

BLACK DIAMOND CITY COUNCIL MINUTES
June 19, 2008
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

Mayor Pro-Tem Bowie called the regular meeting to order at 7:00 p.m. and lead us all in the Flag Salute.

ROLL CALL:

PRESENT: Councilmembers Hanson, Boston, Olness and Mulvihill.

ABSENT: Mayor Botts

Staff present were: Gwendolyn Voelpel, City Administrator; Jamey Kiblinger, Police Chief; Seth Boettcher, Public Works Director; Steve Pilcher, Community Development Director; Aaron Nix, Natural Resources Director; May Miller, Finance Director; Greg Smith, Fire Chief; Loren D. Combs, City Attorney and Brenda Streepy, City Clerk.

PUBLIC COMMENTS: None

PUBLIC HEARINGS:

Resolution No. 08-508, Latecomer's Agreement

This public hearing was continued until the July 17th Council meeting.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Ordinance No. 08-858, Binding Site Plan

City Attorney Combs reported to Council that the Binding Site Plan Ordinance before them incorporates all the requested changes from the May 15th Council meeting and noted that clean and mark-up versions were included in their packets for comparison.

A **motion** was made by Councilmember Boston and **seconded** by Councilmember Mulvihill to adopt Ordinance No. 08-858, adding a new Chapter 17.34 to the Black Diamond Municipal Code and deleting subsection 17.04.030(c) of the Black Diamond Municipal Code regarding site plans. Motion **passed** with all voting in favor (5-0).

Resolution No. 08-519, Contract with Municipal Research Services Center (MRSC) for Small Work and Consulting databases

Public Works Director Boettcher reported the City is required to maintain a Small Works Roster according to RCW 39.04.155 and 39.8 for contracting public works services without formal advertising requirements. The administrative costs and time to advertise and maintain our own small works can be somewhat burdensome. Staff is recommending that the City sign a contract with Municipal Research Services Center (MRSC), a non profit organization serving Washington Cities. MRSC is now administering a Small Works Roster and has made it available to Washington Cities by contract. The MRSC roster is a fee based service for a participants and the City of Black Diamond's annual fee for participation is \$100.

Mr. Boettcher explained the MRSC Rosters online database is a tool to assist us in soliciting quotes for small public works projects (projects under \$200,000) through the Contractor Roster. MRSC also maintains a consultant roster which covers a wide variety of disciplines. MRSC Rosters accepts, processes, and manages contractor and consultant information to save us time while providing us with an efficient and more extensive list of potential bidders than we could attract on our own.

Mr. Boettcher noted signing this contract with MRSC will not negate the advertising and selection process that the City has already undertaken for various consultant services this year.

A **motion** was made by Councilmember Olness and **seconded** by Councilmember Mulvihill to adopt Resolution No. 08-519, authorizing the Mayor to sign a contract to allow the City of Black Diamond to use the Small Works Roster maintained and administered by Municipal Research Services Center. Motion **passed** with all voting in favor (5-0).

Resolution No. 08-520, Approving Three-Year Contract with Cascade Engineering

Police Chief Kiblinger reported the contract with Cascade Engineering is to annually calibrate the department's radar units. The contract is for three-year period and locks the City into the quoted rate. Chief Kiblinger also noted the contract does require a 30 day out.

A **motion** was made by Councilmember Boston and **seconded** by Councilmember Olness to adopt Resolution No. 08-520, authorizing the Mayor to execute a contract with Cascade Engineering Services, Inc. to provide speed measuring device standard calibrations/certification for the Police Department. Motion **passed** with all voting in favor (5-0).

Resolution No. 08-521, Sorci Family Lease of Old Library Space

Economic Development Director Williamson explained the City has a need for additional office space and in wanting to keep staff as close together as possible a lease agreement has been negotiated with Sorci Family, LLC for the old library space at a cost of \$2,000 per month.

A **motion** was made by Councilmember Hanson and **seconded** by Councilmember Boston to adopt Resolution No. 08-521, authorizing the Mayor to enter into a lease for real property with the Sorci Family, LLC for the use of City office space. Motion **passed** with all voting in favor (5-0).

Resolution No. 08-522, Professional Services Agreement with Ogden Murphy Wallace for Hearing Examiner Services

City Administrator Voelpel stated on April 3, 2008, the City Council unanimously approved Ordinance 08-857 creating the position of Hearing Examiner and enumerating the duties of the position. The City subsequently advertised for firms and individuals interested in serving in that capacity for Black Diamond. Three firms responded. A panel of three staff members determined, after reviewing all qualifications and meeting with two applicants, that Phil Olbrechts of Ogden Murphy Wallace was the most qualified for the position. Ms. Voelpel also noted the agreement as drafted would be for one year with an option to extend on a month-by-month basis. Compensation is generally at the rate of \$145/hour and all charges for Hearing Examiner services are paid for by the applicant.

A **motion** was made by Councilmember Olness and **seconded** by Councilmember Mulvihill to adopt Resolution No. 08-522, authorizing the Mayor to execute a Professional Services Agreement with Ogden Murphy Wallace for Hearing Examiner services. Motion **passed** with all voting in favor (5-0).

DEPARTMENT REPORTS:

Fire Department

Chief Smith reported there have been 127 incidents this reporting period (Jan-May 2008), which is an increase of four (4) incidents over this same period for last year. Response times average 6.5 minutes with two-thirds of the calls in Station 98 area having a response time of six minutes or less. Other topics discussed with Council were the approved merger by Fire District 17 voters, discussion on talks with Enumclaw (Fire District 28), life safety and fire prevention education, legal and illegal fireworks and an update on volunteer firefighters.

Police Department

Chief Kiblinger updated Council on April and May crime stats, current and future staffing, boater education class and traffic school.

MAYOR'S REPORT:

Mayor Botts reminded everyone the July 3rd Council meeting has been cancelled and the next scheduled meeting will be on July 10th.

COUNCIL REPORTS: None

ATTORNEY REPORT:

City Attorney Combs noted there would be a twenty minute Executive Session on real estate negotiations with no action to follow.

PUBLIC COMMENTS:

Ron Taylor, Botts Drive inquired about the charge the City currently pays to Valley Communications for dispatch service.

Chief Kiblinger responded the current charge is approximately \$27.00 per call.

CONSENT AGENDA:

A **motion** was made by Councilmember Mulvihill and **seconded** by Councilmember Olness to adopt the Consent Agenda. Motion **passed** with all voting in favor (5-0). The Consent Agenda was approved as follows:

Minutes – Council Meeting of June 5, 2008

Claim Checks – June 19, 2008, No. 31787 through 31858 (void checks 31798, 31799, 31805, 31809) in the amount of \$809,375.60

Payroll Checks – May 2008, No.14896 through 14992 (void checks 14497 through 14502, 14951 through 14982 and 14989 through 14990) in the amount of \$240,020.04

EXECUTIVE SESSION:

Mayor Botts recessed the regular meeting for an Executive Session at 8:18 p.m. to discuss a personnel issue. No action is to follow the Executive Session, which was expected to last twenty minutes.

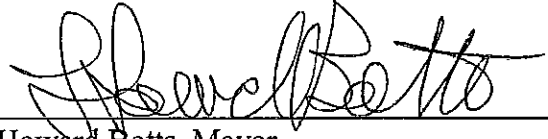
Mayor Botts announced at 8:36 p.m. that the Executive Session would last an additional twenty minutes.

The regular meeting was reconvened at 8:50 p.m.

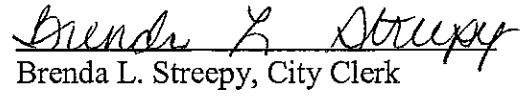
ADJOURNMENT:

A **motion** was made by Councilmember Mulvihill and **seconded** by Councilmember Boston to adjourn the meeting. Motion **passed** with all voting in favor (5-0).

ATTEST:



Howard Botts, Mayor



Brenda L. Streepy, City Clerk