

COUNCIL WORKSHOP

October 21, 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"

Roll Call

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

Also in attendance were Deputy Mayor Dan Swatman, Councilmember Phil DeLeo, Councilmember Neil Johnson, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember Jim Rackley.

Staff members attending were Administrative Services Coordinator Tom Reber, Finance Director John Weidenfeller, Planning & Community Development Director Bob Leedy, Public Works Director Seth Boettcher, Police Chief Bryan Jeter, Senior Center Director JoAnne Barkley, Information Technology Coordinator Chuck McEwen, Senior Accountant Dave Papandrew, Accounting Assistant Mona Musgrave, City Attorney Jim Dionne and City Clerk Harwood Edvalson.

Agenda Modification

Mayor Young asked the Council's indulgence to take agenda items #8 (Resolution 1175) and #9 (Resolution 1176) as the first items of business for the meeting.

Councilmember Rackley moved to table item #4 dealing with Elected Officials Compensation. Councilmember DeLeo seconded the motion.

Councilmember Rackley said that he thought the discussion would be more appropriate after the election. Deputy Mayor Swatman said he thought the discussion would be relatively brief and should proceed.

Motion failed 3 – 4. Voting no were Deputy Mayor Swatman, Councilmember King and Councilmember Johnson. Feeling that the discussion would be brief, Mayor Young broke the tie by voting no.

Agenda Items

1. AB03-338 – Resolution 1175 – 2 yr. Contract with Databar, Inc. for utility billing printing, folding, inserting and mailing.

Information Technology (IT) Coordinator McEwen said that the date for implementation of the new utility billing system through the Inforum Gold accounting system is approaching. He added that as part of the change, a new billing format using 8½ by 11 inch bills will replace the old postcard bills. He reported the results of his research into the use of vendors to process the billings, concluding that Databar, Inc. appears to best suit the City's needs. He passed around a rough proof of the new bill.

Councilmember DeLeo suggested that the new bills include not only a use comparison graph, but the break points for higher water use charges. Councilmember King said he favors a box that describes the rate structure. Councilmember Johnson raised several points of which staff should be aware as they look further at the contract. He suggested that the contract should include a trial period to try out the vendor. Deputy Mayor Swatman asked about the out-clause in the contract and the causes for which the City may be able to cancel the contract. City Attorney Dionne said he would review this issue. Councilmember Johnson asked about paper and postage increases and how much the vendor would absorb before passing the cost on to the City. He asked that the issue be addressed in writing.

2. AB03-339 – Resolution 1176 - Destination Wireless – Nextel Cellular Contract.

Mayor Young explained that the Finance Committee had suggested this item be brought to the workshop for further discussion. IT Coordinator McEwen asked that the proposed resolution be removed from consideration. He thanked Deputy Mayor Swatman for his time and energy in pursuing a less expensive alternative without a service agreement. He said he would rather the City pursue this arrangement rather than locking the City into a long-term agreement. Deputy Mayor Swatman thanked IT Coordinator McEwen for all the background work. He said this allowed him to negotiate between vendors for the lowest deal. IT Coordinator McEwen said that the State Bid vendor countered another vendor's rate that will result in a savings of approximately \$100/mo. for the City. He added that there is no contract, and the City can return the phones at any time without penalty. Mayor Young thanked both Deputy Mayor Swatman and IT Coordinator McEwen for their efforts.

3. Presentation from Phil Olson, Humane Society

Mr. Olson gave a review of the Humane Society's Animal Report for Bonney Lake. He noted some of the trends observed in the shelter population of animals during the first six months of 2003. Responding to Deputy Mayor Swatman's question, Mr. Olson reported that \$4,585 had been collected in license fees from Bonney Lake residents and projected approximately \$7,000 for the year. Deputy Mayor Swatman asked if the Society had considered using different fees for large versus small dogs for the spay and neuter fees. He noted that large dogs are generally capable of having large litters. Mr. Olson responded with interest to the concept, adding that most of the dogs that are breeding indiscriminately seem to be large dogs.

Councilmembers Johnson and Noble asked about barking dogs and the process for enforcement of a complaint. Mr. Olson said that a human society officer is sent out to the party that owns the dog, explains that a complaint has been received and offers information about solutions. He said they add that if the problem is resolved then there will be no further action, but if it is not, and the neighbors provide written documentation, then a ticket will be issued. He said that most people take appropriate steps to resolve the issue. Mr. Olson also informed the Council that the Society would be open to discussing requests for enhanced levels of service. He described a recent grant program where Pierce County assisted with the costs of animal spay and neuter for low-income residents. He said it was very much a success. Councilmember DeLeo asked about evening complaints for barking dogs. Mr. Olson said the Society has an officer on duty until 12:00 Midnight, but handles mostly emergency calls. Responding to Councilmember DeLeo's further questions, Mr. Olson said the Society does not have the technology to take and process complaints electronically. On behalf of the Public Safety Committee, Councilmember King invited Mr. Olson to forward

any comments or suggestions for modifications to the noise ordinance, barking dogs, etc. to him by email so the Committee might consider the issues as the Society contract comes around again for renewal.

4. Report on Investment Training – David Papandrew, Senior Accountant.

Senior Accountant Dave Papandrew reported on a recent seminar he attended on investing public funds. He said he had picked up valuable information to help formulate an investment policy for the City. He offered to make a draft investment policy for Finance Director Weidenfeller to discuss with the Finance Committee. Deputy Mayor Swatman asked about the City's checking account management and its coverage under FDIC. Finance Director Weidenfeller said that staff had been working on an investment policy and had researched sample policies. He said an investment policy would be forthcoming as well as a debt policy. He mentioned that an RFP for banking services would also be coming in 2004. Councilmember DeLeo advised staff to become familiar with a lawsuit from about 5 years ago regarding investments.

Councilmember Johnson moved to amend the agenda and bring forward discussion item # 10 (National Sign Plazas). Councilmember King seconded the motion.

Motion approved 6 – 0.

5. Design Commission Recommendation on National Sign Plazas Program.

Mayor Young said that the City Council had received a memo explaining the Design Commission's position with respect to the National Sign Plazas Program. Planning and Community Development Director Leedy said he would be glad to respond to Council's questions. He said the Design Commission had discussed the proposal, but that Mr. Peterson was not available the night of their meeting. He added that the Commission was involved in other aspects of their work. He said they asked that the City wait on any concentrated effort toward uniform signage until the Commission had completed their current work efforts.

The City Council discussed the Commission recommendation, and concluded that the Design Commission should schedule an opportunity to meet directly with Mr. Peterson of National Sign Plazas to benefit from his presentation. Responding to Councilmember Johnson's recommendation that a target area be selected for trials, Director Leedy said he did not believe the Commission would be opposed to a demonstration project. Council asked that it go back to the Design Commission, that they meet with Mr. Peterson, and when reporting back to the Council do so in person by a representative of the Commission.

6. AB03-351 – School Impact Fees.

Deputy Mayor Swatman said that now the City had implemented a traffic impact fee, he felt that an impact fee should be examined for the schools. He noted that the property within the City limits of Bonney Lake was largely left to infill types of development, e.g. single-family, short-plats and multi-family. He said this type of development is often not subject to the mitigation requirements of the larger developments. He noted that Sumner is doing this type of fee for the Sumner School District, and that parts of Bonney Lake are covered by the same school district. Councilmember Noble said she concurred with much of his thinking. Councilmember King said he hoped the Council would feel similarly about park impact fees. Councilmember Rackley asked Mr. Noland of the Sumner School District how much the

impact fee was is in Sumner. Mr. Noland said it was \$1475 per single family home. When asked if it was enough, Mr. Noland said it did not work out to the actual costs of their capital facilities plan, but they were happy to receive it. There was Council consensus to ask that Staff work on both school and park impact fees. Director Leedy said that the discussion of a park impact fee was part of the Board's work on the 2003 Park Plan Update. Director Boettcher said he was in the process of requesting sample ordinances.

Mayor Young declared a 10 minute break.

7. Open Discussion.

Appointments to Design Commission, Park Board and Planning Commission. Mayor Young said that he anticipated by next week being able to make all of the appointments for the Park Board and the Planning and Design Commissions. He said there were two members of the Planning Commission who've said they intend to resign because of work commitments.

Allan Yorke Park cleanup. Councilmember Rackley thanked Councilmembers DeLeo, Johnson and King for participating in the cleanup of the park. He said the cleanup revealed a diamond-in-the-rough that could be developed into a walking park. Councilmember DeLeo thanked Councilmember Rackley for his participation and Administrative Services Coordinator Reber for his participation and additional efforts to organize the project. He added that he too felt that area of the park should be developed and used as a wetlands park. He said he felt that the more the area is used, the less likely it is to have more vandalism and dumping of garbage. He suggested a volunteer committee to participate in the area's enhancement. He also suggested the possibility of IAC grant monies and the purchase of a utility vehicle to help maintain the cleanliness of the area. Deputy Mayor Swatman suggested that the Park Board lead the efforts for park improvement and that these comments be relayed to the Board for action. Councilmember Noble voiced her agreement.

Spa City non-conforming sign. Councilmember King asked Mr. Leedy for an update on the non-conforming sign in front of Spa City. Director Leedy said that the parties had two weeks remaining on the time period for self-compliance. He said it was the staff understanding that the sign company and the owner have agreed on responsibility. He said if no action is taken, then it will be turned over to the prosecutor.

City-owned vehicles. Deputy Mayor Swatman noted that there are more cars in transit between the City's two separate facilities. He said the required marking on vehicles includes the City's name and "for official use only". He said that some of the newer vehicles do not have the proper labeling. He also suggested that the vehicle number be repeated on the back of the vehicle as well as the front.

410 sewer issue. He said he knew that staff was continuing work on the sewer extension issue along the 214th & 234th SR410 corridor. He said there appeared to be some sort of a forced-main and LID scenario that may provide a less-expensive solution. He said he wanted to keep the Council updated on the issue.

Peaking water storage. Deputy Mayor Swatman said the water committee met earlier in the evening. He said there was agreement in the Committee that the peak water storage facility should be built in a way to allow covering at a future date. He said the additional cost for construction of the tank and covering it now would cost an extra million dollars. He explained that the committee felt there was sufficient additional acreage in the parcel that

covering may not be required. He said that with a little bit of extra effort and cost the option could be preserved. Director Boettcher said the facility would be designed and built to accommodate approximately 2 ft. of earth on the roof.

Water issues and options. Deputy Mayor Swatman said the water committee was considering water issues and options. He said the topic covered the near term, next summer, Ball Park Well and a number of other issues. He added that the committee could not reach consensus on the issues and questioned whether or not the full Council would need to discuss the topic. Councilmember Rackley suggested that the full Council meet in a special meeting. Mayor Young said that he and Director Boettcher would discuss the policy issues before making a presentation to Council. Deputy Mayor Swatman thanked the Mayor for providing so much information upfront for the Committee's consideration. Councilmember King asked when the at-grade storage facility would be ready for use. Director Boettcher responded that it would be ready for May of 2005. He said a more costly accelerated schedule could see completion in November 2004. Council concurred that the extra time saved during the winter months did not warrant the 30% extra cost to expedite the construction.

Cascade Water Alliance meeting. Councilmember Rackley said that he, Deputy Mayor Swatman and Mayor Young attended a meeting of the Cascade Water Alliance in Summer. He reported that the Alliance has changed their purpose to being more of a wholesaler of water rather than an owner of all systems.

November meeting dates. Councilmember King asked if the Council still planned to meet on November 4th, election night. There was consensus that the meeting be moved to November 3 at 7:00 p.m. to allow for Council committee meetings to occur earlier in the evening. The Council also concluded to meet on November 10 rather than November 12 for the meeting normally scheduled on Veteran's Day.

House on wheels. Councilmember DeLeo said that he had brought up about two months ago the issue of a house up on wheels at the corner of 208th and Church Lake Drive. He asked for an update. Director Leedy said he would provide information.

Oldest house in Bonney Lake. Councilmember DeLeo said he had heard that the oldest standing house in Bonney Lake was going to be torn down. He encouraged the City to see if Corliss would donate the structure to be placed on City property at Victor Falls or at the new water tank site. He said the house was over 100 yrs. old, and thought the house would make a great museum. Councilmember Noble thought it would be a good idea and would help provide identity to the community. Mayor Young said staff would pursue it.

Civil Service Committee. Councilmember Johnson asked about Civil Service minutes. Administrative Services Coordinator Reber said that copies of the minutes would be provided.

Economic Development Committee. Councilmember Johnson asked if something more would happen with the Committee before the end of the year. Mayor Young said that he and Director Leedy are working on it, and that he would be attending an economic development conference in November in Seattle. He said he would bring back information. Deputy Mayor Swatman encouraged pursuit of the issue to encourage the kind of economic development that Bonney Lake needs and wants. Councilmember Johnson asked for sales tax information for the City. Finance Director Weidenfeller said that he could provide information similar to what was provided in the past. Councilmember Rackley asked to

receive the information as well.

Public Hearing on November 10 for 2004 Comprehensive Plan Amendments. Director Leedy confirmed that the Council would be asked at their next regular meeting to set this public hearing date.

Hearing Examiner Report on Qwest wireless telecommunications facility. Director Leedy distributed copies of the Hearing Examiner's findings on the Qwest application. He said the examiner approved the application. He said there is an appeal process available and all parties have been notified. He added that the deadline for filing an appeal is November 5. He said it is a Type II item and the determination is final if not appealed. Deputy Mayor Swatman expressed concern that the hearing examiner was trying to attribute legislative intent to the municipal code. He said the Council's legislative intent was different than what was stated by the examiner, and that it was the impact to the view corridor that was important to the Council. He expressed concern that the Council did not have input into this type of hearing. Councilmember Rackley said that the examiner created a new classification of cell tower not found in the Code, i.e., emergency services cell tower. He asked if the decision could be appealed by Council. City Attorney Dionne said he is looking at the legal question because the opinion appears to be based on an interpretation of the Council's code.

Deputy Mayor Swatman and Councilmember Johnson thanked the Mayor for bringing forward issues for Council consideration. He said it is appreciated.

8. Compensation for Elected Officials.

Councilmember Rackley said that although there seems to be little support, he would like the City to be at parity with Sumner, its sister city. He said that expenses for all Councilmembers have gone up. Deputy Mayor Swatman said there are two ways to increase the Councilmember's pay. He said, however, he was not in favor of an increase. Mayor Young said that a salary commission appointed by the Mayor and confirmed by the Council was an alternative method to Council-initiated action. He said the commission could increase or decrease the salaries. Increases would go into effect immediately, decreases at the end of the Councilmembers' terms. Councilmember Rackley said he had information on commission's available for the Council's next workshop. Councilmember Johnson said that he would expect that if salaries are increased, then Council would not be submitting for reimbursement of expenses. Both Councilmembers Johnson and Noble said they had no problem with a commission looking at the Council salaries. Councilmember Rackley said he would bring the topic of salary commission forward to the next workshop. Councilmember King said he felt the time spent on this issue was not justified in the face of more pressing issues. He agreed, however, that with an up or down vote by the commission then perhaps the results could be dealt with after more important issues were completed.

9. Review of Minutes – October 7 Workshop and October 14 Council Meeting.

Councilmember King asked that the minutes of October 7, page 1, be corrected on the Spa City item to read Director Leedy, rather than Councilmember Leedy. He also asked that the minutes reflect that Director Leedy's report would be to the Mayor not to Councilmember King. Councilmember Noble asked that the minutes on page 3, item #2, be corrected to remove the incorrect reference to an Evergreen Homeowner's Association. Deputy Mayor Swatman said that it would be Mountain Vista. Councilmember Noble asked that it be changed to Mountain Vista. Councilmember DeLeo asked that page 7 of the minutes include

reference to his question to the City Attorney about whether or not the City would be prohibited from taking legal action if the Falling Waters development does something to damage the City's recharge area or water source. He said it should also include the attorney's response of no it would not.

10. AB03-335 – Proposed Ordinance 1007 – Public Nuisance Vehicles.

Councilmember King said he felt the Council heard nothing but positive remarks on the issue. He said he read one clarification into the record at the last meeting. He said that unless the Council had further questions, he recommended that it be moved forward to a vote. Mayor Young expressed appreciation for Councilmember King's work on the issue in the interest of the community. He said it would be moved forward.

11. Refund for Purchased Proposed Preliminary Budget.

Mayor Young said that one citizen purchased a preliminary budget and asked for a refund. He said the Finance Director felt unable to comply with the request without specific Council direction. He said the purchase was made before the Council directed that copies would be made available for free.

Councilmember DeLeo moved to refund the purchase. Councilmember Rackley seconded the motion. Councilmember King clarified that it was just for this budget.

Motion approved 6 – 0.

Deputy Mayor Swatman expressed concern that this item should require Council consideration. Mayor Young said that under the circumstances, he preferred that the issue be dealt with correctly.

12. Executive Session.

Pursuant to RCW 42.30.110(1)(b)(i), Mayor Young announced that the Council would meet in executive session for 15 minutes to consider issues dealing with property acquisition and potential litigation.

13. Adjournment

Mayor Young adjourned the Council meeting with the common consent of the Council at 8:34 p.m.

Harwood T. Edvalson, City Clerk

Robert Young, Mayor