

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of October 21, 2021
Virtual Meeting Via Zoom

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, Oglesbee, Wisnoski, Mulvihill, de Leon, and Page. (Councilmember O'Donnell was not present during roll call and joined the meeting at 7:02 p.m.)

ABSENT: None

Staff present: Mona Davis, Community Development Director; Seth Boettcher, Public Works Director; Jamey Kiblinger, Police Chief; David Linehan, City Attorney; and Brenda L. Martinez, City Clerk/HR Manager.

AGENDA REVIEW AND APPROVAL:

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

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

- 1) **AB21-065** – Confirming the Mayor's Appointment of Scott Hanis as Public Works Director

Councilmember Wisnoski **moved** to confirm the Mayor's appointment of Scott Hanis as Public Works Director starting November 1, 2021; **seconded** Council Deady. Motion **passed** with all voting in favor (7-0).

CONSENT AGENDA:

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

- 2) **Claim Checks** – October 21, 2021, Check No. 50522 through 50631 (voids 50359, 50406, 50631, 50556) and EFTs in the amount of \$1,495,162.55
- 3) **Payroll** – September 2021, Check No. 20119 through 20126 and ACHs in the amount of \$459,241.98

- 4) **Minutes** –Special Council Meeting of September 30, 2021, Council Meeting of October 7, 2021
- 5) **AB21-062** – Resolution Amending Contract with Grindline for Geotechnical Report

PUBLIC COMMENTS:

Patrick Nelson, Texas spoke to Council.

PUBLIC HEARINGS: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

- 6) **AB21-063** – Resolution for Amended and Restated Comprehensive School Mitigation Agreement

City Attorney Linehan reported to Council on this item. He noted this being a work in progress the last couple of years and that earlier this week the Enumclaw School District voted to adopt this agreement. He then gave background information on the agreement.

Councilmember de Leon **moved** to adopt Resolution No. 21-1445 authorizing the Mayor to execute an Amended and Restated Comprehensive School Mitigation Agreement with Enumclaw School District and the Master Developer; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

- 7) **AB21-064** – Resolution Supporting and Affirming the Dignity of all Citizens Regardless of Vaccination Status

Councilmember Wisnoski addressed this item with Council.

There was a robust discussion between Council on this item.

Councilmember Wisnoski **moved** to adopt Resolution No. 21-1446, supporting and affirming the dignity of all citizens regardless of vaccination status; **second** Councilmember Oglesbee.

Roll Call Vote: Deady – no, Oglesbee – yes, Wisnoski – yes, Mulvihill – no, de Leon – no, O'Donnell – no, Page – no. Motion **failed** 2-5 (Deady, Mulvihill, de Leon, O'Donnell, Page)

DEPARTMENT REPORTS: None

MAYOR'S REPORT:

Mayor Benson reported attending the annual AWC Risk Management and Members Expo event last week and shared what she learned.

COUNCIL REPORTS:

Councilmember Page discussed her home situation and caring for her mother. She noted sharing this because everyone has competing priorities in their lives. Taking the time we all do, Councilmembers, Mayor Benson, staff, and for the residents who show up to these meetings, this is not for the faint of heart. All are doing the best they can with the information they have and working together. She stated they will not always agree on everything, and can still walk away and be collegial, kind, and understanding to one another. She reported attending all her committee meetings and looking forward to the PROS plan and taking friends to the museum and hanging out at the new pocket part. She also participated in a walkabout with community members.

Councilmember Deady discussed the WRIA 9 email she sent to Council and hoped Council looked it over and they can support the letter going out. She commented on seeing a lot of heads shaking and will let them know they have Council's support. She reported attending the Public Information Committee (PIC) meeting, Public Works Committee meeting, Planning meeting, and meeting with Oakpointe where she suggested they hold a meeting with the community at the gym.

Councilmember Oglesbee shared with Council her thoughts on issues that were discussed at the work session on October 14th. She also thanked those that spoke at the Town Hall meeting. She reported meeting with Oakpointe regarding the road they want to add to the comp plan and noted her concerns. She announced that she will continue to support and advocate for all local businesses despite the decision made today.

Councilmember Wisnoski discussed reviewing the documents for the vouchers that were approved tonight. He reported going to the model train show in Ravensdale and encouraged citizens to go out and see the salmon run. He reminded everyone that Make a Difference Day is this weekend and shared that the holidays are coming and for everyone to think local. He stated being disappointed the resolution didn't pass tonight and expressed his opinions. He noted his time on the Council is ending and it's been an honor to serve and will be working on charity work by starting a new foundation. He stated that we are a growing city and how we do things has to change and we can do that arm in arm with our neighbors. He asked that people support local businesses, be safe, take care and God bless America.

Councilmember Mulvihill reported attending the chamber luncheon and meeting with Oakpointe. She also shared that Hwy 169 is named as a Highway of Significance by the state.

Councilmember de Leon reported meeting with Oakpointe and hopes we have an opportunity to have more public meetings with Oakpointe, the city, and our citizens as they feel left out of the process. She also reported attending the town hall meeting. Going forward she will be holding more of the individual zoom sessions with neighbors and citizens of Black Diamond and let residents know that also get a hold of her or Council by

email too. She noted being able to attend most of her committee meetings and is looking forward to Make a Difference Day and hopes the weather cooperates.

Councilmember O'Donnell noted Councilmember Page's mother is a gem and thanked her for her caregiving. He expressed being sorry for the loss of Councilmember Deady's Aunt. He congratulated Mr. Hanis on his promotion and likes the city promoting within. To Councilmembers Oglesbee and Wisnoski he noted understanding their commitment to freedom of choice and their sincere interest in helping small businesses – you are good people. He noted being against any form of discrimination and we all need to pull together to move forward so we all can enjoy the liberties we all want. He shared the City's future is in good hands with the future candidates seeking council positions and reminded people to vote. He looks forward to getting informed on the Lawson Hills development and second road. He understands the situation and is clear on the issue and looks forward to hearing what the Planning Commission comes up with. He stated that at the end of the day for clarity, all the feeder roads coming out of the developments whether in Black Diamond or Maple Valley or anywhere in between from Renton to Enumclaw, they all feed on to Hwy 169 and something needs to be done on it as there just simply isn't enough capacity. He suggested looking at alternative options of transportation. He encouraged everyone to get out and support local businesses.

ATTORNEY REPORT:

Attorney Linehan congratulated Scott Hanis on his appointment. He shared with Council that we are awaiting a decision from the Hearing Examiner on the SEPA appeal that was filed on the 2020 Comp Plan. He also shared that he is working with Mayor Benson to contract with a new Hearing Examiner soon.

Councilmember Oglesbee talked about speaking with trustees at the Black Diamond Gun Club and being curious about annexing those 80 acres into the city so they can build a facility for use by our law enforcement. She commented she wanted to plant the seed as this is a positive and a great opportunity to get more revenue and in her opinion is a win-win.

PUBLIC COMMENTS:

Patrick Nelson, Texas spoke to Council.

Jessica McCoy, Enumclaw, spoke to Council.

Melissa Earl, Lumber House Brewery, spoke to Council.

Jenny Tedesco, spoke to Council.

John Olson, Black Diamond, speaking as an individual citizen spoke to Council.

EXECUTIVE SESSION: None

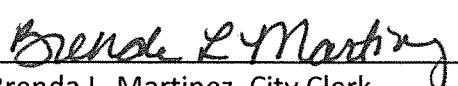
ADJOURNMENT:

Councilmember Mulvihill **moved** to adjourn the meeting; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0). The meeting ended at 8:43 p.m.

ATTEST:



Carol Benson, Mayor



Brenda L. Martinez, City Clerk