

**COUNCIL WORKSHOP**

**September 16, 2003**

**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"*

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**Roll Call**

Mayor Young called the workshop to order at 5:33 p.m.

Also in attendance were Deputy Mayor Dan Swatman, Councilmember Neil Johnson, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember Jim Rackley. Councilmember DeLeo was absent from the meeting.

Staff members attending were Administrative Services Coordinator Tom Reber, Planning & Community Development Director Bob Leedy, Public Works Director Seth Boettcher, City Attorney Jim Dionne and City Clerk Harwood Edvalson.

Mayor Young introduced Chris Thomas, the new editor of the Country Gazette, a new weekly newspaper covering Bonney Lake, with offices in Orting.

Agenda Modification – Mayor Young asked that the Council consider adding an action item to approve payment to Action Employment.

**Councilmember Rackley moved to add the payment of Action Employment as an action item numbered 4.5 on the evening's agenda. Deputy Mayor Swatman seconded the motion.**

**Motion approved 5 – 0.**

Excuse Councilmember DeLeo – **Councilmember Johnson moved to excuse Councilmember DeLeo from the Workshop. Councilmember King seconded the motion.**

**Motion approved 5 – 0.**

**Agenda Items**

1. Presentation: East Pierce Fire and Rescue District beginning transport services—Chief Dan Packer and Assistant Chief Russ McCallion.

Mayor Young introduced Chief Packer from East Pierce County Fire and Rescue. Chief Packer invited all in attendance to participate in the Department's open house on September 27 from 1 – 4 p.m.

He said that the fire district was prepared to launch a new level of service – medical transport of pre-hospital patients. He introduced Russ McCallion, Assistant Chief for Medical Services and Logistics.

Chief McCallion made a PowerPoint presentation on the new medical transport service plan approved by the District Board in July 2003. He said there would be approximately six

months needed to implement the service. He responded to general questions from the City Council. Chief McCallion added that the District was interested in the City Council's impressions of the proposal to require no co-pay from those residents of the district being transported. Councilmember Johnson expressed concern about the potential for abuse of the proposed policy. Councilmembers Rackley and Noble expressed appreciation for the good job East Pierce County Fire and Rescue does and thanked Chief Packer and Chief McCallion for their presentation.

## 2. Open Discussion

Junk Vehicle Ordinance. Councilmember King reported that the Public Safety Committee had completed their preliminary work on the new junk vehicle ordinance and wanted to give the City Council an opportunity to comment on the ordinance at the October 7 Workshop. There was brief discussion about the necessity for discussion before the public hearing. Mayor Young concluded the discussion by saying there would be an item on the September 23<sup>rd</sup> Regular meeting to schedule a public hearing to be held on October 14 for the proposed ordinance. He added that the October 7 Workshop would include an agenda item for the proposed ordinance so the Council could discuss it at their discretion.

Speed Limit Signs On Evergreen. Councilmember Noble said that she had received a phone call from a homeowner and met with the resident and members of the Evergreen Home Owner's Association about their concerns for speeding on their street. She noted that there were currently no speed limit signs on the street. She said the Home Owner's Association was willing to work with the City on the issue. Councilmember Johnson offered to assist with use of the radar trailer. Councilmember Noble asked that at least two speed limit signs be installed, then use of the radar trailer for education to be followed by enforcement. Mayor Young said that he would have Public Works look at it and return with recommendations. Councilmember Johnson suggested that the Evergreen area and Inlet Island be used to develop traffic calming measures and criteria for implementation that can be used to evaluate other neighborhoods. Councilmember King advised that every sign or traffic calming device will eventually require maintenance. He said he favored having neighborhoods involved in taking care of their own problem. Deputy Mayor Swatman said he thought that enforcement was an essential part of the solution.

Commercial Lighting. Deputy Mayor Swatman asked about the lighting solution at the auto center. Planning and Community Development Director Leedy said that the baffles or shields for the lights were to have been delivered today and installed shortly. Director Leedy said the municipal code was short on specific standards, but was clear that commercial lighting was not supposed to spill onto adjacent properties. He said that they had implemented a review process for lighting approval in commercial developments.

Community Development Issues. Councilmember Rackley said that the Community Development Committee was compiling a list of issues to be addressed in the coming year and invited input from other Councilmembers.

214<sup>th</sup>/234<sup>th</sup> Development – Deputy Mayor Swatman said that it looks like there is opportunity for some kind of storm water treatment plant or retention facility run by the City. He said that access or use could be sold to the developers or the State. Councilmember King said it may be a very good opportunity to mitigate the amount of land that would have to be purchased by individual developers and increase the viability of frontage roads that the Council envisions for that area. Mayor Young said staff was looking at an opportunity for a

regional storm water retention facility and a wetlands mitigation bank along Fennel Creek. He felt it would put Bonney Lake in the forefront for ecology and wetlands issues. Councilmember King asked if it would help with aquifer recharge. Mayor Young responded that staff was looking at that as well.

Park Board And Budget Issues. Deputy Mayor Swatman asked if sufficient funds were being allocated in the proposed budget to allow for resolution of issues that had been assigned to the Park Board for action, i.e., Ascent Park and Allan Yorke Park. He asked if efforts in Allan Yorke Park would be limited by wetlands concerns. Mayor Young responded that Staff was reviewing that possibility.

Sign Code And Home Occupancies. Deputy Mayor Swatman suggested that the Planning Commission be asked to look again at the issue of home-based businesses and the prohibitions against any signage for businesses in residential neighborhoods. Councilmember King said he is adamantly opposed to a proliferation of signs advertising in-home businesses. He said he was concerned for the character of Bonney Lake neighborhoods. Councilmember Johnson suggested that if signs are not to be permitted, then perhaps the types of businesses allowed in neighborhoods should be reevaluated. Director Leedy said that Bonney Lake was more restrictive on the types of businesses allowed in residential neighborhoods than many cities. As examples, he cited the fact that businesses are not allowed to have employees outside of the family residing at the residence and they are not allowed retail sales. Councilmember King asked if there are enough enforcement officers to enforce the city's codes. He suggested that this should be reviewed during budget preparation.

Councilmember Rackley suggested a five minute break. With Council consent, Mayor Young ordered a five minute recess.

Misinformation Flyer. Mayor Young said there was a flyer being circulated that says Bonney Lake is rezoning the land from Target to 214<sup>th</sup> and from SR410 to Old Buckley Highway to industrial/commercial. He said there is no basis in fact for the flyer, and that it is generating numerous calls to City Hall. Director Leedy said that it is generally an area that Bonney Lake has designated as part of its urban growth area. He said that Bonney Lake has proposed the future land use for this area to be conservation open space.

Home Occupancy. Deputy Mayor Swatman asked if the Council intended to have this issue further addressed. Councilmember King suggested that the code be left as is right now. Councilmembers Rackley and Noble said they had received no complaints. Councilmember Johnson said that he favored the City being proactive on the issue by reviewing definitions of retail sales and by considering the growing interest in home-based businesses. Council consensus was that the Planning Commission should take a look at home businesses and their regulation, including signage, and report back to the Council, perhaps by early next year.

Skate Park Completion – Deputy Mayor Swatman asked about the completion of the skate park and the bare dirt. Public Works Director Boettcher said that a variety of ground cover had been considered. He said that a weed-blocking crushed rock seemed to be the preferred solution. Administrative Services Coordinator Reber added that any kind of vegetative ground cover would necessarily wait until the wetter weather of the fall. Councilmember Noble asked if there were to be any additions made to the facility. She said that skaters had requested additional runway or ramp areas. Director Boettcher said the expense would be fairly large, because it required the kind of work that City crews could not do. He said the required concrete mix was a specialized one that makes for very smooth surfaces.

Illegal fixtures at city docks. Councilmember Johnson asked about the City's liability for illegal ramps placed at the end of the City docks. He said that young people were riding their bikes off the ramps for acrobatic effect. Director Boettcher said his crew would confiscate the ramp and contact police if there are any problems.

Code Enforcement. Deputy Mayor Swatman asked about code enforcement of signage in the Perky's area of SR410. Director Leedy said the issue is resolved and that a report could be provided explaining the timeline involved in resolving these types of issues. The "spa" sign was also mentioned. Director Leedy said the Code Enforcement Officer was working with the parties involved to try and bring resolution to the issue.

### 3. Review of Minutes – September 2 Workshop and September 9 Council Mtg.

Councilmember Noble noted that the minutes for the September 9 Council meeting omitted the attendance of Councilmember Johnson. She also said that there was apparently some confusion regarding her request for correction of minutes at the September 2 meeting. She said that her comments had not been about the change of government petition, but rather about the forwarding of documents to the prosecuting attorney. She asked that a correction be made.

### 4. Amendments to Council Rules of Procedure.

Deputy Mayor Swatman said that the Pierce County Council asked for comment after each and every amendment to their ordinances. He noted that the Seattle City Council was perhaps at the other extreme. Council discussed the proposed ordinance provisions for speaking during a business item. Mayor Young asked if an audience member did not sign up, should the Council meeting move on. He noted that at this point the proposed ordinance requires the public to sign up to speak. City Attorney Dionne suggested that he be allowed to redraft the proposed ordinance into three sections. There was consensus that the new rules not apply to workshops, and that the City Attorney present a redrafted ordinance at the next meeting.

### 4.5 Authorization of Payment to Action Employment.

Mayor Young referenced a memo from Finance Director Weidenfeller and invoices from Action Employment in the amount of \$4, 223.13. He said the memo explains that the invoices were inadvertently excluded during the changeover to the Eden Financial Software, and asks for Council to approve their payment.

**Councilmember Rackley moved to approve payment of the invoices. Councilmember Johnson seconded the motion.**

Councilmember Johnson asked why payment of current invoices should be authorized. He said he could see the past due invoices being paid, but felt the others should go through the City's regular process. He expressed concern for the potential precedence being set, even though the viability of the business needs to be protected.

Louisa Smith of Action Employment – said that normally the City's payments are a week or two behind where she feels they should be. She added that when she realized her payment was significantly below what it should be she felt the need to follow-up with Mr. Weidenfeller.

Councilmember King said he hoped that the City would not get back to a pattern of missed payments. He said the City should make it right, but expects this to not be a recurrent problem. Deputy Mayor Swatman asked for reassurance that this was an anomaly and not an ongoing problem.

**Motion approved 5 – 0.**

5. Executive Session

Pursuant to RCW 42.30.110(1)(b)(i) and RCW 42.30.140(4)(b), Mayor Young announced that the Council would meet in executive session for 30 minutes to consider issues dealing with property acquisition, potential litigation and labor negotiations.

6. Adjournment

The Council meeting was adjourned by Mayor Young with the common consent of the Council at 8:16 p.m.

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Harwood T. Edvalson, Pro Tem City Clerk

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Robert Young, Mayor