

CITY COUNCIL MEETING

February 28, 2012
7:00 P.M.

MINUTES



“Where Dreams Can Soar”

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

Website: www.ci.bonney-lake.wa.us

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

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the meeting to order at 7:01 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 Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember Katrina Minton-Davis, Councilmember Jim Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Interim Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Jim Dionne, and Records & Information Specialist Susan Duis.

C. Announcements, Appointments and Presentations:

1. Announcements:

a. **Proclamation:** Pierce County READS – Bonney Lake Library.

Mayor Johnson welcomed Bonney Lake Senior Librarian Lauren Murphy and Managing Librarian Robin Clausen. Ms. Murphy said this years’ Pierce County READS book is “Hotel on the Corner of Bitter and Sweet”, about Japanese internment camps during World War II. She thanked the City for its support of the program and distributed copies of the book for each Councilmember, which were purchased by The Friends of the Bonney Lake Library group. Ms. Murphy read the proclamation aloud and presented it to Mayor Johnson.

2. Appointments: None.

3. Presentations: None.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings:

1. **AB12-23** – A Public Hearing Of The City Council Of The City Of Bonney Lake, Washington, Regarding Proposed Ordinance D11-27 – For A 6 Month Extension Of The Temporary Zoning Moratorium On The Establishment, Maintenance Or Continuation Of Medical Marijuana Collective Gardens.

Mayor Johnson opened the public hearing at 7:06 p.m. Seeing no one coming forward to speak, the public hearing was closed at 7:06 p.m.

B. Citizen Comments:

Lora Butterfield, Bonney Lake Chamber of Commerce, thanked the Council for their continued support of the Chamber. She thanked Councilmember Hamilton for attending last month's meeting to discuss Orton Junction, and Councilmember Watson inviting her to the Meeting and offering to attend the upcoming Chamber meeting. She also thanked the Council for their support of Get Fit Bonney Lake, and said she is working with City staff on a new Family Fun Fest event. Ms. Butterfield also thanked those who attended the Iron Dragon restaurant ribbon cutting and grand opening earlier in the day. She said the Chamber has added several new events to their calendar, including the Fun Fest and a trail run that will be held in the Tehaleh (previously Cascadia) area later this year.

Marilee Hill-Anderson, Sumner School District, spoke on behalf of the Sumner/Bonney Lake Area Communities for Families Coalition. She invited all to the 19th Annual Community Summit on Thursday, March 15, 2012. The theme this year is "The Heart of the Matter", with programs focused on the health and human service needs of the community. She thanked councilmembers and staff who are helping with the summit. She said the event is free but registration is limited.

John Tibbetts, President of Brookside Homeowners Association, said he attended the Meeting to offer more information or answer Council questions on the proposed land exchange that is on the agenda for consideration.

C. Correspondence: None.

III. COUNCIL COMMITTEE REPORTS

A. Finance Committee: Deputy Mayor Swatman said the committee met at 5:30 p.m. earlier in the evening. The committee discussed personnel updates, brush removal and grinding, proposed painting of the Public Safety Building, utility billing services, and review of meeting notes. He said the brush removal and grinding contract is estimated to cost \$18,000, and did not come through the Council as it falls under the previously approved emergency from the winter storms. The committee also discussed indirect cost allocations, which the State Auditor's office has requested. The Deputy Mayor said the City may need to contract for a study to determine indirect cost allocations.

B. Community Development Committee: Councilmember McKibbin said the committee met on February 21st and forwarded Resolutions 2187 and 2188 to the current agenda.

C. Public Safety Committee: Councilmember Hamilton said the committee has not met since the last Council Meeting.

D. Other Reports:

Pierce County Regional Council: Councilmember Hamilton attended the PCRC Meeting on February 16th. The Council appointed a Zoo Trek member and heard a legislative report from Pierce County Government Relations staff.

Communities for Families Summit: Mayor Johnson said he hoped everyone can participate in the Annual CFF Summit. He said this event provides a good sense of where the community is and how the City should move forward.

Recognizing Local Athletes: Mayor Johnson said Bonney Lake High School has State Champions in both boys' and girls' wrestling this year. He said he plans to honor local students who compete at the State level in academics and athletics from the Bonney Lake, Sumner, and White River School districts at a Council meeting later this spring.

Council Retreat: Mayor Johnson thanked the City Administrator and all the staff members who prepared for and participated in the Council Retreat on February 25th. He said it was a valuable meeting, and the Council got through the entire agenda and had a good venue.

IV. CONSENT AGENDA:

- A. **Approval of Accounts Payable and Utility Refund Checks/Vouchers:** Accounts Payable checks/vouchers #62975 thru 62987 (including wire transfer #1172012, 8692598) in the amount of \$88,244.77 out of the 2011 budget; Accounts Payable checks/vouchers #62988 thru 63038 (including wire transfer #20120211) in the amount of \$875,365.91 out of the 2012 budget; Accounts Payable checks/vouchers #63039 in the amount of \$500.00 for an Accounts Receivable deposit refund out of the 2012 budget; Accounts Payable wire transfer #20120217 in the amount of \$28,829.52, with \$9,721.80 coming out of the 2011 budget and \$19,107.72 coming out of the 2012 budget; Accounts Payable checks/vouchers #63040 thru 63054 in the amount of \$72,939.17 out of the 2011 budget; Accounts Payable checks/vouchers #63055 thru 63098 (including wire transfer #2012021701) in the amount of \$271,801.68 out of the 2012 budget for a grand total of \$1,337,681.05.
VOIDED CHECKS: 62857 – Duplicate payment.
- B. **Approval of Payroll:** Payroll for February 1-15th 2012 for checks 30301-30325 including Direct Deposits and Electronic Transfers in the amount of \$416,267.55.
- C. **AB12-25 – Resolution 2187 –** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Approve And Ratify The Mayor's Signature For The Nonexclusive Franchise Agreement With Pierce County To Construct, Operate, And Maintain A Sanitary Sewer System In, Along, Across, Under, And Along Certain Public Roads and Highways in Pierce County.
- D. **AB12-28 –** A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign A Grant Application For A Bikes Belong Grant.

Councilmember Hamilton moved to approve the Consent Agenda. Councilmember Lewis seconded the motion.

Consent Agenda approved 7 – 0.

V. FINANCE COMMITTEE ISSUES:

- A. **AB12-17 – Resolution 2184 -** A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Agreement With Brookside Homeowners Association For A Boundary Line Adjustment And Exchange Of Real Property.

Councilmember Lewis moved to approve Resolution 2184. Councilmember Watson seconded the motion.

Executive Assistant Brian Hartsell spoke from the audience, and said he has been working with the HOA on this agreement for about two years. Mr. Hartsell and Mayor Johnson thanked Mr. Tibbetts for attending the meeting on behalf of the HOA.

Resolution 2184 approved 7 – 0.

VI. COMMUNITY DEVELOPMENT ISSUES:

- A. **AB12-26 – Resolution 2188** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Professional Service Agreement To Kennedy / Jenks Consultants For Design Of Leaky Mains (PWTFL 2): Phase 2D – Ponderosa Estates.

Councilmember Rackley moved to approve Resolution 2188. Councilmember Watson seconded the motion.

Deputy Mayor Swatman asked about the contract attachments, noting that two separate cost summaries were attached. Public Works Director Grigsby said it appears that the second cost summary is for the survey work portion of the overall project, which is separate from this specific contract with Kennedy/Jenks Consultants. He said the cost summary for the Kennedy/Jenks contract is correct, and the second cost summary was included in error and is not part of this contract.

Deputy Mayor Swatman asked whether the proposed project area is one of the more costly for the City. Director Grigsby said crews have repaired 26 leaks in this area, and the majority of the pipes are 4-6” steel that have been in the ground for many years. He said during the proposed leaky mains project, the steel pipes will be replaced with a larger size and different material of pipe. He confirmed for the Deputy Mayor that most of the lines in this area are in the shoulder alongside the road and not under the roadway. He said the old pipes will be abandoned and the new line will be installed on the other side of the roadway, which avoids service interruptions during the project.

Resolution 2188 approved 7 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES:

- A. **AB12-27 – Ordinance 1418 [D12-27]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Extending A Temporary Zoning Moratorium On The Establishment, Maintenance Or Continuation Of Medical Marijuana Collective Gardens.

Deputy Mayor Swatman moved to suspend the Council’s rules to allow the Council to take action on Ordinance 1418 as an emergency ordinance at the current meeting. Councilmember Lewis seconded the motion.

Councilmember Rackley asked why a 6-month moratorium was selected, instead of a longer period. The City Attorney explained that this length of time is required by law.

Motion to suspend the Council's rules approved 7 – 0.

Councilmember Lewis moved to approve Ordinance 1418. Councilmember Rackley seconded the motion.

Deputy Mayor Swatman said the City Attorney had provided two proposed amendments to the ordinance language.

Deputy Mayor Swatman moved to amend Ordinance 1418 to include the following language: “WHEREAS, the Council finds that this ordinance shall be designated as a public emergency ordinance necessary for the protection of public health, public safety, public property or the public peace; and”. Councilmember Lewis seconded the motion.

Motion to amend Ordinance 1418 approved 7 – 0.

Deputy Mayor Swatman moved to amend Section 4 of Ordinance 1418 as follows: “Section 4. This Ordinance, concerning powers vested solely in the Council, it is not subject to referendum, and the Council, finding that this is an emergency ordinance, it shall take effect immediately upon adoption shall take effect five (5) days after its passage, approval and publication as required by law.” Councilmember Lewis seconded the motion.

Motion to amend Ordinance 1418 approved 7 – 0.

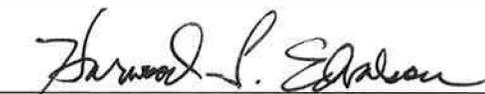
Ordinance 1418 approved as amended 7 – 0.

IX. EXECUTIVE SESSION: None.

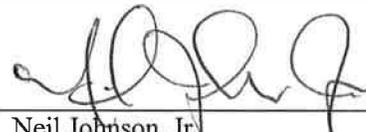
X. ADJOURNMENT:

At 7:35 p.m., Councilmember Rackley moved to adjourn the Council Meeting. Councilmember Lewis seconded the motion.

Motion to adjourn approved 7 – 0.



Harwood Edvalson, CMC
City Clerk



Neil Johnson, Jr.
Mayor

Items presented to Council at the February 28, 2012 Meeting:

- Lauren Murphy – *Pierce County READS Proclamation* – Bonney Lake Library.