

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of April 6, 2023
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, Mulvihill, de Leon, Jones (Zoom), Page

ABSENT: Councilmember Smith (excused)

Staff present: Mona Davis, Community Development Director; Scott Hanis, Public Works Director; Andrew Williamson, MDRT/Ec Dev Director; Rob Reed, IS Manager; Jamey Kiblinger, Police Chief; David Linehan, City Attorney; Jake Kapsandy, IT Department; and 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 (6-0).

PUBLIC COMMENTS:

Kristen Bryant, Bellevue spoke to Council.

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS: None

CONSENT AGENDA:

Councilmember de Leon pulled item #3 AB23-015 from the consent agenda and moved to new business.

Councilmember de Leon **moved** to approve the amended Consent Agenda; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (6-0). The Consent Agenda was approved as follows:

- 1) **Claim Checks** – April 6, 2023, Check No. 52756 through Check No.52821 (voids 52654, 52594) in the amount of \$857,919.04

- 2) **Minutes** – Work Session of March 9, 2023, Town Hall of March 9, 2023, and Council Meeting of March 16, 2023

PUBLIC HEARINGS: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

- 4) **AB23-016** – Resolution Authorizing Amendment #3 to the Professional Services Agreement with RH2 Engineering Regarding the Water System Plan

Public Works Director Hanis reported on this agenda item.

Councilmember Deady **moved** to adopt Resolution No. 23-1539 authorizing the Mayor to execute Amendment #3 to the Water System Plan Update contract with RH2 Engineering, Inc.; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (6-0).

- 5) **AB23-017** – Resolution Approving the Public Participation Plan Addendum for the Comprehensive Plan Update

Community Development Director briefed Council on this.

There was Council discussion.

Councilmember de Leon **moved** to adopt Resolution No. 23-1540 adopting the Public Participation Plan Addendum for the Comprehensive Plan Update; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (6-0).

- 3) **AB23-015** – Resolution Amending Professional Services Agreement with RH2 Engineering for SR 169 Northern Watermain Improvements Project

Public Works Director Hanis discussed this item.

There was discussion.

Councilmember de Leon **moved** to adopt Resolution No. 23-1538 authorizing the Mayor to execute an amended contract with RH2 Engineering, Inc., to add an additional \$18,840 for services during construction; **second** Councilmember Deady. Motion **passed** with all voting in favor (6-0).

DEPARTMENT REPORTS:

Fire – Chief Judkins thanked everyone for their support and in attending Chief Smith's celebration of life. She noted one of her goals is to improve communication and would like to invite either the Mayor or Councilmember to be an advisory role on their Board. More information will be forthcoming. She touched on the Deputy Fire Chief position and noted an internal applicant coming forward and their board appointing him (Dustin Trout) as Deputy Chief. She also gave an update on our damaged aid car.

Police – Chief Kiblinger touched on the need for Marine volunteers and how helpful they can be. She thanked those who attended Anna’s graduation and noted she took #1 overall in her class and academically too. She reported the new boat is on time for delivery. She also talked about the Navigator Recovery Program and their response time being great.

MAYOR’S REPORT:

Mayor Benson reported attending SCATBd, Strong Mayor’s meeting, Anna’s graduation, Flood Control District meeting, SCA Networking dinner, Comp Plan Kick Off meeting, Chief Smith’s memorial, and a presentation at the museum given by Bill Kombol.

COUNCIL REPORTS:

Councilmember Deady congratulated Dustin Trout on his new position. She reported attending the comp plan open house, Celebration of Life for Chief Smith, Anna’s police academy graduation, SCA Networking dinner. She talked about getting a meeting on Council rules scheduled and this will most likely happen in June and be a special meeting prior to a council meeting. She noted getting an email from the Eagles Trustee and their need for more money and trying to get other ideas for helping. She shared that OakPointe will be giving \$10,000 to the Eagles for this and they are looking at doing another fundraiser. She discussed the timeframe for getting the equipment and they would like to city to put down the holding costs. She thanked OakPointe for their donation as another emergency shelter is needed.

Councilmember Douglass welcomed Councilmember Jones to his first meeting. He reported attending the Public Works Committee meeting and shared what was discussed. He noted sitting down with Chief Kiblinger to learn about the history of the Black Diamond Police Department and how fortunate we are to have our own police department.

Councilmember Mulvihill welcomed Nate and congratulated Dustin on his new appointment. She reported attending Chief Smith’s Celebration of Life and was amazed by the event. She did get the Council’s guiding principles up in the Council Chambers and touched on the Kind campaign and the signs she has ordered.

Councilmember de Leon flagged for residents the special levy coming up in April and Prop 1. She met with our Facilitator regarding the retreat. She attended the first part of the Comp Plan Kick Off meeting, the Enumclaw Youth Empowered meeting, her committee meetings, and flagged again how we as a city approach harassment and be proactive on this. She noted the city having an interim finance director and was able to attend the SCA Networking dinner. She also attended the Celebration of Life for Chief Smith.

Councilmember Jones reported attending the Public Works Committee meeting and attended in person the Finance Committee meeting. He was able to attend the Comp Plan Kick off meeting and was very pleased with the turnout. He met folks from the Black Diamond/Maple Valley Chamber of Commerce and encouraged business folks to reach out to them. He announced that one of the community clubs has an egg hunt scheduled for Saturday, April 8 at the Lake Sawyer Boat Launch Park at 10 am. and it’s free.

Councilmember Page welcomed Councilmember Jones. She thanked Councilmember Douglass for standing in for her while on vacation in a committee meeting. She also attended Chief Smith's memorial, a meeting with the Black Diamond business coalition, and thanked businesses for completing the business survey. She noted Ten Trails is doing an Easter celebration on the 8th from noon to 3 p.m. She shared that another presentation at the museum will take place on April 20 about where Black Diamond began. She announced that on April 25 a meeting to bring together community organizations is being put together to host a volunteer open house from 6 p.m. - 7:30 p.m. at the Elementary School gymnasium. She thanked Councilmember Mulvihill for her signs and touched on therapeutic court and what was discussed during their Public Safety meeting.

ATTORNEY REPORT:

Attorney Linehan welcomed Councilmember Jones and encouraged him to reach out to him to discuss issues in the city.

PUBLIC COMMENTS:

Brock Deady, Black Diamond spoke to Council and gave an update on the Community Gym.

EXECUTIVE SESSION: To Discuss Real Estate Acquisition Strategy Pursuant to RCW 42.30.110(1)(b) and Potential Litigation Pursuant to RCW 42.30.110(1)(i). Possible action may follow the executive session.

At 8:21 p.m. Mayor Benson announced that the Council would be going into executive session with legal counsel to discuss real estate acquisition strategy pursuant to RCW 42.30.110(1)(b) and potential litigation pursuant to RCW 42.30.110(1)(i). The executive session was anticipated to last 20 minutes with possible action to follow.

At 8:41 p.m. a five-minute extension was announced.

At 8:46 p.m. Mayor Benson called the meeting back to order.

Councilmember de Leon **moved** to approve the Letter of Intent with OakPointe for the City Hall as presented; **second** Councilmember Page. Motion **passed** with all voting in favor (6-0).

ADJOURNMENT

Councilmember Deady **moved** to adjourn the meeting; **second** Councilmember Page. Motion **passed** with all voting in favor (6-0). The meeting ended at 8:47 p.m.

ATTEST:



Carol Benson, Mayor


Brenda L. Martinez, City Clerk