

BLACK DIAMOND CITY COUNCIL MINUTES
February 6, 2014
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

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

ROLL CALL:

PRESENT: Councilmembers Deady, Morgan, Edelman, Benson.

ABSENT: Councilmember Taylor (excused).

Staff present were: Seth Boettcher, Public Works Director, Stacey Welsh, Community Development Director; Mayene Miller, Finance Director; Greg Smith, Fire Chief; Christy Todd, City Administrator; P. Stephen DiJulio, Interim City Attorney and Brenda L. Martinez, City Clerk.

PUBLIC COMMENTS:

Gary Davis, Black Diamond – commented on City project along Roberts Drive and stormwater pipe.

PRESENTATIONS:

Mayor Gordon presented proclamations to Black Diamond students who were named to WSU's President's Honor Roll.

Mayor Gordon called a 5 minute recess at 7:16:25 p.m. for picture taking.

Mayor Gordon called the meeting back to order at 7:23:56 p.m.

PUBLIC HEARINGS: None

UNFINISHED BUSINESS:

Resolution No. 14-925 confirming the Mayor's appointment to the Council Standing Committees

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Edelman to amend Resolution No. 14-925, to make Councilmember Taylor the Chair of the Public Safety Committee. Motion **passed** voting in favor (5-0).

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Edelman to adopt Resolution No. 14-925, confirming the Mayor's appointment to the Council Standing Committees as amended. Motion **passed** voting in favor (5-0).

NEW BUSINESS:

Ordinance No. 14-1021, relating to an amendment of Black diamond Municipal Code 2.28.020

Mayor Gordon noted that this ordinance is to remove language regarding the Public Works Superintendent as the SEPA responsible official and designates the SEPA responsible official as the Community Development Director or such other person as the Mayor may designate in writing.

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Taylor to adopt Ordinance No. 14-1021, relating to an amendment of Black diamond Municipal Code 2.28.020. Motion **passed** voting in favor (4-1, Morgan).

Resolution No. 14-926, Professional Services Agreement with Parametrix for the design of the North Commercial and SR 169 Stormwater Treatment Facility project

Public Works Director Boettcher reported that this is for the design work of the North Commercial and SR 169 Stormwater Treatment Facility project. He noted when completed this project would have the biggest water quality impact of any other project in Black Diamond. He discussed the funding from Department of Ecology will help with the next phase of funding to get the project completed. The proposed project is to connect two major discharges and two minor discharges and take them to property the City owns downstream for treatment. He asked Council for their support in adopting this resolution.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Taylor to adopt Resolution No. 14-926, Professional Services Agreement with Parametrix for the design of the North Commercial and SR 169 Stormwater Treatment Facility project.

Mayor Gordon noted that under Council Rules, Section 3.5 he is going to open up a short public comment period on this environmental issue.

Brian Derdowski, Issaquah – noted not being prepared to address this subject tonight, but he is aware of it and noted the issues that Councilmember Morgan raised tonight are good issues. He discussed bypasses, alternate design and the need for a 40% report back to Council.

Gary Davis, Black Diamond – noted his comments were about the water coming in above 169 and eventually it will all come together and the need to mitigate the mining operations above that area, and noted that road drainage and the housing development above Ravensdale will be an impact.

Vote: Motion **passed** voting in favor (5-0).

Resolution No. 14-927, authorizing a Professional Services Agreement with RH2 Engineering, Inc. for the preparation of bid documents for repainting the 0.5 MG steel water tank

Public Works Director Boettcher reported this contract is for RH2 regarding the repainting of the 0.5 MG steel water tank located to the Southeast of the south end of Botts Drive. This project has been included in the City's Capital Improvement Plan and financing has been identified.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Edelman to adopt Resolution No. 14-927, authorizing a Professional Services Agreement with RH2 Engineering, Inc. for the preparation of bid documents for repainting the 0.5 MG steel water tank. Motion **passed** voting in favor (5-0).

Resolution No. 14-928, re-authorizing the City of Black Diamond to invest in the State of Washington's Local Government Investment Pool (LGIP)

Finance Director Miller reported the State Investment Pool mandates that every time there is a change in Mayor we need to go through the process of re-authorizing those persons, Mayor Gordon has authorized to perform the transfers.

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Edelman to adopt Resolution No. 14-928, re-authorizing the City of Black Diamond to invest in the State of Washington's Local Government Investment Pool (LGIP). Motion **passed** voting in favor (5-0).

Resolution No. 14-929, relating to the appointment of Vern Gibson as the City's representative to the Black Diamond Community Center's Board of Directors

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Benson to adopt Resolution No. 14-929, relating to the appointment of Vern Gibson as the City's representative to the Black Diamond Community Center's Board of Directors.

Cheryl Hanson, Executive Director of the Black Diamond Community Center thanked Council for giving the Board a great guy to work with.

Vote: Motion **passed** voting in favor (5-0).

DEPARTMENT REPORTS:

Administration – City Administrator Todd:

Ms. Todd discussed the following with Council – MAKERS Workstudy; consideration of the possibility of the need for a regular study session that could be incorporated into an ordinance that sets forth a specific day and time; City Hall Update form; Regional Committee appointments; Council Retreat planning; update on TBD Countywide proposal by King County; public hearing process on TBD; Citizens Task Force on Marijuana being put on hold.

MAYOR'S REPORT:

Mayor Gordon reported on his meeting with Mr. Dunn; entrance conference; meeting with Judge Dane; he noted that his office has moved to the Community Development building; City Council Resource Request form.

COUNCIL REPORTS:

Budget, Finance, Administration Committee:

Councilmember Benson noted reviewing the vouches and the form regarding the LGIP that was before council tonight.

Planning and Community Service Committee:

Councilmember Edelman noted having the first meeting yesterday and they are looking at Planning Commission vacancies and the procedure that is used during the interview process.

Cemetery and Parks Committee:

Councilmember Deady noted that the next meeting is in two weeks.

Public Safety Committee:

Councilmember Taylor announced the first meeting is tomorrow.

Public Works Committee:

Councilmember Taylor announced the first meeting is Monday.

Regional Committee:

Councilmember Benson noted attending the SCATBd meeting on January 21st, PSRC monies available I-105 – 167 corridor, tanker derailments; attended SEATS January 22nd.

Council Rules as proposed by Ms. Edelman were discussed and the possibility of having it go to the Budget, Administration and Finance Committee.

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Mario Sorci, Black Diamond – commented on the habit of using acronyms and requested that all documents in at least one place spell out what the acronym is.

Councilmember Morgan, Black Diamond – commented she attended the Enumclaw Science, Technology, Engineering and Mathematics and the Keynote Speaker noted teaching is about the relationship between the teacher and the students; attended Franklin Tour on Saturday and recommends folks to attend a tour.

Gary Davis, Black Diamond – commented on the reference to the agenda and the numbers corresponding to the actual ordinance or resolution being adopted.

Vern Gibson, Black Diamond – thanked everyone for their hard work as it really shows in the last month.

CONSENT AGENDA:

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

Claim Checks – February 6, 2014, No. 40508 through No.40559 (void check 40486) in the amount of \$168,580.91

Minutes – Council Meeting of January 16, 2104, Workstudy Notes of January 16, 2014 and Special Meeting of January 21, 2014

EXECUTIVE SESSION:

Mayor Gordon announced an Executive Session at 9:06:56 p.m. pursuant to RCW 42.30.110(1)(i) to discuss with Legal Counsel possible litigation; possible action to follow the Executive Session, which was expected to last approximately 37 minutes.

The regular meeting was called back to order at 9:42:11 p.m.

ADJOURNMENT:

A **motion** was made by Councilmember Benson 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