

## CITY COUNCIL MEETING

February 8, 2022  
6:00 P.M.

### MINUTES



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**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.

**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.

Mayor McCullough asked if any Councilmember wants to motion to adjourn due to a Councilmember not donning a mask. He explained that Proclamation 20-28 requires the meeting be recessed until compliance is restored or if compliance cannot be restored then adjourned, continued, or otherwise terminated. There was no motion. Seeing how no motion was given, Mayor McCullough stated that due to having staff members who are immunocompromised, he asked if any staff would like to leave the meeting due to LNI Publication F414-179 or, if applicable, ESSB 5115, the Health Emergency Labor Standards Act.

City Clerk Sadie Schaneman and Senior Services Manager Sue Hilberg announced they could not stay. They moved to an office to attend remotely and continued the meeting from there.

- 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 J. Kelly McClimans, Councilmember Dan Swatman, and Councilmember Tom Watson.

Staff members in attendance at the physical location were City Administrator John Vodopich, Chief of Police Bryan Jeter, Public Services Director Ryan Johnstone, Planning & Building Supervisor Jason Sullivan, Recreation & Special Events Manager David Wells, and City Attorney Kathleen Haggard.

Staff members in virtual attendance using the City's BlueJeans conference line were Chief Financial Officer Cherie Reierson, Interim Administrative Services Director/Information Services Manager Chuck McEwen, Senior Services Manager Sue Hilberg, Administrative Specialist III Carol Paul, and City Clerk Sadie Schaneman.

C. Agenda Modifications: None.

D. Announcements, Appointments and Presentations:

1. **AB22-10 - Motion** – A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Ratifying The Mayor's Reappointment Of Tom Kennedy To Design Commission Position #3, Joseph Parente To Design Commission Position #7, Marisa Maestas To Park Commission Position #2, And Kerri Hubler To The Park Commission Position # 6 All With Terms Ending April 6, 2025.

**Councilmember Watson moved to approve the motion. Councilmember Evans seconded the motion.**

**Motion approved 7 – 0.**

## II. PUBLIC HEARINGS, CITIZEN COMMENTS & CORRESPONDENCE:

A. Public Hearing: None

B. Citizen Comments:

Jeff Lovshin, Tarragon Development Manager, 601 Union Street, Seattle, he is looking forward to working with Council on projects to help with the growth targets.

Shawnta Mulligan, 68<sup>th</sup> Street, Bonney Lake, discussed her support of Council bringing forward the Motion to allow use of the city facilities without requiring proof of COVID-19 vaccination or negative test.

Marcie Neuman, 10125 232<sup>nd</sup> Ave E, Buckley, discussed how she and her husband can go to the Senior Center due to knowing everyone is vaccinated, how great the staff is at the Senior Center, and her appreciation of everyone.

Jennifer Miller (#1), 21146 Buckley Hwy, Buckley, discussed how the vaccination does not work and masking does not protect people. She stated that it is a misconception to think that either will protect or keep anyone safe. That the mandate for vaccination proof to use the Senior Center will cause mental health issues, discrimination, is unconstitutional, and not a freedom of choice.

Jennifer Miller (#2), 21146 Buckley Hwy, Buckley, discussed how she enjoys the Senior Center and how it would affect her to not be allowed to attend due to a mandate. She stated that thru the Senior Center she has been able to make friends and participate.

Unknown, discussed how the mandate will affect her and others due to not being able to receive the vaccine per doctor's orders. This would limit her and others on

what they can do. She made suggestions on washing hands, wearing masks, and staying home if sick would be a better option.

Brynn Martinson, 19507 109<sup>th</sup> St E, Bonney Lake, discussed how the choice to be vaccinated or wear a mask is an individual decision and no one should tell someone else what they have to do for their health. If someone doesn't feel comfortable or safe, then they should not go into a building or participate in an event but let those that are comfortable get the help or resources they want.

Ms. Proby, 18819 68<sup>th</sup> St E, Bonney Lake, discussed how she volunteers at the Senior Center and that the mandate should not be political but about health. She explained that the seniors just want to feel safe not take away rights but feel safe and live for many more years.

Sue Hilberg, Senior Services Manager, discussed her time with the City at the Senior Center and the reasons that staff have discussed and decided requiring proof of vaccination for the Senior Center was necessary. She went over statistics and explained that staff are trying to keep people safe and keep the Senior Center open.

Drew Miller, 24416 Buckley Hwy, Buckley, discussed that those that want to get vaccinated should get vaccinated and those that don't, shouldn't, but don't require everyone to be vaccinated if they don't want to be.

Keri Hubler, 8201 204<sup>th</sup> Ave Ct E, Bonney Lake, discussed how first responders have lost their jobs due to not getting vaccinated. She explained that there is no proof if the vaccination works or doesn't work. She feels everyone should be respectful of other choices and wear a mask when necessary but not place a vaccination mandate on the Senior Center.

C. Correspondence:

Marcie Neuman in favor of the vaccination mandate for the Senior Center.

Shawnta Mulligan on using executive power and applauding for continuing the workshop despite a member not wearing a mask.

Ashley DeGraffenreid applauding for continuing the workshop despite a member not wearing a mask.

Goretta Vu applauding for continuing the workshop despite a member not wearing a mask.

City Clerk Sadie Schaneman noted all Councilmembers had received the email prior to the Council Meeting.

**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 utility rates and unrepresented employee salaries, forwarded AB22-22 to the February 22<sup>nd</sup> consent agenda, and approved minutes.

- B. Community Development Committee: Councilmember Swatman reported the Community Development Committee met in person and virtually on February 1, 2022. The Committee discussed and forwarded AB22-19 and AB22-21 to tonight's Consent Agenda, discussed the Tacoma Point Tank 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 had annual reports from East Pierce Fire & Rescue and the Bonney Lake Police Department, discussed the updates for bills in the State Legislature, received a report on the Marine Services Unit, a discussion with citizens on boating safety, discussed the boat launch at Allan Yorke Park, and discussed and forwarded AB22-16 to February 22<sup>nd</sup> consent agenda.
- D. Other Reports: None.

#### IV. CONSENT AGENDA:

- A. **Approval of Corrected Minutes**: Approval of Minutes: January 18, 2022 Council Workshop and January 25, 2022 Council Meeting.
- B. **Approval of Accounts Payable and Utility Refund Checks/Vouchers**: Accounts Payable check/vouchers #90673 - 90750 and wire transfers #24364734, #202201203, and #2022010501, in the amount of \$1,921,221.11. Accounts Payable wire transfer #2021123101 in the amount of \$7,741.70. Accounts Payable check/vouchers #90293 and 90751 and wire transfer #24533268 in the amount of \$95,129.89.
- C. **Approval of Payroll**: January 16 – 31, 2022 for checks #34556-34564 including Direct Deposits and Electronic Transfers totaling \$783,916.27. **Voids**: None
- D. **AB22-19 – Resolution 3015** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Award Of Contract To Cimco-Gc Systems, Inc. For The 2022 Cla-Valve Rebuilds.
- E. **AB22-21 – Resolution 3017** - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, Authorizing The Mayor To Approve The Purchase Of And Sign A Contract With Desco Av For The Procurement And Installation Of Audio/Visual Equipment For The Public Services Center Project.
- F. **AB22-23 – Motion** - A Motion Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, To Accept As Complete The 2021 Storm Drainage Improvements with Olson Brother's Pro-Vac.

**Councilmember Watson moved to approve the Consent Agenda.  
Councilmember Evans seconded the motion.**

**Consent Agenda approved 7 – 0.**

**V. FINANCE COMMITTEE ISSUES: None**

**VI. COMMUNITY DEVELOPMENT COMMITTEE ISSUES: None**

**VII. PUBLIC SAFETY COMMITTEE ISSUES: None**

**VIII. FULL COUNCIL ISSUES:**

**A. AB22-11 - Resolution 3009 - A Resolution Of The City Council Of The City Of Bonney Lake, Pierce County, Washington, For Modifications To The 2021 – 2022 Planning Commission Work Plan.**

**Councilmember Watson moved to approve Resolution 3009. Deputy Mayor Carter seconded the motion.**

Councilmember McClimans thank staff and talked about how hard and how great they were able to work on this Resolution and answering questions on it.

**Resolution 3009 approved 7 – 0.**

**B. AB22-15 - Resolution 3013 - A Resolution of the City Council of the City of Bonney Lake, Pierce County, Washington, Adopting 2044 Growth Targets For Housing Units, Population, And Employment To Be Used In The 2024 Comprehensive Plan Periodic Update.**

**Councilmember Watson moved to approve Resolution 3013. Deputy Mayor Carter seconded the motion.**

**Resolution 3013 approved 7 – 0.**

**C. AB22-24 – Motion - A Motion Of The Council Of The City Of Bonney Lake, Pierce County, Washington Requiring The Administration To Allow Use Of The City Facilities Without Requiring Proof Of COVID-19 Vaccination Or Negative Test.**

**Councilmember Watson moved to approve the Motion AB22-24. Councilmember Evans seconded the motion.**

Councilmember Watson stated that he himself has participated in events at the Senior Center and feels that the Center is big enough to possibly divide it to have vaccinated and unvaccinated to be able to attend together. That everyone should have the right to choose. He will be voting yes.

Councilmember Fullerton stated that she sworn an oath to uphold the Constitution and that the mandate is unconstitutional. The Constitution overrides all other laws. She will be voting yes.

Councilmember McClimans stated that he thought on the Motion for a long time. He gave statistics and had decided the mandate is not a factor of public safety but a matter of people making a health decision. He explained that everyone needs to research, learn about COVID and the vaccinations and be sure to have a medical provider. He suggested that the City possibly should investigate helping those that cannot afford healthcare. He will be voting yes.

Deputy Mayor Carter stated that he and his family has firsthand seen what COVID can do to someone and doesn't wish that upon anyone. He explained in the military he had to go thru biological training and how the masks hold up. They did not and feels that placing a mandate on the Senior Center based on no absolute proof of masks or the vaccination working should be done. He will be voting yes.

Councilmember Baldwin stated that she seconds what everyone has said and when appointed or voted in by the people to uphold the Constitution then they have a responsibility to do so. She explained that her husband also went thru the biological testing and masks, showing that particles still go thru the masks. We live in this country and have the freedom to make our own choices unlike some countries. For this reason, she will be voting the way she is.

Councilmember Swatman stated that he agrees with Councilmember McClimans, and Watson and that the City should not prevent anyone from using public facilities. He explained that as a Process Engineer, they expect to go home in the same condition they came to work, so their boss would never ask employees to do anything that they thought was dangerous. He said that while he is in support of not mandating the Senior Center, he is not a medical professional and therefore cannot say what is safe for those attending. He will not override the staff's decision as they have the background, education, and experience in the elderly and know more about what the seniors need. The City should discuss how to make the Senior Center accessible to all. He will be voting no.

Councilmember Evans stated that he was in support of the motion but does agree with Councilmember Swatman that a compromise needs to be found so all can enjoy the Senior Center. He suggested possibly splitting the work weekdays to have vaccinated people attend on certain days and unvaccinated to attend on other days. He will be voting yes.

Councilmember McClimans asked City Attorney Kathleen Haggard to explain what the motion is and what it means coming from the Council. She explained that it is a motion and a policy by the Council that staff needs to comply by.

Mayor McCullough stated that he had met with Dr. Anthony Chen from the Tacoma-Pierce County Public Health Department. They had discussed statistics, mandates, what Dr. Chen's suggestions were, and that he did verify that if the Senior Center does not

follow the mask mandate, then the County can shut them down but as of now there is not a vaccination mandate.


Councilmember McClimans reread the motion to explain that they were voting on the Senior Center having a vaccination mandate and not about masks. Councilmember Fullerton asked if it was a Resolution or an amendment to the Resolution 2937 passed in May 2021. Mayor McCullough and Councilmember McClimans explained it was not a resolution but a motion. It does not amend Resolution 2937, but it is a stand-alone motion.

**Motion approved 6 – 1.  
Councilmember Swatman voted no.**

**IX. EXECUTIVE/CLOSED SESSION:** None.

**X. ADJOURNMENT**

**At 7:16 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 February 8, 2022 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.*