

BLACK DIAMOND CITY COUNCIL MINUTES

April 18, 2013

Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

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

ROLL CALL:

PRESENT: Councilmembers Deady, Goodwin, Edelman, Benson and Taylor.

ABSENT: None.

Staff present were: Andrew Williamson, Executive Director of Engineering Services/Ec. Dev; Jamey Kiblinger, Police Chief; Greg Smith, Fire Chief; Chris Bacha, City Attorney; Mark Hoppen, City Administrator and Brenda L. Martinez, Asst. City Admin/City Clerk

PUBLIC COMMENTS: None

PUBLIC HEARINGS: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

Resolution No. 13-865, relating to acceptance of property and money donated, devised, or bequeathed to the City; establishing a policy for biannual review and acceptance

City Attorney Bacha reported the Resolution before Council is the result of a workstudy. He noted the Resolution incorporates language and establishes a policy for biannual review and acceptance.

A **motion** was made by Councilmember Goodwin and **seconded** by Councilmember Deady to adopt Resolution No. 13-865, relating to acceptance of property and money donated, devised, or bequeathed to the City; establishing a policy for biannual review and acceptance. Motion **passed** (5-0).

Resolution No. 13-866, amending the financial management policies, providing for long-term financial planning

Councilmember Taylor discussed in the last budget cycle there was effort by the Council to make a long range financial plan that looked down the road 5 years. Wanting to make this more of a policy goal this resolution was put together so the budget would look more like a capital plan with several columns and all columns would be revised year to year. The result is to place a focus on longer range budgeting.

Councilmembers Benson, Edelman and Deady all noted supporting this.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Taylor to adopt Resolution No. 13-866, amending the financial management policies, providing for long-term financial planning. Motion **passed** (5-0).

Resolution No. 13-867, authorizing the Mayor to execute a letter of engagement with Summit Law Group

Mayor Olness reported that labor negotiations with our Police Association are coming up and currently the city has Bruce Disend provide Labor Services however, with him semi-retiring she felt it was in the best interest of the City to hire a firm that only performed Labor and Employment Law. She noted the City advertised for qualified firms and individuals to submit proposals. Two firms submitted proposals; Ogden, Murphy, Wallace and Summit Law Group. Both firms were interviewed by a selection panel consisting of herself, Chief Kiblinger and Ms. Martinez. The panel unanimously recommended Summit Law Group as a firm qualified and willing to provide Employment and Labor Services to the City. She noted the firm will designate Sofia Mabee as the primary contact for the City however, we have access to any of the eleven attorney's at the firm should Ms. Mabee not be available.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Deady to adopt Resolution No. 13-867, authorizing the Mayor to execute a letter of engagement with Summit Law Group. Motion **passed** (5-0).

Ordinance No. 13-1000, relating to licensing of business activities; amending BDMC 2.58.025 by establishing an additional exemption; amending BDMC 2.58.030 by establishing additional eligibility criteria; amending BDMC 2.58.090 by establishing additional grounds for revocation or suspension; providing for severability; and establishing an effective date

Councilmember Taylor reported that he and Councilmember Goodwin requested this ordinance. He stated it is felt that the Council set a clear policy of where they stand with illegal activity and needed to clarify for staff what constitutes illegal activity.

A **motion** was made by Councilmember Goodwin and **seconded** by Councilmember Taylor to adopt Ordinance No. 13-1000, relating to licensing of business activities; amending BDMC 2.58.025 by establishing an additional exemption; amending BDMC 2.58.030 by establishing additional eligibility criteria; amending BDMC 2.58.090 by establishing additional grounds for revocation or suspension; providing for severability; and establishing an effective date. Motion **passed** (5-0).

Resolution No. 13-868, supporting the repair and reconstruction of power generation capabilities of the spring's water supply

Executive Director of Engineering Services/Ec. Dev. Williamson reported that staff has been searching for grant and loan opportunities with various agencies. He noted a staff person at the WA. State Comm. Dept. knew that the City was looking for an energy grant and called the City when some funds were turned back from another jurisdiction. The funds need to be contracted out in the near future or the funding will be lost. The State is looking

for the first jurisdiction with a worthy project that will commit to move forward. The project involves the control of the overflow water from the strings, securing a larger penstock to appoint of power generation, installing a new turbine, installing a generator, and a new discharge tailrace. The Council action of support by approving the resolution will give the public works board some added confidence that he project has been considered by the local Council.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Benson to adopt Resolution No. 13-868, supporting the repair and reconstruction of power generation capabilities of the spring's water supply. Motion **passed** (5-0).

DEPARTMENT REPORTS:

Public Works – Executive Director of Engineering Services/Ec. Dev. Williamson discussed with Council an event that will be taking place for Earth Day at the Lake Sawyer Park on April 20th. The Lake Sawyer Park Foundation has organized with Home Depot 20 volunteers to come in and clear berry bushes in the Park and around Frog Lake. He invited Council to attend and noted that a staff member would be in attendance too. The event is from 8 a.m. to 12 p.m. on Saturday. He also discussed the results from the Spring Recycling Event that took place last weekend for the City.

Police – Chief Kiblinger discussed with Council an overview of the department she prepared for the last three years and the stats. She added she is working on an overtime comparison and will be providing that to Council in the next few days.

MAYOR'S REPORT:

Mayor Olness reported on the following:

- April 5th Labor Attorney interviews
- April 6th clean up at Diamond Glenn entrance
- April 9th Cemetery Board met
- Met with Liz Reynolds and Ms. Popke
- Attended Sound Cities Association meeting
- April 11th attended the Black Diamond PTA Board meeting to ensure DARE program will continue, McGann electric donated \$2,000 and BD PTA donated \$500

Reminders:

- Saturday, April 20th – Earth Day Event at Lake Sawyer Park
- April 25th Planning Commission interviews will take place

COUNCIL REPORTS: None

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Mario Sorci, Black Diamond commented on the task of long range budget planning.

CONSENT AGENDA:

A **motion** was made by Councilmember Goodwin 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:

Resolution No. 13-869- purchase of Public Works Utility Truck

Resolution No. 13-870- purchase of Utility Box for Public Works Utility Truck

Resolution No. 13-871- Solid Waste Interlocal Agreement with King County

Claim Checks – April 18, 2013, Check No. 39547 through 39598 (voided check nos. 39555, 39599) in the amount of \$149,054.05

Payroll – March 28, 2013, No. 18007 through No. 18038 and ACH Pay in the amount of \$291,145.63

Minutes – Council Workstudy Notes of April 4, 2013 and Council Meeting of April 4, 2013

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 (5-0).

ATTEST:



Rebecca Olness, Mayor



Rachel Pitzel, Deputy City Clerk