

BLACK DIAMOND CITY COUNCIL MINUTES

October 17, 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: Andrew Williamson, Executive Director of Engineering Services/Ec. Dev.; Greg Goral, Police Commander; Greg Smith, Fire Chief; Jamey Kiblinger, Police Chief; Mark Hoppen, City Administrator; Chris Bacha, City Attorney and Brenda L. Martinez, City Clerk.

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Deady to change the order of the agenda and move the presentations first on the agenda and to add another presentation. Motion **passed** (5-0).

PRESENTATIONS:

Legislative Issue and Update from Olympia – Representative Rodne and Magendanz

Representative Magendanz updated Council on legislative items for this year and the budget that was passed and what it means. He noted it being passed 86 to 11 and this was a record as this usually does not happen. He discussed not getting a transportation package adopted and noted it didn't go through because they wanted to do a bipartisan package and they wanted the time to discuss on items that are dear to the voters along with the need to build public trust. He discussed the three areas they are focusing on for transportation. He also noted doing a one-day session regarding transportation on a bipartisan package.

Bras for the Cause – Donna Elzenga

Ms. Elzenga noted all fundraising go to folks who are underinsured and no insurance. The event is where folks decorate bras; the event will be October 24th at St. Elizabeth Hospital. There is a website where folks can donate and she invited everyone to attend the event.

PUBLIC COMMENTS: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

Resolution No. 13-894, authorizing a contract with Parametrix for On-Call Transportation Engineering Services

Executive Director of Engineering Services/Ec. Dev. Williamson reported this is a renewal of the transportation contract for the City. This contract has been looked at by the Public Works Committee and noted Parametrix has served the City well and the funding comes from all different sources.

A **motion** was made by Councilmember Goodwin and **seconded** by Councilmember Taylor to adopt Resolution No. 13-894, authorizing a contract with Parametrix for On-Call Transportation Engineering Services. Motion **passed** (5-0).

Resolution No. 13-895, authorizing the Sixth Memorandum of Understanding (MOU) with the Black Diamond Police Officers Association regarding the Training of Reserve Police Officers

Chief Kiblinger reported this is the sixth MOU with the Association and it calls for no increase for officers while field training and this would be through the end of the contract. She discussed the reserves program and noted they are commissioned Police Officers and go through an Academy and cannot go outside of the city limits. The Academy is State approved and will be the same hiring process as with any full time Police Officer. If they pass the screening they then go to the Academy and then through field training just like a regular officer with the department.

A **motion** was made by Councilmember Deady and **seconded** by Councilmember Taylor to adopt Resolution No. 13-895, authorizing the Sixth Memorandum of Understanding (MOU) with the Black Diamond Police Officers Association regarding the Training of Reserve Police Officers. Motion **passed** (5-0).

A **motion** was made by Councilmember Benson and **seconded** by Councilmember Edelman to add to the agenda the discussion of the Perry Puppe Stormwater charges. Motion **passed** (5-0).

City Attorney Bacha responded that the City has an obligation to collect on all bills even if they were not billed and there was an error. He noted there is an opinion on file and would be happy to provide this again, right now the City has no written policies on forgiveness and this is something we could look at. He suggested drafting rules the Council can look at and decide if they would like to pass them. He also discussed outsourcing this process with a company to provide the billing process for the City.

DEPARTMENT REPORTS: None

MAYOR'S REPORT:

Mayor Olness reported:

- Attended the SCA Workshop and PIC meeting on October 9

- Participated in the Great ShakeOut drill
- Discussed the ice response for roadways in King County
- Discussed the Fire Truck Grant

Reminders:

- Workstudy for October 24th has been cancelled and combined with the October 30th Workstudy at 5:30 p.m.
- Make a Difference Day October 26th; breakfast at the Community Center, two projects- headstone cleaning and Regional Park planting in an area that was cleared.

COUNCIL REPORTS:

Councilmember Benson reported she attended the SCATBd meeting and King County made a presentation with their snow and ice routes and discussion why it didn't include cities maps so now those will be included on the map.

Councilmember Taylor reported the Ad Hoc Committee work is continuing to move forward and satisfied and pleased with getting a good framework done and the LOS they will be using as a benchmark and how to apply that to the models. Once this is a little more put together they will schedule a workstudy with Council.

ATTORNEY REPORT:

City Attorney Bacha discussed a topic of council meetings and movement on the First Amendment and what can occur at Council meetings; trend in the Courts for further restricting how local governments can control their meetings. The 9th circuit feels folks can speak critically of elected officials and we may need to revisit the Council rules regarding this.

PUBLIC COMMENTS:

Kristine Hanson, Black Diamond commented on the timing for shut off notices and the 10:00 a.m. deadline and would like to see this extended to maybe 3:00 p.m. or 4:00 p.m. and would like to see the Public Works Committee look into this.

CONSENT AGENDA:

A **motion** was made by Councilmember Edelman and **seconded** by Councilmember Benson to adopt the Consent Agenda. Motion **passed** with all voting in favor (5-0). The Consent Agenda was approved as follows:

Claim Checks – October 17, 2013, Check No. 40100 through No. 40146 (void check nos.40103) in the amount of \$103,770.75

Minutes– Regular Meeting Minutes of October 3, 2013 and Workstudy Notes of September 26, 2013 and October 3, 2013

EXECUTIVE SESSION: None

ADJOURNMENT:

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

ATTEST:



Rebecca Olness, Mayor



Rachel Pitzel, Deputy City Clerk