

**CITY COUNCIL MEETING**

**April 28, 2015  
7:00 P.M.**

**AGENDA**



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

**Location:** Bonney Lake Justice & Municipal 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: None.
- D. Agenda Modifications

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

- A. Public Hearings:
  - 1. **AB15-59** – A Public Hearing Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Receive Citizen Comments On Proposed Resolution 2455, Declaring Surplus Property And Authorizing The Mayor To Sell Said Property Pursuant To BLMC 2.70.100(D). (Utility Vehicle)  
*[See Full Council Issues, Item B. for resolution and attachment.]*
- B. Citizen Comments:

*Citizens are encouraged to attend and participate at all Council Meetings. You may address the Mayor and City Council on matters of City business, or over which the City has authority, for up to 5 minutes. Sign-up is not required. When recognized by the Mayor, please state your name and address for the official record. Designated representatives recognized by the chair who are speaking on behalf of a group may have a total of 10 minutes to speak. Each citizen is allowed to speak only once during Citizen Comments.*
- C. Correspondence

*See p. 81*

**III. COUNCIL COMMITTEE REPORTS:**

- A. Finance Committee
- B. Community Development Committee

- C. Economic Development Committee
- D. Public Safety Committee
- E. 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.*

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- A. **Approval of Minutes:** April 7, 2015 Workshop.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:**  
 Accounts Payable checks/vouchers #70869-70919 (including wire transfer # 20150401, 20150402, and 20150403) in the amount of \$71,341.24.  
 Accounts Payable checks/vouchers #70920-70999 (including wire transfer # 20150404, 20150405, and 2015041301) in the amount of \$471,219.25.  
 VOIDS: 70976 – Utility Reimbursement check [Company that sent the payment creating the credit put a “stop payment” on the check].

- C. **Approval of Payroll:** Payroll for April 1st – 15th, 2015 for checks #32348-32368 including Direct Deposits and Electronic Transfers is \$ 458,038.57.

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- D. **AB15-17 – Resolution 2432** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Expressing The Intent To Adopt The Economic Vitality Element Of The Comprehensive Plan.

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- E. **AB15-43 – Resolution 2447** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Expressing The Intent To Adopt Ordinance D15-44 Amending The City’s Critical Area Code – Title 16 Division II BLMC And Shoreline Code – Title 16 Division III, And Authorizing The Submittal Of The Proposed Amendments To The Washington State Department Of Ecology.

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- F. **AB15-60 – Resolution 2456** – A Resolution Of The City Council Of The City Of Bonney Lake, Washington, Authorizing An Amendment To The Contract With Parametrix Engineering For The Lake Tapps Flume Trestle Rehabilitation Design.

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

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

**VII. ECONOMIC DEVELOPMENT COMMITTEE ISSUES:** None.

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

**IX. FULL COUNCIL ISSUES:**

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- A. **AB15-62 – Ordinance D15-62** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Ordinance No. 1512 And Section 12.12.051 Of The Bonney Lake Municipal Code Relating To Boat Trailer Parking Fees.

- p. 81        B.        **AB15-59 – Resolution 2455** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Declaring Surplus Property And Authorizing The Mayor To Sell Said Property Pursuant To Bonney Lake Municipal Code Chapter 2.70.100(D). (Utility Vehicle) [Pursuant to Public Hearing]
  
- p. 87        C.        **AB15-61 – Resolution 2457** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign A Labor Agreement With AFSCME Local 120 Representing The Public Works & General Government Employees, From January 1, 2015 Through December 31, 2017.

**X. 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.

**XI. ADJOURNMENT**

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

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



**CITY COUNCIL WORKSHOP**

**April 7, 2015  
5:30 P.M.**

**MINUTES**



*“Where Dreams Can Soar”*

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

- I. Call to Order** –Deputy Mayor Dan Swatman called the workshop to order at 5:30 p.m.
- II. Roll Call:** Administrative Specialist II Renee Cameron called the roll. In addition to Deputy Mayor Dan Swatman, elected officials attending were Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember James Rackley, and Councilmember Tom Watson. Councilmember Katrina Minton-Davis was absent from the workshop. Mayor Neil Johnson, Jr. arrived to the Workshop at 5:39 p.m.

**Councilmember Watson moved to excuse Councilmember Minton-Davis’ absence. Councilmember McKibbin seconded the motion.**

**Motion to excuse Councilmember Minton-Davis’ absence 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 Cherie Gibson, Police Chief Dana Powers, City Attorney Kathleen Haggard, and Administrative Specialist II Renee Cameron.

**III. Agenda Items:**

- A. Review of Draft Minutes:** March 17, 2015 Workshop, and March 24, 2015 Meeting.

The March 17, 2015 Workshop and March 24, 2015 Meeting minutes were forwarded to the April 14, 2015 Meeting for action, with minor corrections.

- B. Tabled for further discussion on 3/24/15:** AB15-36 – Ordinance D15-36 – Amending Chapter 5.08 of BLMC and the Corresponding Portions Of Ordinance Nos. 1236 and 1256 Related To Business Licenses.

Deputy Mayor Swatman thanked the Council for having further discussion on this issue. He spoke regarding his concerns in reviewing the number of businesses that do business in the City that do not have businesses and how onerous it would be for staff to track these businesses down. He said these businesses pay sales tax to conduct their business, regardless of whether they have a City business license. He suggested leaving the strike out in the proposed amendment to BLMC Section 5.08(C), but to include the words “or performing permitted activities”, to capture more revenue. He said he spoke with the Master Builders Association who said it would not be unusual for them, or their subcontractors, to be required to have a business license to do business within the City. Councilmember Rackley stated his concerns, but said he feels that if a business is conducting a lot of business in the City, then he believes it should pay a fee. He said it costs money to operate the City and feels a small fee is appropriate. Deputy Mayor Swatman said Council have made changes to City regulations to

provide for a better business climate. He thinks the real driver behind changing regulations should be to enhance businesses, not drive them away. Councilmember Watson said doesn't see what it would hurt to require a business license. Chief Financial Officer Gibson who advised that by adding "or" that it would exclude e-tailer businesses like Amazon. Councilmember Watson asked if the City will be reconsidering in the future whether to bring business licensing back in house. Deputy Mayor Swatman said he spoke with Chief Financial Officer Gibson said since the State charges nothing to oversee business licensing that she doesn't see the need to bring it back in-house. She said her biggest concern is the amount of money the City is leaving on the table by not charging internet businesses for a City business license. City Administrator Morrison said basically the proposed amendment would be to require businesses that require a permit, and it would capture some businesses, but not all. City Attorney Haggard clarified the language to state activities requiring a building or development permit, so it is clear what the permitted activities are. This item was forwarded to the April 14<sup>th</sup> Council Meeting for action.

**C. Council Open Discussion:**

White River Families First Coalition Program. Councilmember Lewis said he attended the March 23<sup>rd</sup> White River Families First Coalition (WRFFC) meeting at the Buckley Fire Station and wanted to inform Council, staff, and citizens of the program/group called Building Beyond the Walls, which puts skilled workers in charge of mentoring volunteers in learning the construction trade and build projects and items to help the community, they also work on getting the materials donated from local businesses. He said the next WRFFC meeting is scheduled for April 27<sup>th</sup>.

Daffodil Princess. Councilmember Lewis said he and the staff and students at Bonney Lake High School are all very proud of the fact that Bonney Lake High School has their first Daffodil Queen, Ashley Becker, who was crowned the 2015 Daffodil Queen. He said it is also exciting for the school as they are celebrating the 10 year anniversary of Bonney Lake High School.

Easter Events. Councilmember Watson said he attended the Easter Egg Hunt and the Hauling Eggs Event and was excited to see the amount of participants who attended both events. He said the community expressed their appreciation to the City for the event. Councilmember Rackley said it took one whole minute for the kids to hunt all of the eggs.

Leadership Conference. Councilmember Watson said he and Administrative Services Director Edvalson attended a leadership conference in Lacey on March 18<sup>th</sup>. He said topics of discussion included the next government work force, leadership styles, talent retention, how to improve the workplace, career management, and using tags on City equipment for advertising (sponsor) possibilities on City fleet, public works uniforms, water towers, banners, and reader boards. He said they also discussed possible ideas for gift cards for utility charge, and boat launch fees.

Mayor's Meeting. Mayor Johnson said he attended the Mayor's Meeting with Congressman Dave Reichert where discussion focused on streamlined sales tax, online sales tax versus physical sales tax, and legislation that is being worked on in this regard. Another topic was medical marijuana; which Congressman Reichert said he will not support, unless it is amended through the Federal Drug Administration. Mayor Johnson said cities are lobbying for sales tax from sales that occur in their cities. He said another big topic of discussion was

human trafficking, and that Congressman Reichert is leading legislation in this regard, and the Council may receive communications on this subject.

- D. **Discussion:** AB15-42 – Ordinance D15-42 – Amendment to Planning Fees – Design Review and Site Plan Review.

Senior Planner Jason Sullivan summarized the agenda bill and said these items are basically a clean-up item to clarify Ordinance No. 1505. This item was forwarded to the April 14, 2015 Meeting Consent Agenda.

- E. **Discussion:** City website update.

Councilmember Watson advised that he is not ready to discuss this item yet. Councilmember Lewis said he would like the City’s website to be something similar to City of Anacortes’ website.

- F. ~~**Presentation:** East Pierce Fire & Rescue Chief Jerry Thorson – Inlet Island Fire Station.~~  
[Tabled to be rescheduled at a future Workshop.]

- IV. **CLOSED/EXECUTIVE SESSION:** Pursuant to RCW 42.30.140(4)(b), the Council adjourned to a Closed Session at 6:07 p.m. for 15 minutes to discuss labor negotiations. The Council returned to chambers at 6:19 p.m. No action was taken.

- V. **ADJOURNMENT:**

**Councilmember Hamilton moved to adjourn the Workshop at 6:19 p.m. Councilmember Lewis seconded the motion.**

**Motion to adjourn approved 6 - 0.**

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Harwood Edvalson, MMC  
City Clerk

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Neil Johnson, Jr.  
Mayor

Items presented to Council for the April 7, 2015 Workshop: None

*Note: Unless otherwise indicated, all documents submitted at City Council meetings and workshops are on file with the City Clerk. For detailed information on agenda items, please view the corresponding Agenda Packets, which are posted on the city website and on file with the City Clerk.*



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

<b>Department/Staff Contact:</b> Community Development/ Jason Sullivan – Senior Planner	<b>Meeting/Workshop Date:</b> April 28, 2015	<b>Agenda Bill Number:</b> AB15-17
<b>Agenda Item Type:</b> Resolution	<b>Ordinance/Resolution Number:</b> <b>2432</b>	<b>Councilmember Sponsor:</b> Katrina Minton-Davis

**Agenda Subject:** Economic Vitality Element – Notice of Intent to Adopt

**Full Title/Motion:** A Resolution of the City Council of the City Of Bonney Lake, Pierce County, Washington, expressing the intent to adopt the Economic Vitality Element of the Comprehensive Plan.

**Administrative Recommendation:**

**Background Summary:** The City is currently updating its comprehensive plan and development regulations as required by RCW 36.70A.130. As part of this periodic review and update, the City has identified a number of changes that are required to ensure compliance with the Growth Management Act (GMA). In addition to the required changes, a number of optional changes have been proposed to be made as part of the update process.

An economic development element establishing local goals, policies, objectives, and provisions for economic growth and vitality was not one of the original mandatory elements when the State legislature adopted the GMA, but was added in March of 2002 as part of Second Substitute House Bill (SSHB) 2697. However, as part of SSBH 2697, the State also adopted RCW 36.70A.070(9) which provided that any requirement to add a new mandatory element to a local comprehensive is "...null and void until funds sufficient to cover applicable local government costs are appropriated and distributed by the state at least two years before local government must update comprehensive plans as required in RCW 36.70A.130." Since the State has not appropriated funds for the development of an economic development element, there is not a state mandate to have this element at this time.

While the GMA does not mandate the incorporation of an economic development element, the City must demonstrate that the Bonney Lake Comprehensive Plan is consistent with adopted Multi-Countywide Planning Policies and Countywide Planning Policies, which both contain policies related to economic development. The simplest way to demonstrate this compliance was with the inclusion of an Economic Vitality Element that meets the MPPs and CPPs, but is not required to include the items identified in RCW 36.70A.070(7).

The Economic Vitality Element builds on the *City of Bonney Lake Economic Development Study (2015)*. This study was completed by BERK Associates to bolster the City’s understanding of what economic sectors would flourish in Bonney Lake and what sectors would face significant challenges. The report also identified clear and direct goals and strategies that link a strong economy with business growth, the addition of new residents to the plateau and the continued sustainability of Bonney Lake’s high quality of life. This study was built upon the understanding that the City’s economy is intrinsically tied to City’s livability and quality of life, as well as the City’s image. A copy of this report is included with this agenda bill.

The Economic Vitality Element is divided into seven sections. The first section addresses the current socio-economic makeup of the City. The second section addresses the future economic prospects of the City. The third section addresses the City’s business and development climate. The fourth section discusses the City’s need to develop centers as part of the City’s economic development strategy. The fifth address the

role that the City's infrastructure improvements play in economic development. The policies in the element are meant to guide day-to-day City decisions on topics related to the economic development.

The adoption of an Economic Vitality Element is identified in the *2015 – 2016 Planning Commission Work Plan* adopted pursuant to Resolution 2423.

**Attachments:** Resolution 2432, Economic Vitality Element, and Planning Commission Recommendation Memo.

**BUDGET INFORMATION**

**Budget Amount                      Current Balance                      Required Expenditure                      Budget Balance**

**Budget Explanation:**

**COMMITTEE, BOARD & COMMISSION REVIEW**

**Council Committee Review:**

Date:

*Approvals:*

Chair/Councilmember

Councilmember

Councilmember

**Yes    No**


Forward to:

**Consent Agenda:**     Yes     No

**Commission/Board Review:**    Planning Commission – March 4, 2015 and April 8, 2015

**Hearing Examiner Review:**

**COUNCIL ACTION**

Workshop Date(s):    April 21, 2015

Public Hearing Date(s):

Meeting Date(s):

Tabled to Date:

**APPROVALS**

**Director:**

*John P. Vodopich, AICP*

**Mayor:**

**Date Reviewed**

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

**RESOLUTION NO. 2432**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON EXPRESSING THE INTENT TO ADOPT THE ECONOMIC VITALITY ELEMENT OF THE COMPREHENSIVE PLAN.**

**WHEREAS**, RCW 36.70A.130(4) requires the City of Bonney Lake to review and revise, if needed, its Comprehensive Plan and development regulations by June 30, 2015 to ensure compliance with the Growth Management Act (GMA) – Chapter 36.70A RCW; and

**WHEREAS**, the City Council passed Resolution 2379 directing staff to prepare amendments to the Comprehensive Plan consistent with the *Bonney Lake 2035 – Consistency Report*; and

**WHEREAS**, the Bonney Lake Planning Commission has reviewed the proposed amendments to the Comprehensive Plan related to the Economic Vitality on March 4, 2015; and

**WHEREAS**, the Bonney Lake Planning Commission conducted a public hearing on the proposed amendments to the Comprehensive Plan related to the Economic Vitality Element on April 8, 2015; and

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON DOES HEREBY RESOLVE AS FOLLOWS:**

The City Council of the City of Bonney Lake provides notice of its intent to adopt the Economic Vitality Element of the Comprehensive Plan, attached as Exhibit A.

**BE IT FURTHER RESOLVED**, that the City staff is directed to prepare the final version of the Economic Vitality Element of the Comprehensive Plan which will be brought back to the City Council for final consideration prior to June 30, 2015.

**PASSED** by the City Council and approved by the Mayor this 28th day of April, 2015.

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

AUTHENTICATED:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Kathleen Haggard, City Attorney

# Economic Vitality

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# 1. INTRODUCTION

*“Economic vitality is essential to ensure the continuous growth and development of Bonney Lake. Economic growth provides jobs and assures a stable tax base for a local community. In order to attract new commercial and industrial developments, Bonney Lake must develop a strategy for economic growth.”*

*Comprehensive Plan  
The City of Bonney Lake  
October 23, 1985*

In his book on economic development planning, Edward J. Blakely defines local economic development as "a process by which local government and/or community-based groups manage their existing resources and enter into new partnership arrangements with the private sector, or with each other, to create new jobs and stimulate economic activity in a well-defined economic zone."<sup>1</sup> However, the Growth Management Act (GMA) – Chapter 36.70A RCW provides a broader

definition economic development beyond the simple goal of simulating economic activity:

- **Economic development.** Encourage economic development throughout the state that is consistent with adopted comprehensive plans, promote economic opportunity for all citizens of this state, especially for unemployed and for disadvantaged persons, promote the retention and expansion of existing businesses and recruitment of new businesses, recognize regional differences impacting economic development opportunities, and encourage growth in areas experiencing insufficient economic growth, all within the capacities of the state's natural resources, public services, and public facilities

The GMA’s expand view of economic development is better defined as economic vitality. Economic vitality is a process to improve the economic well-being of the community that protects the physical environment, provides a healthy economy, encourages employment opportunities, improves the socio-economic opportunities for citizens, expands the local tax base, facilitates economic opportunity and encourages the efficient use of land. It recognizes growth cannot out pace a local jurisdiction’s availability to provide public services and facilities.

This theme of economic vitality is continued in the Puget Sound Regional Council’s (PSRC) adopted multicounty planning policies (MPPs) provide in VISION 2040, to guide the development of local comprehensive plans. The economic goals and policies in VISION 2040:

*“... promote a sustainable economy that creates and maintains a high standard of living and quality of life for all. To create stable and lasting prosperity, VISION 2040 focuses on businesses, people, and places, recognizing that growth management, transportation, economic, and environmental policies must be integrated, and must take social, economic, and environmental issues into account while preserving key regional assets.”*

Additionally, Pierce County’s adopted county-wide planning policies (CPPs) relating to economic development and employment support a more expansive view of economic development providing that one of the goals of the County is to:

“... achieve a prospering and sustainable regional economy by supporting business and job creation, investing in all people, sustaining environmental quality, and creating great central places, diverse communities, and high quality of life.” (CPP-Ec-1)

This Economic Vitality Element was developed to further implement the goals and policies of the GMA, the adopted MPPs and CPPs, build on the work of the Prosperity Partnership<sup>a</sup> and continue the nearly decade and half of work by the City of Bonney Lake to facilitate economic growth which includes the following:

- ***Bonney Lake Strategic Commercial Districts Plan*** (2001)

This plan was prepared by the MAKERS Architecture and Urban Design, in collaboration with David Evans and Associates and the LeLand Consulting Group. The Strategic Commercial Districts Plan concentrated on developing a “downtown” for Bonney Lake, and formed much of the basis for the Community Character Element of the Comprehensive Plan. The commercial areas of the City was separated into three proposed districts. One a “Civic Center Commercial District” (Downtown). The second the “Plaza Center District (“Midtown”). And the third the “Town Center Commercial District” (Eastown). Again, the majority of the study concentrated on the “Civic Center Commercial District” (Downtown)

- ***Bonney Lake Economic Development Plan: An Element of the Comprehensive Plan*** (2005)

This plan was prepared by the City of Bonney Lake in response to the amends to the GMA, in 2002 that called for local comprehensive plans to contain an Economic Development Element and to build on the Strategic Commercial Districts Plan prepared in 2001. The Economic Development Plan was based on input from many sources, including economic development meetings attended by local leaders. The Economic Development Plan included generic information about economic development; discussions regarding key economic sectors; overview of economic development models; a community and economic profile; and goals, objectives, policies, and actions for achieving economic development.

- ***Regional Economic Strategy for the Central Puget Sound Region*** (2012)

Prepared by the Prosperity Partnership, the regional economic strategy lays out a comprehensive game plan to grow jobs and economic activity throughout the central Puget Sound region in order to comply with the federal requirement to have a regional comprehensive economic development strategy and to serve as the economic functional plan of VISION 2040.

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<sup>a</sup> Created by the Puget Sound Regional Council (PSRC) in 2004, the Prosperity Partnership is a coalition of more than 300 government, business, labor and community organizations dedicated to improving long-term economic prosperity for the central Puget Sound region.

- **City of Bonney Lake Economic Development Study (2015)**

This study was completed by BERK Associates in support of the preparation of the Economic Vitality Element. The study was completed to bolster Bonney Lake’s economic development strategy by identifying clear and direct goals and strategies that link a strong economy with business growth, the addition of new residents to the plateau, and the continued sustainability of Bonney Lake’s high quality of life. This study was built upon the understanding that the City’s economy is intrinsically tied to City’s livability and quality of life, as well as the City’s image.

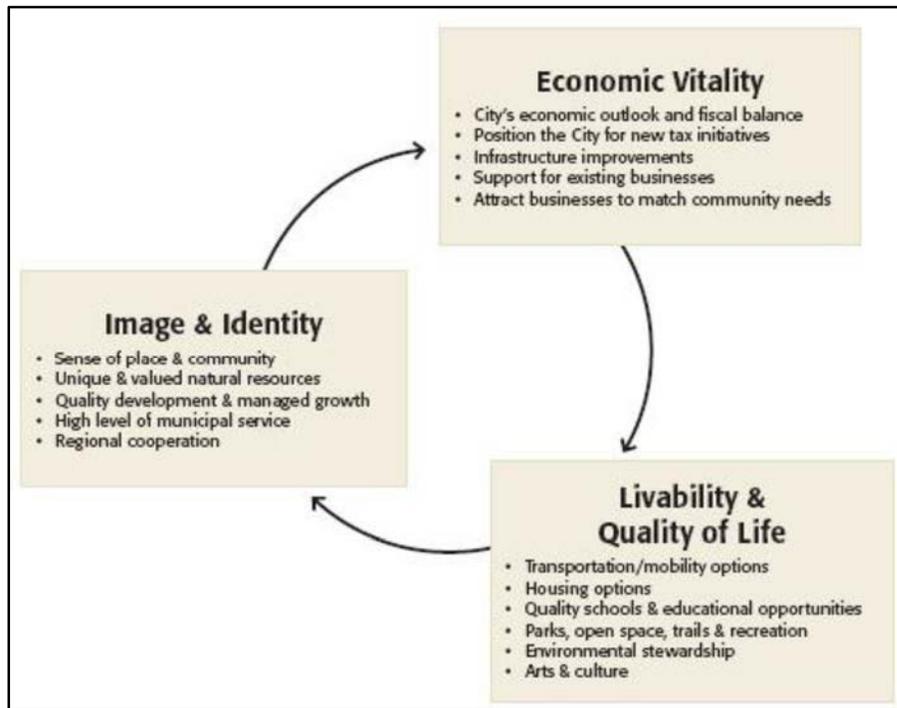


Figure 4-1: Relationship of Livability and Economic Vitality<sup>2</sup>

The Element is divided into seven sections. The first section addresses the current socio-economic makeup of the City. The second section addresses the future economic prospects of the City. The third section addresses the City’s business and development climate. The fourth section provides discusses the City’s need to develop centers as part of the City’s economic development strategy. The fifth address the role that the City’s infrastructure improvements play in economic development. The policies in the Element are meant guide day-to-day City decisions on topics related to the economic development.

## 2. VISION

Bonney Lake is an economically self-sustaining community that is the commercial center of the plateau by being competitive, resilient, and attractive to private and public investments. Retention of existing businesses and development of new businesses is actively supported in order to create robust commercial districts attractive to residents and visitors. This economic vitality promotes jobs, balances growth with the preservation of the City’s scenic resources, enables residents to enjoy a high quality of life, and sets the standard for long-term economic sustainability.

### 3. ECONOMIC PROFILE

Topics covered in this economic profile include taxable revenues, retail surplus and leakage, composition of the job base, occupation of Bonney Lake’s residents, and lifestyle information. Demographic information related to population size, ethnic makeup of the community, age, generational cohorts, job to housing ratio, and education attainment can be found in the Community Development Element.

#### 3.1 TAXABLE REVENUES

Key indicators of the economic health and vitality of the jurisdiction’s tax bases is the total amount collected and diversity of those taxable revenues.<sup>b</sup> Bonney Lake’s total taxable sales in 2013 was 156% higher than the average of four of the comparable cities<sup>c</sup> and equal to Covington’s total taxable sales.

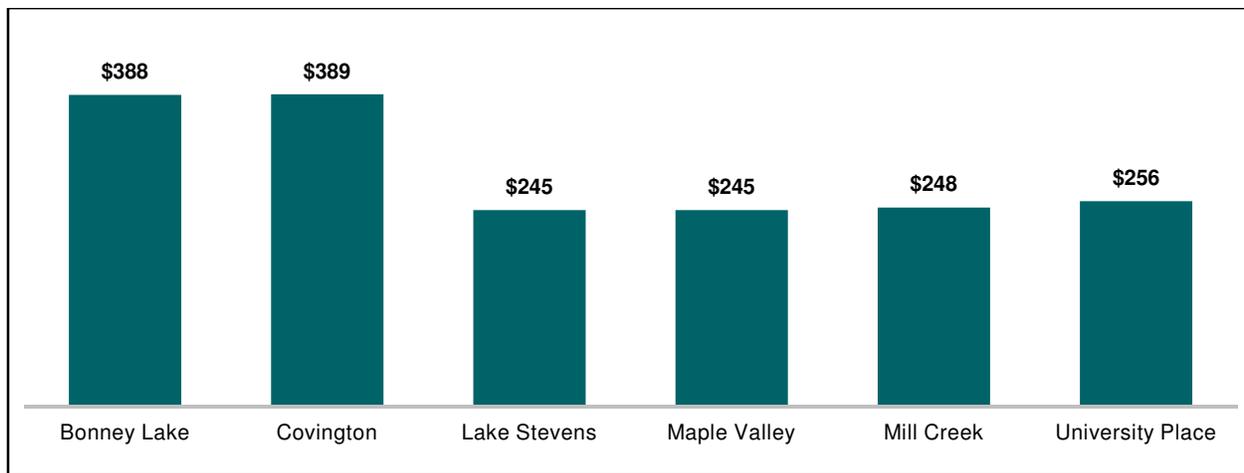


Figure 4-2: Total 2013 Taxable Retail Sales for Comparable Cities in Millions

Between 2003 and 2006, Bonney Lake experienced significant growth in the City’s total taxable sales, which was slightly eroded during the Great Recession. Between 2010 and 2012, the City’s total taxable sales remained flat and slightly below pre-recession levels. In 2013, Bonney Lake’s total taxable sales recaptured gains lost during the Great Recession and were 10% higher than pre-recession levels.

<sup>b</sup> Total taxable revenue is the total revenue collected by a business on which sales taxes are paid as compared to total sales tax collection which is the amount that is collected by a jurisdiction based on the tax rate multiplied by the total taxable revenue.

<sup>c</sup> Comparable cities are jurisdictions that similar to Bonney Lake and used to provide context for the information. This cities were selected six criteria which looked at the location and makeup of the community. More information on the selection of these cities can be found in the Introduction Chapter of the Comprehensive Plan.

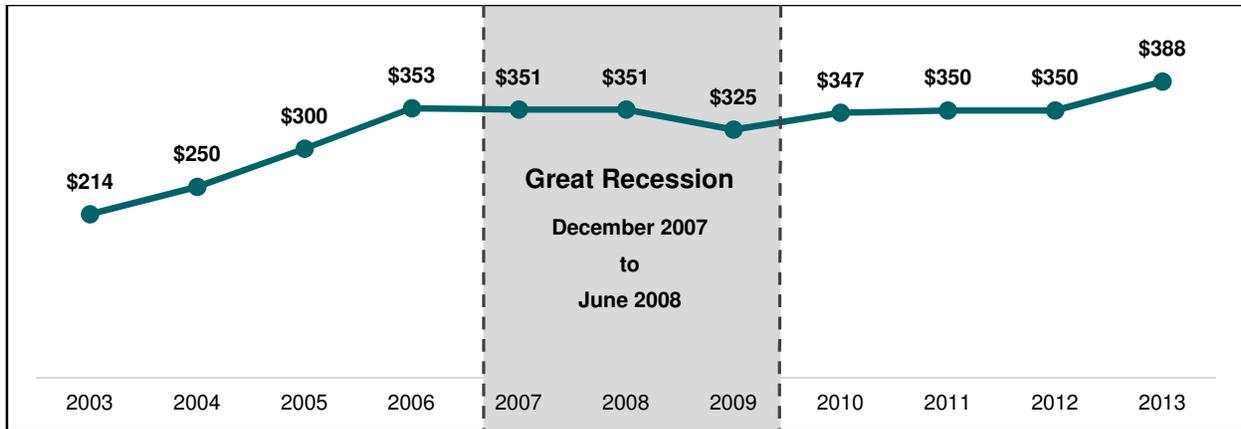


Figure 4-3: Total Taxable Sales in Millions 2003 – 2013<sup>3</sup>

Bonney Lake’s current taxable sales are significantly homogenous with retail sales accounting for 78% of the total taxable sales within the City. Professional Services account for 10% of the total taxable sales, while construction and resource management accounts for 9%. The smallest portion of Bonney Lake’s taxable sales come from Manufacturing – Warehousing, Transportation, Utility (WTU); accounting for only 3% of the overall sales. Bonney Lake’s total retail sales (TRS) is nearly double that of all of the comparable cities; except for one.

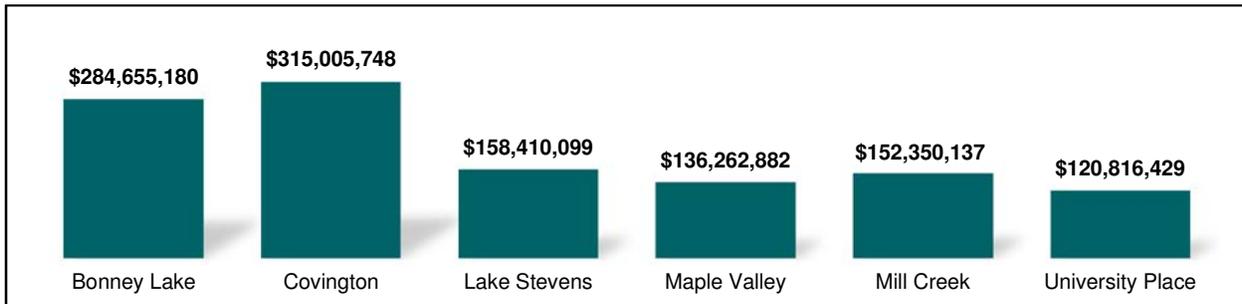


Figure 4-4: 2013 Total Retail Sales<sup>4</sup>

This stratified tax base results in a higher TRS per capita which is more than triple that of three of the comparable cities. However, Bonney Lake’s TRS per capita is half of Puyallup’s TRS per capita and is about a third less than Sumner’s TRS per capita. The primary reason for this discrepancy is the car dealerships located in each of these jurisdictions, which accounts for over a third of Puyallup’s TRS and nearly half of Sumner’s TRS.



Figure 4-5: 2013 Total Retail Sales Per Capita

## 3.2 RETAIL SURPLUS AND LEAKAGE

Retail demand relates to the volume of retail purchases made by local residents, whether made in the local trade area or elsewhere. Supply is defined as the volume of retail sales activity actually experienced by local businesses.

In some communities, the volume of sales will outstrip locally generated demand, creating a retail surplus meaning that a community's trade area is capturing the local market plus shoppers not living within the trade area. Having a retail surplus does not necessarily translate into a lack of market share for new retailers as communities can have clusters of destination retail stores that have a geographical appeal larger than the trade area.

In conditions where demand outstrips supply, retail sales leakage occurs as local residents travel outside the immediate trade area to shop; indicating areas of unmet demand. However, there could be a strong competitor in a neighboring trade area that dominates and captures that demand. For example, Puyallup and Sumner have a significant number of car dealership that capture the demand from Bonney Lake's trade area, which translates into a retail leakage, but not necessary unmet demand that the City could capitalize on to increase retail sales.

This retail surplus and leakage analysis examines the retail market for the City and the City's trade area to identify possible retail opportunities. The Bonney Lake trade area is larger than the incorporated boundaries of the City and contains approximately 63,000 people. The trade area for this analysis was defined as the individuals living within the geographical area that is within a ten (10) minute drive of the intersection of 192<sup>nd</sup> Avenue East and State Route 410.

A leakage index was developed to identify leakages and surpluses for each of the categories of retail. The individual retail categories are based on the North American Industrial Classification System<sup>d</sup> (NAICS), which is used by the Washington State Department of Revenue to report total retail sales for each category listed below.

The index is based on the statewide average per capita total retail sales for each NAICS category which was multiplied by the population of the trade area to calculate the potential sales for each NAICS category within in trade area. The potential retail sales is divided by the actual retail sales for that NAICS category to calculate the ratio that is used in the index.

In interpreting the ratio in the leakage index, a value of 1.00 indicates equilibrium meaning that the demand and sales are in balance. A value of 0.80 or less means that demand exceeds sales indicating that

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<sup>d</sup> NAICS stands for the North American Industry Classification System (NAICS) and is the standard used by Federal statistical agencies in classifying business establishments and consist of a 2-digit through 6-digit hierarchical classification system, offering five levels of detail. Each digit in the code is part of a series of progressively narrower categories, and the more digits in the code signify greater classification detail.

consumers are leaving the trade area. A value of 1.20 or greater means that sales exceeds demands which indicates that consumers are coming from outside the trade area.

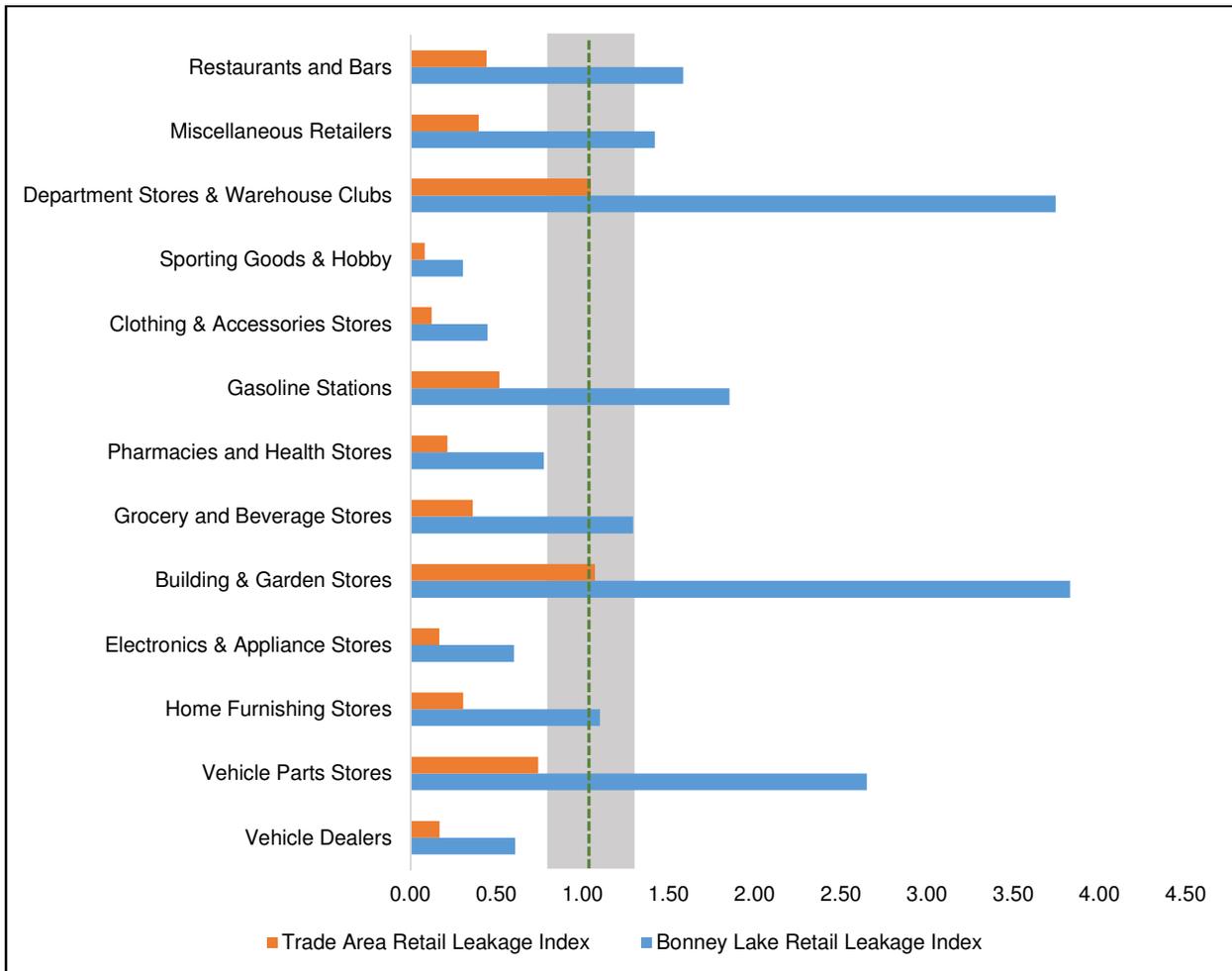


Figure 4-6: Retail Leakage Analysis

### 3.3 JOB BASE AND WAGES

According to the Puget Sound Regional Council’s 2013 *Land Use Targets* (September 2013), which is based on the 2010 Census data, Bonney Lake’s largest employment base is in the Retail and Food Service sectors which accounts for 50% of the jobs within Bonney Lake, which is the highest out of all of the comparable cities and the counties. Professional services (e.g. doctors, lawyers, financial institutions, architects, etc.) account for 30% of the employment base in Bonney Lake. The remaining 20% of the City’s employment base consist of Educational Services: K- 12 (9%), Government/Higher Education (5%), Construction (5%) and Manufacturing/WTU (1%).

*“Create opportunities for diverse employment compatible with Bonney Lake’s environment.”*

*Comprehensive Plan  
The City of Bonney Lake  
October 23, 1985*

Due to the City’s high concentration of retail and service employment which are typically minimum wage jobs. As a results the average wages paid to individuals employed in Bonney Lake is lower than the average wage in Pierce County and Washington State. The average wage paid to employees in Pierce County’s is \$44,541 and the statewide average is \$53,029.<sup>5</sup> In Bonney Lake nearly 70% of the employees working within the City have annual wage that is lower than the average wage in Pierce County and Washington State.

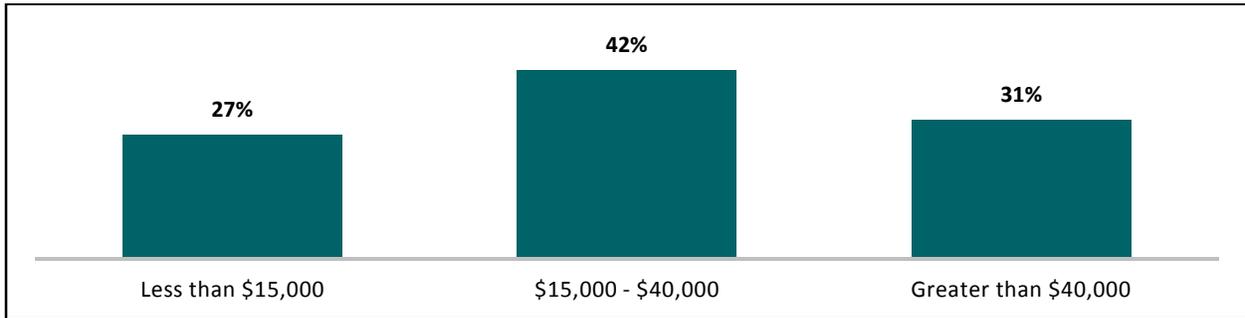


Figure 4-7: Bonney Lake Wages<sup>6</sup>

The lower average wages means that some individuals employed in Bonney Lake do not meet the Self-Sufficiency Standard which is defined as the amount of income required to meet basic needs differentiated by family type and location without the help from public subsidies (e.g. public housing/housing assistances, Medicaid, SNAP/WIC, child care assistance) or private/informal assistance (e.g. unpaid babysitting by a relative or friend, food from food banks, or shared housing).<sup>7</sup> It is difficult to determine the exact number of families work in the City that do not meet the Self-Sufficiency Standard as the amount of income needed is highly depended on family type. For example, the annual self-sufficiency wage for a single adult is \$22,754 as compared to the annual self-sufficiency wage for a single adult with a child which is between \$44,135 and \$58,472.<sup>8</sup> Families that have two parents, both working, and one kid require annual self-sufficiency wage between \$26,312 and \$41,808 per adult.<sup>9</sup>

**Goal EV-1: Expand socio-economic opportunity for the citizens of Bonney Lake.**

*Policy EV-1.1: Recruit business enterprises that will provide residents with employment wages at or above county median income levels.*

*Policy EV-1.2: Encourage institutions of higher education to create online or satellite educational and training programs that are readily available to Bonney Lake citizens, or within reasonable commuting distance.*

*Policy EV-1.3: Work with other public agencies and private interests, including the Tacoma-Pierce County Economic Development Board (EDB), Sumner and Derringer School Districts, Chamber of Commerce, and others to promote employment and occupational training and advancement programs and job placement skills.*

*Policy EV-1.4: Work with other public agencies and private interests to promote daycare services and facilities for pre-school children, before and after school latch-key children, and special populations including elderly and handicapped adults to support working household members.*

*Policy EV-1.5: Work with other public agencies and private interests to create interactive and linked websites listing employment opportunities in local companies and businesses and for local residents.*

*Policy EV-1.6: Identify and encourage existing and new activities that will reduce job deficiencies in occupational categories; provide horizontal (ability to change jobs at the same pay level) and vertical (ability to advance in the same job category) job mobility; increase per capita income; and reduce unemployment to acceptable levels.*

### 3.4 RESIDENT OCCUPATIONS

**“Employment opportunities near Bonney Lake are increasing as new industries locate in the Kent, Auburn, and Sumner Valleys. During the past four years many new industrial plants have located in Auburn and Kent, and major industrial employers in Sumner have increased their employment. This trend is continuing, and will affect population growth in Bonney Lake.”**

*Plan for Bonney Lake, Washington  
May 2, 1964*

However, while the wages for people employed within the City are lower than average in Pierce County, the average income of households living in Bonney Lake is \$77,432 which is significantly higher than the average household income in Pierce County which is \$59,105. This high average household income is due to the number of residents that are employed outside of the City.

Table 4-1 below provides the percentage of residents employed in each of the two digit (NAICS) sector codes and identifies which regional industry clusters<sup>e</sup> may include jobs from that NAICS sector. The figure also provides the PSRC grouping of employment.<sup>f</sup> It is difficult to determine exactly what percentage of Bonney Lake residents are employed in

each of the industry clusters as the data available to the City only provides employment information at the NAICS two digit sector code. Whereas, the cluster groups in the *Regional Economic Strategy for the Central Puget Sound Region* (Regional Economic Strategy) are based on the six digit national identity NAICS code and includes employment within a number of NAICS sectors.

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<sup>e</sup> An industry cluster as defined *Regional Economic Strategy for the Central Puget Sound Region* as geographical concentration of interconnected business and organizations. The ten key industry clusters (Aerospace, Business Services, Clean Technology, Information Technology, Life Science and Global Health, Maritime, Military, Philanthropies, Tourism and Visitors, and Transportation and Logistics) were selected based on the size of the employment within the cluster, industry dynamism (how much and how quickly a cluster is changing), and location quotient (concentration of that type of employment in the region relative to the United States).

<sup>f</sup> PSRC’s classification scheme is based on the NAICS but grouped into a different classification system that includes Manufacturing; Warehousing, Transportation, and Utilities (WTU); Finance, Insurance, and Real Estates (FIRE); Service Industries; Construction and Resource; Retail Government; and Education.

NAICS Code	NAICS Description	Residents Employment by NAICS Sector	Regional Economic Strategy Industry Cluster	PRSC Grouping
11	Agriculture, Forestry, Fishing and Hunting	0.78%	Maritime	Construction and Resource
21	Mining, Quarrying, and Oil and Gas Extraction	0.06%		
22	Utilities	0.29%	Clean Technology	Wholesale Trade, Transportation, and Utilities
23	Construction	7.69%	Clean Technology	Construction and Resource
31 - 33	Manufacturing	12.94%	Maritime	Manufacturing
			Clean Technology	
			Aerospace	
			Information Technology	
			Life Science and Global Health	
42	Wholesale Trade	6.17%	Maritime	Wholesale Trade, Transportation, and Utilities
			Aerospace	
			Information Technology	
			Life Science and Global Health	
44 - 45	Retail Trade	11.37%	Information Technology	Retail Trade
48 - 49	Transportation and Warehousing	6.44%	Transportation and Logistics	Wholesale Trade, Transportation, and Utilities
			Maritime	
			Tourism and Visitor	
51	Information	1.92%	Information Technology	Services
52	Finance and Insurance	2.57%	Business Services	Finance, Insurance, and Real Estate
53	Real Estate and Rental and Leasing	1.56%	Transportation and Logistics	
			Business Services	
54	Professional, Scientific, and Technical Services	3.30%	Clean Technology	Services
			Business Services	
			Information Technology	
			Life Science and Global Health	
55	Management of Companies and Enterprises	1.20%		

NAICS Code	NAICS Description	Residents Employment by NAICS Sector	Regional Economic Strategy Industry Cluster	PRSC Grouping
56	Administrative and Support and Waste Management and Remediation Services	4.65%	Clean Technology	Services
			Tourism and Visitor	
61	Educational Services	8.90%		Education
62	Health Care and Social Assistance	11.93%	Life Science and Global Health	Services
71	Arts, Entertainment, and Recreation	1.95%	Tourism and Visitor	
			Business Services	
72	Accommodation and Food Services	6.20%	Tourism and Visitor	
81	Other Services (except Public Administration)	4.32%	Philanthropies	
92	Public Administration	5.76%		Government

Table 4-1 Resident Employment Percentage by NAICS Sector<sup>10</sup>

The general nature of the employment in the top six communities commuted to by Bonney Lake residents is provided below:

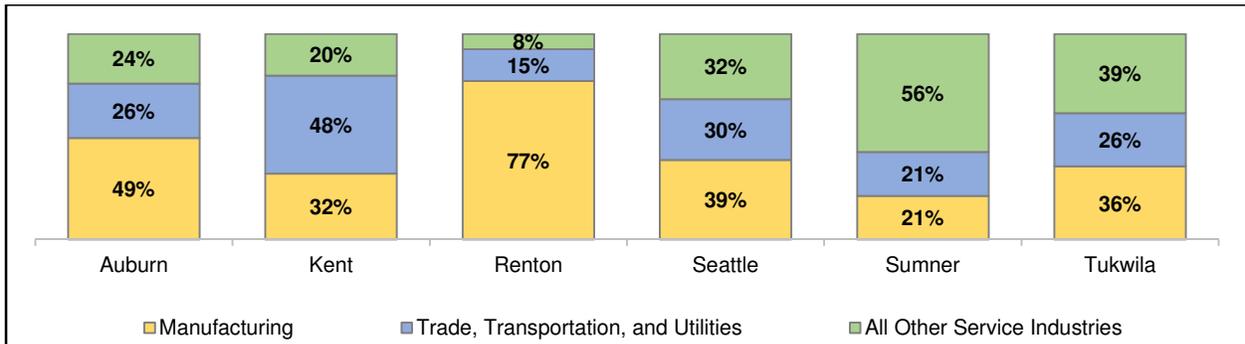


Figure 4-8: Employment Industry for Commuting Bonney Lake Residents<sup>11</sup>

Residents commuting to Auburn, Kent, Renton, Seattle and Tukwila are overwhelming commuting for jobs at which they earn an annual salary over \$40,000.



Figure 4-9: Annual Individual Job Salary for Commuting Bonney Lake Residents<sup>12</sup>

The City's quality of life will be important to continue to attract individuals employed in these regional industry clusters to the live in Bonney Lake. Quality of life is a political concept often used to describe an individuals or groups satisfaction with a residential location based on number of factors which can include traffic, crime, availability of open space and parks, quality of local public schools, job opportunities, and housing affordability.<sup>13</sup>

Bonney Lake's semi-rural setting, proximity to recreational offerings, local access to a variety of goods and services, and relative housing affordability are key factors related to Bonney Lake's quality of life.<sup>14</sup> Bonney Lake is also considered one top ten best place for homeownership in the Washington.<sup>15</sup> The high importance of housing affordability is evident in PSRC's 2014 *Puget Sound Travel Study*, which clearly identified affordability as the most significant factor influencing where individuals chose to live in the Puget Sound region.

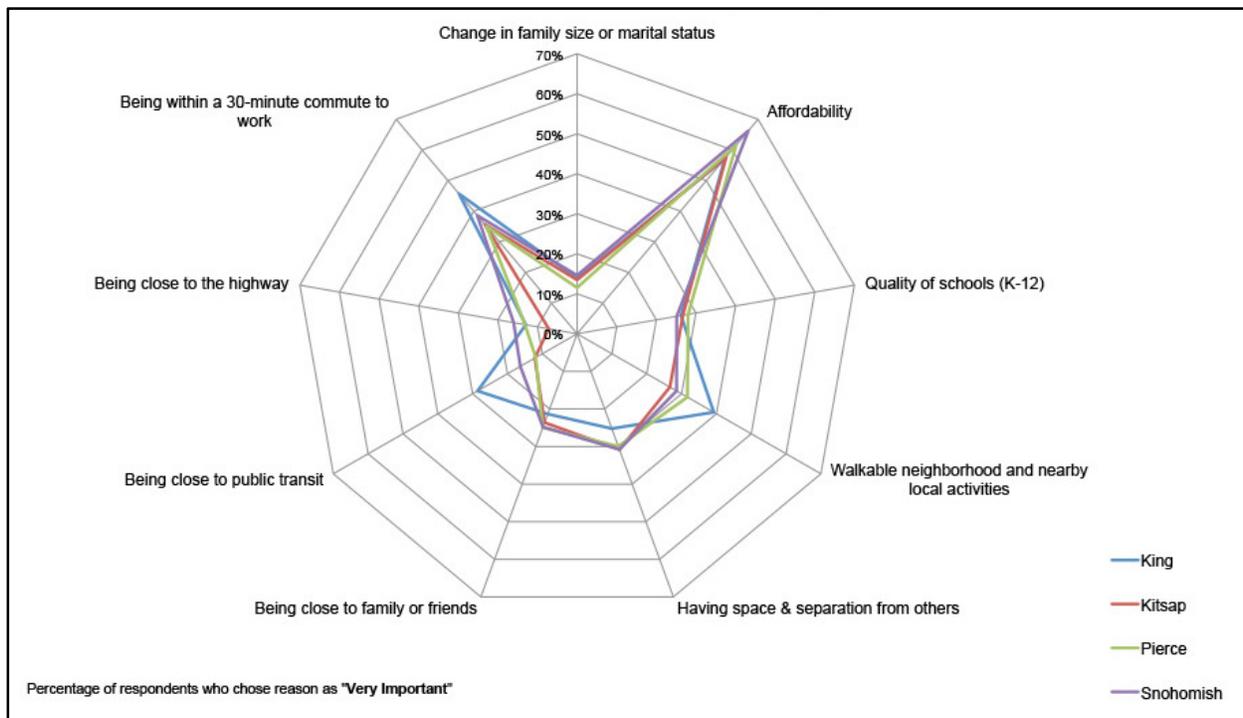


Figure 4-10: Reason for Residential Choice by County<sup>16</sup>

As population gains are the main driver behind Bonney Lake's large retail sector and ultimately its overall economic development, maintaining its high quality of life is an important consideration for future economic development planning. To help maintain and enhance Bonney Lake's quality of life, the following areas are priorities for the City to make continued investments: traffic mobility; recreational amenities including parks and trails; creating some type of city or civic center; and improving the look and feel of the SR 410 retail corridor<sup>17</sup>

**Goal ED-2: Enhance and maintain Bonney Lake’s residential quality of life as an economic development strategy, capitalizing on Bonney Lake’s affordability, recreational amenities, and scenic resources in order to attract people to live and work within the City.**

*Policy ED-2.1: Promote the proximity of Lake Tapps, Crystal Mountain, and Mount Rainier as part of business recruitment and marketing efforts.*

*Policy ED-2.2: Maintain and increase City investment in public amenities that contribute to high quality of life for Bonney Lake residents, including parks, public spaces, civic gather places, sidewalks and streetscapes.*

*Policy ED-2.3: Utilize design guidelines to improve the City’s physical environment and make the City an attractive destination.*

*Policy ED-2.4: Develop a system of sidewalks, bicycle lanes and trails to provide pedestrian and bicycle connection between residential neighborhoods, parks, civic gathering spaces and centers.*

## 4. FUTURE ECONOMIC PROSPECTS

Looking toward the future, Bonney Lake’s population is forecast to experience continued strong growth with an anticipated population of 28,654 by 2035. This would represent an additional 10,134 residents from the 18,520 estimated in 2014 and a 55% overall increase. It is anticipated that the population growth moving forward will follow the residential pattern of past growth; namely, the addition of more single family homes whose residents commute outside the City for work. Furthermore, The Tehaleh master planned community south of Bonney Lake is anticipated to bring 11,160 people to the area by 2035. Development in Tehaleh is planned to occur across two phases.

The increased population base will act as a potential catalyst for some new economic sectors to develop including medical and health services, professional services, and potentially higher education. These occupational groups are expected to add the most jobs in the Puget Sound region with these four groups projected to add somewhere between 18,000 and 23,000 jobs in the central Puget Sound over the next four years.<sup>18</sup> It can be expected that growth in these economic sectors on the plateau will be captured by Bonney Lake as it has an established retail and commercial core upon which to build.

However, even with the increase population, development of general office and industrial/warehousing economic sectors in Bonney Lake would be face significant challenges given the areas peripheral location, relative isolation of Bonney Lake’s transportation network from major transportation nodes, and lack of rail infrastructure.

## 4.1 RETAIL AND PROFESSIONAL SERVICES

In the near term, these new residents within the City and the surrounding area will have a positive impact on Bonney Lake's retail and personal service sectors, as they look to Bonney Lake to satisfy their retail and service needs.

In the long term, retail development in Tehaleh likely consisting of neighborhood retail serving the demand for daily goods (grocery and some retail, restaurant, and services sectors) will have some impact on these types of providers, but it is anticipated that there will be little opportunity to compete with Bonney Lake's regional retailers based on the relatively small size of the Tehaleh population and the established nature of Bonney Lake's regional retail base; therefore, Bonney Lake's current role and success as the retail center for the plateau will continue as both the City's and nearby population increase over time.<sup>19</sup>

*"It is desirable to provide sufficient space, in appropriate locations, to meet the demands for Bonney Lake's present and future needs for modern commercial and business services."*

*Plan for Bonney Lake, Washington  
May 2, 1964*

*&*

*Comprehensive Plan  
The City of Bonney Lake  
October 23, 1985*

The one exception will be auto dealers. While increases in population on the plateau will generate more demand for cars, the tendency for car dealers to form clusters, the peripheral location of Bonney Lake in the region, and the proximity of Bonney Lake to the existing Puyallup dealership cluster west of the plateau combine to act as an overall disincentive for new auto dealerships to open in Bonney Lake.<sup>20</sup> As a result, it is anticipated that there is limited potential growth in the auto dealer economic sector. However, there may be an opportunity to add additional RV dealers in Easttown in support of a growing population with potential for building a regional RV cluster.

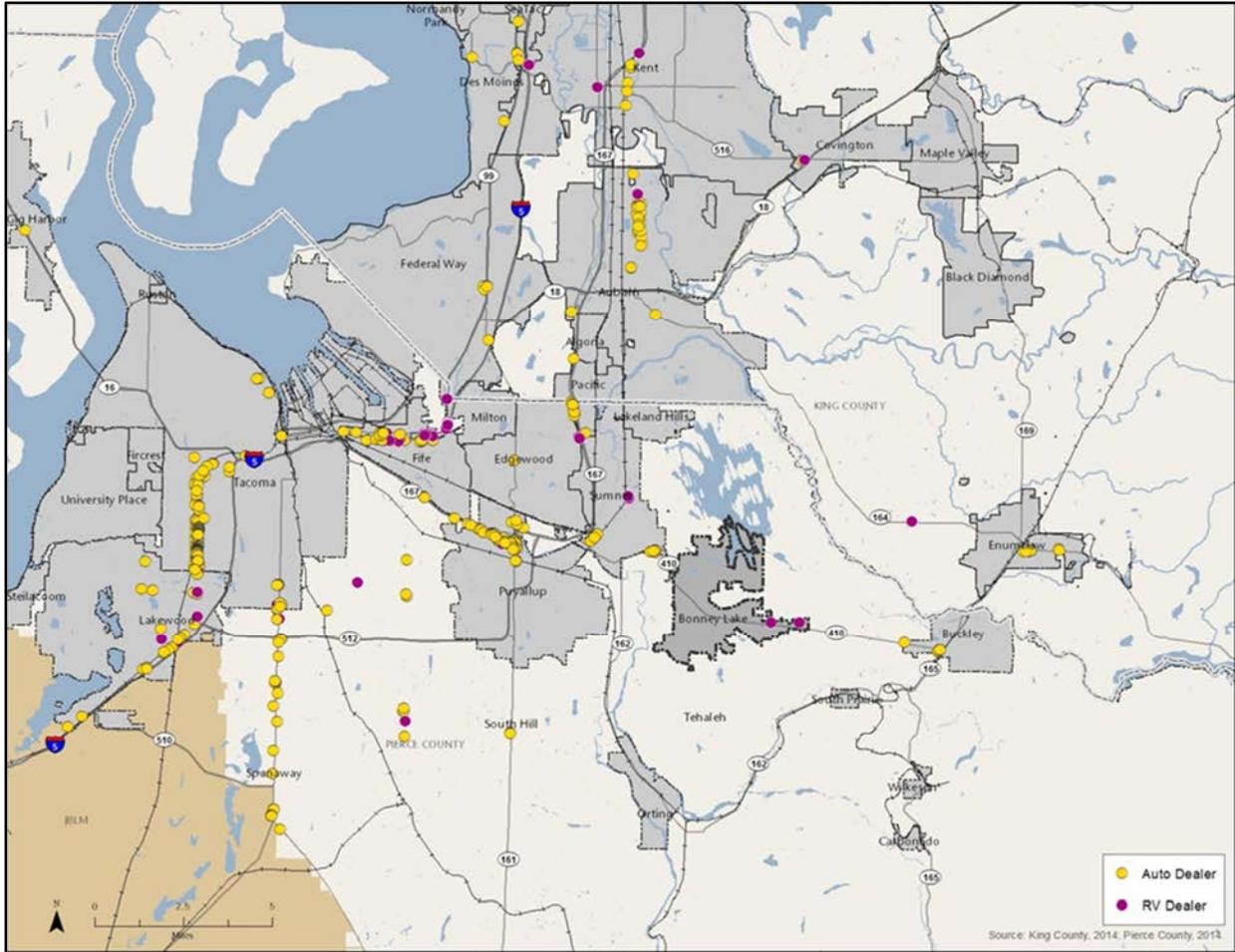


Figure 4-11: Regional Auto and RV Dealers<sup>21</sup>

Similar to retail services, growth medical and health services is linked the population growth. From a wage perspective, medical and health services pay higher wages than retail and would be a desirable complement to the current high concentration of retail jobs in Bonney Lake. As the population of Bonney Lake increases, along with the development of Tehaleh there will be more regional demand for medical, dental, and other health services, creating an opportunity for Bonney Lake.<sup>22</sup>



## 4.2 HIGHER EDUCATION

Currently there are no higher education facilities or operations either in Bonney Lake or on the plateau. Regionally, there are three higher education facilities near the plateau: Pierce College Puyallup, a stand-alone community college located west of Bonney Lake; a satellite campus of Green River Community College in Enumclaw; and a satellite campus of Clover Park Technical College in South Hill.

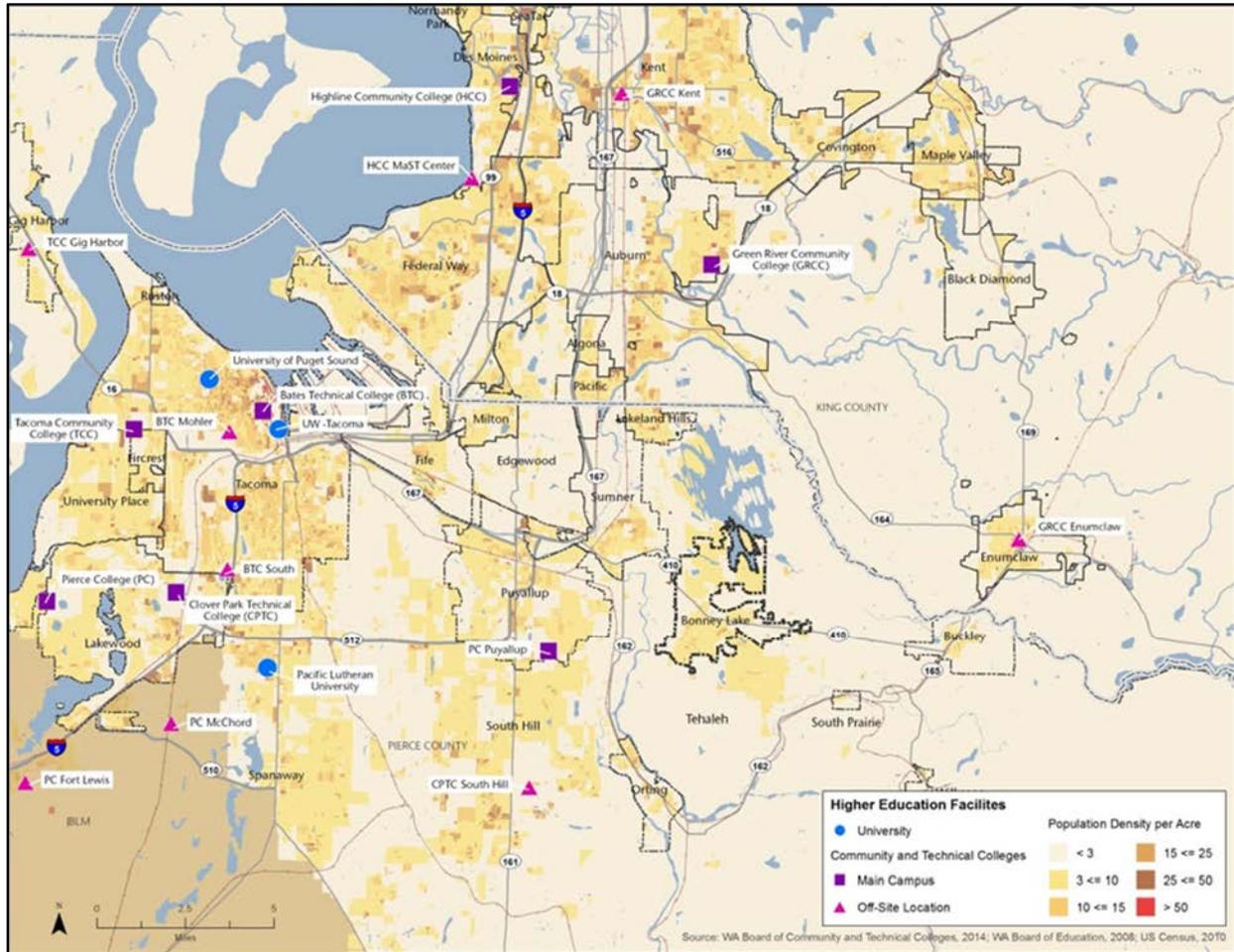


Figure 4-13: Higher Education Facilities<sup>24</sup>

Regional population and demographic trends help drive the location decisions behind locating a new traditional two-year community college campus. Although population growth on the plateau over the next 20 years will be significant and could support a branch or potentially a full campus of a technical or community college, based on current population trends, a new community college would more likely be located in southeast rather than northeast Pierce County.<sup>25</sup> Therefore, realizing the potential in this economic sector would require a long-term and committed strategy on the part of the City involving relationship building and recruitment.

**Goal EV-4: The City will strive to have higher and technical educational opportunities available to all residents within Bonney Lake.**

*Policy EV-4.1 Build relationships community colleges and technical colleges in order to develop a long-term strategy to locate a technical college, community college extension, or training programs within Bonney Lake.*

### 4.3 OVERNIGHT LODGING

There are currently no hotels or motels located in Bonney Lake as hotels and motels typically concentrate along major highways and close to larger population and employment centers. Bonney Lake's lack of major employers or employment centers that would create workweek demand for overnight lodging is likely to prohibit overnight lodging development as regional visitors and overnight guests, who tend to travel on weekends, are not sufficient to support a hotel or motel on their own.<sup>26</sup>

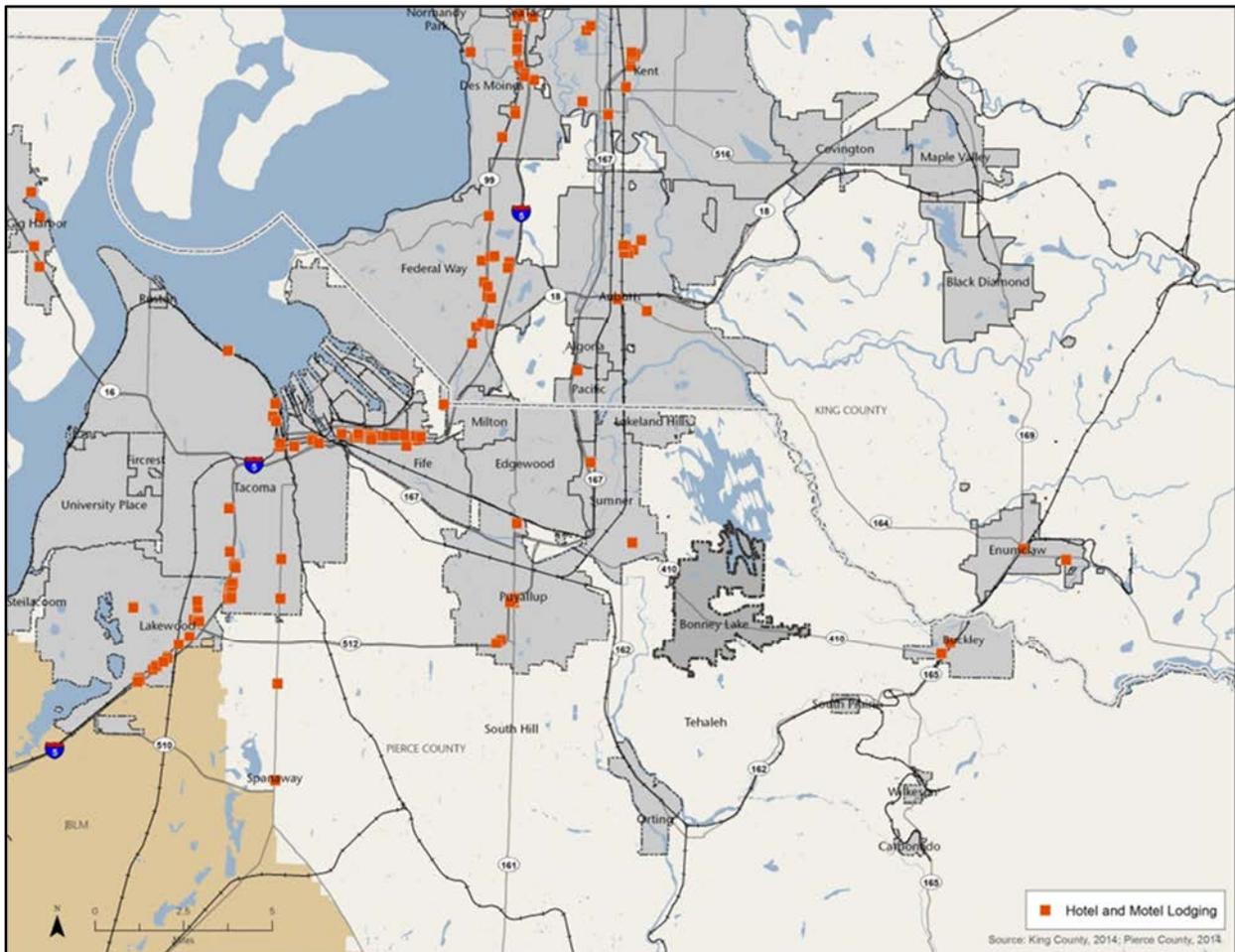


Figure 4-14: Regional Hotel and Motel Locations<sup>27</sup>

## 4.4 GENERAL OFFICE

There is currently a limited amount of office building space in Bonney Lake, which appears to consist of professional service firms (financial and tax services, attorneys, etc.) that serve the local and regional population. There are small pockets of office space located along SR 410, but the majority of larger office spaces in the region remain concentrated in either established urban centers, employment centers, or along major highway and transit routes. Large employers who occupy large amounts of office space tend to locate along major transit corridors and within urban hubs. From this perspective, Bonney Lake is currently positioned at a comparative disadvantage regionally in terms of attracting large office-based employers.<sup>28</sup>

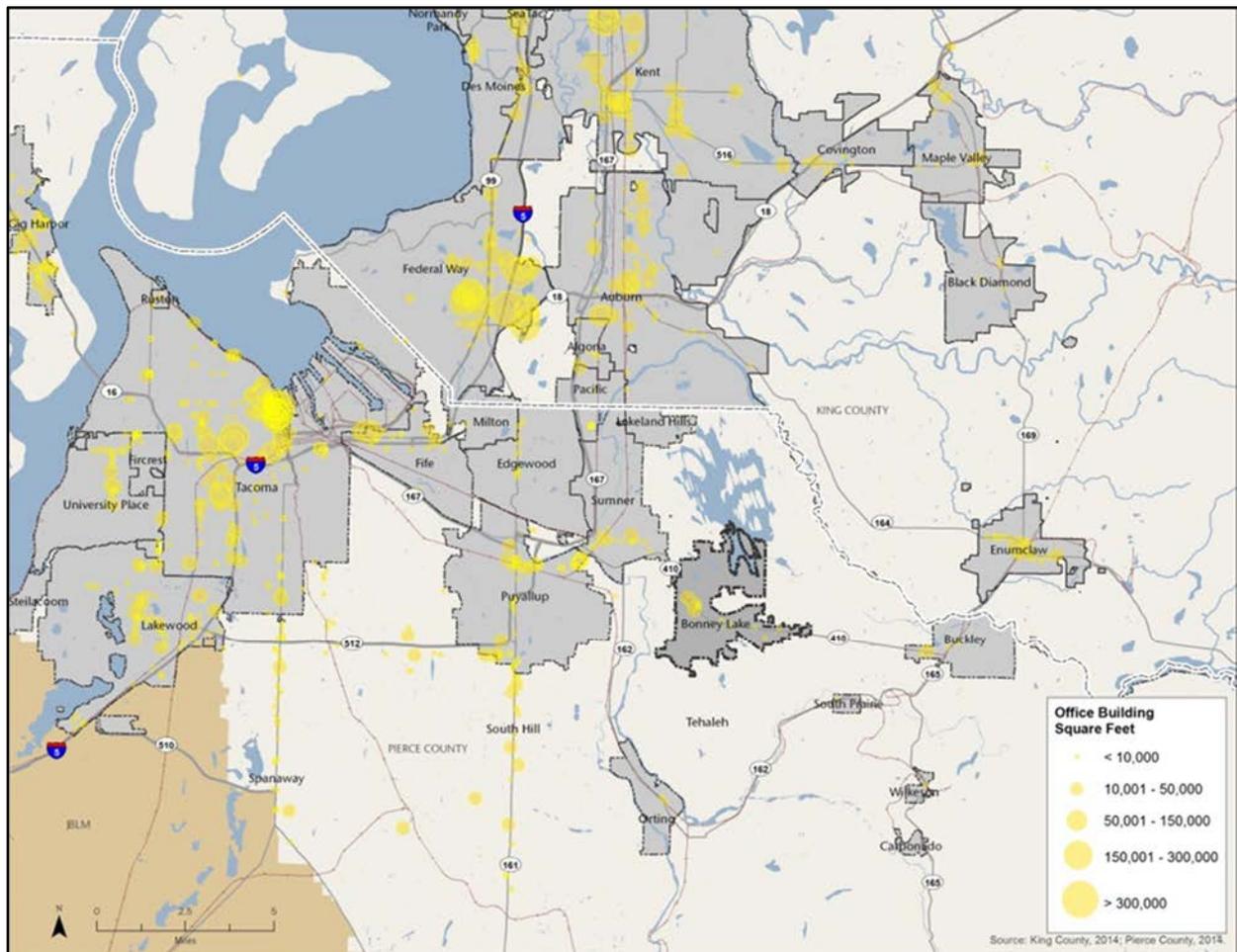


Figure 4-15: Office Space in Bonney Lake Region<sup>29</sup>

Opportunities do exist to increase Bonney Lake’s professional service offices as the City and regional population grows. Medical and health services, a subset of the office sector, offer additional opportunities for growth (see discussion of Medical and Health Services earlier.)

## 4.5 MANUFACTURING /INDUSTRIAL AND WAREHOUSING

Manufacturing/industrial and warehouse economic activity in the region is located along established major transportation routes, especially railways and port facilities, and are generally found in geographic clusters reflecting underlying zoning. Manufacturing/industrial and warehouse facilities are often located near one another as can be seen in Sumner Industrial Park, Kent Valley, Auburn Valley, and the Port of Tacoma.

Bonney Lake currently has a very small amount of warehousing and manufacturing/industrial economic activity. Given the historic absence of railways, relative isolation from major transportation routes, and limited number of large, industrially zoned developable parcels, future growth in the manufacturing/industrial and warehousing sector is expected to be negligible within Bonney Lake.<sup>30</sup>

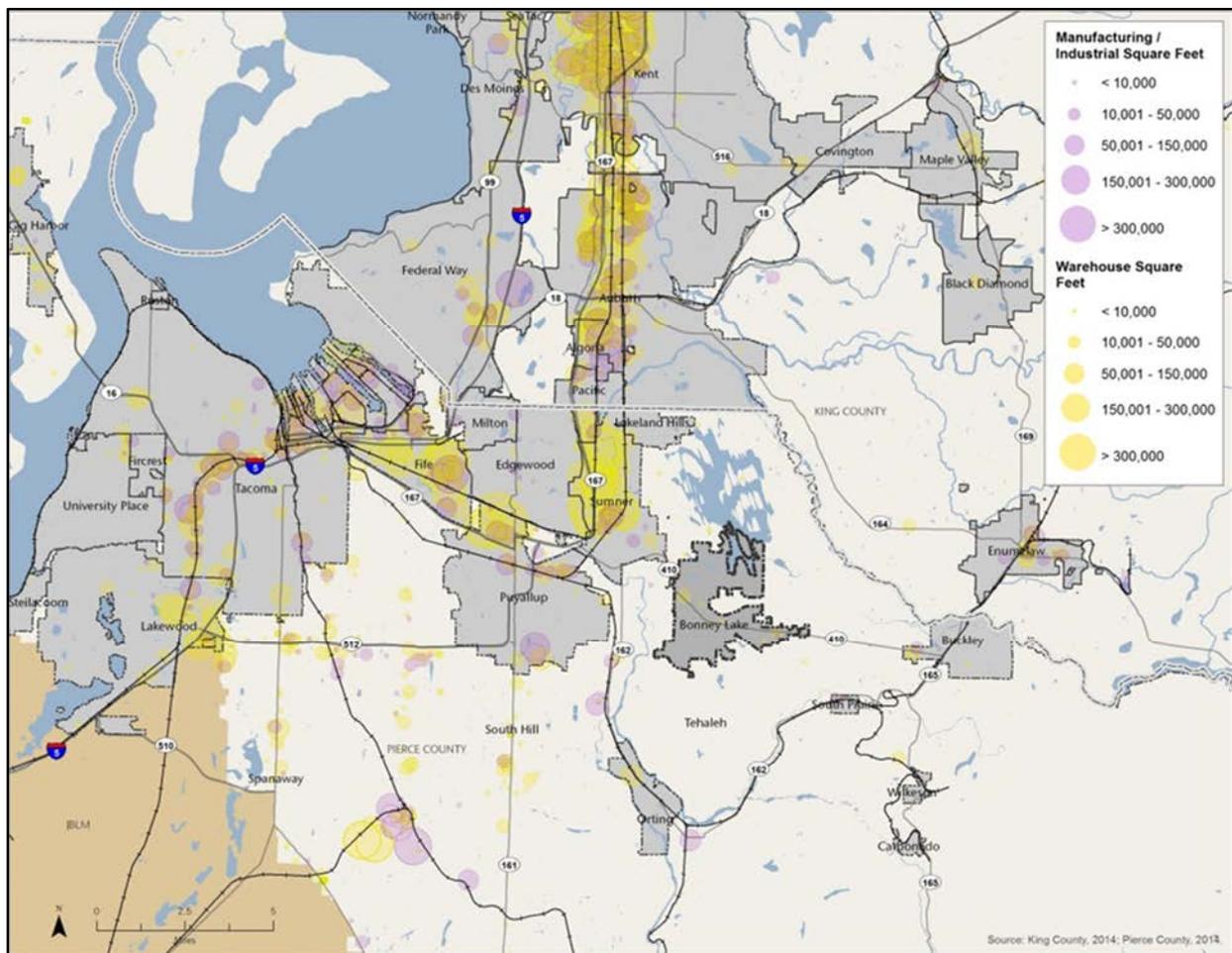


Figure 4-16: Manufacturing/Industrial and Warehouse Activity<sup>31</sup>

Bonney Lake has greater opportunities for growth in the light industrial sector, which can be supported by the development of “flex tech” spaces – large, open space buildings that can be configured in flexible formats to accommodate a variety of uses. Easttown may be particularly well suited to such uses, which can add diversity to Bonney Lake’s economy and job base.

## 5. BUSINESS CLIMATE

Every year there is a limited pool of money that will be spent in Central Puget Sound Region and Pierce County by businesses to either expand current operations or to enter a new market. Unfortunately, no one knows the exact amount that is in this pool or where the funds will be spent. For Bonney Lake this means that the City must compete with other communities in the Central Puget Sound Region and Pierce County to attract businesses that provide jobs for residents, as well as to recruit businesses that offer goods and services needed and desired by the community.

While a local jurisdiction cannot fully control a number of the factors used by business to determine where to invest (e.g. the availability of skilled workers, location of a City in relationship to the regional transportation systems, or the number of residents meeting certain demographic criteria), a jurisdiction can help to attract new business and retain existing business by creating a positive business climate by:

- Ensuring that the cost for development (e.g. permit fees, impact fees, connection charges, taxes, etc.) is equal to the benefit received by the business and community.
- Providing quality of public services and facilities.
- Ensuring development review process is reasonable, predictable and stable development regulation.
- Building the social capital of existing business by facilitating interactions between business by supporting organizations like the Bonney Lake Chamber of Commerce and Beautify Bonney Lake.

When the factors not controlled and controlled by the City align, Bonney Lake has a powerful advantage in the marketplace. Bonney Lake must take a facilitative approach to encouraging business investment, study options for development fees, and communicate the City's interest in business growth. This will help to ensure that when there is an opportunity for investment between similar communities in the area, the City will be the preferred location.

A positive economic climate cannot be accomplished without the sustained efforts of numerous parties. Many factors are beyond the city's control, such as the educational resources allocated by the Sumner School District, or the housing investment decisions made by the private sector. Additionally, by virtue of being an incorporated city in Pierce County, the City is included in a variety of county-wide and regional economic development efforts, including those of the Puget Sound Regional Council, Prosperity Partnership, the Pierce County Regional Council, the Port of Tacoma, the Economic Development Board of Tacoma-Pierce County, and the Pierce County Economic Development Division.

Given a community will to maintain a strong economy, the City can act in a leadership role to communicate the importance of a positive business climate and work with others to achieve it.

**Goal EV-5: Establish a supportive climate that encourages the retention of existing businesses and encourages business investment in the community.**

*Policy EV-5.1: Promote economic development as a City priority, tied directly to the City's ability to serve residents and businesses well. Ensure City staff members have appropriate understanding of the City's economic development interests and their individual roles in contributing.*

*Policy EV-5.2: Promote a customer-service orientation in development services that facilitates development that is aligned with the community's vision and land use regulations.*

*Policy EV-5.3: Clearly establish and communicate the community's vision for Bonney Lake as a whole, as well as for major sub-geographies, to provide the local business community with clear direction on the appropriateness of various types of development in different parts of the City.*

*Policy EV-5.4: Ensure that taxes, fees, and dedications assessed as part of the development review process do not become an undue obstacle to economic growth.*

*Policy EV-5.5: Enforce development regulations in a consistent, objective manner, encouraging and facilitating investment that adheres to these policies.*

*Policy EV-5.6: Promote public understanding of the City's positive development climate and desire for business investment, both within the local business community and for the general public.*

*Policy EV-5.7: Consider the use of organizational and financial tools to leverage private sector resources in accomplishing the city's economic development and land use vision.*

*POLICY EV-5.8: Facilitate economic development in commercial areas through public/private partnerships if the activity is consistent with the city's adopted policies, if there is a compelling public benefit, and if there is an acceptable level of risk.*

## 6. CENTERS

The development of local and regional centers is the critical component of implementing *Vision 2040*, *Metropolitan Transportation Plan* and the *Regional Economic Strategy*. The development of the four centers in Bonney Lake will provide access to a diverse collection of services, shopping, recreation, and jobs, would further the goals of *Vision 2040*, *Metropolitan Transportation Plan* and the *Regional Economic Strategy*, facilitate economic

*"Promote a mixed use center that will provide a unique and attractive setting, and act as a major focal point for civic, retail, and commercial activities in Bonney Lake."*

*Comprehensive Plan  
The City of Bonney Lake  
October 23, 1985*

development, foster an enhanced sense of community for residents and help better define Bonney Lake's overall identity. The *City of Bonney Lake Economic Development Study* (2015), prepared by BERK

Consulting identified discussed how the City's centers play a role in economic development and actions the City should consider to facilitate development within these centers. Below is the information that was provided by BERK:

### ***Downtown***

As described in the 2007 Downtown Plan, elements of good urban design can be used to shape the built environment Downtown to help create a stronger sense of place. Main components of the plan include a civic center, central plaza, and retail core ringed with commercial, residential, office, and mixed-use buildings with the potential for creating multiple story structures. It is envisioned that the central plaza would be Bonney Lake's most public space with a capacity to serve several thousand visitors from across the plateau for formal events and casual socializing. For example, the central plaza could be used as the host location for a farmer's market and community events similar to Bonney Lake Days. To help advance the creation of a more defined downtown core, the City should actively facilitate communication and coordination with landowners and businesses.

To facilitate the redevelopment of Downtown as a focal point for the community with pedestrian-scale development and retail diversity, the City should create opportunities for boutique retail and restaurants that add diversity and foster a sense of place. Pursuing this strategy will help achieve the goals of creating a community gathering space and reinforce the creation of a sense of identity for Bonney Lake.

### ***Midtown***

In the Midtown Center, the City should focus on quality corridor development and encourage pedestrian connections between commercial areas and adjacent neighborhoods. Examples of creating a quality corridor include sidewalks, pedestrian amenities near commercial nodes, improvements in the design of street medians and the use of art to improve the experience of the space. Development along State Route 410 should be encouraged to be accessible both from the highway and from adjacent local streets (i.e. don't "turn your back" to the neighborhood).

In support of this strategy, future development nodes should be planned to help break up the 410 corridor considering locations based upon future Tehaleh traffic flow. Models of similarly sized cities successfully addressing access and street design include Kenmore, Bothell, and Shoreline. Enhancements to the Midtown retail corridor along SR 410 are strategic investments that would help maintain Bonney Lake's role as the retail center of the plateau.

### ***Eastown***

The City should maintain a long-term view of development in Eastown allowing for flexibility in uses (e.g. flex-tech office space as discussed above). The long-term view of Eastown includes continued infrastructure investment and incentives to encourage additional development.

## Lake Tapps

In the Lake Tapps Center, the City should maintain existing concentration of higher residential development with consideration of possible changes in zoning to support higher density housing with the potential for mixed-use development. In addition, the City should help foster retail development that facilitates recreational use of Lake Tapps and nearby parks (e.g. restaurants, small scale retail, equipment rentals, etc.). City ownership of property in the Lake Tapps sub-area provides flexibility for additional action toward place making.

**Goal EV-6: Implement subarea plans for Downtown, Midtown, Eastown, and Lake Tapps centers to ensure a balanced mix of jobs and businesses, and to enhance Bonney Lake’s built environment.**

*Policy EV-6.1: Establish a regular review and update cycle for the Downtown, Midtown, and Eastown Subarea Plans to keep these plans current with emerging economic trends and changing development conditions in Bonney Lake.*

*Policy EV-6.2: Ensure the vision statements of the Downtown, Midtown, and Eastown Subarea Plans each promote a particular mix of businesses and define land uses that are most appropriate and desirable for each subarea.*

*Policy EV-6.3: Ensure the policies and standards of the Downtown, Midtown, and Eastown Subarea Plans establish distinct identities for each subarea and for Bonney Lake as a whole.*

## 7. INFRASTRUCTURE DEVELOPMENT

One of the City’s other critical economic development roles is to plan, design, and build the infrastructure that support the City’s continued development. By adopting a investing in the necessary infrastructure to support this desired land use, the City lays the foundation upon which development can occur.

Every other year, Bonney Lake updates the City’s CIP, and thus is able to respond to changing development pressures and needs. This allows the City to grow gracefully, to meet the needs of both existing neighborhoods and new development.

Likewise, the City encourages the deployment of private sector infrastructure, such as telephone, electricity, and natural gas distribution systems, to meet the needs of development. When new infrastructure needs emerge, such as broadband and wireless communication systems, the City encourages the extension of these services to residences and businesses.

As areas mature and market conditions change, new challenges and opportunities arise and the City undertakes planning activities to help areas adjust. By doing this basic task well, Bonney Lake is able to infrastructure development to help attract and retain the specific types of economic development desired, while protecting neighborhoods from the impacts of unplanned growth.

One of the biggest infrastructure issues that the City must address, in addition to water and sewer service, is the transportation network; especially State Route (SR) 410. This state highway serves both as the primary thoroughfare and artery into and out of Bonney Lake and as the main commercial and retail corridor for the City and plateau. There are few alternative routes to travel in and out of Bonney Lake with limited public transit service. With the majority of residents commuting to and from Bonney Lake for work, it is anticipated that current traffic loads on SR 410 will only increase as population on the plateau continues to grow in the future and could negatively affect Bonney Lake's residential quality of life, attractiveness to new businesses, and overall economic development.

**Goal EV-7: Provide well planned, maintained, and high quality public infrastructure that supports business and community growth.**

*Policy EV-7.1: Coordinate with the Washington Department of Transportation (WSDOT) to plan for access improvements and infrastructure maintenance in the SR 410 corridor.*

*Policy EV-7.2: Partner with local businesses to identify infrastructure conditions that pose obstacles to economic growth.*

*Policy EV-7.3: Maintain updated plans for water, sewer, stormwater, and transportation infrastructure to ensure that the facilities necessary to serve desired commercial growth are in place.*

**Endnotes:**

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- <sup>1</sup> Blakely, E. (XXXX). *Planning Local Economic Development: Theory and Practice*. p. 58.
  - <sup>2</sup> BERK Consulting Inc. (January 2015). *City of Bonney Lake Economic Development Study – Final Report*. Prepared for the City of Bonney Lake.
  - <sup>3</sup> Washington State Department of Revenue's Local Sales and Use Taxable Retail Sales retrieved on March 19, 2014 from <http://dor.wa.gov/content/aboutus/statisticsandreports/TID/StatisticsReports.aspx?query=localsalesnaics>
  - <sup>4</sup> *ibid.*
  - <sup>5</sup> Vleming, J. (2014) Pierce County Profile. Prepared for the Washington State Employment Security Department. <https://fortress.wa.gov/esd/employmentdata/reports-publications/regional-reports/county-profiles/pierce-county-profile>. Accessed on February 27, 2015.
  - <sup>6</sup> U.S. Census Bureau. (2011) Longitudinal Employer – Household Data: Origin-Destination Employment Statistics. <http://lehd.ces.census.gov/data/>
  - <sup>7</sup> Pearce PhD, Diana M. (November 2014) *The Self-Sufficiency Standard for Washington State 2014*. Prepared for Workforce Development Council of Seattle-King County.
  - <sup>8</sup> *ibid.*
  - <sup>9</sup> *ibid.*
  - <sup>10</sup> U.S. Census Bureau. (2011) Longitudinal Employer – Household Data: Origin-Destination Employment Statistics. <http://lehd.ces.census.gov/data/>

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- <sup>11</sup> U.S. Census Bureau. (2011) Longitudinal Employer – Household Data: Origin-Destination Employment Statistics. <http://lehd.ces.census.gov/data/>
- <sup>12</sup> *ibid.*
- <sup>13</sup> Myers, D. (1988). Building Knowledge about Quality of Life for Urban Planning , Journal of the American Planning Association, 54:3, 347-358
- <sup>14</sup> BERK Consulting Inc. (January 2015). *City of Bonney Lake Economic Development Study – Final Report*. Prepared for the City of Bonney Lake.
- <sup>15</sup> Olsen, C. (February 28, 2014). *Best Places for Homeownership in Washington*. NerdWallet. <http://www.nerdwallet.com/blog/cities/best-cities-homeownership-washington/>. Accessed on June 27, 2014.
- <sup>16</sup> Puget Sound Regional Council. (January 22, 2015). *PSRC study: Affordability top factor in where to live*. Regional View: News from the Puget Sound Regional Council. <http://blog.psrc.org/2015/01/psrc-study-affordability-top-factor-in-where-to-live/>.
- <sup>17</sup> BERK Consulting Inc. (January 2015). *City of Bonney Lake Economic Development Study – Final Report*. Prepared for the City of Bonney Lake.
- <sup>18</sup> Prosperity Partnership. (July 2012). *Regional Economic Study for the Central Puget Sound Region: Strategy*. Prepared for the Puget Sound Regional Council.
- <sup>19</sup> U.S. Census Bureau. (2011) Longitudinal Employer – Household Data: Origin-Destination Employment Statistics. <http://lehd.ces.census.gov/data/>
- <sup>20</sup> *ibid.*
- <sup>21</sup> BERK Consulting Inc. (January 2015). *City of Bonney Lake Economic Development Study – Final Report*. Prepared for the City of Bonney Lake.
- <sup>22</sup> *ibid.*
- <sup>23</sup> *ibid.*
- <sup>24</sup> *ibid.*
- <sup>25</sup> *ibid.*
- <sup>26</sup> *ibid.*
- <sup>27</sup> *ibid.*
- <sup>28</sup> *ibid.*
- <sup>29</sup> *ibid.*
- <sup>30</sup> *ibid.*
- <sup>31</sup> *ibid.*



# Memo

**Date** : April 8, 2015  
**To** : Mayor and City Council  
**From** : Grant Sulham, Planning Commission Chair  
**Re** : **Resolution 2432 – Economic Vitality Element**

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The City of Bonney Lake is required to review and, if needed, update its Comprehensive Plan and development regulations to ensure compliance with the Washington State Growth Management Act (GMA), Chapter 36.70A RCW, by June 30, 2015 pursuant to RCW 36.70A.130. This periodic review and update of the City’s Comprehensive Plan and development regulations is necessary to ensure that the City’s Comprehensive Plan and development regulations reflect current laws, local needs and goals, and new data. The GMA does not exempt any portion of a comprehensive plan or development regulation from being subject to review and evaluation as part of the required period update. Annual amendments made to a comprehensive plan typically focus on specific sections or changes, but the periodic update is required to assess the plan as a whole.

The Planning Commission finds that the proposed Economic Vitality Element will ensure consistency between the state law, Vision 2040, the Pierce County Countywide Planning Policies, and the Bonney Lake Municipal Code.

The preparation of the Economic Vitality Element was identified in the *2015 – 2016 Planning Commission Work Plan* adopted pursuant to Resolution 2423.

At the April 8, 2015 meeting, the Planning Commission held a public hearing and voted 7-0-0 that the City Council approve Resolution 2432 stating the City Council’s intent to adopt the Economic Vitality Element as part of the Comprehensive Plan update. Comments from the public were neither made at the public hearing nor submitted in writing to the City.

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

<b>Department/Staff Contact:</b> Community Development/ Jason Sullivan – Senior Planner	<b>Meeting/Workshop Date:</b> April 28, 2015	<b>Agenda Bill Number:</b> AB15-43
<b>Agenda Item Type:</b> Resolution	<b>Ordinance/Resolution Number:</b> 2447	<b>Councilmember Sponsor:</b> Donn Lewis

**Agenda Subject:** Amendments to the City’s Critical Areas Code and Shoreline Code – Notice of Intent to Adopt

**Full Title/Motion:** A Resolution of the City Council of the City Of Bonney Lake, Pierce County, Washington, expressing the intent to adopt Ordinance D15-44 amending portions of Title 16 Division II (Critical Areas) and Title 16 Division III (Shoreline Code) of the Bonney Lake Municipal Code related to regulation of wetlands, floodplains, and fish and wildlife conservation areas.

**Administrative Recommendation:**

**Background Summary:** The proposed amendments are relate to the new rating system for wetlands, minor housekeeping amendments to the floodplain management regulations, the designation of fish and wildlife conservation areas, and to the shoreline code to incorporate the amendments to the critical areas code. The proposed amendment to the wetland rating system will not modify the City’s adopted wetland buffers for each category of wetland. These proposed amendments are required to bring the City into compliance with state law. A complete discussion of each amendment is provided in the attached Planning Commission recommendation memo.

Since the ordinance amends the City’s shoreline regulations, the City is required to first pass a resolution that serves as a Notice of Intent to Adopt. This resolution and a copy of Ordinance D15-44 will be sent to Ecology for review and approval prior to City Council action on the ordinance.

The proposed amendments to the wetland rating system and the definition of fish and wildlife habitat is required as part of the 2015 Comprehensive Plan Periodic Update process pursuant to the Department of Commerce’s *Period Update Checklist for Cities*.

The proposed amendments to the floodplain management regulations were identified as mandatory changes in the *Bonney Lake 2035: 2015 Comprehensive Plan Periodic Update – Consistency Report* which was adopted by the City Council pursuant to Resolution 2379 and is identified in the *2015 – 2016 Planning Commission Work Plan* adopted pursuant to Resolution 2423.

The amendment to the Shoreline Code is required to incorporate the amendments into the shoreline regulations as the City adopts the critical areas code by reference to regulate these areas within the shoreline jurisdiction.

**Attachments:** Resolution 2447, Ordinance D15-44, and Planning Commission Recommendation Memo

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
<b>Budget Explanation:</b>			

**COMMITTEE, BOARD & COMMISSION REVIEW**

**Council Committee Review:**

Date:

*Approvals:*

Chair/Councilmember

Councilmember

Councilmember

Yes No


Forward to:

**Consent Agenda:**  Yes  No

**Commission/Board Review:** Planning Commission – March 18, 2015 and April 8, 2015

**Hearing Examiner Review:**

**COUNCIL ACTION**

Workshop Date(s): April 21, 2015

Public Hearing Date(s):

Meeting Date(s):

Tabled to Date:

**APPROVALS**

**Director:**

*John P. Vodopich, AICP*

**Mayor:**

**Date Reviewed**

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

**RESOLUTION NO. 2447**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON EXPRESSING THE INTENT TO ADOPT ORDINANCE D15-44 AMENDING THE CITY'S CRITICAL AREA CODE – TITLE 16 DIVISION II BLMC AND SHORELINE CODE – TITLE 16 DIVISION III AND AUTHORIZING THE SUBMITTAL OF THE PROPOSED AMENDMENTS TO THE WASHINGTON STATE DEPARTMENT OF ECOLOGY.**

**WHEREAS**, in 2005 the Washington State Department of Ecology (Ecology) published a synthesis of scientific information available on freshwater wetlands, their functions, and their management; and

**WHEREAS**, the purpose of the 2005 synthesis was to provide local governments in the state with the best available science (BAS) when managing their wetland resources; and

**WHEREAS**, using BAS in making decisions related to critical areas is mandated by the Revised Code of Washington (RCW) 36.70A.172(1); and

**WHEREAS**, Ecology released an update of the science pertaining to wetland buffers which was sent out for agency and peer review in August 2013 and finalized in October 2013; and

**WHEREAS**, the *Update on Wetland Buffers: The State of the Science, Final Report* (Washington State Department of Ecology Publication #13-06-11), reflects changes in the scientific information since 2005 and represents the current BAS for wetland buffers; and

**WHEREAS**, as a result of the updated BAS, Ecology developed a new wetland rating system with decision points that are more scientifically supportable; and

**WHEREAS**, the City's wetland buffer strategy relies on habitat scores to determine buffer width and as a result of an update the rating systems the City wetland tables need to be adjusted to reflect the new scoring system;

**WHEREAS**, Ecology's recommended wetland buffer widths are unchanged; and

**WHEREAS**, the Department of Commerce's (Commerce) *Period Update Checklist for Cities*, specifically requires the City to update its wetland regulations to reflect the new Ecology rating system as part of the required 2015 Comprehensive Plan Periodic Update process; and

**WHEREAS**, the definition of fish and wildlife conservation areas has been amended to exempt artificial features such as irrigation delivery systems, irrigation

infrastructure, irrigation canals, or drainage ditches that lie within the boundaries of and are maintained by a port district or an irrigation district or company; and

**WHEREAS**, Commerce's *Period Update Checklist for Cities*, specifically requires the City's to update its definition of fish and wildlife conservation areas to exempt irrigation systems, infrastructure, canals, and drainage ditches as part of the required 2015 Comprehensive Plan Periodic Update process; and

**WHEREAS**, Ecology conducted a Community Assistance Visit in 2013 to review the City's procedures for administering and enforcing the City's floodplain management regulations; and

**WHEREAS**, while the City's floodplain management regulations, adopted in Chapter 16.26 of the Bonney Lake Municipal Code (BLMC), were found to be in substantial compliance with the National Flood Insurance Program (NFIP) and the State floodplain regulations, Ecology did identify a few minor deficiencies that needed to be corrected by the City; and

**WHEREAS**, the City is required to amend the Bonney Lake Shoreline Code to implement the updated critical area regulations within the shoreline jurisdiction; and

**WHEREAS**, the amendments to the City's floodplain code are identified the *Bonney Lake 2035 Consistency Report* adopted pursuant to Resolution 2379; and

**WHEREAS**, amendments to the City's floodplain code are identified on the *2015 – 2016 Planning Commission Work Plan* adopted pursuant to Resolution 2423; and

**WHEREAS**, the City issued a Determination of Non-Significance on March 16, 2015 pursuant to WAC 197-11-340 in order to comply with the requirements of Chapter 43.21C RCW; and

**WHEREAS**, pursuant to the Growth Management Act - Chapter 36.70A RCW Ordinance D15-44 was provided to the Commerce for the mandatory 60-day review and comment by Commerce and other State agencies; and

**WHEREAS**, expedited review was requested and granted by Commerce and the review period concluded on March 31, 2015.

**WHEREAS**, notice of the public hearing was given to the public in accordance with law and a public hearing was held by the Planning Commission on April 8, 2014,

**NOW, THEREFORE, BE IT RESOLVED** the City Council of the City of Bonney Lake provides Notice of Its Intent to Adopt Ordinance D15-44 attached as Attachment 1 amending the City's Critical Area Code – Title 16 Division II BLMC and Shoreline Code – Title 16 Division III upon approval from the Washington State Department of Ecology.

**BE IT FURTHER RESOLVED**, the City Council of the City of Bonney Lake authorizes the Community Development Director to submit the proposed amendments to the Washington State Department of Ecology for review and approval.

**PASSED** by the City Council and approved by the Mayor this 28th day of April, 2015.

\_\_\_\_\_  
Neil Johnson, Mayor

AUTHENTICATED:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Kathleen Haggard, City Attorney

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**ORDINANCE NO. D15-44**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING PORTIONS OF TITLE 16 DIVISION II (CRITICAL AREAS) AND TITLE 16 DIVISION III (SHORELINE CODE) OF THE BONNEY LAKE MUNICIPAL CODE RELATED TO REGULATION OF WETLANDS, FLOODPLAINS, AND FISH AND WILDLIFE CONSERVATION AREAS.**

**WHEREAS**, in 2005 the Washington State Department of Ecology (Ecology) published a synthesis of scientific information available on freshwater wetlands, their functions, and their management; and

**WHEREAS**, the purpose of the 2005 synthesis was to provide local governments in the state with the best available science (BAS) when managing their wetland resources; and

**WHEREAS**, using BAS in making decisions related to critical areas is mandated by the Revised Code of Washington (RCW) 36.70A.172(1); and

**WHEREAS**, Ecology released an update of the science pertaining to wetland buffers which was sent out for agency and peer review in August 2013 and finalized in October 2013; and

**WHEREAS**, the *Update on Wetland Buffers: The State of the Science, Final Report* (Washington State Department of Ecology Publication #13-06-11) reflects changes in the scientific information since 2005 and represents the current BAS for wetland buffers; and

**WHEREAS**, as a result of the updated BAS, Ecology developed a new wetland rating system with decision points that are more scientifically supportable; and

**WHEREAS**, the City's wetland buffer strategy relies on habitat scores to determine buffer width and as a result of an update the rating systems the City wetland tables need to be adjusted to reflect the new scoring system;

**WHEREAS**, Ecology's recommended wetland buffer widths are unchanged; and

**WHEREAS**, the Department of Commerce's (Commerce) *Period Update Checklist for Cities*, specifically requires the City to update its wetland regulations to reflect the new Ecology rating system as part of the required 2015 Comprehensive Plan Periodic Update process; and

**WHEREAS**, the definition of fish and wildlife conservation areas has been amended to exempt artificial features such as irrigation delivery systems, irrigation infrastructure, irrigation canals, or drainage ditches that lie within the boundaries of and are maintained by a port district or an irrigation district or company; and

**WHEREAS**, Commerce's *Period Update Checklist for Cities*, specifically requires the City's to update its definition of fish and wildlife conservation areas to exempt irrigation systems,

infrastructure, canals, and drainage ditches as part of the required 2015 Comprehensive Plan Periodic Update process; and

**WHEREAS**, Ecology conducted a Community Assistance Visit in 2013 to review the City's procedures for administering and enforcing the City's floodplain management regulations; and

**WHEREAS**, while the City's floodplain management regulations, adopted in Chapter 16.26 of the Bonney Lake Municipal Code (BLMC), were found to be in substantial compliance with the National Flood Insurance Program (NFIP) and the State floodplain regulations, Ecology did identify a few minor deficiencies that needed to be corrected by the City; and

**WHEREAS**, the City is required to amend the Bonney Lake Shoreline Code to implement the updated critical area regulations within the shoreline jurisdiction; and

**WHEREAS**, as part amendments to the City's floodplain code are identified the *Bonney Lake 2035 Consistency Report* adopted pursuant to Resolution 2379; and

**WHEREAS**, amendments to the City's floodplain code are identified on the *2015 – 2016 Planning Commission Work Plan* adopted pursuant to Resolution 2423; and

**WHEREAS**, the City issued a Determination of Non-Significance on March 16, 2015 pursuant to WAC 197-11-340 in order to comply with the requirements of Chapter 43.21C RCW; and

**WHEREAS**, pursuant to the Growth Management Act - Chapter 36.70A RCW this Ordinance was provided to the Commerce for the mandatory 60-day review and comment period by Commerce and other State agencies; and

**WHEREAS**, expedited review was requested and granted by Commerce and the review period concluded on March 31, 2015.

**WHEREAS**, notice of the public hearing was given to the public in accordance with law and a public hearing was held by the Planning Commission on April 8, 2014,

**NOW THEREFORE**, the City Council of Bonney Lake, Washington, do ordain as follows:

**Section 1.** Section 16.21.020, "Rating" of the Bonney Lake Municipal Code and Ordinance Nos. 1491 § 21 are each hereby amended to read as follows:

**16.22.020 Rating.**

Wetlands shall be rated Category I, II, III, or IV according to the Department of Ecology's "~~2004~~ 2014 Washington State Wetland Rating System for Western Washington" (Publication No. ~~04-06-014~~ 14-06-29) as presently constituted or as may be subsequently amended. Wetland categories shall apply to the wetland as it exists on the date the city

adopts the rating system, as the wetland naturally changes thereafter, or as the wetland changes in accordance with permitted activities. Wetland rating categories shall not change due to illegal modifications.

**Section 2.** Section 16.22.040, “Substantive requirements” of the Bonney Lake Municipal Code and Ordinance Nos. 1491 § 22 are each hereby amended to read as follows:

**16.22.040 Substantive requirements.**

In addition to the substantive requirements of BLMC 16.20.130, the following requirements shall apply to developments (see definitions) in wetlands except as exempted above:

- A. The higher the wetland category (Category I is highest), the greater shall be the emphasis on higher-priority “sequencing” methods per BLMC 16.20.130(E).
- B. The following table establishes the standard buffer width that shall apply to each wetland category, depending on the intensity of the potential land use on the upland side of the buffer and the habitat score of the wetland as determined on the Wetland Rating Form for Western Washington Version 2, as presently constituted or as may be subsequently amended, completed by a qualified professional.

Overall Wetland Rating	Habitat Score-Wetland Characteristics	Intensity land use on the upland side of the buffer		
		High <sup>1</sup>	Moderate <sup>2</sup>	Low <sup>3</sup>
Category I	<del>29 – 36 points</del> <u>Habitat Score of 8 – 9 points.</u>	300 feet	225 feet	150 feet
Category I	<del>20 – 28 points</del> <u>Habitat Score of 5 – 7 points.</u>	150 feet	110 feet	75 feet
Category I	<u>Water Quality Score of 8 – 9 points and a Habitat Score of less than 5 points</u>	100 feet	75 feet	50 feet
Category I	<del>19 points or less</del> <u>Wetlands that do not meet the characteristics described above for Category I wetlands.</u>	100 feet	75 feet	50 feet

Overall Wetland Rating	Habitat Score-Wetland Characteristics	Intensity land use on the upland side of the buffer		
		High <sup>1</sup>	Moderate <sup>2</sup>	Low <sup>3</sup>
Category II	<del>29—36 points</del> <u>Habitat Score of 8 – 9 points.</u>	300 feet	225 feet	150 feet
Category II	<del>20—28 points</del> <u>Habitat Score of 5 – 7 points.</u>	150 feet	110 feet	75 feet
Category II	<u>Water Quality Score of 8 – 9 points and a Habitat Score of less than 5 points</u>	<u>100 feet</u>	<u>75 feet</u>	<u>50 feet</u>
Category II	<del>19 points</del> <u>Wetlands that do not meet the characteristics described above for Category II wetlands.</u>	100 feet	75 feet	50 feet
Category III <sup>4</sup>	<u>Habitat Score of 8 – 9 points.</u>	<u>300 feet</u>	<u>225 feet</u>	<u>150 feet</u>
Category III <sup>4</sup>	<del>20 points</del> <u>Habitat Score of 5-7 points.</u>	150 feet	110 feet	75 feet
Category III <sup>4</sup>	<del>19 points or less</del> <u>Habitat Score of 3 – 4 points.</u>	80 feet	60 feet	40 feet
Category IV <sup>4</sup>	<del>0 points or greater</del> <u>Scores for all 3 basic functions are less than 16 points.</u>	50 feet	40 feet	25 feet

<sup>1</sup> High intensity land uses include commercial, industrial, and retail developments; institutional use; residential developments at more than one unit per acre; high intensity recreation areas (golf course, ball fields, etc.); and hobby farms.

<sup>2</sup> Moderate intensity land uses include residential developments at less than one unit per acre; moderate intensity open space (parks with biking, jogging, etc.); paved trails and utility corridors with maintenance roads.

<sup>3</sup> Low intensity land uses include low intensity open space (hiking, bird-watching, preservation of natural resources, etc.); unpaved trails and utility corridors without maintenance roads.

<sup>4</sup> For exemption of wetlands under 1,000 square feet see BLMC 16.20.070(S).

C. Buffers shall be measured from the wetland boundary as surveyed in the field. These buffer widths presume that healthy native plant communities dominate the buffer. If

- wetland enhancement is proposed, the category of the wetland after enhancement shall pertain.
- D. Buffers shall be measured from the wetland boundary as surveyed in the field. If wetland enhancement is proposed, the category of the wetland after enhancement shall pertain.
  - E. The director(s) may increase the required buffer width and/or require buffer enhancement if a wetland professional determines that the wetland provides habitat for wildlife species that require greater protection than the standard buffer, or the buffer lacks healthy native vegetation or is otherwise handicapped in its ability to protect the wetland. Said determination shall take into account the score derived from the Wetland Rating System and such factors as topography, land use, and past disturbance.
  - F. The director(s) may reduce the standard buffer width if the function(s) served by the particular wetland needs less buffer width, as indicated by a wetland functional analysis.
  - G. Except as provided elsewhere in this critical areas code, all existing native vegetation in wetland buffers shall be retained without disturbance, mowing, or hard surfacing, nor shall any action be taken to inhibit volunteer regrowth of native vegetation. Invasive weeds shall be removed for the duration of any mitigation bond. Stormwater management facilities and bioswales are permitted in the outer 25 percent of the buffer of Category III or IV wetlands provided wetland functions and values are not significantly lost through fluctuations in wetland hydrology and construction integrates best management practices.

**Section 3.** Section 16.26.030, “Mitigation” of the Bonney Lake Municipal Code and the corresponding portion of Ordinance Nos. 1491 § 23 are each hereby amended to read as follows:

**16.22.050 Mitigation.**

- A. Mitigation for alterations to wetlands may be satisfied by restoring former wetlands, creating wetlands, or enhancing degraded wetlands, consistent with the Wetland Mitigation in Washington State – Parts 1 and 2 ~~(2006)~~ (Washington State Department of Ecology Publication No. 06-06-011a and 06-06-011b) or as revised.
- B. Mitigation shall generally replace wetland functions lost from the altered wetland except that the city may permit out-of-kind replacement when the lost functions are minimal or less important to the drainage basin than the functions that the mitigation action seeks to augment.
- C. Mitigation shall be in the same drainage basin as the altered wetland. Wetland mitigation shall be in the same sub-basin unless a higher level of ecological functioning would result from an alternate approach.

- D. Mitigation projects shall be completed as quickly as possible consistent with such factors as rainfall and seasonal sensitivity of fish, wildlife, and flora.
- E. Mitigation projects shall be designed utilizing ~~Washington State Department of Ecology Publication No. 06-06-011a: Wetland Mitigation in Washington State – Parts 1 and 2 (2006)~~ (Washington State Department of Ecology Publication No. 06-06-011a and 06-06-011b) or as revised.
- F. Compensatory mitigation shall be determined using the methodology established in ~~Department of Ecology Publication No. 10-06-01: Calculating Credits and Debits for Compensatory Mitigation in Wetlands of Western Washington (2012)~~ (Washington Department of Ecology Publication No. 10-06-01); or the mitigation ratios found in ~~Wetland Mitigation in Washington State – Parts 1 and 2 (2006)~~ (Washington State Department of Ecology Publication No. 06-06-011a and 06-06-011b) as revised.
- G. Credits granted from a certified wetland mitigation bank shall be consistent with the bank’s certification and service area.
- H. The applicant shall provide an as-built plan of the mitigation site and monitor the site in accordance with BLMC 16.20.110(G).

**Section 4.** Section 16.26.030, “General Provisions” of the Bonney Lake Municipal Code and the corresponding portion of Ordinance Nos. 1301 § 5 are each hereby amended to read as follows:

**16.26.030 General provisions.**

- A. Lands to Which This Chapter Applies. This chapter shall apply to all special flood hazards areas within the jurisdiction of the city of Bonney Lake.
- B. Basis for Establishing Special Flood Hazard Areas. The special flood hazard areas identified by the Federal Insurance Administration in a scientific and engineering report entitled “The Flood Insurance Study for the City of Bonney Lake” dated November, 1979, and any subsequent revisions, with an accompanying Flood Insurance Rate Map (FIRM) dated May 1, 1980, and any subsequent revisions, are adopted by reference and declared to be a part of this chapter. The Flood Insurance Study and the FIRM are on file at the office of the city clerk located at 9002 Main St. E, Bonney Lake, WA. The best available information for flood hazard area identification as outlined in BLMC 16.26.040(D) shall be the basis for regulation until a new FIRM is issued that incorporates data utilized under that section.
- C. Penalties for Noncompliance. No structure or land shall hereafter be constructed, located, extended, converted, or altered without full compliance with the terms of this chapter and other applicable regulations. Violations of the provisions of this chapter by failure to comply with any of its requirements shall constitute a misdemeanor,

punishable in accordance with Chapter 1.16 BLMC, including violations of conditions and safeguards established in connection with conditions. Nothing shall prevent the city from taking such other lawful action as is necessary to prevent or remedy any violation.

- D. Abrogation and Greater Restrictions. This chapter is not intended to repeal, abrogate, or impair any existing easements, covenants, or deed restrictions. However, where this chapter and another, easement, covenant, or deed restriction conflict or overlap, whichever imposes the more stringent restrictions shall prevail.
- E. Interpretation. In the interpretation and application of this chapter, all provisions shall be:
  - 1. Considered as minimum requirements;
  - 2. Liberally construed in favor of the governing body; and
  - 3. Deemed neither to limit nor repeal any other powers granted under state statutes.
- F. Warning and Disclaimer of Liability. The degree of flood protection required by this chapter is considered reasonable for regulatory purposes and is based on scientific and engineering considerations. Larger floods can and will occur on rare occasions. Flood heights may be increased by man-made or natural causes. This chapter does not imply that land outside the special flood hazards areas or uses permitted within such areas will be free from flooding or flood damages. This chapter shall not create liability on the part of the city, any officer or employee of the city, or the Federal Insurance Administration, for any flood damages that result from reliance on this chapter or any administrative decision lawfully made in accordance with this chapter.

**Section 5.** Section 16.26.030, “General standards for flood hazard reduction” of the Bonney Lake Municipal Code and the corresponding portion of Ordinance Nos. 1301 § 5 are each hereby amended to read as follows:

**16.26.060 General standards for flood hazard reduction.**

In all special flood hazards areas, the following standards are required:

- A. Anchoring.
  - 1. All new construction and substantial improvements shall be anchored to prevent flotation, collapse, or lateral movement of the structure.
  - 2. All manufactured homes shall be anchored to prevent flotation, collapse, or lateral movement, and shall be installed using methods and practices that

minimize flood damage. Anchoring methods may include, but are not limited to, use of over-the-top or frame ties to ground anchors.

B. Construction Materials and Methods.

1. All new construction and substantial improvements shall be constructed with materials and utility equipment resistant to flood damage.
2. All new construction and substantial improvements shall be constructed using methods and practices that minimize flood damage.
3. Electrical, heating, ventilation, plumbing, and air-conditioning equipment and other service facilities shall be designed and/or otherwise elevated or located so as to prevent water from entering or accumulating within the components during conditions of flooding.

C. Utilities.

1. All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of flood waters into the systems;
2. Water wells shall be located on high ground that is not in the floodway;
3. New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters; and
4. On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

D. Subdivision and Multifamily Proposals.

1. All subdivision proposals shall be consistent with the need to minimize flood damage;
2. All subdivision proposals shall have public utilities and facilities, such as sewer, gas, electrical, and water systems located and constructed to minimize or eliminate flood damage;
3. All subdivision proposals shall have adequate drainage provided to reduce exposure to flood damage;
4. Where base flood elevation data has not been provided or is not available from another authoritative source, it shall be generated for subdivision proposals and

other proposed developments that contain at least 50 lots or five acres, whichever is less;

5. Density calculations shall not include floodways or special flood hazard areas.

E. Review of Building Permits. Where elevation data is not available either through the Flood Insurance Study, FIRM, or from another authoritative source (BLMC 16.26.040(D)), applications for building permits shall be reviewed to assure that proposed construction will be reasonably safe from flooding. The test of reasonableness is a local judgment and includes use of historical data, high water marks, photographs of past flooding, etc., where available. Failure to elevate at least two feet above the highest adjacent grade in these zones may result in higher insurance rates.

F. Specific Standards. In all special flood hazards areas where base flood elevation data has been provided as set forth in BLMC 16.26.030(B), Basis for Establishing Special Flood Hazard Areas, or BLMC 16.26.040(D), Use of Other Base Flood Data, the following criteria apply:

1. Residential Construction.

a. New construction and substantial improvement of any residential structure shall have the lowest floor, including basement, elevated one foot or more above the base flood elevation (BFE).

b. Fully enclosed areas below the lowest floor that are subject to flooding are prohibited, or shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or must meet or exceed the following minimum criteria:

i. A minimum of two openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.

ii. The bottom of all openings shall be no higher than one foot above grade.

iii. Openings may be equipped with screens, louvers, or other coverings or devices; provided, that they permit the automatic entry and exit of floodwaters.

2. Nonresidential Construction. New construction and substantial improvement of any commercial, industrial or other nonresidential structure shall either have the

lowest floor, including basement, elevated one foot or more above the base flood elevation; or, together with attendant utility and sanitary facilities, shall:

- a. Be floodproofed so that below one foot or more above the base flood level the structure is watertight with walls substantially impermeable to the passage of water;
  - b. Have structural components capable of resisting hydrostatic and hydrodynamic loads and effects of buoyancy;
  - c. Be certified by a registered professional engineer or architect that the design and methods of construction are in accordance with accepted standards of practice for meeting provisions of this subsection based on their development and/or review of the structural design, specifications and plans. Such certifications shall be provided to the official as set forth in BLMC 16.26.040(E)(2);
  - d. Nonresidential structures that are elevated, not floodproofed, must meet the same standards for space below the lowest floor as described in subsection (F)(1)(b) of this section.
  - e. Nonresidential buildings that are floodproofed will have flood insurance premiums based on rates that are one foot below the floodproofed level.
3. **Manufactured Homes.** All manufactured homes in the floodplain to be placed or substantially improved on sites shall be elevated on a permanent foundation such that the lowest floor of the manufactured home is elevated one foot or more above the base flood elevation and is securely anchored to an adequately anchored foundation system to resist flotation, collapse and lateral movement.
4. **Recreational Vehicles.** Recreational vehicles placed on sites are required to either:
- a. Be on the site for fewer than 180 consecutive days;
  - b. Be fully licensed and ready for highway use, on wheels or jacking system, attached to the site only by quick disconnect type utilities and security devices, and have no permanently attached additions; or
  - c. Meet the requirements of subsection (F)(3) of this section and the elevation and anchoring requirements for manufactured homes.

G. **AE and A1 – A30 Zones with Base Flood Elevations But No Floodways.** In areas with base flood elevations, but a regulatory floodway is not designated, no new construction,

substantial improvements, fill, or other development shall be permitted within Zones A1 – A30 and AE on the community’s FIRM, unless it is demonstrated that the cumulative effect of the proposed development, when combined with all other existing and anticipated development, will not increase the water surface elevation of the base flood more than one foot at any point within the community.

H. Floodways (Also See Chapter 86.16 RCW). Located within special flood hazard areas established in BLMC 16.26.030(B) are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of floodwaters that can carry debris, and increase erosion potential, the following provisions apply:

1. Encroachments are prohibited. This includes fill, new construction, substantial improvements, and other development unless certification by a registered professional engineer is provided demonstrating through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels during the occurrence of the base flood discharge.
2. Construction or reconstruction of residential structures is prohibited within designated floodways, except for:
  - a. Repairs, reconstruction, or improvements to a structure that do not increase the ground floor area; and
  - b. Repairs, reconstruction or improvements to a structure, the cost of which does not exceed 50 percent of the market value of the structure either:
    - i. Before the repair or reconstruction is started; or
    - ii. If the structure has been damaged, and is being restored, before the damage occurred. Any project for improvement of a structure to correct existing violations of state or local health, sanitary, or safety code specifications identified by the local code enforcement official and are the minimum necessary to assure safe living conditions, or to structures identified as historic places, may be excluded in the 50 percent.
3. If subsection (H)(1) of this section is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of this section, provisions for flood hazard reduction.

**Section 6.** Section 16.26.080, “Requirements for below-grade crawlspaces” of the Bonney Lake Municipal Code and the corresponding portion of Ordinance Nos. 1301 § 5 are each hereby amended to read as follows:

### **16.26.080 Requirements for below-grade crawlspaces.**

Below-grade crawlspaces are allowed if, in addition to the above requirements, the following requirements are met:

- A. The interior grade of a crawlspace below the BFE must not be more than two feet below the lowest adjacent exterior grade (LAG), shown as D in Figure 3 of Bulletin 11-01.
- B. The height of the below-grade crawlspace, measured from the interior grade of the crawlspace to the top of the crawlspace foundation wall must not exceed four feet at any point; this is illustrated and shown as L in Figure 3. The height limitation is the maximum allowable unsupported wall height according to the engineering analyses and building code requirements for flood hazard areas. Also see the section Guidance for Pre-Engineered Crawlspaces on page 7 of this Bulletin 11-01.
- C. Adequate drainage must be supplied that removes floodwaters from the interior areas of the crawlspace. The enclosed area should be drained within a reasonable time after a flood event. The type of drainage system will vary because of the site gradient and other drainage characteristics, such as soil types. Possible options include natural drainage through porous, well-drained soils and drainage systems such as perforated pipes, drainage tiles, or gravel or crushed stone drainage by gravity or mechanical means.
- D. The velocity of floodwaters at the site should not exceed five feet per second for any crawlspace. For velocities in excess of five feet per second, other foundation types should be used.
- E. Ductwork shall either be placed above the BFE or sealed to prevent the entry of floodwaters.
- F. Buildings that have below-grade crawlspaces will have higher flood insurance premiums that buildings that have the interior elevation at or above the lowest adjacent exterior grade. For additional information refer to FEMA Technical Bulletin 11.

**Section 7.** Section 16.30.010, “Designation” of the Bonney Lake Municipal Code and the corresponding portion of Ordinance Nos. 1070 § 2 are each hereby amended to read as follows:

### **16.30.010 Designation.**

Habitat conservation areas include:

- A. Areas having a primary association with fish and wildlife species identified by the U.S. Fish and Wildlife Service and the National Marine Fisheries Service as being in danger of extinction or threatened to become endangered;

- B. Areas having a primary association with fish and wildlife species identified by the Washington Department of Fish and Wildlife as being in danger of extinction, threatened to become endangered, vulnerable, or declining and are likely to become endangered or threatened in a significant portion of their range within the state without cooperative management or removal of threats. See WAC 232-12-014 (state endangered species) and WAC 232-12-011 (state threatened and sensitive species);
- C. State priority habitats as identified by the State Department of Fish and Wildlife;
- D. Habitats and species of local importance as identified by the city in accordance with BLMC 16.30.020;
- E. Waters of the state, including lakes, rivers, ponds, streams, inland waters, underground waters, salt waters, and all other surface waters and watercourses within the jurisdiction of the state of Washington, as classified in WAC 222-16-031;
- F. Ponds under 20 acres that provide fish or wildlife habitat except for:
  - 1. artificial ponds created for a nonwildlife purpose such as stormwater detention facilities, wastewater treatment facilities, farm ponds, and temporary construction ponds; and
  - 2. artificial features such as irrigation delivery systems, irrigation infrastructure, irrigation canals, or drainage ditches that lie within the boundaries of and are maintained by a port district or an irrigation district or company.
- G. Lakes, ponds, streams, and rivers planted with game fish by a governmental or tribal entity;
- H. Natural area preserves and natural resource conservation areas as defined by the Washington State Department of Natural Resources;
- I. Areas of rare plant species and high quality ecosystems as identified by the Washington State Department of Natural Resources through the Natural Heritage Program (see Chapter 79.70 RCW); and
- J. Land useful or essential for preserving connections between habitat blocks and open spaces.

**Section 8.** Section 16.36.060, “C” of the Bonney Lake Municipal Code and the corresponding portion of Ordinance Nos. 1491 § 6 are each hereby amended to read as follows:

**16.36.060 “C.”**

“City” means the city of Bonney Lake, Washington.

“Clearing” means the destruction or removal of vegetation groundcover, shrubs and trees including root material removal and topsoil removal.

“Commercial use” means uses are those that sell goods and/or services directly to the consumer.

“Covered moorage” means boat moorage, with or without walls, that has a roof to protect the vessel.

“Critical areas code” means the city of Bonney Lake’s critical areas code codified in Chapters 16.20 through 16.30 BLMC adopted by Ordinance Numbers 1070 (2004), 1189 (2006), 1252 (2007), 1301 (2009), 1325 (2009), ~~and 1491 (2014)~~, and **D15-44** (2015).

**Section 9. Severability.** If any one or more section, subsection, or sentence of this ordinance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portion of this ordinance and the same shall remain in full force effect.

**Section 10. Effective Date.** This ordinance shall take effect five (5) days after its passage, approval and publication as required by law.

**PASSED BY THE CITY COUNCIL this \_\_\_\_\_ day of \_\_\_\_\_, 2015.**

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

AUTHENTICATED:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
Kathleen Haggard, City Attorney



Planning  
Commission

# Memo

**Date** : April 8, 2015  
**To** : Mayor and City Council  
**From** : Grant Sulham, Planning Commission Chair  
**Re** : **Ordinance D15-44**

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## A. Wetland Regulations

In 1995, the state's Growth Management Act was amended to added RCW 36.70A.172, which required local governments to use the best available science (BAS) when reviewing and development local policies and regulations related to critical areas. However, when the requirement was enacted there was no comprehensive synthesis or interpretation of the science for wetlands, and most local governments lack the resources to tackle such an undertaking.

In 2005, the state departments of Ecology and Fish and Wildlife, with funding from the U.S. Environmental Protection Agency, initiated a project to develop a comprehensive synthesis of the science for wetlands. The state hired Sheldon and Associates, Inc. and called on staff from the two agencies to produce a two-volume document on the science available on wetlands:

- *Wetlands in Washington - Volume 1: A Synthesis of the Science* (March 2005, Publication #05-06-006) was a synthesis of the science regarding freshwater wetlands.
- *Wetlands in Washington - Volume 2: Guidance for Protecting and Managing Wetlands* (April 2005, Publication #05-06-008) translated the science synthesized in Volume 1 into guidance for local governments protecting and managing wetlands.

Since 2005, the scientific knowledge related to wetlands has continued to increase and as a result Ecology determined that the 2005 synthesis needed to be updated. Much of the information presented in the 2005 publications is still valid, but the research over the last decade has provided new data to expand and clarify many of the conclusions made in the original synthesis. This is especially true for the information on the role of buffers in protecting wetland functions.

To reflect this new scientific research, Ecology issued the *Update on Wetland Buffers: The State of the Science* (Ecology Publication #13-06-011, October 2013). As a result of the new science Ecology established a new wetland rating system with decision points that are more scientifically supportable. Ecology did not make any changes to the required buffer widths currently used by the City.

To address these changes, two amendments are proposed to the City's wetland regulations codified in Chapter 16.22 of the Bonney Lake Municipal Code (BLMC). One proposed amendment will amend BLMC 16.22.020 to change the date and publication number of the wetland rating manual required to be used wetland biologists. The other amendment will change the habitat scores in the wetland buffer table, in BLMC 16.22.040, to reflect the change from a scoring system that had a range of 0 to 29 points for habitat to a system that now has a range of 3 to 9 points for habitat. Finally, there is one housekeeping amendment in the mitigation section, in BLMC 16.22.050, related to the citation of Ecology publications.

## **B. Floodplain Regulations**

Ecology conducted a Community Assistance Visit in 2013 to review the City's procedures for administering and enforcing the City's floodplain management regulations. While the City's floodplain management regulations, adopted in Chapter 16.26 BLMC, were found to be in substantial compliance with the National Flood Insurance Program (NFIP) and the State floodplain regulations, Ecology did identify the following minor deficiencies that needed to be corrected by the City:

- The date of the Flood Insurance Rate Maps (FIRMs) was not reference correctly in BLMC 16.26.030.B and the physical address where the FIRMs can be found was missing.
- The building permit review section, BLMC 16.26.060.E, was missing the mandatory language that failure to elevate at least two feet above the highest adjacent grade in these zones may result in higher insurance rates.
- The section concerning nonresidential construction, BLMC 16.26.060.F, was missing language regarding the impact of floodproofing on flood insurance rates.
- The section concerning below-grade crawlspaces, BLMC 16.26.080, was missing mandatory language regarding the impact of failing to seal ductwork would have on insurance premiums.

### **C. Fish and Wildlife Habitat Conservation Areas.**

In 2012, the definition of fish and wildlife conservation areas, in RCW 36.70A.030(5) was amended to exempt artificial features such as irrigation delivery systems, irrigation infrastructure, irrigation canals, or drainage ditches that lie within the boundaries of and are maintained by a port district or an irrigation district or company.

The proposed amendment would incorporate this new exemption into the City's designation of fish and wildlife conservation areas in BLMC 16.30.010.

### **D. Shoreline Code**

Since the City's Shoreline Code adopts the City's Critical Areas Code by reference as required by the Shoreline Management Act, the City must also amend the adoption reference in BLMC 16.36.060 to reflect the amendments to the Critical Areas Code.

The Planning Commission finds that the proposed amendment in Ordinance D15-44 will ensure consistency between the state law and the Bonney Lake Municipal Code.

On April 8, 2015, the Planning Commission held a public hearing on Ordinance D15-44 which amends the City's critical areas code and shoreline code and voted 7-0-0 to recommend that the City Council adopt Ordinance D15-44. Comments from the public were neither made at the public hearing nor submitted in writing to the City.

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

<b>Department / Staff Member:</b> PW / John Woodcock	<b>Meeting/Workshop Date:</b> April 28, 2015	<b>Agenda Bill Number:</b> AB15-60
<b>Agenda Item Type:</b> Resolution	<b>Ordinance/Resolution Number:</b> 2456	<b>Councilmember Sponsor:</b> Donn Lewis

**Agenda Subject:** Authorize Amendment to the contract with Parametrix for Lake Tapps Flume Trestle Rehabilitation 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 Contract With Parametrix For Lake Tapps Flume Trestle Rehabilitation Design.

**Administrative Recommendation:** Recommend Approval

**Background Summary:**  
 Over the years the columns supporting the trestle decking have experienced degradation due to corrosion from exposure to the water entering Lake Tapps.

The City has received and reviewed the findings of the Lake Tapps Flume Trestle Structural Evaluation prepared by Parametrix. Public Works staff has weighed the various options presented to repair the trestle, reviewed these options with CDC, and support accepting the action recommended by Parametrix. With this amendment, Parametrix would be authorized to prepare a design in 2015 that will allow construction of the repairs in 2016. This would extend the useful life of the trestle by more than fifty years. A budget amendment would be necessary to provide sufficient funds to complete this design.

**Attachments:** Resolution 2456; Professional Services Agreement Amendment; Location Map

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
\$25,000	\$12,453	\$29,818	-\$17,365
\$25,000	\$12,453	<u>\$29,818</u>	<u>-\$17,365</u>
		\$59,636	-\$34,730*

**Budget Explanation:**  
 401.106.034.594.34.63.04 Flume Trestle Rehabilitation  
 402.106.035.594.35.63.05 Flume Trestle Rehabilitation

Revenue: Sewer SDC and Water SDC \* A budget amendment will be required for the budget shortage.

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>				
<b>Council Committee:</b> Community Development	<i>Approvals:</i>		<b>Yes</b>	<b>No</b>
	Chair/Councilmember	Donn Lewis	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>Committee Date:</b> April 21, 2015	Councilmember	Randy McKibbin	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	Councilmember	James Rackley	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>Forwarded to:</b>	<b>Consent Agenda:</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No			
<b>Commission/Board Review:</b>				
<b>Hearing Examiner Review:</b>				

**COUNCIL ACTION**

Workshop Date(s):

Public Hearing Date(s):

Meeting Date(s):

Tabled to:

**APPROVALS**

**Director:**

Dan Grigsby

**Mayor:**

Neil Johnson Jr.

**Date Reviewed by**

**City Attorney:**  
(if applicable):

**RESOLUTION NO. 2456**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON, AUTHORIZING AN AMENDMENT TO THE CONTRACT WITH PARAMETRIX ENGINEERING FOR THE LAKE TAPPS FLUME TRESTLE REHABILITATION DESIGN.**

**WHEREAS**, the Public Works Department has identified corrosive degradation on the columns supporting the Lake Tapps Flume Trestle that has occurred over the years; and

**WHEREAS**, City Council approved the contract with Parametrix Engineering on September 9<sup>th</sup>, 2014 for the structural evaluation of the Lake Tapps Flume; and

**WHEREAS**, Public Works staff have reviewed the structural evaluation report and determined it prudent to move forward with a design contract to make the recommended repairs to the support structure of the flume trestle; and

**WHEREAS**, the City Council adopted the 2015 – 2016 biennial budget that included funding for Lake Tapps Flume Trestle design in both the Water and Sewer Capital Improvement Programs; and

**WHEREAS**, the design budget for this project was based on a preliminary estimate that did not adequately identify the extensive amount of permitting costs associated with this project. The City Council hereby authorizes a budget for this design contract in the amount of \$59,636. An increase of \$17,365 is necessary in both the water and sewer 2015 budgets for this CIP project; and,

**WHEREAS**, Parametrix Engineering has submitted a scope of work to accomplish this design effort for the Lake Tapps Flume Trestle columns in the amount of \$59,636;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, WASHINGTON HEREBY RESOLVES AS FOLLOWS:**

That the City of Bonney Lake Council does hereby authorize the Mayor to sign the attached amendment to the contract with Parametrix Engineering.

**PASSED BY THE CITY COUNCIL this 28<sup>th</sup> day of April, 2015.**

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

AUTHENTICATED:

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

APPROVED AS TO FORM:

---

Kathleen Haggard, City Attorney

AMENDMENT NO. 1  
to  
PROFESSIONAL SERVICES AGREEMENT  
for  
Lake Tapps Flume Trestle Structural Evaluation

THIS AMENDMENT ("Amendment"), made and entered into this \_\_\_\_\_ day of April, 2015, by and between the City of Bonney Lake ("City") and Parametrix, Inc. ("Consultant"), amends an earlier Agreement ("Agreement") dated September 9, 2014.

WHEREAS the City desires to amend the original Agreement;

NOW THEREFORE, it is mutually agreed that the terms, stipulations, and conditions of the original Agreement shall be binding upon the parties hereto except insofar as supplemented by this Amendment as follows:

**Section 1. Scope of Work**, is amended to include the additional tasks summarized in Exhibit A, Scope of Work, attached hereto.

**Section 3. Payment**, is amended to compensate the Consultant for the work described in Exhibit A. The Consultant's cost estimate is attached hereto as Exhibit B, Budget Estimate.

IN WITNESS WHEREOF, the parties hereto have executed this Amendment as of the date and year written above.

CITY OF BONNEY LAKE

CONSULTANT

By: \_\_\_\_\_  
Neil Johnson Jr.  
Mayor

By:   
David Roberts, P.E.  
Senior Consultant

**Attachments:**

Exhibit A: Scope of Work  
Exhibit B: Budget Estimate

## Exhibit A - SCOPE OF WORK

### Amendment No. 1

#### City of Bonney Lake

#### Phase 2 – Structural Trestle Repairs and Permitting

### OBJECTIVE

The City of Bonney Lake has requested that Parametrix (Consultant) prepare a design package for the repair of the existing trestle-type structure that carries water and sewer mains across a portion of Lake Tapps to serve Inlet Island. The final design will incorporate the recommendation of the “Alternative Analysis Technical Memorandum” prepared by Consultant dated February 10, 2015. The specific alternative selected by the City will provide a concrete encasement on the existing steel piles.

### PROJECT LIMITS

The limits of work described in this scope include the following:

- Design and detail a concrete encasement for the 12 existing steel piles. The concrete encasement will start approximately 3 feet below the mud line and end approximately 1 foot above the high-water mark.
- Detail the removal and reinstallation of the diagonal braces at each bent to connect to the steel columns just above the concrete encasement.

No additional substructure or superstructure retrofit or repairs are included.

### SCHEDULE

This scope of services is anticipated to be completed within six (6) months of receipt of Notice to Proceed.

### PHASE 2 – STRUCTURAL TRESTLE REPAIRS AND PERMITTING

#### Task 1 – Project Management and QA/QC

##### *Approach*

Consultant will provide the tools for continuous tracking of the project schedule and budget, project Quality Assurance/Quality Control (QA/QC), and status of deliverables to ensure that the project is executed as expected by the City.

##### *Assumptions*

- A 6-month project schedule is assumed.

##### *Deliverables*

- Miscellaneous correspondence to document project management issues.
- Monthly progress reports and invoices.

## Task 2 – 60% Design (Intermediate)

### ***Approach***

Consultant will develop the 60% design submittal. The intent of this submittal is to submit design plans and estimate for review by the City. The Consultant will continue to develop the final documents during the review of this submittal.

### ***Assumptions***

- Special provisions will not be completed for this submittal.
- Quantity Calculations and Design Calculations will not be submitted with this submittal.
- For budgetary purposes, it is assumed that one review meeting will be required with the City.

### ***Deliverables***

- Intermediate Design Plans (PDF electronic files only).
- Intermediate Design Cost Estimate (PDF electronic files only).

## Task 3 – 90% Design (Draft Plans, Specifications, and Estimate – PS&E)

### ***Approach***

Consultant will develop the 90% Draft PS&E submittal for City review and comment.

### ***Assumptions***

- The anticipated drawing list will include the following:
  - Vicinity Map
  - Plan View, Elevations, and General Notes
  - Steel Column Concrete Encasement Details
  - Diagonal Brace Details
- For budgetary purposes, it is assumed that one review meeting will be required with the City.

### ***Deliverables***

The following deliverables will be PDF electronic files only:

- Draft PS&E for review
- Estimate of Probable Cost
- Quantity Calculations
- Stamped Design Calculations

## Task 4 – Environmental Permitting

### ***Approach***

Consultant will complete and submit permit applications and related environmental documentation. It is anticipated that environmental permits/approvals will include a Section 404 permit from the U.S. Army Corps of Engineers (Corps), 401 Water Quality Certification from the Washington Department of Ecology (Ecology), a Hydraulic Project Approval (HPA) from Washington Department of Fish and Wildlife (WDFW), a Shoreline Exemption from the City, and SEPA Exemption by the City.

The following pieces of environmental documentation will be necessary to obtain permits and approvals.

- A No Effects Letter (NEL) will be prepared to satisfy the Corps' obligations under Section 7 of the Endangered Species Act (ESA).
- To satisfy Section 106 of the National Historic Preservation Act, Consultant will prepare a document illustrating the Area of Potential Effect and rationale regarding the low likelihood of encountering cultural or historic materials due to previous disturbance at the project site.
- While it is unknown until a Corps representative is assigned to the project, the Corps may require a cultural resources evaluation/report due to subsurface work/expansion of existing piling footprint. If so, a cultural resources subconsultant will be used to produce necessary documentation.
- Consultant will complete a Joint Aquatic Resources Permit Application (JARPA) for Section 404/401 permitting.
- Consultant will complete the WDFW HPA.
- Consultant will complete the City's shoreline permit exemption.
- A SEPA exemption letter will be written to address SEPA documentation.
- A mitigation plan will be created to address impacts occurring below the Ordinary High Water Mark (OHWM) as required by WDFW and/or the Corps.

### ***Assumptions***

- A Nationwide Permit (NWP) will be used for the Section 404 permit by the Corps and Ecology will have input into the NWP to satisfy the 401 Water Quality Certification.
- Since no listed anadromous fish are present in Lake Tapps, the Corps will accept a NEL for Section 7 of the ESA and no consultation with the U.S. Fish and Wildlife Service or the National Marine Fisheries Service will be necessary. A Biological Assessment will not be required. If the Corps does not agree with a No Effect determination, a Biological Assessment supporting a determination of Not Likely to Adversely Affect or Likely to Adversely Affect will be required and will require additional budget.
- A Critical Area Report will not be required by the City.
- Consultant will submit an Area of Potential Effect document to the Corps for cultural resources and a rationale for the low likelihood of encountering cultural or historic resources. A cultural resources survey and report will be conducted by a subconsultant if required by the Corps.
- Work will be performed when water levels are at their lowest point. It is likely that WDFW/Ecology will require the use of a coffer dam or a similarly engineered structure to exclude construction areas from any remaining water in the flume.

- A Consultant biologist will conduct a field visit to document biological resources in the area and to verify the OHWM. Up to two additional field visits may be necessary if requested by WDFW or Corps representatives.
- The review cycle for all deliverables assumes one review of the draft documents by the client and incorporation of comments into a final deliverable. A final draft of all documents will be provided to the reviewing agencies. It is assumed that no more than 12 hours of follow-up correspondence by a Senior Planner will be needed to acquire the 404/401 permits. It is assumed for the WDFW HPA that no more than 16 hours of follow-up correspondence by a Senior Biologist will be required. Additional permit documentation revision time beyond these hours will require additional budget.

### ***Deliverables***

All deliverables will be provided to the City in electronic format. The draft of each deliverable will be revised in response to comments from City staff, and then a revised version will be prepared for submittal to the appropriate regulatory agency.

- Completed JARPA and related figures
- No Effect Letter
- Cultural Resource Report (if requested by the Corps)
- Mitigation Plan
- Shoreline Exemption Letter
- SEPA Exemption Letter

### **Task 5 – 100% Design (Final PS&E)**

#### ***Approach***

Incorporate City comments from the 90% Draft PS&E review meeting.

#### ***Assumptions***

There are no assumptions associated with this task.

#### ***Deliverables***

- Final PS&E (Bid-Ready documents in PDF format for online bidding). The Final PS&E will also be provided in hard copy format including 10 sets of contract documents with 1/2-size plans and 2 sets of full size plans (22-in. x 34-in.).

## **END OF SCOPE OF SERVICES**

Client: City of Bonney Lake  
 Project: Lake Tapps Flume Trestle Structural Evaluation  
 Project No: 214-1611-062

**Exhibit B - Amendment No. 1  
 Phase 2 - Structural Trestle Repairs and Permitting  
 Budget Estimate**

	Austin Fisher	Robert Murray	Daniel J. McIntier	Shane L. Brown	Alvin R. Valencia	Amanda B. Lucas	Christy Pope	Marriah K. Harse	Michael S. Phelps	Michael L. Hall	Lori D. Bernardini	Joshua R. Ahmann
	Sr Consultant	Sr Consultant	Sr Engineer	Engineer IV	Designer IV	Publications Specialist II	Project Controls Specialist	Project Accountant	Sr Planner	Scientist/Biologist IV	Scientist/Biologist III	Planner III

Burdened Rates:

Phase	Task	Description	Labor Dollars	Labor Hours	\$190.00	\$190.00	\$180.00	\$145.00	\$145.00	\$95.00	\$110.00	\$95.00	\$155.00	\$135.00	\$115.00	\$120.00
02		<b>Trestle Repairs &amp; Permitting</b>	<b>\$54,275.00</b>	<b>383</b>	<b>24</b>	<b>20</b>	<b>20</b>	<b>6</b>	<b>72</b>	<b>31</b>	<b>6</b>	<b>2</b>	<b>44</b>	<b>106</b>	<b>32</b>	<b>20</b>
	01	Project Management & QA/QC	\$2,480.00	18	4			6			6	2				
	02	60% Design (Intermediate)	\$9,480.00	60		8	12		40							
	03	90% Design (Draft PS&E)	\$9,520.00	60	16	8	4		24	8						
	04	Environmental Permitting	\$29,975.00	229					4	23			44	106	32	20
		Corps Permitting	\$14,310.00	108						8			26	48	16	10
		Permit Application	\$7,110.00	54						4			18	12	16	4
		No Effect Letter	\$6,340.00	48						4			4	36		4
		Cultural/Historical	\$860.00	6									4			2
		WDFW Permitting	\$12,390.00	96					4	10			10	50	16	6
		Permit Application	\$7,450.00	58						4			8	26	16	4
		Mitigation Plan	\$4,940.00	38					4	6			2	24		2
		Shoreline Exemption	\$2,320.00	18						4			4	8		2
		SEPA Exemption	\$955.00	7						1			4			2
	05	100% Design (Final PS&E)	\$2,820.00	16	4	4	4		4							
	06	Reimbursable Expenses	(see below)	0												

**Labor Totals: \$54,275.00 383 24 20 20 6 72 31 6 2 44 106 32 20**

**\$4,560.00 \$3,800.00 \$3,600.00 \$870.00 \$10,440.00 \$2,945.00 \$660.00 \$190.00 \$6,820.00 \$14,310.00 \$3,680.00 \$2,400.00**

**SUBCONSULTANTS**

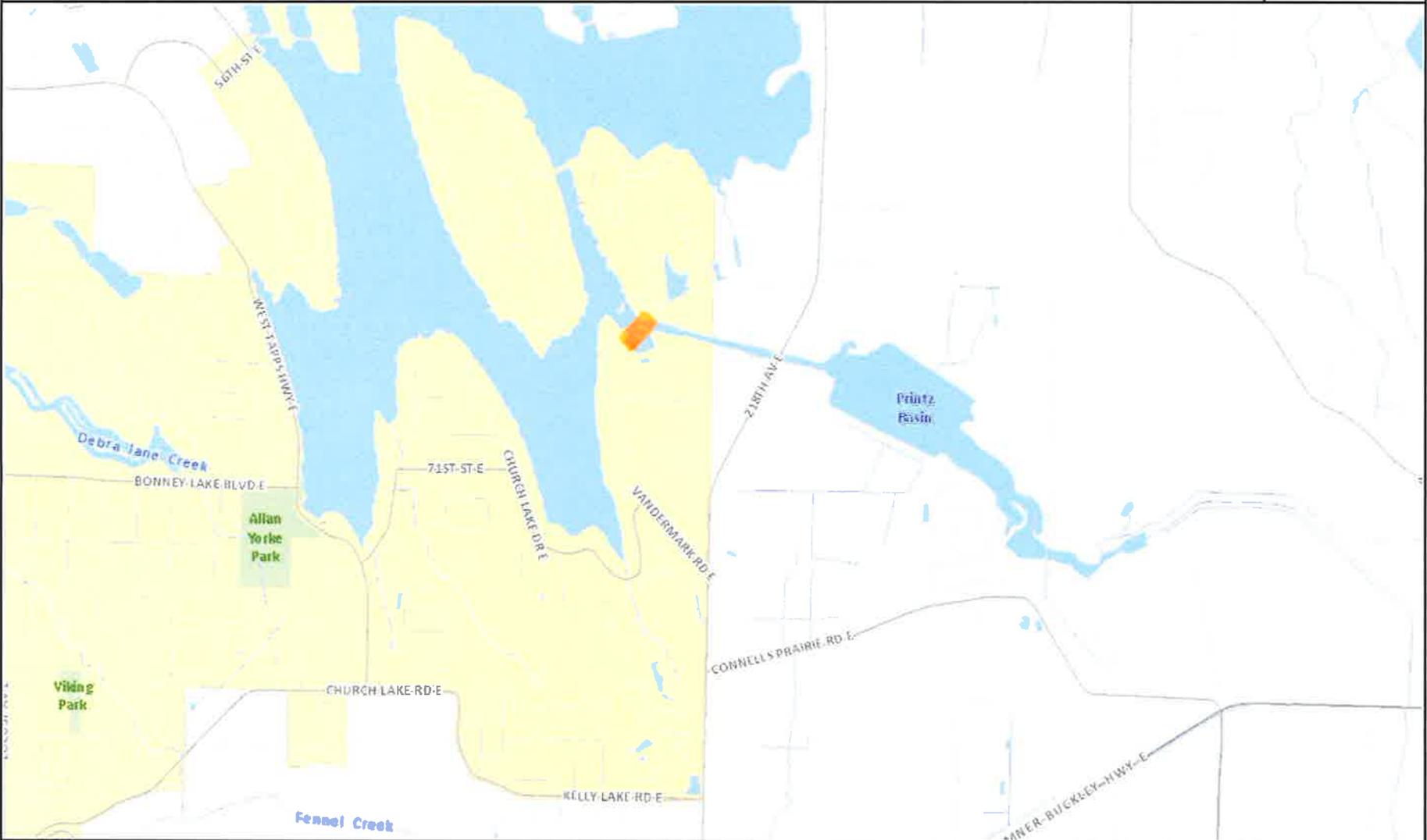
Subconsultant Name	Amount
Cultural Resource Consultants, Inc.	\$3,850.00
<b>Subconsultant Total:</b>	<b>\$3,850.00</b>

**DIRECT EXPENSES:**

Description	Amount
B & W 8.5 x 11	\$820.00
B & W 11 x 17	\$400.00
Plotter Bond/Mylar	\$130.00
Mileage	\$161.00
<b>Expense Total:</b>	<b>\$1,511.00</b>

**Project Total: \$59,636.00**

# Flume Trestle



Disclaimer: The map features are approximate and are intended only to provide an indication of said feature. Additional areas that have not been mapped may be present. This is not a survey. The County assumes no liability for variations ascertained by actual survey. ALL DATA IS EXPRESSLY PROVIDED 'AS IS' AND 'WITH ALL FAULTS'. The County makes no warranty of fitness for a particular purpose. 2014/08/27



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

<b>Department/Staff Contact:</b> Executive / Don Morrison	<b>Meeting/Workshop Date:</b> 28 April 2015	<b>Agenda Bill Number:</b> AB15-62
<b>Agenda Item Type:</b> Ordinance	<b>Ordinance/Resolution Number:</b> D15-62	<b>Councilmember Sponsor:</b> Watson

**Agenda Subject:** Amending the BLMC Regarding Boat Launch Fees and Disabling Bollards

**Full Title/Motion:** An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Ordinance No. 1512, and Section 12.12.051 Of The Bonney Lake Municipal Code Relating To Boat Trailer Parking Fees.

**Administrative Recommendation:** Approve

**Background Summary:** This amendment is intended to correct an oversight. The Council recently changed the Allan Yorke Park boat launch pass to a boat parking pass. Some of the boat parking may be taken up by boat trailers that haul canoes, paddle boats, kayaks, or other water vessels that do not require a state boat registration. The Mayor does not believe the Finance Department needs to verify that a resident owns a registered boat prior to issuing a resident boat trailer parking pass. The proposed ordinance deletes the requirement that the Finance Department verify licensed watercraft ownership before issuing a resident boat launch pass that otherwise meets the criteria for issuance.

**Attachments:** Ordinance D15-62

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
	-0-		-0-
<b>Budget Explanation:</b> NA			

<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): 17 March 2015	Public Hearing Date(s):
Meeting Date(s): 24 March 2015	Tabled to Date:

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



**ORDINANCE NO. 1562**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AMENDING ORDINANCE NO. 1512 AND SECTION 12.12.051 OF THE BONNEY LAKE MUNICIPAL CODE RELATING TO BOAT TRAILER PARKING FEES.**

**WHEREAS**, the City Council wishes to replace the current fees for use of the boat launch facilities at Allan Yorke Park with a flat \$17/day fee for boat trailer parking.

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

**Section 1.** Bonney Lake Municipal Code § 12.12.051 and the corresponding portions of ordinance No. 1512 are hereby amended to read as follows:

**12.12.051 Boat launch facilities – Parking Fees established.**

The following parking fees shall be charged by the city for use of the boat launch facilities:

- A. A resident boat launch parking pass (“resident pass”) shall be available at the Justice and Municipal Center. The cost of the resident pass shall be \$30.00 per watercraft per year. Residency will be verified through utility accounts information, current Washington State driver’s license or other acceptable proof of residency. The resident pass shall not be transferable. ~~Resident watercraft ownership must be verified by state license(s) if applicable, or some other acceptable proof of ownership.~~ The resident pass will expire on December 31st of each year. The resident pass shall be displayed on the vehicle while parking at the boat launch.

The administrative fee for replacement of a pass is \$100.00. No refunds will be given for lost, stolen, or unused passes.

- B. A fee of \$17.00, paid electronically, will be required per day of boat trailer parking at the boat launch facilities for any vehicle not displaying a valid resident pass.
- C. Any person failing to pay the daily parking fee or display a valid pass shall be deemed to have committed a civil infraction and for each such violation shall be subject to a civil penalty in the amount of \$41.00 plus court costs, if any. Failure to respond to a notice of infraction within 15 days shall result in an additional

penalty of \$25.00. The infraction form shall comply with all applicable portions of RCW 46.63.060.

- D. The mayor is authorized to promulgate policies and procedures necessary for the implementation of this section and the administration of the boat launch program.

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

**PASSED** by the City Council and approved by the Mayor this 28th day of April, 2015.

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Neil Johnson, Mayor

AUTHENTICATED:

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Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

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Kathleen Haggard, City Attorney

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

<b>Department/Staff Contact:</b> Executive / Don Morrison PW / Charlie Simpson	<b>Meeting/Workshop Date:</b> 28 April 2015	<b>Agenda Bill Number:</b> AB15-59
<b>Agenda Item Type:</b> Public Hearing	<b>Ordinance/Resolution Number:</b> Resolution 2455	<b>Councilmember Sponsor:</b> Swatman

**Agenda Subject:** Public Hearing and Subsequent Action On the Recommended Surplus of an Old Utility Truck.

**Full Title/Motion:** A Motion Adopting a Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Declaring Certain City Property to be Surplus to the City's Needs.

**Administrative Recommendation:** Approve following public hearing

**Background Summary:** RCW 35.94.040 requires a public hearing before any property acquired with utility funds may be declared surplus and sold. The equipment in question is an old truck that was transferred to the City of Sumner for the Waste Water Treatment Plant operations as part of the first construction upgrade of the plant in 2003-2004. The truck is in need of extensive repairs and deemed surplus by the City of Sumner. Sumner (assuming the truck belonged to them) sold the vehicle through a Public Surplus Auction not realizing that the title still shows City of Bonney Lake as the legal owner and City of Sumner as registered owner. City of Sumner currently has a buyer for the truck. PW has determined that it has no need for this twenty year old truck that is in need of major repairs estimated to cost \$20,000. Bonney Lake would receive the proceeds of the sale.

**Attachments:** Resolution 2455

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
<b>Budget Explanation:</b> N/A			

<b>COMMITTEE, BOARD &amp; COMMISSION REVIEW</b>			
<b>Council Committee Review:</b>	Other	<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</b>	
		<b>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): 4/28/2015
Meeting Date(s): 4/14/2015, 4/28/2015	Tabled to Date:

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



**RESOLUTION NO. 2455**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
BONNEY LAKE, PIERCE COUNTY, WASHINGTON,  
DECLARING SURPLUS PROPERTY AND AUTHORIZING THE  
MAYOR TO SELL SAID PROPERTY PURSUANT TO BONNEY  
LAKE MUNICIPAL CODE CHAPTER 2.70.100(D)**

**WHEREAS**, the City has determined that the 1987 Volvo Autocar tanker truck vehicle is no longer needed within the fleet because of repair costs and operations.

**NOW, THEREFORE, BE IT RESOLVED** that the City of Bonney lake Council authorizes the Mayor to dispose of said property through City of Sumner and Public Service Auction.

**PASSED** by the City Council this 28<sup>th</sup> day of April, 2015.

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Neil Johnson Jr., Mayor

AUTHENTICATED:

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Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

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Kathleen Haggard, City Attorney

# VEHICLE CERTIFICATE OF TITLE

TD-420-002 (R/8/86)

LICENSE NUMBER

D36582

DATE OF APPLICATION

12/31/86

MODEL YR

87

MAKE

AUTOC

POWER/USE

D/EX

SERIES & BODY STYLE

TRK

TITLE NUMBER

8700612719

VEHICLE IDENTIFICATION NUMBER (VIN)

1WBPGCJE2HU302210

FLEET/EQUIP NUMBER

SCALE WT.

MILEAGE

PRIOR TITLE STATE

PRIOR TITLE NUMBER

SPECIFIC COMMENTS:

1 86

REGISTERED OWNER

CITY OF SUMNER WASHINGTON  
1104 MAPLE  
SUMNER WA 98390

LEGAL OWNER

CITY OF BONNEY LAKE  
19306 BONNEY LAKE BLVD  
BONNEY LAKE WA

SIGNATURE(S) OF REGISTERED OWNER(S) BELOW, HEREBY RELEASES ALL INTEREST IN VEHICLE DESCRIBED ABOVE.

BY \_\_\_\_\_  
REGISTERED OWNER SIGNATURE DATE OF SALE

BY \_\_\_\_\_  
REGISTERED OWNER SIGNATURE DATE OF SALE

MILEAGE READING AT TIME OF SALE \_\_\_\_\_

SALE PRICE \_\_\_\_\_

SIGNATURE(S) OF LEGAL OWNER(S) BELOW, HEREBY RELEASES ALL INTEREST IN VEHICLE DESCRIBED ABOVE.

BY \_\_\_\_\_  
FIRST LEGAL OWNER - SIGNATURE & TITLE DATE RELEASED

BY \_\_\_\_\_  
SECOND LEGAL OWNER - SIGNATURE & TITLE DATE RELEASED

I CERTIFY THAT THE RECORDS OF THE DEPARTMENT OF LICENSING SHOW PERSONS NAMED HEREON AS REGISTERED OWNERS AND LEGAL OWNERS OF THE VEHICLE DESCRIBED

*Allyson*  
DIRECTOR - DEPARTMENT OF LICENSING



**LEGAL OWNER:** When lien is satisfied, release interest above and transmit this document to County Auditor or Agent with proper fee. Failure to properly release and transmit the Title within 10 days after lien is satisfied may result in liability to the debtor for \$100 or more pursuant to RCW 46.12.170.

**PURCHASER:** New Title must be applied for within 15 days - see reverse side for transfer information. **SELLER:** See second page for Seller's Report of Sale (White Form).

KEEP IN A SAFE PLACE

ANY ALTERATION OR ERASURE VOIDS THIS TITLE

**City of Bonney Lake  
Surplus Utility Vehicle**

**Volvo Autocar Tanker Truck**

Year: 1987  
Make: VOLVO  
Model: AUTOCAR  
Mileage: 108771  
VIN: 1WBPGCJE2HU302210  
Running Condition: FAIR  
Engine: CUMMINS NTC300  
Transmission: ALLISON

**AUCTION INFO:**

Auction #: 1313049  
Auction Title: VOLVO AUTO CAR TANKER  
# of bids: 21  
End Date: Mar 31, 2015 7:05:48 PM MDT  
Sold to: Puget Sound Truck sells (Dennis R. Scroggins)  
Price: \$16,700.00  
Buyer Premium: \$1,670.00 (10.00%\$1.00 min..)  
Sales Tax: \$1,469.60 (8.80%)

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AMOUNT DUE: \$19,839.60





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

<b>Department/Staff Contact:</b> ASD (HR) / Jenna Richardson	<b>Meeting/Workshop Date:</b> 28 April 2014	<b>Agenda Bill Number:</b> AB15-61
<b>Agenda Item Type:</b> Resolution	<b>Ordinance/Resolution Number:</b> Res. 2457	<b>Councilmember Sponsor:</b>

**Agenda Subject:** Collective Bargaining Agreement with AFSCME Local 120

**Full Title/Motion:** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor Sign A Labor Agreement With Afscme Local #120 Representing Public Works & General Government Employees From January 1, 2015 Through December 31, 2017.

**Administrative Recommendation:** Approve

**Background Summary:** Over the past several months, Peter Altman (contracted attorney representing the City as Chief Spokesperson), Jenna Richardson, and representatives from AFSCME Local #120 have been negotiating a successor agreement that expired on December 31, 2014. It is anticipated that the AFSCME membership will vote on the agreement at their general membership meeting on April 27, 2015. The term of the new agreement would run through 2017.

**Attachments:** Resolution, Collective Bargaining Agreement

<b>BUDGET INFORMATION</b>			
Budget Amount	Current Balance	Required Expenditure	Budget Balance
n/a			
<b>Budget Explanation:</b>			

<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): 28 April 2015	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> (if applicable):



**RESOLUTION NO. 2457**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, AUTHORIZING THE MAYOR TO SIGN A LABOR AGREEMENT WITH AFSCME LOCAL 120 REPRESENTING THE PUBLIC WORKS & GENERAL GOVERNMENT EMPLOYEES, FROM JANUARY 1, 2015 THROUGH DECEMBER 31, 2017**

**WHEREAS**, the labor agreement between the City and AFSCME Local 120 has been expired since December 31, 2014 and

**WHEREAS**, the negotiating teams for the City and AFSCME Local 120 have been meeting regularly to reach an agreement; and

**WHEREAS**, the City Council finds that the terms of the attached agreement are agreeable for the years 2015, 2016 and 2017;

**NOW THEREFORE, BE IT RESOLVED** that the City Council of the City of Bonney Lake, Washington, does hereby resolve that the Mayor is authorized to sign the contract attached hereto and incorporated herein by this reference.

**PASSED** by the City Council this 28th day of April, 2015.

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Neil Johnson Jr., Mayor

AUTHENTICATED:

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Harwood T. Edvalson, MMC, City Clerk

APPROVED AS TO FORM:

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Kathleen Haggard, City Attorney

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# A G R E E M E N T

BY AND BETWEEN

CITY OF BONNEY LAKE, WASHINGTON

AND

AFSCME #120

(REPRESENTING THE PUBLIC WORKS &  
GENERAL GOVERNMENT EMPLOYEES)

JANUARY 1, 2015 THROUGH DECEMBER 31, 2017

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COLLECTIVE BARGAINING AGREEMENT  
BY AND BETWEEN  
CITY OF BONNEY LAKE  
AFSCME #120

(REPRESENTING THE PUBLIC WORKS & GENERAL GOVERNMENT EMPLOYEES)

January 1, 2015 Through December 31, 2017

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A G R E E M E N T  
BY AND BETWEEN  
CITY OF BONNEY LAKE  
AND  
AFSCME #120  
(REPRESENTING THE PUBLIC WORKS & GENERAL GOVERNMENT EMPLOYEES)  
(January 1, 2015 Through December 31, 2017)

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PREAMBLE

THE CITY OF BONNEY LAKE, hereinafter known as the "City" or the "Employer", and the AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES, AFL-CIO, AND THE WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES, AFL-CIO hereinafter known as the "Union", do hereby reach an agreement for the purpose of enhancing the material conditions of the employees, promoting general efficiency of the City of Bonney Lake, and to promote the morale, well-being and security of employees.

ARTICLE 1 ..... DEFINITIONS

- 1.1 As used herein, the following terms shall be defined as follows:
  - 1.1.1 "Employer" or "City" shall mean the City of Bonney Lake.
  - 1.1.2 "Union" shall mean the Washington State Council of County and City Employees and its AFSCME, Local #120.
  - 1.1.3 "Bargaining Unit" shall mean all employees in the classifications as listed in Appendix A of the Agreement, excluding all temporary employees and all employees in classifications not listed in Appendix A of this Agreement.
  - 1.1.4 "Employee" shall mean a regular full-time (40 hours per week) or regular part-time (20 hours or more per week) employee in the bargaining unit and covered by the Agreement.
  - 1.1.5 "Temporary Employee" shall mean an employee in any classification that is hired by the Employer for a period of six (6) months or less. Temporary employees cannot have their employment extended beyond six (6) months without notification to the Union. If the City hires a temporary employee to fill a regular position while posting an opening for that regular position, the City's posting will include the expected date certain to fill that position with a permanent employee. If no date certain is posted, the position is expected to be filled immediately upon completion of the hiring process. Temporary employees shall not be used to supplant or replace bargaining unit employees.

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- 1.1.6 "Probationary Employee" shall mean a new employee subject to a six (6) month probationary period commencing with the employee's most recent date of hire. During this time, such employee is subject to immediate dismissal at the discretion of the Employer. If the City decides to extend a probationary period after 6 months for up to an additional 6 months, the City shall provide an evaluation by the Department Head and notice of deficiencies to the employee before the initial 6 month period expires. During probation the employee may use accrued sick leave, as provided in this Agreement, but shall have their probation extended on an hour for hour basis by the amount of sick leave utilized during their probationary period. Probationary employees dismissed during the probationary period shall be notified in writing of the actions and the reasons for failing probation. Probationary employees who are dismissed may appeal their dismissal to the Mayor whose decision shall be final.
  - 1.1.7 "Registered Domestic Partner" shall mean two adults who meet the requirements for a valid state registered domestic partnership as established by RCW 26.60.030 and who have been issued a certificate of state registered domestic partnership by the Secretary of State's office.

ARTICLE 2 ..... UNION RECOGNITION

- 2.1 UNION RECOGNITION — The Employer recognizes the Union as the exclusive bargaining representative for all employees as listed in Appendix A as concurrently existing or as subsequently amended by the parties during the life of this agreement, excluding management personnel and employees with confidential responsibilities and excluding employees of other bargaining units. All collective bargaining with respect to wages, hours, working conditions, and other conditions of employment, shall be conducted by authorized representatives of the Union and authorized representatives of the Employer. The Agreement reached between the two parties to this Agreement shall become effective only when signed by the designated representatives of the Union and the designated representatives of the Employer. A current list of represented classifications is listed in Appendix "A" of this Agreement.
- 2.2 RECOGNITION OF BARGAINING UNIT MEMBERS – Classifications which are accreted into the existing bargaining unit (either through voluntary recognition or through PERC certification) shall be covered under the terms and conditions of this Agreement. Majority status for representational purposes shall be determined by Washington law and through the procedures set forth in Chapter 41.56 RCW. The City will notify the Union when it establishes a new classification that it reasonably believes has duties and job responsibilities similar to those already performed by bargaining unit members.

ARTICLE 3 ..... UNION RIGHTS

- 3.1 NON-DISCRIMINATION — No employee shall be discharged or unlawfully discriminated against for holding Union principles, fulfilling duties as an officer of the Union, or serving on a Union committee: likewise, there shall be no discrimination against any

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individual because of race, sex, color, sexual orientation or creed, or employment, membership, or non-union membership, mental or physical disability, unless such is a bona fide occupational qualification.

3.2 INSPECTION PRIVILEGES — Authorized agents of the bargaining unit shall have access to the Employer's establishment during working hours for the purpose of adjusting disputes, investigating working conditions, and ascertaining that the Agreement is being adhered to; provided, however, that there is no interruption on the City's working schedule.

ARTICLE 4 ..... UNION MEMBERSHIP

4.1 UNION MEMBERSHIP — Employees covered by this Agreement, and as listed in Appendix A, shall become and remain members of the Union as a condition of employment thirty-one (31) days after the effective date of the Agreement and for the duration of this Agreement. Future employees shall, as a condition of employment, become and remain members of the Union thirty-one (31) days after becoming employed by the Employer. Any employee who does not wish to become a member of the Union for religious or other reasons, shall pay an amount equivalent to the monthly union dues to a non-religious charity or to another charitable organization mutually agreed upon by the Employer, the employee affected and the bargaining representative to which such employee would otherwise pay the dues and initiation fees. The employee shall furnish written proof that such payment has been made each month. If the Employer, the employee and the bargaining representative do not reach agreement on such matter, the Public Employment Relations Commission shall designate the charitable organization. Employees who fail to comply with the above provisions of the Agreement shall be subject to discharge within thirty (30) days after the Employer has been notified by the Union, except temporary employees that are hired for a determined period of time in writing or for six (6) months or less.

ARTICLE 5 ..... PAYROLL DEDUCTION AND PAY DAYS

5.1 PAYROLL DEDUCTION — Upon receiving authorization cards, the Employer shall deduct current monthly Union dues from the employee's salary and submit same to the Washington State Council of County and City Employees each month.

5.2 Upon issuance and transmission of such dues and initiation fees to the Union, the Employer's responsibility shall cease with respect to such deductions. The Union and each employee authorizing the assignment of wages for payment of Union dues hereby undertake to indemnify and hold the Employer harmless from all claims, demands, suits or other forms of liability that may arise against the Employer for or on account of any deduction made from the wages of such employee.

5.3 PAY DAYS. Employees shall be paid twice per month. Pay days shall be by the 7<sup>th</sup> day of the month for pay periods covering the sixteenth through the last day of the

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month, and by the 22<sup>nd</sup> day of the month for pay periods covering the first through the fifteenth (1-15) of the month.

ARTICLE 6 ..... SENIORITY

6.1 Seniority shall consist of continuous service of the employee from the date hired into a regular position. The employee's earned seniority shall not be lost because of illness, authorized leave of absence, furlough, or temporary layoff. The seniority list shall be brought up to date each January 1st and posted in a conspicuous place.

ARTICLE 7 ..... LAYOFF AND RECALL

7.1 LAYOFF AND RECALL — In the event of layoff, the Employer shall determine the numbers and classifications of any positions to be cut.

7.2 When it is necessary to reduce the work force, it shall be according to ability and seniority. When ability is equal, as determined by the employer, seniority shall prevail. The Employer shall give as much advance notice as possible, but at least four (4) weeks' notice to any employee subject to layoff (and contemporaneous notice to the Union). The City agrees to bargain the impacts a layoff or hours reduction may have on wages, hours, or working conditions of bargaining unit members. An employee shall be defined as having the ability to perform a job if the employee previously worked in that position or is in a position within the same classification series and has higher level duties and still meets the minimum requirements of the position to which the employee may be bumped down into.

7.3 The names of all employees laid off shall be placed on a layoff/recall list for a period not to exceed eighteen (18) calendar months from the date of layoff. Employees shall be recalled in the reverse order of layoff, with the last person released entitled to be returned to any classification with the bargaining unit previously held by the employee in the course of employment with the Employer which the employee is qualified to fill. It shall be the responsibility of the employee to keep the Employer informed of their current address.

7.4 Employees displaced by a reduction of the work force through job consolidating (combining the duties of two (2) or more jobs), the installation of new equipment or machinery, the curtailment or replacement of existing facilities, the development of new facilities, or budgetary constraints shall be laid off and recalled in accordance with this article.

7.5 No new temporary or regular employees shall be hired into affected job classifications during the periods of layoff until all employees in layoff status have been given the opportunity to work, provided employees on layoff are qualified to perform the duties of the open position as defined in Section 7.2 above.

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7.6 Refusal to be recalled to an open position of approximately equivalent hours and in the same benefit category (*i.e.* eligible for benefits vs. non-benefitted), excluding temporary openings, will terminate the employee's recall rights. If an employee accepts being recalled to a lower compensated classification, or a position that does not have approximately equivalent hours or is not in the same benefit category, than that occupied prior to layoff, the employee shall maintain his/her right to be recalled to the classification and hours vacated at layoff for a period of eighteen (18) months. For purposes of this section, "approximately equivalent hours" means at least 80% of the hours worked by the employee prior to layoff.

ARTICLE 8 ..... HOLIDAYS

8.1 HOLIDAYS — Each employee shall be entitled to eight (8) hours salary on each of the following days which are hereby declared to be official holidays:

- New Year's Day (First Day of January)
- Martin Luther King Day (Third Monday in January)
- Presidents Day (Third Monday in February)
- Memorial Day (Last Monday in May)
- Independence Day (July 4<sup>th</sup>)
- Labor Day (First Monday in September)
- Veteran's Day (November 11<sup>th</sup>)
- Thanksgiving Day (Fourth Thursday in November)
- Friday Following Thanksgiving Day
- Christmas Eve Day (December 24<sup>th</sup>)
- Christmas Day (December 25<sup>th</sup>)
- Floating Holiday

8.2 Any holiday falling on Sunday shall be observed the following Monday; any holiday falling on Saturday shall be observed on the preceding Friday. Should a Friday and a Saturday or Sunday and a Monday be two sequential Holidays the Holidays shall be observed on Thursday and Friday in the former case, or Monday and Tuesday in the latter case. For instance if Friday is Christmas Eve Day and Saturday is Christmas Day the official holidays will be observed as Thursday (Christmas Eve Day) and Friday (Christmas).

8.3 Any day, in addition to the above listed days, may be designated as a holiday by the Employer.

8.4 Employees shall receive the holiday with pay only if in a paid status the full day before and the full day after the holiday.

8.5 Employees shall request use of the floating holiday at least 10 days in advance. All requests shall be made prior to December 1<sup>st</sup> of each year. Permission to use the floating holiday shall not be unreasonably withheld. If a floating holiday use request is denied or cancelled due to emergency call-back, and the employee is not provided

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another mutually acceptable day to take the holiday, the floating holiday shall be carried-over to the next year. A new employee hired after July 1<sup>st</sup> of each year shall not be eligible for the floating holiday until the next year.

8.6 Pursuant to RCW 1.16.050(3), an employee is entitled to two (2) unpaid holidays per calendar year for a reason of faith or conscience or an organized activity conducted under the auspices of a religious denomination, church, or religious organization. Leave will be provided in accordance with Washington law and the City's municipal code. In the event the City's municipal code conflicts with Washington law, then the minimum requirements of the law shall apply.

ARTICLE 9 ..... VACATION

9.1. VACATION — Each regular employee hired on or after May 1, 2004 shall accrue the following amount of vacation leave during continuous service with the City as follows (a day shall be equal to eight (8) hours):

1st year	11 days
2nd year	12 days
3rd year	13 days
4th year	14 days
5th year	15 days
6th year	16 days
7th year	17 days
8th year	18 days
9th year	19 days
10th year	20 days
11th year	21 days
12th year	22 days

An employee hired on or before the first pay period of any month shall accrue vacation leave from the first day of that pay period. An employee hired after the first pay period of any month shall accrue vacation from the first day of the next pay period following.

Employees hired prior to May 1, 2004, shall be grandfathered at the previous vacation accruals as shown in Appendix "B."

9.2 Only those days on which the employee would normally be required to work shall be counted in computing the vacation period to which the employee is entitled.

9.3 When a paid holiday falls on a vacation day, the employee shall not be required to use a vacation day.

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- 9.4 Vacation shall be taken by an employee upon prior approval by the department head or the department head's designee. When an employee is out of sick leave and vacation leave is used in lieu of sick leave that use will be subject to Article 11.
- 9.5 The vacation request period shall be from November 1<sup>st</sup> – November 30<sup>th</sup> for the following calendar year. Vacation requests submitted during the request period will be approved on a seniority basis by December 15<sup>th</sup>. Vacation requests submitted after the request period shall be approved on a first come basis and will be responded to with an approval/denial notification within three (3) business days of the date the request was submitted. Permission to use vacation shall not be unreasonably withheld.
- 9.6 Accumulated vacation time shall not exceed 240 hours as of December 31<sup>st</sup> of each year. Leave in excess of 240 hours will be forfeited each year on the pay period following December 31<sup>st</sup> unless the employee has requested leave by December 1<sup>st</sup>. If a vacation request is denied or cancelled due to emergency call-back and the employee is not provided another mutually acceptable day to take the vacation, the vacation accrual in excess of 240 hours shall be cashed out on the pay period following December 31<sup>st</sup>. Any vacation time accumulated shall be scheduled at the discretion of the Employer. Accrued vacation time shall be listed on the employee's paycheck summary.
- 9.7 Each regular employee whose service is terminated shall be compensated for unused vacation at the straight time hourly rate of pay.
- 9.8 Unless approved in advance in writing by the City Administrator, vacation time shall not be utilized until the employee has successfully completed the six (6) month probationary period. Upon successful completion of the probationary period and attainment of regular status, the employee shall be credited with the contractual vacation accrual. No probationary employee shall take vacation leave during the probationary period.

## ARTICLE 10 HEALTH & WELFARE

- 10.1 MEDICAL — For 2015, the Employer shall pay the premiums to provide employee, spouse and dependent coverage identified in the AWC Benefit Trust, Plan HealthFirst, the Group Health Cooperative Plan II or the High Deductible Health Plan (HDHP) with Health Savings Account (HSA).

Effective January 1, 2016, the Employer shall pay the premiums to provide employee, spouse, and dependent coverage identified by the AWC Benefit Trust, Plan AWC HealthFirst 250, the AWC Group Health Cooperative Plan 3 (*i.e.* \$20 Co-Pay Plan), or the High Deductible Health Plan (HDHP) with Health Savings Account (HSA).

- 10.1.1 PREMIUMS - The employee's contribution to insurance premiums shall be paid through the City's IRS Section 125 plan. Benefits for regular part-time employees shall be

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pro-rated.

- 10.1.2 Premiums for employees (and spouse/dependents) participating in the High Deductible Health Plan (HDHP) with Health Savings Account (HSA) will be 100% paid by the employer. Enrollment is subject to AWC's participation/enrollment rules.

Effective January 1, 2016 and onward, employees who select the HDHP/HSA option will have the following seed money (the "seed money") deposited into their HSA accounts by the City as a one-time lump sum deposit:

Employee only	=	\$2,000
Employee + 1	=	\$2,500
Employee + 2	=	\$3,000
Employee + 3 (or more)	=	\$3,500

On an annual basis thereafter (January 1, 2017 and onward), the City will contribute the following amounts (the "annual contribution") into each employees' HSA accounts:

Employee only	=	\$1,000*
Employee + 1	=	\$1,750*
Employee + 2	=	\$2,250*
Employee + 3 (or more)	=	\$2,500*

Employees who select the HDHP/HSA option are entitled to the seed money contribution by the City only once during their employment, and do not earn both the seed money and the annual contribution in the same year (*i.e.* an employee who selects the HDHP/HSA option earns the seed money in the first year, and then receives the annual contribution in subsequent years). HSA seed money and annual contributions will be pro-rated for part-time employees and new hires. Annual contributions made by the City will be divided into four deposits at the start of each quarter.

\*Effective January 1, 2017 onward, these amounts will increase annually based on the percentage increase applied to the IRS maximum contribution limit. For example, if the 2017 IRS contribution limit increases by 5% over the 2016 maximum, the City will increase its contribution for each category by 5% (*e.g.* \$1,000 for employee-only + 5% = \$1,050).

- 10.1.3 2015 - Each employee shall contribute 15% toward the cost of premiums for any plan other than the High Deductible Health Plan with HSA for any spouse and/or dependent(s) included on the medical plan. Each employee shall contribute \$0.00 towards the cost of premiums for employee-only (individual) coverage.

2016 – Each employee shall contribute 15% toward the cost of premiums for any plan other than the High Deductible Health Plan with HSA for any spouse and/or dependent(s) included on the medical plan. Each employee shall contribute \$30.00

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per month towards the cost of premiums for employee-only (individual) coverage for any plan other than the HDHP/HSA option.

2017 – Each employee shall contribute 15% toward the cost of premiums for any plan other than the High Deductible Health Plan with HSA for any spouse and/or dependent(s) included on the medical plan. Each employee shall contribute 5% per month towards the cost of premiums for employee-only (individual coverage) for any plan other than the HDHP/HSA option.

- 10.2 DENTAL — Effective January 1, 2015, the Employer will pay up to \$115 per month towards the premium for employee and dependent dental benefits for WSCCCE Plan Ten (X). Effective January 1, 2016 and onward, the Employer will pay 100% of the premiums for employee and dependent dental benefits identified in the WSCCCE Plan Ten (X).
- 10.3 VISION — Effective January 1, 2015, the Employer shall pay up to twenty-five (\$25) dollars towards the premiums to provide employee, spouse and dependent coverage identified in the WSCCCE Vision Plan. Effective January 1, 2016 and onward, the Employer will pay 100% of the premiums for employee and dependent vision benefits identified in the WSCCCE Vision Plan.
- 10.4 DISABILITY — The Employer shall pay the premiums necessary to provide benefits identified as the WSCCCE Long-term Disability Plan, six (6) month waiting period.
- 10.4.1 SHORT TERM DISABILITY - The City will withhold monthly premiums from all AFSCME represented employee's wages in the amount set forth and established by the United Employees Benefit Trust to cover the cost of Short Term Disability (Time Loss Plan 4) provided under this agreement.
- 10.5 EMPLOYEE ASSISTANCE PROGRAM — The Employer shall pay the premiums to provide benefits identified as the Employee Assistance Program through the AWC Employee Benefit Trust.
- 10.6 Employees shall notify Employer of any change in the status of dependents that may affect insurance coverage within 10 days of such change.
- 10.7 Bargaining Unit Members will be eligible for the City's Medical Cost Savings Program as detailed in City policy; provided however, that the City continues to meet underwriting requirements of the Association of Washington Cities. Participation in the City's Medical Cost Savings Program may be restricted if the City is subject to a penalty under the Affordable Care Act for failing to offer compliant health coverage to employees. Bargaining unit members and non-represented staff will be considered based on their request to participate in this program on a first come basis.
- 10.8 LIFE INSURANCE - City will provide a term life insurance policy for each employee through AWC Employee Benefit Trust in the amount of \$50,000. Life insurance may

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be actuarially reduced based on an individual's age and is based on the underwriting rules of AWC.

10.9 Except as otherwise provided, the Employer shall pay one hundred percent (100%) of the premiums set forth above for the life of the Agreement.

ARTICLE 11 ..... SICK LEAVE

11.1 SICK LEAVE — Employees shall accrue sick leave at the rate of eight (8) hours for each full calendar month of employment, to a maximum of nine hundred-sixty (960) hours. Sick leave may be used as soon as it is accrued. However, sick leave benefits shall be used only for bona fide cases of sickness, accidents, doctor or dental appointments, maternity leave, and requests for the employee's presence by immediate family, doctor or clergy due to family illness or emergency. In any case in which an employee shall be entitled to benefits or payments under the Workers' Compensation Act or similar legislation of the State, or any other governmental unit, the City shall pay the difference between the benefits and payments received under such Act by such employee and the regular rate of compensation he would have received from the City if able to work.

11.2 PAYOFF — Payoff shall be based on an accumulation of unused sick leave to a maximum of seven hundred-twenty (720) hours. Employees shall be compensated at their regular base rate of pay in effect when permanently separated from employment in accordance with the following schedule:

Resignation or layoff .....	25% (five years' service minimum)
Disability, death or demonstrated eligibility for DRS or Social Security retirement.....	100%

11.3 USAGE — Employees eligible for sick leave with pay shall be granted such leave for the following reasons:

11.3.1 Personal illness or physical incapacity resulting from cause beyond employee's control.

11.3.2 Forced quarantine of the employee in accordance with community health requirements.

11.3.3 The illness of a member of the employee's immediate family which shall include spouse, registered domestic partner, son or daughter, stepchildren, mother or father, stepmother or stepfather, mother-in-law or father-in-law, or any person who is a resident of the employee's household, and dependent on them for medical care.

11.4 NOTIFICATION — An employee on sick leave shall notify the department head or the department head's designee of the fact and the reasons therefore within two (2) hours



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reasonably possible. In the event the employee does not provide notice to Human Resources, all leave types will be used until exhausted and the City will not retroactively replace leave banks. Employees may elect to buy back any paid sick leave used on a dollar for dollar basis with the payment received from Workmen's Compensation. Employees may not buy back paid vacation leave used during Workmen's Compensation leave.

- 12.4 During the temporary disability, the Employer shall continue to pay health & welfare premiums. Except in the case of on the job injuries, at the time sick leave, vacation credits, or compensatory time are exhausted, or if the employee chooses not to use sick leave, vacation credits, or compensatory time, the Employer shall cease payment of said health & welfare premiums to be effective the first full month following exhaustion of said sick leave, vacation credits, compensatory time, or refusal to use same.
- 12.5 Upon expiration of temporary disability leave, the employee shall be assigned to the same position, if open, occupied before the leave or to an equivalent open position. The Employer shall in good faith endeavor to place the employee into a job commensurate with the employee's previous position. Should a commensurate position be unavailable, the employer may place the employee in a lower classification position at the salary level of the lower position closest to the salary of the higher position. At such time as the original position becomes open the employee shall be given the option of returning to the original position.
- 12.6 Notwithstanding any of the above, leave benefits shall be no less than those granted in the Federal Family and Medical Leave Act, as now stated or hereinafter amended.

ARTICLE 13 ..... BEREAVEMENT LEAVE

- 13.1 BEREAVEMENT LEAVE — At the request of the employee, up to three (3) days of bereavement leave with pay shall be granted to the employee upon the death of a member of the employee's immediate family. The length of leave granted beyond three (3) days shall be determined by the department head or the department head's designee, and shall be deducted from sick leave, vacation leave, or compensatory time as the employee chooses. Absent special circumstances approved by the City in advance, all bereavement leave shall be taken within thirty (30) days of the date of death of an immediate family member.
  - 13.1.1 Immediate family shall include parents, siblings, spouse, registered domestic partner, spouse equivalent, child (including step-child, foster child or legally adopted child), siblings-in-law, mother-in-law and father-in-law or grandparents of the employee, grandchildren, and any person who was a resident of the employee's household, and dependent on him/her.

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ARTICLE 14 ..... MATERNITY LEAVE

- 14.1 MATERNITY LEAVE — Upon written request, the Employer may grant up to eight (8) weeks maternity leave that would run in conjunction with state and federal leave types. The employee may elect to use accumulated sick leave, vacation, or compensatory time. If an employee has exhausted all accumulated leaves and compensatory time, and subject to the approval of the Mayor, the employee may be granted leave without pay. When the employee elects to use leave without pay, the Employer will continue to pay medical-dental premiums for thirty (30) days from the first day of leave without pay.
- 14.2 Notwithstanding any of the above, leave benefits shall be no less than those granted in the Federal Family and Medical Leave Act, or applicable state or local law, as now stated or hereinafter amended.

ARTICLE 15 ..... HOURS OF WORK

- 15.1 WORK WEEK — The work week shall be forty (40) hours of work to consist of five (5) consecutive days. Each day shall be eight (8) consecutive hours exclusive of meal periods, beginning on Monday of each week and ending on Friday of that week. For FLSA/payroll purposes, the workweek shall be defined as a seven (7) day period beginning at 12:00AM on Sunday and ending at 11:59PM on Saturday. An alternative work week consisting of forty (40) hours to be worked in a four (4) or five (5) consecutive day period or a nine (9) – eighty (80) schedule to be worked over a two (2) week period, where an employee works eight (8) nine (9) hour days and one (1) eight (8) hour day may be scheduled by mutual agreement between the employee and the Employer. A change in scheduled work hours may be made by mutual agreement of the Employer and Employee or with at least forty-eight (48) hours notice by the Employer to the Employee. Changes in schedules will be communicated to affected employees orally or by posting on the bulletin board.
- 15.2 OVERTIME — Overtime shall mean all time worked in excess of a forty hour work week. Use of sick leave, vacation leave, holiday leave, or compensatory time shall constitute time worked for the purposes of calculating overtime. Furlough or Furlough replacement time shall not constitute time worked for the purposes of calculating overtime. Overtime shall be paid at the rate of one and one-half times (1 1/2) the employee's regular straight time hourly rate of pay, or in compensatory time-off if mutually agreed by the employee and the employer.
- 15.3 STANDBY PAY — Employees required to be on standby shall receive a standby premium of twenty-five dollars (\$25.00) per weekday and thirty (\$30.00) per day for weekend days and holiday(s) for all days assigned, provided; the employer shall establish a volunteer list of those employees who are assigned to standby. With reasonable cause, the employer reserves the right to refuse any employee who requests to be placed on the list. Effective May 1, 2015 and onward, the standby

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premium shall be increased to thirty dollars (\$30.00) per weekday and forty dollars (\$40.00) per weekend day and holiday.

- 15.4      **CALLBACK** — Employees who are called back to work shall receive one and one-half (1 1/2) times their regular straight time hourly rate of pay for all hours worked; provided, however, the employee shall receive not less than two (2) hours at the overtime rate. If an employee is called out a second time outside of the first two-hour period, the employee shall receive an additional emergency callback of not less than two (2) hours at the overtime rate. If the employee is not required to return to work, i.e., is able to accomplish the work by using the laptop computer, then callback compensation shall be a minimum of one (1) hour at one and one-half (1 1/2) times their regular straight time hourly rate of pay or actual hours worked, if in excess of one (1) hour.
- 15.5      Each employee, who because of the nature of duty and the request of the department head or the department head's designee, works any portion of any holiday, shall be compensated at the double-time rate of two (2) hours straight time for each hour worked. Compensation shall be compensatory time off or pay at the employee's discretion.
- 15.6      Each employee who is called back to work during the employee's prearranged vacation period, shall be reimbursed all scheduled, unused vacation time. The employee shall be paid at the rate of one and one half (1 1/2) times their regular straight time hourly rate of pay for that period of time that they would have been on vacation.
- 15.7      **COMPENSATORY TIME** — Employees may accrue up to sixty-four (64) hours compensatory time.

ARTICLE 16 ..... WAGES

- 16.1      **WAGES** — Employees covered by this Agreement shall be compensated in accordance with the wage schedule set forth in Appendix 'A' to this Agreement.
- 16.2      The parties hereto agree that the wages in effect and now being paid to the employees who are covered under the terms of this Agreement, shall not be reduced in view of the provisions of this Agreement.
- 16.3      **DEFERRED COMPENSATION.** Effective January 1, 2015, employees shall be granted up to a \$75 employer monthly matching contribution to the employee's ICMA-RC 457 deferred compensation account. Effective May 1, 2015, the monthly deferred compensation matching contribution shall increase from \$75 to \$100.
- 16.4      **BOOT ALLOWANCE.** For employees required to wear safety footwear, the City will provide each employee \$100 annually (subject to legally required deductions) to allow employees to purchase their own safety work boots for use while working. Such

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payment will be paid once per year, in the second pay cycle ending in September, to all current and continuing employees in the classifications covered by this Agreement who are required to wear safety footwear. There will be no pro-rata payments. Employees covered by this section will be required to wear safety footwear while working at all-time except while attending all-day classroom environments.

ARTICLE 17 ..... UNION ACTIVITIES

17.1 LEAVE FOR UNION OFFICIALS. The bargaining unit may designate three (3) official representatives who are employees in the bargaining unit to be granted time off with pay while conducting contract negotiations, but limited to one (1) official representative for grievance and/or issue resolutions in addition to the member/grievant and business agent. All time off for union business shall be taken only when the City is able to adequately staff the employee's job duties during the time-off, and the actual wage cost to the City is no greater than the cost that would have been incurred had the union official not taken time-off. The bargaining unit may designate up to two (2) additional employees in the bargaining unit to participate in contract negotiations provided said employees take vacation time, flex their shifts, or take leave without pay; provided that said additional representative(s) notifies the City at least forty-eight (48) hours prior to the time off and the City is able to properly staff the employee's job duties during the time-off at the City's sole discretion.

ARTICLE 18 GRIEVANCE PROCEDURE

- 18.1 "Grievance," as used herein shall mean any dispute or controversy that may arise over the interpretation or application of an express provision of the Agreement.
- 18.1.1 STEP ONE — Within fifteen (15) calendar days of knowledge of the occurrence or the situation, condition or action giving rise to an alleged employee grievance, but in no event more than ninety (90) calendar days from the alleged occurrence, the grievant and/or a representative shall present the grievance to the employee's immediate supervisor or department head.
- 18.1.2 STEP TWO — If a satisfactory settlement is not reached, the grievance shall be reduced to writing and presented to the Mayor or the Mayor's designated representative, who shall schedule a meeting as soon as possible for the purpose of hearing the grievance and shall render a decision within thirty (30) calendar days of receiving the grievance. The written grievance shall contain the specific contract violation, the relevant facts and the remedy sought by the grievant.
- 18.1.3 STEP THREE — If a satisfactory settlement is not reached in Step Two, either party may submit the matter to arbitration within thirty (30) calendar days following the completion of Step Two.
- 18.2 ARBITRATOR — Should the parties be unable to agree upon an Arbitrator, a list of eleven (11) Washington State arbitrators shall be requested from the Public

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Employment Relations Commission. Both parties shall meet and strike a name until one (1) Arbiter is selected.

18.2.1 The decision of the Arbiter shall be final and binding on both parties; provided, however, the arbiter shall have no power to add to, subtract from or alter, change, or modify the terms of this Agreement, and the Arbiter's power shall be limited to interpretation or application of the express terms of this Agreement, and all other matters shall be excluded from arbitration.

18.2.2 Each party shall bear the cost of its own representation, and all other expenses incident to the arbitration shall be divided equally.

18.3 TIME LIMITS — At any step of the procedure time limits may be extended by mutual agreement of the parties.

ARTICLE 19 ..... AMENDMENTS

19.1 AMENDMENTS — Any amendments to this Agreement during its duration shall be by mutual agreement by both parties to this Agreement. The parties acknowledge that they have had the opportunity to present and discuss proposals on any subject which is, or may be subject to collective bargaining.

ARTICLE 20 ..... EDUCATION PAY

20.1 EDUCATION — It is the policy of the City to provide and encourage training opportunities, including attendance at workshops and seminars, for as many regular employees as possible, within budget appropriations and subject to prior approval by the authorizing supervisor or Department Head. The objective of this policy is to encourage and motivate employees to improve their personal capabilities in the performance of their assigned duties. Tuition and fees for such approved training will be paid for by the assigned department when approved by the authorizing supervisor or Department Head.

20.2 Upon the request of an employee, the City may, at its option, provide an opportunity for training lower level employees that don't meet the minimum qualifications of a higher position if the City foresees a possible future need in a particular job description. If this training move is offered by the City, and agreed to by the union and the employee, the pay will continue at their normal pay level during such training.

ARTICLE 21 ..... OUT OF CLASS PAY

21.1 Any employee who is required by the appointing authority to accept the responsibilities and carry out additional duties of a position or rank above that which the employee normally holds, shall be paid 5% above their current rate of pay while so acting out of class. When an employee is required to perform the majority of duties and responsibilities of a higher paid position due to a position vacancy or an extended

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period of leave which is anticipated to last more than five (5) work days, the employee shall be paid a minimum of 5% above their current rate or the entry-level step of the assumed position, whichever is greater.

21.2 However, such person shall not be paid in the higher range until they have completed one (1) shift in the higher range, and shall be paid 5% above their current rate.

21.3 If an employee is working out of class to fill a position left vacant by an employee on leave who is expected to return to their previous position, the employee working out of class shall be returned to their previous regular position at the completion of the leave of absence. The use of a temporary employee to fill the position vacated by the employee required to work out of class is recognized as appropriate.

ARTICLE 22 NO STRIKE & NO LOCK-OUT

22.1 The Union agrees that there shall be no work stoppage due to a strike during the term of this Agreement.

22.2 There will be no lockout of employees in the Union by the Employer as a consequence of any dispute arising during the term of this Agreement.

ARTICLE 23 ..... MANAGEMENT RIGHTS

23.2 MANAGEMENT RIGHTS — The conduct of the City's business, the efficient management and operations of the City, and the direction of the work force are vested in the City.

23.3 Except as restricted by this Agreement, the foregoing functions of the Employer are recognized to include, but are not limited to, the right to hire, promote, and change or discontinue operations, practices, and work of employees, including the establishment of and modification to job classifications and descriptions. It further includes the right to determine the hours of work, to make and enforce reasonable rules and regulations, to promote safety, efficiency, discipline, order and protection of the City's employees, operations and property for injury, damage or the loss from any source. It further includes the right to modify or create new job descriptions subject to the Union's right to negotiate the impact, if any, to substantial changes to those job descriptions. It further includes the Employer's right to establish and implement pre-employment drug screening for prospective employees, or drug screening for existing employees applying for a safety sensitive position. The Employer may also establish standards for uniforms and require them to be worn. The Employer shall pay for any mandated Bonney Lake uniforms such as shirts, vests, jackets, etc.

23.4 The Union agrees to give full cooperation in carrying out the functions vested in the City for the conduct of its business and the efficient management and operation, and the prevention of violations by its members of the provisions of the Agreement or the rules and regulations herein agreed to. Violations by employees of the provisions of

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this Agreement or the rules and regulations referred to above will warrant reasonable disciplinary action.

ARTICLE 24 ..... SAVINGS CLAUSE

24.1 SAVINGS CLAUSE — Should any provision of this Agreement be found to be in violation of any federal, state or local law, all other provisions of this Agreement shall remain in full force and effect for the duration of this Agreement.

ARTICLE 25 ..... PERSONNEL FILES

25.1 All items placed in the employee's personnel file which may be used in future disciplinary action shall be presented to the affected employee for signature. The signature shall be for the sole purpose of indicating that the Employee has seen or received the item. Any such item found in said personnel file without the employee's signature shall be considered moot in any disciplinary proceedings. Employees may request removal of such items after a period of 24 months. Requests shall be made to the employee's Department Head.

ARTICLE 26 ..... DISCIPLINARY ACTION

26.1 The Employer may discharge or suspend an employee for just cause. No employee shall be discharged or suspended unless a written warning notice shall previously have been given to such employee of a complaint against him/her concerning his/her work conduct, except that no such prior warning notice shall be necessary if the cause for discharge or suspension is dishonesty, drinking on duty, use of controlled substances, recklessness, or other acts of a parallel magnitude. Probationary employees are not covered by this section.

26.2 DISMISSALS AND DEMOTIONS — The Employer shall act in good faith in the dismissal or demotion of any regular non-probationary employee. Should the Union present a grievance in connection with a dismissal or demotion of a regular non-probationary employee, to the Employer, the dismissal or demotion shall be reviewed under the terms of the grievance procedure.

ARTICLE 27 ..... CERTIFICATION

27.1 Maintenance Worker I and II, and Maintenance Electrician employees holding valid state certifications as required by the Employer, shall receive a premium of twenty (\$20) dollars per month per certification to a maximum of eighty (\$80.00) dollars per month.

27.1.3 Valid certifications shall include those certifications on the following lists, provided however that those employees who are assigned to work 50% or more in either water and/or sewer shall have at least two (2) of their certifications from List "A" in order to

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qualify for certification pay. If an employee is transferred from a different department to water and/or sewer at the request or demand of the City, the employee will retain existing certification pay for six (6) months. Following the six (6) month mark, the employee will need to comply with the requirements of this Article in order to qualify for continued certification pay. The City will pay the class, testing, and certification fees for those certifications on the “A” and “B” lists. All Maintenance Workers shall obtain and maintain a Class “A” CDL license as a condition of employment. The employee shall be personally responsible for the initial certification. The City will pay for all subsequent renewals. All current bargaining unit members hired on or before 1/1/08 shall be grandfathered for the Class “A” CDL requirement.

List “A” Certifications

Water Distribution Specialist (trainee)  
Water Distribution Specialist I and II  
Water Distribution Manager I, II, III, IV  
Waste Water Collection Specialist I and II  
Cross Connections Control Specialist  
Flyght Pump  
Water Treatment Plant Operator I, II  
Septic System Inspector  
Backflow Prevention Assembly

List “B” Certifications

Herbicide Application License  
CDL Endorsement for Hazardous Waste  
CDL Endorsement for Tanker  
Asbestos Pipe  
Traffic Signal Technician  
Roadway Lighting Specialist  
Playgrounds  
Associate Signs & Markings Specialist Level I  
Signs & Markings Specialist II  
Signs & Markings Specialist III  
Certified Erosion and Sediment Control Lead

Maintenance Worker II – Water Treatment Operator Premium

Maintenance Worker II – Water Treatment Operator employees holding valid state certifications as required by the Employer, shall receive a premium of one-hundred and twenty-five (\$125) dollars per month (effective May 1, 2015 onward). The premium provided under this subsection shall apply in addition to any List “A” or List “B” certification premiums earned above.

- 27.2 Proof of valid certification shall be provided to the Human Resources designee by the employee claiming certification pay by no later than February 1st each year, or within 10 days of receipt of certification. When renewing certifications are paid for by the City, a confirmation of payment from the paying department will serve as proof of

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valid certification. The employee will need to provide a copy of the certification once received to Human Resources. Failure to provide proof of certification shall be cause to suspend certification premium pay until such time as proof of certification is received by Human Resources. Payment for certifications will become effective at the beginning of the next pay period and will not be paid retroactively.

27.3 An employee required to hold a Commercial Driver's License (CDL) as a minimum job qualification whose CDL is revoked for medical reasons shall be eligible for continued employment in the same classification. Such continued employment is conditioned on the Employer having sufficient personnel to cover CDL-related duties without an increase in overtime costs. Such employees may be reassigned to a different position in order to accommodate continued employment. The Employer shall not be required to make any accommodations for employees who have been employed for less than five (5) years, who were previously provided an accommodation under this section within the past five (5) years, who are serving under a "last chance" agreement, or whose CDL was revoked due to non-medical reasons or drug/alcohol abuse.

In the event an employee has his/her CDL revoked for medical reasons, the employee shall promptly notify the Employer. The parties will meet to discuss a reasonable timeframe for the employee to re-qualify for the CDL and associated medical card. Absent special circumstances approved by the Employer, this timeframe shall not exceed eighteen (18) months.

An employee provided an accommodation under this section shall have his/her pay reduced by fifteen percent (15%) on the salary schedule, effective the next pay cycle after revocation of the CDL. If the employee has not advanced fifteen percent (15%) above the entry level wage for the classification, he/she shall be moved to the entry wage on the salary schedule. In the event an employee who had his/her CDL revoked due to medical reasons is able to subsequently re-qualify for the CDL and associated medical card, the employee will be placed back at the same step of the salary range the employee had at the time of the revocation.

In the event any provision in this section conflicts with federal or state law governing CDLs or reasonable accommodations, then the minimum requirements of the law shall apply.

## ARTICLE 28.....CONTRACTING BARGAINING UNIT WORK

28.1 Prior to contracting out work currently performed by bargaining unit employees, the City agrees to provide 45 days advance notice to the Union of the City's intent to contract out the work, and afford the Union an opportunity to meet and confer regarding the City's intent.

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ARTICLE 29 .....VACANCIES

29.1 All vacancies for positions in the bargaining unit shall be posted for a period of five (5) working days for internal applicants only. After the conclusion of the five (5) day internal only posting, the City shall then review all internal applicants. After a review of the internal applicants, if the City determines to seek outside applicants, they shall communicate (verbally or in writing) that decision and it's reason(s) to the internal applicants. All internal applicants meeting the minimum qualifications shall be allowed to fully compete in the selection process if outside applicants are solicited; provided however that employees who have not been in their existing position for at least one year may be excluded from application for a new position. This requirement may be waived for employees applying for promotional opportunities within the same job family e.g. Administrative Specialist I to Administrative Specialist II; Judicial Specialist I to Judicial Specialist II, provided qualifications are met.

ARTICLE 30 ..... DURATION

30.1 This Agreement shall become and remain in full force and effect from January 1, 2015 through December 31, 2017.

DATED this \_\_\_\_ day of April, 2015.

CITY OF BONNEY LAKE

AFSCME LOCAL #120

\_\_\_\_\_  
Neil Johnson, Mayor

\_\_\_\_\_  
Dylan Carlson, Staff Representative

\_\_\_\_\_  
Jenna Richardson, Human Resources  
Manager

\_\_\_\_\_  
Keith Proctor, Chairperson

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APPENDIX A  
TO THE  
AGREEMENT  
BY AND BETWEEN  
CITY OF BONNEY LAKE, WASHINGTON  
AND  
WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES  
COUNCIL 2 WASHINGTON  
(REPRESENTING THE PUBLIC WORKS & GENERAL GOVERNMENT EMPLOYEES)  
  
(JANUARY 1, 2015 THROUGH DECEMBER 31, 2017)

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THIS APPENDIX is supplemental to the Agreement by and between the CITY OF BONNEY LAKE, WASHINGTON ("Employer") and WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES, COUNCIL 2 WASHINGTON, affiliated with the AFL-CIO ("Union").

A.1 Employees shall be eligible, based on satisfactory performance, for an increase to the next step in the master pay schedule after completing the required months in the pay steps:

**Job Titles/Salary Ranges**

**2015 AFSCME Salary Schedule**

Employees shall receive a 1.75% wage increase retroactive to January 1, 2015, reflected as follows:

<b>POSITION</b>	<b>Grade</b>	<b>Minimum Rate (Mo.)</b>	<b>Maximum Rate (Mo.)</b>	<b>Grade</b>
	<b>1</b>	<b>\$2,178.58</b>	<b>\$2,866.57</b>	<b>1</b>
Cook	<b>2</b>	<b>\$2,293.25</b>	<b>\$3,017.44</b>	<b>2</b>
Senior Center Aide	<b>3</b>	<b>\$2,413.95</b>	<b>\$3,176.26</b>	<b>3</b>
	<b>4</b>	<b>\$2,541.14</b>	<b>\$3,343.42</b>	<b>4</b>
Laborer	<b>5</b>	<b>\$2,674.73</b>	<b>\$3,519.39</b>	<b>5</b>
	<b>6</b>	<b>\$2,815.51</b>	<b>\$3,704.62</b>	<b>6</b>
Senior Services Assistant	<b>7</b>	<b>\$2,963.69</b>	<b>\$3,899.61</b>	<b>7</b>
Administrative Specialist I Court Clerk I Custodian	<b>8</b>	<b>\$3,119.68</b>	<b>\$4,104.84</b>	<b>8</b>
Meter Reader	<b>9</b>	<b>\$3,283.88</b>	<b>\$4,320.88</b>	<b>9</b>
Administrative Specialist II Court Clerk II Maintenance Worker I	<b>10</b>	<b>\$3,456.71</b>	<b>\$4,548.31</b>	<b>10</b>
Accounting Specialist I Administrative Specialist III GIS Assistant Permit Technician I Senior Meter Reader	<b>11</b>	<b>\$3,638.64</b>	<b>\$4,787.69</b>	<b>11</b>
Accounting Specialist II Court Clerk III Engineering Technician I Mechanic I	<b>12</b>	<b>\$3,830.14</b>	<b>\$5,039.68</b>	<b>12</b>
Accounting Specialist III Administrative Specialist IV Maintenance Worker II Permit Technician II PC Network Specialist	<b>13</b>	<b>\$4,031.70</b>	<b>\$5,304.88</b>	<b>13</b>
Building Inspector I Construction Inspector Engineering Technician II Mechanic II	<b>14</b>	<b>\$4,243.93</b>	<b>\$5,584.12</b>	<b>14</b>
Assistant Planner	<b>15</b>	<b>\$4,702.42</b>	<b>\$5,878.02</b>	<b>15</b>
Building Inspector II Permit Coordinator	<b>16</b>	<b>\$4,702.42</b>	<b>\$6,187.40</b>	<b>16</b>
Code Enforcement Officer Crew Leader Maintenance Electrician	<b>17</b>	<b>\$4,949.91</b>	<b>\$6,513.05</b>	<b>17</b>

Assistant Engineer Associate Planner GIS Analyst Plans Examiner	<b>18</b>	<b>\$5,210.43</b>	<b>\$6,855.84</b>	<b>18</b>
	<b>19</b>	<b>\$5,470.97</b>	<b>\$7,198.64</b>	<b>19</b>

A.2 Effective May 1, 2015, the City shall increase the minimum rate for each position/grade so that the difference between the minimum rate and the maximum rate is 30%. However, in applying this change, in no instance will the City adjust the minimum rate for a specific position/grade by more than 1.7%. This adjustment is reflected in the modified 2015 Salary Schedule below.

A.3 Effective May 1, 2015, the City will move the position of Court Clerk I from Grade 8 to Grade 9. The position will be renamed Judicial Specialist I. Based on this adjustment, existing employees in the Court Clerk I position will earn a ~5% increase to their current step. This change will be reflected in the modified 2015 Salary Schedule and forward. Effective May 1, 2015, the City will move the position of Court Clerk II from Grade 10 to Grade 11. The position will be renamed Judicial Specialist II. Based on this adjustment, existing employees in the Court Clerk II position will earn a ~5% increase to their current step. This change will be reflected in the modified 2015 Salary Schedule and forward. The City will also re-name Court Clerk III to Judicial Specialist III, although no other changes will be made to this position.

**Job Titles/Salary Ranges**

**2015 AFSCME Salary Schedule (Effective May 1, 2015)**

<b>POSITION</b>	<b>Grade</b>	<b>Minimum Rate (Mo.)</b>	<b>Maximum Rate (Mo.)</b>	<b>Grade</b>
	<b>1</b>	<b>\$2,205.05</b>	<b>\$2,866.57</b>	<b>1</b>
Cook	<b>2</b>	<b>\$2,321.11</b>	<b>\$3,017.44</b>	<b>2</b>
Senior Center Aide	<b>3</b>	<b>\$2,443.28</b>	<b>\$3,176.26</b>	<b>3</b>
	<b>4</b>	<b>\$2,571.93</b>	<b>\$3,343.42</b>	<b>4</b>
Laborer	<b>5</b>	<b>\$2,707.23</b>	<b>\$3,519.39</b>	<b>5</b>
	<b>6</b>	<b>\$2,849.72</b>	<b>\$3,704.62</b>	<b>6</b>
Senior Services Assistant	<b>7</b>	<b>\$2,999.63</b>	<b>\$3,899.61</b>	<b>7</b>
Administrative Specialist I Custodian	<b>8</b>	<b>\$3,157.58</b>	<b>\$4,104.84</b>	<b>8</b>
Judicial Specialist I Meter Reader	<b>9</b>	<b>\$3,323.78</b>	<b>\$4,320.88</b>	<b>9</b>
Administrative Specialist II Maintenance Worker I	<b>10</b>	<b>\$3,498.71</b>	<b>\$4,548.31</b>	<b>10</b>
Accounting Specialist I Administrative Specialist III GIS Assistant Judicial Specialist II Permit Technician I Senior Meter Reader	<b>11</b>	<b>\$3,682.85</b>	<b>\$4,787.69</b>	<b>11</b>
Accounting Specialist II Engineering Technician I Judicial Specialist III Mechanic I	<b>12</b>	<b>\$3,876.68</b>	<b>\$5,039.68</b>	<b>12</b>
Accounting Specialist III Administrative Specialist IV Maintenance Worker II Permit Technician II PC Network Specialist	<b>13</b>	<b>\$4,080.69</b>	<b>\$5,304.88</b>	<b>13</b>
Building Inspector I Construction Inspector Engineering Technician II Mechanic II	<b>14</b>	<b>\$4,295.50</b>	<b>\$5,584.12</b>	<b>14</b>
Assistant Planner	<b>15</b>	<b>\$4,521.58</b>	<b>\$5,878.02</b>	<b>15</b>
Building Inspector II Permit Coordinator	<b>16</b>	<b>\$4,759.55</b>	<b>\$6,187.40</b>	<b>16</b>
Code Enforcement Officer Crew Leader Maintenance Electrician	<b>17</b>	<b>\$5,010.06</b>	<b>\$6,513.05</b>	<b>17</b>
Assistant Engineer Associate Planner GIS Analyst Plans Examiner	<b>18</b>	<b>\$5,273.74</b>	<b>\$6,855.84</b>	<b>18</b>
	<b>19</b>	<b>\$5,537.44</b>	<b>\$7,198.64</b>	<b>19</b>



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**Job Titles/Salary Ranges**

**2016 AFSCME Salary Schedule**

Employees shall receive a 2.125% wage increase, effective January 1, 2016, reflected as follows:

		<b>Minimum</b>	<b>Maximum</b>	
<b>POSITION</b>	<b>Grade</b>	<b>Rate (Mo.)</b>	<b>Rate (Mo.)</b>	<b>Grade</b>
	<b>1</b>	<b>\$2,251.91</b>	<b>\$2,927.48</b>	<b>1</b>
Cook	<b>2</b>	<b>\$2,370.44</b>	<b>\$3,081.56</b>	<b>2</b>
Senior Center Aide	<b>3</b>	<b>\$2,495.20</b>	<b>\$3,243.76</b>	<b>3</b>
	<b>4</b>	<b>\$2,626.59</b>	<b>\$3,414.47</b>	<b>4</b>
Laborer	<b>5</b>	<b>\$2,764.76</b>	<b>\$3,594.18</b>	<b>5</b>
	<b>6</b>	<b>\$2,910.28</b>	<b>\$3,783.34</b>	<b>6</b>
Senior Services Assistant	<b>7</b>	<b>\$3,063.38</b>	<b>\$3,982.48</b>	<b>7</b>
Administrative Specialist I Custodian	<b>8</b>	<b>\$3,224.68</b>	<b>\$4,192.07</b>	<b>8</b>
Judicial Specialist I Meter Reader	<b>9</b>	<b>\$3,394.41</b>	<b>\$4,412.70</b>	<b>9</b>
Administrative Specialist II Maintenance Worker I	<b>10</b>	<b>\$3,573.06</b>	<b>\$4,644.96</b>	<b>10</b>
Accounting Specialist I Administrative Specialist III GIS Assistant Judicial Specialist II Permit Technician I Senior Meter Reader	<b>11</b>	<b>\$3,761.11</b>	<b>\$4,889.43</b>	<b>11</b>
Accounting Specialist II Judicial Specialist III Engineering Technician I Mechanic I	<b>12</b>	<b>\$3,959.06</b>	<b>\$5,146.77</b>	<b>12</b>
Accounting Specialist III Administrative Specialist IV Maintenance Worker II Permit Technician II PC Network Specialist	<b>13</b>	<b>\$4,167.40</b>	<b>\$5,417.61</b>	<b>13</b>
Building Inspector I Construction Inspector Engineering Technician II Mechanic II	<b>14</b>	<b>\$4,386.77</b>	<b>\$5,702.78</b>	<b>14</b>
Assistant Planner	<b>15</b>	<b>\$4,617.66</b>	<b>\$6,002.93</b>	<b>15</b>
Building Inspector II Permit Coordinator	<b>16</b>	<b>\$4,860.69</b>	<b>\$6,318.88</b>	<b>16</b>
Code Enforcement Officer Crew Leader Maintenance Electrician	<b>17</b>	<b>\$5,116.52</b>	<b>\$6,651.45</b>	<b>17</b>

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Assistant Engineer				
Associate Planner				
GIS Analyst				
Plans Examiner	<b>18</b>	<b>\$5,385.81</b>	<b>\$7,001.53</b>	<b>18</b>
	<b>19</b>	<b>\$5,655.11</b>	<b>\$7,351.61</b>	<b>19</b>

**Job Titles/Salary Ranges**

**2017 AFSCME Salary Schedule**

Employees shall receive a 2.00% wage increase, effective January 1, 2017, reflected as follows:

		<b>Minimum</b>	<b>Maximum</b>	
<b>POSITION</b>	<b>Grade</b>	<b>Rate (Mo.)</b>	<b>Rate (Mo.)</b>	<b>Grade</b>
	<b>1</b>	<b>\$2,296.94</b>	<b>\$2,986.03</b>	<b>1</b>
Cook	<b>2</b>	<b>\$2,417.85</b>	<b>\$3,143.19</b>	<b>2</b>
Senior Center Aide	<b>3</b>	<b>\$2,545.10</b>	<b>\$3,308.63</b>	<b>3</b>
	<b>4</b>	<b>\$2,679.12</b>	<b>\$3,482.76</b>	<b>4</b>
Laborer	<b>5</b>	<b>\$2,820.05</b>	<b>\$3,666.06</b>	<b>5</b>
	<b>6</b>	<b>\$2,968.48</b>	<b>\$3,859.01</b>	<b>6</b>
Senior Services Assistant	<b>7</b>	<b>\$3,124.64</b>	<b>\$4,062.13</b>	<b>7</b>
Administrative Specialist I Custodian	<b>8</b>	<b>\$3,289.17</b>	<b>\$4,275.91</b>	<b>8</b>
Meter Reader Judicial Specialist I	<b>9</b>	<b>\$3,462.30</b>	<b>\$4,500.95</b>	<b>9</b>
Administrative Specialist II Maintenance Worker I	<b>10</b>	<b>\$3,644.52</b>	<b>\$4,737.86</b>	<b>10</b>
Accounting Specialist I Administrative Specialist III GIS Assistant Permit Technician I Senior Meter Reader Judicial Specialist II	<b>11</b>	<b>\$3,836.33</b>	<b>\$4,987.22</b>	<b>11</b>
Accounting Specialist II Judicial Specialist III Engineering Technician I Mechanic I	<b>12</b>	<b>\$4,038.24</b>	<b>\$5,249.71</b>	<b>12</b>
Accounting Specialist III Administrative Specialist IV Maintenance Worker II Permit Technician II PC Network Specialist	<b>13</b>	<b>\$4,250.75</b>	<b>\$5,525.96</b>	<b>13</b>
Building Inspector I Construction Inspector Engineering Technician II Mechanic II	<b>14</b>	<b>\$4,474.51</b>	<b>\$5,816.84</b>	<b>14</b>
Assistant Planner	<b>15</b>	<b>\$4,710.02</b>	<b>\$6,122.99</b>	<b>15</b>
Building Inspector II Permit Coordinator	<b>16</b>	<b>\$4,957.91</b>	<b>\$6,445.26</b>	<b>16</b>
Code Enforcement Officer Crew Leader Maintenance Electrician	<b>17</b>	<b>\$5,218.85</b>	<b>\$6,784.48</b>	<b>17</b>

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Assistant Engineer Associate Planner GIS Analyst Plans Examiner	<b>18</b>	<b>\$5,493.52</b>	<b>\$7,141.56</b>	<b>18</b>
	<b>19</b>	<b>\$5,768.21</b>	<b>\$7,498.64</b>	<b>19</b>

Employees will receive a 3% pay increase until the maximum rate of pay is achieved. No rate of pay shall exceed the maximum rate of pay. Any certification pay will be in addition to these rates.

A.4 Should an employee be promoted to a higher grade, such employee shall be granted a salary increase that is at least three percent (3%) more than the previous rate of pay.

A.5 The Employer shall determine the entry level pay rate for new hires.

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APPENDIX B  
TO THE  
AGREEMENT  
BY AND BETWEEN  
CITY OF BONNEY LAKE, WASHINGTON  
AND  
WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES  
COUNCIL 2 WASHINGTON  
(REPRESENTING THE PUBLIC WORKS & GENERAL GOVERNMENT EMPLOYEES)  
  
(JANUARY 1, 2015 THROUGH DECEMBER 31, 2017)

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THIS APPENDIX is supplemental to the Agreement by and between the CITY OF BONNEY LAKE, WASHINGTON ("Employer") and WASHINGTON STATE COUNCIL OF COUNTY AND CITY EMPLOYEES, COUNCIL 2 WASHINGTON, affiliated with the AFL-CIO ("Union").

VACATION — Each regular employee hired, prior to May 1, 2004 shall accrue the following amount of vacation leave during continuous service with the City as follows (a day shall be equal to eight (8) hours):

1st year	12 days
2nd year	13 days
3rd year	14 days
4th year	15 days
5th year	16 days
6th year	17 days
7th year	18 days
8th year	19 days
9th year	20 days
10th year	21 days
11th year	22 days
15th year	25 days