The City Council may act on items listed on this agenda, or by consensus give direction for future action. The Council may also add and take action on other items not listed on this agenda.

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

I. Call to Order: Mayor Neil Johnson

II. Roll Call:
Elected Officials: Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember James Rackley, and Councilmember Tom Watson.

III. Agenda Items:

A. Council Open Discussion.


C. Discussion: AB13-04 – Mandatory Refuse Collection Enforcement Issue.

D. Discussion: AB13-26 – Resolution 2277 – Declaring Surplus Property, And Authorizing The Mayor To Sell Said Property As Established In BLMC Section 2.70.100.

E. Discussion: AB13-38 – Evergreen Point Leaky Water Main Replacement Project.

IV. Executive Session:
Pursuant to RCW 42.30.110(b), the City Council may hold an executive session. The topic(s) and the session duration will be announced prior to the executive session.

V. Adjournment

For citizens with disabilities requesting translators or adaptive equipment for listening or other communication purposes, the City requests notification as soon as possible of the type of service or equipment needed.
Location: Bonney Lake Justice Center, 9002 Main Street East, Bonney Lake, Washington.

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the workshop to order at 5:31 p.m.

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

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Police Chief Dana Powers, City Attorney Kathleen Haggard, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist II Renee Cameron.

III. AGENDA ITEMS:

A. Council Open Discussions:

Chamber of Commerce Luncheons. Councilmember Watson said he attended the Bonney Lake Chamber’s Luncheon and they had a great presentation about the Four Seasons Mechanical Works toy rescue. He said the Four Seasons Mechanical Works is having an Open House next Tuesday, February 26th. He also attended the Auburn Chamber of Commerce luncheon and Auburn Mayor Pete Lewis did a great presentation about development in Auburn. Auburn received 26 grants last year, a portion of which will go toward renovations of the Auburn Supermall. Councilmember Hamilton asked if the City has committed staff who attended the Chamber luncheons, Mayor Johnson said that Councilmembers Watson and Rackley usually attend, as well as himself or City Administrator Morrison on occasion.

Little Caesar’s Pizza. Councilmember Watson said he wanted to follow up with a letter he sent regarding concerns with the Little Caesar’s Pizza permitting. Mayor Johnson asked Community Development Director Vodopich if he wanted to provide any update from an email that the Council received earlier today. Mayor Johnson said staff make sure businesses and citizens are taken care of and he appreciates hearing about concerns either the Chamber or others may have so they can be investigated. He said City codes have to be upheld, unless they are changed. He said first and foremost he wants to make sure that City staff are cordial and follow up with issues and concerns. Councilmember Watson said he will get in touch with those involved so they are aware of where the City is coming from.
Council Retreat Facilitator. City Administrator Morrison said he provided a memo to the Council regarding retreat facilitators who are available to assist with the Council Retreat. Council briefly discussed the two qualified facilitators and City Administrator Morrison said he will contact them to confirm their availability for the March 30th Council Retreat.

Damaged Street Signs. Councilmember Rackley asked if there is any way to protect the street signs that are constantly knocked over. He wondered if cementing them in would be beneficial. Public Works Director Grigsby said that the majority of the signs are metal posts with anchors and a number of the damaged signs were just replaced this weekend. He said they looked like they were snapped-off, however, the signs are designed to bend over instead of pulling out of the ground. Mayor Johnson asked Chief of Police Powers to check with Pierce County about damaged street signs that they’ve encountered, and whether they contact the City as a courtesy when they notice a City sign that has been damaged.


The February 5, 2013 Workshop, and February 12, 2013 Meeting minutes were forwarded to the February 26, 2013 Council Meeting for action, with three minor corrections noted by Councilmembers Lewis and Watson.

C. Discussion: Changes to City Building Names.

City Administrator Morrison reviewed the survey that was sent to the City’s employees and the Council regarding the changes to the City building names. He said there was strong consensus to rename the old City Hall the “Public Works Center.” He said there was not as much consensus regarding the renaming of the Justice Center. He said the top choice was to rename the Justice Center the “Justice & Municipal Center.” Mayor Johnson asked whether a resolution would be required for the renaming of the City’s buildings. City Administrator Morrison said the City never passed a naming policy resolution, though a draft had been done in the past. He said that the draft resolution laid out how the City would name streets, parks, buildings, etc., and in order for a building to be named after a person that individual would have to make a substantial contribution.

Mayor Johnson said that if the top choices are used, the old City Hall would become the Public Works Center (PWC), and the Justice Center would become the Justice & Municipal Center (JMC). Councilmember Hamilton said his only concern with the choice of the JMC is there is no official City Hall. Councilmembers Minton-Davis and Lewis agreed with Councilmember Hamilton.

Deputy Mayor Swatman said he would not put an official name on the Justice Center, because if the City chooses to build a downtown core or a Civic Campus later then the public may take issue with it if the City already has a “City Hall” downtown.

Councilmember Hamilton said that the Historical Society could help with finding a particular person(s) who has served the community in the City’s history. Mayor Johnson said if the Council wants to consider a historical name that it should be a process that would work itself through. City Administrator Morrison said the draft naming policy stated that a name should reflect the building’s functionality. Councilmember Minton-Davis said she likes the idea of eventually giving the building a name with a historical background.
D. Discussion: Park Board Work Plan.

Deputy Mayor Swatman said he would like to have Council discussion about implementing a Park Board Work Plan. Councilmember Minton-Davis said she thinks the Park Board could look at a park fee or use fee at Allan Yorke Park. She said that a lot of police hours are spent at Allan Yorke Park during the summer months and many of the visitors at the Park are not City residents. She said she also thought that there could be an increase on the boat launch use fee. Mayor Johnson advised that this issue is currently at the Finance Committee for consideration.

Councilmember Lewis agreed with Councilmember Minton-Davis and he said as the Safe Swim Program is implemented and other improvements are made at the Park he believes there will be even more visitors to the park. Park Board Chair Jim Bouchard was present and said he received e-mails regarding the boat launch fees, and some issues the Safety Committee was looking at regarding the fees at the Lake Tapps North Park, which is owned by the County. Park Board Chair Bouchard said he will add the park fee or use fee for Allan Yorke Park to the Park Board’s agenda. He said there will be a lot of issues for the Park Board to consider, especially if the Council wanted them implemented before this summer.

Councilmember Hamilton said he spoke with some residents who were frustrated with the City in regards to the Allan Yorke Park boat launch. He said residents already have issues during busy summer weekends, and they want to know how the City can handle a larger capacity of visitors and boats. Mayor Johnson said that eventually as it becomes more populated that the City will have to consider putting a maximum number of daily launches and that the bollards would stay up after the maximum has been reached.

Park Board Chair Bouchard asked about the new proposed development for the Park Place Apartments, and how this new development would impact traffic at Allan Yorke Parke. He said obviously there will be impact as this new development would allow for a marina, with three docks and approximately 20-25 boat slips. Community Development Director Vodopich said there is a public hearing of the Planning Commission on April 14, 2013 regarding the Parks Place Apartments Project.


Administrative Services Director Edvalson said there is no update to the proposed resolution which has been before the Council previously. He said the item is before the Council as an unbudgeted purchase. He advised that the current quote is not necessarily the final total amount for the project. Councilmember Lewis said he thinks it is a great idea to have an emergency phone at Allan Yorke Park not just for the swim area, but also for the ball fields, skateboard park, and other events that happen in the area.

Mayor Johnson asked staff to firm up the bid and proceed with the emergency phone as part of the Swim Safe Program.


Community Development Director Vodopich said this is basically a housekeeping ordinance regarding state law changes and the number of permits the City will issue. This ordinance would clean up the process for applications for permits for sale of fireworks within the City limits. He said last year the City received more applications for permits than the City would allow. He said if this ordinance was enacted that it would not take effect for at least one year.
City Attorney Haggard said this ordinance would amend the practice of how the permit applications are received, to be on a first come, first served basis. Otherwise, the City could receive all of the applications, process them and then have the permits selected by a lottery. Councilmember Minton-Davis asked about the one year effective date of the ordinance and when the ordinance would apply to permit applications. Community Development Director said that this ordinance would not impact applications until 2015.

Deputy Mayor Swatman asked in which zones firework stands could be established. Community Development Director Vodopich said basically they are allowed in all commercial zones that allow retail sales.

G. Discussion: AB13-36 – Resolution 2284 - Refinancing the Municipal Debt.

City Administrator Morrison said that this is a continuation of the discussion and presentation by Senior Advisor Jim Nelson at the February 5, 2013 Council Workshop. The proposed resolution would declare the City's intent to reimburse certain capital expenditures from the proceeds of tax-exempt bonds or other obligations. He said he felt that there was a consensus from Council to proceed with the refinancing of the municipal debt and to possibly add a bit of new money to reimburse the funds, or if an opportunity came up to obtain any of the remaining properties needed to complete the Civic Center, or other needs that the City has on its list. He said he thought at the most new money to consider would be $500,000 - $1,000,000. He said if the City wanted a back up generator for the Justice Center it will be quite expensive, so that is an item to consider using funds for. He said another need is the key card system for the Justice Center, which is also costly. He said the list of seven items on Page 38 of the agenda packet are items to be considered potential uses for additional new money should Council choose to do so.

Councilmember Lewis said the key card system is a good option because it is cheaper than having to replace locks and/or keys and the system tracks who is coming in and out of the building and what access is being used.

Councilmember Rackley said the only reason to take out additional funds is to take advantage of historically low interest rates. He said it’s a risk for the City but he believes now is the time to consider taking a loan with the low interest rates. Mayor Johnson said should Council choose to proceed with additional new money in the refinance, he doesn’t want to take too large of a loan. He said he thinks that the keycard system is an important use of the additional new funds.

Councilmember Hamilton said the only potential use of additional new money he sees as necessary would be $200,000 for the Phase II Justice Center Improvements Project. He said he also likes the idea of the key card system but he does not want to see the City take out additional loans new money of more than $200,000. Councilmembers Hamilton, Watson, Minton-Davis, McKibbin and Lewis thought that $200,000 was a reasonable amount.

Deputy Mayor Swatman agreed with Councilmember Rackley that since the interest rate is so low he thinks the City should get the money while it is available, and there are items that the City may wish to expend on capital improvement projects and other items in the future.

Mayor Johnson said if the City doesn’t expend the monies in three years then penalties are incurred. He said if another option comes to their attention then they can review and discuss it for consideration. Councilmember McKibbin asked if there will be other time to consider the City’s needs and Mayor Johnson advised that there will be.
IV. Executive Session: None.

V. ADJOURNMENT:

At 6:35 p.m., Councilmember Rackley moved to adjourn the Council Workshop. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7-0.

Harwood Edvalson, MMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to Council for the February 19th Workshop: None
Location: Bonney Lake Justice & Municipal Center, 9002 Main Street East, Bonney Lake, Washington.

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 7:02 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Chief Financial Officer Al Juarez, Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Kathleen Haggard, and Records & Information Specialist Susan Duis.

C. Announcements, Appointments and Presentations:

1. Announcements: None.

2. Appointments: None.

3. Presentations:


   Judge Ron Heslop administered the Oath of Office to the City’s new Chiefs of Police. Police Chief Powers thanked the families, staff and Council for their support and for recognizing the need for these positions. She said the Assistant Chiefs will lead the department into the future. Asst. Chief Alfano also thanked the Council and said the department has wanted to go in this direction for a long time, and they have received support from other law enforcement agencies. Asst. Chief Keller thanked the Council for the opportunity, and said he has a great partner to work with.

   At 7:08 p.m. the Meeting was recessed for 15 minutes for a reception honoring the new Assistant Chiefs. Mayor Johnson called the Meeting back to order at 7:24 p.m.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:
III. COUNCIL COMMITTEE REPORTS

A. Finance Committee: Deputy Mayor Swatman said the committee did not meet earlier in the evening. He said two of the Committee members attended the State Auditor’s exit interview with the Finance Department earlier in the day. He said the City received another clean audit and staff did a good job. Councilmember Rackley said this year’s audit had even fewer issues than in the past and showed a notable improvement. He thanked Councilmember Hamilton for letting him attend the interview in his place.

B. Community Development Committee: Councilmember McKibbin said the committee met on February 19, 2013 and did not forward any items to the current agenda. The Committee heard a presentation on a requested traffic signal on SR 410 at 204th Ave E.

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

D. Other Reports:

Community Reports: Councilmember Watson said he and Councilmember Lewis attended the White River Families First Coalition on February 25th. The group heard a presentation on ‘Knowing Our Communities’ by a representative from Enumclaw Regional Healthcare. He said the agency provides several services for the plateau area, including mini-grants, a ‘Care Van’ transportation service, and dental van services. Councilmember Watson said a series of free ‘Strengthening Families’ workshops will begin on April 15th at Bonney Lake Elementary School.

Councilmember Lewis said he attended a meeting on February 22, 2013 with representatives from the Sumner School District and the Buckley Youth Activity Center to discuss a proposed bike program. Buckley is working with students from Pacific Lutheran University to set up a program to provide loaner bikes and bike repair training to youth. He said the Buckley center is a good model if Bonney Lake decides to build a youth center program in the future.

Mayor Johnson said he, department heads and other staff members attended the Bonney Lake High School Youth Forum earlier in the day. He thanked staff for participating and said it was a good event. He said the students talked about similar issues as they have in past years, saying they need more activities, more restaurants, and a YMCA. He said a group of students who live outside the City limits mentioned drug issues in the community as well. Administrative Services Director/City Clerk Edvalson said four of the six groups in one class talked about having a more cohesive downtown area. Mayor Johnson said the kids are very aware of construction and developments in the community. He said staff will distribute a full report of the event to the Council.

Councilmember Lewis asked for an update on the Transportation Survey that the City posted earlier in the month. Mayor Johnson said all the students at the Youth Forum filled
out the survey; City Administrator Morrison said about 70 people have taken the online survey as well.

IV. CONSENT AGENDA:

A. **Approval of Minutes:** February 5, 2013 Workshop, and February 12, 2013 Meeting.

B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #65050-65076 including wire transfers #11302012 in the amount of $238,117.58. (These vouchers were missed from the Council approval process in January 2013). Accounts Payable wire transfer #2013021501 in the amount of $37,032.21. Accounts Payable checks/vouchers #65540-65555 in the amount of $56,443.05 out of the 2012 budget. Accounts Payable check/voucher #65556 in the amount of $3,201.01 for an AR deposit refund out of the 2012 budget. Accounts Payable checks/vouchers #65557-65647 (including wire transfers #10796339, and20130204) in the amount of $659,218.96 out of the 2013 budget. Accounts Payable checks/vouchers #65648-65652 in the amount of $11,290.38 for AR deposit refunds out of the 2013 budget. Accounts Payable checks/vouchers #65653-65667 in the amount of $1,106.21 for Utility refunds out of the 2013 budget. For a grand total of $1,006,409.40.

C. **Approval of Payroll:** Payroll for February 1st - 15th 2013 for checks #30959-30978 including Direct Deposits and Electronic Transfers in the amount of $ 414,556.68.


E. **AB13-23 – Resolution 2249** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Unbudgeted Purchase In For An Emergency Telephone At The Swim Area In Allan Yorke Park As Part Of The City’s Lake Tapps Swim Safe Program. Moved to Full Council Issues.

F. **AB13-28 – Resolution 2279** – A Resolution Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor Sign A Hold Harmless Agreement With The Swiss Sportsmen’s Club Of Tacoma For The Use Of Their Firearms Training Facility.

G. **AB13-29 – Resolution 2280** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Bonney Lake Community Resources For Operation Of The Bonney Lake Community Garden.

H. **AB13-30 – Resolution 2281** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Bonney Lake Community Resources For Operation Of The Concession Stand At Allan Yorke Park.


Mayor Johnson said the Public Safety Committee items were reviewed by the committee, though the agenda bill sheets did not specifically show this. Deputy Mayor Swatman
requested that item D., Ordinance D13-35 and item E., Resolution 2249, be moved from the Consent Agenda to Full Council Issues as Items B. and C.

**Councilmember Lewis moved to approve the Consent Agenda. Councilmember Rackley seconded the motion.**

**Consent Agenda approved 7 – 0.**

Councilmember Watson said he noticed a lot of small expenditures on the voucher listing, and said department heads are told to spend all their budget. Mayor Johnson said that is not the case, and departments are told to try to spend below their budget lines if possible.

Councilmember Watson noted that several of the items in the current agenda packet are not marked with a council sponsor, and some items on the Consent Agenda were not marked as being forwarded to the Consent Agenda by the committee. Councilmember Hamilton said normally the agenda items are updated after they go through committee. He confirmed that all the Public Safety Committee items on the Consent Agenda were reviewed and forwarded by the Committee.

Administrative Services Director/City Clerk Edvalson said if no specific councilmember sponsored an agenda item, there is nothing listed in this field. He said a staff contact is always listed on the agenda bill form, if there are questions. Councilmember Rackley said he felt all items should have a Council sponsor, and if there is none, the Committee Chair should serve as the sponsor.

Councilmembers discussed agenda bills and sponsorships further. Deputy Mayor Swatman said it may simply be a housekeeping issue to ensure agenda bill cover sheets are updated. Mayor Johnson suggested the issue be discussed further at a Workshop.

**V. FINANCE COMMITTEE ISSUES:** None.

**VI. COMMUNITY DEVELOPMENT ISSUES:** None.

**VII. PUBLIC SAFETY COMMITTEE ISSUES:** None.

**VIII. FULL COUNCIL ISSUES:**

A. **AB13-36 – Resolution 2284** – A Resolution Of The City Of Bonney Lake, Washington, Declaring The City's Option To Reimburse Certain Capital Expenditures From The Proceeds Of Tax-Exempt Bonds Or Other Obligations.

Deputy Mayor Swatman moved to approve Resolution 2284. Councilmember Lewis seconded the motion.

City Administrator Morrison said the proposed resolution gives the Council another option and more flexibility, but does not require them to use these alternatives.
Resolution 2284 approved 7 – 0.


Deputy Mayor Swatman moved to approved Ordinance 1451 [D13-35]. Councilmember Watson seconded the motion.

Deputy Mayor Swatman questioned whether temporary fireworks sales should be allowed in the Downtown Core area. He said in the past the Planning Commission spent a lot of time to determine which uses should be allowed in the Downtown Core zone. He said the City wants the downtown area to be ‘walkable’ and he did not feel this type of business was a good fit for the area. He said he planned to vote against the proposed ordinance as written.

Councilmembers discussed the short-term nature of fireworks businesses and whether they were disruptive to neighboring businesses. Deputy Mayor Swatman noted that any change will not go into effect for two years, so existing businesses will have plenty of time to prepare.

Councilmember Lewis suggested that the ordinance could be revised to remove the ‘Downtown Core’ zone from the areas that allow fireworks sales. City Attorney Haggard said this revision would be effective and should resolve the Deputy Mayor’s concerns.

Councilmember Minton-Davis asked if any other sections of the municipal code refer to fireworks sales or temporary businesses. She expressed concern that the proposed revisions would create overlap in other areas of the code. Councilmember consensus was that the Planning Commission review the municipal code for references to temporary businesses in the downtown areas.

Councilmember Hamilton moved to strike the phrase “Downtown Core, Downtown Mixed” from proposed ordinance AB13-35. Councilmember Lewis seconded the motion.

Councilmember Watson said the City should contact existing fireworks businesses to let them know about the change. Mayor Johnson suggested that staff could provide a copy of the ordinance when vendors come in for their permits this year, since they have two years advance warning. Councilmember Rackley said he doesn’t feel there is an issue with the zoning language, and he planned to vote against the amendment.

Motion to amend Ordinance 1451 approved 6 – 1. Councilmember Rackley voted no.

Mayor Johnson confirmed that temporary uses in the Downtown zones would be added to the Planning Commission Work Plan.

Ordinance 1451 approved as amended 7 – 0.

C. **AB13-23 – Resolution 2249** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Unbudgeted Purchase For An
Emergency Telephone At The Swim Area In Allan Yorke Park As Part Of The City’s Lake Tapps Swim Safe Program.

Councilmember Rackley moved to approve Resolution 2249. Deputy Mayor Swatman seconded the motion.

Deputy Mayor Swatman said he thinks this is an important project and thanked staff for getting the cost down from the original quote. He asked where the funds for this item would come from. City Administrator Morrison said the project is funded by the Parks CIP and there is enough from the appropriated budget to cover this cost. Deputy Mayor Swatman said he wanted to clarify that this expenditure is not authorizing anything in excess of what was budgeted. In response to a question by Councilmember Watson, Administrative Services Director/City Clerk Edvalson said the City would incur a new monthly charge for the new phone line.

Mayor Johnson said, on a related note, that Cascade Water Alliance had sent out draft logos for the Swim Safe program earlier in the day and the project is moving forward.

Resolution 2284 approved 7 – 0.

IX. EXECUTIVE SESSION:

Pursuant to RCW 42.30.110(1)(i), the Council adjourned to enter an Executive Session with the City Attorney for 15 minutes to discuss potential litigation at 8:05 p.m.; the session began at 8:08 p.m. The Council returned to Chambers at 8:17 p.m. No action was taken.

X. ADJOURNMENT:

At 8:17 p.m., Councilmember Rackley moved to adjourn the Council Meeting. Councilmember Minton-Davis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood Edvalson, MMC  
City Clerk

Neil Johnson, Jr.  
Mayor

Items presented to Council at the February 26, 2013 Meeting: None.
City of Bonney Lake, Washington

City Council Agenda Bill (AB)

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| In 2009 the Council adopted an ordinance to enforce mandatory garbage collection service by allowing Code Enforcement to levy fines up to $250 for non-compliance. Prior to that, the only enforcement tool available to staff was to file property liens which are costly and less than assured to generate any funds. Following numerous citizen complaints after adoption of the 2009 ordinance, the Finance Committee requested that staff not issue fines until the economy improved. The economic recovery has been long and slow so staff has not yet levied fines to enforce mandatory service. Approximately 370 customers presently are not complying with the mandatory service requirement. The Public Safety Committee has reviewed this issue and would like the full Council to consider stronger enforcement of this issue, with fines if necessary. A staff report and draft customer letter are attached. The 2009 ordinance may need to be revised to make the amount of the fines more clear. | Budget Amount: n/a  
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Required Expenditure:  
Budget Balance: |

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Date: 4 February 2013 | Approvals: Chair/Councilmember  
Councilmember  
Councilmember |

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Forward to: Consent Agenda: Yes No

Commission/Board Review:

Hearing Examiner Review:

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Meeting Date(s): |

| Public Hearing Date(s):  
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| Director:  
Mayor:  
Date Reviewed by City Attorney: 19 February 2013 (if applicable): |

Agenda Packet p. 15 of 27
Mandatory Garbage Service Issue Discussion Paper

For many years, the City of Bonney Lake has had mandatory refuse collection. The reasons are both health/safety and economic. The economic issue is due to “economic efficiency” of having a hauler provide service to all residents rather than just some. Many costs are “fixed,” including the cost of the driver and vehicle, regardless of how many customers on a block take service. When customers refuse service and self-haul, DM’s costs don’t go down much and therefore must raise rates to the remaining customers. If everyone self-hauled, the cost of each person transporting his/her own refuse to the nearest transfer station in a global sense would be far greater than having a single truck drive down streets and pick up the refuse. This global savings from mandatory service is what is meant by “economic efficiency.” Another (non-economic) inefficiency is the congestion created by each one self-hauling. An efficiency analogy is the economic and non-economic savings from using school buses transporting students to school rather than having parents transport their own children to school.

There are additional benefits to mandatory service. For example, the City’s tax collections go up, and if everyone pays into the system the City can justify to DM getting special benefits to the City government and the public such as the Spring cleanup week and “free” DM service during special events like Bonney Lake Days and Beautify Bonney Lake. The City also doesn’t currently pay DM for regular refuse collection at City facilities as part of our contract with DM.

The City Council has provided staff the ability to enforce mandatory refuse service in Bonney Lake via liens or fines. Liens have not been very productive because of the cost of filing and removing liens, plus it doesn’t get customers back on service once they stop paying. Liens are also largely ineffective if a home is re-possessed. Fines can be somewhat effective, but due to the economy Council has asked staff to not use fining authority unless health and safety concerns are present. Fines are also limited in effectiveness, especially if the customer refuses to pay the fine and we have to file a lien for that, too.

When we discussed the issue of customers not signing up for service, the list of apparent non-compliers was 515. Since that time, staff has worked with DM to reduce this number. 108 of them ended up being vacant. More than 30 customers signed up for service, saying they didn’t know about the mandatory service requirement. 42 customers’ letters from DM could not be delivered. About 10 qualified for the disability waiver (there are probably more but some didn’t contact the City or DM). As of this time, the list has been narrowed to 325. It is still a large number but not as bad as we thought.

DM informs us non-compliance is a problem throughout their service area, not just Bonney Lake.

Staff asked DM to follow up on specific issues raised by customers who contacted the City. DM’s response/discussion on these issues follows:

“Why is there no EOW service?
We recognize some customers may appreciate every-other-week service; however should every-other-week service be an option in the future the rate would not be ½ of the standard garbage
rate, as the actual cost savings we would realize on optional every-other-week service are minimal as our truck would still go down each street in Bonney Lake weekly to collect the weekly customers. Currently Pierce County is examining food waste, and whether or not it is better long-term for the food waste to remain in the garbage stream, capturing the methane gas for energy, or making a change to the structure of the yard waste program to incorporate food composting. Once this study is complete, we’ll be better positioned to determine future service offerings. We’ll definitely keep the city’s interest in every-other-week collection in mind as we move forward.

**How do you deal with snow birds and mandatory service?**
We do offer the option of a vacation hold for customers that will be gone for 4 or more weeks. When the customer puts their account on hold, we will ask them for either a specific or estimated reinstatement date. Should they not return within a reasonable amount of time following their estimated reinstatement date, we would do additional outreach to them to determine whether or not they are occupying the property. We will work with the customer service staff to make sure they are educating customers on this service option.

**How do you deal with OW fees, people get upset with them. Can you lower the overweight fee?**
We work with our representatives to get to the root cause with customers on OW and extra charges so that we may offer suggestions to find a solution. We have several processes in place to address this issue, the unfortunate part is that since we do have weight restrictions which are tied into base rates that if cans are over weight we do assess a charge. That said, should a customer ever escalate their concern to either a supervisor, manager, or certainly the city, we will do everything we can to come up with a reasonable and positive resolution. We are committed to making sure all customers are satisfied with service. Feel free to give my direct phone number to any customer who is ever dissatisfied.

**Some people think they are billed even if their service is missed?**
We do our best to always provide the service that is paid for; however we can only resolve a problem when the customer notifies us there was a problem. If someone is missed, we give them two options: 1) come back in 1-2 days 2) double up next time no charge. There is no credit for a one time service issue, whether a missed pick up, late set out, or mother-nature situation. We resolve these by getting the material collected in a timeframe acceptable to the customer. If someone has repeat service issues, we will have a supervisor visit the customer and escalate the issue with the driver to find a permanent solve moving forward. We recognize there may be some former customers out there who are disgruntled; however we believe we’ve made major strides in customer service (both on route, and over the phone) over the last 3-4 years and we believe any customer that previously had issues will now be impressed with our focus on the customer.”
March 8, 2013

Dear Bonney Lake Property Owner:

Since 1973 the City has required mandatory refuse and recycling collection for all City residents. Bonney Lake Municipal Code (BLMC) 8.04.040 states that: “It shall be the duty of every such person to cause such garbage and refuse to be removed and disposed of by the refuse collection company duly authorized by the city.” There are a number of reasons why citizens must sign up for at least the minimum service (10 gallon can):

- It promotes a clean and healthy environment by assuring that refuse is disposed of properly and not left to pile up and become a public nuisance or health hazard.
- City residents get a lower rate from DM Disposal because everyone is participating. There is an “economy of scale” from having mandatory service, which benefits everyone.
- It helps pay the public share of refuse collection from public parks, facilities, and street litter.

As a resident of Bonney Lake, you are required to comply with mandatory refuse service in accordance with ordinance BLMC 8.04.040. If you do not comply with this ordinance, you face civil penalties and may have liens placed on your property until payment is made.

D.M. Disposal provides weekly curbside refuse pickup under contract with the City of Bonney Lake. D.M. Disposal’s records indicate that you are not currently signed up for refuse pickup due to nonpayment. There is a very simple remedy: pay your outstanding balance and call DM Disposal (253-414-0347) to sign up for either a 10 gallon refuse can at $13.91 a month; a 20 gallon refuse can once a week with bi-weekly recycling at $19.11 a month, or a 32 gallon refuse can once a week with bi-weekly recycling at $23.46 a month, including taxes.

DM has provisions for vacationers and “snow birds” who leave the area for some time and return later to resume service. Please contact them at the number above to discuss if and how these arrangements might work for you. Under certain circumstances, a disability waiver may be allowed if you are unable to haul your trash cans to the street where they can be picked up by DM’s drivers; if you think you might qualify please call me at the number below or e-mail me at leafg@ci.bonney-lake.wa.us.

Thank you for your attention. If you have any questions regarding mandatory refuse pickup in Bonney Lake you may find additional information on the City of Bonney Lake website, www.ci.bonney-lake.wa.us, or contact Gary Leaf at (253) 447-3282.

Sincerely yours,

Gary A. Leaf
Facilities & Special Project Manager
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>5 March 2013</td>
<td>AB13-26</td>
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<table>
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<tr>
<th>Agenda Item Type:</th>
<th>Ordinance/Resolution Number:</th>
<th>Councilmember Sponsor:</th>
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</thead>
<tbody>
<tr>
<td>Resolution</td>
<td>2277</td>
<td></td>
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Agenda Subject: Declaration of Surplus City Property

Full Title/Motion: A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Declaring As Surplus Certain Property Of The City And Authorizing The Mayor To Dispose Of It Per Procedures Outlined In BLMC 2.70.100.

Administrative Recommendation: Approve

Background Summary: This is a routine ministerial action to surplus City property enumerated in the attached Resolution (Exhibit "A"). This includes the old single wide trailer recently acquired in the downtown, and ERR equipment scheduled to be replaced this year. Some of the ERR equipment would not be officially taken out of commission until the new equipment was received and put into service.

Attachments: Resolution 2277, Exhibit "A" (List of Surplus Equipment)

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: NA

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review:

Date: Approval:
Chair/Councilmember NAME
Councilmember NAME
Councilmember NAME

Forward to: Consent Agenda:

Commission/Board Review:

Hearing Examiner Review:

COUNCIL ACTION

Workshop Date(s): March 5, 2013
Meeting Date(s): Tabled to Date:

Public Hearing Date(s):

APPROVALS

Director: Mayor:

Date Reviewed by City Attorney:
(if applicable):
RESOLUTION NO. 2277

A RESOLUTION OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, DECLARING SURPLUS PROPERTY, AND AUTHORIZING THE MAYOR TO SELL SAID PROPERTY AS PURSUANT TO BLMC SECTION 2.70.100.

WHEREAS, the list of property and equipment attached hereto as Exhibit “A” has determined to be surplus to the ongoing needs of the City;

NOW THEREFORE, the City Council of the City of Bonney Lake, Washington, do hereby resolve that:

1. The described property listed in Exhibit “A”, attached hereto and incorporated herein as if fully set forth, is hereby declared surplus to the City’s continuing needs and is no longer required for providing continued public service;

2. The Mayor is authorized to dispose of said property through public auction or other formal bidding procedures as established in Bonney Lake Municipal Code 2.70.100;

3. Surplussed equipment belonging to the Equipment Rental and Replacement (ERR) Fund may be kept in use until the replacement equipment is delivered to the City and placed in service.

PASSED BY THE CITY COUNCIL this 12th day of March 2013.

__________________________
Neil Johnson, Jr., Mayor

ATTEST:

__________________________
Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

__________________________
Kathleen Haggard, City Attorney
<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>MAKE/MODEL</th>
<th>SERIAL or VIN #</th>
<th>VALUE</th>
<th>UNIT(S)</th>
<th>CONDITION</th>
<th>NOTES</th>
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</thead>
<tbody>
<tr>
<td>1965 Single Wide Mobile Home</td>
<td>Marle Marlette</td>
<td>6625200002379</td>
<td>4,700</td>
<td>1</td>
<td>Poor-Fair</td>
<td>Would cost more to relocate or demolish than trailer is worth</td>
</tr>
<tr>
<td>2000 Senior Van</td>
<td>F450 Aerotech 220</td>
<td>1FDEX45S8YHB99096</td>
<td>5,200</td>
<td>1</td>
<td>Poor-Fair</td>
<td>179,000 miles; Not recommended as Work Crew van</td>
</tr>
<tr>
<td>Admin. Services/IT vehicle</td>
<td>Dodge Stratus</td>
<td>B3EJ46C8YN238452</td>
<td>2,050</td>
<td>1</td>
<td>Poor</td>
<td>Used primarily by IT; not real suitable for computer transport</td>
</tr>
<tr>
<td>1995 Facilities Service Truck</td>
<td>Ford F 150</td>
<td>1FTEF15N35Y678572</td>
<td>1,520</td>
<td>1</td>
<td>Poor-Fair</td>
<td>105,200 miles</td>
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<tr>
<td>1992 Parks Maintenance Pickup</td>
<td>Ford Ranger</td>
<td>1FTCR1U105J110813</td>
<td>1,000</td>
<td>1</td>
<td>Poor</td>
<td>91,308 miles</td>
</tr>
<tr>
<td>1994 Parks Riding Mower</td>
<td>John Deer Model 172</td>
<td>MOL186X010564</td>
<td>500</td>
<td>1</td>
<td>Poor</td>
<td>Will still run, but has no power or attachments</td>
</tr>
<tr>
<td>1991 Riding Mower Deck</td>
<td>John Deer Model 172</td>
<td>NA</td>
<td>100</td>
<td>1</td>
<td>Poor-Fair</td>
<td>This is an attachment only (blades), not a riding mower</td>
</tr>
<tr>
<td>2000 Police Car</td>
<td>Ford Crown Victoria</td>
<td>2FAFP71W3YX174617</td>
<td>2,600</td>
<td>1</td>
<td>Fair</td>
<td>80,338 miles</td>
</tr>
<tr>
<td>1989 3-Ton Armored Van</td>
<td>GMC</td>
<td>1GDJ7D1994V034562</td>
<td>Scrap</td>
<td>1</td>
<td>Poor</td>
<td>275,000 miles; has some value as scrap metal</td>
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<tr>
<td>2005 Police Car</td>
<td>Ford Crown Victoria</td>
<td>2FAPA71W5X105207</td>
<td>2,520</td>
<td>1</td>
<td>Fair</td>
<td>89,941 miles</td>
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<tr>
<td>2005 Police Car</td>
<td>Ford Crown Victoria</td>
<td>2FAPA71W9X105208</td>
<td>2,320</td>
<td>1</td>
<td>Fair</td>
<td>96,000 miles</td>
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<tr>
<td>2005 Police Car</td>
<td>Ford Crown Victoria</td>
<td>2FAPA71W45X133067</td>
<td>3,500</td>
<td>1</td>
<td>Fair</td>
<td>82,000 miles</td>
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<tr>
<td>2006 Police Car - 59K miles</td>
<td>Dodge Charger</td>
<td>2B3KA43H06H328748</td>
<td>6,000</td>
<td>1</td>
<td>Fair-Sold As Is</td>
<td>Not drivable; Totalled in accident. WCIA paid $13,879 to replace</td>
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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>
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<tbody>
<tr>
<td>PW / Douglas Budzynski</td>
<td>5 March 2013</td>
<td>AB13-38</td>
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<th>Councilmember Sponsor:</th>
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<tbody>
<tr>
<td>Discussion</td>
<td>N/A</td>
<td>Randy McKibbin</td>
</tr>
</tbody>
</table>

**Agenda Subject:** Discuss Change of Funding Source to Replace the Evergreen Point Water Main.

**Full Title/Motion:** n/a Discuss Changing Funding Sources And Authorization To Replace The Evergreen Point Leaky Water Main.

**Administrative Recommendation:** Approve

**Background Summary:** The PW O&M staff has patched many sections of this water line over the years. We are now patching patches. On one occasion a basement flooded due to a water leak in this area. This project was designed in 2012 using PW Trust Fund (PWTF) money with an Engineers Estimate of $444,000. Only $60,000 of the PWTF money remains. At the time this project was authorized by City Council for 2013 construction, it was to have been fully funded with PWTF money. However, due to higher costs to replace the Ponderosa leaky water main, insufficient PWTF money remains. To construct this project will now require approximately $384,000 of Water SDC funds combined with the remaining PWTF money. At the beginning of 2013, there was approximately $6.5 million available in the Water fund balance. 6" and 4" steel pipes will be replaced with 8" ductile iron water pipe and old water meters will be replaced with new radio read meters. This is the highest priority "shovel ready" water project we have.

**Attachments:** Area Map, Spreadsheet with Funding Scenarios

### BUDGET INFORMATION

<p>| | | | |</p>
<table>
<thead>
<tr>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td>Budget Amount</td>
<td>Current Balance</td>
<td>Required Expenditure</td>
<td>Budget Balance</td>
</tr>
<tr>
<td>$461,357</td>
<td>$60,000</td>
<td>$444,000</td>
<td>$384,000</td>
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</table>

**Budget Explanation:** 401.087.034.594.34.63.04 - Leaky Main PWTF Loan 2-Phase 2F

### COMMITTEE, BOARD & COMMISSION REVIEW

**Council Committee Review:** Community Development  
Date: 5 February 2013  
Approval:  
- Chair/Councilmember: Randy McKibbin  
- Councilmember: James Rackley  
- Councilmember: Tom Watson  
Forward to: March 5, 2013  
Consent Agenda: Yes No

**Commission/Board Review:**

**Hearing Examiner Review:**

### COUNCIL ACTION

- Workshop Date(s): March 5, 2013  
- Public Hearing Date(s):  
- Meeting Date(s):  
- Tabled to Date:

### APPROVALS

- **Director:** Dan Grigsby, P. E.  
- **Mayor:** Neil Johnson Jr.  
- **Date Reviewed by City Attorney:** (if applicable):
ALL LEAKS HAVE BEEN FIXED

1440 x GPM = GPM PER DAY

18402 9TH ST E

$78.61 6" DI

920 184TH AVCT E

902 184TH AVCT E

N53°01'08"E

Legend

Water Leak
Water Meter
Fire Hydrant
Water Valve
Blowoff
Water Main
Leaky Water Main
Already Replaced
Property of Interest
Tax Parcel
Building
Paved Road
Paved Driveway or Impervious Surface

Lake Tapps

Concrete Driveway in Replaced 25' Section of Water Main due to Several Leaks under Impervious Surface Paved Road Building Tax Parcel Property of Interest Blowoff 207 Already Replaced Leaky Water Main 115 223 255

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. Orthophotos and other data may not align. The County assumes no liability for variations ascertained by actual survey.

1440 x GPM = GPM PER DAY
ALL LEAKS HAVE BEEN FIXED

Evergreen Point
Leaky Water Mains

City of Bonney Lake

February 15, 2012
City of Bonney Lake

2013 Water Funds - Evergreen Pt and Locust Extension Funding Options

February 27, 2013

<table>
<thead>
<tr>
<th>Revenue and Expenses</th>
<th>Council Approved 2013 Budget</th>
<th>Approve Construction of Evergreen Pt</th>
<th>Approve Construction of Locust Extension</th>
<th>Approve Construction of both Projects</th>
<th>Not to Construct Either Project</th>
</tr>
</thead>
<tbody>
<tr>
<td>2013 Beginning Budget</td>
<td>$ 6,513,643.00</td>
<td>$ 6,513,643.00</td>
<td>$ 6,513,643.00</td>
<td>$ 6,513,643.00</td>
<td>$ 6,513,643.00</td>
</tr>
<tr>
<td>Planned 2013 Revenues - O&amp;M Costs</td>
<td>$ 1,786,652.00</td>
<td>$ 1,786,652.00</td>
<td>$ 1,786,652.00</td>
<td>$ 1,786,652.00</td>
<td>$ 1,786,652.00</td>
</tr>
<tr>
<td>Total Scheduled 2013 Water Capital Improvement Projects</td>
<td>$ 3,965,809.00</td>
<td>$ 4,125,398.00</td>
<td>$ 3,796,398.00</td>
<td>$ 4,240,398.00</td>
<td>$ 3,681,398.00</td>
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<tr>
<td>2013 Year End Balance</td>
<td>$ 4,334,486.00</td>
<td>$ 4,174,897.00</td>
<td>$ 4,503,897.00</td>
<td>$ 4,059,897.00</td>
<td>$ 4,618,897.00</td>
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</table>

Additional Water SDC Funds Needed to Complete Project

<table>
<thead>
<tr>
<th></th>
<th>$</th>
<th>$</th>
<th>$</th>
<th>$</th>
<th>$</th>
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</thead>
<tbody>
<tr>
<td></td>
<td>-</td>
<td>159,589.00</td>
<td>(169,411.00)</td>
<td>274,589.00</td>
<td>(284,411.00)</td>
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</table>

After the completion of the Ponderosa Water Main Project, the balance for the Leaky Main PWTF Loan contract will be approximately $60,000. Therefore the PWTF Loan Contract will support only a portion of the Evergreen Pt. Project. The remaining funding will need to be supported from SDC funds.

Either Project would use the remaining $60,000 in the PWTF loan contract.

Both the Evergreen Pt. Project and the Locust Extension Project have designs completed in 2012.

Council Approved 2013 Budget was approved in December 2012 with data collected in September 2012.

<table>
<thead>
<tr>
<th>Estimated Construction Costs</th>
<th>Evergreen Pt Project</th>
<th>Locust Extension Project</th>
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</thead>
<tbody>
<tr>
<td>Number of Water Connections in Project</td>
<td>35</td>
<td>9</td>
</tr>
</tbody>
</table>
There were 3 leaks located in the Leak Detection survey conducted in December of 2012 totaling approximately 11 gpm. All these leaks were repaired by City maintenance crews.

- 1019 187th Ave E approximately 1 gpm.
- 920 184th Ave Ct E approximately 5 gpm
- 1002 184th Ave E approximately 5 gpm

We have repaired at least 131 gpm worth of leaks on Evergreen Point in just over 3 years. Cumulatively this equates to almost 69 million gallons of water per year if left unrepaired. The ground on Evergreen Point prevents the leaks from surfacing making it nearly impossible to detect leakage unless ultrasonic equipment is used to locate the leaks.

Dave Cihak
Utility Supervisor
City of Bonney Lake
19306 Bonney Lake Blvd
Bonney Lake, WA 98391
253-447-4312 Office
253-447-4330 Fax
253-405-6611 Cell

From: Doug Budzynski
Sent: Monday, February 25, 2013 4:53 PM
To: Dan Grigsby; Charlie Simpson; David Cihak
Cc: John Woodcock; Carol Paul
Subject: RE: AB13-38- Evergreen Pt Water main Project for Council Workshop

Here is the new (but old) map to go with it. I will update the spreadsheet and distribute it as Dan requested.

Doug Budzynski, P.E.
Utility/Assistant City Engineer
City of Bonney Lake
253-447-4342

From: Dan Grigsby
Sent: Monday, February 25, 2013 4:43 PM
To: Doug Budzynski; Charlie Simpson; David Cihak
Cc: John Woodcock; Carol Paul
Subject: RE: AB13-38- Evergreen Pt Water main Project for Council Workshop

How does this look?

Thanks,
From: Doug Budzynski  
Sent: Monday, February 25, 2013 10:45 AM  
To: Marilyn Campbell; Carol Paul  
Cc: John Woodcock; Dan Grigsby  
Subject: AB13-38- Evergreen Pt Watermain Project for Council Workshop  

Draft  

Doug Budzynski, P.E.  
Utility/Assistant City Engineer  
City of Bonney Lake  
253-447-4342