

CITY COUNCIL MEETING

November 14, 2023
6:00 P.M.
MINUTES



www.ci.bonney-lake.wa.us

Location: The physical location of the Council Meeting was at the Bonney Lake Justice & Municipal Center, 9002 Main Street East, Bonney Lake, Washington. The public was also given the option to call in or attend virtually the Council Meeting.

Audio starts at:
06:00:00

I. CALL TO ORDER – Mayor Michael McCullough, called the meeting to order at 6:00 p.m.

A. Pledge of Allegiance: Mayor McCullough led the audience in the Pledge of Allegiance.

B. Roll Call: City Clerk Sadie Schaneman called the roll. In addition to Mayor McCullough, elected officials attending were Deputy Mayor Terry Carter, Councilmember Angela Baldwin, Councilmember Justin Evans, Councilmember Gwendolyn Fullerton, Councilmember Dan Swatman, and Councilmember Tom Watson. Councilmember J. Kelly McClimans was in virtual attendance.

Staff members in attendance at the physical location were City Administrator John Vodopich, Chief of Police Mark Berry, Public Services Director Ryan Johnstone, Building & Planning Supervisor Jason Sullivan, City Clerk Sadie Schaneman, Records and Disclosure Coordinator Kandice Besaw, and City Attorney Jennifer Robertson.

Staff members in virtual attendance using the City's BlueJeans conference line were Chief Finance Officer Cherie Reiersen and City Attorney/Prosecutor Dena Burke.

B. Agenda Modifications:

Mayor McCullough noted that Councilmember Swatman had asked that AB23-121 be pulled from the Consent Agenda. He said the item would be moved to Full Council Issues as Item A.

Councilmember Swatman moved to approve the agenda modification. Deputy Mayor Carter seconded the motion.

Motion approved 7 - 0.

C. Announcements, Appointments and Presentations: None.

II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

Audio starts at:
6:01:50

A. Public Hearing:

1. **AB23-119 – Ordinance D23-119** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting The Mid-Biennial Budget Amendment For Budget Years 2023 And 2024.

Mayor McCullough opened the public hearing at 6:01 p.m. He invited anyone interested in addressing the council on the topic of the hearing to come forward.

Dan Decker, 20401 70th St E, Bonney Lake: Spoke on inflation and how you cannot buy your way out of it.

There being no one else wishing to address the Council on the hearing topic, Mayor McCullough closed the hearing at 6:03 p.m.

2. **AB23-120 – Ordinance D23-120** – An Ordinance Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Setting The Amount Of The Annual Ad Valorem Tax Levy Necessary For The Fiscal Year 2024 For The Purposes Set Forth Below.

Mayor McCullough opened the public hearing at 6:03 p.m. He invited anyone interested in addressing the council on the topic of the hearing to come forward.

Dan Decker, 20401 70th St E, Bonney Lake: Spoke on inflation and how you cannot buy your way out of it.

There being no one else wishing to address the Council on the hearing topic, Mayor McCullough closed the hearing at 6:04 p.m.

Audio starts at:
6:04:25

B. Citizen Comments: *For efficient use of city resources, comments will be a short summary and not verbatim. Video recordings will be uploaded to the city's YouTube channel and an audio recording to the state digital archives for review of all the comments.*

Erin Musky - Bonney Lake Public Library: Spoke about two Library outreach updates, which are the Friends of the Bonney Lake book sale starting this Thursday the 16th and the Valentines for Veterans program starting January 8th.

Dan Decker - 20401 70th St E, Bonney Lake: Spoke about fluoride in our drinking water. He stated it is very harmful to human life.

Troy Fullerton - 9611 183rd Ave E, Bonney Lake: Spoke about naturopath and the issues with fluoride.

C. Correspondence: None.

Audio starts at:
6:14:00

III. COUNCIL COMMITTEE REPORTS:

- A. Finance Committee: Deputy Mayor Carter reported the Finance Committee met in person and virtually today at 5:00 p.m. The Committee went thru personnel updates; discussed and forwarded AB23-146 to a future meeting; discussed parking fees for Allan Yorke Park, boat launch costs and approved their minutes.
- B. Community Development Committee: Councilmember Swatman reported the Community Development Committee met in person and virtually on November 7, 2023. The Committee discussed and forwarded AB23-145, AB23-147, and AB23-150 to tonight's consent agenda and AB23-142 and AB23-143 to tonight's community development committee issues and approved their minutes.
- C. Public Safety Committee: Councilmember Evans reported the Public Safety Committee met in person and virtually today at 3:30 p.m. The Committee received an update from the Police Department, East Pierce Fire and Rescue and Community Court. Received a report from the Prosecutor, forwarded AB23-148 to tonight's consent agenda and forwarded AB23-149 and AB23-152 to a future meeting and approved their minutes.
- D. Other Reports:

Audio starts at:
6:20:18

IV. CONSENT AGENDA:

- A. **Approval of Corrected Minutes**: October 10, 2023, City Council Meeting, October 17, 2023, City Council Workshop, and October 24, 2023, Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers**:
Accounts Payable check/vouchers #95644 to #95658, in the amount of \$2,325.05. Accounts Payable check/vouchers #95643, #95659 to #95725 and wire transfers #2023101001 and #2023101002, in the amount of \$1,825,647.35. **Voids**: Check #94258 – Duplicate payment – Not reissued. Check #94757 – Check not received – Reissued. Check #94923 – Check not received – Reissued. Check #'s 82764, 83010, 83069, 83137, 83150, 83163, 83173, 83241, 83312, 83331, 83336, 83337, 83341, 83370, 83381, 83499, 83591, 83678, 83681, 83698, 83718, 83720, 83757, 83759, 83791, 83818, 83828, 83892, 83900, 84241, 84243, 84253, 84275, 84284, 84291, 84302, 84310, 84312, 84323, 84566, 84573, 84585, 84596, 84598, 84600, 84609, 84755, 84843, 84927, 85026, 85053, 85062, 85071, 85262, 85282, 85286, 85303, 85330, 85339, 85414, 85416, 85454, 85485, 85655, 85699, 85704, 85707, 85712, 85714, 85720, 85723, 85742, 85744, 85749, 85753, 85755, 85793, 85796, 85862, 85903, 95904, 85912, 85922, 85923, 86009, 86017, 86032, 86054, 86057, 86061, 86077, 86078, 86099, 86127, 86149, 86195, 86197, 86204, 86219, 86335, 86350, 86363, 86517, 86534, 86558, 86566, 86656, 86659, 86664, 86668, 86680, 86901, 86954, 87206, 87209, 87247, 87249, 87251, 87406, 87412, 87424, 87528, 87537, 87558, 87561, 87765, 87772, 87787, 87865, 87876, 87939, 87947, 87965, 88202, 88208, 88209, 88221, 88411, 88414, 88542, 88560, 88653, 88784, 88786, 88798, 88800, 88801, 88809, 88902, 88905, 88907, 88909, 88979, 89015, 89123, 89176, -All unclaimed property sending to WA State Department of Revenue.

- C. **Approval of Payroll:** October 1 – 15, 2023 for checks #34882-34883. The amount of the checks was approved October 24, 2023, but these two check numbers were omitted in error. October 16 – 31, 2023 for checks #34884-34888 including Direct Deposits and Electronic Transfers totaling \$832,189.74. **Voids:** None.
- D. **AB23-128 – Resolution 3178** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Adopting The 2024-2029 Six Year Transportation Improvement Program.
- E. **AB23-145 – Resolution 3186** – A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Award Of The Lift Station 20 Upgrade Project To McCann Construction Enterprises, Inc.
- F. **AB23-147 – Resolution 3188** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Award Of A Professional Services Contract To AKANA For Construction Management Services To Support The Lift Station 20 Upgrade Project.
- G. **AB23-148 – Resolution 3189** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Authorize Mayor McCullough To Sign An Interagency Agreement With The Washington Traffic Safety Commission For Reimbursement For Various Traffic Emphasis Patrols.
- H. **AB23-150 – Resolution 3191** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Purchase Of An Emergency Power Generator And Transfer Switch From Cummins Power Systems For The Public Safety Building Generator Improvements Project.
- I. ~~**AB23-121 – Motion M23-121**~~ A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Canceling The December 19, 2023, Council Workshop And Community Development Committee Meeting and January 2, 2024, Council Workshop And Community Development Committee Meeting. **(Moved to Full Council Issues Item A).**

**Councilmember Baldwin moved to approve the Consent Agenda as modified.
Deputy Mayor Carter seconded the motion.**

Consent Agenda approved 7 - 0.

V. FINANCE COMMITTEE ISSUES: None.

VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES:

- A. **AB23-142 – Resolution 3183** - A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign A Contract With Law Offices of Alex Sidles, PLLC To Provide Hearing Examiner Services And Appointing Alex Sidles As The Bonney Lake Hearing Examiner.

Councilmember Baldwin moved to approve Resolution 3183. Deputy Mayor Carter seconded the motion.

Council discussed and shared their concerns, including:

- Judicial Councilmember vs. Hearing Examiner
- Pros and cons of the Hearing Examiner position

Resolution 3183 approved 7 – 0.

Councilmember McClimans arrived in person at 6:30 p.m.

- B. **AB23-143 – Resolution 3184** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Sign An Amendment To The Contract With Olbrechts & Associates, PLLC Related To Hearing Examiner Services For Code Enforcement.

Councilmember Balwin moved to approve Resolution 3184. Deputy Mayor Carter seconded the motion.

Council had no discussion on this topic.

Resolution 3184 approved 7 – 0.

VII. PUBLIC SAFETY COMMITTEE ISSUES: None.

VIII. FULL COUNCIL ISSUES:

- A. (Moved from Consent Agenda, Item I.) **AB23-121– Motion M23-121** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Canceling The December 19, 2023, Council Workshop And Community Development Committee Meeting and January 2, 2024, Council Workshop And Community Development Committee Meeting.

Councilmember Swatman moved to approve Motion M23-121. Deputy Mayor Cater seconded the motion.

Councilmember Swatman motioned to remove the January 2, 2024, Community Development Committee meeting from AB23-121. Deputy Mayor Carter seconded the motion.

Council discussed and shared their concerns, including:

- Not canceling the January 2nd CDC Meeting.

Motion M23-121 approved as amended 6 – 1.

Councilmember McClimans voted no.

Audio starts at:
6:35:18

Audio starts at:
6:36:00

IX. EXECUTIVE SESSION:

Pursuant to RCW 42.30.110 (i), Mayor McCullough announced an Executive Session at 6:42 p.m. to last for 20 minutes, with action to follow, to discuss potential litigation. The session concluded at 7:02p.m.

Mayor McCullough called the meeting back to order at 7:02 p.m.

Audio starts at:
7:02:00

X. DISCUSSION/ACTION: AB23-153 – Motion M23-153 – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The City Administrator To Execute All Documents Necessary For The City To Opt Out Of Both The 3M Class Action Settlement And The Dupont Class Action Settlement.

Councilmember Balwin moved to approve Motion M23-153. Councilmember Evans seconded the motion.

1. Discussion.

Council discussed and shared their concerns, including:

- Importance and Urgency
- Council retaining future rights

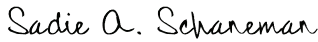
2. Citizen Comments. There were no citizen comments.


3. Action.

Motion M23-153 approved 7 – 0.

XI. ADJOURNMENT:

At 7:09 p.m. the Meeting was adjourned by Mayor McCullough with the common consent of the City Council.

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Sadie A. Schaneman, CMC, City Clerk

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Michael McCullough, Mayor

Items presented to Council at the November 14, 2023, Meeting for the record: None.

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.