

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of October 3, 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 7:02 p.m. and led us all in the Flag Salute.

ROLL CALL:

PRESENT: Councilmembers Deady, Douglass, Mulvihill, de Leon, Jones, Page

ABSENT: Councilmember Peterson (excused)

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

READING OF GUIDING PRINCIPLES

AGENDA REVIEW AND APPROVAL:

Councilmember Deady added a discussion under old business regarding Oakpointe's proposal on recreational facilities.

Councilmember de Leon **moved** to approve the agenda as amended; **second** Councilmember Page. Motion **passed** with all voting in favor (6-0).

COMMITTEE REPORTS:

1) Public Safety

Councilmember Jones reported on this item

DEPARTMENT REPORTS: None

PUBLIC COMMENTS: None

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

2) Presentation – State of the County

King County Councilmember Dunn shared with Council a PowerPoint presentation regarding the State of the County.

CONSENT AGENDA:

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

- 3) **Claim Checks** – October 3, 2024, Check No. 55066 through Check No. 55120 (void 52365) in the amount of \$240,789.01.
- 4) **Minutes** – Work Session Meeting of September 12, 2024, Special Meeting of September 19, 2024, and Council Meeting of September 19, 2024.
- 5) **AB24-066** – Resolution Accepting an ILA with Covington Water District for Relocation of District Water Utilities as part of the Covington Creek Bridge Project
- 6) **AB24-067** – Resolution to Award a Contract of Asphalt Patch Systems for 2024 Citywide Pothole and Road Repair

PUBLIC HEARINGS:

- 7) **AB24-068** – Regarding the City's Sewer System Plan

Public Works Director Hanis reported on this item.

Mayor Benson opened the public hearing at 8:08 p.m. There were no public comments, and Mayor Benson closed the public hearing at 8:09 p.m.

Councilmember Mulvihill **moved** to approve Ordinance No. 24-1210, adopting the December 2012 General Sewer System Plan as amended with Addendum 1 dated September 2024, which will remain in effect until the 2024 General Sewer Plan is approved by King County, and amending Section 13.16.010 of the Black Diamond Municipal Code; **second** Councilmember Deady. Motion **passed** with all voting in favor (6-0).

UNFINISHED BUSINESS:

- 8) **AB24-069** – Resolution to Approve a Task Order from Parametrix for the Skatepark

Public Works Director Hanis spoke on this item

Councilmember Page **moved** to approve Resolution No. 24-1642 authorizing the mayor to execute an on-call task request with Parametrix Engineering for inspections of the Black Diamond Skatepark Project; **second** Councilmember de Leon. Motion **passed** with all voting in favor (6-0).

9) Discussion Only – Review Draft Cannabis Regulations ahead of Holding a Public Hearing at the November 7, 2024 meeting.

Community Development Director Davis led the discussion on this item. She referred to the highlighted section in the ordinance that she needs direction on and is hoping to get a consensus on buffers in the draft code. There was council consensus to put 100 ft buffer in the ordinance for the public hearing.

10) Discussion - Recommendation Regarding Oakpointe's Recreational Facility Proposal

Councilmember Deady led the discussion on this item. She noted the committee meeting with staff and the city attorney to examine the sports field locations and a thorough pros and cons analysis was conducted comparing the Regional Park and Oakpointe development sites. She shared that it is the Committee's recommendation that Oakpointe adhere to the MPD Development Agreement and situate the sports facilities within the MPD, as previously designated.

Following a lengthy discussion between the Councilmembers, it was suggested to have a work session on October 10 to continue the discussion with Oakpointe in attendance.

At 9:13 p.m. Councilmember Mulvihill left the meeting and returned at 9:15 p.m.

NEW BUSINESS: None

MAYOR'S REPORT:

Mayor Benson reported bringing forward a recommendation on the Levy Lid Lift and at the management meeting it was discussed that 2 or 2.5 is the recommendation based on where we are today and what the public would accept.

COUNCIL REPORTS:

Councilmember de Leon reported attending a focus committee meeting and is concerned about the direction of the city and thanked Director Davis for her time at the city and is concerned there is no contingency plan. (Councilmember de Leon left the meeting at 9:33 p.m.)

Councilmember Jones no report.

Councilmember Page commented on crafting a statement that she shared at the public safety meeting regarding the fire station on Lawson Hill. She noted sharing the statement with the Mayor and Chief Judkins and both thought it was a good statement. She asked her colleagues to look to see if there are other things that need to be included so we can get it out to the public and it be very visible.

Councilmember Deady reported attending all her meetings. She also attended an event with King County Councilmember Dunn at the skatepark. She thanked Director Davis for her time here at the city.

Councilmember Douglass expressed that Director Davis will be missed and appreciated her dedication to the city. He shared that he finds no council meeting more tedious than one where all Councilmembers agree. He stated that personally he likes the disagreement and thinks it's essential to have debate and disagreement to find out what's best for city, our community and really appreciated tonight's meeting.

Councilmember Mulvihill reported that this month's EMAC meeting is an all-day meeting, and she will not be in attendance. She reported attending all her committee meetings and shared that she will miss Director Davis. She announced that she has an available seat at her table for Community Center auction.

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Brock Deady, Black Diamond spoke to Council.

Dan Dal Santo, Black Diamond spoke to Council.

EXECUTIVE SESSION: RCW 42.30.110(1)(b) – Potential Property Acquisition

At 9:43 p.m. Mayor Benson announced that the City Council would be going into executive session pursuant to RCW 42.30.110(1)(b). It was anticipated the executive session would last approximately 15 minutes, with potential action to follow. Councilmember exited the Chambers to the patrol room and the executive session started at 9:44 p.m.

At 9:59 p.m. a ten-minute extension to the executive session was announced.

At 10:09 p.m. Mayor Benson called the meeting back to order.

ADJOURNMENT:

Councilmember Page **moved** to adjourn the meeting; **second** Councilmember Deady. Motion **passed** with all voting in favor (5-0). The meeting ended at 10:10 p.m.



Carol Benson, Mayor

ATTEST:



Brenda L. Martinez, City Clerk
