

**COUNCIL WORKSHOP**

**February 1, 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](http://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. <b>Council Open Discussion</b>	
2. <b>Review of Council Minutes:</b> January 18, 2011 Council Workshop; January 25, 2011 Council Meeting.	3
3. <b>Discussion:</b> Council Retreat (3/5/11) Potential Agenda Items, Location and Participants. *** No advanced materials available for this item. ***	
4. <b>Executive Session:</b> 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.	
5. <b>Adjournment.</b>	

**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.**

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**COUNCIL WORKSHOP**

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

**DRAFT MINUTES**



*“Where Dreams Can Soar”*

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Audio Time Stamp ↓

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

**I. Call to Order:** 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, Councilmember Randy McKibbin and Councilmember James Rackley.

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

**III. Agenda Items:**

5:32:25

**A. Council Open Discussion:**

Bonney Lake YMCA: Mayor Johnson reported he sent a letter to the YMCA stating the City’s commitment to pledge \$1 million to a Bonney Lake YMCA facility, the City’s willingness to have a long-term lease for 10 acres of land in the WSU forest and parking, and to put an \$8 million bond out to the voters for approval. He said the bond dates would be timed with the CUGA annexation so all citizens would have a say, and if the CUGA annexation is put on hold, the City would still move forward. He added the letter also expresses the City’s hope that the YMCA will have a capital campaign to raise \$2 million. Councilmember Hamilton stated that his impression from the YMCA is that the Bonney Lake YMCA would be paid for by 95% public funds and the public should, therefore, own the facility.

Cascade Water Alliance: Mayor Johnson said he and several others from the City attended the Cascade Water Alliance Open House. He said the public gave input about what they would like on Cascade’s agenda for Lake Tapps. He said Cascade will have work groups come up with a plan by mid March or April, and then share the plan with interested parties. Mayor Johnson said the results of the survey will be posted online. He said they discussed combining the Urban Growth Area with the plan for Lake Tapps.

Lakeridge Youth Summit: Mayor Johnson thanked staff who attended the Youth Summit on January 14, 2011. He said the middle school students were more active and engaging than the high school students. He said students requested a BMX bike

park, more sidewalks, trails and a recreation center. He said one group raised a concern of race relations and domestic violence. Councilmember Hamilton said the community as a whole can learn about problems from the youth of the City.

Pierce County Regional Council: Councilmember Rackley asked someone to take his place on the council. Councilmember Hamilton said he is the back up for this position and he would take over attending the meetings.

Pierce Transit: Councilmember Carter said she submitted a letter to the Tacoma News Tribune regarding the proposed transit tax increase. She said the newspaper contacted her and asked her to get additional support from council for the letter and they would print it as an Op Ed piece.

**Councilmember Rackley made a motion to support Councilmember Carter's letter.**

City Attorney Dionne stated that due to the nature of the letter, this would need to be done as a resolution with notice to the public.

Councilmember Rackley withdrew his motion.

Mayor Johnson said if individual councilmembers wanted to sign onto Councilmember Carters letter, they could do so by contacting Councilmember Carter.

6:02:10

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

Councilmember Cater said in the January 4, 2011 Workshop Minutes p. 2 to change the words "the United Way donation" to "grant programs". Councilmember Lewis asked to add the word "a" to the phrase "he is working on getting few more".

The corrected minutes were forward to the January 18, 2011 Meeting for Council action.

6:07:47

**C. Discussion: Council Retreat (2/26/11) Potential Agenda Items, Location and Participants.**

Councilmember Rackley stated he would be unable to attend the retreat on February 26<sup>th</sup> and asked if the date could be changed. Council set the new date for March 5, 2011. City Administrator Morrison said the morning session will mostly be dedicated to discussions on Eastown. He asked Council for input on how they would like to proceed with the planning process. He said Council could either make a concrete plan or they could discuss how they would like to plan in the future.

Councilmember Rackley said if the City does not have some standards then businesses that do not fit the plan for the area could move in. He said he does not want the Council to make too many decisions before they have customers for the area. Councilmember Lewis said he does not want to be too specific, but he would like to have a rough idea of what the Council would like to see in Eastown.

Councilmember McKibbin said he would like to have some plans for the area and use development agreements for specifics. Deputy Mayor Swatman said he wants discussion centered on design requirements.

Director Vodopich said the Council needs to have a clear vision for what they would like the development standards to be. He said the current standards were written in

2005 and need to be updated to meet the Council's vision for Eastown. Mayor Johnson asked if the City can require developers to negotiate a developer agreement connected to allowing businesses to tie into the City sewer system. City Attorney Dionne stated the City could not force developers to negotiate under the current code. He suggested the Council set specific regulations for the area and put a moratorium on the regulations until the area is ready for development. Mayor Johnson said the Downtown and Eastown area should not be competing for businesses. Councilmember Hamilton asked to have someone inform the Council on where the market is currently in the Eastown area. Deputy Mayor Swatman said he wants to make sure the Council does not get too involved in the details of design standards at this time. He said he does not want businesses that are in the process of building currently to have to remodel or tear down their current buildings. He said the Council needs to fashion a policy to entice business types that are a good fit for the Eastown area. He stated the policy currently makes it difficult for small businesses.

Mayor Johnson said the afternoon session includes talks about the Park Plan, opens spaces and YMCA. Councilmember Carter asked to have the Midtown Plan included on the agenda. Councilmember Carter noted the Planning Commission stated they still feel they do not have a clear vision of what the Council is looking for. Councilmember Decker suggested the Planning Commission ask questions to clarify what they are looking for. City Attorney Dionne explained the role of a Councilmember at a board or commission meeting. The Mayor said the retreat agenda will include discussions on Eastown, Midtown, and Parks and Recreation. Councilmember Lewis said he believes it is important to plan, but he would like to also focus on the parks and open spaces the City has now and get a clear understanding of the plan for the current properties. Director Leaf stated the Park Board wants to ensure the Council sees their recommendations for the park plan.

6:51:05

- D. **Discussion:** AB11-12 – Resolution 2094 - Interlocal Agreement for Recreation Programs between Bonney Lake, City of Sumner and Sumner School District.

City Administrator Morrison said this is a renewal of the agreement the Council passes every year, but this one will last two years to follow the City's biennial budget. Councilmember Rackley asked the amounts the other jurisdictions were contributing. Councilmember Lewis said the Sumner School District portion is \$25,000 and the City of Sumner is \$23,500. Mayor Johnson said contributions are based on population. Councilmember Hamilton said he believes the cost is very reasonable. The Council thanked Becky Giles for her work on the Recreation program. By Council consensus, the item was forwarded to the January 25, 2011 Meeting for action.

6:51:05

- E. AB11-14 – Ordinance D11-14 - Update BLMC Title 2.

Administrative Services Director Edvalson stated staff went through the Bonney Lake Municipal Code looking for items that needed to be updated or clarified, and this is the first update brought before Council. He said the proposed changes are mostly minor semantics and the changes to position titles do not have budget impact or change the job duties of the positions. He said it does give the employee better professional standing among peers and a little recognition from the City. Councilmember Decker asked if both positions were non-union and exempt. Deputy Mayor Swatman said both positions are very important, but he is not in favor of

changing job titles without a market analysis and a job duties analysis. City Administrator Morrison reiterated the changes do not effect salary. He added that comparable worth studies do not use title as a factor. He said that both employees are part of the management team, and each manages one employee, as well as budgets, projects, and programs. He said the term “manager” entails more than just managing people. Councilmember McKibbin asked how many other managers are in the City. City Administrator Morrison said each department has managers under the director of the department except Administrative Services. Councilmember Rackley stated position titles should change with the times. Mayor Johnson said he believes it makes sense to make the changes. City Administrator Morrison listed several cities’ with job titles that are the same as the recommended titles. By Council consensus, the item was forward to the January 25, 2011 Meeting for action.

7:11:46

**F. Update & Briefing: CUGA Annexation**

Mayor Johnson stated Pierce County has invoked jurisdiction. He said the Boundary Review Board (BRB) will schedule a hearing in not less than 30 days but not more than 120 days. City Administrator Morrison said this will probably defer the CUGA Annexation for another year. He said he is working on a draft interlocal agreement, but has not scheduled a negotiation meeting with the County at this time. Deputy Mayor Swatman stated he wants a commitment from the County on when they will negotiate. He said it is in the County’s best interest to move slowly because they can continue to collect taxes and fees from the area for use in other areas of the County. Councilmember Rackley reminded Council that if the annexation does not move forward the City would need to reduce staffing. He asked if the City could have an advisory vote. Councilmember Hamilton said this area is an urban area and it will eventually become part of the City. Mayor Johnson asked if the BRB had a time limit to announce the Hearing date. He asked City Administrator Morrison to ask for the quickest hearing date possible, partly due to the budget impact for the City. City Administrator Morrison said he would call the County and try to set the hearing up for as soon as possible. Councilmember Hamilton said the Growth Management Act does not allow the County to require the City to pay them for the ability to annex an area.

**IV. Executive Session: None**

7:30:49

**V. Adjournment:**

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

**Motion approved 7 – 0.**

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Harwood T. Edvalson, CMC  
City Clerk

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Neil Johnson, Jr.  
Mayor

Items submitted to Council at the January 18, 2011 Workshop: None

**CITY COUNCIL MEETING**

**January 25, 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"**

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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, City Attorney Jim Dionne, and Records & Information Specialist Susan Duis.]

C. Announcements, Appointments and Presentations:

1. Announcements:

Mayor Johnson congratulated City Clerk Woody Edvalson, who was elected President-Elect of the Washington Association of Public Records Officers. He will serve as president of the organization in 2012.

2. Appointments: None.

3. Presentations: None.

D. Agenda Modifications:

**Councilmember Rackley moved to table Finance Committee Issues A. and B., Ordinance D11-04 and Resolution 2092, to the Finance Committee for review. Councilmember Lewis seconded the motion.**

**Motion approved 7 – 0.**

7:04:37

**II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:**

A. Public Hearings: None.

B. Citizen Comments: None.

C. Correspondence: None.

7:05:10

**III. COUNCIL COMMITTEE REPORTS:**

A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and forwarded AB11-10 – Resolution 2093, and AB11-15 – Resolution 2096, to a future Council Meeting for action.

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 has not met since the last Council Meeting.

D. Other Reports:

Rainier Communications Commission: Councilmember Rackley said he was re-elected as Vice Chair of the Rainier Communications Commission for 2011.

Cascade Water Alliance: Mayor Johnson said he attended a meeting for elected officials and property owners to begin developing a lake management plan. Director Grigsby and/or Mayor Johnson will attend future meetings and provide updates to the Council. Director Grigsby said an attendee suggested the City place signs at the boat launch detailing the City’s boating and noise ordinances. He said CWA plans to hold three more meetings and a public forum, and to present a draft lake management plan to the public in March. Councilmember Hamilton said the Public Safety Committee can discuss signage needs, and Councilmember Carter noted that the City website has a Boating page that provides details and links to the City code.

County Council: Mayor Johnson said he, City Administrator Morrison and Executive Assistant Brian Hartsell are meeting with Keri Rooney from the Pierce County Executive’s Office. The Mayor will meet with Pierce County Councilmember Tim Farrell on Friday, and plans to meet with Councilmember Dan Roach soon as well.

Community Updates: Councilmember Carter said she attended the White River Families First Coalition meeting on Monday. They learned that the coalition did not receive grant funding but was fourth on the list, and heard a demonstration on Safe Streets in Puyallup. She said children’s dental month is February and services will be available in the area. She said the Coalition is working to provide more resources on suicide prevention, noting that there was a recent suicide in Prairie Ridge. Chief Mitchell said the Sumner School District plans to provide resources and links online, which the City can link to from its website.

7:12:14

**IV. CONSENT AGENDA:**

- A. **Approval of Corrected Minutes:** January 4, 2011 Council Workshop; January 11, 2011 Council Meeting.
- B. **Accounts Payable Checks/Vouchers:** #60248 thru 60249, and 60348 thru 60363 in the amount of \$956,460.49 for 2011 expenses; Accounts Payable checks/vouchers #60250 thru 60309 in the amount of \$108,573.75 for 2010 expenses; Accounts Payable checks/vouchers #60310 thru 60347 for Utility refunds in the amount of \$3,697.21; Accounts Payable checks/vouchers #60364 thru 60404 (including wire transfer #'s 71610, 121610, 1032011, 1042011, 1112011, 1162011, 1172011, 9032010, 10042010, 10052010 and 90320101) in the amount of \$254,852.26 for 2010 expenses; Accounts Payable checks/vouchers #60405 thru 60411 (including wire transfer #1122011) in the amount of \$143,876.61 for a grand total of \$1,467,460.32. VOIDED CHECKS: 59921 – lost or misplaced. Replaced with check number 60285; and 60258 – duplicate payment (paid on p-card).
- C. **Approval of Payroll:** Police Uniform Allowance 2011 for checks 29523-29559 in the amount of \$ 23,380.49. Payroll for January 1-15th 2011 for checks 29560-29583 including Direct Deposits and Electronic Transfers in the amount of \$401,306.64.
- D. **AB11-03 – Resolution 2091** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Murrey's Disposal Co. Inc. For Infectious Waste Disposal.
- E. **AB11-12 – Resolution 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.

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

**Consent Agenda approved 7 – 0.**

**V. FINANCE COMMITTEE ISSUES:**

- A. **AB11-04 – Ordinance D11-04** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adding A New Section 5.08.065, Repealing Chapter ~~8.48~~ 18.48, And Adding A New Chapter 8.48 ~~18.48~~ To The Bonney Lake Municipal Code, Relating To False Alarms.

*The item was tabled to the Finance Committee during Agenda Modifications.*

- B. **AB11-05 – Resolution 2092** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With ATB Services To Administer The City's False Alarm Ordinance.

*The item was tabled to the Finance Committee during Agenda Modifications.*

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

7:12:28

**VII. PUBLIC SAFETY COMMITTEE ISSUES:**

- A. **AB11-08 – Ordinance 1376** (D11-08) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapters 9.86 And 12.12 Of The Bonney Lake Municipal Code And Ordinance Nos. 454, 703, 947, 1058, 1232 And 1338, Relating To Possession Of Firearms On City Property.

**Councilmember Decker moved to approve Ordinance 1376. Councilmember Carter seconded the motion.**

**Ordinance 1376 approved 7 – 0.**

- B. **AB11-09 – Ordinance 1377** (D11-09) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 9.60 Of The BLMC, Relating To Criminal Trespass.

**Councilmember Carter moved to approve Ordinance 1377. Councilmember Hamilton seconded the motion.**

Councilmember Decker expressed concern about requiring people to sign an acknowledgement form related to trespassing. He said he does not believe it is constitutional and could lead to intimidation. He also noted a typographical error in Section 7, which refers to subsection D. instead of subsection C. Councilmember Decker said he does not feel the Chief of Police has authority to trespass someone from public places. He moved that the ordinance be tabled back to the Public Safety Committee for further review. The motion died for lack of a second.

Police Chief Mitchell said per current department procedure, officers provide information and get verbal acknowledgement from the person receiving the trespass order, and dispatch keeps a log of these orders. He said the purpose of providing a written form is to ensure the person receiving the trespass order has received the information and understands what it means. He said the acknowledgement simply shows the person received the information, and if they refuse to sign the form the officer can simply note 'refused' on the form. Councilmember Hamilton confirmed that the intent of using the form is to enhance communication from the officer and the existing procedure.

City Attorney Dionne said he did not see anything illegal in the proposed ordinance, and said the typographical error is not a substantive change and can be corrected as part of the original motion to approve.

**Ordinance 1377 approved 6 – 0 – 1.  
Councilmember Decker abstained.**

**VIII. FULL COUNCIL ISSUES:**

- A. **AB11-14 – Ordinance 1378** (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.

**Councilmember Decker moved to approve Ordinance 1378. Councilmember Lewis seconded the motion.**

Deputy Mayor Swatman said most cities' codes are not as detailed and he feels it makes more sense to repeal the section rather than update it. He said it is the Executive and Mayor's decision how departments are organized. He added that otherwise, he does not have an issue with the proposed changes.

**Ordinance 1378 approved 6 – 1.  
Deputy Mayor Swatman voted no.**

- B. **AB11-16 – Resolution 2097** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Opposing Pierce Transit Proposition 1, A Sales And Use Tax Increase.

**Councilmember Decker moved to approve Resolution 2097. Councilmember Lewis seconded the motion.**

Councilmember Hamilton said that he and the rest of the Council believe strongly in transit. However, he said it is not a good time to raise taxes, and he feels Pierce Transit needs to make major cuts, as other agencies are doing in the current economic climate. Councilmember Lewis quoted a recent Tacoma News Tribune article, and said he is concerned that Pierce Transit does not have a backup plan if the tax increase is not approved by voters. Deputy Mayor Swatman and Councilmembers Decker, Carter, and Rackley said they support the proposed resolution. Deputy Mayor Swatman said the agency should focus on providing core bus services, and need to manage their budget more effectively. Councilmember Carter said the tax increase would be permanent and the Bonney Lake area will lose bus service regardless of the election results. Mayor Johnson asked if anyone attending the meeting wished to speak.

Pat Miller, 19205 79<sup>th</sup> St Pl E, Bonney Lake, said he uses transit to get to work in Renton from Bonney Lake every day. He said the tax increase is very small compared to what most people spend driving or on coffee each day. He said transit serves the entire County, and it is important for everyone to contribute. He said cutting funding for these services is short-sighted and does not serve the community and people who depend on transit services to get around. He noted that Bonney Lake has fewer bus lines, but it is a bedroom community and there are not a lot of jobs here. He said the City currently pays \$2 million per year in taxes, which covers the salary and benefits for 20 drivers, without factoring in vehicles, gas, etc.

Mayor Johnson said other small cities in the County have similar concerns as the Bonney Lake Council, and do not feel that they are getting value from the system

and their taxes. He said he believes the system has problems and alternatives like on-call services, combining transit services into a single agency, etc., need to be investigated. He agreed that everyone needs to contribute to the system, and it is important that communities like Orting, Buckley and Bonney Lake are served. He thanked Mr. Miller for his comments.

**Resolution 2097 approved 7 – 0.**

**IX. EXECUTIVE SESSION:** *None.*

**X. ADJOURNMENT:**

7:41:03

**At 7:41 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Lewis seconded the motion.**

**Motion to adjourn approved 7 – 0.**

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Harwood Edvalson, CMC  
City Clerk

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Neil Johnson  
Mayor

Items presented to Council at the January 25, 2011 Meeting: *None.*