

CITY COUNCIL WORKSHOP

**November 6, 2012
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

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

I. CALL TO ORDER – Mayor Neil Johnson called the workshop to order at 5:32 p.m.

II. ROLL CALL:

Administrative Services Director/City Clerk Harwood Edvalson called the roll. Elected officials attending were Mayor Neil Johnson, Jr., Councilmember Mark Hamilton, Councilmember Jim Rackley, Councilmember Donn Lewis, Councilmember Katrina Minton-Davis, and Councilmember Tom Watson. Deputy Mayor Dan Swatman and Councilmember McKibbin were absent.

Councilmember Rackley moved to excuse Councilmember McKibbin and Deputy Mayor Swatman. Councilmember Lewis seconded the motion.

Motion to excuse Deputy Mayor Swatman and Councilmember McKibbin approved 5-0.

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, Senior Planner Jason Sullivan, Assistant City Attorney Kathleen Haggard, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist II Renee Cameron.

III. AGENDA ITEMS:

Mayor Johnson asked that Agenda Item G. be moved above Agenda Item A. to allow Planning Commissioner Grant Sulham to provide the presentation on the three ordinances.

Councilmember Rackley moved to move Agenda Item G. above Agenda Item A. Councilmember Lewis seconded the motion.

Motion to amend the agenda approved 5-0.

A. Presentation: Planning Commission Proposed Ordinances.

- a. AB12-147 – Ordinance D12-147 – Amending Chapters 18.04 And 18.08 Of The Bonney Lake Municipal Code And Ordinance Nos. 740 And 746, Relating To Cannabis Collective Gardens And Dispensaries.

Planning Commissioner Chair Grant Sulham presented the ordinance regarding the matter of cannabis collective gardens and dispensaries. Commissioner Sulham said the

draft ordinance has been reviewed by Legal and the Planning Commission's recommendation is for the Council to adopt the ordinance. Community Development Director Vodopich clarified the status of the current moratorium relating to cannabis collective gardens and dispensaries and advised that adoption of the proposed ordinance would go in effect before expiration of the moratorium. Councilmember Minton-Davis asked about the 3-1 vote. Planning Commissioner Co-Chair Winona Jacobsen advised that she was the dissenting vote as she wanted to wait for the outcome of the November 6th election regarding the referendum and how it may affect this proposed ordinance. Councilmember Rackley said his concern is upholding federal law which makes marijuana illegal. This item was forwarded to the November 13, 2012 meeting for Council approval.

- b. AB12-148 – Ordinance D12-148 – Establishing Pre-Annexation Zoning For The Falling Water Subdivision And Identifying The Falling Water Subdivision And The Tehaleh Planned Community As “Proposed UGA” On The City’s Future Land Use Map.

Planning Commissioner Chair Sulham presented the proposed ordinance and said the Planning Commission has recommended Council adopt the draft Ordinance to identify the Falling Water subdivision, the Tehaleh planned community, and three additional areas that would have created ‘island’s’ as “Proposed UGA” on the Comprehensive Plan. He advised there was one dissenting vote by a Commissioner who felt it could be done at a future time. Community Development Director Vodopich advised there is a statutory requirement that two public hearings be conducted, as these properties are outside of the City’s boundaries. These hearings have been scheduled for the current workshop and December 11th. Councilmember Lewis said he believes long term planning is essential and hopes the dissenting voter considers the future of this area. Councilmember Hamilton said he would rather not have the City try to bring the area into an urban growth area until the Council is fully informed and the City is ready to initiate an urban growth area amendment. City Administrator Morrison said that the local planning policies have to be compatible with the multi County Planning Policies, which have to be consistent with the Growth Management Act. He said that urban growth areas have to be affiliated with the city and that cities have to consider incorporation or annexation for urban growth areas, and that annexation is preferred by the County. He said that policy has been hard to convey to the County at times, however, he is hopeful that through this process the City can proceed with identifying these areas as urban growth areas. Councilmember Rackley said the City is already providing sewer service and collecting monthly sewer fees for Falling Water residents. Councilmember Hamilton said he believes the County does not consider these areas urban growth. Councilmember Lewis said that when he served on the Planning Commission there was discussion at the Pierce County level for proposed future annexation to include Falling Water as well as Victor Falls. He said the County knew Bonney Lake was servicing the sewer for that area, and it was agreed that the “island” would be included. Councilmember Hamilton said he was unaware of the previous discussion at staff level about Falling Water becoming an urban growth area. Planning Commissioner Chair Sulham said that as these areas grow they will continue to impact the City. Councilmember Hamilton again said this is a rural area and not a proposed UGA. Councilmember Rackley said that this may help to get these areas designated differently. Mayor Johnson said this information needs to be presented to the County as a starting point. The proposed ordinance was forwarded to the November 13, 2012 meeting for Council approval.

- c. AB12-149 – Ordinance D12-149 – Replacing Chapter 16.14 Of The Bonney Lake Municipal Code, Adopting New Landscaping Standards

Planning Commissioner Chair Sulham said this ordinance was drafted by staff based on the City of Ferndale landscaping standards. He said the Pierce County Master Builders Association commented on the draft and their suggestions have been incorporated into the draft, and the Planning Commission was unanimous in their vote to recommend this ordinance. Councilmember Watson asked if there were any additional costs to the builders with this ordinance and Community Development Director Vodopich said there was not. This item was forwarded to the November 13, 2012 meeting for Council approval.

B. Council Open Discussion.

Senior Planner Jason Sullivan: Mayor Johnson introduced Jason Sullivan, the City's new Senior Planner. Mr. Sullivan provided his previous planning experience and the Council and Mayor welcomed him. Community Development Director Vodopich said he was happy to have Jason as part of his team.

C&D Topsoils: Councilmember Rackley said he had a complaint from a citizen regarding C&D Topsoils on SR 410. He asked Administration to do something about the sewers in Eastown, as this complaint is associated with the need to allow development in Eastown. Community Development Director Vodopich said C&D Topsoils are aware that their temporary-use permit is for a storage facility only and that they are not allowed to conduct sales. Councilmember Rackley said he informed C&D Topsoils that Council is hopeful to do something definitive in December or the near future so they can conduct business. Mayor Johnson said sewer in Eastown is being discussed and is on the City's radar. Mayor Johnson said he and the Council are hopeful that progress for the sewers in Eastown is made soon. Councilmember Watson said he has also heard concerns and people want to know how soon there will be sewers in Eastown.

SR410 – Sewer Main Replacement Project: Councilmember Watson said he has received numerous complaints about the exposed sewer lines on SR 410. Public Works Director Grigsby provided a brief summary of the reasoning for the delay in completion of the construction, mainly the failed lining below Myers Road which is requiring replacement. He said the City will be seeking liquidated damages due to the delay, and construction is estimated to be complete by November 16th or 17th.

Franciscan Medical Pavilion / SR 410 – Main Street Intersection Improvement Project: Councilmember Lewis asked about the status of this project. Public Works Director Grigsby provided a brief summary regarding the project schedule. The proposed start date is November 15th, and Puget Sound Energy should be conducting their work in the next few days.

199th Project / Mountain View Sidewalks: Councilmember Lewis spoke about the 199th Ave E Project / Mountain View Sidewalk Repair and obvious reduction of the traffic safety concerns simply by completing the street striping. Public Works Director Grigsby said the contractors did the final overlay this week and they are almost complete.

Metropolitan Park District: Councilmember Watson said he would like Council to continue discussion about the Metropolitan Park District (MPD) and hopes to possibly go for an election next April. Councilmember Hamilton said he is hearing from citizens about their misunderstanding of the MPD and how it would be formed. Mayor Johnson said Administration is waiting to hear back from the Park Board about their recommendation for the MPD. City Administrator Morrison said he hopes the City and Council will develop a simple campaign to educate the public.

Lake Tapps Educational Group: Mayor Johnson said he had a meeting with the Lake Tapps Educational Group, East Pierce Fire & Rescue, Sumner School District, and Cascade Water Alliance to discuss a variety of items, mainly though how the City will educate kids and residents regarding safety on the lake.

- C. Public Hearing:** AB12-150 – A Public Hearing for Proposed Ordinance D12-148 Establishing Pre-Annexation Zoning for the Falling Water Subdivision on November 6th and December 11th.

Mayor Johnson opened the public hearing at 6:03 p.m. Director Edvalson said there were no speakers signed up to speak for the public hearing. The public hearing was left open and continued to the December 11, 2012 Council meeting at 7:00 p.m.

- D. ACTION:** AB12-134 – Motion Setting a Public Hearing on November 13, 2012 at 7:00 p.m. for Proposed Ordinance D12-136 – Annual Ad Valorem Tax Levy for Fiscal Year 2013.

Councilmember Rackley asked if the 1% banked is something the City could utilize now since the budget is going to be so tight. City Administrator Morrison said he would recommend waiting to use this reserve when the City has more capacity.

Councilmember Rackley moved to approve AB12-134. Councilmember Lewis seconded the motion.

**Motion to approve AB12-134
approved 5-0.**

- E. ACTION:** AB12-156 – Motion Setting a Public Hearing on November 13, 2012 at 7:00 p.m. for Proposed Ordinance D12-157 – 2013-2014 Biennial Budget.

Councilmember Rackley moved to approve AB12-156. Councilmember Watson seconded the motion.

**Motion to approve AB12-156
approved 5-0.**

- F. Review of Council Minutes:** October 16, 2012 Council Workshop, October 23, 2012 Council Meeting, and October 30, 2012 Special Joint Council/Park Board Meeting.

The October 16, 2012 Council Workshop, October 23, 2012 Council Meeting, and October 30, 2012 Special Joint Council/Park Board Meeting minutes were forwarded to the November 13, 2012 Council Meeting for action, with one minor correction.

G. Discussion: Jail Services Contracts.

- a. AB12-152 – Resolution 2250 – Contract with Okanogan County for Jail Services.

Interim Police Chief Powers said that the County of Okanogan and the Bonney Lake Police Department would like to enter into a contractual agreement for the use of the Okanogan County jail to house the City of Bonney Lake inmates that are sentenced to jail for a prolong period of time. The agreement provides for a very cost effective location for long term commitments and the Okanogan County corrections agrees to transport our prisoners to and from their facility. Councilmember Rackley asked how much the closing of the Buckley jail will affect the City. Chief Powers said they are not scheduled to be closed yet but monetarily the City will have to wait to see. City Administrator Morrison said the City will utilize the Cities of Enumclaw and Puyallup jail services before taking inmates to Fife. Councilmember Hamilton said this contract was approved by the Public Safety Committee. Councilmember Minton-Davis asked about the distance to Okanogan and if it is feasible for the City to contract with them. Chief Powers said that for inmates with mandatory long term sentences it is feasible and the contract requires Okanogan to do the transports to and from their facility.

- b. AB12-153 – Resolution 2251 – Contract with City of Fife for Jail Services.

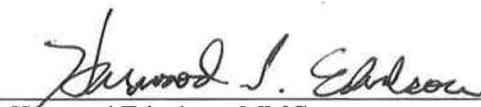
Interim Police Chief Powers said the City of Fife and the Bonney Lake Police Department needed to update the current contract for jail services. The Bonney Lake Police Department uses the Fife jail facility and needs to continue to have this facility as an option for booking Bonney Lake prisoners. This Interlocal Agreement would allow the City to continue use of the City of Fife’s facility.

Proposed Resolutions 2250 and 2251 were forwarded to the November 13, 2012 meeting for Council approval.

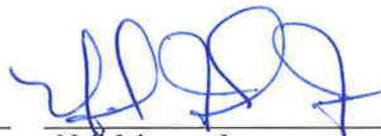
IV. ADJOURNMENT:

At 6:16 p.m., Councilmember Rackley moved to adjourn the Council Workshop. Councilmember Watson seconded the motion.

Motion to adjourn approved 5-0.



Harwood Edvalson, MMC
City Clerk



Neil Johnson, Jr.
Mayor

Items presented to Council for the November 6th Workshop: None