

**CITY COUNCIL MEETING**

**January 25, 2011  
7:00 P.M.**



*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.*

**MINUTES**

**"Where Dreams Can Soar"**

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

Audio Time Stamp ↓

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

**I. CALL TO ORDER** – Mayor Neil Johnson, Jr. called the meeting to order at 7:01 p.m.

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

B. Roll Call:

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

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

C. Announcements, Appointments and Presentations:

1. Announcements:

Mayor Johnson congratulated City Clerk Woody Edvalson, who was elected President-Elect of the Washington Association of Public Records Officers. He will serve as president of the organization in 2012.

2. Appointments: None.

3. Presentations: None.

D. Agenda Modifications:

**Councilmember Rackley moved to table Finance Committee Issues A. and B., Ordinance D11-04 and Resolution 2092, to the Finance Committee for review. Councilmember Lewis seconded the motion.**

**Motion approved 7 – 0.**

7:04:37

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

A. Public Hearings: None.

- B. Citizen Comments: None.
- C. Correspondence: None.

7:05:10

**III. COUNCIL COMMITTEE REPORTS:**

- A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening and forwarded AB11-10 – Resolution 2093, and AB11-15 – Resolution 2096, to a future Council Meeting for action.
- B. Community Development Committee: Councilmember Rackley said the committee has not met since the last Council Meeting.
- C. Public Safety Committee: Councilmember Hamilton said the committee has not met since the last Council Meeting.
- D. Other Reports:

Rainier Communications Commission: Councilmember Rackley said he was re-elected as Vice Chair of the Rainier Communications Commission for 2011.

Cascade Water Alliance: Mayor Johnson said he attended a meeting for elected officials and property owners to begin developing a lake management plan. Director Grigsby and/or Mayor Johnson will attend future meetings and provide updates to the Council. Director Grigsby said an attendee suggested the City place signs at the boat launch detailing the City's boating and noise ordinances. He said CWA plans to hold three more meetings and a public forum, and to present a draft lake management plan to the public in March. Councilmember Hamilton said the Public Safety Committee can discuss signage needs, and Councilmember Carter noted that the City website has a Boating page that provides details and links to the City code.

County Council: Mayor Johnson said he, City Administrator Morrison and Executive Assistant Brian Hartsell are meeting with Keri Rooney from the Pierce County Executive's Office. The Mayor will meet with Pierce County Councilmember Tim Farrell on Friday, and plans to meet with Councilmember Dan Roach soon as well.

Community Updates: Councilmember Carter said she attended the White River Families First Coalition meeting on Monday. They learned that the coalition did not receive grant funding but was fourth on the list, and heard a demonstration on Safe Streets in Puyallup. She said children's dental month is February and services will be available in the area. She said the Prairie Ridge community is working to provide more resources on suicide prevention, noting that there was a recent suicide in the area. Chief Mitchell said the Sumner School District plans to provide resources and links online, which the City can link to from its website.

7:12:14

**IV. CONSENT AGENDA:**

- A. **Approval of Corrected Minutes:** January 4, 2011 Council Workshop; January 11, 2011 Council Meeting.
- B. **Accounts Payable Checks/Vouchers:** #60248 thru 60249, and 60348 thru 60363 in the amount of \$956,460.49 for 2011 expenses; Accounts Payable checks/vouchers #60250 thru 60309 in the amount of \$108,573.75 for 2010 expenses; Accounts Payable checks/vouchers #60310 thru 60347 for Utility refunds in the amount of \$3,697.21; Accounts Payable checks/vouchers #60364 thru 60404 (including wire transfer #'s 71610, 121610, 1032011, 1042011, 1112011, 1162011, 1172011, 9032010, 10042010, 10052010 and 90320101) in the amount of \$254,852.26 for 2010 expenses; Accounts Payable checks/vouchers #60405 thru 60411 (including wire transfer #1122011) in the amount of \$143,876.61 for a grand total of \$1,467,460.32. VOIDED CHECKS: 59921 – lost or misplaced. Replaced with check number 60285; and 60258 – duplicate payment (paid on p-card).
- C. **Approval of Payroll:** Police Uniform Allowance 2011 for checks 29523-29559 in the amount of \$ 23,380.49. Payroll for January 1-15th 2011 for checks 29560-29583 including Direct Deposits and Electronic Transfers in the amount of \$401,306.64.
- D. **AB11-03 – Resolution 2091** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Murrey's Disposal Co. Inc. For Infectious Waste Disposal.
- E. **AB11-12 – Resolution 2094** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Interlocal Agreement With The City Of Sumner And The Sumner School District For Recreation Services.

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

**Consent Agenda approved 7 – 0.**

**V. FINANCE COMMITTEE ISSUES:**

- A. **AB11-04 – Ordinance D11-04** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adding A New Section 5.08.065, Repealing Chapter ~~8.48~~ ~~18.48~~, And Adding A New Chapter 8.48 ~~18.48~~ To The Bonney Lake Municipal Code, Relating To False Alarms.

*The item was tabled to the Finance Committee during Agenda Modifications.*

- B. **AB11-05 – Resolution 2092** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With ATB Services To Administer The City's False Alarm Ordinance.

*The item was tabled to the Finance Committee during Agenda Modifications.*

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

7:12:28

**VII. PUBLIC SAFETY COMMITTEE ISSUES:**

- A. **AB11-08 – Ordinance 1376** (D11-08) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapters 9.86 And 12.12 Of The Bonney Lake Municipal Code And Ordinance Nos. 454, 703, 947, 1058, 1232 And 1338, Relating To Possession Of Firearms On City Property.

**Councilmember Decker moved to approve Ordinance 1376. Councilmember Carter seconded the motion.**

**Ordinance 1376 approved 7 – 0.**

- B. **AB11-09 – Ordinance 1377** (D11-09) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 9.60 Of The BLMC, Relating To Criminal Trespass.

**Councilmember Carter moved to approve Ordinance 1377. Councilmember Hamilton seconded the motion.**

Councilmember Decker expressed concern about requiring people to sign an acknowledgement form related to trespassing. He said he does not believe it is constitutional and could lead to intimidation. He also noted a typographical error in Section 7, which refers to subsection D. instead of subsection C. Councilmember Decker said he does not feel the Chief of Police has authority to trespass someone from public places. He moved that the ordinance be tabled back to the Public Safety Committee for further review. The motion died for lack of a second.

Police Chief Mitchell said per current department procedure, officers provide information and get verbal acknowledgement from the person receiving the trespass order, and dispatch keeps a log of these orders. He said the purpose of providing a written form is to ensure the person receiving the trespass order has received the information and understands what it means. He said the acknowledgement simply shows the person received the information, and if they refuse to sign the form the officer can simply note 'refused' on the form. Councilmember Hamilton confirmed that the intent of using the form is to enhance communication from the officer and the existing procedure.

City Attorney Dionne said he did not see anything illegal in the proposed ordinance, and said the typographical error is not a substantive change and can be corrected as part of the original motion to approve.

**Ordinance 1377 approved 6 – 0 – 1.  
Councilmember Decker abstained.**

**VIII. FULL COUNCIL ISSUES:**

- A. **AB11-14 – Ordinance 1378** (D11-14) – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Editing Bonney Lake Municipal Code Chapters 2.08, 2.12, 2.16 And 2.32, To Make Minor Semantic Changes.

**Councilmember Decker moved to approve Ordinance 1378. Councilmember Lewis seconded the motion.**

Deputy Mayor Swatman said most cities' codes are not as detailed and he feels it makes more sense to repeal the section rather than update it. He said it is the Executive and Mayor's decision how departments are organized. He added that otherwise, he does not have an issue with the proposed changes.

**Ordinance 1378 approved 6 – 1.  
Deputy Mayor Swatman voted no.**

- B. **AB11-16 – Resolution 2097** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Opposing Pierce Transit Proposition 1, A Sales And Use Tax Increase.

**Councilmember Decker moved to approve Resolution 2097. Councilmember Lewis seconded the motion.**

Councilmember Hamilton said that he and the rest of the Council believe strongly in transit. However, he said it is not a good time to raise taxes, and he feels Pierce Transit needs to make major cuts, as other agencies are doing in the current economic climate. Councilmember Lewis quoted a recent Tacoma News Tribune article, and said the current Pierce Transit plan is bad and needs a new tighter plan B with more management cuts. Deputy Mayor Swatman and Councilmembers Decker, Carter, and Rackley said they support the proposed resolution opposing Proposition 1. Deputy Mayor Swatman said Pierce Transit should focus on providing core bus services, and that they need to manage their budget more effectively. Councilmember Carter said the tax increase would be permanent and the Bonney Lake area will lose bus service regardless of the election results. Mayor Johnson asked if anyone attending the meeting wished to speak.

Pat Miller, 19205 79<sup>th</sup> St Pl E, Bonney Lake, said he uses transit to get to work in Renton from Bonney Lake every day. He said the tax increase is very small compared to what most people spend driving or on coffee each day. He said transit serves the entire County, and it is important for everyone to contribute. He said cutting funding for these services is short-sighted and does not serve the community and people who depend on transit services to get around. He noted that Bonney Lake has fewer bus lines, but it is a bedroom community and there are not a lot of jobs here. He said the City currently pays \$2 million per year in taxes, which covers the salary and benefits for 20 drivers, without factoring in vehicles, gas, etc.

Mayor Johnson said other small cities in the County have similar concerns as the Bonney Lake Council, and do not feel that they are getting value from the system

and their taxes. He said he believes the system has problems and alternatives like on-call services, combining transit services into a single agency, etc., need to be investigated. He agreed that everyone needs to contribute to the system, and it is important that communities like Orting, Buckley and Bonney Lake are served. He thanked Mr. Miller for his comments.

**Resolution 2097 approved 7 – 0.**

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

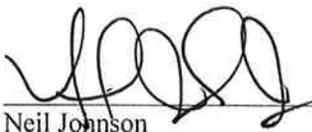
7:41:03

**X. ADJOURNMENT:**

**At 7:41 p.m., Councilmember Rackley moved to adjourn the meeting. Councilmember Lewis seconded the motion.**

**Motion to adjourn approved 7 – 0.**

  
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Harwood Edvalson, CMC  
City Clerk

  
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Neil Johnson  
Mayor

Items presented to Council at the January 25, 2011 Meeting: *None.*