SIGN-UP TO SPEAK FOR SPECIFIC ACTION ITEMS ON THE AGENDA: If you have signed up prior to the Council meeting to speak with respect to a particular ordinance or resolution appearing on the agenda, you will be recognized to address the Council for up to one minute before the Council takes action on that item. Those wishing to address such items on the “Consent Agenda” should do so during the “Citizen Comments” portion of the Agenda. If the Council chooses to discuss the item further after taking comments, they may restrict additional public comment before taking action. Please look for the sign-up sheets near the Council Chamber doorway. (See Item II. B. for Citizen Comments on other items of City business.)

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

I. CALL TO ORDER – Mayor Neil Johnson, Jr.
   A. Flag Salute
   B. Roll Call: Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember James Rackley.
   C. Announcements, Appointments and Presentations:
      1. Announcements: None.
      2. Appointments:
         a. AB11-146 – Motion to Approve Randi Phelps as a Park Board Commissioner.
      3. Presentations:
   D. Agenda Modifications:

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:
   A. Public Hearings:
   B. Citizen Comments:
      You may address the City Council on matters of City business for up to 5 minutes. Those commenting about ordinances or resolutions on the “Consent Agenda” should limit their comments to one minute per item. When recognized by the Mayor, please state your name and address for the official record. Designated representatives speaking on behalf of a group may take up to 10 minutes on matters of general City business.
   C. Correspondence:
III. COUNCIL COMMITTEE REPORTS:
A. Finance Committee
B. Community Development Committee
C. Public Safety Committee
D. Other Reports

IV. CONSENT AGENDA:
The items listed below may be acted upon by a single motion and second of the City Council. By simple request to the Chair, any Councilmember may remove items from the Consent Agenda for separate consideration after the adoption of the remainder of the Consent Agenda items.

B. Approval of Accounts Payable and Utility Refund Checks/Vouchers: Accounts Payable checks/vouchers #62261 thru 62298 (Including Wire Transfer #s 8196304, 20111012, 20111017) in the amount of $165,809.88; Accounts Payable checks/vouchers #62299 thru 62347 in the amount of $3,061.64; Accounts Payable checks/vouchers #62348 thru 62377 in the amount of $78,650.68; for a grand total of $247,522.20.
C. Approval of Payroll: Payroll for October 16-31st 2011 for checks 30082-30110 including Direct Deposits and Electronic Transfers in the amount of $582,630.56.

p. 29 D. AB11-139 – Resolution 2166 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Surplus Property In Accordance With The Provisions Outlined In BLMC 2.70.100.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

p. 35 A. AB11-143 – Resolution 2167 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Awarding The Lift Station 17 Flow Meter Addition And Fuel Storage Tank Replacement Project To Stouder General Construction, LLC.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES: None

IX. EXECUTIVE SESSION: Pursuant to RCW 42.30.110, the City Council may hold an executive session. The topic(s) and the session duration will be announced prior to the executive session.

X. ADJOURNMENT

For citizens with disabilities requesting translators or adaptive equipment for communication purposes, the City requests notification as soon as possible of the type of service or equipment needed.

THE COUNCIL MAY ADD AND TAKE ACTION ON OTHER ITEMS NOT LISTED ON THIS AGENDA
**City of Bonney Lake, Washington**

**City Council Agenda Bill (AB)**

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Meeting/Workshop Date:</th>
<th>Agenda Bill Number:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Executive / Don Morrison</td>
<td>8 November 2011</td>
<td>AB11-147</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Agenda Item Type:</th>
<th>Ordinance/Resolution Number:</th>
<th>Councilmember Sponsor:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Presentation</td>
<td>D11-147</td>
<td></td>
</tr>
</tbody>
</table>

**Agenda Subject:**  Mid-Biennial Budget Amendment

**Full Title/Motion:**  An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting The Mid-Biennial Budget Amendment For Budget Years 2011 And 2012.

**Administrative Recommendation:** Approve

**Background Summary:** The Council approved Ordinance No. 1373 which adopted the biennial budget for fiscal years 2011-2012. RCW 35A.34 provides procedures for adopting, managing, and amending a biennial budget, and requires that the adopted biennial budget be subject to a mid-biennial review and modification as needed. The proposed modification (Ord D11-147) amends the 2011 revenues and expenditures based on estimated actuals. The 2012 revenues are likewise amended based on the most recent revenue estimates for next year. In the General Fund, the 2012 amended departmental budgets reflect a continuation of the essential services, but have been further trimmed to reduce dependence on operating reserves. The Council had authorized use of $400,000 of General Fund reserves to balance the 2011 General Fund operating budget. Fortunately, by holding the line on expenditures the Administration will not need any of the fund balance that was authorized. In fact, we estimate that annual General Fund operating revenues will exceed operating expenditures by some $159,174. In 2012 we are proposing to carry-over the $400,000 of reserves the Council had authorized for 2011 but were not used. It is our hope that, like 2011, we will not actually need to use any of it. The expenditures programmed in the utility funds remain largely as originally budgeted, adjusted for changes as a result of grants, PWTF loans, council actions, and the carryover of 2011 capital projects in progress.

**Attachments:** D11-147 and Exhibits A-D

**BUDGET INFORMATION**

<table>
<thead>
<tr>
<th>Budget Amount</th>
<th>Current Balance</th>
<th>Required Expenditure</th>
<th>Budget Balance</th>
</tr>
</thead>
</table>

**Budget Explanation:** See Attached

**COMMITTEE, BOARD & COMMISSION REVIEW**

<table>
<thead>
<tr>
<th>Council Committee Review:</th>
<th>Approvals:</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date: 2 November 2011</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chair/Councilmember</td>
<td>Dan Swatman</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Councilmember</td>
<td>Mark Hamilton</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Councilmember</td>
<td>James Rackley</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Forward to:** Workshop | **Consent Agenda:** | Yes | No |

**Commission/Board Review:**

**Hearing Examiner Review:**

**COUNCIL ACTION**

<table>
<thead>
<tr>
<th>Workshop Date(s):</th>
<th>Public Hearing Date(s):</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Meeting Date(s):</th>
<th>Tabled to Date:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**APPROVALS**

<table>
<thead>
<tr>
<th>Director:</th>
<th>Mayor:</th>
<th>Date Reviewed by City Attorney:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>(if applicable):</td>
</tr>
</tbody>
</table>
Item I. C.3. Presentations:

No advance materials available for this item. Staff will distribute materials at the meeting.
City of Bonney Lake, Washington
City Council Agenda Bill (AB)

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Meeting/Workshop Date:</th>
<th>Agenda Bill Number:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fin / Al Juarez</td>
<td>8 November 2011</td>
<td>AB11-149</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Agenda Item Type:</th>
<th>Ordinance/Resolution Number:</th>
<th>Councilmember Sponsor:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Hearing</td>
<td>D11-141</td>
<td></td>
</tr>
</tbody>
</table>

**Agenda Subject:** Public Hearing for Ordinance D11-141, to Set the Amount of the Annual Ad Valorem Tax Levy to be Collected in 2012.

**Full Title/Motion:** An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Setting The Amount Of The Annual Ad Valorem Tax Levy Necessary For Fiscal Year 2012.

**Administrative Recommendation:**

**Background Summary:** Pursuant to Revised Code of WA (RCW) 84.52.020 the Mayor of the City of Bonney Lake must certify to the Pierce County Assessor-Treasurer and the Pierce County Council that the Bonney Lake City Council requests the following levy amounts be collected in year 2012 as provided in the city's budget and said property taxes will be adopted following a public hearing held on November 8, 2011.

The regular tax levy, $2,574,850.79, as illustrated in the attached "Preliminary Tax Levy Limit" worksheet, consists of the lawful regular tax levy multiplied by the 1% limit factor (RCW 84.55.005) plus the current years assessed value of new construction and improvements.

A refund levy, $5,334.31, is also illustrated in the attached "Preliminary Tax Levy Limit" worksheet that is provided by the Pierce County Assessor-Treasurer. Administrative refuds are defined as taxes that were either refunded back to the taxpayer or abated from the tax rolls due to loss of value from destroyed property. Law allows a district to relevy for revenue lost from an administrative change in the district's value, senior exemption, Department of Revenue exempt determinations, board of appeals actions, etc. and any taxes that were abated from the tax rolls prior to being paid due to destroyed property claims.

As defined in the attached ordinance, the dollar amount of the increase over the actual levy amount from the previous year shall be $23,586.48, which is a percentage increase of .937% from the previous year.

**Attachments:** Ordinance D11-141

---

**BUDGET INFORMATION**

<table>
<thead>
<tr>
<th>Budget Amount</th>
<th>Current Balance</th>
<th>Required Expenditure</th>
<th>Budget Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Budget Explanation:** 2012 Property Tax Levy: Regular Levy = $2,574,850.79; plus, Refund Levy = $5,334.31. Total Allowable (Combined Total) = $2,580,185.10.

---

**COMMITTEE, BOARD & COMMISSION REVIEW**

<table>
<thead>
<tr>
<th>Council Committee Review:</th>
<th>Approvals:</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td>Finance Committee</td>
<td>Chair/Councilmember</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Date: 8 November 2011</td>
<td>Deputy Mayor Swatman</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Councilmember</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Hamilton</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Councilmember</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Rackley</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Forward to: 22 November 2011 Council Meeting

Consent Agenda: Yes No
<table>
<thead>
<tr>
<th>Hearing Examiner Review:</th>
</tr>
</thead>
</table>

**COUNCIL ACTION**

<table>
<thead>
<tr>
<th>Workshop Date(s):</th>
<th>Public Hearing Date(s):</th>
<th>November 8, 2011</th>
</tr>
</thead>
<tbody>
<tr>
<td>Meeting Date(s):</td>
<td>Tabled to Date:</td>
<td>November 22, 2011</td>
</tr>
</tbody>
</table>

**APPROVALS**

<table>
<thead>
<tr>
<th>Director:</th>
<th>Mayor:</th>
<th>Date Reviewed by City Attorney:</th>
</tr>
</thead>
<tbody>
<tr>
<td><em>Al Juarez</em></td>
<td></td>
<td>Standard</td>
</tr>
</tbody>
</table>

(if applicable):
ORDINANCE NO. D11-141

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, SETTING THE AMOUNT OF THE ANNUAL AD VALOREM TAX LEVY NECESSARY FOR THE FISCAL YEAR 2012 FOR THE PURPOSES SET FORTH BELOW:

WHEREAS, the City Council of the City of Bonney Lake is meeting and discussing the biennial budget amendment for the calendar years 2011 and 2012; and

WHEREAS, the City Council held a public hearing on November 8, 2011 to discuss the feasibility of an increase in property tax revenues for collection in year 2012; and

WHEREAS, the City Council of the City of Bonney Lake after hearing and after duly considering all relevant evidence and testimony presented, determined that the City of Bonney Lake requires a regular levy in the amount of $2,580,185.10, which includes an increase in property tax revenue from the previous year, and amounts resulting from the addition of new construction and improvements to property and any increase in the value of state-assessed property, and amounts authorized by law as a result of any annexations that have occurred and refunds made, in order to discharge the expected expenses and obligations of the City and in its best interest;

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

SECTION 1: The City Council of the City of Bonney Lake, Washington, does hereby resolve the city’s actual levy amount from the previous year was $2,516,515.66; and, the population is more than 10,000; and now therefore, that an increase in the regular property tax levy is authorized for the levy to be collected in the 2012 tax year. The dollar amount of the increase over the actual levy amount from the previous year shall be $23,586.48, which is a percentage increase of .937% from the previous year. This increase is exclusive of additional revenue resulting from new construction, improvements to property, newly constructed wind turbines, any increase in the value of state assessed property, any annexations that have occurred and refunds made.

SECTION 2: That the taxes to be collected from the levies hereby fixed and made, together with the estimated revenues from sources other than taxation, which constitutes the appropriation of the City of Bonney Lake for the fiscal year 2012, are hereby approved.

SECTION 3: A certified copy of this Ordinance and original Ad Valorem Budget/Levy Certification shall be transmitted no later than November 30th to the Pierce County Assessor-Treasurer (Attn: Levy Department; 2401 S. 35th St. Rm. 142; Tacoma, WA 98409) and the Pierce County Council (Attn: Clerk, Rm. 1046; County City Building; 930 Tacoma Ave. S.; Tacoma, WA 98402) and any other governmental office as provided by law.
PASSED BY THE CITY COUNCIL OF THE CITY OF BONNEY LAKE
and approved by the Mayor this 22nd day of November, 2011.

Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney
September 15, 2011

OFFICIAL NOTIFICATION TO: **BONNEY LAKE**

RE: 2011 PRELIMINARY ASSESSED VALUES

**FOR REGULAR LEVY**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total Taxable Regular Value</td>
<td>1,854,274,916</td>
</tr>
<tr>
<td>Highest lawful regular levy amount since 1985</td>
<td>2,514,952.61</td>
</tr>
<tr>
<td>Last year's actual levy amount</td>
<td>2,516,515.66</td>
</tr>
<tr>
<td>Additional revenue from current year's NC&amp;I</td>
<td>34,748.66</td>
</tr>
<tr>
<td>Additional revenue from annexations (RCW 84.55)</td>
<td>0.00</td>
</tr>
<tr>
<td>Additional revenue from administrative refunds (RCW 84.69)</td>
<td>5,334.31</td>
</tr>
<tr>
<td><strong>No additional revenue from administrative refunds will be allowed if you are limited by your statutory rate limit.</strong></td>
<td></td>
</tr>
<tr>
<td>Last year's additional revenue from increase in state-assessed property</td>
<td>4,115.27</td>
</tr>
</tbody>
</table>

**FOR EXCESS LEVY**

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxable Value</td>
<td>1,844,835,812</td>
</tr>
<tr>
<td>Timber Assessed Value</td>
<td>not available</td>
</tr>
<tr>
<td>Total Taxable Excess Value</td>
<td>1,844,835,812</td>
</tr>
</tbody>
</table>

2011 New Construction and Improvement Value 27,470,053

*If you need assistance or have any questions regarding this information, please contact Kim Fleshman 253.798.7114 kfleshm@co.pierce.wa.us.*
Preliminary Tax Levy Limit 2011 for 2012

Regular Tax Levy Limit:

A. Highest regular tax which could have been lawfully levied beginning with the 1985 levy (refund levy not included) times limit factor (as defined in RCW 84.55.005).

B. Current year’s assessed value of new construction, improvements and wind turbines in original districts before annexation occurred times last year’s levy rate (if an error occurred or an error correction was made in the previous year, use the rate that would have been levied had no error occurred).

C. Current year’s state assessed property value in original district if annexed less last year’s state assessed property value. The remainder to be multiplied by last year’s regular levy rate (or the rate that should have been levied).

D. Regular Property Tax Limit (A + B + C)

Additional Levy Limit Due to Annexations:

E. To find rate to be used in F, take the levy limit as shown in Line D above and divide it by the current assessed value of the district, excluding the annexed area.

F. Annexed area’s current assessed value including new construction and improvements times rate found in E above.

G. New Levy Limit for Annexation (D + F)

Levy for Refunds:

H. RCW 84.55.070 provides that the levy limit will not apply to the levy for taxes refunded or to be refunded pursuant to Chapters 84.68 or 84.69 RCW. (D or G + refund if any)

I. Total Allowable Levy as Controlled by the Levy Limit (D, G, or H)

J. Amount of levy under statutory rate limitation.

K. Lesser of I or J
EXAMPLE OF ORDINANCE/RESOLUTION REQUESTING HIGHEST LAWFUL LEVY

Ordinance/Resolution No._______
RCW 84.55.120

WHEREAS, the ______________ of BONNEY LAKE has met and considered its budget for the calendar year _______; and,

WHEREAS, the districts actual levy amount from the previous year was $2,516,515.66 and,

WHEREAS, the population of this district is □ more than or □ less than 10,000; and now, therefore,

BE IT RESOLVED by the governing body of the taxing district that an increase in the regular property tax levy is hereby authorized for the levy to be collected in the 2012 tax year.

The dollar amount of the increase over the actual levy amount from the previous year shall be $23,586.48 which is a percentage increase of 0.937% from the previous year. This increase is exclusive of additional revenue resulting from new construction, improvements to property, newly constructed wind turbines, any increase in the value of state assessed property, any annexations that have occurred and refunds made.

Adopted this ______ day of ______ , ______ .

__________________________
__________________________
__________________________
__________________________
__________________________

If additional signatures are necessary, please attach additional page.

This form or its equivalent must be submitted to your county assessor prior to their calculation of the property tax. This form or its equivalent must be submitted to your county assessor prior to their calculation of the property tax levies. A certified budget/levy request, separate from this form is to be filed with the County Legislative Authority no later than November 30th. As required by RCW 84.52.020, that filing certifies the total amount to be levied by the regular property tax levy. The Department of Revenue provides the "Levy Certification" form (REV 64 0100) for this purpose. The form can be found at: http://dor.wa.gov/docs/forms/PropTx/Forms/LevyCertf.doc.

For tax assistance, visit http://dor.wa.gov/content/taxes/property/default.aspx or call (360) 570-5900. To inquire about the availability of this document in an alternate format for the visually impaired, please call (360) 705-6715. Teletype (TTY) users may call 1-800-451-7985.
RCW 84.55.120

Public hearing — Taxing district's revenue sources — Adoption of tax increase by ordinance or resolution.

A taxing district, other than the state, that collects regular levies shall hold a public hearing on revenue sources for the district's following year's current expense budget. The hearing must include consideration of possible increases in property tax revenues and shall be held prior to the time the taxing district levies the taxes or makes the request to have the taxes levied. The county legislative authority, or the taxing district's governing body if the district is a city, town, or other type of district, shall hold the hearing. For purposes of this section, "current expense budget" means that budget which is primarily funded by taxes and charges and reflects the provision of ongoing services. It does not mean the capital, enterprise, or special assessment budgets of cities, towns, counties, or special purpose districts.

If the taxing district is otherwise required to hold a public hearing on its proposed regular tax levy, a single public hearing may be held on this matter.

No increase in property tax revenue, other than that resulting from the addition of new construction, increases in assessed value due to construction of electric generation wind turbine facilities classified as personal property, and improvements to property and any increase in the value of state-assessed property, may be authorized by a taxing district, other than the state, except by adoption of a separate ordinance or resolution, pursuant to notice, specifically authorizing the increase in terms of both dollars and percentage. The ordinance or resolution may cover a period of up to two years, but the ordinance shall specifically state for each year the dollar increase and percentage change in the levy from the previous year.

[2006 c 184 § 6; 1997 c 3 § 209 (Referendum Bill No. 47, approved November 4, 1997); 1995 c 251 § 1.]

Notes:

Severability -- Part headings not law -- Referral to electorate -- 1997 c 3: See notes following RCW 84.40.030.
I. Call to Order: Deputy Mayor Swatman called the Workshop to order at 5:32 p.m.

II. Roll Call: [A1.3]

Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Deputy Mayor Dan Swatman, elected officials attending were Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember James Rackley. Director Edvalson noted that Mayor Neil Johnson, Jr. was not in attendance.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Interim Police Chief Dana Powers, City Attorney Jim Dionne, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist Shawn Campbell.

III. Agenda Items:

A. Council Open Discussion:

Cultural Resources Plan: Councilmember Carter asked if the Cultural Resources Plan would be completed by the end of 2011. City Administrator Morrison said the Planning Commission created a subcommittee to work on the plan. He said the plan will come before the full Planning Commission at their next regularly scheduled meeting, then it will come forward to the City Council with the Planning Commission’s recommendation. He said his understanding is the Planning Commission will continue to work on the Cultural Resources Plan for an additional amendment in 2012. Director Vodopich said the Planning Commission has a Public Hearing scheduled for November 2, 2011. Planning Commission Chair Grant Sulham said there has been a miscommunication at the Planning Commission level that will be discussed at the next meeting but the intent of the Planning Commission is to bring a Comprehensive Plan amendment forward for the Cultural Resources Plan in 2011, and then to refine the plan further in 2012 for an additional amendment.

Property Acquisition: Councilmember Carter asked for an update on the purchase of the Crossley Building (18585 Sumner Buckley Hwy E). City Administrator Morrison said the attorneys have been working on this item but it has not yet closed. He said the underlying note holder is blocking the closing. He added that the City has talked about starting the friendly condemnation process, but that would slow down the process.

WSU Storm Water Pond: Councilmember Hamilton asked if the clean out of the WSU storm water pond was part of the regularly scheduled maintenance. Director Vodopich said it was part of the regularly scheduled maintenance.
Pierce County 911 Upgrade: Councilmember Carter said she read an editorial in the Tacoma News Tribune regarding the proposed County-wide upgrade of the 911 system. She said the article had a lot of inaccurate information. She asked Interim Chief Powers what radios the Police Department is currently using. Interim Chief Powers said the department is using the 800 MHz radios. She said the Bonney Lake Police department is not in favor of this tax. She said the campaign in favor of the 911 tax has presented a lot of misinformation.

Alarm Permit Fees: Councilmember Lewis said he has been contacted from citizens who have been billed for the $24 per-year alarm permits for non-active alarms. He said his understanding is the fee was only to be for active alarms.

Councilmember Decker moved to table item “F” to the next workshop. Councilmember Carter seconded the motion.

Motion failed 3 – 4.
Deputy Mayor Swatman, Councilmember Hamilton, Councilmember McKibbin, and Councilmember Lewis voted no.

Model Lighting: Deputy Mayor Swatman said the Dark Sky Association is holding a workshop for Model Lighting in Seattle; he asked the Council to let him know if they are interested in attending.

B. Discussion / Action: AB11-124 – Resolution 2159 – A Resolution Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign The Franciscan Voluntary Transportation Mitigation Agreement.

Councilmember Lewis moved to approve Resolution 2159. Councilmember Rackley seconded the motion.

Councilmember Lewis said the funds can only be held for five years, and after that time, they would no longer be available to the City. He added the Community Development Committee is working on a design study for the area that will detail the total costs for improvements. Director Grigsby said the City has been working to have sidewalks through the length of the City, and this agreement would help with this goal. Councilmember Hamilton asked why the funds would only be available for five years. Director Vodopich said it is part of State Law. Director Grigsby said the City will need to revise the current 30% design plans to incorporate the Franciscan property and street lighting, and then complete the plans. Deputy Mayor Swatman explained that the reason for allowing Franciscan to pay only a portion of the costs for the improvements is that they are the last occupant in the area. He said the other businesses are also part of the traffic concerns and it would not be fair to expect Franciscan to pay for all the upgrades. He added the medical office will provide a significant economic benefit to the City over time. Director Vodopich said the payment in the proposed mitigation agreement is over $300,000 more than the Traffic Impact Fees for the property. He said Franciscan is also providing the City with a 30-foot Right-of-Way dedication. He said the building plans are currently in review and Franciscan hopes to start building in the first quarter of 2012. Director Grigsby said the intersection improvements should be completed by 2013.

Resolution 2159 approved 7 – 0.

Councilmember Carter asked that the October 4, 2011 Workshop minutes be amended on p. 3 to, “Cater Carter”, and on p.4 to “Rainer Rainier.”

Councilmember Carter asked that the October 11, 2011 Meeting minutes be amended on p.3 to “Buckly Buckley”, and on p. 6 to remove the following sentence: “City Clerk/Administrative Services Director confirmed that an older version of the ordinance was inserted in the packet by staff in error, and the current version had been provided to the Council for the Meeting.”

The corrected minutes were forwarded to the October 25, 2011 Meeting for action.

D. **Discussion / Action:** Tabled from October 11, 2011-- AB11-112 – Ordinance 1399 [D11-112] – An Ordinance of the City of Bonney Lake, Pierce County, Washington Amending Chapter 2.08 of the BLMC Relating to the Departments and Offices of the City.

Councilmember Decker moved to approve Ordinance 1399 [D11-112]. Councilmember Lewis seconded the motion.

Councilmember Rackley moved to amend the Ordinance to add the City Prosecutor position to the list of positions that are confirmed by Council. Councilmember Decker seconded the motion.

Councilmember Hamilton said the Council should confirm the position. Councilmember Decker said he would like the position to be more independent from the administration and from the legislative branch. He said the position needs more latitude than they can have if the position is controlled by the administration.

Councilmember Rackley moved to amend the motion to amend Chapter 2.08.010 of the Bonney Lake Municipal Code subsection “A” to include Prosecuting Attorney. Councilmember Decker seconded the motion.

Motion to amend Ordinance D11-112 passed 7 – 0.

Councilmember Carter asked who the City’s liaison is for homeowner’s associations and citizens that previously would have contacted the Community Services Director. City Administrator Morrison said those duties are still under the Facilities and Special Projects Manager’s job duties. He said the position was reclassified with a reduction in duties. He said the Senior Center was moved under Administrative Services partly due to proximity and the parks maintenance was moved back under Public Works partly due to shared workload and equipment. Councilmember Decker said if the problem was interdepartmental cooperation that issue needed to be considered citywide. Councilmember Lewis called for the question. Councilmember Rackley seconded.

Motion to call for the Question approved 5 – 2.

Deputy Mayor Swatman and Councilmember Decker voted no.
Ordinance 1399 as amended approved 6 – 1. Deputy Mayor Swatman voted no.

E. **Discussion / Action:** Tabled from October 11, 2011: AB11-113 – Ordinance 1400 – An Ordinance of the City of Bonney Lake, Pierce County, Washington Updating the Position, Classification and Grade Table of Non-Represented Employees.

Councilmember Decker moved to approve Ordinance 1400. Councilmember Lewis seconded the motion.

Councilmember Lewis said all the requested updates have been made.

**Ordinance 1400 approved 7 – 0.**

F. **Discussion / Action:** Tabled from October 11, 2011 – AB11-99 – Resolution 2146 – A Resolution of the City of Bonney Lake, Pierce County, Washington Authorizing the Mayor to Sign a Contract Amendment with Dionne and Rorick for Legal Services.

Councilmember Decker moved to approve Resolution 2146. Councilmember Lewis seconded the motion.

Councilmember Hamilton asked City Attorney Dionne if he was comfortable with the agreement. City Attorney Dionne said the agreement is acceptable. Councilmember Decker said the agreement is what was expected. Councilmember Decker called for the question. Councilmember Lewis seconded.

**Motion to call for the question approved 7 – 0.**

**Resolution 2146 approved 6 – 1.** Deputy Mayor Swatman voted no.

G. **Discussion:** AB11-138 – Resolution 2165 – Eastown Sewer Memorandum of Understanding.

Councilmember Rackley asked if the Eastown LLC group has approved the Memorandum of Understanding (MOU). Deputy Mayor Swatman said they have signed the agreement and are waiting for Council approval to move forward to the next stage. Councilmember Hamilton stated the contributions from the Eastown property owners are slightly less than what the Mayor reported they would be previously. Mr. Watt, an Eastown property owner, said the City prepared the MOU, the property owners have reviewed it and are satisfied with the terms. He said he would like to have the MOU brought forward as soon as possible.

Deputy Mayor Swatman said his understanding is the Eastown Property Owners have 30 days to provide the 5% contribution. Director Grigsby said this is not an actual latecomer’s agreement. He said the 30-day window does not start until both parties have signed a latecomer’s agreement. He said the property owners asked for an MOU to show the City Council is willing to accept the 5% contribution. Deputy Mayor Swatman said he is concerned about the City spending any more money before the Eastown property owners provide their contribution. City Attorney Dionne said the MOU is only intended to clarify for the property owners what the Council is willing to accept as a meaningful contribution. He said this agreement is not binding on either party. Councilmember Decker asked Mr. Watt if the money is available. Mr. Watt said he has spoken with over 80% of the property owners and they have
indicated they will participate if they have a clear understanding for what the City intends. He said he must first have something from the Council to go back to the property owners to ensure he is able to raise the funds. Councilmember Lewis confirmed the level of participation is 5%.

**Councilmember Rackley moved to suspend Council rules and take action on AB11-138 – Resolution 2165. Councilmember Decker seconded the motion.**

Motion to suspend Council rules approved 5 – 2.
Councilmember McKibbin and Councilmember Hamilton voted no.

**Councilmember Rackley moved to approve Resolution 2165. Councilmember Lewis seconded the motion.**

Councilmember Hamilton suggested that the agreement is redundant as the City has an ordinance requiring a minimum 5% contribution. He said the does not think the Council is ready to approve the agreement. He said he wants to know where the City’s funds will come from and is concerned the City does not know the total costs of the project. Director Grigsby said the current plan is to implement a revenue bond to finance the City’s portion of the project. He said in the long run, the project will not cost the City any money. Councilmember Carter stated this MOU is an outline for the property owners to use to procure funds.

**Councilmember Rackley made a motion to strike the words on p. 49, Subsection 2, “of not less than”. Councilmember Lewis seconded the motion.**

Motion to amend Resolution 2165 approved 7 – 0.

Motion to approve Resolution 2165 as amended approved 5 – 2.
Councilmember Hamilton and Councilmember McKibbin voted no.

At 6:41 p.m., Councilmember Rackley moved to take a five-minute recess. Councilmember Lewis seconded the motion. Deputy Mayor Swatman called the meeting back to order at 6:49 p.m.

**H. Discussion: 2011 Comp Plan amendments (minus the Cultural Resources Element).**

Planning Commission Chair Grant Sulham and Planning Commissioner Katrina Minton-Davis shared the Planning Commission’s thoughts on each Comprehensive Plan amendment. Planning Commissioner Winona Jacobsen was also in attendance. Council thanked the Planning Commission for the hard work in bringing the comprehensive plan amendments forward.

- **AB11-130 – Ordinance D11-130** – Eastown Subarea Comp. Plan Amendment.

Councilmember Carter suggested updates to the Ordinance to show completed projects. She asked about signage to help traffic congestion. She confirmed the medians would be consistent throughout the City. Councilmember Hamilton asked for clarification on the language regarding adverse traffic impacts. He asked to add language regarding the Urban Growth Area. He asked if the reference to residential zoning should be removed since the plan for the area is mostly commercial. He asked for clarification on the different size roads. He asked about the implication that the City would set aside sewer
capacity in the Sumner Sewer Treatment Plant. He also asked about creative solutions for retention ponds. Director Grigsby explained the WAC requirements for connecting to the frontage road, road sizes and zoning. He said the City is discussing Sewer Capacity with the City of Sumner. He said the sidewalk requirements vary due to the different options. He added that roundabouts require more land than traditional intersections.

- **AB11-131 – Ordinance D11-131 – Eastown Design Standards.**

Councilmembers questioned the need for pedestrian plazas in the Eastown area at this time. Councilmember Lewis suggested that pedestrian plazas could be a part of a development standard. He said having a pedestrian plaza requirement could deter development. Councilmember Carter said there are many businesses that would need a pedestrian plaza. She confirmed the headlights and noise from drive-through businesses would be mitigated so as not to disturb residential properties.

- **AB11-132 – Ordinance D11-132 – CUGA Comprehensive Plan Amendment and Zoning.**

Councilmember Rackley said this amendment is to show that the City has been planning for the County Urban Growth Area (CUGA). Councilmember Hamilton clarified this ordinance is a tool, but it does not limit the City in the future.

- **AB11-133 – Ordinance D11-133 – Midtown Plan Comprehensive Plan Amendment.**

Councilmember Carter asked about areas that need to be added to the Midtown area. She said the Bonney Lake Municipal Code has a street naming ordinance, BLMC15.32. She requested adding the street naming criteria to the BLMC. Director Grigsby said according to the Washington Administrative Code there would not be any additional stoplights in the Midtown area on SR410 between 198th and 208th.

Councilmember Rackley moved to take a five-minute recess at 7:53 p.m. Councilmember Decker seconded the motion. Deputy Mayor Swatman called the meeting back to order at 7:58 p.m.

- **AB11-134 – Ordinance D11-134 – Midtown Design Standards.**

Councilmember Hamilton asked that language be included that the developers are required to work together. Councilmember Lewis asked if the requirement for pedestrian plazas should be reduced from 5 acres to 2 acres.

- **AB11-135 – Ordinance D11-135 – Midtown Land Use Comprehensive Plan Amendment.**

Councilmember Carter asked if areas that are not zoned commercial were to be rezoned if they would fall under the Midtown Land Use requirements. Director Vodopich said the areas are currently zoned high-density residential, but if they are rezoned, they will fall under the adjacent land use zone. Commissioner Minton-Davis said the zoning matrix has not been completed, but the goal is to ensure that all existing commercial properties be allowed. Councilmember Carter asked to have language added about mitigating noise in Midtown.
• **AB11-136 – Ordinance D11-136 – Park Element Comprehensive Plan Amendment.**

Council recognized the hard work of the Park Board on this document. Councilmember Carter noted there are no dog parks in the recommendations. Councilmembers reviewed the charts and maps in the document to show where the City is lacking parks and the need for future parks and facilities. Councilmember Carter discussed the national guidelines for city parks. Councilmember Hamilton said it is important to have the cost of operations in the plan. Planning Commissioner Winona Jacobsen said more emphasis needs to be put on trails.

**IV. Adjournment:**

At 8:25 p.m., Councilmember Rackley moved to adjourn the Workshop. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood T. Edvalson, CMC  
City Clerk

Neil Johnson, Jr.  
Mayor

*Items Submitted to the October 18, 2011 Council Workshop: none*
CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 7:00 p.m.

A. Flag Salute: Mayor Johnson led the audience in the Pledge of Allegiance.

B. Roll Call: Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, and Councilmember Jim Rackley. Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Interim Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Jim Dionne, and Records & Information Specialist Susan Duis.

C. Announcements, Appointments and Presentations:

1. Announcements:

   Mayor Johnson reminded the Council of a fundraising event on Saturday, October 29th, called “Take the Plunge Against Domestic Violence,” at Allan Yorke Park. He encouraged everyone to participate or at least attend the event. He said Interim Chief Dana Powers challenged staff to participate as well. He said the City is also hosting a community blood drive on Wednesday, October 26th.

2. Appointments: None.

3. Presentations: None.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

B. Citizen Comments:

   David Colbeth, 21816 113th St E, Bonney Lake, spoke as a representative of the Greater Bonney Lake Veteran’s Memorial Committee (GBLVMC). He said he also serves in the Lions Club and on the City Design Commission, and is a local business owner. He described the GBLVMC’s five-year history, including various ideas and plans for a
memorial in the City. He said the group now has 501(c)3 status and they would like to identify a site so they can finalize a design and to boost fundraising efforts. He said over the years the City and Committee have discussed various potential sites for a memorial, but nothing has been decided yet. The City suggested a small memorial could be installed on a triangular piece of property at the northwest corner of SR 410 and Main Street East, which is currently used as a stormwater retention pond. However, the pond has not yet been decommissioned. He said the GBLVMC has raised over $10,000 so far, and asked the Council to help them take the next steps. He suggested that even if it is too soon to install a memorial, the City could allow them to post a sign on the triangular parcel to let people know about the plans for a future memorial.

Public Works Director Grigsby said the stormwater pond on this site will be decommissioned as part of intersection improvements. He said at that time it would be slightly improved, which could be done with the planned memorial in mind. He said the intersection improvements should be completed by March 2013, but the schedule is dependent on the final design and construction timelines.

Mayor Johnson said he is not comfortable putting up a sign on this site until the City has an agreement with the Committee. Director Vodopich said freestanding signs are not allowed in the Downtown zone except for real estate signs. Councilmember Hamilton said the committee needs some permanency in knowing where the future site is so they can work on fundraising efforts, and the City could provide that. Mayor Johnson said Director Grigsby is the City’s liaison for the GBLVMC, and once they have confirmed where they want the site to be located, the City can move forward with drafting an agreement.

Mr. Colbeth said the GBLVMC listed the parcel at Main Street and SR 410 on their list of preferred sites in August 2010. He said this parcel is their preferred location, but added that they are willing to be flexible on the location. He said even if the proposed intersection does not work out, they could still place a sign there to let people know about the project. Councilmember Decker suggested the subject be discussed at a future Workshop. Mayor Johnson said based on the information provided by Mr. Colbeth, staff can begin working on details and come back to the Council with a draft agreement.

Robin Wittenberg, 19103 77th St E, Bonney Lake, said she has been a Bonney Lake resident for almost 30 years, works as a nurse, and has many connections with those in military service. She is involved with the GBLVMC and said people in the community are committed to this project. She said the group has actually raised over $12,000 to date, and she has spoken with many residents who support the memorial project. She said she hopes Bonney Lake will join cities like Enumclaw & Buckley who have constructed memorials. She said the committee needs land to move forward, and will continue to come to the Council with designs and information.

George Brown, 8410 Locust Ave E and 18315 Sumner-Buckley Hwy E, said he owns a business on Sumner-Buckley Hwy and suggested the road name be changed in the past, since it has no connection with Bonney Lake. He said he knows others who oppose renaming the street, but he supports the name change. He said if nothing else, it would be helpful to have a shorter name, and he supports renaming it as a memorial drive.

C. **Correspondence:** None.
III. COUNCIL COMMITTEE REPORTS

A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and discussed personnel updates, and forwarded a resolution to surplus property and a motion to set public hearings for ad valorem taxes to a Council Meeting. The committee reviewed its meeting notes, and discussed utility billing updates and plans to provide more past usage data on customer bills. They discussed potential uses of the Reed Property on Barkubein Rd, which will be discussed at a future Workshop. He said they also reviewed the City’s financial models and said the administration is doing a good job to cut down on the amount of fund reserves needed in the current year’s budget. He thanked staff and management for working hard to keep costs down.

B. Community Development Committee: Councilmember Rackley said the committee met on October 18, 2011. Assistant Public Works Director Charlie Simpson provided a review of unaccounted for water, and possible changes to determine actual water loss. They also discussed grinder pump charges and intersection improvements near Bonney Lake High School on 200th Ave Ct E. He said the committee did not forward a resolution for speed calming devices. The committee forwarded Resolutions 2156, 2158, 2160, and 2162 to the current agenda for action.

C. Public Safety Committee: Councilmember Hamilton said the committee has not met since the last regular Council meeting.

D. Other Reports:

AWC 2011 Regional Meeting: Councilmember Hamilton attended the Association of Washington Cities regional meeting, which was hosted by AWC CEO Mike McCarty. He said AWC lobbyist Victoria Lincoln provided information and said cities can contact her with issues they want to see brought to the legislature. The group also discussed pending State budget cuts and resources for cities, and he received a summary of funds that would be in jeopardy that could affect Bonney Lake. He said the City’s funds for justice and liquor sales may be cut. AWC provided more information on proposition I-1183, related to liquor sales, and although they did not support or oppose the measure, they did note it is failing in recent polls.

Pierce County Regional Council: Councilmember Hamilton said he attended the Oct 20th PCRC meeting. He noted that Bonney Lake is the fifth highest contributor to the PCRC fund, although almost 50% of their funding comes from Pierce County. The meeting included review of a ‘wish list’ of transportation projects recently submitted by the Puget Sound Regional Council. He said several projects in Bonney Lake made this regional list, including the SR 410/Sumner-Buckley Intersection Improvement Project Phase II, which was ranked 16th of 63 total projects. Director Grigsby said this is an intersection reconstruction project that includes sidewalks from Meyers Road to the Wendy’s restaurant along SR 410.

Families First Coalition: Councilmember Lewis attended the White River FFC meeting earlier in the month. The group asked for input from churches and ministries on services they can provide on the plateau, and especially asked for volunteers to provide transportation to residents, now that bus services have been cut. He said Lindquist Dentist offers free dental service for children, and are trying to expand and identify other dentists who will help provide free dental care. He noted that Molen Orthodontics is again holding a candy ‘buy-back’ event on Tuesday, November 1st from 3:00 p.m. to 6:30 p.m.
They will pay $2.00 per pound for up to 10 pounds of candy, and provide free samples and additional dollars for canned food donations and costumes. He said this is a great program, and all the food and candy donations go back out to charitable organizations.

IV. CONSENT AGENDA:


B. Approval of Accounts Payable and Utility Refund Checks/Vouchers: Accounts Payable checks/vouchers #62162 thru 62197 (Including Wire Transfer #s 20110912, 20111003, 20111004) in the amount of $456,800.84; Accounts Payable checks/vouchers #62198 thru 62198 in the amount of $186.32; Accounts Payable Wire Transfer #20110916 in the amount of $38,402.86 Accounts Payable checks/vouchers #62199 thru 62260 (Including Wire Transfer #s 10162011, 10172011) in the amount of $231,275.46; for a grand total of $726,665.48.

Corrections to 09/13/11: Accounts Payable checks/vouchers #61834 thru 61878 (Including Wire Transfer #s 7932127, 8082011) in the amount of $460,925.39. Should have been Accounts Payable checks/vouchers #61834 thru 61878 (Including Wire Transfer #s 7932127, 8082011, 20110815) in the amount of $460,925.39. Accounts Payable checks/vouchers #61882 thru 61833 in the amount of $212.88. Should have been Accounts Payable checks/vouchers #61882 thru 61883 in the amount of $212.88.

C. Approval of Payroll: Payroll for October 1-15th 2011 for checks 30060-30082 including Direct Deposits and Electronic Transfers in the amount of $411,288.09

Councilmember Rackley moved to approve the Consent Agenda. Councilmember Decker seconded the motion.

Consent Agenda approved 7 – 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT ISSUES:


Councilmember Rackley moved to approve Resolution 2156. Councilmember Decker seconded the motion.

Deputy Mayor Swatman asked about the process for sole-sourcing the vendor for this project. City Administrator Morrison said the Municipal Code provides for sole-source procurement, requiring the contractor to submit documentation and justification showing
why they are the only one who can provide the service. He said sole-sourcing is done once or twice per year, and he has reviewed and is satisfied with this item.

Resolution 2156 approved 7 – 0.


Councilmember Rackley moved to approve Resolution 2158. Councilmember Lewis seconded the motion.

Councilmember Rackley said these items were unanimously forwarded by the Committee but he placed them under committee issues in case Councilmembers have questions. Deputy Mayor Swatman asked whether the City is using these devices currently. Public Works Director Grigsby said they used one on a trial basis and it worked very well.

Resolution 2158 approved 7 – 0.


Councilmember Rackley moved to approve Resolution 2160. Councilmember Lewis seconded the motion.

Councilmember Carter said per the information the Council received, tanks should be cleaned every five years. She asked why this contract will clean tanks that have been cleaned earlier than 5 years. Councilmember Rackley noted that cleaning has not been done on a regular cycle in the past, but starting with this project the maintenance will occur on a schedule. Director Grigsby said two of the tanks were worked on more recently, including the Peaking tank, which was completed in 2007, and the Lakeridge tank, which was renovated three years ago. He said the AWA recommends tanks be cleaned every 5 years, and during a State inspection they found that one tank (Tacoma Point) had no records of an inspection in over 20 years.

Director Grigsby explained how the cleaning process works, and said this project will set a new baseline to ensure all tanks are cleaned every 5 years. Director Grigsby noted that while Ponderosa Tank was worked on in 2008, that project did not include a full inspection and cleaning. Councilmember Carter asked why all the tanks are being cleaned at the same time if some are not yet due to be cleaned. Director Grigsby said they want to address the State’s findings right away. He also noted that the item is included in the budget for 2011, but this budget line will be reduced in 2012. City Administrator Morrison added that staff have seen higher than normal leakage in the Peaking Tank, which is another reason it was included for inspection this year rather than waiting.

Councilmember Carter asked how the new water tank the City of Auburn is constructing will affect Bonney Lake water services. Director Grigsby said the two water systems are totally separate and it will not affect Bonney Lake’s service or water supply.
Director Grigsby said the funds for the proposed inspections come from the Water Operations and Management budget. Councilmember Hamilton asked whether it is less expensive to mobilize and inspect all the tanks at one time, rather than stagger the inspections. Director Grigsby said since 4 of the 5 tanks were identified by the State as needing inspection, they decided to have all the tanks inspected and create a baseline, and it could be less expensive than having to mobilize for multiple cleanings.

Councilmember Lewis noted that the agenda bill attached to this item has an error in the budget considerations (p. 7).

Director Grigsby confirmed for Councilmember Decker that the cleaning project will improve water quality. Councilmember Decker asked whether the City tests for certain cold water parasites that have been found in Lake Tapps and other water sources. Director Grigsby said he will check and provide the Council with details on the specific tests that are done to test water quality.

Deputy Mayor Swatman asked why this project went out to bid rather than using the State contract. Director Grigsby said he was not sure whether staff reviewed the State contract pricing. Deputy Mayor Swatman asked about the value of the Tacoma Point and Peaking Storage tanks. Director Grigsby noted the Tacoma Point tank needs to be replaced for seismic reasons. He added that the Peaking Storage Tank is used every summer for several weeks, and without this tank the City would have to buy water from Tacoma Public Utilities, which is more expensive than maintaining the Peaking Tank.

Resolution 2160 approved 4 – 1 – 2.
Councilmember Decker abstained.
Deputy Mayor Swatman and Councilmember Carter voted no.

Councilmember Decker said he abstained from voting because he does not feel the City needs to spend this money all at once, and should stagger the cleaning project instead.

D. AB11-127 – Resolution 2162 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Shea, Carr & Jewel Inc For The Design Effort Of The Main Street And SR410 Intersection Improvements And The Pedestrian Pathway From Main Street To 192nd Avenue.

Councilmember Rackley moved to approve Resolution 2162. Councilmember Decker seconded the motion.

Director Grigsby said he and City Engineer John Woodcock continued negotiations on the contract pricing, after reviewing the projected costs and concerns from Councilmembers that the project costs were too high. He said earlier in the day the consultant called and offered to reduce the project cost by 5%, to $326,464 total. He said he spoke with the consultants on the phone and has two email confirmations to this effect.

Deputy Mayor Swatman said this is a fantastic project that will design sidewalks from Main Street to the Target / Junction 192 area, helping the City provide sidewalks all the way through the City. Director Grigsby said a large portion of the project is being designed from scratch, and they will begin the design starting at Main Street and moving east down SR 410. The design will at least include frontage to the west end of the bridge; if funding is available the design will continue across the bridge to 192nd Av E. He said
once the 30% design is complete, the Council may review whether to stop there, or to allocate additional funds and continue with the full design.

Deputy Mayor Swatman said design plans are an important factor in requesting grant funds. He said the scope of work for this project provides great details for citizens to see exactly what work is being done. Director Grigsby said the City had good experiences with Shea, Carr & Jewel on past projects.

Resolution 2162 approved 7 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES: None.

IX. EXECUTIVE SESSION:

Pursuant to RCW 42.30.140(4)(b), the Council adjourned to a closed meeting at 8:10 p.m. to discuss labor negotiations. The Council returned to chambers at 8:40 p.m.

X. ADJOURNMENT:

At 8:40 p.m., Councilmember Rackley moved to adjourn the Council Meeting. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items submitted to the Council at the October 25, 2011 Meeting: None.
**City of Bonney Lake, Washington**

**City Council Agenda Bill (AB)**

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Meeting/Workshop Date:</th>
<th>Agenda Bill Number:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Exec / Brian Hartsell</td>
<td>8 November 2011</td>
<td>AB11-139</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Agenda Item Type:</th>
<th>Ordinance/Resolution Number:</th>
<th>Councilmember Sponsor:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolution</td>
<td>2166</td>
<td></td>
</tr>
</tbody>
</table>

**Agenda Subject:** A resolution authorizing the mayor to surplus property to the State of Washington General Administration (GA) surplus program.

**Full Title/Motion:** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Surplus Property In Accordance With The Provisions Outlined In Blmc 2.70.100.

**Administrative Recommendation:** Approve

**Background Summary:** The City of Bonney Lake has four (4) police vehicles, one (1) PW Admin SUV vehicle and two (2) Community Development vehicles that are surplus to the City's needs--To create space on city property and to salvage any remaining value the vehicles may still have, it is recommended that these vehicle be declared surplus and disposed through the State’s General Administration (GA) surplus program. The City either has 1) no practical use for these vehicles, 2) has replaced the vehicles, or 3) are barely serviceable. Three existing police vehicles received over $2,000 worth of equipment and accessories recycled from the 4 patrol vehicles that are to be surplus. Information on the vehicles to be surplus is attached as Exhibit A. An additional IT item, a Cisco 2821 Router, is also included on Exhibit A. The router was replaced by a Comcast fiber-optic connection which saves the City $500/month.

**Attachments:** Yes--1) Exhibit A--Surplus Vehicle & Property List 2) Resolution 2166

**BUDGET INFORMATION**

<table>
<thead>
<tr>
<th>Budget Amount</th>
<th>Current Balance</th>
<th>Required Expenditure</th>
<th>Budget Balance</th>
</tr>
</thead>
</table>

**Budget Explanation:** We are being charged $60.00 to transport the four (4) police vehicles to a third party to strip and prep for surplus and transport to the GA Tumwater, WA location. GA will retain a 7.5% fee for selling the vehicle. The fee will be a minimum $150, and a maximum $900. If the vehicle sells for less than $150, we receive nothing, but do not pay a fee. If the vehicle doesn’t sell after several attempts, then they have outlets to sell for parts, scrap, etc.

**COMMITTEE, BOARD & COMMISSION REVIEW**

<table>
<thead>
<tr>
<th>Council Committee Review:</th>
<th>Finance Committee</th>
<th>Approvals:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date: 25 October 2011</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chair/Councilmember</td>
<td>Deputy Mayor Swatman</td>
<td>Yes No</td>
</tr>
<tr>
<td>Councilmember</td>
<td>Mark Hamilton</td>
<td>Yes</td>
</tr>
<tr>
<td>Councilmember</td>
<td>James Rackley</td>
<td>Yes</td>
</tr>
</tbody>
</table>

**Consent Agenda:** Yes

**Forward to:** 11/8/2011 Council Meeting

**COMMISSION/BOARD REVIEW:**

**Hearing Examiner Review:**

**COUNCIL ACTION**

**Workshop Date(s):**

**Public Hearing Date(s):**
<table>
<thead>
<tr>
<th>Meeting Date(s):</th>
<th>Tabled to Date:</th>
</tr>
</thead>
</table>

|             |               |               |
| Director:   | Mayor:        | Date Reviewed |
| by City Attorney: |
|             |               | (if applicable): |
RESOLUTION NO. 2166

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO SURPLUS PROPERTY IN ACCORDANCE WITH THE PROVISIONS OUTLINED IN BLMC 2.70.100.

NOW THEREFORE, the City Council of the City of Bonney Lake, Washington, does hereby resolve that the vehicles and property listed in Exhibit “A” are surplus to the City’s needs and hereby authorizes the mayor to dispose of said property through the State’s General Administration surplus program

PASSED by the City Council this 8th day of November, 2011.

______________________________
Neil Johnson, Jr., Mayor

ATTEST:

______________________________
Harwood Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

______________________________
James Dionne, City Attorney
### Exhibit A--Surplus List for Resolution 2166

#### VEHICLES

<table>
<thead>
<tr>
<th>Make</th>
<th>Ford</th>
</tr>
</thead>
<tbody>
<tr>
<td>VIN/Serial#</td>
<td>2FAFP71W93X138133</td>
</tr>
<tr>
<td>Odometer</td>
<td>84,500</td>
</tr>
<tr>
<td>Year</td>
<td>2003</td>
</tr>
<tr>
<td>Model</td>
<td>Crown Victoria</td>
</tr>
<tr>
<td>License</td>
<td>35164D</td>
</tr>
<tr>
<td>Equipment #</td>
<td>PD022</td>
</tr>
<tr>
<td>Estimated Value</td>
<td>$ 3,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Make</th>
<th>Ford</th>
</tr>
</thead>
<tbody>
<tr>
<td>VIN/Serial#</td>
<td>2FAFP71WX4X122041</td>
</tr>
<tr>
<td>Odometer</td>
<td>99,300</td>
</tr>
<tr>
<td>Year</td>
<td>2004</td>
</tr>
<tr>
<td>Model</td>
<td>Crown Victoria</td>
</tr>
<tr>
<td>License</td>
<td>36923D</td>
</tr>
<tr>
<td>Equipment #</td>
<td>PD045</td>
</tr>
<tr>
<td>Estimated Value</td>
<td>$ 3,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Make</th>
<th>Ford</th>
</tr>
</thead>
<tbody>
<tr>
<td>VIN/Serial#</td>
<td>2FAFP71W34X104562</td>
</tr>
<tr>
<td>Odometer</td>
<td>76,000</td>
</tr>
<tr>
<td>Year</td>
<td>2004</td>
</tr>
<tr>
<td>Model</td>
<td>Crown Victoria</td>
</tr>
<tr>
<td>License</td>
<td>36928D</td>
</tr>
<tr>
<td>Equipment #</td>
<td>PD047</td>
</tr>
<tr>
<td>Estimated Value</td>
<td>$ 3,000</td>
</tr>
<tr>
<td>Vehicle Type</td>
<td>Make</td>
</tr>
<tr>
<td>------------------</td>
<td>---------</td>
</tr>
<tr>
<td>4 Door Sedan</td>
<td>Ford</td>
</tr>
<tr>
<td>4 Door SUV</td>
<td>Ford</td>
</tr>
<tr>
<td>4 Door Sedan</td>
<td>Plymouth</td>
</tr>
<tr>
<td>4 Door Sedan</td>
<td>Chrysler</td>
</tr>
</tbody>
</table>

**PROPERTY**

<table>
<thead>
<tr>
<th>Description</th>
<th>Qty</th>
<th>Department</th>
<th>Estimated Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cisco 2821 Router with WIC-2MFP-T1 &amp; HWIC-4ESW</td>
<td>1</td>
<td>Admin Svcs</td>
<td>$3,625</td>
</tr>
</tbody>
</table>
City of Bonney Lake, Washington

City Council Agenda Bill (AB)

<table>
<thead>
<tr>
<th>Department/Staff Contact:</th>
<th>Meeting/Workshop Date:</th>
<th>Agenda Bill Number:</th>
</tr>
</thead>
<tbody>
<tr>
<td>PW / Doug Budzynski</td>
<td>8 November 2011</td>
<td>AB11-143</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Agenda Item Type:</th>
<th>Ordinance/Resolution Number:</th>
<th>Councilmember Sponsor:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Resolution</td>
<td>2167</td>
<td>James Rackley</td>
</tr>
</tbody>
</table>

**Agenda Subject:** Award Contract to Stouder General Construction LLC for construction of the Lift Station 17 Flow Meter Addition and Fuel Tank Replacement Project.

**Full Title/Motion:** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Approve The Contract With Stouder General Construction LLC For Construction Of The Station 17 Flow Meter Addition And Fuel Tank Replacement Project.

**Administrative Recommendation:**

**Background Summary:** The City opened bids for the project on October 26, 2011. 6 bids were received and Stouder General Construction was the apparent low bidder with a bid of $179,186.42. The Engineer's Estimate was $165,121.70. Staff has determined that their proposal is consistent with the requirements of the contract and bid specifications. This work is part of the response to the City's insurance company determination of hazards related to underground fuel tanks.

**Attachments:** Resolution 2167, Contract, Bid Tabulation, Map

**BUDGET INFORMATION**

<table>
<thead>
<tr>
<th>Budget Amount</th>
<th>Current Balance</th>
<th>Required Expenditure</th>
<th>Budget Balance</th>
</tr>
</thead>
<tbody>
<tr>
<td>$404,733.00</td>
<td>$342,930.00</td>
<td>$206,064.42</td>
<td>$136,865.58</td>
</tr>
</tbody>
</table>

**Budget Explanation:**

402.088.035.594.35.63.05 - Lift Station Capacity Upgrade - $404,733.00

Construction contract amount: $179,186.42 + 10% Contingency $17,918.00 + 5% Project Mgt. $8,960.00 = Total $206,064.42.

**COMMITTEE, BOARD & COMMISSION REVIEW**

<table>
<thead>
<tr>
<th>Council Committee Review:</th>
<th>Approvals:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community Development</td>
<td></td>
</tr>
<tr>
<td>Date: 1 November 2011</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Chair/Councilmember</th>
<th>Assistant Councilmember</th>
</tr>
</thead>
<tbody>
<tr>
<td>James Rackley</td>
<td>Randy McKibbin</td>
</tr>
<tr>
<td>Donn Lewis</td>
<td></td>
</tr>
</tbody>
</table>

Forward to: Consent Agenda: ☐ Yes ☒ No

**COUNCIL ACTION**

Workshop Date(s): Public Hearing Date(s):
Meeting Date(s): November 8, 2011 Tabled to Date:

**APPROVALS**

<table>
<thead>
<tr>
<th>Director:</th>
<th>Mayor:</th>
<th>Date Reviewed by City Attorney:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dan Grigsby</td>
<td>Neil Johnson</td>
<td>(if applicable):</td>
</tr>
</tbody>
</table>
RESOLUTION NO. 2167

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AWARDING THE LIFT STATION 17 FLOW METER ADDITION AND FUEL STORAGE TANK REPLACEMENT PROJECT TO STOUDER GENERAL CONSTRUCTION, LLC.

WHEREAS, the City Council approved the contract with Parametrix, Inc. under Resolution 2102 for design of the LS Station 17 Improvements; and

WHEREAS, the City advertised the Lift Station 17 Flow Meter Addition and Fuel Storage Tank Replacement Project and opened bids on October 26, 2011 and has determined the lowest responsible bid for this contract was received from Stouder General Construction, LLC; and

WHEREAS, in response to the City’s insurance company, the City has determined to replace the existing underground fuel storage tank with an above ground storage tank in conjunction with the lift station improvement project; and

NOW, THEREFORE, BE IT RESOLVED that the City of Bonney Lake Council does hereby authorize the Mayor to sign the attached contract with Stouder General Construction, LLC in the amount of $179,186.42 which includes tax.

BE IT FURTHER RESOLVED that the City of Bonney Lake Council does hereby authorize a 10% Construction Contingency ($17,918.00) amount based on the contract bid amount as well as a 5% Construction Engineering ($8,960.00) amount based on the contract bid.

PASSED by the City Council this 8th day of November, 2011.

______________________________________________________________
Neil Johnson, Jr., Mayor

ATTEST:

______________________________
Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

______________________________
James Dionne, City Attorney
CONTRACT

THIS CONTRACT, is made and entered into this 8th day of November, 2011, by and between the CITY OF BONNEY LAKE, a Washington municipal corporation, hereinafter referred to as the "Owner" and STANLEY GENERAL CONTRACTING, LLC., hereinafter referred to as the "Contractor."

WITNESSETH:

WHEREAS, the Owner desires to have certain work, services and/or tasks performed as set forth below requiring specialized skills and other supportive capabilities; and

WHEREAS, the Contractor represents that the Contractor is qualified and possesses sufficient skills and the necessary capabilities, including technical and professional expertise, to perform the work, services and/or tasks set forth in this Agreement; and

WHEREAS the Owner has heretofore caused to be prepared certain plans and specifications described as the Lift Station 17 Flow Meters and Fuel Tank Project and the Contractor did on the 26th day of October, 2011, file with the Owner a proposal to construct said work and agreed to accept as payment therefore the sum fully stated and set forth in the proposal; and

WHEREAS, the said Contract Documents fully and accurately described the terms and conditions upon which the Contractor proposes to furnish said equipment, labor, materials, and appurtenances and perform said work, together with the manner and time of furnishing same;

IT IS THEREFORE AGREED, first, the Contractor shall perform such work and accomplish such tasks, including the furnishing of all materials and equipment necessary for full performance thereof, as are identified and designated as Contractor responsibilities throughout this Agreement and as detailed in the plans and specifications described as Lift Station 17 Flow Meters and Fuel Tank Project. It is agreed that a copy of said General Conditions and other Contract Documents filed with the Owner, as aforesaid, do, in all particulars, become a part of this Agreement by and between the parties hereto in all matters and things therein set forth and described;

AND FURTHER, that the Owner and the Contractor hereby accept and agree to the terms and conditions of said Contract Documents as filed as completely as if said terms and conditions and plans were herein set out in full.

IN WITNESS WHEREOF the parties hereto have caused this Agreement to be executed the day and year first hereinabove written.

CITY OF BONNEY LAKE

By: Mark Everest

Title: Managing Member

Date: November 3, 2011
### Lift Station 17 Flow Meter Addition and Fuel Storage Tank Replacement Project

#### Details
- **Date:** 10/26/2011
- **Bid Request:** 8/31/2011

#### Schedule of Prices

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>EQ. ADJ. Minor Change</td>
<td>1</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>Property Restoration</td>
<td>1</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
</tr>
<tr>
<td>3</td>
<td>1</td>
<td>Lift Station 17 Flow Meter Addition</td>
<td>1</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
</tr>
<tr>
<td>4</td>
<td>1</td>
<td>Fuel Storage Tank Replacement</td>
<td>1</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
</tr>
</tbody>
</table>

#### Bid Schedule of Prices

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>EQ. ADJ. Minor Change</td>
<td>1</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
<td>5,000.00$</td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>Property Restoration</td>
<td>1</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
<td>2,000.00$</td>
</tr>
<tr>
<td>3</td>
<td>1</td>
<td>Lift Station 17 Flow Meter Addition</td>
<td>1</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
<td>7,000.00$</td>
</tr>
<tr>
<td>4</td>
<td>1</td>
<td>Fuel Storage Tank Replacement</td>
<td>1</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
<td>10,000.00$</td>
</tr>
</tbody>
</table>

#### Total Schedule A Incl. WSST

- **Total Schedule A Incl. WSST:** $197,046.04
- **Total Schedule B Incl. WSST:** $199,634.26
- **Total Schedule C Incl. WSST:** $209,388.20

---

**SCHEDULE A WSST in $**

### City of Bonnely Lake

**Lift Station 17 Flow Meter Addition and Fuel Storage Tank Replacement Project**

**Date:** 10/26/2011

**Bid Request:** 8/31/2011

**C:\Doug_Local\Bid Documents\LS-17 Improvements\Lift Station 17 Flow Meter Fuel Tank Bid Tabulation.xls**
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.