

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of November 21, 2019
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, Oglesbee, Edelman, Stout, Wisnoski, Nelson, and Paige.

ABSENT: None

Staff present: Andrew Williamson, MDRT/Ec Dev Director; Chief Smith; Kevin Esping, Facilities Coordinator, Seth Boettcher, Public Works Director; May Miller, Finance Director; David Linehan, City Attorney, and Brenda L. Martinez, City Clerk/HR.

AGENDA REVIEW AND APPROVAL:

Councilmember Deady **moved** to approve the agenda with the addition of an executive session at the end of the meeting; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (7-0).

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Presentation - Mayor Benson presented Councilmember Wisnoski a Certificate of Appreciation for his service on the City Council.

CONSENT AGENDA:

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

- 1) **Claim Checks** –November 21, 2019 Check No. 48162 through 48220 and EFTs in the amount of \$508,172.52
- 2) **Payroll** – October 2019 – Check No. 19880 through No. 19890 and ACHS in the amount of \$364,567.52
- 3) **Minutes** –Special Meeting of November 7, 2019, Council Meeting of November 7, 2019
- 4) **AB19-057** – Resolution No. 19-1324 Accepting 2019 Lawson Street Patching Project

5) AB19-058 – Resolution No. 19-1325 Accepting East Ginder Creek Cottonwood Removal Project

PUBLIC COMMENTS:

Philip Acosta, Black Diamond spoke to Council.

Gary Davis, Black Diamond spoke to Council.

PUBLIC HEARINGS:

6) AB19-059 – Ordinance Regarding Utility Rate Structure

Public Works Director Boettcher spoke to Council on this item and discussed the changes being proposed.

Mayor Benson opened the public hearing at 7:11 p.m.

Jake Bond, representing Cedarbrook Mobile Home Park commented on appreciating the City's consideration of these changes and spoke on the lifeline accounts. He noted Cedarbrook priding itself on being an affordable option and would like to have some flexibility on the program and hopes the program is expanded. He also commented on the efficiency of manufactured homes and discussed their average consumption per household per day. He noted the new tiered structure will certainly help the cost savings and offset the additional sewer fee residents in the park will be paying.

Mayor Benson closed the public hearing at 7:14 p.m.

7) AB19-060 – 2020 Preliminary Budget

Finance Director Miller briefed Council on this item with the focus being on the process that has taken place so far and the budget being in balance for the capital and operating funds.

Mayor Benson opened the public hearing 7:17 p.m.

Kristen Bryant, Bellevue commented on attending the budget workstudies and wondered about a capital expenditure to do a traffic study she believes to set traffic mitigation fees and noted early this year it came up as something that might occur in 2019 and was put into 2020. She noted this being a really important item as we are all concerned about traffic and and shared two thoughts: 1) One way is the best way to mitigate traffic is to really look carefully at your zoning and development potential because adding the cars and to reduce traffics it's probably better not to add the cars in the first place and noted the city has a lot of development coming with Ten Trails, and 2) This study is really important and anything Council can do to ensure that is does get done and stays in the budget would be beneficial she believes.

Mayor Benson closed the public hearing at 7:19 p.m.

8) AB19-061 – Ordinance No. 19-1130 Regarding the City’s Lifeline Program

Finance Director Miller reported on this item to Council and highlighted the changes being proposed.

Mayor Benson opened the public hearing at 7:21 p.m.

Mike Gere, Black Diamond spoke in favor of this ordinance. He commented on being disabled and living on \$578 per month. He added his wife is disabled too and receives the same amount as he does. He said the lifeline program sounds good to him and asked if the lifeline program would apply to residents in Cedarbrook Mobile Home Park.

Mayor Benson closed the public hearing at 7:25 p.m.

Finance Director Miller continued to explain the lifeline changes being made and noted this program would extend to Cedarbrook Mobile Home Park residents.

Councilmember Stout **moved** to adopt Ordinance No. 19-1130 amending the Black Diamond Municipal Code to allow residents of Black Diamond Multi-family mobile home parks, apartments, duplex’s and ADU’s to apply for the utility discount program; **second** Councilmember Deady.

There was Council discussion on this with the focus being on could the monies from the affordable housing tax credit be used to support this program.

Vote: Motion **passed** with all voting in favor (7-0).

9) AB19-062 - 2020 Preliminary Budget of Revenue Sources and Possible Increase in Property Tax

Finance Director Miller briefed Council on this item.

Mayor Benson opened the public hearing at 7:36 p.m.

There was no oral testimony. Mayor Benson closed the public hearing 7:36 p.m.

UNFINISHED BUSINESS: None

NEW BUSINESS:

10) AB19-063 – Ordinance No. 19-1131 Adopting Percentage Increase in 2020 Property Tax
Finance Director Miller reported on this item.

Councilmember Deady **moved** to adopt Ordinance No. 19-1131 approving the property tax dollar increase and percentage as calculated by King County for 2020; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (7-0).

11) AB19-064 – Ordinance No. 19-1132 Adopting Total Property Tax Dollars for 2020 Budget

Finance Director Miller recapped this item for Council.

Councilmember Oglesbee **moved** to adopt Ordinance No. 19-1132 setting the estimated assessed valuation and maximum property tax dollar amount for 2020 to be used for public safety, including police, fire and emergency services; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

DEPARTMENT REPORTS:

FIRE – Commissioner Ferrell presented an appreciation of service award to Councilmember Wisnoski for his time on the Ad Hoc Committee. He also updated Council that the Board voted to enact unanimously the three-year notification to terminate service. He noted looking forward to working with the Council to solve this problem.

Chief Smith recapped the calls during the period November 7 – November 20. There were 22 incidents during this period for an average of 1.6 accidents per day. He updated Council on the new fire engine purchase and share the District's first audit with L&I went well, and also noted meeting with the MDRT Department on addressing in the MPD.

MAYOR'S REPORT:

Mayor Benson reported attending the SCATBd meeting and the Mayor's luncheon in Renton where the topic was homelessness.

COUNCIL REPORTS:

Councilmember Deady reported attending the Finance and Planning Committee meetings. She shared that it has been a pleasure to serve with Councilmember Wisnoski; she met with Public Works Director Boettcher regarding the wood piles from the clearing project.

Councilmember Oglesbee reported attending the Planning Committee meeting where they discussed code enforcement and she reminded everyone about the Community Thanksgiving Dinner sponsored by Kiwanis and the PTA from 11 a.m.-1 p.m. on Sunday.

Councilmember Edelman reported attending the Public Works Committee meeting, PIC meeting where the topic was the Regional Homeless Authority and draft SCA Legislative Agenda; she encouraged Councilmembers to attend the SCA networking dinner on December 4 and noted that SCA Director Deanna Dawson has mentioned coming to a Council meeting to talk about what SCA does. She mentioned she was going to miss Councilmember Wisnoski and thanked him for his service and what a pleasure it was to work with him.

Councilmember Stout reported attending the Public Works Committee and Finance Committee meetings, work session on sewer rates with Ashley Emery; attended PIC meeting where the discussion was on the homeless authority and noted having concerns with this and rushing it in. She also attended the Pre-PIC meeting.

Councilmember Wisnoski thanked Council, Staff, and Citizens during the time he served; it was great and he learned a lot. He mentioned that Council represents all of Black Diamond and wished everyone good luck.

Councilmember Nelson noted being consumed with getting his son ready for the army. He distributed flyers on the Richard Sherman challenge and shared what the challenge is about. He thanked Councilmember Wisnoski and stated he wished he could have worked with him longer. He stated Chris leaves some big shoes to fill and is looking forward to working with Kristiana.

Councilmember Paige reported attending the rate study work session where he noticed the commitment of fellow Councilmembers to be advocates for the residents and being cost conscious and evaluating whether an increase is needed or not and looking at avenues to avoid increases. He attended the Finance Committee meeting and scheduled meetings with staff. He shared the city having a good top caliber committed set of people working for the residents.

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Bob Edelman, Black Diamond spoke to Council.

EXECUTIVE SESSION:

At 8:13 p.m. Mayor Benson announced that in accordance with RCW 42.30.110(1)(i) Council would be going into executive session to discuss pending and potential litigation with legal Counsel. The executive session was anticipated to last 20 minutes with no action to follow. She then asked the audience members to exit the Council Chambers. The executive session started at approximately 8:23 p.m.

There was a ten minute extension announced.

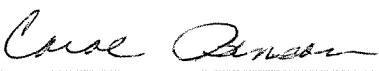
There was a five minute extension announced.

At 8:58 p.m. Mayor Benson called the meeting back to order.

ADJOURNMENT:

Councilmember Wisnoski **moved** to adjourn the meeting; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (7-0).

The meeting ended at 8:58 p.m.



Carol Benson, Mayor

ATTEST:



Brenda L. Martinez, City Clerk