

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

**CALL TO ORDER, FLAG SALUTE:**

Mayor Gordon called the regular meeting to order at 7:00:47 p.m. and lead us all in the Flag Salute.

**ROLL CALL:**

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

**ABSENT:** None.

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

**PUBLIC COMMENTS:**

Robbin Taylor, Black Diamond – commented regarding the public hearing on the property taxes there is a typo- on the agenda bill. Reminded the Council that Town Hall meetings start at 7 p.m., so when a work study is beforehand and finishes before 7 p.m. Council cannot begin the Town Hall meeting until 7 p.m.

**PUBLIC HEARINGS:**

**Proposed 2015 1% Property Tax Levy**

Mayor Gordon opened the public hearing at 7:03:51 p.m.

Finance Director Miller reported every year the City must adopt ordinances should they decide to allow the 1% property tax increase for 2015. She noted all Black Diamond's property tax funds are used for Public Safety and provide approximately 64% of the revenue needed to cover Public Safety costs. King County estimates our total 2015 City assessed valuation at \$601,717,756 - an increase of \$53,318,513 over 2014 or a 10% increase.

Mayor Gordon closed the public hearing at 7:09:40 p.m.

**Proposed 2015 Stormwater Management Program Plan**

Mayor Gordon opened the public hearing at 7:09:43 p.m.

Public Works Director Boettcher reported on what the Stormwater Fund does and how the funds are used. He highlighted 2014 projects along with the education the City has done.

Mayor Gordon closed the public hearing at 7:18:51 p.m.

## **PRESENTATION:**

### **Chief for a Day – Howie Koch**

Chief Kiblinger reported that every two years the State sponsors a Chief for a Day event and this is the departments third year participating; she then showed a slideshow of the event.

## **NEW BUSINESS:**

### **Resolution No. 14-985, authorizing the Mayor to sign an agreement with LanguageLine Solutions for over the phone interpretation**

Chief Kiblinger reported that Valley Communications no longer provides the contract or link to LanguageLine Solutions, the company used for over the phone interpretation. This contract provides the same State contracting pricing of .98 cents per minute. There is no set-up fee and no monthly fee only interpreter time that gets billed.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Taylor to adopt Resolution No. 14-985, authorizing the Mayor to sign an agreement with LanguageLine Solutions for over the phone interpretation. Motion **passed** with all voting in favor (5-0).

### **Resolution No. 14-986, authorizing the Mayor to execute a contract with RH2 Engineering, Inc. for preliminary investigation and engineering for the North Bank Artesian Spring Tap Project**

Public Works Director Boettcher reported the City is ready to proceed with engineering for the reconstruction of the springs. The studies revealed the best option is to tap the artesian springs on the north bank. This project is fully funded by the WSFFA partners.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Benson to adopt Resolution No. 14-986, authorizing the Mayor to execute a contract with RH2 Engineering, Inc. for preliminary investigation and engineering for the North Bank Artesian Spring Tap Project. Motion **passed** with all voting in favor (5-0).

### **Resolution No. 14-987, adopting a Capital Improvement Plan (CIP) for the years 2015-2020**

Finance Director Miller reported the Capital Improvement Plan (CIP) update started in March of this year; several workstudies and a public hearing have been held on this plan.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Benson to adopt Resolution No. 14-987, adopting a Capital Improvement Plan (CIP) for the years 2015-2020. Motion **passed** with all voting in favor (5-0).

**Resolution No. 14-988, authorizing the Mayor to execute a contract amendment with CH2M Hill to provide professional services in regards to the service area boundary dispute with Covington Water District**

Public Works Director Boettcher reported there is a portion of the City in the West Annexation area that the City has been planning to serve with water for many, many years. Covington Water District submitted an appeal to the King County Utilities Technical Review Committee (UTRC) to solve a water service area dispute over the right to serve 98 acres on the west side of Black Diamond within The Villages MPD. The City has selected CH2M Hill to represent the City on a technical basis for this UTRC appeal as RH2 Engineering has a conflict of interest.

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Taylor to adopt Resolution No. 14-988, authorizing the Mayor to execute a contract amendment with CH2M Hill to provide professional services in regards to the service area boundary dispute with Covington Water District. Motion **passed** with all voting in favor (5-0).

**DEPARTMENT REPORTS: None**

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Benson to authorize the Mayor to send a Notice of Intent to withdraw from CIAW. Motion **passed** with all voting in favor (5-0).

**MAYOR'S REPORT:**

Mayor Gordon reported that three applications were received for the Planning Commission opening; however one applicant did not meet the requirements. Councilmembers Edelman and Benson volunteered to sit on the interview committee. Mayor Gordon asked Council about the January 1, 2015 regular meeting – it was Council's consensus to hold a Special Meeting at 6 p.m. on the second Thursday followed by the Town Hall meeting.

**COUNCIL REPORTS:**

**Councilmember Benson:** no report.

**Councilmember Edelman:** reported she attended an Enumclaw School District presentation on funding improvements to Black Diamond Elementary School and Enumclaw High School.

**Councilmember Deady:** commended Chief Kiblinger on her Chief for a Day presentation; discussed talking with Regan Dunn regarding closure of Auburn and Enumclaw Public Health clinics. She stated Mr. Dunn noted that several surrounding communities are allocating monies to keep the clinic open for two years and wondered if Black Diamond would be willing to allocate monies toward this important public service.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Benson for the City of Black Diamond in support of keeping the Auburn Public Health Clinic open to allocate \$500 from the 2014 budget and \$500 in the 2015 budget. Motion **passed** with all voting in favor (5-0).

Councilmember Deady finished her report by saying she attended Make a Difference Day and commended all those involved; noted she would like a Community Center update regarding the Gym.

**Councilmember Taylor:** reported on the Ad Hoc meeting that met and noted it is coming to a close, they will be scheduling a workstudy with the Council in early 2015; he noted getting feedback from public on when the Town Hall meeting will start.

**Councilmember Morgan:** reported there is a WRIA meeting next week in Renton on Thursday.

## **ATTORNEY REPORT:**

City Attorney Morris announced that the Open Government Training Act requirements need to be completed prior December 31, 2014. Lawsuit update regarding GFC and this was dismissed.

MDRT/Economic Development Director Williamson discussed the UTRC and noted we are bringing forward a Special Attorney to work on this project and currently she is working through Ms. Morris, however a contract will come forward to Council soon. He also discussed the GFC update on the minor amendment.

## **PUBLIC COMMENTS:**

Gary Davis, Black Diamond – commented he had a question on the Health Clinic and donating money.

Dave Amber, Black Diamond – commented about wood donations and noted he has wood he can donate. He also complimented the room renovations.

Sam Calabrese, Black Diamond – addressed Council on the questions he had from a few meetings ago regarding the moratorium as it's up in March.

## **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** – November 6, 2014, No. 41497 through No. 41576 (voided No. 36996, 39227) in the amount of \$154,183.99

**Payroll Checks** – September 30, 2014 No. 18418 through No. 18437 and ACH Pay in the amount of \$257,720.95

**Minutes** – Work Session/Town Hall Meeting of October 9, 2014, Council Meeting of October 16, 2014, Special Meeting of October 16, 2014, and Special Meeting of October 23, 2014

**EXECUTIVE SESSION:**

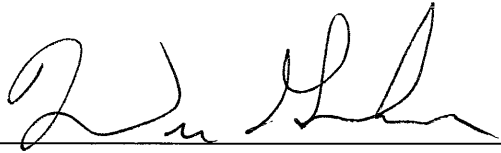
Mayor Gordon announced an Executive Session at 8:16:57 p.m. to discuss with legal Counsel potential litigation pursuant to RCW 42.30.110(1)(i) and as authorized by RCW 42.30.140(4) to discuss collective bargaining with no action to follow the Executive Session, which was expected to last approximately 15 minutes.

The regular meeting was called back to order at 8:37:45 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:



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Dave Gordon, Mayor



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Rachel Pitzel, Deputy City Clerk