

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of November 18, 2021
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, Oglesbee, Wisnoski, Mulvihill (Zoom), de Leon, and O'Donnell

ABSENT: Councilmember Page (excused)

Staff present: Mona Davis, Community Development Director; Seth Boettcher, Public Works Director; Andrew Williamson; MDRT/Ec Dev Director; Rob Reed; IS Manager; Tristen Bennett, Mayene Miller; Finance Director; Brian Lynch, Sergeant; 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 Oglesbee. Motion **passed** with all voting in favor (6-0).

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS: None

CONSENT AGENDA:

Councilmember Oglesbee **moved** to adopt the Consent Agenda; **second** Councilmember Deady. Motion **passed** with all voting in favor (6-0). The Consent Agenda was approved as follows:

- 1) **Claim Checks** – November 18, 2021, Check No. 50675 through 50744 and EFTs in the amount of \$1,336,844.17
- 2) **Payroll** - October 2021, Check No. 20127 through 20134 and ACHs in the amount of \$409,449.31
- 3) **Minutes** –Special Meeting of October 28, 2021, and Special Meeting of November 4, 2021
- 4) **AB21-070** – Resolution Approving Contract Extension for Madrona Law Group

- 5) **AB21-071** – Resolution Regarding Contract with Long Bay Enterprise for Commercial Real Estate Services
- 6) **AB21-072** - Resolution Confirming and Approving Judicial Services Agreement with Judge Swain

PUBLIC COMMENTS:

Ed Brett, Black Diamond Eagles spoke to Council.

Kristen Bryant, Bellevue spoke to Council.

PUBLIC HEARINGS:

- 7) **AB21-073** – Proposed 2022 Preliminary Budget

Finance Director Miller presented to Council on this item.

Mayor Benson opened the public hearing at 7:14 p.m. No comments were heard, and Mayor Benson closed the public hearing at 7:14 p.m.

UNFINISHED BUSINESS: None

NEW BUSINESS:

- 8) **AB21-074** – Ordinance Regarding 2022 Property Tax Dollar Amount Increase and Percentage

Finance Director Miller briefed Council on this proposed ordinance.

Councilmember Wisnoski **moved** to adopt Ordinance No. 21-1166 approving the property tax dollar increase and percentage as calculated by King County for 2022; **second** Councilmember Deady. Motion **passed** with all voting in favor (6-0).

- 9) **AB21-075** – Ordinance Setting the Estimated Assessed Valuation and Maximum Property Tax Dollar Amount for 2022

Finance Director Miller reported to Council on this item.

Councilmember Oglesbee **moved** to adopt Ordinance No. 21-1167 setting the estimated assessed valuation and maximum property tax dollar amount for 2022 to be used for public safety, including, police, fire and emergency services; **second** Councilmember Wisnoski. Motion **passed** with all voting in favor (6-0).

- 10) **AB21-076** – Approving the City's 2022 Legislative Agenda

Councilmember Deady **moved** to adopt the City's 2022 Legislative Agenda; **second** Councilmember Wisnoski. Motion **passed** with all voting in favor (6-0)

11) AB21-077 – Resolution Authorizing Change Order to Pacific Civil & Infrastructure Contract to Add a 12-inch Watermain Installation on SR 169

Public Works Director Boettcher briefed Council on this.

There was Council discussion with the focus being on funding and the trees in the right of way.

Councilmember de Leon **moved** to approve Resolution No. 21-1452 authorizing the Mayor to approve a change order on the Springs Transmission Main construction contract with Pacific Civil and Infrastructure adding a 12-inch watermain installation on SR 169; **second** Councilmember O'Donnell. Motion **passed** with all voting in favor (6-0).

DEPARTMENT REPORTS:

Fire – Chief Smith announced that the call volume is 1.5 per day and is up by ½. He reminded everyone that fire station 98 is now staffed 24 hours a day.

MAYOR'S REPORT:

Mayor Benson presented Councilmember Wisnoski with a certificate of appreciation for his service to the City of Black Diamond. She reported attending the SCATBd meeting and the City will need to renew the agreement at the 12/2 meeting. She attended the Chamber Luncheon where there was a presentation on cyber security. She also attended a public meeting at the Bakery regarding rezoning property in King County.

COUNCIL REPORTS:

Councilmember Oglesbee noted being in favor of adding a city administrator to the 2022 budget. She is sending prayers and thoughts to Councilmember Page and her family and agrees with the request from the Eagles to the city for \$30,000 to become an emergency shelter. She wished Chris all the best and noted it being a pleasure to work with him.

Councilmember Deady discussed the request from the Black Diamond Eagles for funding from the City to become an emergency shelter for the city and expressed it being a win for everyone. She commented that the city will need to enter into a written contract with the Eagles before we can give this money to them. She noted it was suggested to do a budget amendment for this year and it will be ready to get to them once the contract is signed. There was consensus for Ms. Miller to bring forward this expense in the 2021 budget amendment.

Councilmember Wisnoski noted fully supporting giving the money to the Eagles for emergency preparedness. He noted this being his last meeting and said thank you for the opportunity and continued to read from his prepared statement.

Councilmember Mulvihill expressed how enjoyable it has been to serve with Councilmember Wisnoski on the Council and thanked him. She asked a question regarding the ARPA funds that were approved for the Black Diamond Community Center and if they are excluded from asking and using the funding for their needs such as rent and utilities. Councilmember Deady responded that the City does donate money to the them for the needs they have. She thanked Mayor and staff for attending the public meeting on the zoning issue and agrees with Ms. Wheeler that a City Administrator should be added to the budget. She commented on the therapeutic court serving the people and looking forward to how the court will bring this together for our residents and citizens.

Councilmember de Leon agrees with the importance of adding a city administrator to the budget. She touched on communicating with citizens on the rezone issue and needing to learn more as she has concerns with flooding and landslides. She attended her committee meetings and would like to be part of the meetings with the Eagles. She discussed the vaccine and flu shots. She thanked Mr. Smith for the snacks tonight and expressed her condolences to Councilmember Page.

Councilmember O'Donnell noted being in agreeance with the money allocated to the Eagles. He thanked everyone for their comments, both in person and in writing. He is also in support of adding a city administrator. He thanked Councilmember Wisnoski for his public service. He discussed how we can bring people together during public comment and the need for the back-and-forth dialogue. He asked how do we engage with the community more? He gave examples of types of ad hoc committees that could help with engaging the public and would like to talk about this more in an upcoming work session.

Councilmember Deady reported attending PIC, WRIA 9, SCATBd, and noted that Santa is coming at the Eagles. She discussed the manhole cover bubbling over on Railroad Avenue. She commented on it being nice to see a consensus on the Eagles and noted them being a huge support for all citizens. She thanked Chris for his service on the Council and noted him only showing the best for the citizens and looks forward to working with him off the dais. She expressed needing a City Administrator and believes they could help the city. She shared that the Museum is starting to decorate, and the city will be bringing out the wreaths on Railroad Avenue soon. She commented on Councilmember O'Donnell's question about how to bring the community together. She gave Councilmember Page all her best during this difficult time and noted her heart going out to her. She commented on the rezone meeting and not attending as it looked very crowded and was happy to hear that Mayor Benson and staff attended.

ATTORNEY REPORT:

PUBLIC COMMENTS:

Kristen Bryant, Bellevue spoke to Council.

Ed Brett, Black Diamond Eagles spoke to Council.

Kelley Sauskojus, Black Diamond spoke to Council.

EXECUTIVE SESSION: In accordance with RCW 42.30.110(1)(b) at 8:44 P.M. Mayor Benson recessed the meeting into an executive session in accordance with RCW42.30.110(1)(b). The executive session was anticipated to last approximately 30 minutes with no action to follow.

Councilmember Deady left the meeting during executive session at 8:55 p.m.

Mayor Benson called the meeting back to order at 9:20 p.m.

ADJOURNMENT:

Councilmember Wisnoski **moved** to adjourn the meeting; **second** Councilmember O'Donnell. Motion **passed** with all voting in favor (5-0). The meeting ended at 9:20 p.m.

ATTEST:



Carol Benson, Mayor



Brenda L. Martinez, City Clerk