I. CALL TO ORDER - Mayor Young called the meeting to order at 7:03 p.m.

A. Flag Salute - Mayor Young led the Pledge of Allegiance.

B. Roll Call [A1.3] – Pro Tem City Clerk Edvalson called the role.

Attending were Mayor Bob Young and Deputy Mayor Dan Swatman, Councilmember Stephen Bricker, Councilmember Phil DeLeo, Councilmember Neil Johnson, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember James Rackley. Councilmember Neil Johnson arrived at approximately 7:10 p.m.

Staff present were Administrative Services Coordinator Tom Reber, Finance Director John Weidenfeller, Public Works Director Seth Boettcher, Planning & Community Development Director Bob Leedy, Police Chief Bryan Jeter, City Engineer John Woodcock, City Attorney Jim Dionne and Pro Tem City Clerk Harwood Edvalson. Arriving late was Judge Jim Helbling.

C. Announcements and Appointments and Presentations [A3.6.9]

1. Announcements

   Mayor Young announced that the EDEN Financial System was up and operational. Finance Director Weidenfeller thanked the Council for their support and noted that $396,000 had been budgeted for this software package.

   Planning and Community Development Director Leedy announced the Open House at the City Hall Annex for Thursday afternoon from 3 – 5 p.m. He said the public was invited as well as direct invitation extended to many in the local development and business community.

   Deputy Mayor Swatman asked about the Lake Bonney Roadway and 74th Improvement meeting. Public Works Director Boettcher said a public meeting would be held on Wednesday evening from 5:30 – 7 p.m. to review the schedule and discuss the project.

2. Appointments – None.
3. Presentations – None.


II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:
[A3.6.11, A3.6.12, A3.6.4, A3.6.5]

A. Public Hearings


Mayor Young opened the public hearing at 7:07 p.m. Finance Director Weidenfeller said the clean-up work on this ordinance was a collaborative effort between Director Leedy, the Finance Committee and himself. He added that the purpose of the public hearing was to notify the public that business license fees would be raised. Councilmember Rackley added that business license fees had not increased in over five years.

Mayor Young noted that there was no one signed-up to address the Council during the public hearing. He invited anyone in the audience interested in addressing the Council on this topic to come forward. No one came forward. Mayor Young closed the public hearing at 7:09 p.m.


Mayor Young opened the public hearing at 7:10 p.m. Public Works Director Boettcher said that the plan was broken into categories. He said the projects were proposed to be funded by a mix of revenue sources. He added that there were more projects listed than could possibly be done, and that successful grant funding would determine the City’s ability to pursue many of the projects.

Councilmember Rackley asked if it would be appropriate to include sidewalk improvements as part of the Transportation Improvement Plan (TIP). He said that a sidewalk plan should be included in the TIP. Director Boettcher said that a study for
a pedestrian pathway along the SR410 corridor was included in the plan. Councilmember King noted that several of the proposed arterial projects included sidewalk improvements. Deputy Mayor Swatman added that many of the less involved projects in the City would not normally include sidewalk improvements. Director Boettcher clarified by saying that if a project is funded solely through local funds, the project would not normally include sidewalks.

Mayor Young, again, noted that there was no one signed-up to speak at the public hearing. He invited the participation of audience members in the hearing.

Dan Decker, 2041 70th St. E., said he would like to see more money for street directional and regulatory signs included in the plan. He mentioned speed signs for the speed bump on Church Lake Rd. E. and where it intersects with the Old Sumner Buckley Highway.

There being no further public comment. Mayor Young closed the hearing at 7:18 p.m.

B. Citizen Comments [A3.6.4]

Dan Decker, 2041 70th St. E., said that he had previously mentioned asbestos. He said someone should be dismissed over this incident. He urged the City Council to strongly investigate this situation. He said if and when a class action lawsuit was filed, it would be the jury that determined the bottom-line. Mr. Decker announced his plans to pursue 15-20 initiatives during the next six months.

Louisa Smith, 20112 Church Lake Rd. E., said she and others were working to help Jack Kobelin’s wife and daughter to attend the skate park dedication in August. She said she would be glad to coordinate donations to assist this family. Ms. Smith also asked for an update on the revenue impacts of Wal-Mart to the City, and if those revenues were providing assistance to the street improvement program. She recommended an informational speed sign be placed at the speed bump on Church Lake Rd. E. In conclusion, she recommended a speed bump like that on Church Lake Rd. be installed on 71st St. E.

Brian Brandt, 20415 S. Prairie Road, said he is the manager of the WSU Demonstration Forest and wanted to invite a more formal dialogue around a partnership for services on the property. He invited the City Council to visit the Forest on June 28 at 9:00 a.m. for a tour of the property.

Councilmember DeLeo asked about the possibility of multiple ball fields on the property. Mr. Brandt said he had contemplated one multi-use field that would also double as open space for group gatherings from the Challenge Ropes Course. He said that anything greater would require detailed discussions and probable participation by Weyerhaeuser because of deed restrictions on the property. He also mentioned the potential for development of a non-motorized motocross bike trail program on the property.
Deputy Mayor Swatman asked about the potential for transfer of this property from the University back to Weyerhaeuser. Mr. Brandt said the University was evaluating all of its holdings, and had given assurance that before disposing of a property, the University would solicit public input. Councilmember DeLeo said that he had mentioned the potential for community service in the Demonstration Forest to the Sumner-Bonney Lake Diversion Council. Mr. Brandt said that they had worked in the past with the juvenile courts to provide opportunities for community service, and would be willing to do so in the future as well.

C. Correspondence – None.

EXECUTIVE SESSION:

At 7:35 p.m. and pursuant to RCW 42.30.110(c), the City Council held an executive session for the purpose of discussing the sale of real estate. Mayor Young announced the session would last 10 minutes. At 7:45 p.m., he announced a five minute extension.

At 7:50 p.m., the City Council took a five minute recess.

III. COUNCIL COMMITTEE REPORTS:

(A3.6.4)

A. Finance Committee
Deputy Mayor Swatman said that the Committee met earlier in the day and discussed Ordinance 990 that was on for public hearing, and will remain in committee for further work. He said the Committee also discussed the proposed purchase of the Eden project accounting module as recommended in the Pittis Report. The Committee suggested that the Council hold a special meeting to discuss the Pittis Report only. Deputy Mayor Swatman said that the Finance Committee had also reviewed and sent on to the next Council meeting a proposed maintenance agreement with Copiers Northwest for the City’s photocopiers. He concluded by saying that the Mayor had distributed some proposed changes to some of the City’s positions, e.g., city clerk, HR generalist, and others.

B. Community Development Committee
Councilmember Rackley reported that the Committee had discussed Resolution 1126 on the agenda this evening. He noted that there had been only one bid, however, the Committee recommended award of the bid.

C. Public Safety Committee
Councilmember Bricker said that the Committee had not held its optional second meeting of the month.
D. **Other Reports**

Mayor Young reported that the City had just received the report from Washington State Labor and Industries (L&I) on the Citation and Notice on the asbestos issue. He said the City Staff had not had time to thoroughly review the report, but that all of the items listed in the report had already been or soon would be completed. He added that there was an evaluation being made to consider an appeal of the decision. He concluded by saying his assessment was that no one was injured. There were just some procedural things they hadn’t taken care of.

Councilmember Rackley asked if the City would try and negotiate or appeal the decision before paying the $4,100 fine. Administrative Services Coordinator Reber said that his experience was that one generally pays the fine and then appeals. If the appeal is granted then there would be a refund to the City. Mayor Young reported that the Public Works Department felt that the fine was low and was an indication that consideration was given to the Department’s efforts to handle things properly. Councilmember Bricker asked that the administration investigate the penalties associated with not paying the fine while the City appeals. He suggested that L&I would have no reason to negotiate once they had the money.

Councilmember DeLeo mentioned that he had learned of a free conference in Portland dealing with the topic of “brownfields”. He encouraged Council attendance believing that there may be some properties in the City that might qualify for federal dollars to clean them up and make them commercially viable.

IV. **MINUTES** (A3.6.2) – None.

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

A. **Vouchers**

1. **Claims:**
   Accounts payable checks #034545 thru 034679 in the amount of $501,173.19.

2. **Payroll:**
   Payroll for June 1-15, 2003 for checks 21071-21121 including Direct Deposits and Electronic Transfers in the amount of: $216,538.82.

   Councilmember Rackley moved the approval of claims and payroll. Deputy Mayor Swatman seconded the motion.
Mayor Young asked for a motion from the City Council to approve the pre-write of a check for $2,181.72 to Tek Services for the mailing of a water quality report. He explained that the mailing deadline was such that it occurred before the approval could go through the normal process.

**Councilmember Rackley moved to approve payment of a check in the amount of $2,181.72 to Tek Services. Deputy Mayor Swatman seconded the motion.**

Director Boettcher said that the consumer confidence report needed to be mailed by July 4. Councilmember Bricker asked why this item was not scheduled properly to go through the normal process. Mayor Young said the staff had been delayed in their work due to the move in office locations and that the mailing of this report had slipped through the cracks. Councilmember Johnson added that the mailing business was such that one often did not know the exact cost for postage until the item had been completely prepared for mailing, necessitating a last minute payment. Deputy Mayor Swatman noted that with the future change in the utility bills to a full-size format, the utility bill might be used as the vehicle to deliver reports similar to the consumer confidence report.

**Motion approved 7 – 0.**

VI. **FINANCE COMMITTEE ISSUES** – None.

VII. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES**

A. **AB03-163 – Resolution 1126** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Award Of The Victor Falls Protection Project To Lakeridge Paving Company. [A3.13.2.2]

**Councilmember Johnson moved to adopt Resolution 1126. Councilmember Bricker seconded the motion.**

Councilmember King asked why the bid would be 22% higher than the engineer’s estimate, not including contingency. Director Boettcher said that the summer bid climate was poor. He said that 7 contractors had been solicited through the small works roster process, but that only one had responded. Deputy Mayor Swatman said that he had been shown figures suggesting that some of the bid amounts were particularly high. Councilmember Noble also expressed concern with some of the unit costs used in the bid. She reported that her personal investigation revealed that some of the materials could be obtained at a much lower cost. Councilmember Bricker offered several reasons why the
bid amounts may be different than a private individual may be able to obtain. Although concern was expressed for the higher than anticipated cost, Councilmembers Johnson, Rackley, Bricker, DeLeo and King felt that the protection project was important and should proceed.

**Motion approved 7 – 0.**

**B. AB03-164 – Resolution 1127** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Fuel Tax Grant Distribution Agreement With The Washington State Transportation Improvement Board For The Locust/Sumner Buckley Hwy. Intersection Improvements Project (TIB Project 8-1-136(003)-1). [O4.9.2]

Councilmember Rackley moved the adoption of Resolution 1127. Councilmember Johnson seconded the motion.

**Motion approved 7 – 0.**

**C. AB03-165 – Resolution 1128** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Ratifying The Public Works Declaration Of The Emergency Due To The Damage To A Section Of Water Main In The Gas Line Right-Of-Way Near Tacoma Point And Ratify The Agreement With Tucci To Construct A Permanent Bypass Water Main Avoiding The Gas Line. [A1.22.5] [O4.10.2]

Councilmember Rackley moved the adoption of Resolution 1128. Councilmember Johnson seconded the motion.

Councilmember King asked about the cause of damage. Director Boettcher said that a construction crew had damaged the City’s water line within the William’s Gas Line right-of-way. He said the damage was extensive and beyond a simple repair. He added that the gas company refused to allow the City to have the line repaired at that time. This created a situation where fire-flow to the north end of the City was jeopardized. The needed solution was the immediate installation of a water main bypass, the work done by Tucci.

**Motion approved 7 – 0.**

**VIII. PUBLIC SAFETY COMMITTEE ISSUES:**

**A. AB03-141 – Resolution 1108** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With The Pierce County District Court Probation For Contract Option For Alternative Programs. [A3.16.5]
Councilmember Bricker moved to adopt Resolution 1108. Councilmember DeLeo seconded the motion.

Councilmember Bricker asked Judge Helbling to remember that the day-reporting element of the agreement was not acceptable to the Council. Court Clerk Seymour responded that the language for day-reporting had been stricken from the agreement.

Motion approved 7 – 0.

IX. FULL COUNCIL ISSUES – None.

X. EXECUTIVE SESSION – Pursuant to RCW 42.30.140.(4)(a) the City Council held an executive session to discuss collective bargaining. Mayor Young announced a forty-five minute session.

At the conclusion of the executive session, Councilmember Bricker moved to contract with the City of Puyallup for dispatch services, full-time if necessary, on an as needed basis for up to 90-days. Councilmember Rackley seconded the motion.

Motion approved 7 – 0.

Councilmember DeLeo reported that Louisa Smith had desired to convey to the Council that their thoughts of appeal to L&I would probably not be very successful, because the appeal was generally heard by one individual whose mind was already made up.

XI. ADJOURNMENT

At 9:00 p.m., Councilmember Bricker moved to adjourn the Council meeting. Councilmember Johnson seconded the motion.

Motion approved 7 – 0.