

COUNCIL WORKSHOP

**February 1, 2011
5:30 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 ↓

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

I. Call To Order – Mayor Neil Johnson, Jr. called the Workshop to order at 5:32 p.m.

5:32:14

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 Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, and Councilmember Jim Rackley. Councilmember Randy McKibbin was absent.

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

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

Motion approved 6-0.

III. Agenda Items:

5:32:39

A. Council Open Discussion:

Pierce County Council Community Development Committee: Director Vodopich stated he attended the meeting on January 31, 2011. He said the City had submitted three comprehensive plan amendments for the 2011 Pierce County Comprehensive Plan: the Fennel Creek corridor, the area north of Home Depot on 214th, and South of 96th Street between 214th and 234th in Easttown. He said all three have moved out of committee, the next step will be reviewing the amendments by Pierce County Planning and Land Services staff. He said the County has concerns about the Fennel Creek corridor area and the piece south of 96th street not being in the City's sewer comprehensive planning area. Councilmember Rackley asked if the County knew the City is installing sewer in the area. Director Vodopich said they are aware and he will remain in contact with the County on this project.

Swiss Sportsman's Club: Chief Mitchell said the Swiss Sportsman's Club has requested the City to provide a Hold Harmless agreement to continue use of the Gun Club facilities for training purposes.

Councilmember Rackley moved to suspend the rules and allow AB11-26, Authorizing the Mayor to Sign a Hold Harmless Agreement with the Swiss Sportsman's Club, to be added to the agenda as an action Item. Councilmember Decker seconded the motion.

Councilmember Lewis asked about the budget impact. Chief Mitchell said the fees for using the facilities will not change from what was approved in the 2011 – 2012 Biennial Budget. Councilmember Carter asked if the Swiss Park wants the agreement due to the issues of stray bullets at other gun ranges. Chief Mitchell said the Park's insurance carrier is requesting this agreement from all groups that rent the facility.

Motion approved 6-0.

Bonney Lake Community Resources: Director Leaf said he received a report from the Food Bank regarding the Community Garden. He said in 2010 they had 57 plots, 44 of which were for citizens to use at no charge. He said if the agreement is renewed the City would not need to donate as much staff time. He stated Wal-Mart has come forward to be a sponsor of the program. He said the Pierce County Arts Commission has proposed a poster contest. He said the posters would be turned into a calendar and the proceeds from the sale of the calendar will go to the Community Garden. Director Leaf said the Food Bank is considering revising its agreement with the people using the plots to include a section regarding making sure no produce goes to waste. Councilmember Hamilton asked how the City chooses who gets a plot. He said he wants the City to have a say in how plots are assigned. By consensus, Council agreed to move forward with renewal of the agreement for the Community Garden.

Swiss Sportsman's Club Development Agreement: Director Vodopich updated the Council on the status of the agreement. He said in the agreement the park must comply with all City building codes for a commercial development except the sewer tie in and the frontage improvements. He said one of the building codes for this project states they must have a fire hydrant within 400' of the structure. City Administrator Morrison said the Swiss Park is unhappy with the requirement. He said Swiss Park produced a letter written in the 1950's stating the City would provide a hydrant at no cost to the park. He said the development agreement signed during that period does not mention the hydrant. He said it does mention the Swiss Park purchased twelve water connections, he noted they have only used one at this time. He said the City does not know if one of the existing hydrants is the one mentioned in the letter or if the hydrant has been removed in the past due to upgrades to the water line. He said Swiss Park does not want to pay to have a hydrant installed. Director Vodopich stated they were made aware of the requirement at the pre-application meeting. Mayor Johnson said the City will try to come up with a solution.

Pierce County Council: Mayor Johnson said he and City Administrator Morrison meet with Pierce County Councilmember Dan Roach. He said they updated Councilmember Roach on the City's concerns about the flood control district and annexation. He said Councilmember Roach is against the flood control district, and invited Councilmembers to call and meet with him.

Mayor Johnson said he also met with Pierce County Councilmember Tim Farrell. He said they talked about Pierce Transit, and Councilmember Farrell said he wants to work together to find a solution. He said Councilmember Farrell is against the flood control district, but wanted to know what the City would like to have happen in the future. Mayor Johnson said he would like Bonney Lake to have representation in the discussion of creation of a flood control district in the future.

Flood Control District: Councilmember Hamilton stated he is opposed to any new taxing district. He said he could support a flood control district if it is pinpointed to the problem areas. He said the problem is the Puyallup River, and more levies will cause more problems. He said if flood control is done properly, it could do a lot of good but the current plan is focused on protecting the Port of Tacoma and not taking care of the problem. He said he believes the port is primarily to blame for the current flooding problems, and would like to see a tax put on containers that come into the port to fund a flood control district. City Administrator Morrison explained the flood control district recommended to the Pierce County Council to disband the flood control district. He said the Pierce County Council could vote to rescind the ordinance that created the district before the Boundary Review Board's meeting at the end of the month. Councilmember Rackley reminded Council that the Puyallup River has not been dredged for a decade and the purpose of the river is to let water come down from the mountains to the ocean. He said without dredging the river will continue to rise. He also said the County should stop allowing people to build in flood plains. He said a river needs flood plains. Councilmember Carter stated there is not just one place to put the blame for the flooding in the valley. She encouraged everyone to watch a program on UW TV called "Water Undone, Efforts to Save the Puyallup River Watershed". She said the City of Auburn is doing some levy widening to prevent flooding. She said she would like to see more input from the stakeholders on a flood control district.

Transportation Funds: Mayor Johnson said he received a phone call from Senator Pam Roach's office saying there could be up to \$100,000 earmarked for Bonney Lake for a Transportation project. He said the Public Works department is working on projects that fit the requirements of the funding.

Duane Tidball: Councilmember Decker said Mr. Tidball's funeral was on January 30, 2011. He said over 400 people attended the service. Mr. Tidball was a long-time resident and was active in the community serving on the Historical Society.

Growth Management Act: Deputy Mayor Swatman said he listened to a program on National Public Radio regarding the Growth Management Act. He said it specifically talked about Pierce County and how well (or not well) the Growth Management Act is working.

Council Workshop: Deputy Mayor Swatman asked the Council for their opinion on having a Council Workshop if there are no items on the agenda. He reminded Council that workshops are statutorily mandated. Councilmember Rackley said a meeting can be cancelled if no business needs to be discussed. He said he does not want to waste the staff time. He said many years ago when the City was going from a small town to a City the workload was much larger. Councilmember Carter said she read in the City Vision Magazine the City of Port Orchard only has one workshop

per month. She said the Council could have a discussion time during the Council Meetings if needed. Councilmember Hamilton stated the workshop is an important part of the process. He said he likes the camaraderie and it would be hard to have the open discussion during a regular meeting. Deputy Mayor Swatman said he does not have a problem with meeting. His concern is the staff time involved in planning the meetings.

City Towing: Councilmember Decker said he received an email from a citizen whose car was towed and they were left stranded in the City. He said he is going to bring this issue forward to the safety committee to draft a policy for the police department to follow in these situations in the future. He said he wants to make sure the City is not liable. Chief Mitchell said in this instance the officer had several options. He said the Police were short staffed and the officer did not take the person to jail, but he did not have time to give the person a ride. He said the police department is looking into making sure these types of complaints do not happen in the future. Mayor Johnson asked the Chief to update the Council once he has made contact with the person.

Main Street: Councilmember Carter said the curbing, compost and landscaping bark being installed on the corner of Main Street and 182nd Ave E looks great.

Council Packets: Councilmember Carter said the City of Port Orchard has stopped producing paper Council packets for their meetings. She stated they have purchased iPads for the Council to view the agenda packet on. She said the savings to Port Orchard is \$40,000 per year. Mayor Johnson said the City can look into this. Director Vodopich said the clerk of Port Orchard assigns each councilmember an iPad at each meeting and collects them at the end of each meeting.

Council Wards: Councilmember Carter asked if any further work has been done to convert the City from Council Wards to all At-Large Council representation. Councilmember Rackely said his understanding is that when and if the annexation goes through then the Council would convert to an all At-Large system. Deputy Mayor Swatman said it would be better to convert before the annexation goes through. He said he favors an At-Large representation system because it makes all Councilmembers responsible for the whole City. He said the City gets a better pool of candidates in an At-Large system. He said most citizens are not aware they only get to vote for three of the seven councilmembers. Councilmember Carter said the City will have to redistrict with the 2010 census and then again with the annexation. She said if the City went to an all At-Large system, it would save the City money with redistricting. Councilmember Lewis said when he attended AWC's New Councilmember Training that most Cities have already converted to an all At-Large system. He said that in some Cities they have wards that have no representation because of the resident requirement. Councilmember Decker said the Council should send the question to the voters and see if they want the City to go to an all At-Large representation system. Councilmember Lewis asked staff to prepare a report of what would have to happen and bring this item back to workshop for further discussion.

Pierce County Regional Council: Councilmember Lewis said now that Councilmember Hamilton is the primary representative for Bonney Lake he would like to be the City's alternate. By Council consensus, Council Councilmember

Hamilton will serve as the primary and Councilmember Lewis will serve as the alternate representative for Bonney Lake at the PCRC meetings.

YMCA: Councilmember Carter said a citizen asked her why the City is considering funding a YMCA instead of opening a City-run community center. She asked if the YMCA would be available to use as a warming or cooling center, disaster relief, and community rentals. She questioned whether the YMCA would be flexible enough for the needs of our City. Mayor Johnson said any agreement the City signs will have the needs of the City put into the agreement. Councilmember Decker noted the cities of Puyallup and Tacoma have both YMCA's and recreation departments.

6:44:04

- B. Review of Council Minutes:** January 18, 2011 Council Workshop; January 25, 2011 Council Meeting.

Councilmember Decker asked that the January 18, 2011 minutes be amended to include that he seconded and withdrew his second of Councilmember Rackley's motion. Councilmember Carter asked that the January 25, 2011 minutes be amended to say, "the ~~Coalition~~ Prairie Ridge community is working to provide more resources". Councilmember Lewis asked that the January 25, 2011 minutes be amended to say, "the current Pierce Transit plan is bad and needs a new tighter plan B with more management cuts". The corrected minutes were forward to the February 8, 2011 Meeting for approval.

7:04:37

- C. Discussion:** Council Retreat (3/5/11) Potential Agenda Items, Location and Participants

Mayor Johnson said representatives from YMCA offered to attend the retreat. City Administrator Morrison presented the proposed discussion agenda to Council. Deputy Mayor Swatman asked to ensure all boards and commissions have been notified of the meeting. Councilmember Decker asked to have the amount owed and amount paid on the Moriarty property. Deputy Mayor Swatman asked if the City attorney would be attending the retreat for informational purposes so he is aware of the Council's plans and intentions for future projects. He asked the Council to think about the Midtown Plan and boundaries. Mayor Johnson said if the Council wants to pay attorney fees for the retreat then the Attorney can be at the retreat. He said the Attorney has not historically attended the retreat and no final decisions are made during the retreat. Administrative Services Director Edvalson said the retreat could be recorded if Council wants. Councilmember Carter asked if the Council can get talking points from the Boards and Commissions.

7:04:37

- D. Action: AB11-26** – Hold Harmless Agreement with Swiss Sportsmen's Club of Tacoma for the Use of the Club's Gun Range.

Councilmember Rackley moved to approve AB11-26. Councilmember Decker seconded the motion.

Councilmember Hamilton asked if the Swiss Park is asking all groups that use their facilities for this agreement. Chief Mitchell said all entities that use the Gun Club

are required to provide a hold harmless agreement to the club. City Attorney Dionne suggested removal of the word "and/or their guests".

**Councilmember Lewis moved to remove the words "and/or their guests".
Councilmember Decker seconded the motion.**

Approved 6-0

Councilmember Lewis moved to approve the amended motion. Councilmember Carter seconded the motion.

Approved 6-0

IV. Executive Session: None

V. ADJOURNMENT:

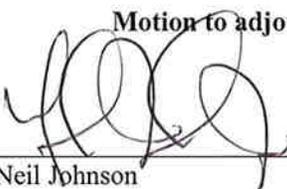
7:07:01

At 7:07 p.m., Councilmember Lewis moved to adjourn the meeting. Councilmember Carter seconded the motion.

Motion to adjourn approved 6 – 0.



Harwood Edvalson, CMC
City Clerk



Neil Johnson
Mayor

Items submitted to Council at the February 1, 2011 Workshop:

City of Bonney Lake—"AB11-26 – Hold Harmless Agreement with Swiss Park "- Mike Mitchell.

City of Bonney Lake—"Bonney Lake Community Garden 2010 Annual Report "- Gary Leaf.

City of Bonney Lake—"Discussion Draft Agenda for Council Retreat "- Don Morrison.