

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of August 15, 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, and Wisnoski.

ABSENT: None

Staff present: Scott Hanis, Capital Projects/Program Manager; David Linehan, City Attorney, and Brenda L. Martinez, City Clerk/HR.

AGENDA REVIEW AND APPROVAL:

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

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Proclamation – Children’s Therapy Center Day – August 29, 2019

Mayor Benson read a proclamation regarding August 29, 2019 being Children’s Therapy Center Day.

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** –August 15, 2019 Check No. 47787 through 47850 (voided checks 47602, 47788-47803) and EFTs in the amount of \$ 455,836.24
- 2) **Payroll** – July 30, 2019 – Check No. 19839 through 19843 and 19845 through 19855 and ACHs in the amount of \$371,115.99.
- 3) **Minutes** –Council Meeting of August 1, 2019

- 4) **AB19-039** – Resolution No. 19-1310 Amending the Adopted Planning Calendar for the 2020 Budget Process

PUBLIC COMMENTS:

Pat Nelson, Black Diamond spoke to Council.

Robbin Taylor, Black Diamond spoke to Council.

Kristen Bryant, Bellevue spoke to Council.

PUBLIC HEARINGS: None

UNFINISHED BUSINESS: None

NEW BUSINESS:

- 5) **AB19-040** – Resolution No. 19-1311 Awarding Bid and Contract to Triangle Pumps & Equipment, Inc.

Capital Projects/Program Manager Hanis reported to Council on this agenda item.

There was Council discussion with Councilmembers noting being in support of this item.

Councilmember Edelman **moved** to adopt Resolution No. 19-1312 authorizing the Mayor to execute an agreement with Triangle Pump & Equipment, Inc. to provide the pumps for the WSFFA Springs Rehabilitation; **second** Councilmember Stout. Motion **passed** with all voting in favor (5-0).

- 6) **AB19-041** – Resolution No. 19-1312 Authorizing the Purchase of a New Public Works Truck

Capital Projects/Program Manager Hanis briefed Council on this item.

There was Council discussion on this agenda item.

Councilmember Deady **moved** to adopt Resolution No. 19-1312 authorizing the purchase of a new 2019 Dodge Ram 1500 Classic Tradesman 4X4 from Northsound Dwayne Lane; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (5-0).

- 7) **AB19-042** – Resolution No. 19-1313 Awarding Bid and Contract to Process Solutions, Inc.

Capital Projects/Program Manager Hanis discussed this item.

There was back and forth discussion between Councilmembers and Mr. Hanis.

Councilmember Edelman **moved** to adopt Resolution No. 19-1313 authorizing the Mayor to execute an agreement with Process Solutions, Inc. to provide the variable frequency

drive control panel for upcoming WSFFA pump station reconstruction project; **second** Councilmember Oglesbee.

Mr. Hanis clarified what the WSFFA is.

Vote: Motion passed with all voting in favor (5-0).

DEPARTMENT REPORTS:

Fire –

Commissioner Ferrell announced that on September 7 the department will be holding a pancake breakfast and at the event they will be providing bike helmets to kids. He invited everyone to attend.

Chief Smith reported on the department using the state bid process to purchase many vehicles and noted it's the way to go. He recapped calls from August 1 – 14 and noted there being a total of 40 incidents for a 2.68 call per day. He shared that 27% of their calls are from elderly patients 70 and over. He discussed the per capita call volume per 1,000 population for a few different areas. He also invited citizens to visit them at the pancake breakfast and shared they are getting ready for the City's Labor Day event.

MAYOR'S REPORT:

Mayor Benson reported attending the work session with Mountain View Fire & Rescue regarding fire services for the City and noted the next meeting will be in 60 days to discuss levy lid lift and budget. She stated the City Attorney will be drafting a resolution and agreement for the purchase of the new fire truck. She shared that Sound Publishing is in the middle of changes and one of them is the folding of Maple Valley portion of the Maple Valley/Covington Reporter, with Covington now being a part of the Kent Reporter. After August 30, residents in the northern part of Black Diamond will no longer receive a copy of the Maple Valley/Covington Reporter, and instead will receive a copy of the Courier Herald.

COUNCIL REPORTS:

Councilmember Oglesbee reported being absent from the last regular Council meeting, however she was able to listen to the audio. She commented on the legislation passed creating two new Council positions. She shared that she personally sees no problem with the move to a seven-member Council now as the City is growing and the Council needs to grow as well. She discussed state law being that the City Council does appoint these two new positions and then they run in the next general election in 2021. She noted she would like to see the process be the same as it has been in the past and move the interviews to a regular Council meeting. She discussed the levy lid lift being a lot of work and touched on the exemptions that apply. She reported attending the work session, the community-wide garage sale and reminded citizens that the Labor Days event is coming up soon.

Councilmember Edelman reported meeting with Barb Kincaid on a code revision. She noted attending the Public Works Committee meeting where they discussed the items on

tonight's agenda, SEAL TC meeting, National Night Out event at Mayor Benson's house, and the work session. She discussed the Council Rules changes she brought up at the last meeting and noted she would like to move forward with the changes so Council can vote on them soon. She commented being willing to make the changes and send to the Attorney for review. She reviewed the changes she is proposing and noted bringing them back to the next meeting in September. There was consensus for Councilmember Edelman to draft language for Council consideration.

Councilmember Stout reported on the attendance at the work session where the fire contract was discussed. She noted there being a lot to work out and stated her position is we need to do the best we can with what we have to provide services to Black Diamond. She commented on being confused about the chart regarding the proposed increases and it being drastic and then at the meeting being told that is not what they will be asking. She shared the fire contract will again be discussed at the October 10 work session. She mentioned that on August 22 at 11:00 a.m. there will a ribbon cutting ceremony for the grand opening of the Roberts Drive Rock Creek Bridge Pedestrian Walkway. She thanked and congratulated Councilmember Deady for all her hard work on the Black Diamond Community Center garage sale where \$3,200 was raised for the Community Center.

Councilmember Wisnoski reported attending the work study last week, the Community Yard Sale, and advised there was no planning committee meeting. He emphasized to the staff the importance of bringing the correct budget numbers and any pertinent information to the Oct. 4th meeting. He mentioned that the Councilmembers don't always agree with each other, and with the Mayor, on all matters that come before them and wanted to reassure the citizens that they always try to work through all disagreements in a reasonable fashion to come to a decision that is best for the citizens of Black Diamond. He reiterated that they are not always "YES" people; always agreeing with the Mayor's decisions. He was a bit confused to where they are with the fire engine/truck purchasing process and the Mayor asked Attorney Linehan to explain the process. Attorney Linehan explained that the 1st step with purchasing the engine/truck would be to bring a resolution to Council at the next meeting which he will draft up. The fire dept. has already been doing the research to look for the best deal. Then they would go through a large government coop in Texas which is a state-run entity and they have huge purchasing power for the best pricing. The 2nd step would deal more of logistics; who places the ad, who review bids, who opens bids, who decides on the apparatus, who places the order, etc. Finally, Mt. View would bring a recommendation to Council for approval and then places the order. Once the order is placed, it would take approximately a year for it to be delivered. He noted that he would like to see the verbiage regarding the contractual length for the City Attorney, be revised from 5 yrs. to 2 yrs. to make it less ambiguous and open for interpretation. Discussion followed from the Councilmembers and no one had any issues with it to be changed. He reported the Phillapeno Heritage Day is a free cultural event and will take place 8/24 from 11am to 4pm at Neely Mansion.

Councilmember Deady reported on the Community wide Yard Sale which happened the 2nd weekend of August and was a huge success raising \$3,207 for the Community Center. They had 11 residents participate in addition to the community sale which was very well

attended all 3 days. She wanted to thank Judy Watson, Lynn Mason, and Barbara Jensen for all their help all 3 days. She noted they were there from 8am till 11pm each of the 3 days. She also mentioned there were several comments to her from citizens regarding the council increasing from 5 members to 7 members this year. She also touched on the importance of entertaining the idea of a Levy Lid Lift probably next year when the new members are involved. She stated briefly that she attended National Night Out. She reminded everyone that the Public Safety Committee Meeting is on September 5 from 3pm to 4pm.

ATTORNEY REPORT: City Attorney Linehan announced he would like to add a ten-minute executive session to discuss litigation pursuant to RCW 42.30.110(1)(i).

PUBLIC COMMENTS:

Jennifer Lathum, Black Diamond spoke to Council.

Pat Nelson, Black Diamond spoke to Council.

EXECUTIVE SESSION:

At 8:16 p.m. Mayor Benson recessed the meeting into an executive session to discuss with legal counsel litigation pursuant to RCW 42.30.110(1)(i). The executive session was anticipated to last for ten minutes with no action to follow. The Council Chambers was emptied so Council could go into executive session.

Mayor Benson called the meeting back to order at 8:26 p.m.

ADJOURNMENT:

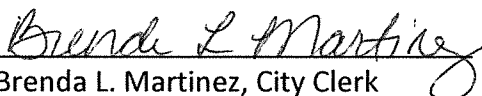
Councilmember Edelman **moved** to adjourn the meeting; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (5-0).

The meeting ended at 8:26 p.m.

ATTEST:



Carol Benson, Mayor



Brenda L. Martinez, City Clerk