

**CITY COUNCIL MEETING**

**August 26, 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](http://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 7:03 p.m.
- A. Flag Salute – Mayor Johnson led the audience in the Pledge of Allegiance.
- B. Roll Call:
- Records and Information Specialist Susan Duis called the roll. In addition to Mayor Neil Johnson, Jr., elected officials attending were Deputy Mayor Dan Swatman, Councilmember David Bowen, Councilmember Laurie Carter, Councilmember Dan Decker, Councilmember Mark Hamilton, Councilmember Dave King and Councilmember Jim Rackley.
- [Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Planning and Community Development Director John Vodopich, Police Chief Mike Mitchell, Community Services Director Gary Leaf, City Attorney Jim Dionne, Records and Information Specialist Susan Duis, and Administrative Specialist Shawn Campbell.]
- C. Announcements, Appointments and Presentations: [A 3.6.9]
1. Announcements:
    - A. Councilmember Decker announced that he would be submitting a petition to the City of Bonney Lake regarding lowering water bills by 20% and helping senior citizens and disabled citizens who live in the city but are not property owners to reduce their water bills by 50%.
    - B. Councilmember Decker said he felt that the Public Hearing Notice regarding the Inlet Island and Church Lake rezone is insufficient and needs to be reevaluated at the next workshop.
  2. Appointments: None.
  3. Presentations:
    - A. Proclamation: Youth Sports Day – September 5, 2008 – And Recognizing the State Champions Bonney Lake-Sumner Juniors Fast Pitch Little League Team.
- Mayor Johnson presented the Head Coach Troy Franz and team members Bailey Ahern, Megan Anderson, Brittany Biller, Jacqui Courneya, Courtney Franz, Ratana Griffith, Sara Heuet, Katie Hester,

Rendi Johnson, Madison Lowery, Taylor McCarthy, and Samantha Robinson with the Youth Sports Day Proclamation.

4. Announcements: None.

D. Agenda Modifications: None

7:13:32

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

A. Public Hearings: None. [A 3.6.12]

B. Citizen Comments: [A 1.5]

Scott Sutherland, 7214 203<sup>rd</sup> Ave E, Bonney Lake, Lake View Terrace Homeowner's Association President, stated that homeowners were notified on August 1<sup>st</sup> that the chipsealing project in the neighborhood would happen the following week. He contacted Councilmember Decker and Public Works Director Grigsby, who explained the reason for the necessity of the project. He said he appreciated their time, and requested that in the future there would be more communication between the City and the homeowners. He also said he was unhappy with the final product of blacktop and the chipseal that was on the same road.

Councilmembers suggested that Mr. Sutherland add his name to the HOA list that the City uses. They also suggested that he add his email to the city's list for distribution of minutes.

Grant Sulham, 10005 183<sup>rd</sup> Ave E, Bonney Lake, said he really enjoyed Bark in the Park and thanked the City Staff for their effort. He said his pets enjoyed the off leash area the most. He said he has used off leash parks in other cities and hopes that Bonney Lake will get an off leash park soon.

Councilmember King stated that the Park Board is looking at using a portion to the Moriarty Property as an off leash area. Mayor Johnson thanked Special Events Coordinator David Wells, Director Leaf, and the Community Services Department for all their hard work. He also thanked local business, The Dog House, for their support.

Dan Decker, 20401 70<sup>th</sup> St E, Bonney Lake, stated that the City Code Enforcement Officer is going on to the State Right of Way and taking his campaign sign down. He stated that he is being singled out because his sign is the only one being removed, and the City is trespassing onto State property to remove his sign. He said the City Code Enforcement Officer contacted the State. This implies that he knows that the State has control and authority over that right of way. He also stated that he applied for a permit to put his signs on private property and sees no reason for that permit to not be approved.

Mayor Johnson said that the City is contacting all sign owners with signs that are illegal and removing those signs. He said if Mr. Decker's sign had been a size that met the City's Municipal Code it would not have been removed. City

Administrator Morrison stated that the Washington Administrative Code Mr. Decker cited states that local agency requirements must be met in addition to State sign requirements. Councilmember Hamilton asked about the time frame allowed for campaigning since the election is not until February. City Attorney Dionne stated that he believes that our code allows signs within a certain number of days before an election.

Councilmember Hamilton stated his concern about both sides being able to campaign equally if we are allowing one side to start putting up signs outside of the allowed timeframe. Mr. Decker stated the Q & A on the City website states in error that the Charter issue will be on the ballot in November, 2008.

Larry Ingraham, (No Address Provided), said he submitted an email detailing four suggested changes to AB08-20 Traffic Impact Fee Adjustment. He briefly went over several of his points.

Raymond Frey, 12356 NorthupWay, Bellevue, said he agrees with the points that Mr. Ingraham made and congratulated the council on taking this step. He stated he hopes that the Council will entertain an incentive plan that encourages employment centers. He also said he would like to see a wetland ordinance. Mayor Johnson stated that they are working on both of those things currently.

Winnona Jacobson 9100 189<sup>th</sup> Ave Ct E, Bonney Lake, stated that the incentives from AB08-20 Traffic Impact Fee Adjustment should be limited to the Downtown Core, not the Downtown Mixed Use Area.

George Brown, 5410 Locust Ave , Bonney Lake, said he is disappointed by what has been happening in Bonney Lake lately. He said that there has been a serious degradation since the last election and that he hopes that the Council will be able to resolve the issues. He said that he does not believe that the way a councilmember is promoting his agenda is good for the community. He said that he hopes to educate the community on what is happening with the current Council, and that he hopes that the Council will try to get things under control.

C. Correspondence:

Councilmember Decker said he received correspondence regarding how much the City can borrow, and the allowed debt level of the City. He asked for the record what the City owes and the percentage of what we owe.

Mayor Johnson asked if the correspondence period was an appropriate time for a councilmember to ask a question or if it was a time for actual correspondence. He said if councilmembers need information, they should contact Mr. Morrison and he will get them the information as soon as possible. City Attorney Dionne stated that there is a time for questions and a time for correspondence. He said the correspondence time is not for councilmembers to express their own opinion. Rather, it is a time to make the Council aware of what citizens are asking the Council to do and time to express to the council information that they would not otherwise know.

Councilmember King objected to Councilmember Decker using an article downloaded from the Tacoma News Tribune website as correspondence. He requested that the Mayor make a ruling. Mayor Johnson ruled that the item Councilmember Decker presented is not correspondence. He requested that if a Councilmember has correspondence, they should give it to City Administrator Morrison or the Mayor and they will decide if it is correspondence.

Councilmembers Rackley and Bowen requested that copies of Councilmember Decker's materials be given to each councilmember. Councilmember Hamilton said his understanding of correspondence is for Councilmembers to submit any document in writing for the record. He did not think that it was a time to discuss the correspondence. Councilmember Decker questioned the Mayor's ruling on correspondence. He stated that he had the right to speak on any subject that he wishes to bring forward.

City Attorney Dionne stated that the Council Policies and Procedures states the councilmembers have the opportunity to speak during announcements/committee reports, not during correspondence. He said the Chair first has to recognize the individual, then the councilmember has the opportunity to state their business. It is the Chair's duty to run the city business in an efficient manner and to comply with the rules. He said the Chair is free to stop individuals from talking about redundant or irrelevant matters, and that the policies specifically state that a councilmember can bring forward any business that they feel should be deliberated on by the council.

8:22:55

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

- A. Finance Committee: Deputy Mayor Swatman said the Committee met earlier this evening, and discussed personnel updates, a TIB grant application, latecomer's and future extension agreements, food bank issues, late charges and billing for water, and funding for the Charter initiative.
- B. Community Development Committee: Councilmember Rackley said the Committee met on August 18, 2008. They discussed the purchase of water, transportation impact fees, and annual adjustments, waste water treatment facilities, and underground utilities.
- C. Public Safety Committee: Councilmember King had nothing to report.
- D. Other Reports:

New Business in the City: Mayor Johnson said that the new Sports Clips is opening August 29<sup>th</sup> at 9:00am. Information is available on the Chamber of Commerce website.

School District Updates: Mayor Johnson said he and City Administrator Morrison Meet with Superintendent Dr. Gil Mendoza and the Assistant Superintendent Craig Spencer. They discussed building bridges of communication, Cascadia, and holding classes on city government at the schools.

Cascade Water Alliance: Mayor Johnson said he met with the Mayors of Auburn, Buckley and Sumner to discuss Cascade Water Alliance.

8:22:55

**IV. CONSENT AGENDA:** [A 3.6]

- A. **Approval of Corrected Minutes:** July 15th Council Workshop, July 22nd Council Meeting, August 11th Special Council Meeting and August 12th Council Meeting.
- B. **Checks/Vouchers:** Accounts Payable checks/vouchers #52377 thru #52482 in the amount of \$83,073.48; and Accounts Payable checks/vouchers #52483 thru 52488 in the amount of \$18,386.74; and Accounts Payable checks/vouchers #52489 thru 52564 (including wire transfer # 3913380 \$37,910.14)in the amount of \$205,012.10.
- C. ~~**AB08-153 – Resolution 1867** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign Loan Agreements With The Public Works Board Which Will Fund Replacement Of Aging Water And Sewer Mains.~~
- D. **AB08-164 – Resolution 1876** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Campbell Company To Perform Preventive Maintenance On The Uninterruptible Power Supply At The Public Safety Building.

Item C., Resolution 1867, was moved to Full Council Issues.

**Councilmember Rackley moved to accept the Consent Agenda as amended. Councilmember Decker seconded the motion.**

**Motion approved 7 – 0.**

**At 8:30 p.m. Councilmember Bowen moved for a seven minute recess. Councilmember Rackley seconded the motion.**

**Motion approved 7 – 0.**

The meeting was brought back to order at 8:39 p.m.

**V. FINANCE COMMITTEE ISSUES:**

8:39:39

- A. **AB08-165** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Application for the 2008 Transportation Improvement Board Sidewalk Grant For Construction Of Sidewalks Along West Tapps Highway. [A 3.6.10]

**Councilmember Rackley moved to accept the motion. Councilmember Swatman seconded the motion.**

City Administrator Morrison stated that the estimated cost went up to \$204,953.13 and will require a slightly higher match. Councilmember King stated that the walkability of that area will improve substantially with this grant.

**Motion approved 7 – 0.**

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

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

**VIII. FULL COUNCIL ISSUES:**

8:42:42

- A. **AB08-20 – Ordinance D08-20** – An Ordinance Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 19.04.015 Of The Bonney Lake Municipal Code And Section One Of Ordinance No. 984, Relating To The Definition Of Development Activity, And Adding A New Section 19.04.150 Relating To Traffic Impact Fee Adjustments. [A 3.5.5]

**Councilmember Rackley moved to accept Ordinance D08-20. Councilmember Decker seconded the motion.**

Mayor Johnson said that item “D” on page 4 needs to be changed to “Eastown” instead of “Commercial”, and Item # 2 should read “downtown” instead of “Downtown Core”.

The Council thanked City staff, citizens, property owners, and business owners for their help in molding this piece of legislation.

**Motion approved 7 – 0.**

8:49:10

- B. **AB08-158 – Resolution 1870** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Calling For A Special Election On February 3, 2009 Concerning A Charter Petition. [A 3.10.2]

**Councilmember Decker moved to accept Resolution 1870. Councilmember Bowen seconded the motion.**

Councilmember Bowen asked about subsequent dates for this election and other groups sharing the cost of the election.

Records and Information Specialist Duis said that the County sets the election deadlines, and they will inform the City of subsequent dates and costs.

**Motion Approved 7 – 0.**

8:52:52

- C. **AB08-153 – Resolution 1867** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign Loan Agreements With The Public Works Board Which Will Fund Replacement Of Aging Water And Sewer Mains

**Councilmember Rackley moved to accept Resolution 1867. Councilmember Decker seconded the motion.**

Councilmember Bowen asked if the current rate structure will support repayment of the loan, or if a rate increase would be needed. Director Leaf said that the current rate structure will support repayment of the loan.

**Motion Approved 7 – 0.**

**IX. EXECUTIVE SESSION:** None.

8:55:15

**IX. ADJOURNMENT**

**Councilmember Rackley moved to adjourn the meeting. Councilmember Swatman seconded the motion.**

**Motion Approved 7 – 0.**

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Harwood T. Edvalson, CMC  
City Clerk

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Neil Johnson  
Mayor

Items submitted to the Council meeting of August 26, 2008:

- City of Bonney Lake – *2008 Street Chip Seal and Seal Coat Notice* – Public Works Director Dan Grigsby.
- Bonney Lake Citizen – *Email re: TIF Rebate Incentive Plan AB08-20* – Larry Ingraham.
- City of Bonney Lake – *“Big Apartment Complex Planned in Bonney Lake,” Tacoma News Tribune Article* – Councilmember Dan Decker.
- City of Bonney Lake – *“A Debt Primer for Washington’s Cities and Towns,” MRSC* – Councilmember Dan Decker.