

CITY COUNCIL MEETING

March 24, 2009
7:00 P.M.

MINUTES



"Where Dreams Can Soar"

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

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

Audio Time
Stamp ↓

I. **CALL TO ORDER** – Mayor Neil Johnson 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: [A 1.3]

City Clerk Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Dave King and Councilmember Jim Rackley.

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

C. Announcements, Appointments and Presentations: [A 3.6.9]

1. Announcements:

Mayor Johnson announced that the City was awarded with a 'Well City Award' for the second year in a row. He congratulated Human Resources Officer Jenna Young and the staff on the Wellness Committee for their great work.

The Mayor also announced that Maintenance Worker H.D. Messinger received his arborist certification recently.

2. Appointments: None.

3. Presentations:

a. **Proclamation in Support of the 2010 Federal Census.**

Mayor Johnson read the proclamation aloud. City Administrator Morrison noted that census workers will be going door to door in town during the first week in April.

D. Agenda Modifications:

Councilmember King said an issue was discussed during the Finance Committee meeting that will be addressed in an executive session at the end of the Council Meeting. He said a possible action item may come out of the executive session.

Councilmember King moved to allow for an action item to be placed on the agenda after the Executive Session if necessary. Councilmember Decker seconded the motion.

Motion approved 7 – 0.

7:06:20

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

- A. Public Hearings: None. [A 3.6.12]
- B. Citizen Comments: [A 1.5]

Andy Gomen, 19006 Bonney Lake Blvd., Bonney Lake, said he has lived in Bonney Lake three years. He said he really likes the community and feels like this is where he wants to spend the rest of his life. His only concern is traffic congestion on 410 and growth in the area. He asked if the City has plans or is doing studies to keep it from becoming like Meridian Ave in Puyallup. Public Works Director Grigsby said the City is doing what it can. He listed various methods, including limiting access points along the highway, creating a double-left-turn lane at Old Sumner Buckley Hwy, adding traffic signals installing sidewalks, and WSDOT's plans to widen 410.

- C. Correspondence: None. [A 1.2]

7:09:06

III. COUNCIL COMMITTEE REPORTS: [A 3.6.4]

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening, and discussed personnel updates, third-party utility billing for multi-family units; low-flow appliance rebates; and options and issues regarding utility billing liens. He said H.D. Messinger's arborist certification saves money as the City will not have to contract out for all of those services.
- B. Community Development Committee: Councilmember Rackley said the committee met on March 16, 2009 and forwarded several items to the Consent Agenda.
- C. Public Safety Committee: Councilmember King said the committee has not met since the last Council Meeting. The next scheduled meeting is April 6, 2009.
- D. Other Reports:

Rainier Cable Commission

Councilmember Rackley attended the Rainier Cable Commission meeting on March 18, 2009 and heard various reports. He said the City of Bonney Lake's franchise agreement with Comcast has expired, and he provided the City Attorney with a draft renewal contract created with input from RCC member cities.

7:12:44

IV. CONSENT AGENDA: [A 3.6]

- A. **Approval of Corrected Minutes**: March 3, 2009 Council Workshop and March 10, 2009 Council Meeting.
- B. **Accounts Payable Checks/Vouchers**: Accounts Payable checks/vouchers #54796 thru #54845 (including wire transfer # 2262009) in the amount of \$686,845.11. Accounts Payable checks/vouchers #54846 in the amount of \$95.29 for utility

account refunds. Accounts Payable checks/vouchers #54847 thru 54852 in the amount of \$311.21 for utility account refunds. Accounts Payable checks/vouchers #54853 thru 54939 (including wire transfer # 4492468) in the amount of \$143,341.91.

- C. **Approval of Payroll:** Payroll for March 1-15th, 2009 for checks 28082-28111 including Direct Deposits and Electronic Transfers in the amount of: \$ 387,580.83.
- D. **AB09-27 – Resolution 1916** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Renewed Contract for Access to County GIS Systems with Pierce County for a Term of 5 Years Starting January 1st 2009 Ending on December 31st 2013.
- E. **AB09-28 – Resolution 1917** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Renewed Subscription Agreement for Digital Orthophotography with Pierce County in the Amount of a Yearly Maintenance Fee of \$7,500.00 Per Year for a Term of Three Years.
- F. ~~**AB09-39 – Resolution 1920** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing an Agreement with Bonney Lake Food Bank to Operate the Concession Stand at Allan Yorke Park for May 2009 until April 2010. Moved to Finance Committee Issues, Item A.~~
- G. **AB09-47 – Resolution 1925** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Construction Services Agreement with CTI Inc. to Remove Excess Dirt from the Future Public Works Maintenance Facility off of 96th Street East.
- H. **AB09-50 – Resolution 1926** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Professional Services Agreement with Stripe Rite, Inc. for the 2009 Street Striping Project.
- I. **AB09-52 – Resolution 1927** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Water Developer Extension Agreement with Lakeland East LLC for the Lakeland Planning Area 16 Developments.
- J. **AB09-53 – Resolution 1928** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Water Developer Extension Agreement with Lakeland East LLC for the Lakeland Planning Area 7 Development.
- K. **AB09-54 – Resolution 1930** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Water and Sewer Developer Extension Agreement with Mr. Bart Tracy for the Tracy Long Plat.

Deputy Mayor Swatman asked that Item F., Resolution 1920, be moved to Finance Committee Issues, Item A., for discussion.

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

**Consent Agenda approved
as modified 7 – 0.**

V. FINANCE COMMITTEE ISSUES:

- A. **AB09-39 – Resolution 1920** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing an Agreement with Bonney Lake Food Bank to Operate the Concession Stand at Allan Yorke Park for May 2009 until April 2010.

Deputy Mayor Swatman said the Finance Committee had requested additional information that is now available, regarding the City's cost to maintain the concession stand. He said the City pays about \$500 per year for utilities expenses (at about \$100 per month for five months each year). Deputy Mayor Swatman said the costs are well worth the investment to have a summer lunch program in the community.

Councilmember King agreed and noted that several items on the previously passed consent agenda also show how the City is saving money whenever possible. He noted the dirt removal contract and striping services bid in particular. He said the concession stand has been run effectively and benefits kids who need a free lunch option in the summer months.

Motion approved 7 – 0.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

7:17:39

VIII. FULL COUNCIL ISSUES:

- A. **AB09-38 – Ordinance 1313** – An Ordinance of the City of Bonney Lake, Pierce County, Washington, Amending Section 19.04.050 of the Bonney Lake Municipal Code Relating to the Annual Adjustment of Transportation Impact Fees.

Councilmember Rackley moved to approve Ordinance 1313. Councilmember Decker seconded the motion.

Kathey Fewins, 1302 Puyallup St. Sumner, spoke as a representative of Investco and thanked the City for working to attract investors to the community. She said any reductions in fees are appreciated and urged the Council to support the ordinance.

Councilmember Rackley said the Council is looking at other incentive options to include midtown in a sales tax rebate. Councilmember Hamilton said he would not support the proposed ordinance. He said the City's road infrastructure has been neglected and the Council should not target Traffic Impact Fees alone. He noted that Bonney Lake's system development charges (SDCs) for sewer and water are much higher than other cities in the area. He suggested the Council review options to reduce all fees and charges comprehensively. He said he did not feel that reducing

the TIF will make a difference for larger restaurant chains, and expressed concern that the Council is backing away from the TIF.

Mayor Johnson said he voted for Traffic Impact Fees in the past and does not want to eliminate them. He said the CCI adjustment for 2009 was very high and bids today are coming in far below engineer's estimates, so the rate is not realistic. He agreed that the City should continue to look for other ways to encourage businesses to locate in Bonney Lake.

Councilmembers Decker and Rackley spoke in support of the proposed ordinance. Councilmember Rackley said the City should not eliminate the TIF, but said the costs used to calculate the 2009 rate adjustment were based on \$200 per barrel oil and other costs that no longer exist. He said the next rate adjustment for 2010 will likely adjust the TIF rates back down. Deputy Mayor Swatman agreed with Councilmember Hamilton, and said the Council fought hard to implement a TIF for the City. He spoke in favor of an ordinance that targets specific types of businesses, rather than benefiting all types of businesses. He said this proposed ordinance is likely to pass with a majority vote, and he would not vote in favor of it.

**Motion approved 5 – 2.
Deputy Mayor Swatman
and Councilmember
Hamilton voted no.**

- B. **AB09-49 – Resolution 1929** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Adopting the Street Tree Master Plan as Complete.

Councilmember King moved to approve Resolution 1929. Councilmember Carter seconded the motion.

Councilmember King thanked staff, including H.D. Messinger and Gary Leaf, who have taken on additional projects like this one that benefit the City. Councilmember Rackley asked that the Street Tree plan be forwarded to the high school.

Motion approved 7 – 0.

IX. EXECUTIVE SESSION:

Pursuant to ~~RCW 42.30.110(1)(b)~~ and RCW 42.30.110(1)(i) the City Council adjourned to an Executive Session with the City Attorney at 7:35 p.m. to discuss current litigation for five minutes. He said the Council might take action after the Executive Session. The Meeting reconvened at 7:41 p.m. and the following item was added to the agenda as an action item:

- A. **AB09-58 – Resolution 1933** – A Resolution of the City of Bonney Lake, Pierce County, Washington, Authorizing a Settlement Agreement Between the City of Bonney Lake and Anne and Brian Barton in the Amount of \$5,000.

Councilmember Decker moved to approve Resolution 1933. Deputy Mayor Swatman seconded the motion.

Mayor Johnson thanked the City Attorney's office and WCIA for their work to bring this item to a conclusion.

Motion approved 7 – 0.

7:43:01

X. ADJOURNMENT:

At 7:43 p.m. Councilmember Decker moved to adjourn the meeting. Deputy Mayor Swatman seconded the motion.

Motion approved 7 – 0.



Harwood Edvalson, CMC
City Clerk



Neil Johnson
Mayor

No items were submitted to the Council Meeting of March 24, 2009.