

**CITY COUNCIL MEETING**

**November 26, 2002  
7:00 P.M.**

**MINUTES**

City of



*The City of Bonney Lake's Mission is to protect the community's livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.*

*"Where Dreams Can Soar"*

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**I. CALL TO ORDER**

A. Flag Salute

Mayor Young called the meeting to order at 7:04 p.m. and led those in attendance in the Flag Salute.

B. Roll Call (A1.3)

In attendance with Mayor Bob Young, Deputy Mayor Dan Swatman, Council Members Stephen Bricker, Phil DeLeo, Neil Johnson, Dave King, Maureen Palecek, and Jim Rackley.

Staff members attending were: Finance Director John Weidenfeller, Public Works Director Seth Boettcher, Planning & Community Development Director Bob Leedy, Police Lt. Mike Strozyk, City Attorney Jim Dionne, Senior Center Director JoAnne Barkley, Judge Jim Helbling and Deputy City Clerk Shawna Sant. Associate Planner Shannon Mayfield-Porter arrived after roll call.

C. Agenda Modifications, Announcements, Appointments and Presentations

1. Agenda Modifications (A3.6.6)

Mayor Young requested an executive session to discuss property acquisition.

Motion by Council Member Bricker, second by Deputy Mayor Swatman, to conduct an executive session this evening under Agenda Item X.

**Motion Carried Unanimously 7-0.**

2. Announcements - None (A3.6.9)

3. Appointments – None (A3.8.3)

4. Presentations – None (O3.2, O3.5.2)

**II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE  
(A3.6.12, F4.3, F3.6)**

A. Public Hearing (F3.6)

1. To receive citizen comments on fixing the Year 2003 budget.

Mayor Young opened the public hearing at 7:05 p.m., and asked for comments on the Year 2003 Budget. No one requested to speak.

Mayor Young closed the public hearing at 7:06 p.m.

B. Citizen Comments

Glen Dunbar, 6416-249 St Ct E, Graham

Mr. Dunbar said that he works for Murrey's Disposal and is one of the members on strike. He discussed the reasons for the strike including the working conditions at Murrey's Disposal. He asked the City to support the Union employees when Murrey's Disposal proposed a rate increase.

Matt Hagwood, 20624 Church Lake Drive

Mr. Hagwood expressed concern regarding the process for obtaining a building permit and discussed the difficulty he's had with the process.

After discussion, Mayor Young stated that he and Planning & Community Development Director Leedy would meet to decide on a solution to address the concerns of Mr. Hagwood.

C. Correspondence - None

**III. COUNCIL COMMITTEE REPORTS  
(A3.6.4)**

A. Finance Committee

Deputy Mayor Swatman stated the Finance Committee discussed the contract with Dionne & Rorick regarding Prosecuting Attorney services and the purchase of a Cannon Copier.

B. Community Development Committee

Councilmember Rackley said the Committee discussed the Final Plat for Naches Terrace and the Driftwood Drive Water main Completion by Fife Sand & Gravel.

C. Public Safety Committee

Councilmember Bricker noted the Public Safety Committee did not meet.

D. Other Reports

Councilmember DeLeo said that he attended the Rainier Communications Committee meeting. They discussed the AT&T/Comcast merger and stated that cable and communication rates will increase in January. HDTV and Dolby Digital 5.1 system is in place for Fife, Milton, Sumner, Lakewood, Puyallup and Edgewood, but not Bonney Lake.

Deputy Mayor Swatman said that the Lake Tapps Task Force met and discussed temperature concerns for the facility.

**IV. MINUTES (A3.6.2)**

A. October 29, 2002

Motion by Council Member King, second by Council Member Bricker, to adopt as presented.

**Motion Carried Unanimously 7-0**

B. November 5, 2002

Motion by Council Member Palecek, second by Deputy Mayor Swatman, to adopt as presented.

**Motion Carried Unanimously 7-0**

**V. VOUCHERS AND PAYROLL (F4.9)**

A. Vouchers

1. Claims:

Accounts payable checks #032728-032958. In the amount of \$388,174.57.

2. Payroll:

Payroll for November 1-November 15, 2002 for checks 20197-20254 including Direct Deposits and Electronic Transfers in the amount of \$255,256.19.

Motion by Councilmember Palecek, second by Deputy Mayor Swatman, to authorize claims and payroll as presented.

**Motion Carried Unanimously 7-0.**

**VI. UNFINISHED BUSINESS – None**

**VII. NEW BUSINESS**

A. Request the City Council approve the Final Plat for Naches Terrace PUD. (Discussed Community Development Committee 11/14/02) **[O3.7]**

Motion by Council Member Rackley, second by Council Member Palecek, to approve the Final Plat for Naches Terrace PUD as presented.

**Motion Carried Unanimously 7-0**

B. Request the City Council approve the Notice of Completion for the Driftwood Drive Water Main Project. **[PW 034 010 O4.10.2]**

Motion by Council Member Rackley, second by Council Member Palecek, to approve the Notice of Completion for the Driftwood Drive Water Main Project as presented.

**Motion Carried Unanimously 7-0**

### VIII. ORDINANCES

- A. Ordinance No. 963. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington annexing certain real property, identified as “Annexation Area 5,” to the City pursuant to Chapter 35A.14.015 RCW, effective on December 23, 2002. [O3.2.1]

Motion by Council Member Bricker, second by Council Member Rackley to adopt as presented.

**Motion Carried Unanimously 7-0**

- B. Ordinance No. 965. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington, applying a combination of the following zoning districts: low-density residential (R-1), commercial (C-2), and high density residential (R-3), to an area commonly referred to as “Annexation Area 5.” [O3.2.1]

Motion by Council Member Palecek, second by Council Member Rackley, to adopt as presented.

**Motion Carried Unanimously 7-0**

- C. Ordinance No. 966. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington, approving a text amendment to the City of Bonney Lake Comprehensive Plan Capital Facilities Element as part of the 2002 Annual Update Process. [O3.5.2]

Motion by Council Member Palecek, second by Council Member King, to adopt as presented.

**Motion Carried Unanimously 7-0**

- D. Ordinance No. 970. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington amending the City of Bonney Lake Comprehensive Plan land use designations map by approving an Urban Growth Boundary Amendment, commonly referred to as UGA1-214<sup>th</sup>, resulting from the 2002 Annual Update Process. [O3.5.2]

Motion by Council Member Bricker, second by Council Member Rackley, to adopt as presented.

**Motion Carried Unanimously 7-0**

- E. Ordinance No. 971. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington amending the City of Bonney Lake Comprehensive Plan land use designations map by approving an Urban Growth Boundary amendment,

commonly referred to as UGA2(A)-410NW, resulting from the 2002 Annual Update Process. [O3.5.2]

Motion by Council Member Rackley, second by Deputy Mayor Swatman, to adopt as presented.

**Motion Carried 6-1, Council Member DeLeo voting against**

- F. Ordinance No. 972. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington amending the City of Bonney Lake Comprehensive Plan land use designations map by approving an Urban Growth Boundary amendment, commonly referred to as UGA2(B)-410NE, resulting from the 2002 Annual Update Process. [O3.5.2]

Councilmember DeLeo noted that a few years ago the Council told residents of the 410 to 234<sup>th</sup> Area that they would not be annexed, and this Comprehensive Plan Amendment is the first step in the process of annexing. Because of this, Councilmember DeLeo will not support the Ordinance. Deputy Mayor Swatman commended Councilmember DeLeo on his consistency with his decision.

Motion by Council Member Johnson, second by Council Member Bricker, to adopt as presented.

**Motion Carried 6-1, Council Member DeLeo voting against**

- G. Ordinance No. 973. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington amending the City of Bonney Lake Comprehensive Plan land use designations map by approving an Urban Growth Boundary amendment, commonly referred to as UGA3-Falling Water, resulting from the 2002 Annual Update Process. [O3.5.2]

Motion by Councilmember Rackley, second by Councilmember Bricker, to adopt as presented.

Discussion was held regarding the benefits to the City of Bonney Lake. Deputy Mayor Swatman objects to the area being put into the Urban Growth Area. Councilmember King expressed concerns regarding the community septic system, protecting the City's water source, and the road that is funded by the developer and Pierce County. His concern is that there's no guarantee that Pierce County will build their portion of the road, as they are currently obligated to do. If this area becomes part of the City's Urban Growth Area, he believes that the City would become responsible for the road project. Councilmember King is also concerned about the amount of traffic that would be going through the residential area. Councilmember Rackley is concerned with protecting the City's water supply and feels that by bringing the Falling Waters area into the City, this would be one way to protect it.

Motion by Councilmember Rackley, second by Councilmember Bricker, to amend the zoning from R-2 to R-1.

Planning & Community Development Leedy passed out information regarding the

R-1 low density amendment. Deputy Mayor Swatman stated that the Growth Management Act indicates that a City should have as much growth as possible but he does not support that philosophy. Mayor Young called for a vote for amending the Ordinance from R-2 to R-1.

**Motion Carried Unanimously 7-0**

Deputy Mayor Swatman stated that the City's water supply issue is very important. He also stated that Bonney Lake doesn't have sewer capacity allocated for that area currently, which means that the City may have to buy more sewer capacity later. That would potentially cause the utility rates to increase and he doesn't want to see that happen. He emphasized that the City's resources are currently strained. Councilmember DeLeo also had concerns regarding the water supply and prefers that the area remain in Pierce County. Councilmember Palecek is concerned with the current road conditions and what the condition of the road would be later due to the amount of increased traffic. Councilmember Bricker said that this is just an Urban Growth Boundary amendment and that the development would be built to the City's standards, including street lights and sidewalks. He also stated that they would be on City sewer because of the agreement between the City and Pierce County and that if the development is in the City, there would be traffic impact fees collected.

Councilmember Bricker stated that he supports the agreement. Deputy Mayor Swatman indicated that he's seen no literature that says the development is in the required sewer service area. Deputy Mayor Swatman stated that the development is outside the area covered by the agreement with Pierce County and the only way for sewer to be provided is for the area to be annexed into the City of Bonney Lake. Councilmember Bricker said that he wants to protect the water supply and that is the reason he would like the development to be on sewer instead of having a number of septic systems near the City's water recharge area.

Councilmember King said that one of the goals of being a Councilmember is to look to the future and plan ahead. He feels that the Urban Growth Boundary amendment is a step towards annexation and that would mean the City would have to provide full City services, including Police services, and that the Sumner School District would have to build a school. Councilmember King doesn't see the costs of providing services as benefiting the City. Councilmember DeLeo said that there's more to protecting our water system than keeping septic systems out. The water recharge area needs to have water put back into it and that if the density of housing is allowed to increase, it would impact the amount of water being returned due to driveways, streets, sidewalks, etc. He believes by keeping the density low, the water recharge system would work more effectively. Councilmember Bricker said that only Phase I would be on a community septic system. Other phases are planned to have individual septic systems and that all new developments in Bonney Lake have recharge stormwater detention and percolation ponds.

Motion by Councilmember King, second by Councilmember Bricker, to table the Ordinance to a Council Workshop for further discussion.

Mayor Young indicated that there is only one workshop before the end of the year and that it may be cancelled. He asked Shannon Mayfield, Associate Planner, if the Ordinance had to be decided on this evening. Associate Planner Mayfield indicated that the applications have to be submitted to Pierce County on Monday, December 2, 2002. She indicated that they could be submitted as having been approved and then call Pierce County immediately if it isn't. Mayor Young addressed the Council and said that if they vote to table, it would be placed on the next workshop due to the time limits. Mayor Young called for a vote on the motion to table.

**Motion Failed 3-4, Deputy Mayor Swatman, Councilmembers DeLeo, Palecek and Johnson voting against.**

Mayor Young called for a vote by a show of hands to approve the Ordinance 973 (UGA 3 – Falling Waters) with amendments.

**Motion Failed 2-5, Deputy Mayor Swatman, Councilmembers King, Palecek, Johnson, and DeLeo voting against.**

- H. Ordinance No. 974. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington amending the City of Bonney Lake Comprehensive Plan land use designations map by approving an Urban Growth Boundary amendment, commonly referred to as UGA5-Fennel Corridor, resulting from the 2002 Annual Update Process. **[O3.5.2]**

Motion by Council Member Rackley, second by Council Member Bricker, to adopt as presented.

**Motion Carried Unanimously 7-0**

- I. Ordinance No. 975. An ordinance of the City Council of the City of Bonney Lake, Pierce County, Washington amending the City of Bonney Lake Comprehensive Plan land use designations map by approving an Urban Growth Boundary amendment, commonly referred to as UGA8-Sumner School District, resulting from the 2002 Annual Update Process. **[O3.5.2]**

A brief discussion was held regarding the advantages and disadvantages of approving an Urban Growth Boundary.

Motion by Council Member Bricker, second by Council Member Johnson, to adopt as presented.

**Motion Carried Unanimously 7-0**

## **IX. RESOLUTIONS**

- A. Resolution No. 1041. A resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, authorizing a contract with Fife Sand and Gravel for the disposal of contaminated material. **[O 4.4.1]**

A brief discussion was held regarding the reputation of Fife Sand & Gravel and their process for storage, transfer and disposal of waste. Public Works Director Boettcher noted the types of waste the City would be disposing of.

Motion by Council Member King, second by Council Member DeLeo to authorize as presented.

**Motion Carried Unanimously 7-0**

- B. Resolution No. 1045. A resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, authorizing the signing of a contract agreement between the City of Bonney Lake and Pierce County PSAP from January 1, 2003 through December 31, 2003. [O 1.10]

Motion by Deputy Mayor Swatman, second by Council Member DeLeo, to authorize as presented.

**Motion Carried Unanimously 7-0**

- C. Resolution No. 1046. A resolution of the City Council of The City of Bonney Lake, Pierce County, Washington, authorizing the signing of a contract amendment with Yakima County for housing of City of Bonney Lake prisoners from January 1, 2003 through December 31, 2003. [O 1.7]

Motion by Council Member Palecek, second by Council Member King, to authorize as presented.

**Motion Carried Unanimously 7-0**

**X. EXECUTIVE SESSION**

Mayor Young called for an Executive Session at 8:13 p.m. to discuss property acquisition for about 15 minutes. There was no Council action taken.

**XI. ADJOURNMENT**

Council meeting was reconvened at 8:23 p.m. and motion by Council Member Rackley, second by Deputy Mayor Swatman to adjourn.

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Bob Young, Mayor

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Shawna Sant, Deputy City Clerk