

City of

**COUNCIL WORKSHOP**

*January 17, 2006*

**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"*

Audio  
Time  
Stamp ↓

**Call to Order:**

Mayor Neil Johnson called the January 17<sup>th</sup> Council Workshop to order at 5:34 p.m.

**Roll Call:**

Also in attendance were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Phil DeLeo, Councilmember Mark Hamilton, Councilmember Dave King, Councilmember Cheryle Noble, and Councilmember Jim Rackley.

Staff members attending were Administrative Services Coordinator (ASC) Don Morrison, Public Works Director Dan Grigsby, Planning and Community Development Director Bob Leedy, Interim Police Chief Buster McGehee, Senior Human Resources Analyst Jennifer Young, City Attorney Jim Dionne and City Clerk Harwood Edvalson.

**Announcements:**

Mayor Johnson advised the Council that Agenda Item #7 regarding the Downtown Plan Review Committee is not intended to be an action item this evening. He also noted that Rebecca Giles from the Bonney Lake-Sumner Recreation Department is not yet present, and announced that the Council would begin the meeting with the WIFI discussion.

**Agenda Items:**

1. Presentation: WIFI Update.

Administrative Services Coordinator Morrison informed the Council that the WIFI company, Vivato, had lost its venture capital financing and would no longer be providing sales or service for its products. He added that the 'proof of concept' phase had also been difficult and incomplete, causing interference with police radio equipment. ASC Morrison reported that Information Technology Coordinator McEwen has recommended retaining some equipment to service the Allan Yorke Park area.

In general, the City Council expressed concern that they had not been kept better informed of developments. They requested additional information on expenditures and contractual obligations. Mayor Johnson said the staff would prepare more detailed information for presentation to the Council at the next workshop.

2. Presentation: Rebecca Giles – Sumner/Bonney Lake Recreation Department.

Rebecca Giles distributed a report to the City Council, and summarized the history, including funding and staffing, of the combined recreation department. She said the program is self-

supporting with 4 full-time programmers and one full-time secretary. She said the department operates an average of 55 programs per quarter, and that all programs are housed at Sumner School District facilities. Ms. Giles responded to Council questions about fees and charges and the future of the swimming pool. She said that the costs for the programs are competitive, and noted that residents outside of Bonney Lake and Sumner city limits must pay an additional five dollars per program. She said there was a commitment on the part of the School District to operate the pool until one of the major systems fails. She said it has been determined that extensive repairs and renovation are too costly to anticipate long-term continued use of the pool. She said there appears to be popular support for the pool, but little hope in funding the \$6,000,000 price tag to replace it. The Council thanked Ms. Giles for her report and the work of the department.

### 3. Director's Reports.

Mayor Johnson thanked the Council for agreeing to the addition of this new part of the workshop agenda.

Administrative Services. ASC Morrison informed the City Council that a schedule for publication of the Bonney Lake Reporter/Council Corner is being developed. He invited immediate input for inclusion in the February utility bills. Councilmember Noble asked for clarification regarding whether the boards and commissions would be able to submit articles to the newsletter. Mayor Johnson said any of the boards and commissions would be welcome.

ASC Morrison reminded the Council that the weekend of February 18<sup>th</sup> is planned for a retreat. He also mentioned scheduled meetings at the Cities Legislative Action Conference scheduled for January 25<sup>th</sup>-26<sup>th</sup> in Olympia. In addition to meetings with state legislators, Councilmember Hamilton asked if an appointment could be arranged with Secretary of Transportation, Doug McDonald. Mayor Johnson said staff will work on arrangements.

ASC Morrison reported on the current budget process. He said the Mayor is working on a reorganization of administration for the City and hopes to have it for discussion at the next workshop. Mayor Johnson said he hopes to have materials to the Council well in advance of the workshop.

Police. Interim Chief McGehee said the business phone issue is being worked on and that Sumner has agreed in principal to answer the Bonney Lake business calls. He said he is waiting for a call from QWEST regarding the upgrade of the department phone system.

Chief McGehee said lateral officer oral boards were conducted last week. He reported that School Resource Officer Kearney attended the Bonney Lake Youth Forum.

Chief McGehee said that he is working with IT Coordinator McEwen on an internet based system for filing minor police reports. He concluded by reporting that the Annual Report will be completed by February 1<sup>st</sup>.

Councilmember Rackley asked if there will be a citizen's academy this year. Chief McGehee said the department is working on a date and curriculum.

Planning and Community Development. Director Leedy confirmed that the Home Depot Store will not open tomorrow or the next day. Mayor Johnson said store representatives are projecting a soft opening for February 22<sup>nd</sup> and a general opening for February 23<sup>rd</sup>.

Public Works. Director Grigsby reported that a lower price for manufacture and installation of the signage at Ascent Gateway has been received, but must still be advertised. He reported that necessary use agreements have been obtained on critical South Prairie Road properties to allow the widening and improvement project to move forward. He said the project will be advertised in February with the hope that construction will be completed before the start of the 2006-2007 school year.

Director Grigsby also reported that the street sweeper has completed one complete pass along SR410 and will be run every chance the weather permits. He praised his crew for their work on the recent sewer line breaks, and said the incidents highlight the need for a more aggressive sanitary sewer maintenance program. He concluded by mentioning the 2006 department goals and objectives that he emailed to the Council.

Deputy Mayor Swatman asked about the delays on the South Prairie Road project. Director Grigsby said the project was delayed about 18 months by reluctant property owners and the due process required of the city to condemn some of the properties and obtain possession and use agreements. Deputy Mayor Swatman asked if the City was required to report the sewer line breaks. Director Grigsby said because there were no spills, the City was not required to report them, but had done so anyway to the Department of Ecology and the Department of Health. Councilmember Rackley said it was refreshing to read in the papers where the City had handled these problems judiciously and professionally.

Councilmember DeLeo asked if the public would be able to request street sweeping at locations not on the City's regular schedule. Director Grigsby replied that the website schedule will include an invitation to call the department with specific requests. He added that the City does not generally do streets without a curb, but will consider specific requests.

Councilmember King asked about the City's efforts to re-ditch along some streets. Director Grigsby said that the department has proposed some projects, but needs to acquire specialized equipment through the budget process to pursue them. Councilmember King added that he is concerned for the health of Bonney Lake and Lake Debra Jane. He suggested that projects benefiting these lakes and their water courses should be a high priority.

Councilmember Bowen asked if the City owned the video equipment needed to examine its sewer lines. Director Grigsby said the City has push equipment that can do about 100 ft. of line. He said more extensive monitoring must currently be hired-out. He said the department was doing a cost-benefit analysis on the purchase of equipment. Councilmember Bowen expressed concern that there may be other potential breaks undiscovered in the system. Director Grigsby said his department is concerned, too, and will be working on a more extensive maintenance and survey program.

City Clerk's Office. City Clerk Edvalson said his office is currently conducting an inventory of records in the archive trailer. He added that he is reviewing the State Attorney General's recommended policies for public disclosure to determine where improvements to the City's policies can be made. He said his office is also assisting the Mayor's Office with details for the Town Hall Meetings, Council retreat and Council pictures.

Councilmember DeLeo asked if the Council will see the department budget requests before they are compiled into the city budget. Mayor Johnson said the budget will include an appendix with all the

department budget requests. Councilmember DeLeo also asked if street patches on Inlet Island will be smoothed. Director Grigsby said he will review the situation.

4. Council Open Discussion.

Windermere Meeting. Councilmember Rackley asked about the scheduling of a meeting at the Windermere Real Estate Offices. Mayor Johnson said the meeting is scheduled for February 2<sup>nd</sup> at 9:30 a.m. and will include himself and Councilmembers Hamilton, Noble and Rackley.

City Hall Property and Trail Head. Deputy Mayor Swatman said that in the Council's deliberations over what will be done with the city hall site adjacent to Target, consideration of the establishment of a trail head for the Fennel Creek Trail should be included. He encouraged the establishment of an easement for the trail regardless of the future disposition of the property.

Ward 3 Walking-Tour. Responding to Councilmember DeLeo's question, Director Grigsby reported that he and City Attorney Dionne walked the neighborhood below Bonney Lake Elementary School containing the outfall of Lake Bonney to see the water flow during the recent rains. He said there was no noticeable water coming from the Larios property. He said that one home had some ponding in the back yard due to a swale or depression on the property. He added that the pipes seem to be handling the overall flow. He surmised, however, that during a heavy downfall the pipes may back up. Councilmember Rackley said the Community Development Committee will discuss the topic at their meeting on January 18<sup>th</sup>. Asked to comment by Mayor Johnson, Director Leedy said the stormwater drainage that needs to be studied appears to be the portion downstream of Locust Drive to Fennel Creek. Director Grigsby said there is a budget request for funds to do a stormwater drainage basin study in that area and for the Lake Debra Jane outfall. Councilmember Hamilton asked if the money proposed in the budget was adequate for the drainage studies. Director Grigsby responded that he believes it is.

**At 6:54 p.m., Deputy Mayor Swatman moved to recess for 10 minutes. Councilmember Noble seconded the motion.**

**Motion approved 7 – 0.**

7:09:48

Mayor Johnson reconvened the meeting at 7:09 p.m. and resumed the Council Open Discussion.

Issues to Convey to Legislators. Councilmember King suggested the Council come to some consensus on the issues that the Mayor and Councilmembers attending the Association of Washington Cities Legislative Action Conference should discuss with state legislators. He urged the Council to read the Legislative Bulletins prepared by the AWC. Issues such as the possible pre-emption of City zoning and planning authority, national sales tax and local sales tax streamlining were briefly mentioned. City Attorney Dionne reminded the Council that they cannot use City facilities to favor or oppose legislative ballots. He described the public process the Council might use to adopt a resolution on a specific issue, and offered to draft a non-binding resolution. There was general consensus that there was insufficient time to pursue resolutions taking official positions for this year's legislative session.

Meeting with Dave Reichert. Mayor Johnson mentioned his upcoming meeting with U.S. Representative Dave Reichert, and invited input for his discussion.

Council Retreat. Mayor Johnson outlined a proposal for the Council retreat on February 17<sup>th</sup> – 18<sup>th</sup>. There was consensus not to have a detailed discussion of the budget, but to do more

planning. When asked how long the retreat should be, Councilmember King suggested that it be from Friday afternoon to Saturday evening. He said he thought the Council would use this retreat for planning, and have another retreat to flesh out the budget impacts and plans for implementation. Councilmember Noble said she feels this retreat needs a mix of both because the Council's plans will impact the budget preparation. Mayor Johnson said he wanted to use the retreat to discuss a vision for the City, get consensus to move forward as a unified group, and then allow staff to take the budget and flesh it out. Councilmember DeLeo asked if a walking tour of Olympia might be arranged for Sunday morning. Councilmember Johnson said he will attempt to make contacts for those who want to do a walking tour.

2006-2011 Pierce County Transportation Improvement Program. Mayor Johnson asked if the Councilmembers are interested in reviewing the Pierce County TIP. He added that he had asked Administrative Services Coordinator Morrison to review the document and extract projects that impact Bonney Lake. There was general consensus to limit their study to what ASC Morrison prepares.

Trash from Spa City. Councilmember Rackley asked if there was administrative follow-up to the letter about trash from Spa City. Director Leedy said a citation is running at \$1,000 per day. Mayor Johnson noted that the trash is actually cleaned up for now. Councilmember DeLeo asked about the mechanism for "turning off" a citation. Director Leedy said that staff will note the cleanup is complete, but will reinstitute the citation if a situation develops again.

7:40:18

5. Review of Minutes: January 3<sup>rd</sup> Council Workshop and January 10<sup>th</sup> Council Meeting.

Councilmember DeLeo asked that the reference to selling the cul-de-sac in the January 10<sup>th</sup> draft minutes be corrected to mention the sale of the City-owned lot to the neighbors. He also asked about Mr. Decker's comments regarding water hook-ups. Director Grigsby explained that the City has insufficient staff to do all the water-line hook-ups. He added that licensed contractors are doing the hook-ups with City inspections.

Councilmember DeLeo asked that a statement be inserted on page 5 of the January 10<sup>th</sup> draft minutes referencing his comments during the meeting that the Public Safety Committee had reviewed legislation several months ago from other cities severely limiting the location of housing for sex offenders. He said the Committee had decided to allow the state to first come to some resolution of the issue.

7:43:40

6. Discussion: AB06- 11 – Eastown Utilities Improvement District.

Director Grigsby said the department's staff was fully involved in the sewer breaks last week and were, therefore, unable to fully prepare for this discussion. He said that the staff has brainstormed about the milestones that will have to happen to bring this district to fruition. He added that Assistant City Engineer Budzynski will be coordinating the staff work on this issue.

Councilmember Bowen disclosed that he is a property owner in the area and asked if he can participate in discussions about this district. City Attorney Dionne said Councilmember Bowen can participate in the discussions, but probably should not vote if it comes to a vote in the future. Deputy Mayor Swatman said he hopes that the whole area will be improved, not just the north half or the south half. Councilmember Hamilton said the project should be designed along the lines proposed by developers in the area, but not so close that it can't fit the plans of other developers as needed. Councilmember Rackley suggested that the City's utility improvements be coordinated with other utilities in the area. Deputy Mayor Swatman warned the Council that a

successful improvement district would immediately open up the area for superficial development that will delay more substantial and desirable projects. He suggested that the area plan may need revision to avoid the proliferation of strip malls and espresso stands.

7:55:06

7. Discussion: AB06-09 – The Downtown Plan Review Committee Structure.

Mayor Johnson said this item is not an action item. Director Leedy explained that the Downtown Plan Review Committee flows from action last September adopting interim zoning for the Downtown. He said the information packet included with the agenda gives a feel for what has evolved for a downtown group. Councilmember Noble observed that the current committee list includes many business representatives and few representatives of the residents in the Downtown. Deputy Mayor Swatman said that the Council's determination on what to do about a civic campus will have a direct bearing on the direction for development of the Downtown. There was general consensus to delay discussion of this item until the Council could discuss the disposition of a civic campus at their upcoming retreat. Councilmember King questioned the appropriateness and potential conflict of having a Councilmember on the Downtown Review Committee. City Attorney Dionne said there is no appearance of fairness issue involved at this point, because of the committee's ad-hoc nature, and because there is no action contemplated while the committee is constituted. Deputy Mayor Swatman likened it to his role on the trail's committee. He said he tried to help provide guidance if the committee strayed too far one way or the other. Mayor Johnson observed that he was unaware there was a downtown group holding meetings until recently.

8:08:15

8. Discussion: AB06-10 – Civil Service Commission..

Administrative Services Coordinator Morrison said that Councilmember Rackley was contacted by Civil Service Commission Chairman Dalton about increasing the size of the Commission. He said the survey included in the Council meeting packet assembled by Chief McGehee indicates that the majority of cities have 3 commission members. He added that there are cities with five or some other number. He said the Chairman's concern was with the potential for violation of the Open Meeting Act when two of the three commissioner's carpool to the meetings. He said the Chairman also expressed concern about gathering a quorum for meetings. Councilmembers discussed the pros and cons of this request.

Referencing his three years experience on the Civil Service Commission, Councilmember Hamilton said they struggled at times to have a quorum for meetings. He said that a strong Secretary can do much toward helping the Commission schedule meetings. He asked about the status of the Commission's Secretary. ASC Morrison said the Commission has asked for a change, but has put this on hold. Councilmember DeLeo asked if it is common to pay Civil Service Commissioners. City Attorney Dionne responded that it is against state law to compensate commissioners. He added that they may be reimbursed for expenses. There was a majority consensus of the Council to pursue no further action on this request.

8:18:03

9. Executive Session: Under authority of RCW 42.30.110(1)(g)(i), Mayor Johnson announced the City Council will meet in executive session to discuss labor negotiations and property acquisition. He said the duration will be 45 minutes. The executive session started at 8:20 p.m. The session concluded at 8:49 p.m.

10. Adjournment

**At 8:49 p.m., Councilmember DeLeo moved to adjourn the meeting. Councilmember Noble seconded the motion.**

**Motion approved 7 – 0.**

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Harwood T. Edvalson, CMC  
City Clerk

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Mayor Neil Johnson, Jr.

Documents submitted for/at the Council Workshop of January 17, 2005:

- Bonney Lake/Sumner Recreation Department – *Council Workshop Report-January 17, 2006*  
– Rebecca Giles, Director.

[Clerk's Note: The first approximately 90 minutes of the meeting were not recorded as the result of an inadvertent error.]