

BLACK DIAMOND CITY COUNCIL MINUTES
August 16, 2007
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

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

ROLL CALL:

PRESENT: Mayor Botts, Councilmembers Bowie, McPherson and Olness.

ABSENT: Councilmembers Sorci, Cline (Excused)

Staff present were: Rick Luther, City Administrator/Police Chief; Dan Dal Santo, Public Works Director; Greg Smith, Fire Chief; Loren D. Combs, City Attorney Steve Campbell, Interim Assistant City Administrator; May Miller, Finance Director and Brenda Streepy, City Clerk.

PUBLIC COMMENTS:

Jordan Meredith addressed the Council on the City's new Skate Park facility rules. Currently bikes are not allowed on the skate park and he would like to see what could be done so that bikes could use this facility.

Councilmember Olness asked if he was aware of the BMX Park that the City has for bikes.

Mr. Meredith responded yes, but it is dirt and he is looking for a facility that would allow grinding for bikers.

Attorney Combs reported that bikes are not allowed currently as it would void the manufacturers warranty on this facility.

Public Works Superintendent Dal Santo reported that he has been in contact with the manufacturer to see if there is any way we could allow bikes on the facility, but they said no. He suggested that the Council might want to look into changing the tennis court into a bike track and try to secure funding for this change.

Mr. Combs stated that we have a golden opportunity here of five young people trying to find a solution by being involved in the process and finding a way to make this happen.

Bill Boston, 29404 219TH PL SE had questions concerning marine patrol on Lake Sawyer. He would like to know the level of service that is currently being provided and what is the expectation for this year. If this information is available he would like to get a copy.

City Administrator/Police Chief Luther responded that he does not know the figures at this time, but will look into it.

Marlene Shrivner, Lake Sawyer resident complained about some people on the lake getting preferential treatment and feels that all rules should be followed and enforced the same on everyone.

Mayor Botts responded that he will look into this.

UNFINISHED BUSINESS: None

NEW BUSINESS:

Ordinance No. 07-832, 2007 Mid-Year Budget Amendment

Finance Director Miller reported that Washington State Law requires that municipal budgets be amended by the City Council as revenues, expenditures and transfers change.

Exhibit A, which is attached to the Ordinance, is a technical housekeeping budget change of \$5,233,298. This is primarily necessary due to Capital Projects and the Debt Service payments relating to Tacoma Water Intertie and Public Works Trust Debt payments.

A street Transportation Improvement Board (TIB) grant of \$967,943 requires a \$107,500 match from the Street Fund. New project accounts were established to account for the Street Project as well as The Skate Park Project and others. The payment of \$2,725,651 to Tacoma for Inter-tie water was moved from Water Reserve Fund to the Water Project Fund where the 2006 Public Works Trust Fund loan was deposited. Water & Wastewater budgets to transfer cash to their reserve funds, makes investing easier. Miscellaneous grants such as the Storm Clean up and Recycle grants also required established budgets.

In the General Fund, developer reimbursed budgets needed to be established for outside engineering and legal expenditures, as well as for the updating of guidelines and plans. These costs are covered by cash deposits made before 2007 or current year deposits by developers or permit revenue.

Finally the Funding Agreement passed by Council June 21, 2007 requires a budget change to cover the eight positions from August 1, 2007 through December 31, 2007 Exhibit B to the Ordinance is the necessary associated Wage and Salary Schedule. The Funding Budget also includes the engineering and legal costs, as well as the facility and capital costs. The total funding agreement budget of \$834,064 for 2007 will be covered by contributions from BD Partners (Yarrow Bay).

The budget of \$807,978 for Large Development Review Team was deleted.

A **motion** was made by Councilmember Olness and **seconded** by Councilmember McPherson to adopt Ordinance No. 07-832, amending the 2007 Budget and adopting a new 2007 Wage and Salary Schedule. Motion **passed** with all voting in favor (3-0).

Resolution No. 07-456, Amendment #1, Jones & Stokes PSA

Administrator Luther addressed Council on proposed Resolution No. 07-456 and explained that Jones & Stokes is one of the consulting firms that have been working on parts of the City's Comprehensive Plan updates. Last year this work was scoped and we now find that there are some additional tasks that need to be done and asked Council to adopt this Resolution.

A **motion** was made by Councilmember McPherson and **seconded** by Councilmember Olness to adopt Resolution No. 07-456 authorizing the Mayor to execute Amendment No. 1 to the Jones & Stokes Professional Services Agreement. **Motion** carried with all voting in favor (3-0).

Resolution No. 07-457, Lease Agreement, Sorci Family LLC

Attorney Combs introduced proposed Resolution No. 07-457 and explained that adoption of this Resolution will allow for the lease of real property owned by Sorci Family, LLC, for temporary office space. The property is located off Roberts Drive behind the current library. Based on the current need for City office space he recommends Council adoption of this Resolution.

Mr. Combs further noted that Councilmember Sorci is not here tonight as he is a trust member and has graciously chose not to attend tonight because of this agenda item.

A **motion** was made by Councilmember Bowie and **seconded** by Councilmember McPherson to adopt Resolution No. 07-457 authorizing the mayor to enter into a lease for real property with the Sorci Family, LLC for the use of City office space. Motion **passed** with all voting in favor (3-0).

DEPARTMENT REPORTS:

Finance

Finance Director Miller discussed with Council the July 31, 2007 financial report.

Administrator Luther expressed how thankful he is to have May on board.

MAYOR'S REPORT:

Mayor Botts stated that we have recently hired new personnel and are looking forward to hiring a few more positions over the next couple of months.

COUNCIL REPORTS:

Councilmember McPherson brought up the issue of public safety; in particular Lake Sawyer. He requested a report from police staff that would outline activity on the Lake. He is hearing from lake residents that there is a problem with speeding on the lake after hours.

Police Chief Luther responded that yesterday was the first time he has heard of any problems on the lake but will look into this matter and get the numbers for the next Council meeting.

ATTORNEY REPORT:

Attorney Combs requested a 30 minute executive session at the next Council meeting concerning potential litigation.

PUBLIC COMMENTS:

Jean Boston expressed that the problems on the lake appear to be a perception problem and misinformation has been given out. She recommended that maybe some coaching or training could be done for personnel who handle these calls from customers.

CONSENT AGENDA:

A **motion** was made by Councilmember Bowie and **seconded** by Councilmember McPherson 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 August 2, 2007
- 2.) **Claim Warrants** – August 23, 2007 No. 30495 thru 30546 (voided warrants 30538, 30545) in the amount of \$102,627.68


EXECUTIVE SESSION: None

ADJOURNMENT:

A **motion** was made by Councilmember McPherson 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