

COUNCIL WORKSHOP

**January 18, 2011
5:30 p.m.**

AGENDA

City of



“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

*The City Council may act on items listed on this agenda, or by consensus give direction for future action.
The council may also add and take action on other items not listed on this agenda.*

Call to Order: Mayor Neil Johnson @ Bonney Lake City Hall – 19306 Bonney Lake Blvd.

Roll Call:

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

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

Agenda Items

	Page Number
1. Council Open Discussion	
2. Review of Council Minutes: January 4, 2011 Council Workshop; January 11, 2011 Council Meeting.	3
3. Discussion: Council Retreat (2/26/11) Potential Agenda Items, Location and Participants.	
4. Discussion: AB11-12 – Resolution 2094 - Interlocal Agreement for Recreation Programs between Bonney Lake, City of Sumner and Sumner School District.	11
5. Discussion: AB11-14 – Ordinance D11-14 - Update BLMC Title 2.	17
6. Update & Briefing: CUGA Annexation (No advance materials are available).	
7. Executive Session: Pursuant to RCW 42.30.110, the City Council may meet in executive session. The topic(s) and duration will be announced prior to the executive session.	
8. Adjournment.	

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

This Page Intentionally Left Blank

COUNCIL WORKSHOP

*January 4, 2011
5:30 p.m.*

DRAFT MINUTES



“Where Dreams Can Soar”

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

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

Audio Time Stamp ↓

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

I. Call to Order: Mayor Neil Johnson, Jr. called the Workshop to order at 5:31 p.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, and Councilmember Randy McKibbin. Councilmember James Rackley was absent.

[Staff members in attendance were City Administrator Don Morrison, Chief Financial Officer Al Juarez, Police Chief Mike Mitchell, Community Development Director John Vodopich, Public Works Director Dan Grigsby, Community Services Director Gary Leaf, City Attorney Jeff Ganson, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist Shawn Campbell.]

Councilmember Decker moved to excuse Councilmember Rackley from attendance at the meeting. Councilmember McKibbin seconded the motion.

Motion approved 6-0.

III. Agenda Items:

5:35:15

A. Council Open Discussion:

Senator Patty Murray: Mayor Johnson stated that Senator Murray’s Representative Sean Murphy, who represents the South Sound Regional Area, met with him, City Administrator Morrison and Executive Assistant Hartsell. He said they spoke about the City’s plans for different projects, transportation, earmarks, Eastown and Downtown. He stated Mr. Murphy is charged with coordinating the veterans’ memorial committees in the area and the Mayor shared the City’s plan for a veteran’s memorial. He stated that after lunch City Administrator Morrison and Executive Assistant Hartsell took Mr. Murphy on a tour of the City.

Pierce Transit: Mayor Johnson stated he sent a letter to all the small cities that he represents as the Small Cities Representative on the Pierce Transit Board, asking for their input on the transit tax. He said he only received responses from Councilmember Carter and the City of Steilacoom. He thanked Councilmember Carter for her detailed response.

He stated as of December 24, 2010 a “No” Committee had not been established for the voters’ pamphlet. He added the “Yes” committee is being led by Terry Lee and Claudia Thomas. He said Pierce Transit will hold Town Hall meetings to inform the public about the different budget options.

Park Place Condos: Councilmember Hamilton asked if the development has tenants living in it. Community Development Director Vodopich said the development is abandoned and bank owned. He said there is no one living in the units and they are secure.

WSU Forest: Councilmember Hamilton stated a citizen informed him a large tree fell across one of the main trails in the forest. He asked if it had been cleared or what the procedure is for taking care of it. Community Services Director Leaf said he had not heard about it and the City does not patrol the trails. He said he will have a staff member go out and make sure the trail is clear.

Sumner School District: Councilmember Lewis asked for a status update on the traffic light on 104th St. Public Works Director Grigsby stated Pierce County has signed off on the project. He will contact the County and report back with a status update.

Mayor Johnson said Bonney Lake High School is holding a Youth Summit on January 11th from 8:00am to 12:00pm. He stated all of the directors in the City will be attending the summit and the students are excited to have the opportunity to work with them.

Eastown Easements: Councilmember Lewis asked for a status update on the easements for the Eastown project. Director Grigsby stated several easements have been received; he is working on getting few more. He said Compass Point has not submitted anything to the City at this point.

Charitable Donations: Councilmember Carter asked about the City's policy on payroll deductions for charitable donations. Chief Financial Officer Juarez said the City does payroll deductions, and he will prepare a report on how it would work for charitable organizations. Councilmember Carter said Marilee Hill-Anderson from the Sumner School District plans to hold a training class to help nonprofits in the area fill out the paperwork for the United Way donation program.

Bonney Lake YMCA: Councilmember Carter said the Bonney Lake YMCA now has a fund raising account. She said donors can specify on their check "restrict to fund Bonney Lake YMCA" and the funds will only be used toward the Bonney Lake YMCA.

Business Licensing: City Attorney Ganson stated the City has received a business license application for a marijuana dispensary. He said he met with staff and drafted a letter to the company stating the type of business they have applied for is illegal in the State of Washington. He said the City denied their application and returned their application fee.

Condolences: Councilmember Carter shared that Duane Tidball passed away on December 31, 2010. She said he was a great member of the community. Director Vodopich pointed out the contributions the Tidball family made to the 90th St E project. Council expressed their condolences to the Tidball family.

5:54:23

- B. **Review of Council Minutes:** December 7, 2010 Council Workshop; December 14, 2010 Council Meeting.

The corrected minutes were forward to the January 11, 2011 Meeting for Council action.

5:55:22

- C. **Discussion:** City/County Staff Meeting Regarding the CUGA Annexation Proposal on January 3, 2010.

City Administrator Morrison said he and Community Development Director Vodopich meet with staff from Pierce County to discuss the proposed annexation. He said the County asked the City to withdraw the application for annexation and work on an annexation agreement for the area. He said the City has tried to work on an annexation agreement previously and had no response from the County. He said if the County invokes jurisdiction the election process could be delayed by several months and would be difficult to complete in 2011. He said the City could offer to dedicate all Park and Traffic development Impact Fees for use only in the area that they are being taken for. Or the City could withdraw their application in good faith and negotiate with Pierce County for an annexation agreement. Deputy Mayor Swatman said he would want to make sure the resources were not taken off the plateau. He said he liked the idea of dedicating the funds to the area they are taken from. Mayor Johnson said the County has not had a plan for this area and he wants the City to move forward with the annexation. City Attorney Ganson stated if the County does invoke jurisdiction the City and the County can still negotiate and work toward an agreement. City Administrator Morrison said any group that is affected has the right to invoke jurisdiction. He said the City has received a letter from the Pierce County Health Department in support of the annexation. Mayor Johnson said he will schedule a meeting with County Commissioner Dan Roach to discuss the annexation. Council consensus was that the Mayor send a letter to Pierce County and move forward with annexation.

6:17:31

- D. **Discussion:** Council Retreat Dates, Including Potential Agenda Items and Participants.

City Administrator Morrison discussed several options for the 2011 Council Retreat. He asked the Council if they would like to have a retreat, who they would like to invite, and when they would like to have the meeting. The Council expressed a preference to have the 2011 Retreat on Saturday, February 26, 2011 at the Reed Property, and to invite one representative from each commission to give a presentation at the retreat. Mayor Johnson asked that the suggested list of agenda items be ready to discuss at the next workshop.

IV. Executive Session: None

6:37:51

V. Adjournment:

At 6:37 p.m. Councilmember Lewis moved to adjourn the Workshop. Councilmember Decker seconded the motion.

Motion approved 6 – 0.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items submitted to Council at the January 4, 2011 Workshop: None

DRAFT

CITY COUNCIL MEETING

**January 11, 2011
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 7:01 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 Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, and Councilmember Jim Rackley.

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

C. Announcements, Appointments and Presentations:

1. Announcements: None.

2. Appointments: None.

3. Presentations: None.

D. Agenda Modifications: None.

7:01:58

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

B. Citizen Comments:

Louie Dahl, 18512 74th St E, Bonney Lake, said he lives on a corner at the bottom of a hill, and multiple cars have slid onto his property and damaged his fence. He said he has spoken to Public Works staff and the Director many times in past years, and asked that the City sand the hill near this corner when it is icy, but he has been told his street is not a priority. He provided Councilmembers with a police report of one of the accidents. He said he has spent thousands of dollars to repair his fence over the years. He asked the City to help make the intersection safer. He believes even sanding the corner earlier on the City's priority list will help.

Councilmember Rackley said the Community Development Committee will review this concern at a future meeting. Mayor Johnson said Director Grigsby is working to gather information, and Councilmember Carter has looked at this issue as well.

John Gustafson, 21521 134th St E, Bonney Lake, and Ron Lavigne, 4910 Jenks Pt Way E, Lake Tapps, said they are considering purchasing a property near 223rd St E in Eastown to build a new veterinary clinic on SR 410. However, they learned that the City would require them to connect the parcel to the City sewer, which is not realistic since sewer has not yet been extended to Eastown. They said tests show the site could be developed with a commercial septic system if the Council allowed it.

Mayor Johnson said the Council has considered commercial septic systems in Eastown many times in the past, but so far have not allowed property owners to develop on septic systems. He said the City is working to build out the sewer system in Eastown, and residents are now submitting easements and moving the project forward. Councilmember Rackley invited Mr. Gustafson and Mr. Lavigne to attend an upcoming CDC Meeting to discuss the issue and options in depth. Mayor Johnson asked them to speak with Director Grigsby to get more information on the history of Eastown sewers and concerns related to septic systems.

- C. Correspondence: None.

7:14:21

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 personnel updates, health insurance rebates, a proposed contract for infectious waste disposal, and a proposed false alarm ordinance and related contract. The committee forwarded items AB11-06 and AB11-07 to the current agenda for action. The committee also reviewed its minutes, discussed the draft social media policy presented by staff, and reviewed Finance Department accomplishments. They also discussed how the timing of a future annexation might affect the City's budget.
- B. Community Development Committee: Councilmember Rackley said the committee has not met since the last Council Meeting.
- C. Public Safety Committee: Councilmember Hamilton said the committee met January 3rd and started reviewing the City's firearm code to bring it in compliance with State law. The committee also discussed weapons check-in at the new court facility, and reviewed the draft nuisance ordinance and fines. The committee also discussed medical marijuana dispensaries, but the State law is not clear on what is legal and this discussion has been put on hold until new legislation comes forward. The committee plans to discuss possible changes to BLMC Chapter 6 at a future meeting.
- D. Other Reports:

Pierce Transit: Mayor Johnson said he attended the Pierce Transit Board work session and meeting on Monday, January 10. The board discussed the agency's

'reduction plan', and heard from members of the 'pro' committee for the transit tax ballot measure. He said services to the plateau will likely be reduced whether or not the proposed tax passes. He said he will provide updates as available and encouraged others to share their opinions about the proposed tax and budget to local newspapers.

YMCA: Mayor Johnson said he, Councilmembers McKibbin and Hamilton, and City Administrator Morrison met with Bob Ecklund and Michelle LaRue from the YMCA. He said it was a very positive meeting and they hope the City can open a new YMCA by 2018, or as soon as 2014. He thanked Councilmember Carter for her donation to the newly created Bonney Lake YMCA fund.

Annexation: Mayor Johnson said he and Deputy Mayor Swatman met with residents of Autumn Crest Homeowner's Association, in the proposed annexation area, to answer their questions about annexation. He said City Administrator Morrison has been working with Pat McCarthy on annexation issues.

Youth Forum: Mayor Johnson said he, all department heads, and staff members Kathy Seymour and David Wells attended the Bonney Lake High School Youth Forum earlier in the day. He said students discussed what they saw as the city's strengths and weaknesses. Among the strengths they said the City has good sidewalks, is clean and nice, and they are excited about getting a YMCA. For weaknesses, they cited trees being cut down, a lack of things to do, and traffic issues. He thanked staff for attending, and said it is important to get this input from the kids.

7:28:31

IV. CONSENT AGENDA:

- A. **Approval of Corrected Minutes:** December 7, 2010 Council Workshop; December 14, 2010 Council Meeting.
- B. **Accounts Payable Checks/Vouchers:** #60122 thru 60164 (including wire transfer #'s 11152010, 11262010) in the amount of \$290,312.05; Accounts Payable checks/vouchers #60165 thru 60210 (including wire transfer #'s 11032010, 12032010, 12062010, 12152010, 12162010 and 12172010) in the amount of \$334,103.22; Accounts Payable checks/vouchers #60211 thru 60246 (including wire transfer #'s 6705517 and 12092010) in the amount of \$678,875.38; Accounts Payable checks/vouchers #60247 for a utility overpayment refund in the amount of \$9.99 for a grand total of \$1,303,300.64. VOIDED CHECKS: 59839 – lost or misplaced. Replaced with check number 60227.
- C. **Approval of Payroll:** Payroll for December 1-15th, 2010 for checks **29473-29495** including Direct Deposits and Electronic Transfers in the amount of **\$ 393,738.99** Payroll for December 16-31st 2010 for checks **29496-29522** including Direct Deposits and Electronic Transfers in the amount of **\$618,583.19**.

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

Consent Agenda approved 7 – 0.

7:28:39

V. FINANCE COMMITTEE ISSUES:

- A. **AB11-06 ~~AB10-173~~** – A Motion Of The City Council of the City of Bonney Lake Accepting as Complete the 2010 Chip Seal Project by Doolittle Construction.

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

City Clerk Edvalson noted that this agenda item and the following item were listed on the agenda with incorrect agenda bill numbers.

Motion approved 7 – 0.

- B. **AB11-07 ~~AB10-173~~** – A Motion Of The City Council of the City of Bonney Lake Accepting as Complete the 199th Ave Ct E Sanitary Sewer Improvements by SLEAD, LLC.

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

Motion approved 7 – 0.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: *None.*

VII. PUBLIC SAFETY COMMITTEE ISSUES: *None.*

VIII. FULL COUNCIL ISSUES: *None.*

IX. EXECUTIVE SESSION: *None.*

7:30:13

X. ADJOURNMENT:

At 7:30 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

Items presented to Council at the January 11, 2011 Meeting: *None.*

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

Department/Staff Contact: Exec / Don Morrison	Meeting/Workshop Date: January 18, 2011	Agenda Bill Number: AB11-12
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2094	Councilmember Sponsor:

Agenda Subject: Renewal of Tri-Agency Recreation Agreement

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Interlocal Agreement Between The City Of Bonney Lake And The City Of Sumner And The Sumer School District For Recreation Services.

Administrative Recommendation: Approve

Background Summary: This is a renewal agreement of the long standing recreation program service agreement between Bonney Lake, Sumner, and the Sumner School District. Funds are included in the adopted 2011-2012 biennial budget. The only change is the term. It now is for two years to coincide with the biennial budget.
Attachments: Resolution 2094, Interlocal Agreement

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
\$34,000	\$34,000	\$34,000	0
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): January 18, 2011	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

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

RESOLUTION NO. 2094

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO SIGN AN INTERLOCAL AGREEMENT WITH THE CITY OF SUMNER AND THE SUMNER SCHOOL DISTRICT FOR RECREATION 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 Sumner, and the Sumer School District for recreation services, attached hereto and incorporated herein by this reference.

PASSED by the City Council this 25th day of January, 2011.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

INTERLOCAL AGREEMENT
BETWEEN
THE SUMNER SCHOOL DISTRICT
AND
THE CITY OF BONNEY LAKE
AND
THE CITY OF SUMNER

THIS IS AN INTERLOCAL AGREEMENT between the **SUMNER SCHOOL DISTRICT**, a common school district and municipal corporation of the State of Washington, and **THE CITY OF SUMNER**, a municipal corporation of the State of Washington, and **THE CITY OF BONNEY LAKE**, a municipal corporation of the State of Washington (collectively referred to as the “parties”), relating to the creation and operation of a Joint Recreation Program. The initial effective date of this agreement is **January 1, 2011**.

WHEREAS, there is a need for additional recreation and arts programs in the geographic area encompassed by the Sumner School District, the City of Bonney Lake and the City of Sumner; and

WHEREAS, the Sumner School District, the City of Bonney Lake, and the City of Sumner desire to provide the citizens of their respective communities enhanced opportunities for recreation and arts; and

WHEREAS, each part by itself does not have sufficient resources to provide such enhanced recreation and arts opportunities; and

WHEREAS, it is in the public interest that the parties cooperate to provide resources to provide efficient, cost-effective recreation and arts programs; and

WHEREAS, each of the parties is a “public agency” within the meaning of Chapter 39.34 RCW.

NOW, THEREFORE, pursuant to Chapter 39.34 RCW, the Sumner School District, the City of Bonney Lake, and the City of Sumner hereby agree to create and operate a Joint Recreation Program, as follows:

1. JOINT ADVISORY BOARD FOR INTERGOVERNMENTAL COOPERATION.

1.1 Formation of a Joint Advisory Board. Pursuant to RCW 39.34.030(4), the parties hereby establish a Joint Advisory Board for Intergovernmental Cooperation (“Joint Advisory Board”). The Joint Advisory Board is not a separate legal entity.

1.2 Composition of Joint Advisory Board. The Joint Advisory Board shall have three members: one each from the Sumner School District, the City of Bonney Lake and the City of Sumner. The members of the Joint Advisory Board shall be the mayor of the City of Bonney Lake, the mayor of the City of Sumner and the Superintendent of the Sumner School District, or their respective appointees. Each party may appoint its member to the Joint Advisory Board according to its own procedures and policies.

1.3 Joint Advisory Board Responsibilities

1.3.1 The Joint Advisory Board will advise the Joint Recreation Program Coordinator on issues related to the administration of the Joint Recreation Program

1.3.2 The Joint Advisory Board will determine the salary of the Joint Recreation Program Coordinator and other Joint Recreation Program employees and will advise the Superintendent of the Sumner School District or his designee regarding the responsibilities of the Joint Recreation Program Coordinator.

1.3.3 The Joint Advisory Board, through its individual members, shall authorize the Joint Recreation Program Coordinator to make arrangements, when feasible, for use of facilities owned or controlled by the parties to the Joint Recreation Program. It is expressly understood that such facilities will be made available to the Joint Recreation Program without charge to the Joint Recreation Program.

2. JOINT OPERATING ACCOUNT

2.1 **Establishment of Operating Accounts.** The Joint Advisory Board hereby establishes a separate account to carry out the recreation program. It shall be designated by the appropriate state-defined account title and account code. The Joint Recreation Program Coordinator shall be designated as the administrator of the account.

2.2 Sources of Funding

2.2.1 The Sumner School District, the City of Bonney Lake, and the City of Sumner are on different fiscal year and budget cycles. As a consequence, the advisory board will begin the process of determining the contributions needed from each member of the joint agreement based on a budget submitted to the advisory board no later than June 1 of each year. The Joint Advisory Board will make a final determination of each member's contribution to the operating account no later than August 1 of each year. No party to this agreement shall be required to make contributions to the Operating Fund without the mutual agreement of all parties to the agreement.

2.2.2 Additional funding will be provided through fees charged to participants in programs of the Joint Recreation Program. It shall be the responsibility of the Joint Recreation Program Coordinator to develop a viable fee structure, with approval of the Joint Advisory Board.

2.2.3 **Use of Funds.** The Operating Account will be used to pay all expenses necessary for the efficient operation of the Joint Recreation Program. Such expenses include all costs involved in employing the Joint Recreation Program Coordinator and other staff, including but not limited to worker's compensation contributions, F.I.C.A., employment security contributions, and employee benefits. Other necessary expenses may be paid as the need arises.

2.2.4 **Accounting.** The Joint Recreation Program Coordinator will keep an account of the manner acquiring, holding, and disposing of funds and real and personal property used in the Joint Recreation Program.

3. ADMINISTRATION OF THE JOINT RECREATION PROGRAM.

3.1 Administration of the Joint Recreation Program shall be the responsibility of the Superintendent of the Sumner School District or his designee.

3.2 The Joint Recreation Program shall be administered as a program of the Sumner School District.

3.3 The Superintendent of the Sumner School District or his designee shall call a meeting of the Joint Advisory Board on at least a quarterly basis to advise the Joint Advisor Board on the status of the Joint Recreation Program and to seek the advice and counsel of the Joint Advisory Board on matters related to the operation and administration of the Joint Recreation Program.

4. RESPONSIBILITIES OF EACH PARTY.

4.1 Sumner School District Responsibilities. The Sumner School District shall have the following responsibilities regarding the operation of the Joint Recreation Program:

- 4.1.1 Appointing a member to the Joint Advisory Board.
- 4.1.2 Hiring, evaluating, supervising, and terminating services of a Joint Recreation Program Coordinator. The Joint Recreation Program Coordinator and the other Joint Recreation Program staff will be considered to be employees of the Sumner School District.
- 4.1.3 Providing a suitable facility for the office of the Joint Recreation Program, including office space.
- 4.1.4 Seeking, on at least a quarterly basis, the advice of the Joint Advisory Board on matters related to the operation and administration of the Joint Recreation Program.
- 4.1.5 Overseeing and supervising the work of the Joint Recreation Program Coordinator on a day-to-day basis, consistent with guidelines established by the Joint Advisory Board.
- 4.1.6 Provide payroll administration and services for the Joint Recreation Program.
- 4.1.7 Cooperating with the Joint Recreation Program by making Sumner School District facilities available, when feasible, for programs and activities of the Joint Recreation Program.

4.2 Cities of Bonney Lake and Sumner Responsibilities

- 4.2.1 The Cities of Bonney Lake and Sumner shall appoint a member of the Joint Advisory Board who shall participate actively in carrying out the responsibilities of the Joint Advisory Board.
- 4.2.2 The Cities of Bonney Lake and Sumner shall cooperate with the Joint Recreation Program by making their facilities available, when feasible, for use for the programs and activities of the Joint Recreation Program.

5. RENEWAL AND DURATION OF AGREEMENT

- 5.1.1 **Renewal.** The Agreement may be renewed for succeeding two year terms by agreement of all of the parties.
- 5.1.2 **Duration.** This term of this agreement is from January 1, 2011 through December 31, 2012.

6. TERMINATION. The Agreement terminates automatically at the end of each two-year contract term. The Agreement may be terminated at any time by mutual written agreement of all of the parties. Neither the parties, the Joint Advisory Board, nor the Joint Recreation Program Coordinator shall commit the Joint Recreation Program to any contractual obligation that extends

beyond the duration of the Agreement. Upon termination of the Agreement, unexpended and uncommitted joint funds shall be distributed to each of the parties.

7. **INSURANCE.** Insurance coverage obtained by the Sumner School District, the City of Bonney Lake and the City of Sumner shall be individually secured and maintained with responsible insurers. The coverage shall be for damages because of personal or bodily injury, including death resulting from such injuries, damage to or loss of use of building, contents and personal property and other coverage as is customarily maintained for recreation programs to the extent that such insurance can be secured and maintained at a reasonable cost. If the activities of the Joint Recreation program cannot be insured at a reasonable cost through either new policies or riders to existing policies, the Joint Advisory Board shall declare that insurance is unavailable and this agreement shall be terminated immediately.
8. **NONDISCRIMINATION.** The parties to this Agreement declare that they are committed to the principle of equal opportunity consistent with applicable laws.
9. **AUDITS AND INSPECTIONS.** The records and document with respect to all matters covered by this Agreement shall be subject to inspection, review or audit by each of the parties during the term of this agreement and for three years after termination.
10. **AMENDMENTS.** The Agreement may be amended at any time by mutual written agreement of all of the parties.
11. **ENTIRE AGREEMENT.** The parties agree that this Agreement is the complete expression of the terms hereto and any oral representations or understandings not incorporated herein are excluded.

IN WITNESS WHEREOF, the parties have executed this agreement.

CITY OF BONNEY LAKE

By _____
Its _____
Date _____

CITY OF SUMNER

By _____
Its _____
Date _____

SUMNER SCHOOL DISTRICT

By _____
Its _____
Date _____

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

Department/Staff Contact: Admin. Services / Edvalson	Meeting/Workshop Date: 18 January 2011	Agenda Bill Number: AB11-14
Agenda Item Type: Ordinance	Ordinance/Resolution Number: D11-14	Councilmember Sponsor:

Agenda Subject: Update of Title 2 of the Bonney Lake Municipal Code

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Editing Bonney Lake Municipal Code Chapters 2.08, 2.12, 2.16 And 2.32, To Make Minor Semantic Changes.

Administrative Recommendation: Approve.

Background Summary: In 2009, City staff conducted an indepth review of the Bonney Lake Municipal Code. The proposed changes in the accompanying ordinance include semantic changes to clarify and update Chapter 2. Incorporated into these changes is a proposed title change for the Human Resources Officer and the Information Services Coordinator. Each of these two employees have completed a master degree in their respective fields, and currently supervise one employee as well as the manage their respective budgets and programs. It is proposed the titles of these two employees be changed, respectively, to Human Resources Manager and Information Services Manager. The change in will have no impact on their salary, but gives them greater standing within their professional associations.
Attachments: Ordinance D11-14

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
0			
Budget Explanation: There is no fiscal impact to the proposed changes in Title 2.			

COMMITTEE, BOARD & COMMISSION REVIEW											
Council Committee Review:	Finance Committee Date: 14 December 2010	<i>Approvals:</i> Chair/Councilmember NAME Councilmember NAME Councilmember NAME	<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 type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input type="checkbox"/></td> <td style="text-align: left;"><input type="checkbox"/></td> </tr> </table>	Yes	No	<input type="checkbox"/>					
Yes	No										
<input type="checkbox"/>	<input type="checkbox"/>										
<input type="checkbox"/>	<input type="checkbox"/>										
<input type="checkbox"/>	<input type="checkbox"/>										
	Forward to: Workshop	Consent	<input type="checkbox"/> Yes <input type="checkbox"/> No								
Commission/Board Review:											
Hearing Examiner Review:											

COUNCIL ACTION	
Workshop Date(s): 01/18/11	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

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

ORDINANCE NO. D11-14

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, EDITING BONNEY LAKE MUNICIPAL CODE CHAPTERS 2.08, 2.12, 2.16 AND 2.32, TO MAKE MINOR SEMANTIC CHANGES.

WHEREAS, the City Council has requested the City Administration to review the Bonney Lake Municipal Code and suggest changes designed to update and improve the City's code; and

WHEREAS, the Bonney Lake City Council has determined that the current BLMC Title 2 is out-of-date and can be made current with minor semantic changes;

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

Section 1. BLMC Chapter 2.08 is hereby modified to read as follows:

2.08.010 City appointive officers.

A. Pursuant to RCW 35A.12.020, the following shall be appointive officers of the city: city administrator, administrative services director/city clerk, police chief, city attorney, public works director, ~~planning and~~ community development director, community services director, and chief financial officer.

B. The general functions, powers and duties of appointive officers shall be as provided in this chapter; provided, however, that the general functions, powers and duties of the municipal court judge shall be as provided in Chapter 2.16 BLMC.

C. Persons appointed by the mayor to an appointive office described in this section shall be subject to confirmation by a majority vote of the city council. In the case of vacancies, the mayor is authorized to employ an interim or acting officer for up to 12 months without council confirmation. Thereafter, any continued or new interim appointment shall be subject to council approval.

D. All appointive officers shall serve at the pleasure of the mayor as per the provisions of RCW 35A.12.090. (Ord. 1181 § 2, 2006).

2.08.020 City departments and offices created.

There are hereby created in the city of Bonney Lake the following offices and departments of city government: executive department, office of the city attorney, office of financial services, department of administrative services, department of public works, department of ~~planning and~~ community development, police department, department of community services, and municipal court. (Ord. 1181 § 2, 2006).

2.08.090 B. Office of Human Resources. The office of human resources shall be under the supervision of a human resources ~~office~~ manager. It shall be the duty and responsibility of the human resources ~~office~~ manager to recommend and administer the city's human resources policies and programs; ensure compliance with statutory requirements and city policies and procedures relative to employment law, collective bargaining, and safety issues; develop, maintain, and administer a comprehensive benefits program for the employees of the city; maintain and update the city's classification system; maintain the city's salary schedules; develop recruiting plans and administer the selection and hiring processes for all city employment; coordinate with

departments on the use of contract employees and employment agencies; represent the city in all collective bargaining and grievance issues; investigate and resolve employee relations issues; develop and administer the city's safety programs; administer the city's equal employment opportunities programs; and maintain the data in the city's human resources information system.

2.08.090 C. Office of Information Services. The office of information services shall be under the supervision of the information services ~~coordinator~~ manager. It shall be the duty and responsibility of the information services ~~coordinator~~ manager to manage the city-wide information technology/systems and telecommunications systems and activities; lead and develop technology strategic plans and implementation strategies; provide IT/IS leadership in integrating and aligning technology with city plans, goals and objectives; organize, manage and evaluate the information services office and its operations to ensure effective support for organizational objectives and efficient and effective implementation of initiatives.

Section 2. BLMC Chapter 2.12, AUXILIARY POLICE, is hereby modified to read as follows:

2.12.010 Created – Membership.

There is created and established an ~~auxiliary reserve~~ police force of up to five members. Each member shall be appointed by the chief of police of the city. The ~~auxiliary reserve~~ police force shall function as a unit of the city and shall be under the supervision of the chief of police of the city. (Ord. 347 § 1, 1971).

2.12.020 Duties.

The duties of the ~~auxiliary reserve~~ police force are to supplement the regular police force; to aid in the control of traffic and maintenance of order at parades and general policing of large assemblies of people; to assist the regular police in the protection of life, property and preservation of peace and order, and to perform such other duties as may from time to time be assigned to them by the chief of police of the city. (Ord. 347 § 2, 1971).

2.12.030 Membership – Application – Qualifications.

A. To be eligible for membership in the ~~auxiliary reserve~~ police force each applicant must file application with the chief of police of the city and indicate his willingness to serve an average minimum of 16 hours per month in the public service.

B. A member of the ~~auxiliary reserve~~ police force shall:

1. Be a citizen of the United States;
2. Be 21 years of age;
3. Be trustworthy and of good moral character;
4. Not have been convicted of a felony or any offense involving moral turpitude;
5. Furnish his/her own uniform.

C. The chief of police is authorized to furnish each member of the ~~auxiliary reserve~~ police force with a membership identification card and police badge. The membership identification card is to be carried by such member at all times, and the police badge is to be worn only when the ~~auxiliary reserve policeman~~ member is authorized to wear the prescribed uniform.

D. Membership of any person in the ~~auxiliary reserve~~ police force may be revoked with or without cause at any time by the chief of police. Any member of the ~~auxiliary reserve~~ police force may resign upon written notification to the chief of police. Upon separation from the organization, all equipment issued to him by the city must be surrendered to the chief of police within five days. (Ord. 347 § 3, 1971).

2.12.040 Chief of police.

The chief of police is the commanding officer of the ~~auxiliary~~reserve police force. He shall be responsible for establishing a training program, promulgating rules and regulations for their conduct, prescribing their uniform, and supervising their performance of duty. He shall, at his option, select and appoint men to civilian ~~auxiliary~~reserve police force and may appoint such subordinate officers as he deems suitable and necessary.

No member of the ~~auxiliary~~reserve police shall be regarded as a city employee for any purpose. (Ord. 347 § 4, 1971).

2.12.050 Powers.

Members of the ~~auxiliary~~reserve police force shall have all those powers vested in them by the chief of police while in the performance of officially authorized duties, but under no circumstances shall an ~~auxiliary~~reserve policeman ~~officer~~ exercise any power while not in the performance of duties ordered by the chief of police or by a regular police officer. (Ord. 347 § 5, 1971).

2.12.060 Compensation.

Members of the ~~auxiliary~~reserve police force shall serve without compensation, but the city council may, in its discretion, pay all or part of the cost of furnishing uniforms and equipment when the appropriation therefor has been indicated as an item in the city civil defense or police budget, as it may choose. (Ord. 347 § 6, 1971).

2.12.070 Liability.

The city may register all regular members of the ~~auxiliary~~reserve police force as civil defense workers so that in the event of injury or death in the performance of duty, such ~~auxiliary~~reserve policeman ~~officer~~ will be eligible for compensation available for this purpose as established by the state legislature and administered by the State Department of Civil Defense. (Ord. 347 § 7, 1971).

Section 3. BLMC Chapter 2.16.040, Municipal Judges – Compensation, is hereby modified to read as follows:

2.16.040 Municipal judges – Compensation.

The municipal court judge shall receive part-time compensation as established in ~~Grid 29~~ of the nonunion salary grid. The municipal court judge shall be entitled to prorated vacation and sick leave benefits based on the same rate of accrual as other employees within the city based on years of service with the city. The municipal court judge shall be entitled to benefit from the dental and vision plans provided by the city. The municipal court judge shall be entitled to medical benefits provided by the city. The municipal judge shall be entitled to participate in life insurance benefits provided by the city. The municipal judge shall be entitled to participate in disability insurance benefits offered by the city. The municipal judge shall be entitled to participate in the State Public Employees Retirement System. (Ord. 860 § 1, 2001; Ord. 814 § 1, 1999; Ord. 545A § 2, 1993; Ord. 545 § 1, 1984).

Section 4. BLMC Chapter 2.32.040, Bereavement leave, is hereby modified to read as follows:

2.32.040 Bereavement leave.

A. At the request of the employee, up to three days bereavement leave with pay shall be granted to the employee upon the death of a member of the employee's immediate family. This shall include: spouse or spouse equivalent, mother, father, mother-in-law,

father-in-law, brother, sister, child, stepchild, stepmother, stepfather, legally adopted child or grandparent of the employee and live-in dependant. (Ord. 678 § 4, 1993).

Section 5. If any one or more section, subsection or sentence of this ordinance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force and effect.

Section 6. This Ordinance shall take effect and be in force thirty (30) days after its passage, subject to prior approval by the Mayor and prior publication for five days as required by law.

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

Neil Johnson, Jr.
Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne
City Attorney

Passed:
Valid:
Published:
Effective Date: