Location: Bonney Lake Justice & Municipal 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember James Rackley, and Councilmember Tom Watson.
   C. Announcements, Appointments and Presentations:
      1. Announcements: None.
      2. Appointments: None.
      3. Presentations: None.
   D. Agenda Modifications

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:
   A. Public Hearings:
   B. Citizen Comments:
      Citizens are encouraged to attend and participate at all Council Meetings. You may address the Mayor and City Council on matters of City business, or over which the City has authority, for up to 5 minutes. Sign-up is not required. When recognized by the Mayor, please state your name and address for the official record. Designated representatives recognized by the chair who are speaking on behalf of a group may have a total of 10 minutes to speak. Each citizen is allowed to speak only once during Citizen Comments.
   C. Correspondence

III. COUNCIL COMMITTEE REPORTS:
   A. Finance Committee
   B. Community Development Committee
   C. Economic Development Committee
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 #69865-69894 (including wire transfer #'s 20141015, and 20141016) in the amount of $33,588.10.
   Accounts Payable checks/vouchers #69895-69905 for utility customer refunds in the amount of $2,774.93.
   Accounts Payable wire transfer #2014101701 for p-card purchases in the amount of $38,264.87.
   Accounts Payable checks/vouchers #69906-69954 (including wire transfer #2014111101) in the amount of $901,569.07.
   Accounts Payable checks/vouchers #69955-69974 for utility customer refunds in the amount of $2,084.62.
   Accounts Payable checks/vouchers #69975-70013 (including wire transfer #’s 20141005, 20141101, 20141102, 20141103, 20141104, 20141105, and 20141106) in the amount of $102,830.85.
   Accounts Payable checks/vouchers #70014-70015 for accounts receivable customer refunds in the amount of $862.41.
   Accounts Payable checks/vouchers #70016 for utility customer refund in the amount of $700.00.

C. Approval of Payroll: Payroll for October 1st–15th, 2014 for checks #32031-32059 including Direct Deposits and Electronic Transfers is $ 453,131.12.
   Payroll for October 16th-31st, 2014 for checks # 32060-32082 including Direct Deposits and Electronic Transfers is $ 668,941.09.
   Payroll for November 1st–15th, 2014 for checks #32083-32103 including Direct Deposits and Electronic Transfers is $ 464,794.86.


G. **AB14-133 – Resolution 2421** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Expressing The Intent To Adopt A Cultural Arts And Heritage Element.

H. **AB14-145** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Accept As Complete The 2014 Chip Seal Application With Doolittle Construction LLC.

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

VI. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES:**


VII. **ECONOMIC DEVELOPMENT COMMITTEE ISSUES:** None.

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

IX. **FULL COUNCIL ISSUES:**


X. **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.

XI. **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>
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<tbody>
<tr>
<td>Executive / Don Morrison</td>
<td>25 November 2014</td>
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<tr>
<td>Public Hearing</td>
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**Agenda Subject:** Public Hearing on the Mayor's Proposed 2015-2016 Biennial Budget (Proposed Ordinance D14-141)

**Full Title/Motion:** n/a

**Administrative Recommendation:**

**Background Summary:** RCW 35A.34.110 requires the City Council to hold a public hearing on the proposed budget prior to the adoption of the budget, at which hearing “any taxpayer may appear and be heard for or against any part of the budget.”

A copy of the Preliminary Budget can be downloaded at [http://www.ci.bonney-lake.wa.us/section_government/departments/executive/finance_administration.shtml#budget](http://www.ci.bonney-lake.wa.us/section_government/departments/executive/finance_administration.shtml#budget)

**Attachments:**

### BUDGET INFORMATION

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<th>Required Expenditure</th>
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**Budget Explanation:**

### COMMITTEE, BOARD & COMMISSION REVIEW

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<th>Finance Committee</th>
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**Commission/Board Review:**

**Hearing Examiner Review:**

### COUNCIL ACTION

**Workshop Date(s):**

**Meeting Date(s):** 10/28/2014

**Public Hearing Date(s):**

**Tabled to Date:**

### APPROVALS

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<th>Date Reviewed by City Attorney:</th>
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<td>(if applicable):</td>
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Location: Bonney Lake Justice & Municipal 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. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Dan Swatman, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember James Rackley, and Councilmember Tom Watson. Councilmember Mark Hamilton was absent. Councilmember Katrina Minton-Davis arrived at 5:40 p.m.

Councilmember Rackley moved to excuse Councilmember Hamilton’s absence. Councilmember Watson seconded the motion.

Motion to excuse Councilmember Hamilton’s absence approved 5 – 0.

Staff members in attendance were City Administrator Don Morrison, Community Development Director John Vodopich, Chief Financial Officer Cherie Gibson, Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Kathleen Haggard, Records & Information Specialist Susan Haigh, Senior Planner Jason Sullivan, and Permit Coordinator Jen Francis.

III. AGENDA ITEMS:

A. Presentation: Dr. Sara Johnson – Sumner School District Superintendent.

Dr. Johnson introduced herself and Assistant Superintendent Laura Dent. She provided a presentation on the District’s “Teacher Tuesday” program, which honors outstanding teachers around the District. She said anyone can submit a recommendation online for this recognition program. She encouraged Councilmembers to contact her if they would like a tour of one of the schools. She thanked the Council for their time. Councilmember Watson said the Lions Club has programs to thank teachers during the year as well. Mayor Johnson thanked Dr. Johnson for coming to speak to the Council.


Mark Gingrich, District Manager for D. M. Disposal, provided an update on the automated garbage collection service transition. He said new carts are being staged at the City-owned Moriarty Property now, and will be distributed to customers in the first week of November. He provided copies of the flyers notifying customers of the change. Councilmembers asked questions about the change-over process and grace period for changing cart sizes. Mr. Gingrich added that a set of garbage carts had been delivered to the Justice & Municipal Center lobby so people can see the bin size options. He thanked City staff for their help. Mayor Johnson said D. M. and City staff have worked closely together to prepare and address issues. Mr. Gingrich said D. M. has committed to providing three glass recycling drop off locations – so far one has been set up at Allan...
Yorke Park Ball Field #4, another on 89th St E near the Justice & Municipal Center in the Downtown area, and a third location is still being confirmed.

C. **Presentation:** 2014 3rd Quarter Development Activity Report – Jen Francis.

Permit Coordinator Jen Francis provided a presentation covering the 2nd and 3rd Quarter of 2014, highlights for the past year such as Red Robin, the Renwood Multi-Family and the Hemminger Plat, as well as pre-applications and potential future projects. She gave a summary of the BERK Market Analysis project to update the Economic Plan, and updates on efforts to reach out to local businesses and the Chamber of Commerce. She also gave an overview of the BlueBeam software, which is currently being implemented to facilitate electronic plans review.

Councilmembers asked follow-up questions and thanked Permit Coordinator Francis and other staff for their work providing information to the Council, connecting with local businesses, and implementing the BlueBeam software. Permit Coordinator Francis said the licensing and equipment costs for the program are reasonable, and all costs have been covered by funds collected through the new technology fee on permit applications.

D. **Council Open Discussion**

**Credit Card Fees:** Councilmember Rackley asked for an update on credit card fees. Mayor Johnson said this is an item for discussion at a future Finance Committee Meeting.

**Council Retreat:** Councilmember Watson suggested the Council begin thinking about dates for the 2015 Council Retreat. Councilmember Lewis noted there are few meetings before the end of the year and wants to begin talking about future issues early.

**City Parks Master Planning:** Councilmember Watson said staff have done a great job cleaning up and preparing Victor Falls Park, and he would like to see more work done on Midtown Park. He provided a copy of plans for trails in another city and said he would like this to be an item for discussion at future meetings. Mayor Johnson said he has included a master plan for parks as a key item in his budget memorandum, which the Council will be reviewing soon. He said staff have been researching options and considering park projects. Councilmember Watson said he also wants to consider extending sidewalks on Veterans Memorial Drive East. Councilmember Rackley suggested the Fennel Creek headwaters could be expanded and improved as a fish-spawning habitat, which could bring interest and support from other groups.

City Administrator Morrison said the Mayor’s proposal for a master parks plan, if supported by the Council, would include hiring a professional firm to survey residents and develop a plan for park facilities. Mayor Johnson suggested parks be a focus for the Council in early 2015. Deputy Mayor Swatman suggested the Council schedule a joint meeting with the Park Commission. Councilmembers discussed potential dates for a joint workshop in early 2015. Councilmember Minton-Davis spoke in support of focusing discussions on parks in 2015. Mayor Johnson noted that having an approved plan will help focus efforts and can assist the City in receiving funds from grants and other sources.

**Eastown Sewers:** Deputy Mayor Swatman said the Eastown Lift Station is coming online soon; it is not hooked up to any services yet, but opens the area to development and expansion. He asked about the status of the proposed Public Works facility in Eastown.
City Administrator Morrison said he has requested an update and he believes the civil plans are nearly complete, and architectural estimates should be available soon. He said the proposed budget includes funding for expanding sewer from the City-owned parcel to the Lift Station.

Councilmember Watson asked when the remainder of the City’s parcel would be available for sale. City Administrator Morrison said once the final site plan for the Eastown Public Works Center (PWC) is established, the City can determine which portion is surplus; this could be ready by late 2015 depending on the project’s progress.

Arts Commission Gingerbread House Contest: Councilmember Minton-Davis said the Arts Commission has organized a Gingerbread House Contest for this year’s annual Tree Lighting Ceremony event on December 6, 2014. City Administrator Morrison said flyers and posters have been prepared and the application has been posted on the City website. He said this is the first project for the Arts Commission and should be a fun addition. Councilmember Minton-Davis said the Kiwanis donated cash prizes for the contest.

Milotte Film Festival: Councilmember Lewis asked for an update on the Film Festival on October 18th. City Administrator Morrison said the event was well-attended with standing room only. He said the Greater Bonney Lake Historical Society has already held a follow-up meeting and started planning for next year’s event.


The minutes were forwarded to the October 28, 2014 Meeting for adoption with minor corrections provided by Councilmembers Lewis and Watson.


Senior Planner Sullivan said the City had identified review and clarification of the Countywide Planning Policies as a priority. The proposed amendments clarify some items, streamline the language used, and set guidelines for the County’s support of proposed annexations.

Deputy Mayor Swatman noted these amendments are positive and asked if the County is likely to accept them. Senior Planner Sullivan said the proposed amendments have already been reviewed and accepted by the County Council and County Executive, and now all the jurisdictions have a chance to ratify the amendments. City Administrator Morrison said the amendments show some progress on the County’s part; Mayor Johnson said the Puget Sound Regional Council has put some pressure on the County. Council consensus was to forward the proposed resolution for action at the next Council Meeting as a Consent Agenda Issue. Councilmember Lewis volunteered to sponsor the item.

G. Discussion: Cancellation of November 11, 2014 Meeting for the Veterans Day.

Mayor Johnson noted that the City offices will be closed for the Veterans Day holiday on November 11th and suggested the Council meeting be cancelled. Council consensus was to cancel the November 11th Meeting. Councilmember Rackley suggested the Council also take action on cancelling the last two meetings in December. Mayor Johnson noted that if the Council needs to meet after the December 9th Meeting, to finish budget discussions or other items, a special meeting can be scheduled. Council consensus was to forward a motion cancelling the November 11th Meeting, the December 16th Workshop
and December 23rd Meeting on the upcoming October 28th Meeting agenda.

IV. EXECUTIVE SESSION: None.

V. ADJOURNMENT:

At 6:48 p.m., Councilmember Watson moved to adjourn the Council Meeting. Councilmember Rackley seconded the motion.

Motion to adjourn approved 6 – 0.

Harwood Edvalson, MMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to Council at the October 21, 2014 Workshop:

- Dr. Sara Johnson, Sumner School District – Presentation titled “Teacher Tuesdays”.
- John Vodopich, Community Development Director, City of Bonney Lake – Presentation titled “2014 Second & Third Quarter Development Activity Report”.

Note: Unless otherwise indicated, all documents submitted at City Council meetings and workshops are on file with the City Clerk. For detailed information on agenda items, please view the corresponding Agenda Packets, which are posted on the city website and on file with the City Clerk.
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 7:00 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember James Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Community Development Director John Vodopich, Chief Financial Officer Cherie Gibson, Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, and City Attorney Jay Schulkin.

C. Announcements, Appointments and Presentations:

1. Announcements: None.

2. Appointments: None.

3. Presentations:

   a. Proclamation: Veteran’s Day – November 11, 2014. Mayor Johnson read the proclamation to the audience.

   b. Proclamation: Community Planning Month – October 2014. Mayor Johnson read the proclamation to the audience.

   c. 2015 – 2016 Preliminary Budget. City Administrator Morrison gave a PowerPoint presentation providing a broad overview concerning the City’s anticipated revenues and expenditures including capital projects within various funds. He stated the full preliminary budget would be made available to the Council and public very soon.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings:

   1. AB14-144 - Regarding Ordinance 1480 (AB14-127) – 12-day Extension of the Temporary Moratorium.
Mayor Johnson opened the public hearing at 7:28 p.m.

Kimberly Nygard, 1503 Valley Ave, Sumner, WA – Ms. Nygard presented information to the City Council regarding increasing risk to youths associated with marijuana use.

Richard Murphy, 410 Hurd Rd., Elma, WA – Mr. Murphy spoke representing the owners of the I-502 retail marijuana lottery license designees for Bonney Lake. He presented material in support of the City allowing the legal sale of marijuana.

There being no other speakers for the public hearing, Mayor Johnson closed the hearing at 7:43 p.m.

B. Citizen Comments:

David Colbeth, 21816 113th St E, Bonney Lake, expressed appreciation on behalf of the Greater Bonney Lake Veterans for the proclamation and invited the Council and audience to observe a moment of silence on November 11, 2014 at 11:00 a.m. and to participate at 7:00 a.m. in a flag raising ceremony at the corner of SR410 and Main Street.

Winona Jacobsen, 9100 189 Ave Ct E, Bonney Lake, spoke of the success of the recent Milotte Wildlife Film Festival. She read a list of supporters including the City of Bonney Lake. She noted that the film festival has received international notoriety.

Bibiana Burrill, 5667 West Tapps Highway E., Bonney Lake, spoke representing the Lions Club and presented Mayor Johnson with a certificate expressing appreciation for continued support for the Lions for Kids House in Bonney Lake.

Saranjit Bassi, 12519 224th Ave E., Bonney Lake, spoke representing 4Ever Healing, LLC, and said he would donate $5,000 to Lions for Kids House in the first month that his business is allowed to operate.

C. Correspondence: None.

III. COUNCIL COMMITTEE REPORTS:

A. Finance Committee: Deputy Mayor Swatman said the Committee of the Whole met in a special Council meeting at 5:30 p.m. earlier in the evening and received a personnel update, discussed credit card fees and OpenGov software, the proposed property tax levy ordinance and setting a public hearing for the 2015-2016 Biennial Budget.

B. Community Development Committee: Councilmember Lewis said the Committee met on October 21st and forwarded two items on the present agenda for Council consideration.

C. Economic Development Committee: Councilmember Minton-Davis said the Committee met earlier in the evening and had a debriefing regarding the Community Development Report presented at the last Council Workshop. She said that Jen Francis, Permit Coordinator, would be taking the presentation to the Chamber of Commerce in November.

D. Public Safety Committee: Councilmember Watson said the Committee met on October 20th and reviewed the current crime report and statistics from the Bonney Lake Police
Department. He said they discussed criminal trends that appeared to be seasonal. The Committee also discussed sidewalk improvements in front of Bonney Lake High School. Councilmember Watson said he was pleased to see the Mayor’s proposed budget includes funds for additional sidewalk improvements in the City.

E. Other Reports:

IV. CONSENT AGENDA:

A. Approval of Minutes: October 7, 2014 Workshop and October 14, 2014 Meeting.

B. Approval of Accounts Payable and Utility Refund Checks/Vouchers: Accounts Payable checks/vouchers #69764-69812 (including wire transfer #’s 20141001, 20141002, 20141003, 20141004, and 1006201401) in the amount of $190,945.83. Accounts Payable checks/vouchers #69813-69830 for utility customer refunds in the amount of $2,002.36. Accounts Payable checks/vouchers #69831-69832 in the amount of $1,442.89. Accounts Payable checks/vouchers #69833-69864 (including wire transfer #14121036) in the amount of $371,616.67. Voids: Check #66412 – replaced with check #69834; Check #s 61929, 62016, 62200, 62833, 63372, 63377, 63637, 64399, 64568, 64750, 64765, 64806, 65159, 65428, 65430, 65437, 65473, 65475, 65727, 66111, 66112, 66219, 66309, 66508, 66515, and 66690 – replaced with check #69832.

C. Approval of Payroll: Payroll for October 1st–15th, 2014 for checks #32031-32059 including Direct Deposits and Electronic Transfers is $ 453,131.12.

D. AB14-121 – Resolution 2415 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Authorizing The Mayor To Sign An Interlocal Agreement With Pierce County For Certain Amendments To The Pierce County Countywide Planning Polices As Recommended By The Pierce County Regional Council.

E. AB14-136 – Resolution 2424 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Purchase Of Flygt Equipment For Lift Station #17 With Whitney Equipment Company Inc.

F. AB14-137 – Resolution 2425 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Renew And Sign An Interlocal Agreement With Pierce County For Emergency Management Services.


Councilmember Watson moved to approve the Consent Agenda. Councilmember Lewis seconded the motion.
Consent Agenda approved 7 - 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. ECONOMIC DEVELOPMENT COMMITTEE ISSUES: None.

VIII. PUBLIC SAFETY COMMITTEE ISSUES: None.

IX. FULL COUNCIL ISSUES: None.

X. EXECUTIVE SESSION: None.

XI. ADJOURNMENT:

At 8:03 p.m., Councilmember Rackley moved to adjourn the Council Meeting. Councilmember Hamilton seconded the motion.

Motion to adjourn approved 7 - 0.

Harwood Edvalson, MMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to Council at the October 28, 2014 Meeting:

- Don Morrison, City of Bonney Lake – City of Bonney Lake 2015-2016 Budget: Highlights of Mayor’s Proposed Budget.
- Kimberly Nygard – Marijuana, What Parents Should Know; Alcohol Policy – Prevention Model; CADCA – Link Between Violent Crime and Alcohol Outlet Density; Marijuana Recognition Guide.
- Richard Murphy – I-502 Applicants in Bonney Lake Vicinity; In Our Kids Best Interest; 4Ever Healing Salesroom Floor Plan; Marijuana Use Among Colorado High School Students; Violent Crimes Rates in Denver, CO; End the Black Market; Marijuana Not as Dangerous as Alcohol and Tobacco; Marijuana: Medicine for Many; and Sales Tax Generated from Recreational Marijuana Sales.

Note: Unless otherwise indicated, all documents submitted at City Council meetings and workshops are on file with the City Clerk. For detailed information on agenda items, please view the corresponding Agenda Packets, which are posted on the city website and on file with the City Clerk.
I. Call to Order – Deputy Mayor Dan Swatman called the meeting to order at 5:30 p.m.

II. 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 Katrina Minton-Davis, and Councilmember Tom Watson. Councilmember Randy McKibbin and Councilmember James Rackley were absent. Mayor Neil Johnson, Jr. arrived at 6:11 p.m.

Councilmember Watson moved to excuse Councilmembers McKibbin and Rackley, Councilmember Lewis seconded the motion.

Motion Approved 5 – 0.

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

III. Agenda Items:


Deputy Mayor Swatman opened the public hearing at 5:31 p.m.

There were no speakers for the public hearing. City Administrator Morrison advised for the record that the proposed ordinance regarding the Ad Valorem Property Tax Levy is an annual process that is required to be completed by the County Auditor and the City followed the standard process in order to increase revenues by a 1% increase, which does not include new construction or annexed areas. This item will be acted on at the November 25, 2014 Council meeting.

There being no speakers for the public hearing, Deputy Mayor Swatman closed the hearing at 5:32 p.m.

B. Council Open Discussion.

Public Works Center Property. City Administrator Morrison said he was contacted a group in Spokane, who is possibly interested in any surplus property the City may have after building the new Public Works Center. He said the proposed developer would be interested in the property for a multi-family development. He wanted to see Council’s preference for the property before he contacted them. Deputy Mayor Swatman said the original proposed
developer was interested in a multi-development in the north half and SR 410 as more of a commercial aspect. He and Councilmember Hamilton said there is concern about losing commercial viability sales tax for that property by designating it multi-family. Council consensus was to keep the property as commercial property. Public Works Director Grigsby stated that this location is the only location for another traffic signal in Eastown and so it is prime for commercial use.

**White River Community Families First Coalition Meeting.** Councilmember Lewis said he attended a meeting on October 22nd at the Buckley Fire Station and he said the speaker discussed the feasibility of another transportation route out to Buckley. He spoke of a number of different grants that may be available to assist with transportation needs in Buckley and Bonney Lake.

**Clothing Bank.** Councilmember Lewis said that the Clothing Bank in Buckley served 171 students with backpacks and 520 students with school supplies. He said they are getting ready for the Giving Tree and the Toys for Tots Drive. He said they also have a new group that help repair home issues for the elderly called South Sound Rebuilding Together, which is available through the County.

**CareNet.** Councilmember Lewis spoke of a new service that provides free pregnancy screening and ultrasound through CareNet. He said they also loan out car seats, high chairs, changing tables and provide classes for those in need of the services.

**Lions Club 10 Year Anniversary.** Councilmember Watson advised that the Lion’s Club 10-Year Anniversary with the Sumner Lion’s Club is on November 15th and a celebration will be held at Midtown Grill. He said tickets are now available and you can win prizes.

**DM Recycling Cans.** Councilmember Watson said that DM Disposal/Recycling are completing delivery of the new recycling cans to customers on the plateau.

**Public Safety Building Emergency Phone.** Councilmember Hamilton asked about the payphone at the Public Safety Building and the purpose of having an emergency phone at the Public Safety Building to call 911. There was discussion about whether it is feasible to be paying a lease on the pay phone currently located outside the Public Safety Building, or to make sure there is access to Public Safety services, whether it would be a blue light beacon located in the center of the building or not.

**Parks Discussions.** Deputy Mayor Swatman said he wants to keep generating discussion about parks and wants to keep reaching out to the Park Board to get communication going regarding parks and moving forward with where the City can improve its parks and start to develop a Master Plan for parks. Councilmember Watson asked about making the core of the Council Retreat to be focused on parks. Councilmember Lewis agreed and would like to see locations narrowed in on what should be proposed. Councilmember Minton-Davis stated that last year’s retreat started the discussion and hopes to have Council build off those discussions. Councilmember Hamilton said a funding source is necessary for decisions to be made about upcoming and future parks projects. Council stated they want to continue to make proper planning and construction of park projects a priority.

**C. Presentation:** Options for the new Public Works Center.

City Administrator Morrison introduced Rex Bond of a/r/c Architects. Mr. Bond provided a presentation regarding the old 2009-2014 proposals for a Public Works Yard and Center and
the current 2014 proposals for the Peaking Site, the Fioretti Site, and the recently purposed site located off of SR410 and 225th Street Site location and the different costs associated with those proposals. There was discussion among the Council, Administration, the Mayor, and staff and they discussed roads, sewer, traffic signals, and said cost breakdowns for future build-out were considered. Councilmember Hamilton liked Option A to the 225th St Site with the thought of putting in a traffic signal first off SR 410. He then asked about the means to pay for it, and looking at consolidating the options to place the entire PWC at the 225th St Site, and firm up some site plans and wetland mitigation. It was determined that the City should look at wetland mitigation with other properties, if the Council wished to consolidate the entire Public Works Center onto the 225th St site. This item was for discussion purposes only and no action was taken.

Minor corrections were made to the minutes and this item was forwarded to the November 25, 2014 Council Meeting for action.

Public Works Director Grigsby summarized the agenda bill and the proposed condemnation ordinance regarding the Shepard/Morris property necessary for the development of the Eastown southern sewer. He said he believes the City has done everything required trying to avoid condemnation. He is still awaiting communication back from Mr. Kahne regarding his agreement with the Chens regarding an agreed right of way easement. Mayor Johnson asked what the status is of the Kahne project, and Director Grigsby advised that Kahne said that until the sewer is locked in he will not move forward. Councilmember Lewis said he would like to see the right of way issue resolved, but would also like to have guarantee that the project will be able to move forward for the interest of all of Eastown. He asked if Mr. Kahne would be willing to provide Council an update at the next Council Workshop before Council would agree to move forward with the condemnation action against the Shepard/Morris property. This item was for discussion purposes only and no action was taken.

F. Discussion: Preliminary 2015-2016 Biennial Budget.
City Administrator Morrison provided a summarization of the City’s Preliminary 2015-2016 Biennial Budget. There was discussion regarding the $95,000 allocated for development plans/surveys for parks and the Council’s intent to make park projects a priority. Mayor Johnson said as a starter Council needs to determine what the community desires. Council and staff discussed the process, another possible survey, and Park Board recommendations. Mayor Johnson said the driver for park issues has to come from Council to the Park Board. Councilmember Watson asked about looking at all of the review/work done in the past and start with a plan with that. Councilmember Minton-Davis stated that she believes another survey is not necessary, and would just like to see a decision made to get projects started and completed.

Councilmember Hamilton asked if there was anything the City could do regarding increasing utility taxes to help with necessary revenue and City Administrator Morrison responded regarding possible increases. Councilmember Hamilton said he would be a supporter of a utility tax/bond increase. Mayor Johnson asked about imposing a business and occupation (“B&O”) tax and City Attorney Haggard said it provides a very small percent of gross receipts and she discussed the requirements of uniformity. Councilmember Hamilton
discussed future development and where future revenue will come from. Mayor Johnson said it makes sense for the City to look forward to the future budget as to how to plan accordingly for a six year model. Councilmember Watson said he would support a B&O tax, and Mayor Johnson said the cost would be passed on to the consumer. Mayor Johnson asked about doing some possible research about what legislation would be required to increase sales tax rate.

Councilmember Hamilton asked about what money is in the budget to fund the build out of the new Public Works Center and City Administrator Morrison said the money is in the budget to be appropriated, however, it would not be spent until a decision is made on building a new Public Works Center, and he briefly discussed options to fund it. Councilmember Lewis asked about the funds for crosswalks and City Administrator advised that those funds are also included in the budget. Councilmember Minton-Davis asked about the taxes due from the DM Disposal and if those funds are being received and if they are included in the budget. City Administrator Morrison and Mayor Johnson advised that they will be included in the budget and that the DM Disposal payment is received once a year as a lump sum payment.

Councilmember Hamilton asked about the revenue projections for permit fees and if they are reasonable. City Administrator Morrison responded regarding permit fee projections. Councilmember Hamilton said he really wants to have potential revenue looked at closely. This item is on the Agenda for continued discussion at the November 18, 2014 Workshop.

IV. EXECUTIVE SESSION: None.

V. ADJOURNMENT:

At 7:39 p.m., Councilmember Watson moved to adjourn the Council Meeting. Councilmember Lewis seconded the motion.

Motion to adjourn approved 5 - 0.

Harwood Edvalson, MMC
City Clerk

Neil Johnson, Jr.
Mayor

Items presented to Council at the November 4, 2014 Workshop: None

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

Department/Staff Contact: Executive / Don Morrison
Meeting/Workshop Date: 18 November 2014
Agenda Bill Number: AB14-149

Agenda Item Type: Ordinance
Ordinance/Resolution Number: D14-149
Councilmember Sponsor: Watson

Agenda Subject: Update of Lewd Conduct Ordinance

Full Title/Motion: An Ordinance Of The City Council Of The City Of Bonney Lake Amending Chapter 9.05 Of The Bonney Lake Municipal Code And Ordinance No. 1444 Relating To Criminal Lewd Conduct.

Administrative Recommendation: Approve

Background Summary: The City Prosecutor has recommended that the lewd conduct and public nudity ordinance be updated to better comply with court cases, state law, and to better address the protection and preservation of health, safety, and welfare of the people of the City. The enforceability of the current statute was hindered by the vague language of what is nudity. This issue became troubling to members of the public that were continuing to complain about certain drive-thru establishments in Bonney Lake. These amendments should make the ordinance more enforceable in the courts and less subject to a successful appeal.

Attachments: Ordinance D14-149

BUDGET INFORMATION

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Budget Explanation: NA

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review: Public Safety
Date: 3 November 2014

Approvals:
Chair/Councilmember Mark Hamilton
Councilmember Jim Rackley
Councilmember Tom Watson

Forward to: 11/25/14
Consent Agenda: Yes No

Commission/Board Review:
Hearing Examiner Review:

COUNCIL ACTION

Workshop Date(s):
Meeting Date(s):
Public Hearing Date(s):
Tabled to Date:

APPROVALS

Director: Mayor: Date Reviewed by City Attorney:

(if applicable):
ORDER NO. D14-149

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 9.05 OF THE BONNEY LAKE MUNICIPAL CODE AND ORDINANCE NO. 1444 RELATING TO CRIMINAL LEWD CONDUCT.

WHEREAS, the City Council recognizes the need to update the Criminal Public Nudity Ordinance in the Bonney Lake Municipal Code to address the protection and preservation of health, safety, and welfare of the people of the City.

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

Section 1. BLMC Sections 9.05.010, 9.05.020, 9.05.030, 9.05.040, 9.05.050, and Ordinance No. 1444 are hereby amended to read as follows:

9.05.010 Intent.
The intent of this chapter is to protect and preserve the health, safety, and welfare of the people of the city of Bonney Lake by prohibiting any person from recklessly, knowingly, or intentionally appearing nude or engaging in lewd conduct in a public place, or recklessly, knowingly, or intentionally causing or permitting another person to appear nude or engage in lewd conduct in a public place within the city, subject to the exceptions provided in BLMC 9.05.040. (Ord. 1444 § 1, 2012).

9.05.020 Definitions.
The following definitions apply to this chapter:

A. “Public place provided or set apart for nudity” means an enclosed public restroom, an enclosed functional shower or locker room facility, an enclosed sauna, a motel room or hotel room designed and intended for sleeping accommodations, or the location of a bona fide private club whose membership as a whole engages in social nudism or naturalism (a nudist resort or camp), an adult entertainment establishment as defined under Chapter 18.32 BLMC, and any similar public places in which nudity is necessarily and customarily expected outside of the home and the sphere of privacy constitutionally protected therein.

B. “Public place” means any location open to the common and general use, participation, or enjoyment of the public where the public is present or likely to be present, or any location where the public is invited and is free to go upon special or implied invitation, or any location where a person may reasonably be expected to be observed by the public; this definition includes, but is not limited to, places open to the public for business or commercial purposes. (Ord. 1444 § 1, 2012).
C. “Obscene” shall have the same meaning as set forth in BLMC 5.16.110(B).

9.05.030 Public nudity and exposure of certain body parts prohibited Lewd Conduct.

A. It shall be unlawful for any person 10 years of age or older to recklessly, knowingly, or intentionally appear in a public place other than a public place provided or set apart for nudity, or to recklessly, knowingly, or intentionally cause or permit another person 10 years of age or older to appear in a public place other than a public place provided or set apart for nudity, in a state of nudity, which includes a state of dress or undress such that any of the following body parts or portions thereof are exposed to view or are covered with anything other than a full and opaque covering which completely covers all of the described area:

1. The male or female genitals, pubic area, buttocks or anal cleavage.

2. The nipple or areola of the female breast; and in addition at least one half of that outside surface of the breast located below the top of the areola, which area shall be reasonably compact and contiguous to the areola.

A person is guilty of lewd conduct if, in a public place other than a public place provided or set apart for nudity, the person intentionally:

1. Exposes any of the following body parts, or portions thereof, without a full and opaque covering:
   a. Any part of the male or female genitals, pubic hair, pubic area, perineum, anus, bottom one-half of the anal cleft, buttocks, or anal cleavage;
   b. Any part of the areola or nipple of the female breast; or
   c. More than one-half of the part of the female breast located below the top of the areola;

2. Exposes the male genitals in a discernibly turgid state, even if fully and opaquely covered;

3. Touches, caresses, or fondles the genitals or female breast, whether clothed or unclothed, with the intention of sexual arousal of one’s self or others;

4. Masturbates; or

5. Engages in sexual intercourse or sexual contact as those terms are defined in Chapter 9A.44 RCW.

B. Body paint, body dye, tattoos, latex, tape, or any similar substance applied to the skin surface, any substance that can be washed off the skin, or any substance designed to simulate or by which its nature simulates the appearance of the anatomical area beneath it, is not a full and opaque covering within the meaning of this section.
C. Attire which is insufficient to comply with these requirements includes but is not limited to those items commonly known as G-strings, T-backs, dental floss, and thongs.

C. Body paint, body dye, tattoos, latex, tape, or any similar substance applied to the skin surface, any substance that can be washed off the skin, or any substance designed to simulate or which by its nature simulates the appearance of the anatomical area beneath it is not full and opaque covering as required by this section. (Ord. 1444 § 1, 2012).

9.05.040 Exceptions.
This chapter shall not be construed to prohibit nudity associated with:

A. The act of breastfeeding or expressing breast milk;

B. Plays, operas, musicals, or other dramatic works which are not obscene;

C. Classes, seminars, and lectures held for serious scientific or educational purposes;

D. Non-obscene adult entertainment exhibited in adult entertainment facilities as regulated under Chapter 18.32 BLMC;

E. Lawful, First Amendment protected protests; Conduct which cannot be prohibited because it is protected by the United States Constitution or the Washington Constitution; or

F. Nudity of children under 10 years of age. (Ord. 1444 § 1, 2012).

9.05.050 Penalty.
Any person who violates the terms of this chapter or Chapter 5.16 BLMC, pursuant to BLMC 5.16.130, shall be guilty of a misdemeanor. (Ord. 1444 § 1, 2012).

Section 2. A new BLMC section 9.05.035 is hereby created to read as follows:

9.05.035 Facilitating lewd conduct.
The owner, lessee, manager, operator, or other person in charge of a public place other than a public place provided or set apart for nudity shall be guilty of facilitating lewd conduct if the person knowingly permits, encourages, or causes to be committed lewd conduct as defined in BLMC 9.05.030. Facilitating lewd conduct is a misdemeanor.

Section 3. The city clerk shall sign and file with the adopting ordinance a copy of the statutes and regulations referenced herein and shall also file and maintain the city clerk’s office one copy of each of the adopted laws in the form in which they were adopted for use and examination by the public.
Section 4. The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

Section 5. This Ordinance shall take effect and be in force five (5) days from and after its passage, approval and publication, as required by law.

PASSED by the City Council and approved by the Mayor this 25th day of November, 2014.

___________________________  Neil Johnson, Mayor

ATTEST:

___________________________
Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

___________________________
Kathleen Haggard, City Attorney
City Council Agenda Bill (AB)

Department / Staff Member: Community Development/ John P. Vodopich, AICP
Meeting/Workshop Date: November 25, 2014
Agenda Bill Number: AB14-151

Agenda Item Type: Ordinance
Ordinance/Resolution Number: D14-151
Councilmember Sponsor: Tom Watson

Agenda Subject: Amendment of the Bonney Lake Municipal Code Related to Peddlers Licenses


Administrative Recommendation: Approve

Background Summary: All peddlers, other than those exempted by State Law, are required to make application with the City prior to commencing business in the City. The Chief of Police is tasked with making criminal history background investigations of peddlers applicants. The code currently has peddlers making application at the permit counter; intake and processing of peddlers license applications is best handled by the Police Department. This Ordinance would amended the peddlers section of the code and direct peddlers to the Police Department to make application for licenses.

Attachments: Ordinance D14-151

BUDGET INFORMATION

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Budget Explanation:

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee: Public Safety
Approvals: Chair/Councilmember Tom Watson
Council Date: November 3, 2014
Councilmember Mark Hamilton
Councilmember Donn Lewis
Consent Agenda: Yes

Forwarded to: Consent Agenda: Yes
Commission/Board Review: 
Hearing Examiner Review: 

COUNCIL ACTION

Workshop Date(s): Public Hearing Date(s): 
Meeting Date(s): 
Tabled to: 

APPROVALS

Director: Mayor: Date Reviewed by 
John P. Vodopich, AICP October 22, 2014 City Attorney: 
(if applicable): October 27, 2014
ORDINANCE NO. D14-151

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 9.11 OF THE BONNEY LAKE MUNICIPAL CODE AND ORDINANCE NO. 1444 RELATING TO THE ISSUANCE OF PEDDLERS’ LICENSES.

WHEREAS, all peddlers under Chapter 9.11 BLMC, other than those exempt, are required to apply for and receive a peddler’s license prior to commencing business in the City; and

WHEREAS, the City’s permit center is currently responsible for the application and issuance process for peddlers’ licenses; and

WHEREAS, during processing, the City’s permit center refers peddlers’ license applications to the Bonney Lake Police Department for the Chief of Police to perform criminal history background investigations; and

WHEREAS, upon completion, the Chief of Police forwards the results of the investigations back to the City’s permit center for issuance or denial of the license; and

WHEREAS, the City Council desires to make the peddlers’ license application process more efficient by transferring the responsibility for licensing peddlers from the City’s permit center to the Police Department; and

WHEREAS, the City Council believes that it is in the public interest for the application and issuance process for peddlers’ licenses to be handled entirely by the Police Department.

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

Section 1. BLMC Section 9.11.030 and Ordinance No. 1444 § 1, 2012 are hereby amended to read as follows

9.11.030 Application - Fee

A. Every peddler, other than those exempt under this chapter, whether principal or agent, shall before commencing business in the city make application in writing on a form to be provided by the City of Bonney Lake permit center. The application shall include an authorization allowing release of all criminal history record information to the Bonney

Agenda Packet p. 26 of 102
Lake Police Department. All peddlers’ applications and licenses shall be processed and issued by the Bonney Lake Police Department.

B. At the time of filing the application at the Bonney Lake Police Department, a fee in the amount of $50.00 shall be paid to the city to cover the costs of investigation and processing the application. The permit is valid for a period of 180 days from the date of issuance.

C. The permit center shall refer the application to the chief of police, who shall make a criminal history background investigation of the applicant. Upon completion, the chief of police shall forward the results of the investigation to the permit center.

D. If, as a result of the investigation, the applicant is not found to have committed any of the acts requiring denial as listed below, the permit center Bonney Lake Police Department shall, upon payment of the prescribed fee, issue the license to the applicant. The city shall deny the applicant the license if the applicant has:

1. Committed any act consisting of fraud or misrepresentation;

2. Committed any act which, if committed by a licensee, would be grounds for suspension or revocation of a license;

3. Within the previous 10 years, been convicted of a misdemeanor or felony directly relating to his or her fitness to engage in the occupation of peddler, and including, but not limited to, those misdemeanors and felonies involving moral turpitude, fraud or misrepresentation;

4. Been charged with a misdemeanor or felony of the type defined in subsection (D)(3) of this section, and disposition of that charge is still pending;

5. Been refused a license under the provisions of this chapter; provided, however, that any applicant denied a license under the provisions of this chapter may reapply if and when the reasons for denial no longer exist; and

6. Made any false or misleading statements in the application.
E. All peddlers shall present for inspection upon demand by any city official or potential customer their peddler’s license and valid picture identification when selling.

F. The city is authorized to promulgate rules regarding the manner and method of payment, including a prohibition or regulation of payment by check.

G. The peddler’s license shall be endorsed with a statement of the type of product or service sold by the licensee. The license is valid only for the product or service specified.

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

PASSED by the City Council and approved by the Mayor this ___ day of ______, 2014

__________________________________________
Neil Johnson, Mayor

AUTHENTICATED:

______________________________
Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

______________________________
Kathleen Haggard, City Attorney
City of Bonney Lake, Washington

City Council Agenda Bill (AB)

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<tr>
<td>Resolution</td>
<td>2420</td>
<td>Deputy Mayor Swatman</td>
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**Agenda Subject:** Awarding the Bid for Official Newspaper Services for 2014-2015

**Full Title/Motion:** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Awarding The Bid For Official Newspaper Services To The Bonney Lake-Sumner Courier Herald.

**Administrative Recommendation:** Award bid to the Courier-Herald.

**Background Summary:** BLMC Section 1.20 provides that the City call for bids annually to provide official newspaper services to the City. Bids were recently solicited. The only response was from the Bonney Lake - Sumner Courier Herald, which is a division of Sound Publishing, Inc.

**Attachments:** Bid received from Sound Publishing, Inc.

**BUDGET INFORMATION**

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**Budget Explanation:** The bid rate of $9.85/column inch is actually less than the rate during the previous period which was $10.35 per column inch.

**COMMITTEE, BOARD & COMMISSION REVIEW**

**Council Committee Review:** Finance Committee

- **Chair/Councilmember** Swatman
- **Councilmember** Donn Lewis
- **Councilmember** Katrina Minton-Davis

**Date:** 14 October 2014

**Approvals:**

- Yes
- No

**Forward to:** Consent Agenda:

- Yes
- No

**Commission/Board Review:**

**Hearing Examiner Review:**

**COUNCIL ACTION**

**Workshop Date(s):** 25 November 2014

**Meeting Date(s):** 25 November 2014

**Public Hearing Date(s):**

**Tabled to Date:**

**APPROVALS**

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<td>HTE</td>
<td>NJ</td>
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(if applicable):
RESOLUTION NO. 2420


WHEREAS, BLMC 1.20.010 requires the City to annually call for bids for the services of an official newspaper; and

WHEREAS, RCW 65.16.020 sets out the minimum qualifications for official newspapers; and

WHEREAS, the City Council affirms that the specifications of the City’s Request for Bid are desirable qualifications; and

WHEREAS, the City Council has reviewed the submitted bids and determined that the Bonney Lake-Sumner Courier Herald is the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON, AS FOLLOWS:

Section 1. The Bonney Lake-Courier Herald is designated as the City’s official newspaper for a period of approximately one year through November 2015.

PASSED by the City Council this 25th day of November 2014.

__________________________________________
Mayor Neil Johnson, Jr.

ATTEST:

__________________________________________
Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

__________________________________________
Kathleen Haggard, City Attorney
Sept 22, 2014
To: City of Bonney Lake
Re: Official Newspaper Bid

The weekly Bonney Lake-Sumner Courier Herald, a division of Sound Publishing, is pleased to submit a bid to continue to serve as the City of Bonney Lake’s Legal Newspaper of Record.

Statement of Qualifications:
This newspaper meets all the qualifications of R.C.W. 65.16.020, and is recognized and listed with the King County, Washington, Superior Court as a Legal Newspaper (attached).

Publication Rate:
With our current circulation at just over 14,800 the legal rate of $9.85 per column inch equates to less than .0007¢ per household. This translates to approximately $34.47 per 100 words. This rate is for first insertion and any subsequent publication.

Affidavits:
An affidavit of publication is mailed within one week after a notice is published and is free of charge.

Circulation
The Bonney Lake-Sumner Courier Herald meets the needs of the more than 32,560 readers within our distribution area. Our circulation widely covers the cities of Bonney Lake (zip code 98391) with a circulation of over 13,200 as well as Buckley and Sumner. This award winning newspaper is also available at newsstands and stores located within the circulation area as well as the libraries and city hall offices.

Reporting/News
The Bonney Lake-Sumner Courier Herald and its website will continue to feature editorial coverage dedicated to the City of Bonney Lake’s events, activities, news and general interest stories as they pertain to the readers & citizens at the discretion of the editor.

Our Publisher
As Regional Publisher, Polly Shepherd has over 15 years in the newspaper industry. Polly is responsible for multiple publications for Sound Publishing including the Kent, Renton, Auburn, Covington/Maple Valley/Black Diamond and Tukwila Reporters as well as the Federal Way Mirror. Polly coaches a commitment to delivering relevant, local news that directly affects the lives of those who raise families and work in the communities that Sound serves.

We look forward to continuing to serve the City’s needs.

Sincerely,

Scott Gray
Advertising Manager – Bonney Lake-Sumner Courier Herald
Sound Publishing
360-802-8220
Email: SGray@CourierHerald.com
SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

In Re the Matter of,

KING COUNTY PUBLICATIONS LTD.,

Petitioner.

NO. 07-2-040960 KNT

PETITION FOR AN ORDER OF
APPROVAL AS A LEGAL
NEWSPAPER

Pursuant to RCW 65.16.040, King County Publications Ltd. ("KCP") petitions the Court for an order approving all of the newspapers of general interest and circulation that KCP publishes and distributes at least weekly in King County, Washington ("KCP Consolidated Newspaper Group"), including but not limited to the Auburn Reporter, Bellevue Reporter, Covington and Maple Valley Reporters, Bothell and Kenmore Reporters, Kent Reporter, Redmond Reporter, Renton Reporter, Mercer Island Reporter and Snoqualmie Valley Record, as "legal newspapers," as defined in RCW 65.16.020. This petition is supported by the records and files herein, and the following sworn Declaration of Don Kendall, Publisher of the KCP Consolidated Newspaper Group.

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PETITION FOR ORDER OF APPROVAL
AS A LEGAL NEWSPAPER - 1
DATED: January 30, 2007

LANE POWELL PC

By: Michael A. Nesteroff, WSBA No. 13180
Attorneys for Petitioner

PETITION FOR ORDER OF APPROVAL
AS A LEGAL NEWSPAPER - 2

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4100
SEATTLE, WASHINGTON 98101-2338
206.223.7000 FAX: 206.223.7107
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City of Bonney Lake, Washington

City Council Agenda Bill (AB)

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**Agenda Subject:** Bonney Lake Comprehensive Plan Update – Cultural Arts and Heritage Element

**Full Title/Motion:** A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington expressing the intent to adopt a Cultural Arts And Heritage Element

**Administrative Recommendation:**

**Background Summary:** The City is currently updating its comprehensive plan and development regulations as required by RCW 36.70A.130. As part of this periodic review and update, the City has identified a number of changes that are required to ensure compliance with the Growth Management Act (GMA). In addition to the required changes, a number of optional changes have been proposed to be made as part of the update process.

The Cultural Arts and Heritage Element is not a mandatory element, but is an optional element that is currently part of the City’s Comprehensive Plan. As part of the update process, the structure and look of the element was updated to be consistent with the new template for all Comprehensive Plan elements as discussed in the Scope of Work and Public Participation Plan adopted pursuant to Resolution 2320. In addition to the reformatting and reorganization of the Element, a few other minor changes to the Element were made as discussed in the Community Development Briefing Memo.

**Attachments:** Resolution 2421, Cultural Arts and Heritage Element, Community Development Briefing Memo, and Planning Commission Recommendation Memo.

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**BUDGET INFORMATION**

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**Budget Explanation:**

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**COMMITTEE, BOARD & COMMISSION REVIEW**

**Council Committee Review:**

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Forward to:

**Consent Agenda:** Yes  No

**Commission/Board Review:** Planning Commission

**Hearing Examiner Review:**

---

**COUNCIL ACTION**

**Workshop Date(s):** November 18, 2014

**Public Hearing Date(s):**

**Meeting Date(s):** Tabled to Date:

---

**APPROVALS**

**Director:** John P. Vodopich, AICP

**Mayor:**

**Date Reviewed by City Attorney:** (if applicable):
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RESOLUTION NO. 2421

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON EXPRESSING THE INTENT TO ADOPT A CULTURAL ARTS AND HERITAGE ELEMENT.

WHEREAS, RCW 36.70A.130(4) requires the City of Bonney Lake to review and revise, if needed, its Comprehensive Plan and development regulations by June 30, 2015, to ensure compliance with the Growth Management Act (GMA) – Chapter 36.70A RCW; and

WHEREAS, Council passed Resolution 2379 directing staff to prepare amendments to the Comprehensive Plan consistent with the Bonney Lake 2035 – Consistency Report; and

WHEREAS, the Bonney Lake Planning Commission has reviewed the proposed amendments to the Comprehensive Plan related to Cultural Arts and Heritage on October 15, 2014; and

WHEREAS, the Bonney Lake Planning Commission conducted a public hearing on the proposed amendments to the Comprehensive Plan related to Cultural Arts and Heritage on July 16, 2014 and September 17, 2014; and

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DOES HEREBY RESOLVE AS FOLLOWS:

The City Council of the City of Bonney Lake provides notice of its intent to adopt the Cultural Arts and Heritage Element of the Comprehensive Plan, attached as Exhibit A.

BE IT FURTHER RESOLVED, that the City staff is directed to prepare the final version of the Cultural Arts and Heritage Element of the Comprehensive Plan which will be brought back to the City Council for final consideration prior to June 30, 2015.

PASSED by the City Council and approved by the Mayor this _____ day of _______, 2014.

PASSED by the City Council this ___ day of __________, 201__.

________________________________________________________
Neil Johnson, Jr., Mayor

AUTHENTICATED:

Harwood T. Edvalson, MMC, City Clerk
APPROVED AS TO FORM:

__________________________
Kathleen Haggard, City Attorney
Chapter 4
Cultural Arts and Heritage

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1. INTRODUCTION

Cultural arts and historic resources are essential to the quality of life, spirit, vitality, health, and well-being of a city. Commitment to the promotion of cultural arts and preservation of historic resources is essential in this era of competition for resources, residents, businesses, and tourists, it provides the defining competitive edge that attracts the ‘creative class.’ It enriches the daily lives of all the City’s residents by providing a deeper understanding, tolerance, and respect for diverse communities. As Bonney Lake and the Puget Sound region grow and change, it is vital to preserve Bonney Lake’s beautiful natural surroundings, promote the arts, and protect historic resources in order to maintain and enhance the quality of life the residents of Bonney Lake have grown to expect. There are a variety of aspects to cultural areas, such as:

- performing arts (music, theatre, dance, circus)
- visual arts (paintings, sculpture, art objects, digital art forms, crafts)
- film and new media (movies, television, electronic games)
- literature (books and magazines)
- cultural heritage (museums, historical sites, associated collections, ethnic and/or racial traditions or holidays, religious traditions)
- culinary arts

The City can’t create a culturally vibrant community on its own – it takes everyone, whether creating art, creating community, or enjoying the creations of others.

Heritage resources include collections of historic materials, historic structures, celebrations of historic events, oral histories, genealogy, pre-contact archeological resources, etc. Heritage resources help provide a better sense of time and place which in turn provides identity and an authentic sense of place for the community and its residents.
The City of Bonney Lake began to demonstrate its commitment to promoting a more vibrant cultural life for its residents and visitors in 2006 by expanding its special events, hiring a Special Events Coordinator, and assigning staff to work more closely with such organizations as the Greater Bonney Lake Historical Society and supporting the newly established Veterans Memorial Committee.

In 2014, this commitment was furthered by the establishment of the Bonney Lake Art’s Commission.

The Community Cultural and Heritage Element of the Comprehensive Plan is optional under the Growth Management Act (GMA), but the City is choosing to incorporate this element into the Plan because it is a vital part of the community's interests. The GMA goals that pertain most directly to community cultural and heritage resources are:

- **Urban Growth**: Encourage development in urban areas where adequate public facilities/services exist or can be provided. Note: Such facilities might include meeting or recreational facilities, community centers, senior centers, galleries, museums, etc.

- **Economic Development**: Encourage economic development throughout the state that is consistent with adopted comprehensive plans, promote economic opportunity for all citizens of this state, especially for unemployed and for disadvantaged persons, and encourage growth in areas experiencing insufficient economic growth, all within the capacities of the state's natural resources, public services, and public facilities. Note: The social wellbeing of our community is influenced by the economic wellbeing of our citizenry.

- **Citizen Participation and Coordination**: Encourage the involvement of citizens in the planning process and ensure coordination between communities and jurisdictions to reconcile conflicts. Note: Involvement of our citizens could be expanded to include involvement in community projects, activities, programs, etc.

- **Historic Preservation**: Identify and encourage the preservation of lands, sites, and structures that have historical or archaeological significance. Note: The City as has taken the first steps in identifying our historic resources. Preservation is a more challenging matter.
2. VISION

The City envisions a Bonney Lake in which art is displayed in private and public facilities and residents can access cultural programs, participate in cultural activities, mingle with artists or performers, and learn to appreciate the heritage of the greater Bonney Lake area by engaging in activities that include historic preservation, historic presentations, collections of historic materials and/or structures, celebrations of historic events, oral histories, and genealogy and strive to maintain, preserve, and enhance the City’s historic, cultural and archaeological resources to provide a sense of local identity and history to the visitors and residents of the community. Bonney Lake will become known for innovative, engaging and authentic experiences, people and places that celebrate our past, present and future.

To this end, we envision a Bonney Lake where:

- enthusiastic citizens participate in, volunteer for, support and appreciate cultural arts;
- performers and artisans seek to display their talent to an eager public;
- quality cultural arts activities energize, entertain, refine, and inspire us;
- cultural arts activities are accessible to all and are well-publicized;
- families participate in rich and varied cultural activities;
- Bonney Lake’s heritage, history, and diversity are preserved and promoted;
- the arts are adequately funded and appropriate facilities are available;
- private support of the arts is encouraged; and,
- arts education is fostered.

3. CULTURAL ARTS

3.1 PLANNING FOR THE ARTS

Vibrant cultural arts opportunities provide numerous benefits to the local community:

- These activities help create a sense of community by providing a means for citizens to mingle and develop interpersonal relationships;
- Studies show that cultural arts events promote economic activity and thereby create local jobs and sources of income;
- Cultural arts activities provide an opportunity for a community to create a distinct identity;
Cultural opportunities are often cited as an important indicator of a community’s quality of life and thereby impact relocation decisions by individuals and businesses; and

Access to grant funding typically requires development of a plan that identifies existing resources and future needs.

Cultural activities, events, and festivals provide opportunities for local citizens to gather and share common interests. Not only do such activities create opportunities for citizens to meet each other and develop relationships, they also serve to bond participants to their community and create a sense of community pride and caring.

Community cultural activities can play an important role in economic development. A 2007 study undertaken by Americans for the Arts estimates that a typical attendee of a performing arts event spends $27.79 per person, per event, not counting the cost of admission. This study also concludes that non-profit organizations alone create approximately 5.7 million full-time-equivalent jobs across the U.S. Arts organizations, whether non-profit or for-profit, are typically labor-intensive and therefore create local jobs.

Communities can create their own cultural identities and “branding” which can have both economic and psychic benefits. Some obvious examples are Port Townsend (Victorian seaport theme), Leavenworth (Bavarian theme), and Ashland (Shakespeare). Tourism itself can actually become a community’s primary economic driver as it has for these three cities. Another example is downtown Tacoma whose revitalization was driven by location of several museums.

Area Development magazine, a publication covering corporate site selection and relocation issues with 45,000 executive subscribers, has conducted surveys that indicate that “quality of life” is an important factor when it comes to site selection by businesses and individuals. Cultural attractions are typically one of the “quality of life” indicators.

Occasionally governmental and private organizations offer grants that could provide funding for a portion of cultural arts activities and facilities. Generally such grant opportunities are modest in scope and focus on specific needs. Development of a cultural arts plan that identifies existing resources and assesses community needs is an important first step. Some grant programs require adoption of a formal plan to access funding. This plan is intended to fulfill such a requirement if needed.
Utilizing community cultural activities to assist with developing a community is not an overnight achievement and is not free of cost or commitment. It takes many years of planning, hard work, and financial commitments to achieve substantial long-term results.

**Goal CAH-1:** Enhance and enrich Bonney Lake’s community culture by promoting various forms and expressions of cultural arts.

*Policy CAH-1.1:* Educate residents about different ethnic arts and cultural traditions, and for building multicultural understanding.

*Policy CAH-1.2:* Within the limits of available resources, support, enhance and/or maintain community events through the inclusion of arts related activities.

*Policy CAH-1.3:* Periodically review and update the Community Culture and Heritage Element.

*Policy CAH-1.4:* Pursue, where appropriate, county, state, and federal funding opportunities for cultural arts.

*Policy CAH-1.5:* Incorporate cultural arts as part of its overall economic development program, especially those that attract out-of-town visitors.

### 3.2 PARTNERSHIPS

One major goal of this plan is to raise awareness of and facilitate access to information about artists, events, sponsors, venues, and other related information. To that end an arts and cultural asset map of the Bonney Lake and surrounding area has been developed. The asset map is designed to help tell the story of the community’s arts and cultural landscape by providing a snapshot of the cultural sector. The cultural asset map follows the same format as that developed by Pierce County and included in the Pierce County Arts and Cultural Plan, dated April 2010. The City of Bonney Lake and several local cultural arts organizations and individuals participated in the development of Pierce County’s cultural asset map. By following the same format, the City recognizes that it is part of the larger Pierce County community and wishes to plan and operate within that context. In addition to online sources, lists of arts organizations were derived from the White River Families First Coalition’s Plateau Community Resource Guide and the Bonney Lake Chamber of Commerce’s Business and Community Guide. The City’s approach is to collaborate with – not duplicate or supplant – existing...
organizations, events, and processes. Beyond existing recreation and special events programming, the City envisions its primary role as facilitator and information clearinghouse.

The purpose of this map is to list in one location local governmental, nonprofit and for-profit organizations in the following categories:

- Heritage, historical, cultural initiatives and organizations
- Learning programs and arts education
- Venues (facilities)
- Community leadership organizations and partnerships (governmental and nonprofit)
- Artist initiatives and groups
- Festivals and events
- Media and communications
- Visual, performing, and literary arts organizations
- Arts and cultural private businesses

**Goal CAH-2:** Facilitate partnerships and collaborations with other public agencies, community based groups, and the private sector to expand opportunities for cultural arts. This includes strengthening relationships the Derringer, White River and Sumner School Districts, neighboring cities, Pierce County Library System, local artists, businesses, and arts related community based groups

**Policy CAH-2.1:** Collaborate with the White River and Sumner School District, other jurisdictions, and the Bonney Lake Library to present quality arts programs and performances to the community.

**Policy CAH-2.2:** Encourage the Sumer School District to construct a performing arts facility of the grounds that have been set aside for that purpose, and to make the facility available for community use.

**Policy CAH-2.3:** Promote partnerships among arts organizations, education institutions, and charitable foundations to enhance programming, funding, and facility development for community cultural activities.

**Policy CAH-2.4:** Encourage partnerships with the private sector and organizations to encourage monetary and non-monetary support for community cultural activities.

### 3.3 CULTURAL ARTS VENUES

Bonney Lake currently lacks museums, art galleries, theaters, and other performance art venues. In response to its growing population, the City must continue to evaluate and work to expand its cultural venues to cater to the increasing entertainment needs of its residents.
During the summer of 2010, the Park Board and city staff undertook an extensive community survey of more than 450 individuals. While the survey was not restricted to city residents only, surveys were focused primarily on participants of city-sponsored special events. Within the cultural arts facilities category, “performing arts center” rated highest; “amphitheater” second; “veterans’ memorial” third; and “museum” lowest.

**Goal CAH-3:** Develop facilities and programs for public art and cultural opportunities that create and enrich a strong sense of community identity and promote a high quality of life.

*Policy CAH-3.1:* The City will advocate for visual and performing arts facilities to serve the needs of the community.

*Policy CAH-3.3:* The City will advocate for the development of a community center as a central location for community cultural and leisure activities.

*Policy CAH-3.4:* The City will establish development incentives to facilitate the construction of visual and performing arts facilities.

*Policy CAH-3.5:* Encourage performance and events in non-traditional venues.

### 3.4 CULTURAL ARTS MARKETING

Arts, cultural and heritage organizations often assert that their most critical need is audience development, community awareness, and marketing. In addition, in an era of a faltering economy and declined arts attendance the need for effective marketing and audience development becomes even more critical.

The City of Bonney Lake currently has two local, two regional and two national print papers serving the community. One of the local papers, the Courier Herald, is the current chosen paper for City of Bonney Lake announcements. This paper is distributed weekly to every household in the Bonney Lake, Sumner and Buckley areas.

Other digital marketing opportunities include but are certainly not limited to the Mayor’s weekly newsletter and the monthly edition of the Bonney Lake Reporter.

Regional resources can use their websites to market the plan as well, such as:

- Pierce County Arts Commission
- Pierce County Library

Social Media marketing is a very fast paced way to market the plan as well. These include but are certainly not limited to:

- Facebook
Banners and yard signs can also be a beneficial marketing plan for larger events throughout our city. There are a number of strategies the City can employ to assist in addressing this problem. The City special events staff could convene local cultural related organizations to explore collective and cooperative marketing. The City could use its existing outlets, such as the Bonney Lake Reporter, City website, and Facebook page to profile local arts and heritage groups. The City could continue to use other advertising media to promote the arts and other special events.

**Goal CAH-4:** Increase public awareness of arts, cultural, and heritage organizations to facilitate audience development, community awareness, and public attendance.

**Policy CAH-4.1:** Use traditional and social media, new technology, City publications, community partnerships to increase awareness and participation in community cultural activities that distinguish Bonney Lake from other regional cities.

### 3.4 PUBLIC ART

Public art programs contribute directly to economic vitality through the enhancement of the physical environment, increased property values and cultural tourism as well as through more indirect methods such as an enhanced sense of ownership of public facilities and an accompanying decrease in vandalism. These programs involve artists not only in the creation of unique works of art for a community, but in the design of the built environment and in the delivery of public services.

Public art enhances public facilities and spaces by engaging artists in civic development. Artists can create signature works that serve as public landmarks and they can create place-making artworks that range from decorative to functional, such as benches, light fixtures, tree guards, bus shelters or decorative flooring. Every new bridge or overpass, every new park, building or sidewalk presents an opportunity to make the region more appealing. Millions of dollars are spent every year constructing roads, building public facilities and otherwise extending, improving and maintaining infrastructure. Public art programs leverage those funds by enabling the expansion of the region’s cultural infrastructure at the same time.

**Goal CAH-5:** Incorporate public art into infrastructure projects, parks, and gathering spaces to develop a strong community identity and provide places with elements that facilitate the creation of a strong sense space.

**Policy CAH-5.1:** The City will encourage participation from the private and business sectors to provide art for display in public places. This includes encouraging citizens and businesses to underwrite through individual donations, the creation of artist-made streetscape furnishings such as benches or flower basket poles.
Policy CAH-5.2: The City will incorporate the arts into its downtown plan to enhance pedestrian connections and highlight cultural assets including public art and community history.

Policy CAH-5.3: The City will incorporate public art into its parks and public spaces.

Policy CAH-5.4: Install public art in City-owned facilities, parks, and greenways and incorporate public art into the planning stages of publicly funded projects and projects on City-owned land.

Policy CAH-5.5: Support the temporary re-use of vacant and/or underutilized building facades for art exhibitions and murals.

3.5 CULTURAL ARTS ACTIVITIES

The ultimate reward for Bonney Lake in promoting arts and culture is to enhance its positive reputation for events and festivals. Annual art shows, film festivals, and concert events held around the same time every year can become a tourism generator. Current City-sponsored cultural events include Bonney Lake Days, Tunes at Tapps, Kids Club, Movie Night in the Park, Annual Easter Egg Hunt, Christmas Tree Lighting, Parks Appreciation Day, and the Family Fitness Fest/Car Show. In addition to the City-sponsored events, there are other culture activities which include the Milotte Wildlife Film Festival, Renaissance Fair and Labor of Love Triathlon.

Goal CAH-6: Maintain the Bonney Lake’s community cultural activities to promoting the arts and enhance the City’s reputation for events and festivals.

Policy CAH-6.1: Promote and market events that support and encourage cultural tourism.

Policy CAH-6.2: Engage the arts community in the planning of City festivals and other cultural activities.
4. HERITAGE

4.1 HISTORY

Native Americans

The Native Americans that traversed Bonney Lake’s Plateau were primarily those of Puget Sound who spoke the Lushootseed dialect of the Salish group of languages. Their presence in the area is estimated to have been from 10,000 to 12,000 inhabitants before the coming of the white man. No known permanent settlement of people resided on the plateau, but it was traversed frequently between the western shores and the inland plateau located east of the Cascades. The trail was used while hunting game and gathering of native berries, nuts and camas roots. Some of the nearby native groups were later known as the Puyallup, Nisqually, and Muckleshoot tribes. Their domain extended from the shores of Puget Sound to the Cascade Mountains. Bonney Lake’s Plateau was an area that was vital to their cultural existence and provided a link to their cousins east of the mountains.

Early expeditions

Although the earliest known non-native people to arrive in Puget Sound was the Captain George Vancouver expedition in 1792, no known written record of Bonney Lake’s plateau was made until 1841, when Lt. Robert Johnson, with Charles Wilkes’ United States Exploring Expedition, travelled from the British held Hudson Bay Company, Fort Nisqually, to another Hudson Bay Company at Fort Colville. Johnson travelled the Indian path later known as the Naches Trail. As early as 1833, The Hudson Bay Company had established themselves at Fort Nisqually, and it has been stated that a small cabin was built by fur traders on the plateau along the Naches Trail. In 1853 Theodore Winthrop crossed the Naches Trail and later wrote about the experience in a book, *Canoe and Saddle*.

Naches Trail

The Naches Trail began as hardly more than a path from Puget Sound across Bonney Lake’s Plateau, the White River, the Cascade mountains, to the inland areas of the Yakima Nation. It was the “freeway” of the past, used as a trade route between tribes. Sometimes along the trail within the Bonney Lake area, tribes would gather to visit, exchange news and goods, and renew familial ties. The first wagon train to cross the Cascades north of the Columbia River was the Longmire train in 1853, fording the White River west of Porter’s Prairie, stopping at Connell’s Prairie, crossing Fennel Creek where Kelley Farm is located. It travelled on through Grainger Springs and down to the Puyallup River where Van Ogle later owned a thriving hop farm near the Alderton bridge. Following that first crossing, the trail across the plateau was changed to run roughly along the same route as the Old Sumner Buckley Highway, making the first crossing of the White River near Boise.

In 1853 Captain George B. McClellan was assigned the task of surveying the Naches Trail as a possible route for the Northern Pacific Railroad and to explore the Cascades. An improved road was urgently needed to help emigrants over the much shorter, but incomplete route. His priority task was supposed
to make sure any wagon train was met at Walla Walla and guided across the mountains into Puget Sound. He failed in spite of the forty men and all the supplies at his disposal. He did not cross the Naches pass, because the Yakima Indians had told him that the snow was too deep. His opinion was that the route should be along the Columbia River.

**Indian War**

Washington Territorial Governor Isaac I. Stevens was determined to make it easy for the immigrants from the United States to settle and populate the territory north of the Columbia River. With an increasing number of people arriving to file Donation Land Claims, the Native Americans were becoming restive. When Stevens brokered the Medicine Creek Treaty in December 1854, there was anger and disagreement when the tribes realized they were signing over their right to use the land they had inhabited for centuries. Conflict in the Puget Sound region erupted when resident Michael Connell and Lt. James McAllister of the Washington Territorial Volunteers were the first settlers killed by the Indians on Connell's Donation Land Claim, October 27, 1855. The following day, they crossed the White River and killed nine men, women, and children, before returning to Connell's Prairie. Within the week another ambush took place between Connell's Prairie and Finnell's Prairie, killing Washington Volunteers Joseph Miles and A. Benton Moses.

With the constant Indian movement across the White River and the Naches Pass, the U.S. Military and the Washington Territorial Volunteers built two block houses in 1856 at Connell's Prairie, naming it Fort Hays. It was a strategic point along the Naches Trail to carry on the attack against the local tribes and to intercept any Indian reinforcements travelling from eastern Washington. Numerous skirmishes occurred on the plateau, but the definitive battle marking an end to the Puget Sound conflict took place on March 19, 1856, on Connell's Prairie, where the bloody hostilities first began. A marker was erected in 1924 at Connell's Prairie Road and Barkubein Road by the Washington State Historical Society to commemorate the site.

The Nisqually Chief Leschi was taken into custody in November 1856 for murder of Moses and Miles on Connell's Prairie, and his brother Quiemuth turned himself in shortly thereafter. Quiemuth was murdered on November 18, 1856, in Governor Stevens's office in Olympia, where he was being held for the night. No one was ever charged in the crime. Leschi was tried, but the first trial resulted in a hung jury. A second trial was held, and he was convicted, but evidence that may have exonerated him was not allowed by the judge. Leschi had numerous supporters, including James Longmire and Ezra Meeker. The Pierce County sheriff refused to carry out the sentence and was arrested. On February 19, 1858, Leschi was hanged, but even his executioner believed he was innocent. In March 2004, both houses of the Washington state legislature passed resolutions stating that Leschi was wrongly convicted and executed and asked the state supreme court to vacate Leschi's conviction. The court's chief justice, however, said that this was unlikely to happen, since it was not at all clear that the state court had jurisdiction in a matter decided 146 years earlier in a territorial court. On December 10, 2004, Chief Leschi was exonerated by a unanimous vote by a Historical Court of Inquiry following a definitive trial in absentia.
Early Settlers

During the Indian War, the first settlers filed three Donation Land Claims on the plateau; Connell, Williamson, and Finnell. Each had their cabins and barns burned and crops and livestock stolen or destroyed. Although the conflict lasted only about a year, the return of any settlers to the plateau was very slow. Interest in settling some of the more remote areas like the Bonney Lake plateau received an impetus when the Homestead Act of 1862 was passed. Settlers could pay a modest fee and claim 160 acres, or 320 acres if married. William B. Kelley, his father Nathan, and most of the family arrived in 1864 from their home in Illinois. Both William and his father claimed land on the banks of Finnell’s Creek, encompassing the prairie that had originally been settled by Reuben Finnell. Both William and Nathan went on to serve in the Washington Territorial Legislature, and William served as Pierce County Auditor during the 1880’s. Kelley also donated land for a one-room school house. Nineteen year old Kelly Lake school teacher Amy Johns Ryan wrote of her keeping a hatchet on her school desk for protection against Native Americans, cougars, and other wildlife when she taught in 1897. Kelley Lake School finally closed its doors in 1963, when it merged with the larger neighboring school districts.

The area around Bonney Lake saw various ethnic groups gather in communities, including the Finns, who engaged in farming, since it offered a far better life than the dangers of working in the coal mines in the foothills. Another group was comprised of families from Switzerland. They spread out from their initial settlements in the valley and founded dairy farms on the plateau. William and Levina Vandermark had settled at Lake Tapps following their move from Ohio. William died in 1891, but Levina continued to reside at the lake until she was displaced by the impending White River Project to create a power generating reservoir by forming one large Lake Tapps from four smaller water bodies. The Vandermark home was moved to 214th Avenue East, and was eventually taken over by their son James Vandermark and his wife Amanda Lyotte. Some others who settled in the area were the Moriarty, Orcutt, Wahl, Haase, and Angeline families among many others.

Bonney Lake Incorporation

In 1910 the "White River Power Project“ was launched by the Pacific Coast Power Company. It created a large reservoir by flooding four of the existing lakes; Kirtley, Crawford, Church, and Tapps, to create a much larger Lake Tapps. People living on the plateau were engaged primarily in farming and logging occupations. The years of the Great Depression saw an increase of population on the plateau. Many people arrived from the ravaged “dust bowl” regions of the Midwest to begin life anew in Washington. The prime growing ground of the Puyallup Valley in Pierce County had already been settled, but the sparsely populated plateau where Bonney Lake sat offered inexpensive, although not easily accessible land. When Ken Simmons, a former legislator and mayor of the town of Milton, visited the area in 1945, he and his wife saw the potential of developing the area as a recreational paradise. They bought a reported 1000 acres from George Logan, a popular rodeo announcer, and divided the property into lots for sale. With very little infrastructure of roads, electricity, or most importantly, a water source, Simmons realized he must incorporate the area into a town in order to float a bond to build a water system. On February 28, 1949, he achieved the first goal by incorporating the Town of Bonney Lake. Within a year, he managed to build the much needed water system, carve roads out of the forests, and bring electricity and
telephone service to the town. By 1957, there were at least twelve businesses in the downtown district. Urban development continues to change the community and heighten demand on its facilities and services. In 1995 the City adopted its first GMA Comprehensive Plan. It called for compact, pedestrian-oriented development, and innovative design. That planning emphasis remains today.

4.2 HERITAGE AND PRESERVATION PLANNING

Along with the Community Cultural, preservation and recognition of historical resources will also help give residents a stronger “sense of place”. Protection, recognition of sites, and educational programs will be the focus of preservation efforts in the City over the next 20 years, since many of its remaining historical resources are under development pressures. In order to achieve these ideas, the City will need to do the following:

- Continue to identify archaeological and historic resources within Bonney Lake and develop appropriate protection measures.
- Provide incentives to private owners for preservation, restoration and use of historic sites.
- Seek both public and private funding for restoration and enhancement of historical resources.
- Recognize significant historical sites.

The starting point for any discussion of heritage is an understanding of what a community values. Bonney Lake is made up of many things – buildings, landscapes, social customs and routines, natural features, memories – that together help define that community’s character. What “heritage” means in this context is the essence of the place: what makes Bonney Lake distinct from anywhere else?

“Heritage” as applied to places used to be defined almost exclusively in terms of architectural history, with heritage significance being the extent to which the buildings (usually in isolation from their context) were of note for their style, design, construction, architecture, or detailing. These narrow definitions of heritage are not very applicable to a relatively “new” City like Bonney Lake, and thus the emphasis in this plan is the broader context of heritage.
Heritage planning helps provide a better sense of time and place, which in turn provides identity to the community and its residents. Heritage Planning is a means of coordinating change to ensure the conservation of the City's cultural heritage resources.

A community's identity and civic pride is rooted in the physical and cultural links to its past. In order to understand and appreciate Bonney Lake's history, the City is committed to recognizing, conserving and enhancing heritage resources.

This City’s culture and heritage plan sets the goals and policies for heritage planning, which are to identify, recognize, protect, enhance and properly manage the City’s heritage resources. Because of the relative newness of the City and its buildings, most of the heritage of Bonney Lake relates to sites, landscapes and historical events, rather than buildings and structures. Accordingly, the emphasis of this plan is to celebrate and promote a sense of time and place, and develop a genuine appreciation of the history of the area.

The Washington Growth Management Act does not require a Historic Preservation Element, but the Act does include a goal which calls for jurisdictions to "identify and encourage the preservation of lands, sites, and structures that have historical or archaeological significance".

Heritage includes activities that embody historic preservation, historic presentations, collections of historic materials and/or structures, celebrations of historic events, oral histories, genealogy, etc.

Historic sites and areas are the physical evidence of our connective past. The greater Bonney Lake community should recognize the importance of its historic resources. There should be a commitment to the identification and recognition of our historic resources. Bonney Lake should celebrate its history through historic tours, festivals, and special events.

**Goal CAH-7:** It is the goal of the City of Bonney Lake to give its residents a better understanding and awareness of the historic sites within the community. This includes enhancing information about, and access to, various Bonney Lake area historic sites, and helping residents and visitors understand and appreciate local heritage.

**Policy CAH-7.1:** The City recognizes that Bonney Lake’s history began before the arrival of settlers to the area and will recognize the significance of Native American sites and artifacts as well as those of the more recent past.

**Policy CAH-7.2:** The City will encourage local activities which promote the community’s history.
Policy CAH-7.3: The City will work with the Greater Bonney Lake Historical Society and others to provide access to historic documentation to land owners, citizens, and interested parties.

Policy CAH-7.4: The City will work with organizations and business interests to promote Heritage Tourism opportunities as part of the City’s economic development strategy.

Policy CAH-7.5: The City will work with the community to provide information to interpret the history of Bonney Lake, including historical displays, programs, and interpretative signage.

Policy CAH-7.6: The City’s historical resources inventory will be maintained and updated as needed.

Policy CAH-7.7: The City will collaborate with local school districts within the City on local history education.

Policy CAH-7.8: The City will participate with other local, county, state and national historical organizations to educate the community about the value of local cultural and historical resources.

Policy CAH-7.9: The City will work closely with the Greater Bonney Lake Historical Society, the Pierce County Heritage League, and other heritage organizations in Pierce County to foster knowledge and appreciation of our historic resources.

Policy CAH-7.10: The City will encourage the Greater Bonney Lake Historical Society to establish a volunteer program similar to Beautify Bonney Lake for volunteers to work on historically significant projects.

4.3 HISTORIC PRESERVATION IN WASHINGTON STATE

The following is a description of various historic preservation regulations and guidelines, both nationwide and in Washington State.

Native American Cultural Resources

Native Americans have deep-rooted pride in their heritage, and constitute an important segment of the state’s heritage constituency. Tribal governments have a keen interest in the treatment of properties and sites that represent their heritage. Tribal members also represent another body of expertise, particularly in regard to archaeological sites and traditional cultural places. Area tribal governments or their designated representatives may be consulted in regards to historic preservation questions.

National Historic Preservation Act

Passed by Congress in 1966, the National Historic Preservation Act (NHPA) defined and shaped national historic preservation policies and the federal government’s response. Generally, the act defines historic preservation as: the active process of protecting and preserving our built environment for study, use, and enjoyment by present and future generations. Historic preservation efforts are applied to buildings, structures, districts, sites, or objects. The terms “historic preservation,” “historic resources,” and “historic properties,” when used in the context of the act, apply to historic buildings, structures, and archaeological sites.
National Register of Historic Places

Properties that have historic, architectural, archaeological, engineering, or cultural significance may be nomination for inclusion on the National Register of Historic Places. A property nominated to the National Register can attain significance at a national, state, or local level, but must meet defined criteria to be listed in the National Register.

Washington State Governor’s Advisory Council on Historic Preservation

The Advisory Council on Historic Preservation (ACHP) is a seven-member panel of citizens with expertise and/or training in historic preservation and related fields. Members are appointed by the Governor in order to advise on state government policy matters affecting preservation of cultural resources. The ACHP devotes much of its time to reviewing documents nominating Washington state properties for listing in the National Register of Historic Places.

State Historic Preservation Plan. In fulfillment of its responsibilities under the NHPA to develop and implement a state historic preservation plan, in 2004 DAHP completed updating and revising its first plan with a new document entitled Strengthening Communities Through Historic Preservation: The Washington State Historic Preservation Plan. This document addresses issues regarding preservation in Washington and provides goals, objectives, and specific tasks for strengthening communities by capitalizing on their cultural resources.

4.4 WHAT MAKES SOMETHING HISTORIC?

According to the National Register of Historic Places (NRHP) guidelines, sites worthy of inclusion on the NRHP are those which:

- Are associated with events that have made a significant contribution to the broad patterns of our nation’s history;
- Are associated with the lives of persons significant in our past;
- Embody the distinctive characteristics of a type, period, or method of construction, or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction; or
- Have yielded, or may be likely to yield, information important in prehistory or history.
Due to the nature of the development of the Bonney Lake community, there are likely no current structures in Bonney Lake that would likely qualify to be included on the National Register of Historic Places. However, the NRHP guidelines can nonetheless be used to determine the relative value of a historic site to the local community. In order to be considered historically significant, a landmark or site should meet the following criteria:

- Its value as a significant reminder of the cultural or archaeological heritage of the city, state, or nation.
- Its location as a site of a significant local or regional event.
- Its identification with a person or persons who significantly contributed to the development of the city, state, or nation.
- Its identification as the work of a master builder, designer, or architect whose individual work has influenced the development of the City.

4.5 PROTECTION OF HERITAGE RESOURCES

The Bonney Lake area has a long history of human settlement. Under RCW 42.56.300 (1) and (2), specific locations of archaeological sites, historic sites, artifacts, or the sites of traditional religious, ceremonial, or social uses and activities of affected Indian tribes are exempt from disclosure under the above-mentioned chapter to prevent the looting or depredation of such sites.

However, it is generally accepted that Native Americans and settlers of European decent often settled along shorelines and waterways. Both Native Americans and Euro-Americans relied on waterways for subsistence, raw materials, and travel. Campbell’s (2004) predictive model suggests three variables are most significant for predicting site location: distance from tidelands, distance from salmon-bearing streams, and elevation. That is, lower elevations near waterways or tidelands are more likely to contain cultural material than areas higher in elevation or further from water.
Parts of the Naches Trail, which Sumner-Buckley Highway East roughly follows, and Connell’s Prairie are known areas of early Native American activity.

In 2005 the City established a Heritage Tree program. A heritage tree is any tree that because of its age, size, unique type, or historical association is of special importance to the city and has been designated as a heritage tree by the city council.

In order for a tree to be designated as a heritage tree, a person must submit a written request to the City. The application form includes a signed declaration by the land owner (or approval of the Mayor if the tree is owned by the City) approving of the application; a site map showing the lot, any structures on site, and the current use of the site; the species and size of tree; a narrative explaining why the applicant wishes to designate that tree as a heritage tree.

In order for a tree to be designated as a Heritage Tree, the tree must meet the three (3) following criteria:

1. The tree is historically significant by virtue of its association with or contribution to a historic structure or district, or its association with a noted person or historic event.
2. The tree has exceptional significance because of its age, size, form, or rarity.
3. The tree is a recognized Landmark of the City.

When a tree is designated as a heritage tree, a plaque so signifying is placed near the tree. The City maintains all heritage trees that are located on city property or on public rights-of-way within the city. It is the duty of every owner of property upon which a heritage tree is standing to maintain that tree to the best of their ability. The city may give advice and assistance to property owners regarding proper maintenance of heritage trees.

In 2009 the City of Bonney Lake, Pierce County, and the Greater Bonney Lake Historical Society collaborated on a project identifying the top ten locations for historical attractions within the Bonney Lake area. The ten locations were agreed upon following multiple meetings between City staff and the Historical Society. Cash expenses for the project were split between the City of Bonney Lake and Pierce County, and the City covered the cost of staff time, including the actual installation of the markers. The markers are composed of a sandstone base and a stainless steel plaque.
The plaque inscriptions for the top ten locations listed below are identified in Appendix “?”:

1. Kelley Farm
2. First City Hall
3. Ken Simmons Resort
4. Perfield Hop Farm
5. Church of the Nazarene
6. Native Gathering Place
7. Naches Trail
8. Lake Tapps
9. Sky Stone
10. Swiss Park

Bonney Lake is a relatively new City, although the area had been previously occupied by scattered settlers and Native Americans. At the time of the City of Bonney Lake’s incorporation in 1949 there were less than 100 homes in town. There are very few residences that predate the 1930s. The following is a list of the oldest residences in Bonney Lake:

<table>
<thead>
<tr>
<th>ADDRESS</th>
<th>YEAR BUILT</th>
<th>PARCEL ID</th>
</tr>
</thead>
<tbody>
<tr>
<td>20321 Church Lake Road E</td>
<td>1900</td>
<td>0520273039</td>
</tr>
<tr>
<td>7714 214th Avenue E</td>
<td>1900</td>
<td>0520274018</td>
</tr>
<tr>
<td>7721 West Tapps Highway E</td>
<td>1915</td>
<td>0520273033</td>
</tr>
<tr>
<td>18411 89th Street E</td>
<td>1919</td>
<td>5640001575</td>
</tr>
<tr>
<td>19219 Church Lake Road E</td>
<td>1924</td>
<td>0520331010</td>
</tr>
<tr>
<td>7722 Myers Road E</td>
<td>1927</td>
<td>0520298069</td>
</tr>
<tr>
<td>18420 89th Street E</td>
<td>1927</td>
<td>5640001470</td>
</tr>
<tr>
<td>11007 Angeline Road E</td>
<td>1928</td>
<td>0519047006</td>
</tr>
<tr>
<td>7402 Myers Road E</td>
<td>1928</td>
<td>0520294095</td>
</tr>
<tr>
<td>7514 192nd Ave E</td>
<td>1929</td>
<td>7110000560</td>
</tr>
<tr>
<td>6408 South Vista Drive E</td>
<td>1930</td>
<td>4720001530</td>
</tr>
<tr>
<td>8709 188th Avenue E</td>
<td>1930</td>
<td>5640001280</td>
</tr>
</tbody>
</table>

Table 4-1: Bonney Lake’s Oldest Residences
Source: Greater Bonney Lake Historical Society and Pierce County Assessor Records

Given the relative lack of officially designated historic structures in Bonney Lake, the emphasis of the Heritage section is to focus on promoting and preserving the heritage of Bonney Lake.

**Goal CAH-8:** It is the goal of the City to identify, preserve and protect facilities, sites, buildings, structures, trees and artifacts that are deemed by the City or other governmental agency to be historically and culturally significant.

**Policy CAH-8.1:** The City will continue efforts to inventory historic structures, archeological sties, and other potential historic sites to add to the Inventory of Key Bonney Lake Historic Sites listed in this plan.
Policy CAH-8.2: The City will coordinate with community organizations, property owners and local citizens to protect and/or restore key historic sites.

Policy CAH-8.3: The City will encourage property owners and tenants to maintain the integrity and character of historic resources, and to restore and reuse historic resources in a manner compatible with their historic character.

Policy CAH-8.4: The City will strive to recognize and preserve architecturally or historically significant structures built during the 19th Century. Specifically, the City will promote the preservation of the Kelly Farm house as a key Bonney Lake area historic structure.

Policy CAH-8.5: The City will consider the impacts of new development on historical resources as a part of its environmental review process and require appropriate mitigating measures. The City's use of State Environmental Policy Act (SEPA) requirements to evaluate the impacts of proposals on historical resources will include review of transportation projects and plans, utility projects, and other capital improvement projects to determine their impact to significant cultural and historical resources of the City.

Policy CAH-8.6: The City will coordinate with local tribes and the State Office of Archaeology and Historic Preservation on development issues related to potential archaeological sites.

Policy CAH-8.7: The City will seek both state/federal and private funding for restoration and enhancement of historical resources.

Policy CAH-8.8: The City will assist in the identification of available spaces for the proper storage, preservation and display of significant cultural and historical artifacts.

Policy CAH-8.9: The City will provide appropriate means to recognize property owners who rehabilitate, restore, retain or reproduce historical elements of their properties.

Policy CAH-8.10: While promoting historic preservation, the City will adopt no policy or regulation which shall limit a site or structure from being used in an economically viable manner.

Policy CAH-8.11: Efforts to preserve historical sites or structures should include incentives such as utilization of the state special property tax valuation, partial income tax write-off for restoration and relaxation of Zoning Code standards to encourage property owners to rehabilitate, restore, retain or reproduce historical elements of their properties.
Figure 4-15: Bonney Lake Historic Monument Locations
4.6 STATE AND FEDERAL PRESERVATION REGULATIONS

The following is a list of the key heritage related Federal and State Archaeology and Historic Preservation Requirements and Guidelines that are used to promote historic preservation:

**Section 106 of the National Historic Preservation Act of 1966**

The Act requires all federal agencies consider cultural resources as part of all licensing, permitting, and funding decisions. As part of that process, each agency must consult with DAHP to assure that cultural resources are identified, and to obtain the formal opinion of the Office on each site’s significance and the impact of its action upon the site.

**State Environmental Policy Act (SEPA)**

SEPA requires that impacts to cultural resources be considered during the public environmental review process. Under SEPA, DAHP is the sole agency with technical expertise in regard to cultural resources and provides formal opinions to local governments and other state agencies on a site’s significance and the impact of proposed projects upon such sites.

**Section 4(f) regulations of the Department of Transportation Act**

This act stipulates that the Federal Highway Administration (FHWA) and other DOT agencies cannot approve the use of land from a significant publicly owned public park, recreation area, wildlife or waterfowl refuge, or any significant historic site unless the following conditions apply: 1) There is no feasible and prudent alternative to the use of land, or 2) The action includes all possible planning to minimize harm to the property resulting from use.

**Washington State Forest Practices Act**

This act has provisions which allow for the protection of archaeological sites while harvesting timber on public and private lands.

**Shoreline Management Act**

The SMA requires that development permits issued by local governments in areas with archaeological sites require a site inspection or evaluation by a professional archaeologist in coordination with affected Indian Tribes prior to issuing development permits.
4.7 PRESERVATION TOOLS AND RESOURCES

The following is a list and brief description of some of the tools, resources and activities commonly used in historic preservation. In addition, the Washington State Department of Historic Preservation has a state-wide on-line searchable database for all cultural resources in the state. The link to this database is: http://www.dahp.wa.gov/pages/wisaardIntro.htm

**Preservation Period**

Pick a time during each year to undertake a “Preservation Week”, which may include the identification of significant historic places, recognition of individuals who have contributed to the preservation of our Bonney Lake heritage, education of residents about the benefits of the preservation and protection of cultural, historic, architectural, and archaeological resources.

**Workshops**

Periodically co-sponsor and coordinate workshops with local and regional historic preservation groups and historical societies that advocate and educate participants about appropriate preservation technology and techniques.

**Tours**

Sponsor, coordinate, and/or promote tours of the community that identify and interpret the City’s cultural, historic, architectural, and archaeological resources for residents and visitors.

**Plaques**

Present plaques to owners of the City’s cultural, historic, architectural, and archaeological resources, for public display, that recognize the significance of the resource(s).

**Maps**

Print and distribute the City brochure that identify the City’s key historical sites and markers.

**Educational Materials**

Utilize and support educational materials to publicize the City’s historic resources and local efforts to protect, preserve, and enhance Bonney Lake’s heritage. Provide information to the public on methods of maintaining and rehabilitating historic properties. This may take the form of pamphlets, newsletters, workshops or similar activities.

**Construction Sales Tax Rebates.**

Provide tax rebates for material purchased for historic preservation work.
**Property Tax Rebates**
Develop program to reduce property tax resulting from increases to assessed values due to improvements made to restore a locally designated historic property.

**Reduction of Building Permit Fees**
Reduce fees for construction related activities to restore or preserve a state or locally designated historic property.

**Recognition**
Officially recognize excellence in such areas as the rehabilitation of historic objects, buildings, structures, or sites, and encourage appropriate measures for such recognition.

### 4.8 State and Local Heritage Organizations

**Greater Bonney Lake Historical Society**
The Greater Bonney Lake Historical Society is a collection of Bonney Lake residents that gather at least once a month to share their interest in the history of the community. The Society produces a calendar every year. Annual dues are $30.

**Sumner Historical Society**
The Sumner Historical Society operates the Ryan House Museum in Sumner which includes the original cedar cabin built in the 1860s as well as the Ryan Farm house. The Society developed and maintains the Sumner Walking Tour. Copies of the historical tour are available online or at Sumner City Hall. There are also ten brown historical street signs that the society has placed throughout Sumner to remind the community of its rich heritage.

**Foothills Historical Society & Museum**
The Foothills Historical Society and Museum is located at 128 River Ave., Buckley, WA 98321.

**Ezra Meeker Historical Society**
The Ezra Meeker Historical Society is a nonprofit charitable organization which owns, maintains and operates the Meeker Mansion as a small house museum, and serves as the historical society for the Puyallup area.

**The South Hill Historical Society**
In 2001 the South Hill Historical Society was organized to trace the history of South Hill. They meet regularly on the 3rd Tuesday of the month at 11:15 AM (*No meetings July and August*) at the Highlands Community Center.
**Wilkeson Historical Society**
The Wilkeson Historical Society maintains the history of Wilkeson and the Carbon River Valley area via photos, documents, and memorabilia. Contact P.O. Box 300, Wilkeson, WA 98396.

**Orting Historical Society**
The Orting Historical Society maintains the history of Orting via photos, documents, and memorabilia. Contact P.O. Box 24, Orting, WA 98360-0024.

**Washington State Historical Society**
The Washington State Historical Society is a non-profit 501(c)3 membership organization, open to any and all individuals, families, or firms. The Society is also recognized in statute (RCW 27.34) as a trustee agency of the state of Washington with enumerated powers. The Society is comprised of a family of museums and research centers, offering a variety of services to researchers, historians, scholars, and the lifelong learner.

**Washington Trust for Historic Preservation**
The Washington Trust for Historic Preservation is a statewide, non profit organization founded in 1976 to safeguard Washington's historic places through advocacy, education, stewardship and collaboration.

**Architectural Heritage Center**
The Architectural Heritage Center, operated by the Bosco-Milligan Foundation, presents a variety of tours, hands-on training workshops, and innovative exhibits on building heritage.

**Society of Architectural Historians - Marion Dean Ross Chapter**
The Marion Dean Ross/Pacific Northwest Chapter is an affiliated regional chapter of the international Society of Architectural Historians, whose home office is in Chicago, Illinois, USA.

**History Link**
HistoryLink.org is an evolving online encyclopedia of state and local history in Washington state. The organization provides a free, authoritative, and easily accessible history reference for the benefit of students, teachers, journalists, scholars, researchers, and the general public. The encyclopedia contains more than 4,000 essays as of 2006. It is constantly expanding, with new essays added every week.

**National Trust for Historic Preservation**
The National Trust for Historic Preservation has worked for more than half a century to save the historic buildings, neighborhoods, and landscapes that form our communities and enrich our lives. The also have an informative on-line newsletter that provides national news related to preservation issues.

**American Association of Museums**
The American Association of Museums has been bringing museums together since 1906, helping to develop standards and best practices, gathering and sharing knowledge, and providing advocacy on issues.
of concern to the entire museum community. We are dedicated to ensuring that museums remain a vital part of the American landscape, connecting people with the greatest achievements of the human experience, past, present and future.

**Oregon-California Trails Foundation**

The Oregon-California Trails Association, founded in 1982, is a not-for-profit organization, headquartered in Independence, Missouri, dedicated to education about, preservation and enjoyment of the trans-Mississippi emigrant trails.

**Historic Seattle**

Founded in 1974, Historic Seattle is the only nonprofit membership organization dedicated to the preservation of Seattle and King County's architectural legacy. As both a public development authority and charitable foundation, Historic Seattle is a major advocate for, and participant in, the thoughtful and meaningful preservation and rehabilitation of historic buildings, landscapes, and architectural artifacts.

**Historic Tacoma**

Non-Profit organization dedicated to preserving Tacoma's architectural legacy through education and advocacy. Our goals are to: Enhance Tacoma's built environment -- Preserve Tacoma's architectural heritage -- Educate and inform the community -- Conserve sustainable resources.

**4 Culture**

4Culture is King County's cultural services agency established to continue the work of the King County Arts Commission, Public Art Commission and the heritage programs of the Landmarks Commission.

**Women's History Consortium**

The Women's History Consortium, created by state statute (RCW 27.34.360) in 2005 as a Washington State Historical Society-led initiative, is dedicated to preserving and making available resources about Washington women's history.
Community Development Department Briefing Memorandum

Date: October 27, 2014
To: Planning Commission
From: Jason Sullivan – Senior Planner
Re: Bonney Lake Comprehensive Plan Update – Cultural Arts and Heritage Element

PURPOSE:

The purpose of the memorandum is to facilitate the Planning Commission’s continued Public Hearing on the redrafted Cultural Arts and Heritage Element as part of the Comprehensive Plan Update required to be completed by June 31, 2014. This item is schedule for the November 11, 2014 City Council Workshop under AB14-133.

SUGGESTED MOTION: “I move to recommend that the City Council adopt Resolution 2421 stating the City Council’s intent to adopt the Cultural Arts and Heritage Element as part of the Comprehensive Plan update.”

ATTACHMENTS:

1. Resolution 2421
2. Cultural Arts and Heritage Element
3. Planning Commission Recommendation Memo

BACKGROUND:

The City of Bonney Lake is currently updating its comprehensive plan and development regulations as required by RCW 36.70A.130. As part of this periodic review and update, the City has identified a number of changes that are required ensure compliance with the Growth Management Act (GMA). In addition to the required changes, a number of optional changes have been proposed to be made as part of the update process. There are no required changes to the Culture and Heritage; however, a number of optional changes are the result of the following:
• 2015 Comprehensive Plan Update – Scope of Work and Public Participation Plan (Scope of Work and PPP) adopted on October 22, 2013 pursuant to Resolution 2320. The Scope of Work and PPP established the framework and initial breath of the update of the City’s comprehensive plan.


• The Bonney Lake Planning Commission reviewed the Element at the July 16, 2014 and September 17, 2014 Planning Commission Meetings and made minor changes to the Element to include renaming the element as the Cultural Arts and Heritage Element.

DISCUSSION:

The structure and look of the element was updated to be consistent with the new template for all Comprehensive Plan elements as discussed in the Scope of Work and PPP. In addition to the reformatting and reorganization of the element, a list of the changes that were made to the document is provided below:

• The name of the element was changed from Culture and Heritage to Cultural Arts and Heritage.
• The two vision statements in the original element were combined into one statement to improve readability, but the text contains nearly identical language as the original vision statements.
• The goals and policies statements were move from a standalone section and integrated to the sections that the goals and polices addressed consistent with the new template for all Comprehensive Plan elements.
• A section on Public Art was added along with associated goals and policies.
• The history of the City contained in the original Community Character Element was moved to the Heritage section given the development of the Community Development Element.
• Additional historical photos were added to the Element.

At the Planning Commission meeting on October 15, 2014, the Planning Commission continued the public hearing to November 5, 2014 to allow staff to present the Cultural Arts and Heritage Element to the Bonney Lake Arts Commission. Staff presented the Element to the Arts Commission on October 22, 2014. The Arts Commission did not suggest or recommended any changes to the Cultural Arts and Heritage Element.
Memo

Date: November 5, 2014
To: Mayor and City Council
From: Grant Sulham, Planning Commission Chair
Re: Resolution 2421 – Cultural Arts and Heritage Element

The City of Bonney Lake is required to review and, if needed, update its comprehensive plan and development regulations to ensure compliance with the Washington State Growth Management Act (GMA), Chapter 36.70A RCW, by June 30, 2015 pursuant to RCW 36.70A.130. This periodic review and update of the City’s comprehensive plan and development regulations is necessary to ensure that the City’s comprehensive plan and development regulations reflect current laws, local needs and goals, and new data. The GMA does not exempt any portion of a comprehensive plan or development regulation from being subject to review and evaluation as part of the required period update. Annual amendments made to a Comprehensive Plan typically focus on specific sections or changes, but the periodic update is required to assess the plan as a whole.

The draft version of the Cultural Arts and Heritage Element was reviewed by the Planning Commission on July 16, 2014 and September 17, 2014. Following this review, City staff provided notices that the Planning Commission would hold a public hearing on October 15, 2014 to consider and make recommendations on Cultural Arts and Heritage Element. The Planning Commission opened the Public Hearing on October 15th and took public testimony, but continued the hearing to November 5th to allow for the Arts Commission to review the draft document and provide comments. No comments were provided by the Arts Commission.

At the November 5, 2014 meeting, the Planning Commission closed the public hearing and voted 7-0-0 that the City Council pass Resolution 2421 stating the City Council’s intent to adopt the Community Development Element as part of the Comprehensive Plan update.
City of Bonney Lake, Washington
City Council Agenda Bill (AB)

Department/Staff Contact: Public Works / Triss Weber
Meeting/Workshop Date: 25 November 2014
Agenda Bill Number: AB14-145

Agenda Item Type: Motion
Ordinance/Resolution Number: 
Councilmember Sponsor: Donn Lewis

Agenda Subject: Accept 2014 Chip Seal with Doolittle Construction LLC as Complete

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Accept As Complete The 2014 Chip Seal Application With Doolittle Construction Llc.

Administrative Recommendation:

Background Summary: Resolution 2389 dated July 8, 2014 awarded the construction contract to Doolittle Construction LLC for the 2014 Chip Seal Application. This project chip sealed 46,195 square yards and fog sealed approximately 20,931 square yards of various roads within the City of Bonney Lake. Also in this contract, Doolittle chip sealed and applied a fog seal to 6,772 square yards of parking lot at Allan Yorke Park Field 4.
See attached Project Completion Report for detail information on this project. As a matter of housekeeping, this project has been reconciled, accepted by the Transportation Supervisor and project close out documents are complete. DOR, Employment Security and L&I have been notified and we are awaiting confirmation from these three organizations that there are no unpaid taxes and wages.

Attachments: Project Completion Report, Final cost, Locations report, Notice of Completion of Public Works Contract and 4 photos of project.

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>N/A</td>
<td></td>
<td></td>
<td></td>
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</tbody>
</table>

Budget Explanation: Release of Retainage in the amount of $8350.88

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review: Community Development
Date: 4 November 2014
Approvals:
Chair/Councilmember: Donn Lewis
Councilmember: Dan Swatman
Councilmember: Katrina Minton-Davis

Yes ☒ No ☐

Forward to:
Consent Agenda: ☒ Yes ☐ No

Commission/Board Review:
Hearing Examiner Review:

COUNCIL ACTION

Workshop Date(s):
Meeting Date(s):
Public Hearing Date(s):
Tabled to Date:

APPROVALS

Director: Dan Grigsby
Mayor:
Date Reviewed by City Attorney: (if applicable):

Agenda Packet p. 73 of 102
**Public Works - Project Completion Report**

**Project Title:** 2014 Chip Seal

**Project Financing Summary:**

**Project Revenue Sources:**
- Budget Authorized by City Council: $185,000
- City Fund Source(s): Streets CIP - Chip Seal Program 185,000
- Total Project Budget Utilized: $168,985

**Project Expenditures:**
- Study = N/A
- Design = N/A
- Total Construction
  - Engineer's Estimate = N/A
  - Low Quote/Contract = $168,985 168,985
  - Contingency - 10% = $0 0
  - Field Engineering Services - 5% = $0 0
  - Total Construction = $168,985 168,985

**Total Project Cost =** $168,985

**Total Budget for Construction: $168,985**
- Actual Under Budget: $16,015

**Actual Revenue Sources utilized for project:**
- Budget Authorized by City Council: $185,000
- Actual City Funds utilized: Streets CIP - Chip Seal Program 168,985

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<table>
<thead>
<tr>
<th>Planning</th>
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</thead>
<tbody>
<tr>
<td>Comprehensive Facilities Plan Approved by City Council:</td>
</tr>
<tr>
<td>Study Required:</td>
</tr>
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<td>FY Funding in Budget:</td>
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<td>Study Contract NTP Date:</td>
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<table>
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<tr>
<th>Design</th>
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<tr>
<td>Date RFP Issued</td>
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<tr>
<td>Design Contract Award Date:</td>
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<td>Design Consultant(s):</td>
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<table>
<thead>
<tr>
<th>Construction</th>
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<tbody>
<tr>
<td>Date of Advertisement:</td>
</tr>
<tr>
<td>Invitation to Quote Due Date:</td>
</tr>
<tr>
<td>Engineer's Estimate:</td>
</tr>
<tr>
<td>Low Responsive/Responsible Quote:</td>
</tr>
<tr>
<td>Contract Award Date:</td>
</tr>
<tr>
<td>Contract Completion Date:</td>
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<tr>
<td>Closeout Date:</td>
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| Change Order Summary: | 1 |
| Other Construction |
| Striping and Pavement Markings (Stripe Rite) | $6,860 |

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<tr>
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<tr>
<td>Design Actual Total =</td>
</tr>
<tr>
<td>Construction Actual Total =</td>
</tr>
<tr>
<td>Total Project Cost=</td>
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</table>
Date of Work: 6/6/2014

Department: Street

Contact Person: Steve Willadson

Quote Description: Chip Seal 2014

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<tr>
<th>Quantity</th>
<th>Price Each</th>
<th>Unit</th>
<th>Item Description</th>
<th>MISC.</th>
<th>Price</th>
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<tr>
<td>1</td>
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<td>LUMP Mobilization</td>
<td>Doolittle</td>
<td>$ 4,350.00</td>
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<td>46195</td>
<td>2.82</td>
<td>Sq Yard</td>
<td>Standard Chip Seal</td>
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<td>130,269.90</td>
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<tr>
<td>20931</td>
<td>0.48</td>
<td>Sq Yard</td>
<td>Fog Seal</td>
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<td>10,046.88</td>
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<td>6773</td>
<td>2.82</td>
<td>Sq Yard</td>
<td>Standard Chip Seal (Parking Lot) (Field 4)</td>
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<td>19,099.86</td>
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<td>0.48</td>
<td>Sq Yard</td>
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<td>3,251.04</td>
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<td>22350.9</td>
<td>8.80%</td>
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<td>Tax</td>
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Doolittle Construction LLC
1900 118th Avenue S.E.
Bellevue, WA 98005

Total $168,984.56

Chip Seal Cost:
(Streets)
Total Square Yards 46195
Total Cost $144,666.78
Cost/SY $3.13

Chip Seal Cost:
(Field 4 Parking Lot)
Total Square Yards 6773
Total Cost $24,317.78
Cost/SY $3.59
<table>
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<tr>
<th>Section</th>
<th>STREET Name/Number</th>
<th>2014 Width</th>
<th>Length</th>
<th>Sq Yards</th>
<th>Scope of Work From - To Locations</th>
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<tbody>
<tr>
<td><strong>Chip Seal</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Inlet Island</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>105 205th Ave E (1)</td>
<td>16</td>
<td>1045</td>
<td>1858</td>
<td>207th Ave to Cascade Drive</td>
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<td></td>
<td>Interlake Island</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>156 60th ST E</td>
<td>21</td>
<td>269</td>
<td>628</td>
<td>195th Ave to 195th Ave Place</td>
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<td></td>
<td>157 195th PLACE E</td>
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<td>1378</td>
<td>3215</td>
<td>60th St to 56th St E</td>
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<td></td>
<td>Behind Lakridge Middle School</td>
<td></td>
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<td></td>
<td>226-1 182ND AVE E (2)</td>
<td>12</td>
<td>600</td>
<td>800</td>
<td>182nd Ave/62nd St intersection to end</td>
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<td>228 184th Ave E</td>
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<td>480</td>
<td>1067</td>
<td>One way access (In/Out) from 62nd St</td>
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<td>200</td>
<td>1333</td>
<td>Open area from access streets off 62nd St</td>
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<td>231 187th Ave E</td>
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<td>610</td>
<td>813</td>
<td>62nd St bridge to end</td>
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<td>Bonne Brae</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>314 193RD AVE E (3)</td>
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<td>1201</td>
<td>2802</td>
<td>77th St to 192nd Ave</td>
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<td>315 77TH ST EAST</td>
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<td>462</td>
<td>1078</td>
<td>193rd St to 192nd Ave</td>
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<tr>
<td></td>
<td>316 79TH ST PL E</td>
<td>21</td>
<td>129</td>
<td>301</td>
<td>193rd Ave to cul de sac</td>
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<tr>
<td></td>
<td>321 78TH ST E</td>
<td>21</td>
<td>228</td>
<td>532</td>
<td>192nd Ave to cul de sac</td>
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<tr>
<td></td>
<td>322 78TH ST CT E</td>
<td>21</td>
<td>55</td>
<td>128</td>
<td>192nd Ave to cul de sac</td>
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<tr>
<td></td>
<td>84th St to 77th St (Lake Bonney)</td>
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<td></td>
<td></td>
<td></td>
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<td></td>
<td>342 185TH AVE E</td>
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<td>3005</td>
<td>7012</td>
<td>84th St to 77th St</td>
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<td>Minor Arterial</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>4153-3 VETRANS MEMORIAL DRIVI</td>
<td>36</td>
<td>525</td>
<td>2100</td>
<td>City Limits beyond Angeline Rd</td>
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<td></td>
<td>4153-4 VETRANS MEMORIAL DRIVI</td>
<td>24</td>
<td>1238</td>
<td>3301</td>
<td>5,401 Square Yards</td>
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<tr>
<td></td>
<td>Fog Seal</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Collector</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>447 ANGELINE ROAD</td>
<td>22</td>
<td>1920</td>
<td>4693</td>
<td>Veterans Memorial Drive to SR 410 overpass</td>
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<tr>
<td></td>
<td>Fog Seal</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>Cedar Grove</td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>505 196TH AVE E</td>
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<td>625</td>
<td>1389</td>
<td>198th Ave Ct to 96th St</td>
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<td>506 96TH ST E</td>
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<td>848</td>
<td>1884</td>
<td>196th Ave to 94th St</td>
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<tr>
<td></td>
<td>Fir View</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>526 205TH AVE CT E</td>
<td>21</td>
<td>106</td>
<td>247</td>
<td>97th St to cul de sac</td>
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<tr>
<td></td>
<td>527 204TH AVE CT E</td>
<td>21</td>
<td>80</td>
<td>187</td>
<td>97th St to cul de sac</td>
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<tr>
<td></td>
<td>528 203RD AVE CT E</td>
<td>21</td>
<td>35</td>
<td>82</td>
<td>97th St to cul de sac</td>
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<tr>
<td></td>
<td>529 97TH ST CT E</td>
<td>21</td>
<td>117</td>
<td>273</td>
<td>204th Ave to cul de sac</td>
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<tr>
<td></td>
<td>Brookwater</td>
<td></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>103rd ST E (Snow Route Access)</td>
<td>20</td>
<td>200</td>
<td>444</td>
<td>From 100' West of 195th Ave E to private Culdesac</td>
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<tr>
<td></td>
<td>Minor Arterial</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>530 214th AVE E</td>
<td>48</td>
<td>180</td>
<td>960</td>
<td>SR 410 (South of SR 410)</td>
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<td></td>
<td>530-1 214th AVE E</td>
<td>48</td>
<td>200</td>
<td>1067</td>
<td>to</td>
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<tr>
<td></td>
<td>530-2 214th AVE E</td>
<td>36</td>
<td>2000</td>
<td>8000</td>
<td>City Limits beyond 104th St</td>
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<tr>
<td></td>
<td>Fog Seal</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td><strong>Total Chip Seal Length</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Miles</td>
<td>3.4</td>
<td>46195</td>
<td><strong>Fog Seal Total: 20,391 Square Yards</strong></td>
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<tr>
<td>Parks:</td>
<td>Width</td>
<td>Length</td>
<td>Sq Yards</td>
<td><strong>8.8% Sale Tax (Required)</strong></td>
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<td>3rd Application:</td>
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<tr>
<td>Field 4 Parking Lot (AYP)</td>
<td>200</td>
<td>300</td>
<td>6667</td>
<td>Bonney Lake BLVD</td>
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<td>Approach</td>
<td>24</td>
<td>40</td>
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<tr>
<td><strong>Total Chip Seal Length</strong></td>
<td>Miles</td>
<td>0.1</td>
<td>6773</td>
<td><strong>Fog Seal 6,773 Square Yards</strong></td>
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</table>
**NOTICE OF COMPLETION OF PUBLIC WORKS CONTRACT**

Contractor's UBI Number: 602 351 934

<table>
<thead>
<tr>
<th>Name &amp; Address of Public Agency</th>
<th>Department Use Only</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Bonney Lake</td>
<td></td>
</tr>
<tr>
<td>19306 Bonney Lake Blvd.</td>
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</tr>
<tr>
<td>Bonney Lake, WA  98391</td>
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<tr>
<td>UBI Number:  277000893</td>
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</table>

Notice is hereby given relative to the completion of contract or project described below:

**Project Name:** 2014 Chip Seal  
**Contract Number:**  
**Job Order Contracting:** ☐ Yes ☐ No

**Description of Work Done/Include Jobsite Address(es):**
Chip Sealed 52,968 square yards and fog sealed 20,931 square yards on various roads within the City of Bonney Lake and 6,773 square yards of parking lot.

**Federally funded road transportation project?** ☐ Yes ☐ No

**Contractor's Name:** Doolittle Construction LLC
**Telephone Number:** 253-455-1150

**Contractor Address:**
1900 118th Ave SE, Bellevue, WA 98005

**If Retainage is Bonded, List Surety's Name (or attach a copy):**

**Surety Agent's Address:**

**Date Contract Awarded:** 7/8/14  
**Date Work Commenced:** 8/11/14  
**Date Work Completed:** 9/5/14  
**Date Work Accepted:** council action scheduled-11/25/14

<table>
<thead>
<tr>
<th>Contract Amount</th>
<th>$ 167,017.68</th>
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<tbody>
<tr>
<td>Additions (+)</td>
<td>$</td>
</tr>
<tr>
<td>Reductions (-)</td>
<td>$</td>
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<tr>
<td><strong>Sub-Total</strong></td>
<td>$ 167,017.68</td>
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Liquidated Damages $  
Amount Disbursed $ 160,633.68

Amount Retained $ 8,350.88

Amount of Sales Tax Paid at 8.800%

$ 1,966.88

**TOTAL** $ 168,984.56

**NOTE: These two totals must be equal**

Please List all Subcontractors and Sub-tiers Below:

<table>
<thead>
<tr>
<th>Subcontractor's Name:</th>
<th>UBI Number: (Required)</th>
<th>Affidavit ID*</th>
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</thead>
</table>

Agenda Packet p. 78 of 102
Please List all Subcontractors and Sub-tiers Below:

<table>
<thead>
<tr>
<th>Subcontractor's Name:</th>
<th>UBI Number: (Required)</th>
<th>Affidavit ID*</th>
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</tbody>
</table>

Comments:

$144,666.78 of the contract paid is not subject to Taxes. (pursuant to WAC 458-20-171)

Contact Name: Triss Weber
Email Address: webert@ci.bonney-lake.wa.us
Title: Administrative Specialist IV
Phone Number: 253-447-4320

Agenda Packet p. 79 of 102
City of Bonney Lake, Washington

City Council Agenda Bill (AB)

Department/Staff Contact: PW / Charles Simpson
Meeting/Workshop Date: 25 November 2014
Agenda Bill Number: AB14-110

Agenda Item Type: Resolution
Ordinance/Resolution Number: 2398
Councilmember Sponsor: DONN LEWIS

Agenda Subject: 2014-2016 Fleet Maintenance Agreement


Administrative Recommendation: Recommend Approval

Background Summary: This contract provides the maintenance of vehicles as recommended by the original manufacturer, annual detailing of each vehicle, and repairs to vehicles as needed. This contract will service all City fleet equipment except construction equipment and currently includes: 28 Police Cruisers; 6 Administrative Sedans; 41 Pickups; two Senior Center Vans; and 15 other classes of vehicles. Completion of these maintenance actions will ensure that the City receives the maximum life from each vehicle. This contract shall be for a period of twenty five (25) months, December 2014 through December 2016. This contract may be renewed each January for two (2) one (1) year extenstions (2017-2018).

Attachments: Resolution 2398, Fleet Maintenance Agreement, Exhibits A-E

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>$135,000</td>
<td>$135,000</td>
<td>$135,000</td>
<td>$0</td>
</tr>
</tbody>
</table>

Budget Explanation: Budget amount is the projection of the 2015 budget line item dollars in Equipment Rental & Replacement is 501.000.048.548.60.48.01 Repair & Maintenance. Expenditures are subject to the amount of work performed by Korum for repairs.

COMMITTEE, BOARD & COMMISSION REVIEW

Council Committee Review: Community Development
Date: 4 November 2014
Approvals:
Chair/Councilmember
Donn Lewis
Councilmember
Dan Swatman
Councilmember
Katrina Minton-Davis

Forward to:
Consent Agenda: ☑ Yes ☐ No

Commission/Board Review:
Hearing Examiner Review:

COUNCIL ACTION

Workshop Date(s):
Meeting Date(s):
Public Hearing Date(s):
Tabled to Date:

APPROVALS

Director:
Dan Grigsby, P.E.
Mayor:
Neil Johnson, Jr.
Date Reviewed
by City Attorney:
(if applicable):

Agenda Packet p. 81 of 102
RESOLUTION NO. 2398

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING A FLEET MAINTENANCE AGREEMENT WITH KORUM FORD FOR THE 2014-2016 FLEET MAINTENANCE.

WHEREAS, the maintenance and repair charges for previous years cost $82,729 in 2012, $132,385 in 2013, and $110,883 in 2014 year to date; and,

WHEREAS, the City of Bonney Lake solicited Request for Proposals for the 2014-2016 Fleet Maintenance on August 19, 2014; and

WHEREAS, the City has received 6 (six) Request for Proposals for the 2014-2016 Fleet Maintenance and has selected to award Korum Ford in the amount of $135,000; and

WHEREAS, the budget for this Fleet Maintenance and Repair work is set at $135,000 for 2015 subject to review and approval by the City Council.

NOW THEREFORE, BE IT RESOLVED; that the City Council of the City of Bonney Lake, Washington, does hereby authorize the Mayor to sign the attached Fleet Maintenance Agreement with Korum Ford in the amount of $135,000.

PASSED by the City Council this 25th day of November, 2014.

__________________________
Neil Johnson Jr., Mayor

ATTEST:

__________________________
Harwood T. Edvalson, MMC
City Clerk

APPROVED AS TO FORM:

__________________________
Kathleen Haggard, City Attorney
October 27, 2014

City of Bonney Lake
P.O. Box 7380
9002 Main Street
Bonney Lake, WA 98391

RE: Fleet Maintenance Agreement
Between the City of Bonney Lake and Korum Ford-Lincoln

The purpose of this letter is to memorialize the working relationship (the “Agreement”) between the City of Bonney Lake (the “City”) and Korum Ford, Inc. (dba Korum Ford-Lincoln, herein after referred to as “Korum”).

In general terms, Korum will serve as a primary non-exclusive provider of vehicle maintenance and repair services to the vehicle fleet of the City. This Agreement is structured strictly as a “customer – service provider” relationship, and under no circumstances should be construed as an employment arrangement or an agency relationship. Furthermore, it is understood by the City that Korum is in the business of automotive retailing, repair, maintenance, and related services, and as such, Korum will be responsible for compliance with all applicable laws, manufacturer requirements, and other common business practices that are required within the normal and customary operation of its business.

Scope of Services: The general provisions and performance expectations of this Agreement are set forth in a “Scope of Services” and Operating Procedures” documents attached hereto as Exhibit A and Exhibit B, which are incorporated herein by reference.

Term: It is agreed upon that the base term of this Agreement shall be for a period of twenty-five (25) months, commencing on December 1, 2014 and ending December 31, 2016. However, the City shall have the right for any reason whatsoever to terminate this Agreement at any time upon a minimum of ten (10) days written notice to Korum. Korum shall have the right for any reason whatsoever to terminate this Agreement at any time upon a minimum of one-hundred and twenty (120) days written notice to the City.

Pricing of Services: Korum shall provide to the City set pricing for the specifically identified services or parts set forth in Exhibit C attached hereto, which incorporates a standard hourly “labor rate” of $80.00 per hour and a standard parts price of the “manufacturer’s suggested retail price minus 20.0%” for vehicle repair and maintenance services not specifically identified. The pricing shall remain consistent with Exhibit C throughout the entire term of this Agreement, unless otherwise mutually-agreed to in writing by both the City and Korum.

Other Provisions: The following provisions shall also apply to this Agreement.

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

Indemnification / Hold Harmless. Korum shall defend, indemnify and hold the City, its officers, officials, employees and volunteers harrless from any and all claims, injuries, damages, losses or
suits including attorney fees arising out of or resulting from the sole negligent acts, errors or omissions of Korum in performance of this Agreement. In the event of liability for damages arising out of bodily injury to persons or damages to property caused by or resulting from the concurrent negligence of Korum and the City, its officers, officials, employees, and volunteers, Korum’s liability hereunder shall be only to the extent of Korum’s negligence. It is further specifically and expressly understood that the indemnification provided herein constitutes Korum’s waiver of immunity under Industrial Insurance, Title 51 RCW, solely for the purposes of this indemnification. This waiver has been mutually negotiated by the parties. The provisions of this section shall survive the expiration or termination of this Agreement.

**Insurance.** Korum shall procure and maintain for the duration of the Agreement, all customary garage keepers insurance, and general liability insurance with limits of $1.0 million per occurrence and $2.0 million aggregate, which shall be primary and non-contributory, against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder by Korum, its agents, representatives, or employees.

**Subletting or Assigning.** Korum shall not sublet or assign any of the work covered by this Agreement without the express written consent of the City.

**Entire Agreement.** This Agreement represents the entire Agreement between the parties. No change, termination or attempted waiver of any of the provisions of the Agreement shall be binding on any party unless executed in writing by authorized representatives of each party.

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

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

Respectfully Submitted,

John A. Hall
President and Chief Operating Officer

Acknowledgement:

Accepted and agreed to, on behalf of the City of Bonney Lake, this ___ day of November 2014, by

Neil Johnson Jr., Mayor

Printed Name

Printed Title
GENERAL PROVISIONS

Korum shall perform general and preventative maintenance and common repair services on vehicles and equipment that include, but are not limited to, brakes, suspension, heat/air conditioning systems, electrical systems, engine, etc. The City’s preference is to have Korum perform all required services if possible. However, work may be sub-contracted. When sub-contractors are used, Korum shall remain primarily responsible for performance including but not limited to, billing, reporting, scheduling, delivery, work quality, and warranty.

Korum shall maintain the in-house ability to provide required preventative maintenance and repair services listed in Exhibit B, “Schedule A - Preventive Maintenance Schedule” for the fleet listed on Exhibit D. Any exceptions requiring the use of subcontractors must be noted on the applicable repair orders.

A. Preventative Maintenance
   The City’s vehicles are routinely driven in short distance; frequent start/stop; and long idle periods. The attached “Schedule A - Preventive Maintenance Schedule” outlines preventative maintenance requirements due to the use conditions. The average annual usage is normally around 10,000 miles for general purposes vehicles, and 15,000 miles for Police vehicles.

B. Repairs and Maintenance
   Provide service/repairs to all common mechanical and electrical systems as needed.

C. Transport of Vehicles for Service
   • City is responsible for transport (delivery and pickup) of vehicles for all preventative and scheduled services.
   • For non-scheduled emergency service, Korum shall provide courtesy transportation for customer to and from city facilities and other locations within city limits.
   • For vehicles not drivable, additional towing charge may be billed upon approval of authorized city staff.

D. Conditions on Required Services
   • 24-hour turn-around on common repairs (including brakes, etc.) and routine maintenance.
   • When a prior appointment has been made for routine maintenance, the turn-around time should be four (4) hours.
   • Provide a reasonable inventory of special parts to ensure minimum turn-around on non-common repairs.
   • Wash and vacuum Administrative Sedan vehicles after each service.
   • On request by the City, the vehicle or truck shall be detailed at a mutually-agreed price.

E. Repair Order Content and Procedure
   Korum shall provide repair orders for all services provided containing the following information:
   • Repair estimates with anticipated work to be performed, estimated completion time, and estimated cost, will be submitted to City for authorization by designated Assistant Public Works Director or designee is required prior to all repair orders.
Individual vehicle charges shall be submitted on separate repair orders for each service visit. The repair order must include:

- Date work performed
- Vehicle and/or license #, make/model
- Vehicle mileage at time of service/repair
- Date in / date out / time completed
- Detail type of service, hours, material used, and cost
- Subcontracted repair orders containing same information shall be attached to contractor repair order.

On request parts that have been replaced will be returned to City staff on pick up of vehicle.

Komm guarantees and warrants that all material furnished and all services performed under said contract will be free from defects in material and workmanship and will conform to the requirements of this contract for a minimum period of 120 days or 4,000 miles, whichever occurs first. Komm shall remedy all such defects at his/her own expense within one (1) working day after notification by the City.

Warranty and subcontracted repair orders need to be provided by Komm. Komm is considered the prime contractor; however, subcontractors may be used by Komm. Komm assumes responsibility for work of subcontractors. The charges for such services to the City shall be the amount of the subcontractor’s invoice for services performed, or the contract price, whichever is less.

F. **Hours of Operation**

Komm shall be available to service City vehicles during its customary business hours of 7:00am to 6:00pm Monday through Friday, and 7:00am to 4:30pm on Saturday (except for commonly observed holidays).
EXHIBIT B
OPERATING PROCEDURES

This exhibit sets forth the operating policy and procedures for servicing City vehicles and equipment. It discusses maintenance scheduling procedures, loaner procedures and invoicing requirements.

Korum is expected to provide prompt, courteous and competent service. Garage staff must be knowledgeable about service procedures, and initiate the service transaction within 30 minutes of City vehicle operator arrival and/or service call is placed. It is important that the service desk is staffed adequately to provide efficient customer service in a timely manner.

To assist Korum with the maintenance program, the City herewith provides:

1. Listing of covered vehicles (Exhibit D) by vehicle number, updated as necessary.
2. Repair orders and billing invoices must refer to the vehicles by their vehicle number.
3. City preventative maintenance schedule (Schedule A)
4. Designated staff contacts. (Exhibit E)

A. Safety Check

Korum shall perform a safety check in conjunction with all maintenance requirements listed within this Request for Proposal. These safety checks shall be performed every time a vehicle is brought in for service:

- **Tires** – Visually check condition and air pressure
- **Windshield Wipers and Washers** – Check condition of wiper arms and blades. Check aim and flow of washer spray. Fill washer reservoir with washer solvent.
- **Fluid Levels** – Check and replenish fluid levels in transmission, differential, steering sector or power steering pump, and master cylinder. Inspect all units for leakage and clogging.
- **Exhaust System** – Visually inspect complete exhaust system including catalytic converter and heat-shielding. Check for broken, damaged, missing, or poorly positioned parts. Inspect for open seams, holes, or any condition which could allow exhaust fumes to enter the vehicle.
- **Brakes** – Inspect all brake line hoses and master cylinder for signs of leaks or damage. Inspect front brake pads, rear brake linings, wheels cylinders, and parking brake cables and linkage. Report estimate of remaining life of pads and shoes.
- **Cooling System** – Visually inspect entire system for leaks, damage or others signs of needed repair.

B. Scheduling of Maintenance and Service Procedures

1. City has designated the Assistant Public Works Director as the Service Representative ("SR"). Although Korum will have contact with other City operations staff, the SR or his/her designee are the primary contact with the City.
2. Korum shall identify a single individual by name to serve as the responsible contact for daily communication with the City regarding vehicle scheduling and vehicle status update(s).
3. The SR will contact the designated representative of Korum between 8:00 a.m. and 5:00 p.m., weekdays to determine the status of vehicles and/or equipment being serviced. The Korum representative should provide accurate and timely information to the SR on vehicle status including but not limited to:

- What vehicles/equipment is ready by vehicle number.
- What vehicles/equipment is being serviced/require repair.
- Estimated completion of vehicles/equipment under repair.
- Description of repairs and costs.

4. The SR or his/her designee will coordinate with Korum for all scheduled work and unscheduled work.

5. For other services, the vehicle driver will deliver the vehicle to Korum, and provide a description of problem of the vehicle.
   a. Vehicle driver will deliver and assist in description of vehicle problem.
   b. Korum will shuttle driver back to work within 30 minutes.
   c. Korum to contact SR for estimates and obtain authorization to proceed. Korum must obtain SR written approval via fax or e-mail.

6. After the service is completed:
   a. Complete Vehicle Service Order ready for SR or designee to sign.
   b. Place service reminder label on the driver’s side windshield stating the next maintenance Mileage and Date for routine preventative maintenance.
   c. Wash the exterior and vacuum the interior of Administrative sedan vehicles only.
   d. Contact SR to inform them that the vehicle is ready to be picked up. If the SR is not available, leave a voicemail message.
   e. SR or designee will check work performed, sign off Service Order, and accept the keys from the Korum representative.

7. When repairs cannot be accomplished at Korum or a subcontractor facility, Korum must contact the SR for instructions. No repairs shall be made by non-authorized facilities without notification of the SR.

8. The City asks that Korum report to the SR any vehicle brought in for service or specific concern with problems caused by driver misuse.

9. Korum will not be responsible for loss and/or damage to City vehicles or articles left in the vehicles for any cause beyond Korum’s legal liability while the vehicles are under its custody.
C. **Preventive Maintenance**

City SR or designee will notify Korum to set up a specific date for vehicle(s) servicing.

The preventative maintenance services will be in accordance with the preventative maintenance schedule (Schedule A). Additionally:

1. If projected brake pad/shoe life is less than 1,500 miles, replace brake pads/shoes.
2. Tires will be checked and depth of tread will be indicated on work order. City will be responsible of tire replacement.
3. Turn-around time of 24 hours for routine common repairs and preventive maintenance is expected.
4. When a prior appointment has been made for routing maintenance, the turnaround time should be four (4) hours.

D. **Non-Preventative Maintenance Service and Emergencies**

1. Non-routine maintenance, other than emergencies, will be handled by appointment through the SR or designee. If a driver stops at the Korum facility Monday through Friday between 7:30 a.m. and 5:00 p.m. requesting service without prior notification to you from the City, call the SR/designee for instructions.

2. After Korum normal business hours, if a vehicle has a breakdown or is involved in an accident and must be towed, the driver will be instructed to have the vehicle towed to the Korum facility. The operator will then provide their own transportation. Korum may, therefore, encounter a disabled vehicle that has been towed to its facility during non-working hours. In such a situation, notify the SR for instructions.

3. There may be times when the SR calls early in the day with a specific set of instructions, and later in the day changes them; or, another staff member will call to change them if the SR is not available. The last set of instructions will prevail.

4. Turn-around time of 24 hours for non-preventative maintenance service is expected unless otherwise approved by SR.
## Schedule A: Preventive Maintenance Schedule

<table>
<thead>
<tr>
<th>Service</th>
<th>Service A 5000 miles</th>
<th>Service B 30000 miles</th>
<th>Service C 60000 miles</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Change Engine Oil</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>2</td>
<td>Change Engine Oil Filter</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>3</td>
<td>Check Air Filter Condition</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>4</td>
<td>Check and Adjust Drive Belts</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>5</td>
<td>Check Battery Electrolyte Level, Add Water As Needed; Clean And Tighten Terminals</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>6</td>
<td>Check Brake Fluid Level</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>7</td>
<td>Check Brake Pads, Shoes, Hoses</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>8</td>
<td>Check Breather Condition</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>9</td>
<td>Check Drive Tran Fluid Levels (Transmission, Transfer case, Differential)</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>10</td>
<td>Check Engine Compartment Fluid Levels, Add As Needed</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>11</td>
<td>Check Engine Cooling System, Hoses And Clamps</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>12</td>
<td>Check Exhaust System</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>13</td>
<td>Check Front And Rear Shocks For Wear and/or Leakage</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>14</td>
<td>Check Exterior &amp; Interior Lights And Other Electrical Items For Correct Operation</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>15</td>
<td>Check Power Steering Fluid Level</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>16</td>
<td>Check Tire Pressure And Condition</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>17</td>
<td>Check Windshield Wiper operation, Blades condition, Washer Solvent level, Fill as needed.</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>18</td>
<td>Lubricate Chassis/CV boots</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>19</td>
<td>Lubricate Steering Linkage</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>20</td>
<td>Check Front Brake Pads, Rotors And Calipers</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>21</td>
<td>Check Rear Brake Shoes, Drums And Wheel Cylinders</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>22</td>
<td>Rotate Tires (4 Way - Front To Rear)</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>23</td>
<td>Air Filter - Replace</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>24</td>
<td>Check Headlight Alignment</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>25</td>
<td>Check Parking Brake Operation</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>26</td>
<td>Lubricate Door Latches, Locks And Hinges</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>27</td>
<td>Electronic Engine Analysis - Check Spark Plug Wires, Distributor Cap And Rotor</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>28</td>
<td>Fuel Filter - Replace</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>29</td>
<td>For Diesel engines, check &amp; drain fuel/water separator</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>30</td>
<td>Spark Plugs - Replace</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>31</td>
<td>Transmission - Change Fluid, Filter, Gasket</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>32</td>
<td>Adjust Valve Clear and Where Applicable</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>33</td>
<td>Brakes - Replace brake fluid</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>34</td>
<td>Tire - Rotation</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>35</td>
<td>Breather - Replace</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>36</td>
<td>Differential fluid - Replace fluid</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>37</td>
<td>Drain And Fill Transfer Case (4X4)</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>38</td>
<td>Drive Belts - Replace</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>39</td>
<td>Hoses - Replace as needed</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>40</td>
<td>Check all Seat Belts</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>41</td>
<td>Brake - Repack wheel bearings, Replace seals</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>42</td>
<td>Check Air Condition System, Freon Level And Compressor Operation Where Applicable</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>43</td>
<td>Check And Adjust Timing And Idle Speed Where Applicable</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>44</td>
<td>Drain And Refill Front And Rear Axles (4X4)</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>45</td>
<td>Flush And Replace Coolant</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>46</td>
<td>Replace PCV Valve and Filter</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>47</td>
<td>Service Carburetor/ Flush Fuel Injection System</td>
<td>x</td>
<td>x</td>
</tr>
<tr>
<td>48</td>
<td>Shock absorbers - Replace</td>
<td>x</td>
<td>x</td>
</tr>
</tbody>
</table>
## EXHIBIT C

<table>
<thead>
<tr>
<th>Services and Costs</th>
<th>Passenger Vehicles &amp; Light Trucks-Gas</th>
<th>4x4 Trucks and Utility Veh-Diesel</th>
<th>Police Patrol Vehicles-Gas</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Labor Hr</td>
<td>Mat Cost</td>
<td>Labor Hr</td>
</tr>
<tr>
<td>Service A: 5000 miles Service</td>
<td>$18.00</td>
<td>$21.95</td>
<td>$22.00</td>
</tr>
<tr>
<td>Service A: 30000 miles Service</td>
<td>$390.00</td>
<td>$390.00</td>
<td>$490.00</td>
</tr>
<tr>
<td>Service A: 60000 miles Service</td>
<td>$710.00</td>
<td>$670.00</td>
<td>$810.00</td>
</tr>
</tbody>
</table>

### Cost of Hourly Labor Rate (Not for A,B,C)

<table>
<thead>
<tr>
<th></th>
<th>$80.00</th>
<th>$80.00</th>
<th>$80.00</th>
</tr>
</thead>
</table>

### Parts Sourcing Price Structure (Not for A,B,C)

- Jobber pricing discount: NA*
- Retail list discount: 20%
- OEM list price discount: 20%
- Replacement None Dealer Parts (Not in A,B,C): **

** - Cost plus 35%
<table>
<thead>
<tr>
<th>Year</th>
<th>Manufacture</th>
<th>Model</th>
<th>Asset ID</th>
</tr>
</thead>
<tbody>
<tr>
<td>2001</td>
<td>Ford</td>
<td>Taurus</td>
<td>RS137</td>
</tr>
<tr>
<td>2001</td>
<td>Ford</td>
<td>Taurus</td>
<td>RS143</td>
</tr>
<tr>
<td>2007</td>
<td>Ford</td>
<td>Escape</td>
<td>RS101</td>
</tr>
<tr>
<td>2010</td>
<td>Ford</td>
<td>Fusion</td>
<td>RS102</td>
</tr>
<tr>
<td>2014</td>
<td>Ford</td>
<td>Escape</td>
<td>RS136</td>
</tr>
<tr>
<td>2012</td>
<td>Chevrolet</td>
<td>Malibu</td>
<td>RS103</td>
</tr>
<tr>
<td>1999</td>
<td>Chevrolet</td>
<td>Astro Passenger Van</td>
<td>PD992</td>
</tr>
<tr>
<td>2006</td>
<td>Ford</td>
<td>E-150 Econoline Van</td>
<td>PD062</td>
</tr>
<tr>
<td>2007</td>
<td>Ford</td>
<td>E-150 Econoline Van</td>
<td>RS419</td>
</tr>
<tr>
<td>2013</td>
<td>Ford</td>
<td>E-350 Bucket Van</td>
<td>RS414</td>
</tr>
<tr>
<td>2000</td>
<td>Ford</td>
<td>E-450 Aerotech Eldorado Passenger Bus</td>
<td>RS125</td>
</tr>
<tr>
<td>2012</td>
<td>Ford</td>
<td>E-450 Econoline Diamond Couch Bus</td>
<td>RS126</td>
</tr>
</tbody>
</table>

**SEDANS**

<table>
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<tbody>
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**VANS/SPECIALITY**

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**PD SEDANS**

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### LIST OF CITY VEHICLES

<table>
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<tr>
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### TRUCKS

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### PD SUV + OTHER

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EXHIBIT E
CITY OF BONNEY LAKE STAFF CONTACTS

Charles Simpson – Assistant Public Works Director – Service Representative (SR)
253-447-4323  Email – simpsonc@ci.bonney-lake.wa.us

Christy McQuillen – Fleet Administrative Support
253-447-3101  Email – mcquillenc@ci.bonney-lake.wa.us

Al Young – Fleet Mechanic
253-261-5253  Email – younga@ci.bonney-lake.wa.us

Triss Weber – Administrative Specialist IV
253-447-4320  Email – webert@ci.bonney-lake.wa.us
### 2014 - 2016 Fleet Maint Contract

<table>
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<th>Hrly Rate</th>
<th>Part Price</th>
<th>Employee Certification</th>
<th>Number of Employees</th>
<th>Facility</th>
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<th>Completion of RFP</th>
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<td>$75.00</td>
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<td>Midas - Bonney Lake</td>
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### Evaluation

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<td>Mike Auto Clinic - Enumclaw</td>
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<tr>
<td>Car Clinic - Puyallup</td>
<td>25%</td>
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<tr>
<td>Riverside Ford - Sumner</td>
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<tr>
<td>Korum Ford - Puyallup</td>
<td>30%</td>
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<tr>
<td>Oil Can Henry's - Sumner</td>
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</table>
Department/Staff Contact: Fin / Cherie Gibson
Meeting/Workshop Date: 25 November 2014
Agenda Item Type: Public Hearing
Ordinance/Resolution Number: D14-142
Councilmember Sponsor:
Agenda Bill Number: AB14-142

Agenda Subject: Ad Valorem (Property Tax) Levy To Be Collected In 2015.

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 The Fiscal Year 2015 For The Purposes Set Forth Below.

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 2015 as provided in the City's budget; said property taxes will be adopted following a public hearing set for 11/04/14.

As illustrated in the attached Pierce County "Preliminary Tax Levy Limit" worksheet, the regular levy limit is $2,833,975.87, which 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 and re levy

The actual levy amount from the previous year was $2,734,943.64. The dollar amount of the increase over the actual levy amount from the previous year shall be $14,282.74, which is a percentage increase of 0.522232% from the previous year. This is a total regular levy of $2,749,226.38. 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 proeprty, any annexationss that have occurred and refunds made.

Key elements outlined in the 2014 proposed levy are: (a) the tax levy rate in 2014 per $1,000 of property value was $1.5316089 (rounded); the tax levy rate proposed for 2015 is $1.4289552 per $1,000 of property value. (b) The total City assessed value in 2014 was $1,777,220,232 and in 2015 $1,977,283,650, which is an increase of $200,063,418 or 11.26%. (c) The total tax levy collected in 2014 was $2,734,943.64. To derive the the proposed 2015 levy to be collected start with the previous year of $2,734,943.64, add new construction and improvements over the year = $76,223.53; add the allowed increase pursuant to RCW = $14,282.74; add the amount of re levy due to refunds = $8,525.96 and the net result for 2015 collection = $2,833,975.87.

Attachments: yes

Budget Explanation: Adopt Annual Ad Valorem tax to be collected in 2015.

Committee, Board & Commission Review:
Council Committee Review: Finance Committee
Date: 28 October 2014
Approvals: Chair/Councilmember
Deputy Mayor Swatman
Councilmember
Katrina Minton-Davis

No

Yes

N:\Administrative Services\City Clerk\2014 Agendas\Agenda Assembly\2014-11-25 Mtg\AB14-142\AB14-142 2015 Ad Valorem Tax Levy.doc
Version Oct. 2010
**Councilmember**
Donn Lewis

**Forward to:** 11/04/14 Workshop

**Consent Agenda:**
- Yes
- No

**Commission/Board Review:**

**Hearing Examiner Review:**

---

### COUNCIL ACTION

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<tr>
<td>Public Hearing Date(s):</td>
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### APPROVALS

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<th>Director:</th>
<th>Cherie Gibson</th>
</tr>
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<tbody>
<tr>
<td>Mayor:</td>
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**Date Reviewed by City Attorney:**
- Standard

*(if applicable):*
ORDINANCE NO. D14-142

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 2015 FOR THE PURPOSES SET FORTH BELOW.

WHEREAS, the City Council of the City of Bonney Lake is meeting and discussing the biennial budget for the fiscal years 2015 and 2016; and

WHEREAS, the City Council held a public hearing on November 4, 2014 to discuss the feasibility of an increase in property tax revenues for collection in year 2015; 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 $2,749,226.38, 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 $2,734,943.64; 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 2015 tax year. The dollar amount of the increase over the actual levy amount from the previous year shall be $14,282.74, which is a percentage increase of .52232% 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 2015, are hereby approved.

SECTION 3: A certified copy of this Ordinance and original Ad Valorem Levy Certification shall be transmitted on or before November 30th of the year preceding the year in which the levy amounts are to be collected 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 4th day of November, 2014.

______________________________________________________
Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

Kathleen Haggard, City Attorney
### PRELIMINARY TAX LEVY LIMIT 2014 FOR 2015

#### REGULAR TAX LEVY LIMIT:

<table>
<thead>
<tr>
<th>Description</th>
<th>2013</th>
<th>2014</th>
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<tr>
<td><strong>A. Highest regular tax which could have been lawfully levied beginning</strong></td>
<td></td>
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<tr>
<td>with the 1985 levy [refund levy not included] times limit factor</td>
<td>2,722,006.32</td>
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<td>(as defined in RCW 84.55.005).</td>
<td>2,749,226.38</td>
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</tr>
<tr>
<td><strong>B. Current year's assessed value of new construction, improvements and</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>wind turbines in original districts before annexation occurred times</td>
<td>49,556,710</td>
<td>1.538107114594</td>
</tr>
<tr>
<td>last year's levy rate (if an error occurred or an error correction was</td>
<td></td>
<td>76,223.53</td>
</tr>
<tr>
<td>make in the previous year, use the rate that would have been</td>
<td></td>
<td></td>
</tr>
<tr>
<td>levied had no error occurred).</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>C. Current year's state assessed property value in original district</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>if annexed less last year's state assessed property value. The remainder</td>
<td>23,011,887</td>
<td></td>
</tr>
<tr>
<td>to be multiplied by last year's regular levy rate (or the rate that should</td>
<td></td>
<td></td>
</tr>
<tr>
<td>have been levied).</td>
<td>23,011,887</td>
<td></td>
</tr>
<tr>
<td><strong>D. REGULAR PROPERTY TAX LIMIT (A + B + C)</strong></td>
<td>2,825,449.91</td>
<td></td>
</tr>
<tr>
<td><strong>ADDITIONAL LEVY LIMIT DUE TO ANNEXATIONS:</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>E. To find rate to be used in F, take the levy limit as shown in</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Line D above and divide it by the current assessed value of the</td>
<td>2,825,449.91</td>
<td></td>
</tr>
<tr>
<td>district, excluding the annexed area.</td>
<td>1,977,283,650</td>
<td></td>
</tr>
<tr>
<td><strong>F. Annexed area's current assessed value including new construction</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>and improvements times rate found in E above.</td>
<td>1.428955279849</td>
<td></td>
</tr>
<tr>
<td><strong>G. NEW LEVY LIMIT FOR ANNEXATION (D + F)</strong></td>
<td>2,825,449.91</td>
<td></td>
</tr>
</tbody>
</table>

#### LEVY FOR REFUNDS:

<table>
<thead>
<tr>
<th>Description</th>
<th>2013</th>
<th>2014</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>H. RCW 84.55.070 provides that the levy limit will not apply to the</strong></td>
<td>2,825,449.91</td>
<td></td>
</tr>
<tr>
<td>levy for taxes refunded or to be refunded pursuant to Chapters 84.68 or</td>
<td>8,525.96</td>
<td></td>
</tr>
<tr>
<td>84.69 RCW. (D or G + refund if any)</td>
<td>2,833,975.87</td>
<td></td>
</tr>
<tr>
<td><strong>I. TOTAL ALLOWABLE LEVY AS CONTROLLED BY THE LEVY LIMIT (D,G,OR H)</strong></td>
<td></td>
<td>2,833,975.87</td>
</tr>
<tr>
<td><strong>J. Amount of levy under statutory rate limitation.</strong></td>
<td>1,977,283,650</td>
<td></td>
</tr>
<tr>
<td><strong>K. LESSER OF I OR J</strong></td>
<td>1.600000000000</td>
<td></td>
</tr>
<tr>
<td></td>
<td>3,163,653.84</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2,833,975.87</td>
<td></td>
</tr>
</tbody>
</table>