



**CITY OF BLACK DIAMOND**  
**March 2, 2016 Special Meeting Agenda**  
25510 Lawson St., Black Diamond, Washington

**7:00 P.M. – CALL TO ORDER, FLAG SALUTE, ROLL CALL**

**APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS: None**

**CONSENT AGENDA:**

- 1) **Claim Checks** - March 3, 2016 - No. 43229 through No.43279 and EFTs in the amount of \$116,384.78
- 2) **Minutes** – Council Special Joint Meeting of February 9, 2016 and Council Meeting of February 18, 2016

**PUBLIC COMMENTS:** Persons wishing to address the City Council regarding items of new business are encouraged to do so at this time. When recognized by the Mayor, please come to the podium and clearly state your name. Please limit your comments to 3 minutes. If you desire a formal agenda placement, please contact the City Clerk at 360-886-5700. Thank you for attending.

**PUBLIC HEARINGS: None**

**UNFINISHED BUSINESS:**

- 3) **Res No. 16-1076** – Confirming Mayor’s Appointment to Planning Commission Position #1  
Councilmember Pepper
- 4) **Res No. 16-1077** – Confirming Mayor’s Appointment to Planning Commission Position #2  
Councilmember Pepper
- 5) **Res No. 16-1078** – Confirming Mayor’s Appointment to Planning Commission Position #5,  
Councilmember Pepper

**NEW BUSINESS:**

- 6) **Res No. 16-1080** – Regarding Legal Services and Response to Edelman Lawsuit  
Councilmember Morgan

**DEPARTMENT REPORTS:**

**MAYOR’S REPORT:**

- Mayor Benson

**COUNCIL REPORTS:**

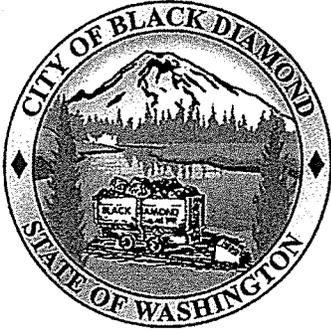
- Councilmember Deady
- Councilmember Morgan
- Councilmember Edelman
- Councilmember Weber
- Councilmember Pepper

**ATTORNEY REPORT:**

**PUBLIC COMMENTS:**

**EXECUTIVE SESSION:** To discuss with Legal Counsel Pending Litigation Pursuant to RCW 42.30.110(1)(i)

**ADJOURNMENT**



**CERTIFICATION**

Date: March 3, 2016

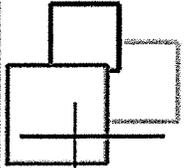
Check No.'s/EFT	Batch Name	Amount
Early Release Chks, EFT's -43229-43234	Feb-Month End Cks 2-02/29/16	\$ 59,888.49
43235-43279	Mar-1st Council-03/03/16	\$ 56,496.29
	<b>Total Vouchers</b>	<b>\$ 116,384.78</b>

I, THE UNDERSIGNED DO HEREBY CERTIFY UNDER THE PENALTY OF PERJURY, THAT THE MATERIALS HAVE BEEN FURNISHED, THE SERVICES RENDERED AND OR THE LABOR PERFORMED AS DESCRIBED HEREIN AND THAT THE CLAIM IS A JUST, DUE AND UNPAID OBLIGATION AGAINST THE CITY OF BLACK DIAMOND, AND THAT I AM AUTHORIZED TO AUTHENTICATE AND CERTIFY TO SAID CLAIM.

*May Miller*      *2-23-2016*  
 \_\_\_\_\_  
 MAY MILLER, FINANCE DIRECTOR

**COUNCILMEMBERS**

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_



# Voucher Directory

Vendor	Number	Reference	Account Number	Description	Amount
Art Gamblin Motors	43235	236628	2016 - March - 1st Council		
			January Service		
			001-000-181-518-30-48-00	Facility-Vehicle Mtc. & Repair	\$450.63
			2002 Chev Silverado-Maintenance Repairs		
					\$450.63
Total Art Gamblin Motors		Total 236628			\$450.63
Beatriz Jordan	43236	1231 BJ	2016 - March - 1st Council		
			001-000-120-512-50-41-04	Court Interpreter	\$139.96
			Interpreting for 2 Cases/Mileage		
					\$139.96
Total Art Gamblin Motors		Total 1231 BJ			\$139.96
Black Diamond Auto Parts	43237	408260	2016 - March - 1st Council		
			001-000-270-576-80-48-03	Vehicle Mtc. & Repair	\$4.50
			001-000-280-536-20-48-03	Vehicle Maintenance & Repair	\$2.25
			101-000-000-543-33-48-03	Street Share-Vehicle & Eq Mtc Costs	\$24.73
			401-000-000-534-80-48-03	Vehicle Maintenance	\$26.97
			407-000-000-535-80-48-04	Vehicle Maintenance	\$26.98
			410-000-000-531-10-48-04	Vehicle Maintenance & Repair	\$26.98
					\$112.41
Total Black Diamond Auto Parts		Total 408260			\$112.41
Black Diamond Auto Parts	43237	408330	2016 - March - 1st Council		
			001-000-270-576-80-48-03	Vehicle Mtc. & Repair	\$0.65
			001-000-280-536-20-48-03	Vehicle Maintenance & Repair	\$0.33
			101-000-000-543-33-48-03	Street Share-Vehicle & Eq Mtc Costs	\$3.58
			401-000-000-534-80-48-03	Vehicle Maintenance	\$3.90
			407-000-000-535-80-48-04	Vehicle Maintenance	\$3.90
			410-000-000-531-10-48-04	Vehicle Maintenance & Repair	\$3.90
					\$16.26
Total Black Diamond Auto Parts		Total 408330			\$16.26
Black Diamond Auto Parts	43237	408450	2016 - March - 1st Council		
			001-000-210-521-10-48-01	Vehicle Maintenance & Repair	\$25.23
					\$25.23
Total Black Diamond Auto Parts		Total 408450			\$25.23

Vendor	Number	Reference	Account Number	Description	Amount
Total Black Diamond Auto Parts	Total 43237			Police-Bulbs and Wiper Blades	\$25.23
Brown's Automotive Inc.	43238	5583	2016 - March - 1st Council		\$153.90
				Vehicle Maintenance & Repair	\$928.38
				Police-Replace Brake Control Module	\$928.38
Total 43238	Total 5583				\$928.38
Total Brown's Automotive Inc.					
Bryant Tractor & Mower Inc	43239	72094	2016 - March - 1st Council		\$312.20
				Operating Supplies	\$312.20
				Parks-Blades, Tire and Wheel Assembly	\$312.20
Total 43239	Total 72094				\$312.20
Total Bryant Tractor & Mower Inc					
Christina Westfall	43240	021016 CW	2016 - March - 1st Council		\$64.00
				Police Traffic School Fee	\$64.00
				Overpayment of Traffic Safety School	\$64.00
Total 43240	Total 021016 CW				\$64.00
Total Christina Westfall					
CHS/Cenex	43241	013116 CHS PD	2016 - March - 1st Council		\$1,606.70
				January Fuel	\$1,606.70
				001-000-210-521-10-32-00 Fuel	\$1,606.70
				Police	\$1,606.70
Total 43241	Total 013116 CHS PD				\$1,606.70
Total CHS/Cenex					

Execution Time: 1 minute(s), 4 second(s)

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Voucher Directory

Vendor	Number	Reference	Account Number	Description	Amount
City of Auburn	43242	16-029126		2016 - March - 1st Council	
			Annual Agreement		\$1,000.00
			001-000-214-521-20-42-02	WSP Access	
			Police-WSP Access		\$1,000.00
					\$1,000.00
Total City of Auburn	Total 43242				\$1,000.00
City of Black Diamond	43243	2070 021916		2016 - March - 1st Council	
			Dec 26, 2015 to Jan 28, 2016 Services		\$98.75
			001-000-270-575-30-47-01	Museum Water/Sewer/Storm	
			Museum-Water, Sewer		\$98.75
					\$98.75
Total City of Black Diamond	Total 43243				\$98.75
City of Milton	43244	469		2016 - March - 1st Council	
			Extra Services Corrected Billing for December		\$968.00
			001-000-145-518-80-41-01	Inf. Tec. Svs. - Milton	
			001-000-248-518-20-49-12	Technology Costs	\$228.80
			101-000-000-543-30-49-12	Technology-Sys, Sec. Email, SW, Etc	\$35.20
			401-000-000-534-80-49-12	Tech-Sys, Sec. Email, SW, Etc	\$176.00
			407-000-000-535-80-49-12	Tech-Sys, Sec. Email, SW, etc.	\$176.00
			410-000-000-531-10-49-12	Tech-Sys, Sec. Email, SW, Etc.	\$176.00
					\$1,760.00
Total City of Milton	Total 43244				\$6,251.11
			January IT Services		\$2,470.12
			001-000-145-518-80-41-01	Inf. Tec. Svs. - Milton	
			001-000-248-518-20-49-12	Technology Costs	\$583.84
			101-000-000-543-30-49-12	Technology-Sys, Sec. Email, SW, Etc	\$89.82
			401-000-000-534-80-49-12	Tech-Sys, Sec. Email, SW, Etc	\$449.11
			407-000-000-535-80-49-12	Tech-Sys, Sec. Email, SW, etc.	\$449.11
			410-000-000-531-10-49-12	Tech-Sys, Sec. Email, SW, Etc.	\$449.11
					\$4,491.11
Total City of Milton	Total 470				\$6,251.11
					\$6,251.11

Vendor	Number	Reference	Account Number	Description	Amount
Comcast (34744)	43245	8798 34 014 0106172 021716		2016 - March - 1st Council	
			February 17-Mar 16, 2016 Services		\$3.28
			001-000-214-521-20-42-00	Police Telephone/DSL/Air Cards	\$3.28
Total Comcast (34744)	43245	Total 8798 34 014 0106172 021716			\$3.28
Comcast (PA)	43246	903010764 020916		2016 - March - 1st Council	
			001-000-248-518-20-42-00	MDRT Telephone, Fax, Internet costs	\$55.33
			001-000-254-518-20-42-00	Facilities-Communication	\$237.13
			101-000-000-542-90-42-01	Telephone/DSL/Radios	\$15.80
			401-000-000-534-80-42-00	Telephone/DSL/Radios	\$31.65
			407-000-000-535-80-42-00	Telephone/DSL/Radios	\$27.65
			410-000-000-531-10-42-00	Telephone/DSL/Radios	\$27.65
Total Comcast (PA)	43246	Total 903010764 020916			\$395.21
DD Printing Solutions	43247	1515		2016 - March - 1st Council	
			401-000-000-534-80-49-04	Printing	\$212.19
			407-000-000-535-80-49-03	Window Envelopes for Utility Billings	\$212.19
			410-000-000-531-10-49-03	Window Envelopes for Utility Billings	\$424.39
Total DD Printing Solutions	43247	Total 1515			\$848.77
Dept of Health	43248	07220 7		2016 - March - 1st Council	
			2016 Operatoring Permit Fee	Permit-Health Dept	\$1,483.95
			401-000-000-534-80-49-05	Residential and Non Residential Connections	\$1,483.95
Total DD Printing Solutions	43248	Total 07220 7			\$1,483.95

Execution Time: 1 minute(s), 4 second(s)

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Voucher Directory

Vendor	Number	Reference	Account Number	Description	Amount
Dept of Licensing-Engineer Program	43249	0027361 022216		2016 - March - 1st Council	
				Two Year Renewal Fee	\$116.00
				101-000-000-544-90-49-02	
				PW Clearing-Shared Other costs	\$116.00
				Seth Boettcher	
				Total 0027361 022216	\$116.00
Total Dept of Licensing-Engineer Program	Total 43249				\$116.00
Dept of Licensing-Firearms Online					\$116.00
				EFT Payment 2/23/2016 9:45:13 AM - 1	
				2016 - February - Month End Chks 2-2/29/16	
				BD0000054	
				633-000-000-386-11-00-00	
				CPL-Ryckman	\$18.00
				Gun Permits to DOL	
				Total BD0000054	\$18.00
				BD0000055-57	
				633-000-000-386-11-00-00	
				CPL's-Katen, Bricker, Starr	\$54.00
				Gun Permits to DOL	
				Total BD0000055-57	\$54.00
				BD0000058	
				633-000-000-386-11-00-00	
				CPL-German	\$18.00
				Gun Permits to DOL	
				Total BD0000058	\$18.00
Total Dept of Licensing-Firearms Online	Total EFT Payment 2/23/2016 9:45:13 AM - 1				\$90.00
DMCJA	43232				\$90.00
				2016 - February - Month End Chks 2-2/29/16	
				021716 DMCJA	
				Annual Dues	
				001-000-120-512-50-49-03	
				Memberships	\$187.00
				Cour-Judge Dane	
				Total 021716 DMCJA	\$187.00
Total DMCJA	Total 43232				\$187.00
Granite Telecommunications	43250				\$187.00
				2016 - March - 1st Council	
				357337648	
				February Services	
				001-000-248-518-20-42-00	
				MDRT Telephone, Fax, Internet costs	\$9.46
				001-000-254-518-20-42-00	
				Facilities-Communication	\$31.68
				Total 357337648	\$41.14
Total Granite Telecommunications	Total 43250				\$41.14

Vendor	Number	Reference	Account Number	Description	Amount
Greater Maple Valley-Black Diamond Chamber of Commerce					
	43229	9398	001-000-180-558-70-44-00	2016 - February - Month End Chks 2-21/29/16 Advertising-Ec Dev	\$950.00
				Black Diamond Directory	
		Total 9398			\$950.00
Total 43229					
Total Greater Maple Valley-Black Diamond Chamber of Commerce					
	Johnsons Home & Garden	402320	001-000-248-518-20-48-00	2016 - March - 1st Council MDRT-Bldg/Gen Mtc Costs	\$4.32
				MDRT-Locks for Trailer	
		Total 402320			\$4.32
		402321	001-000-270-575-51-48-00	Gym Facility Repair & Maintenance	\$25.81
				Gym-Anti-slip Material for Deck at Back Door	
		Total 402321			\$25.81
Total 43251					
Total Johnsons Home & Garden					
	Judicial Conference Registrar	43233	021716 JCR	2016 - February - Month End Chks 2-21/29/16 Institute for Court Management Training	\$40.00
				001-000-120-512-50-49-01	
				Court-Metcalfe	
		Total 021716 JCR			\$40.00
Total 43233					
Total Judicial Conference Registrar					
	Kara Murphy Richards	43252	021916 KMR	2016 - March - 1st Council March Services	\$2,000.00
				001-000-151-515-30-41-04	
				Court Legal-Pros Attorney	
		Total 021916 KMR			\$2,000.00
Total 43252					
Total Kara Murphy Richards					
	KCMCA	43253	021716 KCMCA	2016 - March - 1st Council Annual Membership	\$40.00
				001-000-137-514-21-49-02	
				Memberships	
					\$40.00

Vendor	Number	Reference	Account Number	Description	Amount
Total KCMCA KING COUNTY FINANCE	Total 43253	Total 021716 KCMCA		Clerks-Martinez, Bohn	\$40.00
	43230			2016 - February - Month End Chks 2-2/29/16	\$40.00
Total 43254	30012374			February Services	\$43,963.38
	Total 43230	Total 30012374		407-000-000-535-80-41-04 Metro Sewer Charges	\$43,963.38
Total 43254	020916 KCSW			2016 - March - 1st Council	\$43,963.38
	Total 020916 KCSW	2067296		January Services	\$197.98
Total 2067296	001-000-270-576-80-47-04			Waste Disposal	\$197.98
	001-000-182-566-00-51-00			Park-Disposal Fees Large Debris	\$197.98
Total 2067326	4th Quarter 2015				\$272.08
	001-000-182-566-00-51-00			KC Mental Health	\$272.08
Total 2067326	001-000-182-566-00-51-00			Oct-Dec 2015 Liquor Profits/Excise Tax	\$272.08
	410-000-000-531-10-49-00			January Services	\$66.00
Total 2067326	410-000-000-531-10-49-00			Miscellaneous	\$66.00
	71768			Stormwater Release of Liens	\$66.00
Total 71768	101-000-000-542-64-48-01			December 2015 Services	\$2.88
	101-000-000-542-64-48-01			Traffic Signal Maintenance	\$2.88
Total 71768	101-000-000-542-64-48-01			Applied Overhead Charges	\$2.88
	72831			January Services	\$309.94
Total 72831	101-000-000-542-64-48-01			Traffic Signal Maintenance	\$309.94
	101-000-000-542-64-48-01			Signal Maintenance	\$309.94
Total 43254	Total 43254				\$848.88
	Total KING COUNTY FINANCE	Total 72831			\$44,812.26

Vendor	Number	Reference	Account Number	Description	Amount
King County Finance I-Net	43255	11004227		2016 - March - 1st Council	
			January Services		\$375.00
			001-000-214-521-20-42-01	Police Comm KC I-Net	\$375.00
			<b>Total 11004227</b>		<b>\$375.00</b>
Total King County Finance I-Net	Total 43255				\$375.00
Melanie Thomas Dane	43256	021916 MID		2016 - March - 1st Council	
			March Services		\$2,000.00
			001-000-120-512-50-41-00	Court Judge	\$2,000.00
			<b>Total 021916 MID</b>		<b>\$2,000.00</b>
Total Melanie Thomas Dane	Total 43256				\$2,000.00
Mike Marsh	43257	022216 MM		2016 - March - 1st Council	
			January Services		\$200.00
			410-000-000-531-10-48-03	Stormwater Maintenance & Repair	\$200.00
				Stream Management	\$200.00
			<b>Total 022216 MM</b>		<b>\$200.00</b>
Total Mike Marsh	Total 43257				\$200.00
Office Products Nationwide	43258	826761-0		2016 - March - 1st Council	
			February Purchases		\$421.80
			001-000-180-518-90-31-00	Office Supplies City Hall	\$421.80
			<b>Total 826761-0</b>		<b>\$421.80</b>
			February Purchases		\$318.14
			001-000-246-558-70-31-00	Office Supplies	\$318.14
				MDRT Office Supplies	\$318.14
			<b>Total 827538-0</b>		<b>\$318.14</b>
			February Purchases		\$38.76
			001-000-246-558-70-31-00	Office Supplies	\$38.76
				MDRT Office Supplies	\$38.76
			<b>Total 827575-0</b>		<b>\$38.76</b>







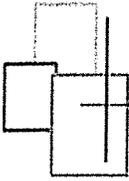
Vendor	Number	Reference	Account Number	Description	Amount		
Total Republic Services, Inc. #176 RH2 Engineering Inc. 43266	Total 43266	Total Invoice - 2/19/2016 4:03:57 PM	001-000-270-576-80-47-04	PW-Parks Waste Disposal	\$10.32		
			001-000-280-536-20-47-04	PW-Cemetery Waste Disposal	\$5.16		
			101-000-000-543-31-47-04	PW-Street Waste Disposal	\$56.75		
			401-000-000-534-80-47-04	PW-Water Waste Disposal	\$61.91		
			407-000-000-535-80-47-04	PW-Sewer Waste Disposal	\$61.91		
			410-000-000-531-10-47-04	PW-Drainage Waste Disposal	\$61.91		
			Total Invoice - 2/19/2016 4:03:57 PM				\$643.32
			Total Republic Services, Inc. #176				\$643.32
			RH2 Engineering Inc.				\$643.32
			43266				
Total RH2 Engineering Inc. Safe Security 43267	Total 43266	Total 64417	2016 - March - 1st Council				
			January Services		\$2,108.91		
			402-000-003-594-34-63-06	Springs/Task 3- Engineering North Bank Artesian Spring Tap	\$2,108.91		
			Total 64417		\$2,108.91		
			Total RH2 Engineering Inc.		\$2,108.91		
			Safe Security		\$2,108.91		
			43267				
			1581254 021416				
			February Services		\$49.98		
			101-000-000-544-90-48-01	PW Clearing-shared Shop Cost Monitoring-32820 3rd Ave	\$49.98		
Total 1581254 021416		\$49.98					
Total Safe Security Secure Pacific Corporation 43268	Total 43267	Total 76843	2016 - March - 1st Council				
			Feb 1-Apr 30, 2016 Services		\$60.85		
			001-000-120-512-50-49-05	Security	\$121.70		
			001-000-212-521-50-49-05	Security	\$182.55		
			Total 76843		\$182.55		
			Total Safe Security		\$182.55		
			Secure Pacific Corporation		\$182.55		
			43268				
			76843				
			Total 43266		\$182.55		
Total Secure Pacific Corporation		\$182.55					

Vendor	Number	Reference	Account Number	Description	Amount
Sorci Family LLC	43269	021916 SFLLC		2016 - March - 1st Council	
			March Services		
			001-000-248-518-20-45-02	MDRT Property Rental Cost	\$618.00
			001-000-254-518-20-45-02	Facilities-Prop Rental	\$927.00
			001-000-254-518-20-45-05	Facilities City Hall Bldg Rental	\$2,032.00
			<b>Total 021916 SFLLC</b>		<b>\$3,577.00</b>
Total Sorci Family LLC	43269				\$3,577.00
South Correctional Entity	43270	1771		2016 - March - 1st Council	
			January Inmate Days		
			001-000-211-523-60-49-00	Jail Costs	\$2,826.00
			<b>Total 1771</b>		<b>\$2,826.00</b>
Total South Correctional Entity	43270				\$2,826.00
State Auditor Office	43271	L112582		2016 - March - 1st Council	
			January Services		
			001-000-140-514-23-41-01	State Auditor Services	\$4,717.29
			101-000-000-543-30-41-02	State Auditor Services	\$1,132.15
			401-000-000-534-80-41-03	State Auditor Services	\$4,339.91
			407-000-000-535-80-41-07	State Auditor Services	\$4,339.90
			410-000-000-531-10-41-02	State Auditor Services	\$4,339.90
			<b>Total L112582</b>		<b>\$18,869.15</b>
Total State Auditor Office	43271				\$18,869.15
Symbol Arts	43272	0250572-1n		2016 - March - 1st Council	
			001-000-210-521-10-31-04	Uniforms	\$120.00
				Police-Badge in Customer Seal	\$120.00
			<b>Total 0250572-1n</b>		<b>\$120.00</b>
Total Symbol Arts	43272				\$120.00
TRM Wood Products Co. Inc.	43273	326765		2016 - March - 1st Council	
			001-000-270-575-51-48-00	Gym Facility Repair & Maintenance	\$62.60

Vendor	Number	Reference	Account Number	Description	Amount
				Gym-Anti-Slip Material for Deck	
		Total 43273			\$62.60
		Total TRM Wood Products Co. Inc.			\$62.60
		U.S. Postal Service (CMRS-FP)			\$62.60
		EFT Payment 2/23/2016 9:45:13 AM - 2		2016 - February - Month End Chks 2-2/29/16	
		021216 CRMS-FP			
			02/04/16-02/11/16		
			001-000-180-518-90-42-00	Postage	\$200.00
		Total 021216 CRMS-FP			\$200.00
		021816 CRMS-FP			
			02/12/16-02/17/16		
			001-000-180-518-90-42-00	Postage	\$200.00
		Total 021816 CRMS-FP			\$200.00
		Total EFT Payment 2/23/2016 9:45:13 AM - 2			\$400.00
		Total U.S. Postal Service (CMRS-FP)			\$400.00
		Utilities Underground			
		43274			
			6010104	2016 - March - 1st Council	
			January Services		
			401-000-000-534-80-41-08	Locating Service	\$9.24
		Total 6010104			\$9.24
		Total Utilities Underground			\$9.24
		Ventek International			
		43275			
			45615	2016 - March - 1st Council	
			001-000-270-576-80-41-02	Venue Pay Station	\$585.00
				Yearly Processing Fee and Monthly Subscription	
		Total 45615			\$585.00
		Total Ventek International			\$585.00
		Verizon Wireless			
		43231			
			9759451871	2016 - February - Month End Chks 2-2/29/16	
			Jan 24 to Feb 23, 2016 Services		
			001-000-110-511-60-42-00	Communications	\$40.01
			001-000-130-513-10-42-00	Telephone/DSL	\$55.32
			001-000-214-521-20-42-00	Police Telephone/DSL/Air Cards	\$328.89
			001-000-240-558-51-42-00	Telephone	\$73.16
			001-000-246-558-70-42-01	Telephones	\$139.98

Vendor	Number	Reference	Account Number	Description	Amount
Total Verizon Wireless Vision Municipal Solutions, LLC 43276	Total 43231	022216 VMS	001-000-254-518-20-42-00	Facilities-Communication	\$55.32
			001-000-270-576-80-42-00	Telephone/DSL/Radios	\$16.30
			001-000-280-536-20-42-00	Telephone, DSL & Radios	\$8.15
			101-000-000-542-90-42-01	Telephone/DSL/Radios	\$89.66
			401-000-000-534-80-42-00	Telephone/DSL/Radios	\$97.80
			407-000-000-535-80-42-00	Telephone/DSL/Radios	\$97.81
			410-000-000-531-10-42-00	Telephone/DSL/Radios	\$97.81
					\$1,100.21
					\$1,100.21
					\$1,100.21
Total Vision Municipal Solutions, LLC Washington State Department of Revenue EFT Payment 2/23/2016 9:45:13 AM - 3 013116 DOR	Total 43276	022216 VMS	001-000-140-514-23-49-01	Registration for Training	\$125.00
				Utility and Cash Management Training-Oosterhof	\$125.00
					\$125.00
					\$125.00
					\$125.00
					\$125.00
					\$125.00
					\$125.00
					\$125.00
					\$125.00
Total EFT Payment 2/23/2016 9:45:13 AM - 3 Washington State Department of Revenue Washington State Patrol 43277	Total 013116 DOR	16005237	001-000-191-525-60-49-01	January Excise Tax	\$15.31
			001-000-210-521-10-31-04	Emergency Management Training	\$115.46
			401-000-000-534-80-44-01	Uniforms	\$3,028.40
			401-000-000-534-80-44-01	State of WA Utility Excise Tax	\$34.67
			407-000-000-535-80-44-01	State of WA Utility Excise Tax	\$771.22
			407-000-000-535-80-44-01	State of WA Excise Tax	\$6.30
			410-000-000-531-10-44-01	State of WA Excise Tax	\$438.61
				WA St Excise Taxes	\$4,409.97
					\$4,409.97
					\$4,409.97
Total 2016 - March - 1st Council	16005237	633-000-000-586-00-00-06	January Services	\$12.00	
			Due to WSP-FBI Fingerprinting-Background	\$12.00	
			Background Check	\$12.00	
				\$12.00	
				\$12.00	
Total 2016 - March - 1st Council	16005237	633-000-000-586-00-00-06	January Services	\$29.50	
			Due to WSP-FBI Fingerprinting-Background	\$29.50	
				\$29.50	

Vendor	Number	Reference	Account Number	Description	Amount
				Background Checks	
	Total 43277	Total 116005355			\$29.50
Total Washington State Patrol					\$41.50
Water Management Laboratories, Inc.	43278				\$41.50
				2016 - March - 1st Council	
	147148				\$21.00
				401-000-000-534-80-41-02	
				Water Testing and Sampling	
				Total Coliform MMO-MUG	
	Total 43278	Total 147148			\$21.00
Total Water Management Laboratories, Inc.					\$21.00
Yakima County Dept. of Corrections	43279				\$21.00
				2016 - March - 1st Council	
	013116 YCDC				\$602.25
				January Services	
				001-000-211-523-60-49-00	
				Jail Costs	
				11 Inmate Days	
	Total 43279	Total 013116 YCDC			\$602.25
Total Yakima County Dept. of Corrections					\$602.25
Grand Total		Vendor Count	52		\$116,384.78



# Register

Fiscal: 2016

Deposit Period: 2016 - March, 2016 - February

Check Period: 2016 - March - 1st Council, 2016 - February - Month End Chks 2-2/29/16

Number	Name	Print Date	Amount
<b>Columbia Bank</b>	<b>390562401</b>		
<b>Check</b>			
<u>43229</u>	Greater Maple Valley-Black Diamond Chamber of Commerce	2/29/2016	\$950.00
<u>43230</u>	KING COUNTY FINANCE	2/29/2016	\$43,963.38
<u>43231</u>	Verizon Wireless	2/16/2016	\$1,100.21
<u>43232</u>	DMCJA	2/17/2016	\$187.00
<u>43233</u>	Judicial Conference Registrar	2/17/2016	\$40.00
<u>43234</u>	Puget Sound Energy	2/19/2016	\$8,747.93
<u>43235</u>	Art Gamblin Motors	3/3/2016	\$450.63
<u>43236</u>	Beatriz Jordan	3/3/2016	\$139.96
<u>43237</u>	Black Diamond Auto Parts	3/3/2016	\$153.90
<u>43238</u>	Brown's Automotive Inc.	3/3/2016	\$928.38
<u>43239</u>	Bryant Tractor & Mower Inc	3/3/2016	\$409.92
<u>43240</u>	Christina Westfall	3/3/2016	\$64.00
<u>43241</u>	CHS/Cenex	3/3/2016	\$1,606.70
<u>43242</u>	City of Auburn	3/3/2016	\$1,000.00
<u>43243</u>	City of Black Diamond	3/3/2016	\$98.75
<u>43244</u>	City of Milton	3/3/2016	\$6,251.11
<u>43245</u>	Comcast (34744)	3/3/2016	\$3.28
<u>43246</u>	Comcast (PA)	3/3/2016	\$395.21
<u>43247</u>	DD Printing Solutions	3/3/2016	\$848.77
<u>43248</u>	Dept of Health	3/3/2016	\$1,483.95
<u>43249</u>	Dept of Licensing-Engineer Program	3/3/2016	\$116.00
<u>43250</u>	Granite Telecommunications	3/3/2016	\$41.14
<u>43251</u>	Johnsons Home & Garden	3/3/2016	\$30.13
<u>43252</u>	Kara Murphy Richards	3/3/2016	\$2,000.00
<u>43253</u>	KCMCA	3/3/2016	\$40.00
<u>43254</u>	KING COUNTY FINANCE	3/3/2016	\$848.88
<u>43255</u>	King County Finance I-Net	3/3/2016	\$375.00
<u>43256</u>	Melanie Thomas Dane	3/3/2016	\$2,000.00
<u>43257</u>	Mike Marsh	3/3/2016	\$200.00
<u>43258</u>	Office Products Nationwide	3/3/2016	\$1,269.93
<u>43259</u>	Orkin Commercial Services	3/3/2016	\$231.62
<u>43260</u>	Parametrix, Inc.	3/3/2016	\$3,018.66
<u>43261</u>	Perteet Inc.	3/3/2016	\$525.00
<u>43262</u>	Platt Electric Supply	3/3/2016	\$155.05

<u>43263</u>	Puget Sound Energy	3/3/2016	\$1,956.82
<u>43264</u>	Regional Animal Services of King County	3/3/2016	\$30.00
<u>43265</u>	Republic Services, Inc. #176	3/3/2016	\$643.32
<u>43266</u>	RH2 Engineering Inc.	3/3/2016	\$2,108.91
<u>43267</u>	Safe Security	3/3/2016	\$49.98
<u>43268</u>	Secure Pacific Corporation	3/3/2016	\$182.55
<u>43269</u>	Sorci Family LLC	3/3/2016	\$3,577.00
<u>43270</u>	South Correctional Entity	3/3/2016	\$2,826.00
<u>43271</u>	State Auditor Office	3/3/2016	\$18,869.15
<u>43272</u>	Symbol Arts	3/3/2016	\$120.00
<u>43273</u>	TRM Wood Products Co. Inc.	3/3/2016	\$62.60
<u>43274</u>	Utilities Underground	3/3/2016	\$9.24
<u>43275</u>	VenTek International	3/3/2016	\$585.00
<u>43276</u>	Vision Municipal Solutions, LLC	3/3/2016	\$125.00
<u>43277</u>	Washington State Patrol	3/3/2016	\$41.50
<u>43278</u>	Water Management Laboratories, Inc.	3/3/2016	\$21.00
<u>43279</u>	Yakima County Dept. of Corrections	3/3/2016	\$602.25
<u>EFT Payment 2/23/2016</u>	Dept of Licensing-Firearms Online	2/29/2016	\$90.00
<u>EFT Payment 2/23/2016</u>	U.S. Postal Service (CMRS-FP)	2/29/2016	\$400.00
<u>EFT Payment 2/23/2016</u>	Washington State Department of Revenue	2/29/2016	\$4,409.97
		<b>Total</b>	<b>\$116,384.78</b>

**BLACK DIAMOND SPECIAL JOINT  
CITY COUNCIL/PLANNING COMMISSION MEETING MINUTES  
February 9, 2016**

**CALL TO ORDER, FLAG SALUTE:**

Mayor Benson called the special joint meeting of the Council and Planning Commission to order at 7:30 p.m. and led us all in the Flag Salute.

**ROLL CALL:**

**PRESENT:** Councilmembers Deady, Morgan, Edelman, Weber and Pepper.  
Planning Commissioners, McCain, Davis, Ambur and Senecal.

**ABSENT:** None

Staff present were: Barbara Kincaid, Community Development Director and Brenda L. Martinez, City Clerk.

**WORK SESSION:**

**1) City's Comprehensive Plan Update**

**a. Receive New Comments**

Community Development Director Kincaid reported this being the second Comprehensive Plan update meeting. She noted collecting public input at these meetings regarding the seconds being discussed. She also noted creating comment cards and hopes folks use them to put down their thoughts and comments. All emails or comments received will be included in the packet under the public participation tab in their binder. This tab will be used to build the library for public participation and will be an important reference when deliberating and making decisions.

**b. Review Changes to Introduction Chapter based on January 12, 2016 Planning Commission Work Session**

Community Development Director Kincaid recapped the January meeting and gave an overview of the Growth Management Act.

She reported the material in tonight's packet is a new version of the Introduction Chapter with most of the changes being typos. She discussed the first sentence on page 2 was left hanging at the last meeting as there was discussion on the word "vibrant".

Councilmembers and Commissioners discussed different options for the word vibrant. Following discussion there was consensus to delete the word “vibrant” and insert the words “beautiful and active” in the first sentence of the introduction paragraph.

There was discussion by all on formatting of the document as well as and needed strikeouts changes in reference to children and seniors in the land use goal section and the shadow box on page 15. There was also consensus to make a change to the 1.5 The Black Diamond Vision to include the words “active and” after beautiful. Director Kincaid stated she will make the requested changes which come back to all in the next version of the document at the March meeting.

Councilmember Morgan referred to the natural environment goals and the interconnectedness of environment features. It was suggested by Councilmember Edelman to have Councilmember Morgan craft some language and send out the Council and Planning Commission to review.

**c. Review Community Characteristics and Demographics Chapter**

Community Development Director Kincaid discussed with Councilmembers and Commissioners how this chapter is trying to achieve getting all the data in one place as those are the data points that need to be looked at to understand what the community is all about – What does it mean? Definition of who we are. What are the characteristics of the community? Are we changing, where are we changing, and what is causing us to change? These questions are used to develop good policies moving forward.

Council discussion of this chapter included:

- Population and Growth Trends - How it aligns with the state and county.
- Gender and Age - Our population is growing faster than the county yet we have more young folks who are 19 and younger; a gap in the 20 -30 years of age.
- Race and Ethnicity - The city does have a diverse population overall.
- Educational Attainment – The city has more high school graduates that the county or state, however there is fewer college graduates with four year degrees.
- Household Composition – Traditionally Black Diamond has a higher percentage of two parent married households in 2000, however that is declining in 2010.
- Household Size - Black Diamond has larger household sizes that the county and state, however that is declining.
- Income – Medium household and median per capital incomes are higher than the county and state. At the same time, its average per capita income is lower than that of the county, but higher than the state. Higher income levels are a positive sign for the local economy and the support of local businesses.

- Employment – Top five job demographics per Table 2-3 on page 8
- Commute Time – Our residents need to commute longer. Commute farther to jobs, high commute costs are quality of life issues and the need to look at policies on how to create local jobs.
- Unemployment – The unemployment rate for Black Diamond residents was 3.3 percent in 2013, approximately half that of the state and county.
- Job/Housing Balance – This is another indicator of commute patterns, economic conditions, and overall quality of life in a community. Discussion on Jobs-to-household ratios.
- Future Conditions – Current snapshot. King County sets the growth targets for all the communities in this county. Planning horizon for this comprehensive plan update is 2035. The targeted growth forecast for Black Diamond is 2,204 housing units and 1,218 jobs. Discussion on figures not taking into account the MPDs and why our numbers are different. Working with PSRC to update their forecasts to accurately reflect the City's future. PSRC updated 2035 forecast resulted in a total population of 19,262 with 7,674 households and 3,709 jobs.
- Land Capacity – There is sufficient capacity within the boundaries of the City to accommodate the housing and job growth targets to 2035. Black Diamond does not have a diverse building stock and a lot of older homes. Develop policies to make sure we have substandard homes.

#### **d. Review Housing Appendix**

- Types of Housing and Structure – Black Diamond's housing supply is predominately composed of single-family residential structures.
- Age of Homes – Structure age is one indicator of the quality and condition of a community's housing stock.
- Housing Tenure and Vacancy Rates – Vacancy rates are driven by the supply and demand of housing in a given market. Tenure (own vs. rent) is another indicator of supply and demand. Black Diamond, the County, and Washington State have a higher proportion of owners than renters. Homeowner-occupied vacancy rates increased in the City between 2010-2014. During this time, county and state homeowner-occupied vacancy rates decreased slightly, whereas the City's increased.
- Housing Values – Home values reached their peak in 2010. The medium home value in Black Diamond in 2013 was \$295,900, which is higher than King County.
- Housing Targets, Forecasts, and Capacity – Black Diamond has sufficient land to accommodate the targeted and projected number of housing units for the year 2035. Referred to Table 6-6.
- Housing Affordability – Policies require that housing of all types be available to residents of all income levels.
- Income and Housing Costs – In the future Black Diamond should target strategies to increase the supply of homes in the very low and low income

housing supply categories to both meet demand and comply with County affordable housing targets.

- Cost Burden – Although Black Diamond has higher percentages per capital of moderate to high income earners than the Seattle MSA, 47 percent of households pay more than 30 percent toward rent or mortgages and 97 percent of these residents own their homes. This is an indicator that we need to work on affordable housing.
- Special Needs Housing – Currently Black Diamond does not have any special needs housing and needs to think about this when developing the policies.
- Housing for Homeless Persons – There was discussion about checking with Cheryl Hanson at the Community Center regarding their programs for addressing homelessness.
- Affordability Methodology – Housing statistics for the City were downloaded directly from the US Census American Fact Finder website on May 19, 2015.
- Housing Development Concept – Black Diamond is committed to preserving, improving, and developing housing for all income levels and to creating a more balanced housing supply.

Community Development Director Kincaid reported the next joint meeting on the Comprehensive Plan update will be March 8, 2016. Chapters to be reviewed are: Economic Development, Natural Development, and revisions made from tonight's meeting.

Councilmembers and Commissioners congratulated Director Kincaid on all her hard work on this important issue and the efficient use of time by having the joint sessions.

**ADJOURNMENT:**

The meeting was adjourned at 9:27:21 p.m.

ATTEST:

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Carol Benson, Mayor

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Brenda L. Martinez, City Clerk

# BLACK DIAMOND CITY COUNCIL MINUTES

February 18, 2016

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, Morgan, Edelman, Weber and Pepper.

**ABSENT:** None

Staff present: Andrew Williamson, MDRT/Economic Development; Jamey Kiblinger, Police Chief; and Brenda L. Martinez, City Clerk.

**APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS: None**

## CONSENT AGENDA:

A **motion** was made by Councilmember Morgan and **seconded** by Councilmember Pepper to adopt the Consent Agenda. Motion **passed** with all voting in favor (5-0). The Consent Agenda was approved as follows:

- 1) **Claim Checks** - February 18, 2016 - No. 43187 through No.43228 and EFTs in the amount of \$212,310.55
- 2) **Payroll** – January 30, 2016, No. 18757 through No. 18777 and ACH payment in the amount of \$261,230.02
- 3) **Minutes** – Council Meeting of January 7, 2016 and Council Meeting of February 4, 2016

## PUBLIC COMMENTS:

Roger Neal, AWC RMSA Program Manager welcomed the City of Black Diamond to the insurance pool. He discussed not thinking of the pool as an insurance agency but rather as a resource. He further discussed the types of issues and questions he receives from other cities. He noted reading the last minutes and discussed the difference between government structures. He distributed to Councilmembers copies of the Mayor and Councilmember Handbook.

Robbin Taylor, Black Diamond read her written comments in to the record which are attached and incorporated into the minutes.

Carol Lynn Harp, Black Diamond commented on the weight restrictions being posted and wondered if garbage trucks would be allowed to pick up garbage. Mayor Benson let her know this would not affect garbage service for customers.

**PUBLIC HEARINGS: None**

**UNFINISHED BUSINESS: None**

**NEW BUSINESS:**

**Resolution No. 16-1076, confirming the Mayor's appointment to the Planning Commission Position #1, first reading**

Councilmember Pepper noted this being the first reading of this resolution. She also noted that Mayor Pro-Tem Morgan has referred this item to the Growth Management, Land Use, and Community Services Council Committee.

There was discussion among Councilmembers of why this item was being referred to committee.

A **motion** was made by Councilmember Pepper and **seconded** by Councilmember Morgan to refer Resolution No. 16-1076 to the Growth Management, Land Use, and Community Services Council Committee meeting on February 24, 2016. Motion **passed** (3-2, Edelman, Deady).

**Resolution No. 16-1077, confirming the Mayor's appointment to the Planning Commission Position #2, first reading**

A **motion** was made by Councilmember Pepper and **seconded** by Councilmember Weber to refer Resolution No. 16-1077 to the Growth Management, Land Use, and Community Services Council Committee meeting on February 24, 2016. Motion **passed** (3-2, Edelman, Deady).

**Resolution No. 16-1078, confirming the Mayor's appointment to the Planning Commission Position #5, first reading**

A **motion** was made by Councilmember Pepper and **seconded** by Councilmember Weber to refer Resolution No. 16-1078 to the Growth Management, Land Use, and Community Services Council Committee meeting on February 24, 2016. Motion **passed** (3-2, Edelman, Deady).

**Resolution No. 16-1079, confirming the Mayor's appointment to the Civil Service Commission Position #3, first reading**

A **motion** was made by Councilmember Pepper and **seconded** by Councilmember Morgan to refer Resolution No. 16-1078 to the Government Operations and Administration Council Committee meeting on February 25, 2016. Motion **passed** (3-2, Edelman, Deady).

**DEPARTMENT REPORTS: None**

**MAYOR'S REPORT:**

Mayor Benson reported attending the SCATBd meeting and discussed delivering a State of the City PowerPoint presentation at the Chamber luncheon.

**COUNCIL REPORTS:**

Councilmember Deady reported attending the Domestic Violence meeting, joint Council/Planning Commission special meeting. She also discussed meeting with Roger Neal at the gym to do an inspection. She thanked the Public Works crew for getting the weight limit signs up on the city streets.

Councilmember Morgan reported attending the joint Council/Planning Commission special meeting and the WRIA watershed forum meeting. She discussed her work on language regarding the natural environment goals in the comprehensive plan.

Councilmember Edelman reported attending the Domestic Violence meeting, joint Council/Planning Commission special meeting. She also gave an update on the Public Issues Committee meeting she attended.

Councilmember Weber reported attending the joint Council/Planning Commission special meeting, two Budget/Finance/Administration Committee meetings, and a Government Operations and Administration Committee meeting. He encouraged citizens to participate in the online survey regarding the Comprehensive Plan update.

Councilmember Pepper reported attending the joint Council/Planning Commission special meeting and also attending committee meetings. She discussed researching laws, best practices and listening to the public. In closing she thanked everyone for coming out to the meeting.

**ATTORNEY REPORT: None**

**PUBLIC COMMENTS:**

Bob Edelman, Black Diamond read his written comments into the record which are attached and incorporated into the minutes. He also distributed to all Councilmembers a draft copy of a complaint for declaratory judgment he intends to file with King County Superior Court regarding the Council Rules that were adopted at the January 21, 2016 Council meeting.

Robbin Taylor, Black Diamond read her written comments into the record which are attached and incorporated into the minutes.

Gary Davis, Black Diamond commented that he has resigned his position on the Black Diamond Planning Commission effective March 31, 2016 and wanted to make sure that this doesn't fall through the cracks and is noticed.

Kristen Bryant, Bellevue discussed the Planning Commission appointment process under Mayor Gordon's term. She applauded the new Council for having a new process and read excerpts from RCW 35A.

**EXECUTIVE SESSION:**

At 8:00:41 p.m. Mayor Benson announced an executive session pursuant to RCW 42.30.140(4) to discuss collective bargaining. She stated the executive session is anticipated to last 30 minutes and no final action will be taken following the session.

The meeting was called back to order 8:30:06 p.m.

**ADJOURNMENT:**

A motion was made by Councilmember Weber and **seconded** by Councilmember Deady to adjourn the meeting. Motion **passed** with all voting in favor (5-0).

Meeting ended at 8:30:06 p.m.

ATTEST:

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Carol Benson, Mayor

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Brenda L. Martinez, City Clerk

Comments by Robbin Taylor 2-18-2016

#### 1<sup>st</sup> Comment Period

The Planning Commission Appointments will be referred to Committee this evening. There were four applications for three vacancies, of which one was withdrawn. Why does this have to go to Committee? Three vacancies and three applicants, not exactly much choice or decision making involved. The City was probably doing well to get an applicant for each vacancy. The Comprehensive Plan Update has just started and it is highly involved. The new Commissioners will need all the time they can get to acquaint themselves with not only the process, but the Comp Plan itself. If you send these to Committee you will be taking away two weeks of much needed education time, and instead allowing the new Commissioners only five days, and to what end? Sending these appointments to Committee does the City a great disservice. These appointments need to be made tonight so the new Commissioners can be ready to move forward at the next Planning Commission meeting.

At the February 11th Gov't Operations Committee meeting Brian Derdowski stated that he wrote the Council Rules. He said it was at the direction of Councilmembers Morgan and Pepper. This is absolutely no surprise to me, as Mr Derdowski has been looking for inroads so he can rewrite our Council Rules for years. Hence forth I shall be referencing these Rules as the "Derdowski Rules and Procedures"

At the Feb 4th Council meeting Councilmember Pepper assigned the Stormwater Grant Resolution 16-1074 to the Growth Management Committee. Two issues here:

1. Section 9.1 of the Derdowski Rules and Procedures state that the Mayor Pro Tempore shall assign all Ordinances and Resolutions to the appropriate Standing Committee. Councilmember Pepper was out of line to do so.
2. The Stormwater Grant Resolution 16-1074 should have been assigned to the Gov't Operations Committee as Stormwater is within the scope of issues reviewed by this Committee

Also at the Gov't Operations Committee meeting a member of Save Black Diamond made several suggested changes to the Derdowski Rules and Procedures, two of which are highly significant and will most likely take place since a Save Black Diamond member made the suggestion:

1. Do away with the work study on the second Thursday of the month
2. Create yet another position of power on the Council by instituting a Council Vice-President

I suggest to the Council majority to maintain the regularly scheduled Work Study so the five members of the Council have an opportunity to work together. It is not healthy governance to have only three of the five elected Councilmembers doing everything. Also, if the new majority insists on amending Derdowski's Rules and Procedures to include a Council Vice-President, then you will have a Council hierarchy with three Members holding special powers over and above the other two EQUALLY elected Members. You end up with a two-tier Council, and in reality a Council with only three seats. This is not healthy governance.

Two weeks ago, I sent a note to Councilmembers Morgan, Pepper, and Weber in which I discussed their implementation of new Council Rules. As we know, Brian Derdowski and Save Black Diamond were behind these actions.

I discussed in my note that when the Council was considering the revised rules, the City Attorney warned that they were illegal – that actions under the new rules could subject Council Members and their families to personal liability for adverse impacts. The City’s insurance carrier also warned that there would be a “good chance” that suits arising from illegal rules would fall under the exclusion clause of the City’s Coverage Agreement.

I ended my note with the following:

“I am concerned that Janie and I might need to defend ourselves against a lawsuit brought about by your illegal actions. If you continue down this road then I may find it necessary to seek a judicial remedy to prevent illegal rules from being implemented.”

There have been numerous events which show the Save Black Diamond Councilmembers will disrupt City government through the new rules, to what ends I can only speculate. Here are some examples:

1. The three requested that the planned Work Study Council Meeting with the insurance carrier be cancelled. This Work Study would have been a good opportunity for the Council to explore the City’s Coverage Agreement in depth. Cancellation of this meeting by the three can only be an act of willful ignorance.
2. The City is late in updating the Comprehensive Plan. The plan must be completed to prevent any negative consequences, such as elimination of state grants for failure to comply with the Growth Management Act. A joint meeting was scheduled with the Council and Planning Commission to discuss the update. The three City Councilmembers cancelled this joint meeting. The Planning Commission held the meeting anyway to continue the work plan.

Councilmember Weber was on a business trip but Councilmembers Morgan and Pepper actually showed up at the meeting. They arrived early thereby keeping any other Councilmember from attending since the participation of another Councilmember would have constituted a Council quorum meeting without proper notice.

3. The February 11 Government Operations Committee meeting included an agenda item to initiate review of the new Council rules. Brian Derdowski gave a lengthy presentation, speaking on behalf of the Committee. He and Councilmember Morgan made it clear that the new rules were their product and that he was at the meeting to tell the public what they meant. There was no discussion of the numerous changes proposed by the insurance carrier. There were questions and comments from the audience, to which Mr. Derdowski wouldn't or couldn't respond. As an example, I asked why a rule on closing debate had been changed. The old rule required a vote by all of the Councilmembers present minus one to close debate. That rule was consistent with Robert's Rules, which requires greater than a two-thirds majority to close debate to protect the rights of the minority. The change allowed a simple majority to close debate on a motion and prevent the minority from making any further comments. This gives the Save Black Diamond Councilmembers absolute control over debate.

Mr. Derdowski was later told by Councilmember Morgan that he should respond in writing rather than at the meeting. I don't know when, if ever, we will see responses or if he will ever respond to the insurance carrier comments.

4. A resolution for an agreement with the Department of Ecology for a routine stormwater capacity grant of \$50,000 was introduced at the February 4<sup>th</sup> Regular Council Meeting. Councilmember Morgan sent the resolution to committee for review even though the resolution had been available well in

advance of the Council Meeting for review by all five Councilmembers. The chair of the committee, Councilmember Pepper, sent a request for additional information about stormwater projects and prior related grants to the Mayor at 6:35 PM the night before her February 10 committee meeting. The Mayor responded on February 10 that the requested information would be sent the following day. Councilmembers Pepper and Weber chose to take no action, and implied that it was the Mayor's fault for not replying immediately to their last minute request. The resolution continues to be locked up in committee.

5. Finally, you are delaying the appointment of new Planning Commission members even though you had the wherewithal to make those decisions tonight. I don't know what you hope to accomplish. I hope you don't intend to discuss the pros and cons of each candidate in an open committee meeting.

It appears that the only way to resolve the attempt by the Save Black Diamond group of Councilmembers to take over City government is through the legal action that I spoke of before. I have prepared a complaint, which I intend to file with Superior Court, probably within a week. It's a plea for a declaratory judgment, intended to settle the legal questions. I hope that this course of action will settle the controversy.

Comments by Robbin Taylor 2-18-2016

2nd Comment Period

Minutes of Council Meetings are wonderful tools for the Public. Finally, the packet material for the last meeting in February holds the documents the new Council majority tried to ram through during the first meeting in January. This is the FIRST time any of the Public has had the opportunity to see just what this new transparent and open Council tried to do six weeks ago.

At the Jan 21<sup>st</sup> meeting Councilmember Morgan read a statement regarding the Resolution to change Council Rules. "These Rule changes appear before the Council in this form that sadly has not had the review I described was the concept at the Jan 7<sup>th</sup> meeting. The reason for this is because City officials were trying to rush the process I described and demanded product prematurely. That behavior on the part of the Mayor and Attorney has resulted in an imperfect product."

While it may be handy to blame the Mayor and the Attorney for an "imperfect product", right in your desired amendments to the Council Rules you stated that the amended Rules would be presented at the next regular Council meeting.

"The Mayor Pro-Tempore, with another Councilmember of his/her selection, is requested to propose an amended 'Rules of Procedure of the City Council of the City of Black Diamond, Washington' at the next Regular Meeting of the City Council." The "next Regular Meeting" was the Jan 21<sup>st</sup> meeting where you proceeded to blame the Mayor and Attorney for rushing your process and this gave you an "imperfect product".

I will restate this plainly so there is no misunderstanding. Your own amendment, which you tried to ram through on Jan 7<sup>th</sup>, stated you would bring back amended Rules on Jan 21<sup>st</sup>. Then on the 21<sup>st</sup> you blame the Mayor and Attorney for YOUR "imperfect product". I will also note that there is absolutely NOTHING in your proposed amendment that called for public review of the Rules prior to the next meeting on the 21<sup>st</sup>.

Lastly, the new majority has stated over and over that their purpose for holding Committee meetings in the evening is to increase Public participation. Holding a Committee meeting on a Legal Holiday does not square with that often vocalized ideal. By holding the Budget Committee meeting on Feb 15th you have shown again that what you say is different from what you do. What about the rotating Legal Holidays such as July 4th, Christmas or New Years? There are no issues that will come before any of your Committees which will be so urgent that the meetings cannot be rescheduled to the evening of the following business day. In fact, many three day holidays include Monday, so perhaps moving the Budget Committee to a different day of the week may actually be best, if you truly want increased Public participation.

# CITY COUNCIL AGENDA BILL

City of Black Diamond  
Post Office Box 599  
Black Diamond, WA 98010

ITEM INFORMATION		
<b>SUBJECT:</b>  <b>Resolution No. 16-1076, confirming the Mayor's appointment to the Planning Commission</b>	<b>Agenda Date: March 3, 2016</b>	
	<b>AB16-018A</b>	
	Mayor Carol Benson	X
	City Administrator	
	City Attorney Carol Morris	
	City Clerk – Brenda L. Martinez	
	Com Dev/Nat Res – Barb Kincaid	
	Finance – May Miller	
	MDRT/Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
Public Works – Seth Boettcher		
Court – Stephanie Metcalf		
Cost Impact (see also Fiscal Note): \$		
Fund Source: --		
Timeline:		
<b>Agenda Placement:</b> <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Two Councilmembers <input type="checkbox"/> Committee Chair <input type="checkbox"/> City Administrator		
<b>Attachments: Resolution No. 16-1076; application</b>		
<p><b>SUMMARY STATEMENT:</b></p> <p>Staff advertised for the three vacancies on the Planning Commission and four applications were received. An interview committee consisting of Mayor Benson, Councilmember Edelman, Councilmember Deady, and Community Development Director Barbara Kincaid interviewed all three applicants (one applicant withdrew from the process).</p> <p>After careful consideration, the Mayor is seeking confirmation of her appointment of Richard LaConte to the Black Diamond Planning Commission Position No. 1, with said term to expire December 31, 2018.</p> <p>FISCAL NOTE (Finance Department): N/A</p>		
<b>COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:</b> Growth Management, Land Use, and Community Services Committee discussed at their February 24, 2016 meeting.		
<b>RECOMMENDED ACTION: MOTION to adopt Resolution No. 16-1076, authorizing the Mayor's Planning Commission appointment of Richard LaConte to the Black Diamond Planning Commission Position No. 1.</b>		
RECORD OF COUNCIL ACTION		
<i>Meeting Date</i>	<i>Action</i>	<i>Vote</i>
February 18, 2016	Referred to Committee (3-2, Edelman, Deady)	
March 3, 2016		

**RESOLUTION NO. 16-1076**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
BLACK DIAMOND, KING COUNTY, WASHINGTON  
CONFIRMING THE MAYOR'S APPOINTMENT TO THE  
PLANNING COMMISSION**

**WHEREAS**, in accordance with Black Diamond Municipal Code 2.24.010, members of the Planning Commission shall be appointed by the Mayor and confirmed by the City Council; and

**WHEREAS**, this Resolution confirms the Mayor's appointment to the City of Black Diamond Planning Commission;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DOES RESOLVE AS FOLLOWS:**

**Section 1.** That the Mayor's appointment of Richard LaConte to the City of Black Diamond Planning Commission Position No. 1 is hereby confirmed; said term to expire on December 31, 2018.

**PASSED BY THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, AT A SPECIAL MEETING THEREOF, THIS 3RD DAY OF MARCH, 2016.**

CITY OF BLACK DIAMOND:

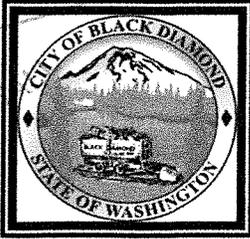
\_\_\_\_\_  
Carol Benson, Mayor

Attest:

\_\_\_\_\_  
Brenda L. Martinez, City Clerk

CITY OF BLACK DIAMOND  
RECEIVED  
JAN 7 2016

BY \_\_\_\_\_  
CITY \_\_\_\_\_



**CITY OF BLACK DIAMOND**  
**Commission Application**  
Mailing Address: PO Box 599  
Physical Address: 24301 Roberts Drive  
Black Diamond, WA 98010  
Phone: 360.886.5700 - Fax: 360.886.2592

Name: RICHARD J. LACONTE

Address: 22035 SE 288TH ST BLACK DIAMOND WA 98010

Home Phone: 360 886 2906 <sup>CELL</sup> Business Phone: 206 550 5428

Email address: rlcco451@comcast.net

How long at Residence: 20 YEARS Best time to contact: ANY TIME ON CELL PHONE

Commission desired: 1.) PLANNING  
2.) \_\_\_\_\_

Reason you are interested in serving: TO BE INVOLVED IN THE  
DEVELOPMENT OF BLACK DIAMOND'S FUTURE

Previous community activities: ELECTION CAMPAIGNING

Applicable education, occupational, and specialized experience: BS, AEROSPACE ENGRG  
(I'M AN AEROSPACE DESIGNER EXPERIENCED IN READING, WRITING,  
INTERPRETING AND EXECUTING DETAILED SPECIFICATION,  
Commissions make recommendations regarding monetary expenditures and/or benefits to certain areas of the Community.

1.) Can you foresee possible conflicts of interest with any of your current employment or civic positions:  
NO

2.) When making these recommendations do you feel you could be impartial and base your decision on the overall need and benefit of the Community: YES

Are there any days or evenings you are unavailable to meet? WEEKLY AFTER 4:30 PM

Signature: Richard J. Laconte Date: JAN 6 2016

# CITY COUNCIL AGENDA BILL

City of Black Diamond  
Post Office Box 599  
Black Diamond, WA 98010

ITEM INFORMATION		
<b>SUBJECT:</b>  <b>Resolution No. 16-1077, confirming the Mayor's appointment to the Planning Commission</b>	<b>Agenda Date: March 3, 2016</b>	
	<b>AB16-019A</b>	
	Mayor Carol Benson	X
	City Administrator	
	City Attorney Carol Morris	
	City Clerk – Brenda L. Martinez	
	Com Dev/Nat Res – Barb Kincaid	
	Finance – May Miller	
	MDRT/Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
Public Works – Seth Boettcher		
Court – Stephanie Metcalf		
Cost Impact (see also Fiscal Note): \$		
Fund Source: --		
Timeline:		
<b>Agenda Placement:</b> <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Two Councilmembers <input type="checkbox"/> Committee Chair <input type="checkbox"/> City Administrator		
<b>Attachments: Resolution No. 16-1077; application</b>		
<p><b>SUMMARY STATEMENT:</b></p> <p>Staff advertised for the three vacancies on the Planning Commission and four applications were received. An interview committee consisting of Mayor Benson, Councilmember Edelman, Councilmember Deady, and Community Development Director Barbara Kincaid interviewed all three applicants (one applicant withdrew from the process).</p> <p>After careful consideration, the Mayor is seeking confirmation of her appointment of Tori Ammons to the Black Diamond Planning Commission Position No. 2, with said term to expire December 31, 2019.</p> <p>FISCAL NOTE (Finance Department): N/A</p>		
<b>COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:</b> Growth Management, Land Use, and Community Services Committee discussed at their February 24, 2016 meeting.		
<b>RECOMMENDED ACTION: MOTION to adopt Resolution No. 16-1077, authorizing the Mayor's Planning Commission appointment of Tori Ammons to the Black Diamond Planning Commission Position No. 2.</b>		
RECORD OF COUNCIL ACTION		
<i>Meeting Date</i>	<i>Action</i>	<i>Vote</i>
February 18, 2016	Referred to Committee	(3-2, Edelman, Deady)
March 3, 2016		

**RESOLUTION NO. 16-1077**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
BLACK DIAMOND, KING COUNTY, WASHINGTON  
CONFIRMING THE MAYOR'S APPOINTMENT TO THE  
PLANNING COMMISSION**

**WHEREAS**, in accordance with Black Diamond Municipal Code 2.24.010, members of the Planning Commission shall be appointed by the Mayor and confirmed by the City Council; and

**WHEREAS**, this Resolution confirms the Mayor's appointment to the City of Black Diamond Planning Commission;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DOES RESOLVE AS FOLLOWS:**

**Section 1.** That the Mayor's appointment of Tori Ammons to the City of Black Diamond Planning Commission Position No. 2 is hereby confirmed; said term to expire on December 31, 2019.

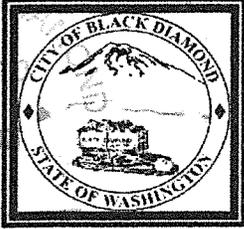
**PASSED BY THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, AT  
A SPECIAL MEETING THEREOF, THIS 3RD DAY OF MARCH, 2016.**

CITY OF BLACK DIAMOND:

\_\_\_\_\_  
Carol Benson, Mayor

Attest:

\_\_\_\_\_  
Brenda L. Martinez, City Clerk



# CITY OF BLACK DIAMOND

## Commission Application

Mailing Address: PO Box 599

Physical Address: 24301 Roberts Drive  
Black Diamond, WA 98010

Phone: 360.886.5700 - Fax: 360.886.2592

CITY OF BLACK DIAMOND  
RECEIVED  
JAN 6 2015  
BY \_\_\_\_\_

Name: Tori Ammons

Address: PO Box 388 Black Diamond, WA 98010

Home Phone: 253-205-1734 cell Business Phone: 360-469-4637

Email address: tammons@auburn.wednet.edu

How long at Residence: 11 yrs Best time to contact: afternoons or evenings

Commission desired: 1.) Planning Commission #7, #1 or #5  
2.) \_\_\_\_\_

Reason you are interested in serving: To serve our community. I am a resident and business owner and I want to continue to make Black Diamond a great place to live.

Previous community activities: Labor Day Committee (Vendor Chair) 2014-2015, Miners Day Committee (5K Co-Race director, M.C.) 2012-2015

Applicable education, occupational, and specialized experience: BA - Sociology - focus law and social control, B.A. - Social Studies, 2nd Teaching Certificate, Miner Women Studies, Business Owner - Black Bear Outpost - Resume attached.  
Commissions make recommendations regarding monetary expenditures and/or benefits to certain areas of the Community.

1.) Can you foresee possible conflicts of interest with any of your current employment or civic positions:  
No

2.) When making these recommendations do you feel you could be impartial and base your decision on the overall need and benefit of the Community: Yes

Are there any days or evenings you are unavailable to meet? no

Signature: Tori Ammons Date: 11/13/15

## TORI T. AMMONS

PO Box 388  
Black Diamond, WA 98010  
253-205-1734  
tammons@auburn.wednet.edu

### EDUCATION:

Washington State University, December 1996  
B.A.—Sociology, focus in Law and Social Control  
Minor—Women Studies  
Eastern Washington University, December 2003  
B.A.—Social Studies  
Secondary Teaching Certificate endorsed in Social Studies and History

### SKILLS SUMMARY:

#### Organizational

- Organized and planned 50+ vendors for local events
- Co-directed local 5k race
- Organized and facilitated group activities and projects
- Prepared lessons and classroom for efficient learning
- Used online record keeping for all track meets and athletes
- Proficient in Microsoft and Google docs and forms

#### Communicative

- Instructed students in Advanced Placement US Government and Politics, World History, U.S. History, Global Issues, Civics, and WA State History
- Participated in teacher workshops and tuning protocols
- Provided personal and academic counseling to students
- Researched and led discussions on various topics

#### Administrative

- Member SIP Team, Leadership Team, Power Standards Team
- Department Head and PLC Team Leader
- Master Teacher for Student Teachers
- Coordinated AMHS Summer School and Recapture programs
- Supervised student leaders in Women Studies program
- Attended coaches meetings and made decisions as a head coach
- Managed busy fuel-supply company

### WORK EXPERIENCE:

Teacher -- Auburn Mountainview High School, Auburn, WA  
(2005-Current)

Assignments in AP US Government, World History Honors, World History, Sociology, Washington State History, Global Issues, Civics, Summer School and Recapture Teacher

Social Studies Department Chair – Auburn Mountainview High School, Auburn, WA (2008-Current)

Business Owner – Black Bear Outpost, Black Diamond, WA (2013-Current) Propane sales, delivery, service work and gift shop

Head Cross Country and Head Track and Field Coach -- Green River Community College, Auburn, WA (2009 – 2014)  
Auburn Mountainview High School, Auburn, WA (2005-2009)

Teacher -- Auburn Senior High School, Auburn, WA (2004-2005)  
Assignments in World History and Global Issues

Assistant Track Coach -- Kent-Meridian High School, WA (2004-2005)  
Medical Lake High School, WA (2003), Moscow, High School, ID (2002),  
Enumclaw High School, WA (1998-2001)

Office Manager--TAAR Petroleum, Inc. Enumclaw, WA (1997-2001).

Teaching Assistant--Women Studies, Washington State University,  
Pullman, WA (1996).

#### **ACTIVITIES:**

- Miners Day Committee – 5K Race Co-Director (2012-Current)
- Labor Day Committee – Vendor and Citizenship Award Chair (2014-Present)
- Green River Community College Head X-C Coach (2009-2014)
- Green River Community College Head Track Coach (2011-2014)
- Auburn Mountainview High School Head X-C Coach (2005-2008)
- Auburn Mountainview High School Head Track Coach (2006-2009)
- Kent-Meridian High School Assistant Track Coach (2004-2005)
- Medical Lake High School Assistant Track Coach (2003)
- Eastern Washington University Assistant Track Coach (2002)
- Moscow High School Assistant Track Coach (2002)
- Enumclaw High School Assistant Track Coach (1998-2001)
- Washington State University Varsity Track and Field (1992-1996)

#### **AWARDS:**

- History Teacher of the Year – WA State – DAR (2014)
- Eastern Washington University Dean’s List (2002-2003)
- Washington State University President’s Honor Roll (2001-2002)
- PAC 10 All Academic Team (1996)
- MVP Women’s Track, Washington State University (1995)
- Washington State Champion Track and Field 100m Hurdles (1991 & 1992)
- Washington State Champion Track and Field 300m Hurdles (1991 & 1992)
- Washington State History Day Winner (1991)

#### **REFERENCES:**

- |                 |                                |              |
|-----------------|--------------------------------|--------------|
| -Terri Herren   | AMHS Principal                 | 253-804-4539 |
| -Andrea McHenry | AMHS Assistant Principal       | 253-804-4539 |
| -Monte Eckelman | AMHS Assistant Principal       | 253-804-4539 |
| -Bob Kickner    | GRCC Athletic Director         | 253-833-9111 |
| -Eric Arnold    | AMHS Social Studies Teacher    | 253-804-4539 |
| -Todd Baker     | Mentor Teacher                 | 425-413-5672 |
| -Mira Hoke      | Community Outreach Coordinator | 360-886-2963 |

# CITY COUNCIL AGENDA BILL

City of Black Diamond  
Post Office Box 599  
Black Diamond, WA 98010

ITEM INFORMATION		
<b>SUBJECT:</b>  <b>Resolution No. 16-1078, confirming the Mayor's appointment to the Planning Commission</b>	<b>Agenda Date: March 3, 2016</b>	
	<b>AB16-020A</b>	
	Mayor Carol Benson	X
	City Administrator	
	City Attorney Carol Morris	
	City Clerk – Brenda L. Martinez	
	Com Dev/Nat Res – Barb Kincaid	
	Finance – May Miller	
	MDRT/Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
Public Works – Seth Boettcher		
Court – Stephanie Metcalf		
Cost Impact (see also Fiscal Note): \$		
Fund Source: --		
Timeline:		
<b>Agenda Placement:</b> <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Two Councilmembers <input type="checkbox"/> Committee Chair <input type="checkbox"/> City Administrator		
<b>Attachments: Resolution No. 16-1078; application</b>		
<p><b>SUMMARY STATEMENT:</b></p> <p>Staff advertised for the three vacancies on the Planning Commission and four applications were received. An interview committee consisting of Mayor Benson, Councilmember Edelman, Councilmember Deady, and Community Development Director Barbara Kincaid interviewed all three applicants (one applicant withdrew from the process).</p> <p>After careful consideration, the Mayor is seeking confirmation of her appointment of Tom Ekberg to the Black Diamond Planning Commission Position No. 5, with said term to expire December 31, 2016.</p> <p>FISCAL NOTE (Finance Department): N/A</p>		
<b>COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:</b> Growth Management, Land Use, and Community Services Committee discussed at their February 24, 2016 meeting.		
<b>RECOMMENDED ACTION: MOTION to adopt Resolution No. 16-1078, authorizing the Mayor's Planning Commission appointment of Tom Ekberg to the Black Diamond Planning Commission Position No. 5.</b>		
RECORD OF COUNCIL ACTION		
Meeting Date	Action	Vote
February 18, 2016	Referred to Committee	(3-2, Edelman, Deady)
March 3, 2016		

**RESOLUTION NO. 16-1078**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
BLACK DIAMOND, KING COUNTY, WASHINGTON  
CONFIRMING THE MAYOR'S APPOINTMENT TO THE  
PLANNING COMMISSION**

**WHEREAS**, in accordance with Black Diamond Municipal Code 2.24.010, members of the Planning Commission shall be appointed by the Mayor and confirmed by the City Council; and

**WHEREAS**, this Resolution confirms the Mayor's appointment to the City of Black Diamond Planning Commission;

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DOES RESOLVE AS FOLLOWS:**

**Section 1.** That the Mayor's appointment of Tom Ekberg to the City of Black Diamond Planning Commission Position No. 5 is hereby confirmed; said term to expire on December 31, 2016.

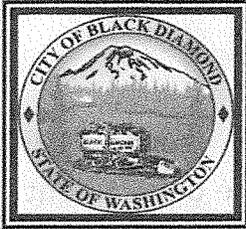
**PASSED BY THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, AT  
A SPECIAL MEETING THEREOF, THIS 3RD DAY OF MARCH, 2016.**

CITY OF BLACK DIAMOND:

\_\_\_\_\_  
Carol Benson, Mayor

Attest:

\_\_\_\_\_  
Brenda L. Martinez, City Clerk



**CITY OF BLACK DIAMOND**  
Commission Application  
Mailing Address: PO Box 599  
Physical Address: 24301 Roberts Drive  
Black Diamond, WA 98010  
Phone: 360.886.5700 - Fax: 360.886.2592

RECEIVED  
JAN 7 2016  
CITY HALL

Name: Tom Ekberg

Address: [REDACTED]

Home Phone: [REDACTED] Business Phone: [REDACTED]

Email address: [REDACTED]

How long at Residence: 10 years Best time to contact: 4:30 p.m.

Commission desired: 1.) Planning  
2.)

Reason you are interested in serving:

I feel it is about time I gave something back to the city by serving on this commission.

Previous community activities: City of Anna Technology Board  
Doorbelling for Save Black Diamond

Applicable education, occupational, and specialized experience: MBA with emphasis in Engineering,  
BS and MS in Computer Science, 6 years at University of Washington Medical Center, (over)

Commissions make recommendations regarding monetary expenditures and/or benefits to certain areas of the Community.

1.) Can you foresee possible conflicts of interest with any of your current employment or civic positions:  
No

2.) When making these recommendations do you feel you could be impartial and base your decision on the overall need and benefit of the Community: absolutely certain

Are there any days or evenings you are unavailable to meet? None

Signature: Tom Ekberg Date: January 6, 2016