

COUNCIL WORKSHOP

September 3, 2002
5:30 p.m.

Minutes



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"

Call to Order

Mayor Young called the workshop to order at 5:34 p.m. In attendance with Mayor Young were: Deputy Mayor Swatman, Councilmember Bricker, Councilmember DeLeo, Councilmember Johnson, Councilmember Palecek, and Councilmember Rackley. Councilmember King was absent. Staff members attending were Police Chief Bryan Jeter, Finance Director John Weidenfeller, Planning & Community Development Director Bob Leedy, Public Works Director Seth Boettcher, City Attorney Jim Dionne, Labor Counsel Bruce Disend, and City Clerk Gayle Butcher.

Agenda Items

1. Executive Session to Discuss Labor Negotiations & Potential Litigation

At 5:35 p.m. Mayor Young announced an executive session to discuss labor negotiations and potential litigation. He estimated the discussion would be about 20 minutes. At 5:55 p.m. Mayor Young announced another 20 minutes would be needed. At 6:15 p.m. Clerk Butcher announced another 20 minutes would be needed. At 6:25 p.m. Labor Counsel Bruce Disend was excused. Mayor Young reconvened the meeting at 6:29 p.m.

2. Open Discussion

Councilmember King asked about the progress on the SEPA response to the fluoride mandate. Public Works Director Boettcher said he was attempting to locate a fish toxicologist and that he had been granted a one-week extension to respond. The department is evaluating other response alternatives in addition to environment concerns. Director Boettcher and RH2 are looking at the target population and whether topical fluoride treatment would be an effective treatment to tooth decay rather than mandating water that is treated with fluoride.

Councilmember King expressed support for alternatives since he did not believe there was enough justification from the Health Department to treat the water with fluoride. He supports Councilmember Bricker's concern that the Health Department did not justify a rampant epidemic of dental tooth decay and there was question regarding the target population statistics. Councilmember King supported a concept of the City of Bonney Lake financially supporting topical fluoride application treatments versus the type of investment the City would have to contribute to treating water with fluoride.

Planning and Community Development Director Leedy said the City needed to comment upon every conceivable adverse impact and not to miss the opportunity to respond.

Deputy Mayor Swatman asked Finance Director John Weidenfeller if he had a count for the number of phone calls that come in to the utility counter on garbage issues. Finance Director John Weidenfeller stated the utility desk was gathering data. Deputy Mayor Swatman

stressed the importance of this issue and that the City of Sumner lowered the garbage rates and turned the billings back to D. M. Disposal. Finance Director John Weidenfeller stated he understood and was also working on the 4% pass through with D. M. Disposal per the contract.

Councilmember Bricker said he would not be able to attend next week's Council meeting, and he would appreciate it if Council would excuse his absence.

Councilmember Bricker asked if the 193rd sinkhole would be paved soon and Public Works Director Boettcher responded with a yes.

Deputy Mayor Swatman said at the last workshop that an issue related to why an Accessory Dwelling Unit was required to pay for sewer/water hookups and asked Public Works Director Boettcher for a status report. Public Works Director Boettcher stated he was not prepared to answer this evening and would research the issue. Councilmember Bricker noted the Plumbing Code sets that each dwelling unit has to have "x" number of faucets for a meter and that's why there's a hook up fee. Deputy Mayor Swatman said the issue related to water, but not sewer.

A brief discussion was held related to signage of the City's website address and that of the Chamber of Commerce's signage.

Deputy Mayor Swatman referred to a citizen referring to a recall section of the Bonney Lake Municipal Code. City Attorney Jim Dionne explained that in most situations, the City Attorney would be defending the recall so the Code says the City will pay for that or the person would have to obtain their own counsel. City Attorney Dionne noted that any time a member of the Council or the Council as a group is sued, the City accepts defense of the matter, and to hold harmless from any damages.

Deputy Mayor Swatman distributed suggested amendments to Title 14 and asked that Council be prepared to discuss at the September 17th workshop.

Councilmember King complimented the visibility of the Police Department during the Labor Day Holiday.

At 7:00 p.m. Councilmember Palecek stated she needed to be excused from the meeting.

3. Draft Minutes: August 20, 2002, August 27, 2002

Councilmember Bricker clarified his statement regarding landscaping in the rights-of-way found on page 2 of the August 20, 2002 minutes. There were no corrections to the August 27, 2002 minutes.

Old Business

1. Skateboard Park Discussion relating to Donations (from 8/6/02 Workshop)

Councilmember DeLeo stated that he needed to discuss a donation with Myers Sand and Gravel and explained why the Corliss donation would not be forthcoming.

2. Discuss continued public hearing date regarding traffic impact fees (from 7/9/02)

Public Works Director Boettcher explained that the traffic impact fees are tied in with the Capital Improvement Plan, and that the public hearing would be part of the November budget hearings.

Mayor Young called for a 5-minute recess at 7:04 p.m. Mayor Young reconvened the workshop at 7:15 p.m.

3. Sign Code (from 8/27/02) (Director Leedy)

Deputy Mayor Swatman said there were a lot of signs in the City's rights of way and asked that the Code Enforcement Officer investigate. Councilmember King concurred that Council needed to see the City's plan relatively soon. Councilmember Bricker noted the Code Enforcement Officer had serious enforcement issues and wondered if temporary staffing to abate signs was an option. Director Leedy said staff is working on options. Councilmember King noted there might not be such an active discussion on merchant signs if it were not for the massive amount of political signs that are in violation of City Code. Deputy Mayor Swatman noted it is difficult to regulate political signs because of a Court ruling, but questioned how the City could regulate political sign sizes. City Attorney Dionne responded by saying, "time, place and manner," and that the City could regulate certain size regulations. He further noted the City could amend the code requiring signs to be 5 feet or 10 feet apart. He cautioned that more stringent amendments could ultimately be decided through a court case. Councilmember King asked when a report would be available and Planning and Community Development Director Leedy said it would be available at the next workshop. City Attorney Dionne suggested that he and one of the Councilmembers take a drive through the city one day to see what's out there so that the code amendments might be written for what is seen.

New Business

1. Discuss ADU Amendment Language (Councilmember DeLeo)

Councilmember DeLeo noted the proposed Accessory Dwelling Unit language would be on the next workshop. He said Mr. Decker, II was here this evening and would like to address the Council. Council consensus was that it was okay for Mr. Decker, II to address the Council regarding his ADU. Mr. Decker, II approached the Council workshop table and began directing his comments to Mayor Young regarding Mr. Decker's inability to set a meeting with Mayor Young. Council immediately told Mr. Decker, II that he was out of order and directed him to sit down.

2. Discuss Amendments (if any) to Council Rules of Procedure

Mayor Young asked if there were any amendments to the Council Policies and Procedures. A brief discussion ensued. Deputy Mayor Swatman suggested possibly rearranging the agenda so that all items were arranged according to committee. Councilmember King suggested that when an item requires review of two committees, it might be prudent for the item to just go to workshop. The Committee Chairs concurred they do that. Councilmember Bricker requested clarification on Policy 6.3, relating to setting the agenda; specifically that it doesn't state the Mayor or Deputy Mayor could take issues off the agenda. Deputy Mayor Swatman noted the policies do state Mayor and Deputy review all items for the agenda. He also noted in the past, Council made an absolute determination that the Deputy Mayor

determined the agenda, but the majority of the Council can choose to act on any issue, over the objection of anyone. Councilmember King confirmed that a majority of Council could place an item on the agenda, through an agenda modification process. Mayor Young noted he pulled only a few items from the agenda, and only because of the size of the agenda. Councilmember Rackley said he was concerned about items staying in committee because of a 2-1 vote. Deputy Mayor Swatman explained the options available to move items forward. Finance Director John Weidenfeller asked for Council's consideration for a consent agenda process to expedite routine processes. Deputy Mayor Swatman noted the consent agenda process shortchanges the ability of the Council and Councilmember DeLeo said the City had tried the process in the past and that there was abuse of the consent agenda. Councilmember King stated he preferred the "hands-on" agenda approach and that he knew the past consent agenda trial had been contentious. Councilmember Rackley did not believe the City was large enough for a consent agenda process. Consensus of the Council was that no amendments would be brought forward at this time.

3. Senior Accountant Salary (from 8/27/02 Finance Committee)

Finance Director John Weidenfeller explained the hiring process and that Dave Papandrew was the best-qualified candidate. He also was familiar with the City's accounting system since he has served as an auditor and provided accounting services to the City in preparing the financial statements and other accounting services. Director Weidenfeller reviewed the \$7,000 per month salary requirements to hire Mr. Papandrew.

Deputy Mayor Swatman noted that the salary was within the AWC salary scale and that Mr. Papandrew knew the salary range when he applied for the position. Council discussed continuing to advertise for another week before making a decision.

Finance Director John Weidenfeller pointed out that the salary range Mr. Papandrew is seeking matches the financial analyst position for the City of Puyallup. He noted the duties for the City of Puyallup are the same as for the City of Bonney Lake and asked if he could re-advertise at a higher range. Council was not in favor of the proposal and Councilmember Rackley noted the City of Puyallup is a city of 40,000 + in population. Councilmember Rackley also pointed out Mr. Papandrew was also still under contract with the city.

Councilmember King pointed out that the city strategically needed this type of position and suggested that maybe it Council should consider the extra \$15,000 per year with benefits. Councilmember Johnson agreed the City needed the position but believed the position should stay within the budget, especially since it was so similar in duties to the finance director position.

4. Ordinance No. 928, Credit Cards

Councilmember DeLeo asked why the City needed this ordinance. Finance Director John Weidenfeller stated the City has only one credit card with a credit limit of \$1,000 and that it was not adequate. He noted when 2 employees are out of town at the same time, the credit limitation comes quickly. Councilmember DeLeo questioned whether \$7,500 was a reasonable credit card limit. Councilmember Rackley explained his company's credit card policy and types of supervisory credit lines. He said it saves his company the time it takes to process purchase orders. Councilmember DeLeo stated he could see benefits for an international company, but questioned whether such credit card purchasing for local government was appropriate. Finance Director John Weidenfeller said it was a very

restrictive policy and that the credit cards are kept in the Finance Department's safe. Deputy Mayor Swatman, Councilmember Johnson and Councilmember Bricker spoke in favor of utilizing credit cards for purchases. Mayor Young checked with each Councilmember whether the ordinance should move forward. Councilmember DeLeo was the dissenting vote for moving the ordinance forward.

5. Ordinance 959, Storm Water Rates

Public Works Director Boettcher explained the Street Department does a lot of storm water work and that by increasing the storm water rates, the shortfall in the Street Fund could be resolved. Public Works Director Boettcher explained the variety of storm water duties that are done, and that there are limitations to correct the shortfall in the Street Fund. He pointed out that with greater development, there is more storm water runoff, thus creating more services provided by the Street Fund.

Council discussed the current fees charged to residents. It was noted that storm water rates had been increased for commercial businesses. Consensus of the Council was to oppose the proposed increase. Public Works Director Boettcher said that Department of Ecology requirements are forthcoming and Councilmember King responded that the City would need to deal with it at that time.

There being no further business to come before the Council, Mayor Young adjourned the meeting at 8:36 p.m.

Bob Young, Mayor

Gayle Butcher, City Clerk