City of Bonney Lake, Washington  
Council Agenda Bill (C.A.B.) Approval Form

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Council/Wkshp Meeting Date:</th>
<th>Agenda Item Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>John Woodcock – City Engineer</td>
<td>10 April 2007</td>
<td>AB07-82</td>
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<table>
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<tr>
<th>Ordinance Number:</th>
<th>Resolution Number:</th>
<th>Councilmember Sponsor:</th>
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<tbody>
<tr>
<td></td>
<td>1675</td>
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**BUDGET INFORMATION**

<table>
<thead>
<tr>
<th>2007 Budget Amount</th>
<th>Required Expenditure</th>
<th>Impact</th>
<th>Remaining Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td>$55,000</td>
<td>$53,921</td>
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<td>$1,079.00</td>
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</table>

Explanation:
301-098-595-30-041

**Agenda Subject:** Personal Services Agreement for Bonney Lake Blvd Reconstruction Project with Jerome W. Morrissette & Associates, Inc. P.S.

**Administrative Recommendation:**

**Background Summary:** Approve Personal Services Agreement for Bonney Lake Blvd Reconstruction Project with Jerome W. Morrissette & Associates, Inc. P.S.

This Scope of Work provides for the design to re-construct Bonney Lake Blvd between Locust Avenue to 181st Street and the road improvements of 183rd Avenue from Bonney Lake Blvd to 74th Street. The road reconstruction project is planned to be constructed later this year. The engineering firm doing the design, J.M Morrissette, is one of the firms on the City’s 2007-2008 consultant roster lists.

Bonney Lake Blvd west of Locust Avenue has been identified as a CIP road project with deficiencies in the pavement, drainage, and sidewalk. The 183rd avenue has pavement deficiencies as well as been identified with a drainage problem that is connected to Bonney Lake Blvd’s drainage.

<table>
<thead>
<tr>
<th>Council Committee Dates:</th>
<th>Commission Dates:</th>
<th>Board/Hearing Examiner Dates:</th>
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<tr>
<td>Finance Committee:</td>
<td>Planning Commission:</td>
<td>Park Board:</td>
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<td>Public Safety Committee:</td>
<td>Civil Service Commission:</td>
<td>Hearing Examiner:</td>
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<td>Community Development &amp; Planning Committee:</td>
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<td>4/2/07</td>
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<td>Council Workshop:</td>
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**Council Action:**

Council Call for Hearing:  
Council Hearings Date:  
Council Referred Back to: Workshop: Committee  
Council Tabled Until: Council Meeting Dates: 4/10/07

**Signatures:**

Dept. Dir.  
Mayor  
Date City Attorney reviewed
COMMUNITY DEVELOPMENT COMMITTEE

DATE: April 2, 2007

ORIGINATOR: John Woodcock TITLE: City Engineer


ORDINANCE/RESOLUTION: # 1675

REQUEST OR RECOMMENDATION BY ORIGINATOR: Approve Personal Services Agreement for Bonney Lake Blvd Reconstruction Project with Jerome W. Morrissette & Associates, Inc., P.S.

This Scope of Work provides for the design to re-construct Bonney Lake Blvd between Locust Avenue to 181st Street and the road improvements of 183rd Avenue from Bonney Lake Blvd to 74th Street. The road reconstruction project is planned to be constructed later this year. The engineering firm doing the design, J.M Morrissette, is one of the firms on the City's 2007-2008 consultant roster list.

Bonney Lake Blvd west of Locust Avenue has been identified as a CIP road project with deficiencies in the pavement, drainage, and sidewalk. The 183rd Avenue has pavement deficiencies as well as been identified with a drainage problem that is connected to Bonney Lake Blvd’s drainage.

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE

FINANCE DIRECTOR
CITY ATTORNEY

BUDGETED ITEM:

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<th>2007 Budget Amount</th>
<th>Required Expenditure</th>
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<th>Remaining Balance</th>
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<tr>
<td>$55,000</td>
<td>$53,921</td>
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<tr>
<td>301-098-595-30-041</td>
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COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

Date Approved

James Rackley, Chairperson
4-2-07

Mark Hamilton
4-2-07

David Bowen
4-2-07

COMMITTEE COMMENTS:

COMMITTEE'S RECOMMENDATION TO FORWARD TO: CITY CLERK CITY ATTORNEY

Please schedule for Council Meeting date of: April 10, 2007
Consent Agenda: X Yes □ NO
RESOLUTION NO. 1675

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH JEROME W. MORRISSETTE & ASSOCIATES, INC. P.S. FOR THE BONNEY LAKE BLVD RECONSTRUCTION PROJECT.

The City Council of the City of Bonney Lake, Washington, does hereby resolve that the Mayor is authorized to sign the contract attached hereto and incorporated herein by this reference.

PASSED by the City Council this 10th day of April, 2007

_______________
Neil Johnson Jr., Mayor

ATTEST:

__________________________
Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

__________________________
James Dionne, City Attorney
PERSONAL SERVICES AGREEMENT

THIS PERSONAL SERVICES AGREEMENT ("Agreement") is made and entered into this 10th day of April 2007, by and between the City of Bonney Lake ("City") and Jerome W. Morrissette & Associates. ("Consultant").

The parties hereby agree as follows:

1. **Scope of Work.** The Consultant shall perform all work and provide all materials described in the Scope of Work set out in Exhibit A attached hereto and incorporated herein by this reference. Such work shall be performed using facilities, equipment and staff provided by Consultant, and shall be performed in accordance with all applicable federal, state and local laws, ordinances and regulations. The Consultant shall exercise reasonable care and judgment in the performance of work pursuant to this Agreement. The Consultant shall make minor changes, amendments or revisions in the detail of the work as may be required by the City, such work not to constitute Extra Work under this Agreement.

2. **Ownership of Work Product.** Documents, presentations and any other work product produced by the Consultant in performance of work under this Agreement shall be tendered to the City upon completion of the work, and all such product shall become and remain the property of the City and may be used by the City without restriction; provided, that any such use by the City not directly related to the particular purposes for which the work product was produced shall be without any liability whatsoever to the Consultant.

3. **Payment.** The Consultant shall be paid by the City for completed work and services rendered under this Agreement pursuant to the rates and charges set out in Exhibit B, attached hereto and incorporated herein by this reference. Such payment shall be full compensation for work performed or services rendered and for all labor, materials, supplies, equipment, and incidentals necessary to complete the work. All billings for compensation for work performed under this Agreement shall list actual time and dates during which the work was performed and the compensation shall be figured using the rates set out in Exhibit B; provided, that payment for work within the Scope of Work (Exhibit A) shall not exceed the fee/hour estimate set out in Exhibit B without written amendment to this Agreement, agreed to and signed by both parties.

Acceptance of final payment by the Consultant shall constitute a release of all claims, related to payment under this Agreement, which the Consultant may have against the City unless such claims are specifically reserved in writing and transmitted to the City by the Consultant prior to acceptance of final payment. Final payment shall not, however, be a bar to any claims that the City may have against the Consultant or to any remedies the City may pursue with respect to such claims.
The Consultant and its subconsultants shall keep available for inspection, by the City, for a period of three years after final payment, the cost records and accounts pertaining to this Agreement and all items related to, or bearing upon, such records. If any litigation, claim or audit is started before the expiration of the three-year retention period, the records shall be retained until all litigation, claims or audit findings involving the records have been resolved. The three-year retention period shall commence when the Consultant receives final payment.

4. Changes in Work. The Consultant shall make all revisions and changes in the work completed under this Agreement as are necessary to correct errors, when required to do so by the City, without additional compensation.

5. Extra Work. The City may desire to have the Consultant perform work or render services in addition to or other than work provided for by the expressed intent of the Scope of Work. Such work will be considered Extra Work and will be specified in a written supplement which will set forth the nature and scope thereof. Work under a supplement shall not proceed until authorized in writing by the City. Any dispute as to whether work is Extra Work or work already covered by this Agreement shall be resolved before the work is undertaken. Performance of the work by the Consultant prior to resolution of any such dispute shall waive any claim by the Consultant for compensation as Extra Work.

6. Employment. Any and all employees of Consultant, while engaged in the performance of any work or services required by the Consultant under this Agreement, shall be considered employees of the Consultant only and not of the City, and any and all claims that may or might arise under the Workman’s Compensation Act on behalf of said employees, while so engaged; any and all taxes arising out of Consultant’s or Consultant’s employees’ work under this Agreement; and any and all claims made by a third party as a consequence of any acts, errors, or omissions on the part of the Consultant’s employees, while so engaged, shall be the sole obligation and responsibility of the Consultant, except as provided in Section 12 of this agreement. The Consultant’s relation to the City shall at all times be as an independent contractor.

7. Nondiscrimination and Legal Compliance. Consultant agrees not to discriminate against any client, employee or applicant for employment or for services because of race, creed, color, national origin, marital status, gender, age or handicap except for a bona fide occupational qualification with regard to, but not limited to, the following: employment upgrading; demotion or transfer; recruitment or any recruitment advertising; layoff or termination; rates of pay or other forms of compensation; selection for training; and rendition of services. The consultant represents and warrants that it is in compliance with and agrees that it will remain in compliance with the provisions of the Immigration Reform and Control Act of 1986, including but not limited to the provisions of the Act prohibiting the hiring and continued employment of unauthorized aliens and requiring verification and record keeping with respect to the status of each of its employees’ eligibility for employment. The consultant shall include a provision substantially the same as this
section in any and all contracts with subconsultants performing work required of the
contractor under this contract. The consultant agrees to indemnify and hold the City
harmless from any and all liability, including liability for interest and penalties, the City
may incur as a result of the consultant failing to comply with any provisions of the
Immigration Reform and Control Act of 1986. Consultant understands and agrees that if
it violates this section, this Agreement may be terminated by the City, and that Consultant
shall be barred from performing any services for the City in the future unless and until a
showing is made satisfactory to the City that discriminatory practices have terminated and
that recurrence of such action is unlikely.

8. **Term.** This Agreement shall become effective upon the day of its execution by both
parties, and shall terminate upon completion of the work and delivery of all materials
described in Exhibit A.

9. **Termination by City.** The City may terminate this Agreement at any time upon
not less than ten (10) days written notice to Consultant, subject to the City's obligation to
pay Consultant in accordance with subsections A and B below.

A. In the event this Agreement is terminated by the City other than for fault on the part of
the Consultant, a final payment shall be made to the Consultant for actual cost of work
complete at the time of termination of the Agreement. In addition, the Consultant shall be
paid on the same basis as above for any authorized Extra Work completed. No payment
shall be made for any work completed after ten (10) days following receipt by the
Consultant of the termination notice. If the accumulated payment(s) made to the
Consultant prior to the termination notice exceeds the total amount that would be due as
set forth in this subsection, then no final payment shall be due and the Consultant shall
immediately reimburse the City for any excess paid.

B. In the event the services of the Consultant are terminated by the City for fault on the
part of the Consultant, subsection A of this section shall not apply. In such event the
amount to be paid shall be determined by the City with consideration given to the actual
costs incurred by the Consultant in performing the work to the date of termination, the
amount of work originally required which was satisfactorily completed to date of
termination, whether that work is in a form or of a type which is usable by the City at the
time of termination, the cost to the City of employing another person or firm to complete
the work required and the time which may be required to do so, and other factors which
affect the value to the City of the work performed at the time of termination. Under no
circumstances shall payment made under this subsection exceed the amount which would
have been made if subsection A of this section applied.

C. In the event this Agreement is terminated prior to completion of the work, the original
copies of all work products prepared by the Consultant prior to termination shall become
the property of the City for its use without restriction; provided, that any such use by the
City not directly related to the particular purposes for which the work product was produced shall be without any liability whatsoever to the Consultant.

10. **Termination by Consultant.** Consultant may terminate this Agreement only in response to material breach of this Agreement by the City, or upon completion of the work set out in the Scope of Work and any Extra Work agreed upon by the parties.

11. **Applicable Law; Venue.** The law of the State of Washington shall apply in interpreting this Agreement. Venue for any lawsuit arising out of this Agreement shall be in the Superior Court of the State of Washington, in and for Pierce County.

12. **Indemnification / Hold Harmless**

Consultant shall defend, indemnify and hold the City, its officers, officials, employees and volunteers harmless from any and all claims, injuries, damages, losses or suits including attorney fees, arising out of or resulting from the acts, errors or omissions of the Consultant in performance of this Agreement, except for injuries and damages caused by the sole negligence of the City.

**Insurance**

The Consultant shall procure and maintain for the duration of the Agreement, insurance against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder by the Consultant, its agents, representatives, or employees.

**A. Minimum Scope of Insurance**

Consultant shall obtain insurance of the types described below:

1. **Automobile Liability** insurance covering all owned, non-owned, hired and leased vehicles. Coverage shall be written on Insurance Services Office (ISO) form CA 00 01 or a substitute form providing equivalent liability coverage. If necessary, the policy shall be endorsed to provide contractual liability coverage.

2. **Commercial General Liability** insurance shall be written on ISO occurrence form CG 00 01 and shall cover liability arising from premises, operations, independent contractors and personal injury and advertising injury. The City shall be named as an insured under the Consultant's Commercial General Liability insurance policy with respect to the work performed for the City.
3. **Workers’ Compensation** coverage as required by the Industrial Insurance laws of the State of Washington.

4. **Professional Liability** insurance appropriate to the Consultant’s profession.

**B. Minimum Amounts of Insurance**

Consultant shall maintain the following insurance limits:

1. **Automobile Liability** insurance with a minimum combined single limit for bodily injury and property damage of $1,000,000 per accident.

2. **Commercial General Liability** insurance shall be written with limits no less than $1,000,000 each occurrence, $2,000,000 general aggregate.

3. **Professional Liability** insurance shall be written with limits no less than $1,000,000 per claim and $1,000,000 policy aggregate limit.

**C. Other Insurance Provisions**

The insurance policies are to contain, or be endorsed to contain, the following provisions for Automobile Liability, Professional Liability and Commercial General Liability insurance:

1. The Consultant’s insurance coverage shall be primary insurance as respect the City. Any insurance, self-insurance, or insurance pool coverage maintained by the City shall be excess of the Consultant’s insurance and shall not contribute with it.

2. The Consultant’s insurance shall be endorsed to state that coverage shall not be cancelled by either party, except after thirty (30) days prior written notice by certified mail, return receipt requested, has been given to the City.

**D. Acceptability of Insurers**

Insurance is to be placed with insurers with a current A.M. Best rating of not less than A:VII.

**E. Verification of Coverage**

Consultant shall furnish the City with original certificates and a copy of the amendatory endorsements, including but not necessarily limited to the additional insured endorsement, evidencing the insurance requirements of the Consultant before commencement of the work.
13. **Subletting or Assigning.** The Consultant shall not sublet or assign any of the work covered by this Agreement without the express written consent of the City.

14. **Entire Agreement.** This Agreement represents the entire Agreement between the parties. No change, termination or attempted waiver of any of the provisions of the Agreement shall be binding on any party unless executed in writing by authorized representatives of each party. The agreement shall not be modified, supplemented or otherwise affected by the course of dealing between the parties.

15. **Waiver.** Failure by any party to this Agreement to enforce any provision of this Agreement or to declare a breach shall not constitute a waiver thereof, nor shall it impair any party’s right to demand strict performance of that or any other provision of this Agreement any time thereafter.

16. **Severability.** If any provision of this Agreement or its application is held invalid, the remainder of the Agreement or the application of the remainder of the Agreement shall not be affected.

17. **Execution and Acceptance.** This Agreement may be executed in several counterparts, each of which shall be deemed to be an original having identical legal effect. The Consultant hereby ratifies and adopts all statements, representations, warranties, covenants, and agreements contained in the supporting materials submitted by the Consultant, and does hereby accept the Agreement and agrees to all of the terms and conditions thereof.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

**CITY OF BONNEY LAKE**

By: ________________________________
    Neil Johnson Jr., Mayor

**CONSULTANT**

By: ________________________________
    [Signature]

Attachments:

Exhibit A: Scope of Work/Deliverables/Fee
Exhibit B: Rates
EXHIBIT “A”

SCOPE OF WORK/DELIVERABLES/FEE
CITY OF BONNEY LAKE
ROADWAY/SIDEWALK IMPROVEMENTS PROJECT
Bonney Lake Blvd. – 181st Ave. to Locust Ave.
183rd Ave. – Bonney Lake Blvd. to 74th St. E
Phase 1 – Preparation of Bid Documents
Phase 2 – Construction Phase Services

A. Project Construction Scope:

The scope of project construction includes the provision of roadway improvements including an overlay and isolated base-fill repair (pending recommendations from the Consultant) and sidewalk construction on one side of Bonney Lake Boulevard. 183rd Avenue improvements include the provision of storm drainage improvements and (perhaps, pending recommendations from the Consultant) sidewalks on one side of the route.

B. Scope of Professional Services:

The following tasks define the scope of professional services:

Phase 1. Preparation of Bid Documents
Tasks:
1.1 Data Gathering - Provide a review of existing data available through the Client and Pierce County.
1.2 Topographic Survey – Provide a topographic survey and base mapping identifying pertinent existing utility and roadway features necessary for the design of the sidewalks and the roadway improvements. (Note that center line right of way control and right of way mapping will be provided by the Client.)
1.3 Profiles/Cross Sections – Prepare roadway profiles and cross sections necessary for the design of the roadway and sidewalk improvements.
1.4 30% Improvement Plans/Options Estimate – Provide improvement plans at the 30% design stage for the Client’s review; Provide estimates for the various construction options; Make modifications to improvement plans as established by the Client.
1.5 Assist City With Option Selection/Public Process – Provide assistance to the City in their review of the 30% improvement plans and options estimates identified in Task 1.4; Assist the City with the public process (if any) necessary for the City’s approval of the design options selected for advancing the project.
1.6 Final PS&E (Bid Documents/Estimate) – Provide final plans, specifications and probable construction estimate (PS&E/bid documents/estimate) based on the scope of improvements selected by the Client.
1.7 Project Co-ordination – Provide project co-ordination as appropriate with the Client.
1.8 Bid Call Services – Provide bid call services including administration of the plan holders list; response to technical questions; attendance at the bid opening; and recommendations for project award, etc.

**Phase 2. Construction Phase Services**

Tasks:

2.1 On-Call Engineering Services – Provide on-call engineering services in order to facilitate the construction of the improvements in conformance with the bid documents. (Note the Client will provide lead construction monitoring and management services.)

2.2 Construction Staking (By Contractor) – Provide co-ordination of the construction control and for a review of the construction staking of the improvements in conformance of the bid documents. (Note that the construction staking will be provided by the Contractor; JWMA will provide a review of the Contractor’s construction staking to establish whether the staking as provided conforms to the bid documents.)

2.3 Project Co-ordination/Management – Provide project co-ordination as appropriate with the Client. Provide project management assistance as requested by the Client.

**C. Deliverables:**

JWMA to provide the following deliverables:

1. Six (6) sets of the 30% improvement plans with options estimates for the Client’s use in selecting the construction option.
2. Forty – five (45) sets of bid documents.

**D. Professional Services Fee**

The professional services identified in the Scope of Professional Services above is estimated at $43,135. Exhibit “B” herein provides the JWMA rates of compensation identified as the “2007 Fee Schedule”. As provided in Exhibit “B-2” herein, the compensation for professional services will be provided on a “not to exceed” budget of $53,921 for the scope of services identified, subject to agreement for change based upon a modified scope of professional services.
EXHIBIT “B”
2007 Fee Schedule*

- Principal Engineer $102.50
- Sr. Project Engineer II $100.00
- Sr. Project Engineer I $97.00
- Project Engineer III $92.00
- Project Engineer II $82.00
- Project Engineer I $76.75
- Geotechnical Engineer $120.00
- Sr. Engineering Technician $67.00
- Engineering Technician IV $60.00
- Engineering Technician III $54.50
- Engineering Technician II $49.00
- Engineering Technician I $42.00
- Engineering Aide II $37.00
- Engineering Aide I $35.00
- Administrative Secretary $40.50
- Secretary $33.00
- Office Assistant $28.00
- Two Man Survey Crew (Fully Equipped) $120.00
- Three Man Survey Crew (Fully Equipped) $162.00

Other Charges
- Direct Costs (such as survey stakes and hubs) At Cost Plus 5%
- Subconsultants At Cost Plus 5%
- Ground Positioning Survey Equipment $37.00 an hour
  (Added to the above employees rates)
- Total Station with Robotics $47.00
  (Added to the above employees rates)
- Water Sys. Flow Monitoring Equipment (per week) $105.00
- Mileage $0.40 per mile

* Note that the Fee Schedule shown is effective through December 25, 2007. Compensation beyond that date will increase or decrease at the approximate rate of inflation. The rates shown are based on a firm multiplier of 2.45.
## Exhibit "B-2" - TASKS, MANPOWER HOURS AND BUDGET
### CITY OF BONNEY LAKE
#### ROADWAY/SIDEWALK IMPROVEMENTS PROJECT
- Bonney Lake Blvd. - 181st Ave. to Locust Ave.
- 183rd Ave. - Bonney Lake Blvd. to 74th St. E

## Phase 1 - Preparation of Bid Documents
### Phase 2 - Construction Phase Services

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<th>Principal Engineer</th>
<th>Senior Project Engineer</th>
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<th>Sr. Engineering Technician</th>
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**GRAND TOTAL** $53,921.00
null
March 28, 2007

Disclaimer: The map features are approximate and are intended only to provide an indication of said feature. Additional areas that have not been mapped may be present. This is not a survey. The County assumes no liability for variations ascertained by actual survey. ALL DATA IS EXPRESSLY PROVIDED 'AS IS' AND 'WITH ALL FAULTS'. The County makes no warranty of fitness for a particular purpose.

Bonney Lake Road Re-Cert. Project
City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Council/Workshop Mtg Date:</th>
<th>Agenda Bill Number:</th>
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<tbody>
<tr>
<td>Beth Anne Wroe</td>
<td>April 10, 2007</td>
<td>AB07-89</td>
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<tr>
<td>Ordinance Number:</td>
<td>Resolution Number:</td>
<td>Councilmember Sponsor:</td>
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**Budget Information**

<table>
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<th>Required Expenditure</th>
<th>Impact</th>
<th>Remaining Balance</th>
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<tbody>
<tr>
<td>$8,000</td>
<td>$1,400</td>
<td>$1,400</td>
<td>$6,375</td>
</tr>
</tbody>
</table>

**Explanation:**

**Agenda Subject:** Out-of-state travel

**Administrative Recommendation:** Recommend Approval

**Background Summary:**
Request approval for out-of-state travel to Portland, Oregon for Barbara Barth and Donna Berube to attend Governmental Finance Officers association training on April 30th and May 1st.

**Council Committee Dates:**
- Finance Committee: 4/10/07
- Public Safety Committee: 
- Community Development & Planning Committee: 
- Council Workshops: 

**Commission Dates:**
- Planning Commission: 
- Civil Service Commission: 

**Board/Hearing Examiner Dates:**
- Park Board: 
- Hearing Examiner: 

**Council Action:**
- Council Call for Hearing: 
- Council Hearings Date: 
- Council Referred Back to: 
- Workshop: 
- Committee: 
- Council Tabled Until: 
- Council Meeting Dates: 

**Signatures:**
- Dir. Authorization: 
- Mayor: 
- Date City Attorney Reviewed: 
DATE: April 5, 2007

ORIGINATOR: Beth Anne Wroe

TITLE: Chief Financial Officer

SUBJECT/DISCUSSION: Request approval for out-of-state travel to Portland, Oregon for Barbara Barth and Donna Berube to attend Government Finance Officers Association training, April 30th and May 1st.

ORDINANCE/RESOLUTION N/A

REQUEST OR RECOMMENDATION BY ORIGINATOR: Recommend Approval

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE

MAYOR

FINANCE DIRECTOR

CITY ATTORNEY

BUDGET INFORMATION

BUDGETED ITEM: TOTAL COST:
(Note: If budgeted item, attach copy of budget page and identify)

<table>
<thead>
<tr>
<th>2007 Budget Amount</th>
<th>Required Expenditure</th>
<th>Impact</th>
<th>Remaining Balance</th>
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<tbody>
<tr>
<td>$8,000</td>
<td>$1,400</td>
<td>$1,400</td>
<td>$6,375</td>
</tr>
</tbody>
</table>

Explanation: Training applicable to job responsibilities

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

Dan Swatman, Chair, Finance

DATE APPROVED DISAPPROVED

Phil DeLeo, Chair, Public Safety

Date APPROVED DISAPPROVED

James Rackley, Chair, CDC

Date APPROVED DISAPPROVED

COMMITTEE COMMENTS:

COMMITTEE’S RECOMMENDATION TO FORWARD TO:

CITY CLERK FINANCE DIRECTOR CITY ATTORNEY

Please schedule for Council Meeting date of: April 10, 2007
Accounting for Pensions and Other Post-Employment Benefits (OPEB)

April 30, 2007

Who Will Benefit
This seminar is designed for finance professionals who have either direct or indirect responsibility for pensions and other post-employment benefits (OPEB), either in connection with a pension/OPEB plan or in connection with a governmental employer that offers such benefits.

Program
The seminar provides a detailed examination of the GASB’s accounting and financial reporting guidance for pension and OPEB plans and participating employers. It also offers practical guidance on preparing a comprehensive annual financial report (CAFR) for public employee retirement systems (PERS).

Seminar Objectives
- Terminology and background
- Employers’ accounting for pensions
- Actuarial methods
- Employers’ note disclosures for pensions
- Financial statements and supporting schedules for pension plans
- Trend data for pension plans
- Note disclosures for pension plans
- Actuarial section of a PERS CAFR
- Investment section of a PERS CAFR
- Statistical section of a PERS CAFR
- Employers’ accounting for OPEB
- Financial reporting for OPEB plans

Recommended Reading
An Elected Official’s Guide: Employer’s Accounting for Pensions and Other Post-Employment Benefits (OPEB)
An Elected Official’s Guide to Public Retirement Plans

Best Practices in Budgeting

April 30 - May 1, 2007

Who Will Benefit
This seminar provides budget/finance officers and staff with state-of-the-art knowledge on important topics in modern budgeting. There is no prerequisite for this intermediate seminar.

Program
The seminar centers around some of the major themes from the recommendations of the National Advisory Council on State and Local Budgeting (NACSLB). To highlight these themes, best practice examples from high-performing state and local governments will be presented. By using group exercises, case studies, and lectures, participants will survey an array of techniques central to establishing broad goals to guide decision making: developing policies, plans, and strategies to achieve long-term goals, and monitoring and evaluating budgetary performance.

Seminar Objectives
- Priority setting and stakeholder analysis
- Long-term financial planning
- Revenue and expenditure forecasting
- Debt capacity analysis
- Cutback and surplus management
- Multi-year budgeting
- Performance measurement
- Alternative service delivery

Recommended Reading
An Elected Official’s Guide to Performance Measurement
An Elected Official’s Guide to Revenue Forecasting
Benchmarking and Measuring Debt Capacity (GFOA Budgeting Series Volume I)
Preparing High Quality Budget Documents
Budgeting for Outcomes DVD
Costing and Competitive Options for Government Services

April 30 - May 1, 2007

Who Will Benefit
This two-day intermediate-level seminar is intended for finance officers and public managers involved in analyzing and implementing new ways to structure and deliver services.

Program
Government finance officers and public managers are increasingly pressured to find ways to improve the efficiency and quality of public services. Privatization, managed competition, and outsourcing are three terms that often are used to describe new ways of delivering services. Evaluating alternative service-delivery approaches requires sophisticated cost accounting and tracking systems that many governments do not have but are interested in developing. Cost information is integral to strategic public management. This seminar presents fundamental concepts and practices in service costing as well as leading-edge topics such as the applicability of activity-based costing and costing technology in government agencies.

Seminar Objectives
- Fundamental cost accounting concepts
- Activity-based costing techniques
- Integrating service costing and financial planning
- Designing costing capabilities in financial systems
- Designing a process for outsourcing or managed competition
- Using cost information in service provider decisions

Registration Fees:
- GFOA member $550
- Nonmember $750
- Student $105

CPE Credits: 16
- 2 Days
- 9 a.m. - 5 p.m. both days
- No prerequisite

Recommended Reading
Cost Analysis and Activity-Based Costing for Government

Preparing a CAFR

May 1, 2007

Who Will Benefit
This seminar is designed for anyone with responsibility for preparing or auditing a state or local government's comprehensive annual financial report (CAFR).

Program
Generally accepted accounting principles (GAAP) encourage every government to prepare a CAFR. The CAFR is the focus of the Government Finance Officers Association's (GFOA) Certificate of Achievement for Excellence in Financial Reporting Program (Certificate Program), which has been in operation since 1946, and now counts more than 3,000 participating governments. This one-day seminar is designed to help governments prepare a CAFR that meets the requirements of GFOA's Certificate Program.

Seminar Objectives
The course is structured around the GFOA's Certificate Program checklist. Participants are provided with explanations of the various checklist items, with special emphasis being placed on how to avoid common misunderstandings and financial reporting deficiencies. The illustrative CAFR from GFOA's Blue Book, 2005 Governmental Accounting, Auditing, and Financial Reporting: Using the GASB 34 Model serves as a source of practical examples.

Note: it is recommended that attendees bring a copy of the Governmental Accounting, Auditing, and Financial Reporting: Using the GASB 34 Model (2005 Edition) to the seminar.

Registration Fees:
- GFOA member $550
- Nonmember $750
- Student $75

CPE Credits: 8
- 1 Day
- 9:00 a.m. - 5:00 p.m.
- Prerequisite: Intermediate Governmental Accounting or equivalent

Recommended Reading
Advanced Governmental Budgeting and Strategic Planning
May 2-3, 2007

Who Will Benefit
Senior budget staff, budget directors, and other administrative officials who manage the budget and policy-making process.

Program
Participants will be provided with the tools and techniques to manage policy development and political decision making in the budgetary process. Participants will analyze the key elements of the strategic planning process and discover successful methods used by governments to incorporate those principles so that every budget moves its organization towards important goals and stays consistent with the mission. Participants will learn ways to more effectively communicate with and focus policymakers on long-range strategy.

Seminar Objectives
- Evaluate the organizational and political environment
- Develop a thorough understanding of the roles, responsibilities, and power of staff, appointed boards, and elected officials
- Develop effective policy guidelines for budget preparation and implementation
- Set policy through strategic and long-range financial plans
- Manage policy development outside of the budgetary process and identify ways to integrate other planning processes into the budget
- Understand how leading-edge governments are incorporating key elements of strategic thinking into the budget process

Recommended Reading
Priority-Setting Models for Public Budgeting
Decision Tools for Budgetary Analysis

Advanced Governmental Accounting
May 2-4, 2007

Who Will Benefit
The program is designed for those persons who have at least two years of experience with governmental accounting or who have attended GFOA's Intermediate Governmental Accounting seminar or an equivalent program.

Program
This two-and-one-half day seminar provides a detailed examination of selected governmental accounting topics. Emphasis throughout is placed on the practical application of generally accepted accounting principles.

Seminar Objectives
The seminar will cover the specialized accounting and financial reporting guidance applicable to:
- Capital assets (including interest capitalization and capital asset impairments)
- Conversion and consolidation of fund data for inclusion in government-wide financial statements
- Grants
- Risk financing
- Escheat property
- Debt (including current and advance refundings)
- Investments
- Pensions and other post-employment benefits
- Cash flows reporting
- Joint ventures and similar arrangements
- Landfill closure and postclosure care costs
- Arbitrage
- Compensated absences
- Service efforts and accomplishments reporting

Registration Fees:
GFOA member $650
Nonmember $825
Student $130

CPE Credits: 20
2.5 Days
May 2 and 3:
9 a.m. - 5 p.m.
May 4: 8:30 a.m. - noon
Prerequisite: Intermediate Governmental Accounting or its equivalent
UPCOMING
GFOA TRAINING OPPORTUNITIES

June 2007
Anaheim California

Preconference Seminars
June 8 The Changing World of Ethics Requirements: What You Need to Know
June 8 The Next Step in Disaster Recovery Planning
June 8 Getting Your Message Out: Working with the Media to Tell Your Government's Story
June 9 Putting it All Together: Practical Approaches for Integrating Strategic Planning, Budgeting, Performance Measurement and Management
June 9 Generational Changes in the Workforce: From Boomers to Gen X, Y, and Z
June 9 Making it Easy for Your Citizens to Get in Touch: The Benefits and the Costs of CRM Systems

June 10-13 101st Annual Conference

July 2007
Salt Lake City, Utah

July 16 GASB Pronouncements: A Comprehensive Survey
July 16 Healthcare Cost Containment
July 16-17 Treasury Management and Banking Services
July 17 Preparing a CAFR
July 18-19 Introduction to Performance Measurement
July 18-20 Intermediate Governmental Accounting

Madison, Wisconsin

July 29-August 3 Advanced Government Finance Institute

August 2007
Chicago, Illinois

August 6-10 Accounting Academy: An Intensive Introduction to Governmental Accounting, Auditing, and Financial Reporting

Internet Training
August 8 Preparing A More Effective Budget Document

Minneapolis, Minnesota

August 20 Accounting for Pensions and Other Postemployment Benefits (OPEB)
August 20-21 Budgeting for Budget Analysts
August 20-21 Economic Development for Finance Officers
August 21 Enterprise Fund Accounting
August 22 Understanding and Calculating Arbitrage Rebate
August 22-23 Financial and ERP Systems Acquisition and Implementation
August 22-24 Advanced Governmental Accounting

September 2007

Internet Training
September 12 Internal Control Basics

October 2007
Sacramento, California

October 1 Accounting for Capital Assets
October 1-2 Financial Planning and Multi-Year Budgeting
October 1-2 Advanced Performance Measurement
October 2 GASB Pronouncements: A Comprehensive Survey
October 3-4 Investing Public Funds
October 3-5 Intermediate Governmental Accounting

Government Finance Officers Association
203 North LaSalle Street
Suite 2700
Chicago, Illinois 60601-1210
Tel: 312/977-9700
Fax: 312/977-4806
e-mail: Training@gfoa.org
www.gfoa.org
Using e-Government and CRM Systems for Improving Efficiency and Service to Citizens

New Group-Live Satellite Training
Tuesday, May 8, 2007, 1 p.m. - 5 p.m. (EST)
4 CPE Credits

Program Overview
Citizens have a dual relationship with government - they are customers who want high quality services and owners who want efficiency and wise use of tax dollars. Modern citizen-facing technologies, often called e-government or constituent relationship management (CRM), can improve response to citizens while at the same time using tax dollars efficiently. This training will present the latest information on technologies for keeping in touch with citizens and how to use these technologies to improve efficiency in staffing and service provision. Specific topics include:

E-Government and CRM Systems Overview
E-Government and CRM citizen-facing technology comes in two leading forms:
- **Telephony Technologies.** Surveys show that the telephone, by a wide margin, is the most popular means for citizens to contact government and that it is likely to remain so in the near future. New supporting technologies can greatly improve the ability of government to deliver services over the telephone. "One-stop" 311 telephone call centers garnered national attention when implemented in large cities like Chicago, Baltimore, and New York; however, technologies and techniques for creating one-stop call centers are increasingly accessible for much smaller cities and counties.
- **Internet Citizen Services.** If telephony is the present, the Internet is the future. For years, governments have sought to harness the potential of the Internet to improve public services, however, few have mastered it. Lessons for how to successfully use the Internet to support public services are being learned as the practice evolves.

Organizing Efficiently for e-Government Service
The budget and finance function plays an important role in allocating resources and organizing work processes to assure that government meets increased citizen demands. In order for citizen-facing technologies to have maximum impact, what goes on behind the phone or Internet Web browser and within the government organization must change, often profoundly. Work processes must be re-organized to handle service requests, both in terms of taking the initial request and then assuring an adequate response.

Using Technology to Streamline Processes and Make Better Decisions
In addition to delighting citizens in their role as customers, citizen-facing technologies can be used to improve the efficiency of government, thereby satisfying citizens in their role as owners. For example, taking payments over the phone or allowing citizens to register for programs online reduces or eliminates the need for government personnel to perform these functions. A very important source of efficiency gains is the wealth of data provided by citizen-facing technologies. Government can use this data to consolidate “back-office” activities, manage performance more efficiently, and improve decision making.

Registration Fees
*Postmarked and paid by April 9, 2007*
Active Government Member: $105
Nonmember, Public Sector: $125
Associate Member, Private Sector: $145
Nonmember, Private Sector: $175

*Postmarked and paid after April 9, 2007*
Active Government Member: $155
Nonmember, Public Sector: $175
Associate Member, Private Sector: $195
Nonmember, Private Sector: $225

This training is partially funded by the Alfred P. Sloan Foundation.

Group Discount
Register and pay for 3-9 attendees and receive 15 percent off the total cost of the registrations. Register and pay for 10 or more attendees and receive 20 percent off the total cost of the registrations. To qualify for the group discount, registrations must be submitted together. Individual registrations submitted separately or after the original group is submitted will not qualify for the group discounts.

Confirmed Downlink Sites
For a list of available downlink sites in your area, please visit www.gfoa.org.
Registration
Register online at www.gfoa.org or fill out the form in this brochure and mail or fax it to the GFOA. Registrations via the phone cannot be accepted.

Payment by check: Send to GFOA, 3076 Eagle Way, Chicago, IL 60678-1030.

Payment by credit card/PO: Fax to (312) 977-4806 or mail to: GFOA, 203 North LaSalle Street, Suite 2700, Chicago, IL 60601-1210.

The GFOA cannot guarantee availability of materials for registrations received after March 30, 2007. Registrants will be sent a confirmation letter via U.S. mail. **Due to the volume of registrations, the GFOA cannot fax/e-mail confirmations.** We encourage you to not purchase nonrefundable travel tickets until your registration is confirmed.

Anyone with disabilities is encouraged to contact the GFOA at least 21 days in advance of the training to assist us in providing any additional accommodations that may be needed.

Seminar Schedules
Check-in and distribution of seminar materials will take place from 8 a.m. to 9 a.m. on the first day of the seminar.

Seminars are 9 a.m. to 5 p.m. with an hour hosted lunch.

The last day of a 2.5 day seminar is 8:30 a.m. to noon.

Seminar Location and Accommodations
Registrants should make their own hotel reservations by calling the hotel directly.

Reservations can also be made online at www.portland.hilton.com. Please use the following three-digit group code: GFO in order to obtain the group rate.

The GFOA is not responsible for making and/or canceling hotel reservations.

The seminars will be held at the:
Hilton Portland and Executive Tower
921 SW Sixth Avenue
Portland, Oregon 97204
Phone: 503/225-1611; Fax: 503/220-2565
Rates: Single(s)/Double(s) $159; (12.5% tax)

A block of rooms has been reserved for the GFOA attendees. Based on availability, GFOA’s group rate is valid until March 30, 2007. Should the GFOA block fill up or if reservations are made after this date, reservations will be accepted on an overall hotel space availability basis and may not qualify for the GFOA discounted rate.

Payment
Registration fees must be paid in U.S. dollars. All fees must be paid by the first day of the program. Registration fees include: handout materials, continental breakfast, lunch on every full day, and coffee breaks.

Discounts
Early Registration: Register early and receive a 10 percent discount. Registrations must be received and paid in full by March 30, 2007.

Groups: If your organization registers three or more persons for the same seminar, you may reduce their registration fees by 10 percent. To qualify for the discount, registrations must be mailed together and paid with one check or invoice.

New Members: If you join the GFOA at the same time that you register for a seminar, you may enroll at the lower member rate. Include your membership fee with your registration payment, and reduce your seminar fee by an additional $25. E-mail GFOA’s membership department at Membership@gfoa.org for information on membership fees.

Substitutions: A one-for-one substitution of a nonmember for an active member is allowed. If your organization has a current GFOA member on staff who is not participating in these training seminars, a nonmember may attend in his/her place at the member rate. You must provide the member number and/or name of the GFOA member on the registration form.

Students: To qualify, you must be an unemployed, full-time student. Attach a copy of your student ID to your registration form.

Cancellation and Refund Policy
Cancellations must be made in writing to the GFOA. Please include a copy of your confirmation letter.

Requests for refunds received prior to April 13, 2007, will be levied a $50 administrative service charge per seminar. Cancellations received between April 13, 2007, and April 27, 2007, will be refunded 90 percent of the registration fees per seminar. No refunds will be granted after April 27, 2007.

The GFOA retains the right to cancel any seminar due to low enrollment, or to close classes that are full.

On occasion, speakers are subject to change due to unforeseen circumstances. The GFOA will attempt to notify attendees in advance. We apologize in advance for any inconvenience this may cause our attendees.

For more information, please contact the GFOA at training@gfoa.org.

CPE Credit and Certificate of Attendance
Each participant will receive a Certificate of Attendance approximately four to six weeks after the seminar. This certificate verifies that you attended the program and it should be kept with your CPE documents for five years. All instruction for the seminars will be conducted on site.

The GFOA is registered with the National Association of State Boards of Accountancy (NASBA) as a sponsor of continuing professional education on the National Registry of CPE Sponsors. State boards of accountancy have final authority on the acceptance of individual courses for CPE credit.

Complaints regarding registered sponsors may be addressed to the National Registry of CPE Sponsors, 150 Fourth Avenue North, Suite 709, Nashville, TN 37219-2417. Web site: www.nasba.org

What to Wear
Participants are encouraged to dress comfortably in business casual attire.

Airfare Discounts
For information on airfares, e-mail Michael at bigmommatraveler@aol.com or call 888/866-2865. We encourage you to not purchase nonrefundable travel tickets until your registration is confirmed.

Recommended Reading
If you are interested in purchasing any GFOA publications, please visit GFOA’s e-Store at www.gfoa.org, and click on "Publications." Order forms can be downloaded from the Web site and sent to:
Fax: (312) 977-4805
E-mail: PublicationOrders@gfoa.org.
Hotel Reservation Form for GFOA National Training

Portland, Oregon
May 2007

Detach and mail to: Hilton Portland and Executive Tower
921 SW Sixth Avenue
Portland, Oregon 97204

Online: www.hilton.com Phone: 503/226-1611 Fax: 503/226-2565

Name (last, first)

Employer

Address

City State/Province Zip/Postal Code

Phone Fax e-mail

Please reserve the following accommodations as indicated for the Government Finance Officers Association seminars. Refer to the information on previous page for group rates.

☐ Single(s)/Double(s) $98.00 ☐ Other ___________; plus tax (125%)

Arrival Date and Time_________________________ Departure Date_________________________

Please guarantee my reservation.
(This credit card information is for hotel deposit only.)

Enclosed is one night's room deposit or credit card number:

Expiration date: ___________________________ Signature: ___________________________

GFOA Seminar Registration Form

Portland, Oregon
May 2007

Detach and mail to GFOA.

All fees must be paid in full when registration is picked up.

Register online with credit card at www.gfoa.org (click on e-Store button).

Mail/fax registrations paid by purchase order or credit card to:
GFOA 203 North LaSalle St., Suite 2700 Chicago, IL 60601-1210
Fax: 312/977-4806 Tel: 312/977-9700
If you fax this form, please do not mail original.

Mail registrations paid by money order or check to:
GFOA 3076 Eagle Way Chicago, IL 60678-1030

Name (Please print or type)

Title

Employer

Address

City State/Province Zip/Postal Code

Phone Fax

☐ GFOA Member # __________
☐ New Member ☐ Nonmember

Payment Information:
☐ Purchase Order Number ___________________________
☐ Check enclosed – payable to “Government Finance Officers Association”

Bill by credit card:
☐ American Express ☐ Diner’s Club ☐ Discover ☐ MasterCard ☐ VISA

Credit card number: ___________________________

Expiration date: __________ Signature: ___________________________

Please send me information on
☐ GFOA membership ☐ GFOA Annual Conference ☐ GFOA Publications

The GFOA retains the right to close classes that are full or cancel classes due to low enrollment. Please do not buy nonrefundable travel tickets until you receive registration confirmation.
City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Council Meeting Date:</th>
<th>Agenda Item Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community Svcs/Gary Leaf</td>
<td>April 24, 2007</td>
<td>AB 07-21</td>
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<th>Ordinance</th>
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**BUDGET INFORMATION**

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<tbody>
<tr>
<td>$0</td>
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<td>$0</td>
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**Explanation:** Changes in park regulations and boat launch fees. General Fund operating revenue will increase about $15,000 per year due to increased boat launch fees.

**Agenda Subject:** An ordinance of the City Council of the City of Bonney Lake revising rules, regulations, and fees in city parks.

**Administrative Recommendation:** Many sections of the BLMC pursuant to city parks had not been updated since 1977. Since that time other sections of the city code have changed, thereby creating cross reference inconsistencies. Overcrowding at Allan Yorke Park requires numerous revisions and refinements so that public safety issues can be adequately addressed by the Bonney Lake Police Department. Boat launch fees also need to increase to reflect current market conditions. All of these issues are addressed in this ordinance. The attached ordinance represents a consensus between the Park Board and the Public Safety Committee. Once the ordinance is codified new signs will be installed at each city park summarizing these rules and regulations.

<table>
<thead>
<tr>
<th>Council Committee Dates:</th>
<th>Commission Dates:</th>
<th>Board/Hearing Examiner Dates:</th>
</tr>
</thead>
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<td>Planning Commission:</td>
<td>Park Board: 1/9/07; 2/13/07</td>
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**Council Action:**

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**Signatures:**

Dept. Dir. [Signature]  Mayor [Signature]  Date City Attorney reviewed 3/21/07
FINANCE COMMITTEE

DATE: 04/10/07

ORIGINATOR: Gary Leaf TITLE: Community Services Director

SUBJECT/DISCUSSION: Park Regulations Ordinance
Many sections of the BLMC pursuant to city parks had not been updated since 1977. Since that time other sections of the city code have changed, thereby creating cross reference inconsistencies. Overcrowding at Allan Yorke Park requires numerous revisions and refinements so that public safety issues can be adequately addressed by the Bonney Lake Police Department. Boat launch fees also need to increase to reflect current market conditions. All of these issues are addressed in this ordinance. The attached ordinance represents a consensus between the Park Board and the Public Safety Committee. Once the ordinance is codified new signs will be installed at each city park summarizing these rules and regulations.

ORDINANCE/RESOLUTION D07-21

REQUEST OR RECOMMENDATION BY ORIGINATOR:
Discuss the proposed changes and appropriate disposition of the draft ordinance language.

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE MAYOR
FINANCE DIRECTOR _________
CITY ATTORNEY _________

BUDGET INFORMATION
BUDGETED ITEM: N/A TOTAL COST: N/A
(Note: If budgeted item, attach copy of budget page and identify)

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Explanation: Changes in park regulations and boat launch fees. General Fund operating revenue will increase about $15,000 per year due to increased boat launch fees.

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

Dan Swatman, Chair, Finance
Phil DeLeo, Chair, Public Safety
James Rackley, Chair, CDC

DATE APPROVED DISAPPROVED

COMMITTEE COMMENTS:

COMMITTEE'S RECOMMENDATION TO FORWARD TO:
CITY CLERK FINANCE DIRECTOR CITY ATTORNEY

Please schedule for Council Meeting date of: April 24, 2007
ORDINANCE NO. D07-21

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. 1150, 1037, 1015, 826, 669, 661, AND 454 RELATING TO PARK REGULATIONS.

WHEREAS, the Lake Tapps boat launch located at Bonney Lake’s Allan Yorke Park becomes overcrowded every boating season; and

WHEREAS, it is necessary to raise boat launch fees in order to fund operation of the boat launch and the Marine Services Unit; and

WHEREAS, the crowds at the boat launch disturb the public peace and welfare by generating noise, traffic, crime, and interpersonal conflicts; and

WHEREAS, an overcrowded boat launch presents a safety hazard by increasing the risk of property and environmental damage, collisions, and drowning; and

WHEREAS, the crowd at the boat launch is comprised mainly of people who are not residents of Bonney Lake; and

WHEREAS, Bonney Lake residents pay taxes to support city parks and the boat launch, so it is appropriate to charge residents less than nonresidents for use of the boat launch; and

WHEREAS, it is necessary for the public peace, safety, and welfare to enact more specific regulations on animals in City parks; and

WHEREAS, it is necessary to revise permitting requirements for large groups in parks to comply with constitutional parameters; and

WHEREAS, it is necessary for the public peace, safety, and welfare to give the Bonney Lake Police Department the authority to eject persons from public parks as a consequence for violating any of the park regulations.

NOW THEREFORE, the City Council of the City of Bonney Lake do ordain as follows:

Section 1. Bonney Lake Municipal Code Chapter 12.12 and the corresponding portions of Ordinance Nos. 1150, 1037, 1015, 826, 669, 661, and 454 are hereby amended to read as follows:

12.12.010 Rule making authority.
The mayor may make and promulgate reasonable rules and regulations for safety and sanitation and periods of public use of public parks of the city, which shall be posted in conspicuous places in or adjacent to any park of the city. (Ord. 250 § 4, 1967).


Motor vehicles are prohibited in all areas of any city park, except that only those motor vehicles licensed with by the Washington State Department of Licensing are permitted in areas designated for parking only. For purposes of this section, “motor vehicles” are defined as any device with two or more wheels powered by an internal combustion engine or electric motor that is capable of propelling the device with or without human propulsion. Examples of “motor vehicles” include, but are not limited to, motorized foot scooters, mini-motorcycles, and motorized toys, commonly referred to as power wheels. This section shall not apply to any disabled person using a wheelchair conveyance as defined in RCW 46.04.710, or city-owned or approved park maintenance vehicles. (Ord. 1150 § 1, 2005; Ord. 454 § 6(1), 1977).

12.12.030 Alcoholic beverages.

No person shall possess or consume an alcoholic beverage in any city park. (Ord. 454 § 6(2), 1977).

12.12.035 City-designated beer gardens and/or wine tasting areas.

Notwithstanding the provisions of BLMC 12.12.030, it shall not be unlawful for any person over 21 years of age to possess or consume alcoholic beverages within any city-designated beer garden and/or wine tasting area at Allan Yorke Park during the annual Bonney Lake Days, Friday, Saturday and Sunday during the third weekend in August. The mayor or his or her designee is authorized to impose such regulations upon such operations as he or she deems appropriate; provided, that the city-designated beer garden and/or wine tasting area shall not open any sooner than 12:00 p.m. on each day of the annual event and shall be allowed to remain open until the day’s planned event ends, or earlier, if circumstances so require. (Ord. 1015 § 1, 2004).

12.12.040 Hours of use.

The city parks shall be open from 6:00 a.m. dawn until 10:00 p.m. dusk each day. No person shall go upon any city park except during opening hours. (Ord. 454 § 6(3), 1977).

12.12.050 Group use.

Groups of more than 20 50 people shall not be allowed to use any city park without first obtaining a permit from the city. The conditions for issuance of a permit shall be set by the city clerk, and shall be designed to mitigate problems caused by large groups, such as park overcrowding, noise, traffic, safety concerns, competition over park facilities.
littering, crime, and damage to park facilities. This section shall not apply to athletic events conducted on park playfields. Groups wishing to reserve park facilities such as ballfields and picnic shelters must make a reservation prior to such use by contacting the Community Services Department. Reservation fees are listed in BLMC § 12.12.055. (Ord. 454 § 6(4), 1977).

12.12.051 Boat launch facilities—Fees established.

There is fixed and established the following schedule of fees to be charged by the city for use of the boat launch facilities:

A. An resident annual fee of Boat Launch Admission Card ("Card") shall be available at Bonney Lake City Hall. The cost of the Card shall be $25.00 per watercraft per year will be paid at City Hall by city residents. City residents Residency will be verified through utility accounts information, current Washington State Driver's License or other acceptable proof of residency. The permit Card shall not be transferable to other watercraft boats. Resident watercraft boat ownership must be verified by state license of the watercraft, if applicable, boat if it is required to be licensed, or some other acceptable proof of ownership certified, if not so required. A decal will be issued, to be affixed to the boat. City residents with an annual decal shall be allowed unlimited use of the launch facility. The Card decal must be updated on an annual basis beginning on January 1st will expire on December 31st of each new year.

B. A fee of $12.00 8.50, paid electronically, will be required paid, per launch or recovery, at the boat launch facilities for any watercraft not issued a valid Card for which a currently authorized Card is not being used person or boat not showing a current annual decal affixed to said boat. (Ord. 1037 § 1, 2004; Ord. 826 § 8, 1999; Ord. 669 § 1, 1993).

C. The administrative fee for replacement of a Card is $100.00. No refunds will be given for lost, stolen, or unused cards.

D. The City may temporarily close the Boat Launch Facility without advance notice. No refunds will be given for the temporary or permanent closure of the Boat Launch Facility.

E. The Mayor is authorized to promulgate policies and procedures necessary for the implementation of this ordinance and the administration of the boat launch program.

12.12.052 Disposition of boat launch fees.

All costs of the program will be paid from the gross revenues collected. The balance of any moneys after the expenses are to be split evenly between the park department and the police department. The park department funds shall be used solely for park facilities operation, maintenance and improvements to park department facilities. Police department funds shall be used solely for the water safety and park enforcement programs. (Ord. 669 § 2, 1993).

12.12.053 Administration of program.

The program shall be administered solely by the department of public works under the direction of the director of public works (Ord. 669 § 3, 1993).
12.12.055 Fees established.

There is fixed and established the following schedule of fees to be charged by the park board for reserved use of the following designated facilities:

| Soccer and baseball fields:       |
|-------------------|-----------|
| First two hours of rental | $7.00     |
| Each additional two hours   | $7.00     |

<table>
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<th>Picnic areas:</th>
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<tr>
<td>1 – 50 persons</td>
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<tr>
<td>51 – 150 persons</td>
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<tr>
<td>151+ persons</td>
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</tbody>
</table>

(Ord. 826 § 9, 1999; Ord. 661 § 1, 1993).

12.12.057 Disposition of fee moneys.

All such fees collected from the use of the concession stand, soccer fields, baseball fields and picnic areas, and revenues derived from cellular towers sited in city parks shall be paid into the parks department fund and shall be used solely for parks facilities’ operations and maintenance and/or park facilities’ improvements. (Ord. 661 § 2, 1993).

12.12.060 City ordinances to remain in effect.


12.12.070 Structures and signs.

No person, firm or corporation shall use, place or erect any placard, notice, sign or device or any kind for of advertising in any park, or erect a structure of any kind in any park; provided, however, the city engineer Community Services Director, or his or her designated representative, may permit the erection of temporary directional signs, decorations, advertising signs or temporary stands and buildings on occasions of group or public meetings, or for purposes of organized athletic events. (Ord. 454 § 6(6), 1977).

12.12.080 Injuring plants.

No person shall, without the written permission of the city engineer Community Services Director or his or her designated representative, cut, injure, deface, remove or disturb any tree, shrub, plant, building, fence, bench or other structure, apparatus or property in a public park or a public place, or injure, misuse or remove any device placed
to protect such tree, shrub, building, fence, bench, or other structure, apparatus or property. (Ord. 454 § 6(7), 1977).
12.12.090 Entering posted areas.

No person shall enter upon any portion of lawn or ground within a public park or a public place when notified by a sign placed in such park or public place, or by a police officer, not to enter upon such lawn or ground. (Ord. 454 § 6(8), 1977).

12.12.100 Littering.

No person shall throw or deposit any refuse, litter, garbage or other waste materials in any park or public place, except in designated receptacles. (Ord. 454 § 6(9), 1977).

12.12.110 Fires.

No person shall make or kindle any fire in a public park or in a public place except at places designated for such purpose. (Ord. 454 § 6(10), 1977).

12.12.120 Remaining after closing hours.

Unless authorized by the Community Services Director, no person or motor vehicle shall remain in a public park or public place after the posted closing hours. Any motor vehicle found parked in violation shall be towed away at the owner's expense and/or cited. Signs shall be posted in parking areas in public places designating such places as tow-away zones. (Ord. 454 § 6(11), 1977).

12.12.130 Animals at large.

No person shall allow or permit any animal to run at large in any public park or public place. Animals are permitted if kept on a leash no longer than eight feet, or confined and under control at all times. A person with an animal in his or her possession or control in any city park shall be responsible for the conduct of the animal and removing from the park grounds fecal matter deposited by such animal. Horses shall not be permitted in any city park except where specifically designated. This regulation may be temporarily waived by the Community Services Director for special events. No person may fish where a sign prohibiting such activity is posted. All laws, rules, and regulations of the State of Washington relating to season catch limits and methods of fishing shall apply to all city parks and public places. (Ord. 454 § 6(12), 1977).

12.12.140 Firearms.

No person shall possess, use or discharge any firearm, air gun, BB gun, slingshot or any bow and arrow in a public park, or use or discharge any such weapon in a public place, unless otherwise authorized as a part of an organized recreation program of the park and recreation department of the city, or other public agency. A violator of this section may be cited into an appropriate court of law and charged with a misdemeanor. Conviction of
such misdemeanor shall be punished by a fine of not more than $1,000, imprisonment for a term not to exceed 90 days, or both. (Ord. 454 § 6(13), 1977).

12.12.145 Fireworks prohibited.

No person shall possess, nor allow any minor child under said person’s immediate supervision to use, possess or explode any fireworks in any public park unless such possession or use is part of a duly authorized public display. The term “fireworks” shall include “common fireworks” as per the provisions of Chapter 70.77 RCW. (Ord. 454B § 1, 1983).

12.12.150 Molesting animals.

No person shall molest, catch, injure or kill, or throw any stone or missile of any kind at, or strike with any stick or weapon, any animal or bird in a public park or public place. A violator of this section may be cited into an appropriate court of law and charged with a misdemeanor. Conviction of such misdemeanor shall be punished by a fine of not more than $1,000, imprisonment for a term not to exceed 90 days, or both. (Ord. 454 § 6(14), 1977).


No person shall solicit or ask for the payment or gift of money, or sell, offer or solicit for sale, any goods, services or merchandise in a public park or public place without the prior written permit from the city clerk or his designated representative. (Ord. 454 § 6(15), 1977).

12.12.170 Amplified sound.

No person shall operate or use any loudspeaker or mechanical means of amplifying sound in any public park or public place without the prior written consent of the police chief or his or her designated representative. Loud music, loud muffler noise, and loitering in vehicles in city parks shall be prohibited. (Ord. 454 § 6(16), 1977).


No person shall conduct any circus, carnival or similar exhibition except as a part of an organized recreation program of the parks and recreation department. (Ord. 454 § 6(17), 1977).


No person shall have, keep or operate any boat or other watercraft within the limits of any park or land the same at any point on the shore bordering any park, except at places designated for such purpose or except in an emergency. (Ord. 454 § 6(18), 1977).
12.12.200 Boats—Compliance with Pierce County water regulations required.

Repealed by Ord. 1028. (Ord. 454A § 2, 1978).


No person shall ride or drive any bicycle or motor vehicle over or through any public park or public place except along and upon public roads, streets or other designated areas therein, or operate any vehicle at a speed in excess of the posted speed limit. (Ord. 454 § 6(20), 1977).

12.12.220 Games.

No person shall practice or play golf, baseball or other games of like character in any public park or public place except at places designated for such purposes. (Ord. 454 § 6(21), 1977).


No person shall, without the written permission of the city engineer or his designated representative, place or hereafter maintain upon the ground in a public park or public place any stone, cement or other substance which shall impede the free entrance of water and air to the roots of any tree planted in such public park or public place, without leaving an open space of ground outside the trunk of the tree not less than four feet square. (Ord. 454 § 6(22), 1977).

12.12.240 Interference with employees.

No person, firm or corporation shall prevent, delay or interfere with the employees of the city in the planting, pruning, spraying or removing of trees, plants or shrubs in a public park or a public place. (Ord. 454 § 6(23), 1977).

12.12.250 Violations—Penalties.

The acts or conditions enumerated in this chapter are proclaimed to be public nuisances. Those persons responsible for maintaining with knowledge such nuisance shall be subject to immediate ejection from the city park area and served with a no trespass order by the Police Department. Unless otherwise specifically set forth herein, a violator may also be charged with an infraction for which the penalty shall be as follows:

<table>
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<td>2nd offense within one year</td>
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<tr>
<td>3rd offense within one year</td>
<td>$200.00</td>
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Persons charged with infractions shall be processed by the municipal court in the same manner as persons charged with traffic infractions. Persons failing to appear for hearings for violations of this chapter shall be subject to the penalties set forth in BLMC 116.030.

In addition, a violator may be cited into an appropriate court of law and charged with a misdemeanor. The bail schedule for violations of BLMC 12.12.020 shall be:

- First offense—$100.00;
- Second offense—$200.00;
- Subsequent offenses—$300.00. Conviction of such misdemeanor shall be punished by a fine of not more than $1,000, imprisonment for a term not to exceed 90 days, or both. (Ord. 656 § 3, 1992; Ord. 454 § 6(23), 1977).

Section 2. This ordinance shall take effect thirty (30) days after its passage, approval, and publication as required by law.

PASSED by the City Council and approved by the Mayor this _______ day of _____________________, 2007.

______________________________
Neil Johnson, Mayor

ATTEST:

______________________________
Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

______________________________
James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective Date:
City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form

Department/Staff Contact: Police Department
Mike L. Mitchell
Council/Wkshp Meeting Date: 10 April 2007
Agenda Item Number: AB07-85
Ordinance Number: 1676
Resolution Number:

**BUDGET INFORMATION**

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<td>($23,865)</td>
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**Explanation:** The cost of filling the 2007 budgeted Administration Lieutenant is $86,400 annually; however, the cost of filling the position as a Patrol Officer is only $62,535 annually. There is a savings of $23,865.00 annually by consolidating the Lieutenant’s position into an Assistant Chief’s position and filling a Patrol Officer’s position.

**Administrative Recommendation:**
Approve the authorization to hire an Assistant Chief in lieu of the Administrative Lieutenant’s position.

**Background Summary:**
In the 2007 budget, an additional Administrative Lieutenant was approved; however, the position has not been filled at this time. Due to the current and projected administrative workload in the operations division of the police department, there is a greater need to re-organize and change the title of the Administrative Lieutenant to Assistant Chief, not fill the Operations Lieutenant’s position and instead backfill with a patrol officer. The Mayor and City Administrator both approve of the request.

**Council Committee Dates:**
Finance Committee: 04/10/07
Public Safety Committee:
Community Development & Planning Committee:
Council Workshop:

**Commission Dates:**
Planning Commission:
Civil Service Commission:

**Board/Hearing Examiner Dates:**
Park Board:
Hearing Examiner:

**Council Action:**
Council Call for Hearing:
Council Hearings Date:
Council Referred Back to: Workshop:
Council Tabled Until:
Council Meeting Dates: 04/10/07

**Signatures:**
Dept. Dir.
Mayor
Date City Attorney reviewed
DATE: 3-28-07

ORIGINATOR: Mike L. Mitchell  TITLE: Chief of Police

SUBJECT/DISCUSION: Resolution 1676 Request to fill a 2007 budgeted position of Administrative Lieutenant for an Assistant Chief.
In the 2007 budget, an additional Administrative Lieutenant was approved; however, the position has not been filled at this time. Due to the current and projected administrative workload in the operations division of the police department, there is a greater need to re-organize and change the title of the Administrative Lieutenant to Assistant Chief, not fill the Operations Lieutenant’s position and instead backfill with a patrol officer. The Mayor and City Administrator both approve of the request.

ORDINANCE/RESOLUTION: Resolution 1676

REQUEST OR RECOMMENDATION BY ORIGINATOR: Approve the authorization to hire an Assistant Chief in lieu of the Administrative Lieutenant’s positions.

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE

MAYOR YES
FINANCE DIRECTOR YES
CITY ATTORNEY YES

BUDGETED ITEM: Yes  BUDGET INFORMATION
TOTAL COST: $86,400
(Note: If budgeted item, attach copy of budget page and identify)

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Explanation: The cost of filling the 2007 budgeted Administration Lieutenant is $86,400 annually; however, the cost of filling the position as a Patrol Officer is only $62,535 annually. There is a savings of $23,865.00 annually by consolidating the Lieutenant’s position into an Assistant Chief’s position and filling a Patrol Officer’s position.

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

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<tr>
<td>James Rackley, Chair, CDC</td>
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COMMITTEE COMMENTS:

COMMITTEE’S RECOMMENDATION TO FORWARD TO:

CITY CLERK  FINANCE DIRECTOR  CITY ATTORNEY

Please schedule for Council Meeting date of: April 10, 2007
RESOLUTION NO. _______

A RESOLUTION OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO HIRE AN ASSISTANT CHIEF OF POLICE AND A PATROL OFFICER IN LIEU OF THE ADMINISTRATIVE LIEUTENANT’S POSTITION.

WHEREAS, the Police department had requested a positions name change in the 2007-2008 biennial budget, included with a re-organization within the police department; and

WHEREAS, An Administrative Lieutenant position was ultimately budgeted and approved, but not an Assistant Chief of Police or Patrol Officer position; and

WHEREAS, due to the projected re-organization of the police department, there is a greater need for an Assistant Chief of Police and Patrol Officer in lieu of an Administration Lieutenant at this time; and

WHEREAS, the cost of filling an Assistant Chief of Police position will remain the same as the Lieutenant position; and

WHEREAS, the cost of filling a Patrol Officer position is less costly than filling an Administrative Lieutenant’s position.

WHEREAS, with the concurrence of the Mayor the police department has requested to substitute an Assistant Chief of Police position for the Administration Lieutenant position funded in the current budget;

NOW THEREFORE, the City Council of the City of Bonney Lake, Washington hereby resolves as follows:

The Mayor is authorized to increase one Assistant Chief of Police and one Police Officer position and decrease one Administrative Lieutenants position in the police department. The position allocation and authorization chart shall be amended to reflect this action as part of the mid-biennium budget review later this year.

PASSED BY THE CITY COUNCIL this _____ day of April, 2007.

____________________________
Neil Johnson, Jr., Mayor

ATTEST:

____________________________
Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

____________________________
James J. Dionne, City Attorney
CURRENT ORGANIZATION STRUCTURE
(see attached org chart)
1 Chief of Police
2 Lieutenants: (1) Operations, (1) Administration
5 Sergeants (3) Patrol, (1) Detective, (1) Administration
3 Detectives (1) assigned to DEA task force
13 Patrol Officers
2 Traffic/Patrol Officers
1 School Resource Officer (SRO)
2 Community Service Officer’s (CSO), (1) 2007 new hire
3 Records Clerks
1 Office Assistant
1 Crime Analysis (part time)
1 Bailiff (part time)
1 Clerk (part time)

Total
32 Full Time Employees
4 Part Time Employees
36 Staff Members

PROPOSED ORGANIZATION STRUCTURE
(see attached org chart)
1 Chief of Police
1 Assistant Chief
1 Operations Lieutenant (remain vacant until growth dictates necessity)
5 Sergeants (3) Patrol, (1) Detective, (1) Administration
3 Detectives (1) assigned to DEA task force
13 Patrol Officers
2 Traffic/Patrol Officers
1 K-9 Officer
1 School Resource Officer (SRO)
2 Community Service Officer’s (CSO), (1) 2007 new hire
3 Records Clerks
1 Office Assistant
1 Crime Analysis (part time)
1 Bailiff (part time)
1 Clerk (part time)

Total
32 Full Time Employees (Vacant LT position not counted).
4 Part Time Employees
36 Staff Members

ADDED SERVICES PLANNED FOR 2007 AND 2008
- Reserve Program
- More coverage on Lake Tapps
- More coverage at Allen Yorke Park
- K-9 Unit
- Marine Services expansion
- Pro-active team to focus on crime trends and problem locations for drug use
- Expanded Volunteer program
- Explorer post

HOW DO WE ACCOMPLISH THIS?
- Promote a Sergeant to Assistant Chief
- Test and promote a Sergeant to back fill for the promotion to Assistant Chief
- Hire one new officer to back fill for the promotion to Sergeant
- Hire one new officer for the vacant Lieutenants position. (The position that will remain vacant until authorized.)

BUDGETED FUNDS THAT ARE SAVINGS FROM VACANT POSITION (approximately $25,000.00) ARE USED FOR THE FOLLOWING PROGRAMS:
- Reserve Program
- More coverage on Lake Tapps
- More coverage at Allen Yorke Park
- K-9 Unit (possible grant funding for this position)
- Marine Services expansion (three month SeaDoo loaner program each year)
- Pro-active team to focus on crime trends and problem locations for drug use
- Expanded Volunteer program
- Explorer post
City of Bonney Lake, Washington  
Council Agenda Bill (C.A.B.) Approval Form

<table>
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<th>Council Meeting Date: April 10, 2007</th>
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<td>Ordinance D07-68</td>
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<td>Council Member Sponsor: King</td>
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**BUDGET INFORMATION**

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</table>

**Explanation:**

**Agenda Subject:** An ordinance of the City Council of the City of Bonney Lake, repealing Chapter 5.14 of the Municipal Code and adopting a new Chapter 5.14, regulating the sale, purchase, use, and possession of fireworks within the City.

**Administrative Recommendation:**

**Background Summary:** Review of Chapter 5.14 of the BLMC revealed it had last been updated in 1983 and was not consistent with the requirements of RCW 70.77 and applicable requirements of the WAC, nor did it reflect current City needs. The proposed chapter revises standards and delineates responsibility for inspecting and permitting fireworks sales facilities and displays, limits hours of sales and use of consumer fireworks, provides enhanced enforcement tools to handle fireworks violations, and authorizes the Mayor to issue an emergency temporary fireworks sales and use ban when justified by public safety needs or for protection of woodlands and wild lands.

|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------|

**Council Action:**

Council Call for Hearing: Council Hearings Date: 
Council Referred Back to: Workshop: Committee 
Council Tabled Until: Council Meeting Dates: 

**Signatures:**

Dept. Dir. [Signature] Mayor [Signature] Date City Attorney reviewed 3/20/07 

G:\users\everyone\ag-b\AGGBL1
PUBLIC SAFETY COMMITTEE

DATE: April 2, 2007

ORIGINATOR: David King  TITLE: Council Member

SUBJECT/DISCUSSION: Repeal of Chapter 15.04 and adding new Chapter on Fireworks

ORDINANCE/RESOLUTION # D-07-68

REQUEST OR RECOMMENDATION BY ORIGINATOR: See attached

ISSUE AND DOCUMENTS HAVE BEEN REVIEWED AND APPROVED BY THE:

MAYOR
FINANCE DIRECTOR
CITY ATTORNEY

BUDGET INFORMATION:

BUDGETED ITEM: N/A  TOTAL COST:

(Note: If budgeted item, attach copy of budget page and identify)

2007 Budget Amount  Required Expenditure  Impact  Remaining Balance

Explanation:

Repeal current Chapter 5.14 relating to Fireworks and add new Chapter

__________________________________________________________

COMMITTEE ACTION: RECOMMEND APPROVAL TO COUNCIL

Phil DeLeo, Chair, Public Safety
DATE  APPROVED  DISAPPROVED
4/2/07

David King, Public Safety
4/2/07

Cheryl Noble, Public Safety

COMMITTEE COMMENTS:

COMMITTEE’S RECOMMENDATION TO FORWARD TO:
CITY CLERK  FINANCE DIRECTOR  CITY ATTORNEY

Please schedule for Council Meeting date of:

g:\users\everyone\finance committee\form template.doc
ORDINANCE NO. D07-68


WHEREAS, the City of Bonney Lake possesses authority under Article XI, section 11 of the State Constitution, and RCW 70.77.240, to adopt and enforce laws that regulate the sale, purchase, and use of consumer fireworks; and,

WHEREAS, the City of Bonney Lake is obliged to provide consistency and concurrency in local application and enforcement of State laws regarding consumer fireworks; and,

WHEREAS, the City Council finds that protection of the lives, property, and repose of the citizens will be enhanced by limitation of the days, hours, and locations of sale and use of fireworks greater than those afforded by RCW 70.77; and,

WHEREAS, the City Council finds it prudent to provide the Mayor with power, under emergency circumstances or conditions, to temporarily prohibit the sale and/or use of fireworks;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE DO ORDAIN AS FOLLOWS:

Section 1. Chapter 5.14 of the Bonney Lake Municipal Code is hereby repealed.

Section 2. A new Chapter 5.14 of the same title is hereby added to read as follows:
Chapter 5.14

FIREWORKS

Sections:

5.14.040 Designee – Director of Planning and Community Development
5.14.045 "Consumer fireworks" and "display fireworks" – Additional definitions.
5.14.050 State license and city permit required.
5.14.055 Inspections.
5.14.060 Copy of license to be filed.
5.14.070 Certificate of insurance required.
5.14.080 Activities to be conducted in a safe and reasonable manner.
5.14.090 Permit required for sales – Application.
5.14.100 Retail fireworks temporary structures.
5.14.110 Sale and Discharge of fireworks.
5.14.120 Special purchase and use permits.
5.14.130 Permit for public display.
5.14.140 Agreement to confiscate and destroy illegal fireworks – Alternative to seizure process.
5.14.150 Permit revocation.
5.14.170 Emergency prohibition of fireworks sale and/or use

The following laws contained within the Revised Code of Washington (RCW) are hereby adopted by reference as currently enacted and as hereafter amended from time to time, and shall be given the same force and effect as if set forth herein in full; provided, that any provision in the RCW dealing solely and exclusively with the investigation, prosecution, or sentencing of a felony crime is not adopted herein.

RCW

70.77.126 Definitions – "Fireworks."
70.77.131 Definitions – "Display fireworks."
70.77.136 Definitions – "Consumer fireworks."
70.77.138 Definitions – "Articles pyrotechnic"
70.77.141 Definitions – "Agricultural and wildlife fireworks."
70.77.146 Definitions – "Special effects."
70.77.160 Definitions – “Public display of fireworks.”
70.77.165 Definitions – “Fire nuisance.”
70.77.170 Definitions – “License.”
70.77.175 Definitions – “Licensee.”
70.77.180 Definitions – “Permit.”
70.77.182 Definitions – “Permittee”
70.77.190 Definitions – “Person.”
70.77.200 Definitions – “Importer.”
70.77.205 Definitions – “Manufacturer.”
70.77.210 Definitions – “Wholesaler.”
70.77.215 Definitions – “Retailer.”
70.77.230 Definitions – “Pyrotechnic operator.”
70.77.236 Definitions – “New fireworks item.”
70.77.241 Definitions – “Permanent storage” – “Temporary storage”
70.77.255 Acts prohibited without appropriate licenses and permits – Minimum age
   for license or permit – Activities permitted without license or permit.
70.77.260 Application for permit.
70.77.265 Investigation, report on permit application.
70.77.270 Governing body to grant permits – State-wide standards – Liability
   insurance.
70.77.280 Public display permit – Investigation – Governing body to grant – Conditions.
70.77.285 Public display permit – Bond or insurance for liability.
70.77.290 Public display permit – Granted for exclusive purpose.
70.77.295 Public display permit – Amount of bond or insurance.
70.77.345 Duration of licenses and retail fireworks sales permits.
70.77.381 Wholesalers and retailers – Liability insurance requirements.
70.77.386 Retailers – Purchase from licensed wholesalers.
70.77.401 Sale of certain fireworks prohibited.
70.77.405 Authorized sales of toy caps, tricks, and novelties.
70.77.410 Public displays not to be hazardous.
70.77.415 Supervision of public displays.
70.77.420 Storage permit required – Application – Investigation – Grant
   or denial – Conditions.
70.77.425 Approved permanent storage facilities required.
70.77.435 Seizure of fireworks.
70.77.440 Seizure of fireworks – Proceedings for forfeiture – Disposal of
   confiscated fireworks.
70.77.480 Prohibited transfers of fireworks.
70.77.485 Unlawful possession of fireworks – Penalties.
70.77.488 Unlawful discharge or use of fireworks – Penalty.
70.77.495 Forestry permit to set off fireworks in forest, brush, fallow, etc.
70.77.510 Unlawful sales or transfers of special fireworks – Penalty.
70.77.515 Unlawful sales or transfers of consumer fireworks -- Penalty.
70.77.517 Unlawful transportation of fireworks – Penalty.
70.77.520 Unlawful to permit fire nuisance where fireworks kept – Penalty.
70.77.525 Manufacture or sale of fireworks for out-of-state shipment.
70.77.535 Special effects for entertainment media.
70.77.540 Penalty.
70.77.545 Violation a separate, continuing offense.
70.77.547 Civil enforcement not precluded.
70.77.580 Retailers to post list of consumer fireworks.

The terms “city,” “local public agency,” and “local government,” as used in
the sections of Chapter 70.77 RCW that are adopted by reference in this
Chapter, shall mean the City of Bonney Lake.

The term “local fire official,” as used in the provisions of the Revised Code
of Washington adopted by this chapter, shall mean the chief (or his designee) of East
Pierce Fire and Rescue. The fire marshal referred to in this chapter shall mean the fire
marshal of East Pierce Fire and Rescue.

5.14.040 Designee – Director of Planning and Community Development.
Pursuant to RCW 70.77.270, the city council hereby designates the Director of Planning
and Community Development (or his or her qualified designee) as the person with
authority, subject to the concurrence of the local fire official, to grant or deny permits
that are sought pursuant to this chapter.

5.14.045 “Consumer fireworks” and “display fireworks” – Additional definitions.

A. The term “consumer fireworks,” shall, in addition to the definition set forth in RCW
70.77.136, include the types of fireworks set forth in WAC 212-17-035.

B. The term “display fireworks,” shall, in addition to the definition set forth in RCW
70.77.131, include the types of fireworks set forth in WAC 212-17-040.

5.14.050 State license and city permit required.

A. Pursuant to Chapter 70.77 RCW and this chapter, a permit issued by the Director of
Planning and Community Development or his or her designee shall be required for any
activity enumerated in RCW 70.77.255(1).

B. No permit for the activities set forth in RCW 70.77.255(1) shall be issued until:

1. A license issued by the Chief of the Washington State Patrol is filed with the
local fire official or his or her designee; and

2. A certificate of insurance as required by BLMC 5.14.070 and Chapter 70.77
RCW is filed.
5.14.055 Inspections.

Prior to the issuance of any permit, and at any time thereafter during its permitted use, the local fire official or his or her designee may perform an inspection of any structure or building intended for retail activity, wholesale activity, manufacturing activity, fireworks storage, or public display of fireworks, to determine whether such structures or buildings comply with the requirements of the Revised Code of Washington, the Washington Administrative Code or the city code. No permit shall be issued, or remain in effect, unless such structures or buildings comply with applicable laws and the Bonney Lake Municipal Code.

5.14.060 Copy of license to be filed.
Any person who obtains a permit as required by this chapter shall file with the police and local fire official, a copy of each license for such activity required by Chapter 70.77 RCW.

5.14.070 Certificate of insurance required.

A. As a condition of the issuance of any permit required by this chapter, and at all times during the sale, storage, or display of fireworks pursuant to the authority granted by a permit issued pursuant to this chapter, every retailer, wholesaler, manufacturer, or pyrotechnic operator operating within the city limits of Bonney Lake shall obtain and have in effect a bond or insurance in the amounts required by RCW 70.77.270, 70.77.285 and 70.77.295. The Director of Planning and Community Development, shall approve the bond or insurance if it meets the requirements of this section.

B. Any certificate of insurance or bond required by this chapter or the sections of Chapter 70.77 RCW adopted by this chapter shall provide that:

1. The insurer will not cancel the insured’s coverage without 15 days prior written notice to the Director of Planning and Community Development of the City of Bonney Lake and the Chief of the Washington State Patrol through the local fire official; and

2. The City of Bonney Lake, its employees, officer, agents, volunteers, and officials are included as additional insured; and

3. The City of Bonney Lake is not responsible for any premiums or assessments on the policy.

C. Nothing in this section shall relieve any person of the insurance requirements in Chapter 70.77 RCW.
5.14.080 Activities to be conducted in a safe and reasonable manner.

A. All retailers of fireworks and persons publicly displaying fireworks shall be responsible for conducting activities in a manner that is safe and responsible and in compliance with all federal, state, and local ordinances and regulations. The issuance of any permit required by this chapter shall in no way relieve any person from the duty of complying with all federal, state, and local ordinances and regulations or conducting activities in a safe and reasonable manner. The issuance of a permit shall not be deemed an endorsement by the City of Bonney Lake of the activity engaged in.

B. The city shall not be liable to any person, corporation, entity or holder of property for any damage that is caused by or derived from the display of fireworks. The person permitted for or displaying fireworks assumes all risks of such display, and shall hold the city and its employees and officials harmless from any and all claims or causes of action for damage caused by or derived from such display.

5.14.090 Permit required for sales – Application.

A. An application for a permit to sell fireworks shall be made in writing to the Director of Planning and Community Development (normally processed at the Permit Center, on forms provided for that purpose) no later than March 15 of the year for which permit is sought. Permit fees, inspection, and site plan review charges shall be charged as required by resolution of the city council. The applicant shall include with the application the following:

   1. a completed Bonney Lake Business License application and fee (non-profit entities are exempt from this requirement), and
   2. a copy of the signed and approved State License Application for Retail Firework Temporary structure Permit, and
   3. a copy of the signed and approved Washington State Patrol Fire Protection Bureau, Office of the State Fire Marshal-issued Fireworks Temporary structure License Permit (with printed permit number), and
   4. a copy of the lease agreement or permission from the property owner for the site location, and
   5. a site plan diagram of the proposed sale location, and
   6. a Certificate of Insurance as required by BLMC 5.14.070, and
   7. a performance bond or cleaning damage deposit of $50.

The Director of Planning and Community Development or his or her designee shall deny or grant any such application in writing no more than thirty days after receipt of an application. The Director of Planning and Community Development or his or her designee may place reasonable conditions on any permit issued. The person applying for a permit may appeal in writing the denial of the permit or the conditions of the permit to the Director of Planning and Community Development. The appeal shall be based solely
upon written information provided by the applicant and information obtained or held by
the Director of Planning and Community Development, and no hearing shall be required.
The determination of the Director of Planning and Community Development of the
appeal shall be final.

B. The applicant shall post with the city a performance bond or cash deposit in an
amount of $50, conditioned upon the prompt removal of the temporary structure and the
cleaning up of all debris from the site of the temporary structure. The removal of the
temporary structure and the required cleanup shall be performed no later than 5 days after
termination of the temporary structure’s permitted operation. In the event that the
required cleanup is not performed to the satisfaction of the inspecting official of the city,
the entire amount of the bond shall be forfeited to the city. Extraordinary expenses in
excess of the bond amount in addition to all other remedies, if suffered by the city in
cleanup or site remediation, shall be billed to the permit holder. Failure of the permit
holder to pay such a billing, in full and within 30 days, may result in refusal of the city to
grant a future firework temporary structures permit to the same person, charity, or
business.

5.14.100 Retail fireworks temporary structures.

The following requirements shall apply to the operation of retail fireworks temporary
structures:

A. Prior to opening for business, a temporary retail sales fireworks structure must be
inspected and approved by the fire marshal.

B. Inspections of temporary structures shall not be conducted until the local fire official is
notified by the temporary structure operator that the temporary structure is configured in
the manner intended for opening for business.

C. Temporary structures shall comply with all requirements of WAC 212-17-21505;
21509; 21511; 21513; 21515; and 21517. Where there are practical difficulties in
achieving compliance, and alternatives are sought that do not compromise public safety,
the permit holder shall fully inform the police and fire chiefs in writing, of the non-
compliance issue and seek a written approval of the alternative proposed.

D. No person, firm, corporation, or charitable organization shall receive more than one
permit from the city for the sale of fireworks during any one calendar year. The
maximum number of permits that may be issued pursuant to this chapter shall not exceed
one license for each 2,500 residents of the city, according to the last official census or the
last estimate of the state’s census board.

E. Transfer to any other person, firm, corporation, or charitable organization by the
permit holder of the permit issued by the city shall be deemed void and a violation of this
chapter.
5.14.110 Sale and Discharge of fireworks.

A. Except as permitted by this chapter and state law, it is unlawful to possess, discharge or sell at wholesale or retail any fireworks other than consumer fireworks.

B. No consumer fireworks shall be sold or offered for sale at retail within the city except from 12:00 noon on the twenty-eighth day of June to 11:00 p.m. on the fourth day of July of each year. No consumer fireworks may be sold between the hours of 11:00 p.m. and 9:00 a.m.

C. It is unlawful for a person to ignite, discharge, use or explode any consumer fireworks except between the hours of 9:00 a.m. and 11:00 p.m. on July 3rd and on July 5th, between 9:00 a.m. and 12:00 midnight on July 4th, and between 6:00 p.m. on December 31st and 1 a.m. on January 1st.

D. The restrictions on the sale or discharge of fireworks contained in this section are effective starting on June 28, 2008 and every day thereafter. Until that date, the restrictions contained in RCW 70.77.395 govern the times when the sale and discharge of fireworks is permitted in the city.

E. It is unlawful for any person to discharge fireworks on the property of another without permission of the owner of such property. It is unlawful for any person to discharge fireworks in a public park unless a written permit has been obtained from the city. It is unlawful for any person to discharge fireworks on city property that is not a park without the express written permission of the city.

F. During hours of operation, the operator of a retail sales fireworks temporary structure shall prominently post a sign quoting the text of BLMC 5.14.110 B, C, and D, above, at every point where a sales transaction is completed.

G. The transfer of fireworks ownership, whether by sale at wholesale or retail, by gift or by other means of conveyance of title, or the delivery of any fireworks to any person who does not possess a valid permit at the time of such transfer where a permit is required by this chapter, is prohibited.

H. The sale, transportation, possession, or discharge of fireworks not marked as required by Chapter 70.77 RCW is prohibited.

5.14.120 Special purchase and use permits.

A. Religious organizations or private organizations or persons may purchase or use consumer fireworks on dates and at times other than that specified in BLMC 5.14.130 if such fireworks are:

1. Purchased from a manufacturer, importer or wholesaler licensed pursuant to
Chapter 70.77 RCW;

2. A special use permit is obtained from the Director of Planning and Community Development or his or her designee;

3. For use on dates and locations prescribed in the special use permit; and

4. For religious or specific purposes.

B. Applications for a permit required under this section shall be made in writing to the Director of Planning and Community Development or his or her designee on forms provided for that purpose [cannot charge a fee under RCW 70.77.311]. The fire marshal or his or her designee shall investigate whether the character and location of the proposed use would be hazardous or dangerous to any person or property. Based on such investigation, the Director of Planning and Community Development or his or her designee may grant or deny such permit and may place reasonable conditions on any permit issued. A copy of the permit, upon issuance, shall be provided to the Chief of Police by the Director or his designee.

C. No permit issued pursuant to this section shall be transferable. If such permit is issued it shall be lawful only for the prescribed uses. A permit authorized by this section shall not be issued unless the applicant is over the age of 18 years.

D. The permit holder shall, no less than two days prior to the display, notify city residents within 500 feet of the display of the display location(s) and time(s). This requirement may be waived by the Director of Planning and Community Development for displays that have been widely publicized in community newspapers.

5.14.130 Permit for public display.

A. An application to make a public display of fireworks (as defined in RCW 70.77.160) shall be made in writing to the Director of Planning and Community Development or his or her designee on forms provided for that purpose and shall be accompanied by a fee as required by resolution for each display. Application shall be submitted at least 10 days in advance of the proposed display.

B. The fire marshal or his or her designee shall investigate whether the character and location of the display would be hazardous or dangerous to any person or property.

C. If the Director of Planning and Community Development or his or her designee grants a permit for the public display of fireworks, the sale, possession and use of fireworks for the public display is lawful for that purpose only. No such permit shall be transferable.
D. The person applying for a permit may appeal in writing the denial of the permit or the conditions of the permit to the Director of Planning and Community Development. The appeal shall be based solely upon written information provided by the applicant and information obtained or held by the Director of Planning and Community Development, and no hearing shall be required. The determination by the Director of Planning and Community Development of the appeal shall be final.

E. The permit holder shall, no less than two days prior to the display, notify city residents within 500 feet of the display of the display location(s) and time(s). Such notification may be in writing, in person, via e-mail, or other authorized means. This requirement may be waived by the Director of Planning and Community Development for displays that have been widely publicized in community newspapers.

5.14.140 Agreement to confiscate and destroy illegal fireworks – Alternative to seizure process.

A. In lieu of the formal seizure and forfeiture process set forth in RCW 70.77.435 and 70.77.440, the city and the person possessing or selling fireworks subject to seizure may enter an agreement wherein the city, through action by the Bonney Lake Police Department, agrees to confiscate and destroy the fireworks subject to seizure.

B. An agreement made pursuant to this section vests all right, title and possession in the fireworks with the Bonney Lake Chief of Police. The fireworks may be immediately destroyed or otherwise disposed of at the discretion of the Bonney Lake Chief of Police or his or her designee.

5.14.150 Permit revocation.

Violations of any provision of Chapter 70.77 RCW, this chapter, or a permit issued hereunder, or any failure or refusal on the part of the permit holder to obey any rule, regulation or request of the fire chief or his or her designee concerning fireworks, shall be grounds for the revocation of a fireworks permit.


Except as otherwise provided in this chapter, any person violating any provision of this chapter or any permit issued pursuant to this chapter is guilty of a misdemeanor punishable by imprisonment for a maximum term fixed by the court of not more than 90 days, or by a fine in an amount fixed by the court of not more than $1,000, or by both such imprisonment and fine. A person is guilty of a separate offense for each day or occurrence during which he or she commits, continues, or permits a violation of any provision of, or permit issued under, this chapter. The inclusion in this chapter of criminal penalties does not preclude enforcement of this chapter through civil means.

5.14.170 Emergency prohibition of fireworks sale and/or use
The Mayor of the City of Bonney Lake may issue a city-wide or site-specific temporary emergency order prohibiting the sale and/or use of fireworks, if the Mayor has a reasonable and articulable belief that conditions exist where use or sale of fireworks threatens public safety or poses a severe wild land or woodland fire hazard. Prior to issuing the emergency order, the Mayor shall consult with local law enforcement and fire officials for best available public safety information pertinent to the conditions, and shall notify the City Council. The temporary emergency order shall specify the time period it shall be in effect and shall be subject to concurrence by a majority of the City Council if the prohibition period exceeds 60 days. The emergency order may be cancelled by the Mayor prior to its expiration date, based on information from the local law enforcement and fire officials as to prevailing conditions.

**5.14.180 Severability.**

If any provision of this chapter, or its application to any person or circumstance, is held invalid, the remainder of the chapter or the application of the provisions to other persons or circumstances is not affected.

**Section 3.** This ordinance shall take effect thirty (30) days after its passage, approval, and publication as required by law.

PASSED by the City Council and approved by the Mayor this ______ day of ________________________, 2007.

____________________________
Neil Johnson, Mayor

ATTEST:

____________________________
Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

____________________________
James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective Date:
City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form

<table>
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<tr>
<th>Department/Staff Contact: Don Morrison</th>
<th>Council/Wrkshp Mtg Date: January 16, 2007</th>
<th>Agenda Bill Number: AB07-91</th>
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<td>Ordinance Number:</td>
<td>Resolution Number: 1678</td>
<td>Councilmember Sponsor: Deputy Mayor Swatman</td>
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**BUDGET INFORMATION**

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**Explanation:** UNK

**Agenda Subject:** PLATEAU SEWER SERVICE AREA

**Administrative Recommendation:** Approve.

**Background Summary:** Sewer service is an integral part of sound urban planning and growth management. In 2002, the City of Bonney Lake purchased Pierce County’s sewer service area in the greater Bonney Lake area. The City of Orting previously agreed to be the sewer provider for Cascadia, but would prefer to get out of this obligation. The City is obligated to provide sewer service to developments in our unincorporated sewer service area such as Plateau 465. The City’s Comprehensive Wastewater Plan contemplates building a Membrane Bio-Reactor (MBR) plant and/or expanding the Sumner Waste Water treatment in order to achieve an economy of scale provided by a sufficiently large customer base in the south plateau area. Because of the failed boring under the river to Orting, the County is now considering providing sewerage service to Cascadia, and there is also talk of forming a separate sewer district on the plateau to serve Cascadia and Falling Waters. This would severely limit the City’s ability to properly plan and serve its southern comprehensive urban growth area.

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<th>Council Committee Dates:</th>
<th>Commission Dates:</th>
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**Council Action:**

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<td>Council Referred Back to:</td>
<td>Workshop: Committee:</td>
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<tr>
<td>Council Tabled Until:</td>
<td>Council Meeting Dates:</td>
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**Signatures:**

Dir. Authorization: [Signature]
Mayor: [Signature]
Date City Attorney Reviewed: [Date]
RESOLUTION NO. 1678

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, SUPPORTING THE CITY OF BONNEY LAKE AS THE PRINCIPAL SEWER PROVIDER ON THE BONNEY LAKE PLATEAU.

WHEREAS, in 2002, the City of Bonney Lake purchased Pierce County’s sewer service area in the greater Bonney Lake area; and

WHEREAS, Orting had previously agreed to be the sewer provider for the Cascadia area; and

WHEREAS, Orting no longer desires to provide sewer service to the Cascadia development; and

WHEREAS, Cascadia lies within Bonney Lake’s comprehensive urban growth area; and

WHEREAS, other developments in the area such as Plateau 465 are looking to Bonney Lake to provide sewer service; and

WHEREAS, Bonney Lake is in the best position to supply full sewer services to the area; and

WHEREAS, New technology such as Membrane Bio-Reactor (MBR) and the ability to expand the Sumner Waste Water treatment facility are best facilitated with large customer bases, and such a plant is contemplated for the south plateau area in the City’s adopted comprehensive sewer plan;

NOW THEREFORE, the City Council of the City of Bonney Lake, Washington, does hereby resolve that the City shall offer complete support and pursue all strategies to remain the sewer provider for the greater Bonney Lake plateau area.

PASSED BY BONNEY LAKE CITY COUNCIL this _______ day of April, 2007.

__________________________
Neil Johnson, Jr., Mayor

ATTEST:

__________________________
Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

__________________________
Jim Dionne, City Attorney
City of Bouny Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form

Department/Staff Contact: Admin Srvc/Edvalson
Council/Wrkshp Mtg Date: 10 April 2007
Agenda Bill Number: AB07-87

Ordinance Number: Resolution Number: Councilmember Sponsor:

BUDGET INFORMATION

2007 Budget Amount Required Expenditure Impact Remaining Balance

Explanation: No additional budget Impact.

Agenda Subject: Council vote for Small Cities Representative to Pierce Transit Board.

Administrative Recommendation: Support Councilmember Rackley’s election to the Board.

Background Summary:
The City Council voted unanimously on February 27th in favor of submitting Councilmember Jim Rackley’s name as a nominee for the Pierce Transit Board as the small cities representative. The election process for the position requires that a certified copy of the Council’s motion and vote be submitted to Pierce Transit to register the City’s vote.

Council Committee Dates:
Finance Committee:
Public Safety Committee:
Community Development & Planning Committee:
Council Workshops:

Commission Dates:
Planning Commission:
Civil Service Commission:

Board/Hearing Examiner Dates:
Park Board:
Hearing Examiner:

Council Action:
Council Call for Hearing:
Council Hearings Date:
Council Referred Back to:
Workshop:
Committee:
Council Tabled Until:
Council Meeting Dates: 03/27/07 and 04/10/07

Signatures:
Dir. Authorization
Mayor
Date City Attorney Reviewed:
March 30, 2007

Mayor Neil Johnson
City of Bonney Lake
P.O. 7380
Bonney Lake, WA 98391

Dear Mayor Johnson:

Recently, you were sent a letter from Pierce Transit requesting your Council’s nomination of a representative to fill the at-large position elected by the 14 small cities and towns within Pierce Transit’s boundary.

Nominations received as of the March 28, 2007, deadline were:

    Dave Enslow, City of Sumner
    Jim Rackley, City of Bonney Lake

At your next council meeting, please select one nominee from those provided. A certified copy of the council resolution or motion must accompany the enclosed ballot. Please forward the ballot and appropriate verification to me on or before 5 p.m. on May 1, 2007.

If you have any questions, please call me at 581-8012.

Sincerely,

Sandy Byers, CMC
Clerk of the Board

Enclosure

cc: Pierce Transit Board of Commissioners
    Lynne Griffith, Chief Executive Officer
    Woody Edvalson, City Clerk
OFFICIAL BALLOT

Candidates:  
Dave Enslow, City of Sumner  
James Rackley, City of Bonney Lake

The city/town of _______________________________ wishes to cast its vote for Councilmember/Mayor _______________________________ of the City of _______________________________ to serve as a member of the Board of Commissioners for Pierce Transit for a three-year term, May 1, 2007, to April 30, 2010, representing the thirteen small cities and towns within Pierce Transit’s boundary.

Date: ____________________  
By: ________________________  
Title: ________________________

This form must be accompanied by a certified copy of the council resolution or motion. Ballots must be received by Pierce Transit’s Clerk of the Board by 5 p.m., May 1, 2007.
Dave Enslow
Candidate for Small Cities & Towns Representative
on the Pierce Transit Board of Commissioners

Dave is a long time Sumner resident with a background in banking and property investment. He was elected to the Sumner City Council in 1998 and shortly afterward was appointed to the Sound Transit Board. In 2001, he was elected to represent the Small Cities of Pierce County on the Pierce Transit Board. He has been an active advocate for small cities and combining local interests with the larger regional focus of the two agencies. He is active in regional transportation planning, including as a member of the Puget Sound Regional Council, Transportation Board and a regular participant at RAMP.

Dave views the improvement of our transportation system as critical for the future of our region.
Jim Rackley  
Candidate for Small Cities & Towns Representative  
on the Pierce Transit Board of Commissioners

Statement of Interest:  
I first became interested in Pierce Transit after graduation from the University of Puget Sound; I had to ride the bus to work. I depended on Pierce Transit for over two years. Bonney Lake was represented very well by Phil DeLeo for many years. I would be honored to work with this Board.

Bio:  
Jim Rackley is a Bonney Lake Councilmember (two terms) and retired Plant Controller with United States Gypsum Co. He graduated from Lakes High School and has an accounting/economics degree from the University of Puget Sound. As a Councilmember, Jim has demonstrated his continuing interest in local government education by achieving his AWC Certified Municipal Leadership Training (Advanced). Jim is married with three sons and four grandchildren. Other than for brief service in the Navy, he has lived in the Tacoma area for over fifty years. He has made Bonney Lake his residence for the past twenty years.