

CITY COUNCIL MEETING

February 9, 2016
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.

www.ci.bonney-lake.wa.us

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

I. **CALL TO ORDER** – Mayor Neil Johnson, Jr. called the meeting to order at 7:03 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 Randy McKibbin, Councilmember Justin Evans, Councilmember Donn Lewis, Councilmember Katrina Minton-Davis, Councilmember Dan Swatman, and Councilmember Tom Watson. Councilmember James Rackley was absent.

Councilmember Dan Swatman moved to excuse Councilmember Rackley's absence due to illness. Councilmember Lewis seconded the motion.

Motion to excuse Councilmember Rackley's absence approved 6 – 0.

Staff members in attendance were City Administrator Don Morrison, Administrative Services Director/City Clerk Harwood Edvalson, Chief Financial Officer Cherie Gibson, Public Works Director Dan Grigsby, Police Chief Dana Powers, Community Development Director John Vodopich, City Attorney Kathleen Haggard, and Records & Information Specialist Susan Haigh.

C. **Announcements, Appointments and Presentations:**

- 1. Announcements: None.
- 2. Appointments: None.
- 3. Presentations:

a. **Proclamation:** Pierce County READS.

Mayor Johnson read the proclamation aloud and welcomed Bonney Lake Senior Librarian Lauren Murphy to speak. Ms. Murphy explained the 2016 program features author Sherman Alexie. She presented the Council with gifts from Friends of Bonney Lake Library including copies of 'read and release' books by Mr. Alexie, and she encouraged them to share or leave the books for someone else to read. She announced that the Pierce County Library is starting work on a strategic plan and will be collecting comments through an online survey and open house events, including one in Bonney Lake on March 28th. She thanked Mayor Johnson and the Council for the proclamation and support.

b. Presentation: Arts Commission Annual Report.

Arts Commissioner Suzy Fontaine, along with Commissioners Carrie Maez and JoAnn Taylor, presented information on the Arts Commission since its establishment in 2014. They described the Commission's activities including the annual Gingerbread House competition; involvement in events such as the Summer School District Art Show, Tunes at Tapps and Bonney Lake Days; installation of a mural at Allan Yorke Park; and creation of the "Medal of Arts" award. Mayor Johnson thanked the Commission for their work and staff for their involvement in the new Commission.

c. Presentation: Parks Commission Annual Report.

Parks Commissioner/Vice Chair Scott Anderson presented a summary of the Parks Commission's activities in 2015, including the parks ad-hoc committee; reviewing the Community Forestry plan, Fennel Creek Trail plans, Comprehensive Plan updates, proposed ordinances, and park rental fees; and involvement in community events. Mayor Johnson thanked the Commission for their work.

d. Presentation: Beautify Bonney Lake – Lillian McGinnis

Lillian McGinnis spoke on behalf of Beautify Bonney Lake and presented highlights from 2015, including participation in community events and various projects around the city from the 2015 BBL event. She thanked volunteers, councilmembers, and board members for their time and dedication. She reminded the Council that the next Beautify Bonney Lake event is scheduled for September 17, 2016.

D. Agenda Modifications:

Deputy Mayor McKibbin requested that Consent Agenda Item D., proposed Ordinance D16-11, be moved to Full Council Issues as Item A.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:**A. Public Hearings: None.****B. Citizen Comments:**

Winona L. Jacobsen, 9100 189th Ave E, Bonney Lake, spoke on behalf of the Greater Bonney Lake Historical Society (GBLHS). She presented an overview of the organization's activities in 2015, including awards and grants, displaying historical information at city events and in buildings, and hosting the Milotte Film Festival annual event. The GBLHS worked with the City to install two additional historical markers and held a first-ever community film contest. She said they continue recording oral history interviews with community members.

The GBLHS unveiled a painting by Alfred Milotte entitled “Ghost Forest”, which was painted in Bonney Lake and donated to the Historical Society by Jacqueline Ceola. The GBLHS announced they will loan the painting to the City for display.

Robert Kanany, 7410 182nd Ave E, Bonney Lake, presented the City Attorney with an offer of payment related to an ongoing issue between himself and the City.

- C. Correspondence: None.

III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee: Deputy Mayor McKibbin said the Committee met at 5:30 p.m. earlier in the evening and discussed water leaks, a proposed salary ordinance, and a proposed Red Cross contract.
- B. Community Development Committee: Councilmember Lewis said the Committee met on February 2, 2016 and discussed the upcoming tour of the Sumner Waste Water Treatment Facility on February 16, 2016 in place of the next Committee meeting. Attendees should meet at the Justice & Municipal Center at 3:30 p.m.; others should notify staff if they plan to attend due to limited space availability. Councilmember Lewis said the City received conditional certification by the Puget Sound Regional Council. He said the Committee also discussed the 186th Ave Corridor improvements, which will come forward to future workshop for discussion.
- C. Economic Development Committee: Councilmember Minton-Davis said the Committee met earlier in the evening. Permit Coordinator Jenn Francis presented the 2015 Community Development Department report, which will be presented to the full Council at a future meeting or workshop.
- D. Public Safety Committee: Councilmember Watson said the Committee has not met since the last Council Meeting. Their next meeting is February 23, 2016.
- E. Other Reports: None.

IV. CONSENT AGENDA:

- A. **Approval of Minutes**: January 19, 2016 Special Meeting & Council Workshop, January 23, 2016 Special Meeting, and January 26, 2016 Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers**:
Accounts Payable checks/vouchers #72982-72999 in the amount of \$8,432.54.
Accounts Payable checks/vouchers #73000-73037 (including wire transfer #20160104) in the amount of \$1,111,949.08.
Accounts Payable checks/vouchers #73038-73063 in the amount of \$40,745.74.
P-Card wire transfer # 2016012001 in the amount of \$13,258.52.
Accounts Payable checks/vouchers #72959-72981 in the amount of \$442,585.97.
VOIDS: #72910 – Replaced with Check #73049.

- C. **Approval of Payroll:** Payroll for February 1st – 15th, 2016 for Checks #32835-32857 including Direct Deposits and Electronic Transfers is \$ 609,715.16.
- D. ~~**AB16-11 Ordinance D16-11**~~ – ~~An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Section 3.90.010 Of The Bonney Lake Municipal Code And Ordinance No. 1417, And Adding A New Section 3.90.050 Relating To Community Garden Fees. Moved to Full Council Issues, Item A.~~
- E. **AB16-13 – Ordinance 1535 [D16-13]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 2.04 Of The Bonney Lake Municipal Code And Ordinance No. 1474 Relating To Council Rules Of Procedure.
- F. **AB16-21** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Nominating Bonney Lake Councilmember Justin Evans For The Position Two Vacancy On The Zoo And Trek Authority Board.

Councilmember Watson moved to approve the Consent Agenda as amended during Agenda Modifications. Councilmember Lewis seconded the motion.

Consent Agenda approved 6 – 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. ECONOMIC DEVELOPMENT COMMITTEE ISSUES: None.

VIII. PUBLIC SAFETY COMMITTEE ISSUES: None.

IX. FULL COUNCIL ISSUES:

- A. **AB16-11 – Ordinance 1534 [D16-11]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Section 3.90.010 Of The Bonney Lake Municipal Code And Ordinance No. 1417, And Adding A New Section 3.90.050 Relating To Community Garden Fees. *Moved from Consent Agendas, Item D.*

Councilmember Watson moved to approve proposed Ordinance D16-11. Deputy Mayor McKibbin seconded the motion.

Deputy Mayor McKibbin said he attended the community meeting about the Community Garden and attendees had concerns about the proposed fees being too high. Deputy Mayor McKibbin proposed three fee options for the Council to consider.

Councilmember Watson said he feels \$25 is an appropriate nominal charge, noting that the City provides the space and water for gardeners. Mayor Johnson said staff recommended the proposed \$25 fee to help cover costs of maintaining the site, supplies, and access to water, and gives users greater investment in the garden.

Councilmember Swatman noted there is no charge for the garden currently, and there is concern that the proposed fee is not economically viable for some. Councilmember Lewis discussed the option to offer a reduced rate for seniors and people with disabilities. Deputy Mayor Swatman suggested a phased fee implementation, charging \$10 in 2016 and \$25 in 2017. Deputy Mayor McKibbin said this phased approach was also suggested at the community meeting.

Councilmember Minton-Davis said the fee is intended to provide greater sense of ownership in the garden plots. Mayor Johnson confirmed some plots were unused and others not well-maintained in past years.

Deputy Mayor McKibbin said the proposed ordinance is time-sensitive as several gardeners are excited to apply and start working on their plots as soon as possible. Council consensus favored the phased rate of \$10 this year and \$25 in 2017.

Councilmember Swatman moved to amend proposed Ordinance D16-11 to revise the application fee in 2016 to \$10.00 for a single plot and \$20.00 for a double plot, and in 2017 to \$25.00 for single plot and \$50.00 for a double plot. Councilmember Lewis seconded the motion.

Councilmember Swatman said the Community Garden is a partnership and it is important to foster a partnership between the users, the City, and the Food Bank.

**Motion to amend proposed Ordinance
D16-11 approved 6 – 0.**

Councilmember Evans noted the existing municipal code for utility billing has language for reduced rates for seniors and disabled persons, and asked whether it could be applied to the Community Garden fees. City Attorney Haggard suggested the Council can take action on the proposed ordinance today, and staff can work on a draft ordinance implementing a reduced rate for seniors and people with disabilities for consideration at a future meeting. Deputy Mayor McKibbin thanked the Council for considering the options from the community meetings outside the normal process of committees and workshops, as it was time sensitive.

Ord 1534 approved 6 – 0.

X. EXECUTIVE/CLOSED SESSION:

Pursuant to RCW 42.30.140(4)(b) and 42.30.110(1)(i), the Council adjourned to an Closed Session and Executive Session with the City Attorney at 8:14 p.m. for 20 minutes to discuss labor negotiations and pending litigation, with potential action following the session. The Council returned to Chambers at 8:35 p.m.

Councilmember Lewis moved to amend the agenda to take action on a settlement agreement with Robert Kanany. Councilmember Minton-Davis seconded the motion.

Motion to amend the Council's agenda approved 6 – 0.

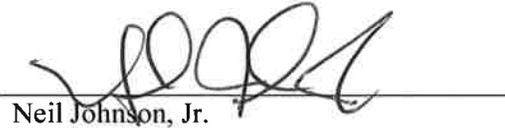
Councilmember Lewis moved to accept the \$20,000 payment from Robert Kanany to satisfy the City's judgement and to direct the City Attorney to draft a settlement agreement in the matter of Robert Kanany (AB16-37). Councilmember Minton-Davis seconded the motion.

**Motion AB16-37 approved 4 – 2.
Councilmembers Watson and Evans voted 'no'.**

XI. ADJOURNMENT:

At 8:37 p.m. the Meeting was adjourned by common consent of the Council.


Harwood Edvalson, MMC
City Clerk


Neil Johnson, Jr.
Mayor

Items presented to Council at the February 9, 2016 Meeting: None.

Note: Unless otherwise indicated, all documents submitted at City Council meetings and workshops are on file with the City Clerk. For detailed information on agenda items, please view the corresponding Agenda Packets, which are posted on the city website and on file with the City Clerk.