

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of January 04, 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 (Zoom), Smith, Mulvihill, de Leon, Jones, Page

ABSENT:

Staff present: Scott Hanis, Public Works Director; Mona Davis, Community Development Director; Jamey Kiblinger, Police Chief, Andrew Williamson, MDRT/Ec Dev Director; Jake Kapsandy, IT Staff; Brenda L. Martinez, City Clerk/HR Manager.

Oath of Offices

Mayor Benson administered the oath of office to the re-elected Councilmembers.

READING OF GUIDING PRINCIPLES

AGENDA REVIEW AND APPROVAL:

Mayor Benson announced that she will be adding an executive session to the agenda for potential litigation RCW42.30.110(1)(i) for approximately 30 minutes with no action to follow. Councilmember de Leon **moved** to approve the agenda as amended; **second** Councilmember Smith. Motion **passed** with all voting in favor (7-0).

PUBLIC COMMENTS:

Dan Dal Santo, Black Diamond spoke to Council.

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

1) AB24-001 – Selection of Mayor Pro-Tempore

Councilmember Page **moved** to appoint Councilmember Deady as Mayor Pro Tempore; **second** Councilmember Smith. Motion **passed** with all voting in favor (7-0).

CONSENT AGENDA:

Councilmember de Leon **moved** to approve 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** - January 4, 2024, Check No. 53710 through Check No. 53936 (voids 53653, 53655, 53700, 53720, 53773, 53776-53822, 53866) and EFTs in the amount of \$1,513,580.47.
- 3) **Payroll** - November 2023, Check No. 20356 through Check No. 20364 and ACHs in the amount of \$547,143.77.
- 4) **Minutes** - Special Meeting Minutes of December 4, 2023 (Closed Session) and Special Meeting Minutes of December 4, 2023.
- 5) **AB24-002** - Resolution for Grant Agreement with DOE for 2023-2025 Stormwater Capacity Grant
- 6) **AB24-003** - Resolution Amending the City Fee Schedule
- 7) **AB24-004** - Resolution Authorizing Precision Concrete Cutting to Perform Sidewalk Maintenance in the Morgan Creek Neighborhood to Remove Trip Hazards
- 8) **AB24-005**- Resolution Accepting the Roberts Drive Shoulder Improvements Project

PUBLIC HEARINGS:

UNFINISHED BUSINESS:

NEW BUSINESS:

- 9) **AB24-006** – Ordinance Amending BDMC Section 1.20.010 Regarding the Official City Newspaper

Mayor Benson reported to Council on this item and there was Council discussion.

Councilmember Mulvihill **moved** to approve Ordinance No. 24-1200 amending Black Diamond Municipal Code Section 1.20.010 to designate the Seattle Times as the City's official newspaper; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

- 10) **AB24-007** – Resolution Regarding Public Defender Contract with Valley Defenders, PLLC

Mayor Benson addressed this item with Council and there was Council discussion.

Councilmember Deady **moved** to approve Resolution No. 24-1597, authorizing the Mayor to execute a contract with Valley Defenders, PLLP for Public Defense Services; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (7-0).

- 11) **AB24-008** – Ordinance Amending BDMC Sections 13.04.085 and 13.04.095 Regarding Cross Connection Control Program

Public Works Director Hanis discussed this item.

Councilmember Deady **moved** to approve Ordinance 24-1201, establishing the authority to adopting new cross connection control program restrictions and amending Black Diamond Municipal Code Sections 13.04.085 and 13.04.095; providing for severability; and establishing an effective date; **second** Councilmember de Leon. Motion **passed** with all voting in favor (7-0).

DEPARTMENT REPORTS:

IT – Jake Kapsandy discussed the cellular outage the city experienced over the holidays, and how it took over a week to get fixed. He shared that the city did receive one emergency vehicle that provided about a mile radius of connectivity range. He reported that this issue is now resolved, and that staff is looking into a plan moving forward.

MAYOR'S REPORT:

Mayor Benson reported on the staff appreciation party and shared that she gave the opening speech for Hometown Christmas. She met with Alyssa Saas, the new Chamber Executive and served the Christmas lunch to the seniors at the Community Center.

COUNCIL REPORTS:

Councilmember Deady reported PIC starts meeting on February 14th from 7-9 p.m. and they want to know who wants to be the PIC representative and who wants to be the alternate. She shared that the city received an excellent audit again for sixteenth time. She announced that a new three-way stop sign was installed at Baker and Railroad and thanked Public Works for getting this completed. She thanked Councilmembers for their confidence in her and being selected as Mayor Pro-Tem and wished everyone a happy new year.

Councilmember Douglas – no report.

Councilmember Smith – no report.

Councilmember Mulvihill reported attending the Hometown Christmas and the Community Center Christmas party for the seniors. She volunteered to pass out toys for Share the Joy and announced her first EMAC meeting is next week.

Councilmember de Leon reported she is looking forward to balancing efficiency with thoroughness. She was able to attend a few holiday events, one in the city and the other in Maple Valley as well as attending the Public Safety Committee meeting and Fire Commission meetings. She reported that Congressman Kim Schrier came out and visited our Fire Station.

Councilmember Jones brought to the attention of the Council the concerns of some citizens with the dock for the police boat at Lake Sawyer and they want to be more aware

of the plan. He shared that they are also concerned about the boat launch issues and when it will be repaired. He thanked the Police Department for getting the speed reports out on social media and spent time in other cities at skateparks and talked about having a competition with other cities when our skatepark opens.

Councilmember Page thanked everyone who re-elected the Councilmembers. She feels honored to be invited into conversations at Mountain View and the Fire Commission. She was able to attend the retirement of commissioners and reconnect with her contact at the Historical Society and discuss the land acknowledgement that's on the Council Action Plan.

ATTORNEY REPORT: None

PUBLIC COMMENTS: None

EXECUTIVE SESSION:

Mayor Benson recessed the meeting at 8:30 p.m. into executive session to discuss to with legal counsel potential litigation in accordance with RCW 42.30.110(1)(i). The executive session was anticipated to last approximately 30 minutes with no action to follow.

At 9:00 p.m. a ten-minute extension was announced.

At 9:10 p.m. a two-minute extension was announced.

The meeting was called back to order at 9:12 p.m.

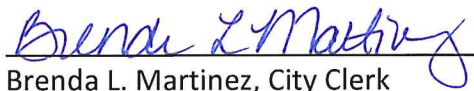
ADJOURNMENT:

Councilmember Deady **moved** to adjourn the meeting; **second** Councilmember Smith Motion **passed** with all voting in favor (7-0). The meeting ended at 9:13 p.m.

ATTEST:



Carol Benson, Mayor



Brenda L. Martinez, City Clerk