

CITY COUNCIL MEETING

**January 24, 2012
7:00 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

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.)*

Location: Bonney Lake Justice Center, 9002 Main Street East, Bonney Lake, Washington.

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

A. Flag Salute

B. Roll Call: Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember James Rackley, and Councilmember Tom Watson.

C. Announcements, Appointments and Presentations:

1. Announcements: None.

2. Appointments:

a. **AB12-24** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Confirming The Mayor’s Appointment Of Jaime Trejo As A Member Of The Park Board With A Term Expiring April 2014.

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

III. COUNCIL COMMITTEE REPORTS:

A. Finance Committee

B. Community Development Committee

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- 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.

- p. 7
- A. **Approval of Corrected Minutes:** January 3, 2012 Council Workshop and January 10, 2012 Council Meeting.
 - B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #62756 thru 62786 (including wire transfer #20120103) in the amount of \$275,829.72 out of the 2011 budget; Accounts Payable checks/vouchers #62787 thru 62790 in the amount of \$421,139.45 out of the 2012 budget; Accounts Payable wire transfer #20111217 in the amount of \$32,010.54 out of the 2011 budget; Accounts Payable checks/vouchers #62791 thru 62856 (including wire transfer #20120116) in the amount of \$746,106.75 out of the 2011 budget; Accounts Payable checks/vouchers #62857 thru 62869 in the amount of \$26,631.58 out of the 2012 budget for a grand total of \$1,501,718.04.
VOIDED CHECKS: 62674 – Written for wrong amount. Replace with check number 62780. 62627 – Written for wrong amount. Replace with check number 62785.
 - C. **Approval of Payroll:** Payroll for January 1– 15th, 2011 for checks 30216-30240 including Direct Deposits and Electronic Transfers in the amount of \$418,469.07.

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

VI. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES:**

- p. 17
- A. **AB12-07 – Resolution 2177** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving The Schedule 74 Cost Share Agreement Between Puget Sound Energy And The City Of Bonney Lake To Design The Underground Puget Sound Energy Utilities Within The Main Street And SR 410 Intersection Improvements Project Limits.
- p. 21
- B. **AB12-08 – Resolution 2175** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Amendment To The Contract With Shea, Carr & Jewel, Inc. For The Design Effort Of The Main Street And SR 410 Intersection Improvements And The Pedestrian Pathway From Main Street To 192nd Avenue.
- p. 27
- C. **AB12-11 – Resolution 2180** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Paramatrix Engineering For The Design And Programming Effort Of Communications Between The Prairie Ridge Booster Pump Station And The Public Works Central SCADA Computer.

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

VIII. **FULL COUNCIL ISSUES:** None.

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

Department/Staff Contact: Admin Srvc / Edvalson	Meeting/Workshop Date: 24 January 2012	Agenda Bill Number: AB12-24
Agenda Item Type: Motion	Ordinance/Resolution Number:	Councilmember Sponsor:

Agenda Subject: Appointment of Jaime Trejo as a member of the Park Board

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Confirming The Mayor's Appointment Of Jaime Trejo As A Member Of The Park Board With A Term Expiring April 2014.

Administrative Recommendation: Approve.

Background Summary: Mr. Trejo is a seven year resident of Bonney Lake and is employed with C & B Realty. He has professional experience in electronics and real estate. He is proud of the City and wants to see it move forward with open space and parks for families.
 The Bonney Lake Municipal Code provides for the Council ratification of the Mayor's appointments to the Park Board.
Attachments: Board Application

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

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	<i>Approvals:</i>	Yes	No
Date:	Chair/Councilmember	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember	<input type="checkbox"/>	<input type="checkbox"/>
	Councilmember	<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):	Public Hearing Date(s):
Meeting Date(s): 01/24/12	Tabled to Date:

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



APPLICATION FOR MEMBERSHIP

Park Board Member

Name of City Board, Commission or Council

(Please print or type)

Full Name Jaime Trejo Home Phone 253 862 4310

Address 10219 188th Ave. Ct. E. Cell / Other 253 332 5035

City Bonney Lake State Wa. Zip 98391 E-mail jtrejo00@hotmail.com

City Resident? [] NO [x] YES - How Long? seven years Registered Voter? [x] YES [] NO

Name of Employer C & B Realty

Employer Address 22925 SR 410 E Bonney lake, Wa. 98391

Education Background some college

Professional Experience Electronics and Real Estate

Organization Affiliations none

Why Are You Seeking Appointment? I am a proud citizen of Bonney Lake and want to see that Bonney Lake continues going forward with open spaces and parks for our families.

General Remarks

Applicant's Signature

12/05/2011 Date

Submit completed form to: Bonney Lake City Clerk, P.O. Box 7380, Bonney Lake, WA 98391-0944 19306 Bonney Lake Blvd • Phone (253) 862-8602 • Fax (253) 862-8538

CITY COUNCIL WORKSHOP

**January 3, 2012
5:30 P.M.**

MINUTES

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

Location: Bonney Lake Justice Center, 9002 Main Street East, Bonney Lake, Washington.

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the workshop to order at 5:30 p.m.

II. 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley and Councilmember Tom Watson.

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

III. AGENDA ITEMS:

A. **AB12-01** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Electing The Deputy Mayor And Assigning Councilmembers To The Council Standing Committees.

Councilmember McKibbin moved to elect Councilmember Dan Swatman as Deputy Mayor. Councilmember Rackley seconded the motion.

Motion approved 7-0

Deputy Mayor Swatman moved to appoint Councilmember Rackley, Councilmember Minton-Davis, and Councilmember McKibbin to the Community Development Committee, and Councilmember Hamilton, Councilmember Watson and Councilmember Lewis to the Public Safety Committee. Councilmember Lewis seconded the motion

Motion approved 7-0

Deputy Mayor Swatman said the City Attorney is working on options for creating larger standing committee meetings. City Attorney Dionne said the Council could change the way they have standing committee meetings or completely eliminate the standing committees entirely. He said if an item goes to a standing committee, then to the consent agenda at the next meeting, the full Council does not have an opportunity to discuss the issue. Deputy Mayor Swatman suggested adding this as a discussion item at the next workshop. He said he is concerned because standing committees spend extensive time on each issue and if every item is brought before the full Council, the same amount of time and research may not be given. Mayor Johnson suggested waiting until the end of the first quarter to allow the new councilmembers an opportunity to get a feel for the process. Councilmember Hamilton said

sometimes councilmembers feel they have not received adequate information. He said this would not be a problem if all items came before the full Council. Councilmember Rackley said the standing committees were set up at a time when the workshops were very long. He said the workload is lower now and the Council could do away with the standing committees. Councilmember Watson said he noticed some Councilmembers did not have full knowledge of an issue when he attended Council meetings in the past. Councilmember McKibbin said he receives an agenda item on a Friday and is expected to be ready to vote on the issue the following Tuesday. Councilmember Minton-Davis said she would like to wait until after the retreat to change the process. City Attorney Dionne reminded all Councilmembers not to respond to other Councilmembers by email so as not to create a quorum of Council members communicating about an individual item.

- B. Review of Draft Minutes: December 6, 2011 Council Workshop and December 13, 2011 Council Meeting.

Councilmember Lewis offered several typographical corrections to the minutes.

The corrected minutes were forwarded to the January 10, 2012 meeting for action.

- C. **Council Open Discussion:**

AB12-04 – Resolution 2176 – Developer Extension Agreement Between Thomas Witte and the City for Olympic View Estates Long Plat: Councilmember Rackley said there will not be a Community Development Committee meeting before the next full council meeting and he would like to introduce this item for discussion. Director Grigsby said when a property owner outside the City Limits wants to tie into the City water main they must enter into a Developer Extension Agreement. He said this ensures the work is done to the City's development standards.

Sumner/Bonney Lake Sewer Treatment Plant: Councilmember Rackley said the City is being charged approximately 1/3 of the fees collected from citizens to the City of Sumner for sewage treatment. Councilmember Watson asked if the City has plans to build a sewer treatment plant in Bonney Lake. Mayor Johnson said the City would like to do so, and a great deal of discussion needs to happen on this item.

Peaking Storage Tank: Councilmember Rackley said the City collects approximately \$2 million dollars more during the summer months in water fees. He said the City made a very good investment when purchasing the 15 million gallon tank.

Bonney Lake/Sumner Bowling Tournament: Councilmember Minton-Davis said Bonney Lake won the Bowling Tournament between the cities of Bonney Lake and Sumner staff and families by two pins. She said a trophy would be presented to the City at the next Council meeting.

Council Retreat: Deputy Mayor Swatman asked the Council to consider dates that would work for a full day retreat. He suggested a Saturday after the new Councilmembers have received their training. Councilmember Lewis recommended Saturday, February 25, 2012.

Community Spirit: Councilmember Hamilton said he was in Eugene, OR during the Rose Bowl. He said he was struck by how the entire community, including businesses, churches and citizens all supported the local college team. He said there was a real sense of community. He suggested finding more ways to involve the community in Bonney Lake

High School sports. Mayor Johnson said he has asked the school for any suggestions as to what the City can do to promote the school. He said the City does hang a banner for Panther day and the Bonney Lake Police escort the football team to Sumner for the annual homecoming game. Interim Police Chief Powers said the Police Department enjoys the escort and the parents and sibling of the players line the streets around the school. She said each year it becomes a larger event.

IV. EXECUTIVE SESSION:

Pursuant to RCW 42.30.110(1)(i), and RCW 42.30.140(4)(a), the Council adjourned to an executive session with the City Attorney at 6:14 p.m. for 30 minutes to discuss potential litigation and for a closed session to discuss a Collective Bargaining Agreement. The session was extended 15 minutes at 6:50 p.m., at 7:05 the session was extended 10 minutes, and at 7:15 the executive session was extended 5 minutes. Mayor Johnson called the meeting back to order at 7:21 p.m.

Deputy Mayor Swatman moved to suspend the rules and allow an item to be added to the agenda. Councilmember Lewis seconded the motion.

Motion approved 7-0.

Councilmember Rackley moved to add an action item to the agenda. Councilmember Lewis seconded the motion.

Motion approved 7-0.

Councilmember Lewis moved to add AB12-06 – A Motion of the City Council Of The City Of Bonney Lake, Pierce County, Washington, Allowing City Attorney Dionne to Appeal the City of Sumner’s Urban Growth Area Expansion. Councilmember Rackley seconded the motion.

Motion approved 7-0.

VI. ADJOURNMENT:

At 7:23 p.m., Councilmember Lewis moved to adjourn the Council Workshop. Councilmember Rackley seconded the motion.

Motion to adjourn approved 7-0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to Council at the January 3, 2012 Workshop:

- Jim Rackley – AB12-04 – Resolution 2176 – Bonney Lake Councilmember.

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CITY COUNCIL MEETING

January 10, 2012
7:00 P.M.

MINUTES

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

Location: Bonney Lake Justice Center, 9002 Main Street East, Bonney Lake, Washington.

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 7:00 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Interim Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Jim Dionne, and Records & Information Specialist Susan Duis.

C. Announcements, Appointments and Presentations:

- 1. Announcements: None.
- 2. Appointments:
 - a. Oath of Office: Administration Of The Oath of Office To Councilmember Mark Hamilton (Position 2), Councilmember James Rackley (Position 4), Councilmember Tom Watson (Position 5) And Councilmember Katrina Minton-Davis (Position 7) To Terms Ending December 31, 2015.

Judge Heslop administered the Oath of Office for the new and returning Councilmembers.

Mayor Johnson recessed the Meeting at 7:06 p.m. for 15 minutes for a short reception for the Councilmembers and their families.

The meeting returned to order at 7:19 p.m.

- 3. Presentations: None.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

- A. Public Hearings: None.

B. Citizen Comments:

Dan Decker, 20401 70th St E, Bonney Lake, congratulated the new councilmembers. He said the Council should rethink renaming Sumner-Buckley Hwy inside City limits, and noted that the County and Buckley are not going to change the road name. He said the Council and City staff should be aware of the Hatch Act.

David Colbeth, 21816 113th St E, thanked the Council and Mayor for welcoming his family to the Council meeting earlier. He said he looks forward to the Council's approval of the memorandum of understanding with the Greater Bonney Lake Veterans Memorial Committee. He also congratulated and welcomed the new councilmembers.

Lora Butterfield, Bonney Lake Chamber of Commerce 15712 58th St Ct E, Sumner, spoke on behalf of the Chamber of Commerce. She congratulated the new councilmembers and thanked the Council for their work with the Chamber. She said Councilmember Hamilton plans to attend their upcoming meeting to discuss the Orton Junction proposal with Chamber members. She said the Chamber's awards banquet is coming up and encouraged the submittal of nominations online at www.BonneyLake.com.

C. Correspondence: None.**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, including the resignation of Assistant Planner Dan Buhl. The committee reviewed its minutes and the proposed extension of the City Administrator's employment agreement. The committee discussed options to provide more information to all Councilmembers on City finances, and in the future all Councilmembers will receive the complete Vouchers listings in PDF format prior to the Voucher Review and Finance Committee meetings, for their information. He confirmed that the materials should be considered as drafts until the Finance Committee has completed its review. He said the Finance Committee also discussed electronic billing options for utility billing.

Deputy Mayor Swatman said staff are working to schedule a time for Dr. Elliott Eisenberg, Senior Economist with the National Association of Home Builders, to speak to the Council, tentatively on February 14th at 6:00 p.m. He said Dr. Eisenberg will provide his analysis of the economic impact of housing in Bonney Lake, Tacoma, and Pierce County. Councilmembers will have the opportunity to ask questions about the City's building fee structure and other issues.

- B. Community Development Committee: Councilmember McKibbin said the committee met on January 9th and the only item of business was the election of officers.
- C. Public Safety Committee: Councilmember Hamilton said the committee met on January 9th and elected its officers. He said he continues as chair on the committee, but would like to allow other committee members to chair meetings and take his place at Finance Committee meetings from time to time. He said the committee also discussed fireworks complaints from New Years Eve, and will likely discuss fireworks at an upcoming meeting. He encouraged interested citizens to come and speak to the committee.

Mayor Johnson said he heard very large fireworks from his house and suspected that some of them were illegal. He asked whether there is a police task force to stop illegal fireworks. Interim Police Chief Powers said the ATF has a task force that normally operates around Independence Day only. She said the Bonney Lake Police Department would have to look at the city's code and options to increase enforcement.

D. Other Reports:

Pierce Transit Boundary Review Board: Councilmember Hamilton said he attended the Pierce Transit Boundary Review Board meeting on December 16th in place of Mayor Johnson. The group discussed which areas wanted to remain in the transit benefit area and which wanted to be drawn out of the area. Pierce Transit presented a map of proposed service area reductions, which was similar to the election results for the recent transit tax proposal. He said the City of Dupont asked to be drawn out of the taxing area. He said the Board will meet again on January 20th at 9:00 a.m. in Lakewood and continue the process. He said if the boundaries are redrawn, some cities would no longer be in a transit district.

Mayor Johnson said Pierce Transit is pushing this process to move forward on a fast track. He said he has heard that the City of Sumner may also ask to be drawn out of the transit area. He said his main concern is that the cities of Sumner and Bonney Lake can keep Route 496 between the Sumner Sounder Station and the Bonney Lake Park & Ride. He said this is a Sound Transit route, but the operations are contracted to Pierce Transit. He said Pierce Transit may lose more tax than it expects if additional cities request to be taken out of the benefit area. Mayor Johnson thanked Councilmember Hamilton for attending the meeting.

Community Updates: Councilmember Lewis said he attended the Sumner-Bonney Lake Communities for Families meeting on January 5th. Tim Tallon from the Sumner Food Bank gave a presentation about their service levels. He said a record number of families were served last year and they anticipate a 12% increase during 2012. Councilmember Lewis said the CFF Community Summit will be on March 15th at Calvary Community Church. He said the group also heard a presentation on drug free communities.

Councilmember Lewis said Bonney Lake High School SADD is holding a potluck dinner on January 25th at 6:00 p.m. at the Prairie Ridge Recreation Center. Bonney Lake High School is presenting the musical 'Annie' on March 9th through March 11th, and 20% of all proceeds will go to the Sumner and Bonney Lake food banks. Councilmember Lewis said the CFF group also discussed the 'Beyond the Borders' transportation program, which coordinates a network of volunteers and churches to provides rides for the elderly to medical appointments.

IV. **CONSENT AGENDA:**

- A. **Approval of Corrected Minutes:** December 6, 2011 Council Workshop and December 13, 2011 Council Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #62526 thru 62631 (Including Wire Transfer #'s 11112011, 12052011) in the amount of \$786,443.66; Accounts Payable checks/vouchers #62632 in the amount of \$680.19 for a Utility refund; Accounts Payable wire transfer #20111117 in

the amount of \$25,739.46, Accounts Payable checks/vouchers #62633 thru 62683 (including wire transfer #8514490) in the amount of \$475,603.09, Accounts Payable checks/vouchers #62684 for a Utility refund, Accounts Payable wire transfer #20111216 in the amount of \$19,357.93, Accounts Payable checks/vouchers #62685 thru 62714 (including wire transfer #20111215) in the amount of \$261,044.63, Accounts Payable checks/vouchers #62715 in the amount of \$132.00 for an accounts receivable deposit refund, Accounts Payable checks/vouchers #62716 thru 62736 in the amount of \$3,550.35 for Utility refunds, Accounts Payable checks/vouchers #62737 in the amount of \$278.22 for a Utility overpayment refund, Accounts Payable checks/vouchers #62738 thru 62753 in the amount of \$28,326.24, Accounts Payable checks/vouchers #62754 thru 62755 for Accounts Receivable deposit refunds in the amount of \$10,710.06 for a grand total of \$1,611,931.08.

VOIDED CHECKS:

60745 – Lost or misplaced, still outstanding. Replaced with check number 62588.

61915 – Lost or misplaced, still outstanding. Replaced with check number 62661.

62628 – Written for wrong amount. Replace with check number 62714.

61977 – Duplicate payment.

- C. **Approval of Payroll:** Payroll for December 1– 15th, 2011 for checks 30165-30189 including Direct Deposits and Electronic Transfers in the amount of \$403,900.95. Payroll for December 16th-31st for checks 30190-30215 including Direct Deposits and Electronic Transfers in the amount of \$645,005.11.

Councilmember Lewis moved to approve the Consent Agenda. Deputy Mayor Swatman seconded the motion.

Consent Agenda approved 7 – 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT ISSUES:

- A. **AB12-04 – Resolution 2176** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Water Developer Extension Agreement With Thomas M. Witte For The Olympic View Estates Long Plat.

Councilmember Lewis moved to approve Resolution 2176. Councilmember Rackley seconded the motion.

Councilmember Rackley said the item was previously discussed at the January 3rd Council Workshop.

Resolution 2176 approved 7 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES:

- A. **AB12-05** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing the Mayor To Sign A Non-Binding Memorandum Of Understanding With The Greater Bonney Lake Veterans Memorial Committee For The Construction Of A Veterans Memorial.

Councilmember Rackley moved to approve motion AB12-05. Councilmember Hamilton seconded the motion.

Mayor Johnson said this has been in discussion for some time, and he is glad it has come forward. He said he hopes GBLVMC President David Colbeth and Public Works Director Dan Grigsby will continue working together on this project. Councilmember Hamilton thanked the Mayor and staff for their work on this project, which moves the City closer to having a full-fledged memorial.

Motion AB12-05 approved 7 – 0.

IX. CLOSED SESSION:

Pursuant to RCW 42.30.140(4)(a), the Council adjourned to a Closed Session with the City Attorney at 7:48 p.m. for 30 minutes to discuss labor negotiations. The Council returned to chambers at 8:19 p.m. No action was taken.

X. ADJOURNMENT:

At 8:19 p.m., Councilmember Rackley moved to adjourn the Council Meeting. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to Council at the January 10, 2012 Meeting: *None*.

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

Department/Staff Contact: PW / John Woodcock	Meeting/Workshop Date: 24 January 2012	Agenda Bill Number: AB12-07
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2177	Councilmember Sponsor: Randy McKibbin

Agenda Subject: Authorize Schedule 74 Design Agreement for SR 410 – Main Street Intersection Improvements with PSE

Full Title/Motion: A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Authorize The Schedule 74 Design Agreement For Sr 410 – Main Street Intersection Improvements With PSE.

Administrative Recommendation:

Background Summary: The City Council approved Ordinance 1283 on September 23, 2008 that required that all distribution utilities be placed underground, the SR 410 - Main Street Intersection Improvement project currently under design will meet the intent of Ordinance 1283 requiring the distribution utilities to be placed underground.
Attachments: Resolution; PSE Cost Estimate; Map

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
\$355,400	\$79,186	\$19,600	\$59,586
Budget Explanation: 301.050.032.595.10.63.01 Design - Main St / SR 410 Intersection Franciscan Medical Health Center Share: \$1,000,000 & Available TIF			

COMMITTEE, BOARD & COMMISSION REVIEW											
Council Committee Review:	Community Development Date: 17 January 2012	<i>Approvals:</i> Chair/Councilmember Randy McKibbin Councilmember James Rackley Councilmember Katrina Minton-Davis	<table style="width: 100%; border: none;"> <tr> <td style="text-align: right; padding-right: 5px;">Yes</td> <td style="text-align: left; padding-left: 5px;">No</td> </tr> <tr> <td style="text-align: right; padding-right: 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: left; padding-left: 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right; padding-right: 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: left; padding-left: 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right; padding-right: 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: left; padding-left: 5px;"><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"/>
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Forward to:		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: <i>Dan Grigsy</i>	Mayor: <i>Neil Johnson Jr.</i>	Date Reviewed by City Attorney: (if applicable):

RESOLUTION NO. 2177

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, APPROVING THE SCHEDULE 74 COST SHARE AGREEMENT BETWEEN PUGET SOUND ENERGY AND THE CITY OF BONNEY LAKE TO DESIGN THE UNDERGROUND PUGET SOUND ENERGY UTILITIES WITHIN THE MAIN STREET AND SR410 INTERSECTION IMPROVEMENTS PROJECT LIMITS.

WHEREAS, the City Council approved Ordinance 1283 on September 23, 2008 that required that all distribution utilities be placed underground; and

WHEREAS, the City Council approved the design contract for the Main Street and SR 410 Intersection Improvements Project by Resolution 2162 on October, 25, 2011; and

NOW, THEREFORE, BE IT RESOLVED that the City of Bonney Lake Council does hereby authorize the Mayor to approve the payment of \$19,600 to Puget Sound Energy for the design of the conversion process from aerial to underground per the Schedule 74 agreement.

PASSED and adopted by the City Council this 24th day of January 2012.

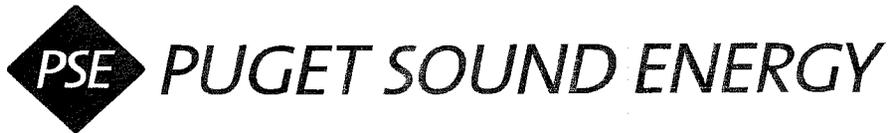
Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney



Date: 12/28/2011

Project Title: SR-410 and Main St Conversion

Project Description: : Convert the existing overhead distribution system along SR-410 at the intersection of Main St approximately 60' west, 335' east, 285' north and 235' south.

Rate Schedule: 74

Project Manager / Phone #: Bill Thwing 253-606-7432

Project Engineer / Phone #: Vince Rabon 253-395-7131

Municipal Liaison Mgr / Phone #: Jeff Payne 253-476-6267

Project #: 101075219

Revision #: #1

Revision Date: 1/12/2010

Design Costs Estimate Summary^{1,2}

	100% Government Entity Reimbursable Costs						100% PSE Costs Estimate	Design Costs Totals Estimate
	Shared Costs ³	Private Conversion	Gov Req Upgrade	Temporary Services	Prior Conv/Reloc Within 5 Years	Total 100% GE Reimbursable Costs		
	Estimate	Estimate	Estimate	Estimate	Estimate	Estimate		
Design & Engineering								
Labor	\$ 800	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 800
Material	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Equipment	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Service Provider Outside Services	\$ 14,200	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,400	\$ 15,600
Overhead	\$ 2,900	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 300	\$ 3,200
Design Costs Totals	\$ 17,900	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 1,700	\$ 19,600

Notes:

¹ Estimate of Company design work costs prepared in accordance with Section 3 of Schedule 74 Design Agreement

² All amounts shown in this estimate are rounded up to the next \$100

³ Shared Costs are allocated 40% to the Government Entity and 60% to the Company if the Conversion Project is completed

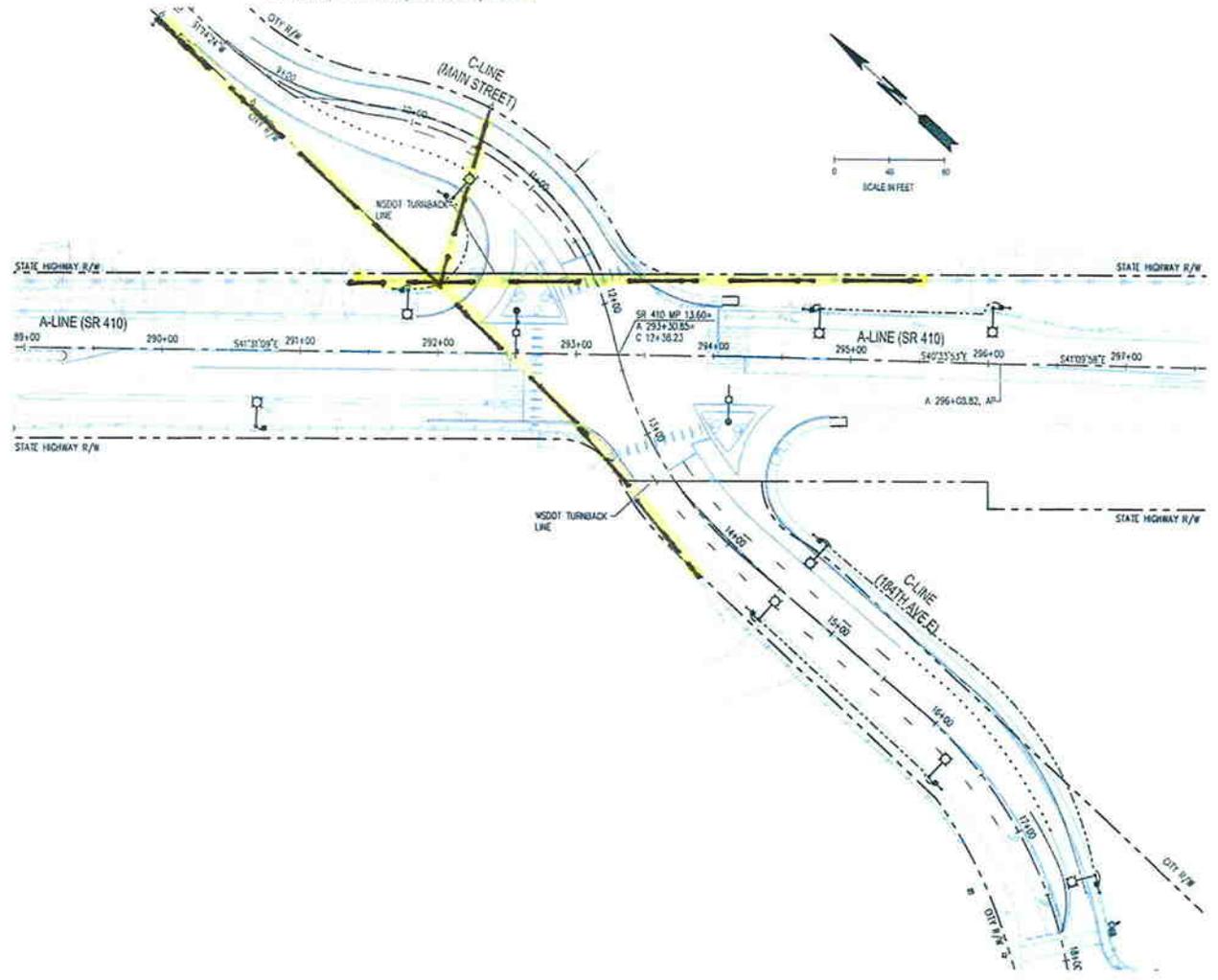
Estimated Amount Due At Completion of Design Work	\$ 19,600
--	------------------

T. 19N., T. 20N., R. 5 E., W.M.

LEGEND

NEW/RELOCATED	TYPE 1 JUNCTION BOX, J-4010-00
CONDUIT	
LIGHT STANDARD	
WIRE NOTE	
CONSTRUCTION NOTE	

Underground trenches



ALL RIGHTS RESERVED. THIS DRAWING IS THE PROPERTY OF SHEA-CARR-JEWELL ENGINEERS AND ARCHITECTS, INC. NO PART OF THIS DRAWING IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, WITHOUT PERMISSION IN WRITING FROM SHEA-CARR-JEWELL ENGINEERS AND ARCHITECTS, INC.

PRELIMINARY	DESIGNED BY E. JOHNSON	DATE 6/04/08		SHEA-CARR-JEWELL ENGINEERING AND PLANNING SERVICES 3392 FARRAGUT DRIVE SW, BLDG. 11, OLYMPIA, WASHINGTON 98507 P. 360.352.2455 F. 360.352.1500 WWW.SHEACARRJEWELL.COM	PROJECT TITLE SR410/184TH AVE E CORRIDOR / INTERSECTION IMPROVEMENTS	SHEET NO. SR 410 SKY ISLAND DRIVE E INTERSECTION IMPROVEMENTS MP 13.60	DRAWING NO. IL-1
	CHECKED BY S. STEWART	DRAWN BY I. SAYNER					

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

Department/Staff Contact: PW / John Woodcock	Meeting/Workshop Date: 24 January 2012	Agenda Bill Number: AB12-08
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2175	Councilmember Sponsor: Randy McKibbin

Agenda Subject: Authorize an amendment to the contract with Shea, Carr, & Jewell for the design effort of the Main Street and SR 410 Intersection Improvements Project.

Full Title/Motion: A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Authorize An Amendment To The Contract With Shea, Carr, & Jewell For The Design Effort Of The Main Street And Sr 410 Intersection Improvements Project.

Administrative Recommendation:

Background Summary: The City Council approved Ordinance 1283 on September 23, 2008 that required that all distribution utilities be placed underground, the SR 410 - Main Street Intersection Improvement Project currently under design will meet the intent of Ordinance 1283 requiring the distribution utilities to be placed underground. Coordinating design and team meeting efforts with the utility companies will increase the scope of the original design contract previously approved.
Attachments: Resolution; Amendment to the Shea, Carr & Jewell Design Agreement; Map

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
\$355,400	\$59,586	\$19,984	39,602
Budget Explanation: 301.050.032.595.10.63.01 Design - Main St / SR 410 Intersection Improvements Franciscan Medical Health Center Share: \$1,000,000 & Available TIF			

COMMITTEE, BOARD & COMMISSION REVIEW											
Council Committee Review:	Community Development Date: 17 January 2012	<i>Approvals:</i> Chair/Councilmember Randy McKibbin Councilmember James Rackley Councilmember Katrina Minton-Davis	<table style="width: 100%; border: none;"> <tr> <td style="padding: 0 5px;">Yes</td> <td style="padding: 0 5px;">No</td> </tr> <tr> <td style="text-align: center; padding: 0 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: center; padding: 0 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center; padding: 0 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: center; padding: 0 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center; padding: 0 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: center; padding: 0 5px;"><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:	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: Dan Grigsby	Mayor: Neil Johnson Jr.	Date Reviewed by City Attorney: (if applicable):

RESOLUTION NO. 2175

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH SHEA, CARR & JEWEL INC FOR THE DESIGN EFFORT OF THE MAIN STREET AND SR 410 INTERSECTION IMPROVEMENTS AND THE PEDESTRIAN PATHWAY FROM MAIN STREET TO 192ND AVENUE.

Whereas, the City Council approved the design contract for the Main Street and SR 410 Intersection Improvements Project by Resolution 2162 on October, 25, 2011; and

Whereas, the City Council approved Ordinance 1283 on September 23, 2008 that required that all distribution utilities be placed underground; and

Whereas, the City Council approved Resolution 2177 approving the Schedule 74 cost share agreement between Puget Sound Energy and the City of Bonney Lake to design the undergrounding of the utilities within the Main Street Intersection Improvements project limits; and

Now therefore, be it resolved; that the City Council of the City of Bonney Lake, Washington, does hereby authorize the Mayor to sign the attached amendment to the original agreement with Shea, Carr & Jewel Inc. in the amount of \$19,984.00 to address design and coordination efforts with all utilities that will be buried within the project limits.

PASSED by the City Council this 24th day of January, 2012.

Neil Johnson Jr., Mayor

ATTEST:

Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

EXHIBIT A

SCOPE OF WORK

**SR 410 – Main Street to Angeline Road
Bonney Lake, WA**

Utility Underground Conversion Amendment No-1

Prepared for: John Woodcock, PE, City Engineer
City of Bonney Lake

Prepared By: Perry Shea, PE, Principal
Scott Sawyer, PE, Senior Project Manager

Date prepared: January 11, 2012

Overview

In October 2011, Shea Carr Jewell (SCJ) contracted with the City of Bonney Lake (City) to prepare final PS&E documents for the SR 410 at Main Street to Angeline Road Improvements. Recently, the City has made the decision to execute a Schedule 74 agreement with Puget Sound Energy to underground the overhead utilities within the limits of the project.

The following scope of work is an amendment to the original PS&E contract to coordinate the undergrounding effort and prepare undergrounding coordination plans on the SR 410 at Main Street to Angeline Road project.

Phase 10 Undergrounding Coordination

Task 1 Undergrounding Coordination Meetings

- 1) Coordination Meetings: Attend up to four (4) meetings with the City, SCJ, Puget Sound Energy, Comcast, Century Link and IntoLight to coordinate the design of the utility undergrounding.

- 2) Email & Telephone Communication: Coordinate elements of the undergrounding design with the private utility companies in between coordination meetings via Email & Telephone.

Task 2 Undergrounding Plans

- 1) Undergrounding Plans : Prepare the following Underground Utility Conversion Plans:
 - General Undergrounding Notes and Legend Sheet (1 Sheet)
 - Undergrounding Utility Conversion Plans (2 sheets)
 - Undergrounding Details and Trench Sections (2 sheets)

Phase 10 Understanding

- All team meeting will be held at the City of Bonney Lake Annex.
- Design of undergrounding will be prepared by the Utility Providers and provided to SCJ in AutoCAD format.
- Undergrounding Conversion plans will consist of a compilation of design drawings from Utility Providers. Plans will identify location of trenches and vault excavation to be completed by the City's contractor.
- Details of vaults, handholes, j-boxes, etc will be provided to SCJ by the Utility Providers and included in the Undergrounding Details to allow the City's contractor to accurately estimate the excavation required for each.
- Undergrounding Profiles are not included.

Phase 10 Deliverables

- Design Meeting Minutes
- Underground Conversion Plans

END OF AMENDMENT

N:\Projects\610 City of Bonney Lake\0610.10 SR 410 - Main Street to Angeline Road\Proposal\Undergrounding Amendment\2012-0111_ Undergrounding Amendment.doc

EXHIBIT B

Labor Hour Estimate

Shea, Carr & Jewell, Inc.

Client: City of Bonney Lake

Project: SR 410 - Main Street to Angeline Road

Job #: 610.10

File #: 2012-0111_Underground Conversion - Amendment 1

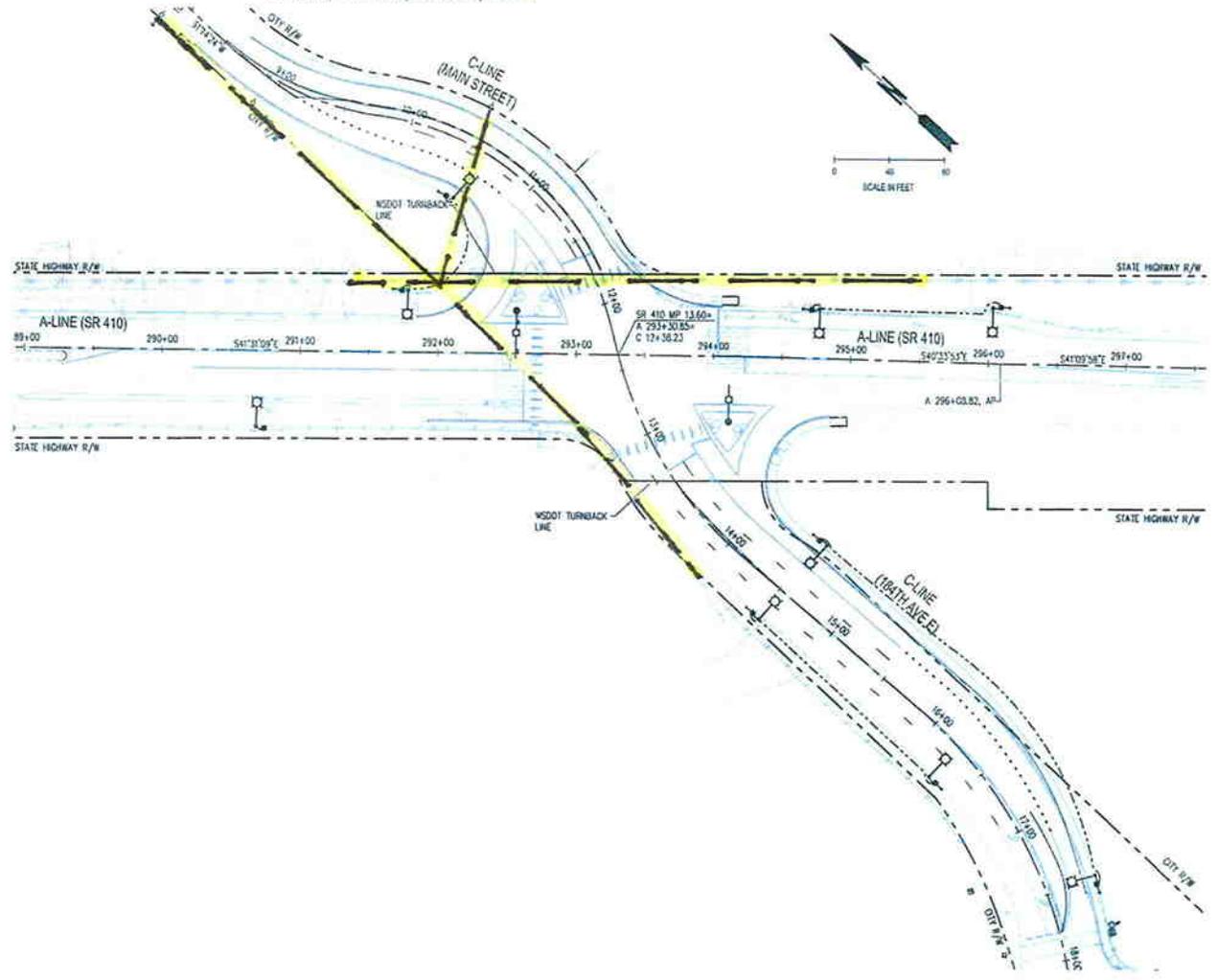
<i>Task No.</i>	<i>Task Description</i>	<i>Principal Engineer</i>	<i>Principal Planner</i>	<i>Senior Project Manager</i>	<i>Project Engineer II</i>	<i>Senior Eng. Tech</i>	<i>Senior Planner</i>	<i>Project Coord II</i>	<i>Total Hours</i>
Phase 10 - Undergrounding Coordination									
<i>Task 1 - Underground Coordination Meeting</i>									
1	Coordination Meetings			16.0	16.0			4.0	36.0
2	Email & Telephone Communications			8.0	8.0				16.0
<i>Task 2 -Undergrounding Plans</i>									
1	General Undergrounding Notes and Details			2.0	4.0	12.0			18.0
2	Undergrounding Conversion Plans			4.0	12.0	24.0			40.0
3	Undergrounding Conversion Details			4.0	12.0	24.0			40.0
	Phase 10 Total Hours:			34.0	52.0	60.0		4.0	150.0
	Billing Rate by category:	\$203.00	\$190.00	\$190.00	\$132.00	\$105.00	\$100.00	\$90.00	
	Total Phase Cost by Category:			\$6,460.00	\$6,864.00	\$6,300.00		\$360.00	\$19,984.00

T. 19N., T. 20N., R. 5 E., W.M.

LEGEND

NEW/RELOCATED	TYPE 1 JUNCTION BOX, J-4010-00
CONDUIT	CONDUIT
LIGHT STANDARD	LIGHT STANDARD
WIRE NOTE	WIRE NOTE
CONSTRUCTION NOTE	CONSTRUCTION NOTE

Underground trenches



ALL RIGHTS RESERVED. THIS DRAWING IS THE PROPERTY OF SHEA-CARR-JEWELL AND IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREON. ANY REUSE OR MODIFICATION OF THIS DRAWING WITHOUT THE WRITTEN CONSENT OF SHEA-CARR-JEWELL IS STRICTLY PROHIBITED.

PRELIMINARY	DESIGNED BY E. JOHNSON	DATE 6/04/08		SHEA-CARR-JEWELL ENGINEERING AND PLANNING SERVICES 3392 FARRAGUT DRIVE SW, BLDG. 11, OLYMPIA, WASHINGTON 98507 P. 360.352.2455 F. 360.352.1500 WWW.SHEACARRJEWELL.COM	PROJECT TITLE SR410/184TH AVE E CORRIDOR / INTERSECTION IMPROVEMENTS	SHEET NO. SR 410 SKY ISLAND DRIVE E INTERSECTION IMPROVEMENTS MP 13.60	PROJECT NO. IL-1
	CHECKED BY S. STEWART	DRAWN BY I. SAYNER					

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

Department/Staff Contact: PW / Douglas Budzynski	Meeting/Workshop Date: 24 January 2012	Agenda Bill Number: AB12-11
Agenda Item Type: Resolution	Ordinance/Resolution Number: 2180	Councilmember Sponsor: Randy McKibbin

Agenda Subject: Professional Service Agreement with Parametrix for Design and Programming of the SCADA System to Complete the Communication Between the New Prairie Ridge Pump Station and the Public Works Central Supervisory Control and Data Acquisition System (SCADA) Computer.

Full Title/Motion: A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Parametrix For Design And Programming Of The Scada System To Complete The Communication Between The New Prairie Ridge Pump Station And The Public Works Central Scada Computer.

Administrative Recommendation:

Background Summary: In August of 2011, the City opened bids for the construction of the Prairie Ridge Booster Pump Station and awarded the contract to Waunch Construction and Trucking Inc. The construction is underway and is scheduled to be completed by late summer of 2012. Staff has identified the need to complete the communications between the Prairie Ridge Booster Pump Station and the Public Works central Supervisory Control And Data Acquisition System (SCADA) computer and has asked Parametrix to provide a SOW to complete the communications.

Attachments: Resolution 2180, Professional Service Agreement, Area map

BUDGET INFORMATION			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
\$300,000.00	\$276,430.60	\$28,333.50	\$248,097.10
Budget Explanation: 401.049.034.594.34.63.04 - Tacoma Water Dept. Intertie (title adopted in budget) - \$300,000			

COMMITTEE, BOARD & COMMISSION REVIEW			
Council Committee Review:	Community Development Date: January 17, 2012	Approvals: Chair/Councilmember Randy McKibbin Councilmember James Rackley Councilmember Katrina Minton-Davis	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:	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): January 24, 2012	Tabled to Date:

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

RESOLUTION NO. 2180

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING A CONTRACT WITH PARAMATRIX ENGINEERING FOR THE DESIGN AND PROGRAMMING EFFORT OF COMMUNICATIONS BETWEEN THE PRAIRIE RIDGE BOOSTER PUMP STATION AND THE PUBLIC WORKS CENTRAL SCADA COMPUTER.

WHEREAS, The City advertised the construction of the Prairie Ridge Booster Pump Station, opened bids on August 31, 2011, and awarded the contract to Waunch Construction and Trucking Inc.; and

WHEREAS, The City Council adopted the Tacoma Public Utilities Intertie Project in the Water CIP budget as part of the 2012 budget; and

WHEREAS, The City has identified the need to complete the communications between the Prairie Ridge Booster Pump Station and the Public Works central SCADA computer; and

NOW, THEREFORE, BE IT RESOLVED that the City of Bonney Lake Council does hereby authorize the Mayor to sign the attached contract with Paramatrix, Inc. in the amount of \$28,333.50 which includes tax.

PASSED by the City Council this 24th day of January, 2012.

Neil Johnson, Jr., Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

PROFESSIONAL SERVICES AGREEMENT

THIS PROFESSIONAL SERVICES AGREEMENT ("Agreement") is made and entered into this _____ day of _____, 2011, by and between the City of Bonney Lake (" City") and _____ (" Consultant").

The parties hereby agree as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

12. **Indemnification / Hold Harmless**

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

Insurance

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

A. Minimum Scope of Insurance

Consultant shall obtain insurance of the types described below:

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

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

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

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

B. Minimum Amounts of Insurance

Consultant shall maintain the following insurance limits:

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

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

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

C. Other Insurance Provisions

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

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

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

D. Acceptability of Insurers

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

E. Verification of Coverage

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

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

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

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

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

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

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

CITY OF BONNEY LAKE

CONSULTANT

By: _____
Neil Johnson Jr., Mayor

By: _____

OK
JNJ
12/20/11

Attachments:

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

SCOPE OF WORK

City of Bonney Lake SCADA Services

PHASE 01 – PRAIRIE RIDGE BOOSTER PUMP STATION

The City of Bonney Lake is adding a booster station to pump water from the City of Tacoma's Pipeline 1 to the Bonney Lake Ponderosa Reservoir via the 800 pressure zone. The pump station will have two 50-hp variable speed pumps with space to add two additional variable speed pumps in the future. The City of Bonney Lake (City) has contracted the pump station construction. The entire electrical and controls of the pump station, including PLC programming, is included in the construction contract.

Parametrix has been requested to provide programming and commissioning assistance for the City's central SCADA system. Parametrix will coordinate their work with the construction contractor. PLC programming and commissioning work at the booster pump station (BPS) will be completed by the contractor's system integrator.

The City has also requested that Parametrix provide design modification to the original BPS control panel communications system to replace the originally designed leased line modem system. The City has requested that a Virtual Private Network (VPN) Internet connection be provided for communications between the booster pump station and the City's central SCADA system. A DSL modem, with firewall, will be added at the booster pump station and a DSL connection, with firewall, will be installed at the City's central SCADA system to provide secure communications. The City has requested the new communication design take into account a possible future modification to communicate with the Peaking Reservoir using 900 MHz ISM band telemetry radios.

Measurable Objectives

Parametrix will provide the following for the new Prairie Ridge Booster Pump Station:

- PLC programming and commissioning services for the City of Bonney Lake's central SCADA system.
- Supply and configure two firewalls for VPN service between the Prairie Ridge Booster Pump Station and the City's central SCADA computer. The firewalls will be connected to the City's DSL service.

Scope

The following work items will be provided by Parametrix:

- Task 101 Project Management:
 - One meeting with the City, the City's engineer, and the City's contractor to finalize the planned control strategy for the booster pump station.
 - Project management, quality assurance, and quality control.
 - Purchasing of firewalls.
- Task 102 Design:
 - Design to change communications between the Prairie Ridge BPS and the City's central SCADA system from leased line telephone communication to DSL Internet communication using VPN. Design will allow for future communications using a radio telemetry system.

- Task 103 Specifications: Not applicable to this scope.
- Task 104 Programming:
 - Coordination of SCADA communication with the Prairie Ridge BPS system integrator.
 - Add the Prairie Ridge BPS to the City's central SCADA system.
 - Add the Prairie Ridge BPS to two Reservoir Call screens.
 - Create a new graphics-based SCADA screen similar to the example SCADA screen shown in Figure 1 (located at the end of the scope). The following will be displayed:
 - Analog signals for:
 - ✧ Discharge flow.
 - ✧ Suction pressure.
 - ✧ Discharge pressure.
 - ✧ Four (Pumps P1, P2, P3, and P4) speed indicators (P3 and P4 future).
 - ✧ Four (Pumps P1, P2, P3, and P4) speed references (P3 and P4 future).
 - Discrete signals for:
 - ✧ Five generator status/alarms.
 - ✧ Four ATS alarms/indicators.
 - ✧ Twenty VFD (P1, P2, P3, and P4) status/control alarms (P3 and P4 future).
 - ✧ Pressure relief valve open.
 - ✧ Pump room flood.
 - ✧ Discharge flow meter vault flooded.
 - ✧ Pump room smoke detection.
 - ✧ Waste manhole high level.
 - ✧ Four (input, status, control, and horn) station intrusion.
 - Numeric values to be displayed (all numeric values accumulated in the BPS PLC):
 - ✧ Four (Pumps P1, P2, P3, and P4) run hours indicators (P3 and P4 future).
 - ✧ Today's flow station total.
 - ✧ Yesterday's flow station total.
 - The following dial-out alarms will be created:
 - ✧ VFD/pump failure.
 - ✧ Generator failure.
 - ✧ High discharge pressure.
 - ✧ Low discharge pressure.
 - ✧ High suction pressure.
 - ✧ Low suction pressure.

- ◇ ATS failure.
 - ◇ Phase failure.
 - Configuration of two firewalls for VPN communications between the Prairie Ridge BPS and the City's central SCADA system.
- Task 105 – Startup:
 - VPN communications link between the Prairie Ridge BPS and the City's central SCADA system.
 - End-to-end testing of the central SCADA PLC and Wonderware configuration.
 - Operator training.

Schedule

Completion date is subject to completion and commissioning of the pump station by the City's contractor.

Budget

See attached budget spreadsheet.

Assumptions

- Programming of the Prairie Ridge Booster Pump Station PLC will be completed by the contractor's system integrator.
- Parametrix will work in concert with the Prairie Ridge BPS contractor during end-to-end testing of the signals to test and commission the additions and modifications to the central SCADA system. The Prairie Ridge BPS contractor will be responsible for all commission work at the Prairie Ridge BPS, and Parametrix will be responsible for all work at the central SCADA system.
- System end-to-end testing will be completed in a single 8-hour day.
- Communications coordination with the City of Tacoma's SCADA system will be completed by the City of Bonney Lake's contractor.
- Parametrix will purchase and supply the City of Bonney Lake with two WatchGuard firewalls.
- The City of Bonney Lake will be responsible for arranging for and overseeing installation of the DSL service at both the Prairie Ridge BPS and at the City's maintenance building.

Deliverables

- One communications drawing of the modifications to the Prairie Ridge Booster Pump Station control panel and adding the communications equipment at the City's central SCADA system.
- Central SCADA system modifications:
 - Modifications to the City's central SCADA PLC to add the Prairie Ridge Booster Pump Station.
 - One new Wonderware screen for the Prairie Ridge BPS.
 - New SCADA alarm voice files for Prairie Ridge BPS alarms.
 - Modifications to the City's central SCADA system for the pump call system.
- Provide a 1-hour operator training session on the new screen and alarms.
- Two WatchGuard firewalls programmed for VPN operation.

BOOSTER STATION

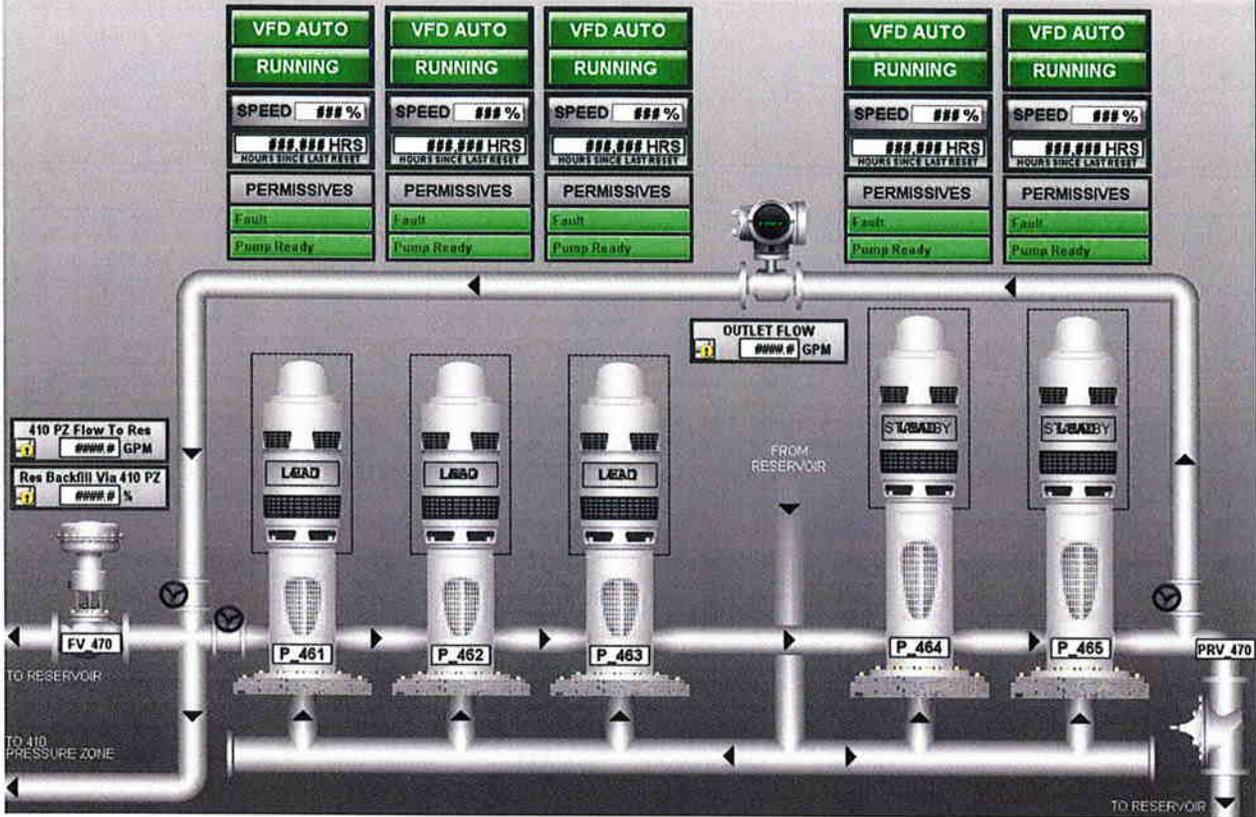


Figure 1 – Graphics-Based SCADA Screen Example

Client: City of Bonney Lake
 Project: Bonney Lake-SCADA Services
 Phase 01, Prairie Ridge Booster Pump Station

Prairie Ridge Booster Pump Station

Howard R. Woodward	Glen E. Barcus	Rodney J. Guyette	Denise D. Peterson	David Roberts	Linda K. Edwards	Christy Pope	Cheri A. Pessemier
Sr Engineer	Designer IV	Sr Designer	Designer II	Division Manager	Word Processing Specialist	Project Coordination Supervisor	Project Accountant
\$180.00	\$145.00	\$150.00	\$105.00	\$190.00	\$90.00	\$100.00	\$80.00

Burdened Rates:

Phase	Task	Description	Labor Dollars	Labor Hours								
01		Prairie Ridge Booster Pump Station										
	101	Project Mgmt-Meetings-QC/QA	\$4,685.00	33	12	7	2		1	2	6	3
	102	Design	\$2,650.00	18	8	4		6				
	103	Specifications (none)	\$0.00									
	104	Programming	\$12,780.00	87	7	78		2				
	105	Startup	\$5,830.00	39	5	34						
	106	Expenses	(see below)	0								
Labor Totals:			\$25,945.00	177	32	123	2	8	1	2	6	3
					\$5,760.00	\$17,835.00	\$300.00	\$840.00	\$190.00	\$180.00	\$600.00	\$240.00

DIRECT EXPENSES:

Description	Amount
B & W 8.5 x 11	\$12.00
B & W 11 x 17	\$12.00
Color 11 x 17	\$6.00
Color 8.5 x 11	\$3.00
Mileage	\$55.50
Equipment-Firewall	\$2,300.00
Expense Total:	\$2,388.50

Project Total: \$28,333.50

EXHIBIT B: RATES

PRAIRIE RIDGE BOOSTER PUMP STATION
AND WHOLESALE INTERTIE

VICINITY MAP

Public Works
Yard, (Central Computer)

