

BLACK DIAMOND CITY COUNCIL MINUTES
May 5, 2011
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 Hanson, Goodwin, Boston and Saas.

ABSENT: Councilmember Mulvihill (excused).

Staff present were: Steve Pilcher, Community Development Director; Seth Boettcher, Public Works Director; May Miller, Finance Director; Jamey Kiblinger, Police Chief; Greg Smith, Fire Chief; Chris Bacha, City Attorney and Brenda L. Martinez, City Clerk.

A **motion** was made by Councilmember Boston and **seconded** by Councilmember Hanson to change the order of the Agenda to allow for presentations before public comments. Motion **passed** with all voting in favor (4-0).

PRESENTATIONS, ANNOUNCEMENTS, APPOINTMENTS:

Presentation - Chief Kiblinger presented a slide show/presentation regarding Missing Children.

Presentation - Mr. Trip Hart discussed the Violence Prevention Task Force Coming out Celebration on June 27, at St. Elizabeth's Hospital in Enumclaw and invited all to attend. He reported that they are hoping to come up with a more positive name by then; focusing on three events, National Night Out, Rachel's Challenge and Purple Light Nights.

PUBLIC COMMENTS:

Ron Taylor, Black Diamond – commented on incident where their daughter was stalked on Lawson; feedback to Council regarding issues they brought up recently and appreciated the dialogue; encourages Council to continue giving feedback to citizens.

Robbin Taylor, Black Diamond – commented on Councilmember Hanson's excerpt she read from the Lawson Hills MPD regarding buffers; she referred to other conditions within the document regarding buffers; would like to see these cleaned up as they are confusing.

Vicki Harp, Black Diamond – thanked Chief Kiblinger for the wonderful presentation and shared an event she was close to.

PUBLIC HEARINGS: None
UNFINISHED BUSINESS: None

NEW BUSINESS:

Resolution No. 11-748, authorizing the Mayor to execute a Letter of Understanding with AllianceOne to collect Black Diamonds public debt

Finance Director Miller reported the City of Black Diamond can utilize the Washington State Contract with AllianceOne for collections as authorized under RCW 19.16.500. Black Diamond Municipal Court currently uses AllianceOne to collect their past due accounts, however, the City did not have an agreement for collection of other City past due accounts such as business licenses, miscellaneous account receivables or other past due account authorized under our city code. Ms. Miller added this would be sued as a last resort, she also noted that the Finance Committee recommended approval.

A **motion** was made by Councilmember Hanson and **seconded** by Councilmember Saas to adopt Resolution No. 11-748, authorizing the Mayor to execute a Letter of Understanding with AllianceOne to collect Black Diamonds public debt. Motion **passed** with all voting in favor (4-0).

Resolution No. 11-749, adoption of the Stormwater management Program (SWMP) 2011 Annual Update

Public Works Director Boettcher reported the City updates the Stormwater Management Program annually to identify how the city will meet various stormwater permit requirements. The Annual update is a requirement of the Western Washington Phase II Municipal Stormwater Permit from the State of Washington Department of Ecology. A public hearing has been held and the Public Works Committee recommends adoption.

A **motion** was made by Councilmember Goodwin and **seconded** by Councilmember Saas to adopt Resolution No. 11-749, adopting the Stormwater management Program (SWMP) 2011 Annual Update. Motion **passed** with all voting in favor (4-0).

Resolution No. 11-750, acceptance of the Morgan Street Sidewalk Project

Public Works Director Boettcher reported this is a formal action required by the Council that starts the 45-day waiting period to where an outside vendor, supplier or laborer would have the opportunity to file a claim against this project. After the 45 days, retainage can then be released by the City. The project is expected to come in on budget and the final costs will be known at project closeout. Grant funds were from Transportation Improvement Board (TIB) and Community Development Block Grant (CDBG). Public Works Committee reviewed at their April 26th meeting and recommends approval.

A **motion** was made by Councilmember Saas and **seconded** by Councilmember Hanson to adopt Resolution No. 11-750, acceptance of the Morgan Street Sidewalk Project. Motion **passed** with all voting in favor (4-0).

DEPARTMENT REPORTS:

Public Works Director Boettcher updated Council on the Boat Launch Project.

Chief Kiblinger distributed the Valley Comm stats and updated council regarding current legislation regarding passing on costs to the Cities for Academy costs; Marine School update; reported on take home car policy as requested by Councilmember Hanson.

MAYOR'S REPORT:

Mayor Olness reported on the April 22 Earth Day event by staff and Council at Union Stump and Railroad Avenue.

COUNCIL REPORTS:

Councilmember Hanson commended the Public Works staff regarding the park areas around town.

Councilmember Boston reported he attended a meeting with Economic Development Director Williamson regarding the light rail and gave an update of topics discussed. DMU is now SE Area Transportation Solution (SEATS).

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Colin Lund, YarrowBay – commented on wanting to help with SEATS; echoed the Taylor's comments on communications; updated website inblackdiamond.com; commented on Mr. Irragangs memo to Council regarding traffic calculations and distributed a letter to Council that Transportation prepared that addresses Mr. Irragangs traffic memo.

Brock Deady, Black Diamond – thank Councilmember Goodwin for the opportunity to talk with him on many concerns.

CONSENT AGENDA:

A **motion** was made by Councilmember Boston and **seconded** by Councilmember Goodwin to adopt the Consent Agenda. Motion **passed** with all voting in favor (4-0).

The Consent Agenda was approved as follows:

Claim Checks – May 5, 2011, No. 36910 through No. 36956 in the amount of \$128,013.64

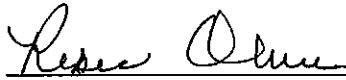
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EXECUTIVE SESSION: None

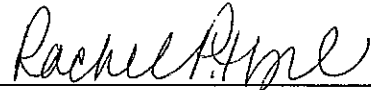
ADJOURNMENT:

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

ATTEST:



Rebecca Olness, Mayor



Rachel Pitzel, Deputy City Clerk