

CITY COUNCIL MEETING

City of

**May 24, 2005
7:00 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"

I. CALL TO ORDER – Mayor Bob Young called the meeting to order at 7:05 p.m.

- A. Flag Salute - Mayor Young led the audience in the Pledge of Allegiance.
- B. Roll Call [A1.3]

City Clerk Edvalson called the roll. In addition to Mayor Young, elected officials attending were Deputy Mayor Dan Swatman, Councilmember Phil DeLeo, Councilmember Mark Hamilton, Councilmember Neil Johnson, Councilmember Cheryle Noble, and Councilmember Jim Rackley. Councilmember Dave King was absent.

Staff present were Administrative Services Coordinator Don Morrison, Finance Director John Weidenfeller, Public Works Director Daniel Grigsby, Planning & Community Development Director Bob Leedy, Senior Human Resources Analyst Karen Meeks, Deputy City Attorney Jeff Ganson and City Clerk Harwood Edvalson.

Councilmember Rackley moved to excuse Councilmember King from the meeting. Councilmember DeLeo seconded the motion.

Motion approved 6 – 0.

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

- 1. Announcements: None.
- 2. Appointments: None.
- 3. Presentations: None.

- D. Agenda Modifications [A3.6.6]:

Councilmember Rackley moved to suspend the Council rules to allow for a grouping of agenda items into a consent agenda. Deputy Mayor Swatman seconded the motion.

Motion approved 6 – 0.

Councilmember Rackley asked that the Street Lighting Ordinance No. 1096 be removed from the agenda and returned to the Community Development Committee for additional discussion and probable modification. Without dissent from the Council, Mayor Young said it would be pulled from the agenda.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

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

A. Public Hearings [A3.6.12]: None.B. Citizen Comments [A3.6.4]:

Don Sangesand, 5616 195th Pl. E., presented a rebuttal to what he described as a venomous attack by Councilmember King, supported by Mayor Young, during the May 10, 2005 meeting. He noted that Councilmember King did not look at him during his comments, nor reply to any of the topics covered in his comments to the Council. He reiterated his concerns with the Mayor's handling of the water system, traffic on SR410, the Mayor's lack of support for a tree ordinance. He said that the Mayor had no regard for the burden of increased costs to the citizens because it would benefit the Mayor's developer friends. Mr. Sangesand asked that Councilmember King correct him if he is in error with any of his statements. He expressed his displeasure with the way he has been treated as a citizen by Mayor Young and Councilmember King. He concluded his remarks by asking the citizens present what they thought about the termination of the Mayor's employment with Senator Roach. He referred interested parties to the May 18th edition of the Courier Herald and a letter to the editor by Samuel Ford for further information.

George Tibeau, 19425 Edwards Rd. E., said he is a part owner of small mobile home park that gets City water. He said the City's new ordinance charges each unit in the park, even though they all receive water from a single 2 inch meter. He said he feels the property should be treated as a commercial property and charged for only the one meter. He asked the Council to reconsider their position on this ordinance.

Councilmember Hamilton asked if apartments are being treated the same way. Director Weidenfeller responded, yes. Deputy Mayor Swatman said the Council Finance Committee will look at the ordinance again and give Mr. Tibeau an answer.

Les McCluggage, 19624 96th St. E., said that many of his questions were answered by Director Leedy prior to the meeting. He asked who owned the property across the street from him. He said he thought it was owned by Bonney Lake. Mayor Young said the City will determine who the property belongs to, and if it belongs to the City, then act swiftly to abate the abandoned vehicles on the property. He assured Mr. McCluggage that the City is working on the abatement of the property adjacent to Mr. McCluggage.

Linda Youngberg, 8507 182nd Ave. E., said the triangle of property referred to by Mr. McCluggage is owned by the City. She also said she is pleased with the resignation of Steve Burnham from the Planning Commission. She said she has advised the Mayor to be cautious with future appointments. She asked why the City does not take Visa for payment of fees. Deputy Mayor Swatman responded that the company the City uses for processing credit card payments does not accept Visa. Director Weidenfeller said the Council Finance Committee is working on the issue. Ms. Youngberg asked that someone contact her daughter, Michelle Gunn, about the Adopt-a-Street program. She said Michelle will be interested in participation. She commented on the proposed Tree Ordinance reminding Council that trees can be dangerous. In conclusion, she commented on the City's new Code Enforcement

Officer. She expressed concern from her tenants that he has not been very professional in his approach to them. She said the tenants question why they are asked to comply when there are so many other evident violations in the City.

Councilmember Hamilton informed Ms. Youngberg that the current tree ordinance deals only with trees on City property or right-of-way. Councilmember Johnson agreed that the new Code Enforcement Officer needs further direction. He asked about the company that had proposed to do commercial monument signs in the City. Director Leedy said the company had recently made contact again, and that staff has determined there are at least four other companies that provide the same kind of product. He said an RFP is being prepared for distribution. He added that as of today, all the City's businesses have been contacted about the sign ordinance and illegal signs. Councilmember DeLeo asked about the signs blocking motorists vision on the corner of 214th and Old Sumner Buckley Highway. Director Leedy said the County has been contacted and that he will follow up further.

C. Correspondence : None.

III. COUNCIL COMMITTEE REPORTS:

[A3.6.4]

Finance Committee

Deputy Mayor Swatman said the Committee met earlier in the evening and discussed the following items:

1. An ordinance to increase the petty cash available for the boat launch;
2. Possible allocation of Drug Fund monies;
3. Resolution 1447 regarding school impact fees;
4. Changes to the municipal code dealing with permitting of portable toilets at construction sites;
5. Revisions to the City's Business License Ordinance;
6. Discussion and diagram of position vacancies in the City; and
7. A recommendation to discuss proposed Finance Dept. positions in advance of the consultant's report on the formal department review;

A. Community Development Committee

Councilmember Rackley said the CDC met on May 16th and discussed:

1. The Water Comprehensive Plan;
2. An update of the Cascadia Mitigation Plan;
3. Items on the Council agenda for this evening; and the
4. Home Depot Water and Sewer Extension Agreements.

Director Grigsby said that the Street Lighting Ordinance had been pulled because it addresses only part of the relevant issues. He said the revised ordinance would address all the issues, including associated fees.

B. Public Safety Committee

Councilmember DeLeo said the Committee met on May 9th and discussed the proposed Jail Services Contract with Fife. He added that the Fife jail would only be used as a backup to the

City's normal arrangements. Mayor Young added that if Chief McGehee would have been to tonight's meeting, he would have reported on efforts regarding the animal control issue. He added that a tour was being arranged of the Buckley animal control facilities.

C. Other Reports:

Deputy Mayor Swatman reported on the 192nd St. Open House. He added that he met with the Fennel Ridge Homeowner's Association and they expressed concern with the proposed connection at the north end of their neighborhood. He said they much preferred their only connection being at the south end of their neighborhood.

Deputy Mayor Swatman also reported on the Central Business District meeting. He said it was well attended and there was excitement about the City's involvement in the area. He said many expressed a desire to have a plan that would be followed-through by the City. Mayor Young said the one additional comment he heard is that the people are looking for a set direction. He thanked the Planning Commission and the staff for holding the meeting. Deputy Mayor Swatman agreed that the citizens are looking for some certainty for the area.

Councilmember Johnson reported on his recent attendance at the ICSC conference in Las Vegas. He said there were excellent examples of urban villages, redevelopment and examples of functional downtowns. He said there were probably 30 cities with booths marketing their cities at the conference. He said he and Randy McKibbin will provide a full report to the Council on June 14th. He said one of the main points learned from the conference is that Cities need to drive and control the economic development process. He added that the final element is execution of the plan.

Councilmember Hamilton reported that he attended the PCRC meeting on behalf of the City in Councilmember King's absence. He said the distribution of federal funds for transportation projects was discussed. He said that no money was slated for Bonney Lake, but that Sumner appeared to be the big winner. He said some of the smaller cities question the distribution of funds. He added that there will be future discussion about the allocation models used by the regional council.

IV. CONSENT AGENDA: [A3.6] -

**Deputy Mayor Swatman moved to approve the consent agenda items occurring below.
Councilmember Johnson seconded the motion.**

- A. **Approval Of Meeting Minutes:** April 30 Special Meeting, May 3 Council Workshop, May 10 Council Meeting. [A3.6.2]
- B. **Claims:** Accounts Payable Checks/Voucher #40492 Thru 40600 And Wire Transfer #1261718 In The Amount Of \$1,074,228.45. Utility Refunds Checks/Voucher #40601 Thru 40660 In The Amount Of \$4,253.06. [F4.9]
- C. **Payroll:** Payroll For May 1-15th, 2005 For Checks 23698 -23746, Including Deposits And Electronic Transfers In The Amount Of \$239,069.36. [F4.9]
- D. **AB05-144 – Ordinance 1133** - An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Sections 2.04.420 And 2.04.670 Of The Bonney Lake Municipal Code And Amending Ordinance 1061, Relating To City Council Policies And Procedures. [A1.1.2][A3.5.5]

- E. **AB05-26 – Resolution 1375** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing Declaration Of Road Dedications From The City Of Bonney Lake For Storm Dedication To The City Of Bonney Lake For Street Dedication. [04.8.7]
- F. **AB05-111 – Resolution 1428** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Personal Services Agreement Between The City Of Bonney Lake And Glenn MacGilvra, Census Consultant, For The Purpose Of Completing Census Enumeration For Annexation Area 7 As Required By State Law. [03.1]
- G. **AB05-124 – Resolution 1432** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With H&S Consulting To Perform On-Call Wetland Consulting Services. [03.1]
- H. **AB05-129 – Resolution 1435** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement For Federal Equitable Sharing With The U.S. Department Of The Treasury For A Period Of Three Years (October 1, 2005 to September 30, 2008). [01.10.3]
- I. **AB05-130 – Resolution 1436** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign A Jail Services Amendment with the City of Fife. [01.7]
- J. **AB05-136 – Resolution 1439** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With Qwest For Long Distance Service At A Rate Of 4.2 Cents Per Minute For Intra & Inter State Calling For A Period Of 3 Years With A \$0.00 Commitment Clause. [A2.5]
- K. **AB05-140 – Resolution 1441** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Maintenance Contract With Liebert Global Services For Maintaining The Battery Backup System At The Public Safety Building. [04.4.3]
- L. **AB05-141 – Resolution 1442** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing Out Of State Travel. [A4.7]
- M. **AB05-146 - Resolution 1446** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Relocation Of The Telemetry Tract For Sky Island And Authorizing The Mayor To Sign The Documents Required For This Transaction. [04.3]

City Clerk Edvalson read the title of Ordinance 1133 before the Council vote on the Consent Agenda.

Consent Agenda approved 6 – 0.

V. FINANCE COMMITTEE ISSUES:

- A. **AB05-149 – Ordinance 1134** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Ordinance 859, 877 And 993 Regarding Petty Cash Accounts. [F4.11]

Councilmember Rackley moved to adopt Ordinance 1134. Councilmember Johnson seconded the motion.

Mayor Young explained that this ordinance increases the amount of petty cash available for use at the boat launch. Councilmember Noble asked if the single launch fee was now \$12. Mayor Young responded, yes.

Motion approved 6 – 0.

- B. **AB05-150 – Resolution 1447** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Interlocal Agreement With The Sumner School District For Collection Of School Impact Fees. [F4.3]

Councilmember Rackley moved to approve Resolution 1447. Councilmember DeLeo seconded the motion.

Mayor Young said this Interlocal agreement allows for the collection of school impact fees for the Sumner School District. Deputy Mayor Swatman thanked staff for tracking the documents and getting them on the agenda for action.

Motion approved 6 – 0.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES:

- A. **AB05-112 – Ordinance 1124** - An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Establishing A New Chapter 12.24 Of The Bonney Lake Municipal Code Relating To Trees, Establishing A Community Forestry Program, Designating The Operations And Maintenance Division Of The Public Works Department As The City’s Tree Department Responsible For The Care And Management Of The Community’s Publicly Owned Trees, Designating The Park Board As An Advisory Community Tree Board, Directing The Establishment Of Additional Regulations Regarding An Community Forestry Program, Providing For An Annual Review Of The City’s Per Capita Expenditure On The Community Forestry Program, And Providing For The Observance Of Arbor Day. [A3.5.5]

Councilmember Hamilton moved to adopt Ordinance 1124. Councilmember Johnson seconded the motion.

Councilmember Hamilton said the City will have to select a date to celebrate Arbor Day. He thanked Administrative Services Coordinator Morrison and City Clerk Edvalson for their work on putting the ordinance together.

Motion approved 6 – 0.

- B. **AB05-106 – Resolution 1426** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Adopt-A-Street Program For The City Of Bonney Lake. [A1.10]

Councilmember DeLeo moved to approve Resolution 1426. Councilmember Johnson seconded the motion.

Councilmember Johnson said he will take 181st Ave. E. in his neighborhood, and challenged all Councilmembers to adopt a street. Councilmember DeLeo asked if the program applied only to City streets. Administrative Services Coordinator Morrison responded that the County has a program as well.

Motion approved 6 – 0.

- C. **AB05-143 – Resolution 1444** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Professional Services Agreement Between The City Of Bonney Lake And Bruce Dees And Associates For The Purpose Of Developing A Trails Plan. [O5.10]

Councilmember Hamilton moved to approve Resolution 1444. Councilmember Noble seconded the motion.

Deputy Mayor Swatman said he is very pleased with the progress on this issue. He added that the citizens are pleased as well, but want to see the City stick to a plan once it is adopted. He challenged the Council to make this plan a reality within ten years. Councilmember Rackley observed that there is a plan for neighborhood parks, too, but that there is no movement with that plan.

Motion approved 6 – 0.

Councilmember DeLeo asked that the City preserve the rhododendrons around the Moriarty house while it plans the landscape plans for the Allan Yorke Park addition. Deputy Mayor Swatman asked about the possible land swap for property at the water tank site for 6 acres in the downtown area. Mayor Young responded that he has no new information.

IX. EXECUTIVE SESSION: None.

X. ADJOURNMENT

At 8:00 p.m., Councilmember DeLeo moved to adjourn the meeting. Councilmember Noble seconded the motion.

Motion approved 6 – 0.

Documents submitted for or at the Council Meeting of May 24, 2005:

- City of Bonney Lake – *Revised Copy of Ordinance No. 1134* – John Weidenfeller, Finance Director.

Harwood T. Edvalson, CMC
City Clerk

Robert Young, Mayor