/12/2008	Intent of Submittal <input type="checkbox"/> Preliminary <input checked="" type="checkbox"/> Final <input type="checkbox"/> Re-Evaluate
Agency City of Bonney Lake		Federal Program Title <input checked="" type="checkbox"/> 20.205 <input type="checkbox"/> 20.209 <input type="checkbox"/> Other	
Project Title SR 410/Old Buckley Highway HES			
Begin MP 13.14 KP _____	End MP 13.47 KP _____	Miles 0.33 KM _____	Townships T20N Ranges R5E Sections 32 and 33
County Pierce	Water Resource Inventory Area (WRIA) No. & Name 10 Puyallup/White		Within Puget Sound Basin? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Project Description - Describe the proposed project, including the purpose and need for the project. The City plans to modify the SR 410/Summer-Buckley Highway (SBH) intersection by adding east and west bound turn lanes onto SBH. Two receiving lanes will be added eastbound and an additional westbound right turn lane will be added to SBH between 184th Ave. and SR 410. Sidewalks will be added to meet City standards. Storm drainage/infiltrations system will be retrofitted as needed to meet Ecology and/or WSDOT guidelines.			

Part 2 Environmental Classification	
<p style="text-align: center;">NEPA</p> <input type="checkbox"/> Class I - Environmental Impact Statement (EIS) <input checked="" type="checkbox"/> Class II - Categorical Excluded (CE) CE Type (from 23 CFR 771.117) (c)(3); (d)(1) <input checked="" type="checkbox"/> Projects Requiring Documentation (Documented CE) (LAG 24.22) <input type="checkbox"/> Class III - Environmental Assessment (EA) <input type="checkbox"/> Programmatic CE MOU	<p style="text-align: center;">SEPA</p> <input type="checkbox"/> Categoricaly exempt per WAC 197-11-800 <input checked="" type="checkbox"/> Determination of Non-Significance (DNS) <input type="checkbox"/> Environmental Impact Statement (EIS) <input type="checkbox"/> Adoption <input type="checkbox"/> Addendum <input type="checkbox"/> Supplemental

NEPA Approval Signatures

	12-15-08
Local Agency Approving Authority	Date
	12-15-08
Regional Local Programs Engineer / Assistant Secretary	Date
	1-28-09
Highways and Local Programs Environmental Engineer	Date
	2/6/2009
Federal Highway Administration	Date

Completed By (Print Official's Name) John Woodcock	Telephone (include area code) 253-862-8602	Fax (include area code) 253-862-8538
---	---	---

SEC. 32 & 33, T. 20N, R. 5E, W.M.

DESIGN DATA FOR NON-NHS ROUTE, NON-INTERSTATE, DEVELOPER FUNDED MOBILITY IMPROVEMENTS

DESIGNER	WISDOT
PROJECT NO.	SR 410
PROJECT NAME	SR 410 & SUMNER BUCKLEY HWY
LOCATION	SR 410 & SUMNER BUCKLEY HWY
DATE	11/13/08
SCALE	AS SHOWN
DESIGNED BY	WISDOT
CHECKED BY	WISDOT
APPROVED BY	WISDOT
DATE	11/13/08
PROJECT NO.	SR 410
PROJECT NAME	SR 410 & SUMNER BUCKLEY HWY
LOCATION	SR 410 & SUMNER BUCKLEY HWY
DATE	11/13/08
SCALE	AS SHOWN
DESIGNED BY	WISDOT
CHECKED BY	WISDOT
APPROVED BY	WISDOT
DATE	11/13/08

DESIGNER	WISDOT
PROJECT NO.	SR 410
PROJECT NAME	SR 410 & SUMNER BUCKLEY HWY
LOCATION	SR 410 & SUMNER BUCKLEY HWY
DATE	11/13/08
SCALE	AS SHOWN
DESIGNED BY	WISDOT
CHECKED BY	WISDOT
APPROVED BY	WISDOT
DATE	11/13/08



CURVE DATA

DESCRIPTION	PC STA	PT STA	P STA	R (FT)	DELTA (DEG)	CHORD (FT)	CHORD BEARING	AREA (SQ FT)	PERCENTAGE
SR 410	22+87.72	27+03.80	24+95.76	445.00	45.00	445.00	112.50	112.50	100.00
SR 410	10+45.00	10+75.00	10+75.00	100.00	90.00	100.00	15.71	15.71	100.00



11720 148th Avenue, NE, Suite 600
 Shoreline, Washington 98148-7105
 (206) 475-8034



DATE	11/13/08
BY	WISDOT
CHECKED BY	WISDOT
APPROVED BY	WISDOT
DATE	11/13/08

WISDOT OLYMPIC REGION
 APPROVED: [Signature] DATE: 11-13-08
 ASSISTANT ADMINISTRATOR FOR OLYMPIC REGION PROJECT DEVELOPMENT
 CONCURRED: [Signature] DATE: 11-13-08
 RECORDS MANAGER
 CONSTRUCTION: [Signature] DATE: 11-13-08
 ENVIRONMENTAL SERVICES DIVISION
 COMMUNITY DEVELOPMENT SECTION

CH:
 SR 410 & SUMNER BUCKLEY HWY
 MILE POST 13.27 TO 13.45
 WISDOT PLAN FOR APPROVAL

13.11B-2

5: SR 410 & Sumner Buckley Hwy Performance by movement

Movement	EBL	EBT	EBR	WBL	WBT	WBR	SBL	SBR	SBR2	NEL	NER	All
Avg Speed (mph)	3	16	14	5	10	9	4	3	6	1	13	8
Fuel Used (gal)	425.9	1291.5	5.0	0.4	59.2	1.8	5.9	0.1	19.0	0.2	0.0	1809.1
Fuel Eff. (mpg)	0.1	0.1	0.2	1.3	2.0	2.2	1.1	1.1	1.7	0.6	5.0	0.2
HC Emissions (g)	2	29	0	0	7	0	1	0	1	0	0	39
CO Emissions (g)	2380	13006	28	6	2310	85	154	2	350	1	0	18323
NOx Emissions (g)	7	56	0	0	22	1	1	0	3	0	0	91
Vehicles Entered	452	1390	6	5	1201	42	79	1	382	5	2	3565
Vehicles Exited	443	1382	6	5	1203	42	80	1	389	5	2	3558
Hourly Exit Rate	443	1382	6	5	1203	42	80	1	389	5	2	3558
Input Volume	750	2265	10	5	1215	40	80	2	400	5	2	4774
% of Volume	59	61	60	100	99	105	100	50	97	100	100	75

SimTraffic Performance Report
 2010 with Proposed Intersection Configuration

8/25/2009

5: SR 410 & Sumner Buckley Hwy Performance by movement

Movement	EBL	EBT	EBR	WBL	WBT	WBR	SBL	SBR	SBR2	NEL	NER	All
Avg Speed (mph)	7	23	19	5	11	14	4	3	7	1	13	12
Fuel Used (gal)	333.8	1055.0	4.0	0.4	58.8	1.8	5.7	0.1	17.7	0.2	0.0	1477.4
Fuel Eff. (mpg)	0.2	0.2	0.2	1.4	1.9	2.1	1.1	0.9	1.8	0.5	5.1	0.3
HC Emissions (g)	2	24	0	0	6	0	1	0	1	0	0	35
CO Emissions (g)	2522	11423	30	5	2279	146	154	2	464	1	0	17029
NOx Emissions (g)	7	49	0	0	22	1	1	0	4	0	0	86
Vehicles Entered	510	1615	6	5	1201	42	79	1	383	5	2	3849
Vehicles Exited	516	1609	6	5	1203	42	80	1	391	5	2	3860
Hourly Exit Rate	516	1609	6	5	1203	42	80	1	391	5	2	3860
Input Volume	750	2265	10	5	1215	40	80	2	400	5	2	4774
% of Volume	69	71	60	100	99	105	100	50	98	100	100	81

CO2 Emissions Savings

The below table was created utilizing SimTraffic Performance Report data.

	<i>2010 with Existing Intersection Configuration</i>	<i>2010 with Proposed Intersection Configuration</i>	<i>Savings between Existing and Proposed Intersection Configurations</i>
<i>CO Emission at weekday pm peak hour (grams)</i>	18,323	17,029	1,294
<i>Conversion factor for daily total</i>	10	10	N/A
<i>Total CO Emissions each day (grams)</i>	183,230	170,290	12,940
<i>Number of week days/year</i>	261	261	N/A
<i>Total CO Emissions for each year--weekdays (grams)</i>	47,823,030	44,445,690	3,377,340
<i>Total CO Emissions for each year--weekdays (lbs); Conversion factor: 1 gram = .002204 lbs</i>	105,402	97,958	7,444
<i>Total CO Emissions for each year--weekdays (metric tons); Conversion factor: 1 lb = .00045 mt</i>	47	44	3
Summary: The intersection improvement project will prevent an estimated 3.38 million grams of CO Emissions annually from entering into the area environment, or 3 metric tons per year. Figures do not include weekend traffic.			

Fuel Consumption Savings

The below table was created utilizing SimTraffic Performance Report data.

	<i>2010 with Existing Intersection Configuration</i>	<i>2010 with Proposed Intersection Configuration</i>	<i>Savings between Existing and Proposed Intersection Configurations</i>
<i>Fuel Consumption at weekday pm peak hour (gal)</i>	1,809	1,477	332
<i>Conversion factor for daily total</i>	10	10	N/A
<i>Total Fuel Consumption each day (gal)</i>	18,090	14,770	3,320
<i>Number of week days/year</i>	261	261	N/A
<i>Total Fuel Consumption for each year--weekdays (gal)</i>	4,721,490	3,854,970	866,520

Summary: The intersection improvement project will save an estimated 866,520 gallons of fuel each year. Figures do not include weekend traffic.

**City of Bonney Lake, Washington
City Council Agenda Bill (C.A.B.) Approval Form**

<u>Department / Staff Contact:</u> ASD / HT Edvalson	<u>Workshop / Meeting Date:</u> 24 Aug 2010	<u>Agenda Bill Number:</u> AB10-145
<u>Ordinance Number:</u>	<u>Resolution Number:</u>	<u>Councilmember Sponsor:</u>

Agenda Subject:

Proposed Motion: AB10-145 - A Motion of the Bonney Lake City Council Setting a Special Council Meeting for August 31, 2010 at 5:30 p.m. in the City Hall Council Chambers to Discuss Revenue and Budget Forecasts for the 2011-2012 Biennial Budget.

Administrative Recommendation: Approve.

Background Summary:

BUDGET INFORMATION:

Budget Amount	Required Expenditure	Budget Impact	Budget Balance
Budget Explanation:			

COMMITTEE/BOARD REVIEW:

Subcommittee Review Date: -
 Commission/Board Review Date: -
 Hearing Examiner Date:

COUNCIL ACTION:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 8/24/10	Tabled To Date:

Signatures:

Director Authorization HT Edvalson	Mayor	Date City Attorney Reviewed
---------------------------------------	-------	-----------------------------

COMMUNITY DEVELOPMENT COMMITTEE

Action Item #1

DATE: August 16, 2010

ORIGINATOR: John Woodcock

TITLE: City Engineer

SUBJECT: Motion to adopt the 80th and 82nd Streets Sidewalks Project design contract by Parametrix.

The Sumner School District paid the City of Bonney Lake a sum of \$215,000 in the SEPA mitigation process to address the connection of sidewalks from the renovations currently underway at the Bonney Lake Elementary School to the sidewalks that currently exist on Locust Avenue E. Council has asked PW Department to include parking opportunities for the adjacent Viking Park. This design contract will provide the plans and specifications to advertise and construct the mitigation action.

ORDINANCE/RESOLUTION: 2059

REQUEST OR RECOMMENDATION BY ORIGINATOR:

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE FINANCE DIRECTOR _____

CITY ATTORNEY _____

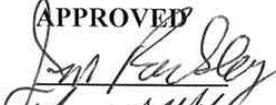
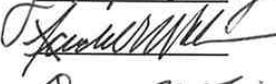
<u>2010 Budget Amount</u>	<u>Current Balance</u>	<u>Required Expenditure</u>	<u>Remaining Balance</u>
\$215,000	\$215,000	\$55,000.98	\$159,999.02

Explanation:

Current funding provided by the Sumner School District will not cover the additional Viking Park parking stalls requested to be included in this design effort. Council will need to address additional funding sources for the construction phase of this project.

301.xxx

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

	DATE	APPROVED	DISAPPROVED
James Rackley, Chairman	8-16-10		_____
Randy McKibbin	8-16-10		_____
Donn Lewis	8-16-10		_____

COMMITTEE COMMENTS: _____

COMMITTEE'S RECOMMENDATION TO FORWARD TO:
CITY CLERK
CITY ATTORNEY

Please schedule for City Council Meeting date of: August 24, 2010

Consent Agenda: Yes No

RESOLUTION NO. 2059

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING A CONTRACT WITH PARAMETRIX FOR THE DESIGN OF THE 80TH AND 82ND STREET EAST SIDEWALKS.

WHEREAS, Sumner School District has provided \$215,000 for the City of Bonney Lake to construct sidewalks adjacent to Bonney Lake Elementary School connecting to the sidewalks on Locust Avenue East per Resolution 2038;

WHEREAS, the City Council has approved a Non Motorized Transportation Plan that encourages construction of sidewalks serving schools; and,

WHEREAS, the City has obtained a design contract for the plans, specification, and engineering package for the sidewalks project from Parametrix;

NOW, THEREFORE, BE IT RESOLVED that the City of Bonney Lake Council does hereby authorize the Mayor to sign the attached design contract with Parametrix complete the plans, specification, and engineering for the sidewalks as per the mitigation agreement with Sumner School District for the sum of \$55,000.98.

PASSED and adopted by the City Council this 24th day of August 2010.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

80th & 82nd Street Sidewalk Project



Map Legend

Roads

- Interstate
- Limited Access State Routes
- Other State Routes
- Ramps
- Major Arterial
- Collector
- Local Access
- County - 2008 - Ortho



0 250 ft.



Scale 1:2,930

The map features are approximate and are intended only to provide an indication of said feature. Additional areas that have not been mapped may be present. This is not a survey. The orthophotos and other data may not align. The County assumes no liability for variations ascertained by actual survey. All data is expressly provided AS IS and WITH ALL FAULTS. The County makes no warranty of fitness for a particular purpose.

Printed: 7/20/10 9:34 AM

From: Austin Fisher [mailto:afisher@parametrix.com]
Sent: Thursday, August 05, 2010 3:21 PM
To: John Woodcock
Subject: RE: New SOW 80th and 82nd Sidewalks

John,

I've attached a revised proposal. It will work for either decision the Council makes. The design won't cost more for one choice or the other really. I've included an assumption in the scope that the City will provide direction on either parallel parking or head in parking prior to notice to proceed.

The cost is about \$10K higher (\$7,500 PMX, \$2,500 Geotech) to account for additional design for pervious asphalt for the parking area and retaining walls.

Thanks and let me know if you have any additional revisions.

Austin

City of Bonney Lake 80th and 82nd Streets Sidewalks Project
PROFESSIONAL SERVICES AGREEMENT

THIS PROFESSIONAL SERVICES AGREEMENT ("Agreement") is made and entered into this _____ day of _____, 2010, by and between the City of Bonney Lake ("City") and Parametrix, Inc. ("Consultant").

The parties hereby agree as follows:

1. **Scope of Work.** The Consultant shall perform all work and provide all materials described in the Scope of Work set out in Exhibit A attached hereto and incorporated herein by this reference. Such work shall be performed using facilities, equipment and staff provided by Consultant, and shall be performed in accordance with all applicable federal, state and local laws, ordinances and regulations. The Consultant shall exercise reasonable care and judgment in the performance of work pursuant to this Agreement. The Consultant shall make minor changes, amendments or revisions in the detail of the work as may be required by the City, such work not to constitute Extra Work under this Agreement.
2. **Ownership of Work Product.** Documents, presentations and any other work product produced by the Consultant in performance of work under this Agreement shall be tendered to the City upon completion of the work, and all such product shall become and remain the property of the City and may be used by the City without restriction; *provided*, that any such use by the City not directly related to the particular purposes for which the work product was produced shall be without any liability whatsoever to the Consultant.
3. **Payment.** The Consultant shall be paid by the City for completed work and services rendered under this Agreement pursuant to the rates and charges set out in Exhibit B, attached hereto and incorporated herein by this reference. Such payment shall be full compensation for work performed or services rendered and for all labor, materials, supplies, equipment, and incidentals necessary to complete the work. All billings for compensation for work performed under this Agreement shall list actual time and dates during which the work was performed and the compensation shall be figured using the rates set out in Exhibit B; *provided*, that payment for work within the Scope of Work (Exhibit A) shall not exceed the fee/hour estimate set out in Exhibit B without written amendment to this Agreement, agreed to and signed by both parties.

Acceptance of final payment by the Consultant shall constitute a release of all claims, related to payment under this Agreement, which the Consultant may have against the City unless such claims are specifically reserved in writing and transmitted to the City by the Consultant prior to acceptance of final payment. Final payment shall not, however, be a bar to any claims that the City may have against the Consultant or to any remedies the City may pursue with respect to such claims.

The Consultant and its sub consultants shall keep available for inspection, by the City, for a period of three years after final payment, the cost records and accounts pertaining to this Agreement and all items related to, or bearing upon, such records. If any litigation, claim or audit is started before the expiration of the three-year retention period, the records shall be retained until all litigation, claims or audit findings involving the records have been resolved. The three-year retention period shall commence when the Consultant receives final payment.

4. **Changes in Work.** The Consultant shall make all revisions and changes in the work completed under this Agreement as are necessary to correct errors, when required to do so by the City, without additional compensation.

5. **Extra Work.** The City may desire to have the Consultant perform work or render services in addition to or other than work provided for by the expressed intent of the Scope of Work. Such work will be considered Extra Work and will be specified in a written supplement which will set forth the nature and scope thereof. Work under a supplement shall not proceed until authorized in writing by the City. Any dispute as to whether work is Extra Work or work already covered by this Agreement shall be resolved before the work is undertaken. Performance of the work by the Consultant prior to resolution of any such dispute shall waive any claim by the Consultant for compensation as Extra Work.

6. **Employment.** Any and all employees of Consultant, while engaged in the performance of any work or services required by the Consultant under this Agreement, shall be considered employees of the Consultant only and not of the City, and any and all claims that may or might arise under the Workman's Compensation Act on behalf of said employees, while so engaged; any and all taxes arising out of Consultant's or Consultant's employees' work under this Agreement; and any and all claims made by a third party as a consequence of any acts, errors, or omissions on the part of the Consultant's employees, while so engaged, shall be the sole obligation and responsibility of the Consultant, except as provided in Section 12 of this agreement. The Consultant's relation to the City shall at all times be as an independent contractor.

7. **Nondiscrimination and Legal Compliance.** Consultant agrees not to discriminate against any client, employee or applicant for employment or for services because of race, creed, color, national origin, marital status, gender, age or handicap except for a bona fide occupational qualification with regard to, but not limited to, the following: employment upgrading; demotion or transfer; recruitment or any recruitment advertising; layoff or termination; rates of pay or other forms of compensation; selection for training; and rendition of services. The consultant represents and warrants that it is in compliance with and agrees that it will remain in compliance with the provisions of the Immigration Reform and Control Act of 1986, including but not limited to the provisions of the Act prohibiting the hiring and continued employment of unauthorized aliens and requiring verification and record keeping with respect to the status of each of its employees' eligibility for employment. The consultant shall include a provision substantially the same as this

section in any and all contracts with sub consultants performing work required of the contractor under this contract. The consultant agrees to indemnify and hold the City harmless from any and all liability, including liability for interest and penalties, the City may incur as a result of the consultant failing to comply with any provisions of the Immigration Reform and Control Act of 1986. Consultant understands and agrees that if it violates this section, this Agreement may be terminated by the City, and that Consultant shall be barred from performing any services for the City in the future unless and until a showing is made satisfactory to the City that discriminatory practices have terminated and that recurrence of such action is unlikely.

8. **Term.** This Agreement shall become effective upon the day of its execution by both parties, and shall terminate upon completion of the work and delivery of all materials described in Exhibit A.

9. **Termination by City.** The City may terminate this Agreement at any time upon not less than ten (10) days written notice to Consultant, subject to the City's obligation to pay Consultant in accordance with subsections A and B below.

A. In the event this Agreement is terminated by the City other than for fault on the part of the Consultant, a final payment shall be made to the Consultant for actual cost of work complete at the time of termination of the Agreement. In addition, the Consultant shall be paid on the same basis as above for any authorized Extra Work completed. No payment shall be made for any work completed after ten (10) days following receipt by the Consultant of the termination notice. If the accumulated payment(s) made to the Consultant prior to the termination notice exceeds the total amount that would be due as set forth in this subsection, then no final payment shall be due and the Consultant shall immediately reimburse the City for any excess paid.

B. In the event the services of the Consultant are terminated by the City for fault on the part of the Consultant, subsection A of this section shall not apply. In such event the amount to be paid shall be determined by the City with consideration given to the actual costs incurred by the Consultant in performing the work to the date of termination, the amount of work originally required which was satisfactorily completed to date of termination, whether that work is in a form or of a type which is usable by the City at the time of termination, the cost to the City of employing another person or firm to complete the work required and the time which may be required to do so, and other factors which affect the value to the City of the work performed at the time of termination. Under no circumstances shall payment made under this subsection exceed the amount which would have been made if subsection A of this section applied.

C. In the event this Agreement is terminated prior to completion of the work, the original copies of all work products prepared by the Consultant prior to termination shall become the property of the City for its use without restriction; *provided*, that any such use by the

City not directly related to the particular purposes for which the work product was produced shall be without any liability whatsoever to the Consultant.

10. **Termination by Consultant.** Consultant may terminate this Agreement only in response to material breach of this Agreement by the City, or upon completion of the work set out in the Scope of Work and any Extra Work agreed upon by the parties.

11. **Applicable Law; Venue.** The law of the State of Washington shall apply in interpreting this Agreement. Venue for any lawsuit arising out of this Agreement shall be in the Superior Court of the State of Washington, in and for Pierce County.

12. **Indemnification / Hold Harmless**

Consultant shall defend, indemnify and hold the City, its officers, officials, employees and volunteers harmless from any and all claims, injuries, damages, losses or suits including attorney fees, arising out of or resulting from the acts, errors or omissions of the Consultant in performance of this Agreement, except for injuries and damages caused by the sole negligence of the City.

Insurance

The Consultant shall procure and maintain for the duration of the Agreement, insurance against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder by the Consultant, its agents, representatives, or employees.

A. Minimum Scope of Insurance

Consultant shall obtain insurance of the types described below:

1. Automobile Liability insurance covering all owned non-owned, hired and leased vehicles. Coverage shall be written on Insurance Services Office (ISO) form CA 00 01 or a substitute form providing equivalent liability coverage. If necessary, the policy shall be endorsed to provide contractual liability coverage.

2. Commercial General Liability insurance shall be written on ISO occurrence form CG 00 01 and shall cover liability arising from premises, operations, independent contractors and personal injury and advertising injury. The City shall be named as an insured under the Consultant's Commercial General Liability insurance policy with respect to the work performed for the City.

3. Workers' Compensation coverage as required by the Industrial Insurance laws of the State of Washington.

4. Professional Liability insurance appropriate to the Consultant's profession.

B. Minimum Amounts of Insurance

Consultant shall maintain the following insurance limits:

1. Automobile Liability insurance with a minimum combined single limit for bodily injury and property damage of \$1,000,000 per accident.

2. Commercial General Liability insurance shall be written with limits no less than \$1,000,000 each occurrence, \$2,000,000 general aggregate.

3. Professional Liability insurance shall be written with limits no less than \$1,000,000 per claim and \$1,000,000 policy aggregate limit.

C. Other Insurance Provisions

The insurance policies are to contain, or be endorsed to contain, the following provisions for Automobile Liability, Professional Liability and Commercial General Liability insurance:

1. The Consultant's insurance coverage shall be primary insurance as respect the City. Any insurance, self-insurance, or insurance pool coverage maintained by the City shall be excess of the Consultant's insurance and shall not contribute with it.

2. The Consultant's insurance shall be endorsed to state that coverage shall not be cancelled by either party, except after thirty (30) days prior written notice by certified mail, return receipt requested, has been given to the City.

D. Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best rating of not less than A:VII.

E. Verification of Coverage

Consultant shall furnish the City with original certificates and a copy of the amendatory endorsements, including but not necessarily limited to the additional insured endorsement, evidencing the insurance requirements of the Consultant before commencement of the work.

13. **Subletting or Assigning.** The Consultant shall not sublet or assign any of the work covered by this Agreement without the express written consent of the City.

14. **Entire Agreement.** This Agreement represents the entire Agreement between the parties. No change, termination or attempted waiver of any of the provisions of the Agreement shall be binding on any party unless executed in writing by authorized representatives of each party. The agreement shall not be modified, supplemented or otherwise affected by the course of dealing between the parties.

15. **Waiver.** Failure by any party to this Agreement to enforce any provision of this Agreement or to declare a breach shall not constitute a waiver thereof, nor shall it impair any party's right to demand strict performance of that or any other provision of this Agreement any time thereafter.

16. **Severability.** If any provision of this Agreement or its application is held invalid, the remainder of the Agreement or the application of the remainder of the Agreement shall not be affected.

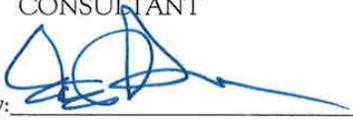
17. **Execution and Acceptance.** This Agreement may be executed in several counterparts, each of which shall be deemed to be an original having identical legal effect. The Consultant hereby ratifies and adopts all statements, representations, warranties, covenants, and agreements contained in the supporting materials submitted by the Consultant, and does hereby accept the Agreement and agrees to all of the terms and conditions thereof.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

CITY OF BONNEY LAKE

By: _____
Neil Johnson Jr., Mayor

CONSULTANT

By: 
Daniel L. McReynolds, Principal

Attachments:

- Exhibit A: Scope of Work/Deliverables/Fee
- Exhibit B: Rates

EXHIBIT A: SCOPE OF WORK

The Consultant shall perform the following services as directed by the City:

SCOPE OF WORK

City of Bonney Lake 80th & 82nd Streets Sidewalks Project

INTRODUCTION

The City of Bonney Lake (City) desires to retain Parametrix to conduct surveying, final design and preparation of plans, specifications and engineer's opinion of probable cost for installation of sidewalk improvements on 80th Street E and 82nd Street E.

Improvements will include approximately 800 lineal feet of curb, gutter and sidewalk, storm sewer system and asphalt roadway to complete a contiguous pedestrian path between Locust Avenue and the Bonney Lake Elementary School

TASK DESCRIPTIONS

Task 1 – Project Management – QA/QC

Task Goal

Work under this task includes time to administer and coordinate various project elements and will be ongoing throughout the project. Work includes the following:

- Coordination and correspondence with City staff.
- In-house project administration, scheduling, direction of project staff, and review of deliverables.
- Preparation of progress reports and invoices for services

Assumptions

The following assumptions apply:

- The project is anticipated to be completed within two months of the notice to proceed.

Deliverables

- Monthly Progress Reports

Task 2 – Survey

Task Goal

Under this task, the project limits will be field surveyed and an electronic base map will be prepared for use in the design tasks.

Approach

Specific components of the work include:

80th Street E

- Provide survey mapping of existing conditions and improvements along 80th Street E. (Hemlock Avenue) from the intersection of Locust Avenue easterly to the existing driveway access to Bonney Lake Elementary School. Mapping will be limited from the northerly edge of pavement to the southerly right-of-way along 80th Street E.
- Prepare topographic base map in Civil 3D.
- Base map will identify the southerly right-of-way limits, and parcel lines along the south side of 80th Street E as defined above.

82nd Street E

- Provide survey mapping of existing conditions and improvements along 82nd Street E. from the intersection of Locust Avenue easterly to the intersection of 189th Avenue E. Mapping will be performed within the right-of-way corridor of 82th Street E. Additional mapping will be performed outside of the right-of-way in order to identify key grade breaks, as well as tops and toes of slopes.
- Prepare topographic base map in Civil 3D.
- Base map will identify the right-of-way limits, and parcel lines along both sides of 82th Street E as defined above.

Deliverables

- Electronic base map in AutoCAD Civil 3D format.

Assumptions

The following assumptions apply:

- Title reports if necessary will be provided by the City.

Task 3 – 90% Plans, Specifications and Estimate

Task Goal

Parametrix will prepare plans, specifications and an engineer's opinion of probable cost for review by City staff.

Approach

Specific components of the work include:

90% Plans

- Cover & Legend (2 sheets)
- Existing Conditions Plan (1 sheet)
- Demo & TESC Plan (2 sheets)
- Plan/Profile (2 Sheets)
- Typical Sections (1 Sheet)
- Details (1 Sheet)

Opinion of Cost: Parametrix will prepare an opinion of cost based on estimate quantities and costs for lump sum items as determined by the proposal included in the contract documents.

90% Specifications: Parametrix will prepare contract documents for review by City staff. Contract documents will be based upon the 2010 Washington State Standard Specifications and formatted similar to past project completed for the City.

Assumptions

The following assumptions apply:

- The budget estimate includes 3-copies of the final plans, specifications and opinion of cost.
- The City's boilerplate contract language will be the same as used for the SR 410 Sewer Repair project Phase 4.
- Plan estimates assume a total of 800 linear feet of sidewalk improvements to a single side of roadway(s).
- Parametrix will look for areas where the proposed sewer alignment could avoid/minimize impacts to wetlands and streams.
- All plans will be prepared in AutoCAD Civil 3D format.
- Field reconnaissance will be conducted within 45 feet of the centerline of the alignment. Parametrix will record general notes on streams and wetlands in the study area and critical area indicators that are visible outside of the field reconnaissance area will be noted as well.

Deliverables

- 3-copies of 90% Plans, Specifications and Engineer's Opinion of Cost.

Task 4 – Final Plans, Specifications and Estimate

Task Goal

Parametrix will revise the 90% P,S&E based upon the City's comments and will produce a final reproducible set of contract documents for the City to advertise the project for construction.

Approach

Parametrix will complete the following:

- Revise plans based on City's Review comments.
- Revise Contract Documents based on City's Review comments
- Update Opinion of Probable Cost based on revised plans and contract documents

Deliverables

- 1-copy of the Final Contract Documents.
- Electronic copy and hard copy of the Final opinion of probable cost for use by the City in preparing bid tabulations.

Task 5 – Geotechnical Engineering

Task Goal

Parametrix will retain a qualified geotechnical engineer to support the design of the pervious concrete sidewalks and any roadway embankments necessary to complete the improvements.

Approach

A formal scope for geotechnical engineering will be submitted to City staff for approval prior to giving the selected sub-consultant the notice to proceed.

Assumptions

A budget value of \$5,000 dollars was assumed for this task.

Deliverables

Final geotechnical report with design recommendations in accordance with the approved scope of services.

EXHIBIT B: RATES

Budget Detail Report

Project Name: 80th-82nd ST Sidewalks
 Client Name: City of Bonney Lake

Total Budget

\$44,766

Labor Detail

			Fisher A	Dyer C	Pope C	Plein D	Sumner S	Spees S	Edwards L	Finance P	
			\$190.00	\$145.00	\$95.00	\$125.00	\$175.50	\$100.00	\$90.00	\$86.13	
Phase 80th-82nd Sidewalks	Task Administration and Invoicing	\$3,102.63	22	10	0	8	0	0	2	2	
	Task Mapping	\$6,360.00	46	0	0	0	10	20	16	0	
	Task 90% Design	\$19,000.00	134	22	80	8	0	0	24	0	
	Task Contract Documents	\$9,942.40	68	12	40	8	0	0	8	0	
	Total	\$38,405.03	270	44	120	24	10	20	16	34	2
	Total	\$38,405.03	270	44	120	24	10	20	16	34	2
Total Base Labor	Escalation %	Total Escalation Amt	Total Escalated Labor								
\$37,632.26	2.0535%	\$772.77	\$38,405.03								

Expense Detail Report

		Total	B & W 11 x 17 \$0.18/Page(s)	B & W 8.5 x 11 \$0.09/Page(s)	Mileage \$0.50/Mile(s)	WA Survey Equipment \$99.00/Day(s)
Phase 80th-82nd Sidewalks	Task Administration and Invoicing	540.00	0.00	500.00	40.00	0.00
	Task Mapping	66.20	0.00	45.00	21.20	0.00
	Task 90% Design	343.65	0.00	0.00	31.80	311.85
	Task Contract Documents	3,300.00	300.00	3,000.00	0.00	0.00
	Total	7,453.00	850.00	6,500.00	100.00	3.00
	Total	1,111.35	161.50	585.00	53.00	311.85
Total	1,111.35	161.50	585.00	53.00	311.85	

Subconsultant Detail Report

		Total	Terracon Consultants, Inc.
Phase 80th-82nd Sidewalks	Task Geotechnical Engineer	5,250.00	5,250.00
	Total	5,250.00	5,250.00
Total		5,250.00	5,250.00

A1 - Parametrix Washington State Category Billing Rates - January 1, 2010 through September 30, 2010

Classification	Grade	Rate for Billing	Classification	Grade	Rate for Billing
Principal	19/20	\$210	Project & Construction Srv Mgr	18	\$205
Project Delivery Officer	19	\$215	Site Construction Manager	18	\$175
Principal Consultant	19/20	\$235	Sr. Construction Manager	17	\$170
Program Manager	20	\$230	Sr. Construction Manager	16	\$165
Program Manager	19	\$210	Sr. Construction Manager	15	\$140
Program Manager	18	\$165	Construction Mgr. IV	14	\$135
Division Manager	19	\$210	Construction Mgr. III	13	\$130
Division Manager	18	\$190	Construction Mgr. II	12	\$110
Division Manager	17	\$185	Constr Technician IV	12	\$115
Division Manager	16	\$155	Constr Technician III	11	\$110
Operations Manager	18	\$170	Constr Technician II	10	\$90
Operations Manager	17	\$165	Constr Technician I	8/9	\$80
Operations Manager	16	\$140			
			CADD Supervisor	12	\$110
Sr Consultant	19-21	\$215	CADD Tech Lead	12	\$115
Sr Consultant	17/18	\$195	CADD Operator III	11	\$105
Sr Engineer	17	\$175	CADD Operator II	9/10	\$80
Sr Engineer	16	\$165	CADD Operator I	8	\$70
Sr Engineer	15	\$150			
Engineer IV	14	\$130	Sr. GIS Analyst	11	\$100
Engineer III	13	\$125	GIS Technician	10	\$90
Engineer III	12	\$115	GIS Technician	9	\$85
Engineer II	11	\$105			
Engineer I	10	\$95	Survey Supervisor	14	\$135
Engineering Technician	9	\$80	Sr Surveyor	13	\$135
			Sr Surveyor	12	\$115
Sr. Designer	16/17	\$160	Surveyor III	11	\$105
Sr. Designer	15	\$145	Surveyor II	10	\$85
Designer IV	14	\$140	Surveyor I	9	\$70
Designer III	13	\$125	Jr Surveyor	8	\$65
Designer III	11/12	\$115			
Designer II	11	\$100	Production Manager	12	\$125
Designer II	9/10	\$95	Word Proc Mgr/Editor	11	\$105
Designer I	9/10	\$90	Technical Editor	10	\$100
			Word Processing Specialist	9	\$90
Sr Planner	17	\$180	Sr Word Processor	8	\$75
Sr. Planner	16	\$160	Word Processor	7	\$65
Sr. Planner	15	\$140			
Planner IV	14	\$120	Sr. Graphic Artist	10	\$105
Planner III	12/13	\$110	Graphic Artist	9	\$85
Planner II	11	\$95			
Planner I	10	\$85	Project Controls Specialist	11	\$100
			Project Coordination Supervisor	11	\$95
Sr. Toxicologist	17	\$195	Sr Project Coordinator	10	\$90
Sr. Toxicologist	15/16	\$155	Project Coordinator	9	\$85
Toxicologist IV	14	\$130	Sr Technical Aide	8	\$75
Toxicologist III	12/13	\$115	Technical Aide	7	\$70
Toxicologist II	11	\$90			
Toxicologist I	10	\$85	Staff Accountant	10	\$100
			Sr. Project Accountant	10	\$90
Sr. Scientist/Biologist	17	\$170	Sr. Accounting Specialist	10	\$85
Sr. Scientist/Biologist	16	\$160	Project Accountant	9	\$80
Sr. Scientist/Biologist	15	\$145	Project Accountant	8	\$75
Scientist/Biologist IV	14/15	\$130			
Scientist/Biologist III	13	\$115	Office Admin Manager	12-14	\$125
Scientist/Biologist III	12	\$110	Office Administrator	10	\$90
Scientist/Biologist II	11	\$100	Sr Admin Assist	9	\$90
Scientist/Biologist I	10	\$85	Sr Admin Assist	8	\$70
			Admin Assistant	6/7	\$65
Sr Hydrogeologist	17	\$165	Receptionist	6	\$55
Sr Hydrogeologist	16	\$160	Office Clerk	4	\$45
Sr Hydrogeologist	15	\$145	Sr. LAN Admin	13	\$105
Hydrogeologist IV	14	\$115	LAN Admin I	11/12	\$100
Hydrogeologist III	12/13	\$110	Information Resource Manager	13	\$120
Hydrogeologist II	11	\$90	Librarian	11	\$85
Hydrogeologist I	10	\$85	Library Specialist	9	\$75
			Library Assistant	6	\$60
Environmental Technician III	10	\$105			
Environmental Technician II	9	\$85	Expert Witness		\$250
Environmental Technician I	8	\$75	Value Engineering		\$250

Direct project expenses and reproduction costs are billed at cost plus 15%
 Public hearing testimony services are billed at hourly rates plus 30%

**City of Bonney Lake, Washington
City Council Agenda Bill (C.A.B.) Approval Form**

<u>Department / Staff Contact:</u> PW / Director Dan Grigsby	<u>Workshop / Meeting Date:</u> 24 Aug 2010	<u>Agenda Bill Number:</u> AB10-142
<u>Ordinance Number:</u>	<u>Resolution Number:</u> 2067	<u>Councilmember Sponsor:</u> Jim Rackley

Agenda Subject: Eastown Sewer Lift Station Site Utility Easement and Access Agreement with Charlotte Kontos

Proposed Motion: A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington Authorizing the Mayor to Sign the Eastown Sewer Lift Station 26 Site Utility Easement and Access Agreement with Charlotte Kontos.

Administrative Recommendation:

Background Summary: The Eastown Sewer Lift Station 26 is anticipated to be located on the same parcel that the WSDOT Stormwater Bond "B" is located on. A gravity sewer line will be run to that site and a pressure line will be run out of the site towards 214th Ave along 96th Street. These sewer lines would be installed in the right of way of the driveway owned by Charlotte Kontos located on 96th Street. This will also provide roadway access to this parcel for City crews to maintain the stormwater pond and future Lift Station 26. As compensation for granting this easement, the City will relocate the power and telephone lines serving the Kontos home. They will removed/abandoned and reinstalled in an easement through sewer Lift Station 9 located in the Mountain Creek subdivision on 230th Avenue. Additionally, the city will allow the Kontos home to connect their sewer system to Lift Station 9 when the Kontos property becomes part of a Comprehensive Urban Growth Area. The City would waive the then current sewer System Development Charge (SDC).

Attachments: Resolution 2067; Easement and Access Agreement; Eastown Future Sewer System Map

<u>BUDGET INFORMATION:</u>			
Budget Amount	Required Expenditure	Budget Impact	Budget Balance
Budget Explanation:			

COMMITTEE/BOARD REVIEW:

Subcommittee Review Date: Community Development Committee - 16 Aug 2010
Commission/Board Review Date: -
Hearing Examiner Date:

COUNCIL ACTION:

Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 23 August 2010	Tabled To Date:

Signatures:

Director Authorization DLG	Mayor	Date City Attorney Reviewed
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COMMUNITY DEVELOPMENT COMMITTEE

Action Item #2

DATE: August 16, 2010

ORIGINATOR: Dan Grigsby

TITLE: PW Director

SUBJECT: Eastown Sewer Lift Station Site Utility Easement and Access Agreement with Charlotte Kontos

The Eastown Sewer Lift Station 26 is anticipated to be located on the same parcel that the WSDOT Stormwater Bond "B" is located on. A gravity sewer line will be run to that site and a pressure line will be run out of the site towards 214th Ave along 96th Street. These sewer lines would be installed in the right of way of the driveway owned by Charlotte Kontos located on 96th Street. This will also provide roadway access to this parcel for City crews to maintain the stormwater pond and future Lift Station 26. As compensation for granting this easement, the City will relocate the power and telephone lines serving the Kontos home. They will be removed/abandoned and reinstalled in an easement through sewer Lift Station 9 located in the Mountain Creek subdivision on 230th Avenue. Additionally, the city will allow the Kontos home to connect their sewer system to Lift Station 9 when the Kontos property becomes part of a Comprehensive Urban Growth Area. The City would waive the then current sewer System Development Charge (SDC).

ORDINANCE/RESOLUTION: 2067

REQUEST OR RECOMMENDATION BY ORIGINATOR:

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE FINANCE DIRECTOR _____

CITY ATTORNEY _____

<u>2010 Budget Amount</u>	<u>Current Balance</u>	<u>Required Expenditure</u>	<u>Remaining Balance</u>
	N/A		

Explanation:

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

	DATE	APPROVED	DISAPPROVED
James Rackley, Chairman	8-16-10	<i>[Signature]</i>	_____
Randy McKibbin	8-16-10	<i>[Signature]</i>	_____
Donn Lewis	8-16-10	<i>[Signature]</i>	_____

COMMITTEE COMMENTS: _____

COMMITTEE'S RECOMMENDATION TO FORWARD TO:

CITY CLERK

CITY ATTORNEY

Please schedule for City Council Meeting date of: August 24, 2010

Consent Agenda: Yes No

RESOLUTION NO. 2067

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE,
PIERCE COUNTY, WASHINGTON, AUTHORIZING THE CITY TO ESTABLISH AN
EASTOWN SEWER LIFT STATION SITE UTILITY EASEMENT AND ACCESS
AGREEMENT WITH CHARLOTTE KONTOS.**

Whereas, the City Council has determined to build the Easttown sewer lift station on a site other than the Compass Pointe Development; and

Whereas, the new site for the Easttown sewer lift station is located on the parcel owned by Washington State DOT and used for a WSDOT stormwater pond; and

Whereas, the City Council desires to move forward with design of the Easttown sewer lift station; and

Whereas, the City and WSDOT have entered into an agreement for the City to maintain the stormwater facility in the future; and

Whereas, the City needs access to the WSDOT owned parcel to maintain the WSDOT stormwater facility and future City Easttown sewer lift station;

Whereas, the best way to access the WSDOT owned parcel is on the driveway owned by Charlotte Kontos;

Now therefore, be it resolved; by the City Council of the City of Bonney Lake, Pierce County, that the Mayor is hereby authorized to enter into this agreement with Charlotte Kontos.

PASSED and adopted by the City Council this 24th day of August 2010.

Neil Johnson Jr., Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

When recorded, return to:

City of Bonney Lake
P.O. Box 7380
Bonney Lake, WA 98391

Grantor: Charlotte Kontos

Grantee: City of Bonney Lake

Property: Tax Parcel Number 0520354025

EASEMENT AND ACCESS AGREEMENT

THIS EASEMENT AND ACCESS AGREEMENT is made this ____ day of _____, 2010, by and between Charlotte Kontos, ("Grantor"), and City of Bonney Lake, a Washington municipal corporation ("Grantee").

RECITALS

A. Grantor owns property located at 22305 96th Street East, Buckley, WA 98321 ("Grantor's Property"), which property (Tax Parcel Number 0520354025) consists of Grantor's private residence. Grantee owns property located on Tax Parcel Number 0520354038 ("Grantee's Property").

B. Grantee is in the process of designing the Easttown Sewer Lift Station on Grantee's Property, and in connection therewith has requested that Grantor convey to Grantee a non-exclusive twenty-foot-wide Utility and Access Easement, over, under and through a portion of Grantor's Property.

C. Grantor is willing to grant, declare and establish in favor of Grantee for the benefit of Grantee's Property an easement for the foregoing purposes over, under, across and through an existing driveway ("Driveway") on the Grantor's Property, subject to the terms and conditions hereof.

AGREEMENT

For good and valuable consideration, Grantor agrees to the following:

1. Grantor hereby conveys to Grantee a 20 foot-wide utility and access easement within an existing driveway located on Grantor's Property's ("Driveway"), more particularly described in Exhibit A to this Agreement and hereinafter called the "96th Street Easement." This easement shall extend 400 feet, from the edge of pavement on 96th Street north to the north side of a new gate at the entrance to the parcel containing WSDOT Stormwater Pond B and

the future Eastown Sewer Lift Station. The 96th Street Easement shall allow, but is not be limited to, installation of underground sewer, water, electric line, telephone line (with any necessary vaults) and other utility services required to maintain and operate the Eastown Sewer Lift Station. No stormwater shall be directed onto or allowed to accumulate on the driveway from 96th Street. The existing stormwater culvert in the middle of the 96th Street Easement and drainage ditch to that culvert do carry stormwater from other properties and will remain subject to the terms herein.

2. Grantor shall retain the ability to use the Easement Area for ingress and egress to the Property, but shall not install any permanent fixtures or landscaping that interfere with the City's ability to access underground utilities for maintenance and inspection.

For good and valuable consideration, the City agrees to the following:

1. The City shall convey a utility easement to the Grantor's Property across the City's Sewer Lift Station 9 (LS-9) Property, hereinafter referred to as the "LS-9 Easement" and more particularly described in Exhibit B to this Agreement. This easement will extend from a point adjacent to the LS-9 manhole closest to the Grantor's Property crossing LS-9 parcel to 225th Avenue East in the Mountain Creek subdivision. This easement shall be used only for residential dry utilities serving the Grantor's Property, such as power, telephone, and cable television/data systems. It will not be used for a water line.
2. The City shall relocate existing utilities (electrical and telephone) currently serving the Grantor's Property by running the existing utilities through the LS-9 Easement and reconnecting utilities to the corresponding private utilities in the Mountain Creek subdivision. The power line extension will be made using a 1/0 cable and will include any vaults needed. Cable television/internet/data cable installation will be added at no additional cost to the grantor; however, this service will not be activated. Thereafter, monthly utility bills will be the responsibility of the grantor. The City will make reasonable efforts to achieve the relocation of these utilities with no disruptions in service. Work should be completed within two years of the date of this agreement.
3. The City shall waive the sewer System Development Charge (SDC) and any other permit fees or Latecomer Agreements that may exist when the Grantor connects to the City sewer system at LS-9. This waiver is limited to one Residential Equivalent (RE) unit. The Grantor shall be responsible for the costs of installing a sewer lateral and connecting it to the sewer main. At this time, it is unknown when the Grantor will be allowed to connect to the sewer system due to state Growth Management Act restrictions.
4. After installing the sewer, dry water line, telephone cable/data utility lines to the sewer lift station, the City will rebuild the Grantor's driveway with an all-weather gravel surface.
5. The City shall, at no cost to the Grantor, replace the existing stormwater culvert, located approximately 193 feet north of 96th Street, underneath the Driveway, in the 96th Street Easement. The replacement culvert(s) shall be designed and sized to minimize the risk of flooding during heavy rain events, to avoid increased stormwater runoff into Fennel Creek, to

minimize the normal water runoff from the driveway entering the wetland on the north end of the property, and to avoid sending stormwater running down 96th Street onto the driveway. The City shall install a drainage ditch/swale, if needed, to maintain stability of the Driveway. Sections of the Driveway that slope to this culvert shall continue to do so. Driveway stormwater runoff from the northern section of the 96th Street Easement shall be channeled to an infiltration gallery or other approved stormwater facility.

6. The City shall, at no cost to the Grantor, include a dry water line from 96th Street approximately 400 feet North, in the 96th Street Easement, to the North side of the gate that will be used to enter the WSDOT stormwater pond "B" property, at the north end of the 96th Street Easement. The water line capacity will be of sufficient size to serve any use by the city as set forth herein, plus one additional residential equivalent. The City may use this waterline when connected to the City water system and will have its own water meter serving the Eastown Sewer Lift Station facility. The grantee/City will allow the grantor to connect to the City water system under the following conditions:
 - a. Written approval from Tacoma Public Utility (TPU) would be provided to the grantee/City by the grantor/homeowner removing your house from the TPU water service area and authorizing Bonney Lake to provide this water service.
 - b. All costs associated with connecting to the City water line would be at the grantor's/homeowner's expense.
 - c. The amount of water provided to the grantor would be limited to one residential equivalent.
 - d. The Water System Development Charge (SDC) would be paid by the grantor/homeowner at the time that connection to the City water line occurs, at the then current rate. If a latecomer agreement exists, at the time connection occurs, that includes your property, the grantor/homeowner would be required to pay that amount. At this time the City does not intend to establish a water utility latecomer agreement; however, this may change in the future or be requested by a developer.
7. Should it be determined that an 8-inch water line was installed through sewer Lift Station 9 to the Grantor's property, the Grantee will allow the Grantor to connect to the Tacoma Public Utility (TPU) water system using this line. All fees and charges required by TPU to connect to their water system will be paid for by the Grantor.
8. The City shall maintain the Driveway and drainage ditch (including weed abatement) within the 96th Street Easement at no cost to the Grantor. The City shall make reasonable efforts, during construction of the utility lines, to limit the duration of any Driveway closures during the workday and will always open the driveway for use after normal working hours.
9. The City shall install a lockable gate at the entrance to the Driveway adjacent to 96th Street, approximately forty-five feet off of the 96th Street edge of pavement where the current gate is located. A two lock system shall be provided for access by either the Grantor or city staff.
10. The City shall provide a lockable gate at the north end of the 96th Street Easement providing access to the WSDOT-City owned property accessible only to State and City staff. The northern side of this gate is approximately 379 feet north of 96th Street edge of pavement.

INDEMNIFICATION

Except to the extent the same are caused by the negligence or willful misconduct of Grantor or its agents, employees or contractors, Grantee shall indemnify, defend and hold Grantor harmless from and against any and all loss, costs, damages, injuries, claims, suits, liabilities, causes of action and expenses of any kind or nature, including, but not limited to, reasonable attorneys' fees, incurred by Grantor arising out of or related to: (i) Grantee's exercise of the rights granted to it by this Agreement, or (ii) Grantee's breach of its obligations under this Agreement.

BENEFITS AND BURDENS SHALL RUN WITH LAND

The easements and rights and obligations described herein are not intended to be personal, but are intended to constitute covenants running with the land and are intended to touch and concern the parcels of land described in this Agreement and to constitute easements appurtenant to the Grantee's Property benefited by the easements granted under this Agreement. The benefits and burdens on Grantor's Property under this Agreement shall constitute covenants running with the Grantor's Property and shall be binding on and inure to Grantor's successors and assigns in title. The benefits and burdens of Grantee under this Agreement shall constitute covenants running with Grantee's Property, and shall be binding on and inure to Grantee's successors and assigns in title to Grantee's Property.

ATTORNEYS' FEES

In the event either party to this Agreement brings a legal action against the other party to enforce its rights under this Agreement, the substantially prevailing party shall be entitled to receive reimbursement from the nonprevailing party of such prevailing party's costs incurred in such legal action (including the costs of appeal), including the fees and disbursements of the prevailing party's attorneys, in addition to all other rights and remedies available to the prevailing party at law or in equity.

INTERPRETATION

The captions and headings in this Agreement are inserted only as a matter of convenience and for reference, and shall not affect the interpretation of this Agreement. If any provision of this Agreement shall be held by a court of competent jurisdiction to be to any extent invalid or unenforceable, the remainder of this Agreement shall not be affected thereby.

SEVERABILITY

Invalidation of any of the provisions contained in this Agreement, or of the application thereof to any person, by judgment or court order shall in no way affect any of the other provisions thereof or the application thereof to any person and the same shall remain in full force and effect.

NOTICES

Notices given by the parties may be served personally, or may be served by depositing the same in the United States mail, postage prepaid, certified or registered mail, return receipt requested. Notices to the parties shall be addressed to the following addresses:

If to the Grantor: Charlotte Kontos
22305 – 96th Street East
Buckley, WA 98321-9284

If to the Grantee: City of Bonney Lake
PO Box 7380
Bonney Lake, WA 98321
Attn: Public Works Director

The foregoing addresses may be changed by written notice given pursuant to provisions of this Section. Notices sent by certified or registered mail shall be deemed to have been given and delivered upon the earlier of actual receipt or three (3) days business after being properly mailed. Notices served personally shall be deemed given upon receipt.

COMPLETE AGREEMENT; GOVERNING LAW

This Agreement contains the entire agreement of the parties with respect to this subject matter and supersedes all prior or contemporaneous writings or discussions relating to the easements provided for herein. This Agreement may not be amended except by a written document executed after the date hereof by the duly authorized representatives of Grantor and Grantee. This Agreement shall be governed by and construed in accordance with the laws of the State of Washington. The parties agree that the venue of any legal action brought to enforce this Agreement shall lie in Pierce County Superior Court and the parties waive their right to be sued elsewhere.

WARRANTY AND REPRESENTATION OF AUTHORITY

The parties each represent to the other that the person or persons executing this Agreement have authority to do so and to bind the parties hereunder, and that all consents, permissions and approvals related to the execution and delivery of this Agreement have been obtained.

EXHIBITS

This Agreement includes the following exhibits, which by this reference are incorporated into this Agreement:

- A. Legal description of 96th Street Easement
- B. Legal description of LS-9 Easement

SIGNATURES ON FOLLOWING PAGE

IN WITNESS WHEREOF, Grantor and Grantee have executed this Agreement as of the day and year first above written.

GRANTOR:

Charlotte Kontos

By: Charlotte Kontos
Name: Charlotte Kontos
Title: Property Owner

GRANTEE:

CITY OF BONNEY LAKE

By: _____
Name: Neil Johnson Jr.
Title: Mayor

STATE OF WASHINGTON)
) ss.
COUNTY OF _____)

On this ____ day of _____, 2010, before me, the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared _____, to me known to be the person who signed as Mayor of the CITY OF BONNEY LAKE, the municipal corporation that executed the within and foregoing instrument, and acknowledged said instrument to be the free and voluntary act and deed of said municipal corporation for the uses and purposes therein mentioned, and on oath stated that the Mayor was duly authorized to execute said instrument on behalf of the municipal corporation, and that the seal affixed, if any, is the corporate seal of said corporation.

IN WITNESS WHEREOF I have hereunto set my hand and official seal the day and year first above written.

(Signature of Notary)

(Print or stamp name of Notary)

NOTARY PUBLIC in and for the State
of Washington, residing at _____
My appointment expires: _____

Parametrix

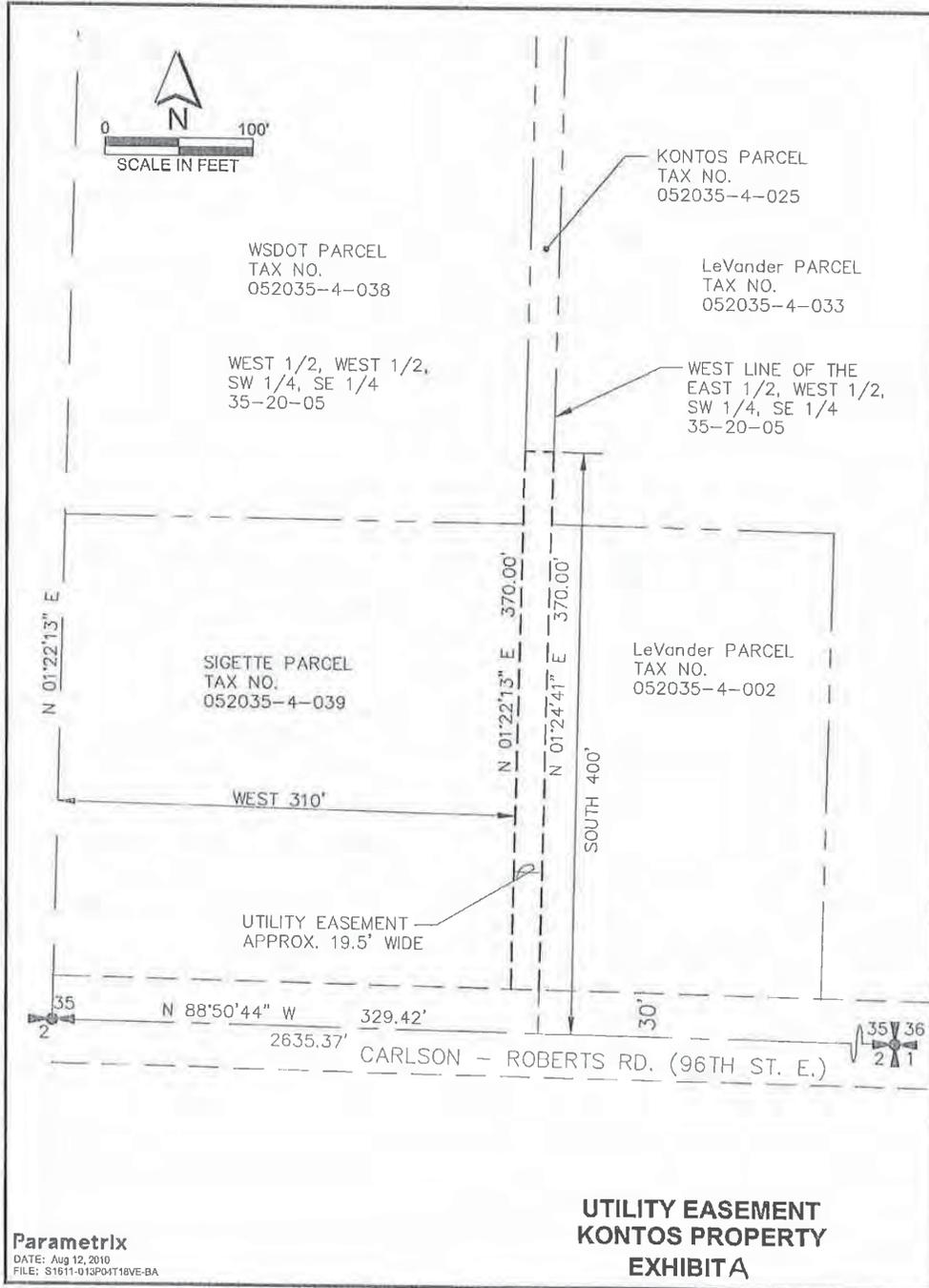
EXHIBIT A

**EASEMENT DESCRIPTION
KONTOS PROPERTY**

THE SOUTH 400 FEET OF THE WEST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 35, TOWNSHIP 20 NORTH, RANGE 5 EAST OF THE WILLAMETTE MERIDIAN, PIERCE COUNTY, WASHINGTON.

EXCEPT THE SOUTH 30 FEET FOR CARLSON – ROBERTS ROAD (96TH STREET EAST) AND EXCEPT THE WEST 310 FEET.





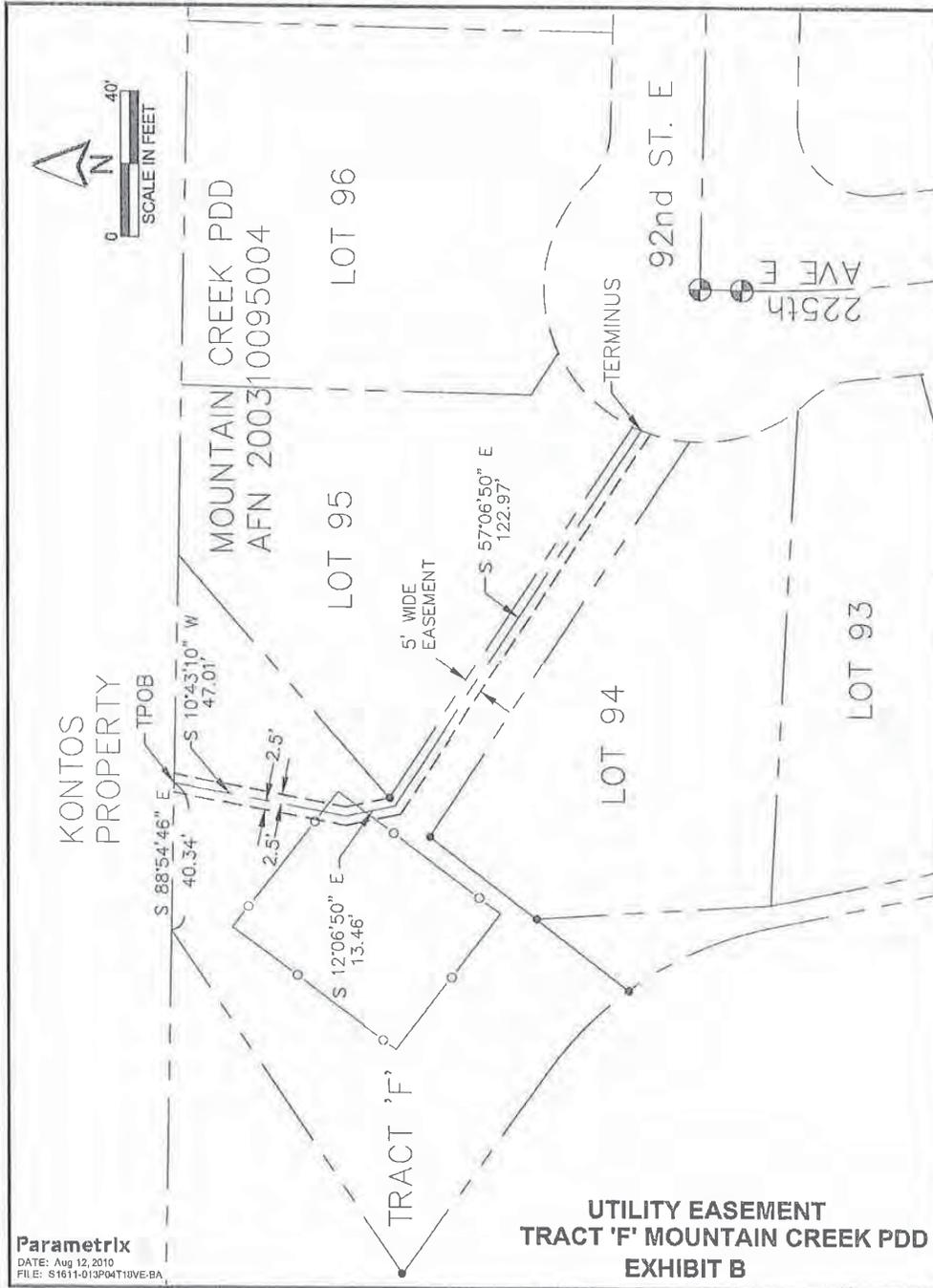


EXHIBIT B

EASEMENT DESCRIPTION
TRACT 'F'

THAT PORTION OF TRACT 'F' OF THE PLAT OF MOUNTAIN CREEK PDD, AS RECORDED UNDER RECORDING NUMBER 200310095004, RECORDS OF PIERCE COUNTY, WASHINGTON, BEING AN EASEMENT 5 FEET IN WIDTH THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

COMMENCING ON THE NORTH LINE OF SAID PLAT AT THE NORTHWEST CORNER OF SAID TRACT 'F';

THENCE SOUTH 88°54'46" EAST ALONG THE NORTH LINE THEREOF, 40.34 FEET TO THE TRUE POINT OF BEGINNING OF THIS CENTERLINE DESCRIPTION; THENCE LEAVING SAID NORTH LINE, SOUTH 10°43'10" WEST, 47.01 FEET; THENCE SOUTH 12°08'50" EAST, 13.46 FEET; THENCE SOUTH 57°06'50" EAST, 122.97 FEET TO THE WESTERLY RIGHT-OF-WAY MARGIN OF 225TH AVENUE EAST AND THE TERMINUS OF THIS CENTERLINE DESCRIPTION.

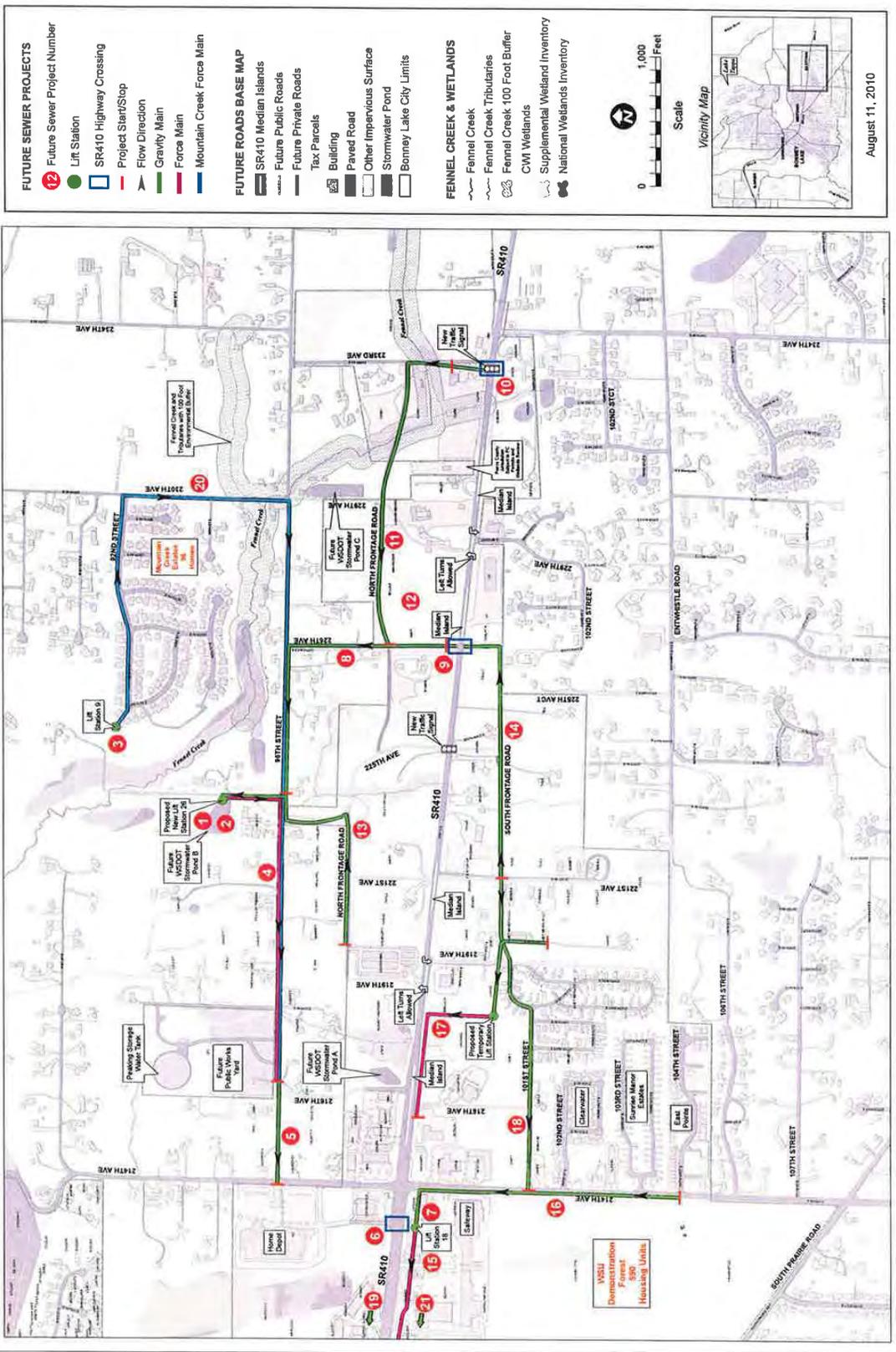
THE SIDE LINES OF THIS DESCRIPTION SHALL BE LENGTHENED OR SHORTENED SO AS TO INTERSECT WITH THEMSELVES AND THE NORTHERLY LINE OF SAID TRACT 'F' AND THE WESTERLY RIGHT-OF-WAY MARGIN OF SAID 225TH AVENUE EAST.



Eastown Future Sewer System Projects					July 27, 2010
<u>Project</u>	<u>Project Description</u>	<u>Funding Source</u>		<u>1st ULA</u>	<u>A&E</u>
		<u>Design</u>	<u>Construction</u>		
Recommended Core Project					
1	Sewer Lift Station and Gravity Line from 96th St.	City	City	Yes	RH2
2	Historical Artifact Preservation	City	City	Yes	N/A
3	Relocate Kontos Power and Telephone Line	City	City	Yes	PSE-COMCAST
4	96th Street Force Main - 216th Ave to Eastown Lift Station	City	City	Yes	RH2
5	Western 96th Street Gravity Line - 214th Ave to 216th Ave	City	City	Yes	RH2
6	SR410 Sewer Crossing at 213th Avenue (Home Depot Access Road)	City	City	Yes	RH2
7	Lift Station 18 Upgrade (In front of Safeway)	City	City	Yes	RH2
8	Eastern 96th Street Gravity Line - 225th to 226th to SR410	City	City	Yes	RH2
9	SR410 Sewer Crossing at 226th Ave (Bowen-Watt property line)	City	City	Yes	Parametrix
10	SR410 Sewer Crossing at 233rd Ave (2010 - Part of WSDOT Contract)	Dev	Dev	Yes	Stobie
Other Projects					
11	Northern Frontage Road Gravity Sewer Line - 226th to 233rd Ave	Dev	???	Yes	Stobie
12	Wetland Delineation Study (Prior to Project #11)	City	N/A	Yes	Parametrix
13	Northern Frontage Road Gravity Sewer Line - 220th to 225th Ave	Dev	Dev	No	Dev
14	Southern Frontage Road Gravity Sewer Line - 220th to 226th Ave	Dev	Dev	No	Dev
Future Projects					
15	Reconstruct-Enlarge Lift Station 18 (In Front of Safeway)	City-Dev	City-Dev	???	City
16	Lower 214th Ave Sewer Line - 106th Street to SR410	Dev	Dev	???	Dev
17	Temporary Private Lift Station and Gravity Line (Kane Project)	Dev	Dev	No	Dev
18	Southern Frontage Road Sewer Line - 214th to 220th Ave	Dev	Dev	???	Dev
19	Enlarge SR410 Sewer Gravity Line - 204th Ave to Angeline Rd. (LS17)	City-Dev	City-Dev	???	City-Dev
20	Reroute Mountain Creek Force Main - From 230th Ave to 226th Ave	City	City	No	City
21	2014 WWTP Upgrade	City	City	No	City

EASTOWN FUTURE SEWER SYSTEM

Featuring Future Sewer Projects



ORDINANCE NO. D10-136
AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY,
WASHINGTON, ACCEPTING THE DONATION OF PERSONAL PROPERTY FROM

WHEREAS, Stephen and Dena Wirt have graciously offered to donate personal property to be used by the Bonney Lake Police Department; and

WHEREAS, BLMC 3.93.010 authorizes the City Council to accept donations by ordinance and to effect any lawful terms or conditions associated therewith; and

WHEREAS, the City Council desires to accept the donation;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE,
WASHINGTON DOES ORDAIN AS FOLLOWS:

Section 1. Acceptance of Donation. The City Council hereby accepts a donation from Stephen and Dena Wirt of the following personal property:

1. Smith and Wesson .38 revolver, model 442-2;
2. Smith and Wesson .357 magnum, model 340 PD;
3. Mossberg O.F. & Sons 12 gauge pump action shotgun, model 590;
4. Remington Arms Co. 12 gauge pump action shotgun, model 870 Express;
5. Bushmaster .223 Remington semi-automatic action rifle, model XM15-E2S;
6. Glock 9mm semi-automatic handgun, model 19;
7. Glock 9mm semi-automatic handgun, model 26;
8. .45 ACP semi-automatic action handgun, model Tac Pro II;
9. Glock 9mm semi-automatic handgun, model 17;
10. Kimber .45 ACP semi-automatic action handgun, model Compact;
11. Browning Arms Co., .22 semi-automatic action handgun, model Buckmark;
12. Jennings Firearms Co., .22 semi-automatic action handgun, model j22;
13. .233 Gun magazine;
14. Glock 9mm magazine;
15. Ammunition, various amounts and calibers;
16. Two Rifle cases;
17. Bullet proof vests, two ballistic and one load-bearing;
18. Ghille Suit;
19. Two Gun holsters/ belt; and
20. Gun Barrel, .23 gauge.

Section 2. Effective Date. This ordinance, as an administrative action, is not subject to referendum and shall take effect five (5) days after publication of a summary consisting of the title.

ADOPTED by the City Council and approved by the Mayor this _____ day of _____, 2010.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective date:

COPY

Steve & Dena Wirt

196 Athlone Beach
Bay City, Michigan 48706

T 989.671.0385
F 989.671.0397
C 989.233.3230

July 20, 2010

Chief Mike Mitchell
Bonney Lake Police Department
18421 Old Buckley Hwy.
Bonney Lake, WA 98391

Re: Donation of Property

Dear Chief Mitchell:

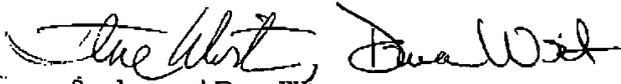
This letter is to indicate our wish to donate personal property to the City of Bonney Lake for use by the Police Department. In particular, we donate the following items:

1. Smith and Wesson .38 revolver, model 442-2; serial number CLZ8350
2. Smith and Wesson .357 magnum, model 340 PD; serial number CFM2573
3. Mossberg O.F. & Sons 12 gauge pump action shotgun, model 590; serial number T440783;
4. Remington Arms Co. 12 gauge pump action shotgun, model 870 Express; serial number C354198M;
5. Bushmaster .223 Remington semi-automatic action rifle, model XM15-E2S; serial number BFI601798;
6. Glock 9mm semi-automatic handgun, model 19; serial number NAM755;
7. Glock 9mm semi-automatic handgun, model 26; serial number DYF741US;
8. Kimber .45 ACP semi-automatic action handgun, model Tac Pro II; serial number KR65268;
9. Glock 9mm semi-automatic handgun, model 17; serial number EXC810;
10. Kimber .45 ACP semi-automatic action handgun, model Compact; serial number KC11676;
11. Browning Arms Co., .22 semi-automatic action handgun, model Buckmark; serial number 655NR21650;
12. Jennings Firearms Co., .22 semi-automatic action handgun, model j22; serial number 452102;
13. .233 Gun magazine;
14. Glock 9 mm magazine;
15. Ammunition, various amounts and calibers;
16. Two Rifle cases;
17. Bullet proof vests, two ballistic and one load-bearing;

18. Ghille Suit;
19. Two Gun holsters/ belt;
20. Gun Barrel, .23 gauge; and

We donate the property to be used for the benefit of the City of Bonney Lake Police Department and in such manner as the City thereof may direct. As a condition of the donation, no firearms will be sold if they are not to be put into service. We request that any item not placed into service with the Police Department be destroyed.

Sincerely,


Stephen and Dena Wirt

PUBLIC SAFETY COMMITTEE

DATE: August 2, 2010

ORIGINATOR: Mike Mitchell

TITLE: Police Chief

SUBJECT/DISCUSSION: Accepting Donation of Property

ORDINANCE/RESOLUTION # D10-136

REQUEST OR RECOMMENDATION BY ORIGINATOR: See attached

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE:

MAYOR
FINANCE DIRECTOR
CITY ATTORNEY Yes

BUDGET INFORMATON:

BUDGETED ITEM: N/A

TOTAL COST:

(Note: If budgeted item, attach copy of budget page and identify)

2010 Budget Amount Required Expenditure Impact Remaining Balance

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

	DATE	APPROVED	DISAPPROVED
Mark Hamilton	<u>8/2/10</u>	<u></u>	_____
Laurie Carter	<u>8/2/10</u>	<u></u>	_____
Dan Decker	<u>8-2-10</u>	<u></u>	_____

COMMITTEE COMMENTS:

COMMITTEE'S RECOMMENDATION TO FORWARD TO:

CITY CLERK

FINANCE DIRECTOR

CITY ATTORNEY

Please schedule for Council Meeting date of: August 24, 2010

g:\users\everyone\finance committee\form template.doc