

CITY COUNCIL MEETING

**September 23, 2014
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.

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 meeting to order at 7:00 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 James Rackley, and Councilmember Tom Watson.

Staff members in attendance were City Administrator Don Morrison, Public Works Director Dan Grigsby, Community Development Director John Vodopich, Chief Financial Officer Cherie Gibson, Police Chief Dana Powers, Administrative Services Director/City Clerk Harwood Edvalson, City Attorney Jay Schulkin, and Records & Information Specialist Susan Haigh.

C. Announcements, Appointments and Presentations:

- 1. Announcements: None.
- 2. Appointments: None.
- 3. Presentations: None.

D. Agenda Modifications: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings: None.

B. Citizen Comments:

Jerry Thorsen, 17110 111th St E, Bonney Lake, spoke about the Beautify Bonney Lake annual event on September 20th. He said his group worked on Ascent Park, and it was a great event. He congratulated Council and citizens for their work on the annual event.

Mark Isaacs, 115 Silvernail St, Orting, said he has not had any reply from the City since he spoke to the Council at the September 9, 2014 Meeting. He was unable to attend the Public Safety Meeting and had not received a reply yet from the Police Detective on the case. Mayor Johnson asked Mr. Isaacs to confirm his phone number, as he had tried to contact him and was unable to get through. Mr. Isaacs said people frequently speed on 74th St E around Lake Bonney, and some drive the wrong way on the one-way street to take a short cut to another street.

C. Correspondence: None.

III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee/Committee of the Whole: Deputy Mayor Swatman said the Committee met as the Committee of the Whole with all Councilmembers in attendance at 5:30 p.m. earlier in the evening and discussed personnel updates, reviewed meeting notes, and discussed credit card fees and alternatives such as electronic fund transfers (EFTs). The Committee reviewed Tyler Technologies' Open Government tools and plans to compare them against the OpenGov product. He said the Committee also met in a Closed Session to discuss upcoming labor negotiations.
- B. Community Development Committee: Councilmember Lewis said the Committee met on September 16, 2014 and forwarded proposed Resolutions 2417 and 2418 to the current agenda as Consent Agenda items.
- C. Economic Development Committee: Councilmember Minton-Davis said the Committee met earlier in the afternoon at an off-site location, at the Bonney Lake Ben Franklin. Members of the Chamber of Commerce joined the Committee and discussed a City presentation at an upcoming Chamber meeting. She said Community Development Director Vodopich plans to present information on economic activities in the City to the Council at an upcoming Workshop.
- D. Public Safety Committee: Councilmember Watson said the Committee met on September 15, 2014 and forwarded proposed Resolution 2409 to the current agenda as a Consent Agenda item. The Committee discussed safety concerns related to right-hand turns. Chief Powers provided information to the Committee about the accident involving Mr. Isaacs' wife on the road around Lake Bonney.
- E. Other Reports:
- Road Safety around Lake Bonney: Mayor Johnson said he has asked staff to look into options to improve safety on the roads around Lake Bonney.
- Beautify Bonney Lake: Mayor Johnson thanked all the staff, Councilmembers and citizens who participated in the annual Beautify Bonney Lake event, with over 800 attendees, good weather, and great work on projects around the City.

IV. CONSENT AGENDA:

- A. **Approval of Minutes**: August 19, 2014 Council Workshop, August 26, 2014 Council Meeting, and September 9, 2014 Council Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers**: Accounts Payable checks/vouchers #69572-69596 (including wire transfer #'s 20140901, and 20140902) in the amount of \$590,308.03.
Accounts Payable check/voucher #69597 for AR Deposit refund in the amount of \$500.00.
Accounts Payable checks/vouchers #69598-69623 (including wire transfer #'s 13977308, 20140903, 20140904, 20140905, 20140906, and 2014091101) in the amount of \$321,826.72.
Accounts Payable check/voucher #69624 for utility customer refund in the amount of \$132.07.
VOIDS: Check #65566 – replaced with check #69601.

- C. **Approval of Payroll:** Payroll for September 1st–15th, 2014 for checks #31983-32006, Including Direct Deposits and Electronic Transfers is \$ 502,000.09.
- D. **AB14-120 – Ordinance 1490 [D14-120]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 3.90 Of The Bonney Lake Municipal Code And Ordinance Nos. 1417 And 995 Relating To Miscellaneous Fees.
- E. **AB14-114 – Resolution 2409** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Interagency Agreement With The Washington Traffic Safety Commission For The Continued FTE Employment Of The 100% Grant Funded Child Passenger Safety Program Manager.
- F. **AB14-119 – Resolution 2414** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor Sign A Memorandum Of Understanding With Pierce County To Receive Grant Funding For The Tahoma Regional Task Force.
- G. **AB14-124 – Resolution 2417** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing An Amendment To The Agreement With The Transpo Group For The SR410 – Veterans Memorial Drive Intersection Improvements To Update Plans For Advertisement.
- H. **AB14-125 – Resolution 2418** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving The Schedule 74 Cost Share Agreement Between Puget Sound Energy And The City Of Bonney Lake To Underground Puget Sound Energy Utilities Within The SR 410 – Veterans Memorial Drive Intersection Improvements Project Limits.

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

Consent Agenda approved 7 – 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None.

VII. ECONOMIC DEVELOPMENT COMMITTEE ISSUES: None.

VIII. PUBLIC SAFETY COMMITTEE ISSUES: None.

IX. FULL COUNCIL ISSUES:

- A. **AB14-104 – Ordinance 1491 [D14-104]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting The Shoreline Master Program For The City Of Bonney Lake By Adopting The Official Shoreline Environmental Designation Map; Adding A New Chapter To The Bonney Lake Comprehensive Plan Entitled “Shoreline Element”; Adding Article III To Title 16 Of The Bonney Lake Municipal Code Consisting Of Thirteen Chapters Entitled “Shoreline

Code”; Amending Chapters 16.20 And 16.22 Of The Bonney Lake Municipal Code Related To The Regulations Of Wetlands, And Section 16.30.050 Related To The Regulation Of Stream Buffers; And Repealing Chapter 16.08 Of The Bonney Lake Municipal Code And Section 16.20.160.

Councilmember Watson moved to approve Ordinance 1491. Councilmember Rackley seconded the motion.

Mayor Johnson said this has been discussed by the Council at previous workshops and meetings and has been fully reviewed by the Department of Ecology.

Ordinance 1491 approved 7 – 0.

- B. **AB14-128 – Ordinance 1492 [D14-128]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington Amending Chapters 14.40 Through 14.80 Related To Development Code Administration And Section 18.14.060 Related To Setbacks In The R-1 Zone Adjacent To Lake Tapps, And Repealing Section 14.70.100 In Order To Implement The Bonney Lake Shoreline Master Program Adopted Pursuant To Ordinance 1491 [D14-104].

Councilmember Watson moved to approve Ordinance 1492. Councilmember Rackley seconded the motion.

Ordinance 1492 approved 7 – 0.

- C. **AB14-127 – Ordinance 1489 [D14-127]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Extending The Moratorium Enacted Under Ordinance Nos. 1468, 1469, And 1481, Prohibiting The Production, Processing, And Retail Sales Of Marijuana And Prohibiting The Granting Of Any City License Or Permit Related To Such Activities.

Councilmember Rackley moved to approve Ordinance 1489 [D14-127]. Councilmember Watson seconded the motion.

Deputy Mayor Swatman noted that a substitute ordinance had been presented. City Administrator Morrison noted that the original proposed ordinance set a Public Hearing on the Moratorium for November 11, 2014, which is a holiday when City offices will be closed. Staff propose to amend the ordinance to set the Public Hearing on October 28, 2014. Councilmembers Rackley and Watson confirmed that they intended to act on the substitute proposed ordinance with this date correction.

Deputy Mayor Swatman questioned whether a 90-day moratorium will provide enough time for public input, review, and adoption, due to the upcoming holiday season. City Administrator Morrison noted they may need to wait for comments from the State, and that the Council traditionally cancels its final scheduled meeting in December for the holiday, which reduces the time available for action.

Senior Planner Jason Sullivan said he discussed the time frame with the City Attorney’s office: a Council Public Hearing on the moratorium will be held October 28th, a Planning Commission Public Hearing will be scheduled for November 19th, discussion will be scheduled for the Council Workshop on December 2nd, and final action will be scheduled on the December 9th Council Meeting. Councilmember Rackley asked about options if the process is not completed within the 90-day time frame. City Attorney Schulkin said

the Council can extend the moratorium if necessary in December.

Deputy Mayor Swatman proposed the ordinance be amended to extend the moratorium for 120 days to ensure there is enough time to go through the process without the Council needing to pass another extension ordinance. Councilmember Lewis agreed, saying this will provide enough time for other agencies to review and provide comments, for Public Hearings to be held, and for everything to be scheduled over the holiday season. Deputy Mayor Swatman said the process may be finished before the moratorium expires.

Councilmember Lewis moved to amend the language in proposed Ordinance 1489 [D14-127] Sections 2. A. and 2. B. to “shall be extended for a period of one hundred twenty (120) days”. Councilmember Watson seconded the motion.

Councilmember Hamilton asked when the timeline for the Moratorium begins. City Attorney Schulkin said the clock begins once the ordinance goes into effect, which is 5 days after adoption and publication.

**Motion to amend proposed Ordinance
1489 approved 7 – 0.**

Councilmembers asked if anyone from the public had requested to speak on this issue. City Clerk Edvalson noted that when the Council updated their rules they removed the sign-up sheets for individual action items; citizens can speak about legislative issues during the Citizen Comments portion of the Meeting. Deputy Mayor Swatman noted the ordinance provides for a Public Hearing on October 28th as well.

Ordinance 1489 approved 7 – 0.

X. EXECUTIVE SESSION: None.

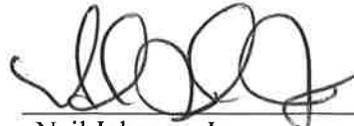
XI. ADJOURNMENT:

**At 7:19 p.m., Councilmember Watson moved to adjourn the Council Meeting.
Councilmember Lewis seconded the motion.**

Motion to adjourn approved 7 – 0.



Harwood Edvalson, MMC
City Clerk



Neil Johnson, Jr.
Mayor

Items presented to Council at the September 23, 2014 Meeting:

- City Administrator Don Morrison – *Proposed Substitute AB14-127 – Ordinance D14-127.*

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.