

RESOLUTION NO. 1870

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BONNEY LAKE, PIERCE COUNTY, WASHINGTON, CALLING FOR A SPECIAL ELECTION ON FEBRUARY 3, 2009 CONCERNING A CHARTER PETITION.

WHEREAS, a Petition has been filed pursuant to Chapter 35A.08 RCW to submit to the voters the question of whether the City of Bonney Lake shall become a charter code city; and

WHEREAS, this Petition was determined to be sufficient by the Pierce County Auditor; and

WHEREAS, the statute requires the City to provide for an election upon the receipt of a sufficient Petition; and

WHEREAS, the statute further requires for the simultaneous election of fifteen charter commissioners ("freeholders"), who, in the event of a favorable vote on the charter petition, shall study the plan of government and draft a proposed city charter for submission to the voters at a subsequent election.

NOW THEREFORE, the City Council of the City of Bonney Lake, Washington, does hereby resolve as follows:

**Section 1:** Pursuant to Chapter 35.08 RCW, the Council hereby requests that the Pierce County Auditor call a special election on February 3, 2009 to consider the question of whether the City of Bonney Lake shall become a charter code city, and to elect fifteen charter commissioners, who, in the event of a favorable vote on the charter petition, shall draft a proposed city charter for submission to the voters at a subsequent election.

**Section 2:** The City Clerk is hereby authorized and directed, not less than 52 days prior to the February 3, 2009 special election, to certify the proposition to the Pierce County Auditor in substantially the following form:

PROPOSITION NO. 1  
CHARTER PETITION

This proposition would change the City of Bonney Lake's classification under Revised Code of Washington Title 35A to a charter code city and would authorize a charter commission consisting of fifteen elected charter commissioners to study and draft a charter for submission to the voters for their consideration at a subsequent election. Shall the City of Bonney Lake become a charter code city and be governed in accordance with a charter to be drafted by the charter commission and then submitted to the voters for their consideration under the provisions of Title 35A of the Revised Code of Washington?

Should this proposition be approved?

Yes

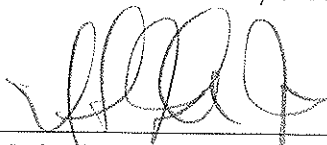
No

**Section 3:** The City Clerk is hereby authorized and directed, not less than 52 days prior to the February 3, 2009 special election, to transmit an explanatory statement to the Pierce County Auditor in substantially the following form:


The City of Bonney Lake currently has a mayor-council plan of government and has operated under the Optional Municipal Code of Title 35A RCW since 1984. The City of Bonney Lake has no charter. In April 2008, a citizen group petitioned for an election to change the city government from a non-charter code city to a charter code city. A charter allows cities to adopt any plan of government deemed suitable for the good government of the city not inconsistent with the state constitution, general law, or the Optional Municipal Code. If this measure is approved, fifteen elected charter commissioners would form a commission charged with studying the plan of government and drafting a charter to govern the city. Within 180 days of its first meeting, the Charter Commission must submit the proposed charter to the City Council. Within 5 days thereafter, the City Council must initiate placement of the proposed charter on the ballot at the next general election if one is to be held within 180 days or, if not, at a special election to be held not less than 90 nor more than 180 days after submission of the charter to the City Council.

**Section 4:** The City Council hereby requests that the Pierce County Auditor conduct an all Vote-by-Mail special election for the ballot proposition and fifteen charter commissioners.

PASSED BY BONNEY LAKE CITY COUNCIL this 26th day of August, 2008.

  
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Neil Johnson, Jr., Mayor

ATTEST:

  
\_\_\_\_\_  
Harwood T. Edvalson, CMC, City Clerk

APPROVED AS TO FORM:

  
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Jim Dionne, City Attorney