

**CITY COUNCIL MEETING**

**May 8, 2012  
7:00 P.M.**

**AGENDA**

*City of*



*“Where Dreams Can Soar”*

*The City of Bonney Lake’s Mission is to protect the community’s livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.*

*Website: [www.ci.bonney-lake.wa.us](http://www.ci.bonney-lake.wa.us)*

***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.)*

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

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

A. Flag Salute

B. Roll Call: Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember James Rackley, and Councilmember Tom Watson.

C. Announcements, Appointments and Presentations:

1. Announcements: None.

2. Appointments: None.

3. Presentations:

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a. Proclamation: **Public Works Week** – May 20-26, 2012.

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b. Appointment: **AB12-74** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Ratifying The Mayor's Appointment Of David Baus To Position #4 On The Design Commission With A Term Expiring April 6, 2013.

D. Agenda Modifications

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

A. Public Hearings: None.

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

**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.*

- p. 11 A. **Approval of Corrected Minutes:** April 3, 2012 Workshop and April 10, 2012 Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #63425-63497 (includes wire #9168551, 20120416, 38156773) in the amount of \$558,639.46. Accounts Payable checks/vouchers #63498-63582 in the amount of \$253,580.25. Check void 62327 wrong vendor, reissued 63549. Check void 63410 incorrect amount, reissued 63548.
- C. **Approval of Payroll:** Payroll for April 16-30th, 2012 for checks 30433-30463 including Direct Deposits and Electronic Transfers in the amount of \$620,232.46.
- p. 27 D. **AB12-64 – Ordinance D12-64** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 10.32 Of The Bonney Lake Municipal Code, Related To Vehicle Impoundment And Tow Truck Operators.
- p. 31 E. **AB12-65 – Ordinance D12-65** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Creating Chapter 10.33 Of The Bonney Lake Municipal Code, Related To Impoundment Of Vehicles And Criminal Violations.
- p. 41 F. **AB12-72 – Resolution 2205** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizes An Amendment To The Professional Service Agreement With Parametrix Consultants For The SR 410 Sewer Repair Phase 4.

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

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

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

#### VIII. **FULL COUNCIL ISSUES:**

- p. 47 A. **AB12-57 – Ordinance D12-57** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 13.04.100 Of The Bonney Lake And Section One Of Ordinance No. 1277 Relating To A Reduction Of Water Rates.
- p. 57 B. **AB12-58 – Ordinance D12-58** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 13.12 Of The Bonney Lake Municipal Code And The Corresponding Section Of Ordinance No. 1405 Relating To Sewer Rates.
- p. 63 C. **AB12-67** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Appointing Three Voting Delegates To The 2012 AWC Annual Conference.

**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 tens of thousands of men and women who build, operate and maintain the roads, parks, and utility systems throughout North America; and,

**WHEREAS**, the American Public Works Association has selected "**Public Works: Creating a Lasting Impression**" as its theme for 2012's National Public Works Week. This theme recognizes the never-ending effort of public works professionals to use sustainable solutions to bring their communities the highest possible quality of life; and,

**WHEREAS**, this Week recognizes often-unsung Public Works staff as 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;

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

**May 20-26, 2012 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

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

<b>Department/Staff Contact:</b> Admin Srvc / Edvalson	<b>Meeting/Workshop Date:</b> 8 May 2012	<b>Agenda Bill Number:</b> AB12-74
<b>Agenda Item Type:</b> Motion	<b>Ordinance/Resolution Number:</b>	<b>Councilmember Sponsor:</b>

**Agenda Subject:** Ratifying the Mayor's Appointment of Design Commissioner David Baus.

**Full Title/Motion:** A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Ratifying The Mayor's Appointment Of David Baus To Position #4 On The Design Commission With A Term Expiring April 6, 2013.

**Administrative Recommendation:** Approve

**Background Summary:** Mayor Johnson invites the City Council to ratify his appointment of David Baus as a member of the Design Commission. Mr. Baus has been appointed to fill a term expiring on April 6, 2013.  
**Attachments:** Commission Application

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
n/a			
<b>Budget Explanation:</b> No budget impact.			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>			
<b>Council Committee Review:</b>	<i>Approvals:</i>		<b>Yes No</b>
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:	<b>Consent Agenda:</b>		<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Commission/Board Review:</b>			
<b>Hearing Examiner Review:</b>			

<b>COUNCIL ACTION</b>	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): 8 May 2012	Tabled to Date:

<b>APPROVALS</b>		
<b>Director:</b> <i>HTE</i>	<b>Mayor:</b> <i>NHJ</i>	<b>Date Reviewed by City Attorney:</b> N/A (if applicable):



APPLICATION FOR MEMBERSHIP

Planning Commission

Name of City Board, Commission or Council

(Please print or type)

Full Name David Baus Home Phone 253-709-1411

Address 18929 111th Street East Cell / Other 253-709-1411

City Bonney Lake State WA Zip 98391 E-mail dave@villageconcepts.com

City Resident? [ ] NO [x] YES - How Long? 6 years Registered Voter? [x] YES [ ] NO

Name of Employer Village Concepts, Inc.

Employer Address dave@villageconcepts.com

Education Background Auburn High School Graduate, Green River Community Collage 2 year degree

Professional Experience 19 years experience developing multi-family & senior housing apartments, and assisted living communities across 8 states. I have always play a very active roles in the community I resided in, by sitting on community boards, attending town meeting, and by being of service to the community at large.

Organization Affiliations

Why Are You Seeking Appointment? Over my 19 years of developing real estate in other communities, I've learned a lot on how important the planning process is, dealing and see what works and doesn't work in other community give me the experence to share with the commission and staff in building a stronger community.

General Remarks Family: Wife Nanette (she is in the property management industry), 17 yr. old son James (Jr. @ Bonney Lake High, 13 yr. old son Jakson (Mt. View Middle School), and 4 yr. old Amella (to cute for school)

Applicant's Signature

3-31-11 Date

Submit completed form to: Bonney Lake City Clerk, P.O. Box 7380, Bonney Lake, WA 98391-0944 19306 Bonney Lake Blvd • Phone (253) 862-8602 • Fax (253) 862-8538

# Village Development

(Dave Baus)

## Development Experience

Year	Size	State	City	Name	Funding Program	Deal Size (\$ millions)	Construction	Building Type
1992	24	ID	Bonnors Ferry	Jenni Lane	RD	\$1.8	New	Family
1993	32	AK	Haines	Dusty Trails	RD	\$3.8	New	Family
1993	32	ID	Payette	Louise Gardens	RD	\$2.7	New	Senior
1994	36	ID	Coeur d'Alene	Sarah Street	RD	\$2.8	New	Senior
1994	24	UT	Hurricane	Jonnie Court	RD	\$2.2	New	Family
1994	24	MT	Bigfork	Little John	RD	\$2.2	New	Family
1995	24	UT	Blanding	Baus Butte	RD	\$2.1	New	Family
1995	32	AK	Wasilla	Chinook Villa	RD	\$3.8	New	Senior
1995	24	OR	Nyssa	Kimberly Court	RD	\$2.3	New	Family
1996	36	WA	Walla Walla	Pioneer House	REIT	\$3.4	New	ALF
1996	36	WA	Kennewick	Chenoweth House	REIT	\$3.4	New	ALF
1996	36	WA	Grandview	Orchard House	REIT	\$3.4	New	ALF
1996	48	TX	Longview	Alpine House	REIT	\$4.2	New	ALF
1996	48	TX	Jacksonville	Angelina House	REIT	\$4.2	New	ALF
1996	98	TX	Nacogdoches	Austin House	REIT	\$8.5	New	ALF
1997	84	CO	Pueblo	Wynwood of Pueblo	REIT	\$8.0	New	ALF
1997	46	TX	Temple	Wildflower	REIT	\$4.1	New	ALF
1998	112	UT	Ogden	Washington Park	9% TC	\$9.8	New	Family
1999	90	UT	Brigham City	Brittany Green	9% TC	\$8.4	New	Family
2000	64	UT	Tooele	Remington Court	9% RD TC	\$5.2	New	Senior
2000	101	UT	Ogden	Village Square I & II	4% TC	\$3.8	Rehab	Senior
2001	60	UT	Salt Lake City	Westgate	9% TC	\$3.2	Rehab	Family
2001	84	UT	Salt Lake City	Escalante	4% TC	\$3.3	Rehab	Senior
2001	84	UT	Clearfield	Holly Haven I & II	4% TC	\$3.8	Rehab	32 Senior / 52 Family
2001	48	UT	Layton	Stonehenge	4% TC	\$2.7	Rehab	Family
2002	84	UT	West Valley	Willow Park	9% TC	\$9.8	New	Family
2002	56	UT	Tooele	Landmark	9% TC	\$3.2	Rehab	Family
2003	48	UT	Ogden	Kingstown	9% TC	\$2.7	Rehab	Family
2003	32	UT	Salt Lake City	Westgate II	9% TC	\$4.2	New	Family
2004	41	UT	Magna	Webster School	9% TC	\$3.7	New	Family
2004	51	UT	Salt Lake City	Liberty Wells	9% TC	\$5.2	New	Senior
2005	48	UT	Ogden	Victoria Ridge	9% TC	\$4.3	New	Senior
2008	84	WA	Moses Lake	Pioneer Village *	9% TC	\$8.9	New	Senior
2008	121	WA	Covington	Covington Place *	4% TC	\$15.3	New	Senior
2009	296	WA	South Hill	Meridian Village **	4% TC	\$35.4	New	140 Senior / 156 Family
2009	150	WA	Moses Lake	Grant's Landing **	4% TC	\$16.0	New	Family
2009	151	UT	Draper	Willow Creek **	4% TC	\$17.2	New	Senior

**Total of 2,489 units**

**\$229 million**

\* Projects under construction  
\*\* Projects in development

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**CITY COUNCIL WORKSHOP**

**April 3, 2012  
5:30 P.M.**

**MINUTES**

*City of*



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

**I. CALL TO ORDER** – Mayor Neil Johnson, Jr. called the workshop to order at 5:31 p.m.

**II. 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Acting Lieutenant Kurt Alfano, Administrative Services Director/City Clerk Harwood Edvalson, and Records and Information Specialist Susan Duis. City Attorney Jim Dionne arrived at the Workshop at 5:38 p.m.

**III. AGENDA ITEMS:**

**A. Discussion:** AB12-49 – Resolution 2199 – Easttown Sewer ULA and Latecomers Agreement.

Public Works Director Dan Grigsby presented the costs of the ULA and how costs can be allocated to parcels in the benefit area. He said the next step is a public meeting with property owners, then a public hearing before the City Council. He said the City would enter into a Latecomers Agreement with the Easttown LLC, and the various properties in Easttown would be notified what their fair share is for their property for the sewer system. He said the Council can decide details about a revenue bond later in the process.

Director Grigsby reviewed parcels in the ULA benefit area. He said two parcels that are not likely to be redeveloped were removed, specifically the old Lumberman’s lot and Centennial Storage. Councilmembers requested that the Lumberman’s parcel be added back into the benefiting parcel list as it is currently closed and could be redeveloped.

Director Grigsby explained that he calculated the square footage that property owners would lose to future planned roads in Easttown, and removed this amount from the property size for parcels where the City plans to build public roads. He said the square footage for the planned roads is based on a 57-foot wide road, multiplied by the length of the road on each affected parcel.

Director Grigsby reviewed the preliminary cost summary. He said that per the draft ULA agreement, the Easttown LLC must pay 5% of the engineer’s estimate for construction of the project, or about \$201,105. He said the municipal code currently requires a 10% administrative fee for a latecomer agreement, so the code could be amended to allow a lower fee if the Council supports this amount.

He said the revenue bond for the project would be about \$4.5 million. Once the ULA is actually signed the assessment roll and per-property fees will be locked in. Based on the initial calculations the benefiting properties total about 153 acres, with a cost of \$33,530 per acre. He said these estimates will change if any properties or costs are added or removed. As the properties in Eastown are developed, a portion of the fees would be paid back to the Eastown LLC to repay the 5% ULA fee.

Mayor Johnson thanked Director Grigsby for his hard work on this project, and said Eastown property owners are eager to move forward. He asked the Council if they support the proposed methodology and if they had any questions.

Deputy Mayor Swatman said he spoke with property owner and Eastown LLC member Roger Watt, who said the LLC has the funds ready for the ULA fee. Mayor Johnson said the draft ordinance sets a 30-day timeline for the Eastown LLC to come forward with the required fee. Councilmember Lewis asked about the status of required easements. Director Grigsby said all but one easement are complete and recorded. Councilmembers Lewis and Watson said they support the proposed ULA agreement and 5% fee.

Councilmembers discussed the revenue bond process with the Public Works and Finance Directors. Director Grigsby reiterated that the next step in the process is to set up a public meeting to present this information to property owners and answer questions, after which the Council should hold a public hearing. Following this, the Council would need to lock in and approve the Utility Latecomer Agreement with the Eastown LLC. Upon approval of the ULA, each property owner would be notified of the official latecomer fee for their property. He said the ULA will be recorded with Pierce County so it appears on the property title and ensures the City will be reimbursed when the properties are developed.

Councilmember McKibbin said only some property owners are members of the Eastown LLC. He also noted that property owners do not pay latecomer fees until the property is sold or developed. Councilmember Minton-Davis said the latecomer agreement expires after twenty years, after which owners would not be required to pay latecomer fees. Director Grigsby said the maximum period for ULAs was previously 15 years, but the State changed its laws in 2011 to allow up to a 20-year period.

Mayor Johnson said that, based on the Council's input, staff would re-insert the Lumberman's property in the preliminary assessment roll and continue moving forward with the process. Council consensus was to forward discussion to the next Meeting if items were ready for action. Director Grigsby said information on the revenue bond might not be ready by the next meeting, but he would keep the Council informed.

Deputy Mayor Swatman said he is concerned that the Eastown LLC group will not have the funds on hand to pay the ULA fee, and he does not want to hold a Public Hearing until everything is ready to move forward.

**B. Discussion: AB12-46 – Ordinance D12-46 – 2011 Design Standards Updates.**

City Engineer John Woodcock said the Council last approved revisions to these standards in 2009 per Ordinance 1335. He said 35 revisions have been made to the standards since that time. The updates include textual revisions and new design standards and details.

Councilmember Rackley asked about ponding in the sewer system. City Engineer Woodcock said if the sewer pipes are not laid correctly ponding can occur, so the City

checks for these issues during inspections. Council consensus was to forward the proposed ordinance to the April 10, 2012 Meeting for action.

C. **Review of Draft Minutes:** March 20, 2012 Workshop.

The minutes were forwarded to the April 10, 2012 Meeting for action with no corrections.

D. **Discussion:** [Tabled from March 20, 2012 Council Workshop] AB12-44 – Ordinance D12-44 – Amending BLMC Chapter 13.12 Relating to Sewer SDCs.

City Administrator Morrison said even if the Council chooses not to reduce SDC rates, he encouraged them to amend the code related to tenant improvements. He said SDC fees are sometimes calculated for multiple tenant improvements, and it is difficult for staff to track the SDC fees paid over the years. He said it also causes issues for business owners who are surprised to learn they must pay additional fees when moving into an existing space. He said the proposed ordinance would require SDC fees to be calculated for the initial construction (core and shell) and the first two tenant improvements, but not for any subsequent tenant improvements.

Mayor Johnson said the sewer fund currently holds roughly \$7 million, which includes funds set aside for the proposed Public Works facility. Director Grigsby said the City's share for the Sumner Waste Water Treatment Facility design phase is about \$700,000 to \$800,000, and the cost for the construction phase is estimated at \$6 to 7 million.

Councilmember Watson said a fee reduction could help reduce the number of empty lots in the City. Councilmember Hamilton said with projects like Eastown coming forward it is not a good time to reduce any utility revenues. Deputy Mayor Swatman said the City needs to look closer at projects and decide on reductions from the expense side.

Mayor Johnson said \$1.6 million in SDC funds were used for operations and maintenance (O&M) projects in the past year. He gave an estimate of how different fee reductions would impact revenues. He said the Council has delayed utility rate increases for a long time, and said one option would be to reduce SDC rates but then increase sewer utility rates. He also said he supports eliminating higher water consumption charges for the summer utility rates.

Councilmember Hamilton said he believes the sewer and water funds could be combined instead of being accounted separately, allowing one utility could help the other. He said there is a perception that Bonney Lake is not competitive for development, and the biggest costs come from utility fees. He said other cities are putting increased costs on ratepayers, and Bonney Lake could consider raising utility customer rates as well. Councilmember Rackley said the City performed studies to determine the current rates. He added that current residents are not likely to want to pay more for their utilities to help new people move into the City. Councilmember Minton-Davis said development should pay its fair share. However, she said some SDC funds are already being used for O&M projects, which benefit all customers.

City Administrator Morrison said the Council has rejected utility rate increases at least twice in the past, even though the City's consultants recommended increasing rates to fund replacement costs for the aging system. He said someone could make the case that

high SDC rates are supporting the existing rate payers and keeping utility rates low. He said it may be time we look at the system costs again.

Councilmembers continued discussing the impacts of utility rates, O&M project costs, and SDC fees. Councilmember Watson said the City needs to show developers it is anxious to attract businesses. A majority of the Council supported the tenant improvement amendment proposed by the City Administrator.

Councilmember Minton-Davis asked how the current fee structure was set. Director Grigsby provided a history of past studies and Council decisions from 2006 to the present. He said the City's consultants recommended higher sewer and water SDC rates than are currently in place. Deputy Mayor Swatman said the Council cannot make arbitrary decisions and must base these rates on the actual numbers.

Mayor Johnson asked for the Council's opinion on the proposed sewer reduction and tenant improvement amendment. Council consensus supported the tenant improvement amendment. Councilmembers Watson, Minton-Davis and McKibbin expressed support for the SDC rate reduction. Councilmembers Hamilton, Rackley, and Deputy Mayor Swatman said they do not support reducing SDC fees. Council consensus was to forward the tenant improvement amendment to the April 10<sup>th</sup> Meeting, without any reduction to water SDC rates.

Councilmembers and staff members discussed SDCs for sites that undergo multiple tenant improvements. Director Grigsby said the current fee structure was based on input from developers, who felt the fees for core and shell construction were too high. He said SDCs are normally only required when a restaurant or Laundromat moves into an existing unit. He said the same rules apply to all businesses.

The proposed ordinance was forwarded to the April 10, 2012 Meeting as amended.

**At 7:13 p.m. the Mayor recessed the Workshop for a 10-minute break. The Workshop resumed at 7:28 p.m.**

- E. **Discussion:** [Tabled from March 27, 2012 Council Meeting] AB12-45 – Ordinance D12-45 – Temporary TIF Reduction.

Deputy Mayor Swatman and Councilmembers Rackley, Watson, McKibbin, Minton-Davis, and Lewis spoke in favor of the proposed ordinance. Councilmember Lewis said he will be out of town for the April 10<sup>th</sup> Meeting, but he also supports the ordinance.

Councilmember Hamilton said he does not support the proposed TIF reduction. He said he questions whether the ordinance will be helpful and he is not convinced that high development costs have actually stopped businesses from coming to Bonney Lake. He said businesses that want to move to Bonney Lake will do so regardless, and get a discount as well.

Councilmember Hamilton said capital facilities projects are the biggest factor in determining TIF fees, and it makes more sense to reduce the project list than to simply reduce fees. He said even with a 25% discount, Bonney Lake would still have the second-highest fees in the area.

Mayor Johnson said regardless of what the Council decides to do about fees, they should plan to review the traffic project list and be more realistic. He said some projects have been on the project list for years and are not likely to be completed any time soon. Councilmember Lewis agreed that the project list should be reduced. Mayor Johnson said it is important to strike a balance. He noted that the City of Sumner has lower fees, but is also having trouble maintaining roads in its industrial areas.

Councilmember Grigsby said Bonney Lake's project list is based on conservative estimates for funding sources. He added that other cities are more fully-developed, while Bonney Lake has several multi-million dollar intersection projects that need to be done in the future. He said cities like Sumner don't have to deal with the same scale of project as they are not growing. He added that TIF-funded projects also allow the City plan for the future rather than reacting to problems when they occur.

City Administrator Morrison said the City Attorney has advised him that the proposed ordinance should be amended. The proposed elimination of fees for projects that create less than 1.1 average evening trips appears to differentiate between commercial and residential projects, according to the Attorney's office. City Attorney Dionne said this proposal would exempt some types of projects and could make the ordinance potentially arbitrary in its application and therefore subject to legal action.

Councilmembers said they supported the original language and discussed options with the City Attorney. City Administrator Morrison said that only a very small business would meet the 1.1 average p.m. trips threshold, so in effect the reduction only applies to single-family residential units, which is not equitable. Councilmember Hamilton said one way to reduce costs for single-family homes is to place a moratorium on the recent fire sprinkler requirement. Deputy Mayor Swatman said he understood that this ordinance would reduce TIF fees for all projects by 1.1 p.m. trip, which is a different interpretation than the City Attorney's.

City Attorney Dionne said any exemption for TIF rates must be justified for broad public purposes and must meet a higher standard. He said exemptions for projects such as low income housing could be given a discounted rate. He said even so, any funds the City loses through rate reductions must be made up somewhere else. He said he could work on revised wording that provides the discount like Deputy Mayor Swatman described, and applies to all types of development. Councilmember Minton-Davis suggested that the ordinance be revised to read that all projects receive a reduction of 1.1 p.m. trip in their rates. City Attorney Dionne said he and his staff would work on amended language to bring forward for Council review at the upcoming Meeting on April 10<sup>th</sup>.

**F. Council Open Discussion:**

School Districts: Councilmember Lewis said the Sumner School District Senior Boards are scheduled on May 16 and May 17, and asked Councilmembers to participate. Councilmember Rackley said he participated for the first time in 2011 and highly recommends it. Mayor Johnson said the senior projects are much different this year, and focus more on community service. Administrative Services Director/City Clerk Edvalson said the White River School District is also seeking volunteers for their senior boards on April 17 and 18, 2012, and he will be participating.

Economic Development: Mayor Johnson said he and Councilmember McKibbin attended the International Council of Shopping Centers convention in Las Vegas several years ago

as members of the Chamber of Commerce. He said many cities have booths at the convention, which is also attended by many developers and national retailers. He said he would like to attend this year's conference on May 20-23, 2012, and bring along Councilmember McKibbin and Community Development Director Vodopich. He said this proposed travel is not in the budget, and asked the Council for their approval to attend. He said the City would not set up a booth this year, but they would take part in events and meet with as many developers and retailers as possible. Mayor Johnson said he will provide more information and the convention schedule to Councilmembers. City Administrator Morrison said the City could become a member and would receive updates and a magazine, plus access to a database and recordings of conference sessions.

**Councilmember Rackley moved to authorize Mayor Johnson, Councilmember McKibbin, and Community Development Director Vodopich to attend the ICSC Conference on May 20 to May 23, 2012. Councilmember Hamilton seconded the motion (AB12-61).**

**Motion AB12-61 approved 7 – 0.**

Public Transit: Councilmember Watson said he recently gave a young man a ride to Puyallup who told him how difficult it is to get around without a car. The young man said there is no bus, making it difficult for him to make it to his appointment, and when he rode his bike he got a ticket in Puyallup for not wearing a helmet.

Senior Housing: Councilmember Rackley said he was approached by a developer who is interested in building permanent, low-income senior housing in Bonney Lake. The project would qualify for some federal funds and the developer is seeking reduced costs. Community Development Director Vodopich said the developer would probably be happy to present information on his proposal to the Council. Councilmember Rackley said he will work with the developer to set up a time for him to present more information at a future workshop.

Council Salaries: Councilmember Rackley said the Council's last raise to a \$400 salary is worth only about \$284 in today's dollars. He asked if there was support on the council to assemble a Salary Commission to consider Council salaries. Mayor Johnson reminded Councilmembers they can submit for mileage reimbursement when they drive around for city business. He said an ordinance was approved years ago allowing the Mayor to form a Salary Commission, but there has not been enough interest from the Council to do so. A majority of Councilmembers did not support forming a commission. Councilmember McKibbin said the Mayor should receive a raise.

CUGA Annexation: Deputy Mayor Swatman asked for updates on the appeal of Pierce County's denial of the proposal to annex the Comprehensive Urban Growth Area (CUGA). City Attorney Dionne said the City must appeal by April 19<sup>th</sup>; City Administrator Morrison said it does not seem to be worthwhile to appeal the decision further at this time. Director Vodopich said the court upheld the decision to deny the annexation, and he agrees there is not much value in another appeal at this time. He said the decisions stated that Bonney Lake did not pursue joint planning with the County prior to the application. He said he will be meeting with Pierce County Planning and Land Use staff to start discussions on joint planning soon. The City is also updating the Transportation Element of the Comprehensive Plan to include the CUGA and southern service areas. He said the City can re-apply at any time, but until joint planning and these

amendments are complete the County would continue to fight it.

**IV. EXECUTIVE SESSION:**

Pursuant to RCW 42.30.110(1)(i), the Council adjourned to an Executive Session with the City Attorney at 8:23 p.m. for 10 minutes to discuss current litigation. No action was anticipated following the executive session. The Council returned to chambers at 8:31 p.m. No action was taken.

**V. ADJOURNMENT:**

**At 8:31 p.m., Councilmember Watson moved to adjourn the Council Workshop. Councilmember Rackley seconded the motion.**

**Motion to adjourn approved 7 – 0.**

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Harwood Edvalson, CMC  
City Clerk

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Neil Johnson, Jr.  
Mayor

Items presented to Council at the April 3, 2012 Workshop: *None.*

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CITY COUNCIL MEETING

April 10, 2012  
7:00 P.M.

MINUTES

City of



“Where Dreams Can Soar”

*The City of Bonney Lake's Mission is to protect the community's livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.*

Website: [www.ci.bonney-lake.wa.us](http://www.ci.bonney-lake.wa.us)

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

**I. CALL TO ORDER** – Mayor Neil Johnson, Jr. called the meeting to order at 7:00 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 Mark Hamilton, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley, and Councilmember Tom Watson.

**Councilmember Rackley moved to excuse Councilmember Lewis. Councilmember Watson seconded the motion.**

**Motion to excuse Councilmember Lewis approved 6 – 0.**

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Al Juarez, Police Sergeant Tom Longtine, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Jim Dionne, and Records & Information Specialist Susan Duis.

C. Announcements, Appointments and Presentations:

1. Announcements:

a. **Proclamation:** Arbor Day.

Mayor Johnson proclaimed Saturday, April 21, 2012 as Arbor Day in the City of Bonney Lake and encouraged citizens to participate in events and plant trees.

b. **Proclamation:** Parks Appreciation Day.

Mayor Johnson proclaimed Saturday, April 21, 2012 as Parks Appreciation Day in the City of Bonney Lake. He said citizens can participate in clean-up events at area parks and public spaces. Councilmember Hamilton said the City of Bonney Lake's park clean-up event will be at the WSU Forest entrance again this year and all are welcome to attend.

2. Appointments:

a. **AB12-50** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Confirming The Mayor's Reappointment Of Planning Commissioners Brandon Frederick (#4), Richards Rawlings (#5), And Grant

Sulham (#1) With Terms Expiring April 6, 2015; And Design Commissioners Raymond Bunk, III (#7), David Colbeth (#5), And Paul Webber (#6) With Terms Also Expiring April 6, 2015.

Mayor Johnson said that although he can appoint commission and board members without Council approval, he traditionally brings a motion forward for the Council to confirm his appointments.

**Councilmember Rackley moved to approve motion AB12-50. Deputy Mayor Swatman seconded the motion.**

Mayor Johnson said all the members being reappointed are still interested in taking part and it is good to have returning members on these commissions.

**Motion approved 6 – 0.**

3. Presentations: None.

D. Agenda Modifications: None.

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

A. Public Hearings:

1. **AB12-38** – A Public Hearing Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Regarding Proposed Resolution 2196 (AB12-39), Authorizing The Mayor To Surplus City Utility Items And A City Utility Vehicle In Accordance With The Provisions Outlined In BLMC 2.70.100.

**Mayor Johnson opened the public hearing at 7:09 p.m. Seeing no one coming forward to speak the hearing was closed at 7:10 p.m.**

B. Citizen Comments:

Lora Butterfield, Bonney Lake Chamber of Commerce, thanked the City for hosting the annual Easter Egg Hunt again this year. She reminded the Council of the upcoming Family Fun Fest on May 5<sup>th</sup>, which is sponsored by the Chamber and the City, along with the Sumner School District. She provided Councilmembers with information on the Chamber's 'Get Fit Bonney Lake' events which are scheduled throughout the year.

Ms. Butterfield said the Chamber of Commerce supports the proposed fee reduction ordinances on the agenda. She said they feel these reductions will be good for businesses and appreciate the Council's support to get these items on the agenda.

Shawn Hoey, Master Builders Association of Pierce County, spoke on behalf of the MBA and thanked the Council for considering proposed Ordinance D12-45 to temporarily reduce Traffic Impact Fees. He suggested the ordinance be amended to sunset on a specific calendar date, rather than after a certain number of new permits. He said if the Council opts to use the number of permits to sunset the ordinance, the MBA suggests this threshold be raised from 200 permits to higher amount, such as 600. He noted that the City has about 700 empty lots in standing inventory currently.

Councilmember Rackley said it might be too costly to give the rate reduction to a large number of permits, and he feels it is advisable to limit the number of permits eligible for the proposed reduction. Mr. Hoey noted that another issue is that a big developer could potentially buy up all 200 permits before others have a chance to apply.

Dan Decker, 20401 70<sup>th</sup> St E, Bonney Lake, wished Councilmember Rackley a happy birthday. He read an excerpt from a memo dated February 2, 2012 suggesting that Councilmember Minton-Davis be a sponsor of an agenda item that would benefit her neighborhood. He said the Council ward system has been dissolved and this sounds like ward favoritism. He said the entire City should be considered as a whole and not separated into sections or neighborhoods.

Mayor Johnson remarked on Ms. Butterfield's comments about the Easter Egg Hunt. He thanked staff members David Wells and Gary Leaf and Councilmembers Swatman and Watson for helping at the event on April 7<sup>th</sup>. He said 18,000 eggs were placed at the park for kids to find, and they had a great turnout and great weather.

- C. Correspondence: None.

### III. COUNCIL COMMITTEE REPORTS

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening. They discussed personnel updates, and noted that the City received over 175 applications for the Administrative Specialist II position in the Administrative Services department. Human Resources Officer Jenna Richardson plans to return to part-time duties on April 25<sup>th</sup>. The Committee discussed its meeting notes and had a lengthy discussion on sewer fund revenues, expenditures, and operations and maintenance costs. He said staff will look at options to raise sewer rates over a period of several years to bring revenues from sewer rates up to cover actual O&M costs. The Chief Financial Officer provided information on a recreation tax that could impact boat launch fees. He said a customer has requested a refund of System Development Charges (SDCs) from a permit originally pulled in 2007.
- B. Community Development Committee: Councilmember McKibbin said the committee met on April 3<sup>rd</sup> and forwarded two items to the current agenda under Consent Agenda items and CDC Issues.
- C. Public Safety Committee: Councilmember Hamilton said the committee met on April 2<sup>nd</sup> with no staff in attendance. The committee discussed options for a Police vehicle access road through the WSU Forest. Municipal Court Judge Ron Heslop discussed options for structure community service commitments for defendants based on the defendant's occupation and skills. Councilmember Rackley said this sounds like a good idea, but supervision and safety could be an issue. Mayor Johnson said the committee should keep the City Clerk involved for risk management considerations, but he thinks it is a great idea to get the most out of the community service commitments.
- D. Other Reports:
- Pierce County Executive's Office: Mayor Johnson said he met with Keri Rooney from Pierce County Executive Pat McCarthy's office. He said they discussed the flood district, 9-1-1 communications and city tower lease options, homeless issues, and joint planning

with the County. He has invited the County Executive to attend a future City Council Meeting.

CUGA Annexation: Councilmember Rackley said the Council received a letter from Tarragon, who requested that they be included in any conversations between the City and County on the CUGA annexation process. He said it seems to him that they are no longer planning to fight annexation in relation to their Plateau 465 project. Mayor Johnson said prior to the City's last annexation attempt, staff tried to set up meetings with Tarragon several times but Tarragon did not respond. He said Community Development Director Vodopich has already replied to their letter. Director Vodopich said the pre-annexation zoning for the CUGA includes a planned unit development (PUD) designation, which was specifically aimed at Plateau 465. He said he related this information in his response to Tarragon.

Sumner and Auburn: Mayor Johnson said he met with Sumner Mayor Dave Enslow and Auburn Mayor Pete Lewis. The group discussed transit issues and planning for the area east of Lake Tapps in Pierce County. The mayors want to work together and Mayor Johnson said he is drafting a letter to Pierce County requesting the three cities be included in any planning for this area. He said they plan to contact Buckley Mayor Pat Johnson to ask if she wants her city to be included, as well.

Parks Summit: Mayor Johnson said staff are planning a first-ever Parks Summit on May 7<sup>th</sup>, 2012 to gather information from the community on the future of parks and recreation in the City. He said Park Board members will attend and facilitate breakout sessions, and asked which Councilmembers plan to attend and whether the event needs to be posted as a special meeting. Councilmembers Rackley and Watson said they plan to attend the Summit, and Councilmember Hamilton said either he or Councilmember Lewis would likely attend, but there would not be more than three councilmembers in attendance.

School District: Mayor Johnson met with Marilee Hill-Anderson from the Sumner School District to discuss issues including transportation and homelessness. He thanked staff and councilmembers for their participation in the recent Community Summit.

#### IV. CONSENT AGENDA:

- A. **Approval of Council Minutes:** March 20, 2012 Workshop.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #63223-63265 in the amount of \$89,794.94.  
Account Payable wire #20120317 in the amount of \$32,955.63.  
Accounts Payable check/vouchers #63266 -63325 in the amount of \$173,391.74.  
Accounts Payable wire # 9029606 in the amount of \$38,977.42; #20120314 in the amount of \$2,389.90; #20123015 in the amount of \$1,410.95.  
Utilities Refund check/voucher #63326 in the amount of \$25.00.
- C. **Approval of Payroll:** Payroll for March 16-31st for checks 30376-30407 including Direct Deposits and Electronic Transfers in the amount of \$ 653,112.90.
- D. **AB12-30 – Resolution 2189** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign A Lease Agreement With Anderson Dairy For The Dairy's Use Of Pasture Located On City-Owned Property.

- E. **AB12-40 – Resolution 2197** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Surplus Property In Accordance With The Provisions Outlined In BLMC 2.70.100.
- F. **AB12-46 – Ordinance 1421 [D12-46]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Approve The Revisions To The Development Policies & Public Works Design Standards.

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

**Consent Agenda approved 6 – 0.**

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

**VI. COMMUNITY DEVELOPMENT ISSUES:**

- A. **AB12-48 – Ordinance 1422 [D12-48]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Repealing Chapter 8.36 And Amending Chapter 8.08 Of The Bonney Lake Municipal Code Related To Handbills.

**Deputy Mayor Swatman moved to approve Ordinance 1422. Councilmember Watson seconded the motion.**

Community Development Director Vodopich said this ordinance was drafted based on recommendations from legal staff to consolidate two chapters of the code that both addressed handbills, and to address recent case law.

Councilmembers discussed complaints from citizens about advertising circulars from the News Tribune (also known as ‘Yes’ pink bag flyers). Director Vodopich said residents must call the News Tribune subscription line and ask that these advertisements not be delivered, or post ‘no solicitation’ signs on their property. Councilmember Watson said these advertisements have piled up at some residences and it is unsightly. City Clerk Edvalson said he called and requested they stop delivery, but has continued to receive the flyers at his residence. City Attorney Jim Dionne said if residents do not pick up newspapers from their property, it could be considered a nuisance.

The City Attorney said the proposed handbill ordinance does not address the ‘Yes’ advertising flyers directly. He said the City’s code states that advertisements must be placed on the residence itself (i.e. on the door of the house). Newspapers, on the other hand, can be left in the driveway. He said if the advertising circulars are not being placed on the residence itself it could be a violation of the code and the City could prosecute.

Director Vodopich said the City’s Code Enforcement Officer has spoken with at least one delivery person about the flyers, and he sent a copy of the City’s press release to The News Tribune following resident complaints, but he has not heard back from them. Mayor Johnson said he will talk with staff about options and possibly coordinate with the Code Enforcement Officer to observe and address issues with the advertising flyers.

**Ordinance 1422 approved 6 – 0.**

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

**VIII. FULL COUNCIL ISSUES:**

- A. **AB12-44 – Ordinance D12-44** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 13.12 Of The Bonney Lake Municipal Code, Section One Of Ordinance No. 1395, Section ~~Three Two~~ Of Ordinance No. 1333, And Section Five Of Ordinance No. 571c, Relating To Sewer Development Charges For Tenant Improvements

City Clerk Edvalson distributed a substitute ordinance, with the corrected title as above, for the Council's consideration.

**Deputy Mayor Swatman moved to approve Ordinance D12-44. Councilmember Rackley seconded the motion.**

Deputy Mayor Swatman said it is appropriate to simplify the Municipal Code to make it easier for businesses to move to a new location inside the City. Councilmember Watson said he hopes the ordinance will help empty spaces be occupied more quickly.

**Councilmember Minton-Davis moved to table Ordinance D12-44. Councilmember McKibbin seconded the motion.**

**Motion to table Ordinance D12-44 approved 4 – 2.  
Councilmember Hamilton and  
Deputy Mayor Swatman voted no.**

- B. **AB12-45 – Ordinance D12-45** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 19.04 Of The Bonney Lake Municipal Code And Ordinance Nos. 984, 1282, 1316, And 1318 Relating To Traffic Impact Fees.

**Councilmember Rackley moved to approve Ordinance D12-45. Deputy Mayor Swatman seconded the motion.**

Deputy Mayor Swatman said it is appropriate to set a sunset date for the reduction ordinance, rather than basing its end on the number of permits received. City Attorney Dionne said allowing a limited number of permits might inspire people to act more quickly to take advantage of the program. City Administrator Morrison said an earlier version of the ordinance offered options to sunset the program by a date or by a number of permits.

Councilmember Watson said he feels the ordinance should apply to new housing developments as well as existing empty lots. He also spoke in favor of a higher reduction rate. City Attorney Dionne said if the ordinance was retroactive, someone could ask for a refund after pulling a permit. He said the Council could create a time limit window for when refunds can be requested. He said at present, anyone can withdraw existing permit, request a refund, and then reapply under the reduced fee. He said the City has allowed permits to be extended in the past, which is also an issue.

Councilmember Minton-Davis asked whether the City could require construction to begin within a specific time frame. She said the intention is not to let people buy up the available permits and then not build anything. Director Vodopich said permits expire after a period of time, but customers can reapply and pay a fee to keep the permit active. City Attorney Dionne said extending permits for years is a problem. He said an alternative would be to keep the rate as-is, but provide a refund for projects built within a specific period of time, such as within one year. He said it would be difficult to enforce builders to build by a certain date.

**Councilmember Rackley moved to table Ordinance D12-45 to the April 17, 2012 Workshop for discussion. Councilmember Watson seconded the motion.**

Councilmember Rackley said issues have come up with the proposed ordinance that need further consideration.

**Motion to table Ordinance D12-45 approved 5 – 1.  
Deputy Mayor Swatman voted no.**

**IX. EXECUTIVE SESSION:** *None.*

**X. ADJOURNMENT:**

**At 8:03 p.m., Councilmember Rackley moved to adjourn the Council Meeting.  
Councilmember Watson seconded the motion.**

**Motion to adjourn approved 6 – 0.**

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Harwood Edvalson, CMC  
City Clerk

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Neil Johnson, Jr.  
Mayor

Items presented to Council at the April 10, 2012 Meeting:

- City Clerk Harwood Edvalson – *Substitute Ordinance D12-44* – City of Bonney Lake.

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**ORDINANCE NO. D12-64**

**AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY,  
WASHINGTON, AMENDING CHAPTER 10.32 OF THE BONNEY LAKE  
MUNICIPAL CODE, RELATED TO VEHICLE IMPOUNDMENT AND  
TOW TRUCK OPERATORS**

**WHEREAS**, it is necessary for the City to utilize tow truck operators to assist in the prompt and proper removal and storage of abandoned, junk, unauthorized, and inoperable vehicles; and

**WHEREAS**, the City Council wishes to clarify the requirements and expectations for tow truck operators who serve the City of Bonney Lake.

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

**Section 1.** Section 10.32.050 of the Bonney Lake Municipal Code is hereby amended to read as follows:

**10.32.050 Requirements for tow truck operators.**

All tow truck operators serving the city of Bonney Lake must meet all requirements set forth in Chapter 46.55 RCW and Chapter 308-61 WAC, as well as the following requirements:

A. Use equipment that complies with WAC 204-91A-170 and Chapter 46.37 RCW;

B. Be able to tow semi-trucks;

C. Maintain their storage facilities and impound lots in compliance with WAC 308-61-026 and Bonney Lake building and zoning codes;

D. Provide adequate shelter for motorcycles, open convertibles, and other vehicles that could be damaged by inclement weather;

E. Provide sufficient floor space for inside storage of all vehicles the city of Bonney Lake has ordered to be held for investigative, evidentiary, or other purposes;

F. Maintain impound lots in a condition that is graded, drained, lighted, and free of obstacles, so that persons redeeming vehicles have safe and convenient access to their vehicles;

G. Maintain adequate security at impound lots to prevent loss or damage to impounded vehicles;

H. Keep impound lots screened and fenced at all times, in accordance with Bonney Lake zoning codes, and keep the gate securely locked when an attendant is not on duty;

I. Impound all vehicles towed from the city of Bonney Lake in impound lots within ~~five miles~~ of the corporate city limits of Bonney Lake. In the event an impound lot within the corporate city limits of Bonney Lake cannot be found that meets requirements set forth in this chapter, vehicles may be towed to the impound lot nearest to the corporate city limits that complies with this chapter as well as Chapter 46.55 RCW and Chapter 308-61 WAC.

**Section 2.** This Ordinance shall take effect thirty (30) days after its passage, approval and publication as required by law

**PASSED BY THE CITY COUNCIL this 8<sup>th</sup> day of May, 2012.**

\_\_\_\_\_  
Neil Johnson, Jr., Mayor

ATTEST:

\_\_\_\_\_  
Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
James J. Dionne, City Attorney

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**ORDINANCE NO. D12-65**

**AN ORDINANCE OF THE CITY OF BONNEY LAKE, PIERCE COUNTY,  
WASHINGTON, CREATING CHAPTER 10.33 OF THE BONNEY LAKE  
MUNICIPAL CODE, RELATED TO IMPOUNDMENT OF VEHICLES  
AND CRIMINAL VIOLATIONS**

**WHEREAS**, the City Council wishes to clarify the impoundment procedures for vehicles driven by individuals with suspended licenses and individuals under the influence of alcohol or drugs in the City of Bonney Lake.

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

**Section 1.** Chapter 10.33 of the Bonney Lake Municipal Code is hereby created to read as follows:

**Chapter 10.33**  
**VEHICLE IMPOUNDMENT AND CRIMINAL VIOLATIONS**

**10.33.010 - Removal by Police Officer**

A. Whenever the driver of a vehicle is arrested or cited for a violation of Section 46.20.342, 46.20.345, 46.61.502 or 46.61.504 of the Revised Code of Washington (RCW), which sections have been adopted as a part of the City's Model Traffic Ordinance pursuant to Chapter 308-330 of the Washington Administrative Code (WAC) as adopted through Chapter 10.04 of the Bonney Lake Municipal Code, or subsequent amendments thereto, the vehicle may be subject to summary impoundment at the direction of a police officer. Any officer directing an impoundment pursuant to this chapter shall issue a uniform written notice clearly denoting the agency's authorization to impound, the form of which shall be approved by the Chief of Police and may include a law enforcement notice of infraction or citation.

B. If the vehicle was impounded because the driver was arrested for a violation of Driving While License Suspended (DWLS) in the Third Degree, as defined in RCW 46.20.342(1)(c), and the records of the Washington State Department of Licensing (DOL) show the driver has no prior convictions of RCW 46.20.342 or other similar local ordinance, the impounded vehicle may be released as soon as all requirements of BLMC sections 10.33.030 and 10.33.050(A) are met.

C. If the vehicle was impounded because the driver was arrested for a violation of DWLS in the Third Degree, and the records of the DOL show that the driver has one or more prior convictions of a violation of RCW 46.20.342 or similar local ordinance within the past five years, the vehicle may be impounded for thirty (30) days.

D. If the vehicle was impounded because the driver was arrested for DWLS in the First or Second Degree, as defined in RCW 46.20.342(1)(a) or RCW 46.20.342(1)(b), and the records of the DOL show that the driver has no prior convictions for a violation of RCW 46.20.342 or similar local ordinance within the past five years, the vehicle may be impounded for thirty (30) days.

E. If the vehicle was impounded because the driver was arrested for DWLS in the First or Second Degree, as defined in RCW 46.20.342(1)(a) or RCW 46.20.342(1)(b), and the records of the DOL show that the driver has one prior conviction for a violation of RCW 46.20.342(1)(a) or 46.20.342(1)(b) or similar local ordinance within the past five years, the vehicle may be impounded for sixty (60) days.

F. If the vehicle was impounded because the driver was arrested for DWLS in the First or Second Degree, as defined in RCW 46.20.342(1)(a) or RCW 46.20.342(1)(b), and the records of the DOL show that the driver has two or more prior convictions for a violation of RCW 46.20.342(1)(a) or 46.20.342(1)(b) or similar local ordinance within the past five years, the vehicle may be impounded for ninety (90) days.

G. When an arrest is made for a violation of RCW 46.20.342, if the vehicle is a commercial vehicle and the driver of the vehicle is not the owner of the vehicle, before the summary impoundment is directed, the police officer shall attempt in a reasonable and timely manner to contact the owner of the vehicle and may release the vehicle to the owner if the owner is reasonably available, as long as the owner was not in the vehicle at the time of the stop and arrest and the owner has not received a prior release under this subsection or under subsection 10.33.050 of this section.

H. If a vehicle driver is arrested for a violation of RCW 46.61.502 or 46.61.504, Driving Under the Influence or having Physical Control of a Vehicle While Under the Influence, as adopted by the Model Traffic Ordinance in WAC 308-330-307 through BLMC 10.04, the vehicle shall be impounded, unless the vehicle is a commercial vehicle or farm vehicle as identified in BLMC 10.33.010(J).

I. A vehicle impounded pursuant to BLMC 10.30.010(H) may not be redeemed within a 12-hour period following the time the impounded vehicle arrives at the operator's storage facility, unless there are two or more registered owners of the vehicle or there is a legal owner of the vehicle that is not the driver of the vehicle. A registered owner or legal owner who was not the driver of the vehicle at the time of arrest may redeem the impounded vehicle after it arrives at the facility. Any other party redeeming the vehicle may do so after the 12-hour period has elapsed and the party has complied with the requirements of BLMC 10.33.030 and 10.33.050(A). All other procedures for notice, redemption, storage, auction, and sale shall remain the same as for other impounded vehicles under this chapter.

J. When an arrest is made for a violation of RCW 46.61.502 or 46.61.504, if the vehicle is a commercial vehicle and the driver of the vehicle is not the owner of the vehicle, before the summary impoundment is directed, the police officer shall attempt in a

reasonable and timely manner to contact the owner of the vehicle and may release the vehicle to the owner if the owner is reasonably available, as long as the owner was not in the vehicle at the time of the stop and arrest.

K. A police officer directing that a vehicle be impounded when the driver is arrested for a violation of RCW 46.61.502 or 46.61.504 may leave a vehicle after placing a completed impound order and inventory inside a vehicle and securing the vehicle by closing the windows and locking the doors if:

(i) The officer has waited thirty (30) minutes after contacting a dispatcher to request an operator and the responding tow truck operator has not arrived, or

(ii) The officer is presented with exigent circumstances, including being called to another incident or being required to return to patrol due to limited available resources.

The city and its officers shall not be liable for any damages to the vehicle or for any theft of the vehicle or its contents that occurs between the time the officer leaves the vehicle and the time that the tow truck operator takes custody of the vehicle.

L. A rental car business or a motor vehicle dealer or lender with a perfected security interest may immediately redeem a vehicle it owns that has been impounded pursuant to this section by payment of the costs of removal, towing and storage. Upon such payment the vehicle will not be held for the period of impoundment stated in this section.

### **10.33.020 - Towing and Storage**

The Chief of Police is authorized to prepare specifications for towing and storage of vehicles, including instructions to towing companies, containing such provisions as the Chief of Police shall deem advisable and not in conflict with this chapter. Such specifications shall require any tow truck operator performing impoundments authorized under this chapter comply with all provisions of Chapter 46.55 RCW and Chapter 308-61 WAC. The specifications shall be subject to the review and approval of the City Administrator.

### **10.33.030 - Administrative Fee**

A. If a vehicle is impounded pursuant to the provisions of this chapter, an administrative fee of One Hundred Dollars (\$100.00) shall be paid prior to the redemption of the vehicle as provided by this chapter.

B. The administrative fee shall be paid to the Bonney Lake Finance Department, and shall be redeemed to the Finance Department in the manner directed by the Finance Director. The administrative fee shall be for the purpose of off-setting, to the extent practical, the costs to the City for implementing, enforcing and administering the provisions of this chapter.

### **10.33.040 - Owner of Impounded Vehicle to be Notified**

A. Not more than twenty-four (24) hours after impoundment of any vehicle, the tow contractor shall mail a notice by first class mail to the last known legal and registered owners of the vehicles, as may be disclosed by the vehicle identification number, and as provided by the DOL. The notice shall include the name of the impounding tow firm, its address, and telephone number. The notice shall include the location and time of the impound, and by whose authority the vehicle was impounded. The notice shall include the written notice of the right of redemption and opportunity for a hearing to contest the validity of the impoundment or the amount of towing and storage charges.

B. If a suspended license impound is ordered, the notice required in subsection A of this section must also state the length of the impound, that a person who desires to redeem a vehicle must pay a security deposit to the tow truck operator of at least half of the applicable impound storage rate for each day of the proposed suspended license impound to ensure payment of the costs of removal, towing, and storage, and notification that if the security deposit is not posted within five days of the impound the vehicle will immediately be processed and sold as an abandoned vehicle pursuant to RCW 46.55.130(1). The notice must also state the requirements of BLMC 10.33.050 regarding the payment of costs of removal, towing, and storage and proof of satisfaction of penalties, fines, and/or forfeitures prior to redemption. The notice must also state that the registered owner is ineligible to purchase the vehicle at the abandoned vehicle auction, if held.

C. If the date on which a notice required by subsection A of this section is to be mailed falls upon a Saturday, Sunday, or postal holiday, the notice may be mailed on the next day that is neither a Saturday, Sunday, nor a postal holiday.

D. Similar notice shall be given to each person who seeks to redeem an impounded vehicle, except that if a vehicle is redeemed prior to the mailing of notice, then notice need not be mailed.

E. The Bonney Lake Police Department shall give written notification to the last registered and legal owner that the investigatory hold has been removed, except that if a vehicle is redeemed following notice by telephone and prior to the mailing of notice, then notice need not be mailed. In addition, the Police Department shall notify the towing contractor, by telephone, fax or in writing, of the authorization to release such vehicle.

F. As provided for in RCW 46.55.120(4), as now stated or hereinafter amended, notwithstanding the statements contained in the notice described above, the legal owner of a vehicle or personal property subject to impound under this section may redeem such property before the start of an auction by payment of the applicable towing, administrative and storage fees, as well as all applicable or necessary fines and interest.

### **10.33.050 - Redemption of Impounded Vehicles**

A. Only the legal owner, registered owner, a person authorized by the registered owner or the vehicle's insurer, or one who has purchased the vehicle from the registered owner, who produced proof of ownership or authorization and signs a receipt therefor, may redeem an impounded vehicle. A person redeeming a vehicle impounded pursuant to this chapter must, prior to redemption, establish that he or she has a valid driver's license and is in compliance with RCW 46.30.020. A vehicle impounded pursuant to this chapter can be released only pursuant to a written order from the Police Department or a court.

B. Any person so redeeming a vehicle impounded by the City shall pay the towing contractor for costs of impoundment (towing and storage) and shall pay the City an administrative fee prior to redeeming such vehicle. Such towing contractor shall accept payment as provided in RCW 46.55.120(1)(b), as now or hereafter amended. The administrative fee stated in BLMC 10.33.030 shall be paid to the Bonney Lake Finance Department. If the vehicle was impounded pursuant to this chapter and was being operated by the registered owner when it was impounded, it may not be released to any person until any penalties, fines, or forfeitures owed by the registered owner have been satisfied.

C. The Chief of Police or designee may authorize release of a vehicle impounded pursuant to this chapter prior to the expiration of any period of impoundment when:

(i) The spouse of the operator, through his or her own petition, establishes that he or she will suffer economic or personal hardship as a result of the unavailability of the vehicle. In authorizing a release under this subsection, the Chief of Police or designee shall consider the threat to public safety that may result from release of the vehicle, including but not limited to, the driver's criminal history, driving record, license status and access to the vehicle. If such release is authorized, the person redeeming the vehicle still must satisfy all other requirements of this section. Or,

(ii) The owner of the vehicle was not the driver, the owner did not know the driver's license was suspended or revoked, and the owner has not received a prior release under this section or under BLMC 10.33.010.

Other than for the reasons expressed above in (i) and (ii), the Chief of Police or designee shall deny early release of an impounded vehicle in all other circumstances without discretion in order to avoid discriminatory application.

D. Any person seeking to redeem a vehicle impounded pursuant this chapter, has a right to a hearing, before the Police Chief or designee, as the administrative hearings officer, to contest the validity of an impoundment or the amount of towing and storage charges. Any request for such a hearing shall be made in writing, signed by the person requesting such hearing, and be received by the Chief of Police within ten (10) calendar days (including Saturdays, Sundays, and holidays) of the date notice was given to such person by a registered tow truck operator pursuant to RCW 46.55.120(2)(a) or the date the notice was

mailed to such person pursuant to BLMC 10.33.040, whichever is later. Such hearing shall be provided as follows:

(i) If all the requirements to redeem the vehicle, including expiration of any period of impoundment under BLMC 10.33.010, have been satisfied, then the impounded vehicle shall be released immediately, and a hearing as provided for in BLMC 10.33.060 shall be held within ninety (90) days of the written request for hearing.

(ii) If all of the requirements to redeem the vehicle, including expiration of any period of impoundment under BLMC 10.33.010, have not been satisfied, then the impounded vehicle shall not be released until after the hearing which, pursuant to BLMC 10.33.060, shall be held within ten (10) business days (excluding Saturdays, Sundays and holidays) of the written request for hearing.

(iii) The Police Chief or designee shall notify the registered tow truck operator, the person requesting the hearing if not the owner, the registered and legal owners of the vehicle or other item of personal property registered or titled with the department, and the person(s) authorizing the impound in writing of the hearing date and time within five days of receiving request for a hearing.

(iv) Any person seeking a hearing who has failed to request such hearing within the time specified in BLMC 10.33.060, may petition the Chief of Police for an extension to file a request for hearing. Such extension shall only be granted upon the demonstration of good cause as to the reason(s) the request for hearing was not timely filed. For the purposes of this section, good cause shall be defined as circumstances beyond the control of the person seeking the hearing that prevented such person from filing a timely request for hearing. In the event such extension is granted, the person receiving such extension shall be granted a hearing in accordance with this chapter.

(v) If a person fails to file a timely request for hearing, and an extension to file such a request has not been granted, the right to a hearing is waived, the impoundment and the associated costs of impoundment are deemed to be proper, and the City shall not be liable for towing and storage charges arising from the impoundment.

(vi) In accordance with RCW 46.55.240(1)(d), a decision made by the Police Chief or designee, as administrative hearings officer, may be appealed to the Bonney Lake Municipal Court for final judgment. The hearing on the appeal, under this subsection, shall be de novo. A person appealing such a decision must file a request for an appeal in the Municipal Court within fifteen (15) days after the decision of the administrative hearings officer, and must pay a filing fee in the same amount required for the filing of a suit in the Pierce County District Court. If a person fails to file a request for an appeal, within the time specified by this

section, or does not pay the filing fee, the right to an appeal is waived and the administrative hearings officer's decision is final.

### **10.33.060 - Post-impoundment Hearing Procedure**

Hearings requested pursuant to BLMC 10.33.050 shall be held by the Police Chief or designee, as administrative hearings officer, who shall determine whether the impoundment was proper, whether the associated towing and storage fees charged complied with posted rates, and who is responsible for payment of the fees.

A. At the hearing, an abstract of the driver's driving record is admissible, without further evidentiary foundation, and is prima facie evidence of the status of the driver's license, permit, or privilege to drive and that the driver was convicted of each offense shown on the abstract. In addition, police officers may testify as to whom they believe to be the legal or registered owner of the vehicle and the basis or source of the information upon which they base this belief. The Police Chief or designee, as administrative hearings officer, may consider a written report made under oath by the officer(s) authorizing the impoundment in lieu of the officer's personal appearance at the hearing.

B. If the impoundment is found to be proper, the Police Chief or designee, as administrative hearings officer, shall enter an order so stating. In the event that the costs of impoundment (towing, storage, and special fees) have not been paid, or any other applicable requirements of BLMC 10.33.050 have not been satisfied, or any period of impoundment under BLMC 10.33.010 has not expired, the administrative hearings officer's order shall also provide that the impounded vehicle shall be released only after payment to the City of any fines imposed on any underlying traffic infraction, satisfaction of any other applicable requirements of BLMC 10.33.050, after payment of the costs of impoundment to the towing company, and after the expiration of any period of impoundment under BLMC 10.33.010.

C. If the impoundment is found to be improper, the Police Chief or designee, as administrative hearings officer, shall enter an order so stating, and order the immediate release of the vehicle. The city shall be liable to the operator for any towing, storage, or impoundment fees and to the registered and legal owners for any administrative fee paid and reasonable damages for loss of use of the vehicle during the period of impoundment. If the costs of impoundment have already been paid, the Police Chief or designee, as administrative hearings officer, shall enter judgment in favor of the person who has paid such costs. If an impoundment arising from an alleged violation of RCW 46.20.342 or 46.20.345 is determined to violate this chapter, the city and its officers shall not be liable for damages if the officer relied in good faith and without gross negligence on the records of the DOL in ascertaining that the operator of the vehicle had a suspended or revoked license.

D. No determination of facts made at a hearing, under this section, shall have any collateral estoppel effect on a subsequent criminal prosecution, and shall not preclude litigation of those same facts in a subsequent criminal prosecution.

E. An appeal of the administrative hearings officer's decision in the Municipal Court shall be subject to and conducted according to the procedures of this section.

**10.33.070 - Rules and Regulations**

The City Administrator, in consultation with the Finance Director and the Chief of Police, shall promulgate rules and regulations consistent with this chapter to provide for the fair and efficient administration of this Chapter and to provide for the fair and efficient administration of any vehicle impoundment, redemption, or release or any impoundment hearing under this chapter.

**10.33.080 – Severability**

If any portion of this chapter or its application to any person or circumstances is held invalid, the remainder of the chapter or the application of the provision to other persons or circumstances shall not be affected.

**Section 2.** This Ordinance shall take effect thirty (30) days after its passage, approval and publication as required by law

**PASSED BY THE CITY COUNCIL this 8<sup>th</sup> day of May, 2012.**

\_\_\_\_\_  
Neil Johnson, Jr., Mayor

ATTEST:

\_\_\_\_\_  
Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
James J. Dionne, City Attorney

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

<b>Department/Staff Contact:</b> PW / John Woodcock	<b>Meeting/Workshop Date:</b> 8 May 2012	<b>Agenda Bill Number:</b> AB12-72
<b>Agenda Item Type:</b> Resolution	<b>Ordinance/Resolution Number:</b> 2205	<b>Councilmember Sponsor:</b> Randy McKibbin

**Agenda Subject:** Authorize the Amendment to the Professional Service Agreement with Parametrix Consultants for the SR 410 Sewer Repair Phase 4 Design.

**Full Title/Motion:** A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Authorize The Amendment To The Professional Service Agreement With Parametrix Consultants For The SR 410 Sewer Repair Phase 4 Design.

**Administrative Recommendation:**

**Background Summary:** In December of 2009 the City Council approved the final design phase (4) of the rehabilitation effort of the main sewer trunk line serving the city to the Sumner WWTP. That design effort included the rehabilitation of approximately 2,885 linear feet of 18-inch main and 980 linear feet of 24-inch main from west of Meyers Road east to Main Street. The PSA agreement was approved for a not to exceed amount of \$136,846 by Resolution 1988. The Public Works Department put the project on hold in the summer of 2011 and is currently ready to complete the design with some minor modification and required updates to the new WSDOT 2012 Standard Specifications. These additions will require an increase in the design fee of \$5,000 bringing the total design cost to \$141,846.

**Attachments:** Resolution #2205, Scope of Work Amendment; Map

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
\$1,000,000	\$1,000,000	\$5,000	\$995,000
<b>Budget Explanation:</b> 402.087.035.594.35.63.05 Sewer Syst- Trunk Line Imp Ph 4- 18' Rehab			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>											
<b>Council Committee Review:</b>	Community Development Date: 1 May 2012	<b>Approvals:</b> Chair/Councilmember Randy McKibbin Councilmember James Rackley Councilmember Katrina Minton-Davis	<table style="width: 100%; border: none;"> <tr> <td style="text-align: right;"><b>Yes</b></td> <td style="text-align: left;"><b>No</b></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>	<b>Yes</b>	<b>No</b>	<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:	<b>Consent Agenda:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No									
<b>Commission/Board Review:</b>											
<b>Hearing Examiner Review:</b>											

<b>COUNCIL ACTION</b>	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

<b>APPROVALS</b>		
<b>Director:</b> Dan Grigsby, P. E.	<b>Mayor:</b> Neil Johnson Jr.	<b>Date Reviewed by City Attorney:</b> (if applicable):

**RESOLUTION NO. 2205**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZES AN AMENDMENT TO THE PROFESSIONAL SERVICE AGREEMENT WITH PARAMETRIX CONSULTANTS FOR THE SR 410 SEWER REPAIR PHASE 4.**

**Whereas**, the City has approved Resolution 1988 on December 8, 2009 approving the design contract with Parametrix for the SR 410 Sewer Repair Phase 4 and;

**Whereas**, the City has approved a budget for 2012 that includes the Sewer Trunk Line Improvements Phase 4 to construct the project; and

**Whereas**, the Public Works Department has identified several changes to the contract based on the 2012 WSDOT Standards and Specifications that are additions to the original contract under the 2010 WSDOT Standards and Specifications; and

**Whereas**, the PWTF Loan for the Sewer Trunk Line Improvements has sufficient available funding to meet this need; and

**Now, therefore, be it resolved** that the City of Bonney Lake Council does hereby authorize the Mayor to approve an additional sum of \$5,000 to complete design effort for the expenses incurred for this contract increasing the contract amount from \$136,846 to \$141,846.

**PASSED** by the City Council this 8<sup>th</sup> day of May 2012.

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Neil Johnson Jr., Mayor

ATTEST:

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Harwood T. Edvalson, City Clerk

APPROVED AS TO FORM:

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James Dionne, City Attorney

## EXHIBIT A – SCOPE OF WORK

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### City of Bonney Lake SR 410 Sewer Repair Phase 4 – Additional Services

The City of Bonney Lake has requested that Parametrix provide the following additional services to develop the final plans, specifications, and estimate for the SR 410 Sewer Repair Phase 4:

#### **FINAL PLANS, SPECIFICATIONS, AND ESTIMATE**

- Update the Amendments and Technical Specifications to 2012 standards.
- Revise the plan sheets and incorporate City's final comments.
- Provide final Quality Assurance check.
- Print final version of contract documents, specifications, and plans for advertisement by City.
- Prepare final Engineer's Estimate of Probable Cost.

Client: City of Bonney Lake  
 Project: SR 410 Sewer Repair Phase 4  
 Project No: 214-1611-031

Sr Consultant	Rick Hermes	Kathleen M. Taylor	Linda K. Edwards	Christy Pope	Cheri A. Pessemier
	Designer III	Word Processing Specialist	Project Coordination Supervisor	Project Accountant	

Burdened Rates:			\$208.48	\$121.06	\$83.27	\$95.54	\$76.01
Phase	Task	Description	Labor Dollars	Labor Hours			
02		Final PS&E					
02	01	Final PS&E	\$7,287.84	47	23	11	5 7 1

Labor Totals: \$7,287.84

**DIRECT EXPENSES:**

Description	Amount
Expenses	\$38.31
<b>Expense Total:</b>	<b>\$38.31</b>

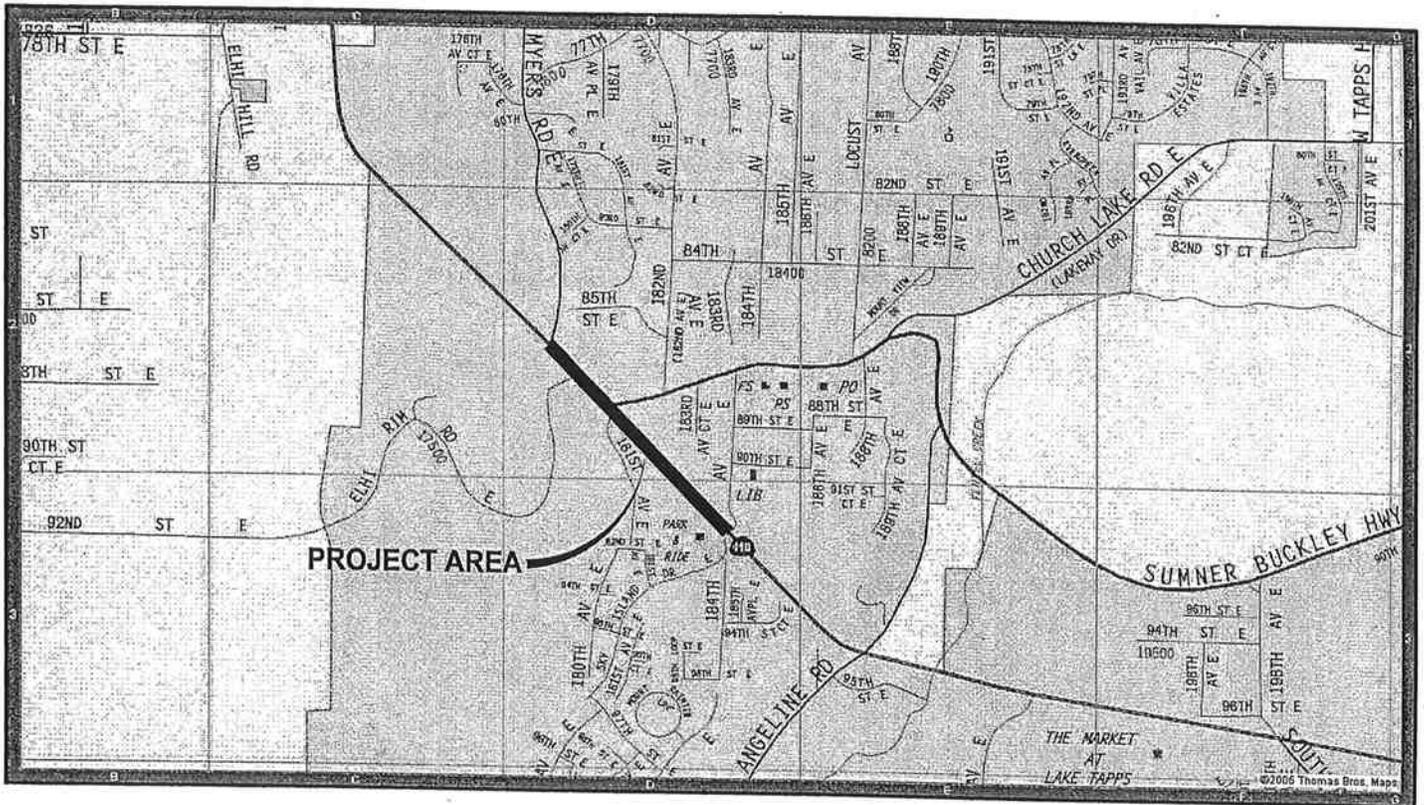
**Project Total:** \$7,326.15

Less Phase 4 Remaining Budget \$2,326.15

**Total Additional Budget \$5,000.00**

# SEWER TRUNK LINE IMPROVEMENT MYERS ROAD TO MAIN STREET

BONNEY LAKE, WASHINGTON



**LOCATION MAP**

NOT TO SCALE

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

<b>Department/Staff Contact:</b> Executive / Don Morrison	<b>Meeting/Workshop Date:</b> 8 May 2012	<b>Agenda Bill Number:</b> AB12-57
<b>Agenda Item Type:</b> Ordinance	<b>Ordinance/Resolution Number:</b> D12-57	<b>Councilmember Sponsor:</b>

**Agenda Subject:** Modification of Water Availability Charge and Summer Sprinkling Rates

**Full Title/Motion:** A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting Ordinance No. D12-57, Relating To Water Rates.

**Administrative Recommendation:** Approve

**Background Summary:** This ordinance can be viewed as a companion balancing ordinance to the proposed sewer rate increase, as this ordinance reduces water rates/revenue by roughly the same amount as the sewer increase ordinance raises. The proposed ordinance reduces by \$2.69 per month the water availability charge for all in-city customers, maintains a relatively low sprinkling rate for the second block (10-20 CCF), but imposes an increasingly progressive rate for higher consumption blocks. Thus, this ordinance reduces the base rate for all city residents, and maintains a conservation based rate structure for higher consumption levels. Even with a reduced availability charge, this would still capture 70% of required operating revenue, which is consistent with sound rate design principles.

**Attachments:** Ordinance D12-43; Worksheets

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
<b>Budget Explanation:</b> Reduces estimated annual water revenue by \$345,790			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>											
<b>Council Committee Review:</b>	Finance Committee Date: 24 April 2012	<i>Approvals:</i> Chair/Councilmember Councilmember Councilmember	<table style="width: 100%; border: none;"> <tr> <td style="text-align: right;"><b>Yes</b></td> <td style="text-align: right;"><b>No</b></td> </tr> <tr> <td style="text-align: right;"><input type="checkbox"/></td> <td style="text-align: right;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input type="checkbox"/></td> <td style="text-align: right;"><input type="checkbox"/></td> </tr> <tr> <td style="text-align: right;"><input type="checkbox"/></td> <td style="text-align: right;"><input type="checkbox"/></td> </tr> </table>	<b>Yes</b>	<b>No</b>	<input type="checkbox"/>					
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	Forward to: Workshop for Discussion	<b>Consent Agenda:</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No								
<b>Commission/Board Review:</b>											
<b>Hearing Examiner Review:</b>											

<b>COUNCIL ACTION</b>	
Workshop Date(s):    March 15, 2012, May 1, 2012	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

<b>APPROVALS</b>		
<b>Director:</b>	<b>Mayor:</b>	<b>Date Reviewed by City Attorney:</b> (if applicable):



**ORDINANCE NO. D12-57**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 13.04.100 OF THE BONNEY LAKE AND SECTION ONE OF ORDINANCE NO. 1277 RELATING TO A REDUCTION OF WATER RATES.**

**WHEREAS**, the City currently has an abundant water supply; and

**WHEREAS**, City Council finds that it is no longer in the community's best interest to impose a steep ascending block rate for summer sprinkling; and

**WHEREAS**, the City Council desires to encourage the community to maintain a green and desirable landscape by modifying the current ascending rate block structure for water rates;

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

**Section 1.** BLMC Section 12.04.100 hereby amended to read as follows:

**13.04.100 Water rates.**

Effective July 1, ~~2012~~2010, the following rates shall apply:

A. Discount for Senior Citizens and Disabled Persons. Owners of single-family residences who have qualified for real estate property tax exemption through the Pierce County assessor-treasurer's office on the basis of age and/or disability, and who present proof thereof to the appropriate authority of the city, shall qualify and be entitled to a reduced water rate as may, from time to time, be set by the city council and established as a 50 percent reduction from the water availability charge.

B. Monthly Water Rates – Within City Limits.

Water Availability Charge

Meter Size	Charge
5/8" – 3/4"	<del>\$16.69</del> <u>\$14.00</u>
Qualified Senior, 5/8" – 3/4"	See subsection (A)
1" with Fire Sprinkler System	\$16.69
1" without Fire Sprinkler System	\$27.76
1-1/4"	\$55.14

1-1/2"	\$55.14
2"	\$88.26
3"	\$165.38
4"	\$275.44
6"	\$551.42

In addition, the consumption charge per 100 cubic feet (CCF), or any part thereof used, shall be as follows:

Winter (October 1st through May 31st)	Charge
0 – 10 CCF per month	\$1.16
Over 10 CCF per month	\$2.29
Summer (June 1st through September 30th)	
0 – 10 CCF per month	\$1.16
Over 10 CCF per month	\$3.92
11-20 CCF per month	<del>\$3.92</del> \$2.50
<u>21-30 CCF per month</u>	<u>\$3.50</u>
<u>31 or More CCF per month</u>	<u>\$4.50</u>

C. Monthly Water Rates – Outside City Limits.

Water Availability Charge

Meter Size	Charge
5/8" – 3/4"	\$21.60
Qualified Senior, 5/8" – 3/4"	See subsection (A)
1"	\$35.97
1-1/4"	\$71.67
1-1/2"	\$671.67
2"	\$114.61
3"	\$214.96
4"	\$358.30
6"	\$698.67

In addition, the consumption charge per 100 cubic feet (CCF), or any part thereof used, shall be as follows:

Winter (November 1st through June 30th)	Charge
0 – 10 CCF per month	\$1.67
Over 10 CCF per month	\$3.33
Summer (July 1st through October 31st)	
0 – 10 CCF per month	\$1.67
<del>Over 10 CCF per month</del>	<del>\$5.69</del>
<u>10-20 CCF per month</u>	<u>\$3.50</u>
<u>20-30 CCF per month</u>	<u>\$4.90</u>
<u>30 or more CCF per month</u>	<u>\$6.86</u>

D. Multiple Residential Units.

1. The water availability charge for a connection serving multiple (three or more) residential units shall be the availability charge set forth above, multiplied by the number of dwelling units connected to the meter, as follows:

a. Each duplex unit as defined in BLMC 13.04.030(H) will be billed as though separately connected to the water main, based on five-eighths- or three-quarters-inch meter rates.

b. Any detached accessory dwelling unit (ADU) as defined in BLMC 13.04.030(F) will be billed as though separately connected to the water main, based on five-eighths- or three-quarters-inch meter rates.

c. In the case of apartment/trailer courts having one meter, each unit will be billed as though separately connected to the water main, occupied or not, based on five-eighths- or three-quarters-inch meter rates.

d. In the case of building lots which have been granted a conditional use permit to allow more than one dwelling on one service meter, each dwelling unit will be billed as though separately connected to the water main, based on five-eighths- or three-quarters-inch meter rates.

2. The consumption charge provided for in this section shall be applied to multiple residential units as provided for above, except that the lower consumption charge rate shall be applied to the first “X” CCF per month, where “X” is the number of units served by the connection multiplied by 10. All consumption greater than that threshold will be charged the higher consumption charge rate.

3. There shall be only one water meter for each building housing more than two residential units.

E. Multiple Commercial and Industrial Buildings. Where all commercial or industrial buildings connected to a single service are used in the same business under single management, billing shall be made as for a single building.

F. Demand Charge.

1. Private fire hydrants, stand pipes, fire sprinkler systems, etc., shall have a monthly charge of \$3.24.

2. Special purpose use of water from fire hydrants or stand pipes shall be \$10.80 plus \$1.08 per 100 cubic feet for all water used inside the city limits and \$15.12 plus \$1.56 for all water used outside the city limits.

3. Where the water meters are shut off, the monthly charge will be \$5.40 within the city limits and \$7.45 outside the city limits.

4. Where unusual circumstances prevent a meter reading, water consumption will be estimated at an average of 1,000 cubic feet per month.

G. Leakage – Rate Reduction.

1. In the event that there is a leak in the water service line on the property owner's side of the water meter;

2. That after the service line is repaired by the owner and upon written request by the property owner, the city water department will make an adjustment in the water bill;

3. The adjustment shall be two-thirds of that portion of the customer's water bill which is over the average normal water usage. The adjustment shall be limited to the period of 90 days prior to the repair of the leak and inspection thereof.

4. Only one leakage adjustment will be allowed in any two-year period. Additional leaks will require on-site inspection and verification of repairs.

H. Irrigation Meters.

1. New multifamily (three or more units) and nonresidential connections shall be required to install a separate meter for irrigation use, effective January 1, 2005.

2. Existing multifamily (three or more units) and nonresidential connections shall be required to install a separate meter for irrigation use no later than January 1, 2007.

3. There shall be no availability charge applicable to irrigation meters. The commodity charge shall be 25 percent greater than the applicable commodity charge for nonirrigation usage that exceeds 10 CCF per month (the "tailblock").

**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.** The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

**Section 4. Effective Date.** This Ordinance shall take effect July 1, 2012 after its passage, approval, and publication as required by law.

**PASSED** by the City Council and approved by the Mayor this 8<sup>th</sup> day of May, 2012.

\_\_\_\_\_  
Neil Johnson, Jr., Mayor

ATTEST:

\_\_\_\_\_  
Harwood T. Edvalson, City Clerk, CMC

APPROVED AS TO FORM:

\_\_\_\_\_  
James Dionne, City Attorney

## Water Availability Charge Revenue

### CURRENT

	Rate	Accounts	Base Revenue
Availability Charge - In city	\$16.69	6,160	\$1,233,725
Availability Charge - Outside City	\$21.60	6,820	\$1,767,744
<b>Total Base Revenue</b>			<b>\$3,001,469</b>

### PROPOSED (If City Availability Rate Reduced \$2.69/mo.)

	Rate	Accounts	Base Revenue
Availability Charge - In city	\$14.00	6,160	\$1,034,880
Availability Charge - Outside City	\$21.60	6,820	\$1,767,744
<b>Total Base Revenue</b>			<b>\$2,802,624</b>

-\$198,845

\* Required to Cover O&M \$3,988,000      69.70%

\* All expenditures excluding non-CIP capital outlay, CIP projects, Debt Service

### ALTERNATIVE 1 - \$3/Mo Reduction to Availability Charge

	Rate	Accounts	Base Revenue
Availability Charge - In city	\$13.69	6,160	\$1,011,965
Availability Charge - Outside City	\$21.60	6,820	\$1,767,744
<b>Total Base Revenue</b>			<b>\$2,779,709</b>

-\$221,760

### ALTERNATIVE 2 - \$1.69/Mo Reduction to Availability Charge

	Rate	Accounts	Base Revenue
Availability Charge - In city	\$15.00	6,160	\$1,108,800
Availability Charge - Outside City	\$21.60	6,820	\$1,767,744
<b>Total Base Revenue</b>			<b>\$2,876,544</b>

-\$124,925

## Summer Water Rate Scenario 4

Mixed Rate Block

	Rate	Accounts	Consumption	Revenue	Est Rev Decrease	Est Total Decrease
<b>Current Winter Rate Schedule</b>						
Block - In-City						
0-10 CCF	\$1.16					
10-20 CCF	\$2.29					
Block: Out-of-City						
0-10 CCF	\$1.67					
10-20 CCF	\$3.33					
Current In-City Average Summer Monthly Consumption						
<b>Block</b>	<b>Rate/CCF</b>	<b>Accounts</b>	<b>Consumption/CCF</b>	<b>Revenue</b>		
0-10 CCF	\$1.16	1,480	8,817	\$10,228		
11-20CCF	\$3.92	1,812	35,227	\$138,090		
21-30CCF	\$3.92	1,228	58,091	\$227,717		
Over 30CCF	\$3.92	1,714	88,843	\$348,265		
<b>Total</b>		<b>6,234</b>	<b>190,978</b>	<b>\$724,299</b>		
Current Out-of-City Average Summer Monthly Consumption						
<b>Block</b>	<b>Rate/CCF</b>	<b>Accounts</b>	<b>Consumption/CCF</b>	<b>Revenue</b>		
0-10 CCF	\$1.67	1,294	8,817	\$14,724		
11-20CCF	\$5.69	2,302	35,227	\$200,442		
21-30CCF	\$5.69	1,549	58,091	\$330,538		
Over 30CCF	\$5.69	1,540	88,843	\$505,517		
<b>Total</b>		<b>6,685</b>	<b>190,978</b>	<b>\$1,051,220</b>		
<b>Total Average Summer Monthly Customer Revenue</b>				<b>\$1,775,519</b>		
In-City Variable Block Rate Schedule- Summer Sprinkling						
<b>Block</b>	<b>Rate/CCF</b>	<b>Accounts</b>	<b>Consumption/CCF</b>	<b>Revenue</b>		
0-10 CCF	\$1.16	1,480	8,817	\$10,228		
11-20CCF	\$2.50	1,812	35,227	\$88,068		
21-30CCF	\$3.50	1,228	58,091	\$203,319		
Over 30CCF	\$4.50	1,714	88,843	\$399,794		
<b>Total</b>				<b>\$701,407</b>	-\$22,892	-\$80,121

## Summer Water Rate Scenario 4

Mixed Rate Block

Out-of-City Variable Block Rate Schedule- Summer Sprinkling

<b>Block</b>	<b>Rate/CCF</b>	<b>Accounts</b>	<b>Consumption/CCF</b>	<b>Revenue</b>		
0-10 CCF	\$1.67	1,294	8,817	\$14,724		
11-20CCF	\$3.50	2,302	35,227	\$123,295		
21-30CCF	\$4.90	1,549	58,091	\$284,646		
Over 30CCF	\$6.86	1,540	88,843	\$609,463		
<b>Total</b>				<b>\$1,032,128</b>	<b>-\$19,093</b>	<b>-\$66,824</b>
<b>Total Average Summer Monthly Customer Revenue</b>				<b>\$1,733,535</b>		

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

<b>Department/Staff Contact:</b> Executive / Don Morrison	<b>Meeting/Workshop Date:</b> 8 May 2012	<b>Agenda Bill Number:</b> AB12-58
<b>Agenda Item Type:</b> Ordinance	<b>Ordinance/Resolution Number:</b> D12-58	<b>Councilmember Sponsor:</b>

**Agenda Subject:** Sewer Rates

**Full Title/Motion:** A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting Ordinance No. D12-58, Relating To Sewer Rates.

**Administrative Recommendation:** Approve

**Background Summary:** In 2010 the FSC Group, a noted utility rate consulting firm, reviewed the status of the City’s wastewater utility operational and financial requirements and recommended a significant rate increase in order to adequately meet the financial and operational needs of the wastewater utility; several rate increase options were presented to Council. Rather than increase general rates at that time the Council opted for an annual CPI adjustment to keep pace with inflation. The wastewater utility continues to have substantial operating and capital needs, including but not limited to: expansion of the wastewater treatment plant, compliance with state and federal water quality standards, a need to reduce inflow and infiltration, increased maintenance of aging wastewater infrastructure, and a need to meet cash flow and debt service requirements. This ordinance proposes to raise sewer rates approximately 10% per year for the next 4 years in order to improve the financial viability of the wastewater utility by implementing a general rate increase as previously recommended. Alternatives would be to implement a lower rate adjustment in the first years and a higher rate later on, or vice versa, or to stretch out the adjustment over a longer/shorter period.

**Attachments:** Ordinance D12-58

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
<b>Budget Explanation:</b> This would raise approximately \$345,000 per year			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>			
<b>Council Committee Review:</b>	Finance Committee Date: 24 April 2010	<b>Approvals:</b> Chair/Councilmember Councilmember Councilmember	<b>Yes No</b> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>
Forward to: Workshop for Discussion		<b>Consent</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No
<b>Commission/Board Review:</b>			
<b>Hearing Examiner Review:</b>			

<b>COUNCIL ACTION</b>	
Workshop Date(s): March 15, 2012, 1 May 2012	Public Hearing Date(s):
Meeting Date(s):	Tabled to Date:

**APPROVALS**

**Director:**

**Mayor:**

**Date Reviewed  
by City Attorney:  
(if applicable):**

**ORDINANCE NO. D12-58**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING CHAPTER 13.12 OF THE BONNEY LAKE MUNICIPAL CODE AND THE CORRESPONDING SECTION OF ORDINANCE NO. 1405 RELATING TO SEWER RATES.**

**WHEREAS**, in 2010 the FSC Group, a noted utility rate consulting firm, reviewed the status of the City’s wastewater utility operational and financial requirements and recommended a significant rate increase in order to adequately meet the financial and operational needs of the wastewater utility; and

**WHEREAS**, rather than increasing general rates at that time the Council opted for an annual CPI adjustment to keep up with inflation; and

**WHEREAS**, the City wastewater utility continues to have substantial operating and capital needs, including but not limited to: expansion of the wastewater treatment plant, compliance with state and federal water quality standards, a need to reduce inflow and infiltration, increased maintenance of aging wastewater infrastructure, and a need to meet cash flow and debt service requirements; and

**WHEREAS**, the Council now finds it necessary to improve the financial viability of the wastewater utility by implementing a general rate increase as previously recommended;

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

**Section 1.** BLMC Section 13.12.082 and the corresponding portion of Ordinance 1405 are hereby amended to read as follows:

**13.12.082 Sewer charges.**

A. Each single-family resident not requiring or using a city-owned grinder pump shall pay the following monthly fees for sewer services, effective on ~~January 1, 2011~~: July 1<sup>st</sup> of each year as follows:

Sewer availability charge = \$36.51  
Volumetric charge = \$2.27 per 100 cubic feet (CCF) of monthly water consumption

Charge	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
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Sewer availability charge	\$40.16	\$44.17	\$48.60	\$53.45
Volumetric charge per 100 cubic feet (CCF) of monthly water consumption	\$2.50	\$2.75	\$3.02	\$3.32

The volumetric charge shall be capped at 10 CCF per month. Sewer availability charges shall be billed monthly. Volumetric charges for single-family residences shall be billed bimonthly.

B. Each single-family resident using a city-owned grinder pump shall pay the following monthly fees for sewer services:

~~Sewer availability charge = \$43.80~~

~~Volumetric charge = \$2.27 per 100 cubic feet (CCF) of monthly water consumption~~

Charge	July 1, 2012	July 1, 2013	July 1, 2014	July 1, 2015
Sewer availability charge	\$48.18	\$53.00	\$58.30	\$64.13
Volumetric Charge per 100 Cubic Feet (CCF) of monthly Water Consumption	\$2.50	\$2.75	\$3.02	\$3.32

The volumetric charge shall be capped at 10 CCF per month. Sewer availability charges shall be billed monthly. Volumetric charges for single-family residences shall be billed bimonthly.

C. Discount for Senior Citizens and Disabled Persons. Owners of single-family residences who have qualified for real estate property tax exemption through the Pierce County assessor-treasurer's office on the basis of age and/or disability, and who present proof thereof to the appropriate authority of the city, shall qualify and be entitled to a reduced sewer rate as may from time to time be set by the city council and as established as a 20 percent reduction from the sewer availability charge.

D. Sewer Service Charges for Customers Other than Single-Family Residential. The volumetric charge shall be capped at eight CCF per month for multifamily residents. There shall be no cap for other customers covered by this subsection. Sewer charges for customers other than single-family residential shall be billed monthly.

E. In the event of a water leak, upon following procedures as set forth in BLMC 13.04.100(G), the adjustment to the volumetric portion of the sewer charge shall be two-thirds of that portion of the customer's water consumption bill which is over the average normal water usage. The adjustment shall be limited to the period of 90 days prior to the repair of the leak and inspection thereof; only one leakage adjustment will be allowed in any two-year period. Additional leaks will require on-site inspection and verification of repairs.

**Section 2.** Section 13.12.085 of the Bonney Lake Municipal Code and the corresponding portion of Ordinance 1278 is hereby repealed.

13.12.085 Annual rate adjustment.

Effective January 1st of each year, ~~beginning on January 1, 2009~~ 2016 the sanitary sewer rates listed in BLMC 13.12.082 shall be adjusted by the annual change in the most recent Seattle-Bremerton-Tacoma Consumer Price Index (Urban Consumers) published by the U.S. Department of Labor.

**Section 3. 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 4.** The Mayor is hereby authorized to implement such administrative procedures as may be necessary to carry out the directions of this legislation.

**Section 5. 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 8<sup>th</sup> day of May, 2012.

\_\_\_\_\_  
Neil Johnson, Jr., Mayor

ATTEST:

\_\_\_\_\_  
Harwood T. Edvalson, City Clerk, CMC

APPROVED AS TO FORM:

\_\_\_\_\_  
James Dionne, City Attorney

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

<b>Department/Staff Contact:</b> Admn Srvc / Edvalson	<b>Meeting/Workshop Date:</b> 8 May 2012	<b>Agenda Bill Number:</b> AB12-67
<b>Agenda Item Type:</b> Motion	<b>Ordinance/Resolution Number:</b>	<b>Councilmember Sponsor:</b>

**Agenda Subject:** Appointing the Voting Delegates to the 2012 Association of Washington Cities Annual Conference.

**Full Title/Motion:** A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Appointing Three Voting Delegates To The 2012 AWC Annual Conference.

**Administrative Recommendation:** None.

**Background Summary:** The City Council has the opportunity to designate three voting representatives to the business meeting of the 2012 AWC Annual Conference in Vancouver, WA. The voting delegates will have the opportunity to vote on the legislative positions the Association will take during the coming year, as well as any other official business presented for action of the delegates.  
**Attachments:** Delegate Designation Form

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
n/a			
<b>Budget Explanation:</b> There is no cost associated with this action.			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>			
<b>Council Committee Review:</b>	<i>Approvals:</i>	<b>Yes</b>	<b>No</b>
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:	<b>Consent Agenda:</b>	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<b>Commission/Board Review:</b>			
<b>Hearing Examiner Review:</b>			

<b>COUNCIL ACTION</b>	
Workshop Date(s):	Public Hearing Date(s):
Meeting Date(s): May 8, 2012	Tabled to Date:

<b>APPROVALS</b>		
<b>Director:</b> <i>HTE</i>	<b>Mayor:</b> <i>NHJ</i>	<b>Date Reviewed by City Attorney:</b> N/A (if applicable):



## 2012 Voting Delegates

City/~~Town~~ of Bonney Lake

Name:

Title:

Name:

Title:

Name:

Title:

**Association of Washington Cities**

**1076 Franklin St. SE**

**Olympia, WA 98501**

**360-753-4137**

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