

COUNCIL WORKSHOP

City of

**February 3, 2009
5:30 p.m.**



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.

AGENDA

"Where Dreams Can Soar"

*The City Council may act on items listed on this agenda, or by consensus give direction for future action.
The council may also add and take action on other items not listed on this agenda.*

Call to Order: Mayor Neil Johnson @ Bonney Lake City Hall – 19306 Bonney Lake Blvd.

Roll Call:

Elected Officials: Mayor Neil Johnson, Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Dave King and Councilmember James Rackley.

Expected Staff Members: City Administrator Don Morrison, Public Works Director Dan Grigsby, Director of Planning and Community Development John Vodopich, Police Chief Mike Mitchell, Chief Financial Officer Al Juarez, Community Services Director Gary Leaf, Administrative Services Director/City Clerk Harwood Edvalson and City Attorney Jim Dionne.

Agenda Items

- | | <u>Estimated Time</u> |
|---|-------------------------|
| 1. Council Open Discussion. | (20 Mins.) |
| 2. Review of Council Minutes: January 6, 2009 Council Workshop , January 13, 2009 Council Meeting , January 10, 2009 Special Joint Council/Planning Commission Meeting and January 27, 2009 Council Meeting . | (5 Mins.) |
| 3. Discussion: AB09-11 – D09-11 – Building Height Definition. | (15 Mins.) |
| 4. Discussion: AB09-12 – D09-12 – Permit Extensions. | (20 Mins.) |
| 5. Discussion: AB09-23 – Resolution 1878 – Naming Policy for City Parks and Facilities | (20 Mins.) |
| 6. Discussion: AB09-10 – Resolution 1899 – Naming the City Owned Right of Way at the Intersection of Church Lake Rd, Sumner-Buckley Hwy and Locust Ave as Miller's Corner. | (15 Mins.) |
| 7. Discussion: AB09-25 – D09-25 – Adoption of New Parking Stall Dimensions. | (20 Mins.) |
| 8. Executive Session: Pursuant to RCW 42.30.110, the City Council may meet in executive session. The topic(s) and duration will be announced prior to the executive session. | <i>To Be Announced.</i> |
| 9. Adjournment. | |

For citizens with disabilities requesting translators or adaptive equipment for communication purposes, the City requests notification as soon as possible of the type of service or equipment needed.

THE COUNCIL MAY ADD AND TAKE ACTION ON OTHER ITEMS NOT LISTED ON THIS AGENDA

CITY COUNCIL WORKSHOP

January 6, 2009
5:30 p.m.

DRAFT MINUTES



"Where Dreams Can Soar"

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.

Website: www.ci.bonney-lake.wa.us

Audio Time
Stamp ↓

Call to Order:

Mayor Neil Johnson, Jr. called the Workshop to order at 5:30 p.m.

Roll Call: [A1.3]

City Clerk Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember David King, and Councilmember James Rackley.

[Staff Members in attendance were City Administrator Don Morrison, Chief Financial Officer Al Juarez, Community Development Director John Vodopich, Police Chief Mike Mitchell, Community Services Director Gary Leaf, City Engineer John Woodcock, City Attorney Jim Dionne, Administrative Services Director/City Clerk Harwood Edvalson and Records & Information Specialist Susan Duis.]

Agenda Items:

5:33:39

- I. **Action: AB09-08 – Resolution 1912** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Contract with the Bonney Lake Police Guild for a Labor Agreement Covering the Police Officers and Support Services.

Deputy Mayor Swatman moved to approve Resolution 1912. Councilmember Bowen seconded the motion.

Police Chief Mitchell reminded the Council of their previous discussion of the Guild contract in October, 2008. He said due to a misunderstanding, the contract process was not completed and is coming before the Council now for approval. He said there are a few changes from the contract reviewed in October, mostly due to updated information or errors in the original. For example, the insurance coverage had to be changed because the carrier eliminated some services. He said any changes would be ratified through Memorandums of Understanding with the Guild.

Chief Mitchell said the Police Department wages are about \$200 per month below the median for cities of similar size, and the new contract brings wages up to near the median range. Councilmember Decker asked if the department is satisfied with their insurance carrier. Chief Mitchell said they are happy with the coverage they receive. Mayor Johnson said he fully supports the three-year contract and congratulated the Chief for his hard work.

Motion approved 7 – 0.

5:38:31

2. **Discussion:** AB09-06 – Resolution 1910 – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Opposing Proposition 1, Charter Code City.

Councilmember Carter said she submitted the item for discussion as the election for Proposition 1 is February 3, 2009. She said citizens have the right to vote on the issue, but said the amount of time and money required is too great, and there is no clear reason behind the proposition to change the form of government. City Attorney Dionne said the law gives councils the opportunity to express opposition or support for propositions in the form of a motion, resolution or ordinance, and the proposed resolution is an appropriate way to voice a majority opinion of the Council. He said those opposed to the proposed resolution have equal opportunity to speak, and Citizens also have an opportunity to speak on the issue.

Councilmember Decker asked how much time and money Councilmember Carter expects will be needed. Councilmember Carter referred to the information that has been provided by the City on its website. She said if Proposition 1 passes, the Charter Commissioners will have 180 days to write the charter, and the charter will come on the next ballot along with any new elected positions and any current positions that are up for election. She said citizens are expressing confusion and she wants to be sure they are getting the information they need. Councilmember Decker said the information the City has provided online is misleading. Mayor Johnson said the same document has been included by the Pierce County Auditor with election materials in print and online.

Councilmember Bowen said he will abstain from voting on proposed Resolution 1910, as he believes the people can vote without his recommendation. He said he feels that if he votes on Resolution 1910, it tells citizens that he wants them to vote a certain way. Councilmember Hamilton said he understands Councilmember Bowen's point but feels this situation is different from a park bond or an issue outside the City. He said it is important to clearly communicate to citizens that the Proposition did not come from the Council and whether the Council supports it. Councilmember Rackley and Mayor Johnson said citizens have asked them why the City initiated the proposition, why the City would spend money on this, etc., and have had to explain to citizens that this is not a Council-initiated proposition. Deputy Mayor Swatman agreed with Councilmember Hamilton. He said the Charter process is complicated, long and possibly costly.

Councilmember King spoke in favor of proposed Resolution 1910. He suggested rephrasing the sentences in section E. to declarative statements rather than questions, and eliminating a sentence about Charter Commissioners' qualifications. Deputy Mayor Swatman and Councilmembers Bowen, Carter, Hamilton and Rackley spoke in favor of Councilmember King's proposed revisions. Councilmember Carter suggested amending Section B to add language about the City Council: "This proposition is not necessary, was not initiated by the City Council, and the voters have already spoken regarding adoption of the council-manager plan of government."

Councilmember Decker said the proposed resolution refers to "Councilmember Decker's" petition, but the Charter proposition comes from two separate petitions with over 1,000 signatures. He said citizens will be concerned about how the Council has acted and acts in the future. Councilmember Carter said the City's resolution log shows that the Council has passed similar resolutions stating the Council's position on an issue

as far back as 1972. Councilmember consensus was to bring the proposed resolution forward to the January 13, 2009 Meeting for action.

5:59:19

3. **Council Open Discussion.**

Letter to the Editor

Mayor Johnson provided Councilmembers with his memo regarding a letter to the editor that was published in the January 7, 2009 Bonney Lake Courier Herald. He said he wanted the Council to be aware and to get all the facts.

Federal Stimulus Package

Councilmember Bowen asked for an update on projects submitted for possible federal stimulus package funding. Mayor Johnson said several items were submitted and the Puget Sound Regional Council will qualify and rank area projects at their meeting next week. Councilmember Bowen said citizens asked him if sewer projects in Easttown were submitted. City Administrator Morrison said they were not, as they are still in the design phase and not ready for construction. He added that this project would not create as many jobs as others.

Snow Removal

Councilmember Hamilton congratulated Public Works staff for dealing with the recent snowfall. He said the City roads were in good shape, but the County roads, where deicer mix was used, were in better condition. Mayor Johnson said Director Grigsby is working with the County on a possible agreement for maintaining major roads in future snowstorms. Mayor Johnson said there was great communication between Public Works, the Police Department and City Hall during the storms, and Bonney Lake was better off than other cities in the area. Deputy Mayor Swatman also thanked staff, and said he is glad they are looking at other options to improve road conditions. He said many small businesses in the City did a better job clearing sidewalks, entrances, and parking lots than large stores did after the snow. Mayor Johnson said he would add something to the newsletter, and asked Chief Mitchell to bring up snow clearing issues with business owners during their next regular meeting. Mayor Johnson also thanked local business Corliss Redi-Mix for providing sand to Public Works crews when they ran out late at night during the storm. Councilmember Decker said the staff did a great job clearing roads without using salt, which is very corrosive and damaging to vehicles.

Speed Limit Sign

Councilmember Rackley said one speed limit sign on Myers Road was changed to 30 MPH, but another still reads 25 MPH. John Woodcock said he would work on the error.

Council Retreat

Councilmember Carter asked about plans for the Council Retreat, noting that the AWC Legislative Action Conference is on February 18-19, 2009. City Administrator Morrison said he planned to wait until after the Special Election and AWC conference, and asked Council to provide feedback on possible dates and locations.

Sidewalk Grant

Councilmember Carter congratulated the City on the recently announced grant award for sidewalks along SR 410 in Midtown. She said she received a lot of positive feedback from citizens. Mayor Johnson thanked staff for their hard work and said the City received well over \$2 million in grant funds recently. Councilmember Decker

asked if the speed limit would be lowered once the sidewalk is installed. City Engineer Woodcock said the State decides speed limits, and the City can ask the State to evaluate highway speeds. He said the sidewalk will be installed past the roadway and shoulder, and likely would not lead to a change in the speed limit on 410.

Chamber of Commerce Awards Banquet

Councilmember Carter reminded Councilmembers of the upcoming Chamber of Commerce awards banquet on January 31, 2009.

Police Chase

Councilmember Carter congratulated the Police Department for their participation in the successful high-speed chase in Puyallup on January 2, 2008.

Emergency Operations Center

City Administrator Morrison attended a joint emergency management meeting earlier in the day regarding the heavy rains expected in the next two days. He said the City has been asked to activate the Emergency Operations Center on the morning of January 7, 2009 to support Sumner's emergency management efforts. He said the City will help Sumner and Orting with sandbagging and said there is some chance of landslides in the Bonney Lake area.

Planning Commission Updates

Deputy Mayor Swatman said the first joint meeting between the Council and Planning Commission is January 20, 2009. He asked Councilmembers to think of potential items for the Planning Commission work plan. He suggested looking at townhomes, minimum density in R-2 and R-3 zones, and where to allow Accessory Dwelling Units.

Annexation Study

Councilmember Rackley asked for an update on the annexation study. Director Vodopich said the draft study is under review, and the City Administrator and Chief Financial Officer are working on the economic portion. He said the consultants working on the study (AHBL) will probably brief the Council on the study in February. Councilmember Decker asked when the City will reach a population of 25,000 or more, as the City will become responsible for maintaining SR 410 at that point. Director Vodopich said the annexation process depends on study results, Council action, and elections, and may take several years.

6:20:50

4. **Review of Council Minutes:** November 25, 2008 Council Meeting, December 2, 2008 Council Workshop, December 9, 2008 Council Meeting and December 16, 2008 Council Workshop.

Councilmember Carter complimented the City Clerk's office on the content of the meeting minutes, and said she had no corrections to offer. By consensus of the Council, the minutes were moved forward for approval at the January 13, 2009 Meeting.

5. **Discussion:** ~~AB09-11~~ ~~D09-11~~ ~~Building Height Definition.~~
This item was pulled from the agenda, to be discussed at a future workshop.
6. **Discussion:** ~~AB09-12~~ ~~D09-12~~ ~~Permit Extensions.~~

This item was pulled from the agenda, to be discussed at a future workshop.

6:21:30

7. **Discussion:** AB09-13 – Parliamentary Rules for Boards and Commissions.

Administrative Services Director/City Clerk Edvalson asked the Council for input on adopting parliamentary rules for the City's appointed boards and commissions. Mayor Johnson said the Park Board will begin holding meetings in the Council Chambers and record all meetings, like the Council, Planning Commission and Design Commission. The City Clerk asked for input on whether the boards and commissions should be required to use the same parliamentary rules and procedures as the Council.

Councilmember Decker spoke in support of making Sturgis' Standard Code of Parliamentary Procedures the standard for all boards and commissions. Councilmember Bowen spoke against requiring use of the Procedures. He said people can use them to make mischief, dominate meetings and bully others. Councilmember Decker said all councils, board and commissions are required by law to use some procedure; City Attorney Dionne said there is no legal requirement to use a particular set of procedures.

The City Attorney advised using the Standard Code of Parliamentary Procedures as a guide for boards and commissions, which would help them resolve issues and have efficient meetings. Council consensus was to make the Standard Code of Parliamentary Procedures a guide for appointed boards and commissions, but not a requirement. In addition, consensus was to provide boards and commissions with a copy of the procedures book (or excerpts) and a training seminar on meeting procedures.

6:33:55

8. **Discussion:** AB09-15 – D09-15 – Updates to the Floodplain Code.

Director Vodopich said a representative from the Department of Ecology visited the City and deemed the floodplain code inadequate. He said since the City participates in the National Flood Insurance program, he's recommending that the Council repeals the old code and adopts the State's model floodplain code by ordinance. Councilmember King asked what areas of Bonney Lake are most affected by the floodplain code. Director Vodopich said areas near Fennel Creek apply, and there are only about 15 flood insurance policies in effect in the City currently. He said it's important to keep the code up to date and consistent to avoid problems with floodplain insurance.

Councilmember King said as the City grows, staff are kept very busy simply keeping things functioning, and do not have time to go through the code to keep elements up to date when new state and federal regulations come into effect. He recommended the City initiate a procedure to review sections of the municipal code on a schedule. Director Vodopich agreed, and said Community Development staff started a list of portions of the code that need to be cleaned up. City Administrator Morrison agreed and hopes to set up a process to identify and prioritize code updates. He said it will take some time to review all the municipal code, but it is essential. Council consensus was to forward D09-15 to the January 13, 2009 meeting.

6:42:26

9. **Executive Session:**

Pursuant to RCW 42.30.110(1)(b) and RCW 42.30.110(1)(i) the City Council adjourned

to an Executive Session with the City Attorney at 6:43 p.m. for fifteen minutes to discuss current litigation. The Workshop reconvened at 7:03 p.m.

7:03:03

10. **Adjournment:**

At 7:03 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Bowen seconded the motion.

Motion approved 7 – 0.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items submitted to the Council meeting of January 6, 2009:

- City of Bonney Lake – *Memo from Mayor Johnson to Council Members re: Budget Status* – Mayor Neil Johnson.

CITY COUNCIL MEETING

January 13, 2009
7:00 P.M.

DRAFT MINUTES

City of



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.

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Audio Time Stamp ↓

I. **CALL TO ORDER** – Mayor Neil Johnson, Jr. called the meeting to order at 7:01 p.m.

A. **Flag Salute** – Boy Scout Troop #548 led the audience in the Pledge of Allegiance.

B. **Roll Call:** [A 1.3]

City Clerk Edvalson called the roll. In addition to Mayor Neil Johnson, Jr., elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Dave King and Councilmember Jim Rackley.

[Staff members in attendance were City Administrator Don Morrison, City Attorney Jim Dionne, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Police Chief Mike Mitchell, Community Services Director Gary Leaf, Administrative Services Director/City Clerk Harwood Edvalson and Records & Information Specialist Susan Duis.]

C. **Announcements, Appointments and Presentations:** [A 3.6.9]

1. **Announcements:**

Mayor Johnson asked Councilmembers to be sure to use their microphones when speaking for good quality recordings.

Mayor Johnson announced that Assistant Public Works Director Rick Shannon submitted a letter saying he will be retiring on January 31, 2009. A retirement party is scheduled for January 31, 2009, and those who want to attend should coordinate with Public Works for tickets. Mayor Johnson said Mr. Shannon will be greatly missed.

2. **Appointments:**

a. **AB09-19** – Motion of the Bonney Lake City Council to Confirm the Mayor's Appointment of Karen A. Witters as a Park Board Commissioner.

Councilmember Decker moved to approve the motion. Deputy Mayor Swatman seconded the motion.

Mayor Johnson said Karen Witters was unable to attend the meeting, but she is very excited about joining the Park Board. She will replace Leota Musgrave on the board.

Motion approved 7 – 0.

3. Presentations: None.

D. Agenda Modifications: None.

7:05:28

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None. [A 3.6.12]

B. Citizen Comments: [A 1.5]

Louisa Smith, 20112 Church Lake Rd., said the Food Bank received sufficient donations to purchase a newer refrigerated truck and had extra funds left over for insurance and fuel costs. She said funds came from a Muckleshoot Tribe grant, community organizations and individuals. Mrs. Smith also thanked the City staff responsible for setting up the Christmas decorations at Ascent Park. She said they looked very nice and classy. She also thanked the Public Works crew for their work during the winter weather. She said Bonney Lake took better care of its streets, and therefore its citizens, than other cities in the area. She said in years past the roads were not cleared. She appreciated that when potholes appeared after the snow they were filled within a couple of days.

Mayor Johnson agreed with Mrs. Smith's comments and said Public Works and the Council should be proud of the staff's work. He said he is reviewing the City's response internally with the Police Chief and Public Works Director to see what can be done better in the future.

C. Correspondence: None. [A 1.2]

7:10:31

III. COUNCIL COMMITTEE REPORTS: [A 3.6.4]

A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and discussed proposed Resolutions 1907 (a grant for historical markers), 1911 (Chamber of Commerce service agreement) and 1914 (courier services contract).

B. Community Development Committee: Councilmember Rackley said the committee met on January 6, 2009 and forwarded the following items to the Meeting agenda: D09-15 (flood plain regulations), Resolution 1908 (sewer developer extension agreement), Resolution 1913 (water developer extension agreement), and AB09-02 (project completion).

C. Public Safety Committee: Councilmember King said the committee met on January 5, 2009 and forwarded two items to the agenda: Resolution 1901 (Buckley jail services contract addendum) and Resolution 1906 (detective vehicle lease). The Committee also worked on setting goals for 2009 and on revisions to a Memorandum of Understanding for the Auto Theft Task Force agreement. The Committee's next meeting is February 2, 2009.

D. Other Reports:

Vets Meet Vets

Mayor Johnson said he attended the 'Vets Meet Vets' event in Buckley on January 10th. Mayors from all the cities on the plateau attended. He said he met veterans from Bonney Lake who asked about services for veterans in the City. Mayor Johnson said he got them in touch with the Veteran's Memorial Committee and is looking at options including making space available for a volunteer to help veterans with claim forms or other services.

Eagle Scouts Ceremony

Mayor Johnson attended a ceremony for Eagle Scouts in a Court of Honor on January 10, 2009. He said three Eagle Scouts from Bonney Lake and three from Sumner all did service projects in Bonney Lake. Brian Judkins worked on landscaping at Madrona Park; Nathan Judkins built a kiosk at Mardona Park; Jon Conklin constructed geese nesting houses on the lake; Jon Ingroum installed a flag pole and flag at the Bonney Lake High School football field; Willy Bulzomi built a kiosk at Allan Yorke Park; and Michael McConkey worked on landscaping, signs and benches at the Lake Jane pool and courts. Mayor Johnson said Jon Ingroum raised \$2,500 through fundraising after a donor withdrew. Mayor Johnson thanked the Eagle Scouts for their projects and said the Cub Scouts, Boy Scouts and Eagle Scouts are doing great things in the community. He encouraged anyone who wants to participate in projects like these to contact Community Services Director Gary Leaf.

Ascent Park Decorations

Mayor Johnson thanked Community Services staff for their work decorating Ascent Park. Councilmember King said he had given the staff a hard time about the cost of LED lights for the gateway, but he has heard many compliments this year. He said the lights are energy efficient, look great and will last many years.

7:19:51

IV. CONSENT AGENDA: [A 3.6]

- A. **Approval of Corrected Minutes:** November 25, 2008 Council Meeting, December 2, 2008 Council Workshop, December 9, 2008 Council Meeting and ~~December 16, 2008 Council Workshop~~. *Moved to Full Council Issues, Item B.*
- B. **Accounts Payable Checks/Vouchers:** Accounts Payable checks/vouchers #53776 thru #53883 (including wire transfer #'s 11122008 & 91000022) in the amount of \$784,058.14; Accounts Payable checks/vouchers #53884 thru #53901 in the amount of \$2,019.99; Accounts Payable checks/vouchers #53902 thru 53972 in the amount of \$393,132.79; Accounts Payable checks/vouchers #53973 thru 54069 (including wire transfer #4215791) in the amount of \$192,098.90; Accounts Payable checks/vouchers #54070 thru 54073 in the amount of \$1,070.68; Accounts Payable checks/vouchers #54074 thru 54074 in the amount of \$2,228.92.
- C. **Payroll Certification:** Payroll for December 1-15th, 2008 for checks 27807-27812, including Deposits and Electronic Transfers for \$ 106,574.69 (Police Department); and Payroll for December 1-15th, 2008 for checks 27813-27842, including Deposits and Electronic Transfers for \$ 252,156.13 (AFSCME and Non-represented). Payroll for December 16-31st, 2008 for checks 27843-27852, including Deposits and Electronic Transfers for \$ 174,689.04 (Police Department). Payroll for December 16-31st, 2008 for checks 27853-27889, including Deposits and Electronic Transfers for \$ 387,593.32 (AFSCME and Non-represented).

- D. **AB09-15 – Ordinance D09-15** – An Ordinance of the City of Bonney Lake, Pierce County, Washington, Amending Bonney Lake Municipal Code Sections 16.20.030, 16.20.040, 16.20.060, and 16.20.070, and Their Underlying Ordinances; Repealing BLMC Chapter 16.26, and its Underlying Ordinances; and Adding a New BLMC Chapter 16.26 to Allow for Adequate Flood Control Regulations.
- E. **AB09-01 – Resolution 1907** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing the Mayor to Sign a Grant Agreement with Pierce County to Place Historical Markers in Bonney Lake.
- F. **AB09-04 – Resolution 1908** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Sewer Developer Extension Agreement with Michael R. Mastro for the Sunrise Manor Estate Project.
- G. **AB09-09 – Resolution 1913** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Water Developer Extension Agreement with Puget Sound Energy Company.
- H. **AB09-16 – Resolution 1901** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing the Mayor to Sign the 2009 Buckley Jail Service Contract Addendum.
- I. ~~**AB09-18 – Resolution 1906**~~ – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Contract with Northwest Fleet Lease, Corp. *Moved to Full Council Issues, Item C.*
- J. **AB09-02** – A Motion of the City Council of the City of Bonney Lake to Accept as Complete the Bonney Lake Blvd/183rd/Locust Roadway, Sidewalk and Watermain Improvements Contract with Les Russell Construction.

Councilmember Decker requested to move the December 16, 2008 Workshop Minutes to Full Council Issues, Item B., and to move Resolution 1906 to Full Council Issues, Item C.

**Consent Agenda approved 6 – 1.
Councilmember King voted no.**

V. **FINANCE COMMITTEE ISSUES:** None.

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

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

VIII. **FULL COUNCIL ISSUES:**

7:24:56

- A. **AB09-06 – Resolution 1910** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Opposing Proposition 1, Charter Code City.

Councilmember Rackley moved to approve Resolution 1910. Councilmember Carter seconded the motion.

Administrative Services Director/City Clerk Edvalson said two people had signed up to speak on the issue, Debbie McDonald and Melissa Johnson. City Attorney Dionne advised the Council that for this type of item, the Council should vote on the Resolution without any citizen comment. After the council vote, those in the audience who wish to express the opposite opinion will be given the same amount of time to speak. Councilmember Decker called a point of order, saying the public was not notified of a Public Hearing on the item. City Attorney Dionne said there is no requirement for a Public Hearing for the proposed resolution. Seeing no further Council discussion, the Mayor called for the vote.

**Resolution 1910 approved
5 – 0 – 2. Councilmembers
Bowen and Decker
abstained.**

Councilmember Bowen said he abstained from voting as he always does for any issue when the Council suggests or infer which way the public should vote. Councilmember King noted that Councilmember Bowen had expressed his decision to abstain from voting at the previous Workshop.

Councilmember Decker said he wanted to explain his reason for abstaining. He said Resolution 1910 is incomplete, misleading, and does not present the true facts for the City. He said recommendations to change the resolution were not followed, and the document is not valid. Mayor Johnson asked Councilmember Decker to be brief in his explanation and asked for the City Attorney's input. City Attorney Dionne said councilmembers have the right to abstain from voting and to state their reason for abstaining. He said if a councilmember wants to discuss an item in depth, the discussion should occur before the vote. He said it is up to the Chair to decide how much time should be allowed to explain the abstention. Councilmember Decker said the document is not complete, is not accurate and needs to be reviewed before it goes further. City Attorney Dionne confirmed for Mayor Johnson that the Resolution was reviewed by the City Attorney's office and deemed legal.

Mayor Johnson asked if anyone in the audience wished to speak in opposition to Resolution 1910. There were no speakers.

- B. **Approval of Minutes: December 16, 2008 Council Workshop.** (Consent Agenda Item A.)

Councilmember Rackley moved to approve the December 16, 2008 Minutes. Deputy Mayor Swatman seconded the motion.

Councilmember Decker moved to table the minutes to the January 20, 2009 Workshop for further discussion. Councilmember Bowen seconded the motion.

**Motion to table failed 1 – 6.
Deputy Mayor Swatman and**

Councilmembers Bowen, Carter, Hamilton, King and Rackley voted no.

Councilmember Decker said p. 2 of the minutes should be revised from "Councilmember Decker objected and restated his point of order" to "Councilmember Decker objected and stated a point of order, and the Council voted on the issue without hearing the point of order." He said the rules state that when a point of order is raised, the Chair must listen to the reason for the point of order and decide whether or not it is valid, and then take the vote. He said the vote is not valid until the point of order is heard.

Councilmember Rackley said he had the floor at the time and had called for the question. He asked if that supersedes the point of order. City Attorney Dionne said it should not. He said a point of order should be recognized by the Chair, which was Deputy Mayor Swatman at the December 16, 2008 Workshop. He said the Chair has the right not to recognize a member who he feels is out of order, so the business of the meeting can continue. He said it is the Chair's authority to decide if a member of the Council has been disruptive of Council business or is in some way abusing his authority to get things done. The City Attorney said though he cannot speak for the Chair, he assumes this is what happened at the December 16, 2008 Workshop.

Deputy Mayor Swatman said the City Attorney is correct, and he felt Councilmember Decker was disrupting the business of the Council. Deputy Mayor Swatman said there was no sergeant-at-arms present, or other action could have been taken. Councilmember Decker said the Sturgis [Standard Code of Parliamentary Procedures] requires the chair to hear and make a decision on a point of order, and does not say if someone is unruly they are not heard. Councilmember Carter said Bonney Lake Municipal Code 2.04.250 refers to the preservation of order, and believes the Chair was preserving order at the workshop. Councilmember Hamilton called for the vote. Councilmember King said he would abstain from voting on the minutes as he was not present at the workshop in question. City Attorney Dionne clarified that the Council should first vote on whether to close debate, and then vote on whether to approve the December 16, 2008 Council Workshop minutes.

**Motion to close debate approved 6
– 1. Councilmember Decker voted
no.**

**Original main motion approved 4
– 0 – 3. Councilmembers Bowen,
Decker and King abstained.**

- C. **AB09-18 – Resolution 1906 – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Contract with Northwest Fleet Lease, Corp. (Consent Agenda Item I.)**

Councilmember Decker moved to approve Resolution 1906. Councilmember Rackley seconded the motion.

Councilmember Decker asked whether it would be more cost effective to purchase three vehicles rather than leasing them. Police Chief Mitchell said the lease is proposed to limit costs during lean financial times. He said purchasing three vehicles would cost about \$75,000. This two-year lease would cost less and the cars should need minimal repairs and maintenance, after which they can be returned. Councilmember Carter said she understood it is also beneficial to change the detectives' cars regularly so they are not recognized.

Deputy Mayor Swatman reminded the Council that agenda packets are available prior to Meetings, and it is appropriate to ask staff about agenda items prior to the meeting. Councilmember Decker thanked Chief Mitchell and said he is satisfied with the information he heard.

Motion approved 7 – 0.

IX. EXECUTIVE SESSION: None.

X. ADJOURNMENT:

7:48:55

At 7:48 p.m. Councilmember King moved to adjourn the meeting. Councilmember Carter seconded the motion.

Motion approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

No items were submitted to the Council Meeting of January 13, 2009.

**SPECIAL JOINT CITY
COUNCIL / PLANNING
COMMISSION MEETING**

**January 20, 2009
5:30 P.M.**

City of



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.

Website: www.ci.bonney-lake.wa.us

DRAFT MINUTES

"Where Dreams Can Soar"

Audio Time
Stamp ↓

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 5:30 p.m.

A. Roll Call: [A 1.3]

City Clerk Edvalson called the roll. In addition to Mayor Neil Johnson, Jr., elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Dave King and Councilmember Jim Rackley.

Planning Commissioners in attendance were Chairman Randy McKibben, Vice-Chairman Grant Sulham, Commissioner Winona Jacobsen, Commissioner Donn Lewis, Commissioner Katrina Minton-Davis and Commissioner Dennis C. Poulsen. Commissioner David P. Eck arrived at 5:33 p.m. Commissioner Minton-Davis left the meeting prior to adjournment.

[Staff members in attendance were City Administrator Don Morrison, City Attorney Jim Dionne, Community Development Director John Vodopich, Planning Manager Heather Stinson, Public Works Director Dan Grigsby, Police Chief Mike Mitchell, Administrative Services Director/City Clerk Harwood Edvalson and Records & Information Specialist Susan Duis.]

B. Business Items:

Before starting meeting business, Public Works Director Grigsby introduced the new Assistant Public Works Director, Charles Simpson. Mr. Simpson was selected to replace Rick Shannon, who is leaving the City at the end of January 2009. Mr. Simpson has been with the Bonney Lake staff for two weeks have transition time with Mr. Shannon. Mr. Simpson said he is glad to be in Bonney Lake, and looks forward to a lot of good challenges and the strong leadership he sees from staff and the Council. He said he was a councilman for the City of Tukwila for six years and understands the Council's perspective. He encouraged Councilmembers to let him know if they have any questions he can help with.

5:34:36

1. Discussion: AB09-21 – Planning Commission Work Plan.

Planning Manager Heather Stinson said the work plan is a continuation of last year, and offers a plan for the upcoming year. She said items on the plan should be prioritized and additional items can be added as needed during the year. She summarized the items on the draft work plan for the Planning Commission to review in 2009.

Preliminary Discussion of the 2011 Comprehensive Plan Update: Planning Manager Stinson said the City is due for a major Comprehensive Plan update in 2011. She said the Commission and Council must consider hiring a consultant, applying for grants, potential updates, etc. She said new population counts from the County should be available in late 2009 and will be used to amend the Land Use element.

Capital Facilities Element and Storm Water Master Plan: Director Grigsby said the Capital Facilities Element includes utilities (water, sewer and stormwater), transportation, parks and other utilities. He said the water portion is nearly ready, the sewer service portion is in progress, and it is unlikely they will do revisions to the stormwater section this year. He said there is no scheduled update to the transportation plan at this time. Planning Manager Stinson said they are considering whether the Transportation Plan could be adopted by reference as a separate item, rather than inserting it inside the Comprehensive Plan in its entirety.

Updating BLMC Title 14 (permitting processes); Updating Title 16 (critical areas); Updating Title 17 (subdivisions): Planning Manager Stinson said the updates to various titles in the Municipal Code relate to recommended changes brought forward by staff. The changes relate to portions of the code that are inconsistent, difficult to administer, or those that seem unfair.

Hiring a consultant to review the permitting process: The Planning Manager said the proposed consultant may not come forward due to current economic conditions.

Easttown design standards and uses: Planning Manager Stinson said City staff members have found inconsistencies between the Easttown Design Standards and C-2/C-3 zoning setback requirements. She also suggested discussion of allowed businesses in Easttown. Councilmember Rackley spoke in favor of discouraging new self storage facilities inside city limits.

Provisions for interim buildings in Downtown Design Standards and Downtown Boundary Map: The Planning Manager said there are concerns about the Downtown Design Standards and current needs in the area. She said the City is considering putting up a garage for Public Safety vehicle and seized item storage, but that might not be allowed by the design standards. She said the Downtown area map does not correspond to zoning maps for the area. Councilmember Rackley asked the Planning Commission to consider including a larger area to be part of the 'Downtown Area' map. He said the City should be careful making any inadvertent changes to design standards.

Updating the Capital Facilities Element of the Comprehensive Plan; updating references to storm water, water and sewer plans in the Comprehensive Plan; updating the Transportation Element with reference to transportation plan rather than whole plan: These items were referenced with Capital Improvement Projects, above.

Adding a Historic Preservation Element to the Comprehensive Plan: Commissioner Jacobsen suggested adding this element. Planning Manager Stinson said now is a good time to consider this addition as there is staff time available. Commissioner Jacobsen said the Historic Preservation Element also fulfills a requirement of the

Growth Management Act. Councilmember Carter said Sumner recently added this element to their plan, which could be researched for comparison.

Revising and updating Title 18 with a 'use matrix': Planning Manager Stinson said the code included a matrix of all possible uses and zones in the past, but it was removed because it had become difficult to maintain. She suggested inserting a 'use matrix' for each chapter to make the code easier to understand and to update.

Assigning a minimum density to R-3: Planning Manager Stinson said densities in R-3 zones came up during the buildable lands review, as R-3 areas are not being developed currently at estimated densities. The Planning Commission is considering options to adopt a minimum density for R-3 zones.

Updating the Comprehensive Plan Land Use Element to include CUGA subareas 1, 2, and 3; pre-zoning CUGA subareas 1, 2, and 3: Councilmember Rackley asked for an update on the CUGA study. Director Vodopich said a draft of the consultant's report is complete and the consultant will present information to Council in February.

Shoreline Master Plan Update: Planning Manager Stinson said an update to this plan is due in 2010. The department plans to apply for Department of Ecology grants to help fund the update process.

Adopting standards for cottage developments: Planning Manager Stinson said the Planning Commission would consider adopting standards for cottage developments. She said these are hybrid developments of single- and multi-family homes on a shared piece of land, marketed mainly to senior citizens. She said she thinks these developments are a great housing choice for the community. Councilmember King suggested the Planning Commission review recent cottage developments in the Western Washington area.

Councilmember Carter suggested additional items for the work plan, including incentives for green building (such as fee reduction, credits, etc.), incentives for accessible housing; and options for shared housing units. Deputy Mayor Swatman suggested review of allowing townhomes in R-2 zones; minimum density parameters for R-3 zones; commercial frontage; sidewalk requirements for commercial areas; and options to waive fees for drive-through businesses that move from a non-auto area to another part of the City. He also suggested review of parking stall sizes for different parts of the City. Councilmember Carter suggested the Commission review where Accessory Dwelling Units (ADUs) are allowed in the City. Councilmember Rackley said if the economic situation does not improve, alternative housing options like boarding rooms might need to be considered. Mayor Johnson asked staff to compile the ideas and bring it back to the next Council Workshop for discussion and prioritization.

6:10:03

2. Discussion: AB09-22 – Code Enforcement Authority Issues.

Planning Manager Stinson said this item was brought forward by recommendation of the Planning Commission. The Commission frequently looks at code enforcement issues and discusses options for enforcement. The Code Enforcement Officer has authority to write letters, but not to write citations. Mayor Johnson said he has spoken

with Police Chief Mitchell and Community Development Director Vodopich about options to add an officer in the Police Department to handle code enforcement violations. Chief Mitchell said some cities hire a limited commission officer who can write infractions and citations. He said this would help. However, if an issue goes to litigation, it can still take a long time to be resolved.

Commissioner Sulham said Code Enforcement Officer Denney Bryan got a lot of help from the temporary person hired to work weekends. However, he said other issues are not resolved quickly. Mayor Johnson said things have gotten a lot better but litigation can be lengthy and frustrating. Director Vodopich said Code Enforcement Officer Bryan works closely with the Police Department on issues such as junk vehicles. City Attorney Dionne said his office has advised the City for many years that the code enforcement position should be held by a commissioned officer. He said letters only work to a point, and though most people comply, a few simply will not and require further action. He said the City can always go through the abatement process, which can be successful legally but requires additional time and expense. He said one option would be to create an entry-level Police Department position or for someone like a retiree who does not want to do regular police work.

Director Vodopich noted recent success and cooperative efforts between the Police Department, Community Services, and DM Disposal. He said these groups teamed up to help residents clean up their property in Cedarview, allowing them to use extra space in a dumpster that was used for Bonney Lake Day projects. Councilmember Carter said more people may face difficult situations and need help during the economic downturn. Councilmember King said the Public Safety Committee has already put this issue on their agenda for 2009. He said creating a Police Department code enforcement position would be more effective, but also more expensive. He said the City is getting larger, and the friendly 'small town' approach to enforcement issues does not always work well enough to ensure citizen health and welfare. He added that the Public Safety Committee also plans to review options for low-cost nuisance vehicle removal for people experiencing financial difficulties. Mayor Johnson asked Chief Mitchell and Director Vodopich to prepare code enforcement staff options and potential budget impacts for the Public Safety Committee to review.

6:35:38

3. Open Discussion – City Council and Planning Commission Issues.

Councilmember Rackley said parking spaces are used differently in different parts of town. Commissioner Sulham said the Commission discovered that while 40% of parking spaces are for compact cars, only 20% of cars on the road are compacts. Planning Manager Stinson said the Planning Commission has been working on a recommendation, which might be ready by the February 3, 2009 Council Workshop.

On another topic, Deputy Mayor Swatman said it is very important for the Planning Commission to have broad discussion of all issues, in order to ensure all available options have been considered. He said public discussion is very important to the process. City Attorney Dionne said it is better to start with a wide ranging discussion that shows on the record. Otherwise, if an item is rewritten based on citizen input, someone can argue that other options were not considered. Commissioner McKibbin said this issue was brought up during the Commission's last short course as well.

Councilmember Bowen said one of his constituents feels he should not be required to pay sewer usage fees when he is out of town during the summer and keeps his water on only for the sprinkler system. Councilmember King said sewer fees are similar to taxes and fees for public education and transit; everyone pays for these items even if they don't use them personally. Mayor Johnson said Director Grigsby has sent some information via email already, and suggested this discussion be continued at the February 3, 2009 workshop.

Councilmember King said he will be out of town on February 2, 3, and 10 and will be unable to attend the Public Safety Committee meeting, Council Workshop and Council Meeting on those days.

Councilmember Hamilton asked Commissioners if they feel they are getting sufficient staff support or if they have any other issues. Commissioner McKibbin said he has been on the Commission for a long time and this is the best staff they have ever had. Commissioner Poulsen said it would be even better if there were two more staff members.

Commissioner Jacobsen thanked the Council, Mayor, Park Board and Director Leaf for designating the City's first heritage tree in December. She said other residents have expressed interest, and she hopes other trees will be designated.

Councilmember Rackley said the Pierce County Regional Council's annual general assembly is February 19, 2009 at Clover Park Technical College starting at 6:00 pm. He said it is a great way to meet councilmembers from other cities, and encouraged his fellow Councilmembers to attend.

Councilmember Rackley said he was recently made an alternate for the Puget Sound Regional Council Growth Management Policy Board.

Councilmember Carter said the next Sumner School District Community Leader's Breakfast is coming soon. She said she could not attend this event but encouraged others to do so.

Commissioner Lewis thanked the Council and Planning Department for the training sessions offered last year and hoped there would be more in 2009. He said it helps keep the commissioners fresh and understand current issues. Councilmember Rackley said the topics change and encouraged Councilmembers to attend training even if they have done so before. Commissioner Jacobsen said she attended a course offered by the City of Tacoma, as well.

Commissioner McKibbin asked if the Community, Trade and Economic Development budget was still intact. Director Vodopich said he believes so, as CTED is funded by various groups to ensure it keeps running.

City Clerk Edvalson said the Washington Cities Insurance Authority sets up a topic of interest for City audits each year. This year's topic is community development issues. WCIA encourages staff and councilmembers to participate in educational programs and other activities to help the City continue to qualify for membership.

6:54:20

4. Adjournment.

**At 6:54 p.m. Councilmember Bowen moved to adjourn the meeting.
Councilmember Carter seconded the motion.**

Motion approved 13 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

No items were submitted to the Special Joint City Council / Planning Commission Meeting of
January 20, 2009.

CITY COUNCIL MEETING

January 27, 2009
7:00 P.M.

DRAFT MINUTES

City of



"Where Dreams Can Soar"

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.

Website: www.ci.bonney-lake.wa.us

Audio Time
Stamp ↓

- I. **CALL TO ORDER** – Mayor Neil Johnson, Jr. called the meeting to order at 7:02 p.m.
- A. **Flag Salute** – Mayor Johnson led the audience in the Pledge of Allegiance.
- B. **Roll Call:** [A 1.3]
City Clerk Edvalson called the roll. In addition to Mayor Neil Johnson, Jr., elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Dave King and Councilmember Jim Rackley.

[Staff members in attendance were City Administrator Don Morrison, City Attorney Jim Dionne, Chief Financial Officer Al Juarez, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Police Chief Mike Mitchell, Assistant Police Chief Dana Powers, Community Services Director Gary Leaf, Administrative Services Director/City Clerk Harwood Edvalson and Records & Information Specialist Susan Duis.]
- C. **Announcements, Appointments and Presentations:** [A 3.6.9]
1. Announcements:
 2. Appointments:
 - a. **Oath of Office:** Police Officer Todd Green.

Judge Douglas Haake administered the oath of office. The Mayor and Council congratulated Officer Green.
 3. Presentations: None.
 - a. **Proclamation:** Rick Shannon Day – January 31, 2009.

Mayor Johnson read the proclamation for Mr. Shannon, who is retiring on January 31, 2009 after over 30 years of service to the City. He invited Councilmembers to the city-hosted retirement party on January 28, 2009 from 4:00 to 6:00 p.m. at the Senior Center. He said another retirement celebration is scheduled for Saturday, January 31, 2009 in Puyallup.
 - b. **Proclamation:** Pierce County Reads – Clare Murphy, Pierce County Library

Bonney Lake Branch Manager Clare Murphy read the proclamation for 'Pierce County Reads,' which runs from January through March 2009. She encouraged the community to participate in reading the book "Three

Cups of Tea” and participating in the many events offered around the County. She shared information on the book and author, and said more information is available online at www.piercecountylibrary.org.

D. Agenda Modifications:

Deputy Mayor Swatman said he had a request to move Resolution 1911, Finance Committee Issues, back to the February 17, 2009 Workshop for further discussion.

Councilmember Hamilton moved to table Resolution 1911 to the February 17, 2009 Workshop. Councilmember Carter seconded the motion.

Mayor Johnson said Councilmembers had several questions about this item, and noted that the Chamber of Commerce President was in attendance at the Meeting.

Motion approved 7 – 0.

7:15:02

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

A. Public Hearings: None. [A.3.6.12]

B. Citizen Comments: [A.1.5]

Mayor Johnson asked for input from the City Attorney on appropriate use of Citizen Comments due to the upcoming Special Election on February 3, 2009. City Attorney Dionne said because no one can use City facilities to promote or oppose a ballot issue, Citizen Comments time cannot be used to voice opinion on the ballot issue. He said it is up to the chair to uphold the statute and decide if comments indirectly support or oppose the issue.

Melissa Johnson, 4912 N Vista Drive, Bonney Lake, she said everyone has freedom of speech but she has recently seen bullying, threats, lies and rumors in newspaper and e-mails regarding herself and others in the community. She asked everyone to think about what they are saying in writing or in person and make sure they are speaking factually. She said as a citizen of Ward 5, she worked diligently within the government to get Inlet Island rezoned. She said she found the system worked well, as she could come to meetings, speak to the Council, and submit a petition with her neighbors. She encouraged her Councilmember to represent the will of his constituents and speak on behalf of the people who elected him.

Debbie McDonald, P.O. Box 7125, Bonney Lake, lives in unincorporated Pierce County but calls Bonney Lake ‘home’ as she lives, works and shops here. She thanked the Council for passing Resolution 1910. She said she fears that Community Services will lose some support due to the economic downturn. She said the summer programs at the park offer free, quality family entertainment, and more families will be looking for these activities now. She said it is good to see citizens, councilmembers, commissioners, and staff at these events. She said the Senior Center shuttle goes outside City Limits to pick up area seniors for activities. She added that Lions 4 Kids has benefited greatly from the current administration. Lions

4 Kids supports children in Bonney Lake, Buckley, Sumner, Orting and unincorporated Pierce County. She said Carol Wells-Reed lives in the Olympia area but chose to locate the children's clothing bank in Bonney Lake. She said she hopes after the election next week the Council will start getting ready for the City's 60th birthday.

Lora Butterfield, P.O. Box 7171, Bonney Lake, is the Executive Director for the Bonney Lake Chamber of Commerce. She thanked the Council for considering the proposed agreement between the Chamber and the City. She said the Chamber of Commerce includes 135 businesses, and gained eight new members so far in 2009. She invited all to attend the Chamber's awards banquet on Saturday, January 31 at 6:00 p.m. at Swiss Hall. She said the Chamber is preparing for the "Bonney Lake Labor of Love Triathlon," an Olympic triathlon event, on September 5, 2009. The Chamber is distributing 3,000 business directories to advertisers, chamber members and locations in Bonney Lake. Directories will be available at the new Bonney Lake Visitor's Center, which will be funded by the proposed agreement being considered. She said two possible locations are under consideration in Downtown and Easttown. She said economic development is the most important aspect for the Chamber, and they will assist with land development discussions and members will attend Council meetings and workshops to give and receive input.

Ms. Butterfield said the Chamber of Commerce has other goals that are not discussed in the proposed Resolution 1911. First, the Chamber wishes create a small business resource center in the future. In addition, the Chamber would like to join the South Sound Chamber Coalition as a voting member, to make sure Bonney Lake has a voice in the coalition's lobbying agenda and discussions. Mayor Johnson said the proposed resolution will be discussed again at the February 17, 2009 Workshop and invited Ms. Butterfield to attend. Councilmember Hamilton said he is interested in reviewing financial information related to the proposal.

- C. Correspondence: None. [A 1.2]

7:30:01

III. **COUNCIL COMMITTEE REPORTS:** [A 3.6.4]

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and discussed a proposed services agreement for a third-party to prepare financial statements for 2008, which will come forward in the future. The Committee is also reviewing revenues for the future.
- B. Community Development Committee: Councilmember Rackley said the committee has not met since the last Council Meeting. He said the committee notes are posted on the City web site.
- C. Public Safety Committee: Councilmember King said the committee has not met since the last Council Meeting.
- D. Other Reports:

Pierce County Regional Council (PCRC)

Councilmember Rackley attended the January 15, 2009 PCRC Meeting. He distributed the PCRC's 2040 Report to the Councilmembers for their review.

Rainier Cable Commission (RCC)

Councilmember Rackley attended the RCC Meeting on January 21, 2009. The commission passed a resolution giving cities the option to have the RCC install cameras and equipment to televise public meetings for a 10% increase in fees.

Cascade Water Alliance Meeting

Mayor Johnson said he will be meeting with Sumner Mayor Enslow, Auburn Mayor Lewis and representatives from Cascade Water Alliance (CWA) on January 28, 2009. They will discuss the water issues for the plateau and the needs of area cities, and try to show the CWA how important the lake levels and water sources are to area cities. He said he hopes the groups will move forward and resolve these issues, and will give a report to the Council at the February 3, 2009 Workshop.

7:32:30

IV. CONSENT AGENDA: [A 3.6]

- A. **Accounts Payable Checks/Vouchers:** Accounts Payable checks/vouchers #54075 thru #54134 in the amount of \$213,077.76; Accounts Payable checks/vouchers #54135 thru #54200 in the amount of \$301,790.09; Accounts Payable checks/vouchers #54201 thru 54210 in the amount of \$3,333.49; Accounts Payable checks/vouchers #54211 thru 54280 (including wire transfer # 4283661) in the amount of \$421,344.44.
- B. **Payroll Certification:** Payroll for January 1-15th, 2009 for checks 27943-27974 including Direct Deposits and Electronic Transfers in the amount of: \$ 396,483.96; Special Payroll- Uniform Allotment for Police - January 15th 2009 for checks 27890-27922 including Electronic Transfers in the amount of \$24,802.56; and Special Payroll- Leave Cash out for Police - January 15th 2009 for checks 27923-27942 including Electronic Transfers in the amount of \$41, 997.00.
- C. **AB09-17 – Resolution 1888** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing the Mayor to Enter into an Interlocal Cooperative Agreement with Various Municipalities Comprising the P.A.T.R.O.L. Auto Theft Task Force.
- D. **AB09-20 – Resolution 1914** – A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing a Contract with Garda International, dba AT Systems Inc.

Consent Agenda approved 7 – 0.

V. FINANCE COMMITTEE ISSUES:

- A. ~~AB09-07 – Resolution 1911~~ – 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 the Bonney Lake Chamber of Commerce.~~

The item was tabled to the February 17, 2009 Council Workshop for discussion. See Section I. D., Agenda Modifications.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. PUBLIC SAFETY COMMITTEE ISSUES: (See Consent Agenda)

VIII. FULL COUNCIL ISSUES: None.

IX. EXECUTIVE SESSION: None.

X. ADJOURNMENT:

7:32:50

At 7:32 p.m. Councilmember Bowen moved to adjourn the meeting. Councilmember Rackley seconded the motion.

Motion approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

No items were submitted to the Council Meeting of January 27, 2009.



Memo

Date : February 3, 2009
To : City Council
From : Jerry E. Hight, Building Official
CC :
Re : Building height definitions

Ordinance D09-11 (formally D08 -141) revises the BLMC's definition(s) of how building heights are to be measured. Current verbiage has proved to be difficult for the public to interpret and does not address steep slopes. The revised definitions will aid the public and help staff simplify how buildings are to be measured.

The **present** definition in the BLMC is as follows:

18.04.020 "B".

"Building, height" of" means the vertical distance measured from the mean street curb level to the highest point of the roof surface of a flat roof, to the decline of a mansard roof, and to one-half the vertical distance between the eaves and ridge for a gable, hip or gambrel roof; provided, however, that where buildings are set back from the street line, the height of the building may be measured from the average elevation of the finished yard grade along the front of the building.

The **proposed** "Building Height," "Grade" and "Grade Plane" definitions are as follows:

18.04.020 "B".

"Building, height" of a structure with a flat roof shall be measured from the grade plane to the highest roof surface. The building height for a sloped roof shall be defined as the average height of the highest roof between the roof eave and the roof ridge to the grade plane, regardless of the shape of the roof. Lots within 200 feet of the shoreline, "building height" shall be determined by using WAC 173-27-030 (9).

18.04.070 "G".

"Grade" or "Grade plane" is a reference plane representing the average of finished ground level adjoining the building at exterior walls. Where the lot line is more than six (6) feet from the building the average finished ground level shall be measured between the building and a point six (6) feet from the building. Lots within 200 feet of the shoreline shall use WAC 173-27-030 (3) to determine "grade."

These definitions have been used in the International codes, and previous legacy (Uniform) codes, for many years. These terms are commonly used in other jurisdictions and throughout the construction industry. (See attached illustrations)

Other affected sections;

18.34.050 Setback and bulk regulations.

F. Maximum height for buildings shall be 35 feet above grade foundation; provided, that one additional foot of height may be allowed per each additional foot of setback, to a maximum of 50 feet in height. A height variance (see Chapter 14.110 BLMC) may be granted by the hearing examiner for water storage tanks; provided, that the following criteria shall apply rather than the criteria stated in Chapter 14.110 BLMC:

1. They are the lowest possible to serve the intended use; and
2. They are designed, screened or painted to reduce visibility.

18.16.050 Setback and bulk regulations.

F. Maximum height: 35 feet above grade foundation.

18.14.060 Setback and bulk regulations.

F. Maximum height: 35 feet above grade foundation.

ORDINANCE NO. D098-141

AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON RELATING TO THE DEFINITION OF BUILDING HEIGHT IN THE ZONING CODE AND AMENDING SECTIONS 18.04.020 AND 18.04.70 OF THE BONNEY LAKE MUNICIPAL CODE AND ORD. NOS 740 AND 746.

WHEREAS, the Bonney Lake Zoning Code's definition of building height differs from that of the International codes; and

WHEREAS, changing the Zoning Code's building height definition to match that of the International codes will ease administration and result in more appropriate height of buildings where the grade is steep; and

WHEREAS, SEPA has been complied with and the Planning Commission has held a public hearing and made a recommendation in support of passage of this Ordinance;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. BLMC 18.04.020 and the corresponding portions of Ordinance No. 740 § 2 are hereby amended to read as follows:

18.04.020 "B".

"Boarding home" is any home or other institution, however named, which is advertised, announced or maintained for the express or implied purpose of providing board and domiciliary care to three or more aged persons not related by blood or marriage to the operator. It shall not include adult family homes or independent senior housing.

"Building" means a structure with a foundation, supports or walls and a roof.

"Building, height" of a structure with a flat roof shall be measured from the grade plane to the highest roof surface. The building height for a sloped roof shall be defined as the average height of the highest roof between the roof eave and the roof ridge to the grade plane, regardless of the shape of the roof. Lots within 200 feet of the shoreline, "building height" shall be determined by using WAC 173-27-030 (9). ~~of~~ means the vertical distance measured from the mean street curb level to the highest point of the roof surface of a flat roof, to the decline of a mansard roof, and to one-half the vertical distance between the eaves and ridge for a gable, hip or gambrel roof; provided, however, that where buildings are set back from the street line, the height of the building may be measured from the average elevation of the finished yard grade along the front of the building.

"Bulk regulation" refers to the relationship of the area of a lot, the setback regulations and the portion of a lot which may be covered by building.

Section 2. BLMC 18.04.070 and the corresponding portions of Ordinance No. 746 § 19 are hereby amended to read as follows:

18.04.070 "G".

“Governing authority” means the city council of the city of Bonney Lake.

“Grade” or “Grade plane” is a reference plane representing the average of finished ground level adjoining the building at exterior walls. Where the lot line is more than six (6) feet from the building the average finished ground level shall be measured between the building and a point six (6) feet from the building. Lots within 200 feet of the shoreline shall use WAC 173-27-030 (3) to determine “grade.”

18.34.050 Setback and bulk regulations.

F. Maximum height for buildings shall be 35 feet above grade foundations; provided, that one additional foot of height may be allowed per each additional foot of setback, to a maximum of 50 feet in height. A height variance (see Chapter 14.110 BLMC) may be granted by the hearing examiner for water storage tanks; provided, that the following criteria shall apply rather than the criteria stated in Chapter 14.110 BLMC:

1. They are the lowest possible to serve the intended use; and
2. They are designed, screened or painted to reduce visibility.

18.16.050 Setback and bulk regulations.

F. Maximum height: 35 feet above grade foundations.

18.14.060 Setback and bulk regulations.

F. Maximum height: 35 feet above grade foundations.

Section 3. If any portion of this Ordinance shall be invalidated by a court of competent jurisdiction, the remainder shall remain in full force and effect.

Section 4. This Ordinance shall take effect thirty (30) days after its passage, subject to prior approval by the Mayor and prior publication for five days as required by law.

PASSED by the City Council and approved by the Mayor this _____ day of _____, 20098.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:

Valid:

Published:

Effective Date:

**City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form**

<u>Department/Staff Contact:</u> Jerry E. Hight CBO	<u>Council/Wrkshp Mtg Date:</u> February 3, 2009	<u>Agenda Bill Number:</u> AB09-12
<u>Ordinance Number:</u>	<u>Resolution Number:</u>	<u>Councilmember Sponsor:</u>

<u>BUDGET INFORMATON</u>			
<u>2009 Budget Amount</u>	<u>Required Expenditure</u>	<u>Impact</u>	<u>Remaining Balance</u>
<u>Explanation:</u>			

Agenda Subject: Revise section 15.04.081 of the Bonney Lake Municipal Code to allow for a permit to be active for two years with one two year extension (4 years total); applications for permit will be active for one year with one 180 day extension (1 ½ Years total).

Administrative Recommendation: Approve as submitted.

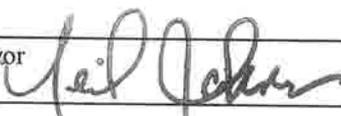
Background Summary: Due to the recent economic downturn in the housing industry, we are receiving many requests to extend active permits. Unfortunately, our BLMC does not does not allow us to extend a permit more than one time for 180 days.

<u>Council Committee Dates:</u>	<u>Commission Dates:</u>	<u>Board/Hearing Examiner Dates:</u>
Finance Committee:	Planning Commission:	Park Board:
Public Safety Committee:	Civil Service Commission:	Hearing Examiner:
Community Development & Planning Committee:		
Council Workshops:		

Council Action:

Council Call for Hearing:	Council Hearings Date:
Council Referred Back to:	Workshop: Committee:
Council Tabled Until:	Council Meeting Dates:

Signatures:

Dir. Authorization	Mayor 	Date City Attorney Reviewed:
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Memo

Date : February 3, 2009
To : City Council
From : Jerry E. Hight, Building Official
CC :
Re : Building permit & permit application extensions

Attached is the revised ordinance D09-12 (formally D08-151). This ordinance limits the permit life to two years with one two year extension (4 years total) while maintaining existing expiration limitations. It also provides for permit applications to receive one 180 day extension after one year (1 ½ years total).

ORDINANCE NO. D098-1254

AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON RELATING TO THE PERMIT AND PERMIT APPLICATION EXTENSIONS AND AMENDING SECTION 15.04.081 OF THE BONNEY LAKE MUNICIPAL CODE AND THE CORRESPONDING SECTIONS OF ORDINANCES 1230 AND 1035.

WHEREAS, the Bonney Lake Municipal Code will be revised to allow for a permit or permit application to be extended more than one time.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. BLMC 15.04.081 is hereby revised to read as follows:

15.04.081.

~~A. Permits shall expire by limitation two years from the date of issuance. Permits issued prior to the effective date of this ordinance shall expire by limitation two years from the effective date of this ordinance. No permit shall be active beyond more than one code cycle. Permits shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned or has not received an inspection at any time after the work is commenced for a period of 180 days. An expired permit shall not be reactivated. Before work can be recommenced, a new permit shall first be obtained to do so, and the fee therefore shall be one-half of the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further, that such suspension or abandonment has not exceeded one year. If suspension or abandonment has exceeded one year, the full permit fee shall be charged.~~

~~B. Active permits may be allowed a one time extension for an additional two years from the date of extension. The request for permit extension shall be made in writing and state good and satisfactory reasons. In order to renew action on a permit after expiration, the applicant shall submit plans and pay fees as required for new permit. Any permittee holding an unexpired permit may apply for an extension of the time within which work may commence under that permit when the permittee is unable to commence work within the time required by subsection A of this section for good and satisfactory reasons. The building official may extend the time for action by the permittee for a period not exceeding 180 days on written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. No permit shall be extended more than once.~~

~~C. Applications for which no permit is issued within 180 days following the date of application shall expire by limitation one year from the date of submittal. Active permit applications may be allowed a one time extension for an additional 180 days from the date of extension. The request for permit application extension shall be made in writing and state good and satisfactory reasons. An expired permit application shall not be reactivated. and p Plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time of action by the applicant for a period not exceeding 180~~

days upon request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. ~~No application shall be extended more than once.~~ In order to renew action on an application after expiration, the applicant shall resubmit new plans and pay a new plan review fee. (Ord. 1230 § 22, 2007; Ord. 1035 § 5, 2004).

Section 2. If any portion of this Ordinance shall be invalidated by a court of competent jurisdiction, the remainder shall remain in full force and effect.

Section 3. This Ordinance shall take effect thirty (30) days after its passage and ~~applies retroactively to permits valid on January 1, 2008,~~ subject to prior approval by the Mayor and prior publication for five days as required by law.

Formatted: Strikethrough

PASSED by the City Council and approved by the Mayor this _____ day of _____, 20098.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective Date:

RESOLUTION NO. 1878

A RESOLUTION OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, ESTABLISHING A NAMING POLICY FOR CITY PARKS AND OTHER MUNICIPAL FACILITIES.

WHEREAS, the City Council finds that in order to avoid confusion, develop consistency in the naming of city facilities, and to protect and support the general welfare of the community, it is in the best interests of the City to formally establish a facility naming policy;

NOW THEREFORE, the City Council of the City of Bonney Lake, Washington hereby resolves as follows:

Section 1. Park and Open Space Naming Policies. Parks, open space, waterways, and other elements of the natural environment shall fall under the policies outlined in this section.

- A. Council to Name City Parks.** The City Council shall designate the names of public parks and recreation facilities. The City Council will not make its selection until after receiving written recommendations from the Bonney Lake Parks Board. Such recommendations shall state how the proposed name(s) meet the naming criteria. If a contest or competition is held to help determine the name of a park or recreation facility, the Parks Board shall establish guidelines and rules for the contest. No City funds shall be used for any contest prizes.
- B. Naming Criteria.** The naming of park facilities shall be made upon one or more of the following criteria:
- i. The proposed name fits a neighborhood or geographical identification (e.g. Lake Bonney);
 - ii. The proposed name fits a natural or geological feature (e. g. Fennel Creek);
 - iii. The proposed name is a Bonney Lake historical figure or of local cultural significance (e.g. Naches);
 - iv. The proposed name is for an individual (living or deceased) who has made a significant land and/or monetary contribution to the park system that is commensurate with the value of the recognition.
 - v. The proposed name is to recognize a contribution made "in memoriam" for an individual, when the name has been stipulated as a condition of the donation.
 - vi. The proposed name is for a civic group or corporation whose mission statement is compatible with City goals and objectives and that has made a significant land and/or monetary contribution to the park system;
 - vii. The proposed name is for a City employee or elected official who has made significant contributions to the park system, and held a position with the City for at least twelve (12) years.
- C. Naming of Ancillary Features.** 1. Generally. A park's individual interior features and/or facilities may have names designated other than that of the entire park or facility. Examples would include picnic shelters, meeting rooms, play lots, ball fields, etc. These

names shall be subject to same general criteria designated in section 2B, but may be more generously applied commensurate with the value of the facility so named.

2. Naming through Fundraisers. The City Council may authorize a feature of a park or open space to be developed or established through a fundraising effort that may include naming. It is not the intent of this policy to prohibit such fundraising activities that involve naming as part of the fundraising effort. Examples may include: a “named bricks” fundraiser to pave a path; “named seats” to fund raise for a bleacher; “named bushes” to fund raise for a rose garden, etc.

D. Naming of Donated Property – Conditions. The naming of donated public park property or facilities should ordinarily be with the intent for it to be a perpetual recognition of the individual, family, corporation, foundation, association or other entity for which the donated facility has been named. The naming should be commensurate with the value of the donation. The renaming of a donated facility is generally discouraged. Rescinding the name of a donated facility shall occur only under extraordinary circumstances and after thorough study and the receipt of written recommendations from the Mayor and the Park Board. The City Council may rescind the naming of a facility donated after the effective date of this Resolution only under the following circumstances:

- i) The individual, family, corporation, foundation, association or other entity for which the facility has been named has been convicted of a felony, a crime involving moral turpitude, or participated in any other illegal or disreputable behavior which would bring discredit to the City and do substantial harm to the reputation and mission of the City and the facility, or
- ii) The useful life of the facility has expired and the facility must be replaced or substantially renovated, or
- iii) The specific agreed upon period of time for the retention of the name has expired.
- iv) The donor, or their legally authorized representative, has requested or consented to a renaming action by the City.

E. Signage. Following selection of a name, the Department shall identify the specific facility with appropriate signage specifying the name.

Section 2. Naming of Other City Facilities. Other City facilities, such as city hall, police stations, annexes, maintenance buildings, community centers, senior centers, and related man made structures shall fall under the policies outlined in this section. As a general policy, public building names shall be named to reflect the functionality of the facility by simply stating its purpose without further description (example: Bonney Lake Senior Center, Bonney Lake Performing Arts Center, Public Safety Building).

A. Council to Name City Facilities. The City Council shall designate the names of city facilities, including ancillary features. The City Council will make its selection only after receiving a written recommendation from the Mayor. Such recommendations shall state how the proposed name(s) meet the naming criteria outlined below. If a contest or

competition is held to help determine the name of a facility, the Mayor shall establish guidelines and rules for the contest. No City funds shall be used for any contest prizes.

B. Naming Criteria. The naming of general City facilities shall be made upon one or more of the following criteria:

- i. The building name simply reflects the functionality of the facility without further description;
- ii. The proposed name fits a neighborhood or geographical identification (e.g. Lake Bonney);
- iii. The proposed name is for an individual (living or deceased) who has made a significant financial contribution to the City that is commensurate with the value of the recognition.
- iv. The proposed name is to recognize a contribution made "in memoriam" for an individual, when the name has been stipulated as a condition of a significant donation.

C. Naming of Ancillary Features. 1. Generally. A facility's significant individual interior or exterior features and/or rooms may have names designated other than that of the general facility. Examples would include meeting rooms, landscaped grounds, flower gardens, sculptures, etc. These names shall be subject to same general criteria designated in section 3B, but may be lessened or modified commensurate with the value of the ancillary feature so named.

2. Naming through Fundraisers. The City Council may authorize a feature of a building to be developed or established through a fundraising effort that may include naming. It is not the intent of this policy to prohibit such fundraising activities that involve naming as part of the fundraising effort. Examples may include: "named bricks" to fund raise for a floor, path, or sidewalk; "named bushes" to fund raise for a garden, etc.

D. Name Plates for Minor Ancillary Features. Nothing in this policy shall be construed to prohibit the Mayor from fixing a name plate or providing similar recognition to a minor feature in a park or other City facility. Such recognition shall be made only for those persons who have made a significant contribution to the City or otherwise donated the feature to the City. Examples include trees, bushes, flower beds, park benches, kiosks, play toys, water fountains, etc.

PASSED BY THE CITY COUNCIL this _____ day of October, 2008.

Neil Johnson, Jr., Mayor

ATTEST:

Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

**City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form**

<u>Department/Staff Contact:</u> CSD / David Wells	<u>Council/Wrkshp Mtg Date:</u> W–Feb. 3, M–Feb. 10, 2009	<u>Agenda Bill Number:</u> AB09-10
<u>Ordinance Number:</u>	<u>Resolution Number:</u> 1899	<u>Councilmember Sponsor:</u>

<u>BUDGET INFORMATON</u>			
<u>2009 Budget Amount</u>	<u>Required Expenditure</u>	<u>Impact</u> None.	<u>Remaining Balance</u>
<u>Explanation:</u>			

Agenda Subject: A resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, officially naming the city right of way located at the corner of Church Lake Road, Sumner Buckley Highway, and Locust Avenue, as Miller's Corner.

Administrative Recommendation: Approve

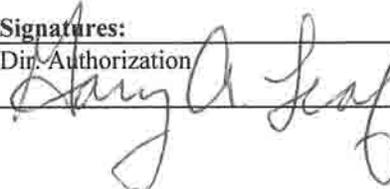
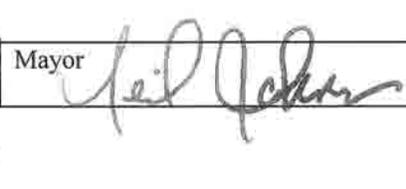
Background Summary: Ray and Mary Miller while in ownership of Big E nursery, for over twenty years, have given countless hours of time and materials to the beautification of the City of Bonney Lake at no or very little charge. The naming of this right of way is in concurrence with the proposed City naming policy currently under review. The area of land is the old Church Lake road bed prior to the traffic light at Locust.

<u>Council Committee Dates:</u> Finance Committee: Public Safety Committee: Community Development & Planning Committee: Council Workshops: February 3, 2009	<u>Commission Dates:</u> Planning Commission: Civil Service Commission:	<u>Board/Hearing Examiner Dates:</u> Park Board: Final recommendation Hearing Examiner:
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Council Action:

Council Call for Hearing:	Council Hearings Date:
Council Referred Back to:	Workshop: _____ Committee: _____
Council Tabled Until:	Council Meeting Dates:

Signatures:

Dir. Authorization 	Mayor 	Date City Attorney Reviewed:
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RESOLUTION NO. 1899

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE CITY OWNED RIGHT OF WAY AT THE INTERSECTION OF CHURCH LAKE ROAD, SUMNER-BUCKLEY HWY AND LOCUST AVE BE NAMED AS MILLER'S CORNER.

WHEREAS, Parks, playgrounds, nature trails, and open spaces make a community attractive and desirable places to live, work, play, and visit and contribute to our ongoing economic vitality; and

WHEREAS, Parks are a place where people can reflect, exercise, play, socialize, and have fun; and

WHEREAS, public parks and open spaces help build a sense of community and are places where everyone is welcome; and

WHEREAS, Ray and Mary Miller have donated countless hours and materials to the beautification to the City of Bonney Lake,

NOW, THEREFORE, BE IT RESOLVED that the City of Bonney Lake Council does hereby authorize the naming of the city owned property located at the intersection of Church Lake Road, Sumner-Buckley Hwy and Locust Ave. be named as Miller's Corner.

PASSED and adopted by the City Council this XX day XXXXXXXX of 2009.

Neil Johnson Jr., Mayor

ATTEST:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James Dionne, City Attorney

**City of Bonney Lake, Washington
Council Agenda Bill (C.A.B.) Approval Form**

<u>Department/Staff Contact:</u> CD/Heather Stinson	<u>Council/Wrkshp Mtg Date:</u> 2/3/09	<u>Agenda Item Number:</u> AB09-25
<u>Ordinance Number:</u> D09-25	<u>Resolution Number:</u>	<u>Councilmember Sponsor:</u>

<u>BUDGET INFORMATON</u>			
<u>2009 Budget Amount</u>	<u>Required Expenditure</u>	<u>Impact</u>	<u>Remaining Balance</u>
<u>Explanation:</u>			
<u>Agenda Subject:</u> Adoption of new parking stall dimensions			

Administrative Recommendation: Approve the draft Ordinance as recommended by the Planning Commission

Background Summary:

Currently, the Bonney Lake Municipal Code has one set of parking stall dimensions that allows for little flexibility. City Council asked the Planning Commission to review parking stalls in November, 2008. The recommended changes recognize the need for varied parking stalls for various uses.

Attachments:

- Planning Commission Findings and Conditions
- Draft Ordinance

<u>Council Committee Dates:</u> Finance Committee: Public Safety Committee: Community Development & Planning Committee: Council Meeting:	<u>Agency/Commission Dates:</u> Planning Commission : 12/17/09 Design Commission: Civil Service Commission:	<u>Board/Hearing Examiner Dates:</u> Park Board: Hearing Examiner:
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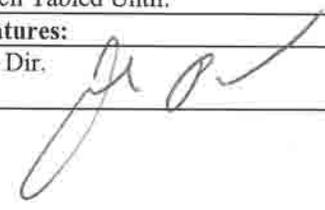
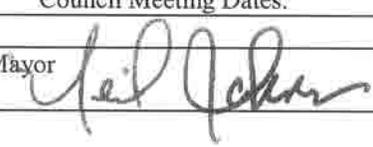
Council Action:

Council Call for Hearing: _____ Council Hearings Date: _____

Council Referred Back to: _____ Workshop: _____ Committee _____

Council Tabled Until: _____ Council Meeting Dates: _____

Signatures:

Dept. Dir. 	Mayor 	Date City Attorney reviewed _____
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ORDINANCE NO. D09-25

AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING TITLE 18.31 BLMC WITH REGARD TO PARKING STALL DIMENSIONS.

WHEREAS, the current parking stall dimensions do not allow flexibility in terms of the use associated with the parking; and

WHEREAS, a notice of public hearing was issued on November 4, 2009 ; and

WHEREAS, a public hearing was held on November 19, 2008; and

WHEREAS, an environmental determination of nonsignificance was issued on November 26, 2009 and the appeal period ended without appeal; and

WHEREAS, the required review by the Washington State Department of Community, Trade and Economic Development is complete;

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DO ORDAIN AS FOLLOWS:

Section 1. BLMC 18.31.010(H) is hereby amended to read as follows. ~~Strikethroughs~~ indicate deletions, underlines indicate additions.

H. Parking stalls shall be sized as follows:

1. Standard stall: ~~nine feet wide by~~ 18 feet long

Uses Minimum Width	Standard	Compact	Motorcycle/ Moped
(1) Residential	8'-6"	8'-0"	4'-6"
(2) Retail and Services Commercial	9'-0"	8'-6"	4'-6"
(3) Banks & Savings and Loan Institutions	9'-0"	8'-6"	4'-6"
(4) Medical Offices	9'-0"	8'-6"	4'-6"
(5) Industrial	8'-6"	8'-0"	4'-6"
(6) Offices	8'-6"	8'-0"	4'-6"

Minimum parking space widths for uses not mentioned shall be determined by the Community Development Director or designee.

2. Compact stall: ~~eight feet wide by~~ 16 feet long.

3. 2. Whether utilizing standard or compact stalls, overhangs shall not be permitted over sidewalks or required landscaping.

1. Compact stalls shall make up no more than ~~30~~ 35 percent of the total minimum parking stalls required. Motorcycle stalls shall make up no more than 5 percent of the total minimum parking stalls. Compact and Motorcycle stalls added together shall make up no more than 40 percent of the total minimum parking stalls. When compact or motorcycle stalls are to be used as part of the minimum required parking stalls, ~~compact stalls~~ they shall not be located in the area in front of the entrance of the building and shall be placed in the outer lying area of the required parking area. A combination of compact and motorcycle ~~Compact~~ parking stalls in excess of 30

40 percent of the minimum parking stalls required may be allowed by the planning and community development director if the compact and motorcycle stalls are in excess of the minimum number required and placed in an overflow parking area.

Section 2. This Ordinance shall take effect thirty (30) days after its passage, subject to prior approval by the Mayor and prior publication for five days as required by law.

PASSED by the City Council and approved by the Mayor this _____ day of _____, 2009.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:
Valid:
Published:
Effective Date:



Memo

Date : February 3, 2009
To : Mayor and City Council
From : Randy McKibbon, Chair, Bonney Lake Planning Commission
CC :
Re : **Parking Dimensions**

BACKGROUND

City Council initiated the review of the current parking stall dimensions. The Planning Commission proceeded to review BLMC Chapter 18.31.010.

The Planning Commission recommends the updated version of Chapter 18.31.010 attached to this document:

FINDINGS:

1. A Notice of Public Hearing was published and posted on the site, as well as being mailed to agencies with jurisdiction, the applicant and the applicant's agent(s) on November 4, 2008.
2. The Planning Commission held a public hearing on November 19, 2008 to receive testimony concerning the rezone. There was no public comment.
3. An environmental determination of non-significance was issued on November 26, 2008. It was not appealed.
4. The Washington State Department of Community, Trade and Economic Development has completed their required review and had no comments.
5. The suggested changes to the Parking Stall dimensions reflect discussion amongst the Commissioners about appropriate percentages of compact stalls, provisions for motorcycles or mopeds and the need for different dimensions associated with different uses.
6. The dimensions suggested are based on requirements adopted by other jurisdictions.

7. The Commissioners were satisfied with recommending that these dimensions apply to the entire city but recommend that the City look at parking regulations in the context of the three designated subareas of the City – Downtown, Midtown and East town.
8. The Planning Commissioners voted 5 to 0 to recommend the attached draft ordinance.

RECOMMENDATION:

The Bonney Lake Planning Commission therefore recommends to the City Council that the attached draft of the updated parking stalls be adopted.