

BLACK DIAMOND CITY COUNCIL MINUTES

May 17, 2018

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, and Wisnoski.

ABSENT: None

Staff present: Andrew Williamson, MDRT/Ec Dev/Interim Community Development Director; Seth Boettcher, Public Works Director; Kevin Esping, Facilities Coordinator; Jamey Kiblinger, Police Chief, Larry Colagiovanni, Commander; Stephanie Metcalf, Court Administrator; Deanna Humphreys, Police Clerk; Peter Altman, Labor Attorney; David Linehan, City Attorney, and Brenda L. Martinez, City Clerk.

CONSENT AGENDA:

Councilmember Edelman **moved** to adopt the Consent Agenda; **second** Councilmember Deady. Motion **passed** with all voting in favor (5-0). The Consent Agenda was approved as follows:

- 1) **Claim Checks** – May 17, 2018 – Check No. 46191 through 46241 and EFTs in the amount of \$545,223.57
- 2) **Payroll** – April 30, 2018 – Check No. 19535 through 19555 (void 19545) in the amount of \$315,578.27
- 3) **Minutes** – March 10, 2016, October 6, 2016, October 20, 2016, November 3, 2016, November 10, 2016, November 17, 2016, November 29, 2017, December 1, 2016, December 6, 2016, December 22, 2016, January 5, 2017, January 19, 2017, January 24, 2017, February 2, 2017, February 9, 2017, February 16, 2017, March 16, 2017, April 6, 2017, April 20, 2017, May 24, 2017, June 8, 2017, June 15, 2017
- 4) **Minutes** – Council Meeting of May 3, 2018

AGENDA REVIEW AND APPROVAL:

Councilmember Edelman **moved** to adopt the agenda; **second** Councilmember Deady. Motion **passed** with all voting in favor (5-0).

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Mayor Benson shared with Council and attendees the State of the City Address.

PUBLIC COMMENTS:

Patrick Nelson, Black Diamond spoke to Council.

Robbin Taylor, Black Diamond spoke to Council.

Kristen Bryant, Black Diamond spoke to Council.

PUBLIC HEARINGS:

- 5) **AB18-057** – Ordinance Regarding Re-establishing a Non-exclusive, Ten-Year Franchise with PSE

Public Works Director Boettcher reported on this item.

Mayor Benson open the public hearing at 7:24 p.m. There were no written comments received and no oral testimony. Mayor Benson closed the public hearing at 7:24 p.m.

- 6) **AB18-058** – Re-establishing Goals for Water Use Efficiency

Public Works Director Boettcher briefed Council and the public on this item.

Mayor Benson opened the public hearing at 7:29 p.m.

James Stout, Black Diamond asked that in light of the Cedarbrook development and their huge water leak what provisions are there to get this stopped and is there anything in place to fine or force a repair of this massive leak. He also noted in the future should this happen again is there a way to address this sooner, such as fines or you do this, and we will do this. He also wondered if something can be added to this where if somebody does not respond or make repairs the City has some kind of teeth to force it.

Mayor Benson closed the public hearing at 7:32 p.m.

- 7) **AB18-059** – Proposed 2019-2024 Six Year Transportation Improvement Program

Public Works Director Boettcher reviewed the proposed Transportation Improvement Program with Council and the public.

Mayor Benson opened the public hearing at 7:35 p.m.

Robbin Taylor, Black Diamond commented on item #9 (Morgan Creek Pedestrian Connection) of the TIP and noted the funding source says it's developer funded. She

wondered who the developer is that is providing those funds and if the frontage improvements are on 169.

Kristen Bryant, Bellevue discussed the bumpy ride on some portions of Roberts Drive and noted some areas have been fixed with blacktop due to the replacement of the watermain by Oakpointe, however that is not the same quality of long lasting material that the old concrete road was. She noted some of the public are asking why the city is putting off the improvements to the bad parts of this road from the library on Roberts to 169. She also noted it would be wonderful for more information about each of these projects, especially the projects coming up near term be put online and more accessible as it's hard to make significant comments based on the one line of information as some have multiple sources and you don't know what the breakdown is of the expected sources - you can't really say much about any of the projects with just a very high-level overview. She commented she would like to see the documents on how costs and priorities were determined made available to the public.

UNFINISHED BUSINESS: None

NEW BUSINESS:

8) AB18-060 – Resolution No. 18-1248 Accepting the 2018 Patching Project

Public Works Director Boettcher presented this item to Council.

Councilmember Deady **moved** to adopt Resolution No. 18-1248, accepting the 2018 Patching Project by Puget Paving and Construction, Inc. as complete according to the contract documents; **second** Councilmember Stout. Motion **passed** with all voting in favor (5-0).

DEPARTMENT REPORTS:

Fire Department – Chief Smith updated Council with the incident report for March and noted 1/6th of the calls were from Black Diamond. He discussed the types of calls the department receives and noted the new rescue tools (jaws of life) have been ordered. He also reported attending the public safety meeting and invited Councilmembers to the graduation for the volunteer academy this June.

MAYOR'S REPORT:

Mayor Benson reported attending the SCATBd meeting, Kiwanis luncheon, Finance and Public Works Committee meetings, Welcome to Black Diamond meeting, and the Chamber luncheon.

COUNCIL REPORTS:

Councilmember Stout reported attending the Public Works Committee meeting and noted reviewing the public comments from the last Council meeting; attended the Finance Committee meeting and Kiwanis luncheon. She discussed going to our Lake Sawyer

Regional Park to see the signs that were installed and noted this area being a great resource that is under used. She also noted that she read through all the minutes that were on the agenda for tonight and it was painful to read what went on.

Councilmember Wisnoski commented that it has been pretty quiet for him and he has started to study transportation in this area. He noted his bus commute to Bellevue has only one connection.

Councilmember Deady reported attending the Public Safety Committee meeting, SCATBd meeting, Mother's Day lunch at the Community Center and added that the Police and Fire departments are at the Community Center serving lunch and checking blood pressures. She thanked Mayor Benson for her presentation and discussed signs at the regional park and would like to have a night where Councilmember Dunn can be invited to show the hard work that went into it. She also commented that she is happy with the letter the City Attorney drafted to King County regarding the 169/288th intersection and hopes the letter can get signed tonight.

Councilmember Oglesbee discussed the Labor Days Committee meetings and invited people to attend. They are held at the Black Diamond Bakery at 6:30 p.m. on the second and fourth Wednesdays of the month. She also reported attending the Public Safety and Finance Committee meetings, Welcome to Black Diamond Committee meeting, Kiwanis luncheon, Chamber luncheon and noted having the pleasure to work with Patrick Nelson on the Police sign he presented at tonight's meeting. Lastly, she reported meeting with Public Works Director Boettcher to discuss the items that were on the agenda for public hearings.

Councilmember Edelman also discussed the intersection of 169/288th and the Cedar to Green Trail running through it. She noted there being safety issues as this intersection and the need for a bridge there. She also discussed the meeting minutes that were on the consent agenda. She reported attending the Public Works Committee meeting and PIC meeting. She noted in June Ann Macfarlane (Jurassic Parliament) will be presenting at the pre-PIC meeting and encouraged Councilmembers to attend. She shared ideas for welcoming new citizens to the City and noted if anyone is interested they can see the first draft she prepared. She also added the Black Diamond fun map will also be included in the brochure and hopes to have another draft out next month.

Mayor Benson discussed the July 5th meeting and asked Council if they would be okay cancelling it.

Councilmember Deady **moved** to cancel the July 5, 2018 Council meeting; **second** Council member Edelman. Motion **passed** with all voting in favor (5-0).

Mayor Benson also discussed with Council the June 21st meeting as both her and Councilmember Edelman (Mayor Pro-Tem) will be out of town. She noted the Council has options, they can either hold the meeting and elect a Mayor Pro-Tem for the meeting or

cancel the meeting. There was discussion and it was suggested to postpone the meeting to June 25th.

Councilmember Edelman **moved** to postpone the June 21st regular business meeting to the following Monday June 25th at 7 p.m.; **second** Councilmember Stout. Motion **passed** with all voting in favor (5-0).

ATTORNEY REPORT: None

PUBLIC COMMENTS:

Kevin Esping, Black Diamond spoke to Council.

Robbin Taylor, Black Diamond spoke to Council.

EXECUTIVE SESSION: None

ADJOURNMENT:

Councilmember Wisnoski **moved** to adjourn the meeting; **second** Councilmember Edelman. Motion **passed** with all voting in favor (5-0).

The meeting ended at 8:12 p.m.

ATTEST:

Carol Benson, Mayor

Brenda L. Martinez, City Clerk

Following adjournment Council went into a closed session to discuss with our Labor Attorney collective bargaining pursuant to RCW 42.30.140(4).