BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of February 15, 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, Smith, Mulvihill, de Leon, Jones, Page

ABSENT: None

Staff present: Andrew Williamson, MDRT/Ec Development Director; Xavier Mason, Finance Director; Jamey Kiblinger, Police Chief, Mona Davis, Community Development Director, Scott Hanis, Public Works Director; Rob Reed, IS Manager; David Linehan, City Attorney; Brenda L. Martinez, City Clerk/HR Manager.

READING OF GUIDING PRINCIPLES

AGENDA REVIEW AND APPROVAL:

Mayor asked to add committee assignments to the agenda and to also move the swearing in to the beginning of the meeting.

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

Swearing In of New Police Sergeant

Chief Kiblinger introduced Chase Goddard who was promoted to Sergeant and Mayor Benson administered the oath of office.

Action: Councilmember Douglass **moved** to amend the agenda to add an executive session at the end of public comment.; **second** Councilmember de Leon. Motion **passed** with all voting in favor Passed 7-0

PUBLIC COMMENTS:

Tripp Hart, outside the City of Enumclaw spoke to Council.

Nancy Merrill, Enumclaw spoke to Council.

EXECUTIVE SESSION

At 7:20 p.m. Mayor Benson announced that Council would be going into executive session pursuant to RCW 42.30.110(1)(i) to discuss with legal counsel potential litigation. It was anticipated to last approximately 10 minutes with possible action to follow. The recording was stopped and Councilmembers exited to another room for this session.

At 7:30 p.m. Mayor Benson called the meeting back to order.

Councilmember Deady **moved** to adopt Ordinance No. 24-1205 adopting a one-year moratorium on the acceptance, processing, and/or approval of applications for building and land development permits and related land use decision for battery energy storage facilities to be located within the city of black diamond, declaring an emergency, providing for severability, and providing that the moratorium will take effect immediately upon passage; **second** de Leon. Motion **passed** with all voting in favor (7-0).

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Council Standing Committees

Mayor Benson read the list of committee assignments. There was discussion on revising the list to add Councilmember Smith to the Public Works Committee and take off Councilmember Jones.

Councilmember de Leon **moved** to adopt the revised list; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

CONSENT AGENDA:

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

1) **Claim Checks** – February 15, 2024, Check No. 54056 through Check No. 54117 (voids 52691, 52692, 53970) and EFTs in the amount of $551,595.64

2) **Payroll –** January 2024 – Check No. 20377 through Check No. 20384 and ACHs in the amount of $575,700.72

3) **Minutes –** Council Meeting of February 1, 2024

PUBLIC HEARINGS: None

UNFINISHED BUSINESS:

NEW BUSINESS:

4) AB24-019 – Resolution Regarding Professional Services Agreement with RH2 Engineering

Public Works Director Hanis reported on this item.

Councilmember de Leon **moved** to approve Resolution No. 24-1605 authorizing the Mayor to execute a professional service agreement with RH2 Engineering, Inc. to provide the City with on-call engineering services; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (7-0).

5) AB24-020 – Resolution Awarding Bid and Authorizing Mayor to Execute a Contract with Zeke's Roofing for the Gym Roof Replacement Project.

Public Works Director Hanis briefed the Council on this agenda item.

Councilmember Deady **moved** to adopt Resolution No. 24-1606 authorizing the Mayor to execute a $32,610.00 contract with Zeke's Roofing for the Gym Roof Replacement Project and a $3,000 contingency fund; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (7-0).

DEPARTMENT REPORTS:

Fire – Chief Judkins noted that she sent in her report today and asked if there were any questions. She responded to councilmember Page and discussed the swatting calls and how they are a drain on resources since they are usually a false alarm and reoccurring.

MDRT – Director Williamson noted the year-end report from his department will come forward at the first meeting in March. He reported that the first phase (vault placement) at the roundabout has been completed and the next step is to move the gas mains. He also shared that two power poles were moved up off the hill to make more room. He announced that starting February 26th night work will start (8 p.m. – 5 a.m.) and message boards will be used to alert drivers for the next 4 weeks. He discussed traffic control and how that will work. He also touched on site plan reviews for the commercial area and the building of the fire station starts Monday and Jody Miller is the contractor.

MAYOR'S REPORT: No report.

COUNCIL REPORTS:

Councilmember Smith asked if Council wanted to raise hands on who wants to go where. Tamie, Debbie – gravel. Focus group de Leon, Commissioners meeting is at 1 p.m., Douglas going to sleep event.

Councilmember Mulvihill shared that a report on her EMAC Committee will come forward at the next meeting.

Councilmember de Leon reported attending Youth and Empower meeting and will be forwarding information on guiding good choices regarding substance abuse and good choices. She also thanked everyone for the good conversation and all they did to put on the retreat on Saturday. She noted that there is a Town Hall meeting this Saturday, the 17th from 11-12. She reported attending the Enumclaw School District meeting and the WRIA 9 meeting and said it was very informative.

Councilmember Jones reported on the meeting he and Councilmember Mulvihill had with Kevin Esping at the Emergency Operation Center and the need for volunteers in advance should a disaster occur. He stated that we need to update the City's Emergency Preparedness Plan. Tahoma School Board is working through their issues and their next steps. They also selected their preferred candidate for superintendent. He states he has information on the local utility companies, which are now promoting journeymen apprenticeships that will be paid with benefits. Lastly, February is heart month.

Councilmember Page shared hosting a volunteer night last year and plans on doing so next April and will make sure there is a presence for volunteers for Emergency Management. She brought up an email standardizing the public comment portion of the meeting. She would like to have this as a standard and explained that it isn't a two-way conversation, and she would like to have a sign in sheet as well. She discussed there being a loose consensus to have a small work group and asked the Mayor Pro-Tem to meet with the mayor to see if this can happen. She stated that it was Picture Day and a picture will be taken at end of meeting.

Councilmember Deady reported attending the Senior Center Valentine luncheon, WRIA 9 meeting, and shared that a meeting is coming up with the Fire Department.

Councilmember Douglass thanked the City Clerk for the nourishment today as it was an early start for the meetings today.

ATTORNEY REPORT: None
PUBLIC COMMENTS: None
EXECUTIVE SESSION: None

ADJOURNMENT:

Councilmember Deady **moved** to adjourn the meeting; **second** Councilmember Jones. Motion **passed** with all voting in favor (7-0). The meeting ended at 8:18 p.m.

ATTEST:

Carol Benson

Carol Benson, Mayor

Brenda L. Martinez

Brenda L. Martinez, City Clerk