

**CITY COUNCIL MEETING**

City of

**January 23, 2007  
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"*

Audio Time  
Stamp ↓

**I. CALL TO ORDER** – Deputy Mayor Dan Swatman called the meeting to order at 7:00 p.m.

A. Flag Salute – Zach Bordelon from Boy Scout Troop 172 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, Councilmember Mark Hamilton, Councilmember Dave King, Councilmember Cheryle Noble and Councilmember Jim Rackley.

Staff members present were City Administrator Don Morrison, Planning & Community Development Director Bob Leedy, Public Works Director Dan Grigsby, Community Services Director Gary Leaf, Administrative Services Director / City Clerk Harwood Edvalson, Chief Financial Officer Beth Anne Wroe, Police Chief Mike Mitchell, City Attorney Jim Dionne and Records & Information Specialist Virginia Phelan.

Deputy Mayor Swatman alerted Council that Mayor Johnson would be absent from the meeting as he was at home with a sick child.

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

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

7:02:10

D. Agenda Modifications:

**Councilmember Rackley moved to remove Resolution 1652, item F from the Consent agenda and add the draft ordinance distributed to Council as item B under full Council issues. Councilmember DeLeo seconded the motion.**

**Motion approved 7 – 0.**

**II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE**

A. Public Hearings: None.

7:03:10

B. Citizen Comments:

Quinn Dahlstrom, 6527 193<sup>rd</sup> Ave. E., spoke to the professional attitudes and hard work of both the Police Department and the Public Works Department during the City's recent storms. She said she listened to their discourse on her scanner and was impressed by the way they handled the severe and constant string of emergencies encountered. She thanked Chief Mitchell, Rick Shannon and their employees from herself, her family, and many other local families, then distributed a letter of thanks.

Don Sangesand, 5616 195<sup>th</sup> Pl. E., said the Mayor wrote that the City is dedicated to getting the Ball Park Well fixed and will not restart it until the problems are fixed. He said he attended the January 16<sup>th</sup> Council Workshop presentation by RH2 at which time there was no offering of new information or solutions to fix the problem. Mr. Sangesand said the citizen survey was a good idea, but should have been implemented a long time ago. He went on to say Bonney Lake has mismanaged its water problems and there is not enough water for the expansion of the City without raising costs. Mr. Sangesand referenced a document from January 18<sup>th</sup> wherein a Councilmember inaccurately said he was insisting there were contaminants in his water, although there were none. He said he has not been insisting there are harmful levels of contaminants; rather there is bad taste and smell. He requested the City stop leading the people on; if they will not fix the problem they should state so publicly. He concluded by recommending a contest where the winners could get an all expense trip to the next Council retreat to see how the City's money is being spent.

C. Correspondence: None.

7:12:50

**III. COUNCIL COMMITTEE REPORTS:**

[A3.6.4]

A. Finance Committee

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

1. Resolution 1645 for a Wetlands Consultant;
2. Resolution 1653 for Boat Launch Bollard system;
3. City Hall Space Needs;

4. Council Retreat, which he noted will be held at the Public Safety Building this year; and
5. Keeping sewer utility costs down

B. Community Development Committee

Councilmember Rackley said the Community Development Committee has not met since the last Council Meeting.

C. Public Safety Committee

Councilmember DeLeo said the Public Safety Committee had not met since the last Council meeting. In reference to comments made by Mr. Sangesand earlier in the meeting, Councilmember DeLeo said the City spent 3.5 million dollars on a filtering system for the Ball Park Well and had the Public Works Director and Supervisor make presentations to Council as well as RH2 consultants. He went on to say the Council would be sending out a survey to further work on the problems with customer satisfaction.

D. Other Reports:

Rainier Communication Commission.

Councilmember Rackley said he attended the recent RCC meeting on behalf of Councilmember DeLeo and new officers were elected including Ron Lucas, as President. He said they discussed County wide broadband networks, which Steilacoom is currently testing.

Pierce County Regional Council.

Councilmember King said he attended the PCRC meeting on January 18<sup>th</sup>. They also elected new officers including Mike Lonergan to the Chair and Bobbi Allison to the Vice Chair position. He said they discussed affordable housing in-depth and are working on an affordable housing strategy; the goal of which is to have housing where people work. Bonney Lake, he explained, has a fast growing base of retail jobs and is well on its way to meeting the employment target for the amount of buildable land within the City. He said affordable housing is definitely an issue for Bonney Lake and he will be sitting on a newly created sub-committee to work on this countywide. Councilmember King said there will be a lot of economic challenges to overcome and encouraged Council to attend the PCRC annual general assembly dinner at Bates Technical College on February 15<sup>th</sup> at 6:30p.m. He said they would be discussing Transportation Improvement District and buildable lands progress, as well as other PCRC topics of interest.

Councilmember Noble inquired as to when the next buildable lands report for the City would be released, to which Director Leedy stated he believes they are published every five years. Councilmember King said information is currently being gathered for the next update. He referenced some of the changes in City code which will affect the amount of buildable land inside the City and said this report should be more accurate than the previous.

Red Cross Training.

Councilmember DeLeo reminded everyone there would be training for local volunteers to learn how to assist the Red Cross during emergencies in the area. He said the training will be on February 3<sup>rd</sup> from 1:00 p.m. to 6:00 p.m. at the Senior Center and the contact would be Director Hilberg.

7:25:55

**IV. CONSENT AGENDA:** [A3.6]

- A. **Approval of Minutes:** December 5, 2006 Special Council Meeting, December 6, 2006 Council Workshop, December 12, 2006 Council Meeting, January 9, 2007 Joint Special Council/Planning Commission Meeting, January 9, 2007 Regular Council Meeting. [A3.6.2]
- B. **Checks/Vouchers:** 2006 Expenditures – Void Accounts Payable checks/vouchers #46107 thru 46180 due to computer error. Approve Accounts Payable checks/vouchers #46211 thru #46282 and wire transfer #2442321 in the amount of \$561,564.07. Approve Accounts Payable checks/vouchers #46283 in the amount of \$94.12 for utility refund.
- 2007 Expenditures – Approve Accounts Payable checks/vouchers #46106 in the amount of \$1,813.63 for utility refund. Approve Accounts Payable checks/vouchers #46181 thru #46210 in the amount of \$1,151,156.89. Approve Accounts Payable checks/vouchers #46284 in the amount of \$1836.44 for utility refund. Approve Accounts Payable checks/vouchers #46285 in the amount of \$10,030.00. [F4.9]
- C. **Payroll:** January 1-15, 2007 for checks 25636-25671, including Deposits and Electronic Transfers in the amount of \$320,377.92. [F4.9]
- D. **AB07-19 – Ordinance D07-19** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapters 13.04, 13.12 And 18.22 Of The Bonney Lake Municipal Code And Ordinance Nos. 561, 571C, 588, 692, 692A, 747, 747A, 763, 787, 828, 892, 919, 968, 988, 1073, 1083, 1094, 1100, 1129, 1192 And 12-07 Relating To Water And Sewer Connection Charges. . [A 3.5.5] [F 4.3]
- E. **AB07-24 – D07-24** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Adding A New Chapter 12.32 To The Bonney Lake Municipal Code Relating To Encroachments In The City Right-Of-Way. [A3.5.5]
- F. ~~**AB07-29 – Resolution 1652** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Ratifying And Re-Affirming Section 13.04.070 Of The Bonney Lake Municipal Code And Ordinance 1192.~~ [A 3.5.5] [F 4.3]
- G. **AB07-23** – A Motion Of The Bonney Lake City Council Setting A Public Hearing For February 13, 2007 At 7:00 P.M. In The Bonney Lake Council Chambers To Consider The Final Costs For The High Country Homes Latecomers Agreement. [A3.6.10]

**Councilmember Rackley moved to approve the Consent Agenda. Councilmember Noble seconded the motion.**

**Motion approved 7 – 0.**

7:26:15

**V. FINANCE COMMITTEE ISSUES:**

- A. **AB07-20 – Resolution 1645** – 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 Habitat Technologies As A Wetlands Consultant To Provide Services Related To Wetland Assessment. [O 3.1]

**Councilmember Rackley moved to approve Resolution 1645. Councilmember King seconded the motion.**

**Motion approved 7 – 0.**

**VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:** None.

**VII. PUBLIC SAFETY COMMITTEE ISSUES:** None.

7:27:25

**VIII. FULL COUNCIL ISSUES:**

- A. **AB07-28 – Resolution 1651** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Supporting Proposition No. 1 Of The Summer School District No. 320 For The Issuance Of Bonds For The Acquisition Of And The Modernization And Reconstruction Of Facilities. [A 1.1.1]

**Councilmember Noble moved to approve Resolution 1651. Councilmember DeLeo seconded the motion.**

Councilmember Rackley asked if the City could publish this resolution in a newspaper. City Attorney Dionne said City funds cannot be used to support a proposition forthcoming for vote, but a private citizen could if they desired. Councilmember King declared his belief that many local schools need updates or replacement, particularly Emerald Hills Elementary and Lakeridge Jr. High. He said this bond would result in a \$2.10 tax increase per \$1000 assessed home value, but as a homeowner his personal opinion is that it is worth the cost. Councilmember Bowen said he would vote for the bond at the ballot, but did not feel it was appropriate for the City to waste taxpayer's time and money on a resolution of this nature. He said the City seemed to be telling people how to vote. Councilmember Rackley said the Council is merely showing support.

**Motion approved 6 – 0 –1.  
Councilmember Bowen  
abstained.**

City Attorney Dionne said the City needs to offer the same amount of time they spent discussing this resolution to anyone who may have a view opposing Proposition 1. He said by his watch it had been 5 minutes and Deputy Mayor Swatman offered the floor to any one with opposing comments. No one chose to speak.

- B. **AB07-29– Ordinance 1220** - An Ordinance Of The City Of Bonney Lake, Washington, Ratifying And Re-Affirming Section 13.04.070 Of The Bonney Lake Municipal Code And Ordinance 1192, §1. [A 3.5.5] [F 4.3] (Relating to Water System Development Charges)

City Clerk Edvalson explained approval of this ordinance required a few procedural motions.

**Councilmember Rackley moved to take a 10-minute recess to study the ordinance at hand. Councilmember Noble seconded the motion.**

City Attorney Dionne explained the ordinance was the same as the resolution which had been pulled from the consent agenda, but the Attorney's office felt it was more appropriate to use the ordinance format since the intention was to ratify an ordinance.

**Motion approved 7 – 0.**

Recess started at 7:39 p.m. and the meeting reconvened at 7:50 p.m.

**Councilmember King moved to suspend the requirement for two readings of Ordinance 1220. Councilmember DeLeo seconded the motion.**

**Motion approved 7 – 0.**

Deputy Mayor Swatman confirmed the ordinance would not be changing the sewer rates. City Clerk Edvalson explained it would just ratify the Council's previous actions when they adopted Ordinance 1192. The City Attorney said it specifically states the rates from Ordinance 1192 would remain in effect.

**Councilmember DeLeo moved to adopt Ordinance 1220. Councilmember Rackley seconded the motion.**

Councilmember Hamilton asked about the inclusion of a memo from FCS Group in the body of the ordinance. City Attorney Dionne explained the memo is the basis for supporting ratification of this ordinance; it is an expert opinion and study supporting the Council's previous action. Deputy Mayor Swatman invited comments from the audience on Ordinance 1220. There were none.

**Motion approved 7 – 0.**

Councilmember King took a moment to clarify his earlier statement in regards to the school bond tax money. He said the net effect of the bond would be \$2.10/\$1000 assessed property value; however, the rates go down as the property values go up over time. The rate is no higher than that already provided for and though there would be some additional cost to tax payers there will not be a tax raise of \$2.10/\$1000 assessed property value.

**IX. EXECUTIVE SESSION:** Pursuant to RCW 42.30.110(1)(i) and RCW 42.30.110(1)(b) the City Council adjourned to Executive Session at 7:57 p.m. for 20 minutes to discuss litigation and property acquisition. At 8:16 p.m. they extended the executive session for 10 minutes. At 8:26 p.m. they extended the session for 5 minutes. At 8:32 p.m. they extended the session for 5 minutes. The regular Council meeting reconvened at 8:34 p.m.

**X. ADJOURNMENT**

**At 8:34 p.m., Councilmember Hamilton moved to adjourn the meeting. Councilmember Noble seconded.**

**Motion approved 7 – 0.**

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Harwood T. Edvalson, CMC  
City Clerk

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Mayor Neil Johnson, Jr.

Items submitted to the Council Meeting of January 23, 2007:

- Bonney Lake Citizen – *Thank you memo to Chief Mitchell & the Police of Officers of the City – Quinn Dahlstrom.*
- Bonney Lake Citizen – *Thank you memo to Rick Shannon & the Public Works Employees – Quinn Dahlstrom.*