

CITY COUNCIL MEETING

**August 26, 2003
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"

I. CALL TO ORDER - Mayor Young called the meeting to order at 7:02 p.m.

- A. Flag Salute - Mayor Young led the Pledge of Allegiance.
- B. Roll Call [A1.3] - Pro Tem City Clerk Edvalson called the roll.

Attending were Mayor Bob Young and Deputy Mayor Dan Swatman, Councilmember Neil Johnson, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember James Rackley. Councilmember Phil DeLeo was absent.

Staff present were Administrative Services Coordinator Tom Reber, Public Works Director Seth Boettcher, Planning & Community Development Director Bob Leedy, Police Lieutenant Mike Strozyk, Judge Jim Helbling, City Attorney Jim Dionne and Pro Tem City Clerk Harwood Edvalson.

Councilmember King moved to excuse Councilmember DeLeo who was away on business in Montana. Councilmember Noble seconded the motion.

Motion approved 5 – 0.

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

- 1. Announcements:
- 2. Appointments:
- 3. Presentations:

D. Agenda Modifications [A3.6.6]

Noting that the City Attorney had to leave the meeting at 8:00 p.m., Mayor Young asked for the Council to consider the following agenda modifications:

I. CALL TO ORDER

- E. Executive Session – Pursuant to RCW 42.30.140(4)(a) – The City Council will hold an executive session to consider collective bargaining positions.

VI. FINANCE COMMITTEE ISSUES:

A. AB03-218 – Resolution 1163 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Signing Of A Memorandum Of Understanding With The Washington State Traffic Safety Commission For The Reimbursement Of Overtime Associated With Click It Or Ticket Enforcement Campaign.

**Councilmember King moved to accept the agenda modifications as proposed.
Councilmember Rackley seconded the motion.**

Motion approved 5 – 0.

E. Executive Session.

Mayor Young announced the City Council would hold an executive session for approximately 15 minutes to discuss labor negotiations.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

[A3.6.11, A3.6.12, A3.6.4, 3.6.5]

A. Public Hearings – None.Citizen Comments [A3.6.4]

Don Sangesand, 5616 195th PL E., said that although he was still upset about the City's water situation and the Ball Park Well, most of his questions had been answered. He said he was concerned when it seemed no one was assigned to pursue the issue at the last meeting. He said the water quality was improving, but he was still angry. He admonished the Council not to forget about the problem. He also advised the City not to build another water tank, unless it would benefit the citizens of the City.

Deputy Mayor Swatman thanked Mr. Sangesand for helping to bring this issue to the forefront and ultimately reducing the run time of the Ball Park Well. Public Works Director Boettcher added that the well had been off for almost a week and probably would remain off except for 2 days in September as the result of some scheduled construction. Deputy Mayor Swatman asked about the testing of Ball Park Well #2. Director Boettcher said the test would last a minimum of 48 hours. He said signs had been made to warn those along the drainage that the test would occur.

Phyllis Hofer, a temporary resident of Prairie Ridge, spoke about the need for community theatre. She said that she has had significant experience in operating community theatre and would like to help the City establish a group. She distributed an information paper and explained that the Council would be surprised at how little monetary support would be required. She said that she had also seen community theatre improve the lives of

children, giving them a creative outlet.

Councilmember Noble thanked Ms. Hofer for her interest and presentation. She said she would look closely at the material provided and welcomed Ms. Hofer's contact. Councilmember Johnson asked about Ms. Hofer's reference to Prairie Ridge, and whether that had provided a location. She said that she and Councilmember DeLeo had discussed it previously. She said he had been interested in supporting community theatre, but had said he currently had to put all his extra time into the skate park.

Louisa Smith, 20112 Church Lake Road E, said that Ms. Kobelin had been in the hospital and not able to attend the Skate Park dedication. She said that Ms. Kobelin had still expressed an interest in visiting the park sometime during the coming year. Ms. Smith said the monument was classy, and the dedication well received. She added that she thought Bonney Lake Days a totally wonderful event.

Dan Decker, 20401 70th St. E., said he had submitted a request to disclose a public record on August 13th. He said the request was to inspect one of the City's vehicles. He said he received a letter on August 20th from the City, which he read. He said he disagreed with the City's position, in that there are over 50 different areas of a vehicle that had writings of either words or numbers. He said he wanted to review those writings on a weekly to bi-weekly basis. He asked the Council to direct the Mayor to allow him to inspect the vehicle anytime he wished. He added that on August 22nd he sent another request to the Mayor and expected a response by the 29th. He said he prayed the Council would direct the Mayor and staff to make the vehicle available to him as it does have writings on it.

Mr. Decker also said on or about August 12th he asked the Mayor of Bonney Lake some questions concerning statements made through the City website. He said that Mayor Young promised response in writing, and that 14 days have passed with out a response. He said the information asked was of public record and available to the Mayor. Mayor Young asked Mr. Decker if he had not requested the questions be put in writing so that he could respond to them. Mr. Decker said he was not sure what the Mayor asked last time they spoke, but that he was sure the questions asked were a matter of public record available to the Mayor for review.

Councilmember King asked if Mr. Decker had stated he wished to inspect a City vehicle at the time, place and frequency of his choosing. Mr. Decker replied that the time and place would be at the choosing of the City. He said he is asking for inspection on Fridays and Mondays each week during normal business hours for the next several weeks and for six months after that.

B. Correspondence – None.

III. COUNCIL COMMITTEE REPORTS:

(A3.6.4)

A. Finance Committee

Deputy Mayor Swatman reported on the Committee's earlier meeting. He said they discussed the following issues:

1. Resolution 1146 designating the Senior Center as an Emergency Red Cross Shelter. He said it would be brought forward for Council's approval.
2. Resolution 1162 – awarding a personal services agreement for warrant entry, which is needed with the current dispatching situation.
3. A discussion on T-1 connectivity and telephones. He said that Information Technology Coordinator McEwen had done an excellent job at saving the City money on their internet and telephone connections.
4. Resolution 1161 – regarding a folding machine. He said the item had been pulled for further study by Staff.

B. Community Development Committee

Councilmember Rackley said the Committee did not meet.

C. Public Safety Committee

Councilmember King reported that the Public Safety Committee had rescheduled their regular meeting due to the holiday. The meeting would be held on September 3rd.

D. Other Reports – None.

IV. MINUTES (A3.6.2) -

- A. Approval of Corrected Minutes: July 15 Council Workshop, July 29 Special Council/Planning Commission Meeting and August 5, 2003 Council Workshop.

Councilmember Rackley moved to approve the minutes as a whole. Councilmember Johnson seconded the motion.

Motion approved 5 – 0.

V. VOUCHERS AND PAYROLL: (F4.9)

A. Vouchers:

1. Claims:
Accounts payable checks/voucher #8584, 8706 and 35041 thru 35140 in the amount of \$ 704,631.45.
2. Payroll:

Payroll for August 1st -15th for checks 21315-21372 including Direct Deposits and Electronic Transfers in the amount of \$220,275.95.

Councilmember Rackley moved the approval of claims and payroll as read. Councilmember Johnson seconded the motion.

Motion approved 5 – 0.

VI. FINANCE COMMITTEE ISSUES:

- A. AB03-218 – Resolution 1163 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Signing Of A Memorandum Of Understanding With The Washington State Traffic Safety Commission For The Reimbursement Of Overtime Associated With Click It Or Ticket Enforcement Campaign.

Mayor Young said that Council consideration was needed at this time to allow the City to make application before September as required by the program.

Deputy Mayor Swatman moved to approve Resolution 1163. Councilmember King seconded the motion.

Mayor Young explained that this program was for use in Bonney Lake. Deputy Mayor Swatman said that he hoped the additional time would be not only used for seatbelt enforcement, but incidentally for speed enforcement as well.

Motion approved 5 – 0.

VII. COMMUNITY DEVELOPMENT COMMITTEE ISSUES – None.

VIII. PUBLIC SAFETY COMMITTEE ISSUES – None.

IX. FULL COUNCIL ISSUES:

- A. **AB03-133 – Ordinance 988** – An Ordinance Of The City Of Bonney Lake, Washington, Amending Title 14 Through 19 Of The Bonney Lake Municipal Code, Clarifying And Streamlining Permit Processes, Eliminating Conflicts And Duplications, And Integrating Titles 14 Through 19 As A Unified Development Code. [03.4]

Councilmember Rackley moved to adopt Ordinance 988. Councilmember King seconded the motion.

Councilmember Rackley urged passage of the ordinance, stating that the Planning Commission put a lot of time and energy into the ordinance. He added that the objections

to the ADU provisions could be addressed later. He said the other corrections needed to be adopted now. Deputy Mayor Swatman said that his concern revolved specifically around the ADU issues. He said the proposed ordinance did not include the Planning Commission's recommendations on this issue and he would not support the ordinance.

Councilmember King said that such an important and comprehensive change to the City Code was not a daily occurrence. He said the ordinance is needed, and a lot of effort went into its drafting. He said it will be something that will help both residents and businesses in Bonney Lake. He added that 99% of what the Planning Commission recommended is in the ordinance, and what was omitted was agreed upon by the Council majority. He said those issues could be addressed at a later date by Councilmember introduction.

Motion approved 4 -1. Deputy Mayor Swatman voted no.

- B. **AB03-191 – Ordinance 1002** – An Ordinance Of The City of Bonney Lake, Washington, Amending Title 18 Of The Bonney Lake Municipal Code and Ordinance Nos. 740 and 952 Making Municipal Offices A Conditional Use In The R-1(A), R-1, and R-2 Zones. [03.6.1.2]

Deputy Mayor Swatman moved to adopt Ordinance 1002. Councilmember Rackley seconded the motion.

**Motion approved 4 – 1.
Councilmember Noble voted no.**

Deputy Mayor Swatman said that he supported this ordinance because the Council would be the ones to first initiate the process for the conditional permit review by the Hearing Examiner.

- C. **AB03-203 – Resolution 1154** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Authorizing An Amendment Of The Personal Services Agreement With Gould Construction Services, Inc. For General Inspection Services. [04.14.2]

Councilmember Rackley moved to approve Resolution 1154. Councilmember Johnson seconded the motion.

Motion approved 5 – 0.

- D. **AB03-214 – A Motion** Of The City Council Of The City Of Bonney Lake, Pierce County, Washington – Appointing the Voter's Pamphlet Committees for City of Bonney Lake Proposition No. 1 in the November 2003 General Election. [A3.10.7.1]

Mayor Young asked for nominations for Committees to represent positions in the Voter's Pamphlet. He asked first for motions to appoint the "For" Committee.

Deputy Mayor Swatman said there were members of the audience interested in

participating.

Roger Kramer, 20911 Church Lake Drive E, said he was for, and would write “for” the change of government. Councilmember Johnson pointed out that Daniel Decker raised his hand. Councilmember Noble noted that she knew of a citizen that may be interested, but did not feel she could nominate her without her consent. Councilmember Rackley said he would abstain from any voting.

Councilmember Johnson moved to appoint Dan Decker and Roger Kramer to the “For” Committee. Councilmember Noble seconded the motion.

**Motion approved 4 – 0 – 1.
Councilmember Rackley abstained
from voting.**

Concerning the “Against” Committee, Mayor Young reminded the Council that Patrice Jacobson had submitted a letter of interest. He said it was also noted at the last meeting that Councilmember King was interested.

Councilmember Noble moved to appoint Mayor Young, Councilmember King and Ms. Jacobson as the “Against” Committee. Councilmember Johnson seconded the motion.

**Motion approved 4 – 0 – 1.
Councilmember Rackley abstained
from voting.**

- E. **AB03-215 – A Motion** Of The City Council Of The City Of Bonney Lake, Pierce County, Washington – Confirming the Mayor’s Appointment of a City Clerk and Deputy City Clerk. [A3.10.7.1]

Councilmember King moved to approve the motion as read by Mayor Young. Councilmember Johnson seconded the motion.

Deputy Mayor Swatman said that Pro Tem Clerk Edvalson’s service over the past several months has been excellent, as it is for most of the City’s employees. Councilmember Johnson said he is in favor of the motion, had worked with both Ms. Harstad and Mr. Edvalson and feels they will make excellent employees. He asked City Attorney Dionne if confirmation of both individuals could be combined into one motion, or if they should be acted upon separately. City Attorney Dionne said that they could be combined, unless Council wished to separate them. Councilmember Noble said that she had worked with both appointees and found their work to be outstanding.

Councilmember King said he wanted to confirm before voting that the job descriptions for these two positions already exist with nothing new, and nothing changed. Administrative Services Coordinator Reber responded that the job titles exist and that the

job descriptions have some changes to better respond to the organization's current needs. He confirmed Councilmember Kings statement that he assumed the status of the employees and the rate of pay remained the same. Deputy Mayor Swatman reiterated his previous statement that most of the job descriptions should be changed by the administration as needed to meet the changing needs of the City.

Motion approved 5 – 0.

X. EXECUTIVE SESSION – None.

XI. ADJOURNMENT

Councilmember King moved to adjourn the meeting. Councilmember Rackley seconded the motion. The meeting was adjourned at 8:11 p.m.

Harwood T. Edvalson, Pro Tem City Clerk

Robert Young, Mayor