CALL TO ORDER – Deputy Mayor Dan Swatman called the meeting to order at 7:01 p.m. in the Bonney Lake Council Chambers at 19306 Bonney Lake Boulevard.

A. Flag Salute – Deputy Mayor Swatman led the audience in the Pledge of Allegiance.

B. Roll Call [A1.3]

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

Staff members present were City Administrator Don Morrison, Interim Police Chief ‘Buster’ McGehee, Planning and Community Development Director Bob Leedy, City Engineer John Woodcock, Community Services Director Gary Leaf, City Attorney Jim Dionne, Administrative Services Director / City Clerk Harwood Edvalson, Chief Financial Officer Beth Anne Wroe, Municipal Court Judge James Helbling, Records & Information Specialist Virginia Phelan.

Councilmember DeLeo moved to excuse Council members King, Rackley and Noble from the meeting. Councilmember Hamilton seconded the motion.

Motion approved 4 – 0.

C Announcements, Appointments and Presentations [A3.6.9]

1. Announcements: None.

2. Appointments: (See minutes after section III. Council Committee reports.)

3. Presentations: None.

D Agenda Modifications:

Councilmember DeLeo moved to forward Resolution 1606 and Resolution 1607 from Finance Committee to Section V, items D and E on the agenda.

Councilmember Hamilton seconded the motion.

Motion approved 4 – 0.
II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE


B. Citizen Comments:

Fred Jacobsen, 9100 189th Ave Ct E., congratulated David Wells, Bill Strand and everyone involved with Bonney Lake Days for an excellent event. Mr. Jacobsen expressed dismay with the “WSU Quadrant” forest and the way it is being held hostage by the university. He said the forest has become an attractive nuisance and if the owners continue to put off removal of the dangerous trees they should be forced to pay taxes on the land. Mr. Jacobsen explained that though the land is zoned Public Facilities, it continues to be off-limits to the public. He also spoke of the Inlet Island entryway and his desire for it to be declared a ‘scenic corridor’ as well as his concern about the clear cutting of trees in the area.

Louisa Smith, 20112 Church Lake Rd E., reiterated Mr. Jacobsen’s feelings about the success of Bonney Lake Days, saying it makes the City look good and is good for the Citizens. She expressed hope that the City will continue to run the event since it is too much work for just the local organizations.

Lou Kelleher, 7220 190th Ave E., congratulated the Council on putting aside the infighting from the past. He asked that the City use shields on any future street lights to prevent light pollution and requested something be done about the speeding on his street.

John Alexander, Master Builders Association, spoke out against an increase in traffic impact fees, saying the cost is transferred to homeowners who are already struggling to afford the rising costs of new homes.

Linda Youngberg, 8507 192nd Ave E., expressed discontent at the impact fees and urged the council not to pass them this evening without meeting with her to see the research she has done on the topic. Ms. Youngberg reminded the Council that she had recently requested to be made a party to discussions on impact fees, but had not been contacted by staff or council.

Dan Decker, 20401 70th St. E, accused the Council of not constituting a quorum since he felt the Deputy Mayor should not be allowed to vote when acting as Mayor. He went on to speak well of the Bonney Lake Days event and offered up a suggestion for the City to run a restaurant out of the house on the Moriarty property to generate revenue for the park.

C. Correspondence: None.

III. COUNCIL COMMITTEE REPORTS:
[A3.6.4]

A. Finance Committee
Deputy Mayor Swatman said the Finance Committee met this evening and discussed the following:
1. Resolution 1602, a Qwest services agreement;
2. Resolution 1604, designating the News Tribune as the City’s official newspaper;
3. Out-of-state travel for Planning Manager Steve Ladd;
4. AB06-188, authorizing Mayor to sign grant applications for WSDOT and WDOE.
5. Banking RFP;
6. Boat launch fees; and
7. Readjusting NSF fees

B. Community Development Committee
Councilmember Hamilton said the Community Development Committee met on August 14th and discussed the following, which are on this evening’s agenda:
1. Annexation Area 3, which is located by Inlet Island;
2. Resolution 1605, Annexation and Utilities Agreements for some properties which are outside city limits, but in our water district; and
3. AB06-184, Completion of repair of the Madrona Tank asphalt project.

C. Public Safety Committee
Councilmember DeLeo said the Public Safety Committee met with the Park Board on August 21st and discussed the following:
1. Interlake Island causeway and potential traffic lights; and
2. Safety at Allan Yorke Park, specifically adding signs to state closure times, putting the park rules on the website; potential penalties for being in the park after closure; changing park closure time from dusk to a specific time; the possibility of hiring a security guard for the park; parking fees for non-residents and/or limiting the Boat Launch to city residents only.
3. Meeting with Chief Wakefield to learn about the Carbon Copy Wildfire incident response team. Councilmember DeLeo and Deputy Mayor Swatman encouraged staff and council to contact Chief Wakefield to set up a tour.

D. Other Reports: None.

IV. CONSENT AGENDA: [A3.6]

Councilmember DeLeo asked that Item A be corrected to reflect the correct number for accounts payable of $574,916.47. Councilmember DeLeo moved to approve the Consent Agenda as modified. Councilmember Hamilton seconded the motion.
A. **Checks/Vouchers:** Accounts payable checks/voucher #44717 thru #44834 and wire transfer #2139807 in the amount of $576,606.47. $574,916.47

B. **Payroll:** Payroll for August 1-15, 2006 for checks 25204-25246, including Deposits and Electronic Transfers in the amount of $297,557.60.


E. **AB06-183** – A Motion Of The Bonney Lake City Council Setting A Public Hearing For September 12, 2006 At 7:00 p.m., Or As Soon Thereafter As Possible, Regarding The Six Year Transportation Improvement Plan For 2007 – 2012.

F. **AB06-184** – A Motion Of The Bonney Lake City Council Accepting The Asphalt Matt Project At 8002 182nd Ave. E. By Pacific Paving As Complete.

Motion approved 4 – 0.

V. **FINANCE COMMITTEE ISSUES:**


Councilmember DeLeo moved to approve Resolution 1604. Councilmember Hamilton seconded the motion.

Motion approved 4 – 0.

B. **AB06-187** – A Motion Of The Bonney Lake City Council Authorizing Out-Of-State Travel For Planning Manager Ladd To Salem, OR.

Councilmember Bowen moved to approve AB06-187. Councilmember Hamilton seconded the motion.

Motion approved 4 – 0.

C. **AB06-188** – A Motion Of The Bonney Lake City Council Authorizing The Mayor To Sign WSDOT and WDOE Grant Applications.

Councilmember Hamilton moved to approve AB06-188. Councilmember DeLeo seconded the motion.

Motion approved 4 – 0.

D. **AB06-189 – Resolution 1606** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor
To Enter Into An Interlocal Agreement with The Sumner School District for The Joint Funding Of The Sumner Family Center Coordinator Position.

Councilmember DeLeo moved to approve Resolution 1606. Councilmember Hamilton seconded the motion.

Councilmember DeLeo clarified that this is something the City funds every year.

Motion approved 4 – 0.

E AB06-190 – Resolution 1607 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Interlocal Agreement Between The Town of South Prairie And The City Of Bonney Lake For Municipal Court Services And Facilities.

Councilmember Hamilton moved to approve Resolution 1607. Councilmember DeLeo seconded the motion.

Judge Helbling introduced Peggy Levesque, the Mayor of South Prairie who was in attendance.

Motion approved 4 – 0.

Deputy Mayor Swatman announced the arrival of the two new police officers ready to be appointed. The Honorable James Helbling administered the Oath of Office to Police Officers Chad C. Kiblinger and Nathan J. Vance.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

A. AB06-185 – Resolution 1605 – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing Annexation And Utilities Agreements For Ptarmigan Ridge And Kelly Lake Park. [A3.13.12]

Councilmember Hamilton moved to approve Resolution 1605. Councilmember DeLeo seconded the motion.

Motion approved 4 – 0.

B. AB06-166 – A Motion Of The Bonney Lake City Council Accepting The 10% Petition For Annexation Area 3, Designating The Zoning As R-1, And Authorizing Circulation Of Official 60% Petitions. [A3.6.10] [O 3.2.2]

Councilmember DeLeo moved to
1.) Accept the 10% Petition to Commence Annexation Proceedings for “Annexation Area 3”, as described in Exhibit A and as identified in Exhibit B of the Petition;
2.) Upon annexation, all property within the proposed annexation area shall be assessed and taxed at the same rate and on the same basis as other property within the City of Bonney Lake, including all indebtedness existing as of the effective date of the annexation;

3.) The proposed zoning for the annexation area shall be R-1; and

4.) Authorize staff to begin circulation of the official 60% Petitions pursuant to RCW 35A.14.120.

Councilmember Hamilton seconded the motion.

Motion approved 4 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None

VIII. FULL COUNCIL ISSUES:

A. AB06-180 – Ordinance 1198 (D06-180A) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting An Updated Schedule Of Transportation Impact Fees. [F 4.3] [O 4.9.3]

Councilmember Hamilton moved to approve Ordinance 1198 (D06-180A).

Councilmember DeLeo seconded the motion.

Council discussed the problem of fees automatically increasing each year. City Engineer Woodcock explained how the fees are decided and how an outside firm conducts studies of the City to determine what projects will be required in the coming years.

Councilmember DeLeo moved to amend Section 2 with the additional language “Impact fees schedule shall be updated only by council approval”. Councilmember Bowen seconded the motion.

Deputy Mayor Swatman asked for legal advice on this amendment.

At 7:52 p.m. Councilmember Bowen moved for a 10 minute break so the City Attorney could review the amendment in question. Councilmember DeLeo seconded.

Motion approved 4 – 0.

The meeting resumed at 8:06 p.m.

Councilmember DeLeo withdrew his motion for amendment.

City Attorney Dionne explained that the amending motion presented legal problems and that it will be set aside for specific amendment at a later date. Deputy Mayor Swatman explained that he is committed to helping Council members Bowen and DeLeo fix this problem of automatic fee increases.

Councilmember Bowen withdrew his second with the understanding that this would be revisited later.
Linda Youngberg, 8507 192nd Ave E, agreed that the increase should not be automatic each year and expressed dissatisfaction that she was not able to use her comment time to ask questions of the Council. Deputy Mayor Swatman explained that the comment period is for citizens to inform the Council, not the other way around.

**Motion approved 4 – 0.**

**B. AB06-180 – Ordinance 1199 (D06-180B) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting An Updated List Of Traffic Impact Fee Eligible Improvement Projects. [F 4.3] [O 4.9.3]**

Councilmember Hamilton moved to approve Ordinance 1199 (D06-180B). Councilmember Bowen seconded the motion.

Councilmember Hamilton clarified that the ordinance only lists projects which are eligible for impact fees and inquired as to how the projects are chosen. City Engineer Woodcock explained that the projects are projected for the next 20 years and are the City’s best attempts to hold back the tide of the coming traffic problems.

Linda Youngberg, 8507 192nd Ave E, asked that Council table this ordinance until more members were in attendance. She explained that she has a lot to share with council on this topic. Ms. Youngberg explained these fees are affecting tenants over and over and there are inconsistencies in how different businesses are affected by impact fees.

Deputy Mayor Swatman explained that this list of projects resulted from a long public process. He agreed there may have been inconsistencies in impact fee implementation in recent years, but noted this ordinance only addresses the actual projects and does not set new fees.

**Motion approved 4 – 0.**

**C. AB06-181 – Ordinance D06-181 – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adding A New Chapter To The Bonney Lake Municipal Code Relating To The Construction Of Mapped Streets. [A3.5.5]**

Planning and Community Development Director Leedy explained that staff had some concerns about possible contradictions with this ordinance and already developed standards in the Eastown plan. He asked that it be tabled so staff could look into it further.

Councilmember Bowen made a motion to table Ordinance D06-181. Councilmember Hamilton seconded the motion.

**Motion to table approved 4 – 0.**
D. **AB06-169** – A Motion Of The Bonney Lake City Council Approving The Preliminary Plat For Ashton Village Subject To The Conditions Recommended By The Hearing Examiner. [A3.6.10] [03.7.1]

Councilmember DeLeo made a motion to approve AB06-169. Councilmember Hamilton seconded the motion.

Planning and Community Development Director Leedy explained that this property had been set aside by the Sumner School District for a new elementary school and was later declared surplus and purchased as Ashton Village Plat.

**Motion approved 4 – 0.**

**IX. EXECUTIVE SESSION:** Deputy Mayor Swatman announced the City Council will meet in executive session for 25 minutes to discuss property acquisition pursuant to RCW 42.30.110(1)(c) and labor negotiations pursuant to RCW 42.30.140(4)(a). The session started at 8:23 p.m. At 8:50 p.m., it was announced the executive session would be extended ten minutes. At 8:58 p.m., it was announced the executive session would be extended five minutes. At 9:06 p.m., it was announced the executive session would be extended five minutes. At 9:12 p.m., it was announced the executive session would be extended five minutes. The session concluded at 9:17 p.m.

**X. ADJOURNMENT**

At 9:17 p.m., Councilmember Hamilton moved to adjourn the meeting. Councilmember DeLeo seconded the motion.

**Motion approved 4 – 0.**