

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of December 1, 2022
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, Smith, Mulvihill, de Leon, O'Donnell, Page

ABSENT: None

Staff present: Mayene Miller, Finance Director; Mona Davis, Community Development Director; Scott Hanis, Public Works Director; Ryan Sweet, Capital Projects/Program Manager; Andrew Williamson, MDRT/Ec Dev Director; Jamey Kiblinger, Police Chief; David Linehan, City Attorney; Rob Reed, IS Manager; Jake Kapsandy, IT Department; and Brenda L. Martinez, City Clerk/HR Manager.

READING OF GUIDING PRINCIPLES

AGENDA REVIEW AND APPROVAL:

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

PUBLIC COMMENTS:

Brock Deady, Black Diamond spoke to Council.

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

- 1) AB22-102 – Re-Appointment of Janie Edelman to the Civil Service Commission Position #1**

Mayor Benson led the discussion on this item.

Councilmember Deady **moved** to confirm the Mayor's re-appointment of Janie Edelman to Position #1 of the Black Diamond Civil Service Commission, term ending on December 31, 2028; **second** Councilmember O'Donnell. Motion **passed** (6-1 – de Leon).

- 2) AB22-103 – Re-Appointment of Kelley Sauskojus to the Black Diamond Planning Commission Position #1**

Mayor Benson briefed Council on this agenda item.

Councilmember Page **moved** to confirm the Mayor's re-appointment of Kelley Sauskojus to Position #1 of the Black Diamond Planning Commission, term ending on December 31, 2026; **second** Councilmember de Leon. Motion **passed** with all voting in favor (7-0).

CONSENT AGENDA:

Councilmember Smith **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:

- 3) **Claim Checks** - December 1, 2022, Check No. 52269 through 52307 in the amount of \$189,610.90
- 4) **Minutes** - Special Meeting of November 3, 2022, Council Meeting of November 3, 2022, and Work Session of November 10, 2022
- 5) **AB22-104** - Resolution Authorizing the Mayor to Accept the 2022 Black Diamond/Ravensdale Road Overlay Project by Lakeridge Paving Co. as Complete According to the Contract Documents -
- 6) **AB22-105** - Resolution Accepting the Black Diamond Fire Station Roof Replacement Project as Complete by Zeke's Roofing Inc. According to the Contract
- 7) **AB22-106** - Resolution Accepting Reimbursement to the City for Costs Associated with the State v. Blake Decision and Authorizing Judge Swain to Execute Agreement No. 1AA23698 with the Washington State Administrative Office of the Courts -
- 8) **AB22-107** – Resolution Approving the Execution and Filing of the Interagency Agreement Form as Required by the Washington State Department of Commerce
- 9) **AB22-108** - Resolution to Adjust the City's Adopted Fire Impact Fees to Reflect the Cumulative Increase in the Construction Cost Index
- 10) **AB22-109** - Ordinance Amending the Capital Facilities Element of the City's 2015-2035 Comprehensive Plan to Incorporate Updated School District Capital Facilities Plans
- 11) **AB22-110** - Resolution Adopting a Revised School Impact Fee Schedule

PUBLIC HEARINGS:

- 12) **AB22-111** - Public Hearing on 2023 Preliminary Budget

Finance Director Miller reported on this item.

Mayor Benson opened the public hearing at 7:06 p.m.

Kristen Bryant, Bellevue thanked Council for having this meeting on zoom. She noted Council hearing comments from herself and her dad encouraging them to be careful in

spending money as there are increases in funding from one-time sources that won't be around and there are competing needs. She stated that it looks like some things can be trimmed to hold things for environmental benefits and gave the example of improving salmon passage in the city. She discussed her dad's comment on the parking lot project, and she commented on how much money is going to the water system comprehensive plan and noted it appears the money is not being well spent. She hopes Council will take the opportunity to take the public comments into consideration before adopting and will hold off and wait until the next meeting to adopt.

Mayor Benson closed the public hearing at 7:09 p.m.

UNFINISHED BUSINESS:

13) AB22-112 – Ordinance Re-establishing a Non-exclusive, Ten-Year Franchise with Covington Water District to Provide Water Service within the District's Water Service Area within the City Limits

Public Works Director Hanis reported on this item.

Councilmember Deady **moved** to adopt Ordinance No. 22-1187 re-establishing a non-exclusive, ten-year franchise with Covington Water District to provide water service within the District's Water Service Area within the City Limits; **second** Councilmember Smith. Motion **passed** with all voting in favor (7-0)

NEW BUSINESS:

14) AB22-113 – Ordinance Amending the 2022 Budget

Finance Director Miller spoke on this item.

Councilmember de Leon **moved** to approve Ordinance No. 22-1188, adopting the 2022 budget amendment; **second** Councilmember Smith. Motion **passed** with all voting in favor (7-0).

15) AB22-114 – Ordinance Adopting the 2023 Budget

Finance Director Miller briefed Council on this item.

Councilmember Deady **moved** to approve Ordinance No. 22-1189, adopting the 2023 Budget; **second** Councilmember Smith.

There was Council discussion.

VOTE: Motion **passed** (6-1 – O'Donnell).

16) AB22-115 – Resolution Amending the City Fee Schedule and New Utility Rate Schedule

Community Development Director Davis reported on this item.

Councilmember Smith **moved** to approve Resolution No. 22-1528, as amended, amending the City's Fee Schedule and to include the new 2023 utility rate schedule and to include a late cancellation fee of 50% within 24 hours.; **second** Councilmember de Leon. Motion **passed** with all voting in favor (7-0).

DEPARTMENT REPORTS:

Fire – Chief Smith noted that the aid car is in the shop for repairs due to an accident. He noted advising the Council and Board of his intent to retire next year in March. He shared that next Saturday from 4-7 at Station 92 is an open house and encouraged citizens to come and bring canned food and unwrapped goods for the Community Center.

Police – Commander Martinez discussed with Council staffing and shared who the new hires are and noted they will be fully staffed soon. He discussed staffing on Halloween night and the scheduling. He discussed community outreach events. He shared there being an upturn in crime in communities and reported on the radar stats in our community. He discussed cases that are in progress and touched on their training classes. He gave an update on the marine boat and registering new officers for classes, he then touched on grants they applied for and discussed the active shooting training they did at the school.

Public Works – Director Hanis discussed new staffing requests and they are holding off of these. He talked about grants and introduced Ryan Sweet and noted one of the key duties of his position is grant writing and administration and noted him being a great asset to the department and city.

Community Development – Director Davis noted that being in a small city staff works really well together and with the support of the Mayor and Council it makes staff's jobs easier. She announced that next Thursday is a joint meeting with the Planning Commission to discuss the city's sign code.

MAYOR'S REPORT: None

COUNCIL REPORTS:

Councilmember Douglass thanked Ms. Martinez and Ms. Miller for taking time this week to help him get acclimated.

Councilmember Smith noted working with Ms. Miller to get the budget document reviewed and noted an issue has been brought to him about crosswalks and speeding and announced there is a mobile radar unit and that will be placed on Willow Street in Ten Trails.

Councilmember Mulvihill shared that the Black Diamond Kind Campaign is chugging along and shared this week's post about calling the school to pay down a lunch debt plus \$10. She encouraged everyone to share the Black Diamond Is Kind Facebook page. She reported working on the baffle boards to place the Council's guiding principles on in the Council Chambers.

Councilmember de Leon extended a thank you to the Public Works crew on this snow event. She noted tomorrow she will be attending the Enumclaw Youth Empowered meeting, and noted they are always looking for more folks to get involved. She reported attending the SCA Regional Law, Safety, and Justice meeting, the Public Safety Committee meeting and wished everyone a safe holiday season.

Councilmember O'Donnell noted as an owner of a project management company he works with municipalities advising them on how to build and improve on their capital program. He asked that in the next quarter we look at our program, so that we are positioned well into the future. He added the missing part is the funding. He talked about funding available by two Senators and the need to do a big ask, and to also look at historic preservation, and named other grant programs to look at. He hopes that we can all work together and do the hard work and invest in our future.

Councilmember Page welcomed Councilmember Douglass and reported attending her Public Safety Committee meeting and shared items that were discussed. She noted looking forward to next week's joint meeting on the sign code and reminded the community the Police Department and Fire Department are hosting a Stop the Bleed event and shared that there are ten (10) seats still available. She announced that the annual Hometown Christmas is on December 10 from 10-3.

Councilmember Deady reported attending the SCA Networking dinner and shared that Christmas tree lighting at the Museum and Ten Trails our on December 10th. She announced that gift tags are available and shared the businesses who have the tags for citizens to pick up and return the gifts to the community center. She commented on an agenda item tonight and talked about the State v. Blake decision and hopes the Judge will send something out to Council on this. She thanked the Council for the opportunity to be the Mayor Pro-Tem this past year and has enjoyed stepping in for the Mayor when needed and noted being interested in continuing in this roll next year should Council want her to.

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Craig Kjos Black Diamond Eagles representative spoke to Council.

Kristen Bryant, Bellevue spoke to Council.

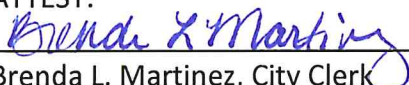
EXECUTIVE SESSION: None

ADJOURNMENT

Councilmember Smith **moved** to adjourn the meeting; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0). The meeting ended at 9:09 p.m.



Carol Benson, Mayor

ATTEST:


Brenda L. Martinez, City Clerk