

CITY COUNCIL WORKSHOP

**October 15, 2013
5:30 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 & Municipal Center, 9002 Main Street East, Bonney Lake, Washington.

I. CALL TO ORDER – Mayor Neil Johnson, Jr. called the Workshop to order at 5:30 p.m.

II. ROLL CALL:

Administrative Services Director/City Clerk Harwood Edvalson called the roll. Elected officials attending were Mayor Neil Johnson, Jr., Deputy Mayor Dan Swatman, Councilmember Mark Hamilton, Councilmember Donn Lewis, Councilmember Randy McKibbin, Councilmember James Rackley, and Councilmember Tom Watson. Councilmember Katrina Minton-Davis was absent.

Councilmember Rackley moved to excuse Councilmember Minton-Davis. Councilmember Lewis seconded the motion.

Motion approved 6 – 0.

Staff members in attendance were City Administrator Don Morrison, Chief Financial Officer Al Juarez, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief of Police Dana Powers, City Attorney Kathleen Haggard, Administrative Services Director/City Clerk Harwood Edvalson, and Administrative Specialist II Renee Cameron.

III. AGENDA ITEMS:

A. Council Open Discussion

Fennel Creek Trail Parking: Councilmember Watson said he walked the Fennel Creek Trail and it is very nice. He said a citizen expressed concerned about the asphalt and blacktop that was placed for parking and stated the homeowners in the area have also expressed concerns for after-hours parking. He asked whether there would be any landscaping and buffer between the parking and the trail. He said a gate will be in place to prevent quads and other vehicles from entering the trail. Deputy Mayor Swatman also stated there may be concerns from the surrounding homeowners regarding the parking area. He said the Park Board will hold a public hearing on November 18th at 6:00 p.m. to accept testimony regarding the Fennel Creek paved parking area located in Willow Brook. Mayor Johnson said the Park Board's recommendation will be sent to the Council for final resolution.

Boat Launch Fees: Councilmember Watson asked about the decrease in the revenue from the boat launch fees. Mayor Johnson said staff are reviewing annual expenditures and revenues during the budget process and will provide Council further information once it is available.

Milotte Wildlife Film Festival: Councilmember Hamilton reminded Council that the Milotte Wildlife Film Festival is Saturday, October 19, 2013 at the Justice & Municipal Center. The two films to be featured are The African Lion and American Cats. He spoke about the mini-short wildlife nature films and also about the scholarships that are available.

B. Review of Council Minutes: October 1, 2013 Workshop Minutes, and October 8, 2013 Meeting Minutes.

The minutes were forwarded to the October 22, 2013 Meeting for action, with minor corrections.

C. Discussion: AB13-103 – Resolution 2320 – Initiating the 2015 Comprehensive Plan Periodic Update and Adopting the Scope of Work and Public Participation Plan Document.

Senior Planner Jason Sullivan provided a detailed presentation to the information contained in the agenda packet regarding the 2015 Comprehensive Plan Periodic Update and the scope of work and the public participation plan and advised that the City is required to review and, if needed, update its comprehensive plan and development regulations to ensure compliance with the Washington State Growth Management Act by June 30, 2015. He identified the work that will be completed as part of the periodic update and establishes the public participation plan to ensure early and continuous public participation during the update process as required by RCW 36.70A.140. He said the City is looking 20 years into the future. He said staff are looking at adding actual strategies about how they will implement the policies and achieve the City's goals. He said that as the elements move forward and are completed staff will bring each element to Council for their review so the update will not be brought as one entire update. He confirmed for City Administrator Morrison that the Active Living Element would include the "baby boomers" issues. He said the review will take approximately 18 months and then a public hearing will be held before Council can consider adoption of the update.

Senior Planner Sullivan said the purpose of bringing this issue to Council at this workshop is to obtain Council approval for the Public Participation Plan to get the citizens of Bonney Lake engaged in the process. Councilmember Rackley asked about the gas pipeline that runs through the City and Senior Planner Sullivan advised that Williams Pipeline, Dieringer School District, and Tree City USA will be added to the voluminous list of stakeholders. Deputy Mayor Swatman asked about the June 30th deadline to make sure it includes all of the amendments necessary for 2015.

D. Presentation: 3rd Quarter Budget Update. Review/Discussion of Mid-Biennial Budget Amendment Schedule and Issues.

City Administrator Don Morrison discussed the schedule for adopting the 2013-2014 Mid-Biennial Budget Amendment as provided in the agenda packet and provided a handout to the Council. He reviewed the General Fund, Water Fund, Sewer Fund, and Storm Water Fund Revenue & Expenditure Status Report for Quarter 3 from 2009 through 2013. He said over the next few weeks staff will update the budget Model but is hopeful to have a balanced budget. He spoke regarding the possible need for consultants for the Comprehensive Plan Update. He reviewed the schedule with Council as provided in the agenda packet. He reviewed the General Fund Revenue and Expenditures Report

and said the Utility Funds are all tracking fine. Mayor Johnson asked the Council if the budget schedule was acceptable, and there was consensus that it was.

E. Discussion: Marijuana Business Applications.

Deputy Mayor Swatman stated he wants Council to avoid being pioneers regarding marijuana business applications. City Attorney Haggard stated the City is on solid ground if it keeps its current ban, which governs essentially medical facilities and dispensaries, and if it is clarified to speak to unlicensed facilities and update the language to track with I502. She said the City would be on shakier ground if it attempted to ban licensed retail facilities, producers or processors. Community Development Director Vodopich said staff initially received calls right after the passage of I-502, however no recent inquiries have been received. City Attorney Haggard said that essentially cities will have to allow marijuana distribution businesses but that the City Bonney Lake has only been allocated to regulate one business/retail facility. Mayor Johnson expressed his concern how the City would regulate marijuana businesses if the federal government says it is illegal. City Attorney Haggard said it would be up to the Department of Justice to enforce if it finds a business to be illegal.

There was discussion among the Council regarding the zoning regulations and limiting hours of operation. City Attorney Haggard said City regulations could conflict with the State law, but cities can be fairly strict on the allowed zones. She said if the City determines zoning would be permitted where adult entertainment is permitted, now is the time to get a zoning regulation in place. She said if Council makes a determination as to how they wish to proceed she can draft more restrictive zoning regulations. Council consensus was to keep it as restrictive as possible. Timothy Reynolds of City Attorney's office Porter Foster & Rorick advised the Council to keep in mind that applications will have to be site specific so applicants will not be able to submit generic applications. He said that the City will have the opportunity to express concerns to the State Liquor Control Board before an application is approved.

Council consensus was for the City Attorney to prepare a temporary moratorium ordinance prohibiting submittal of an application or issuance of a permit or business until a public hearing can be held regarding the temporary moratorium

IV. EXECUTIVE SESSION: None.

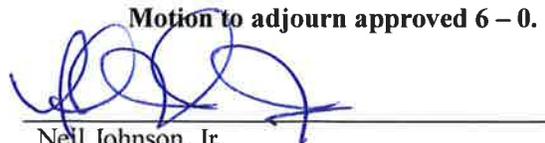
V. ADJOURNMENT:

At 6:41 p.m., Councilmember Rackley moved to adjourn the Council Workshop. Councilmember Lewis seconded the motion.

Motion to adjourn approved 6 – 0.



Harwood Edvalson, MMC
City Clerk



Neil Johnson, Jr.
Mayor

Items presented to Council for the October 15, 2013 City Council Workshop:

- Councilmember Mark Hamilton, *Milotte Wildlife Film Festival "Let's Go Wild" Pamphlet* – The Greater Bonney Lake Historical Society.
- City Administrator Morrison, *General Fund, Water Fund, Sewer Fund, and Storm Water Fund Revenue & Expenditure Status Report for Quarter 3 from 2009 through 2013* – City of Bonney Lake.
- City Attorney Kathleen Haggard, *Memorandum to Bonney Lake City Council dated October 14, 2013 Re: Marijuana: recreational and medical* – Porter Foster Rorick, LLP.

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.