

CITY COUNCIL MEETING

City of

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.

**December 14, 2010
7:00 P.M.**



AGENDA

"Where Dreams Can Soar"

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 such items 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 sign-up sheets near the Council Chamber doorway. (See Item II B. for Citizen Comments on other items of City business.)*

I. CALL TO ORDER – Mayor Neil Johnson, Jr.

A. Flag Salute – Mayor Neil Johnson, Jr.

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 James Rackley.

[Management Staff expected to be in attendance: 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: None.
2. Appointments: None.
3. Presentations: None.

D. Agenda Modifications:

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

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: None. [A 1.2]

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.

- Page 5 A. **Approval of Corrected Minutes:** November 16, 2010 Special Meeting; November 16, 2010 Council Regular Workshop; November 18, 2010 Special Joint Meeting and November 23, 2010 Regular Council Meeting.
- Page 21 B. **Accounts Payable Checks/Vouchers:** Total Amount = \$1,263,971.59 (See Agenda packet for details.)
- C. **Approval of Payroll:** Payroll for November 16-30, 2010 for checks 29445-29472 including Direct Deposits and Electronic Transfers in the amount of \$ 569,252.03.
- Page 23 D. **AB10-169 – Ordinance D10-169** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Replacing The “Other Capital Facilities” Element Of The Comprehensive Plan With An Element Entitled “Capital Facilities”.
- Page 67 E. **AB10-172 – Ordinance D10-172** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Amending The Transportation Element Of The Comprehensive Plan.
- Page 71 F. **AB10-174 – Ordinance D10-174** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Amending Chapters 4 And 6 Of The Eastown Subarea Plan Of The Bonney Lake Comprehensive Plan.
- Page 77 G. **AB10-180 – Ordinance D10-180** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Amending Chapter 15.04 Of The Bonney Lake Municipal Code And Ordinance Nos. 700, 711, 778, 826, 851 And 885, Relating To Adoption Of Revised International Codes Of Building And Related Regulations.
- Page 83 H. **AB10-188 – Ordinance D10-188** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Amending The Biennial Budget For Calendar Years 2009 And 2010.
- Page 99 I. **AB10-192 – Ordinance D10-192** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Amending Chapter 13.04 Of The Bonney Lake Municipal Code And Ordinance Nos. 1277 And 1221 Relating To Water Service Definitions And Regulations.
- Page 105 J. **AB10-181 – Resolution 2084** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Interlocal Agreement Between The City Of Bonney Lake And Metro Animal Services.
- Page 121 K. **AB10-185 – Resolution 2086** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington,

- Page 127 L. **AB10-186 – Resolution 2087** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving the Wash Wise 2011 Incentive Program.
- Page 137 M. **AB10-187 – Resolution 2088** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving the 2011 High Efficiency Toilet Rebate Program.
- Page 151 N. **AB10-190 – Resolution 2089** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Updating The Policy For Establishing And Maintaining A Workplan For The Planning Commission, And Adopting A Workplan For The 2011-2012 Biennium.
- Page 157 O. **AB10-173** – A Motion of the City Council Cancelling the December 21, 2010 Council Workshop and the December 28, 2010 Regular Council Meeting.

V. **FINANCE COMMITTEE ISSUES:** None.

VI. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES:** None.

VII. **PUBLIC SAFETY COMMITTEE ISSUES:** None.

VIII. FULL COUNCIL ISSUES:

- Page 159 A. **AB10-189 – Ordinance D10-189** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Adopting The Biennial Budget For Calendar Years 2011 And 2012.

IX. **EXECUTIVE SESSION:** Pursuant to RCW 42.30.110, the City Council may hold an executive session. The topic(s) and 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

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**SPECIAL CITY
COUNCIL MEETING**

**November 16, 2010
4:45 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

Location: Bonney Lake Justice Center – 9002 Main Street E, Bonney Lake, WA 98391

I. CALL TO ORDER – Deputy Mayor Dan Swatman called the special meeting to order at 4:45 p.m.

A. Roll Call:

In addition to, Deputy Mayor Dan Swatman, elected officials attending were Councilmember Laurie Carter, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember Jim Rackley. Mayor Neil Johnson, Jr. was not in attendance.

Various members of the professional staff were also in attendance.

II. BUSINESS ITEMS:

A. Tour of Justice Center.

Director of Community Development, John Vodopich, led the Council, staff and public on a tour of all three floors of the new Justice Center.

III. ADJOURNMENT:

The special meeting concluded and Councilmembers and staff left for the regular Council Meeting at City Hall at 5:20 p.m.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

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COUNCIL WORKSHOP

November 16, 2010

5:30 p.m.

MINUTES



“Where Dreams Can Soar”

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

Audio Time Stamp ↓

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

I. Call to Order: Mayor Neil Johnson, Jr. called the Workshop to order at 5:34p.m.

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 Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember James Rackley.

[Staff members in attendance were City Administrator Don Morrison, Chief Financial Officer Al Juarez, Public Works Director Dan Grigsby, Police Chief Mike Mitchell, Community Development Director John Vodopich, Planning Manager Heather Stinson, Code Enforcement Officer Denney Bryan, Community Services Director Gary Leaf, Assistant City Attorney Kathleen Haggard, Assistant City Attorney Sarah Hale, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist Shawn Campbell.]

III. Agenda Items:

5:35:24

A. Presentation: Fennel Creek – WSDOT Restoration/Mitigation Project
Carl Ward and Marylou Nebergall from WSDOT Olympic Region presented an overview of the SR 410 widening mitigation site. Mr. Ward shared how WSDOT chose the 20.17 acre Fennel Creek Mitigation Site, which is adjacent to two other mitigation sites. He explained this is an out-of-kind resource tradeoff; which replaces an affected wetland with habitats or ecosystems other than wetlands. In this case, they have added .23 acres of flood storage, riparian enhancement, upland buffer enhancement, and 1,150 linear feet of stream enhancement, with addition of large woody material and planting. Mr. Ward shared problems that have been identified in the basin and how the mitigation will help offset those concerns, through plantings woody materials, and wildlife habitat. He stated when WSDOT applied for permits to do the project they added allowances for the Fennel Creek Trail to be added through the mitigation site. He concluded the presentation with the plan for site maintenance and monitoring. Mr. Ward said after the contractor finished the project, citizen assistance would be appreciated at the site. Councilmember Rackley asked if the mitigation site is for collecting storm water. Mr. Ward said the site is to offset the damage done by the road construction. Councilmembers thanked Mr. Ward and Ms. Nebergall for their time.

6:12:33

B. Public Hearing: 2011-2012 Biennial Budget

Mayor Johnson opened the public hearing at 6:12 p.m. Seeing no speakers, the public hearing was closed at 6:13 p.m.

6:13:18

C. Council Open Discussion:

Bonney Lake Food Bank: Councilmember Carter reminded Council about her challenge to bring peanut butter for the Bonney Lake Food Bank. She will match each jar brought in. She encouraged everyone to donate to the Food Bank during the holiday season.

Fire Suppression Systems: Councilmember Rackley passed around a sample piece of fire retardant siding and a DVD showing how manufactured homes are currently assembled. He said these homes come from the manufacturer with the fire retardant siding as a standard feature. He said if the City required fire proof exteriors the requirement of fire sprinklers in the home could be amended. Councilmember Hamilton asked about the cost of retrofitting a manufactured home opposed to the sprinkler system being installed at the time of manufacturing. He asked about permitting requirements for manufactured homes that were built before the ordinance was passed. Deputy Mayor Swatman said that no one has died in a home with a working fire sprinkler system. He said 75% of deaths from smoke inhalation were in homes with working fire alarms. Councilmember Carter said the siding would not help the occupants inside the home or the contents of the home in case of a fire. Councilmember Rackley said it would keep the fire from spreading from one home to another in areas where the homes are placed close together. He questioned if the City is over protecting the citizens, and said there is one death every 7 years from a fire. Councilmember Decker asked about the number of house fires in the area. Councilmember Rackley said there were 72 structure fires last year with no deaths. Councilmember Rackley also mentioned additional insurance requirements for the citizens resulting from this ordinance.

Mt. View Youth Summit: Mayor Johnson attended the summit this year. He said the biggest concern of students is drugs, mainly marijuana. The second biggest issue is the trail that runs between Mt. View Middle School and Bonney Lake High School. Parents and students in each group voiced concerns about being on the trail due to rowdy kids intimidating parents and a couple of assaults that have happened on the trail. The City is working on cleaning up their portion of the trail and is in contact with the County and the School District to maintain their section of the trail as well. Mayor Johnson said the City would respond immediately to this issue. He intends to report to the students on the progress and action taken on the trail. The students also expressed concern about tree clearing on the Corliss property, and said if a tree is cut down, a tree should be replanted. Mayor Johnson explained to the students the process that Corliss went through to be allowed to cut the trees on the ridge and that the City would like to see the trees replanted.

Victor Falls Elementary: Councilmember Lewis said the ribbon cutting ceremony will be Wednesday, November 17, 2010 at 4:30pm, and the dedication ceremony will begin at 6:00pm. He encouraged Councilmembers to attend.

Pierce County DUI Victim's Impact Panel: Councilmember Rackley said he would be attending the annual candlelight vigil on Friday November 19, 2010. He said

Bonney Lake Police Officer Rob Hoag has been selected to receive an award for his dedication and effort in working to curb impaired driving.

6:31:17

- D. **Review of Council Minutes:** November 2, 2010 Council Workshop and November 16, 2010 Council Meeting.

Councilmember Carter said the November 2nd minutes, page 3, should be revised to reflect that the Veteran’s Monument Dedication was Sunday not Thursday; the Chamber of Commerce held a “decorating contest” and asked that page 4, be revised to say “Wall Street Journal article”. She noted a spelling error in the November 9th minutes page 1.

The corrected minutes were moved forward to the November 23, 2010 Meeting for Council action.

6:33:09

- E. **Discussion: Amendments to Nuisance Code**

Councilmember Hamilton stated the Public Safety Committee is looking at the nuisance code for ways to make it more effective and easier to enforce. He thanked Assistant City Attorney Sarah Hale and Code Enforcement Officer Denney Bryan for their effort with this. Ms. Hale shared codes from two other cities with the Council. She stated the Bonney Lake Municipal Code only allows for a criminal penalty if a citizen does not rectify the code violation voluntarily, while other cities’ codes allow for civil penalties as well. She said this would give the code enforcement officer more discretion and would cut the time for violators to respond. She said the burden of proof is much higher in criminal court, as opposed to civil court. Mr. Bryan thanked the Public Safety Committee for allowing him to have input during this process. He said it is hard for citizens to respond when the only alternative is a large fine. He stated in most cases citizens comply with the code at the first notice of violation. Only about 4 to 5 percent of the cases are troublesome, and they either will not comply or are habitual violators. In those cases it would be helpful to have another option. Ms. Hale stated the code could be written to allow for cost recovery from the person failing to follow through with the code. She said they are updating the code to ensure that it complies with all State laws. Councilmember Hamilton stated that the abatement does not have to be done by paid City staff. The City could work with the court to have the work done by people doing community service as part of their sentence. Councilmember Carter shared that the City of Bothell code allows the city to recover costs for abatement as well as legal and professional fees.

At 6:50 p.m., Councilmember Rackley moved for a ten-minute break. Mayor Johnson reconvened the Workshop at 7:02 p.m.

7:02:31

- F. **Discussion: AB10-150 – Ordinance D10-150 – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Updating R-1 Zoning To Allow Accessory Dwelling Units As A Conditional Use.**

Planning Manager Heather Stinson said this ordinance was put on the Planning Commission’s Work Plan after Inlet Island and Church Lake were down zoned from R-2 to R-1. Homeowners were concerned about losing ability to have an Accessory

Dwelling Unit. The Planning Commission suggested that ADU's be allowed as a conditional use in R-1 zoning. This would allow property owners to get more value out of the property and the opportunity for rental units. She said concerns are parking and crowding in the area. She said having ADU's only allowed as a conditional use would require the property owner to go before the Hearing Examiner, which would allow the City to require special conditions for parking and any other concerns.

Councilmember McKibbin asked about the cost of the Hearing Examiner. Deputy Mayor Swatman asked about public testimony at the Planning Commission level, and how citizens receive notice about Hearing Examiner hearings. He said he would like to have more public comment on this issue. He stated having ADU's in the different zones has merit. Councilmember Decker is supportive of ADU's in R-1 zoning. He asked about the definition of an ADU. Mrs. Stinson said the design requirements must be met for a structure to be considered as an ADU. Councilmember Carter asked about an ADU over a garage or a space in the backyard. Director Vodopich said the homeowner would need to meet the requirements for a conditional use permit and go before the Hearing Examiner.

Councilmember Hamilton asked about the purpose of ADU's in the City and if they affect the City's density calculations. Mrs. Stinson said ADU's provide a housing opportunity that is not currently available and an income source for homeowners. She said ADU's are not counted in the City's density numbers at this time, but the County does use ADU's for their density numbers. Councilmember Hamilton expressed concerns of allowing rental units in R-1 zones, and asked about water and sewer connection requirements for an ADU. Public Works Director Grigsby said if the homeowner requires an additional connection they would be required to pay a Sewer Development Charge. If the homeowner could tie into their existing sewer then they would not have to pay additional fees. Councilmember Decker suggested requiring ADU's to tie into City sewer. Mrs. Stinson stated that having the ADU's approved by a conditional use permit allows for the hearing examiner to require property owners to hook up to City sewer or any other requirement that the City feels is necessary. Councilmember Carter asked about notification to surrounding property owners if a homeowner applies for a conditional use permit. Director Vodopich stated notice must be mailed to any property owner within 600 feet. By consensus Council forwarded the ordinance to the November 23, 2010 Council Meeting for action.

7:33:30

- G. **Discussion: AB10-172 – Ordinance D10-172** — An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending The Transportation Element Of The Comprehensive Plan.

Director Vodopich said the Puget Sound Regional Council has not certified the Transportation Plan, and therefore, the City is not able to apply for federally funded grant programs. He said the ordinance proposes a minor amendment to the Transportation Element allowing the City to receive conditional certification. He added that if the City is successful in getting grant funds the complete update and internal consistency report would have to be completed prior to getting the grant approved. By consensus this ordinance will be forwarded to the December 14, 2010 Council Meeting for action.

7:35:25

- H. **Discussion: AB10-174 – Ordinance D10-174** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending The Eastown Subarea Element Of The Comprehensive Plan, Moving The Eastown Design Standards To The Municipal Code, And Amending The Commercial Parking Lot Landscaping Standards.

Assistant City Attorney Kathleen Haggard said the original proposed ordinance violated the single subject rule that applies to city ordinances, so it was broken up into three separate ordinances: a) changing the Eastown Subarea Element of the Comprehensive Plan; b) removing the Eastown Design Standards from the Comprehensive Plan and making them part of the Bonney Lake Municipal Code; c) amending the landscaping standards for parking lots in all commercial areas. She said the first ordinance needs to be adopted as part of the City's Comprehensive Plan amendments, but the other two do not. Deputy Mayor Swatman asked about the procedure of having legal review of new ordinances. Director Vodopich said the Planning Commission used a template from other Comprehensive Plan amendments. Councilmember Carter asked if the road changes will have sidewalks, curbs and gutters. Director Grigsby said they will be two lane roads with a sidewalk on one side, landscaping on the other, with curbs and gutters. By consensus, all three ordinances will be moved to the December 7, 2010 workshop for further discussion.

7:45:11

- I. **Discussion: AB10-169- Ordinance D10-169** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting Ordinance No. D10-169, An Update To The City's Capital Facilities Element Of The Comprehensive Plan.

City Administrator Don Morrison said the Capital Facilities Element is mandatory under the Growth Management Act. He said when the City initially adopted the Capital Facilities Element it only met the minimum standards. This update is more in line with the intent of the GMA. This plan addresses general government facilities such as the Public Safety Building and the Senior Center, which have never been addressed in the Capital Facilities Element before. The plan starts with an inventory, and level of service, and looks at the space the City needs to operate now and in the future. He said this will help with planning for future growth. He said the plan includes strategies, goals and priorities that have been talked about over the years, but never put on paper. The last section addresses financing options the City can use to finance the plan. Councilmember Carter asked about the lease for the Snack Shack. She likes that the plan lays everything out. Councilmember Hamilton asked about the deficit in office space for the Justice Center. City Administrator Morrison said the deficit includes leasing a portion of the Justice Center, and if the City occupies the whole Justice Center, it would be very close. Councilmember McKibbin asked who had prepared the document. City Administrator Morrison said there were not budgeted funds available to hire a consultant so he volunteered to complete the project.

7:55:23

- J. **Discussion: (After Public Hearing Held 11/09/10) – AB10-177 – Ordinance D10-177** – Setting the Ad Valorem Tax Rate for Fiscal Year 2011.

Chief Financial Officer Juarez said the City is proposing a 1% increase in the Ad Valorem Tax Levy for 2011. Councilmember Rackley asked if due to the tax rate increase if property taxes would actually go down in 2011. City Administrator

Morrison said the new levy would approximately be 1.01% down from the current 1.116%, for a total decrease in individual property taxes. Deputy Mayor Swatman said in the future he would like to consider taking a proposition to the voters to raise the Ad Valorem rate to the maximum allowed for targeted programs.

IV. Executive Session: None.

7:58:33

V. Adjournment:

At 7:58p.m. Councilmember Lewis moved to adjourn the Workshop. Councilmember Rackley seconded the motion.

Motion approved 7 – 0.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items submitted to Council at the November 16, 2010 Workshop:

- WSDOT – *SR410 Widening - 214th Ave E to 234th Ave - Fennel Creek Mitigation Site* – Carl Ward, WSDOT.
- City of Bonney Lake – *Washington Administrative Code – List of Noxious Weeds* – Councilmember Laurie Carter
- City of Bonney Lake – *City of Bothell Municipal Code Chapter 8.24* – Councilmember Laurie Carter
- City of Bonney Lake – *City of Tacoma Municipal Code Chapter 8.23* – Councilmember Laurie Carter
- City of Bonney Lake – *Ordinance D10-174; a,b,c* – Assistant City Attorney Kathleen Haggard

**SPECIAL JOINT
CITY COUNCIL, DESIGN
COMMISSION, AND
PLANNING COMMISSION
MEETING**

**November 18, 2010
5:30 p.m.**

DRAFT MINUTES



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

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 5:32 p.m.

II. Roll Call: [A1.3]

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

In attendance from the Planning Commission were Chairman Grant Sulham, Commissioner Brad Doll, Commissioner David Eck, Commissioner Brandon Frederick, Commissioner Winona Jacobsen, Commissioner Katrina Minton-Davis and Commissioner Richards Rawlings.

In attendance from the Design Commission were Chairwoman Debbie Strous-Boyd, Commissioner Jamie Bendon, Commissioner David Colbeth and Commissioner Tom Watson. Commissioners Raymond Bunk III, Tom Kennedy and Paul Webber were absent.

[Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Planning Manager Heather Stinson and Administrative Services Director/City Clerk Harwood Edvalson.]

III. Agenda Items:

A. General Discussion between the Council and Commissions – Issues and Concerns

Communications. Various commissioners voiced a desire to have frequent communication between the Planning Commission and City Council. Concern was expressed the Council may not be aware of the amount of work and depth of discussion preceding Planning Commission recommendations to the Council, and that communications may be filtered by staff perspectives. Commissioner Jacobsen pointed out that the Council failed to invite the Park Board to participate in this meeting. She felt the Park Board should have been invited to give their perspective regarding the significant park resources in the midtown area. Deputy Mayor Swatman explained that legal counsel has suggested that frequent attendance by the Council at Board and Commission meetings may unduly influence the considerations and pre-dispose Councilmembers on deliberations they will have later at the Council level. He said Councilmembers will continue to periodically

5:33:12

attend the board and commission meetings. Councilmember Carter reminded board and commission members that the Council’s agendas and minutes are available on the City’s website and that Councilmembers know they can find the agendas and minutes from the boards and commissions there as well. The group discussed several instances where increased communication led to greater understanding of the actions taken by the individual boards, commissions and Council. Councilmember Lewis assured the commissioners their work is considered and appreciated, and is definitely not wasted.

Annexation. Deputy Mayor Swatman invited questions concerning the proposed annexation. Responding to individual questions, he explained the annexation will bring municipal services to the residents of the unincorporated area who currently shop and receive other services in Bonney Lake. He said the incorporation will include about 7,000 residents and anticipates the election will take place sometime in the spring. He added, if the area is annexed, the boards and commissions may have a future role in the planning and design for the area. Deputy Mayor Swatman said he met with homeowners groups, and they are mostly positive, but there are many people who are reluctant to face change.

6:25:12

B. AB10-183 – Discussion of Creation and Scope of a Midtown Development Plan.

Councilmembers and commissioners discussed elements they feel should be addressed in a midtown plan, such as, barriers to transportation, commercial impacts to residences, development of sewer and parks, and the boundaries assigned to the midtown. Councilmember Carter provided handouts including pictures of some of the elements she sees as desirable for inclusion in the plan.

The Council and commissioners discussed the concept of extending the Easttown development standards to the Midtown area. Subsequent discussion began to focus on the issues that make Midtown different from Easttown, particularly the impact of commercial on the residential areas located in Midtown. Needs for both Easttown and Midtown planning were discussed. There was general consensus that the next step for the Midtown plan was to define the area’s boundaries, which may include the schools and residential neighborhoods.

7:29:02

C. Design Commission Excused from Meeting.

The Design Commission was excused from the joint meeting to allow the Council and Planning Commission to discuss the Planning Commission Workplan for 2011-2012.

7:30:04

D. AB10-182 – Planning Commission Workplan 2011-2012.

Planning Manager Stinson reviewed the proposed plan with the Council and Commission. She explained that those items not addressed in 2010 would be moved forward. Discussion of the individual items ensued. With proposed Council action before the end of the year, there was consensus to remove the update of the energy code from the 2011 workplan. The Council suggested that incentives for green building may be largely Council driven and while input from the Planning or Design Commissions may be valuable, it is probably not a priority item for those commissions. There was also direction from the Council to drop an update to Title

18 – Provisions for Shared Housing from the workplan.

The next item discussed was the proposed update of the Comprehensive Plan to include land use elements for the annexation area. The conclusion was to plan for the adoption of land use and zoning as currently described by County ordinance.

The Council and Commission discussed the structure of the plan and agreed the priority column should be eliminated from the plan. The group touched briefly on the cultural resources element of the Comprehensive Plan and the inclusion of historic preservation in the element. Commissioners noted that this element would help build identity for the City and discussed the possibility of highlighting views of Mt. Rainier, Victor Falls, the use of trails, bird-watching and historical tourism.

Planning Manager Stinson noted the Planning Commission still plans to deal with an update of the transportation element, shoreline master plan and parks element of the Comprehensive plan. Another item identified for work is the allowed use matrix for the zoning code.

8:15:40

E. Adjournment

At 8:15 p.m., Chairman Sulham moved to adjourn the special meeting. Councilmember Lewis seconded the motion.

Motion approved unanimously.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items submitted to Council at the November 18, 2010 Special Meeting:

- City of Bonney Lake, *Pictures of Design and Development Standards* – Councilmember Laurie Carter.

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CITY COUNCIL MEETING

**November 23, 2010
7:00 P.M.**



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.

DRAFT MINUTES

"Where Dreams Can Soar"

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

Audio Time
Stamp ↓

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

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 7:02 p.m.

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

B. Roll Call:

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

[Staff members in attendance were City Administrator Don Morrison, Police Chief Mike Mitchell, Chief Financial Officer Al Juarez, Administrative Services Director/City Clerk Harwood Edvalson and City Attorney Jim Dionne.]

Councilmember Decker moved to excuse Councilmembers Carter and Rackley from attendance at the meeting. Deputy Mayor Swatman seconded the motion.

Motion approved 5-0.

C. Announcements, Appointments and Presentations:

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

C. Agenda Modifications: None.

7:03:42

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings:

1. **Public Hearing: 2011-2012 Proposed Biennial Budget.**

Mayor Johnson opened the public hearing at 7:03 p.m. There being no speakers from the public, the hearing was closed at 7:03 p.m.

B. Citizen Comments: None.

- C. Correspondence: The following correspondence was received and forwarded to the City Council for their consideration:

Email – From: Lewisdonnm@aol.com; Sent: 11/20/10 at 9:45 AM; To: John Vodopich, et.al.; Subject: Fw: Eastown Sub-area Plan Changes Ordinance D10-174.

Email – From: Raymond Frey; Sent: 11/22/10 at 3:30 PM; To: Woody Edvalson, et.al.; Subject: Eastown Plan.

Email – From: Roger Watt; Sent: 11/23/10 at 10:06 AM; To: Woody Edvalson; Subject: Eastown Sub-area Plan Changes Ordinance D10-174.

Email – From: Delores Magruder; Sent: 11/23/10 at 2:09 PM; To: Woody Edvalson; Subject: Eastown Sub-area Plan Changes Ordinance D10-174.

Email – From: Mary Miller; Sent 11/23/10 at 4:24 PM; To: Woody Edvalson; Subject: [BULK] follow up e-mail from tnt.

7:06:10 **III. COUNCIL COMMITTEE REPORTS:**

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and discussed the MOU with the Police Guild, renewing the interlocal for planning services with Buckley and resolutions to renew the high efficiency clothes washer and toilet rebate programs.
- B. Community Development Committee: Councilmember Lewis said the committee has not met since the last Council meeting.
- C. Public Safety Committee: Councilmember Hamilton said the committee has not met since the last Council meeting.
- D. Other Reports: Mayor Johnson reported he met with Pierce Transit where they discussed emergency planning scenarios.

7:08:15 **IV. CONSENT AGENDA:**

- A. **Approval of Corrected Minutes**: November 2, 2010 Council Workshop and November 16, 2010 Council Meeting.
- B. **Accounts Payable Checks/Vouchers**: Totaling \$792,483.09.
- C. **Approval of Payroll**: Payroll for November 1 - 15, 2010 for Payroll for November 1-15, 2010 for checks 29421-29444 including Direct Deposits and Electronic Transfers in the amount of \$ 387,854.28.

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

Consent Agenda approved 5-0.

V. FINANCE COMMITTEE ISSUES:

- A. **AB10-184 – Resolution 2085** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing the Mayor to Sign a Memorandum of Understanding with the Bonney Lake Police Guild for Police Officers and Support Services.

Councilmember Decker moved to approve Resolution 2085. Councilmember Lewis seconded the motion.

Police Chief Mitchell expressed appreciation to the Police Guild for volunteering the terms of the proposed agreement.

Resolution 2085 approved 5-0.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: *None.*

VII. PUBLIC SAFETY COMMITTEE ISSUES: *None.*

7:09:56

VIII. FULL COUNCIL ISSUES:

- A. **AB10-177 – Ordinance 1367 [D10-177]** – An Ordinance of the City of Council of the City of Bonney Lake, Pierce County, Washington, Setting the Amount of the Annual Ad Valorem Tax Levy Necessary for the Fiscal Year 2011.

Councilmember Lewis moved to adopt Ordinance 1367. Councilmember Decker seconded the motion.

Deputy Mayor Swatman noted, although the tax rate is increasing, the net effect to the individual tax payer is to see a decrease in the taxes paid.

Ordinance 1367 approved 5-0.

- B. **AB10-150** – An Ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington, Amending R-1 Zoning to Allow Accessory Dwelling Units as a Conditional Use.

Councilmember Decker moved to approve AB10-150. Councilmember Lewis seconded the motion.

Deputy Mayor Swatman said the proposed ordinance has some merit, however, he feels the language has not been fully perfected. He noted it is not part of the proposed Comprehensive Plan amendments, and, therefore, is not of a time-sensitive nature.

Observing that two councilmembers are absent from the meeting, Councilmember Lewis moved to table this ordinance to the December 7, 2010 Council Workshop for further discussion.

Motion to Table approved 5-0.

IX. EXECUTIVE SESSION: Pursuant to RCW 42.30.140 (4)(b), Mayor Johnson announced the City Council will hold a closed session for five minutes to discuss strategy and negotiating position during the course of a grievance. The closed session began at 7:15 p.m. and was extended another five minutes at 7:20 p.m. The closed session concluded at 7:25 p.m.

7:26:07

X. ADJOURNMENT:

At 7:26 p.m., Councilmember Lewis moved to adjourn the meeting. Deputy Mayor Swatman seconded the motion.

Motion to adjourn approved 5-0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

Items presented to Council at the November 23, 2010 Meeting: *None.*

**ACCOUNTS PAYABLE, UTILITY REFUND AND ACCOUNTS
RECEIVABLE REFUND CHECKS/VOUCHERS**

12/14/2010

<u>TYPE</u>	<u>Check Numbers</u>	<u>Amount</u>
11/19/2010 Accounts Payable Checks	60012 - 60070	\$ 265,888.25
12/3/2010 Accounts Payable Checks	60071 - 60119	\$ 107,026.91
12/3/2010 Utility Refund Checks	60120 - 60121	\$ 688.62
<u>Voids</u>		
59890 (Duplicate of ck #59499)		\$ -
59690 (Wrong vendor-replaced w/ 60121)		\$ -
<u>Electronic Transfers</u>		
11/19/2010 Dept of Revenue	6592386	\$ 42,547.30
11/16/2010 Comdata	11162010	\$ 20,099.37
11/17/2010 U.S. Bank	11172010	\$ 28,027.39
12/1/52010 Bank of New York	12012010	\$ 799,693.75
Total Amount		\$ 1,263,971.59

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Exec / Don Morrison	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-169
Agenda Item Type: Motion	Ordinance/Resolution Number: D10-169	Councilmember Sponsor:

Agenda Subject: Capital Facilities Element of the Comprehensive Plan

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting Ordinance No. D10-169, An Update To The City's Capital Facilities Element Of The Comprehensive Plan. .

Administrative Recommendation: Approve

Background Summary: The Capital Facilities Element of the Comprehensive Plan is a state mandated element of GMA under RCW 36.70A.070(3). In the past the City met its GMA requirement for a Capital Facilities element by adopting a short 2 page element entitled "Other Capital Facilities". Unfortunately, the element did not address general government capital facilities, just those adopted by referenced in the utility and transportation plans, etc. Accordingly, a major thrust of this new Capital Facilities Element is to not only readopt the related capital plans of the City by reference, but to more specifically address the capital facilities needs of the City that are not addressed in the other adopted plans of the City, as well as address other specific elements required to be addressed in a capital facilities element.

Attachments: Transmittal Memo, Proposed Ordinance, Proposed Plan

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation: NA			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	<i>Approvals:</i>		Yes No
Date:	Chair/Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
	Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
	Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
Forward to:	Consent		
	Agenda: <input type="checkbox"/> Yes <input type="checkbox"/> No		
Commission/Board Review:	Planning Commission conducted a public hearing on October 6, 2010; and considered the Plan at its October 20th meeting.		
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s): November 16, December 7	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director:	Mayor:	Date Reviewed by City Attorney: (if applicable):



Memo

Date : November 10, 2010
To : Mayor and City Council
From : Don Morrison, City Administrator
Re : **Capital Facilities Element update**

BACKGROUND

The Capital Facilities Element of the Comprehensive Plan is a state mandated element of GMA under RCW 36.70A.070(3). In the past the City met its GMA requirement for a Capital Facilities element by adopting a short element entitled “Other Capital Facilities”. As stated on page 8-1 of the Other Capital Facilities element, “The Transportation Element, Parks Element, Utilities Element, and this Other Capital Facilities Element are hereby defined to collectively constitute the GMA-required Capital Facilities Element”. Thus, other elements containing capital facilities components were adopted by reference. Unfortunately, no element addressed general government capital facilities, such as city hall, the public works maintenance shops, the public safety building, etc. Accordingly, the intent of the new Capital Facilities Element was to not only again adopt the related capital plans by reference, but to more specifically address the capital facilities needs of the City that were not addresses in the other adopted plans of the City, as well as address other specific elements required to be addressed in a capital facilities element.

The attached Capital Facilities Element is intended to replace the “Other Capital Facilities” element and otherwise more fully meet the requirements of the Growth Management Act. Due to cutbacks in available consultant funds, for budgetary reasons the Capital Facilities Element was drafted primarily by myself.

RCW 36.70A.320 presumes that comprehensive plans adopted by Council under the GMA are valid upon adoption. Any challenge to their validity would be made to the Growth Management Hearings Board. However, as required, the draft Capital Facilities Element (CFE) was submitted to the Washington State Department of Commerce for review and comment.

The Commerce Department planner assigned to review the CFE acknowledged in her comment letter that the Capital Facilities Element essentially met the requirements of the Growth Management Act. She did, however, suggest some additional detail be added to the document: *“However this element needs some additional detail to demonstrate that adequate capital facilities have been planned for, to ensure that citizens can readily access the information, and understand what the needs are over the*

planning period.” In a conversation with the City Administrator, Commerce suggested adding into the CFE (as an appendix or otherwise) the 6 year financial model and CIP sheets, plus the project pages from all of the city’s various adopted capital plans so that citizens reading the document would not have to go back to the various other adopted plans to better understand the capital projects of the City. As explained to the planner, while such an approach certainly makes it easier for a reader, it may also give a false impression. Since the capital plans of the City that have been adopted by reference are active plans, subject to regular review and update (e.g. Biennial Budget, CIP, TIP, etc.), if the 2010 version of those plans were incorporated into the Capital Facilities Element, it would become obsolete in as little as a few weeks when the Council adopts a new 2011-2012 biennial budget. The CFE may not be updated again for another 5 years, so the City Administrator recommends simply adopting the various capital plans by reference as amended. While a few cities include a full list of capital projects in their capital facility elements, the vast majority simply adopt the various capital plans of the City by reference, as has been the practice of the City of Bonney Lake.

In summary, the Capital Facilities Element update adds information to the Comprehensive Plan about City owned facilities and projects, and adopts the most recent versions of the various capital plans of the City by reference, including the Sumner, White River and Dieringer District Capital Facilities Plans.

Given the policy and financial nature of the capital facilities element, the Planning Commission chose not to formally make a recommendation on the Capital Facilities Plan, but rather leave that determination to the Council.

ORDINANCE NO. D10-169

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, REPLACING THE “OTHER CAPITAL FACILITIES” ELEMENT OF THE COMPREHENSIVE PLAN WITH AN ELEMENT ENTITLED “CAPITAL FACILITIES”.

WHEREAS, in compliance with the Washington State Growth Management Act, Chapter 36.70A RCW, the City of Bonney Lake has adopted a Comprehensive Plan and has amended the plan on several occasions since that time; and

WHEREAS, the Growth Management Act requires the adoption of a Capital Facilities Element as a component of the Comprehensive Plan; and

WHEREAS, RCW 82.02.090(9) defines system improvements for impact fee purposes as those public facilities that are included in the capital facilities element of the comprehensive plan of the City; and

WHEREAS, on May 25, 2010 the City Council adopted the Planning Commission annual work plan that included consideration of adopting a Capital Facilities Element; and

WHEREAS, a Notice of Public Hearing was issued on September 21, 2010; and

WHEREAS, the Planning Commission conducted a public hearing on October 6, 2010; and

WHEREAS, at the October 20, 2010 Planning Commission meeting the Planning Commission forwarded the Capital Facilities Element to the City Council for consideration; and

WHEREAS, SEPA has been complied with via a Determination of Non-Significance issued on October 19, 2010; and

WHEREAS, RCW 36.70A.106 requiring a 60 day review by the Washington State Department of Commerce has been complied with; and

WHEREAS, the capital facilities element is one of three Comprehensive Plan amendments concurrently coming before the City Council;

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

Section 1. Adoption of Capital Facilities Element. The “Other Capital Facilities” Element, otherwise known as Chapter Eight (8) of the City’s Comprehensive Plan, is hereby replaced with the Capital Facilities Element attached as Exhibit A, and incorporated herein by this reference as if set forth in full.

Section 2. Amendments to Replace and Supersede. The City of Bonney Lake Capital Facilities Element specifically, and the Comprehensive Plan generally, is amended by these changes and all such changes are intended to replace and supersede all pertinent sections of the Capital Facilities Element and other adopted capital plans of the City that are or may be inconsistent with the amendments contained herein. If there are any conflicts with other earlier plans or adopting ordinances, the provisions of this ordinance shall apply.

Section 3. Transmittal to State. Pursuant to RCW 36.70A.106, this Ordinance shall be transmitted to the Washington Department of Commerce as required by law.

Section 4. Severability. The provisions of this ordinance are declared separate and severable. If any section, paragraph, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance.

Section 5. Effective Date. This Ordinance, concerning matters set out in RCW 35A.11.090, is not subject to referendum, and shall take effect five (5) days after its passage, approval and publication as required by law.

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

Neil Johnson, Jr.
Mayor

ATTEST:

Harwood T. Edvalson
City Clerk, CMC

APPROVED AS TO FORM:

James Dionne
City Attorney

Capital Facilities Element

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The purpose of the Capital Facilities Element of the Comprehensive Plan is to provide adequate public facilities which:

1. Address past deficiencies and anticipate growth needs;
2. Achieve acceptable levels of service;
3. Use fiscal resources efficiently; and
4. Meet realistic timelines.

Overview

One of the more challenging aspects in managing growth is ensuring that needed public facilities are available when growth occurs. The implementation of a well-defined capital facilities plan will help realize Bonney Lake’s vision of a well-planned city. The ultimate full development of the Land Use Plan is contingent on the development of needed infrastructure in a timely and orderly fashion. This chapter replaces the previous Chapter 8 of the Comprehensive Plan entitled “Other Capital Facilities”.

The purpose of this element is to demonstrate that all capital facilities serving Bonney Lake have been addressed and that capital facility planning has been, and continues to be, conducted for all capital facilities. This element contains the following information, whether addressed herein or in other capital related plans that are adopted by reference:

- An inventory of existing public capital facilities;
- A forecast of future needs;
- The potential location of new capital facilities;
- A financing plan and sources of funding; and,
- A process by which to achieve balance among needed facilities, appropriate levels of service, and financial capability.

This capital facilities element incorporates and serves as a reference to all of the various capital facility plans, comprehensive plans, capital improvement and investment programs, capital budgets, inventories, and studies that together represent the planning and financing mechanisms required to serve the capital facility needs of Bonney Lake.

Bonney Lake owns and manages a number of capital facilities including its roads, stormwater facilities, sidewalks/trails, parks, water and sewer lines, administrative and maintenance, as well as a variety of other maintenance facilities. In addition to facilities owned and managed by Bonney Lake, there are a number of publicly-owned capital facilities managed by other entities which provide for some of Bonney Lake's public capital facility needs. These include, but are not limited to: schools, libraries, fire stations, wastewater treatment (offsite); water supply and distribution, public transit and park-and-ride facilities.

Planning decisions made regarding these facilities are made by the responsible governing bodies. These decisions include the construction of new facilities, improvements to existing facilities, the levels of service provided by those facilities, and the sources of revenues and financing of needed facilities. Such decisions also recognize the evolving and adaptive role of technology in the provision of capital facilities.

Despite the fact that Bonney Lake doesn't manage all capital facilities in the city, the city does have a significant influence on capital facilities planning and development by its authority to regulate land uses and the requirement to adopt a comprehensive plan. In addition, the state, through the Growth Management Act (GMA), requires Bonney Lake to demonstrate that the capital facilities serving Bonney Lake have been considered and that planning is done in a coordinated and comprehensive fashion.

This element is divided into seven sections: Capital Facilities Inventory, Capital Facilities Needs, Level of Service, Financing Mechanisms and Revenue Sources, Reassessment of Land Use Element, and Essential Public Facilities (EPF).

EPF policies are a state requirement and placed in the Capital Facilities Element for convenience only. They are not intended to be subject to any of the general capital facilities policies or discussions. EPF policies contained here are expressly responding to a separate GMA mandate to identify and site essential public facilities.

Transportation facilities are referred to in this element as part of the inventory of capital facilities. However, greater detail including an inventory of streets, non-motorized transportation facilities (sidewalks, trails, and bike lanes), and public transit facilities, is contained in the Transportation Element of the Comprehensive Plan, and in the adopted Non-motorized Transportation Plan.

Capital facilities belonging to privately owned utilities serving Bonney Lake (electrical, natural gas, liquid or other gas pipelines and telecommunication) are addressed in the Utilities Element of the Plan.

Capital Facilities Inventory

The following is a summary inventory of principal capital facilities providing services within the City of Bonney Lake.

<i>Facilities</i>	<i>Inventory Description</i>	<i>Related Plan</i>
Water	<p>The City of Bonney Lake owns and operates a public water system within its corporate boundaries, within portions of unincorporated Pierce County, and within portions of the corporate boundaries of the City of Auburn. The WA Department of Health classifies the system as a Type Group A - Community - Public Water System. The City provides to approximately 12,500 customer connections, or 13,500 equivalent residential units (ERU), within the City’s water service area (WSA), which extends beyond the city limits. The city limits comprise an area of approximately 6.7 square miles and the water service area is approximately 25 square miles. The City serves a population of nearly 17,000 within the City Limits and a population of more than 33,000 system-wide.</p> <p>The City’s water supply consists of two well fields and two spring sources. The City also operates a water treatment system to treat the water from the Ball Park Well. System storage capacity is provided by five water tanks that have a total capacity of 25.7 million gallons (MG). In addition, the Bonney Lake water system has four major pressure zones with 26 pressure reducing stations, 5 booster pump stations, and more than 199 miles of water main. The City also has a long term water supply contract with the Tacoma Public Utility (TPU) for up to 2 million gallons per day to supplement the City’s existing water supply sources. There is also an agreement with the Cascade Water Alliance (CWA) purchasing 2 MGD more capacity of TPU water. The CWA agreement will provide additional in water rights to the city from the White River. The City has acquired 20 acres in the White River Basin in which to drill wells to make use of these water rights. In 2010, the City is constructing a water line and 4 MGD Booster Pump Station to use TPU water. The city has a number of emergency water interties with the cities of Tacoma and Auburn. These water supplies are expected to meet the demands of water customer through at least 2040.</p>	Comprehensive Water System Plan, adopted December 2009

Facilities	Inventory Description	Related Plan
Sewer	The City owns and operates a municipal wastewater collection system, with approximately 5,300 connections. However, sewage treatment is provided by the City of Sumner through an Interlocal agreement. The wastewater collection system consists of 22 sewer lift stations, 87 grinder pumps, and 75 miles of wastewater pipe.	Comprehensive Sewer System Plan, adopted December 2009
Stormwater	The City of Bonney Lake Stormwater Utility manages the drainage system to prevent property damage, maintain a hydrologic balance, and protect water quality for the safety and enjoyment of citizens and the preservation and enhancement of wildlife habitat. The City does not have a traditional underground storm sewer system. The City's storm water system consists of 48 detention, retention, or infiltration ponds totaling 95 acres, and a series of ditches which serve most of the older areas of the City. There are 58 dry wells (galleries), 1,583 catch basins, 43 curb inlets, 299 manholes, and 32 miles of pipe. In 2008 the City installed a regional stormwater pond to serve the Downtown and surrounding areas. Stormwater pond sites for future buildout in Midtown and Eastown have been purchased and are being built.	Utilities Element of the Comprehensive Plan, adopted 2006
Solid Waste	There are no solid waste capital facilities in the City. The nearest capital facility is the Pierce County Prairie Ridge Transfer Station located at the corner of Prairie Ridge Road and So. Prairie Road. Solid waste collection services in Bonney Lake, including curb side yard waste collection and one-source curbside recycling, are provided by DM Disposal through a contract with the City.	Utilities Element of the Comprehensive Plan, adopted 2006
Transportation	Transportation capital facilities serving Bonney Lake consist of 73 miles of streets (centerline), various bus stops, and a park-and-ride lot near the corner of Main Street and SR410. Streets include such facilities as roads, an estimated 662 street lights, 4 traffic signals, 1,478 traffic control signs, 821 street identification signs, guardrails, sidewalks, and pedestrian and bike trails. A detailed inventory of capital transportation facilities, levels of service, facility needs, and financing plans is found in the Transportation Element and Non-Motorized Transportation Element of the Comprehensive Plan.	Transportation and Non-Motorized Transportation Plans, adopted 2006 Eastown Subarea Plan
Parks	The City of Bonney Lake operates a park system consisting of approximately 43 acres. The primary City park is Allan Yorke Park which features 4 ball fields, 2 tennis courts, picnic shelter, a skateboard park, a beach, and a boat launch	Parks Element adopted 2004 and, currently being updated

<i>Facilities</i>	<i>Inventory Description</i>	<i>Related Plan</i>
	<p>onto Lake Tapps. The Moriarty extension, when developed, will add another 12 acres to Allan Yorke Park. Other parks consist of Cedarview Park (picnic shelter, playground, basketball court), Madrona Park (playground equipment, basketball court), Viking Park (dog park, trail, picnic), Lake Bonney (Simmons) Park (playground equipment, small picnic shelter), Ascent Park (gateway sign). The City is also developing the Fennel Creek Trail, which will include a number of trailheads, including the current site and building near Angeline Road and OSBH (former Cimmer property).</p>	
<i>Community Services</i>	<p>As part of the Community Services Department, the City operates a Senior Center located at 19304 Bonney Lake Blvd., adjacent to City Hall. The Senior Center was completed in 1991. It was remodeled and expanded in 2006. The Center is 3,744 square feet on the main floor, and 1,160 sf on the second floor. The 1st floor features a main meeting area, restrooms, full-service kitchen, storage room with walk-in freezer and laundry facilities. The City also owns two (2) older buildings in the Downtown which are leased to non-profit organizations. One is the Bonney Lake Food Bank building located at 18409 Old Sumner Buckley Highway, and the other is the Lions 4 Kids house located at 18429 89th St. E.</p>	NA
<i>Police</i>	<p>The City operates one police station located in the Public Safety Building at 18421 Old Sumner Buckley Highway. The public safety building was constructed in 1994. It features a concrete foundation with perimeter footings and is of wood frame and siding. It has a pitched roof with asphalt shingles. It is in fair condition. It consists of 25,275sf of finished useable space on the first and second floors. The basement consists of 4,450 sf of finished useable space, and 2,112 sf of unfinished storage space. The fire engine bays consist of 4,774sf of finished space. The police department occupies approximately 10,200sf of the useable space, while the balance is leased to East Pierce Fire and Recue.</p>	NA
<i>Fire</i>	<p>Fire capital facilities include leased space in the City's Public Safety building for Pierce County Fire Protection District No. 22, commonly known as East Pierce Fire and Rescue, and a number of other area capital facilities. The Fire District serves most of the plateau area, as well as Sumner and Edgewood. All fire protection and emergency medical services throughout the City of Bonney Lake are provided by the Fire District. East Pierce Fire and Rescue (District 22)</p>	NA

<i>Facilities</i>	<i>Inventory Description</i>	<i>Related Plan</i>
	<p>contracts with FireComm in Lakewood for fire and EMS dispatch services. District stations that would likely respond to Bonney Lake incidents are located at: Station 4-1 (District Headquarters and Bonney Lake main station) located at 18421 Old Buckley Hwy., Bonney Lake, WA; Station 4-2 located at 12006 214th Ave. E., Bonney Lake; Station 4-3 located at 4824 Aqua Dr. E., Bonney Lake, WA; Station 4-4 located at 3206 West Tapps Dr. E., Sumner, and Station 4-5 located at 1605 210th Ave. E., Sumner. East Pierce Fire and Rescue is currently undertaking a long range capital facilities plan, which is expected to be adopted some time in 2011.</p>	
General City Government	<p>The City of Bonney Lake owns and operates a number of other capital facilities and buildings in order to perform the necessary administrative and governmental functions of the city. These include: Bonney Lake City Hall, located at 19306 Bonney Lake Blvd. City Hall is a wood frame building with a flat asphalt roof. It houses the administrative services and finance departments of the City. City Hall was constructed in the mid-1970s. It is overcrowded and in poor physical condition. The new Interim Justice Center relieved some of the overcrowding. The roofing and HVAC systems require frequent repairs. The City Hall Annex, located at 8720 Main Street, houses Community Development and Public Works Administration and Engineering. The Annex is 3,568sf and consists of a two modular buildings, one leased (1,440sf) and the other permanent (2,128sf). The new Interim Justice Center, a 21,000sf office building located at 9002 Main Street, houses the Municipal Court, council chambers, and executive and community services department offices.</p>	NA
PW Maintenance	<p>The Public Works Maintenance Shops are located behind City Hall. The shops house public works operations (water, sewer, stormwater, fleet, and streets). The approximately 26,000sf maintenance yard contains aging wood frame administrative and storage areas, an aging metal siding fleet and water building; an aging metal sewer building, and some covered parking. These facilities are some of the most rundown commercial facilities in the entire community. In 2009 a new 1,800sf modular building was brought on site that is used for offices, training, conference, and lunch room.</p>	
Libraries	<p>The City of Bonney Lake is part of the Pierce County Library System. The Bonney Lake branch is located at 18501 90th St. East. The building is co-owned by both the City (which</p>	Pierce County Library 2030 Facilities

<i>Facilities</i>	<i>Inventory Description</i>	<i>Related Plan</i>
	built the original building) and the Library (which built the addition). The library also leases the land upon which the building footprint is located. The City owns the parking lot. The Bonney Lake Branch provides a broad range of print, electronic, and audiovisual material offered by Pierce County Library System and reflects the great diversity of interests and opinions in our communities. The Library District has been preparing an updated long range facilities master plan entitled “Pierce County Library 2030” which is anticipated to be adopted in late 2010. Included in that plan would be a new or expanded library building for the City.	Master Plan
<i>Schools</i>	Most of Bonney Lake’s residents are served by the Sumner School District, though a small number are served by the White River and Derringer School Districts. The specific District facilities within the Bonney Lake City limits include Bonney Lake High School, Mountain View Middle School, Bonney Lake Elementary, and Emerald Hills Elementary. Specific information on school district facilities including, but not limited to, enrollment, classroom size, service standards, and financing, is contained in each school district’s capital facilities plans.	Derringer, Sumner, and White River School Districts’ respective Capital Facility Plans

Level of Service

The provision of capital facilities contributes to our quality of life. Parks, utilities, public safety, and other community and regional facilities are a physical reflection of community values and quality of life. Bonney Lake is a suburban community with some vacant land. However, there is a full array of urban services to accommodate projected growth in households and jobs over the long term. Therefore, needed capital facilities should focus on both maintaining and improving levels of service as well as meeting the demands of new growth.

Level of Service (LOS) is the adopted standard used to measure the adequacy of services being provided. They have been adopted specifically in the Transportation Plan as measures for designating the adequacy of street systems to carry traffic. They have been used in the Park Plan to establish standards for various park facilities.

The adequacy of capital facilities level of service (FLOS), is related to the types of services rendered at each facility. The evaluation of services and facilities needs can range from precise measurements, such as the amount of time it takes for a fire truck to reach the scene of a fire from the location of a given fire station, to imprecise measures such as a community’s perception of how much, and what type, of city office and meeting space is needed.

The general government capital facilities needs, or FLOS, as used in this capital facilities element, relate to the standards used to estimate the amount of general government capital facility space needed by the City currently and into the future. For capital facilities planning the FLOS measure for each facility type provides a planning level estimate as to what, how much, and when new capital facilities are, or may be, needed.

Once a FLOS standard has been established, the adequacy of a capital facility can be measured against the standard. A capital facility operating at or above the established FLOS indicates no need for improvements or new facilities. A facility operating below the established LOS is an indication that there may be a need for improvements, or new facilities, or re-evaluation of the FLOS. However, if funding is not available to bring the service back to the desired level, then the FLOS may need to be reexamined to determine if it is adequate.

As communities grow, they generally must add staff and acquire equipment to handle the additional workload. As a result, they will probably need additional space to house new staff and equipment. Many city administration offices are crowded compared to their private sector counterparts. For instance, Urban Land Institute data shows a national-wide average of 347 square feet per employee. A Building Owner and Managers survey on office space reports that employees in a production office enjoyed an average of 305 sq ft. while those in a headquarters office on the average occupied 374 sq ft. Note that these averages include the accessory space such as restrooms, hallways, mail rooms, and conference rooms, etc. (Macheski, 1991). A committee conducting an analysis of Bainbridge Island's administrative office concluded that office space equaling 1,149 sq ft per 1000 population and 365 sq. ft. per employee should be provided. These recommendations covered space for city hall and anticipate the following departments housed there: finance, administrative services, planning and building, engineering and public works administration, municipal court, and police. Because city halls often serve as community centers in addition to housing office functions, the need for public meeting facilities may increase the amount of space needed per employee.

Another common method of establishing FLOS for general government buildings is the per capita method. In 2004 the City undertook a comprehensive facility planning study through ARC Architects and Beckwith Facility Planning. From that study, it was determined that the police department needed .93 square feet of space per capita, the municipal court .25sf per capita (including court room space), and general government (administration, finance, public works administration and engineering, planning and building, and community services admin.) needed 1.21 sf per capita (including council and general meeting rooms). These per capita square footages also included the common/support areas in the calculation, such as hallways, restrooms, lobby, copy/mail room, etc. It was also determined that public works operations and maintenance (water, sewer, stormwater, street, fleet and related) operations needed 2.5sf per capita for their facilities.

In applying the Bainbridge square footage per employee model to the Bonney Lake police department, for example, the per employee model would result in a police facility requirement (excluding impound yards) of 13,870 square feet, while the Bainbridge per capita model would

result in a police facility requirement of 19,153 square feet. In applying the Bonney Lake per capita model prepared by Beckwith, 2010 police facility space needs come in at 15,521sf (.93sf per capita X 16,690 population). This is somewhere in the middle of the two Bainbridge models. Of course, facility needs will vary among communities based on what services are provided by that community, and how they are provided (by contract or force account). Given that the Beckworth study was very thorough and specific to Bonney Lake and its service provision, the City will use the per capita model as a general basis for its FLOS determinations.

The City hereby adopts a Facility Level of Service standard for general government facilities as follows:

<u>Facility Type</u>	<u>Standard</u>
Police Station	.93 square feet per capita
Municipal Court	.25 square feet per capita
City Hall (w/o Court)	1.21 square feet per capita
PW Operations	2.51 square feet per capita

Obviously, if either the police station or the municipal court were part of the city hall, the space requirements for those facilities would be added to the City Hall requirement, such that the new city hall space requirement, including police and courts, would be 2.37sf per capita.

Capital Facilities Needs and Strategy

The capital facility needs of the City are identified in a variety of related plans that have been adopted by reference (e.g. water plan, sewer plan, transportation plan, non-motorized transportation plan, parks plan, etc.). Appendix “A” includes spreadsheets which summarize the capital facility projects that are planned for the next six (6) years. Many of the projects are dependent upon future financing, such as grants, bonds, or loans. Accordingly, the project may not be constructed within the planned timeframe if the identified funding source does not materialize.

The focus of this section is to address in detail those general government capital facilities that have not been adequately addressed in other plans.

In applying these level of service standards referenced above to the City’s current general government facilities, we find the following:

Without Interim Justice Center

Facility	2010 Pop.	Standard	SF Space Needed 2010	2010 Available Space	SF Surplus/ Deficit
Police Station	16,690	.93sf	15,521	10,200 Useable	-5,321
Municipal Court	16,690	.25sf	4,173	2,210 (including shared areas such as lobby and court/ council chambers).	-1,963
City Hall (w/o court)	16,690	1.21sf	20,195	9,818 (6,250 City Hall + 3,568 City Hall Annex)	-10,377
Public Works Operations and Maintenance	16,690	2.51sf	41,892	26,000	-15,892

With Interim Justice Center

Facility	2010 Pop.	Standard	SF Space Needed 2010	Current Space	Current Surplus/ Deficit
Police Station	16,690	.93sf	15,521	10,200 Useable	-5,321sf
Municipal Court	16,690	.23sf	3,839	5,056 (Including shared areas such as lobby and court/council chambers)	+1,217sf
City Hall (w/o court)	16,690	1.21sf	20,195	14,042 (6,250 City Hall + 3,568 Annex + 4,224 *IJC)	-6,153sf
Public Works Operations and Maintenance	16,690	2.51sf	41,892	26,000	-15,892sf

* Assumes balance of the IJC space that is not used for court, council, executive, legal, and community services will be leased out to commercial tenants.

Long Range Space Needs

While the service area, the mix of municipal services, and the way services are provided may change over time, for preliminary planning purposes the following table lists the general capital facility space needs by the year 2022 population estimate of 27,284 listed in the land use element (see page 3-7 of the land use element) of the comprehensive plan. This table assumes that the public safety building will continue to house a fire response station but no fire district administrative offices, and that the IJC will have been sold and is no longer part of the City's capital facilities space inventory.

Facility	2010 Pop.	Standard	SF Space Needed Year 2022	2022 Est. Available Space	Additional Future Space Needed
Police Station	16,690	.93sf	25,374	19,200 Useable	6,174
General Government Bldg.(City Hall with court)	16,690	1.21sf	33,014	12,028 (8,460 City Hall including court + 3,568 City Hall Annex)	20,986
Public Works Operations and Maintenance	16,690	2.51sf	68,483	26,000	42,483

In addition to other adopted elements of the Bonney Lake Comprehensive Plan containing capital facilities plans (e.g. utilities, transportation, and parks), the following plans and documents all contain capital facility related projects and have been adopted by reference as if fully incorporated herein. They may be consulted for more specific information on capital facility inventories, needs, planning, and programming:

- City of Bonney Lake Six Year Capital Improvement Budget 2009-2015, as amended
- City of Bonney Lake Comprehensive Water System Plan 2009
- City of Bonney Lake Comprehensive Sewer System Plan 2009
- City of Bonney Lake Transportation Plan 2006
- City of Bonney Lake Non-motorized Transportation Plan 2006
- City of Bonney Lake Transportation Improvement Plan (TIP), adopted annually each June
- City of Bonney Lake Comprehensive Stormwater Plan 2000
- Eastown Subarea Plan 2005
- Pierce County Solid Waste Management Plan
- Sumner School District Capital Facilities Plan 2007
- White River School District Capital Facilities Plan 2007
- Derringer School District Capital Facilities Plan
- Pierce County Library District Capital Facilities Plan 2030

Any transportation improvements identified in this capital facilities element, including the above referenced documents and plans, constitute the system improvements required to be adopted pursuant to RCW 82.02.070 and RCW 82.02.080 for impact fee purposes.

The focus of this capital facilities element is not to recite the capital program needs and projects outlined in the adopted plans reference above, but to address the other capital needs not identified in these other functional plans of the City. This primarily includes the general purpose city facilities and buildings, such as:

1. City Hall/Municipal Court
2. Public Works Maintenance
3. Parks Maintenance
4. Police station and Impound Yard
5. Senior Center
6. Other/Miscellaneous

City Hall/ Municipal Court

The City currently needs 24,034 square feet of space for current general government operations (including court). With the completion of the Interim Justice Center (IJC), general government services will be split among three (3) buildings (city hall, annex, IJC). It would be preferable for all of those general government services to be housed together in a single civic center (city hall). While the IJC could accommodate most of the city hall and annex staff, it would be at or slightly over capacity, and there would be no room to accommodate future City growth. The City water and sewer service areas extend well outside the City limits, and the City does and may continue to provide services to other municipalities via contract. Also, many capital facilities are designed for long term use (more than 40 years) so a longer planning horizon is often required for facility planning. Given these factors, plus the size of the adjacent urban growth area which may be annexed into the City at some time in the future, it is anticipated that the future Civic Center (City Hall) should be built to accommodate a city service population somewhere in the 40,000 range.

Strategy: 14,750sf of the 21,000sf available gross space (including common areas) in the new Justice Center will be initially used for court, council, executive, legal, and community service functions, leaving approximately 6,250sf of IJC dedicated space remaining. It is the initial intent of the City to lease this remaining IJC space out to commercial tenants in order to generate some revenue to help pay the \$659,000 annual debt service on the building. However, if after a year of marketing, the City has not been able to lease out the IJC commercial space, the City should consider moving the Annex staff into the IJC and then cancelling the lease on the Annex modular building, and leasing out the permanent building, or tearing it down for needed parking (economy permitting).

The City will continue to assemble the balance of the land required to construct the civic center. The City should acquire the Renwood property (Investco), or enter into a partnership to develop the City's adjacent 5 acres into a townhome/multi-family project as envisioned by the Downtown plan. The revenue the City obtains from this project would be pooled with the proceeds of the sale of the IJC to generate the majority of the funding required to construct the new civic center. The balance would come from a councilmanic bond or other financing. If the economy does not rebound sufficiently to make the downtown multi-family project feasible, then the City will seek other forms of financing for the new civic center.

Should the City grow significantly in the next few years, either by infill or annexation of a significant portion of the CUGA, the timeline for constructing the new civic center will need to

be expedited. The normal growth plus CUGA annexation timeline below is based on the assumption that the City annexes CUGA Subareas 1, 2, and 3 with an effective date of 1/1/12. The general strategic plan for development of the new civic center in the downtown is as follows:

General Civic Center Development Timeline

Normal Growth			Normal Growth + CUGA Annexation	
Project Element	Year		Project Element	Year
Complete Min. Land Assembly Required For Civic Center	2012		Complete Min. Land Assembly Required For Civic Center	2012
Facility Plan Updated	2014		Facility Plan Updated	2013
Site Planning Completed	2016		Site Planning Completed	2014
Site Work Completed	2018		Site Work Completed	2015
Civic Center Completed	2020		Civic Center Construction Completed	2017

If the new civic center project can be timed with a capital bond levy put forward by the Pierce County Library District, the City will consider partnering with the Library District to build a joint library/civic center.

It would need to be determined at the time the facility plan is completed whether a new senior center will be constructed as a wing of the new civic center in order to share open meeting space, or whether the existing Senior Center will remain where presently located.

Public Works Maintenance Center

The City currently needs approximately 41,892 square feet of space for public works maintenance and operations. It currently has 26,000sf of space, for a current need of an additional 15,892 square feet. This does not include parking area.

The City has completed site and facility planning for a new maintenance center to be located on the site of the City peaking storage water tank on 96th Street, just East of the Home Depot. The estimated cost of the project is around \$12M. Other less desirable options include rebuilding on the current City Hall site, attempting to get County permits to build on the former Reed property site (a 20 acre City owned site currently outside the city limits that is zoned Res5 by the County and has no sewer service), or acquiring land elsewhere in the area.

Strategy: During the 2011-2012 biennium the City Council should issue utility bonds to finance the construction of the new public works maintenance center at the 96th Street property. An alternative would be to allocate considerable SDC funds to the project over the next few years until sufficient funds have been accrued to build the facility with little or not debt financing. Part of the PW Shops area, when vacated, will be used as the Police Impound Yard and storage facility. An alternative would be to convert part of the Reed property into an impound facility.

Parks and Facilities Maintenance

Community Services maintenance activities include parks maintenance and facilities maintenance. Maintenance operations are currently spread among three (3) locations: at the Public Works Shops, Allan Yorke Park, and the Allan York Park Extension (Moriarty property). The PW Shops house the facilities maintenance shop. There is a small parks maintenance building at Allan Yorke Park next to the Snack Shack. The Moriarty Property barn is also used to house parks equipment.

It was originally intended that parks maintenance would be located in the new public works maintenance center on 96th Street. However, given that Allan Yorke Park with the Moriarty extension will likely remain the City's premier park, it would be more prudent to keep parks maintenance and operations at Allan Yorke Park rather than transport equipment and materials from 96th Street to Allan Yorke.

Strategy: A parks maintenance facility will be incorporated into the new design of the Allan Yorke Park extension (Moriarty). It is anticipated that financing would be part of a parks bond issued to develop the park extension. Note: This bond would likely be part of a larger bond to include the WSU Forest Park development, YMCA, and Fennel Creek.

Police Station and Impound Yard

At current standards, police space is 5,321sf short of what is needed. However, when East Pierce Fire and Rescue vacates its administrative space in the public safety building for a new headquarters facility on or before the end of 2014, the police department will be able to recapture approximately 5,900 sf of administrative office space, as well as approximately 2,000 square feet of finished storage space. When this occurs, the police space needs should be adequately met for the time being. This assumes that EPFR will continue to operate a fire/EMS response station from the public safety building. If the response station were to vacate as well, another estimated 8,000-10,000sf of useable space would be recaptured, plus some additional storage space.

It is not anticipated that the City will need a police substation in any part of the City during the next 10 years. If the City were to ever annex a fully developed Cascadia, it would be prudent to evaluate the need for a police substation in Cascadia at that time.

A secure police impound and storage yard is a current issue and need. The police department needs space to store impounded vehicles, large pieces of evidence, etc. Storage and impound needs have been met by using storage space in the PSB, using space behind the PSB, and using space in other City buildings. While some of the space can be in an open yard, there also needs to be secure covered space.

Strategy: When East Pierce Fire and Rescue vacates its administrative space in the public safety building for a new headquarters facility on or before the end of 2014, the police department will recapture the administrative space used by EPFR and convert it to police space. A new lease

agreement will be developed with EPFR regarding the remaining space authorized for a fire/EMS response station, if EPFR does not relocate the response station.

Part of the current PW Shops area, when vacated, may be used as the Police Impound Yard and storage facility when the new PW maintenance center is developed. An alternative would be to convert part of the Reed property into an impound facility.

If a new police station were incorporated into the new civic center, then the existing public safety building would be sold to private interests and remodeled or torn down for commercial redevelopment.

Senior Center

The Senior Center was completed in 1991 and remodeled and expanded in 2006. The Center has 3,744 square feet on the main floor, and 1,160 sf on the second floor. The 1st floor features a main meeting area, restrooms, full-service kitchen, storage room with walk-in freezer and laundry facilities. A considerable number of senior center participants come from outside the existing city limits. Should the lunch or other programs of the Center grow beyond the capacity of the Senior Center to accommodate them, the first response will be to limit participation to current City residents. There are no plans to further enlarge the Senior Center or construct a new center unless it is part of a new multi-purpose civic center in the Downtown.

However, it would need to be determined at the time the new civic center facility plan is completed whether a new senior center will be constructed as a wing of the new civic center in order to be able to share open meeting space, etc. or whether the existing Senior Center will remain where presently located. If the senior center were to be a part of a new civic center, the existing center could be leased to nonprofit groups such as the Food Bank or Lions 4 Kids, or put to other uses.

Strategy: Maintain the Senior Center as is. If a decision is made to incorporate a new senior center into the civic center, the existing Senior Center could be sold or leased to human service groups (e.g. Food Bank or Lions 4 Kids) or to another party as the City Council deemed appropriate at the time.

Other/Miscellaneous Facilities

Community Recreation Center or YMCA. The YMCA/Triangle 2 Study plus public meetings and surveys have documented the interest and need for a community recreation center or YMCA. It is the intent of the City to develop a YCMA or similar community recreation center on the land that has been dedicated to the City for that purpose in the former WSU demonstration forest. Timing of development will depend in part on the fund raising capabilities of the YMCA and the willingness of the community to approve a ballot measure to issue general obligation bonds to finance the facility, in whole or in part.

Municipal Swimming Pool. There is currently no swimming pool in Bonney Lake. An indoor swimming pool has been identified as a high need for any new community center or YMCA. It is anticipated that the new community center or YMCA will include an indoor swimming pool, although it remains to be determined if pool facilities will include a warm water recreational pool, competitive swimming pool, or both, and whether there will be a therapy component to the pool. The City has no capital plans to develop a standalone indoor or outdoor swimming pool.

Performing Arts Center. There is currently no performing arts center in Bonney Lake. The Bonney Lake High School uses their Commons (lunch area) for performing arts, as it has a stage built into the commons. The School District has a few acres of land adjacent to BLHS that has been set aside for a future performing arts center. The role of the City will be to coordinate and facilitate the private or public efforts of other agencies to develop a performing arts center, but would not likely be able to financially participate in the development of a performing arts center.

Library. The City is part of the Pierce County Library District. The City will continue to make the existing Library building available to the District. The City supports the District's Library 2030 Facilities Master Plan. If the new civic center project can be timed with a capital bond levy put forward by the Pierce County Library District, the City will consider partnering with the Library District to build a joint library/civic center on an equitable cost-sharing basis. If the library were not made a part of the civic center, the City would also support the development of a new library building in the Downtown as one of the other major buildings anticipated for the corners of Main Street and 89th.

Museum. The Greater Bonney Lake Historical Society has been looking for a suitable building in which to house a museum. The role of the City in the development of a Bonney Lake museum will be to coordinate and facilitate the private and nonprofit efforts of others to develop a local museum, but not financially participate in the development of a City museum. The City currently has no city-owned building suitable for a historic museum. If the City were to eventually acquire the Kelly Farm house, first rights to leasing the building as a museum should be granted to the greater Bonney Lake Historical Society.

Veterans Memorial. The Greater Bonney Lake Veterans Memorial Committee is a 501(c)(3) Federal tax exempt non-profit corporation formed to develop a memorial to honor the local veterans of this great nation. The corporation grew out of the interest of some Bonney Lake Park Board members' interest in having a Veterans memorial. The role of the City in the development of a Veteran's Memorial will be to coordinate and facilitate the private and nonprofit efforts of others to develop a memorial, but not financially participate in the development, except through the possible provision of existing surplus land. There may be some portion of the downtown which may be suitable for a Veteran's Memorial.

Human Services Facilities. The City currently owns two (2) older buildings in the Downtown which are leased to non-profit organizations. One is the Bonney Lake Food Bank building located at 18409 Old Sumner Buckley Highway, and the other is the Lions 4 Kids house located at 18429 89th St. E.

The City's mission is to provide traditional services to the community such as water, sewer, streets, parks, etc. The City's tax base is currently not sufficient to be able to adequately fund the City's infrastructure and traditional service needs, let alone take on additional human services funding. However, it is the intent of the City to continue its senior services programs as presently constituted. Government's role in general human service needs has traditionally been assigned to federal, state, and county government. It is the intent of the City to maintain this traditional delineation of responsibilities. The City will continue to maintain its senior center and services, and lease the downtown properties to the Lions Club and Bonney Lake Community Resources. However, when the existing food bank and/or Lions 4 Kids House are torn down for the new civic center, these organizations will need to relocate to other facilities. When it comes time to relocate, the City should consider continuing a leasing arrangement with these agencies at favorable terms if the City has other suitable and available properties to which the existing leases can be transferred.

Reassessment of Land Use Element

The Growth Management Act requires that provisions be made to reassess the Land Use Element of the Comprehensive Plan periodically because a capital facilities plan is an evolving document. The purpose of this requirement is to ensure that adequate facilities will be made available at the time certain portions of the Land Use Element are implemented and needed facilities are called for. If the anticipated funding for needed capital facilities falls short, the GMA requires a reassessment of the Land Use Element to determine what changes, if any, need to be made.

Bonney Lake updates its comprehensive plans and development regulations on a regular basis. Additionally, the City monitors the status of development in the city in relation to the Plan. Facility planning and programming has not kept pace with development as required by the GMA. The intent of the capital facilities element is to correct that glaring deficiency.

Consistent with the GMA, Bonney Lake will evaluate land use plans and the CIP as well as other jurisdictions' facilities plans to ensure that public facilities are available when needed. Tools that are used to monitor and reassess include:

- The annual process to amend the Comprehensive Plan
- Periodic GMA-level plan monitoring at five years (Buildable Lands), seven years (Update) and ten years (Growth Targets);
- The biennial CIP budget process;
- Budget monitoring reports with quarterly updates.

Essential Public Facilities

Process for Identifying and Siting Essential Public Facilities (EPF)

The Growth Management Act (GMA) requires the Comprehensive Plan to include a process for identifying and siting Essential Public Facilities (EPF). According to the GMA, no local comprehensive plan may preclude the siting of essential public facilities.

The GMA defines essential public facilities as those “that are typically difficult to site, such as airports, state education facilities and state or regional transportation facilities as defined in RCW 47.06.140, state and local correctional facilities, solid waste handling facilities, and in-patient facilities including substance abuse facilities, mental health facilities, group homes, and secure community transition facilities as defined in RCW 71.09.020.”

Establishing an EPF siting process is a mandate of the Growth Management Act. Including a process for siting EPF in the Comprehensive Plan has benefits, including minimizing difficulties in the siting process and addressing local impacts equitably.

Page 3-20 of the Land Use Element addresses essential public facilities. In future comprehensive plan updates, it is anticipated that the essential public facilities portion of the comprehensive plan will be moved to the capital facilities element.

Capital Facility Goals and Policies

The following goals and policies are adopted to guide the City in the planning, financing, development and maintenance of the City’s capital facilities. These are consistent with, and supplemental to, stated capital facility related goals or policies in other elements of the comprehensive plan.

General Capital Facilities Goals

GCFG-1 It is the goal of the City to enhance the quality of life in Bonney Lake through the planned provision of public capital facilities either directly by the City or via coordination with other public and private entities.

GCFG-2 It is the goal of the City to plan and provide for adequate capital facilities to serve existing and future development in an economic, efficient, effective, and equitable manner.

GCFG-3 It is the goal of the City to ensure that public facilities necessary to support new development are adequate to serve the development at the time the development is available for occupancy and use based on locally adopted level of service standards.

GCFG-4 It is the goal of the City to ensure that capital facilities are located, designed, expanded, and created to accommodate the changing needs and growth of the area, and in such a way that they enhance, or at least minimize adverse impacts on, surrounding land uses.

GCFG-5 It is the goal of the City to adequately maintain its capital facilities to ensure their proper and intended functions and assure their long term viability.

GCFG-6 It is the goal of the City to protect the interests of the City and its residents in the siting of essential facilities.

Capital Facilities Policies

General

GCFP-1 It is the policy of the City to enhance the quality of life in Bonney Lake through planned provision of public capital facilities either directly by the City or via coordination with other public and private entities.

GCFP-2 It is the policy of the City to periodically review the Capital Facilities Element in order to assess its applicability and ensure timely updates improvement plans and maintain Level of Service standards for the existing and future population.

GCFP-3 It is the policy of the City to ensure that new growth and development pay for a proportionate fair share of the cost of new facilities needed to serve such growth and development.

GCFP-4 It is the policy of the City to ensure the efficient and equitable siting of essential regional capital facilities through cooperative and coordinated planning with other jurisdictions in the region.

GCFP-5 It is the policy of the City to support and encourage the joint development, funding and use of capital facilities with other governmental or community organizations in areas of mutual interest and benefit, and otherwise promote inter-local cooperation and coordination in facility planning and use. However, it is not the policy of the City to subsidize the facility needs of community based groups and nonprofit corporations, except to the extent that shared development and use of such facilities are an equitable and cost-effective means for the City to provide its needed facilities as described herein.

GCFP-6 It is the policy of the City to promote energy efficiency and alternative energy sources in public facility remodeling and construction, in order to reduce maintenance and operation costs.

GCFP-7 It is the policy of the City to encourage conservation of energy, water, natural resources, and the use of alternative technologies in the location and design of capital facilities.

GCFP-8 It is the policy of the City to ensure that adequate funding is available to support continued operations and maintenance costs of existing capital facilities prior to construction of new capital facilities.

GCFP-9 It is the policy of the City to encourage shared development and use of public facilities including parks, libraries, schools, and other public buildings and community meeting facilities.

GCFP-10 It is the policy of the City to coordinate the transfer of capital facility programs and projects from the county to the city prior to the annexation of new areas into the city, and to promote interlocal agreements on service transition.

GCFP-11 It is the policy of the City to implement the City's Hazard Mitigation Plan to the extent grant or other funds are available to prevent or minimize hazards and enhance the City's post-disaster response and recovery efforts.

GCFP-12 For the purposes of RCW 36.70A.150, the lands that are identified in this capital facilities plan, including those ancillary plans adopted by reference, and any related special district comprehensive plans, shall be considered lands that are useful for public purposes.

Park, Recreation and Community Service Facility Policies

See pages 6-22 through 6-24 of the Park Element.

Utility Facility Policies

See page 7-2 of the Utilities Element

Transportation Capital Facilities Policies

See pages 4 through 8 of the Transportation Element.

General Government Capital Facility Policies

GGCFP-1 It is the policy of the City that general government services and operations should be centralized at a single, compact municipal campus in the downtown civic center, to the extent practically feasible.

Public Safety Capital Facility Policies

PSCFP-1 It is the policy of the City to continue to provide access to the public safety building as a Fire District fire/EMS response station, as needed. However, when the existing lease with the Fire District expires in 2014, the administrative space in the PSB currently used by EPFR will be converted to police space to meet the space needs identified the Level of Service section of this capital facilities plan.

PSCFP-2 It is the policy of the City to coordinate with East Pierce Fire and Rescue (EPFR) to assure adequate fire flow needs by facilitating the mutual efforts of the fire district and the municipal water system.

PSCFP-3 It is the policy of the City to coordinate and facilitate, as needed, the Fire District's long range planning efforts to develop a new headquarters and training center for the District.

PSCFP-47 It is the policy of the City to assure that public safety capital investments in rolling stock and facilities meet the identified public safety needs of the City as demonstrated by a cost-benefit or similar analysis of the equipment or facility showing its direct benefit and value to the City prior to the expenditure of funds.

Public School Capital Facility Policies

PSCFP-1 It is the policy of the City to encourage the school districts in the community to maintain sufficiently detailed capital facilities plans that will provide valuable advance planning information in regards to long-range school district facility extension needs, and which would establish an acceptable basis for the imposition and collection of equitable school impact fees.

PSCFP-2 It is the policy of the City to partner with the various school districts in the City to provide transportation and non-motorized transportation systems that enhance the safety of children walking, riding bicycles, and vehicular means of traveling to the schools.

PSCFP-3 It is the policy of the City to continue to cooperate with Sumner School District in the provision of the inter-local recreation program.

Solid Waste Capital Facility Policies

SWCFP-1 It is the policy of the City to encourage the provision of solid waste collection, disposal and recycling facilities and services that protect the public health, the natural environment, and land use quality.

SWCFP-2 It is the policy of the City to promote waste reduction and recycling as a means to minimize the need for transfer stations and sanitary landfills.

Library Capital Facility Policies

LCFP-1 The City will cooperate with the Library District in the implementation of the Library 2030 Plan. The City will encourage the Library to construct a new library in the Downtown area in accordance with the plan, and will consider opportunities to co-locate in a new city hall if the timing of such facility development can be achieved to each party's satisfaction.

LCFP-2 The City will maintain the current facility lease with the Library District until a new library is constructed.

LCFP-35 The City will encourage the Library to construct satellite facilities as needed in Cascadia or other appropriate areas of the greater Bonney Lake plateau.

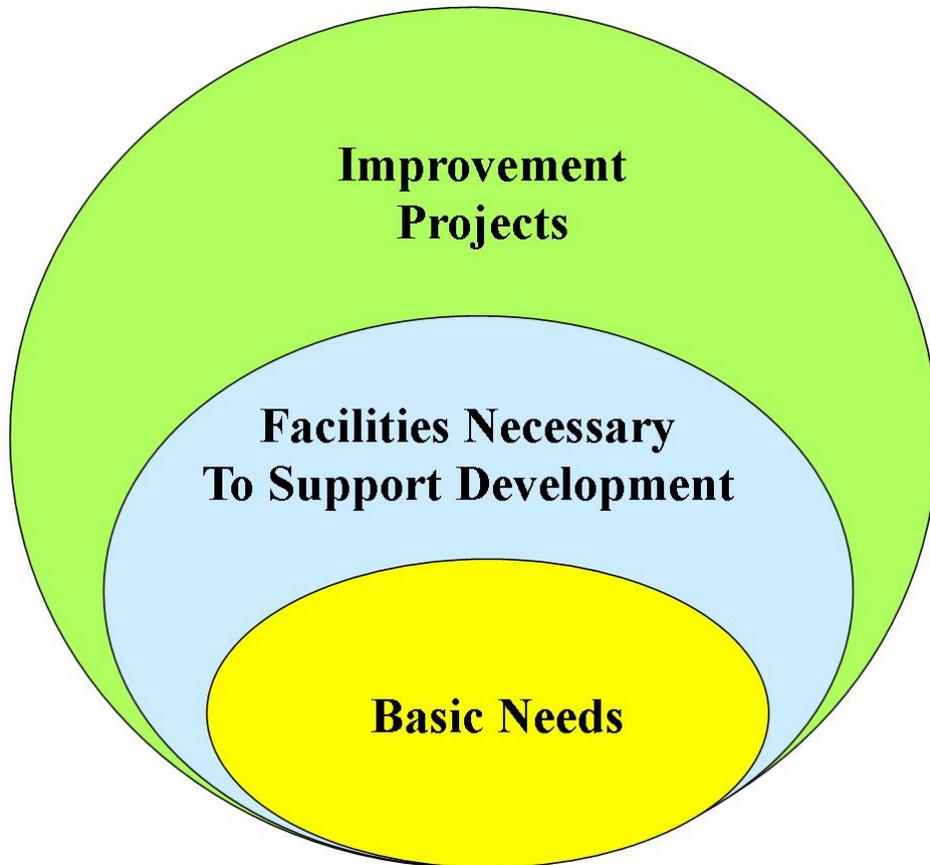
General Financing Mechanisms and Revenue Sources

There is not nearly enough revenue capacity to fund all projects identified in the capital project lists contained in the various elements of the comprehensive plan. There are more than \$40 million in identified transportation projects alone. Further, not all of the facilities and improvements identified are necessary to support new development, although they may be desirable to cure deficiencies or for achieving the quality of services and life the community desires.

The City has sought and utilized a variety of revenue sources, including grants, loans, bonds, and impact fees, coupled with traditional recurring revenues, to develop and maintain its capital facilities to meet the needs of this growing community.

An approach to developing a financial strategy that matches revenues and financial measures to project needs might be illustrated by the concentric rings of need illustrated below. The total of the diagram represents the total unconstrained needs list. The figure on the next page shows three levels of need.

Figure 1



Basic Needs: The *first* level of need (usually the smallest subset of needs) are basic needs that must be met or significant hazards, inefficiencies, greater costs or problems will result. These include removing traffic hazards, severe points of congestion, replacing inadequate facilities in parks and public buildings, rehabilitating or restoring deteriorating streets or facilities, and providing appropriate office space. Some of the projects at this level might be considered deficiencies. This class of facilities should have priority over the available local resources (although some of these resources might be used to support other important priorities in one of the other categories).

Facilities Necessary to Support Development: The *second* type of need consists of needs necessary to support development. Without these projects the minimal levels of service needed to support new development would not be achieved or maintained. These projects include both system expansion needs and site-specific needs to serve development.

System projects are those needed in order to maintain the performance of the overall system as the community develops. More system-oriented financing, such as general revenues, grants and impact fees would finance a major portion of these projects. A major portion of these projects

would be financed by more system oriented financing such as general revenues, grants and impact fees. Some of these projects may not be needed until future development generates impacts or needs that would cause the level of service of facilities to begin to fall below acceptable levels (as defined in the comprehensive plan).

The site-specific projects are those that directly serve, or are adjacent to (or within) development projects. The financing of these supporting facilities can be incorporated directly into the development process and can be financed through site specific financing mechanisms such as local improvement districts, delay agreements, late comers agreements etc. For many such projects, a project would not be needed if the immediate area does not develop and in these cases, the projects can be indefinitely deferred until a development project needs the project.

Improvement Projects: The *Third* level of need are those projects that improve the overall community or enhance the general quality of life. These projects may include street improvements to provide additional transportation options, enhance the appeal of downtown, provide new parks or add new features to existing parks. These projects may be funded from revenues available after the other needs are addressed. If there are insufficient revenues to fund these projects additional funds may be sought from grants or proposals for voter approved bond or other sources of revenue that can not be predicted in advance.

The Capital Improvement Program (CIP) is the city's six-year capital financing and implementation plan, included as part of the biennial budget, in which planned capital improvements to the City's public facilities and infrastructure are identified, budgeted, and approved. Funding from a variety of sources, including local taxes, fees, bonds, and grants, is matched with the costs of these projects. After the City Council has reviewed and approved the program, these projects are implemented provided the funding has been secured.

The CIP is the actual working document which identifies what projects contained in the various capital related plans of the City will be actually funded and implemented in any given six year period. The overall purpose of the capital facilities element of the comprehensive plan is to identify capital facility needs and funding mechanisms to finance the construction, reconstruction, and acquisition of needed assets because of growth, aging, changing needs, and Bonney Lake's desire to improve the quality of life made possible by various capital investments.

This Capital Facilities Element, including the related capital plans that have been adopted by reference, describes and identifies numerous revenue sources to fund designated capital investment projects identified in the program. Revenues come from various sources including sales taxes, utility rates as well as state revenues, bond issues, state and federal grants, and impact fees and other specific revenues allowed by law to fund the city's capital investments and needed public facilities.

Appendix "B" to this Capital Facilities Element contains a listing and brief description of various revenue sources available to fund the capital plans of the City.

Appendix “A” – Planned Capital Facilities Projects

As stated previously, the capital facility projects of the City are identified in a variety of related plans that have been adopted by reference (e.g. water plan, sewer plan, transportation plan, non-motorized transportation plan, parks plan, etc.). The following spreadsheets summarize the capital facility projects that are planned for the next six (6) years. Many of the projects are dependent upon future financing, such as grants, bonds, or loans. Accordingly, the project may not be constructed within the planned timeframe if the identified funding source does not materialize.

Appendix “B” – Financing Options Capital Facilities Financing

Local Non-Levy Financing Mechanisms

- 1. Public Development Authorities.** Public development authorities or PDAs can be established by cities or counties pursuant to state law to perform public functions. PDAs are instrumentalities of their creating jurisdiction. They are often created to manage the development and operation of a single project, which the city or county determines is best managed outside of its traditional bureaucracy and lines of authority. The particular project may be entrepreneurial in nature and intersect with the private sector in ways that would strain public resources and personnel. For example, the Pike Place Market is a Seattle PDA and essentially acts as the landlord to scores of retail establishments and nonprofit services provided in a series of historic buildings. The City has determined that day-to-day operations of such an enterprise is best managed by professionals independent of the City, given the untraditional nature of the enterprise and the importance of responding to the unique needs of the private retail marketplace. PDAs can issue tax-exempt bonds, but have no power of eminent domain or taxing authority. Many communities have established public development authorities for a variety of public purposes. In the opinion of many municipal attorneys, a public corporation created under RCW 35.21.730, et. Seq. is best used for unusual endeavors, which for a variety of reasons, the parent municipality would not want to undertake itself. A PDA may undertake any “public purpose” specified in its charter. Examples of projects include developing the Seattle Art Museum, assisting in the development of the Museum of Flight at Boeing Field in King County, developing City Hall on Mercer Island, restoring Officers’ Row in Vancouver, managing the Pike Place Market in

Seattle, and developing the Convention Center in Bellevue. See Exhibit “B” for a listing of Washington Public Development Authorities and the purposes they serve.

2. **Public Facilities Districts.** Public Facilities Districts or PFDs can be established by cities or counties pursuant to state law for the limited purpose of developing certain regional facilities, such as convention or special events centers. In addition, they can contract with other public agencies such as cities, counties and other PFDs to develop such facilities. PFDs are authorized to impose a local sales tax credited against the state sales tax and thus can contribute significant new special revenues to certain public projects. Their ability to impose this tax is subject to numerous legal constraints and their independence creates both opportunities and issues that need to be fully understood.
3. **Nonprofit Corporations.** Nonprofit 501(C)3 corporations are entities that are independent of government, but can be initiated by city officials. The corporation, once formed, can enter into contracts with governments and under certain circumstances can issue tax-exempt bonds for projects that will eventually be owned by government. In addition to the potential of providing tax-exempt financing to a project, they offer the opportunity to shift the risks and costs of construction away from the government. They can bring private resources and decision makers to the transaction that might otherwise be unavailable.
4. **Community Revitalization Financing (Tax Increment Financing).** RCW 39.89 is designated as “community revitalization financing” in the Washington statute, but is commonly known as “tax increment financing” (TIF) which generally refers to a financing mechanism that allows a local government to “trap” increased property tax revenue resulting from the growth of assessed value within an increment area. This tax revenue services debt issued to finance public improvements that spur private development within the increment area. Unlike other tax increment laws around the Country, Washington’s TIF laws do not authorize the issuance of special revenue bonds. Rather, such laws merely provide an additional source of revenue (*i.e.* a portion of the regular taxes levied by other taxing districts) to apply toward debt service on the issuer’s general indebtedness. Cities do not have free reign to create increment areas. Various factors must be present before an increment area can be created, and there are limitations: 1) The entity creating the increment area must expect that the proposed public improvements will encourage private development and increase the fair market value of real property within the increment area, 2) The anticipated private development must be consistent with countywide planning policies adopted under the Growth Management Act, 3) The anticipated private development must be consistent with the entity’s comprehensive plan and development regulations adopted under the Growth Management Act. The ordinance/resolution creating the increment area must contain findings in this regard; 4) Tax allocation revenues can be spent only “to finance public improvement costs associated with the public improvements (infrastructure development and related engineering, etc.) financed in whole or in part by community revitalization financing;” 5) The fire protection district is the area must agree to participate in the TIF project for the project to proceed. In addition, taxing districts that levy at least 75% of the regular property tax within the increment area must approve the TIF project by means of a written agreement.

A TIF project cannot proceed without this agreement; 6) Certain property taxes are excluded from the TIF allocations, including regular property taxes levied by the State for the support of the common schools; regular property taxes levied by a port district or a public utility district, to the extent the port district or public utility district specifies (*e.g.* in the resolution submitting the levy request to the county assessor) that the tax receipts will be used to make required debt service payments on general indebtedness; voter-approved regular property tax levies to fund emergency medical services; regular property taxes levied by counties under RCW 84.34.230 to fund the acquisition of open space and conservation futures; voter-approved regular property tax levies by counties, cities and towns to fund affordable housing for low-income households; and certain voter-approved regular property taxes levied by metropolitan park districts. TIF areas are feasible under certain circumstances. Assessed value within an increment area must increase by approximately \$18million to support each \$1million of TIF bonds. Stated conversely, approximately \$55,000 of TIF bonds can be supported by each \$1 million increase of assessed value within the increment area. These estimates assume various factors, including (i) a 20-year bond amortization period; (ii) an interest rate of 5% per annum; (iii) the tax allocation revenues will be based on an aggregate regular property tax rate of \$5.90 per \$1,000 of assessed value; and (iv) the entity creating an increment area is entitled to 75% of the increase regular property tax revenues resulting from the growth of assessed values within the increment area.

5. **Reserve Funds (RFund)** - revenue is accumulated in advance and earmarked for capital improvements. Sources of funds can be surplus revenues, funds in depreciation reserves, or funds resulting from sale of capital assets. At the present time, the city has established reserved funds for paving, streets, the library and natural wastewater utilities.
6. **GMA Growth Impact Fees (GMAFee)** - the Washington State Growth Management Act (GMA - Chapter 36.70A of the Revised Code of Washington) authorizes cities and counties to collect growth impact fees from developers to offset the impact caused by new developments within each jurisdiction's boundaries. The growth impact fees may be collected from developers in an amount less than 100 percent of the cost of sustaining the jurisdiction's schools, transportation, and park facility existing level-of-service (ELOS) as a result of the developer's project impact. The growth impact fees are usually collected at the issuance of building permits or certificates of occupancy. A developer may elect to pay the growth impact fee rather than provide on-site improvements when the land is determined to not be suitable for school, road, or park purposes and/or the development can not sustain a comparable school, road or park improvement and/or for other reasons jointly determined by the developer and the city. Impact fees are flat rates per person or dwelling units (by number of persons per type). Adjustments must be made to fee calculations to account for school, road or park costs that are paid by other sources of revenue such as grants and general obligation bonds. Additional credits may be given to developers who contribute land, improvements or other assets. Impact fees, as authorized by ESHB 2929, do not include any other form of developer contributions or exaction, such as mitigation or voluntary payments authorized by the Washington State Environmental Policy Act (SEPA – RCW 43.21C), local improvement districts or other special assessment districts, linkage fees or land donations or

fees in lieu of land. Growth impact fees can only be used to acquire or develop new school, road, or park facilities, and not to maintain or operate facilities or programs. Impact fees must be used for capital facilities needed by growth, and not for current deficiencies in levels-of-service or operating expenses. The collected fees must be spent within 6 years of the date of collection for a facility improvement that benefits the service area within which the project was located. Impact fees must show a rational nexus of benefit between the payer of the fee and the expenditures of the fee. Growth impact fees could become a major source of project monies for all types of school, road or park acquisitions and developments - assuming the assessed fee amount is close to the real or 100 percent impact and assuming the fee is collected on an area-wide basis within the urban growth area by the city and county. In accordance with the Washington State Growth Management Act (GMA), a city must have an adopted comprehensive plan in place that satisfies GMA requirements before the jurisdiction can implement a growth impact fee.

7. **Fines, Forfeitures, and Charges (F&C)** - includes various administrative fees and user charges for services and facilities operated by the jurisdiction. Examples are franchise fees, sales of public documents, property appraisal fees, fines, forfeitures, licenses, permits, income received as interest from various funds, sale of public property, rental income, and all private contributions to the jurisdiction. Revenue from these sources may be restricted in use.
8. **Water User Fees (UFee)**- under state law, cities may collect rate charges from each residential and commercial consumer, usually based on the volume of water used per account. Water utility user fees may be charged on a flat fee per account, usually at time of development, and thereafter on a measurable quantity of water consumed per account. The revenue may be used for capital facilities as well as operating and maintenance costs.
9. **Sewer User Fees (UFee)** - under state law, cities may collect rate charges from each generator of wastewater. User fees are based on the amount of potable water consumed, on the assumption there is a correlation between water consumption and wastewater generation. Sewer utility user fees may be charged on a flat fee per account and are usually collected at the time of development, and thereafter on a assessed charge per volume of waste generated per account. Fee revenues may be used for capital facilities as well as operating and maintenance fees.
10. **Stormwater User Fees (UFee)** - under state law, cities may collect rate charges from each generator of stormwater runoff. Impact or user fees are based on the amount of stormwater generated per developed property that is not held on-site, on the assumption there is a correlation between off-site discharge and Stormwater improvements elsewhere in the city. Stormwater utility user fees may be charged on a flat fee per account and are usually collected at the time of development, and thereafter on a assessed charge per volume of stormwater generated per account. Fee revenues may be used for capital facilities as well as operating and maintenance fees.

11. **Local Improvement District (LID)** - property owners may petition (or vote in response to a request from a local government) to adopt an annual tax assessment for the purpose of improving the public right-of-way abutting their property. A majority approval (the percentage to be decided by the local government) can establish an amortized payment schedule to finance sidewalk, landscaping, parking, streetscape, or other improvements to the public or private abutting properties. The assessments may be amortized over generous time periods at low interest charges based on each property's proportionate share of the improvement cost - usually assessed on a linear foot frontage formula.
12. **Latecomer's Agreements** - Sometimes in order to make a project feasible (or to create a benefit or mitigate an impact) a developer may need to build a facility that may benefit other property owners. For example, in order to serve the developer's project a new water line may need to be extended past or through other properties from an existing water main. However, the other property owner may not be prepared to participate in the financing of the facility at the present time. A latecomer's agreement, made between the developer and the local government, provides that if the developer builds the facility, the local government will collect for the developer a proportionate share of the costs of building the facility from the other benefited property when that property becomes developed in the future. The term of such agreements is limited to 20 years. This financing tool is being considered for the Eastown sewer system.
13. **Flood Control Special Purpose Districts** - RCW 86.15.160 authorizes flood control special purpose districts with independent taxing authority (up to a 50 cents property tax levy limit without voter approval) to finance flood control capital facilities. In addition, the district can, with voter approval, use an excess levy to pay for general obligation debt. Bonney Lake does not have a flood control special district, although Pierce County has created a county-wide district.
14. **Special Assessment District (SAD)** - is created to service entities completely or partially outside of the jurisdiction. Special assessments are levied against those who directly benefit from the new service or facility. Special assessment districts include local improvement districts (LIDs), road improvement districts (RIDs), utility improvement districts (UIDs), and the collection of development fees. Funds must be used solely to finance the purpose for which the special assessment district was created. Note - the city requires property owners to covenant not to protest the formation of a LID for street and UID for utilities improvements as a condition of development permits where appropriate. This is one of the primary strategies for making improvements for growth.
15. **Special Purpose District (SPD)** - is created to provide a specified service often encompassing more than one jurisdiction. Included are districts for fire facilities, hospitals, libraries, metropolitan parks, airports, ferries, parks and recreation facilities, cultural arts/stadiums and convention centers, sewers, water flood controls, irrigation, and cemeteries. Voter approval is required for airport, parks and recreation, and cultural arts/stadium and convention districts. Special assessment districts have the authority to impose levies or

charges. Special assessment district funds must be used solely to finance the purpose for which the special purpose district was created. **Park Districts:** State law authorizes metropolitan park districts and park and recreation districts, each with independent taxing authority. Bonney Lake presently is in a park and recreation district, whose boundaries are the same as the school district's boundaries. **Park and Recreation Service Area (PRSA):** RCW 36.68.400 authorizes park and recreation service areas as junior taxing districts for the purpose of financing the acquisition, construction, improvement, maintenance, or operation of any park, senior citizen activity center, zoo, aquarium, or recreational facility. The maximum levy limit is 0.15, or \$0.15 per \$1,000 AV. A PRSA can generate revenue from either the regular or excess property tax levies and through general obligation bonds, subject to voter approval. Revenue may be used for capital facilities maintenance and operations. Voters approve formation of a PRSA, and subsequently approve an excess levy for the purpose of constructing facilities.

16. **State Environmental Protection Act (SEPA)** - Washington State Environmental Policy Act (SEPA - RCW 43.21C) allows local governments to impose mitigated on-site improvements or fee assessments with which to finance off-site improvements that are caused by a property's development. SEPA mitigation may cover a variety of physical improvements that are affected by the property's proposed land use including sidewalks, trails, roads and parking areas, utilities, and other supporting infrastructure systems. SEPA mitigation must be proportionately related to the property's impact on infrastructure requirements. If the City allow levies and impact fee, SEPA mitigation improvement are limited to any on-site improvements. In other words, the City can't charge a traffic impact fee and then impose a mitigation requirement for off-site improvements as well (double tax).
17. **Lease Agreements (LAgrrt)** - allow the procurement of a capital facility through lease payments to the owner of a facility. Several lease package methods can be used. Under the lease-purchase method, the capital facility is built by the private sector and leased back to the local government. At the end of the lease, the facility may be turned over to the municipality without any future payment. At that point, the lease payments will have paid the construction cost plus interest.
18. **Privatization (Prvt)** - generally defined as the provision of a public service by the private sector. Many arrangements are possible under this method ranging from a totally private venture to systems of public/private arrangements, including industrial revenue bonds. At the present time, the city contracts solid waste collection and recycling to private contractors.

State Grants - WA Department of Commerce

The Washington State Department of Commerce focuses on creating economic opportunities and strengthen the competitiveness of businesses. Funding programs include:

19. **Downtown Revitalization-Washington Main Street (MainSt)** – help communities revitalize the economy, appearance, and image of their traditional business districts.

20. Old Growth Diversification Funds (OGDF) - provided by the USDA Forest Service to increase competitiveness of value-added forest products industry and to diversify the economies of timber-dependent communities.

Infrastructure Financing

Following is a brief analysis of the methods the city may and has used to finance capital improvements.

Debt financing

21. Short-term Borrowed Funds (BFund) - local governments may occasionally utilize short-term financing through local banks to finance capital improvement programs. Currently, City Council maintains a \$1,000,000 line of credit to be used for short-term borrowing for utilities and a \$500,000 line of credit for general government.
22. Revenue Bonds (RBond) - as authorized in the Revised Code of Washington (RCW), Council may issue nonvoter approved Revenue Bonds where principal and interest payments can be financed from a guaranteed source of revenue. Revenue bonds may be used to finance publicly owned facilities, such as parking garages or electric power plants. Interest rates tend to be higher for revenue bonds than for general obligation bonds. Revenue bonds may be approved without voter referendum. Revenue bonds have no effect on the city's tax revenues because they are repaid from revenues derived from the sale of services. The Farm Home Administration (FHA) does impose a limitation on the revenue to debt ratio in the terms of its loan agreement of 1.4.
23. Industrial Revenue Bonds (IRBond) - are issued by a local government, but actually assumed by companies or industries that use the revenue for construction of plants or facilities. Industrial revenue bonds incur comparatively low interest rates due to the tax-exempt status, and are the responsibility of the private sector industry. The city has not levied any industrial bonds in its history.
24. Unlimited General Obligation Bonds (GOBonds) - local governments may issue "excess levies" or general obligation bonds that increase the regular property tax levy above statutory limits if the proposal is approved by over 60 percent of the voters in a general election. Unlimited general obligation bonds must be approved by at least 60% of the resident voters during an election that has a turnout of at least 40% of those who voted in the last state general election. The bond must be repaid from a special ("outside") levy that is not governed by the 1% statutory limitation on the property tax growth rate. Total indebtedness that may be incurred by limited and unlimited general obligation bonds together, however, may not exceed 7.5% of the assessed valuation of the city. For the purpose of supplying municipally-owned electric, water or sewer service and with voter approval, a city may incur additional general obligation bonded debt equal to 2.5% of the value of taxable property. With voter

approval, cities may also incur an additional general obligation bonded debt equal to 2.5% of the value of taxable property for parks and open space. Thus, under state law, the maximum general obligation bonded debt that a city may incur cannot exceed 7.5% of the assessed property valuation. Monies authorized by limited (councilmanic) and unlimited general obligation bonds must be spent within 3 years of authorization to avoid arbitrage requirements unless invested at less than bond yield. In addition, bonds may be used to construct but not maintain or operate facilities. Facility maintenance and operation costs must be paid from the annual general fund levy - which is subject to the 1% statutory limitation on the property tax growth rate, or by voter authorization of special annual or biannual operating levy, or by user fees or charges where possible. General obligation bonds may be a useful source for capital facility acquisition and development monies, particularly for specific types of projects that have a broad appeal to the electorate. General Obligation Bonds offer the greatest variety of uses. There are two types of General Obligation (GO) bonds: voter-approved and Councilmanic (non-voted). Voter-approved bonds increase the property tax rate, with increased revenues dedicated to paying principal and interest on the bonds. The city is authorized to issue 1 percent of the city's assessed value for general-purpose debt with a vote of the public for debt and contracts payable. Approval requires a 60 percent majority vote in favor and a turnout of at least 40 percent of the voters from the preceding general election. A jurisdiction's legislative body authorizes councilmanic bonds without the need for voter approval. The city is authorized to issue 1.5 percent of the city's assessed value for debt without a vote referred to councilmanic for debt and contracts payable. Revenue comes from general government revenues, without a corresponding increase in property taxes. Therefore, this method of bond approval does not utilize a dedicated funding source for repaying the bondholder. Lease-purchase arrangements are also authorized by vote of the legislative body and do not require voter approval. The city is authorized to issue up to 1.5 percent of the city's assessed value in bonded indebtedness without a vote. This is commonly referred to as councilmanic bonds. Our current assessed value is \$2.23 billion. 1.5% of that would be \$34,500,000. The City has used \$10M of its \$34.5M capacity for the civic center. The total limit is 2.5 percent of the general-purpose debt limitations for the city. The amount of the local government debt allowable for GO bonds is restricted by law to 7.5 percent of assessed value of the property within the City limits. This may be divided as follows:

- General Purpose Bonds 2.5 percent
- Utility Bonds 2.5 percent
- Open Space and Park Facilities 2.5 percent

Local Multi-Purposes Levies

25. Ad Valorem Property Taxes (Ptax) - under the Washington State Constitution, cities may levy a property tax for general governmental purposes at a rate up to \$1.80 per \$1,000 on the assessed value of all taxable property within a city; and for an additional \$2.25 per \$1,000 for road construction and maintenance needs on the assessed value of taxable property. In 1975, Washington State law was amended by RCW 84.55.010 - a statutory provision limiting the growth of revenue realized from regular property taxes to 6% per year of the highest amount levied in the last 3 years before adjustments for new construction and annexation. If the

assessed valuation of all property increases by more than 6% due to revaluation, the law requires the levy rate be decreased accordingly. A temporary or permanent excess levy may be assessed with voter approval. The statute was intended to control local governmental spending by controlling the annual property tax rate of growth. In practice, however, the statute can reduce the effective property tax yield to an annual level far below a jurisdiction's levy authorization, often resulting in a severe impact on a jurisdiction's ability to finance basic governmental needs, particularly if a county or city experiences major population growth. General funds may be used to develop every type of community facility including city halls, police stations and courts, park and recreational facilities, road and trail constructions, and most utility improvements. However, general funds should be considered as a last source of capital improvement revenues in light of other funding requirements and limitations that the general fund must finance. Property tax levies are most often used by local governments for operating and maintenance costs. They are not commonly used for capital improvements. The 2010 property tax rate levy in Bonney Lake is \$1.10 per \$1,000 of assessed value (AV). The maximum rate allowed by state laws is \$3.60 per \$1,000 AV, but cannot be raised without a vote because of Initiative 747. Initiative 747 allows cities to increase property tax by one percent or the Implicit Price Deflator (IPD), whichever is less, plus add-ons for new construction and utilities. The added assessed value from growth will add to the fiscal capacity of the property tax since this value and its taxes are added to the tax rolls as this development occurs. This increases property tax revenue in real terms. Whether this adds to the fiscal capacity of the city to finance capital facilities depends on whether the additional growth will generate additional demand for on-going services that will consume this added revenue. If it does, the effect will be negative since the new taxes added by the new capacity will be limited by 1% per year while the costs for those services will be driven by inflation which is likely to be more than 1% per year. More likely, the increase in property tax yields from new construction will be needed just to offset the effects of 101% limit to maintain existing on-going services. Consequently, increases in the assessed values cannot be depended upon to increase the fiscal capacity of property taxes to meet the capital needs that will be needed by new development, unless significant new economic development occurs that would add a substantial amount of new taxes.

26. Business & Occupation Tax (B&OTax) - RCW 35.11 authorizes cities to collect this tax on the gross or net income of businesses, not to exceed a rate of 0.2 percent. Revenue may be used for capital facilities acquisition, construction, maintenance, and operations. Voter approval is required to initiate the tax or increase the tax rate. The City has not utilized this revenue source.
27. Local Option Sales Tax (LOST – may be levied up to 1% of all retail sales and uses. Local governments that levy the second 0.5% may participate in the state's sales tax equalization fund. Assessment of the option tax requires voter approval. Revenue may be used for new capital facilities, or maintenance and operations at existing facilities. At the present time, the city does not levy the sales tax nor is it being considered for the future.

28. Utility Tax (UTax) - on the gross receipts of electric, gas, telephone, cable television, water and sewer, and stormwater utilities. Cities have the discretion of levying a utility tax up to 6% of gross receipts. Voter approval is required for an increase above the 6% maximum. Revenue may be used for new capital facilities, or maintenance and operations at existing facilities. At the present time, the city levies the full 6% which contributes nearly 19% of the General Fund revenues.
29. Real Estate Excise Tax (REET) - is authorized local governments up to 0.25% of the annual sales for real estate for capital facilities. The Growth Management Act authorizes another 0.25% for capital facilities. Revenues must be used solely for financing new capital facilities, or maintenance and operations at existing facilities, as specified in the capital facilities plan. An additional option is available under RCW 82.46.070 for the acquisition and maintenance of conservation areas if approved by a majority of the voters of the county. At the present time, the city levies the 1/2% allowed. RCW 82.46 authorizes local governments to collect a real estate excise tax levy of 0.25 percent of the selling price of real estate within the city limits. The Growth Management Act authorizes collection of another 0.25 percent. Both the first and second 0.25 percents are required to be used for financing capital facilities specified in local governments' capital facilities plan. The Real Estate Excise Tax (REET) is levied on the full selling price of all real estate sales. The local rate and its uses differ by city size and whether the city is planning under the GMA. The City of Bonney Lake levies both the first and second ¼ percent REET. During 2010, the City will collect an estimated \$180,000 in REET. The downturn in the economy and the mortgage banking crisis have decimated real estate transactions, and thus funds for street and park improvements. For example, in 2007 the City collected \$1.2 million in REET funds. REET funds are allocated as follows: 50% for street projects, 35% for parks projects; and 15% for general government projects.

Local Single Purpose Levies

30. Hotel/Motel Tax (HMTax) – is a sales tax levy collected on certain hotel and motel business categories for the purpose of promoting tourism. Revenues may be used for planning, promotional programs, or capital facilities that directly enhance tourism and benefit the hotel and motel industry.
31. Emergency Medical Services Tax (EMST) – is a property tax levy of \$0.25 for emergency medical services. Revenues may be used for new capital facilities, or maintenance and operations at existing facilities. At the present time, the city levies the full \$0.25 which is passed through to the Fire District.
32. Transportation Improvement Board (TIB) - the Washington State Transportation Improvement Board (TIB) disburses revenues generated from motor vehicle taxes to cities, urban counties, and transportation benefit districts for the purpose of alleviating and preventing traffic congestion caused by economic development or growth. Projects must be multi-agency, multi-modal, congestion related, related to economic development activities, and partially funded locally.

33. Transportation Benefit District (TBD) – RCW 35.21.225 authorizes cities to create transportation districts with independent taxing authority for the purposes of acquiring, constructing, improving, providing, and funding any city street, county road, or state highway improvement within the district. The special district’s tax base is used to finance capital facilities. The district may generate revenues through property tax excess levies, general obligation bonds (including councilmanic bonds), local improvement districts, and development fees. Voter approval is required for bonds and excess property tax levies. Council approval is required for councilmanic bonds, special assessments, and development fees. Transportation improvements funded with district revenues must be consistent with state, regional, and local transportation plans; necessitated by existing or reasonable foreseeable congestion levels attributable to economic growth; and partially funded by local government or private developer contributions, or a combination of such contributions.

Potential Sources of Additional Bonney Lake Transportation Funding via TBD

Fund Source	Rate	Estimated Amount	Comments
*Tab Fee	\$20	\$230,000/Yr	May be levied as part of Transportation Benefit District (TBD) without vote
*Tab Fee	\$100	\$1,150,000/Yr.	Must be approved by vote of people as part of TBD
*Optional Sales Tax	0.2%	\$480,000/Yr.	Must be approved by vote of people as part of TBD
*Available for transportation projects only. Otherwise, source could be used for any purpose authorized by Council or the vote of the people.			

State Grants and Loans (Including Federal Pass-Through Funds)

34. Community Development Block Grants (CDBG) - the U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant (CDBG) program dispenses discretionary funds to local governments for the development of local public facilities or services assisting low income or disadvantaged neighborhoods. Most counties receive CDBG funds under an entitlement that is recertified every 3 years by the federal government. The county's entitlement funds may be spent by the county on an annual basis, subject to HUD project criteria, or by or on behalf of local cities and the developed but unincorporated areas of the county. CDBG funds are primarily intended for facility construction and may not be used to finance operation and maintenance costs. The program is authorized and funded by annual federal appropriations that have fluctuated widely in recent years due to other federal budgetary needs and philosophies. The city most recently used a CDBG to make a park handicapped accessible.

35. Community Economic Revitalization Board (CERB) - are low interest loans (rate fluctuates with state bond rate) and occasional grants to finance infrastructure projects for a specific private sector development. CERB funding is available only for projects that will result in specific private developments or expansions in manufacturing and businesses that support the trading of goods and services outside of the state's borders. CERB projects must create or retain jobs. CERB funds are distributed by the Department of Trade and Economic Development primarily to applicants who indicate prior commitment to project. CERB revenue is restricted in the type of project and may not be used for maintenance and operations.
36. Historic Preservation Grants – are available on an annual basis from the Office of Archaeology and Historic Preservation (OAHP) to local historic preservation programs. Historic preservation grants may be used for: (1) historic preservation planning; (2) cultural resource survey and inventory; (3) nomination of properties to the National Register of Historic Places; and (4) public education and awareness efforts. To be eligible for grants, communities must be a Certified Local Government (CLG) as approved by OAHP. In addition, when funds are available, OAHP awards grants for the acquisition or rehabilitation of National Register listed for eligible properties. Grant awards are predicated on the availability of funds and require a match.
37. Public Works Trust Fund (PWTF) - are low interest loans for financing capital facility construction, public works emergency planning, and capital improvement planning. To apply for the loans, the city must have a capital facilities plan in place and must be levying the original 1/4% real estate excise tax. Public works trust funds are distributed by the Washington State Department of Community Development. Public works trust fund loans for construction projects require matching funds generated only from local revenues or state shared entitlement revenues. Public works emergency planning loans are at a 5% interest rate, and capital improvement planning loans are no interest loans with a 25% match. Public works trust fund revenue may be used to finance new capital facilities, or maintenance and operations at existing facilities. At the present time, the city has used trust fund loans extensively to bring portions of the water distribution system up to current standards and to construct the water storage tank for the middle zone water service area.
38. The Washington Recreation and Conservation office (RCO), formerly known as either the IAC, LWCF, or BOR grant program are funded primarily by federal pass-through monies. Projects require a 50% match and are very competitive. The City must have an up to date and approved Parks Element in order to apply. The RCO assigns each project application a priority on a competitive statewide basis according to each jurisdiction's need, population benefit, natural resource enhancements, and a number of other factors. In the past few years, project awards have become extremely competitive as the federal government has significantly reduced the amount of federal monies available. The state has increased contributions to the program over the last few years using a variety of special funds. The last time the City received this funding source was for the Allan Yorke Boat Dock.

39. Conservation Futures (CF) - under provisions provided in legislation, Pierce County has elected to levy up to \$0.065 per \$1,000 of assessed valuation of all county properties to acquire shoreline and other open space lands. The monies can be used to acquire, but not develop or maintain open space conservation lands that are acquired using Conservation Futures funds. Conservation Futures revenues could be a major source of project monies for the acquisition of wildlife habitat, resource conservancies, portions of resource activity lands, and possibly portions of linear trail corridors - particularly as the annual returns increase due to continued urban development and the associated increase in total county land value assessments. Given the program's relatively specialized qualifications, however, the grants can not be a capital source for development projects. In addition, project proposals necessarily have to compete for a share of Conservation Future revenues with other county open space land acquisitions for storm drainage, farmland preservation, floodplain protections or other qualifying programs. The City received a Conservation Futures grant in 2008 to acquire the Cimmer property along Fennel Creek for a trail head.
40. Urban Arterial Trust Account (UATA) - are revenues available for projects that alleviate and prevent traffic congestion. UATA entitlement funds are distributed by the State Transportation Improvement Board subject to guidelines and with a 20% local matching requirement. UATA revenue may be used for capital facility projects that alleviate roads that are structurally deficient, congested with traffic, or have accident problems.
41. Transportation Improvement Account (TIA) - are revenues available for projects that alleviate and prevent traffic congestion caused by economic development or growth. TIA entitlement funds are distributed by the Washington State Transportation Improvement Board (TIB). TIA revenue may be used for capital facility projects that are multi-modal and involve more than one agency. Various funding programs are available depending on the population of the jurisdiction. Programs include:
- Urban Corridor Program – to improve the mobility of people and goods in Washington State by supporting economic development and environmentally responsive solutions to our statewide transportation needs.
 - Urban Arterial Program – to improve the urban arterial street system of the State by improving mobility and safety while supporting an environment essential to the quality of life for all citizens of the state.
 - Small City Arterial Program – to preserve and improve the roadway systems consistent with local needs of incorporated cities and towns with a population of less than five thousand.
 - Sidewalk Program – to enhance and promote pedestrian safety and mobility as a viable transportation choice by providing funding for pedestrian projects that improve safety, provide access and address system continuity and connectivity of pedestrian facilities.
42. Centennial Clean Water Fund (CCWF) – are grants and loans administered by the Department of Ecology under the Centennial Clean Water Program (Referendum 39), a water quality program that provides grants for up to 75% of the cost of water quality/fish

enhancement studies. CCWF monies can be applied to public and park developments that propose to restore, construct or otherwise enhance fish producing streams, ponds or other water bodies. CCWF funds are limited to the planning, design and construction of water pollution control facilities, stormwater management, ground water protection, and related projects. At the present time, the city wastewater utility has secured a major portion of the funding for the sewer treatment plant upgrade from this fund.

43. Water Pollution Control State Revolving Fund (WPCSRF) - are low interest loans and loan guarantees for water pollution control projects. WPCSRF loans are distributed by the Washington State Department of Ecology. The applicant must show water quality need, have a facility plan for treatment works, and show a dedicated source of funding for repayment.

Federal Grants and Loans (May be Administered at State Level)

44. Federal Aid Urban System (FAUS) - are revenues available for the construction and reconstruction improvements to arterial and collector roads that are planned for by an MPO and the Federal Highway Administration. FAUS funds may also be used for non-highway public mass transit projects. FAUS funds are distributed by the Washington State Department of Transportation with a 16.87% local match requirement. Until the City reconciles the differences between the population figures in the land use element with those in the Transportation Element and has it certified by the PSRC, Bonney Lake will remain ineligible for this program.
45. Federal Aid Safety Programs (FASP) – are revenues available for improvements at specific locations that constitute a danger to vehicles or pedestrians as shown by frequency of accidents. FASP funds are distributed by the Washington State Department of Transportation from a statewide priority formula with a 10% local match requirement.
46. Federal Aid Emergency Relief (FAER) - are revenues available for the restoration of roads and bridges on the federal aid system that are damaged by extraordinary natural disasters or catastrophic failures. The local agency must declare an emergency and notify the Washington State Department of Transportation. FAER entitlement funds are available with a 16.87% local matching requirement.
47. Department of Health Water Systems Support (DOHWSS) - are grants for upgrading existing water systems, ensuring effective management, and achieving maximum conservation of safe drinking water. DOHWSS grants are distributed by the Washington State Department of Health (DOH) through intergovernmental review and with a 60% local match requirement.

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: CD / Heather Stinson	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-172
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D10-172	Councilmember Sponsor:

Agenda Subject: Amendment of the Transportation Element of the Comprehensive Plan

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending The Transportation Element Of The Comprehensive Plan.

Administrative Recommendation:

Background Summary: In 2008, the City was denied a transportation grant from Puget Sound Regional Council (PSRC) due to the fact that the Transportation Element of our Comprehensive Plan is inconsistent with our Land Use Element. Staff reviewed these elements and in discussions with PSRC concluded that it wasn't an easy fix. Most likely the City will need to hire a consultant in order to update the Transportation Element. However, due to budget constraints, the City is unable to hire a consultant to do the work at this time. As an interim measure, staff at PSRC recommended that the attached language be added to our Transportation Element showing that the City is working toward a solution. The Planning Commission is aware that this interim measure will not allow us to receive grant monies from PSRC, but will allow us to begin the grant application process.

Attachments: D10-172

BUDGET INFORMATION

Budget Amount	Current Balance	Required Expenditure	Budget Balance
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Budget Explanation:

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review:	<i>Approvals:</i>	Yes	No
Date:	Chair/Councilmember NAME	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember NAME	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember NAME	<input type="checkbox"/>	<input type="checkbox"/>
Forward to:	Consent		
	Agenda: <input type="checkbox"/> Yes <input type="checkbox"/> No		
Commission/Board Review: 6 Oct 2010			
Hearing Examiner Review:			

COUNCIL ACTION

Workshop Date(s): 9 Nov 2010	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS

Director:	Mayor:	Date Reviewed by City Attorney: (if applicable):
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ORDINANCE NO. D10-172

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING THE TRANSPORTATION ELEMENT OF THE COMPREHENSIVE PLAN.

WHEREAS, on May 25, 2010 the City Council adopted the Planning Commission annual work plan that included consideration of making changes to the Transportation Element of the Comprehensive Plan; and

WHEREAS, a Notice of Public Hearing was issued on September 21, 2010; and

WHEREAS, the Planning Commission conducted a public hearing on October 6, 2010; and

WHEREAS, at the October 20, 2010 Planning Commission meeting the Planning Commission recommended that the City Council update the language in the Transportation Element of the Comprehensive Plan; and

WHEREAS, SEPA has been complied with via a Determination of Non-Significance issued on October 19, 2010; and

WHEREAS, RCW 36.70A.106 requiring a 60 day review by the Washington State Department of Commerce has been complied with; and

WHEREAS, this is one of three Comprehensive Plan amendments concurrently coming before the City Council; and

WHEREAS, the criteria for amending the Comprehensive Plan set forth in BLMC § 14.140.090 are: 1) the amendments are consistent with the goals and policies of the Comprehensive Plan, 2) the comprehensive plan would remain internally consistent, 3) the amendments are consistent with the Countywide Planning Policies, 4) the amendments are consistent with the Growth Management Act, and 5) the amendments advance the public health, safety, or welfare and are in the best interest of the residents of Bonney Lake; and

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

Section 1. New language shall be added to the Transportation Element, directly following the “Employment Growth” section as follows:

Land Use Assumption Consistency

Land capacity, population, and employment growth information is found within the Land Capacity section of the Land Use Element of the Comprehensive Plan (page 3-5). Figure 3-3 of the City's Comprehensive Plan projects the population of Bonney Lake to be 27,284 by 2022. This figure was calculated by starting with the 2003 population and projecting a 4% growth rate each year until 2022. Table 6 of the Transportation Element projects the population of Bonney Lake to be 29,800 by 2025. This number was derived by taking the 27,284 figure from Figure 3-3 and assuming a 3% growth rate from 2022 to 2025. The City grew an average of 5.3% per year between 2002 and 2006 which lead to the differences in population projections with the County's projections the City's Comprehensive Plan.

The methodologies used for projecting housing units are different in the Land Use Element and Transportation Element. The dwelling units in the land use element were derived by using the methodology explained in Figure 3-2. The dwelling units in the Transportation Element were estimated by breaking down Transportation Analysis Zones (TAZ) and estimating the potential housing unit count within the City Limits within each TAZ.

Consistent with State Law (RCW 36.70A.130) and based upon the availability of funding; the City intends to update the land capacity and population growth sections throughout the comprehensive plan in conjunction with the mandated requirement to take action to review and, if needed, revise the comprehensive plan and development regulations to ensure compliance with the requirements of the Growth Management Act. Such review and revision will include, but would not be limited to an evaluation of the then current version of the Pierce County Buildable Lands Report and analysis of any 'reasonable measures' that may be necessary to rectify inconsistencies between observed and assumed densities or to resolve insufficient land capacity in accommodating future residential or employment needs. This update will result in consistent assumptions for land use, population, housing, employment, and transportation being used throughout the Comprehensive Plan

Section 2. This Ordinance concerns powers vested solely in the Council, it is not subject to referendum, and shall take effect five (5) days after its passage, approval and publication as required by law

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

Neil Johnson, Mayor

ATTEST:

Harwood Edvalson
City Clerk

APPROVED AS TO FORM:

James Dionne
City Attorney

Passed:

Valid:

Published:

Effective Date:

City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: CD / Heather Stinson	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB-174
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D10-174	Councilmember Sponsor:

Agenda Subject: An ordinance amending the Eastown Subarea Plan element of the Comprehensive Plan.

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending The Eastown Subarea Plan Element Of The Comprehensive Plan.

Administrative Recommendation: Approve as amended.

Background Summary: D10-174 Amends the Eastown Subarea Plan element of the Comprehensive Plan eliminating the 51' private road option and replacing the future sewer and future road network maps. At the 12/7/10 Workshop, Council directed that the section placing the design standards in the municipal code be deleted until the Planning Commission and Council can reconsider design standards that would be most appropriate for the vision of Eastown.
Attachments: D10-174, Attachment A, Attachment B

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation:			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	<i>Approvals:</i>	Yes	No
Date:	Chair/Councilmember NAME	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember NAME	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember NAME	<input type="checkbox"/>	<input type="checkbox"/>
Forward to:	Consent	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Commission/Board Review: 6 Oct 2010			
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s): 16 Nov 2010, 7 Dec 2010	Public Hearing Date(s): 6 Oct 2010
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director: JVP	Mayor:	Date Reviewed by City Attorney: (if applicable):

ORDINANCE NO. D10-174

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTERS 4 AND 6 OF THE EASTOWN SUBAREA PLAN OF THE BONNEY LAKE COMPREHENSIVE PLAN.

WHEREAS, on May 25, 2010 the City Council adopted the Planning Commission annual work plan that included consideration of making changes to the Eastown Subarea Plan of the Bonney Lake Municipal Code; and

WHEREAS, the Planning Commission did recommend several changes to the Eastown Subarea Plan, including Chapter 4, relating to traffic circulation, and Chapter 6, relating to sewer; and

WHEREAS, a Notice of Public Hearing was issued on September 21, 2010; and

WHEREAS, the Planning Commission conducted a public hearing on October 6, 2010; and

WHEREAS, SEPA has been complied with via a Determination of Non-Significance issued on October 19, 2010; and

WHEREAS, RCW 36.70A.106 requiring a 60 day review by the Washington State Department of Commerce has been complied with; and

WHEREAS, this is one of three Comprehensive Plan amendments concurrently coming before the City Council; and

WHEREAS, the criteria for amending the Comprehensive Plan set forth in BLMC § 14.140.090 are: 1) the amendments are consistent with the goals and policies of the Comprehensive Plan, 2) the comprehensive plan would remain internally consistent, 3) the amendments are consistent with the Countywide Planning Policies, 4) the amendments are consistent with the Growth Management Act, and 5) the amendments advance the public health, safety, or welfare and are in the best interest of the residents of Bonney Lake.

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

Section 1. Chapter 4 of the Eastown Subarea Plan of the Bonney Lake Comprehensive Plan, Circulation, is hereby amended as follows:

- A. The Eastown Future Road Network map shall be replaced with Attachment A to this Ordinance.
- B. Figure 8 shall be retitled “Private Roadway Section.”
- C. Figure 9 shall be deleted.

Section 2. Chapter 6 of the Eastown Subarea Plan of the Bonney Lake Municipal Code, Sewer, is hereby amended as follows:

- A. The Eastown Preliminary Sewer Design shall be replaced with Attachment B to this Ordinance.

Section 3. This Ordinance concerns powers vested solely in the Council, it is not subject to referendum, and shall take effect five (5) days after its passage, approval and publication as required by law.

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

Neil Johnson, Mayor

ATTEST:

Harwood Edvalson
City Clerk

APPROVED AS TO FORM:

James Dionne
City Attorney

Passed:

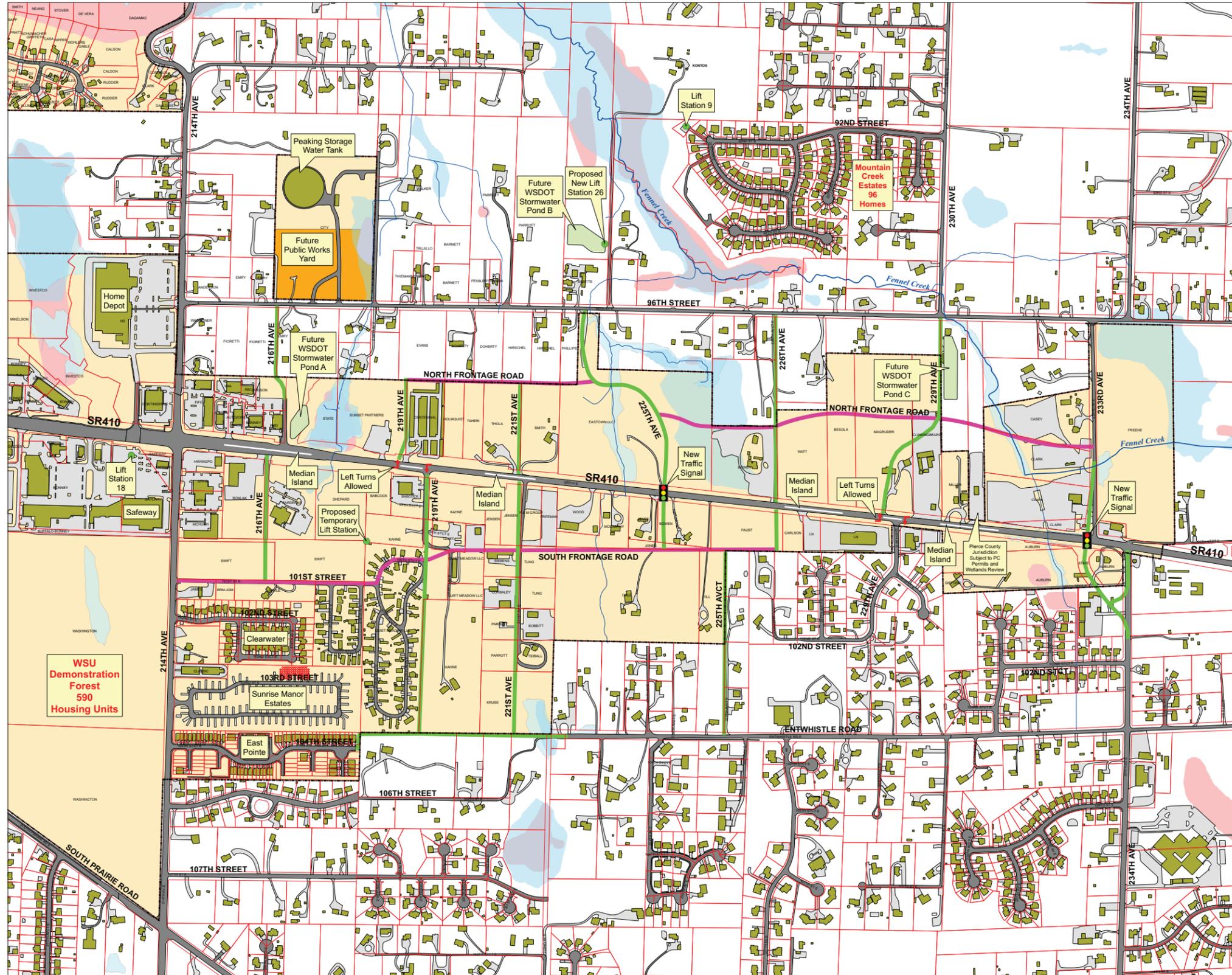
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Published:

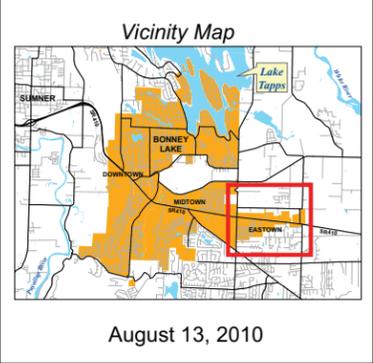
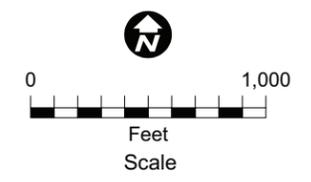
Effective Date:

EASTOWN FUTURE ROAD NETWORK

Featuring Fennel Creek and Wetlands

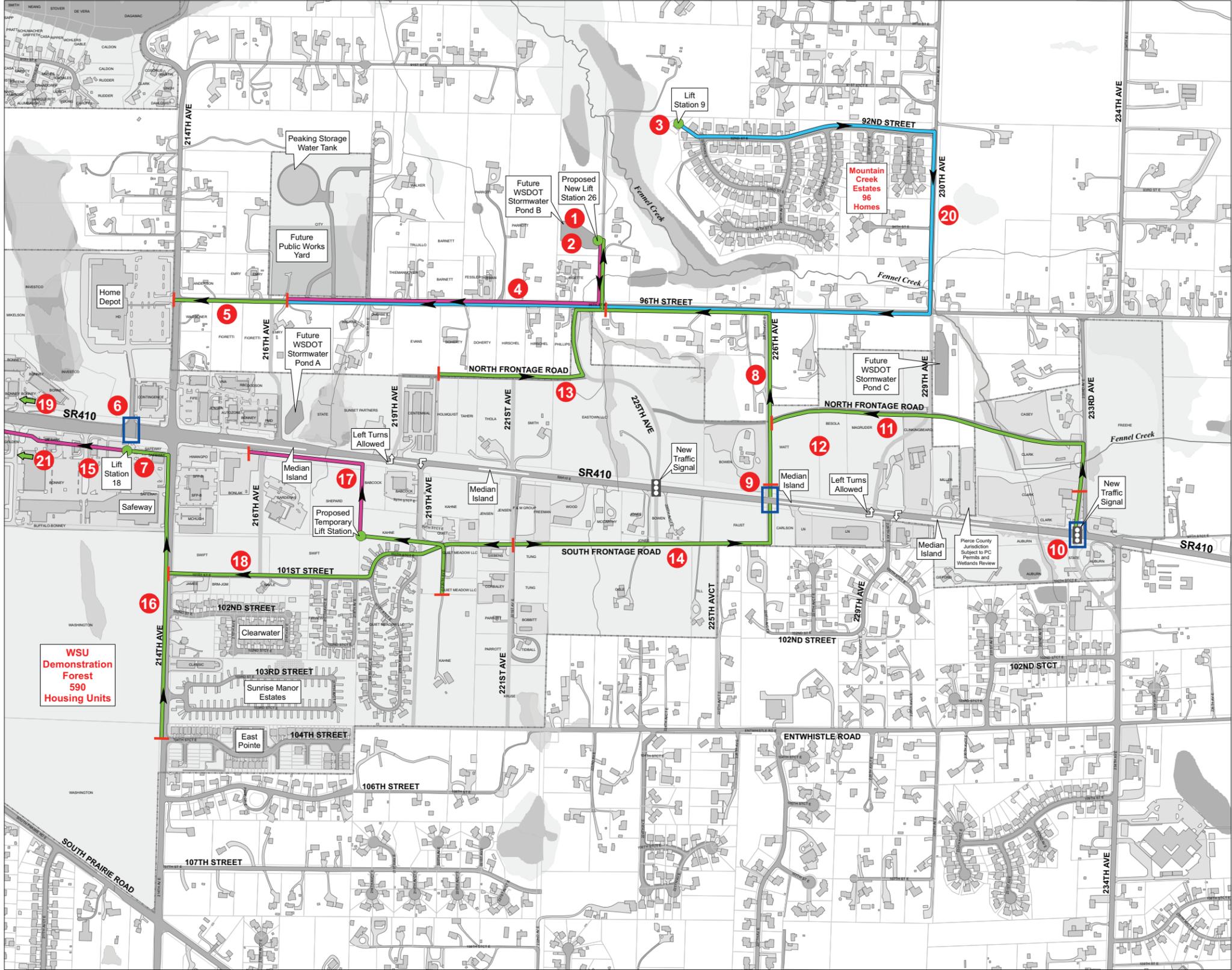


- LEGEND**
- Sewer Lift Stations
 - SR410 Median Islands
 - Future Public Roads
 - Future Private Roads
 - Future Public Works Yard
 - Future WSDOT Storm Ponds
 - Tax Parcels
 - Building
 - Paved Road
 - Other Impervious Surface
 - Bonney Lake City Limits
- FENNEL CREEK & WETLANDS**
- ~ Fennel Creek
 - ~ Fennel Creek Tributaries
 - CWI Wetlands
 - Supplemental Wetland Inventory
 - National Wetlands Inventory



EASTOWN FUTURE SEWER SYSTEM

Featuring Future Sewer Projects



FUTURE SEWER PROJECTS

- 12 Future Sewer Project Number
- Lift Station
- SR410 Highway Crossing
- Project Start/Stop
- ▶ Flow Direction
- Gravity Main
- Force Main
- Mountain Creek Force Main

FUTURE ROADS BASE MAP

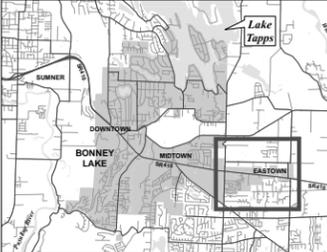
- SR410 Median Islands
- Future Public Roads
- Future Private Roads
- Tax Parcels
- Building
- Paved Road
- Other Impervious Surface
- Stormwater Pond
- Bonney Lake City Limits

FENNEL CREEK & WETLANDS

- ~ Fennel Creek
- ~ Fennel Creek Tributaries
- ~ CWI Wetlands
- ~ Supplemental Wetland Inventory
- ~ National Wetlands Inventory



Scale
Vicinity Map



August 13, 2010

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Community Development / Jerry E Hight	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-180
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D10-180	Councilmember Sponsor:

Agenda Subject: Revise section 15.04.020 G to reflect 2009 edition of the Energy Code

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 15.04 Of The Bonney Lake Municipal Code And Ordinance Nos. 700, 711, 778, 826, 851 And 885, Relating To Adoption Of Revised International Codes Of Building And Related Regulations..

Administrative Recommendation:

Background Summary: This section has been revised to formally adopt the 2009 Washington State Energy Code with an effective date of January 1, 2011. The 2009 energy code was postponed at the request of the Governor until April 1, 2011. At the October 15, 2010 State Building Code Council meeting the date for implementation of the 2009 Washington State Energy Code was set for January 1, 2011.

Attachments: Ord D10-180

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
N/A	N/A	N/A	N/A
Budget Explanation: N/A			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Community Development Date: 6 December 2010	<i>Approvals:</i> Chair/Councilmember NAME Councilmember NAME Councilmember NAME	Yes No <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
	Forward to:	Consent Agenda: <input type="checkbox"/> Yes <input type="checkbox"/> No	
Commission/Board Review:			
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s): 7 December 2010	Public Hearing Date(s):
Meeting Date(s): 14 December 2010	Tabled to Date:

APPROVALS		
Director: JPV	Mayor:	Date Reviewed by City Attorney: 11/17/10 (if applicable):

Action Item #2

COMMUNITY DEVELOPMENT COMMITTEE

DATE: December 06, 2010

ORIGINATOR: Jerry Hight

TITLE: Building Inspector

SUBJECT: Revise section 15.04.020 G to reflect 2009 edition of the Energy Code
This section has been revised to formally adopt the 2009 Washington State Energy Code with an effective date of January 1, 2011. The 2009 energy code was postponed at the request of the Governor until April 1, 2011. At the October 15, 2010 State Building Code Council meeting the date for implementation of the 2009 Washington State Energy Code was set for January 1, 2011.

ORDINANCE/RESOLUTION: D10-180

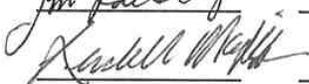
REQUEST OR RECOMMENDATION BY ORIGINATOR:

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	<u>12-6-10</u>		_____
Randy McKibbin	<u>12-6-10</u>		_____
Donn Lewis	<u>12-6-10</u>		_____

COMMITTEE COMMENTS: _____

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

Please schedule for City Council Meeting date of: December 07, 2010

Consent Agenda: Yes No

ORDINANCE NO. D10-~~180XX~~

AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 15.04 OF THE BONNEY LAKE MUNICIPAL CODE AND ORDINANCE NOS. 700, 711, 778, 826, 851 AND 885, RELATING TO ADOPTION OF REVISED INTERNATIONAL CODES OF BUILDING AND RELATED REGULATIONS.

WHEREAS, the City of Bonney Lake is required by RCW 19.27.050 to enforce the provisions of certain uniform codes of technical building and related regulations as adopted by the Washington State Building Code Council (“WSBCC”); and

WHEREAS, the WSBCC has recently adopted new 2009 editions of the Washington State Energy Code ~~several of such International codes~~; and

WHEREAS, the City Council of the City of Bonney Lake finds that both Washington law and the Council’s interest in the safety of its citizens require the Council to ensure that its building codes are kept up to date;

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

Section 1). BLMC section 15.04.020 and the corresponding portions of Ordinance Nos. 700 § 1, 778 § 1 and 885 § 1 are hereby amended to read as follows:

15.04.020 International codes – Adopted by reference.

Pursuant to RCW 35A.12.140, the following codes of technical regulations are adopted by this reference as if fully set forth, subject to the modifications or amendments set forth in this chapter, and with the exception of those provisions of the codes set forth in this chapter:

A. Adoption of the International Building Code. The International Building Code, 2009 Edition, Appendix I (Patio Covers) and Appendix H (Signs) excluding Sections H101, H102, H105.2, H109.1, H109.2, H110.3, H110.4, and H110.5, published by the International Code Council, as amended by the Washington State Building Code Council, and published in Chapter 51-50 WAC, are adopted by this reference.

B. Adoption of the International Residential Code. The International Residential Code, 2009 Edition, Appendix C, Exit Terminals of Mechanical Draft and Direct-Vent Venting Systems, Appendix H (Patio Covers) except Section AH107, Appendix G Sections AG105 (Swimming Pool and Hot Tub Barriers) and AG106 (Entrapment Protection for Swimming Pool and Spa Suction Outlets), Appendix R (Dwelling Unit Fire Sprinkler Systems), and Appendix S (Fire Sprinklers), published by the International Code Council, as amended by the Washington State Building Code Council, and published as Chapter 51-51 WAC, are adopted by this reference.

C. Adoption of the International Mechanical Code. The International Mechanical Code, 2009 Edition, published by the International Code Council; Section 621, Unvented Room Heaters, in the International Fuel Gas Code is hereby not adopted, as amended by the Washington State Building Code Council, and published as Chapter 51-52 WAC, is adopted by this reference.

D. Adoption of the Uniform Plumbing Code. The Uniform Plumbing Code, 2009 Edition, published by the International Association of Plumbing and Mechanical Officials; Appendix H (Recommended Procedures for Design, Construction and Installation of Commercial Kitchen Grease Interceptors), as amended by the Washington State Building Code Council and published as Chapters 51-56 and 51-57 WAC, are adopted by this reference.

E. Adoption of the International Fire Code. The International Fire Code, 2009 Edition, published by the International Code Council; Appendix B (Fire-flow Requirements for Buildings) and Appendix D (Fire Apparatus Access Roads), as amended by the Washington State Building Code Council and published as Chapter 51-54 WAC, are adopted by this reference.

F. Adoption of the International Property Maintenance Code. The International Property Maintenance Code, 2009 Edition, published by the International Code Council is adopted by this reference.

G. Adoption of the Washington State Energy Code. The Washington State Energy Code, 2009~~6~~ Edition, as amended by the Washington State Building Code Council and filed as Chapter 51-11 WAC, is adopted by this reference.

H. Minimum Design Requirements. The following climatic and geographic design criteria are adopted pursuant to Section R301.2 of the International Residential Code:

Ground snow load	Wind Design		Seismic design category	Weathering	Frost line depth	Termite	Decay	Winter design temp.	Ice shield underlay required	Flood hazards	Air freeze index	Mean annual temp.
	Speed (mph)	Topographic effects										
25 psf	85	Yes	D1	Moderate	12"	Slight	Moderate	27	No	1985	160	51.2

(Ord. 1359 § 1, 2010; Ord. 1358 § 1, 2010; Ord. 1242 § 1, 2007; Ord. 1035 § 1, 2004; Ord. 885 § 1, 2001; Ord. 778 § 1, 1998; Ord. 700 § 1, 1995).

Section 2). The city clerk shall sign and file with the adopting ordinance a copy of the statutes and regulations referenced herein and shall also file and maintain in the city clerk’s office one copy of each of the adopted laws in the form in which they were adopted for use and examination by the public.

Section 3). This Ordinance concerning powers vested solely in the Council, it is not subject to referendum, and shall take effect five (5) days after its passage, approval and publication as required by law; provided, that this Ordinance shall not take effect prior to January 1, 2011.

PASSED by the City Council and approved by the Mayor this ___th day of ~~December~~November, 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: January 1, 2011

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Fin / Al Juarez	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-188
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D10-188	Councilmember Sponsor:

Agenda Subject: Final 2009 - 2010 Budget Amendment

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending The Biennial Budget For Calendar Years 2009 And 2010. .

Administrative Recommendation:

Background Summary: Revised Code of Washington (RCW) 35A.34 provides procedures for adopting, managing and amending a biennial budget. Pursuant to this guidance the City Council find it necessary to make certain revisions to the 2009 - 2010 biennial budget that was adopted on Decmeber 9, 2008 via Ordinance #1291 and then amended via mid-biennial Ordinance #1339, dated December 8, 2009. Subsequent to the above referenced adoption and mid-biennial adjustment; anticipated revenues and expenditures have changed and the City Council finds it necessary to amend the budget pursuant to "exhibit A," a copy of which is attached.

Attachments: Yes

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation: See attachment A			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Finance Committee	Approvals:	Yes No
	Date: 23 November 2010	Chair/Councilmember	Deputy Mayor Swatman <input checked="" type="checkbox"/> <input type="checkbox"/>
		Councilmember	Mark Hamilton <input checked="" type="checkbox"/> <input type="checkbox"/>
		Councilmember	James Rackley <input checked="" type="checkbox"/> <input type="checkbox"/>
	Forward to: 12/14/2010 Council Mtg	Consent	
		Agenda:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Commission/Board Review:			
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s): 12/7/2010	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director: Al Juarez	Mayor:	Date Reviewed by City Attorney: standard (if applicable):

ORDINANCE NO. D10-188

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON AMENDING THE BIENNIAL BUDGET FOR CALENDAR YEARS 2009 AND 2010

WHEREAS, Ch. 35A.34 RCW provides procedures for adopting, managing, and amending a biennial budget; and

WHEREAS, the budget for 2009 and 2010 was initially adopted by the City Council on December 9, 2008 via Ordinance Number 1291, and subsequently amended by Ordinance Number 1339; and

WHEREAS, subsequent to the adoption and initial amendment of the 2009 - 2010 biennial budget, anticipated revenues and expenditures have changed; and

WHEREAS, the City Council finds it necessary to make certain revisions to the 2009 -2010 adopted budget;

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

Section 1. The biennial budget for the City of Bonney Lake for the period January 1, 2009 through December 31, 2010 is hereby amended by total biennial revenues (sources) and total biennial expenditures (uses) for each fund as shown on the attached Exhibit "A" (City of Bonney Lake Amended 2009-2010 Biennial Budget).

Section 2. This ordinance concerning matters set out in RCW 35A.11.090, it is not subject to referendum, and shall take effect (5) days after its passage, approval and publication as required by law.

PASSED by the City Council of the City of Bonney Lake this 14th day of December, 2010.

Neil Johnson, Jr. Mayor

Attested:

Harwood T. Edvalson, City Clerk

Approved as to Form:

James Dionne, City Attorney

Fund		2009				EXPENDITURES 2010				2009/2010 Biennium			
Number	Name	Adopted	Mid-Biennial	Final BA	Final	Adopted	Mid-Biennial	Final BA	Final	Adopted	Mid-Biennial	Final BA	Final
001	General	13,686,357	(1,815,786)	-	11,870,571	14,307,333	(2,335,162)	367,509	12,339,680	27,993,690	(4,150,948)	367,509	24,210,251
120	Drug Investigation	-	35,000	-	35,000	-	3,000	916,000	919,000	-	38,000	916,000	954,000
126	Contingency	-	-	-	-	-	-	-	-	-	-	-	-
208	1997 G.O. Public Safety Building	355,305	-	-	355,305	359,750	-	-	359,750	715,055	-	-	715,055
301	Street CIP	4,886,688	277,660	-	5,164,348	1,234,625	(140,000)	2,262,435	3,357,060	6,121,313	137,660	2,262,435	8,521,408
302	Parks CIP	1,344,687	(396,800)	-	947,887	3,585,532	(1,100,000)	(1,522,000)	963,532	4,930,219	(1,496,800)	(1,522,000)	1,911,419
320	General Government CIP	3,615,698	500,000	-	4,115,698	230,698	760,000	(760,000)	230,698	3,846,396	1,260,000	(750,000)	4,346,396
325	Civic Center CIP	7,416,825	(6,600,000)	-	816,825	664,638	7,350,000	(4,479,567)	3,535,072	8,081,463	750,000	(4,479,567)	4,351,897
401	Water	11,095,062	268,977	-	11,364,039	13,127,528	1,764,600	(3,947,000)	10,945,128	24,222,590	2,033,577	(3,947,000)	22,309,167
402	Wastewater (Sewer)	8,182,037	(1,073,038)	-	7,108,999	13,106,534	(2,541,631)	(4,280,095)	6,284,808	21,288,571	(3,614,669)	(4,280,095)	13,393,807
415	Stormwater	1,524,954	(405,700)	-	1,119,254	1,312,182	13,000	(42,000)	1,283,182	2,837,136	(392,700)	(42,000)	2,402,436
501	Equipment Rental & Replacement	751,046	-	-	751,046	933,250	-	-	933,250	1,684,296	-	-	1,684,296
502	Insurance	340,696	-	-	340,696	357,731	-	52,269	410,000	698,427	-	52,269	750,696
	Total	53,199,355	(9,209,687)	-	43,989,668	49,219,801	3,773,807	(11,432,449)	41,561,159	102,419,156	(5,435,880)	(11,432,449)	85,550,827

Fund		2009				REVENUES 2010				2009/2010 Biennium			
Number	Name	Adopted	Mid-Biennial	Final BA	Final	Adopted	Mid-Biennial	Final BA	Final	Adopted	Mid-Biennial	Final BA	Final
001	General	12,701,861	(692,589)	-	12,009,272	13,147,989	(670,893)	(43,873)	12,233,223	25,849,850	(1,563,482)	(43,873)	24,242,495
	Use of Fund Balance	984,495	(1,123,195)	-	(138,700)	1,159,342	(1,464,267)	411,382	106,457	2,143,837	(2,587,462)	411,382	(32,243)
120	Drug Investigation	-	30,000	-	30,000	-	30,700	255,000	285,700	-	60,700	255,000	315,700
126	Contingency	-	18,909	-	18,909	-	19,571	-	19,571	-	38,480	-	38,480
208	1997 G.O. Public Safety Building	355,305	-	-	355,305	359,750	-	-	359,750	715,055	-	-	715,055
301	Street CIP	4,886,688	172,004	-	5,058,692	1,234,625	295,000	-	1,529,625	6,121,313	467,004	-	6,588,317
302	Parks CIP	1,344,687	(416,000)	-	928,687	3,585,532	(1,102,000)	-	2,483,532	4,930,219	(1,518,000)	-	3,412,219
320	General Government CIP	3,615,698	1,973,001	-	5,588,699	230,698	2,700,000	-	2,930,698	3,846,396	4,673,001	-	8,519,397
325	Civic Center CIP	7,416,825	-	-	7,416,825	664,638	-	-	664,638	8,081,463	-	-	8,081,463
401	Water	11,095,062	2,188,200	-	13,283,262	13,127,528	(178,400)	1,338,000	14,287,128	24,222,590	2,009,800	1,338,000	27,570,390
402	Wastewater (Sewer)	8,182,037	-	-	8,182,037	13,106,534	-	2,091,600	15,198,134	21,288,571	-	2,091,600	23,380,171
415	Stormwater	1,524,954	(313,000)	-	1,211,954	1,312,182	-	50,000	1,362,182	2,837,136	(313,000)	50,000	2,574,136
501	Equipment Rental & Replacement	751,046	-	-	751,046	933,250	-	-	933,250	1,684,296	-	-	1,684,296
502	Insurance	340,696	-	-	340,696	357,731	-	-	357,731	698,427	-	-	698,427
	Total	53,199,354	1,837,330	-	55,036,684	49,219,799	(570,289)	4,102,109	52,751,619	102,419,153	1,267,041	4,102,109	107,788,303

General Fund
Revenues + Use of Fund Balance = Expenditures

Revised 12/7/2010 9:52

24,210,252

City of Bonney Lake: All Funds
EXPENDITURES

2009				2010			
Adopted	Mid-Biennial BA	Final BA	Revised	Adopted	Mid-Biennial BA	Final BA	Revised

I. Operations

OPERATING EXPENDITURES

General Fund

Legislative (City Council)	\$ 135,368	\$ (41,818)	\$ -	\$ 93,550	\$ 83,384	\$ 13,484	\$ (41,000)	\$ 55,868
Judicial (Municipal Court)	542,663	(15,663)	-	527,000	568,819	(57,819)	(14,682)	496,318
Executive (Office of the Mayor & Administrator)	475,699	(190,699)	-	285,000	491,936	(112,936)	(30,000)	349,000
Executive (Financial Services)	975,805	(35,805)	-	940,000	1,034,886	(44,886)	(10,000)	980,000
Legal (City Attorney)	466,000	29,000	-	495,000	468,000	1,000	(12,000)	455,000
Administrative Services (City Clerk/Human Resources)	539,781	(83,781)	-	456,000	567,026	(80,226)	(6,000)	480,800
Administrative Services (Information Technology)	528,908	(81,583)	-	447,325	538,255	(68,564)	-	469,691
Community Services (Senior Center)	314,205	9,795	-	324,000	334,123	(9,173)	(5,560)	319,390
Community Services (Community Information)	268,163	181,837	-	450,000	275,527	176,223	-	451,750
Community Services (Facilities)	414,055	(41,055)	-	373,000	488,331	(42,681)	(30,000)	415,650
Community Services (Parks)	335,247	(51,247)	-	284,000	343,659	(45,309)	-	298,350
Community Development	871,466	(249,960)	-	621,506	940,295	(241,295)	(20,000)	679,000
Building	895,228	(405,228)	-	490,000	898,348	(327,228)	(40,000)	531,120
Police	5,089,967	(454,559)	-	4,635,408	5,359,544	(513,921)	(40,000)	4,805,623
Public Works - Administration/Engineering	401,574	(243,654)	-	157,920	422,644	(322,644)	(10,000)	90,000
Public Works - Streets	1,091,366	(141,366)	-	950,000	1,146,186	(156,186)	(15,000)	975,000
Non-Departmental	340,863	-	-	340,863	348,370	(212,201)	(28,082)	108,087
General Fund Labor Savings (Furlough, Step Freeze, AWC)	-	-	-	-	-	(290,800)	10,195	(280,605)
Other Funds								
Drug Seizure Fund	-	35,000	-	35,000	-	3,000	18,000	21,000
Contingency Fund	-	-	-	-	-	-	-	-
Parks CIP Fund	-	3,200	-	3,200	-	-	-	-
Civic Center Fund	8,000	-	-	8,000	5,000	-	-	5,000
Waterworks (Water, Sewer, Storm)								
Water Administration & Operations	3,751,139	555,100	-	4,306,239	4,085,412	647,000	-	4,732,412
Sewer Administration & Operations	3,108,816	5,100	-	3,113,916	2,682,690	515,274	-	3,197,964
Stormwater Administration & Operations	833,954	39,300	-	873,254	875,182	53,000	-	928,182
Equipment Rental Admin & Operations	660,046	-	-	660,046	688,250	-	-	688,250
Insurance Fund	340,696	-	-	340,696	357,731	-	52,269	410,000

Anti Leases

Total Operating Expenditures 22,389,009 (1,178,086) 21,210,923 23,001,598 (1,116,888) (221,860) 21,662,850

II. Capital

CAPITAL

Drug Seizure Fund	-	-	-	-	-	-	121,000	121,000
Street CIP	4,696,000	277,660	-	4,973,660	1,045,000	(140,000)	2,282,435	3,167,435
Parks CIP	1,070,000	(400,000)	-	670,000	3,320,000	(1,100,000)	(1,522,000)	698,000
General Government CIP	260,000	500,000	-	760,000	-	760,000	(760,000)	-
Civic Center CIP	7,350,000	(7,200,000)	-	150,000	-	7,350,000	(3,819,929)	3,530,071
Water Fund	5,679,050	(786,123)	-	4,892,927	7,185,400	(582,400)	(3,947,000)	2,656,000
Sewer Fund	4,470,000	(1,428,138)	-	3,041,862	9,774,000	(4,056,905)	(4,280,095)	1,437,000
Stormwater Fund	691,000	(515,000)	-	176,000	437,000	(339,000)	(42,000)	56,000
Equipment Rental Fund	91,000	-	-	91,000	245,000	-	-	245,000

Bond

< 4,987,589 >

III. Other Uses

OTHER FINANCING USES

Transfers Out								
General Government CIP	3,125,000	-	-	3,125,000	-	-	-	-
Drug Seizure Fund	-	-	-	-	-	-	777,000	777,000
Water Fund	-	500,000	-	500,000	-	1,700,000	-	1,700,000
Sewer Fund	-	350,000	-	350,000	-	1,000,000	-	1,000,000
Stormwater Fund	-	70,000	-	70,000	-	299,000	-	299,000
Debt Service								
General Fund	-	-	-	-	-	-	659,638	659,638
Public Safety GO Bond	355,305	-	-	355,305	359,750	-	-	359,750
Parks CIP	274,687	-	-	274,687	265,532	-	-	265,532
Street CIP	190,688	-	-	190,688	189,625	-	-	189,625
General Government CIP	230,698	-	-	230,698	230,698	-	-	230,698
Civic Center CIP	58,825	600,000	-	658,825	659,638	-	(659,638)	1
Water Fund	1,664,873	-	-	1,664,873	1,856,716	-	-	1,856,716
Sewer Fund	603,220	-	-	603,220	649,845	-	-	649,845
Stormwater Fund	-	-	-	-	-	-	-	-
Other Financing Uses	-	-	-	-	-	-	-	-
Total Other Financing Sources Uses	6,503,296	1,520,000	-	8,023,296	4,211,804	2,999,000	777,000	7,987,804

Trans. Out

TOTAL EXPENDITURES & OTHER USES \$ 53,199,355 \$ (9,209,687) \$ - \$ 43,989,668 \$ 49,219,802 \$ 3,773,807 \$ (11,432,449) \$ 41,561,160

Revised 11/19/2010 14:14

RESOURCE SUMMARY:

	2009 Amendments				2010 Amendments			
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Revenues								
Forfeitures & Seizures	\$ -	\$ 10,000	\$ -	\$ 10,000	\$ -	\$ 10,000	\$ 255,000	\$ 265,000
Interest	-	20,000	-	20,000	-	20,700	-	20,700
Transfers In	-	-	-	-	-	-	-	-
Revenues	\$ -	\$ 30,000	\$ -	\$ 30,000	\$ -	\$ 30,700	\$ 255,000	\$ 285,700
Expenditures								
Salaries & Wages	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Other Operating Expenditures	-	35,000	-	35,000	-	3,000	18,000	21,000
Internal Charges	-	-	-	-	-	-	-	-
Capital	-	-	-	-	-	-	121,000	121,000
Debt Service	-	-	-	-	-	-	-	-
Transfers Out	-	-	-	-	-	-	777,000	777,000
Expenses	\$ -	\$ 35,000	\$ -	\$ 35,000	\$ -	\$ 3,000	\$ 916,000	\$ 919,000
Net Annual Cash	-	(5,000)	-	(5,000)	-	27,700	(661,000)	(633,300)
Beginning of the Year Cash	668,436	234,094	234,094	668,436	234,094	663,436	234,094	663,436
End of the Year Cash (Reserves)	668,436	229,094	234,094	663,436	234,094	691,136	(426,906)	30,136

Auto Leases
Boat
800 MHz D. Svc.

RESOURCE SUMMARY:

	2009 Amendments				Budget Amendments			
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Transfers In	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Interest:	-	18,909	-	18,909	-	19,571	-	19,571
Revenues	-	-	-	-	-	-	-	-
	<u>\$ -</u>	<u>\$ 18,909</u>	<u>\$ -</u>	<u>\$ 18,909</u>	<u>\$ -</u>	<u>\$ 19,571</u>	<u>\$ -</u>	<u>\$ 19,571</u>
Operating Expenditures	-	-	-	-	-	-	-	-
Interfund Service Charges	-	-	-	-	-	-	-	-
Transfers Out	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Expenses	-	-	-	-	-	-	-	-
Net Annual Cash	-	-	-	-	-	-	-	-
Beginning of the Year Cash	-	-	-	-	-	-	-	-
	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>	<u>\$ -</u>
End of the Year Cash (Reserves)	-	18,909	-	18,909	-	19,571	-	19,571
	1,050,356	1,050,356	1,050,356	1,050,356	1,050,356	1,069,265	1,050,356	1,069,265
	<u>1,050,356</u>	<u>1,069,265</u>	<u>1,050,356</u>	<u>1,069,265</u>	<u>1,050,356</u>	<u>1,088,836</u>	<u>1,050,356</u>	<u>1,088,836</u>

RESOURCE SUMMARY:

Street CIP Fund 301	2009				2010			
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Charges for Service								
Real Estate Excise Taxes	\$ 396,839	\$ -	\$ -	\$ 396,839	\$ 410,728	\$ -	\$ -	\$ 410,728
Motor Vehicle Fuel Tax	-	-	-	-	-	-	-	-
Impact/Mitigation Fees	404,996	-	-	404,996	419,170	-	-	419,170
Interest	22,387	-	-	22,387	23,171	-	-	23,171
Other Revenues	-	-	-	-	-	-	-	-
Revenues	824,222	-	-	824,222	853,069	-	-	853,069
Salary	-	-	-	-	-	-	-	-
Benefits	-	-	-	-	-	-	-	-
Other Operating Expenses	-	7,400	-	7,400	-	-	-	-
Subtotal - Operating Expenses	-	7,400	-	7,400	-	-	-	-
Operating Capital								
Chip Seal Program	300,000	-	-	300,000	300,000	-	(53,000)	247,000
Overlay Maintenance Program	100,000	-	-	100,000	100,000	(100,000)	7,000	7,000
Street Reconstruction Program	205,000	-	-	205,000	205,000	(205,000)	-	-
Sidewalk Reconstruction Program	90,000	-	-	90,000	90,000	-	-	90,000
Debt Service Expense	190,688	-	-	190,688	189,625	-	-	189,625
Total Operating Expense	885,688	7,400	-	893,088	884,625	(305,000)	(46,000)	533,625
Annual Cash Available for Projects	(61,466)	(7,400)	-	(68,866)	(31,556)	305,000	46,000	319,444
Beginning of the Year Cash Available	8,136,121	-	-	8,136,121	4,073,656	-	-	3,968,000
Total Cash Available for Projects	8,074,656	(7,400)	-	8,067,256	4,042,100	305,000	46,000	4,287,444
Other Financing Sources								
Project Specific Revenue								
Transportation Improvement Board	-	154,504	-	154,504	-	-	-	-
Washington State Dept of Transportation	-	-	-	-	-	290,000	-	290,000
Special Assessments Receivable	-	5,000	-	5,000	-	5,000	-	5,000
Developer/Capital Contributions: Sidewalk Banking	-	12,500	-	12,500	-	-	-	-
Transfer In	-	-	-	-	-	-	-	-
Interfund Loan	-	-	-	-	-	-	-	-
Construction Projects								
192nd Ave Connection	400,000	(400,000)	-	-	350,000	(350,000)	-	-
214th Ave Intersection Improvements	-	241,000	-	241,000	-	-	-	-
90th Street Improvements (IJC)	740,000	-	-	740,000	-	-	155,435	155,435
Intersection Improvements (SR410 and 214th)	-	-	-	-	-	-	241,000	241,000
Intersection Improvements (SR410 and Main Street)	-	226,760	-	226,760	-	-	100,000	100,000
Intersection Improvements (SR410 and OBS) Phase II	-	-	-	-	-	-	264,000	264,000
Main St/OSB Intersection Improvements	590,000	-	-	590,000	-	-	1,866,000	1,866,000
Main Street Improvements Phase 1	711,000	-	-	711,000	-	-	-	-
OSB Highway Improvements (SR410 to Main Street)	1,500,000	-	-	1,500,000	-	-	-	-
Sidewalk Construction (Developer Banking Program)	-	12,500	-	12,500	-	-	-	-
SR410 Sidewalk (198th to 200th) (WSDOT)	-	-	-	-	-	150,000	(91,000)	59,000
SR410 Sidewalk (Main St to SBH) (TIB)	-	250,000	-	250,000	-	-	-	-
SR410 Sidewalk (OSB to Main St) (TIB)	-	-	-	-	-	-	138,000	138,000
SR410 Street Light Project	-	-	-	-	-	365,000	(365,000)	-
Street Light Project	60,000	(60,000)	-	-	-	-	-	-
End of Year Cash Available	\$ 4,073,656	\$ (105,656)	\$ -	\$ 3,968,000	\$ 3,692,100	\$ 435,000	\$ (2,262,435)	\$ 1,759,009
Less Cash Restricted for Future Obligations	-	-	-	-	-	-	-	-
End of Year Cash Available	\$ 4,073,656	\$ (105,656)	\$ -	\$ 3,968,000	\$ 3,692,100	\$ 435,000	\$ (2,262,435)	\$ 1,759,009

RESOURCE SUMMARY:

Parks CIP Fund 302	2009 Amendment				2010 Amendment			
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Charges for Service								
Real Estate Excise Taxes	\$ 396,839	\$ -	\$ -	\$ 396,839	\$ 410,728	\$ -	\$ -	\$ 410,728
Impact Fees	404,996	-	-	404,996	419,170	-	-	419,170
Interest	22,387	-	-	22,387	23,171	-	-	23,171
Other Revenues	-	-	-	-	-	-	-	-
Revenues	824,222	-	-	824,222	853,069	-	-	853,069
Salary	-	-	-	-	-	-	-	-
Benefits	-	-	-	-	-	-	-	-
Other Operating Expenses	-	3,200	-	3,200	-	-	-	-
Subtotal - Operating Expenses	-	3,200	-	3,200	-	-	-	-
Operating Capital	-	-	-	-	-	-	-	-
Debt Service Expense	274,687	-	-	274,687	265,532	-	-	265,532
Total Operating Expense	274,687	3,200	-	277,887	265,532	-	-	265,532
Annual Cash Available for Projects	549,535	(3,200)	-	546,335	587,537	-	-	587,537
Beginning of the Year Cash Available	677,157	-	-	615,466	875,801	-	-	875,801
Total Cash Available for Projects	1,226,692	-	-	1,161,801	1,463,337	-	-	1,463,337
Other Financing Sources / (Uses)								
Project Specific Revenue	-	-	-	-	-	-	-	-
IAC Grant	-	-	-	-	-	-	-	-
Safe Routes to School Grant (WSDOT)	400,000	(16,000)	-	384,000	1,100,000	(2,000)	-	1,098,000
Transfer In	400,000	(400,000)	-	-	1,100,000	(1,100,000)	-	-
Construction Projects								
Capitalized Projects	400,000	(400,000)	-	-	1,100,000	(1,100,000)	-	-
Boat Trailer Parking Improvements	-	-	-	-	-	-	-	-
Lake Bonney Park Improvements	-	-	-	-	-	-	-	-
Fennel Creek Trail	200,000	-	-	200,000	50,000	-	29,000	79,000
Cedarview Park Improvements	-	-	-	-	-	-	-	-
Allen Yorke Park Expansion	-	-	-	-	-	-	-	-
Gateway Improvements	-	-	-	-	-	-	-	-
Allen Yorke Park - Ballfield & Other	20,000	-	-	20,000	20,000	-	-	20,000
Wetland Analysis Studies	-	-	-	-	-	-	-	-
Safe Routes Trail/Sidewalk Project	400,000	-	-	400,000	2,100,000	(1,506,000)	-	594,000
Parks & Open Space Acquisition	50,000	-	-	50,000	50,000	(45,000)	-	5,000
End of Year Cash Available	\$ 956,692	\$ (16,000)	\$ -	\$ 875,801	\$ 343,337	\$ 1,522,000	\$ -	\$ 1,863,337
End of Year Cash Available	#REF!			#REF!	#REF!			#REF!

RESOURCE SUMMARY:

General Government CIP Fund 320	2009 Amendment				2010 Amendment			
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Charges for Service								
Real Estate Excise Taxes	\$ 132,280	\$ -	\$ -	\$ 132,280	\$ 136,910	\$ -	\$ -	\$ 136,910
Space & Facility Rentals	-	-	-	-	-	-	-	-
Interest	21,187	-	-	21,187	21,929	-	-	21,929
Other Revenues	-	55,000	-	55,000	-	-	-	-
Revenues	153,467	55,000	-	208,467	158,839	-	-	158,839
Salary	-	-	-	-	-	-	-	-
Benefits	-	-	-	-	-	-	-	-
Other Operating Expenses	-	-	-	-	-	-	-	-
Subtotal - Operating Expenses	-	-	-	-	-	-	-	-
Operating Capital	-	-	-	-	-	-	-	-
Debt Service Expense	230,698	-	-	230,698	230,698	-	-	230,698
Total Operating Expense	230,698	-	-	230,698	230,698	-	-	230,698
Annual Cash Available for Projects	(77,231)	55,000	-	(22,231)	(71,859)	-	-	(71,859)
Beginning of the Year Cash Available	3,572,624	-	-	3,572,624	110,393	-	-	1,583,394
Total Cash Available for Projects	3,495,393	55,000	-	3,550,393	38,534	-	-	1,511,535
Other Financing Sources / (Uses)								
Project Specific Revenue								
Transfer In: Water Fund (PW Facility)	-	1,498,001	-	1,498,001	-	1,700,000	-	1,700,000
Transfer In: Sewer Fund (PW Facility)	-	350,000	-	350,000	-	1,000,000	-	1,000,000
Transfer In: Stormwater Fund (PW Facility)	-	70,000	-	70,000	-	-	-	-
Transfer Out (to Civic Center CIP for IJC)	(3,125,000)	-	-	(3,125,000)	-	-	-	-
Interfund Loan	-	-	-	-	-	-	-	-
Construction Projects								
800MHz Interoperability	-	500,000	-	500,000	-	-	-	-
Public Works Facility	-	-	-	-	-	760,000	(760,000)	-
Land & Building Acquisition/Development	-	-	-	-	-	-	-	-
Phone System	160,000	-	-	160,000	-	-	-	-
School Zone Improvements	-	-	-	-	-	-	-	-
Roof Repairs (City Hall)	25,000	-	-	25,000	-	-	-	-
HVAC Repairs (City Hall)	25,000	-	-	25,000	-	-	-	-
HVAC Repairs (Annex) (Carryover)	50,000	-	-	50,000	-	-	-	-
End of Year Cash Available	\$ 110,393	\$ 1,473,001	\$ -	\$ 1,583,394	\$ 38,534	\$ 760,000	\$ -	\$ 4,211,535
Less Cash Restricted for Future Obligations	-	-	-	-	-	-	-	-
End of Year Cash Available	\$ 110,393			\$ 1,583,394	\$ 38,534			\$ 4,211,535

RESOURCE SUMMARY:

Civic Center CIP Fund 325	2009				2010			
	Adopted	Amendment MBBA	Final	Revised	Adopted	Amendment MBBA	Final	Revised
Charges for Service								
Space & Facilities Rentals	\$ 30,000	\$ -	\$ -	\$ 30,000	\$ 65,000	\$ -	\$ -	\$ 65,000
Interest	140,000	-	-	140,000	50,000	-	-	50,000
Other Revenues	3,114	-	-	3,114	3,223	-	-	3,223
Revenues	173,114	-	-	173,114	118,223	-	-	118,223
Salary								
Benefits	-	-	-	-	-	-	-	-
Other Operating Expenses	8,000	-	-	8,000	5,000	-	-	5,000
Subtotal - Operating Expenses	8,000	-	-	8,000	5,000	-	-	5,000
Operating Capital								
Debt Service Expense	58,825	600,000	-	658,825	659,638	-	(659,638)	-
Total Operating Expense	66,825	600,000	-	666,825	664,638	-	(659,638)	5,000
Annual Cash Available for Projects	106,289	(600,000)	-	(493,711)	(546,415)	-	659,638	113,223
Beginning of the Year Cash Available	4,632,075			4,632,075	603,364			7,203,364
Total Cash Available for Projects	4,738,364	(600,000)	-	4,138,364	56,950	-	659,638	7,316,587
Other Financing Sources								
Bond Proceeds								
Transfer In (from Fund Balance)	3,215,000	-	-	3,215,000	600,000	-	-	600,000
Construction Projects								
Civic Campus (Reimb to Fund 320)								
Civic Campus						7,350,000	(3,819,929)	3,530,071
Interim Justice Center - Construction	7,200,000	(7,200,000)	-	-	-	-	-	-
Interim Justice Center - Furnishings	150,000	-	-	150,000	-	-	-	-
End of Year Cash Available	\$ 603,364	\$ 6,600,000	\$ -	\$ 7,203,364	\$ 656,950	\$ (7,350,000)	\$ 4,479,567	\$ 4,386,516
Less Cash Restricted for Future Obligations								
End of Year Cash Available	\$ 603,364	\$ 6,600,000		\$ 7,203,364	\$ 656,950	\$ (7,350,000)		\$ 4,386,516

To 2011

To 2011

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RESOURCE SUMMARY:

Water Fund 401	2009 Amendment				2010 Amendment			
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Charges for Service	\$ 5,838,457	\$ -	\$ -	\$ 5,838,457	\$ 6,042,803	\$ -	\$ -	\$ 6,042,803
Connection Fees	1,568,025	-	-	1,568,025	1,622,906	-	-	1,622,906
Interest	292,500	-	-	292,500	302,738	-	-	302,738
Other Revenues	20,000	-	-	20,000	20,000	-	-	20,000
Revenues	<u>7,718,982</u>	-	-	<u>7,718,982</u>	<u>7,988,447</u>	-	-	<u>7,988,447</u>
Salary	1,074,030	-	-	1,074,030	1,134,165	10,000	-	1,144,165
Benefits	486,487	-	-	486,487	536,605	-	-	536,605
Internal and External Taxes	307,575	550,000	-	857,575	318,340	570,000	-	888,340
Other Operating Expenses	911,493	5,100	-	916,593	943,334	-	-	943,334
Depreciation	-	-	-	-	-	-	-	-
Transfers Out (Interfund Services)	971,553	-	-	971,553	1,005,558	-	-	1,005,558
Subtotal - Operating Expenses	<u>3,751,139</u>	<u>555,100</u>	-	<u>4,306,239</u>	<u>3,938,002</u>	<u>580,000</u>	-	<u>4,518,002</u>
Operating Capital								
Construction Projects (O&M)	51,750	-	-	51,750	53,561	-	-	53,561
Replacement Water Meters	41,400	-	-	41,400	42,849	-	-	42,849
Tank Video & Cleaning	-	-	-	-	-	67,000	-	67,000
Leak Delection Program	49,000	-	-	49,000	51,000	-	-	51,000
GBA Workmaster Software	-	-	-	-	-	-	-	-
Debt Service Expense	1,664,873	-	-	1,664,873	1,856,716	-	138,780	1,995,496
Total Operating Expense	<u>5,558,162</u>	<u>555,100</u>	-	<u>6,113,262</u>	<u>5,942,128</u>	<u>647,000</u>	<u>138,780</u>	<u>6,727,908</u>
Annual Cash Available for Projects	<u>2,160,820</u>			<u>1,605,720</u>	<u>2,046,319</u>			<u>1,260,539</u>
Beginning of the Year Cash Available	12,496,419			12,496,419	10,904,339	-	-	12,823,562
Total Cash Available for Projects	<u>14,657,239</u>			<u>14,102,139</u>	<u>12,950,658</u>	-	-	<u>14,084,101</u>
Other Financing Sources								
Project Specific Revenue								
PWTFL (Leak Reduction Program I)	-	225,800	-	225,800	-	-	-	-
PWTFL (Leak Reduction Program II)	1,784,000	1,962,400	-	3,746,400	1,784,000	(178,400)	1,338,000	2,943,600
Capital Contributions	-	-	-	-	-	-	-	-
Transfer In	-	-	-	-	-	-	-	-
Interfund Loan to 415 for Regional Storm Pond)	-	-	-	-	-	-	-	-
Construction Projects (detailed on next page)	5,536,900	(786,123)	-	4,750,777	7,185,400	(582,400)	(3,947,000)	2,656,000
Transfer Out (to GGCIIP For PW Facility)	-	500,000	-	500,000	-	1,700,000	-	1,700,000
End of Year Cash Available	<u>\$ 10,904,339</u>			<u>\$ 12,823,562</u>	<u>\$ 7,549,258</u>			<u>\$ 12,671,701</u>
Less Cash Restricted for Future Obligations	(998,001)	(998,001)	(998,001)	(998,001)	(998,001)	(998,001)	(998,001)	(998,001)
End of Year Cash Available	<u>\$ 9,906,338</u>			<u>\$ 11,825,561</u>	<u>\$ 6,551,257</u>			<u>\$ 11,673,700</u>

New T.F. Loans

Trans. to T.F. Loans

See Page #2

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RESOURCE SUMMARY:

	2009				2010			
	Adopted	Amendment MBBA	Final	Revised	Adopted	Amendment MBBA	Final	Revised
Construction Projects								
Eastown Waterlines (96th/SR410)	20,000	(20,000)	-	-	710,000	(710,000)	-	-
Eastown Waterline Extension: SR410 Leg (ULA)	-	27,000	-	27,000	-	90,000	(80,000)	10,000
Eastown Waterline Extension: 96th St Leg (ULA)	-	-	-	-	-	762,000	(762,000)	-
GBA Workmaster Software	-	-	-	-	-	35,000	(30,000)	5,000
Lakeridge 748 Zone Tank Video and Cleaning	33,000	(33,000)	-	-	34,000	(34,000)	-	-
Lakeridge 810 Zone Water Tank	200,000	(200,000)	-	-	400,000	(200,000)	(200,000)	-
84th St/810 Zone Booster Pump Station	-	-	-	-	-	250,000	(250,000)	-
Leaky Mains (PWTFL 1)	-	-	-	-	-	-	-	-
Leaky Mains (PWTFL 2): Phase 2A - Cedarview	1,875,000	(1,225,000)	-	650,000	1,925,000	(1,925,000)	-	-
Leaky Mains (PWTFL 2): Phase 2B - Church Lake Dr.	-	630,000	-	630,000	-	-	72,000	72,000
Leaky Mains (PWTFL 2): Phase 2B2 - Interlake	-	1,210,000	-	1,210,000	-	-	763,000	763,000
Leaky Mains (PWTFL 2): Phase 2C - Lake Debra Jane	-	-	-	-	-	1,400,000	(1,275,000)	125,000
Leaky Mains (PWTFL 2): Phase 2D	-	-	-	-	-	400,000	(400,000)	-
Main Street Waterline Replacement (IJC)	210,000	-	-	210,000	-	-	45,000	45,000
Replacements & Unscheduled Projects	69,000	-	-	69,000	71,000	-	(67,000)	4,000
New Meter Installation Program	44,000	-	-	44,000	45,000	-	(23,000)	22,000
Public Works Facility	500,000	(500,000)	-	-	1,700,000	(1,700,000)	-	-
Reed Property and CWA Regional Water Purchase	-	-	-	-	-	-	1,061,000	1,061,000
South Prairie Water Main	-	-	-	-	-	-	-	-
SR410 & OSB Highway Water Improvement	275,000	-	-	275,000	-	-	-	-
SCADA Telemetry Upgrade	-	-	-	-	-	50,000	(50,000)	-
TWD Inertle, Booster Pump Station, and Main	1,100,900	(1,100,900)	-	-	1,100,400	(1,100,400)	-	-
Tacoma Water Dept. Booster Pump Station	-	263,982	-	263,982	-	1,300,000	(1,102,000)	198,000
Tacoma Water Dept. Inertle	-	161,795	-	161,795	-	800,000	(449,000)	351,000
Water Main Replacements	-	-	-	-	-	-	-	-
Water Rights: Cascade Water Alliance	-	-	-	-	-	-	-	-
Water Rights Banking Program	-	-	-	-	-	-	-	-
	1,210,000	-	-	1,210,000	1,200,000	-	(1,200,000)	-
Total Construction/Capital	\$ 5,536,900	\$ (786,123)	\$ -	\$ 4,750,777	\$ 7,185,400	\$ (582,400)	\$ (3,947,000)	\$ 2,656,000

RESOURCE SUMMARY:

Wastewater Fund 402	2009 Amendment			2010 Amendment				
	Adopted	MBBA	Final	Revised	Adopted	MBBA	Final	Revised
Charges for Service								
User Charges	\$ 3,023,175	\$ -	\$ -	\$ 3,023,175	\$3,128,986	\$ -	\$ -	\$ 3,128,986
Connection Fees	994,842	-	-	994,842	1,029,661	-	-	1,029,661
Interest	278,292	-	-	278,292	276,268	-	-	276,268
Other Revenues	5,000	-	-	5,000	5,000	-	-	5,000
Revenues	4,301,309	-	-	4,301,309	4,439,915	-	-	4,439,915
Salary	754,410	-	-	754,410	788,667	4,000	-	792,667
Benefits	312,024	-	-	312,024	343,910	-	-	343,910
Internal and External Taxes	358,819	-	-	358,819	371,378	-	-	371,378
Other Operating Expenses	1,189,579	5,100	-	1,194,679	1,178,734	-	-	1,178,734
Depreciation	-	-	-	-	-	-	-	-
Transfers Out	493,985	-	-	493,985	-	511,274	-	511,274
Subtotal - Operating Expenses	3,108,816	5,100	-	3,113,916	2,682,690	515,274	-	3,197,964
Operating Capital								
Construction Projects (O&M)	-	-	-	-	-	-	-	-
Sewer Lift Station Improvements (O&M)	-	-	-	-	-	-	-	-
Replacement & Unscheduled (O&M)	-	-	-	-	-	-	-	-
Equipment Upgrades	23,000	-	-	23,000	24,000	-	(24,000)	-
Video Inspections	22,000	-	-	22,000	23,000	-	(23,000)	-
Sewer Line Repair	-	-	-	-	-	-	-	-
SCADA Analog Telemetry O&M	-	20,000	-	20,000	-	20,000	(20,000)	-
Manhole Repair	77,000	(77,000)	-	-	79,000	77,000	(156,000)	-
Debt Service Expense	603,220	-	-	603,220	649,845	-	120,542	770,387
Total Operating Expense	3,834,037	(51,900)	-	3,782,137	3,458,534	612,274	(102,458)	3,968,350
Annual Cash Available for Projects	467,272	51,900	-	519,172	981,381	(612,274)	102,458	471,565
Beginning of the Year Cash Available	10,767,989	-	-	10,767,989	10,237,261	-	-	11,310,299
Total Cash Available for Projects	11,235,261	51,900	-	11,287,161	11,218,642	(612,274)	102,458	11,781,864
Other Financing Sources / (Uses)								
Project Specific Revenue								
PWTFL (Sewer Treatment Plant)	-	-	-	-	-	-	2,091,600	2,091,600
PWTFL (Sewer Line Replacement)	3,350,000	-	-	3,350,000	1,298,000	-	-	1,298,000
Capital Contributions	-	-	-	-	-	-	-	-
Gain / (Loss) on Sale of Capital Asset	-	-	-	-	-	-	-	-
Transfer In	-	-	-	-	-	-	-	-
Construction Projects								
192nd Corridor Project	-	-	-	-	-	-	-	-
Church Lake Drive Sewer	450,000	(200,000)	-	250,000	-	-	23,000	23,000
Easttown ULA: Lift Station, Pressure Line, LS18 Upgrade	-	201,000	-	201,000	-	1,742,000	(1,742,000)	-
Easttown ULA: SR410 & 225th Ave Sewer Line Crossing	-	2,652	-	2,652	-	17,680	(12,680)	5,000
Easttown ULA: SR410 & 233rd Sewer Line Crossing	-	3,812	-	3,812	-	25,415	(25,415)	-
Fennel Creek Lift Station	100,000	(100,000)	-	-	750,000	(750,000)	-	-
GBA Workmaster Software	-	-	-	-	-	35,000	(30,000)	5,000
Kelly Creek Vista Sewer Design	-	-	-	-	-	-	-	-
Lift Station 17 Improvements	-	-	-	-	137,000	6,000	(143,000)	-
Lift Station Improvements	16,000	-	-	16,000	16,000	-	(16,000)	-
Public Works Facility	350,000	(350,000)	-	-	1,000,000	(1,000,000)	7,000	7,000
Replacements & Unscheduled Projects	175,000	-	-	175,000	180,000	-	(166,000)	14,000
SCADA Telemetry Upgrade	-	-	-	-	-	50,000	(50,000)	-
Septic System Reduction Program	257,000	(257,000)	-	-	265,000	(265,000)	-	-
Septic System Reduction Program (Kelly Creek Vista Phase 2)	-	205,600	-	205,600	-	205,000	(27,000)	178,000
Septic System Reduction Program (2010 Design)	-	51,400	-	51,400	-	60,000	(55,000)	5,000
Sewer Lift Station Improvements	-	-	-	-	-	-	-	-
Sewer SDC Study	-	-	-	-	-	-	-	-
Sewer Trunk Line Improvements	2,080,000	(2,080,000)	-	-	1,800,000	(1,800,000)	-	-
Sewer Trunk Line Improvements (PWTF) Angeline Road	-	-	-	-	-	-	13,000	13,000
Sewer Trunk Line Improvements (PWTF) Phase 2: 16" Repl	-	491,398	-	491,398	-	-	-	-
Sewer Trunk Line Improvements (PWTF) Phase 3: SR167 to Valley S	-	1,230,000	-	1,230,000	-	-	297,000	297,000
Sewer Trunk Line Improvements (PWTF) Phase 4: 18" Rehab	-	150,000	-	150,000	-	1,200,000	(1,090,000)	110,000
Sewer Trunk Line Improvements (PWTF) Phase 5	-	-	-	-	-	600,000	-	600,000
Sewer Trunk Main Rehabilitation	-	-	-	-	-	-	-	-
SR 410 Sewer Main Improvements	120,000	(120,000)	-	-	1,300,000	(1,180,000)	(120,000)	-
Sumner WWTP True-Up Payment	200,000	-	-	200,000	200,000	-	(20,000)	180,000
Sumner WWTP Upgrade	600,000	(600,000)	-	-	4,000,000	(3,100,000)	(900,000)	-
Trunk Line Replacement (SR162nd Crossing)	-	-	-	-	-	-	-	-
Valley Sewer Main (Emergency)	-	-	-	-	-	-	-	-
Transfer Out to GGCIIP (Public Works Facility)	-	350,000	-	350,000	-	1,000,000	-	1,000,000
End of Year Cash Available	\$10,237,261	\$1,073,038	\$ -	\$11,310,299	\$2,868,642	\$ -	\$6,251,153	\$12,734,464
Less Cash Restricted for Future Obligations	-	-	-	-	-	-	-	-
End of Year Cash Available	\$10,237,261	\$1,073,038	\$ -	\$11,310,299	\$2,868,642	\$ -	\$6,251,153	\$12,734,464

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RESOURCE SUMMARY:

Stormwater Fund 415	2009			2010			
	Adopted	Amendment MBBA	Final Revised	Adopted	Amendment MBBA	Final Revised	Revised
Charges for Service	\$ 891,391	\$ -	\$ 891,391	\$ 922,590	\$ -	\$ 922,590	\$ 922,590
System Development Charges	38,813	-	38,813	40,171	-	40,171	40,171
Interest	6,000	-	6,000	6,210	-	6,210	6,210
Other Revenues	-	-	-	-	-	-	-
Revenues	936,204	-	936,204	968,971	-	968,971	968,971
Salary	278,038	-	278,038	291,892	16,000	307,892	307,892
Benefits	113,367	-	113,367	125,431	-	125,431	125,431
Internal and External Taxes	92,115	-	92,115	95,339	-	95,339	95,339
Other Operating Expenses	60,778	2,300	63,078	62,725	37,000	99,725	99,725
Depreciation	-	-	-	-	-	-	-
Transfers Out	289,656	-	289,656	299,794	-	299,794	299,794
Subtotal - Operating Expenses	833,954	2,300	836,254	875,182	53,000	928,182	928,182
Operating Capital	-	-	-	-	-	-	-
Construction Projects (O&M)	-	-	-	-	-	-	-
Erosion Control: Park Place Condos	-	37,000	37,000	-	-	-	-
Debt Service Expense	-	-	-	-	-	-	-
Total Operating Expense	833,954	39,300	873,254	875,182	53,000	928,182	928,182
Annual Cash Available for Projects	102,250	(39,300)	62,950	93,789	(53,000)	40,789	40,789
Beginning of the Year Cash Available	589,611	-	589,611	400,861	-	563,561	563,561
Total Cash Available for Projects	691,861	(39,300)	652,561	494,650	(53,000)	604,350	604,350
Other Financing Sources	-	-	-	-	-	-	-
Project Specific Revenue	-	-	-	-	-	-	-
FEMA Grant	-	-	-	-	-	-	-
Department of Ecology Grant	-	50,000	50,000	-	-	50,000	50,000
PWTF (192nd Corridor Project) Proposed	200,000	(200,000)	-	-	-	-	-
Capital Contributions	200,000	(200,000)	-	-	-	-	-
Capital Contributions: Park Place Condo	-	37,000	37,000	-	-	-	-
Transfer In	-	-	-	-	-	-	-
Interfund Loan (from 401 for Regional Storm Pond)	-	-	-	-	-	-	-
Construction Projects	-	-	-	-	-	-	-
Lake Bonney and Jane Drainage (188th)	-	-	-	-	-	-	-
191st & 79th Study	-	-	-	-	-	-	-
Public Works Facility	70,000	(70,000)	-	-	-	-	-
Drainage Basin Study	-	-	-	-	-	-	-
Regional Downtown Drainage Facility	176,000	-	176,000	-	-	-	-
Drainage Improvements (183rd/64th)	-	-	-	-	-	-	-
Drainage Improvements (182nd/90th)	-	-	-	-	-	-	-
Emergency Stormwater Repair (192nd)	-	-	-	-	-	-	-
Church Lake Park Storm Improvements	-	-	-	-	-	-	-
NPDES Compliance	-	-	-	35,000	13,000	(7,000)	41,000
NPDES Phase II Permit Study	-	-	-	15,000	(15,000)	-	-
Storm Pond Reconstruction Program	-	-	-	35,000	-	(35,000)	-
Stormwater Comprehensive Plan	-	-	-	15,000	-	-	15,000
Drainage Improvements (197th Ave/Interlake)	-	-	-	38,000	(38,000)	-	-
SR410 Sidewalk (TIB) (Storm Portion)	45,000	(45,000)	-	299,000	(299,000)	-	-
SR410 Sidewalk (WSDOT) (Storm Portion)	-	-	-	-	-	-	-
192nd Corridor Project (Storm Portion)	200,000	(200,000)	-	-	-	-	-
Other Capitalized Projects	200,000	(200,000)	-	-	-	-	-
Transfer Out to GGCIP (Public Works Facility)	-	70,000	70,000	-	-	-	-
Transfer Out to Storm CIP (SR410 Sidewalk/storm portion)	-	-	-	-	299,000	-	299,000
End of Year Cash Available	\$ 400,861	\$ 162,700	\$ 563,561	\$ 57,650	\$ 92,000	\$ 598,350	\$ 598,350
Less Cash Restricted for Future Obligations	-	-	-	-	-	-	-
End of Year Cash Available	\$ 400,861	-	\$ 563,561	\$ 57,650	-	\$ 598,350	\$ 598,350

RESOURCE SUMMARY:

	2009			2010		
	Adopted	Amendment	Revised	Adopted	Amendment	Revised
Charges for Service:						
Interfund Charges for Service						
General Fund	\$ 620,932	\$ -	\$ 620,932	\$ 639,560	\$ -	\$ 639,560
Drug Investigation Fund	-	-	-	-	-	-
Water Fund	256,383	-	256,383	264,074	-	264,074
Sewer Fund	108,681	-	108,681	111,942	-	111,942
Stormwater Fund	40,960	-	40,960	42,189	-	42,189
ER&R Fund (self-funded)	21,936	-	21,936	22,594	-	22,594
Charges for Service	-	-	-	-	-	-
Interest:	61,200	-	61,200	63,036	-	63,036
Other Non-Operating Revenue	-	-	-	-	-	-
Revenues	\$ 1,110,092	\$ -	\$ 1,110,092	\$ 1,143,395	\$ -	\$ 1,143,395
Salary	\$ 134,804	\$ -	\$ 134,804	\$ 140,977	\$ -	\$ 140,977
Benefits	51,237	-	51,237	56,678	-	56,678
Other Operating Expenses	407,769	-	407,769	422,040	-	422,040
Transfers Out	66,237	-	66,237	68,555	-	68,555
Sub-Total Operating Expenses	\$ 660,047	\$ -	\$ 660,047	\$ 688,250	\$ -	\$ 688,250
Rolling Stock (new)	-	-	-	-	-	-
Depreciation Expense	-	-	-	-	-	-
Total Operating Expenses	660,047	-	660,047	688,250	-	688,250
Annual Cash Available for Replacement	450,045	-	450,045	455,145	-	455,145
Beginning of the Year Cash	2,267,986		2,267,986	2,627,031		2,627,031
Total Cash Available for Replacement	2,718,031	-	2,718,031	3,082,176	-	3,082,176
Capital Replacement per Schedule	91,000	-	91,000	245,000	-	245,000
End of Year Cash	2,627,031	-	2,627,031	2,837,176	-	2,837,176

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Executive / Don Morrison	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-192
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D10-192	Councilmember Sponsor:

Agenda Subject:

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Water Service Definitions And Regulations.

Administrative Recommendation: Approve as written

Background Summary: Finance staff have found several instances of "duplexes" and/or ADUs which don't fit a clear interpretation as to how they are to be treated for water utility billing purposes under current BLMC language. The intent of this ordinance to clarify the definition and application of utility billing rules as they apply to duplex and multiple family residences. After the 12/7/10 Workshop the City Attorney and Administrator incorporated into a revised draft a few changes suggested by Council.
Attachments: D10-192

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation: NA			

COMMITTEE, BOARD & COMMISSION REVIEW											
Council Committee Review:	Finance Committee Date: Nov. 9, 2010	<i>Approvals:</i> Chair/Councilmember Dan Swatman Councilmember Jim Rackley Councilmember Mark Hamilton	<table style="width: 100%; border: none;"> <tr> <td style="text-align: right;">Yes</td> <td style="text-align: left;">No</td> </tr> <tr> <td style="text-align: right;"><input checked="" type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input checked="" type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input checked="" type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> </table>	Yes	No	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Yes	No										
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	Forward to:	Consent									
		Agenda: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No									
Commission/Board Review:											
Hearing Examiner Review:											

COUNCIL ACTION	
Workshop Date(s): December 7, 2010	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director:	Mayor:	Date Reviewed by City Attorney: 11/10 (if applicable):

ORDINANCE NO. D10-192

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 13.04 OF THE BONNEY LAKE MUNICIPAL CODE AND ORDINANCE NOS. 1277 AND 1221 RELATING TO WATER SERVICE DEFINITIONS AND REGULATIONS.

WHEREAS, the City Council finds it necessary to clarify the definition and application of utility billing rules as they apply to duplex and multiple family residences;

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

Section 1. Definitions. BLMC Section 13.04.030 and the corresponding portions of Ordinance Nos. 1221 § 1, 1129 § 1, 692 § 1 and 588 § 2 are hereby amended to read as follows:

13.04.030 Definitions. The terminology used in these definitions shall be applied for the purpose and convenience of clarifying water utility billing only and shall not be implied or construed to authorize a land use not otherwise authorized by development or land use regulations.

- A. “Business, commercial or industrial use of water” means any person, partnership or corporation which is a customer of the Bonney Lake water department and possesses a valid business or commercial license.
- B. “City” means the city of Bonney Lake.
- C. “Commodity charge” means the amount the customer must pay the city for water by volume (cost/100 cubic feet).
- D. “Connection charge” means the total of the cost of the customer’s connection to the system as defined in the “installation charge” plus the customer’s equitable share of the cost of the system.
- E. “Council” means the city council of the city of Bonney Lake.
- F. “Detached Accessory Dwelling Unit (ADU)” means a detached stand alone dwelling structure on the same lot as the primary dwelling for use as a complete, independent living facility with provision within the accessory unit for cooking, eating, sanitation, sleeping and entry separate from that of the main dwelling.
- G. ~~F.~~ “Developer” means any person, partnership or corporation which develops land for subdivision or constructs buildings.
- H. “Duplex” means ~~one structure containing two dwelling units~~ a building not more than 3 stories in height, consisting of 2 attached single-family dwelling units in which each unit extends from foundation to roof. Each unit has a separate means of

egress and each unit has separate open space on 3 sides. A detached single family dwelling unit containing two independent living facilities as defined in 13.04.030(I), shall not be not considered a duplex for the purposes of utility billing under this section.

- I. ~~H.~~ “Dwelling unit” means a single unit providing complete independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking and sanitation.
- J. ~~F.~~ “Installation charge” means the cost incurred by the city in making the physical connection to the water system, including both direct and indirect cost.
- K. ~~J.~~ “Metered service” means the service for which charges are computed on the basis of measured quantities of water.
- L. ~~K.~~ “Multifamily” means a single structure containing three or more dwelling units.
- M. ~~L.~~ “Public works director” means the public works director of the city of Bonney Lake.
- N. ~~M.~~ “Restoration fee” means a fee charged when service is reinstated to a property from which the owner had previously requested service be discontinued.
- O. ~~N.~~ “Service charge” means the amount the customer must pay the city for the availability of water service, irrespective of whether any water is used.
- P. ~~O.~~ “Utility rates” means those charges made for utility services by ordinance of the city council of Bonney Lake.
- Q. ~~P.~~ “Water department” means the city of Bonney Lake water department.
- R. ~~Q.~~ Unless otherwise defined, all other terms shall have their usual and accustomed meanings.

Section 2. Multiple Residential Unit Billing. BLMC Section 13.04.030(D) and the corresponding portions of Ordinance Nos. 1277 § 1 are hereby amended to read as follows:

13.04.100(D) Multiple Residential Units.

1. The water availability charge for a connection serving multiple residential units shall be the availability charge set forth above, multiplied by the number of dwelling units connected to the meter, as follows:

a. Each duplex unit as defined in Section 13.04.030(H) will be billed as though separately connected to the water main, based on five-eighths- or three-quarters-inch meter rates.

b. Any detached accessory dwelling unit (ADU) as defined in Section 13.04.030(F) will be billed as though separately connected to the water main, based on five-eighths- or three-quarters-inch meter rates.

~~c. b.~~ In the case of apartment/trailer courts having one meter, each unit will be billed as though separately connected to the water main, occupied or not, based on five-eighths- or three-quarters-inch meter rates.

~~d. e.~~ In the case of building lots which have been granted a conditional use permit to allow more than one dwelling on one service meter, each dwelling unit will be billed as though separately connected to the water main, based on five-eighths- or three-quarters-inch meter rates.

2. The consumption charge provided for in this section shall be applied to multiple residential units as provided for above, except that the lower consumption charge rate shall be applied to the first “X” CCF per month, where “X” is the number of units served by the connection multiplied by 10. All consumption greater than that threshold will be charged the higher consumption charge rate.

3. There shall be only one water meter for each building housing more than two residential units.

E. Multiple Commercial and Industrial Buildings. Where all commercial or industrial buildings connected to a single service are used in the same business under single management, billing shall be made as for a single building.

Section 3. Administrative Policies. The Mayor is authorized to develop and implement administrative policies, rules, interpretations and regulations to carry out the intent of this ordinance, including procedures for handling billing complaints and disputes.

Section 4. Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

Section 5 Effective Date. This Ordinance shall take effect thirty (30) days after its passage, approval, and publication as required by law.

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

Neil Johnson, Jr.
Mayor

ATTEST:

Harwood T. Edvalson

City Clerk, CMC

APPROVED AS TO FORM:

James Dionne
City Attorney

Passed:
Valid:
Published:
Effective Date:

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**City of Bonney Lake, Washington
City Council Agenda Bill (AB)**

Department/Staff Contact: Police / Chief Mitchell	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-181
Agenda Item Type: Motion	Ordinance/Resolution Number: 2084	Councilmember Sponsor: Hamilton

Agenda Subject: Interlocal Agreement With Metro Animal Services For Animal Control

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To .

Administrative Recommendation: Renew service agreement for another year on a trial basis.

Background Summary: The City of Bonney Lake contracts with the City of Sumner of animal services. Metro animal services made changes and improvements to the service and a change in the contract was requested and turned down last year. Sumner has made some changes staff requested and have submitted a new contract for consideration. However, the current agreement provides a minimum service level (min. 20 hours per week). The new contract simply states that Metro will provide animal control services during regular work hours. That means that we may receive greater or lesser service depending on the calls and amount of patrol performed. If the service standard is to respond only to calls, then the service level will likely decrease at an increased cost. Under this arrangement, the City will need to monitor the amount of Metro activity in the City and determine if the service received is cost-effective. Right now there are no more viable options other than to discontinue this discretionary service.

Attachments: Contract and attachments

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation:			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Public Safety Date: 6 December 2010	<i>Approvals:</i> Chair/Councilmember Hamilton Councilmember Carter Councilmember Decker	Yes No <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/>
	Forward to: Full Council	Consent Agenda:	<input type="checkbox"/> Yes <input type="checkbox"/> No
Commission/Board Review:	12/06/2010		
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS			
Director:	Mayor:	Date Reviewed	November 2010

RESOLUTION NO. 2084

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BONNEY LAKE AND METRO ANIMAL SERVICES.

WHEREAS, all parties have the power, authority and responsibility to provide animal control services within their respective boundaries; and

WHEREAS, The City of Bonney Lake desires to contract for animal control services with Metro Animal Services; and

WHEREAS, the Metro Animal Services has an established animal control program, shelter, trained staff, supervision and related equipment and tools; and

WHEREAS, The Metro Animal Services has the ability and staffing to provide animal control services to the City of Bonney Lake with minimal technical modifications; and

WHEREAS, Metro Animal Services and the City of Bonney Lake desire to provide animal control services in a cost effective manner which will avoid duplication of animal control services and by entering into an interlocal agreement for the shared provision of such services; and

WHEREAS, through this Agreement, Metro Animal Services and the City of Bonney Lake can make more efficient use of technical and human resources to both cities; and

WHEREAS, both parties desire to enter into an agreement for the purpose of utilizing Metro Animal Services capabilities to provide the City of Bonney Lake with animal control services; and

WHEREAS, this interlocal agreement is entered into for the mutual benefit of the parties and is specifically authorized by the Interlocal Cooperation Act set forth in Chapter 39.34 of the Revised Code of Washington; **NOW THEREFORE**,

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the dates written below.

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

PASSED by the City Council this 14th day of December, 2010.

Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

**INTERLOCAL AGREEMENT
FOR
ANIMAL CONTROL SERVICES.**

This Agreement is made and entered into on this ____ day of _____, 2010, between the City of Sumner (“Sumner”) and the City of Puyallup (“Puyallup”) with the City of Bonney Lake (“Bonney Lake”), all municipal corporations of the State of Washington, located in either Pierce and/or King County, Washington, with respect to the following facts:

WHEREAS, each party has the power, authority and responsibility to provide animal control services within their respective boundaries; and

WHEREAS, Bonney Lake desires to contract for animal control services with Sumner and Puyallup; and

WHEREAS, Sumner and Puyallup, by way of a separate Interlocal Agreement “Metro Animal Service Agreement” (Metro), have an established animal control program, shelter, trained staff, supervision and related equipment and tools known as Metro Animal Services; and

WHEREAS, pursuant to the Metro Animal Service Agreement, animal control and shelter services may be provided to other local jurisdictions by separate contract upon approval by Sumner City Council and Puyallup City Council; and

WHEREAS, Metro Animal Services has the ability and staffing to provide animal control services to Bonney Lake;

WHEREAS, all parties desire to enter into an agreement for the purpose of utilizing Metro Animal Services’ capabilities to provide Bonney Lake with animal control services; and

WHEREAS, this Interlocal agreement is entered into for the mutual benefit of the parties and is specifically authorized by the Interlocal Cooperation Act set forth in Chapter 39.34 of the Revised Code of Washington.

NOW THEREFORE, IN CONSIDERATION OF THE PROMISES AND AGREEMENTS CONTAINED HEREIN, IT IS AGREED AS FOLLOWS:

Section 1. Purpose of Agreement

The purposes of this Agreement are:

- A. To formalize a process whereby animal control services and shelter activities can be provided for the parties through the entity known as Metro Animal Services. For purposes of this agreement animal control services and shelter activities includes transport, impound of animals, adoption, licensing, euthanasia and the enforcement of participating municipalities’ code provisions related to animal control.

- B. The parties desire to provide animal control services in a cost effective manner which will avoid duplication of animal control services and by entering into an Interlocal agreement for the shared provision of such services.
- C. To establish the City of Bonney Lake's participation on the Metro Animal Services Operations / Advisory Board.

Section 2. Basic Services

Metro Animal Services Responsibilities:

- A. Metro is responsible for the operations of the animal shelter and impound facilities for all dogs, cats and other pet animals as defined in RCW 16.70.020. The service will be for animals brought to the shelter by their owners or caretakers for disposal as well as for animal protection and control actions authorized or ordered by the parties to this Agreement.
- B. The shelter's operating hours shall remain as currently established. Currently these hours are Monday through Friday 10:00 a.m. to 5:00 p.m.; Saturday 10:00 a.m. to 4:00 p.m.; and closed Sunday. The parties agree that the shelter's operating times may be adjusted by the Operations / Advisory Board as established in Section 3.
- C. Metro is responsible for setting fees associated with impounding/redemption and sheltering of animals.
- D. Metro shall provide enforcement of animal control laws within the City of Bonney Lake during normal work hours, which are Monday through Friday, 8:00 a.m. to 5:00 p.m.
- E. Metro may respond after hours for emergent circumstances including but not limited to: injured animals, at large aggressive animals. The Metro Animal Services Supervisor will determine if a response is necessary.
- F. Metro, through services that are the responsibility of Sumner, shall be the main licensing agency of animals; except that Bonney Lake is encouraged to continue its practice of licensing walk-in applicants.
- G. Metro, through services that are the responsibility of Sumner, shall maintain accounting for all activities of the animal shelter and animal control services in accordance with the requirements of the Washington State Auditor.
- H. The parties agree that nothing in this Agreement shall be construed as creating an employment relationship between any party and any employee, agent, representative or contractor of any other party. All employees involved in animal control and shelter services will be employees of the City of Sumner and Sumner shall be responsible for recruitment, hiring, evaluation, setting of salary, discipline and termination of all animal

control employees.

- I. All volunteers involved in shelter services provided by Metro will be volunteers of the City of Sumner and Sumner shall be responsible for recruitment, appointing, scheduling, discipline, termination and L&I coverage of all animal control volunteers.
- J. In providing such services, Sumner and Puyallup shall have sole discretion as to the staffing assigned to the animal control program, and shall be the sole judge as the most expeditious, efficient, and effective manner of handling calls for animal control services, and operation of the shelter.

The City of Bonney Lake's Responsibilities:

- A. Bonney Lake Police may make appropriate contacts and take enforcement action for violations occurring outside of normal work hours and on weekends. For purposes of this agreement, work hours are considered to be the hours between 8:00 a.m. and 5:00 p.m., Monday through Friday. In instances where Bonney Lake Police view violations occurring within the Bonney Lake City Limits, whether or not they are occurring during or outside of normal work hours, they may initiate the necessary enforcement action.
- B. Bonney Lake shall review its local laws regulating dangerous dogs, licensing, and other animal related codes and shall make amendments as needed to ensure that the regulations contain similar provisions as Sumner's and Puyallup's to ensure consistency in enforcement and to increase management efficiency.
- C. Encourage Bonney Lake residents to purchase pet licenses through mailings, newsletters or other means available to the City of Bonney Lake.
- D. Upon the execution of this agreement Bonney Lake shall provide one delegate to be a participating member of the Operations / Advisory Board as provided in Section 3 of this Agreement.
- E. Bonney Lake shall be responsible for any costs associated with enforcing or defending their ordinances related to potentially dangerous or dangerous dog declarations, impounds, or additional costs associated with prosecution of criminal or civil cases, or other unforeseen costs that may arise from time to time.
 - a. The purpose of this section is to address services outside the normal scope of this agreement. Including but not limited to costs associated with Hearing Examiner fees, Superior Court costs, staff costs associated with prosecutors and court staff, or costs associated with maintaining animals as evidence greater than 20 days. The section is not intended to apply to Metro Staff costs

- F. Bonney Lake shall provide Metro written notice of all code changes related to animal control. This notice should be a minimum of 30 days prior to adoption in regards to fee changes, and a minimum of 14 days prior to adoption for non fee related changes. Failure to provide 30 days notice regarding fee changes may result in failure to collect revenue at the new rates for up to 30 days due to the licensing renewal process.

Section 3. Operations / Advisory Board

Bonney Lake understands, acknowledges and agrees that the Metro Operations / Advisory Board is responsible for the day to day administration of the animal control program, and making recommendations to City Council's regarding budget related items. The Operations / Advisory Board is composed of two (2) members each from Sumner and Puyallup and one (1) member from each additional contract jurisdiction including Bonney Lake. The purpose of this board is to review and resolve service issues, recommend policies governing operations of the animal control program, provide input on future animal control services. The board will meet quarterly, however may meet more regularly if necessary. No less than fifteen (15) days notice shall be given to all members prior to any meeting.

Section 4. Finance

Sumner shall maintain a special fund, known as the Operating Fund of Metro Animal Services Joint Board, into which revenues received from the parties of this Agreement shall be deposited. This fund shall be part of the Sumner's budget process and administered and managed by Sumner staff in accordance with City budget process, regulations and guidelines. Expenditures from this fund shall be made only for animal shelter and animal control activities, including the actual administrative costs and overhead of the City incurred pursuant to its obligations set forth herein and consistent with the authority granted by the Sumner City Council.

- A. **Funding model:** The cost of services is based on actual expenditures, including reserve fund savings. The total cost of services is evenly converted to a total per capita amount for each contract city. Each year the Operations / Advisory Board set the base per capita rate. The base per capita rate is less than the total per capita amount and serves as the operating cash for the program. The difference between the total per capita amount and the base per capita amount is called non shelter revenue. It is each city's responsibility to pay its allotted non shelter revenue through licensing, or city contribution.

In the event that more non shelter revenue was collected during a fiscal year than what was budgeted, the additional amount shall be deposited into the Operating Fund of Metro. The excess revenue will be deducted

from the following year's total per capita amount.

In the event of a non shelter revenue shortfall Bonney Lake will be billed the remaining balance of its allotted non shelter revenue amount during the first quarter of the following year.

Appendix A shows the funding model in diagram form.

B. Per capita fees: Per capita fees are based on population estimates provided every April by the Office of Financial Management (OFM). The fee shall be payable in equal monthly installments on or before the tenth day of each month.

1. The current total per capita fees and base per capita fees established by the Operations / Advisory Board are listed in Appendix B.
2. Per capita fees for subsequent budget cycles will be set by the Operations / Advisory Board during the third quarter of the last year of the budget cycle. Participating cities will be notified in writing of the upcoming budget cycle's fees by August 1st of the last year of the budget cycle.

C. Shelter fees: Pursuant to the Metro Interlocal, Sumner shall retain all impound, boarding, adoption, spay/neuter deposits, surrender, trap rentals, and euthanasia and any other fees collected in regards to shelter operations. Shelter fees will be set by the Operations / Advisory Board based on actual cost of services.

1. The current shelter fees established by the Operations / Advisory Board are listed in Appendix C.
2. Adjustments to the shelter fees will be communicated with Bonney Lake in writing at least 60 days prior to the fee changing.

Section 5. Access to Records

Duly authorized representatives of the City of Bonney Lake shall have the right to inspect the records of the Metro Animal Services and the books of the accounts and records relating to animal control services and the Metro Animal Services fund of the City of Sumner at any reasonable time.

Section 6. Annexations

Should Bonney Lake annex an area into its City:

Bonney Lake shall communicate in writing, population and geographic area estimates to Metro at least 210 days prior to annexation.

The Operations / Advisory Board will evaluate the annexation area to insure

Interlocal Agreement
Animal Control Services
Page 5 of 9

shelter capacity, and demand for calls for service.

Bonney Lake shall assist Metro with obtaining pet licensing data in a pre-agreed upon electronic format from the previous agency responsible for licensing.

Per capita fees shall be based as listed in Section 4B, however the population estimate provided by Bonney Lake will be added and used to calculate per capita fees from the time annexation occurs.

Section 7. Termination

This Agreement may be terminated, without cause and for convenience, by any individual party to this Agreement by serving written notice of termination upon the other parties hereto one-hundred eighty (180) days prior to the anticipated date of termination.

Section 8. Mediation/Arbitration Dispute Resolution

- A. In the event either party should have a dispute relative to any of the terms and conditions of this agreement, or enforcement thereof, the parties agree to attempt to resolve such conflict first by negotiation through the Operations / Advisory Board. If a dispute arises from or relates to this Agreement or the breach thereof and if the dispute cannot be resolved through direct discussion, the parties agree to endeavor first to settle the dispute in an amicable manner by mediation administered by a mediator under JAMS Alternative Dispute Resolution service rules or policies before resorting to arbitration. The mediator may be selected by agreement of the parties or through JAMS.
- B. Following mediation, or upon written agreement of the parties to waive mediation, any unresolved controversy or claim arising from or relating to this Agreement or breach thereof may be settled through arbitration which shall be conducted under JAMS rules or policies. The arbitrator may be selected by agreement of the parties or through JAMS. All fees and expenses for mediation or arbitration shall be borne by the parties equally. However, each party shall bear the expense of its own counsel, experts, witnesses, and preparation and presentation of evidence.
- C. In the event such effort is not successful, both parties may resolve such dispute through the use of a mediator or arbitrator selected based on mutual agreement of both parties and the decision of the arbitrator shall be binding on both parties. The expense of such mediation or arbitration will be shared between both parties.
- D. Any claim, cause of action or dispute relating to or arising under this Agreement shall be governed by applicable periods and statutes of limitation as established by Washington law.

Section 9. Duration

This Agreement shall be effective upon execution by each party and shall remain in full force and effect until / unless a party notifies the other parties in writing of its intent to terminate as provided in Section 7.

Section 10. Modification

This Agreement may be modified by further written agreement upon mutual acceptance by all parties.

Section 11. Insurance

For the duration of this Agreement, all parties shall maintain insurance coverage through membership in the Washington Cities Insurance Authority, Cities Insurance Association of Washington, or Association of Washington Cities.

Section 12. Hold Harmless

Sumner, Puyallup, and Bonney Lake shall each defend, indemnify and hold the other party, its appointed and elected officers and employees, harmless from claims, actions, injuries, damages, losses or suits including attorney fees, arising or alleged to have arisen directly or indirectly out of or in consequence of the performance of this Agreement to the extent caused by the fault or negligence of the indemnitor, its appointed or elected officials, employees, officers, agents, assigns, contractors, volunteers or representatives. The indemnity provided herein shall include a waiver of the indemnifying party's immunity under Title 51 RCW to the extent necessary to fully indemnify the other party or parties. The provisions of this Section shall survive the expiration or termination of this Agreement with respect to any event occurring prior to such expiration or termination.

Section 13. Applicable Law and Venue

This Agreement shall be construed and interpreted in accordance with the laws of the State of Washington. In the event of a dispute, such dispute shall be litigated in the Superior Court of Pierce County, Washington subject to Section 8.

Section 14. Severability

If any term or condition of this Agreement or the application thereof to any person(s) or circumstances is held invalid, such invalidity shall not affect other terms, conditions or applications which can be given effect without the invalid term, conditions or application; to this end the terms and conditions of this contract are declared severable.

Section 15. Repealer and Ratification

All prior Interlocal agreements entered into between the parties related to the subject matter of this Agreement are repealed as of the effective date of this Interlocal Agreement.

Section 16. Counterparts

This Agreement may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

Section 17. Notices

Any notices or other contacts required under the terms of this Agreement must be directed to the following:

To the City of Sumner:
City Administrator
1104 Maple St
Sumner, WA 98930

To the City of Puyallup:
City Manager
333 S. Meridian
Puyallup, WA 98371

To the City of Bonney Lake
City Administrator
19306 Bonney Lake Blvd
Bonney Lake, WA 98391

Section 18. Recording/Posting

Within ten (10) days of full execution of this Agreement, a copy thereof shall be recorded by Sumner at the appropriate county office or posted by subject on Sumner’s website in accordance with RCW 39.34.040.

Section 19. Entire Agreement

This Agreement constitutes the entire agreement between the parties as to Bonney Lake becoming a Contract Jurisdiction for purposes of receiving services provided by Metro Animal Services and supersedes any prior agreements or understandings as to the same. Any modifications or amendments to this Agreement shall be in writing and shall be signed by each party.

Dated this _____ day of _____ 2010.

CITY OF BONNEY LAKE

CITY OF SUMNER

Neil Johnson, Mayor

David L. Enslow, Mayor

Don Morrison, City Administrator

Diane Supler, City Administrator

ATTEST:

Woody Edvalson, City Clerk

APPROVED AS TO FORM:

Jim Dionne, City Attorney

CITY OF PUYALLUP

Kathy Turner, Mayor

Ralph Dannenberg, Interim City Manager

ATTEST:

Barbara Price, City Clerk

APPROVED AS TO FORM:

Cheryl Carlson, City Attorney

ATTEST:

Terri Berry, City Clerk

APPROVED AS TO FORM:

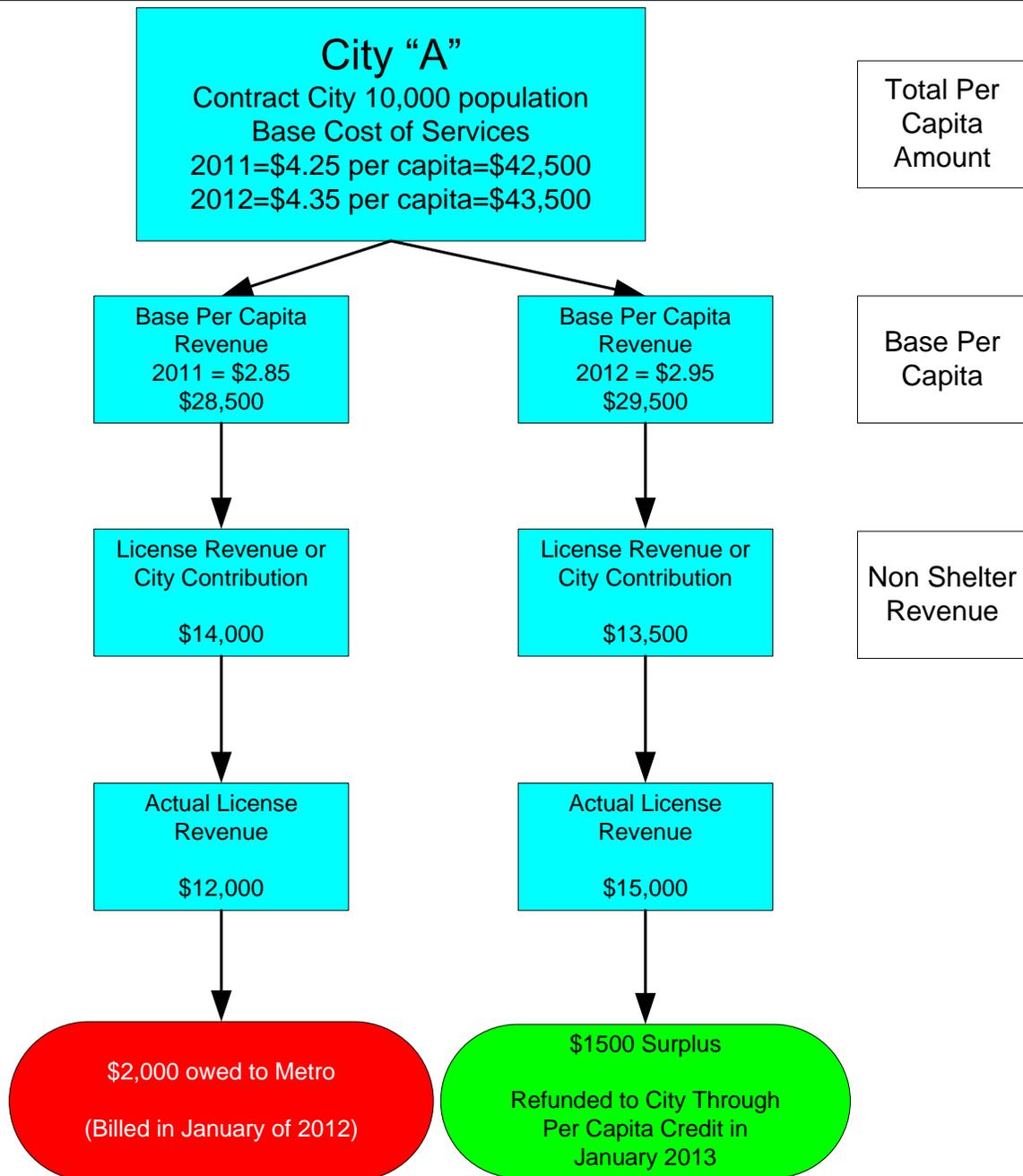
Brett C. Vinson, City Attorney



Appendix A

Metro Animal Services

2011/12 Funding Model



APPENDIX B

Per Capita Fees

2011

City	Base Per Capita	Non Shelter Revenue	Total Per Capita
Algona	\$3.35*	\$1.40	\$4.25
Bonney Lake	\$2.85	\$1.40	\$4.25
Edgewood	\$2.85	\$1.40	\$4.25
Milton	\$2.85	\$1.40	\$4.25
Pacific	\$3.35*	\$1.40	\$4.25

*Includes remainder of \$1.00 per capita assessment (\$.50 for the year)

2012

City	Base Per Capita	Non Shelter Revenue	Total Per Capita
Algona	\$2.95	\$1.40	\$4.35
Bonney Lake	\$2.95	\$1.40	\$4.35
Edgewood	\$2.95	\$1.40	\$4.35
Milton	\$2.95	\$1.40	\$4.35
Pacific	\$2.95	\$1.40	\$4.35

APPENDIX C

Shelter Fees

Fee Description	Amount
Impound / Redemption Dog, Cats, & Small Animals	First Offense: \$35
	Second offense in a 12 month period: \$75
	Third or more offense in a 12 month period: \$100
Impound / Redemption Livestock	\$100
Boarding	\$10 per day
Boarding Livestock	\$10 per day at shelter, or actual cost incurred by boarding facility / stockyard.
Adoption Single	\$99 Includes license*, microchip, and alteration
Adoption Multiple	\$89** Includes license*, microchip, and alteration
Spay / Neuter Deposit (adoption)	\$50
Spay / Neuter Deposit (impound) Collected if an unaltered animal is impounded more than once in a 12 month period.	\$75
Owner Surrender	Dog, Cat or small animal: \$35
	Kittens: \$10 each
Owner Euthanasia Request	\$35
Trap Rentals	\$25 deposit plus \$25 per week

* License included for Metro cities only

** First adoption at full price—multiple rate applies on 2+ animal adopted on the same day.

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Exec. / Don Morrison	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-185
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2086	Councilmember Sponsor:

Agenda Subject: Interlocal Agreement with Buckley for Planning Services

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving Resolution No. 2086 Authorizing The Mayor To Renew An Interlocal Agreement With The City Of Buckley For Planning Services. .

Administrative Recommendation: Approve

Background Summary: The City of Bonney Lake contracts with the City of Buckley to provide them with planning services. This agreement renews the ILA. It is anticipated that approximatley 20 hours per week will be devoted to this contract. Associate Planner Kathy James is the primary planner assigned to this ILA. The Buckley City Council approved the agreement Dec. 8th.
Attachments: ILA

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation: NA			

COMMITTEE, BOARD & COMMISSION REVIEW											
Council Committee Review:	Finance Committee Date: 11/23/10	<i>Approvals:</i> Chair/Councilmember Dan Swatman Councilmember James Rackley Councilmember Mark Hamilton	<table style="width: 100%; border: none;"> <tr> <td style="text-align: right;">Yes</td> <td style="text-align: left;">No</td> </tr> <tr> <td style="text-align: right;"><input checked="" type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input checked="" type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input checked="" type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> </table>	Yes	No	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Yes	No										
<input checked="" type="checkbox"/>	<input type="checkbox"/>										
<input checked="" type="checkbox"/>	<input type="checkbox"/>										
<input checked="" type="checkbox"/>	<input type="checkbox"/>										
	Forward to: December 14 th Regular Meeting	Consent Agenda: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No									
Commission/Board Review:											
Hearing Examiner Review:											

COUNCIL ACTION	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director:	Mayor:	Date Reviewed by City Attorney: (if applicable):

RESOLUTION NO. 2086

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO RENEW AN INTERLOCAL AGREEMENT WITH THE CITY OF BUCKLEY FOR PLANNING SERVICES.

The City Council of the City of Bonney Lake, Washington, does hereby resolve that the Mayor is authorized to sign the Interlocal Agreement between the City of Bonney Lake and the City of Buckley for planning services, attached hereto and incorporated herein by this reference.

PASSED by the City Council this 14th day of December, 2010.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

INTERLOCAL AGREEMENT BETWEEN THE CITY OF BUCKLEY, WA AND THE CITY OF BONNEY LAKE, WA FOR PLANNING SERVICES

This Interlocal Agreement is made and entered into this 14th day of December, 2010, by and between the City of Buckley, Washington, a municipal corporation (hereinafter referred to as “Buckley”) and the City of Bonney Lake, Washington, a municipal corporation (hereinafter referred to as “Bonney Lake”)

WHEREAS, Buckley is in need of planning services for an indefinite period of time; and

WHEREAS, Bonney Lake has planning staff in its Community Development Department who are willing to assist Buckley by providing current and/or long range planning services.

For and in consideration of the services to be rendered and the payments to be made, the parties hereby recite, covenant and agree as follows:

1. **Services To Be Provided.** Subject to the terms and conditions set forth below, Bonney Lake hereby agrees to provide Buckley with current and /or long range planning related services. It is understood that an Associate Planner will be designated as the “primary planner” providing said current planning services as directed by Buckley’s City Administrator. Such services shall be provided on an as-needed basis. This arrangement may include maintaining regular office hours in Buckley City Hall as needed. The Buckley City Administrator and Bonney Lake Community Development Director will work together cooperatively to implement a schedule that meets the needs of both parties. Prior to engaging in any long range or special planning projects, the parties will negotiate a scope of work and cost for said services. Buckley reserves the right, in its sole discretion, to contract with a planning consultant or other party to undertake any long range planning services. Bonney Lake reserves the right to decline, in its sole discretion, any long range planning projects which in its discretion may exceed the existing capacity or time availability of Bonney Lake’s planning staff, or which may present a conflict of interest with the City of Bonney Lake’s planning objectives.

2. **Compensation.** Buckley shall reimburse Bonney Lake on a monthly basis for wages (salary plus employer-paid benefits) at the rates shown on Exhibit “A” attached hereto, plus 5% towards overhead for the actual hours the Planner worked on behalf of Buckley. The Planner shall be responsible for keeping a time sheet that reflects the actual hours worked.

3. **Reimbursable Expenses.** Any travel required of the Planner by Buckley, except regular commuting from Bonney Lake to Buckley, shall be reimbursed at the current IRS rate in effect at the time of the travel. Any printing, office supplies, tools, or other out-of-pocket expenses incurred by Bonney Lake utilizing Bonney Lake equipment and/or facilities solely for the benefit

of Buckley shall be reimbursed at cost. However Buckley may make their own equipment and/or facilities available for use at no additional cost to Buckley.

4. **Employment Status.** The parties specifically agree that the Planner from Bonney Lake is an employee of the City of Bonney Lake and not an employee of the City of Buckley and as such Bonney Lake is responsible for payment and processing of all employment related taxes and benefits. This Interlocal Agreement is not a specific contract for employment between the City of Buckley and the Planner and no promises, inducements, or offers of employment have been extended.

5. **Term.** This agreement shall continue in force and effect through December 31, 2012, unless earlier terminated in accordance with Section 6.

6. **Termination.** Either party may terminate this agreement at any time for any reason by providing at least sixty (60) days advance notice of termination in writing to the other party.

7. **Modification.** This Agreement may be modified by further written agreement upon mutual acceptance by both parties.

8. **Hold Harmless.** Both cities are self-insured and members of the Washington Cities Insurance Authority. Each party to this Agreement shall defend, indemnify and hold the other party, its appointed and elected officers and employees, harmless from claims, actions, injuries, damages, losses or suits including attorney fees, arising or alleged to have arisen directly or indirectly out of or in consequence of the performance of this Agreement to the extent caused by the fault or negligence of the indemnitor, its appointed or elected officials, employees, officers, agents, assigns, volunteers or representatives.

9. **Applicable Law and Venue.** This Agreement shall be construed and interpreted in accordance with the laws of the State of Washington. In the event of a dispute, such dispute shall be litigated in the Superior Court of Pierce County, Washington.

10. **Non-Discrimination.** Parties shall not discriminate in any manner related to this Agreement on the basis of race, color, national origin, sex, religion, age, marital status or disability in employment or the provision of services.

11. **Severability.** If any provision of the Agreement shall be held invalid, the remainder of this Agreement shall not be affected thereby if such remainder would then continue to serve the purposes and objectives of both parties.

12. **Entire Agreement.** This Agreement constitutes the entire agreement between the parties. Any modifications or amendments to this Agreement shall be in writing and shall be signed by each party.

DATED this 14th day of December, 2010.

CITY OF BONNEY LAKE

CITY OF BUCKLEY

Neil Johnson, Jr., Mayor

Patricia Johnson, Mayor

ATTEST:

ATTEST:

Harwood T. Edvalson, City Clerk

Joanne Starr, Deputy City Clerk

APPROVED AS TO FORM:

APPROVED AS TO FORM:

James Dionne, City Attorney

Phil Olbrechts, City Attorney

Exhibit “A”
2011 Hourly Rates
Buckley – Bonney Lake Interlocal Agreement for Planning Services

Assistant Planner - \$35.06

Associate Planner – \$38.58

Planning Manager – \$56.40

GIS Analyst – \$44.81

Note: 5% will be added to the above rates for overhead.

City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Fin / Al Juarez	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-186
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2087	Councilmember Sponsor:

Agenda Subject: Wash Wise Incentive Program for 2011

Full Title/Motion: 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. (PECI) In Support Of A Mail-In Residential Clothes Washer Rebate Program For 2011.

Administrative Recommendation:

Background Summary: Water conservation reduces the amount of additional water supply the City is required to purchase at a high cost, thus saving the City money. Local governments use a wide variety of methods to educate consumers on water and electric conservation efforts within the region. The mission of PEGI is to help everyone use energy more effectively. PEGI is a leader in the design and promotion of programs focused on increasing consumer awareness of and demands for energy efficient products and implementing programs that achieve swift, measurable market results. Their main focus is to reach consumers with the key message that energy efficient products save energy, resources and money. This proposed incentive program is designed to increase the number of high efficiency clothes washers sold in the service area of Bonney Lake while building retail relationships in the community, educating consumers on water conservation and reducing dependence on outside water supply requirements.

Attachments: Yes

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
		\$31,948.	
Budget Explanation: Water Department Conservation Program: 401-000-034-534-10-xx.xx			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Finance Committee	<i>Approvals:</i>	Yes No
	Date: 23 November 2010	Chair/Councilmember Deputy Mayor Swatman	<input checked="" type="checkbox"/> <input type="checkbox"/>
		Councilmember Mark Hamilton	<input checked="" type="checkbox"/> <input type="checkbox"/>
		Councilmember James Rackley	<input type="checkbox"/> <input type="checkbox"/>
	Forward to: 12/14/2010 Council Mtg	Consent	
		Agenda: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Commission/Board Review:			
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director: Al Juarez	Mayor:	Date Reviewed by City Attorney: standard

RESOLUTION NO. 2087

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. (PECD) FOR THE WASH WISE WATER CONSERVATION PROGRAM FOR FISCAL YEAR 2011.

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

PASSED by the City Council this 14th day of December, 2010.

Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

AMENDMENT #2

to the

2009 Bonney Lake Rebate Program Service Agreement

This Amendment #2 is made and entered into by and between Bonney Lake and Portland Energy Conservation, Inc. (hereinafter called "PECI") to amend that certain Agreement, as amended, with the same title and all Attachments, executed by the Bonney Lake on April 28, 2009 and by PEGI on May 11 2009, (the "Agreement").

The Agreement is amended as follows:

1. **Section 1 ("Contract Period")** in the Table is hereby deleted in its entirety and replaced with the following:

January 1, 2011 – December 31, 2011

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

The term of this Agreement ("Term") is effective from January 1, 2011 and shall continue through December 31, 2011, unless the Parties agree in writing to extend the Term, or unless this Agreement is earlier terminated in accordance with the Early Termination provisions below.

3. **Attachment A ("Scope of Work")** is hereby deleted in its entirety and replaced with Attachment A included with this Amendment #2.

4. **The document entitled "2009 Implementation & Incentives Budget- Three Tiers"** is hereby deleted in its entirety and replaced with the Attachment B included with this Amendment #2.

5. **Attachment C ("Projected Units")** is hereby deleted in its entirety and replaced with the Attachment C included with this Amendment #2.

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

Bonney Lake

Portland Energy Conservation, Inc.

By _____

By Dana Coffey

Name _____

Dana Coffey

Name

Date _____

12/8/2010

Date



ATTACHMENT A SCOPE OF WORK

2011 WashWise Clothes Washer Rebate Program

This Scope of Work begins January 1, 2011 and ends no later than December 31, 2011. During this period of time, the CONTRACTOR (Portland Energy Conservation, Inc. ("PECI") will provide services to the City of Bonney Lake ("Utility") to implement the **2011 City of Bonney Lake Rebate Program** ("Program") within the Utility's service territory.

The primary goal for this Program during 2011 is to enhance the processes and strategies already developed for WashWise. The 2011 plan will result in rebates for an estimated 439 units of WashWise qualified clothes washers for the Utility's residential market while educating vendors and consumers about the advantages of high efficiency appliances.

PECI shall perform the work set forth in this Attachment A. It is understood and agreed upon by the parties that PECI shall perform the services pursuant to this contract as an independent Contractor and not as an agent or employee of the Utility.

The scope of services to be provided under this Scope of Work include the following, all as further described in Tasks 1 through 4 below:

- Marketing collateral design and printing.
- Providing consumer access to online rebate submission.
- Rebate fulfillment.
- Bi-weekly invoices.
- Final report creation and submission.

Task 1: Program Setup & Implementation

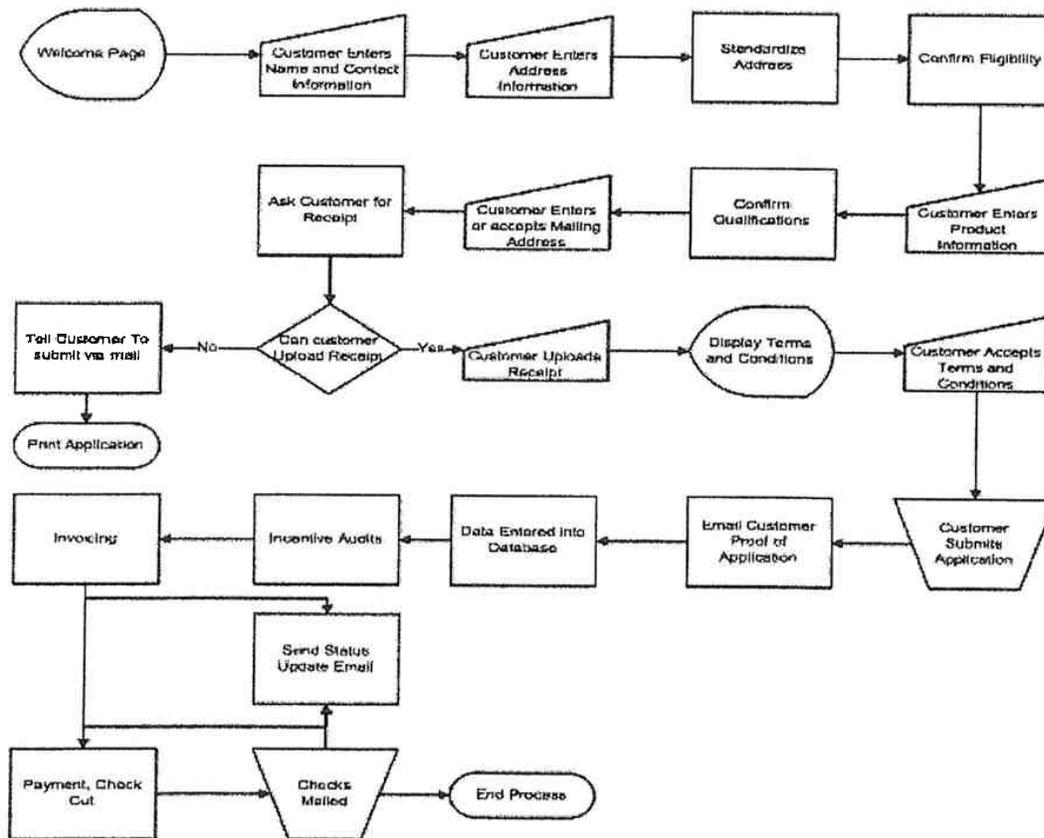
PECI will conduct the following tasks for the Utility in support of a mail-in and online residential appliance rebate program. The rebates are designed to increase the number of high efficiency appliances sold in the Utility's service territory while building retail and contractor relationships in the community and educating consumers on water and electric conservation efforts within the region.

- **PECI Contact:** PECI will be available for communications with the Utility through a specified point of contact. This contact person will maintain regular communications with the Utility throughout the Program and will be available to fulfill special requests.
- **Promotional Materials and Training:** PECI will produce promotional materials as needed, to be delivered to all retailers in coordination with any in-field training for Utility staff. Support materials include the following:
 - Mail-in Rebate Forms – forms will be designed and printed for retail distribution and will be provided in PDF format for placement on the Utility's web site.
 - On-line Rebate Submission – PECI shall supply the electronic systems necessary to provide customers a method to redeem clothes washer rebates on-line. Utility customers will have access to PECI's proprietary Rebates Submitted Online ("RSO") system which is anticipated to be available

at the beginning of the second quarter of 2011. . This will allow Utility customers to submit their application via a web portal.

- Online submission process flow is as follows:

Online Application Process



- Submission Instructions – Submission instructions include a listing and explanation of the required rebate fields, customer invoice requirements, qualified models, promotion sale date parameters, zip-code qualifications, and serial number verification. Submittal instructions will also be included.
- Qualified Models List – A list of all qualified models and the appropriate incentive amounts will be provided. This Qualified Model List shall be updated no less than once a month and shall be posted on WashWise website. The Utility reserves the right to post the Qualified Model List on the Utility website in addition to the WashWise website.



- Customer Service – The contact sheet will include a toll free number to a customer service representative at PECl to answer questions regarding rebate processing, materials reorder and other Program information.
- Point Of Purchase (POP) Materials – POP (which may include product clings, counter cards and posters) will be produced and distributed.
- Retailer Certification Kits – Retailer training materials will be provided to retailers,
- **Program Training:** Program training will be offered to utility personnel who may be conducting retailer visits and delivering retailer materials.
- **Toll-Free Support Line:** Utility 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 rebates quickly. Support Line is available Monday – Friday from 8:30AM to 5:00PM PT and will be closed on PECl recognized holidays.

Task 2: Processing & Payment

- **Process:** Receive, verify and date stamp the incoming rebate applications.
- **Verify:** Verify rebate eligibility and information based on the following criteria:
 - Copy of invoice – a copy of the customer invoice (sales receipt) will be 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 current at the time the appliance is purchased.
 - Date Sold – the sale date must be January 1, 2011 through December 31, 2011 and application and receipt must be received within 90 days of purchase.
 - Customer Utility Account Number – Customers will be verified based off of their utility account number provided to PECl by the Utility on a monthly basis.
 - Serial number – the retailer must provide the machine serial number to prove that each sale is unique. PECl has set a default tool into the database to prevent duplication.
 - Enter information from the Rebate Form and accompanying invoice into the database and export to accounting.
- **Rebate:** PECl will generate a check for each verified customer and/or contractor on a weekly basis. Checks will be written and mailed, using first class postage, within 10 working days of receipt and verification of Rebate Forms and after funds are received from the Utility.
- **Check Insert:** A check insert will be sent with each rebate check mailed out to customers thanking them for their conservation choice and participating in the Program.
- **Incomplete Applications:** PECl will immediately return any incomplete application with a letter explaining why the application was returned and requesting a resubmission of the completed application.
- **Reimbursement:** PECl understands the necessity to reimburse customers promptly, therefore, PECl may choose to invoice as often as bi-weekly for rebate funds to ensure that customers are paid in a timely manner.

Task 3: Data Tracking, Summary Report & Invoicing

- PECl will maintain a detailed database for processing rebate submittals and tracking. The database will contain comprehensive information, enabling the Program team to track all retailer, customer, and

contractor submittal information and provide up-to-date reports on units processed to date through the Program. The database will provide snapshot views of market activity in the Utility's service territory.

- At the end of the 1st quarter of 2011, PECl will enter into negotiations with the Utility to license the use of the Rebates Submitted Online ("RSO") portal. This Agreement will be amended at that time to include the license agreement. Online data will be the same as data captured from mail-in rebates. Both online and mail-in data will be combined into a single monthly report and invoice.
- Incentive Invoicing will be conducted on a monthly basis. PECl will be paid in accordance with the budget amounts set forth in Attachment B and will invoice the Utility on a monthly basis. The Utility shall make electronic deposits to an account on Mondays for invoices received on or before the preceding Wednesday. PECl will have the ability to withdraw from this account down to a zero balance. (In case of Holidays or Utility 'closed' days, additional equivalent time for invoice payments will be allowed.) A final invoice must be received by the Utility no later than December 31, 2011.
- Program invoicing will occur monthly.
- A detailed electronic data report in Microsoft Excel format will be included with each invoice. The data report will include customer and model information for all rebates processed in the billing period including but not limited to:
 - Customer name
 - Installation address including city and zip
 - Clothes washer brand
 - MEF (Modified Energy Factor)
 - WF (Water Factor)
 - Rebate amount
 - Customer purchase date
 - Water heater fuel type
 - Dryer fuel type

Task 4: Marketing and Point of Purchase Materials

- PECl will provide the following marketing services:
 - All materials will be approved by the Utility before final printing.
- **WashWise (Clothes Washers)**
 - Website Redesign
 - Redesign web architecture
 - New design & graphics
 - Content updates (i.e. Tier pages, eligibility dates)
 - Add new FAQ page
 - Add new page for online application submission
 - Incorporate social media links
 - Applications
 - Point of Purchase materials
 - Clothes washer product clings (2 versions)
 - Counter card
 - Posters
 - Social Media Editorial Calendar (plan for postings)
 - Facebook Page, Flickr Group, Twitter Account
 - Retailer Kits



- Single pouch folder with business card slot, 2 tiered inserts (training Program overview + quiz)
- Retailer Partner Circulars
 - Provide WW logo, artwork, messaging to retailers for promoting within their circulars
- **Other Potential Promotions that will be evaluated pending low performance and will require budget and scope amendments**
 - "Envelope Promotion" to Jointly Incentivize Retailer & Customer
 - Incentive applications sent in via color envelope to qualify sales associate and customer
 - Sales associate and customer have opportunity to win a \$500 gift card each via drawing
 - Collateral may include: Counter cards, hangtags, and posters
 - "Photo Contest" or other Similar Promo (ideas: Essay Contest, Video Submissions)
 - Website updates (web page + button link for utility sites)
 - Press release
 - Counter cards, social media postings, direct mail
 - Pitch Washington media
 - Human interest stories (i.e. contest winner highlights)
 - Program longevity and success
 - Highlight local business participating in the Program with excellent sales
- **Results Measurement and Reporting**
 - Website
 - Quarterly traffic summary and application submissions
 - Social Media
 - Quarterly quantity of Fans/Followers and notable engagement with community
 - Retailer Kits
 - Quizzes completed
 - Special Promotions
 - Pending implementation of promotions, results will be reported at close of event (i.e. participation levels, media coverage, quantity of submissions resulting from promotion)

Attachment B
2011 Implementation & Incentives Budget - Three Tiers

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

- Management
 - Senior oversight of incentive process*
 - Respond to City of Bonney Lake requests*
 - Fulfill monthly reports and invoicing*
- Incentives
 - Database development*
 - 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
 - Oversight of design and production for POP materials*
 - Oversight of design and production of Special Promotion materials*
- Field Support
 - Liason between retailer and utility requests and field personnel*
 - Delivery of new clothes washer rebate materials to retailers*
- Direct Marketing
 - Production of general POP including product clings, posters, counter cards etc*
- Implementation
 - Rebate form design and production*
 - 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		\$14,048.00
Flat Administration Fee of \$32 per unit	439 Units	\$14,048
Projected Incentives		\$17,900.00
Clothes Washer Incentives @ \$50 (Paid at \$25)	162	\$4,050
Clothes Washer Incentives @ \$100 (Paid at \$50)	277	\$13,850
<i>Note: Most City of Bonney Lake rebates would be shared with PSE</i>		
Total Cost		\$31,948.00
Total Projected Units		439

Attachment C - Bonney Lake Projections

WashWise Clothes Washer Program Projected Units - 2011

MEF 2.2 and above			
January			
February	5	\$130	17,630
March			
April	10	\$245	33,185
May			
June	13	\$324	43,921
July			
August	13	\$335	45,385
September			
October	17	\$415	56,219
November			
December	33	\$816	110,682

Clothes Washers @ \$400		
MEF 2.46 and above		
Qty		gal./yr.
	\$100	4,136.29
12	\$607	50,231
23	\$1,142	94,552
19	\$972	80,448
20	\$1,004	83,130
25	\$1,244	102,974
49	\$2,449	202,730
Units	Split Incentive Dollars	Gallons Saved

Implementation	\$14,048
Total Program Costs	\$31,948
Price per gallon	\$0.019
Total Units	439
Total Gallons Saved	1,696,204

City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Fin / Al Juarez	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-187
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2088	Councilmember Sponsor:

Agenda Subject: High Efficiency Toilet Rebat Program for 2011

Full Title/Motion: 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. (Peci) In Support Of A 2011 Mail-In Rebate Program For High Efficiency Toilets.

Administrative Recommendation:

Background Summary: Water conservation reduces the amount of additional water supply the City is required to purchase at a high cost, thus saving the City money. Local governments use a wide variety of methods to educate consumers on water and electric conservation efforts within the region. The mission of PECE is to help everyone use energy more effectively. PECE is a leader in the design and promotion of programs focused on increasing consumer awareness of and demands for energy efficient products and implementing programs that achieve swift, measurable market results. Their main focus is to reach consumers with the key message that energy efficient products save energy, resources and money. This proposed incentive program is designed to increase the number of high efficiency toilets sold in the service area of Bonney Lake while building retail relationships in the community, educating consumers on water conservation and reducing dependence on outside water supply requirements.

Attachments: Yes

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
		\$13,612.	
Budget Explanation: Water Department Conservation Program: 401-000-034-534-20-xx.xx			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Finance Committee Date: 23 November 2010	<i>Approvals:</i> Chair/Councilmember Deputy Mayor Swatman Councilmember Mark Hamilton Councilmember James Rackley	Yes No <input checked="" type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
Forward to: 12/14/2010 Council Mtg		Consent Agenda: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Commission/Board Review:			
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS			
Director: Al Juarez	Mayor:	Date Reviewed by City Attorney:	standard

RESOLUTION NO. 2088

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 attached hereto and incorporated in "Attachment A."

PASSED by the City Council this 14th day of December, 2010.

Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Service Contract #

2011-2012 Bonney Lake Toilet Rebate Program

This "Agreement" is made and entered into by and between the City of Bonney Lake, ("Bonney Lake" or "Client") and Portland Energy Conservation, Inc. ("Consultant"), for specified services provided by the Consultant to Bonney Lake (the "Work"). This Agreement shall remain in force only for the duration of the period specified below, unless extended in accordance with this Agreement ("Term"). All obligations incurred under this Agreement shall survive the Term until satisfied.

Project Name	Bonney Lake HET Rebate Program
Contract Period	January 1, 2011– December 31, 2011
Contract Number	
Client Name	Bonney Lake
Client Representative	Al Jaurez
Telephone Number	253-447-4314
Address	19306 Bonney Lake Blvd
City, State Zip	Bonney Lake, WA 98391
Consultant Name	Portland Energy Conservation, Inc. (PECI)
Telephone Number	503.248.4636
Address	1400 SW 5 th Ave. #700
City, State, Zip	Portland, Oregon 97201
Taxpayer Identification Number	93-0770824

1. Term

The term of this Agreement (Term) shall commence on January 1, 2011 and continue in effect until December 31, 2011 unless the Parties agree in writing to extend the Term, or unless this Agreement is earlier terminated in accordance with the Early Termination provisions below.

2. Work

This Agreement covers the Work specified in Attachment A, which is hereby included and made a part of this Agreement. During the term of this Agreement the parties may mutually agree in writing to additional services in other Attachments, which will be made part of this Agreement by written amendment. Consultant agrees to perform the services specified in the Attachment(s) in the manner and within the time specified therein. Any and all obligations that may be imposed on Client under this Agreement are also specified in the Attachment(s). In addition, Consultant represents and warrants that he/she has all necessary licenses or certifications required to perform the Work under this Agreement or any Attachment.

Except as expressly provided elsewhere in this Agreement, any and all modifications or revisions to Attachment(s) (including, but not necessarily limited to, additions, deletions and extensions) must be in writing and signed by both parties.

3. Billing and Payment

The Consultant shall be compensated by Bonney Lake for the performance of the Work in accordance with the payment provisions listed in Attachment B. Compensation for all Work is not to exceed totals listed in Attachment B.

Consultant shall submit all invoices to:

Attn: Al Juarez
Bonney Lake
19306 Bonney Lake Blvd
Bonney Lake, WA 98391

4. Documentation

The Consultant shall maintain records documenting all fees and expenses in excess of \$5.00, incurred either by Consultant or any subcontractor of Consultant in the performance of this Agreement. During regular business hours and upon reasonable notice, Bonney Lake, or its designee, shall have the right to inspect and audit all records required to be maintained under this Agreement.

5. Insurance

Consultant shall obtain the following minimum insurance coverages ("Required Insurances") at its expense, and keep the Required Insurances in effect during the Term (except with respect to Professional Liability Insurance, which shall be kept in effect for a period of the Term plus two years):

- i. Workers' Compensation Insurance in compliance with statutory requirements;
- ii. Commercial General Liability Insurance (including contractual liability), on an occurrence basis, with not less than \$1,000,000 per occurrence for bodily injury and property damage liability, with an annual aggregate limit of \$2,000,000;
- iii. Professional Liability Insurance, including errors and omissions coverage, with a per occurrence and aggregate limit of not less than \$1,000,000, to protect against all loss suffered by Bonney Lake or third parties, including financial and consequential loss, caused by error, omission, or negligent acts related to provision of the Work;
- iv. Commercial Automobile Liability Insurance, with a combined single limit, or the equivalent of not less than \$1,000,000 per occurrence, for bodily injury and property damage with respect to Consultant's vehicles, whether owned, hired, or non-owned, assigned to, or used by Consultant in connection with the Work; and
- v. Umbrella coverage in excess of the Workers' Compensation Coverage B (Employers' Liability), Commercial General Liability, and Commercial Automobile Liability insurances specified above of not less than \$5,000,000.

The Required Insurances shall be (i) with insurance companies admitted to do business in the state of Washington and rated A- or better by Best's Insurance Rating, and (ii) acceptable to

Bonney Lake. Consultant shall furnish Bonney Lake with certificates of insurance for each of the Required Insurances upon execution of this Agreement and upon all insurance renewal dates.

The Commercial General Liability, Commercial Automobile Liability, and Umbrella Coverage shall (i) name Bonney Lake, its directors, officers, and employees, as additional insured, (ii) provide that it is primary insurance with respect to the interests of Bonney Lake and that any insurance maintained by Bonney Lake is excess and not contributory, and (iii) include a cross-liability and severability of interest clause.

6. Governing Law, Venue and Attorney's Fees

The laws of the State of Washington shall govern this agreement. Exclusive venue in case legal suit or action is instituted to enforce compliance with any terms, covenants, or conditions of this agreement shall lie in Pierce County, Washington. Both parties agree to submit to the personal jurisdiction of any court of competent subject matter jurisdiction in Pierce County, Washington. In the event of legal suit or action, including any appeals there from, brought by either party against the other to enforce any of the obligations hereunder or arising out of any dispute concerning the terms and conditions hereby created, the losing party shall reimburse the prevailing party for its reasonable attorney fees and costs incurred in the suit or action including investigation costs, expert witness fees and all costs of depositions. If any part of this agreement is found to be in conflict with applicable laws, such parts shall be inoperative, null and void so far as it is in conflict with said laws, but the remainder of this agreement shall be in full force and effect.

7. Good Faith Negotiation/Mediation

Prior to filing suit or initiating arbitration on any dispute, which arises between the Parties under or relating to this Agreement, the Parties agree to attempt to resolve the dispute through good faith negotiation. If the dispute cannot be resolved through good faith negotiation, the Parties agree to hire an independent, trained and mutually acceptable mediator to mediate the dispute. The cost of the mediator will be shared equally by the Parties. The mediation shall be conducted in Tacoma, Washington.

8. Early Termination

A. Termination for Convenience

Either party may cancel or terminate, in writing, all or any portion of this Agreement by providing the other party with at least thirty (30) days written notice of any early termination of Work pursuant to this provision. In the event of such termination, Consultant shall perform only that additional Work reasonably necessary for the wind down of the project, including orderly filing of documents and closing of the terminated service. The additional time for filing and closing shall not exceed 10 percent of the total time expended on the completed portion of the project prior to the effective date of such termination. Consultant shall thereupon be compensated for the completed portion of the Work terminated on the basis of Work actually performed prior to the effective date of termination, plus the Work required for filing and closing up to the limit specified above

B. Termination for Cause

(i) Bonney Lake shall have the right, but not the obligation, to terminate this Agreement, on seven (7) days written notice, in the event Consultant's Work or performance

thereof, fails to conform to the requirements of this Agreement and Consultant fails to correct any deficiencies within ten (10) days from when notice of such deficiency was received by from Bonney Lake (the "Cure Period"). Bonney Lake may also terminate this Agreement on seven (7) days written notice in the event any funding is withdrawn or reduced.

(ii) Consultant shall have the right, but not the obligation, to terminate this Agreement, in the event Bonney Lake fails to pay any arrearage within ten (10) days from when payment has become past due (the "Cure Period").

Any right of early termination shall be in addition to, not in replacement of, any and all rights and remedies a party may have for breach of the Agreement by the other Party.

9. Subcontractors

Consultant may contract with one or more qualified subcontractors ("Subcontractor Agreement") to perform a portion of the Work specified in the Scope of Work; provided, however, that Consultant shall remain solely responsible to Bonney Lake for all performance under this Agreement and, provided further, that Bonney Lake shall have no responsibility for the review or supervision of the work of any subcontractor or for any payment to any subcontractor. All subcontractor agreements shall require the subcontractor to comply with the invoicing, insurance, suspension of work, audit, documentation, confidentiality and return of records obligations imposed on Consultant by this Agreement. No subcontractor shall be deemed to be a third party beneficiary of this Agreement or to have any other rights under this Agreement

10. Relationship of Parties

Consultant is an independent contractor, and this Agreement is not intended to form a partnership or joint venture between the Parties. Individuals employed by Consultant are not employees or agents of Bonney Lake, nor are Consultant's subcontractors employees or agents of Bonney Lake. Each Party is solely responsible for payment of compensation to its employees and personnel and will withhold and pay to the appropriate authorities all taxes, contributions, and assessments imposed or required under all laws with respect to payments. The Consultant will require these terms in all agreements with subcontractors for work undertaken for this Agreement.

11. Return of Records

On termination of the Agreement, the Consultant will consult with the project manager at Bonney Lake about whether pertinent records should be returned. If requested, the Consultant will deliver to Bonney Lake all records, reports, data memoranda, notes, models or publications whether electronic or hard-copy, equipment and supplies of any nature, and receipts for any and all billing made to Bonney Lake that are in possession or under control of the Consultant, prepared or acquired in the course of the Agreement with Bonney Lake. Further, the Consultant agrees not to keep or withhold such information or data, or reproductions of such information or data that relate to the business activities of Bonney Lake or to parties in a contract relationship with Bonney Lake. Alternatively, if the return of records and equipment or supplies is not requested, Consultant agrees to retain these items for three years after the completion of this Agreement and to notify the Bonney Lake project manager at the end of that time before disposing of them. Consultant shall include a provision substantially identical to the foregoing in all its Subcontractor Agreements.

12. Rights to Intellectual Property

A. Bonney Lake and Consultant shall each retain ownership of, and all right, title and interest in and to, their respective, pre-existing Intellectual Property, and no license therein is granted on an implied basis as a result of the Work performed hereunder. To the extent the Parties wish to grant to the other rights or interests in pre-existing Intellectual Property, those rights and interest will be expressly granted, in one or more separate license agreements.

B. As part of performing the Services, Consultant may be required to use trademarks owned by Bonney Lake ("Trademarks"). For the purpose of administering this program, Bonney Lake hereby grants Consultant a limited right to use such trademarks. Any proposed use by Consultant of Bonney Lake's trademarks shall be in accordance with the following terms:

a. Any time that the Trademarks are displayed, Consultant will include a trademark notice reasonably acceptable to Bonney Lake.

b. Consultant will use the Trademarks only in a manner consistent with Bonney Lake's branding guidelines and accepted commercial practices in the energy and power industry.

c. Consultant will not use or display the Trademarks in a manner that is misleading, that disparages Bonney Lake or its services or programs, that may be harmful to Bonney Lake's reputation, or that may reduce the value of the Trademarks.

d. Before using the Trademarks or publicly distributing any promotion or marketing material that incorporates the Trademarks, Consultant will submit examples of any such use to Bonney Lake for approval. Consultant will not use the Trademarks unless Bonney Lake approves each use in writing.

e. Consultant recognizes that nothing contained in this *Section 12 (B)* is intended as an assignment or grant to Consultant of any right, title, or interest in or to the Trademarks or related goodwill.

13. Confidentiality

A. For purposes of this Agreement and any Attachment thereof, "Confidential Information" means any information that (i) derives actual or potential economic value from not being generally known to, and not being readily ascertainable by proper means by, persons who can obtain economic value from its disclosure or use, or (ii) concerns a member of the public or a business, is not normally available to the general public, and would be considered by those members or businesses to be private information which they did not want to be disclosed.

B. Each Party agrees that all Confidential Information disclosed to it by the other Party will remain confidential. Each Party further agrees it will not use any Confidential Information, or permit its directors, officers, managers, employees, agents, subsidiaries, representatives, subcontractors or affiliates to use any Confidential Information, for any purpose other than as permitted or required for the performance of its obligations under this Agreement. Neither Party shall disclose any Confidential Information to any third party except as expressly authorized in this Agreement or in writing by the other Party.

C. Disclosure of Confidential Information to a Party's directors, officers, managers, employees, agents, subsidiaries, representatives, subcontractors, or affiliates is authorized only to the extent such disclosure is necessary in connection with the performance of this Agreement. Each Party will take all reasonable steps to ensure that its directors, officers, managers, employees, agents, subsidiaries, representatives, subcontractors, or affiliates will take at least the same steps to protect Confidential Information as that Party is required to take pursuant to this Agreement. At the conclusion of the Term, or at such time as this Agreement is earlier terminated, each Party will within a reasonable time return or destroy, at the other Party's written direction, all the Confidential Information remaining in its possession or under its control or in the possession or under control of its directors, officers, managers, employees, agents, subsidiaries, representatives, subcontractors, or affiliates.

D. The Parties are not required to treat as "Confidential Information" any information that (i) was known or readily ascertainable by proper means prior to its disclosure as "Confidential Information," (ii) is or becomes available to the general public without fault or action by a disclosing Party, (iii) is lawfully disclosed to either Party by a third party who is under no obligation of confidentiality with respect to such information, and (iv) is required to be disclosed by law. Should either Party intend to disclose Confidential Information on the basis that it is required by law to do so, it shall prior to that disclosure first notify the other Party of the intended disclosure in such a manner so as to give the other Party a reasonable opportunity to act to prevent or limit the disclosure.

E. The proceedings and award in any arbitration held pursuant to this Agreement will be considered Confidential Information. This Agreement itself will not be considered Confidential Information except as to those portions, which would customarily be considered confidential to a party, such as rates, amounts, or other proprietary business information. The Parties will advise each other on execution of the Agreement which portions of the Agreement that each requests be kept confidential, and those portions will be treated as Confidential Information, except as otherwise provided by this Agreement.

14. Indemnification

The Consultant will indemnify, hold harmless, and defend Bonney Lake and, its officers, employees, agents, representatives, and affiliates against any and all losses, liabilities, damages, claims, suits, proceedings, judgments, assessments, costs, and expenses (including interest and penalties), and including reasonable attorney fees and expenses, incurred by Bonney Lake and arising from (i) negligent or wrongful acts or omissions of the Consultant or of its officers, employees, agents, representatives, or subcontractors, affiliates, (ii) breach by the Consultant or of its officers, employees, agents, representatives, subcontractors, or affiliates of this Agreement, or (iii) any finding, judgment or other determination or settlement whereby the Consultant is deemed or considered to be the employer of the other Party.

Bonney Lake shall defend, indemnify and hold harmless Consultant, and its respective employees, agents, officers and directors, from and against any losses, liabilities, damages, claims, damages, proceedings, judgments, assessments, costs and expenses (including interest and penalties), and including reasonable attorney fees and expenses arising out of, or resulting from any act or omission of Bonney Lake relating to, or arising out of, performance or nonperformance of this Agreement by Bonney Lake, except to the extent such act or omission is due to the negligence of Consultant or its subcontractors.

The Parties specifically agree that the provisions of this Section also apply to any claim of injury or damage to the persons or property of the Consultant's employees. Consultant acknowledges and agrees that, as to such claims, the Consultant, with respect to Bonney Lake, hereby waives any right of immunity which Consultant may have under industrial insurance (Title 51 RCW as amended and under any substitute or replacement statute). This waiver was specifically negotiated by the Parties, is solely for the benefit of the Parties and their successors and assigns, and is not intended as a waiver of Consultant's right of immunity under said industrial insurance for any other purpose.

15. Force Majeure

Notwithstanding anything contained in this Agreement to the contrary, neither Party will be deemed liable or to be in default for any delay or failure in performance under this Agreement deemed to result from acts of God, acts of civil and military authority, acts of public enemy, war, or any like cause beyond the Parties' reasonable control.

16. Severability

Should any provision of this Agreement be held by a tribunal of competent jurisdiction to be invalid or unenforceable, the remainder of the Agreement will remain in full force and effect.

17. Notices

Notices required to be made under this Agreement shall be served personally, by facsimile transmission, by overnight courier to the address shown above, or by email, with a duplicate sent by certified mail, return receipt requested. Notice shall be effective only upon receipt by the party being served.

18. Effective Date and Term

This Agreement, including its attachments, shall be effective pursuant to paragraph one of this agreement, by both parties.

City of Bonney Lake

Portland Energy Conservation, Inc.

By _____

By Dana Cofee _____

Name

Dana Cofee
Name

Date

12/8/2010
Date

ATTACHMENT A

2011 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

1) 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.

2) 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

1) Peci follows an established protocol for processing rebates to ensure customer satisfaction while maintaining data integrity and security. Peci will employ 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 January 1, 2011 and December 31, 2011. 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.

2) 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.

ATTACHMENT B

2011 Implementation & Incentives Budget - 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		\$5,312
Flat Administration Fee of \$32 per unit	166	\$5,312
Projected Incentives	166	\$8,300
Toilet Incentives @ \$50	166	\$8,300
 Total Cost		 \$13,612
 Total Projected Units		 166

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: CD / Heather Stinson	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-190
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2089	Councilmember Sponsor:

Agenda Subject: Updating the Planning Commission workplan process through Resolution and adopting the 2011-2013 Planning Commission workplan.

Full Title/Motion: A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Updating The Planning Commission Workplan Process And Adopting The 2011-2013 Planning Commission Workplan.

Administrative Recommendation: Approve as Written

Background Summary: In 2008 the City Council by Resolution No. 1812 established an initial workplan and process for the Bonney Lake Planning Commission. The City Council and Planning Commission met November 18, 2010 to discuss the planning process and the proposed work plan for the next biennium. The resolution updates the Workplan, including the process for developing, adopting, and amending it.
Attachments: Resolution 2089, draft 2011 - 2013 Planning Commission workplan

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
Budget Explanation:			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	<i>Approvals:</i>		Yes No
Date:	Chair/Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
	Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
	Councilmember NAME		<input type="checkbox"/> <input type="checkbox"/>
Forward to:	Consent		
	Agenda: <input type="checkbox"/> Yes <input type="checkbox"/> No		
Commission/Board Review:			
Hearing Examiner Review:			

COUNCIL ACTION	
Workshop Date(s): 18 Nov 2010	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

APPROVALS		
Director:	Mayor:	Date Reviewed by City Attorney: (if applicable):

RESOLUTION NO. 2089

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, UPDATING THE POLICY FOR ESTABLISHING AND MAINTAINING A WORKPLAN FOR THE PLANNING COMMISSION, AND ADOPTING A WORKPLAN FOR THE 2011-2012 BIENNIUM.

Whereas, the City Council by Resolution No. 1812 established an initial workplan and process for the Bonney Lake Planning Commission, and

Whereas, the City Council and Planning Commission met in joint session on November 18, 2010 to discuss the planning process and the proposed work plan for the next biennium; and

Whereas, the City Council desires to update the format and the workplan to facilitate the comprehensive planning and land use regulation of the City pursuant to RCW 35.63;

Now, therefore, be it resolved;

Section 1. Planning Commission Workplan – Formulation and Consideration. It is the intent of the City Council that the City Council and the Planning Commission conduct a joint meeting during either the last or first two months of the year/biennium to review and update a Planning Commission Workplan for the upcoming fiscal year or biennium. Said workplan shall take into account any statutory planning updates required by law, the priorities of the City Council, desires of the Planning Commission, available planning staff or consultant work hours, and the planning related projects or assignments contemplated by the Community Development Director or Mayor's Office.

Section 2. Adoption of Workplan. It is the goal of the City Council that the Planning Commission Workplan be adopted prior to the end of the fiscal year, but no later than March 1st of the new year. The Planning Commission Workplan for the new year/biennium shall be adopted by the City Council by either motion or resolution.

Section 3. Workplan Contents. The Planning Commission Workplan shall contain, at a minimum, the following elements:

- A. A description of the project or work element;
- B. An indication of the department(s) and/or staff who will take the lead in undertaking or managing the scope of work;
- C. A general time frame indicating when the work product is intended to be completed;
- D. A note indicating the origin of the work item, such as a legal requirement, request of Council, request of Mayor, request of Planning Commission, etc.

Section 4. Changes to the Workplan. As authorized by RCW 35A.63.020,

the Planning Commission may serve in an advisory capacity to the Mayor, the City Council, or both. Accordingly, the adopted Workplan may be amended by either motion of the City Council recorded in the minutes of the Council meeting, or by written request of the Mayor. No change in the Workplan shall be made official until the Planning Commission has had an opportunity to review and comment on the proposed change to the Workplan.

Section 5. 2011-2012 Biennial Workplan Adopted. The Planning Commission Workplan for the 2011-2012 biennium, attached hereto as Exhibit “A”, is hereby adopted.

PASSED by the City Council this 14th day of December, 2010.

Mayor Neil Johnson, Jr.

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

City of Bonney Lake 2011-2013 Planning Commission Workplan

	Description	Department	Tentative <u>PC Review</u> Completion Date	Note	Initiated By	Date Added
2011	Update Title 14	CD	1st Quarter	Modify the definition / procedures for updating the Development Code	Staff	5/25/2010
	Design Standards for Nightclubs	CD	1st Quarter	Addressing noise and accoustics between nightclubs and residential areas	CC	5/25/2010
	<u>Noise Control Standards for New Construction or Redevelopment</u>	<u>CD</u>	<u>3rd Quarter</u>	<u>Develop standards and options for controlling noise in mixed use zones or on commercial/residential borders</u>	<u>CC</u>	
	<u>Incentives for Green building</u>	<u>CD</u>	<u>1st Quarter</u>		<u>CC</u>	<u>5/25/2010</u>
	<u>Update Title 18</u>	<u>CD</u>	<u>1st Quarter</u>	<u>Provisions for shared housing</u>	<u>CC</u>	<u>5/25/2010</u>
	<u>Adopt provisions for Stormwater Permits</u>	<u>PW / CD</u>	<u>3rd Quarter</u>	<u>Required to be consistent with State law</u>	<u>Staff</u>	
	<u>Adopt provisions for Civil Permits</u>	<u>CD</u>	<u>3rd Quarter</u>	<u>Administrative provisions for Civil Permits</u>	<u>Staff</u>	
	Update Comp Plan Land Use Element to include CUGA subareas 1, 2, and 3		4th Quarter		Staff	5/25/2010
	Pre-zone CUGA subareas 1, 2, and 3		4th Quarter		Staff	5/25/2010
	Cultural Resources Plan	CD, CS, Exec.	3rd 4th Quarter	Update Comp Plan with Cultural Resource Plan including Historically significant items	CC, Exec	5/25/2010
	Midtown Plan	CD	4th Quarter		CC	5/25/2010

Exhibit "A" to Resolution No. 2089

	Description	Department	Tentative <u>PC Review</u> Completion Date	Note	Initiated By	Date Added
2011	Year Three -Shoreline Master Plan Update	CD	6/30/12		Staff	5/12/2009
	Update Title 18	CD	<u>2nd 4th</u> Quarter	Use Matrix, allowed uses in C-2/C-3	CC	5/25/2010
	<u>Update Transportation Plan</u>	<u>CD</u>	<u>4th Quarter</u>	<u>Update Transportation Plan / Transportation element of the Comprehensive Plan to be consistent with the Land Use element and certifiable by PSRC</u>	<u>Exec/PW</u>	
	Complete update of Parks Element of Comprehensive Plan	CD, CS	<u>3rd 4th</u> Quarter	General update of Parks Element, revisit Moriarty Plan	Staff / Exec	5/25/2010
2012	Complete Shoreline Master Plan Update	CD	2nd Quarter		Staff	5/12/2009
	Update Economic Development Element of Comp Plan	CD	4th Quarter	Update with new Census population numbers	Staff / Exec	
	Begin work on 2014 major Comp Plan update	CD	4th Quarter 2014			
2013	Continue work on 2014 major Comp Plan update including update of Transportation Element	CD	4th Quarter 2014			

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City of Bonney Lake, Washington
Council Agenda Bill (CAB)

Department/Staff Contact: ASD / Edvalson	Meeting/Workshop Date: December 14 2010	Agenda Bill Number: AB10-173
Agenda Item Type: Motion	Ordinance/Resolution Number:	Councilmember Sponsor:

Agenda Subject: Cancellation of December 21st Council Workshop and December 28th Council Meeting.

Full Title/Motion: A Motion of the City Council of the City of Bonney Lake, Pierce County, Washington, Canceling The December 21, 2010 Council Workshop And December 28, 2010 Council Meeting..

Administrative Recommendation: Approve.

Background Summary: Traditionally, the City Council has canceled the last two meetings of the year around the Christmas and New Years Holidays. Last year, the Council found it necessary to meet and canceled only the last meeting of the year. Pursuant to Council discussion at the 12/7 Workshop, it is proposed in 2010 the Council cancel the last two meetings of the year.
Attachments: None.

BUDGET INFORMATION			
Budget Amount	Required Expenditure	Budget Impact	Budget Balance
N/A			
Budget Explanation: No Anticipated Budget Impact.			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Other	Approvals:	<input type="checkbox"/> Swatman, Chair
	Date:		<input type="checkbox"/> Rackley, Councilmember
			<input type="checkbox"/> Hamilton, Councilmember
	Forward to:	Meeting	Consent Agenda: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Commission/Board Review:			
Hearing Examiner Review:			

COUNCIL ACTION			
Workshop Date(s):	12/7/10	Public Hearing Date(s):	
Meeting Date(s):	12/14/10	Tabled to Date:	

APPROVALS		
Director: <i>HTE</i>	Mayor: <i>NJ</i>	Date Reviewed by City Attorney <i>N/A</i> (if applicable):

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Fin / Al Juarez	Meeting/Workshop Date: 14 December 2010	Agenda Bill Number: AB10-189
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D10-189	Councilmember Sponsor:

Agenda Subject: Adopt the 2011 - 2012 Biennial Budget

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting The Biennial Budget For Calendar Years 2011 And 2012.

Administrative Recommendation:

Background Summary: Revised Code of Washington (RCW) 35A.34 provides procedures for adopting, managing and amending a biennial budget. Pursuant to this guidance and Bonney Lake Municipal Code 3.96, a proposed budget for fiscal years 2011 and 2012 has been prepared, filed and public hearings conducted. This ordinance is intended to adopt the 2011 - 2012 biennial budget, which will be subject to a mid-biennium review during the fall of 2011.

Attachments: Yes

BUDGET INFORMATION

Budget Amount	Current Balance	Required Expenditure	Budget Balance
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Budget Explanation: The Biennial Budget amount of \$91,382,771 includes transfers, reserves and use of fund balance as illustrated in "Attachment A," a copy of which is attached.

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review:	Finance Committee	<i>Approvals:</i>	Yes	No
	Date: 11/23/2010	Chair/Councilmember	Deputy Mayor Swatman	<input checked="" type="checkbox"/> <input type="checkbox"/>
		Councilmember	Mark Hamilton	<input checked="" type="checkbox"/> <input type="checkbox"/>
		Councilmember	James Rackley	<input checked="" type="checkbox"/> <input type="checkbox"/>
	Forward to: 12/14/2010 Council Meeting	Consent		
		Agenda:	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	

Commission/Board Review:

Hearing Examiner Review:

COUNCIL ACTION

Workshop Date(s): 11/2; and 12/7/2010	Public Hearing Date(s): 11/16; 11/23; and 12/7/2010
Meeting Date(s):	Tabled to Date:

APPROVALS

Director: <i>Al Juarez</i>	Mayor:	Date Reviewed by City Attorney: standard (if applicable):
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ORDINANCE NO. D10-189

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
BONNEY LAKE, PIERCE COUNTY, WASHINGTON, ADOPTING
THE BIENNIAL BUDGET FOR CALENDAR YEARS 2011 AND
2012**

WHEREAS, Ch. 35A.34 RCW provides procedures for adopting, managing, and amending a biennial budget; and

WHEREAS, a preliminary biennial budget for fiscal years 2011 and 2012 has been prepared and filed as required by law; and

WHEREAS, on November 16; 23; and December 7, 2010 the City Council held public hearings upon notice as prescribed by law, and met for the purpose of fixing the final budget of the City for the 2011-2012 fiscal biennium; and

WHEREAS, the City Council has made adjustments and changes deemed necessary and proper and desires to adopt the 2011-2012 Budget, including the biennial Capital Improvement Program;

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

Section 1. The biennial budget for the City of Bonney Lake for the period January 1, 2011 through December 31, 2012 as contained in the 2011-2012 Biennial Preliminary Budget for total revenues/sources (including use of fund balances) and expenditures/uses and as revised by the City Council, is hereby adopted by Total Biennial Revenues and Total Biennial Expenditures for each fund as shown on the attached Exhibit "A" (City of Bonney Lake Adopted 2011-2012 Biennial Budget).

Section 2. That the budget document entitled "City of Bonney Lake 2011-2012 Biennial Budget" attached hereto as Exhibit "B" is hereby adopted at fund level as set forth, three copies of which shall be on file with the City Clerk.

Section 3. The City Clerk is directed to transmit a certified copy of the City of Bonney Lake adopted 2011-2012 Biennial Budget to the Office of State Auditor and to the Association of Washington Cities.

Section 4. This ordinance concerning matters set out in RCW 35A.11.090, it is not subject to referendum, and shall take effect January 1, 2011 after its passage, approval and publication as required by law.

PASSED by the City Council of the City of Bonney Lake this 14TH day of December, 2010.

Neil Johnson, Jr. Mayor

Attested:

Harwood T. Edvalson, City Clerk

Approved as to Form:

James Dionne, City Attorney

Passed:

Valid:

Published:

Effective Date:

		EXPENDITURES		
Number	Fund Name	2011	2012	2011/2012 Biennium
		Adopted	Adopted	Adopted
001	General	15,626,458	13,524,865	29,151,323
120	Drug Investigation	230,698	-	230,698
126	Contingency	-	-	-
208	1997 G.O. Public Safety Building	357,850	-	357,850
301	Street CIP	4,617,640	550,000	5,167,640
302	Parks CIP	2,571,919	245,825	2,817,744
320	General Government CIP	1,580,675	2,350,000	3,930,675
325	Civic Center CIP	-	-	-
401	Water	12,789,110	9,547,853	22,336,963
402	Wastewater (Sewer)	12,743,420	9,024,872	21,768,292
415	Stormwater	1,530,396	1,393,235	2,923,631
501	Equipment Rental & Replacement	967,797	903,660	1,871,457
502	Insurance	413,249	413,249	826,498
	Total	53,429,212	37,953,559	91,382,771

		REVENUES		
Number	Fund Name	2011	2012	2011/2012 Biennium
		Adopted	Adopted	Adopted
001	General	12,782,194	13,338,706	26,120,900
	Use of Fund Balance	2,844,264	186,159	3,030,423
120	Drug Investigation	230,000	-	230,000
126	Contingency	-	-	-
208	1997 G.O. Public Safety Building	357,850	-	357,850
301	Street CIP	1,399,100	1,293,575	2,692,675
302	Parks CIP	1,352,000	373,500	1,725,500
320	General Government CIP	582,000	148,000	730,000
325	Civic Center CIP	82,000	148,000	230,000
401	Water	10,421,000	8,123,200	18,544,200
402	Wastewater (Sewer)	7,611,100	4,098,200	11,709,300
415	Stormwater	1,728,200	1,667,500	3,395,700
501	Equipment Rental & Replacement	1,113,189	1,146,585	2,259,774
502	Insurance	357,731	357,731	715,462
	Total	40,860,628	30,881,156	71,741,784

General Fund
 Revenues + Use of Fund Balance = Expenditures

Revised:
 12/8/2010 10:10