

BLACK DIAMOND CITY COUNCIL MINUTES
April 19, 2007
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

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

ROLL CALL:

PRESENT: Councilmembers Sorci, Bowie, and Olness.

ABSENT: Mayor Botts, Councilmember Cline and McPherson (All excused)

Staff present were: Rick Luther, City Administrator/Police Chief; Gail Perkins, Policy Analyst; May Miller, Interim Finance Director; Greg Smith, Fire Chief; Loren D. Combs, City Attorney; Kaaren Woods, Court Administrator; and Brenda Streepy, City Clerk.

PUBLIC COMMENT: None

PUBLIC HEARINGS:

Imposing a Moratorium on submitting applications for Subdivisions, Master Planned Developments and Planned Unit Developments

City Attorney Combs explained to Council this public hearing concerns the Ordinance that was adopted at the April 5, 2007 Council meeting that imposed a moratorium within the City on submitting applications for Subdivisions, Master Planned Developments and Planned Unit Developments. Mr. Combs further explained that under state law the City is required to hold a public hearing within sixty days on any moratorium enacted.

Mayor Pro-Tem Sorci opened the public hearing at 7:10 p.m. No public testimony was heard or read and the public hearing was closed at 7:11 p.m.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Ordinance No. 07-826, Public Nuisance

Commander Kiblinger introduced proposed Ordinance No. 07-826 and explained that it is necessary to update our public nuisance ordinance, thus making it easier for police to enforce as calls are becoming more frequent.

Councilmember Olness asked if the hours are the same as far as construction.

Commander Kiblinger responded yes.

Councilmember Bowie asked if we could amend the hours stated in Section C of the Ordinance if needed.

Commander Kiblinger responded that yes we can always amend the hours.

A **motion** was made by Councilmember Olness and **seconded** by Councilmember Bowie to adopt Ordinance No. 07-826, relating to noises which are deemed to create a public disturbance and adding a new section 8.12.040 to the Black Diamond Municipal Code. Motion **passed** with all voting in favor (3-0).

Resolution No, 07-436, Interlocal Agreement with Auburn, ACCESS

Commander Kiblinger explained to Council that adoption of Resolution No. 07-436 is needed to access information through the National Crime Information Center (NCIC) and the Washington Crime Information Center (WACIC) records and currently the City is not able to maintain staffing levels required for monitoring these records 24 hours a day.

The City of Auburn has agreed to act as a terminal agency for teletype hit confirmation for the City as they currently maintain staff on a twenty-four hour, seven days per week level and have the ability to monitor in-coming teletype hits for the City.

The costs for this service will be \$1,000 this year, but will be evaluated at the end of the year for cost effectiveness on their side.

A **motion** was made by Councilmember Bowie and **seconded** by Councilmember Olness to adopt Resolution No. 07-436, authorizing the Mayor to execute the Interlocal Agreement for use of City owned property between the Cities of Auburn, Black Diamond, Algona and Pacific. Motion **passed** with all voting in favor (3-0).

Professional Service Agreement – Stalzer and Associates

Administrator Luther presented Council with a Professional Service Agreement from Stalzer and Associates to provide interim planning assistance until permanent staff have been hired in the planning department.

Mr. Luther explained that Mr. Stalzer would be working on resolving the pending planning issues and asked Council for a motion to approve bringing Mr. Stalzer into the City next week to tackle these pending issues. Mr. Luther also informed Council that

hopefully a planner will be on board within the next few weeks, but in the meantime strongly encouraged Council to act favorable on this agreement.

A **motion** was made by Councilmember Olness and **seconded** by Councilmember Bowie to adopt the Professional Service Agreement between the City of Black Diamond and Stalzer and Associates to provide planning assistance to the City. Motion **passed** with all voting in favor (3-0).

DEPARTMENT REPORTS:

Finance - Ms. Miller submitted to Council the City's current financial report.

Councilmember Sorci asked that the next report reflect 2006 numbers to 2007 as to provide a snapshot of the past for comparison.

Ms. Miller responded that she would incorporate this request in the next financial report.

Administration - Policy/Research Analyst Perkins updated Council on several items she is working on and gave them a heads up as to what will be coming to them at future Council meetings.

Police - Commander Kiblinger passed out March Crime Stats for 2007.

MAYOR'S REPORT: None

COUNCIL REPORTS:

Councilmember Bowie informed Council that all water system projects are trying to be closed out with all Schedule A, B, and C contractors.

ATTORNEY REPORTS:

Attorney Combs requested a 10 minute executive session on property acquisition.

PUBLIC COMMENTS: None

CONSENT AGENDA:

A **motion** was made by Councilmember Bowie **seconded** by Councilmember Olness to adopt the Consent Agenda. Motion **passed** with all voting in favor (3-0). The Consent Agenda was approved as follows:

- 1.) **Minutes** – Council Meeting of April 5, 2007
- 2.) **Claim Warrants** – April 19, 2007 No. 30022, 30023, 30025 through 30062 in the amount of \$109,358.42

3.) **Payroll Warrants** – No. 13715 through 13785 in the amount of \$170,280.14 and No. 13796 through 13861 in the amount of \$171,824.87

EXECUTIVE SESSION:

Mayor Pro-Tem Sorci recessed the meeting at 7:35 p.m. for a 10 minute executive session on property acquisition with no action to follow.

Mayor Pro-Tem Sorci reconvened the meeting at 7:45 p.m.

ADJOURNMENT:

A **motion** was made by Councilmember Olness and **seconded** by Councilmember Bowie to adjourn the meeting. Motion **passed** with all voting in favor (3-0).

ATTEST:



Howard Botts, Mayor



Brenda L. Streepy, City Clerk