

CITY COUNCIL MEETING

**March 25, 2008
7:00 p.m.**

MINUTES

City of



The City of Bonney Lake's Mission is to protect the community's livable identity and scenic beauty through responsible growth planning and by providing accountable, accessible and efficient local government services.
Website: www.ci.bonney-lake.wa.us

"Where Dreams Can Soar"

Audio Time
Stamp ↓

I. CALL TO ORDER – Mayor Neil Johnson called the meeting to order at 7:00 p.m.

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

B. Roll Call: [A1.3]

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

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

C. Announcements, Appointments and Presentations: [A3.6.9]

1. Announcements: None.

2. Appointments:

a. AB08-71 – Council Confirmation Of The Mayor's Appointments To The Design Commission, Park Board And Planning Commission.

Mayor Johnson asked for confirmation of his appointments and reappointments to the following commissions and boards:

Park Board:

Position #1: Leota Musgrave	Term Ends 2011
Position #2: Fred Jacobsen	Term Ends 2011
Position #3: Margaret Farrell	Term Ends 2011

Planning Commission:

Position #1: David Eck	Term Ends 2011
Position #2: Donn Lewis	Term Ends 2011

Design Commission:

Position #1: Debbie Strous-Boyd	Term Ends 2011
Position #2: Jamie Benden	Term Ends 2011
Position #3: Tom Kennedy	Term Ends 2010
Position #4: Steve Boerstler	Term Ends 2010
Position #5: David Colbeth	Term Ends 2009
Position #6: Paul Webber	Term Ends 2009
Position #7:	<i>Vacant</i>

Deputy Mayor Swatman moved to accept the Mayor's Appointments to the Design Commission, Park Board and Planning Commission as a whole. Councilmember Rackley seconded the motion.

Mayor Johnson noted that one position on the Design Commission is open and applications are being accepted. He thanked the Design Commission's newest members, Mr. Colbeth and Mr. Boerstler, for serving. Mayor Johnson confirmed he spoke with the chairs and members of each commission/board to confirm everyone's willingness to be reappointed.

Motion approved 7 – 0.

3. Presentations: None.

D. Agenda Modifications: None.

7:03:45

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

B. Citizen Comments: [A1.5]

Melanie Castrelli, 18610 88th St E, Bonney Lake, shares a property line with the Diamond Lounge. She said since the last time she spoke to the Council the situation has gotten worse and there has been no resolution. Mayor Johnson replied that the drafted Noise Ordinance is scheduled to come before the Council at the April 1, 2008 Workshop. He also said that the Police Chief and Detective Byerley have been taking readings at area businesses and homes to ensure the proposed ordinance is appropriate and enforceable. Chief Mitchell and Director Vodopich also commented on the issue.

Steve Boerstler, 9301 185th Avenue Pl E, Bonney Lake, said he really likes the addition of the new Current Projects page on the City web site. He said Federal Way had a similar page, and that it makes it very easy to find out about projects going on around the City.

C. Correspondence: None.

7:08:50

III. COUNCIL COMMITTEE REPORTS: [A3.6.4]

A. Finance Committee: Deputy Mayor Swatman said the Committee met earlier in the evening, and moved proposed Resolution 1811 forward to the Full Council Issues. Discussion items included: Accounts Receivable issues and strategies; new employment agreement for the City Administrator; Eden training follow-up; and 800 MHz funding options. He said seventeen people attended the meeting and that a lot of information was shared about the 800 MHz proposal, which is also on the evening's agenda.

B. Community Development Committee: Councilmember Rackley said the CDC met March 17, 2008 and forwarded five items to tonight's agenda: proposed Resolutions 1804, 1806, 1813, 1816, and AB08-50 (a motion).

C. Public Safety Committee: Councilmember King said the Committee will meet on Monday, April 7, 2008.

D. Other Reports:

Rainier Communications Commission: Councilmember Rackley attended the RCC meeting, where Victoria Lincoln of AWC presented a recently passed senate bill that will study options for high-speed internet access throughout Washington State.

Communities for Families Summit: Councilmember Rackley reminded the Council that the Community Summit is Thursday, March 27, 2008 in Sumner. Mayor Johnson said City Administrator Morrison and Executive Assistant Joel Thompson would be presenting the Downtown Plan for Bonney Lake at the Summit.

Short Course on Local Planning: Mayor Johnson announced the Planning Commission is hosting a Short Course on Local Planning, sponsored by the Washington State Office of Community Development, Trade and Economic Development and the Planning Association of Washington. The event is on Thursday, April 10, 2008 from 6:00 to 9:00 p.m. at the Cedar Ridge Retirement Center. He invited any interested Councilmembers, staff, or citizens to attend.

Historical Photograph: Councilmember Decker presented a copy of a photograph of the original City Council from 1949, including names of councilmembers, which he had found. It was given to the City Clerk for the historical archives.

Buildable Lands Workshop: Councilmember Rackley attended the Buildable Lands Workshop on March 18, 2008. He said he did not learn anything new and felt that a lot of money is spent on the Buildable Lands program with little benefit.

7:14:51

IV. **CONSENT AGENDA:** [A3.6]

- A. **Approval of Corrected Minutes:** February 19, 2008 Council Workshop, February 26, 2008 Council Meeting, March 11, 2008 Council Meeting.
- B. **Checks/Vouchers:** Accounts Payable checks/vouchers #50509 thru #50594 in the amount of \$219,564.63. Accounts Payable check/voucher #50595 thru #50597 in the amount of \$326.03 for utility account refunds. Accounts Payable check/voucher #50598 thru #50681 (including wire transfer #3512813) in the amount of \$361,861.89. Accounts Payable check/voucher #50630 thru #50631 voided in the amount of \$2314.10. Accounts Payable check/voucher #50682 thru #50683 (replacing check #50630 and #50631) in the amount of \$2,314.10 [F 4.9]
- C. **Payroll:** Payroll for March 1-15, 2008 for checks 26992-26997, including Deposits and Electronic Transfers for \$ 106,578.66 (Police Department)
Payroll for March 1 - 15, 2008 for checks 27000-27027, including Deposits and Electronic Transfers for \$ 246,011.03 (AFSCME and Non-represented) [F 4.9]
- D. **AB08-36 – Resolution 1795** – A Resolution Of The City of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign A Grant Agreement With Pierce County Arts Commission To Receive \$1,000 In Grant Funding For The Missoula Children’s Theater Event In July Of 2008. [F 5.3.3]
- E. **AB08-51 – Resolution 1804** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Awarding The 75th Street Improvements To RW Scott Construction. [O 4.8.1] [A 3.13.2.2]
- F. **AB08-53 – Resolution 1806** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Awarding The Lakeridge Tank Recoating Contract To HCI Industrial & Marine Coatings, Inc. [A 3.13.2.2]
- G. **AB08-61 – Resolution 1812** – A Resolution of the City of Bonney Lake, Pierce County, Washington, Adopting a Format and Procedure for a Yearly Planning Commission

Workplan and Update and Adopting the Planning Commission Workplan for 2008. [A 3.8.3]

- H. **AB08-64 – Resolution 1813** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Amendment To The Agreement With Parametrix, Inc. For The Design Of The Downtown Regional Drainage Study. [O 4.10.2]
- I. **AB08-67 – Resolution 1816** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Awarding The 75th Street East Improvements – Construction Surveying To KPG Engineering. [O 4.8.1] [A 3.13.2.2]
- J. **AB08-68 – Resolution 1817** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Portland Energy Conservation Inc. For The Wash Wise Water Conservation Program.

Councilmember Rackley moved to accept the Consent Agenda. Councilmember King seconded the motion.

Motion approved 7 – 0.

7:15:21

V. FINANCE COMMITTEE ISSUES:

- A. **AB08-60 – Resolution 1811** – A Resolution Of The City of Bonney Lake, Pierce County, Washington, Authorizing A Contractor Agreement With BRC, Inc. For Removal And Salvage/Recycling Of City-Owned Structures Located At 18416 89th Street East. [A 3.13.2.2]

Councilmember King moved to approve Resolution 1811. Deputy Mayor Swatman seconded the motion.

Councilmember Carter asked whether the City was considering seeking points for LEED certifications through the salvage activities, since the area is part of the Civic Center land assembly. City Administrator Morrison explained that the low bidder will salvage reusable materials, rather than simply demolish the building, which results in a lower bid. He added that future building may not happen for 5-10 years, and was not sure if past salvage could apply to future buildings. He said that documenting ‘green’ demolition practices is definitely being kept in mind for the Interim Justice Center site.

Councilmember King moved to amend Resolution 1811 with additional section 11(e) to page 5 of the contract. Deputy Mayor Swatman seconded the motion.

Councilmember King explained that the contract used in the bid did not include this language, which was approved by Council last year and must now be used in all standard contracts.

Motion to amend approved 7 – 0.

Amended main motion approved 7 – 0.

- B. **AB08-66 – Resolution 1815** – A Resolution of the City of Bonney Lake, Pierce County, Washington, Authorizing An Agreement With Bonney Lake Food Bank To Operate The Concession Stand At Allan Yorke Park For May 2008 Until April 2009. [O 5.6]
Councilmember Rackley moved to approve Resolution 1815. Councilmember Carter seconded the motion.

Councilmember Bowen made full disclosure that while his brother is the manager, he had no personal connection to the program. Director Leaf explained that the Food Bank has a three year contract for the Summer Lunch program which is in its second year. The concession stand is a good base of operations and is mutually beneficial to the City and the Food Bank. Mayor Johnson said the Food Bank has done a great job in the past.

Motion approved 7 – 0.

7:22:01

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

- A. **AB08-50** – A Motion Of The Bonney Lake City Council Accepting The Tacoma Point Water Main Replacement Project With KAR VEL Construction, Co. As Complete. [A 3.6.10] [A 4.10.2]

Councilmember Rackley moved to accept the motion. Councilmember Decker seconded the motion.

Councilmember Rackley explained that the motion is housecleaning, as the project was due in May 2007 but was never accepted as complete. Councilmember Bowen said in his experience it is possible to get substantial discounts for services by negotiating and promising prompt payments. He said big businesses and cities have a bad reputation for taking care of business promptly. Chief Finance Officer Juarez explained the requirements for checks and balances in government entities can cause some delay. He said Accounts Payable cuts checks weekly, but funds cannot be released until they are approved by the Finance Committee. He agreed that it is important to have timely accounts payable. CFO Juarez, in response to a question by Councilmember Decker, added that confirmations from Labor & Industries and the Department of Revenue were received, and all the requirements for accepting the project as complete have been met.

Motion approved 7 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

7:28:31

VIII. FULL COUNCIL ISSUES:

- A. **AB08-56 – Resolution 1808** – A Resolution Of The City of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Bank Of America To Provide The City's Banking Services. [F 1.7]

Councilmember Rackley moved to approve Resolution 1808. Deputy Mayor Swatman seconded the motion.

Mayor Johnson explained the process, which began with the previous CFO. He said six bids were received and reviewed with a number of criteria. He said he had hoped one of the local banks, such as Heritage Bank, Columbia Bank, or Kitsap Bank would be competitive, since they all give a lot back to the community. He said that Bank of America (BOA) meets all the criteria, is the best financial deal, and has made a commitment to give more back to the local community. Councilmember King thanked Mr. Bowen for sitting in on the Finance Committee in his place.

Councilmember Rackley pointed out that BOA did receive full points for community support, though they have not done much in Bonney Lake specifically. Councilmember Decker objected to the selection of BOA, stating they do very little for the local

community. He suggested Columbia and US Bank, who do more for the community. Deputy Mayor Swatman thanked Councilmember Rackley for sitting on the committee that reviewed the banks. He said the City is a very complex operation and requires a lot of services, which BOA can provide. He said he fully agrees with the recommendation. Councilmember Decker said he hoped the Councilmembers would all vote 'no.' Councilmember Rackley disclosed that he owns stock in BOA.

**Motion approved 6 – 1.
Councilmember Decker voted no.**

- B. **AB08-65 – Resolution 1814** – A Resolution Of The City Council Of The City of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Motorola For An 800 MHz Communications System, And Authorizing Partial Financing Through Motorola Credit Corporation. [O 1.9]

Councilmember Decker moved to accept Resolution 1814. Deputy Mayor Swatman seconded the motion.

Deputy Mayor Swatman said the Finance Committee reviewed the proposed resolution, including some recently received information, and recommended proceeding. He thanked the work the CFO and staff had done on the item. Councilmember Decker suggested the item should be tabled to a Workshop since a substantial packet of new information was given to the Council this evening. Councilmember King explained the new information contains new payment schedules based on a reduction of the total cost from \$2.2 million to \$1.9 million. CFO Juarez confirmed all the other information is the same except the amounts on the amortization table, which were updated to reflect the reduced total cost. Councilmember Carter said she trusted the Police Chief's research and recommendations, and reminded Council that a \$200,000 discount would expire soon. Chief Mitchell confirmed that the expiration date was extended from March 14, 2008 to this evening to allow the Council to review the financing options.

Deputy Mayor Swatman noted that representatives from Motorola were in attendance to answer technical questions. He said that updates, as with most electronic equipment, will likely be required in 10-15 years, which must be considered in future budgets.

Councilmember Rackley moved to select the semi-annual payment option for financing. Councilmember King seconded the motion.

Motion to amend approved 7 – 0.

Councilmember Hamilton requested clarification on payment plan and funding sources. City Administrator Morrison said possible sources include drug fund receipts, latecomer's agreements, federal or state grants, real estate excise taxes. He said if necessary funds could be drawn from the general government CIP. Councilmember Decker asked about bond funding, which Administrator Morrison said was not currently planned. Deputy Mayor Swatman said the communications system is a public safety priority, and needs to be done even if it means other projects are pushed back.

Chief Mitchell told Council that the City is partnering with Puyallup, and has an open dialogue with Buckley, Sumner, and other communities. He stressed that Bonney Lake is working with other cities but needs to move forward itself at this time. He said other cities can pay to join and use the infrastructure for the system, which will also be used for funding the project. Councilmember Bowen asked whether newer systems he had heard of would be compatible. Chief Mitchell said the equipment should be compatible and other cities could still use the existing infrastructure. Councilmember King expressed his

support of the proposed resolution and said he believed funding would be found from grants and other sources. Deputy Mayor Swatman called for the question.

Amended main motion approved 7 – 0.

- C. **AB08-69 – Resolution 1818** – A Resolution Of The City Of Bonney Lake, Pierce County, Washington, Ratifying A Purchase And Sale Agreement To Acquire The Hansen Property At 18413 89th Street East. [A 3.13.3.3]

Councilmember Rackley moved to approve Resolution 1818. Deputy Mayor Swatman seconded the motion.

City Administrator Morrison said the property is a key piece of the Downtown project, one of four properties the City is working to acquire this year. He said the acquisition comes through negotiations with the property owner, and that everyone is very happy with the outcome. Councilmember Hamilton thanked Administrator Morrison his work on negotiations to acquire this and other properties.

Motion approved 7 – 0.

IX. EXECUTIVE SESSION: None.

7:58:05

X. ADJOURNMENT:

At 7:58 p.m. Councilmember Carter moved to adjourn the meeting. Deputy Mayor Swatman seconded the motion.

Motion passed 7 – 0.

Harwood Edvalson, CMC
City Clerk

Neil Johnson
Mayor

Items submitted to the Council meeting of March 25, 2008:

- City of Bonney Lake – AB08-60 Resolution 1811 Added as Section 11(E) - page 5 – City Administrator Don Morrison.
- City of Bonney Lake – Photo of Original City Council, 1949 – Councilmember Dan Decker.
- City of Bonney Lake – 800 MHz System Motorola – Chief Financial Officer Al Juarez.