

BLACK DIAMOND CITY COUNCIL MINUTES

October 2, 2014

Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

Mayor Gordon called the regular meeting to order at 7:15:05 p.m. and lead us all in the Flag Salute.

ROLL CALL:

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

ABSENT: None.

Staff present were: Andrew Williamson, MDRT/Economic Development Director; Aaron Nix, Community Development/Natural Resources Director; Jamey Kiblinger, Police Chief; Carol Morris, City Attorney and Brenda L. Martinez, City Clerk/HR Manager.

PUBLIC COMMENTS:

Angie Dier, Pacific – commented she was here a few weeks ago and spoke on Public Health and shared a spreadsheet on the productivity for Public Health and Auburn has been in the green.

Christina ??, Auburn – commented she was addressing Council on behalf of the communities for Public Health. She shared what losses the community would endure with the closure of the proposed satellite sites. She noted the service area that she provides for and it reaches from Auburn, Enumclaw, Black Diamond, Ravensdale, Maple Valley, Covington and then back to Auburn.

Leslie Nash, Black Diamond – commented on the public health needs in the south-end of King County and all cuts being proposed are in one of the neediest areas – which are south-end King County. She noted that Auburn Public Health sees over 11,000 clients monthly and she is trying to save Auburn Public Health.

Joan Higman, Kent – commented she lives near Lake Sawyer and the rural clients need these services as the need is high. She discussed the need for equality and social justice for all regions of King County and is asking that City Council adopt a resolution in support of public health and the budget for the South King County area to be funded.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Deady directing the City Attorney to draft a resolution for the next regular Council meeting on October 16, 2014 in support of the Auburn clinic staying open. Motion **passed** with all voting in favor (5-0).

Ike Nwankwo, Department of Commerce- Olympia, spoke on behalf of the State requirement for the update of the Comprehensive Plan. He noted he was the Manager for the Growth Management Services, and stated the reason he was there was to help the City with the update and commends the City for the time and money that has been allocated for this requirement. He noted the requirement is to review the Comprehensive Plan and if necessary revise it. He stated there are resources on their website; discussed talking with Mr. Nix to use those resources. He stated Black Diamond is in King County and this county is one of the first three counties to complete the update by June 30, 2015, by then the City will have reviewed and updated the necessary sections. He noted his staff being available to help the City through this process. The update process varies from cities and the main thing he is trying to point out is to do the minimum that is required to meet the State Requirement. He noted his department having a major budget cut and the grant funding available to cities for the update was very limited. He also noted that Black Diamond was able to receive a grant for aid in the update and will also set aside money to complete this update as well. He talked about videos that are available and can be used that give the essential tidbits that need to be done and encouraged Council to look at these. He noted again in closing, that Council should do the various minimum requirements – and stated if it is not completed by June 30th the City’s access to funding will affect the Public Works Trust Fund and Centennial Clean Water Fund, he explained to Council that Mr. Nix he is very knowledgeable and competent to lead the City through this process.

PUBLIC HEARINGS:

Ordinance No. 14-1034, continuation of Moratorium on Master Planned Development Applications

Mayor Gordon opened the public hearing at 7:42:23 p.m.

City Attorney Morris reported when Council first adopted this ordinance there was a proposed section that stated the City needed time to analyze the impacts of the Developments and there are other areas for the City to look at in the MPD District when you adopt an overlay district that has its own standards within the District. Since adoption of the moratorium Council has adopted an ordinance regarding Development Agreements. The next step in the process and the need for the continuation is to draft an ordinance that would adopt a zone that would be MPD and would allow lot by lot traditional zoning and also allow the Developer to modify the standards (but that is another ordinance). She then outlined the process for the first part of the Work Plan.

Mayor Gordon closed the public hearing at 7:47:18 p.m.

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Edelman to continue the moratorium and to direct Staff to prepare “findings of fact” at the next Council meeting to support the moratorium’s continued maintenance.

Councilmember Edelman addressed the forest practice part that needs to be incorporated in the “findings of fact”.

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

Council would like the ordinance to come before the Council prior to sending it to Planning Commission and this ordinance would be on the zoning.

Councilmember Edelman would like to see it come to the Planning and Community Services Committee and they will then forward it on to the Council for an upcoming meeting.

NEW BUSINESS:

Ordinance No. 14-1035, relating to the procedures for the procurement of materials, equipment, and supplies, public works contacting, small works roster and limited public works contracting

City Attorney Morris reported that on June 5, 2014 Council adopted Resolution No. 14-957, relating to the Mayor's authority to sign contracts under \$15,000 along with one member of the Finance Committee. However, after adoption there was confusion by staff on the adopted resolution and Council also felt that the resolution did not accurately reflect their intent and asked the City Attorney to prepare a new one. After reviewing city code Ms. Morris recommends that Council repeal Resolution No. 14-957 and instead adopt the proposed ordinance which puts all procedures relating to this subject into the code, where it now exists leaving only one place for staff and Council to refer to.

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Taylor to adopt Ordinance No. 14-1035, relating to the procedures for the procurement of materials, equipment, and supplies, public works contacting, small works roster and limited public works contracting describing the process for contracting in a graph format; increasing the dollar amount for small works roster process contracting to \$300,000, as allowed by RCW 39.04.155, amending the small works roster process to be consistent with RCW 39.04.155 and 36.04.200, repealing Resolution No. 14-957, repealing section 2.90.010 of the Black Diamond Municipal Code and adding a new section 2.90.010; amending section 2.90.030 of the Black Diamond Municipal Code. Motion **passed** with all voting in favor (5-0).

DEPARTMENT REPORTS:

MDRT/Economic Development Director Williamson updated Council on the activities staff has been up to and added the permit counter is very busy as well.

MAYOR'S REPORT:

Mayor Gordon reported everyone is working really hard on the budget and it will be a challenging year coming up and the next year even more so. He reminded everyone to update their voter registration and if they are not a registered voter they have until October 27th to get registered.

COUNCIL REPORTS:

Councilmember Benson: reported she attended the Finance Committee meeting.

Councilmember Edelman: reported she attend the Finance Committee meeting.

Councilmember Deady: reported she attended the Tough Mudder event, and attended the Dinner Auction at the Black Diamond Community Center.

Councilmember Taylor: reported the Public Safety meeting negotiations continue; field training on reserves; AD Hoc meetings are on track to continue and be wrapped up this year; commented that the Council Chambers project continues and the Chambers is looking very nice; Sidewalk Project continues.

Councilmember Morgan: reported she attended a Green Tools conference.

ATTORNEY REPORT: None

PUBLIC COMMENTS: None

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 – October 2, 2014, No. 41404 through No. 41454 in the amount of \$107,397.75

Minutes – Council Minutes of September 11, 2014

EXECUTIVE SESSION:

Mayor Gordon announced an Executive Session at 8:06:40 p.m. to discuss with legal counsel two items of potential litigation pursuant to RCW 42.30.110(1)(i) with possible action to follow the Executive Session, which was expected to last approximately 19 minutes.

The regular meeting was called back to order at 8:28:45 p.m.

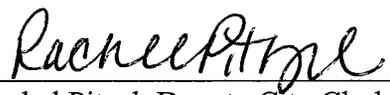
ADJOURNMENT:

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Edelman to adjourn the meeting. Motion **passed** with all voting in favor (5-0).

ATTEST:



Dave Gordon, Mayor



Rachel Pitzel, Deputy City Clerk