

CITY COUNCIL MEETING

**June 14, 2016
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.
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Location: Bonney Lake Justice & Municipal Center, 9002 Main Street East, Bonney Lake, WA.

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 Randy McKibbin, Councilmember Justin Evans, Councilmember Donn Lewis, Councilmember James Rackley, Councilmember Dan Swatman, and Councilmember Tom Watson. Councilmember Katrina Minton-Davis arrived at 7:24 p.m.

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

Mayor Johnson asked for a moment of silence for the Orlando tragedy. A moment of silence was held by those in attendance.

- C. Agenda Modifications: Mayor Johnson asked for Council consensus to table the Community Development Committee Issue Item B., AB16-77 – Resolution 2537; and Full Council Issue Item A., AB16-70 – Resolution 2532. Council consensus was to table these two items to a future Council Workshop.

D. Announcements, Appointments and Presentations:

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

- a. **Puget Sound Energy – Customer Upgrade Campaign.**

Sharmila Swenson, Manager of Local Government Affairs and Public Policy for Puget Sound Energy (PSE) presented PSE's new Customer Upgrade Campaign PSE Sweeps regarding energy efficiency, including the campaign's opportunity for its 1.1 million customers to receive a free LED bulb, appliance and light bulb recycling, free home energy audits, as well as the savings with energy efficiency of showers heads and appliances and replacement programs for older model appliances. She said PSE's

representatives will be visiting the Bonney Lake community in the near future. Those representatives will be wearing their yellow shirts to identify themselves and notice boards will be placed in neighborhoods advising of the campaign representatives' presence in neighborhoods. She advised that Administrative Services Director Edvalson has her contact information and to please feel free to reach out and ask for any assistance that she or PSE can provide. Mayor Johnson said Ms. Swenson has done a great job representing PSE in the Bonney Lake community. This item was for presentation purposes only.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearings:

1. **AB16-65** – A Public Hearing Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Consider Resolution 2529, Declaring Real Property Surplus, And Authorizing The Mayor To Sell Said Property As Outlined In Bonney Lake Municipal Code Section 2.70.100 (4824 Aqua Dr., Bonney Lake).

Administrative Services Director/City Clerk read the agenda bill for AB16-65 regarding Resolution 2529, declaring the real property surplus of the property at 4824 Aqua Drive, Bonney Lake.

Mayor Johnson opened the Public Hearing regarding AB16-65 at 7:10 p.m.

There was one speaker, Sloan Clark, who signed up to speak, however, she advised that she inadvertently signed up to speak regarding this public hearing. There were no speakers regarding the AB16-65 public hearing.

Mayor Johnson closed the Public Hearing at 7:11 p.m.

2. **AB16-82** – A Public Hearing Of The City Council Of The City Of Bonney Lake, Pierce County, Washington To Consider Resolution 2539 To Adopt The 2017–2022 Six Year Transportation Improvements Program (AB16-83).

Administrative Services Director/City Clerk Edvalson read the agenda bill for AB16-82 regarding Resolution 2539 to adopt the 2017-2022 Six Year Transportation Improvements Program. There were no speakers signed up to speak regarding the AB16-82 public hearing.

Mayor Johnson opened the Public Hearing regarding AB16-82 at 7:11p.m.

There were no speakers regarding the AB16-82 public hearing.

Mayor Johnson closed the Public Hearing at 7:11 p.m.

- ### B. Citizen Comments: None.

C. Correspondence:

Administrative Services Director/City Clerk Edvalson indicated a letter was submitted for the June 14th Council Meeting regarding Agenda Item IX.A Full Council Issues, which Mayor Johnson and the Council were provided a copy. Mr. Edvalson advised, however, that this item was removed/abled for discussion from tonight's Council agenda. Mayor Johnson confirmed they received a copy.

1. *William Lynn, Esq., Gordon Thomas Honeywell, letter dated June 14, 2016 Re: Resolution 2532 – Proposed Formation of Assessment Reimbursement Area (ARA) for Fennel Creek Sewer Lift Station, with attachment from Apex Engineering dated June 14, 2016.*

III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee: Deputy Mayor McKibbin said the Finance Committee met at 5:30 p.m. and discussed a resolution for a professional services agreement with RH2, a sewer and water discount reduction for senior citizens, and the plans for a Council budget retreat.
- B. Community Development Committee: Councilmember Lewis said the Committee met on June 7, 2016. He said they discussed Consent Agenda Items G, H and I, as well as the public hearing regarding AB16-82 – Resolution 2539, and Community Development Committee Issues Items A, B, and C. He advised that the June 21st meeting will be cancelled due to attendance at the AWC Conference. He advised that the next Community Development Committee meeting will be held on July 5, 2016 at 4:30 p.m.
- C. Economic Development Committee: Councilmember Evans said the Committee met today to discuss the new Interim Executive Director for the Chamber Collective, Christy Minzey, had a presentation from Jenn Francis regarding the current building activities, and discussed the current monthly permit activity. He said Good Morning Bonney Lake and the Chamber luncheon has been cancelled for June, and the next meeting is scheduled for July 12th.
- D. Public Safety Committee: Councilmember Watson said the Committee will be meeting on June 28th. He also said he would like to move Consent Agenda Item D., AB16-24, to Full Council Issues.
- E. Other Reports: Councilmember Rackley said he will unfortunately be unable to attend the AWC Conference and as he was appointed as one of the City's Voting Delegates he asked to have that delegation given to another Council or staff member. Mayor Johnson advised that they will find a replacement for Councilmember Rackley as a Voting Delegate for the AWC Conference.

IV. CONSENT AGENDA:

- A. **Approval of Corrected Minutes:** May 17, 2016 Workshop, and May 24, 2016 Meeting.

- B. **Approval of Accounts Payable and Utilities Checks/Vouchers and Refunds:**
 Accounts Payable checks/vouchers #73828-73870 (including wire transfer number 20160506) in the amount of \$99,589.12;
 Accounts Payable checks/vouchers #73871-73906 (including wire transfer number's 18178901, and 20160504) in the amount of \$873,851.93;
 Accounts Payable checks/vouchers #73908-73972 in the amount of \$86,927.01; and
 VOIDS – check #73801, replaced with check #73907.
- C. **Approval of Payroll:** May 16th-31st, 2016 for checks #32985-33007 including Direct Deposits and Electronic Transfers is \$ 631,012.07.
- D. ~~**AB16-24 – Ordinance D16-24 – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Recodifying Chapter 18.56 Of The Bonney Lake Municipal Code To Regulate Itinerant Vendors Within The City.**~~ *Moved to Full Council Issues – Item D.*
- E. **AB16-26 – Ordinance 1547 [D16-26]** – An Ordinance Of The City Council Of the City Of Bonney Lake, Pierce County, Washington, Amending Sections 8.20.020, 18.04.130, And 18.08.030 Of The Bonney Lake Municipal Code, Relating To Marijuana Cooperatives.
- F. **AB16-48 – Ordinance 1548 [D16-48]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Annexing Certain Real Property, Identified As The “Victor Falls Property”, Into The City Of Bonney Lake, Pursuant To RCW 35A.14.300, For Use As A Public Park Site, And Assigning A Zoning Classification Of “Public Facilities.”
- G. **AB16-61 – Resolution 2526** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Professional Services Agreement With Apply-A-Line, Inc. For The 2016 Street Striping And Pavement Markings Project.
- H. **AB16-62 – Resolution 2527** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contractor Agreement With Doolittle Construction, LLC For The 2016 Chip Seal Application.
- I. **AB16-84 – Resolution 2540** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract Amendment For Parametrix, Inc. For The Preparation Of The Bonney Lake Coordinated Watershed Protection And Land Use Plan Project.

Councilmember Watson requested that Consent Agenda Item D. AB16-24 – Ordinance D16-24 be moved to Full Council Issues Item D. for discussion.

Consent Agenda approved as amended 6 – 0.

V. **FINANCE COMMITTEE ISSUES:** None.

VI. **COMMUNITY DEVELOPMENT COMMITTEE ISSUES:**

- A. **AB16-80 – Ordinance 1550 [D16-80]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Section 12.30.010 Of The Bonney Lake Municipal Code To Amend The Future Streets Map.

Councilmember Lewis moved to approve AB16-80 – Ordinance 1550 [D16-80]. Councilmember Watson seconded the motion.

Ordinance 1550 approved 6 – 0.

- B. ~~**AB16-77 – Resolution 2537**~~ – ~~A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Professional Services Agreement With ARC Architects To Develop The Plans, Specifications, Estimates And Related Documents For The Public Works Center Materials And Storage Yard. Tabled to a future Workshop during Agenda Modifications.~~

- C. **AB16-85 – Resolution 2541** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Approving Construction Management For Survey Staking Contract With KPG Engineers For The 186th Corridor Improvements Project.

Councilmember Lewis moved to approve Resolution 2541. Councilmember Watson seconded the motion.

Resolution 2541 approved 6 – 0.

VII. ECONOMIC DEVELOPMENT COMMITTEE ISSUES: None.

VIII. PUBLIC SAFETY COMMITTEE ISSUES:

- A. **AB16-76 – Ordinance 1549 [D16-76]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Chapter 9.01.010 Of The Bonney Lake Municipal Code And Ordinance No. 1444 Relating To The Adoption Of Statutory Provisions To Adopt Newly Codified RCW 18.108.030 And 18.108.035 Related To The Unlicensed Practice Of Massage.

Councilmember Watson moved to approve Ordinance 1549 [D16-76]. Councilmember Lewis seconded the motion.

Ordinance 1549 approved 6 – 0.

- B. **AB16-81 – Ordinance 1551 [D16-81]** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Amending Section 9.11.050 Of The Bonney Lake Municipal Code And The Corresponding Portions Of Ordinance No. 1444, And Adding New Sections 9.11.060 And 9.11.070 Relating To Aggressive Solicitation.

Councilmember Rackley moved to approve Ordinance 1551 [D16-81].

Councilmember Evans seconded the motion.

Councilmember Evans said this ordinance was brought forward to provide the Police Officers more leverage while dealing with solicitors in our community. Mayor Johnson asked if this would assist with panhandling regulations. Police Chief Powers advised it would. Councilmember Watson said the Public Safety Committee is looking at additional code revisions regarding panhandlers. City Attorney Haggard advised that there is a Washington Supreme Court case that is being reviewed and depending on the outcome of that case there may be future ability of cities regarding solicitation, as currently panhandling in general is a protected speech and cities are very limited in how they can regulate it.

Ordinance 1551 approved 6 – 0.

IX. FULL COUNCIL ISSUES:

- A. ~~AB16-70 Resolution 2532~~ – A Resolution Of The City Council Of The City Of Bonney Lake, Washington, Authorizing Formation Of An Assessment Reimbursement Area For Construction Of The Fennel Creek Sewer Lift Station. (Pursuant to Public Hearing May 24, 2016). Tabled to a future Workshop during Agenda Modifications.
- B. **AB16-87 – Resolution 2542** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing A Contract With RH-2 Engineering, Inc. For Services To Design And Programming Efforts For SCADA Systems Upgrade – Phase 3.

Councilmember Lewis moved to approve Resolution 2542. Councilmember Watson seconded the motion.

Public Works Director Grigsby and Councilmember Lewis advised that this item was thoroughly reviewed by the Finance Committee, as well as the Community Development Committee.

Resolution 2542 approved 6 – 0.

- C. **AB16-86** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Cancelling The Regular Council Workshop And Community Development Committee Meeting On June 21, 2016.

Councilmember Lewis moved to approve Cancelling The Regular Council Workshop And Community Development Committee Meeting On June 21, 2016. Councilmember Rackley seconded the motion.

Motion AB16-86 approved 6 – 0.

- D. **AB16-24 – Ordinance D16-24** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Recodifying Chapter 18.56 Of The Bonney Lake Municipal Code To Regulate Itinerant Vendors Within The City. *Moved from Consent Agenda Issues, Item D.*

Councilmember Watson moved to approve Ordinance D16-24. Councilmember Lewis seconded the motion.

Councilmember Swatman said he does not see the necessity of this particular ordinance, so he will be voting no on it. Councilmember Watson agreed with Councilmember Swatman and advised that he too will be voting no on this proposed ordinance.

Councilmember Minton-Davis moved to table proposed Ordinance D16-24 and forward it to the Economic Development Committee for further review. Councilmember Rackley seconded the motion.

**Motion to table Ordinance D16-24 approved 4 – 3.
Deputy Mayor McKibbin,
Councilmember Swatman,
and Councilmember Evans voted no.**

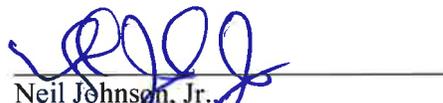
X. EXECUTIVE/CLOSED SESSION: None.

XI. ADJOURNMENT:

At 7:26 p.m. Mayor Johnson adjourned the meeting.



Harwood Edvalson, MMC
City Clerk



Neil Johnson, Jr.
Mayor

Items presented to Council at the June 14, 2016 Meeting:

- William Lynn, Esq., Gordon Thomas Honeywell – *Correspondence dated June 14, 2016 Re: Resolution 2532 – Proposed Formation of Assessment Reimbursement Area (ARA) for Fennel Creek Sewer Lift Station, with attachment from Apex Engineering dated June 14, 2016.*

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.