

CITY COUNCIL MEETING

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.

**May 10, 2011
7:00 P.M.**



AGENDA

"Where Dreams Can Soar"

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

*****THIS MEETING WILL BE HELD IN THE JUSTICE CENTER – 9002 MAIN STREET EAST*****

SIGN-UP TO SPEAK FOR SPECIFIC ACTION ITEMS ON THE AGENDA: *If you have signed-up prior to the Council meeting to speak with respect to a particular ordinance or resolution appearing on the agenda, you will be recognized to address the Council for up to one minute before the Council takes action on that item. Those wishing to address such items on the "Consent Agenda" should do so during the "Citizen Comments" portion of the Agenda. If the Council chooses to discuss the item further after taking comments, they may restrict additional public comment before taking action. Please look for the sign-up sheets near the Council Chamber doorway. (See Item II B. for Citizen Comments on other items of City business.)*

I. CALL TO ORDER – Mayor Neil Johnson, Jr.

A. Flag Salute – Mayor Neil Johnson, Jr.

B. Roll Call:

Elected Officials: Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin and Councilmember James Rackley.

[Management Staff expected to be in attendance: City Administrator Don Morrison, Public Works Director Dan Grigsby, Police Chief Mike Mitchell, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Administrative Services Director/City Clerk Harwood Edvalson, Community Services Director Gary Leaf, and City Attorney Jim Dionne.]

C. Announcements, Appointments and Presentations:

1. Announcements:

a. Proclamation—Public Works Week – May 11-15

2. Appointments: None.

3. Presentations:

a. **Planning Commission Recommendation**—AB11-57 – Ordinance D-11-57 – Updating Title 14 of the Municipal Code Regarding the Development Code.

b. **Planning Commission Recommendation** – AB11-58 – Ordinance D11-58 – Updating the Municipal Code Regarding Impacts between Commercial and Residential Development.

D. Agenda Modifications:

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

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- B. Citizen Comments:
You may address the City Council on matters of City business for up to 5 minutes. Those commenting about ordinances or resolutions on the "Consent Agenda" should limit their comments to one minute per item. When recognized by the Mayor, please state your name and address for the official record. Designated representatives speaking on behalf of a group may take up to 10 minutes on matters of general City business.
- C. Correspondence: None. [A 1.2]

III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee
- B. Community Development Committee
- C. Public Safety Committee
- D. Other Reports

IV. CONSENT AGENDA:

The items listed below may be acted upon by a single motion and second of the City Council. By simple request to the Chair, any Councilmember may remove items from the Consent Agenda for separate consideration after the adoption of the remainder of the Consent Agenda items.

- Page 37 A. **Approval of Corrected Minutes:** April 19, 2011 Council Workshop and April 26, 2011 Council Meeting.
- B. **Approval of Accounts Payable Checks/Vouchers:** #60981 thru 61025 (including wire transfer #'s 4132011, 4152011, 4162011, 7322118 & 35733603) in the amount of \$181,671.37; Accounts Payable checks/vouchers #61026 in the amount of \$463.31 for a Utility Refund; Accounts Payable checks/vouchers #61027 thru 61055 (including wire transfer # 4172011) in the amount of \$524,294.97 for a grand total of \$706,429.65.
- Page 51 C. **AB11-45 – Ordinance D11-45 –** An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adding A New Chapter 10.48 To The Bonney Lake Municipal Code Relating To Truck Routes.

V. FINANCE COMMITTEE ISSUES:

- Page 65 A. **AB11-54 –** A Motion of the Bonney Lake City Council Authorizing the Mayor to Sign the 2011-2013 Local Records Grant Program Application.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

- Page 73 A. **AB11-56 – Resolution 2121 –** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With KPG Engineering For The Design Of The West Tapps Sidewalk And Water Main Improvements.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES: None.

IX. EXECUTIVE SESSION: Pursuant to RCW 42.30.110, the City Council may hold an executive session. The topic(s) and the session duration will be announced prior to the executive session.

X. 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**

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PROCLAMATION

WHEREAS, since 1960, National Public Works Week has been a celebration by the men and women who build, operate and maintain the roads, parks, and utilities throughout North America; and,

WHEREAS, the 2011 National Public Works Week is being celebrated with the theme "**Public Works: Serving You and Your Community**" sponsored by the 28,000 members of the American Public Works Association; and,

WHEREAS, the Week recognizes often-unsung heroes of our society - that have repeatedly demonstrated their ability to be first responders in times of natural disasters and other emergencies; and,

WHEREAS, all citizens, businesses, and other public-private agencies rely upon the safe and effective functioning of public works throughout their daily lives; and,

NOW, THEREFORE, be it resolved that I, Neil Johnson Jr., Mayor of the City of Bonney Lake, do hereby proclaim the week of:

**May 11-15, 2011 as
Public Works Week**

I call upon all citizens, businesses, and other public-private organizations to participate in this special observance and join me in recognizing the contributions that public works professionals provide our community with, each and every day of the year.

Neil Johnson Jr., Mayor

Date



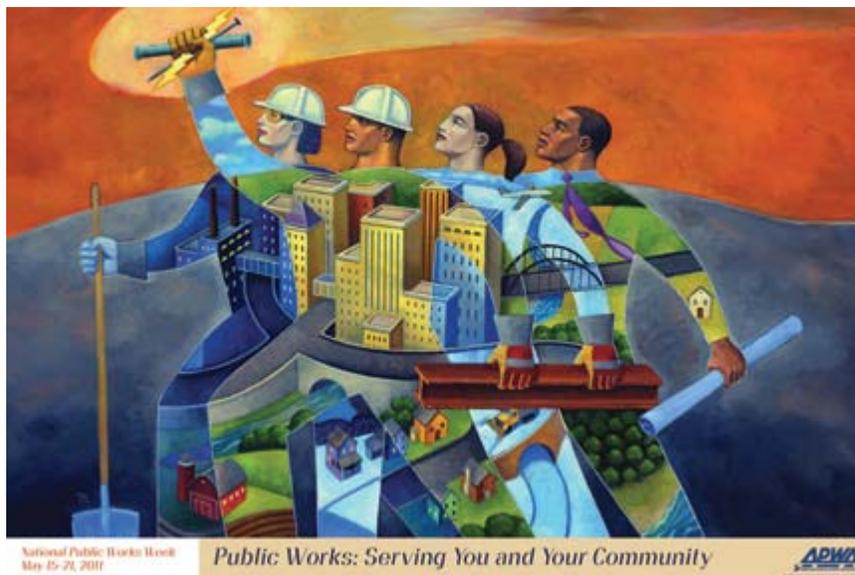
2011 NPWW Poster

This year's poster is an artistic rendition of our theme,

"Public Works: Serving You and Your Community"

by illustrator Murray Kimber.

A storyteller at heart Murray, has worked on a diverse range of projects, from postage stamps to advertising to children's books. His designs are bold and his color palette striking and harmonious. Murray lives in British Columbia, Canada.



City of Bonney Lake, Washington
City Council Agenda Bill (AB)

| | | |
|--|---|---------------------------------------|
| Department/Staff Contact: CD / Heather Stinson | Meeting/Workshop Date: 10 May 2011 | Agenda Bill Number: AB11-57 |
| Agenda Item Type: Ordinance | Ordinance/Resolution Number: D11-57 | Councilmember Sponsor: |

Agenda Subject: Updating process for amending Development Regulations

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving The Update Of BLMC Title 14 In Regards To The Process For Amending Development Regulations.

Administrative Recommendation:

Background Summary: BLMC currently requires Planning Commission review, a public hearing and review by the State Department of Commerce for any and all amendments to the text of Titles 14-19. The attached ordinance, drafted by City legal staff, limits this process to only those text amendments that meet the state definition of "Development Regulation."
Attachments: Ordinance D11-57, Planning Commission recommendation memo

| BUDGET INFORMATION | | | |
|----------------------------|-----------------|----------------------|----------------|
| Budget Amount | Current Balance | Required Expenditure | Budget Balance |
| Budget Explanation: | | | |

| COMMITTEE, BOARD & COMMISSION REVIEW | | | |
|---|---------------------|--|--------------------------|
| Council Committee Review: | <i>Approvals:</i> | Yes | No |
| Date: | Chair/Councilmember | <input type="checkbox"/> | <input type="checkbox"/> |
| | Councilmember | <input type="checkbox"/> | <input type="checkbox"/> |
| | Councilmember | <input type="checkbox"/> | <input type="checkbox"/> |
| Forward to: | Consent | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Commission/Board Review: | 6 Apr 2011 | | |
| Hearing Examiner Review: | | | |

| COUNCIL ACTION | |
|-----------------------|-------------------------|
| Workshop Date(s): | Public Hearing Date(s): |
| Meeting Date(s): | Tabled to Date: |

| APPROVALS | | |
|---|---------------|--|
| Director: <i>John P. Vodopich, AICP</i> | Mayor: | Date Reviewed by City Attorney: (if applicable): |

ORDINANCE NO. D11-57
AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY,
WASHINGTON, AMENDING TITLE 14 OF BONNEY LAKE MUNICIPAL CODE.

WHEREAS, the City of Bonney Lake wishes to clarify statutory definitions from Chapter 36.70A of RCW as referenced in the Bonney Lake Municipal Code; and

WHEREAS, the City wishes to clarify the amendment process for development regulations as contained in the City's Development Code;

WHEREAS, the Planning Commission conducted a public hearing on April 6, 2011 and issued a recommendation for passage of this Ordinance on April 20, 2011; and

WHEREAS, a Determination of Non-Significance was issued on March 29, 2011 meeting the requirements of the State Environmental Policy Act; and

WHEREAS, Washington State Department of Commerce has completed their required review.

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

Section 1. Section 14.10.030 of the Bonney Lake Municipal Code is hereby amended to read as follows:

14.10.030 Definitions.

In the event of conflict between the following definitions and other definitions given in this development code, the following shall prevail:

A. "Area-wide" describes a land area containing four or more parcels, contiguous or noncontiguous, or comprising 40 or more acres, which area as an integral proposal is considered for a change in zoning or comprehensive plan designation; provided, that the director(s) may deem any proposal to be site-specific if the public interest will be better served by a quasi-judicial process than a legislative process.

B. "BMP" means best management practice.

C. "Building code" means the codes adopted in Chapter 15.04 BLMC, and any amendments thereto.

D. "Building permit" means any permit issued by the building official, including building, plumbing, demolition, mechanical, and grading permits.

E. "Building official" means the city of Bonney Lake building official or designee.

F. "City" means the city of Bonney Lake, Washington.

G. "Comprehensive plan" means the city of Bonney Lake comprehensive plan.

H. "Days" mean calendar days unless otherwise stated.

I. "Design commission" means the city of Bonney Lake design commission.

J. "Development code" means BLMC Titles 14 through 19, including any maps adopted as part thereof.

K. "Development regulation" means a control placed on development or land use activities, as defined in RCW 36.70A.030. A development regulation must be consistent with, and must implement, the city's comprehensive plan, as described in WAC 365-196-800.

L. "Director(s)" means the director of planning and community development, director of public works, and building official, or the director(s)'s designee.

M. "DNS" means determination of nonsignificance pursuant to SEPA.

N. "DS" means determination of significance pursuant to SEPA.

O. "Legislative actions" means amendments to the city's comprehensive plan or development code, including area-wide amendments to any associated maps, but excluding adoption of state-adopted building codes.

P. "Premises" means any real property or structure.

Q. "SEPA" means State Environmental Policy Act.

R. "SEPA-exempt" means categorically exempt from SEPA.

S. "Site-specific" means other than "area-wide" as defined above.

T. "Threshold determination" means a decision pursuant to the State Environmental Policy Act (SEPA) as to whether to require an environmental impact statement (EIS).

Section 2. Section 14.10.090 of the Bonney Lake Municipal Code is hereby amended to read as follows:

14.10.090 Planning commission.

The planning commission shall review and make recommendations to the city council on the following applications and subjects:

- A. Amendments to the comprehensive plan and development regulations;
- B. Special planning studies assigned to the planning commission;
- C. Planning fees, policies and procedures;
- D. Area-wide zoning changes, including zoning related to annexations.

Section 3. The following sections of chapter 14.140 of the Bonney Lake Municipal Code are hereby amended to read as follows:

**AMENDMENTS TO THE COMPREHENSIVE PLAN
OR DEVELOPMENT REGULATIONS**

14.140.010 Early and continuous public participation.

The city of Bonney Lake encourages early and continuous public participation in the comprehensive planning and development regulation process. Procedures, timelines, and application forms are available from the planning and community development department.

14.140.020 Initiation of site-specific map amendments.

A. Only the city or someone with ownership interest in a site may, in the latter case upon payment of an application fee per BLMC 3.68.010, initiate a comprehensive plan or development regulation amendment specific to that site (see definition of site-specific), such as a change of land use designation or zoning. Site-specific amendments to the zoning map shall be processed as Type 6 permits without frequency restriction.

B. Noncity-initiated site-specific (see definitions) comprehensive plan amendments shall be processed every other year. Complete applications received by April 30th of an odd-numbered year shall be processed that year as Type 6 permits. The director(s) shall docket such applications in accordance with RCW 36.70A.470(2).

14.140.030 Initiation of text amendments and area-wide map amendments.

All individuals and organizations are encouraged to suggest amendments to the comprehensive plan or a development regulation which are not specific to any site, such as text amendments or area-wide amendments. Such suggestions shall be made in writing to the director(s), who shall docket them in accordance with RCW 36.70A.470(2). At least annually, the director(s) shall review such suggestions and determine whether to advance them to the planning commission and city council, though the city council may decline to consider them. Also, the planning commission and city council may initiate amendments to the comprehensive plan or a development regulation which are not specific to any site.

14.140.035 Scheduling consideration of proposed amendments to the comprehensive plan or a development regulations.

The director(s) shall schedule consideration of all proposed amendments to the comprehensive plan or a development regulation, regardless of who suggested or initiated it. A development regulation may be amended at any time. The comprehensive plan may be amended no more than once per year and any contemplated amendments shall be considered concurrently; provided, that this limitation shall not apply to the circumstances stated in RCW 36.70A.130(2). The city may concurrently amend the comprehensive plan, a development regulation, and/or zoning map.

14.140.040 Threshold determination, scheduling of hearing, and notice.

A. Once a proposed amendment to the comprehensive plan or a development regulation has been drafted, the director(s) shall:

1. Perform a threshold determination regarding the proposal in accordance with WAC 197-11 Part Three;
2. If a determination of significance (DS) is issued, determine the scope of the environmental impact statement (EIS) and prepare the draft EIS;
3. Schedule a public hearing before the planning commission for a date that conforms to the following notice requirement; and
4. Publish between 15 and 30 days before the hearing a notice of hearing in the official newspaper (see Chapter 1.20 BLMC); provided, that:
 - a. If a determination of nonsignificance (DNS) has been issued, the notice shall state that if timely comments are received the director(s) will reconsider the DNS.

b. If WAC 197-11-340(2) applies (that is, city cannot take final action until 15 days after issuing a DNS), the director(s) shall also send the notice of hearing/DNS and environmental checklist to the agencies listed in WAC 197-11-340(2).

c. If a DEIS has been prepared the notice shall state that comments on the DEIS will be accepted until and at the hearing.

d. The director(s) may publicize a given legislative proposal more broadly or by additional means than stated herein if desired to gather more public input. Minor errors in amendment procedures, such as unintended inaccuracies in any public notice, shall not invalidate an amendment proceeding. (Ord. 988 § 2, 2003).

14.140.050 Reconsideration of DNS.

Repealed by Ord. 1322.

14.140.060 Director(s) shall forward.

The director(s) shall inform the planning commission and city council of the results of the proposal's environmental review. If a determination of significance was issued, the director(s) shall distribute copies of the draft and final EIS to the planning commission, city council, and other affected agencies.

14.140.070 State review.

The city shall comply with RCW 36.70A.106 regarding review by the state's Department of Commerce of proposed amendments to the comprehensive plan or a development regulation. The Director(s) shall determine whether a proposed amendment to a provision of the development code meets the definition of a development regulation, pursuant to BLMC 14.10.030(K).

14.140.080 Hearing.

The planning commission shall hold a public hearing, which may be at a joint meeting of the planning commission and city council at the discretion of the city council.

14.140.090 Criteria.

A. The comprehensive plan was adopted after extensive deliberation and shall not be amended unless it is demonstrated that:

1. The amendment is consistent with the goals and policies of the comprehensive plan;
2. The comprehensive plan remains internally consistent;
3. The amendment is consistent with the countywide planning policies;
4. The amendment is consistent with the Growth Management Act; and
5. The amendment advances the public health, safety, or welfare and is in the best interest of the residents of Bonney Lake.

B. The approval criterion for amendments to a development regulation shall be consistency with the comprehensive plan and the laws of the state of Washington.

14.140.100 Findings and recommendation.

The planning commission shall adopt written findings and make a recommendation consistent with those findings to the city council.

14.140.110 Council action.

The city council, if it elects to amend the comprehensive plan or a development regulation, shall revise the findings if necessary and adopt said amendments by ordinance.

14.140.120 Appeals.

Amendments of the comprehensive plan or a development regulation may be appealed in accordance with RCW 36.70A.290.

Section 4. Section 14.140.130 of the Bonney Lake Municipal Code is hereby repealed.

Section 5. 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 6. 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 _____, 2011.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:

Valid:

Published:

Effective date:

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3. Schedule a public hearing before the planning commission for a date that conforms to the following notice requirement; and
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14.140.080 Hearing.

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4. The amendment is consistent with the Growth Management Act; and
5. The amendment advances the public health, safety, or welfare and is in the best interest of the residents of Bonney Lake.

B. The approval criterion for amendments to ~~the~~ a development regulation code shall be consistency with the comprehensive plan and the laws of the state of Washington.

14.140.100 Findings and recommendation.

The planning commission shall adopt written findings and make a recommendation consistent with those findings to the city council.

14.140.110 Council action.

The city council, if it elects to amend the comprehensive plan or a development regulation code, shall revise the findings if necessary and adopt said amendments by ordinance.

14.140.120 Appeals.

Amendments of the comprehensive plan or a development regulation code may be appealed in accordance with RCW 36.70A.290.

Section 4. Section 14.140.130 of the Bonney Lake Municipal Code is hereby repealed.

Section 5. 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 6. 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 _____, 2011.

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 : April 20, 2011
To : Mayor and City Council
From : Grant Sulham, Planning Commission Chair
CC :
Re : **Changes to municipal code in regards to amending Development Regulations**

Explanation for Proposed Ordinance Amending Title 14 of BLMC
(As drafted by City legal staff)

Washington’s Growth Management Act (Chapter 36.70A of RCW) provides municipalities with a framework for land use planning and the regulation of development. Among other conditions, the GMA requires municipalities to create a comprehensive plan to alleviate the problems associated with uncoordinated and unplanned growth. To implement the comprehensive plan, municipalities must impose “development regulations,” defined as “the controls placed on development or land use activities by a county or city, including, but not limited to, zoning ordinances, critical areas ordinances, shoreline master programs, official controls, planned unit development ordinances, subdivision ordinances, and binding site plan ordinances...” RCW 36.70A.030(7); *see also* WAC 365-196-800(1). Municipalities must adhere to a specific GMA review process for any proposed amendment to the comprehensive plan or a development regulation. *See, e.g.,* RCW 36.70A.106.

Bonney Lake implements its comprehensive plan through development regulations contained in the city’s Development Code (Titles 14-19 of BLMC). However, not all provisions of the Development Code are development regulations as defined by the GMA. *See, e.g.,* Chapter 15.16 of BLMC, Automatic Fire Extinguishing Systems; Chapter 15.32, Street Names and Addresses.

The current language of the City’s code can be interpreted to require all proposed amendments to the Development Code to go through the GMA review process, regardless of whether or not the provision being amended meets the GMA definition of a development regulation. *See, e.g.,* BLMC 14.140.070 – “The city shall comply with RCW 36.70A.106 regarding review by the office of community development of proposed amendments to the comprehensive plan or development code.”

The proposed ordinance corrects this confusion. It clarifies that only a proposed amendment to a provision of the Development Code that meets the GMA definition of a “development regulation” must follow the GMA review process. This leaves discretion with the City to determine whether or

not a proposed amendment is to a “development regulation” as defined under the GMA. Such a determination can only be made on a case-by-case basis, applying the definitions and criteria of the GMA.

For instance, the City recently amended its Sign Code (chapter 15.28 of BLMC). Some amendments to the Sign Code would be considered an amendment to a “development regulation” while other amendments would not. The recent amendments addressed legal definitions and enforcement issues. That type of amendment does not implicate the comprehensive plan and therefore does not meet the GMA definition of a “development regulation.” However, if a proposed amendment altered the allowable size or location of a category of signs, that amendment would meet the GMA definition of a “development regulation” and the City would need to follow the GMA review process.

Recommendation:

The Planning Commission voted 5-1 to recommend that the City Council adopt the attached draft ordinance which revises the review process for municipal code text amendments.

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

| | | |
|--|---|---------------------------------------|
| Department/Staff Contact: CD / Heather Stinson | Meeting/Workshop Date: 10 May 2011 | Agenda Bill Number: AB11-58 |
| Agenda Item Type: Ordinance | Ordinance/Resolution Number: D11-58 | Councilmember Sponsor: |

Agenda Subject: Adding buffering standards between commercial and residential properties.

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Blmc Chapter 18.22 And 18.31 To Provide Performance Standards For Commercial And Residential Zones And Uses Within 500 Feet Of Each Other.

Administrative Recommendation:

Background Summary: Council added two agenda items to the Planning Commission workplan intended to address noise from nightclubs and other high impact commercial uses adjacent to residential properties. The attached ordinance adds some buffering enhancements between these properties.
Attachments: Ordinance D11-58, Planning Commission recommendation memo

| BUDGET INFORMATION | | | |
|----------------------------|-----------------|----------------------|----------------|
| Budget Amount | Current Balance | Required Expenditure | Budget Balance |
| Budget Explanation: | | | |

| COMMITTEE, BOARD & COMMISSION REVIEW | | | |
|---|---------------------|--|--------------------------|
| Council Committee Review: | <i>Approvals:</i> | Yes | No |
| Date: | Chair/Councilmember | <input type="checkbox"/> | <input type="checkbox"/> |
| | Councilmember | <input type="checkbox"/> | <input type="checkbox"/> |
| | Councilmember | <input type="checkbox"/> | <input type="checkbox"/> |
| Forward to: | Consent | <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Commission/Board Review: | 6 Apr 2011 | | |
| Hearing Examiner Review: | | | |

| COUNCIL ACTION | |
|-----------------------|-------------------------|
| Workshop Date(s): | Public Hearing Date(s): |
| Meeting Date(s): | Tabled to Date: |

| APPROVALS | | |
|---|---------------|--|
| Director: <i>John P. Vodopich, AICP</i> | Mayor: | Date Reviewed by City Attorney: (if applicable): |

ORDINANCE NO. D11-58

AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING BONNEY LAKE MUNICIPAL CODE CHAPTER 18.22 AND 18.31 TO PROVIDE PERFORMANCE STANDARDS FOR COMMERCIAL AND RESIDENTIAL ZONES AND USES WITHIN 500 FEET OF EACH OTHER

WHEREAS, the City Council wishes to protect residential developments from the nuisances of adjacent commercial activity, and

WHEREAS, the Planning Commission conducted a public hearing on April 6, 2011 and issued a recommendation for passage of this Ordinance on April 20, 2011; and

WHEREAS, a Determination of Non-Significance was issued on March 29, 2011 meeting the requirements of the State Environmental Policy Act; and

WHEREAS, Washington State Department of Commerce has completed their required review.

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

Section 1. A new Section 18.22.110 of the Bonney Lake Municipal Code is hereby added to read as follows:

18.22.110 Residential adjacent to Commercial

The following special requirements and performance standards shall apply to all new single-family, duplex, and multi-family residential buildings within 500 feet of a commercial zone or use:

Placement of design elements and mechanical equipment:

- A. To the extent feasible, new residential buildings shall be designed so that windows, doors and outdoor living spaces are minimized on the side of the building facing the commercial zone or use.
- B. To the extent feasible, stand-alone air conditioning units associated with residential buildings shall be placed on the side of the building adjacent to the commercial zone or use.

Section 2. Section 18.31.030 of the Bonney Lake municipal code shall be amended to read as follows:

18.31.030 Performance standards.

The following special requirements and performance standards shall apply to all properties located in the neighborhood commercial; commercial; heavy commercial, warehousing and light industrial; and manufacturing districts.

A. Odor.

1. No use shall be permitted which creates annoying odor in such quantities as to be readily detectable beyond the boundaries of the site.

B. Radioactivity and Electrical Disturbances.

1. Radioactivity and electrical disturbances shall be limited to measuring, gauging and calibration devices, medical purposes, and the processing and preservation of foods.
2. In no event shall radio activity, when measured at such exterior boundaries of the property, be in excess of 2.7×10^{-11} microcuries per milliliter of air at any moment of time. Radio and television transmitters shall be operated at the regularly assigned wave length (or within the authorized tolerances thereof) as assigned thereto by the appropriate governmental agency. Subject to such exception, all electrical and electronic devices and equipment shall be suitably wired, shielded and controlled so that in operation they shall not emit any electrical impulses or waves which will adversely affect the operation and control of any other electrical or electronic devices or equipment.

C. Vibration.

1. No use except a temporary construction operation shall be permitted which generates inherent and recurrent ground vibration perceptible without instruments at the boundary of the lot in which the use is located.

D. Gases, Fumes and Vapors.

1. The emission of any dust, dirt, fly ash, gases, fumes or vapors dangerous to human health, animal life, vegetation or property, or which can cause any soiling or staining of persons or property

at any point beyond the exterior property lines, is prohibited.

2. No emission of liquid or solid particles from any chimney or other source shall exceed three-tenths grains per cubic foot of the carrying gas at any point beyond the lot line of the use creating the emission.

3. For measurement of the amount of particles in gases resulting from combustion, standard correction shall be applied to a stack temperature of 500 degrees Fahrenheit and 50 percent excess air in stack at full load.

E. Heat.

1. No use shall produce heat significantly perceptible beyond its exterior property lines.

F. Glare.

1. No use shall produce a strong dazzling light, or a reflection of a strong dazzling light, beyond its exterior property lines.

2. All outdoor lighting associated with a commercial use shall be minimized and focused away from residential zones and uses that are within 500 feet. New commercial buildings proposing drive-thrus or associated driveways shall design the drive-thrus and associated driveways in a way that minimizes headlights shining into residential zones and uses.

G. Storage and Waste Disposal.

1. All materials and waste which might cause fumes, dust, constitute a fire hazard, produce offensive odors, or which may be edible or otherwise attractive to rodents or insects shall be stored in closed containers and in a manner to eliminate or prevent such hazards.

2. No highly flammable or explosive liquids, solids, or gases shall be stored in bulk above ground, except tanks or drums of fuel connected directly with energy or heating appliances located and operated on the same lot as the tanks or drums of fuel.

3. All outdoor storage facilities for fuel, raw materials and products, stored outdoors, shall be enclosed by an approved safety fence.

4. No material or wastes shall be deposited upon a lot in such form or manner that they may be transported off the lot by natural causes or forces, nor shall any substance which can contaminate a stream or watercourse or otherwise render such stream or watercourse undesirable as a source of water supply or recreation, or which will destroy aquatic life, be allowed to enter any stream or watercourse.

5. Any facilities processing, storing or disposing of hazardous wastes shall be sited in accordance with the provisions of Chapter 70.105 RCW and shall meet the state's siting criteria and receive a State Hazardous Waste Management Facility Permit.

H. Noise

1. Noise standards shall be consistent with BLMC 9.44, Public Disturbance Noises

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 _____, 2011.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:

Valid:

ORDINANCE NO. D11-58

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1. Radioactivity and electrical disturbances shall be limited to measuring, gauging and calibration devices, medical purposes, and the processing and preservation of foods.

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C. Vibration.

1. No use except a temporary construction operation shall be permitted which generates inherent and recurrent ground vibration perceptible without instruments at the boundary of the lot in which the use is located.

D. Gases, Fumes and Vapors.

1. The emission of any dust, dirt, fly ash, gases, fumes or vapors dangerous to human health, animal life, vegetation or property, or which can cause any soiling or staining of persons or property

at any point beyond the exterior property lines, is prohibited.

2. No emission of liquid or solid particles from any chimney or other source shall exceed three-tenths grains per cubic foot of the carrying gas at any point beyond the lot line of the use creating the emission.

3. For measurement of the amount of particles in gases resulting from combustion, standard correction shall be applied to a stack temperature of 500 degrees Fahrenheit and 50 percent excess air in stack at full load.

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1. All materials and waste which might cause fumes, dust, constitute a fire hazard, produce offensive odors, or which may be edible or otherwise attractive to rodents or insects shall be stored in closed containers and in a manner to eliminate or prevent such hazards.
2. No highly flammable or explosive liquids, solids, or gases shall be stored in bulk above ground, except tanks or drums of fuel connected directly with energy or heating appliances located and operated on the same lot as the tanks or drums of fuel.
3. All outdoor storage facilities for fuel, raw materials and products, stored outdoors, shall be enclosed by an approved safety fence.
4. No material or wastes shall be deposited upon a lot in such form or manner that they may be transported off the lot by natural causes or forces, nor shall any substance which can contaminate a stream or watercourse or otherwise render such stream or watercourse undesirable as a source of water supply or recreation, or which will destroy aquatic life, be allowed to enter any stream or watercourse.
5. Any facilities processing, storing or disposing of hazardous wastes shall be sited in accordance with the provisions of Chapter 70.105 RCW and shall meet the state's siting criteria and receive a State Hazardous Waste Management Facility Permit.

H. Noise

1. Noise standards shall be consistent with BLMC 9.44, Public Disturbance Noises

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 _____, 2011.

Neil Johnson, Mayor

ATTEST:

Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

Passed:

Valid:



Memo

Date : April 20, 2011
To : Mayor and City Council
From : Grant Sulham, Planning Commission Chair
CC :
Re : **Buffering nuisances between residential and commercial properties**

In discussion with the Planning Commission in the last few months, we've talked about the possibility of Design Standards for Nightclubs and other commercial uses that may impact adjacent residential uses. When we heard from Council member Carter on her idea of what these might be, she spoke about potential noise and light issues. The possibility of prohibiting outdoor speakers and soundproofing buildings has been part of the discussion.

One of the challenges that the Commission faces is that the way BLMC defines "nightclub," the definition could be interpreted to mean any restaurant or bar that sells liquor:

BLMC 5.17.010(B): "Nightclub" means any for-profit business open to the public:

1. In which at any time between the hours of 10:00 p.m. and 12:00 a.m. liquor is sold to the public; and
2. Which has any assembly space on the premises with a maximum occupancy of 30 or more persons as provided in a certificate of occupancy issued by the city.

There is no zoning designation in the City that lists nightclubs as an allowed use. This fact leaves the code administrator to interpret the code in such a way that allowed uses that also fit the definition of a nightclub must meet the nightclub standards.

The Commission is concerned about limiting outdoor seating or noise generated by restaurants or pubs specifically in the Downtown as the Commissioners see this as an activity that would be consistent with the vision of Downtown.

The attached ordinance addresses some nuisances that may be caused by placing residential and commercial development adjacent to each other, however, the Planning Commission is of the

opinion that there is no way to limit outdoor seating or piped music in a way that won't hamper business unnecessarily. The Planning Commission feels that the noise ordinance should be relied upon to address noise impacts rather than prohibiting outdoor seating or music.

Having said that, the Commission also believes that the landscaping requirements of BLMC 16.14 should be reviewed to allow improved buffering between residential and commercial properties. Currently, landscaping requirements allow for cutting down native vegetation and installing small, immature plantings that may not obscure visibility between commercial and residential developments for many years.

Recommendation:

The Planning Commission voted 6-0 to recommend that the City Council adopt the attached draft ordinance which further limits impacts between residential and commercial developments.

The Planning Commission also recommends that City Council add two items to the Planning Commission workplan:

1. Update of Title 16.14 Landscaping to enhance buffering between commercial and residential properties.
2. Update the definition of "Nightclub" and determine which Zones they should be allowed.

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COUNCIL WORKSHOP

*April 19, 2011
5:30 p.m.*

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 ↓

Location: City Hall Council Chambers, 19306 Bonney Lake Blvd, Bonney Lake.

I. Call to Order: Deputy Mayor Dan Swatman called the Workshop to order at 5:31 p.m.

II. Roll Call: [A1.3]

Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Deputy Mayor Dan Swatman, elected officials attending were, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Randy McKibbin and Councilmember James Rackley. Mayor Johnson was absent.

[Staff members in attendance were City Administrator Don Morrison, Chief Financial Officer Al Juarez, Police Chief Mike Mitchell, Community Development Director John Vodopich, Public Works Director Dan Grigsby, Community Services Director Gary Leaf, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist Shawn Campbell.]

III. Agenda Items:

5:32:18

A. Council Open Discussion:

Boston Marathon: Councilmember Rackley reported that thirteen people on the plateau finished the Boston Marathon: Kurtis Alfano of Buckley, Ben Clark of Enumclaw, Richard Cockrell of Sumner, Paul Morrison of Bonney Lake, David Spooner of Buckley, Steven Yee of Bonney Lake, Kristine Borden of Lake Tapps, Melanie Faulkner of Bonney Lake, Tammy Tudlow of Lake Tapps, Marian Nash of Lake Tapps, Deidre Tarkany of Lake Tapps, and Janna Theriault from Bonney Lake. He suggested the City send those four finishers from Bonney Lake a letter of congratulations. Chief Mitchell noted that Officer Alfano finished the race two minutes under his goal time.

Swiss Sportsman’s Club: Councilmember Rackley said the Council cannot make an exception for the Swiss Park fire hydrant requirement. He said it is an issue of safety for the surrounding area. Councilmember Lewis said there is a fire hydrant closer to the proposed structure, but fences and obstacles prevent the Fire Department from using it in an emergency. He said the City needs to consider whether fires could be put out in the worst possible conditions. Councilmember Hamilton said the Public Safety Committee considered this item and the consensus was the proposed building did not meet the standard for requiring a fire hydrant. He said the older building next to the proposed building does not have a fire suppression system. The Public Safety Committee said it would be a good idea for the park to have an additional fire hydrant. He said Assistant Fire Chief Jim McDonald said the shower/bathroom facility would not need a fire hydrant. Councilmember Rackley said he spoke with

the assistant fire chief and his understanding is that the fire department would not object to the City waving the fire hydrant requirement, but the assistant chief would not sign a waiver himself. Councilmember Rackley said the Swiss Park should negotiate with the City to trade their unused water connections for a fire hydrant. Deputy Mayor Swatman said the staff is currently working on this. He said the Council is not looking to amend the Municipal Code. Councilmember Hamilton said the City and Swiss Park have negotiated a development agreement, which includes the fire hydrant requirement. Councilmember Decker said in the letter from 1949, Mayor Ken Simmons said part of the original purchase of water hook-ups includes a fire hydrant. He said the City needs to pay for the fire hydrant. Deputy Mayor Swatman said staff found no evidence of Council action to support the letter that Councilmember Decker is referring to. Councilmember Lewis said the Swiss Park could be designated as a non-profit for the development agreement, but the structure is either residential or commercial. He said the area is obviously not residential so the park must conform to the commercial building requirements. Councilmember Hamilton asked about changing the existing agreement, and said he would not be interested in making changes to the existing municipal code. Deputy Mayor Swatman said all agreements come from the administration. City Attorney Dionne said the City could amend the existing development agreement, but the City would have to bring it before Council and allow public comment again. Councilmember Decker asked of what the proposed structure would be made. Director Grigsby said the code does not differentiate on building material. He said a development agreement could not override the code. Councilmember Carter asked if the Swiss Park and Kelly Farm could work together to save money on the requirements for each development. Director Grigsby said the two projects could not combine their efforts. Director Grigsby said the hydrant will cost approximately \$35 per foot or \$15,000. Councilmember Hamilton clarified that the consensus of the Council is, the Swiss Park will need to install a fire hydrant for the development, whether the park or the City pays for it. Deputy Mayor Swatman said he does not believe the City should pay for a private fire hydrant. Councilmember Decker made a motion to bring forward all paperwork the City has on this issue. The motion died for lack of a second. Deputy Mayor Swatman stated the administration has reviewed the records and that the records are all open to the public.

Easter Egg Hunt: Councilmember Carter said prizes are needed for the City Easter Egg Hunt.

Fennel Creek: Councilmember Carter said she was pleased to see the Fennel Creek report. Public Works Director Grigsby said that per Federal regulations, the City does not test or monitor for actual levels of contaminants in storm water; rather, they focus on Best Management Practices or BMP's. He said the City has designed a six-point program based on the BMP's. He said the City has a series of BMP's in each of the six categories set by the Federal Government. He said this is how the City ensures contaminants are not added into the storm water, which runs directly into Fennel Creek.

Council Sub-Committees: Councilmember Carter asked for the City policy regarding a councilmember who is not serving on a subcommittee attending a subcommittee meeting. City Administrator Morrison said the meetings are advertised as subcommittee meetings and if the meeting has a quorum of councilmembers, it would need to be advertised as a special meeting. City Attorney Dionne said because the

meetings are advertised as open public meetings a councilmember could attend and not speak or interact with the other members in any way, but he does not recommend it. He said there is a problem inherent with subcommittees where the full Council does not participate in all of the discussions on an issue. He said if the Council feels additional councilmembers need to be in the subcommittee meetings then the Council should review the need for subcommittees.

Comprehensive Plan Amendment: Councilmember Lewis proposed a resolution to authorize the City to process an area-wide Comprehensive Plan Amendment and rezone for C2/C3 or C1 in the Midtown Area to be added to the next Council meeting. He said it is in the best interest of the City to designate unique zoning between Midtown and Eastown. Councilmember Hamilton said the City would only be changing the zoning from one commercial designation to another.

WSU Forest: Director Vodopich said the City now has the lock combination to the “Green Gate”, which restricts access to the storm water pond owned by Pierce County in the WSU Forrest. Director Leaf said the City must get a permit each time they want access through the “Green Gate”. He said the City has received a permit for 2011 Beautify Bonney Lake and 2012 Parks Appreciation Day. Councilmember Hamilton asked if he could get Council consensus for the City to try to take over the storm water pond. He said it would benefit the City for access to the area and a cost savings to the County in not having to maintain the pond. He said the storm water pond would be important to include in the development plans for the area. Director Grigsby said the pond was designed before new regulations were in place, if the City were to use this pond there would be additional requirements and upgrades. He said the pond would not be adequate for a development. City Administrator Morrison said the County might have difficulty separating the storm water pond from the right of way. He said taking over the road maintenance would be burdensome to the City before the area is annexed.

Eastown Steering Committee: Councilmember McKibbin said the Committee had their first meeting and they voted Councilmember Lewis as vice-facilitator. He said the next meeting will be April 28, 2011 at 2:30pm. He said they went through all the discussion items, and each member has homework to bring back to the next meeting. Councilmember Lewis said the Committee is working well together, and will have the report ready for Council by the deadline.

6:34:07

B. Review of Council Minutes: April 5, 2011 Council Workshop, and April 12, 2011 Council Meeting

Councilmember Lewis said in the April 5, 2011 Council Workshop minutes p. 1 under Justice Center Chamber change “to” to “for”. The corrected minutes were forwarded to the April 26, 2011 Meeting for Council action.

6:35:00

C. Discussion: AB11-49 – Draft Ordinance D11-49 – Updating the BLMC for ULA’s.

Director Grigsby said the main reason for updating this section of the Municipal Code is to make administering Utility Latecomer Agreements, (ULA’s) easier. Deputy Mayor Swatman thanked staff for their hard work on this ordinance. Councilmember Rackley said he is still confused about the amount required for participation. He asked if the City truly needed a “substantial partner”. City

Attorney Dionne said the City must have joint participation and it must be meaningful. Councilmember Hamilton said according to this ordinance the maximum the City will put forward is 95% of the construction cost. In addition, the total cost must be greater than \$10,000. Director Grigsby suggested several edits to the ordinance regarding the difference between construction cost and total costs. Deputy Mayor Swatman said the changes would make it less burdensome on property owners. Councilmember Hamilton said this ordinance would only be the baseline and each individual ULA would be negotiated separately. By consensus, Council moved this item forward to the April 26, 2011 Council Meeting for action.

At 6:49 p.m. Councilmember Rackley moved for a ten-minute break. Deputy Mayor Swatman reconvened the Workshop at 6:59 p.m.

7:00:39

D. Discussion: Easttown Property Owners ULA Partnership Letter.

Deputy Mayor Swatman said the City must put forward an offer letter to the Easttown property owners to be able to start negotiations. Councilmember Hamilton said he wants the Easttown area to have sewers as soon as possible. He said his main goal is to get the sewer built without a surcharge to other utility customers. He suggested several budget amendments to the City's five-year Capital Facilities Plan to help pay for the bond. He said the total cost of the Easttown sewers is estimated at \$3.5 million. He proposed the City pay \$2.5 million and the property owners to pay \$1 million of the cost. This would be approximately a 30% contribution from the property owners. He said the property is currently assessed at approximately \$27 million. He said the sewer system would greatly increase the value of the property and the property owners need to have a true investment in the project. Deputy Mayor Swatman asked if the reason for the adjustment to the capital improvement projects was a worst-case plan if no property owners develop their land. He said when the land is developed the City-funded portion of the debt would be reduced. Councilmember Rackley said the City is only asking the property owners to put forward 1/30 of the value of their land. He said he would like to study the tax revenue from the Wal-Mart development to see what kind of revenue could be generated from the area. Deputy Mayor Swatman said if the offer is unacceptable to property owners, they might not respond. He said the group of property owners is different from a big developer. Councilmember Decker said \$300,000 is only 1% of the property value and that does not seem substantial.

7:22:00

E. Discussion: Police Training Center with a Pistol and Rifle Range.

Police Chief Mitchell laid out a plan to build a Police Training Center with Pistol and Rifle Range at the City-owned Reed property, located at 7109 Barkubein Rd. He said the City could lease the facility out to other jurisdictions as a revenue source for the City. He said he has been contacted by other jurisdictions with interest in partnering with or leasing the range from the City. He said the City could build the center in three stages to help cover costs. He said the major cost would be a bullet trap. He said if the City would like to move forward, the first upfront cost would be for permitting. Councilmember Rackley said he would like to see cost estimates for each of the three phases. Councilmember Lewis asked if the City has spoken with the neighbors and about the liability to the City in operating a gun range. Chief Mitchell said he had not spoken with the neighbors and the City would need an additional insurance

policy. He said one concern the City would need to continue to monitor is lead seeping into the ground from ammunition. Councilmember Carter said various uses have been proposed for the Reed property, and asked Director Grigsby if any of them would affect the wells planned for the property. Director Grigsby said they could, and the process for placing a well takes two to three years, and the City does not currently know where those wells will be placed. Deputy Mayor Swatman asked Director Grigsby to start the process to find the best placement for the wells. Deputy Mayor Swatman said the Council is not opposed to exploring other uses for the Reed property, but the primary use of the property is as a water source and that needs to be kept in the forefront. Councilmember Lewis asked if it would be difficult to return the property to an agricultural use later the City chose to put in a gun range. Chief Mitchell said the City would only have to remove dirt berms and the bullet trap. Councilmember Lewis asked if the City paid property taxes. City Administrator Morrison said the City does not pay property taxes for the Reed Property, but if the City leases the property, it would pay a 12.5% tax on the lease revenue.

IV. Executive Session: None

7:45:32

V. Adjournment:

At 7:45p.m. Councilmember Rackley moved to adjourn the Workshop. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood T. Edvalson, CMC
City Clerk

Neil Johnson, Jr.
Mayor

Items submitted to Council at the April 19, 2011 Workshop:

- City of Bonney Lake – *Five-Year Capital Projects Reductions* – Councilmember Hamilton.
- City of Bonney Lake – *Resolution XXX – Comp Plan Amendment* – Councilmember Lewis

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CITY COUNCIL MEETING

**April 26, 2011
7:00 P.M.**

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 ↓

Location: City Hall Council Chambers, 19306 Bonney Lake Blvd., Bonney Lake.

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 6:59 p.m.

A. Flag Salute: Mayor Johnson led the audience in the Pledge of Allegiance.

B. Roll Call:

Administrative Services Director/City Clerk Harwood Edvalson called the roll. In addition to Mayor Johnson, elected officials attending were Deputy Mayor Dan Swatman, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, and Councilmember Jim Rackley.

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

C. Announcements, Appointments and Presentations:

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

D. Agenda Modifications: None.

7:00:31

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

B. Citizen Comments:

Roger Watt, Bonney Lake, spoke on behalf of a group of property owners in the northeast part of Easttown. He said the group objects to the proposed changes to the municipal code related to Utility Latecomer Agreements (ULAs) that is proposed in Ordinance D11-49. He said that the ordinance limits the current and future councils by setting a criteria that there be at least a 5% contribution from a partner for a ULA. He said the City’s existing code is consistent with State laws and does not need to be changed. He said he consulted with the Municipal Research and Services Center of Washington, and they confirmed that cities can fully-fund ULAs, and are not

required to partner with another person or group to form a ULA. Mr. Watt said the proposed change is based on the Council's discretion, and is not needed to be compliant with State law. He cited past Council discussions, news articles, and the easement forms provided to property owners, which say that the City would front the funds for a sewer system in Eastown.

A group of Eastown property owners on the South side of SR 410 asked that Mr. Watt be allowed to use their 10 minute time to speak, as his time had expired. The Council gave Mr. Watt an additional 10 minutes to speak.

Mr. Watt provided a brief history of the past attempts to extend sewer service to Eastown. He said property owners signed a petition for a ULID, but then the Compass Pointe developers offered to take on the project. The City worked with them until those plans fell through, and now is working to create a ULA. He said property owners are giving land for easements and that the value should be considered as a contribution. He said Councilmembers expect property owners to provide a portion of the cost based on their property values, but property owners do not have that kind of cash on hand, and it is unrealistic.

Mr. Watt said the City has not allowed property owners to develop their land with temporary septic systems. He noted that the Council did recently approve a variance for Kelly Kahne to install a temporary lift station as part of a commercial development in the area. He said the City's denial of temporary septic permits has caused a hardship for property owners, particularly the Taheri family, who cannot develop their land without sewer service. Mr. Watt said that he personally feels that the City has an obligation to provide sewer service to the property owners. Finally, he said he fully supports the City's proposed UGA expansion, though he questioned why property owners in the proposed expansion would be interested in annexing since there is still no sewer service in Eastown. He said he hopes the City and owners can find a workable solution to get sewer lines installed in Eastown.

Bill Stinson, 10005 201st Avenue Pl E, Bonney Lake, lives in the Brookside development and said the Council should exclude the Bethany Baptist Church at 2112 S Prairie Rd from proposed Resolution 2120, initiating a Comprehensive Plan Amendment and area-wide rezone for the Midtown neighborhood. He presented the City Clerk with a petition signed by himself and other property owners. He said if the church property is not excluded, it might constitute a site-specific land use change. He said the resolution language suggests that the Council has predetermined its decision to apply site-specific zoning without going through a public process. He said the action would give economic benefit to a particular property owner and not others. He said he opposes the change in zoning from C-1 to C-2, as the area is near single-family homes. He said there have been many changes in the area, including the development of the WSU forest, and commercial zoning should be limited.

Helen Mullins, 10003 201st Ave E, Bonney Lake, also spoke about Resolution 2120. She said when she bought her home 10 years ago there were homes between her house and the Lowe's store, but the houses were purchased by the Lowe's developer to build a road. She said the houses have not been moved and are abandoned, and she can hear noise from the Lowe's parking lot every day. She said she is concerned that the proposed zoning change will create more noise and problems for residents.

Mayor Johnson noted that proposed Resolution 2120 is the start of the process for changing zoning and land use. The item will be reviewed by the Planning Commission, public hearings, and then back to the Council for consideration, and the public will have a chance to voice their concerns. He thanked Mr. Stinson and Ms. Mullins for speaking and submitting the petition, and encouraged them to continue taking part in the public process.

Dave Henline, 1903 Channel Rd, Bonney Lake, spoke to the Council about the planned restroom facility at Swiss Park. He showed a drawing of the property, planned structure, and existing hydrants in the area. He said the Planning Department classifies the structure as commercial, and is requiring that they install a fire hydrant. He said the previous Developer's Agreement between the City and Swiss Park states that it is in a Public Facilities zone, not commercial. He said City and Fire Department staff have latitude to consider real safety risks when reviewing a proposed structure. He noted other structures that do not meet current hydrant requirements, including restrooms and the Snack Shack at Allan Yorke Park. He said these structures do not need to be upgraded because there is no real risk to the public. He said in other cities, the proposed restroom structure would be considered as a 'group U' occupancy for utilities use and would not have the same requirements as a commercial structure. He asked the Council to request that staff reconsider their decision.

Mayor Johnson said he would ask staff to review the development agreement and continue working to find a solution, and get in touch in a few days.

Winona Jacobsen, 9100 189th Ave Ct E, Bonney Lake, said the Bonney Lake Plateau historical book is completed and available for sale for \$21.99 from the Historical Society. She said the book includes 200 images, many from private collections, and a history of the area from the 1850s to the 1970s.

Doug Osgaard, P. O. Box 7545, Bonney Lake, spoke about the Swiss Park restrooms. He works as an engineer in the aerospace industry and understands safety considerations. He said there is no real risk of fire in the proposed structure. He said a fire hydrant is unnecessary, too expensive, and will not benefit the community.

Mayor Johnson said the City must evaluate all the risks and ensure the project is done right. He thanked Mr. Osgaard for his comments.

C. Correspondence: None.

7:52:29

III. COUNCIL COMMITTEE REPORTS:

A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and discussed personnel updates, summer hires, and the City's 2011 Well City Award, which gives the City a discount on health insurance. The committee also discussed an ordinance changing meeting times and dates for consideration at the meeting and Finance staff's work on a 6-year budget model.

- B. Community Development Committee: Councilmember Rackley said the committee met on Tuesday, April 19, 2011. A number of people came to talk about the Swiss Park hydrant requirement. The committee also discussed geotechnical reports and reviewed an ordinance on truck routes, which was forwarded to the Public Safety Committee for review. The committee forwarded Resolutions 2118 and 2119 to the current agenda for consideration.
- C. Public Safety Committee: Councilmember Hamilton said the committee has not met since the last regular Council meeting.
- D. Other Reports:
- Pierce County Regional Council: Councilmember Hamilton attended the PCRC meeting on April 21st. They discussed the Growth Management Committee report and a final review of Countywide Planning Policies. Councilmember Hamilton gave a summary of a presentation he wants to present to the PCRC. He noted that Tacoma was tenth of the 10 largest cities for growth, and Lakewood's population actually decreased, while Bonney Lake grew fastest. He noted that the top four fastest-growing areas are not in cities, but in unincorporated areas in Pierce County. He said he feels the County opposes the City's proposed annexation because they will lose the fee revenue for development. He asked Councilmembers to review the presentation and provide him with comments.
- Community Events: Councilmember Carter said she and Councilmember Lewis attended the White River School District Families First Coalition meeting on Monday, April 25th at Glacier Middle School. They discussed shelters and transitional housing, teaching kids how to save money, and mobile dental services. She said the coalition plans to hold a town hall and a drug and alcohol awareness summit in the fall. Councilmember Lewis said City of Buckley Mayor Pat Johnson presented information about Rainier School and attempts to keep it open during State budget cuts.
- Relay for Life: Councilmember Carter said she is starting to collect pennies for the Relay for Life penny drive and encouraged everyone to participate.

8:02:45

IV. CONSENT AGENDA:

- A. **Approval of Corrected Minutes**: April 5, 2011 Council Workshop and April 12, 2011 Council Meeting.
- B. **Approval of Accounts Payable Checks/Vouchers**: #60899 thru 60927 (including wire transfer #'s 4042011 & 40420111) in the amount of \$502,259.97; Accounts Payable checks/vouchers #60928 thru 60980 (including wire transfer #'s 4142011 & 41420111) in the amount of \$332,187.00 for a grand total of \$834,446.97. Voided Checks: #60697 – wrong amount. Replaced with check # 60943.
- C. **Approval of Payroll**: Payroll for April 1st-15th 2011 for checks 29714-29737 including Direct Deposits and Electronic Transfers in the amount of \$ 403,015.45.
- D. **AB11-44 – Resolution 2115** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An

Agreement With Bonney Lake Community Resources For Operation Of The Concession Stand At Allan Yorke Park.

- E. **AB11-46 – Resolution 2117** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Extension To The Agreement With Coldwell Banker Commercial/Offenbecher For Leasing Agent Services For Interim Justice Center.
- F. ~~**AB11-50 – Resolution 2118** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City To Award A Contract To Cannon Construction Inc. To Construct The Utility Trench And Conduit Installation Project. Moved to Full Council Issues, Item C.~~
- G. ~~**AB11-51 – Resolution 2119** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Paramatrix Engineering For The Surveying Effort For The Utility Trench & Conduit Contract For Charlotte Kontos. Moved to Full Council Issues, Item D.~~
- H. **AB11-52 – Resolution 2120** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Initiating A Comprehensive Plan Amendment And Area-Wide Rezone For The Midtown Neighborhood.

Councilmember McKibbin requested that Item F., Resolution 2118, and Item G., Resolution 2119, be moved for consideration as Full Council Issues, Item C. and Item D., respectively.

Consent Agenda approved as amended 7 – 0.

V. FINANCE COMMITTEE ISSUES: *None.*

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: *None.*

8:03:54

VII. PUBLIC SAFETY COMMITTEE ISSUES:

- A. **AB11-48 – Ordinance 1385 [D11-48]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Revising Chapter 10.16 Of The Bonney Lake Municipal Code With Regards To The Regulation Of Recreational Vehicles.

Councilmember Decker moved to approve Ordinance 1385. Councilmember Lewis seconded the motion.

Ordinance 1385 approved 7 – 0.

8:04:11

VIII. FULL COUNCIL ISSUES:

- A. **AB11-49 – Ordinance 1386 [D11-49]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 13.16 of The Bonney Lake Municipal Code and Ordinance Nos. 898 and 1327 Relating to Developer Extensions and Latecomer Agreements.

Councilmember Rackley moved to approve Ordinance 1386. Deputy Mayor Swatman seconded the motion.

Public Works Director Grigsby noted that the City Attorney had suggested an amendment to 13.16.030 (G).

Councilmember Rackley moved to amend Ordinance 1386, Section 13.16.030 (G), to “No latecomer agreement may be approved in which the City participation amounts to more than ninety-five percent (95%) of the total direct construction cost.” Councilmember Lewis seconded the motion.

Amendment approved 7 – 0.

Deputy Mayor Swatman said the Council heard testimony from residents about this ordinance, and said he believes the City is on its way to a solution for sewer services in Eastown. He said as he understands it, the City must have a partner for a ULA and this ordinance helps to clean up and clarify the Council’s desires and application of the State law. He said he hopes the process will go well and offered to speak to Eastown property owners after the meeting to answer questions.

David Bowen, 22523 SR 410, Bonney Lake, said property owners in Eastown are serious about the process, but are frustrated and worry the Council does not feel any urgency to move the project forward. He said he could provide up to \$50,000, but the amount is not enough to meet the Council’s expectations for a partnership. He said he understands the Council’s intentions to clarify the code with this ordinance, but it is frustrating for property owners. He said Eastown has a plan to deal with development and traffic to build a better community, and the Council and residents need to find a way to get to the future they envision.

**Ordinance 1386 approved as amended 5 – 2.
Councilmembers Decker and McKibbin voted no.**

- B. **AB11-53 – Ordinance 1387 [D11-53]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Editing Bonney Lake Municipal Code Chapter 2.04 To Change The Regular Meeting Location Of The Council Finance Committee Meetings And Regular Council Meetings And Workshops.

Councilmember Decker moved to approve Ordinance 1387. Councilmember Lewis seconded the motion.

Deputy Mayor Swatman moved to amend Section 2.04.022 to, “The finance committee voucher and payroll reviews shall be held at the Justice Center on the second and fourth Tuesdays of each month at the hour of 5:30 ~~4:30~~ p.m.” Councilmember Lewis seconded the motion.

Amendment approved 7 – 0.

Councilmembers discussed whether regular meetings should be held earlier in the evening for convenience. Councilmembers felt the meetings should continue to be held at 7:00 p.m. to allow people time to get home from work.

Ordinance 1387 approved as amended 7 – 0.

- C. **AB11-50 – Resolution 2118** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City To Award A Contract To Cannon Construction Inc. To Construct The Utility Trench And Conduit Installation Project.

Councilmember Rackley moved to approve Resolution 2118. Councilmember Decker seconded the motion.

**Resolution 2118 approved 6 – 1.
Councilmember McKibbin voted no.**

- D. **AB11-51 – Resolution 2119** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With Paramatrix Engineering For The Surveying Effort For The Utility Trench & Conduit Contract For Charlotte Kontos.

Councilmember Lewis moved to approve Resolution 2119. Councilmember Decker seconded the motion.

**Resolution 2119 approved 6 – 1.
Councilmember McKibbin voted no.**

IX. EXECUTIVE SESSION: *None*

X. ADJOURNMENT:

8:17:20

At 8:17 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

Items presented to Council at the April 26, 2011 Meeting:

- Bonney Lake Citizen – *Email re: “Ordinance D11-49 – Update BLMC 13.16”* – Roger Watt.
- Bonney Lake Citizen – *Petition Against Resolution 2120* – Bill Stinson.

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

| | | |
|---|---|--|
| Department/Staff Contact: PW / Director Grigsby | Meeting/Workshop Date: 5 May 2011 | Agenda Bill Number: AB11-45 |
| Agenda Item Type: Ordinance | Ordinance/Resolution Number: D11-45 | Councilmember Sponsor: Jim Rackley |

Agenda Subject: Truck Route Establishment

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving Establishment Of Truck Routes Within The City.

Administrative Recommendation: Support this ordinance.

Background Summary: The Comprehensive Plan Transportation Element discusses creation of truck routes within the city. This ordinance establishes Truck Route policy and procedures within the municipal code of the city; thus, allowing consistant application and enforcement.
Attachments: Ordinance D11-45, Transportation Plan, Roadway Functional Classification ,Truck Routes, Map

| BUDGET INFORMATION | | | |
|----------------------------|-----------------|----------------------|----------------|
| Budget Amount | Current Balance | Required Expenditure | Budget Balance |
| Budget Explanation: | | | |

| COMMITTEE, BOARD & COMMISSION REVIEW | | | | | | | | | | | |
|---|--|---|---|------------|-----------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Council Committee Review: | Community Development Date: 19 April 2011 | <i>Approvals:</i> Chair/Councilmember Rackley Councilmember McKibbin Councilmember Lewis | <table style="margin-left: auto; margin-right: auto;"> <tr> <td style="padding: 2px 5px;">Yes</td> <td style="padding: 2px 5px;">No</td> </tr> <tr> <td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center; padding: 2px 5px;"><input checked="" type="checkbox"/></td> <td style="text-align: center; padding: 2px 5px;"><input type="checkbox"/></td> </tr> </table> | Yes | No | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
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| Forward to: | Consent Agenda: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | | | | | | | | | | |
| Commission/Board Review: | | | | | | | | | | | |
| Hearing Examiner Review: | | | | | | | | | | | |

| COUNCIL ACTION | |
|--------------------------------|-------------------------|
| Workshop Date(s): | Public Hearing Date(s): |
| Meeting Date(s): 26 April 2011 | Tabled to Date: |

| APPROVALS | | |
|-------------------------|---------------|--|
| Director: DLG | Mayor: | Date Reviewed by City Attorney: (if applicable): |

ORDINANCE NO. D11-45

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, ADDING A NEW CHAPTER 10.48 TO THE BONNEY LAKE MUNICIPAL CODE RELATING TO TRUCK ROUTES.

WHEREAS, the City Council finds that it is necessary to establish and regulate truck routes within the city in order to promote compatible land uses, enhance public safety, and minimize street pavement maintenance and reconstruction costs;

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

Section 1. There is hereby added a new Chapter 10.48 to the Bonney Lake Municipal Code, entitled "Truck Routes," to read as follows:

10.48.010 Purpose and Policy.

A. Purpose. The purpose of this chapter is to establish truck routes within the city that promote compatible land uses, enhance public safety, and minimize pavement maintenance and reconstruction costs.

B. Policy.

1. Provide roadways that are safe for vehicles, bicyclists, and pedestrians to use;
2. Provide Truck Routes that follow the guidance contained in the city's Comprehensive Plan Transportation Element (the Transportation Plan);
3. Provide for the transportation of heavier products on roads (truck routes) best designed to handle the additional pavement stress in order to minimize the amount of maintenance and repair costs required on those streets;
4. Restrict the gross vehicle weight of vehicles traveling on non-truck route roads except where the use of these roads is necessary to travel from the point of origin within the city to the nearest truck route, or from a truck route to a destination point within the city;
5. Limit the number of truck routes to minimize the number of streets that need more expensive pavement construction and more frequent maintenance work;
6. Protect residential neighborhoods from:
 - (a) Excessive truck traffic creating greater hazards to pedestrians, bicyclists, and children;
 - (b) Increased congestion and noise pollution from truck traffic; and,
 - (c) Minimize pavement pot holes, raveling, rutting, or other pavement distress conditions that cause hazards to motorcyclists, bicyclists, and pedestrians.
7. During emergency situations, the Director of Public Works or his designee shall have the authority to further restrict loads or create detours for vehicles traveling on city roads.

10.48.012 Definitions.

- A. "Regulated Truck" is any vehicle designed or operated for the transportation of commodities, merchandise, produce, freight, animals, construction materials, equipment, or supplies, and whose body weight, or whose combined body and load weight, or whose rated capacity exceeds 16,000 pounds gross vehicle weight (Class 5 or larger trucks) including loaded or unloaded vehicles.
- B. "Deviating Truck" is a Regulated Truck which departs from a Truck Route or Truck Access Road while traveling inside the city.
- C. "Truck Route" is a way over certain streets, as designated in this chapter, over and along which regulated trucks must operate.
- D. "Truck Access Road" is a street to be used by regulated trucks to or from a destination within the city that is not adjacent to a truck route. These are commonly designated as minor arterial or collector streets. Truck Access Roads provide the most direct access to the closest intersection to the origin or destination point within the city.
- E. "Local Truck Trip" is defined as all truck trips with the trip origin or destination within the City.
- F. "Truck Through Traffic" is defined as regulated trucks with a trip origin and destination outside the City.

11.48.020 Truck Routes Designated.

- A. Truck Routes. City streets forming a part of the city truck route system are designated as follows:
 - 1. SR410
 - 2. Old Sumner Buckley Highway
 - 3. 192nd Avenue North of SR410
 - 4. 214th Avenue
 - 5. South Prairie Road

And, when annexed:

- 6. 120th Street
- 7. 198th Avenue South of Rhodes Lake Road
- 8. Rhodes Lake Road

B. Truck Access Roads. Are used by Regulated Trucks to reach the closest intersection to the origin or destination point within the city. These are commonly designated as minor arterial or collector streets in the city's Transportation Plan. The following streets are designated as "Truck Access Roads":

- 1. Bonney Lake Boulevard
- 2. Locust Avenue
- 3. Main Street
- 4. Myer's Road
- 5. 182nd Ave from Main Street to 77th Street
- 6. 77th Street from 182nd Avenue to Myers Road
- 7. West Tapps Highway
- 8. Church Lake Road
- 9. Kelly Lake Road
- 10. 198th Avenue between SR410 and Old Sumner Buckley Highway

C. A Truck Route and Truck Access Road map shall be prepared and made available to the public.

10.48.030 Application of Regulation.

- A. All Truck Through Traffic shall utilize only the Truck Routes established in this chapter.
- B. Local Truck Trips shall utilize only the Truck Routes and Truck Access Roads established in this chapter, deviating only at the intersection with the street nearest to the destination point. Upon leaving the destination point, a deviating truck shall return to the closest Truck Route or Truck Access Road by the shortest route.
- C. Multiple Inside Destination Points. All Regulated Trucks entering the city for multiple destination points shall proceed only over established Truck Routes and Truck Access Roads and shall deviate only at the intersection with the street nearest to the first destination point. Upon leaving the first destination point, a deviating truck shall proceed to other destination points by the shortest direction. Upon leaving the last destination point, a deviating truck shall return to and remain on the nearest Truck Route(s) and Truck Access Road(s).
- D. All streets not designated as Truck Routes within the limits of the City of Bonney Lake shall be restricted to allow only vehicles rated under 16,000 pounds GW (Class four trucks and smaller), except for Local Truck trips.
- E. Signage identifying Truck Routes shall be placed along those streets identified as such in this chapter.
- F. Signage prohibiting Class 5 and larger trucks shall be installed at the following locations to prohibit use of these roads by Regulated Trucks:
 - 1. 200th Avenue Court beginning at the intersection with Brookside Way
 - 2. 198th and 199th Avenue adjacent to Mountain View Middle School
 - 3. 192nd Avenue at intersection with Rhodes Lake Road and SR410
 - 4. Angeline Road at intersections with Old Sumner Buckley Highway and Rhodes Lake Road.
 - 5. Sky Island Drive at intersections with SR410 and Rhodes Lake Road

10.48.040 Exceptions.

This chapter shall not prohibit use of city streets for:

- A. Access to a State Highway. All vehicles have unrestricted access to SR410. The conditions in this chapter do not apply to SR410.
- B. Operation on Street of Destination. The operation of trucks upon any street where necessary to conduct business at a destination point within the city is permitted, provided that Truck Routes and Truck Access Roads are used until reaching the intersection nearest the destination point and Truck Routes are accessed as soon as possible when departing the destination point;
- C. Access to Emergency Vehicles. All emergency vehicles have unrestricted access to any street in the City;
- D. Public and Private Utility Vehicles. The operation of trucks owned or operated by the City, other public utilities, private utilities, or any company, while engaged in the repair, maintenance or construction of streets, street improvements, public utilities, or private utilities within the City;
- E. Government Vehicles. All vehicles owned and operated by governmental agencies and school districts in the performance of their duties;
- F. Solid waste collection vehicles serving individual properties within the city;
- G. Municipal transit vehicles;
- H. Detoured Trucks. The operation of trucks upon any officially established detour;
- I. Recreational vehicles including motor homes, campers, and travel trailers;

- J. Tractors of combination vehicles belonging to or operated by persons residing within the city limits and used for commuting their work places. A condition of the issuance of this exemption is that said vehicle will not be allowed to run at idle within the city limits for more than ten minutes, shall not park on any city right-of-way or other city property, shall not use air brakes within the city limits, and shall park only on hard surfaces such as concrete, asphalt or gravel.

10.48.050 Right of Way Permit Required. A Right-of-Way (ROW) permit may be required when in the opinion of the City Engineer the project, program, or activity for which the truck is used will create extraordinary wear and tear on the street or other public infrastructure within the right-of-way, or significant impacts to public safety, the environment, traffic, or noise. Said permit may impose conditions to mitigate the impacts of the project, program, or activity, including but not be limited to: restoration, alteration, or other improvements deemed necessary by the City Engineer to mitigate the impacts of the project(s).

10.48.060 Authority to Impose Additional Weight Limitations.

The Director of Public Works or designee may prohibit the operation of motor trucks or other vehicles or may impose limits as to the weight thereof, or any other restrictions as may be deemed necessary, whenever any street, by reason of rain, snow, climatic or other conditions will, in the sole opinion of the director, be significantly damaged unless the operation thereon be prohibited, restricted, or the permissible weights thereof reduced; provided, the director of public works shall not prohibit the use of any street in the city designated by the Washington State Department of Transportation as forming a part of the state highway system, unless such restriction, limitation, prohibition, or reduction in permissible weights is first approved, in writing, by WSDOT. Any such restriction, limitation, prohibition or reduction of permissible weights shall be accomplished by city with erection of appropriate signs along the streets so affected in such manner as to advise the traveling public thereof.

10.48.070 Liability for Damage to Streets and Bridges – Excess Weight.

- A. All trucks, whether conducting through or local trips, must be in conformance with the Washington State legal limits for trucks, unless granted a permit from the city for overweight truck hauling.
- B. Any person operating any vehicle or moving any object or conveyance upon any street, alley or public way in the city or upon any bridge or roadway shall be liable for all damages which the public infrastructure may sustain as a result of any illegal operation of such vehicle or the moving of any such object or conveyance weighing in excess of the legal weight limits allowed by law.

10.48.080 Violations – Penalty.

Any violation of this Chapter shall be an infraction with a penalty of \$250.00. Each instance of noncompliance shall be considered a separate violation.

Section 2. Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or

unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this ordinance.

Section 3. Administration. The Mayor or Mayor's designee is hereby authorized to implement such administrative policies, procedures, forms, or other administrative mechanisms as may be necessary to implement the provisions of this chapter.

Section 4. Effective Date. This Ordinance shall take effect thirty (30) days after its passage, approval, and publication as required by law.

PASSED by the City Council and approved by the Mayor this ____th day of , 2011.

Neil Johnson, Jr.
Mayor

ATTEST:

Harwood T. Edvalson
City Clerk, CMC

APPROVED AS TO FORM:

James Dionne
City Attorney

Passed:

Valid:

Published:

Effective Date:



Roadway Standards

The City of Bonney Lake adopted roadway design standards in 2005 to set forth specific and consistent road design elements. The *Public Works Design Standards* document contains the specific roadway standards with which all new development must comply. The standards include items such as right-of-way needs, pavement width, and width of sidewalks. The standards are intended to support the City's goals in providing adequate facilities to meet the mobility and safety needs of the community. The standards also assist design professionals and developers in the design of new facilities within the public right-of-way.

These standards have been used as the basis for evaluation of the roadway system and cost estimates. Many existing roadways are not constructed to these standards. Roadways in the UGA are typically rural in nature with few urban features. Some of the major design guidelines are described in Table 9 for each roadway type.

Truck Routes

The City of Bonney Lake is expected to continue to have regional trucking activity due to its location along the SR 410 corridor. WSDOT has designated SR 410 as a T-1 truck route in its *2003 Freight and Goods Transportation System* report. Highways and roadways within Washington State are classified by the average gross annual truck tonnage they carry. The tonnage classifications range from T-1 to T-5. The T-1 classification indicates the roadway carries more than 10 million tons per year. No other roadway within the City was classified as part of the WSDOT study. In the future, it is projected that truck traffic will increase proportional to anticipated commercial growth.

Trucks have a significant impact on traffic operations, safety, and roadway maintenance. They also impact air quality and noise levels in the City. Therefore, the City has designated and signed major and minor arterials as truck routes. Exceptions include Sky Island Drive and 200th Avenue Court E (198th Avenue) south of 100th Street E. Both of these minor arterials bisect residential neighborhoods; therefore truck traffic will not be allowed on these roads and trucks will need to use South Prairie Road and 214th Avenue E to access areas south of the City. Figure 6 highlights the designated major and minor arterials within the City. All other roadways in the City will be for local deliveries only. If trucks have an origin/destination within the City, they should limit travel on non-designated truck routes to the shortest distance between the origin/destination and a designated truck route.

Transportation Improvement Projects

Based on the evaluation of existing and forecast traffic volumes, traffic operations, safety, and connectivity, a recommended list of transportation improvement projects and programs was defined. The projects and programs were organized into the following five categories:

- City Roadway Improvements
- City Intersection Improvements
- Pierce County Improvements
- WSDOT Improvements
- Citywide Programs

City of Bonney Lake

Chapter 10.48 TRUCK ROUTES

(Dan Grigsby, 4 April 2011)

BACKGROUND INFORMATION:

1. Sample weight limits and Truck Route restrictions from other municipal codes:

Chapter 10.16 -

VEHICLE WEIGHT LIMITS AND REGULATION OF LARGE MOTOR VEHICLES
Algona – 14,000 lb

Chapter 9.90 - STREET USE RESTRICTIONS

Auburn - GW 30,000 lb

Chapter 10.08A - VEHICLE LOAD LIMITS

Clark County – All routes shall be open to all vehicles whose gross weight (vehicle and load) is less than or equal to seventy-five percent (75%) of the weight limits provided in RCW 46.44.041.

Chapter 8.56 - REGULATING TRAFFIC ON CERTAIN HIGHWAYS

Edmonds – 10,000 pounds GVW

Chapter 10.36 - TRUCK ROUTES

Issaquah - Combined body and load weight exceeds 15,000 pounds

Chapter 11.68 - LOAD LIMITS – TRUCK ROUTES

Longview – GW 14,000 pounds

Chapter 12.30 - TRUCK ROUTES

Sumner – GW 10,000 lb

2. Why are weight limits placed on axles and tires?

Tire and axle limits are imposed for a number of reasons; **foremost, is to ensure that loads carried by trucks are transported safely.**

Having defined load limits allows engineers to design **pavements that will hold up under anticipated truck traffic with minimal maintenance** required for fixing cracks, ruts, and potholes.

Load limits are also necessary for **protecting bridges from structural weakening or fatigue**, preventing unsafe conditions and early replacement of bridge structures. Current information shows that even slight changes in load limits have major impacts on pavement and bridge performance. Both the axle and tire load affect pavements and bridges.

Total axle loads affect large areas of a pavement or a bridge, while tire loads affect smaller, more localized areas. Narrow width tires concentrate the vehicle's weight on a small area, while wider width tires distribute the weight over a larger area and cause less stress on a single spot. As the total load carried by an axle increases, so does the total load on the pavement or bridge. An axle carrying 20,000 pounds puts the same total weight on a bridge or a pavement whether 6-inch wide or 12-inch wide tires are used. The total load may cause damage or failure, even if the local point stresses under the tires are not large.

3. **What happens to pavements exposed to loads they were not designed to handle?**

Repeated **overweight loads, or an increased number of legal loads**, damage asphalt pavements by overstressing the pavement structure, causing cracking and eventually potholes. Concrete pavements also break and crack under repeated overweight loads, or an increased number of legal loads, making them rough and decreasing the life of the pavement.

The relationship between axle weight and pavement damage is not linear, but exponential. For example, a single axle loaded to 40,000 lbs (twice the legal load) causes 16 times more damage than a single axle legally loaded to 20,000 lbs.

Many highway pavements around the state do not have sufficient thickness to carry heavy loads and without load restrictions would suffer pavement failures, as shown in Figure 2 and Figure 3. Unlike bridges, a single overloaded truck rarely causes a spectacular pavement failure. **Many repetitions of trucks beyond the current legal load limit, or above the original estimated number of trucks, must occur before you see damage in the form of extensive pavement cracking or potholes. Unfortunately, by the time this damage is visible the pavement structure may have been damaged to the point where it must be replaced – which is an expensive and time consuming process.**

Load limits restrict how much weight can be carried on an axle, a single tire or pair of tires, and on the vehicle or vehicle combination in total. Concerns over the impacts of tire load and gross vehicle weight on a fragile infrastructure were first addressed in the 1913 and 1915 Legislative sessions, respectively. **Tire loads began at 400 pounds per inch width of tire and a gross vehicle weight limit was established at 24,000 pounds on highways.**

In almost every subsequent legislative session, through 1975, load limits have been refined to address changes in infrastructure design and observed effects of vehicle loads. In 1975, **federal laws were implemented to provide protection to the highway infrastructure and uniformity among the states for interstate use. The Washington State Legislature adopted the federal weight limits for all state highways.**

4. Restrictions

In the United States, two important GVWR limitations are 6,000 pounds (2,722 kg) and 8,500 pounds (3,856 kg). Vehicles over 6,000 pounds are restricted from some city roadways (**though there is some dispute about whether this restriction is for actual curb weight (loaded) or GVWR (unloaded)**), and vehicles over the 8,500 pound threshold are required to have insurance under Section 387.303 of the Motor Carrier Act of 1980.

5. Truck classification

In the United States, commercial **truck classification** is determined based on the vehicle's gross vehicle weight rating (GVWR). The classes range from 1-8. It also done more broadly under the US DOT Federal Highway Administration (FHWA) Vehicle Inventory and Use Survey (VIUS) standards, which groups Class 1, 2 and 3 as "**Light Duty**", 4, 5 and 6 as "**Medium Duty**", and 7-8 as "**Heavy Duty**".

Class 1

The **Class 1** truck gross vehicle weight rating (GVWR) ranges from **0 to 6,000 pounds**. Examples of trucks in this class include the Ford Ranger and GMC Canyon.

Class 2

The **Class 2** truck gross vehicle weight rating (GVWR) ranges from **6,001 to 10,000 pounds**. Examples of vehicles in this class include the Dodge Dakota and the Ford F-150. Class 2 is subdivided into Class 2a and Class 2b, with class 2a being **6,001 to 8,500 pounds** pounds, and class 2b being **8,501 to 10,000 pounds** pounds. Class 2a is commonly referred to as a **light duty truck**, with class 2b being the lowest heavy-duty class, also called the **light heavy-duty class**.

Class 3

The **Class 3** truck gross vehicle weight rating (GVWR) ranges from **10,001 to 14,000 pounds**. Examples of vehicles in this class include the Dodge Ram 3500, Ford F-350 and the GMC Sierra 3500, both dual rear wheel and single rear wheel. The Hummer H1 is another example of a single rear wheel Class 3 truck, with a GVWR of 10,300 lbs.

Class 4

The **Class 4** truck gross vehicle weight rating (GVWR) ranges from **14,001 to 16,000 pounds**. Examples of vehicles in this class include the Ford F-450 and the GMC 4500.

Class 5

The **Class 5** truck gross vehicle weight rating (GVWR) ranges from **16,001 to 19,500 pounds**. Examples of trucks in this class include the International MXT, GMC 5500, and the Ford F-550.

Class 6

The **Class 6** truck gross vehicle weight rating (GVWR) ranges from **19,501 to 26,000 pounds**. Examples of trucks in this class include the International Durastar, GMC Topkick C5500, and the Ford F-650

Class 7

Vehicles in **Class 7** and above require a Class B license to operate in the United States. Their GVWR ranges from **26,001 to 33,000 pounds**.

Class 8

The **Class 8** truck gross vehicle weight rating (GVWR) is anything above **33,000 pounds**. These include all tractor trailer trucks.

6. Ton Rating

When domestic light-duty trucks were first produced, they were rated by their payload capacity in tons (e.g., 1/2-, 3/4- and 1-ton). This has led to categorizing trucks similarly, even if their payload is different. Common Truck categories are described as follows:

- Quarter Tons (1/4-ton). The Ford Ranger, Chevy S-10, and GMC S-15.
- Half Tons (1/2-ton). The Ford F-150, Chevy 10, Chevy/GMC 1500, and Dodge 1500.
- Three Quarter Tons (3/4-ton). The Ford F-250, Chevy 20, Chevy/GMC 2500, and Dodge 2500. The Chevy/GMC's 3/4-ton suspension systems were further divided into light and heavy-duty, differentiated by 5-lug and 6 or 8-lug wheel hubs depending on year, respectively.
- One Tons (1-ton). The Ford F-350, Chevy 30, Chevy/GMC 3500, and Dodge 3500.

Similar schemes exist for vans and SUVs (e.g., a 1-ton Dodge Van or a 1/2-ton GMC Suburban), **medium duty trucks** (e.g. the Ford ton-and-a-half F-450) and some military vehicles, like the ubiquitous deuce-and-a-half.

Throughout the years, the payload capacities for most domestic pickup trucks have increased while the ton title has stayed the same. The idiosyncratic ton rating is nothing more than just a colloquial way to designate and compare common trucks and vans.

7. Labeling

Most **U.S. cars** have a placard (sticker) with this information. It is located typically either in the driver's side door or doorframe, owners manual, or also may be present on another sticker immediately under the hood near the radiator, although that sticker more typically contains information about the size of the motor, various fluid capacities, etc.

Most U.S. and Australian **commercial trucks** (especially semi-trailer trucks and dump trucks) are required by licensing authorities to have this information printed on the outside of the vehicle, and for it to be clearly visible from a specified distance. Many do so by painting these numbers in a large font on the driver's side of the truck near or on the door.

For vehicles containing no fuel or driver, the gross weight is the sum of the **tare weight** (the unladen vehicle weight) and the weight of the load carried. For the measuring of loads picked up at a depot or materials yard (such as gravel or rock, or other bulk goods), the weight of the driver, fuel, and existing loads are assumed to be constant between the weighing of the vehicle

upon entrance (tare) and laden (gross) upon exit. Such weights are determined by a specialized scale called a weigh bridge, and such scales will usually have a computing function within the display to compute tare weight.

8. Maintenance varies by pavement type:

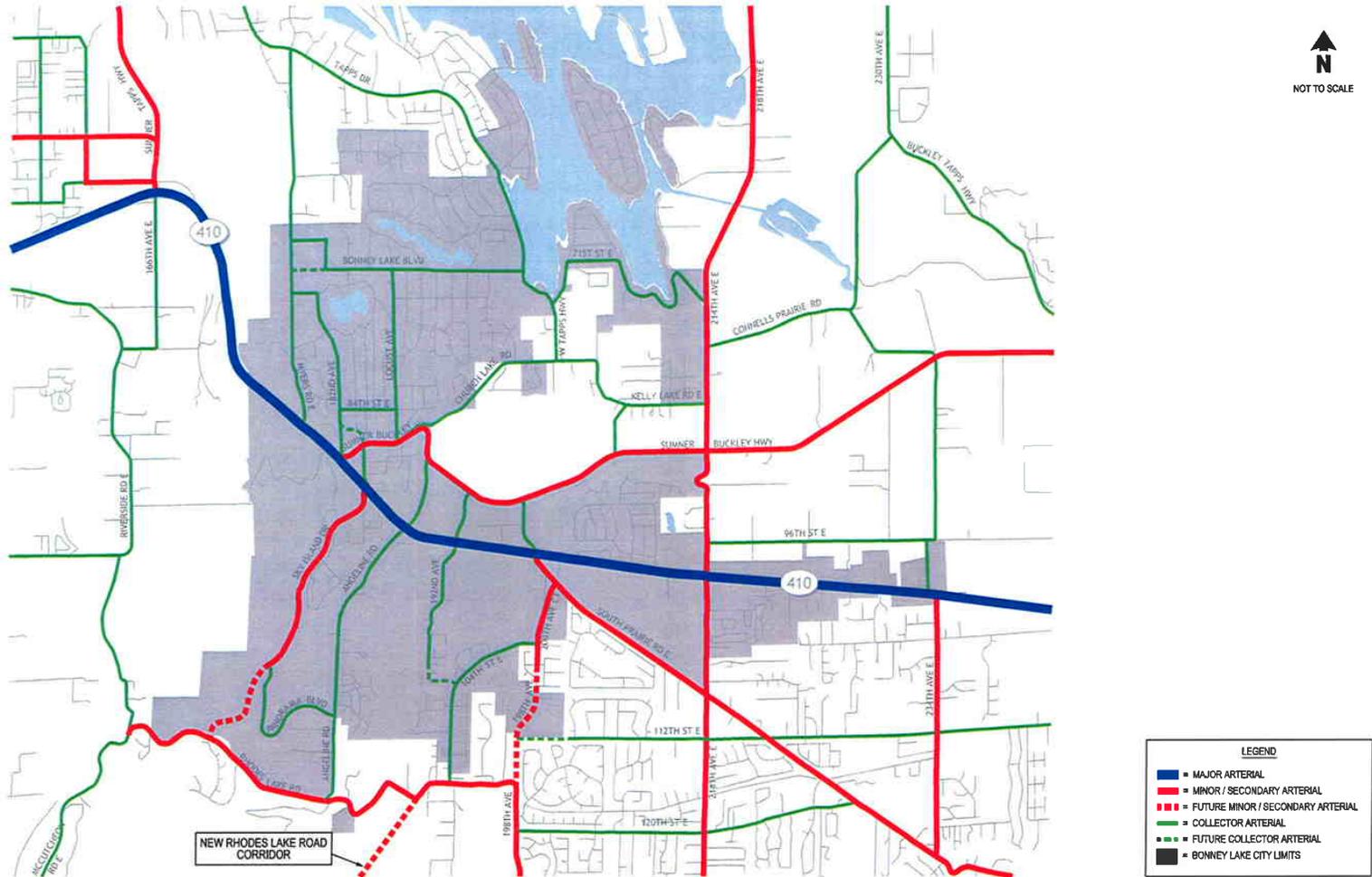
- The surface of **asphalt pavements** wears out and needs to be replaced on a regular cycle, about every 15 years, but the pavement below the worn surface remains. Replacing just the surface is much less expensive than replacing the full depth of the pavement structure.
- **Concrete pavements** are designed to handle the weight of legal loads and last for up to 50 years. These pavements need to be “ground” smooth about every 25 years to remove wear caused by studded tires. This is much less expensive than replacing cracked and broken concrete.

BACKGROUND SUMMARY:

1. Weight based limitations only make sense for highways in which the quality and type of pavement construction is standardized. These pavements are several inches deeper than that used in City streets.
2. Since construction of city street pavements can vary widely, no single weight based standard can be set that would consistently protect the pavement from overloading.
3. There is a wide variation on the weight limits placed on city streets as shown above by other cities.
4. To be able to enforce a weight based truck route designation, the city would need portable scales, that were re-calibrated annually. In addition, BLPD officers would need to have the time and training to set up, use, and disassemble the portable scales.
5. Any fees/fines for overweight vehicles would be minimal and would only apply when vehicles were caught. E.g. Not much of a disincentive...
6. I don't believe we should create codes that are unenforceable, ineffective, or would place too large a burden of our police officers, such as a weight based limit would do.
7. So, we should just designate which of our collector roads and minor arterials are to be designated as truck routes without reference to weight limits other then, possibly a maximum weight based on vehicle classification.
8. Tentatively, I would say that non-truck routes should be limited to Class 4 trucks (16,000 pounds, Ford F450) and smaller vehicles.

References:

1. Wikipedia: Gross Vehicle Weight Rating and Truck Classification
2. <http://www.mrsc.org/subjects/pubsafe/truckw.aspx>
3. Ordinances sited in paragraph one above.



BONNEYLAKE  **Figure 6**
Roadway Functional Classification
Bonney Lake Transportation Plan

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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

| | | |
|--|--|---------------------------------------|
| Department/Staff Contact: ASD / Susan Duis | Meeting/Workshop Date: 10 May 2011 | Agenda Bill Number: AB11-54 |
| Agenda Item Type: Motion | Ordinance/Resolution Number: | Councilmember Sponsor: |

Agenda Subject: 2011-2013 Local Records Grant Application

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign The 2011-2013 Local Records Grant Program Application.

Administrative Recommendation:

Background Summary: The Washington State Archives Local Records Grant program provides grants of up to \$10,000 to assist in the preservation and access of public records. The City is applying for grant funds to digitize (scan) our oldest Council Minutes, Resolutions, and ordinances, and to create microfilm backup copies of more recent Council records.

The digitized records will be made available to the public through the City's website and the State Digital Archives. The original (paper) records will also be transferred to the State Archives for permanent storage, which is provided at no cost to the City. The grant application deadline is May 20, 2011.

Attachments: 2011-2013 Local Records Grant Application

| BUDGET INFORMATION | | | |
|--------------------------------|------------------------|-----------------------------|-----------------------|
| Budget Amount | Current Balance | Required Expenditure | Budget Balance |
| n/a | | | |
| Budget Explanation: n/a | | | |

| COMMITTEE, BOARD & COMMISSION REVIEW | | | |
|---|-------------------|---|---|
| Council Committee Review: | Finance Committee | <i>Approvals:</i> | Yes No |
| | Date: 20 May 2011 | Chair/Councilmember Dan Swatman | <input type="checkbox"/> <input type="checkbox"/> |
| | | Councilmember Jim Rackley | <input type="checkbox"/> <input type="checkbox"/> |
| | | Councilmember Mark Hamilton | <input type="checkbox"/> <input type="checkbox"/> |
| | Forward to: | Consent | |
| | | Agenda: <input type="checkbox"/> Yes <input type="checkbox"/> No | |
| Commission/Board Review: | | | |
| Hearing Examiner Review: | | | |

| COUNCIL ACTION | |
|-----------------------|-------------------------|
| Workshop Date(s): | Public Hearing Date(s): |
| Meeting Date(s): | Tabled to Date: |

| APPROVALS | | |
|----------------------|---------------|--|
| Director: HTE | Mayor: | Date Reviewed by City Attorney: (if applicable): |

**2011-2013 Local Records Grant
Records Eligible for Microfilming / Digitizing**

The following records are eligible for funding under the 2011-2013 Grant cycle, and are included in our grant application:

RECORDS TO BE MICROFILMED

- Ordinances from 2005 through 2010 (Nos. 1100 – 1375)
- Resolutions from 2007 through 2010 (Nos. 1701 – 2090)
- Minutes:
 - Workshop Minutes from 1996 through 1997, and 2002 through 2010
 - Meeting Minutes from 1999 through 2010

RECORDS TO BE DIGITIZED (previously microfilmed)

- Ordinances from 1949 through 1974 (Nos. 1-400)
- Resolutions from 1974 through 1994 (Nos. 359-700A)
- Minutes:
 - Workshop Minutes from 2002 through 2007
 - Meeting Minutes from 1949 through 1997



GUIDEBOOK & APPLICATION

Local Records Grant 2011-13 Application

Section 1

| | | | |
|--|---|-----------------------------------|------|
| Applicant Agency City of Bonney Lake | | | |
| Agency Head (First, Last) Neil Johnson, Jr. | Position Title/Division Mayor | Phone Number 253 862 8602 | |
| Name of Primary Project Contact (First, Last) Harwood Edvalson | Position Title/Division City Clerk & Director, Administrative Services | Phone Number 253 447 4310 | |
| E-mail –Primary Project Contact cityclerk@ci.bonney-lake.wa.us | Fax Number 253 862 8538 | Legislative District 31 | |
| Applicant Agency Address (Street, City, State, Zip Code) City of Bonney Lake 19306 Bonney Lake Blvd Bonney Lake, WA 98391 | Mailing Address - if different (Street, City, State, Zip Code) City of Bonney Lake Attn: City Clerk P.O. Box 7380 Bonney Lake, WA 98391 | | |
| Authorizing Agency Official (First, Last) Neil Johnson, Jr. | Authorizing Official Position Title/Division Mayor | | |
| Name of individual to whom the check should be mailed: Harwood Edvalson | Address of individual to whom the check should be mailed: City of Bonney Lake Attn: City Clerk P.O. Box 7380 Bonney Lake, WA 98391 | | |
| E-mail Address cityclerk@ci.bonney-lake.wa.us | Fax number 253 862 8538 | Phone Number 253 447 4310 | |
| Application Prepared by (First, Last) Susan Duis | Position Title/Division Records & Information Specialist, Administrative Services | Phone Number 253 447 4325 | |
| Notes or Additional Information: | | | |
| Federal Employer Identification Number (FEIN): 91-0753552 | | | |
| Signature Showing Certification of Authority to Secure and Encumber Project Funds | | | |
| Signature of Agency Head | Date | Signature of Authorizing Official | Date |
| To be Completed by Washington State Archives Staff Only | | | |
| Application Complete & Accepted | | Grant Awarded or Denied | Date |



| Name | Date | Notification Mailed | Date |
|------|------|---------------------|------|
|------|------|---------------------|------|

Local Records Grant 2011-13 Application Section 2

This information will be used to help Archives Staff prioritize the preservation of your records

1. Which eligible record series are you requesting to be digitized?

- Minutes**
DAN (GS50-05A-13) Year **1949** through Year **2010**
- Ordinances**
DAN (GS50-05A-16) Year **1949** (Ord. 1) through Year **2010** (Ord. 1375)
- Resolutions**
DAN (GS50-05A-16) Year **1974** (Res. 359) through Year **2011** (Res. 2099)

2. Have you previously digitized or microfilmed any portion of these records?

- Yes **Minutes** 1949 through 1995
Ordinances 1949 (Ord. 1) through 2005 (Ord. 1099)
Resolutions 1949 (Res. 1) through 2007 (Res. 1700)

No

3. Are there any gaps in the date ranges specified above?

Yes Year through Year

No

4. Will you be transferring your original records to the Washington State Archives?

Yes No

5. Will you also be transferring associated indexes and/or Agenda Packets with the series?

Yes No

6. Have you discussed this grant application with your Regional Archives Contact?

Yes No

7. How many archival boxes will you be requesting? 3



GUIDEBOOK & APPLICATION

MINUTES RECORD INVENTORY FORM

Please be as accurate as possible. This information will be used to estimate the cost of your project.

What is the **Governing Body** for this Minute series? i.e. *City Council*

City Council

What **format(s)** are your records stored in? *See choices below*

Permanently Bound

- **Date Range** _____ to _____
- Estimated total number of **pages** _____
(2500 pages per cubic foot)
- Total number of **volumes** _____
- **Size**
 Letter Legal Over 11 x 17
- Single-Sided Double-Sided Combination
- More than one Minute per page? Yes No
- What is the condition of the records? Poor Good

Post Bound or Loose

- **Date Range** 1996 to 2010
- Estimated total number of **pages** 7500
(2500 pages per cubic foot)
- Total number of **boxes/volumes** 3 boxes /
- **Size**
 Letter Legal Over 11 x 17
- Single-Sided Double-Sided Combination
- More than one Minute per page? Yes No
- What is the condition of the records? Poor Good

Microfilm

- **Date Range** 1949 to 1995
- Estimated total number of **images** 2500
(16mm reels hold about 2000 images per reel)
(35mm reels hold about 500 images per reel)
- What **type** of microfilm are these reels?
 Acetate Diazo Silver
- **Size**
 16mm 35mm 16/35mm
- More than one Minute per frame? Yes No
- What is the condition of the records? Poor Good

Your digital project will be hosted by the Washington State Digital Archives at no additional charge. Do you need a Copy of these records for your office?

Microfilm

External Hard Drive



GUIDEBOOK & APPLICATION

ORDINANCES RECORD INVENTORY FORM

Please be as accurate as possible. This information will be used to estimate the cost of your project.

What is the **Governing Body** for this Ordinance series? i.e. *City Council*

City Council

What **format(s)** are your records stored in? *See choices below*

Permanently Bound

- **Date Range** _____ to _____
- Estimated total number of **pages** _____
(2500 pages per cubic foot)
- Total number of **volumes** _____
- **Size**
 - Letter Legal Over 11 x 17
- Single-Sided Double-Sided Combination
- More than one Ordinance per page? Yes No
- What is the condition of the records? Poor Good

Post-Bound or Loose

- **Date Range** 2005 to 2010
- Estimated total number of **pages** 5000 pages
(2500 pages per cubic foot)
- Total number of **boxes/volumes** 2 boxes /
- **Size**
 - Letter Legal Over 11 x 17
- Single-Sided Double-Sided Combination
- More than one Ordinance per page? Yes No
- What is the condition of the records? Poor Good

Microfilm

- **Date Range** 1949 to 1974
- Estimated total number of **images** 2000
(16mm reels hold about 2000 images per reel)
(35mm reels hold about 500 images per reel)
- What **type** of microfilm are these reels?
Acetate Diazo Silver
- **Size**
 - 16mm 35mm 16/35mm
- More than one Ordinance per frame? Yes No
- What is the condition of the records? Poor Good

Your digital project will be hosted by the Washington State Digital Archives at no additional charge. Do you need a copy of these records for your office?

Microfilm

External Hard Drive





GUIDEBOOK & APPLICATION

RESOLUTIONS RECORD INVENTORY FORM

Please be as accurate as possible. This information will be used to estimate the cost of your project.

- What is the **Governing Body** for this Resolution series? i.e. *City Council* City Council
- What **format(s)** are your records stored in? *See choices below*

Permanently Bound

- **Date Range** _____ to _____
- Estimated total number of **pages** _____
(2500 pages per cubic foot)
- Total number of **volumes** _____
- **Size**
 Letter Legal Over 11 x 17
- Single-Sided Double-Sided Combination
- More than one Resolution per page Yes No
- What is the condition of the records? Poor Good

Post Bound or Loose

- **Date Range** 2007 to 2010
- Estimated total number of **pages** 5000 pages
(2500 pages per cubic foot)
- Total number of **boxes/volumes** 2 boxes /
- **Size**
 Letter Legal Over 11 x 17
- Single-Sided Double-Sided Combination
- More than one Resolution per page Yes No
- What is the condition of the records? Poor Good

Microfilm

- **Date Range** 1974 to 1994
- Estimated total number of **images** 2000
(16mm reels hold about 2000 images per reel)
(35mm reels hold about 500 images per reel)
- What **type** of microfilm are these reels?
 Acetate Diazo Silver
- **Size**
 16mm 35mm 16/35mm
- More than one Resolution per frame? Yes No
- What is the condition of the records? Poor Good

Your digital project will be hosted by the Washington State Digital Archives at no additional charge. Do you need a copy of these records for your office?

Microfilm External Hard Drive



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City of Bonney Lake, Washington
City Council Agenda Bill (AB)

| | | |
|--|--|--|
| Department/Staff Contact: PW / John Woodcock | Meeting/Workshop Date: 10 May 2011 | Agenda Bill Number: AB11-56 |
| Agenda Item Type: Resolution | Ordinance/Resolution Number: 2121 | Councilmember Sponsor: James Rackley |

Agenda Subject: Award Contract to KPG Engineering for the West Tapps Sidewalk and Watermain Improvements.

Full Title/Motion: A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approve The Contract To KPG Engineering For The West Tapps Sidewalk And Watermain Improvements..

Administrative Recommendation:

Background Summary: The City of Bonney Lake currently has a pedestrian link gap of 680 feet between Allan Yorke Park and the overflow parking area located on the recently acquired property to the south. To provide a pedestrian link between the two areas the city proposes to construct this sidewalk link in conjunction with approximately 1,400 feet of new watermain to replace the line that has a history of leakage.
Attachments: Resolution, Agreement, Map

| BUDGET INFORMATION | | | |
|----------------------------|-----------------|----------------------|----------------|
| Budget Amount | Current Balance | Required Expenditure | Budget Balance |
| \$900,000 | \$900,000 | \$67,144 | \$832,856 |
| Budget Explanation: | | | |
| 401.000.034.594.34.63.04 | \$600,000 | Design cost \$47,144 | |
| 301.000.032.594.44.65.01 | \$300,000 | Design cost \$20,000 | |

| COMMITTEE, BOARD & COMMISSION REVIEW | | | | | | | | | | | |
|--------------------------------------|---|---|--|-----|----|-------------------------------------|--------------------------|-------------------------------------|--------------------------|-------------------------------------|--------------------------|
| Council Committee Review: | Community Development Date: 3 May 2011 | Approvals: Chair/Councilmember James Rackley Councilmember Randy McKibbin Councilmember Donn Lewis | <table style="width: 100%;"> <tr> <td style="text-align: right;">Yes</td> <td style="text-align: left;">No</td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table> | Yes | No | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| Yes | No | | | | | | | | | | |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | | | | | | | | | | |
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| <input checked="" type="checkbox"/> | <input type="checkbox"/> | | | | | | | | | | |
| | Forward to: | Consent Agenda: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | | | | | | | | | |
| Commission/Board Review: | | | | | | | | | | | |
| Hearing Examiner Review: | | | | | | | | | | | |

| COUNCIL ACTION | |
|-------------------|-------------------------|
| Workshop Date(s): | Public Hearing Date(s): |
| Meeting Date(s): | Tabled to Date: |

| APPROVALS | | |
|--|--------------------------------------|--|
| Director: <i>Dan Grigsby</i> | Mayor: <i>Neil Johnson</i> | Date Reviewed by City Attorney: (if applicable): |

RESOLUTION NO. 2121

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH KPG ENGINEERING FOR THE DESIGN OF THE WEST TAPPS SIDEWALK AND WATERMAIN IMPROVEMENTS.

Whereas, the City by Resolution 1253 adopted the Non-Motorized Transportation Plan on August 28, 2007 identifying the area along the West Tapps Highway as an area in need of a pedestrian path; and

Whereas, the City has approved a budget in 2011 Street CIP for Neighborhood Sidewalk Improvements; and

Whereas, the City has directed the Public Works Department to take the lead on the development and implementation of Sidewalk Improvement projects; and

Whereas, the City has approved a budget in 2011 that includes the Leaky Water Main Replacement effort; and

Whereas, the City has identified the need to replace the failing water mains in the City's water system;

Now therefore, be it resolved; that the City Council of the City of Bonney Lake, Washington, does hereby resolve that the Mayor is authorized to sign the agreement with KPG Engineering for the sum not to exceed of \$67,144 for the design improvements.

PASSED by the City Council this 10th day of May, 2011.

Mayor Neil Johnson, Jr.

AUTHENTICATED:

Harwood T. Edvalson, CMC
City Clerk

APPROVED AS TO FORM:

James J. Dionne, City Attorney

PROFESSIONAL SERVICES AGREEMENT

THIS PROFESSIONAL SERVICES AGREEMENT ("Agreement") is made and entered into this _____ day of _____, 2011, by and between the City of Bonney Lake (" City") and _____ (" Consultant").

The parties hereby agree as follows:

1. **Scope of Work.** The Consultant shall perform all work and provide all materials described in the Scope of Work set out in Exhibit A attached hereto and incorporated herein by this reference. Such work shall be performed using facilities, equipment and staff provided by Consultant, and shall be performed in accordance with all applicable federal, state and local laws, ordinances and regulations. The Consultant shall exercise reasonable care and judgment in the performance of work pursuant to this Agreement. The Consultant shall make minor changes, amendments or revisions in the detail of the work as may be required by the City, such work not to constitute Extra Work under this Agreement.

2. **Ownership of Work Product.** Documents, presentations and any other work product produced by the Consultant in performance of work under this Agreement shall be tendered to the City upon completion of the work, and all such product shall become and remain the property of the City and may be used by the City without restriction; *provided*, that any such use by the City not directly related to the particular purposes for which the work product was produced shall be without any liability whatsoever to the Consultant.

3. **Payment.** The Consultant shall be paid by the City for completed work and services rendered under this Agreement pursuant to the rates and charges set out in Exhibit B, attached hereto and incorporated herein by this reference. Such payment shall be full compensation for work performed or services rendered and for all labor, materials, supplies, equipment, and incidentals necessary to complete the work. All billings for compensation for work performed under this Agreement shall list actual time and dates during which the work was performed and the compensation shall be figured using the rates set out in Exhibit B; *provided*, that payment for work within the Scope of Work (Exhibit A) shall not exceed the fee/hour estimate set out in Exhibit B without written amendment to this Agreement, agreed to and signed by both parties.

Acceptance of final payment by the Consultant shall constitute a release of all claims, related to payment under this Agreement, which the Consultant may have against the City unless such claims are specifically reserved in writing and transmitted to the City by the Consultant prior to acceptance of final payment. Final payment shall not, however, be a bar to any claims that the City may have against the Consultant or to any remedies the City may pursue with respect to such claims.

The Consultant and its sub consultants shall keep available for inspection, by the City, for a period of three years after final payment, the cost records and accounts pertaining to this Agreement and all items related to, or bearing upon, such records. If any litigation, claim or audit is started before the expiration of the three-year retention period, the records shall be retained until all litigation, claims or audit findings involving the records have been resolved. The three-year retention period shall commence when the Consultant receives final payment.

4. **Changes in Work.** The Consultant shall make all revisions and changes in the work completed under this Agreement as are necessary to correct errors, when required to do so by the City, without additional compensation.

5. **Extra Work.** The City may desire to have the Consultant perform work or render services in addition to or other than work provided for by the expressed intent of the Scope of Work. Such work will be considered Extra Work and will be specified in a written supplement which will set forth the nature and scope thereof. Work under a supplement shall not proceed until authorized in writing by the City. Any dispute as to whether work is Extra Work or work already covered by this Agreement shall be resolved before the work is undertaken. Performance of the work by the Consultant prior to resolution of any such dispute shall waive any claim by the Consultant for compensation as Extra Work.

6. **Employment.** Any and all employees of Consultant, while engaged in the performance of any work or services required by the Consultant under this Agreement, shall be considered employees of the Consultant only and not of the City, and any and all claims that may or might arise under the Workman's Compensation Act on behalf of said employees, while so engaged; any and all taxes arising out of Consultant's or Consultant's employees' work under this Agreement; and any and all claims made by a third party as a consequence of any acts, errors, or omissions on the part of the Consultant's employees, while so engaged, shall be the sole obligation and responsibility of the Consultant, except as provided in Section 12 of this agreement. The Consultant's relation to the City shall at all times be as an independent contractor.

7. **Nondiscrimination and Legal Compliance.** Consultant agrees not to discriminate against any client, employee or applicant for employment or for services because of race, creed, color, national origin, marital status, gender, age or handicap except for a bona fide occupational qualification with regard to, but not limited to, the following: employment upgrading; demotion or transfer; recruitment or any recruitment advertising; layoff or termination; rates of pay or other forms of compensation; selection for training; and rendition of services. The consultant represents and warrants that it is in compliance with and agrees that it will remain in compliance with the provisions of the Immigration Reform and Control Act of 1986, including but not limited to the provisions of the Act prohibiting the hiring and continued employment of unauthorized aliens and requiring verification and record keeping with respect to the status of each of its employees' eligibility for employment. The consultant shall include a provision substantially the same as this

section in any and all contracts with sub consultants performing work required of the contractor under this contract. The consultant agrees to indemnify and hold the City harmless from any and all liability, including liability for interest and penalties, the City may incur as a result of the consultant failing to comply with any provisions of the Immigration Reform and Control Act of 1986. Consultant understands and agrees that if it violates this section, this Agreement may be terminated by the City, and that Consultant shall be barred from performing any services for the City in the future unless and until a showing is made satisfactory to the City that discriminatory practices have terminated and that recurrence of such action is unlikely.

8. **Term.** This Agreement shall become effective upon the day of its execution by both parties, and shall terminate upon completion of the work and delivery of all materials described in Exhibit A.

9. **Termination by City.** The City may terminate this Agreement at any time upon not less than ten (10) days written notice to Consultant, subject to the City's obligation to pay Consultant in accordance with subsections A and B below.

A. In the event this Agreement is terminated by the City other than for fault on the part of the Consultant, a final payment shall be made to the Consultant for actual cost of work complete at the time of termination of the Agreement. In addition, the Consultant shall be paid on the same basis as above for any authorized Extra Work completed. No payment shall be made for any work completed after ten (10) days following receipt by the Consultant of the termination notice. If the accumulated payment(s) made to the Consultant prior to the termination notice exceeds the total amount that would be due as set forth in this subsection, then no final payment shall be due and the Consultant shall immediately reimburse the City for any excess paid.

B. In the event the services of the Consultant are terminated by the City for fault on the part of the Consultant, subsection A of this section shall not apply. In such event the amount to be paid shall be determined by the City with consideration given to the actual costs incurred by the Consultant in performing the work to the date of termination, the amount of work originally required which was satisfactorily completed to date of termination, whether that work is in a form or of a type which is usable by the City at the time of termination, the cost to the City of employing another person or firm to complete the work required and the time which may be required to do so, and other factors which affect the value to the City of the work performed at the time of termination. Under no circumstances shall payment made under this subsection exceed the amount which would have been made if subsection A of this section applied.

C. In the event this Agreement is terminated prior to completion of the work, the original copies of all work products prepared by the Consultant prior to termination shall become the property of the City for its use without restriction; *provided*, that any such use by the

City not directly related to the particular purposes for which the work product was produced shall be without any liability whatsoever to the Consultant.

10. **Termination by Consultant.** Consultant may terminate this Agreement only in response to material breach of this Agreement by the City, or upon completion of the work set out in the Scope of Work and any Extra Work agreed upon by the parties.

11. **Applicable Law; Venue.** The law of the State of Washington shall apply in interpreting this Agreement. Venue for any lawsuit arising out of this Agreement shall be in the Superior Court of the State of Washington, in and for Pierce County.

12. **Indemnification / Hold Harmless**

Consultant shall defend, indemnify and hold the City, its officers, officials, employees and volunteers harmless from any and all claims, injuries, damages, losses or suits including attorney fees, arising out of or resulting from the acts, errors or omissions of the Consultant in performance of this Agreement, except for injuries and damages caused by the sole negligence of the City.

Insurance

The Consultant shall procure and maintain for the duration of the Agreement, insurance against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder by the Consultant, its agents, representatives, or employees.

A. Minimum Scope of Insurance

Consultant shall obtain insurance of the types described below:

1. Automobile Liability insurance covering all owned non-owned, hired and leased vehicles. Coverage shall be written on Insurance Services Office (ISO) form CA 00 01 or a substitute form providing equivalent liability coverage. If necessary, the policy shall be endorsed to provide contractual liability coverage.
2. Commercial General Liability insurance shall be written on ISO occurrence form CG 00 01 and shall cover liability arising from premises, operations, independent contractors and personal injury and advertising injury. The City shall be named as an insured under the Consultant's Commercial General Liability insurance policy with respect to the work performed for the City.

3. Workers' Compensation coverage as required by the Industrial Insurance laws of the State of Washington.

4. Professional Liability insurance appropriate to the Consultant's profession.

B. Minimum Amounts of Insurance

Consultant shall maintain the following insurance limits:

1. Automobile Liability insurance with a minimum combined single limit for bodily injury and property damage of \$1,000,000 per accident.

2. Commercial General Liability insurance shall be written with limits no less than \$1,000,000 each occurrence, \$2,000,000 general aggregate.

3. Professional Liability insurance shall be written with limits no less than \$1,000,000 per claim and \$1,000,000 policy aggregate limit.

C. Other Insurance Provisions

The insurance policies are to contain, or be endorsed to contain, the following provisions for Automobile Liability, Professional Liability and Commercial General Liability insurance:

1. The Consultant's insurance coverage shall be primary insurance as respect the City. Any insurance, self-insurance, or insurance pool coverage maintained by the City shall be excess of the Consultant's insurance and shall not contribute with it.

2. The Consultant's insurance shall be endorsed to state that coverage shall not be cancelled by either party, except after thirty (30) days prior written notice by certified mail, return receipt requested, has been given to the City.

D. Acceptability of Insurers

Insurance is to be placed with insurers with a current A.M. Best rating of not less than A:VII.

E. Verification of Coverage

Consultant shall furnish the City with original certificates and a copy of the amendatory endorsements, including but not necessarily limited to the additional insured endorsement, evidencing the insurance requirements of the Consultant before commencement of the work.

13. **Subletting or Assigning.** The Consultant shall not sublet or assign any of the work covered by this Agreement without the express written consent of the City.

14. **Entire Agreement.** This Agreement represents the entire Agreement between the parties. No change, termination or attempted waiver of any of the provisions of the Agreement shall be binding on any party unless executed in writing by authorized representatives of each party. The agreement shall not be modified, supplemented or otherwise affected by the course of dealing between the parties.

15. **Waiver.** Failure by any party to this Agreement to enforce any provision of this Agreement or to declare a breach shall not constitute a waiver thereof, nor shall it impair any party's right to demand strict performance of that or any other provision of this Agreement any time thereafter.

16. **Severability.** If any provision of this Agreement or its application is held invalid, the remainder of the Agreement or the application of the remainder of the Agreement shall not be affected.

17. **Execution and Acceptance.** This Agreement may be executed in several counterparts, each of which shall be deemed to be an original having identical legal effect. The Consultant hereby ratifies and adopts all statements, representations, warranties, covenants, and agreements contained in the supporting materials submitted by the Consultant, and does hereby accept the Agreement and agrees to all of the terms and conditions thereof.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first above written.

CITY OF BONNEY LAKE

CONSULTANT

By: _____
Neil Johnson Jr., Mayor

By:  _____

Attachments:

- Exhibit A: Scope of Work/Deliverables/Fee
- Exhibit B: Rates

EXHIBIT A: SCOPE OF WORK

The Consultant shall perform the following services as directed by the City:

EXHIBIT B: RATES

EXHIBIT A

City of Bonney Lake West Tapps Sidewalk & Water main Improvements

KPG
Scope of Work
April 15, 2011

INTRODUCTION

The City of Bonney Lake plans to provide sidewalk improvements along the west side of West Tapps Highway from the existing sidewalk located approximate 300-feet south of Bonney Lake Blvd East to an existing driveway approximately 680-feet south for an approximate project length of 680LF. In addition to the sidewalk improvements this project will replace an existing steel water main along West Tapps from Bonney Lake Blvd to Church Lake Drive, approximately 1,400. This scope of work covers the effort required to provide final bid documents.

Improvements to be included within the project limits are anticipated to be the following:

- Provide curb, gutter, and 5-foot wide sidewalk along west side of West Tapps Hwy. East.
- Provide storm water collection system.
- Provide a preliminary design for the future sidewalk along the east side of West Tapps Hwy in the area of the park fronting Lake Tapps.
- 8-inch water main along West Tapps from Bonney Lake Blvd to Church Lake Drive.
- Full street overlay on West Tapps Hwy from Bonney Lake Blvd to Church Lake Road.

The following assumptions were made when preparing the scope and budget:

- Wetlands will not be impacted and no mitigation will be required.
- City will provide a wetland delineation report.
- No illumination or irrigation system will be required.
- All permits required for construction of improvements will be acquired by City.
- Replacement of sewer and water lines will not be required.
- No additional right-of-way will be required.

City of Bonney Lake
W Tapps Hwy Sidewalk & Water Main Improvements

KPG
Project No. 11060
4/15/10

EXHIBIT A

- No public involvement will be required.
- Storm water quality/quantity treatment will not be required as the new impervious surface will be less than 5,000SF.
- No agency outside of the City will be involved.

The following scope of work includes the effort to complete the above described improvements:

SCOPE OF WORK

Task 1.0 – Management/Coordination/Administration

This task covers the effort required to manage the contract and to ensure that the project meets the client's expectations for schedule, budget, and quality of product:

- 1.1 The Consultant shall provide continuous project management and administration to complete the PS&E phase of work (estimate 4 months).
- 1.2 Provide monthly progress reports.
- 1.3 Coordinate with City staff at project meetings (estimate 3 meetings).
- 1.4 Provide QA/QC reviews of all submittals (preliminary 30% design, 90% design, and final design submittal).
- 1.5 Miscellaneous letters and phone calls.

Products:

- Monthly progress letter and invoicing.
- Meeting minutes for Consultant/City Meeting.
- QA/QC of all Submittal packages.

Assumptions:

- Design will be Bid Ready by August 2012.

EXHIBIT A

Task 2.0 – Survey and Base Mapping

This task covers the effort to create a basemap of existing features and right-of-way lines along the project limits.

- 2.1 Survey limits of the topographic mapping within the project limits will be:
 - West side of Project - 15 feet west of the west fog line on West Tapps Hwy.
 - East side along park property - from edge of roadway to top of ecology block wall along edge of Lake Tapps.
 - East Side along the private property - 15 feet east of existing fog line.
 - Roadway - edge of pavement to edge of pavement to 100-feet to the north and south of the project limits.
 - From Bonney Lake Blvd to Church Lake Road the entire roadway will be mapped from edge of gravel to edge of gravel, as required for street overlay.
- 2.2 Survey Control - Existing monuments and property markers will be located and horizontal and vertical control points set, which will be used for mapping and control during construction.
- 2.3 Right-of-Way - The existing street right-of-way will be defined along the east and west side of West Tapps Highway within the project limits... Lot lines will not be determined.
- 2.4 Utility Locations - KPG will coordinate with PSE for locations of gas lines, Qwest for underground telephone lines, and request that City locate water, sewer, and storm lines. Locations of these utilities will be included in the field survey.
- 2.5 Gravity Utility Structures - measure downs and sketches will be provide for all sanitary and storm sewer structures.

Products:

- Electronic basemap showing existing right-of-way, utility locations, surface features, and contours at 1 foot intervals.

Assumptions:

- Basemap will be prepared in AutoCAD 2011 KPG drafting standards.
- Right-of-way acquisition will not be required.
- Right-of-way will be determined available county records and no title reports will be needed.
- Utility locates and pot holes of City utilities, if required will be provided by City.

EXHIBIT A

Task 3.0 – Preliminary Design (30% design)

Efforts under this task include the anticipated work necessary to complete the preliminary design. Preliminary design will be completed to the level required to provide the following information:

- Horizontal alignment of curb and sidewalk on east and west side of West Tapps Hwy.
- Future grading of park area along the east side of W Tapps along the park frontage.
- Locations retaining walls.
- Cross-sections of proposed and existing ground lines.
- Required private utility relocations and impacts, if any.
- Proposed location of water main
- Preliminary construction cost estimate.
- Review meeting with City

Products:

- A roll plot (scale of 1" to 20') showing the plan view of the proposed 30% design improvements.
- Roadway cross-sections.
- Approximate required right-of-way required along Park frontage.
- Preliminary construction cost estimate.

Assumptions:

- All drainage will be located within the existing right-of-way within the project limits and no offsite improvements will be required.
- No basin analysis, upstream or downstream will be required to size the storm water system.
- Water main will be located within the paved driving lane.
- Legal descriptions and figures for future right-of-way will not be required.
- No public involvement will be required.

EXHIBIT A

Task 4.0 – Roadway Design (90% and Final)

The Consultant shall prepare final bid documents (PS&E) for the improvements described above. The following information will be included in these final plans:

- Plans shall be prepared in such detail as to permit field layout and construction within a degree of accuracy acceptable to the City and in accordance with industry and City standards.
- Typical sections and details shall be provided, except for items available as standard details from the City, State or APWA drawings which will be included in the plan set via image/PDF files.
- The Consultant shall prepare specifications and submit for review at the 90% stage and submit final specifications with the bid documents.
- The Consultant shall calculate quantities and prepare construction cost estimates along with each submittal and with the bid documents.
- The Consultant shall field review the project corridor to ensure the plans are showing an accurate representation of the proposed improvements and support the City during the bidding process.
- The Consultant will assist City in preparation of a SEPA Check list.
- The plans will show complete details of construction of the proposed improvement including:
 - Paving limits
 - Curb, sidewalk, and driveway layout
 - Storm drainage layout
 - Water main layout
 - Utility adjustments
 - Surfacing depths and details
 - Channelization and signing
 - Property restoration
 - Right-of-way

EXHIBIT A

The estimated Sheet Count is as follows:

| Title | Number |
|--|-----------|
| Cover Sheet | 1 |
| Sheet Index, Legend, and Abbreviations | 1 |
| Typical Sections/Restoration Details | 1 |
| Demolition/Erosion Control - Plan/Plan | 1 |
| Roadway Alignment Plan & Profiles | 2 |
| Water main Plan and Plan &* Profile | 3 |
| Retaining Wall & Misc Details | 2 |
| Standard Details | 1 |
| TOTAL | 12 |

Products:

SEPA Checklist.

90% Review Submittal

- 1 Construction Cost Estimate
- 3 -1/2 Size Plan Sets (11x17 size)
- 2 Sets Specifications

Final Submittal

- Bid Documents (Hard Copy and Electronic)
- 1 Construction Cost Estimate
- 2 Sets Plans (11x17 size)
- 5 Sets Plans (22x34 size)
- 1 Set Reproducible Ready Specifications
- 1 Set Reproducible Mylar's

Assumptions

- It is anticipated the SEPA will be a DNS
- The City will not make changes to the locations of improvements approved during the Preliminary task.
- City will reproduce final bid documents.

City of Bonney Lake

W Tapps Hyw Sidewalk & Water Main Improvements

KPG

Project No. 11060

4/15/10

EXHIBIT A

Other Services:

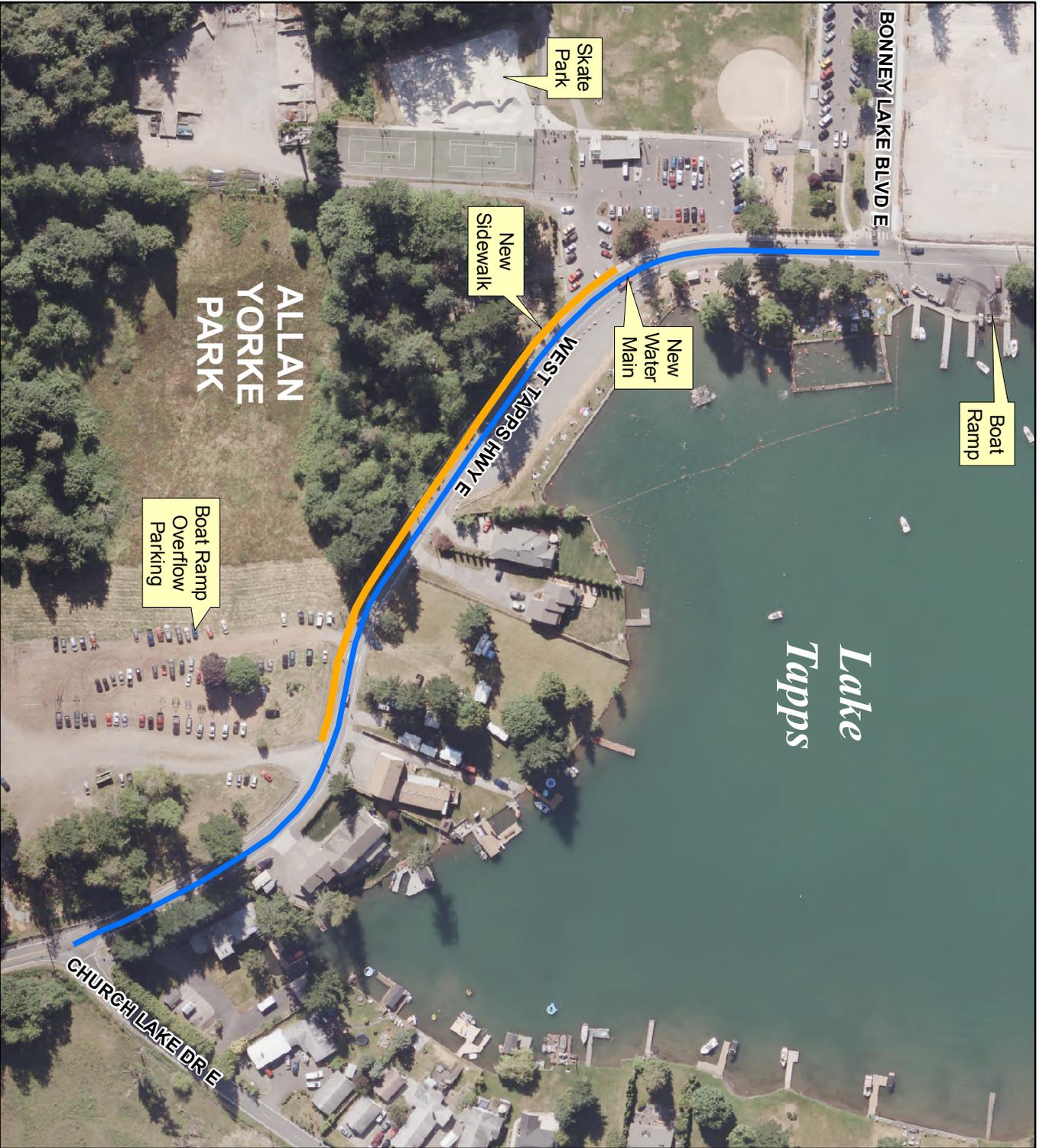
The City may require additional services of the Consultant. These services could include value engineering support, permit assistance, and/or construction management and inspection services. At the time these services are required, the Consultant shall provide the City with a detailed scope of work and an estimate of costs. The Consultant shall not proceed with the work until the City has authorized the work and issued a notice to proceed.



CLIENT: City of Bonney Lake
 PROJ NAME: West Tapps Sidewalk Improvements
 Job # 11060

DATE: April 15, 2011

| TASK NO. | TASK DESCRIPTION | SUMMARY OF STAFF LABOR HOURS REQUIRED BY TASK | | | | | | | | | | Task Total |
|--------------------|--|---|------------------|-----------------|------------------|---------------|-------------|------------|----------|-------------|--|-----------------|
| | | Project Manager | Project Engineer | Design Engineer | Surveyor Manager | Surveyor, PLS | Survey Crew | Technician | Clerical | Total Hours | Task Total | |
| 1.0 | Management/Coordination/Admin. Task 1 Hours = | 170.60 | 115.08 | 71.49 | 145.00 | 113.57 | 145.00 | 95.00 | 88.00 | 562.0 | \$5,387 | |
| 2.0 | Survey and Base Map Task 2 Hours = | 29.0 | | | 6.0 | 44.0 | 50.0 | 24.0 | | 124.0 | \$15,397 | |
| 3.0 | Preliminary Design (30%) Task 3 Hours = | | | 4.0 | | | | | 2.0 | 95.0 | \$11,426 | |
| 4.0 | Roadway Design (90% & Final) Task 4 Hours = | 28.0 | 163.0 | | | | | 106.0 | 12.0 | 309.0 | \$34,661 | |
| OTHER DIRECT COSTS | | | | | | | | | | | | |
| | Other Direct Costs | | | | | | | | | | \$273 | |
| | Hours | 70.0 | 239.0 | 4.0 | 6.0 | 44.0 | 50.0 | 130.0 | 19.0 | 562.0 | | |
| | Total | \$11,942 | \$27,504 | \$286 | \$870 | \$4,997 | \$7,250 | \$12,350 | \$1,672 | | | |
| TOTALS | | | | | | | | | | | KPG DESIGN SERVICES LABOR TOTAL = | \$67,144 |



The map features are approximate and are intended only to provide an indication of said feature. Additional areas that have not been mapped may be present. This is not a survey. Orthophotos and other data may not align. The County assumes no liability for variations ascertained by actual survey. ALL DATA IS EXPRESSLY PROVIDED AS IS AND WITH ALL FAULTS. The County makes no warranty of fitness for a particular purpose.

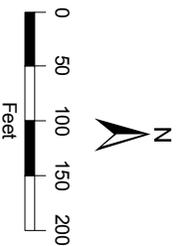


City of Bonney Lake

New Sidewalk & Water Main Replacement Project

at
Allan Yorke Park & West Tapps Hwy E

- New Sidewalk
- Water Main Replacement



April 21, 2011