

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of December 5, 2024
Hybrid Meeting Via Zoom and In-Person
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

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

ROLL CALL:

PRESENT: Councilmembers Deady, Douglass, Peterson, Mulvihill (Zoom), de Leon, Jones Page

ABSENT: None

Staff present: Andrew Williamson, MDRT/Ec Development Director; Xavier Mason, Finance Director; Scott Hanis, Public Works Director; Rob Reed, IS Manager; Jake Kapsandy, IT Staff; Ryan Sweet, Capital Projects/Program Manager; Jill Kuzaro, Senior Planner; Kevin Esping, Facilities; David Linehan, City Attorney; Brenda L. Martinez, City Clerk/HR Manager.

READING OF GUIDING PRINCIPLES

AGENDA REVIEW AND APPROVAL:

Councilmember de Leon **moved** to approve the agenda; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

COMMITTEE REPORTS:

Public Safety – Councilmember Page shared with Council items discussed at the committee meeting.

1) EMAC Report - Councilmember Mulvihill spoke on this item

DEPARTMENT REPORTS:

MDRT and Community Development - Director Williamson reported on an incident at the fire station with the discharging of dirty water and the work site had to be temporarily shut down. He also discussed not having the bandwidth to get through the comp plan amendments and asked the Council to consider tabling the 2025 amendments so staff will have time to get through the 2024 amendments. He also touched on needing more information on BESS.

2) Finance – 3rd Quarter Financial Report

Director Mason briefed the council on this item and highlighted that the city has a stable financial position and is on target to have less of a deficit than originally budgeted last year.

PUBLIC COMMENTS:

Johna Thomson, Black Diamond spoke to Council.

Joe Androsko, Black Diamond spoke to Council.

Brock Deady, Black Diamond spoke to Council.

Kathy McKinney, unincorporated King County spoke to Council.

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Presentation – Daughters of the American Revolution (DAR)

Marge Ramsdale (DAR) recognized Debbie Page for her hard work and contributions on the Labor Days event.

CONSENT AGENDA:

Councilmember de Leon **moved** to approve the Consent Agenda; **second** Councilmember Jones. Motion **passed** with all voting in favor (7-0). The Consent Agenda was approved as follows:

- 3) **Claim Checks** – November 21, 2024, Check No. 55267 through Check No. 56319 in the amount of \$303,299.75
- 4) **Payroll** – October 2024, Check No. 20456 through Check No. 20463 and ACHs in the amount of \$597,423.77
- 5) **Minutes** – Council Meeting of November 7, 2024
- 6) **AB24-073** – Resolution Granting Approval of Final Plat for The Villages Ten Trails Mountain View 1B Plat A Division 4
- 7) **AB24-081** – Resolution Granting Approval of Final Plat for Ten Trails 2F Div 1 & 2
- 8) **AB24-082** – Ordinance Amending Comprehensive Plan to Incorporate Updated School District Capital Facilities Plans
- 9) **AB24-083** – Resolution Grant Agreement with Department of Commerce

PUBLIC HEARINGS:

- 10) **AB24-084** – Final Public Hearing on 2025 Preliminary Budget

Director Mason reported on this item

Mayor Benson opened the public hearing at 7:44 p.m. No testimony was received or heard, and Mayor Benson closed the public hearing at 7:45 p.m.

UNFINISHED BUSINESS:

- 11) **AB24-085** – Ordinance Regarding Cannabis Regulations

Director Williamson reported on this item and asked Council for direction on what the Council would like to see as the number on page 9.

Councilmember de Leon **moved** to adopt Ordinance No. 24-2014 amending Title 18 of the Black Diamond Municipal Code to allow cannabis-oriented uses in various zoning districts and to create a new Chapter 18.62 to regulate cannabis-oriented uses in the City; providing for severability; and establishing an effective date and using the 100 ft buffer on page 9 of 12; **second** Councilmember Peterson.

Councilmembers engaged in a robust conversation on what the number should be and why.

Motion **passed** 4 - 2 - 1 (Mulvihill, Deady no votes) (Douglass abstained)

NEW BUSINESS:

12) AB24-086 – Ordinance Adopting 2025 Budget

Finance Director Mason reported on this item

Councilmember Peterson **moved** to adopt Ordinance No. 24-2015 adopting the 2025 Budget; **second** Councilmember de Leon. Motion **passed** with all voting in favor (7-0).

13) AB24-087 – Ordinance Amending 2024 Budget

Finance Director Mason explained the amendment process and the error on line 28 of the supporting documentation.

Councilmember Page **moved** to adopt Ordinance No. 24-2016 adopting the 2024 Budget; **second** Councilmember Jones. Motion **passed** with all voting in favor (7-0).

14) AB24-088 – Resolution Adopting 2025 Fee Schedule

Mr. Williamson spoke on this item.

Councilmember Page **moved** to approve Resolution No. 24-1648 adopting the 2025 City Fee Schedule and to include the new 2025 Utility Rate Schedule; **second** Councilmember de Leon. Motion **passed** with all voting in favor (7-0).

15) AB24-089 – Resolution Adopting 2025 School Impact Fees

Senior Planner Kuzaro briefed the Council on this item.

Councilmember de Leon **moved** to approve Resolution No. 24-1649 adopting a revised school impact fee schedule, to be effective January 1, 2025; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

16) AB24-090 – Ordinance Adopting Sewer Plan Addendum

Public Works Director Hanis discussed this item

Councilmember Page **moved** to approve Ordinance No. 24-2017 adopting the December 2012 General Sewer System Plan as amended with Addendum 1 dated September 2024, which will remain in effect until the 2024 General Sewer Plan is approved by King County, amending Section 13.16.010 of the Black Diamond Municipal code; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

17) AB24-091 – Resolution Adopting Comprehensive Emergency Management Plan

Emergency Management Director Esping spoke on this item

Councilmember Deady **moved** to adopt Resolution No. 24-1650 adopting the November 2024 Comprehensive Emergency Management Plan; **second** Councilmember Jones. Motion **passed** with all voting in favor (7-0).

18) AB24-092 – Resolution Authorizing the Mayor to Execute a Fuel Tax Agreement with TIB for the Roberts Reconstruction Project, TIB# 8-1-800(001)-1.

Capital Projects/Program Manager Sweet briefed Council on this item.

Councilmember Deady **moved** to adopt Resolution No. 24-1651, authorizing the Mayor to execute a Fuel Tax Agreement for the Roberts Reconstruction Project, TIB #8-1-800(001)-1; **second** Councilmember de Leon. Motion **passed** with all voting in favor (7-0).

MAYOR’S REPORT:

Mayor Benson reported attending the Flood Control District budget presentation to the King County Council, which was approved, as well as a levy increase. She also attended the annual SCA Networking meeting.

COUNCIL REPORTS:

Councilmember Deady reminded everyone that in January we need to approve our Mayor Pro-Tem and will also need to approve who will be the council representative on Mountain View Fire and Rescue. She gave a big shout out to Public Works, Fire, IT, and Police for all they did during the recent storm event. She shared that gift tags for the giving tree for Black Diamond residents are available at several locations around town. She mentioned the need for a generator at the gym as a top priority so residents can have a warming center. She wished everyone happy holidays.

Councilmember Douglass shared his thoughts on recreational facilities and the need to involve the community. He also spoke at 1:45:24 on the recording that after becoming firmly convinced that the city should engage in a public safety levy lid lift, his thinking has since changed. At 1:46:27 on the recording he goes on to say “makes it possible for the

city to propose a vote for annexation into the fire district to take care of fire services in the future for the community. He suggested welcoming a vote on a levy lid lift for parks and recreation and voiced his opinions on the BESS issue as unavoidably unsafe. Lastly, he addressed how we need to keep the community members in the know to improve our communication about what is happening in the city. He announced that this is his last council report and meeting as he and his family will be moving out of state soon.

Councilmember Peterson - no report.

Councilmember Mulvihill thanked Public Works and Mountain View Fire during the recent storm and congratulated both Debbie on her award and to Ryan for the grant he obtained. She shared that she will miss Brad and wished everyone a very merry Christmas and happy holidays and a new year.

Councilmember de Leon thanked Public Works for all they did during and after the storm. She stated that she agreed with the ideas of communication and Councilmember Douglass' proposals. She noted that she will be leaving after the first meeting in January.

Councilmember Jones also thanked Public Works and touched on the skatepark and how the construction is moving forward. He noted that PSE might be interested in coming out to talk about the bomb cyclone that hit and what worked and what didn't. He also discussed hosting a CERT (Citizens Emergency Response Team) training event.

Councilmember Page thanked Mountain View for all they did during the storm and executing it beautifully so that the citizens didn't feel any of the pressure.

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Johna Thomson, Black Diamond spoke to Council.

Joe Androsko, Black Diamond spoke to Council.

Leah Grant, Black Diamond spoke to Council.

EXECUTIVE SESSION: None

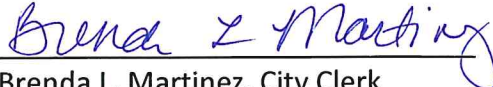
ADJOURNMENT:

Councilmember de Leon **moved** to adjourn the meeting; **second** Councilmember Jones. Motion **passed** with all voting in favor (7-0). The meeting ended at 9:14 p.m.

ATTEST:



Carol Benson, Mayor



Brenda L. Martinez, City Clerk