

# **BLACK DIAMOND CITY COUNCIL MINUTES**

**December 4, 2014**

Council Chamber, 25510 Lawson Street, Black Diamond, Washington

## **CALL TO ORDER, FLAG SALUTE:**

Mayor Benson called the regular meeting to order at 7:01:10 p.m. and lead us all in the Flag Salute.

## **ROLL CALL:**

**PRESENT:** Councilmembers Deady, Morgan, Edelman and Taylor.

**ABSENT:** None.

Staff present were: Andrew Williamson, MDRT/Economic Development Director; Aaron Nix, Community Development/Natural Resources Director; Seth Boettcher, Public Works Director; Mayene Miller, Finance Director; Jamey Kiblinger, Police Chief and Brenda L. Martinez, City Clerk/HR Manager.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Taylor to amend the agenda to add the swearing in ceremony of the Mayor to be first on the agenda. Motion **passed** with all voting in favor (4-0).

Chief Kiblinger administered the Oath of Office to Mayor Benson.

## **PUBLIC COMMENTS:**

Craig Goodwin, Black Diamond – thanked everyone for working their way through the challenges and congratulated Mayor Benson.

Joe Androsko, Black Diamond – congratulated Mayor Benson.

## **PRESENTATION AND APPOINTMENTS:**

### **Enumclaw School District – Mike Nelson**

Mr. Nelson shared in a presentation with Council regarding the vision of the Enumclaw School District and possible upcoming Bond for Improvements at the Black Diamond Elementary School and Enumclaw High School.

### **Resolution No. 14-995, confirming the Mayor's appointment of Patricia Pepper to Position #1 on the Planning Commission**

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Deady to adopt Resolution No. 14-989, confirming the Mayor's appointment of Patricia Pepper to

Position #1 on the Planning Commission with the term commencing January 1, 2015 and ending December 31, 2018. Motion **passed** with all voting in favor (4-0).

## **NEW BUSINESS:**

### **Ordinance No. 14-1040, amending the Budget for Calendar Year 2014 as adopted by Ordinance 13-1018 and 14-1032 for means of appropriations, adjustments and transfers within various funds in accounts in the 2014 budget**

Finance Director Miller reported state law requires budgets be amended so no funds are over budget, this is a technical housekeeping amendment to the 2014 budget that totals \$79,650. Most of the changes are for maintenance & operation costs, as well as some insurance adjustments due to the City's extension for three extra months in 2014. Also included is the \$500 that was approved by Council for the King County Public Health Center.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Morgan to adopt Ordinance No. 14-1040, amending the Budget for Calendar Year 2014 as adopted by Ordinance 13-1018 and 14-1032 for means of appropriations, adjustments and transfers within various funds in accounts in the 2014 budget. Motion **passed** with all voting in favor (4-0).

### **Ordinance No. 14-1041 and No. 14-1041A, to set the maximum property tax dollar amount for 2015 and specifying the dollar and percentage of property tax increase allowed for 2015 to be used for Public Safety including Fire, Police and Emergency Services**

Finance Director Miller reported that King County notified the City that we needed to repeal our property tax Ordinances No. 14-1037 and 14-1037A and adopt revised ordinances as King County has changed the format. This will not change the amount to property tax to be levied or collected for 2015.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Edelman to adopt Ordinance No. 14-1041 and No. 14-1041A, to set the maximum property tax dollar amount for 2015 and specifying the dollar and percentage of property tax increase allowed for 2015 to be used for Public Safety including Fire, Police and Emergency Services. Motion **passed** with all voting in favor (4-0).

### **Resolution No. 14-996, regarding Final Acceptance of the 2014 Roadway Grind and Patch Project**

Public Works Director Boettcher reported this past summer was put out to bid and completed. Puget Paving and Construction, Inc. completed the required work for the 2014 Roadway Grind and Patch projects as outlined in the contracts. Retainage in the amount of \$2,196.30 will be held until release is received by the Department of Revenue, Department of Labor and Industries and the Employment Security Department. The State has established a 45-day period where labor or material providers may make a claim against the projects. After 45 days from the date of project acceptance, the City may release the retainage.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Taylor to adopt Resolution No. 14-996, regarding Final Acceptance of the 2014 Roadway Grind and Patch Project. Motion **passed** with all voting in favor (4-0).

**Ordinance No. 14-1042, relating to the State Environmental Policy Act (SEPA), repealing the City's current procedures for implementation of SEPA and adopting new procedures for review of all "actions" under SEPA, Issuance of Threshold Decisions, preparation of Environmental Impact Statements, Public Notice, Comment and Appeals; repealing Chapter 19.04 and adopting a new Chapter 19.04 of the Black Diamond Municipal Code**

Community Development/Natural Resources Director Nix reported this is the first of many code changes that will be coming forward. This pertains to the SEPA section of code. A public hearing was held and the City received oral and written testimony. Planning and Community Services Committee reviewed and made changes to the proposed ordinance. Planning Commission held a public hearing on this and they discussed and recommended to take to the Council for approval.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Morgan to adopt Ordinance No. 14-1042, relating to the State Environmental Policy Act (SEPA), repealing the City's current procedures for implementation of SEPA and adopting new procedures for review of all "actions" under SEPA, Issuance of Threshold Decisions, preparation of Environmental Impact Statements, Public Notice, Comment and Appeals; repealing Chapter 19.04 and adopting a new Chapter 19.04 of the Black Diamond Municipal Code – as amended to second page, second paragraph to include Planning Commission. Motion **passed** with all voting in favor (4-0).

#### **DEPARTMENT REPORTS: None**

#### **MAYOR'S REPORT:**

Mayor Benson announced she attended the SCA dinner; and the procession for our Chief for a Day Howie Koch.

#### **COUNCIL REPORTS:**

**Councilmember Edelman:** reported he attended the SCA dinner; Planning and Community Services Committee meeting and the procession for our Chief for a Day Howie Koch.

**Councilmember Deady:** reported he attended the SCA dinner; Fire Ad Hoc meeting and the procession for our Chief for a Day Howie Koch.

**Councilmember Taylor:** reported on the Public Works Committee; Public Safety update regarding Reserves; interested on how the review of City Insurance is going and noted he attended the Fire Ad Hoc meeting.

**Councilmember Morgan:** reported she attended the Planning and Community Services Committee meeting and the Cemetery Board meeting.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Edelman to cancel next Thursday's Town Hall meeting. Motion **passed** with all voting in favor (4-0).

**ATTORNEY REPORT: None**

**PUBLIC COMMENTS:**

Craig Goodwin, Black Diamond – commented on impact fees for schools and encouraged Council to move forward quickly on this.

Robbin Taylor, Black Diamond – commented on the weir and it being a thorny issue and options he has considered regarding ownership and maintenance.

**CONSENT AGENDA:**

A **motion** was made by Councilmember Taylor and **seconded** by Councilmember Edelman to adopt the Consent Agenda. Motion **passed** with all voting in favor (4-0). The Consent Agenda was approved as follows:

**Claim Checks** – December 4, 2014, No. 41630 through No. 41633 in the amount of \$515,010.40


**Minutes** – Council Meeting of November 6, 2014

**EXECUTIVE SESSION: None**

**ADJOURNMENT:**

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Taylor to adjourn the meeting. Motion **passed** with all voting in favor (4-0).

ATTEST:

  
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Carol Benson, Mayor

  
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Rachel Pitzel, Deputy City Clerk