Location: Bonney Lake Justice Center, 9002 Main Street East, Bonney Lake, Washington.

I. CALL TO ORDER – Mayor Neil Johnson called the workshop to order at 5:32 p.m.

II. ROLL CALL:
Administrative Services Director/City Clerk Harwood Edvalson called the roll. Elected officials attending were Mayor Neil Johnson, Deputy Mayor Dan Swatman, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Interim Police Chief Dana Powers, Assistant City Attorney Jeff Ganson, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist II Renee Cameron.

III. AGENDA ITEMS:

A. Council Open Discussion:

Pierce County Flood Control Zone Advisory Committee: Mayor Johnson gave an update regarding the Pierce County Flood Control Zone Advisory Committee. He said he attended a meeting on September 17th where the committee adopted rules and discussed different budget scenarios, assessments, and the different entities and their assessments. He said many cities that are not affected by the rivers want the assessments to be staggered. The Committee needs to have a recommendation to the Pierce County Council at the beginning of November and he believes the Committee will recommend a staggered assessment. He said a 10% opportunity fund is available, which would be approximately $80,000 for Bonney Lake. He said the cities did agree to send current stormwater utility funding information to the Committee so the Committee can get a sense on what is currently being spent on stormwater. He said the Committee is considering advising the Pierce County Council to wait a year for the recommendation so the Committee can advise appropriately.

Councilmember Rackley said he thinks the Committee should consider sewer development charges or impact fees for new construction in the flood zone to generate additional income for the flood zone. Mayor Johnson said if the County keeps allowing development to occur in flood prone areas then the County should be accountable for it. He said if the Committee suggested land use designation changes to flood control zones then the County would not be able to permit redevelopment if a flood occurs in that area. Councilmember McKibbin spoke in favor of the idea. Councilmember Lewis said certain cities should get a higher rebate than others, as the Council previously discussed. Mayor Johnson discussed the different fees assessed including the stormwater charge and the fire department connection (FDC) charge assessed to properties and how much of the opportunity fund would help to reduce rates. Councilmember Hamilton said the flood control legislature was put in place by the legislature in 1902, before people were aware of the sensitivity of the environment. He said he is curious if all of the developments that
pay stormwater fees and FDC fees are paying a double taxation, and if so, what do those funds get used for. Councilmember Lewis agreed that if a property owner develops and pays for a stormwater system which does not flood their neighbor, then they should not be charged for the stormwater and FDC fees. Mayor Johnson said he will continue to provide monthly Committee updates to the Council.

**Beautify Bonney Lake:** Councilmember Watson thanked everyone who participated in Beautify Bonney Lake, which had over 600 volunteers. He said everyone did a great job. Council especially noted what a great job the Bonney Lake football players did, and how well-managed they were by their coach.

**Take the Plunge Against Domestic Violence:** Councilmember Watson reminded all about the opportunity to participate in the 3rd annual fundraising and community education event to be held on Saturday, October 27th from 8:30 a.m. until Noon at Allan Yorke Parke. The event is a unique opportunity for individuals, organizations and businesses to support homeless families affected by domestic violence by jumping, walking, or splashing into the waters of Lake Tapps. Many of the Councilmembers said they plan to participate.

**Local Drug Infiltration:** Councilmember Watson asked Interim Police Chief Powers about the drugs infiltrating the City, especially heroin. Interim Chief Powers said there has been a noticeable increase in usage of heroin and bath salts which is very concerning. She said meth and marijuana use are still abundant, and she said the Police Department, detectives and DEA are well aware of the increased presence in all of the drugs and are working diligently to reduce the presence and risks associated with its usage.

**Eastown:** Councilmember Watson inquired about any updates regarding Eastown. Deputy Mayor Swatman said the Eastown LLC property owners had a meeting and they would be interested in partnering with the City in the $2 million sewer extension project. He said the City is also looking at the overlay surcharge for sewer development charges. City Administrator Morrison said the City Attorney is researching a legally defensible approach for such a charge. Deputy Mayor Swatman said this gives the City at least two options regarding sewer development charges that the City is looking at, and possibly another option if the Council is willing to consider it.

**Red Robin Development:** Mayor Johnson said the City is working with Red Robin Restaurants regarding their interest in coming to Bonney Lake and has been talking with Master Builders Association staff about doing some research regarding economic development incentives and making sure all of the criteria is legal and that any developers that applied for an incentive are guided appropriately. Councilmember Watson inquired about development behind Target. Community Development Director Vodopich said there has not been any new information regarding Red Robin.

**Public Safety Open House:** Councilmember Hamilton reminded everyone that the Public Safety Open House hosted by East Pierce County Fire & Rescue will be held on Saturday, September 29th from 1:00 p.m. to 4:00 p.m. at the Public Safety Building, located at 18421 Old Buckley Highway East.

**Naches Trail Tour:** Councilmember Hamilton said he plans to attend the tour of the Naches Trail that the Greater Bonney Lake Historical Society is hosting. He said the history of the trail will be given and the different phases of use of the trail. He said the
tour will be on Saturday, September 29, 2012 at 1:00 p.m. and will start at the Foothills Museum in Buckley, located at 130 N River Avenue, in Buckley, WA.

Milotte Wildlife Film Festival: Councilmember Hamilton reminded everyone about the October 20, 2012 Milotte Wildlife Film Festival, to be held at the Justice Center from 11:00 a.m. to 4:00 p.m. During the film festival the Greater Bonney Lake Historical Society will be showing three Disney films created by Alfred and Emma Milotte, and will discuss the history of their films, their relationship with Disney, and their legacy. Councilmember Hamilton said some of the Milotte’s filming equipment collection will be available for viewing. He said that the film “Seal Island” was the very first film done for Disney which won an Academy Award. He said the event is open to the general public and admission is free; however, donations are welcome. He said the Relay for Life team will have a small concession stand and funds will go towards their cause.

Lifeguards at Allan Yorke Park: Councilmember Hamilton said the Public Safety Committee has decided not to recommend hiring lifeguards at Allan Yorke Park. He said the Committee’s decision came down to the fact that hiring lifeguards gives a false sense of security that everyone is protected and lives will be saved. He said that he does believe that lifeguards can save lives, but, it is not a guaranteed prevention. He said the Committee wants it to be known that swimming at Allan Yorke Park is an individual’s choice and swimmers and parents need to be responsible for themselves and their actions. Mayor Johnson said Administration will support the Public Safety Committee’s recommendation. Councilmember Lewis said the best prevention is educating on a yearly basis with the schools, the community, and signage at the park. He said everyone needs to be educated and aware of the dangers of the water. Councilmember Minton-Davis asked about the effects of the decision to remove the dock. Interim Police Chief Powers said it is just a visual change, however the issue of pushing and shoving does not occur anymore. Council believe that removal of the floating dock, the new signage, education and awareness has created a safer environment at Allan Yorke Park.


The minutes were forwarded to the September 25th Meeting with no corrections.

C. Discussion: AB12-131 – Resolution 2243 – Interlocal Agreement with the Town of Eatonville for Bonney Lake to Provide Municipal Court Services.

City Administrator Morrison presented the Interlocal Agreement with the Town of Eatonville for the City of Bonney Lake to provide municipal court services to Eatonville. He said that Bonney Lake currently provides municipal court services for the Town of South Prairie, and has considered providing court for other smaller courts. The Town of Eatonville has determined that a contract with Bonney Lake for the provision of municipal court services under the Interlocal Cooperation Act would be more efficient and cost effective than providing its own facilities, materials and personnel. The Town of Eatonville has approached the City about assuming their court functions. He advised that the similar contract with South Prairie has worked well, and Court staff anticipate a seamless assumption of the Eatonville court as well. He said in 2011 Eatonville had 460 case filings, compared to Bonney Lakes 6,280 cases, which represents a 7% increase in the court’s caseload. He said that the City’s current court workload is such that court staff would be able to absorb this small increase in cases without additional staffing. The value of the contract would be approximately $50,000 per year in revenue, depending on the number and type of cases filed. He advised that the Eatonville Town Council approved
the interlocal agreement at their September 10th meeting. He also said Bonney Lake plans to review the contract with South Prairie as it has not been looked at for some time. Councilmember Watson asked about an increase in staffing; and City Administrator Morrison said it would not be necessary with the City’s current caseload and the Town of Eatonville would be responsible for all inmate costs. Councilmember Rackley asked at what point the City would have to consider hiring a full-time judge. City Administrator Morrison said that right now the City is at about 80% of a full-time judge. He said another option could be hiring a part-time commissioner.

By Council consensus the proposed resolution was forwarded to the September 25, 2012 Meeting for action.

D. Discussion: Metropolitan Park District and Park Facilities Options.

Facilities & Special Projects Manager Gary Leaf provided an update regarding the Metropolitan Park District (MPD) and Park Facilities Options. He said the Mayor is scheduled to meet with the Park Board on September 24th to discuss the Park Plan Options. He advised Council that on Thursday, September 27, 2012, at 6:00 p.m. the City will be hosting a second Park Summit at the Justice Center to gauge the current level of interest in and support for a April 2013 voter measure to provide additional park funding.

Mayor Johnson said City Administration have come to the conclusion after thorough research that the Reed Property, located on Barkubein Road, is not feasible for this park plan, especially since it is outside the City limits. He said a new proposed option to be presented to the Park Board would be a remodel and other park options utilizing the Moriarty and the old City Hall property on 192nd Avenue East together to come up with a complex style field and possibly two to three miles of trails, as well as a pavilion. He is not recommending a recreational center at this time for a park bond. He said the City can look at using the WSU Forest property for one or two fields in the future. He said land is scarce and if Council is adamant on using the Reed property then he will do it, but, he wants to make sure the land is sellable and thinks having park proposals within City limits is a better idea.

Councilmember Rackley said he really supports this plan and he would like staff to get advice from a city that has already gone through this type of funding to find out about their marketing program. He wants to see the plan done professionally and marketed accordingly. Mayor Johnson said he wants to make sure that whatever recommendation comes back from the Park Board and the Park Summit that the City’s recommended proposal is fully identified and presented.

Facilities and Special Projects Manager Leaf said he and City staff have been working on identifying other properties within the City to consider for a future sports complex

Councilmember Watson said he really likes the pavilion idea and wants to encourage a recreational center. He read a letter from a local father who would love to see a sports facility in Bonney Lake as his family are currently going to neighboring cities to swim, dine, etc. Mayor Johnson said that until things are decided in Summer for the Orton Junction property he wants to wait and see what need is truly needed and in what phases. He said the City needs to lay out the plan and take it in phases.

Councilmember Hamilton commented about a previous comment from Councilmember Minton-Davis about property in Eastown for a community center as an anchor and then
develop it commercially from there. Mayor Johnson said that does sound like a good idea, but, the City would need to find the right property for the right value.

Councilmember Lewis said he is continually being asked by students and parents about where and when they are going to see fields and parks. He said a large amount of the population do not want to be outside in the rain, but, they love performing arts and indoor recreation. He would like to see an option for citizens to have indoor activities for kids and residents to have an indoor community center. He said not all residents live near Allan Yorke Park, and with no local transit services that there should be recreational options throughout the City.

Mayor Johnson said a proposed pavilion could also serve as a recreation center and the City needs to be practical about the space needed for the different proposed facilities, fields and trails. Councilmember Minton-Davis said the pavilion is really a multi-use facility that could have classrooms, fitness facilities, etc. She wanted to know if the idea at the Parks Summit II is to figure out the next step of the Parks Plan. Mayor Johnson said the main component is usage of the Reed property and to discuss the trails and the use of other properties. Councilmember Minton-Davis said there were two options for the ropes courses and a playground at the Midtown Park (WSU Forest) and she would like to see them added to the Parks Plan as they are minimal in cost.

Councilmember Watson asked about the idea of putting Astroturf on the fields. Mayor Johnson said the best way to fully utilize the fields is to install turf on them as they last much longer, require less maintenance, allow for multipurpose sports usage throughout the year, and still allow continued use of Allan Yorke Park for the events that occur there. It was mentioned that instead of utilizing Allan Yorke Park for Bonney Lake Days to possibly move it to Main Street or even the proposed pavilion. Mayor Johnson said he wants to see the pavilion as part of the civic campus.

Councilmember Hamilton asked about what would be on the proposed April 2013 ballot. He wanted to know if there would be two items on the ballot, one being the MPD, and another measure for the bonds. Facilities and Special Projects Manager Leaf said it would just be the MPD, which would impose the $15 million levy to issue bonds. Mr. Leaf said that the City could eventually bring forward another bond during another election. City Administrator Morrison said the ballot issue would list the projects under the MPD and would give the City the authority to impose a levy. Mayor Johnson said it depends on what the voters want and how they want to proceed. He asked City Administrator Morrison about the levy cap and City Administrator Morrison said the City will need to completely list the projects associated with the levy.

Deputy Mayor Swatman said once the MPD is created the amount is set. Facilities and Special Projects Manager Leaf confirmed that the City would be locked into the amount set in the ballot issue, unless it is taken back to the voters. Assistant City Attorney Jeff Ganson advised that the levy capacity is statutory and so the yes or no question that the voters would be asking is would they support a park bond or a MPD.

Mayor Johnson asked which is better for the funding, a park bond or a MPD. Councilmember Lewis asked if it could be limited to a certain amount/percentage and spelled out for the voters. Facilities and Special Projects Manager Leaf said he thinks the City needs clarification on City Attorney Ganson's legal opinion regarding the levy capacity so they can advise the residents and voters appropriately.
Councilmember Watson said if a MPD is approved when would the next action occur. Mayor Johnson said if a MPD is approved then the City could move forward with the projects included in the Plan, and then the City could show the voters what the next phases are planned for a future park bond. Councilmember Watson said he thinks maybe it would be better for the City to just propose a park bond, as it would be easier. Deputy Mayor Swatman said it is his opinion that a park bond would never get passed. City Administrator Morrison said the challenge of getting a park bond passed, is that even if it is passed, the City still has no money available to pay for projects.

Facilities and Special Projects Manager Leaf spoke about the City of Forks which had a park bond pass, but, the MPD operations and maintenance ballot item did not pass so the facility was closed down.

Deputy Mayor Swatman said the City needs to educate the public about the MPD and explain that it is the funding mechanism available to complete these projects.

Mayor Johnson said this is the time for voters to step up and speak about what they want to see in Bonney Lake. He said there are a lot of energetic people ready to support a MPD and he has no concerns standing behind it.

Councilmember Hamilton asked Assistant City Attorney Ganson if the City is allowed to support a public information campaign at the same time it is asking voters to propose a MPD. Assistant City Attorney Ganson said it is valid to have the City put out communications regarding initiatives the City is considering, even connecting it to the MPD proposal. The communication to the public needs to be normal and regular regarding the City’s suggested proposals.

Councilmember Lewis said the City has done open houses, and promoted public information campaigns. He said he does not see a difference in making decisions on behalf of the residents and voters as to what the proposals and initiatives will be, as that is what the voters elect us for. He said as long as the City is just making open statements and getting information out there, it is acceptable and what Council is elected to do.

Mayor Johnson said he would like staff to work with Assistant City Attorney Ganson to make sure the language is clear to the residents and voters regarding what the City is promoting in the projects list and the proposed MPD.

IV. ADJOURNMENT:

At 7:11 p.m., Councilmember Rackley moved to adjourn the Council Workshop.
Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Items presented to Council at the September 18, 2012 Workshop:
- Letter from Thad Huff, Lead Pastor of Open Life Church – Councilmember Watson.