

BLACK DIAMOND CITY COUNCIL MINUTES
December 5, 2013
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

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

ROLL CALL:

PRESENT: Councilmembers Deady, Goodwin, Edelman, Benson and Taylor.

ABSENT: None.

Staff present: Andrew Williamson, Executive Director of Engineering Services/Ec. Dev.; Stacey Welsh, Community Development Director; Mayene Miller, Finance Director; Greg Smith, Fire Chief; Jamey Kiblinger, Police Chief; Mark Hoppen, City Administrator; Ann Marie Soto, City Attorney and Brenda L. Martinez, City Clerk.

PRESENTATIONS: None

PUBLIC COMMENTS: None

PUBLIC HEARINGS:

Proposed Stormwater Management Program Plan

Director of Engineering Services/ Economic Development Williamson reported this is a continuation from the last Stormwater Management hearing and noted no one has come forward or talked with staff on the proposed plan. He discussed the adoption of the 2012 Stormwater that was brought up by citizens and noted that the new standards are being challenged by many, many cities and that is why he is asking Council to stay under the 2005 standards.

Mayor Olness re-opened the public hearing at 7:05:07 p.m.

Bob Edelman, Black Diamond asked questions of vesting on the developments for the 2005 Stormwater manual.

Mayor Olness closed the public hearing at 7:07:02 p.m.

APPOINTMENTS:

Mayor Olness reported that in October of 2013 staff advertised for two upcoming vacancies on the Planning Commission due to both terms expiring on December 31, 2013. A

recruitment notice was published in the newspaper as well as being posted on the City's website and in various places around town. Five applications were received for these vacancies. Interviews were conducted for the five applicants by a selection panel consisting of the Mayor, Stacey Welsh, Planning Commission Chair Keith Watson and Councilmember Benson. The Mayor asked for Council confirmation of her appointments of Jack McGann to position #6 and Shawn Oglesbee to position #7 with both terms expiring on December 31, 2017.

Confirmation of Planning Commission appointments of Position #6 and Position #7 died for lack of motion.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Ordinance No. 13-1016, amending the Budget for calendar year 2013 as adopted by Ordinance 12-994 and 13-005 for means of appropriations, adjustments and transfers within various funds in accounts in the 2013 budget

Finance Director Miller reported this is a technical housekeeping items and it totals \$183,432. The budget change primarily makes a State Auditors recommended accounting changes to reclassify the REET I and REET II fund from Special Revenue to Capital Project funds. Also, included is a budget for the entire Fire Impact Fee Fund that had not been previously budgeted. Most of the balance to the budget adjustment adds or adjusts carry-over grants and projects that have already been approved by Council. Also included is a needed adjustment to provide funds to replace four utility poles by the springs that have been damaged by bugs and woodpeckers for \$20,000. This will be funded from the Water Reserve fund.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Benson to adopt Ordinance No. 13-1016, amending the Budget for calendar year 2013 as adopted by Ordinance 12-994 and 13-005 for means of appropriations, adjustments and transfers within various funds in accounts in the 2013 budget. Motion **passed** (5-0).

Resolution No. 13-902, authorizing adopting a Capital Improvement Plan (CIP) for the years 2014-2019

Finance Director Miller reported this is to update our Capital Improvement Plan. She noted this started early in the year and noted all the meetings that have been held on the documents. She noted there are two changes, 1) delete boat dock project and 2) defer the replacement of a police car from 2014 to 2015. She added the Finance Committee has reviewed and recommends adoption.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Taylor to adopt Resolution No. 13-902, authorizing adopting a Capital Improvement Plan (CIP) for the years 2014-2019. Motion **passed** (5-0).

Resolution No. 13-903, regarding final acceptance of the 5th Avenue water main replacement project

Executive Director of Engineering Services/Ec. Dev. Williamson reported this is the process where Council accepts the projects and then it triggers a 45-day period where labor or material providers may make a claim against the project. After the 45-days from the date of the project acceptance, the City may release the retainage to Iverson and Sons, Inc. He also noted that the Public Works crew did a great job of bringing this project in under budget.

Councilmembers thanked the Public Works department for all their hard work.

A **motion** was made by Councilmember Taylor and **seconded** by Councilmember Benson to adopt Resolution No. 13-903, regarding final acceptance of the 5th Avenue water main replacement project. Motion **passed** (5-0).

Resolution No. 13-904, authorizing a contract with Salish Construction for the replacement and resetting of electric distribution utility poles

Executive Director of Engineering Services/Ec. Dev. Williamson reported five electric power utility poles on the power line to the main water pump system need to be replaced, along with one pole that needs to be reset. There are very few companies that provide this type of work. Staff solicited estimates from four contractors but only found two that are certified work on phase 3 power - (Potelco and Salish). Salish provided the best estimate for the City and staff recommends hiring Salish Construction for this work. Additional budget has been requested to fund the needed maintenance this year as part of the 2013 budget amendment.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Edelman to adopt Resolution No. 13-904, authorizing a contract with Salish Construction for the replacement and resetting of electric distribution utility poles. Motion **passed** (5-0).

Resolution No. 13-905, authorizing the Public Works Department to purchase the equipment to reconstruct the Old Lawson Pressure Sewer System

Executive Director of Engineering Services/Ec. Dev. Williamson reported city staff designed the reconstruction of the Old Lawson Pressure Sewer System to: 1) eliminate the need for pumping the septic tank on a regular basis; 2) provide for limited expansion in this area; 3) make use of the existing septic tank as a wet well for the new pump saving excavations costs; 4) improve the access and ease of pump removal; 5) the system serves 3 homes and keeps the system investment low and 6) install high quality pumps. The City solicited bids from four different suppliers and selected Pump Tech based on customer service, quality equipment, completeness of submittal and price. He further added this project can be completed in the winter months as only minimal excavation will be required. City crew will install the pumps, rail removal system control float, mount the control panel, install access riser vault and lid. The city will need to hire an electrical contractor to permit, and connect the wiring of the control panel.

A **motion** was made by Councilmember Goodwin and **seconded** by Councilmember Taylor to adopt Resolution No. 13-905, authorizing the Public Works Department to purchase the equipment to reconstruct the Old Lawson Pressure Sewer System. Motion **passed** (5-0).

Resolution No. 13-906, authorizing a contract with Parametrix for on-call surveying services

Executive Director of Engineering Services/Ec. Dev. Williamson reported this is to renew the current on-call surveying services the City has with Parametrix. He noted this contract is managed and utilized by Public Works and Community Development. The city does not have a surveyor on staff nor does current staff have the expertise to perform this work. In addition, there may be instances on City projects where it is necessary to use surveying services. The proposed contract is intended to meet those needs by allowing the Mayor to sign various task orders with the Mayor's purchase authority, city budget, permit fees or developer funding to reimburse the city. This type of on-call service contract provides many advantages and staff was able to negotiate with Parametrix to hold their rates at the same level as the previous contract.

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Edelman to adopt Resolution No. 13-906, authorizing a contract with Parametrix for on-call surveying services. Motion **passed** (5-0).

Resolution No. 13-907, accepting the Voice of the Valley bid and designating it as the official city newspaper

Mayor Olness reported that a request for bids was published on October 18, 2013. The City received three bids; Voice of the Valley, Covington/Maple Valley Reporter and the Seattle Times. After taking all costs into consideration, the Voce of the Valley was the low bidder.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Deady to adopt Resolution No. 13-907, accepting the Voice of the Valley bid and designating it as the official city newspaper. Motion **passed** (5-0).

DEPARTMENT REPORTS:

Fire Department – Chief Smith reported that Engine 98 is back in the rotation. They are currently outfitting it with equipment and it should be back in service within two weeks. He also noted that the cost for the repairs was approximately \$87,000; the Fire Department Levy passed by 24 votes.

Police Department – Chief Kiblinger updated Council on the Reserve program. They have nine applicants and are doing the backgrounds and should know who the top three will be. She read a letter of appreciation from a citizen that was addressed to Sergeant Martinez.

MAYOR'S REPORT:

Mayor Olness reported she attended the Focus and Education tour; MAKERS meeting; she received two official letters from TIB on sidewalks (Roberts Drive and Lawson Street);

Public Works is working on a problem at the Springs; Christmas Lighting is December 6th; Share the Joy tags are available at City Hall and other locations around town; and reminded everyone of the Special Council meeting on December 12th.

COUNCIL REPORTS:

Councilmember Taylor reported that a Public Safety meeting was held and they reviewed the work the Ad Hoc Committee has been doing and reviewed the police stats.

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Donna Hayes, Voice of the Valley - Owner and Editor – thanked Council for allowing them to be the official newspaper.

CONSENT AGENDA:

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

Claim Checks – December 5, 2013 No. 40269 through No. 40312 (void 40313) in the amount of \$70,339.85

Minutes – Town Hall Meeting of November 14, 2013

EXECUTIVE SESSION: None


ADJOURNMENT:

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

ATTEST:



Dave Gordon, Mayor



Rachel Pitzel, Deputy City Clerk