

CITY COUNCIL MEETING

September 8, 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.

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Audio Time Stamp ↓

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 7:00 p.m.

A. Flag Salute – Boy Scout Troop #595 led the audience in the Pledge of Allegiance.

B. Roll Call:

City Clerk Harwood 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 and Councilmember Jim Rackley. Councilmembers Mark Hamilton and Dave King were absent.

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

Councilmember Rackley moved to excuse Councilmembers Hamilton and King from the Meeting. Councilmember Carter seconded the motion.

Motion approved 5 – 0.

C. Announcements, Appointments and Presentations:

1. Announcements: None.

2. Appointments: None.

3. Presentations:

a. **Proclamation** – Beautify Bonney Lake Day – September 19, 2009.

Mayor Johnson read the proclamation aloud and invited residents to take part in the event on September 19th. BBL board members Randy McKibbin and Fred Jacobsen accepted the proclamation.

D. Agenda Modifications:

Councilmember Carter asked that Consent Agenda item D., Ordinance D09-79 be moved to Full Council Issues for discussion. Councilmember Decker asked that all items on the Consent Agenda be moved to Full Council Issues as items A. through J.

7:04:25

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

B. Citizen Comments:

Winona Jacobsen, 9100 189th Ave Ct E, Bonney Lake, said the Historical Society and the City of Bonney Lake have worked together to erect 10 historic site markers, which will be dedicated at a ceremony on Saturday, September 12, 2009 at 11:00 a.m. at Allan Yorke Park. She invited all to attend and check out the markers, which are being installed this week. She said the Historical Society still has some 2010 calendars available for sale, but they expect to sell out soon.

Fred Jacobsen, 9100 189th Ave Ct E, Bonney Lake, said the calendars are available for anyone to purchase, including citizens. Councilmember Decker said the calendars are very nice and he hopes everyone purchases some.

C. Correspondence: None.

7:06:26

III. **COUNCIL COMMITTEE REPORTS:**

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening. Councilmember King was not in attendance. The committee reviewed the proposed Park Board ordinance (D09-79), grant applications for sidewalks on SR 410, an agreement with Qwest for 800 MHz communications circuits, and an agreement with NetVersant for fiber optic cable installation between City Hall and the Public Safety Building.
- B. Community Development Committee: Councilmember Rackley said the committee has not met since the last Council meeting.
- C. Public Safety Committee: Councilmember Carter said their meeting was rescheduled to September 14, 2009 due to the Labor Day holiday. She said the committee plans to discuss animal control, towing contracts, housing density and fire concerns, municipal code review, 800 MHz project updates, and a proclamation for Domestic Violence month in October. She said she has placed a stack of publications from Al-Anon regarding alcoholism at City Hall. The pamphlet includes information on area meetings and resources.
- D. Other Reports: None.

7:08:12

IV. **CONSENT AGENDA:**

- A. Approval of Minutes: August 18, 2009 Council Workshop and August 25, 2009 Council Meeting.
- B. Approval of Payroll: Payroll for August 1-15th, 2009 for checks 28409-28441 including Direct Deposits and Electronic Transfers in the amount of \$ 399,108.59; Payroll for August 16-31, 2009 for checks 28442-28478 including Direct Deposits and Electronic Transfers in the amount of \$ 562,416.94.
- C. Approval of Accounts Payable Checks/Vouchers: Accounts Payable checks/vouchers (wire transfer # 8172009) in the amount of \$381.11. Accounts

Payable checks/vouchers #56647 thru 56739 (including wire transfer #'s 190640, 3152009, 4921439, 5152009, 6152009, 7152009, 8152009 & 9042009) in the amount of \$752,253.94.

- D. ~~AB09-79—Ordinance D09-79—An Ordinance of the City Of Bonney Lake, Pierce County, Washington, Amending Chapter 12.12 of the Bonney Lake Municipal Code and the Corresponding Portions of Ordinance Nos. 1232, 1150, 1037, 1015, 826, 669, 661, and 454 Relating to Park Regulations.~~
- E. ~~AB09-123—Ordinance D09-123—An Ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington, Establishing Temporary Benefit Policies and/or Exceptions to Benefit Policies Due to the Current Recession and Accompanying Reductions in City Revenues.~~
- F. ~~AB09-134—Ordinance D09-134—An Ordinance of the City of Bonney Lake, Pierce County, Washington, Changing the Zoning Designation of Parcels 5640000230 and 5640000192 from Single Family Residential (R-1) to Medium Density Residential (R-2).~~
- G. ~~AB09-138—Resolution 1964—A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Awarding the City of Bonney Lake Interim Justice Center Project Contract to M.J. Takisaki, Inc.~~
- H. ~~AB09-132—A Motion of the Bonney Lake City Council Authorizing the City to Submit an Application for a Transportation Investment Generating Economic Recovery (TIGER) Grant from the United States Department of Transportation (USDOT) and for the City to Hold a Public Hearing on October 27, 2009 at 7:00 p.m.~~
- I. ~~AB09-133—A Motion of the Bonney Lake City Council Authorizing the Mayor to Sign the 2009-2011 Local Records Grant Program Application.~~
- J. ~~AB09-135—A Motion of the Bonney Lake City Council Authorizing Out-of-State Travel for Streets & Stormwater Crew Lead Brent Hoff to Attend Training in Eugene, Oregon.~~

All items from the Consent Agenda were moved to Full Council Issues, Items A. through J., for discussion during Agenda Modifications.

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

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

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

VIII. **FULL COUNCIL ISSUES:**

- A. **Approval of Minutes:** August 18, 2009 Council Workshop and August 25, 2009 Council Meeting.

7:08:15

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

Motion approved 5 – 0.

- B. **Approval of Payroll:** Payroll for August 1-15th, 2009 for checks 28409-28441 including Direct Deposits and Electronic Transfers in the amount of \$ 399,108.59; Payroll for August 16-31, 2009 for checks 28442-28478 including Direct Deposits and Electronic Transfers in the amount of \$ 562,416.94.

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

Motion approved 5 – 0.

- C. **Approval of Accounts Payable Checks/Vouchers:** Accounts Payable checks/vouchers (wire transfer # 8172009) in the amount of \$381.11. Accounts Payable checks/vouchers #56647 thru 56739 (including wire transfer #'s 190640, 3152009, 4921439, 5152009, 6152009, 7152009, 8152009 & 9042009) in the amount of \$752,253.94.

Councilmember Decker moved to approve the Accounts Payable Checks/Vouchers. Councilmember Carter seconded the motion.

Motion approved 5 – 0.

- D. **AB09-79 – Ordinance D09-79 – An Ordinance of the City Of Bonney Lake, Pierce County, Washington, Amending Chapter 12.12 of the Bonney Lake Municipal Code and the Corresponding Portions of Ordinance Nos. 1232, 1150, 1037, 1015, 826, 669, 661, and 454 Relating to Park Regulations.**

Councilmember Rackley moved to approve Ordinance D09-79. Deputy Mayor Swatman seconded the motion.

Councilmember Carter asked for a summary of the changes from the Park Board. Community Services Director Gary Leaf said most of the changes were simply clarifications on policies. Councilmember Carter said the proposed ordinance changes the monetary penalties for infractions in parks and refers to the Revised Code of Washington (RCW). She asked whether these changes would make enforcement more cumbersome for police officers to respond to violations. Director Leaf said these changes were suggested by the City Attorney's office to clarify the code, which references fees and portions of the RCWs in various sections. City Attorney Dionne suggested the item be tabled if the Council has more questions about enforcement and fees.

Councilmember Carter moved to table Ordinance D09-79 and forward it to the Public Safety Committee for review. Councilmember Bowen seconded the motion.

Motion to table approved 5 – 0.

- E. **AB09-123 – Ordinance 1331** – An Ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington, Establishing Temporary Benefit Policies and/or Exceptions to Benefit Policies Due to the Current Recession and Accompanying Reductions in City Revenues.

Councilmember Rackley moved to adopt Ordinance 1331. Councilmember Decker seconded the motion.

Councilmember Decker said the ordinance does not specifically state that law enforcement staff are not allowed to take furloughs, and asked how this would be addressed. Mayor Johnson said the Police Department would be exempt from mandatory furloughs if they were put in place. He said Police Department staff can participate in the voluntary furloughs if they choose. Police Chief Mitchell said he has discussed with staff. He assured the Council that if any staff took voluntary furloughs it would be controlled to ensure there were not issues of other staff working overtime to cover shifts. He said he did not think many of his staff were planning to take voluntary furloughs besides himself.

Motion approved 5 – 0.

- F. **AB09-134 – Ordinance 1332** – An Ordinance of the City of Bonney Lake, Pierce County, Washington, Changing the Zoning Designation of Parcels 5640000230 and 5640000192 from Single Family Residential (R-1) to Medium Density Residential (R-2).

Councilmember Decker moved to adopt Ordinance 1332. Councilmember Rackley seconded the motion.

Motion approved 5 – 0.

- G. **AB09-138 - Resolution 1964** - A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Awarding the City of Bonney Lake Interim Justice Center Project Contract to M. J. Takisaki, Inc.

Councilmember Rackley moved to approve Resolution 1964. Deputy Mayor Swatman seconded the motion.

Councilmember Rackley noted that because the original apparent low bidder, Sierra Construction, asked to withdraw their bid, and M. J. Takisaki was originally the second-lowest apparent bidder. He said this appears to be a good bid and he thinks Council should approve it. Community Development Director Vodopich confirmed that Sierra Construction asked to withdraw their bid several days after the bid opening. He said the company found several errors in their base bid calculations. Director Vodopich said that he reviewed the issue with the City Attorney and City Administrator and agreed to grant their request. The second-lowest bidder is therefore being awarded the construction contract.

**Motion approved 4 – 0 – 1.
Councilmember Decker abstained.**

- H. **AB09-132** – A Motion of the Bonney Lake City Council Authorizing the City to Submit an Application for a Transportation Investment Generating Economic Recovery (TIGER) Grant from the United States Department of Transportation (USDOT) and for the City to Hold a Public Hearing on October 27, 2009 at 7:00 p.m.

Councilmember Rackley moved to approve motion AB09-132. Councilmember Decker seconded the motion.

Executive Assistant Brian Hartsell said he worked closely with Public Works Director Grigsby and his staff to prepare the grant, which is funded by the American Recover & Reinvestment Act. The grant would provide funds for intersection improvements and relieve traffic issues at SR 410 and Old Sumner Buckley Highway. Councilmember Carter thanked Mr. Hartsell for his hard work on this and other grants. Councilmember Decker thanked him for attending Community Development Committee meetings to keep councilmembers updated on these grants.

Motion approved 5 – 0.

- I. **AB09-133** - A Motion of the Bonney Lake City Council Authorizing the Mayor to Sign the 2009-2011 Local Records Grant Program Application.

Councilmember Rackley moved to approve motion AB09-133. Councilmember Decker seconded the motion.

Motion approved 5 – 0.

- J. **AB09-135** - A Motion of the Bonney Lake City Council Authorizing Out-of-State Travel for Streets & Stormwater Crew Lead Brent Hoff to Attend Training in Eugene, Oregon.

Councilmember Rackley moved to approve motion AB09-135. Councilmember Decker seconded the motion.

Public Works Director Grigsby said Brent Hoff was recently promoted to Streets and Stormwater Lead, and needs formal training. This course is normally offered in Washington every other year, but in 2010 it will be held in Montana instead. The Oregon course will be a less expensive way for him to get the required certificates to meet his conditions for employment.

Motion approved 5 – 0.

IX. EXECUTIVE SESSION: None.

7:25:38

X. ADJOURNMENT:

At 7:25 p.m. Councilmember Carter moved to adjourn the meeting. Councilmember Rackley seconded the motion.

Motion approved 5 – 0.



Harwood Edvalson, CMC
City Clerk



Neil Johnson
Mayor

Items submitted to the Council Meeting of September 8, 2009: None.