

Resolution No. 09-571

AN EMERGENCY RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, AFFIRMING THE DETERMINATION OF THE MAYOR THAT A WEATHER-RELATED EMERGENCY EXISTS WITHIN THE CITY AND AUTHORIZING THE MAYOR TO TAKE ACTION AS NEEDED TO PROTECT PUBLIC HEALTH AND SAFETY AND PUBLIC PROPERTY

WHEREAS, a combination of historically large amounts of snow in the mountains of western Washington state over the past two weeks, record-breaking heavy rainfall in the past 72 hours in the vicinity of Black Diamond, and unusually high temperatures, have resulted in warnings of serious flooding of low-lying streets and has already caused damage to roads and other public and private property within the city; and

WHEREAS, the Mayor determined that this situation constitutes an emergency as defined by RCW 38.52 that necessitated exercising the emergency powers granted to the Mayor as Director of Emergency Services pursuant to chapter 2.44 of the Black Diamond Municipal Code, including emergency purchasing authority pursuant to BDMC 2.44.090 and general purchasing authority for amounts up to \$7,500 pursuant to city ordinance number 08-559; and

WHEREAS, the Mayor issued an Emergency Proclamation noting that this emergency existed and formally invoking his authority under law to take all necessary steps to protect the public; and

WHEREAS, this Proclamation noted that the City Council of the City of Black Diamond shall review the Mayor's decision at the earliest practical time; and

WHEREAS, a regular meeting of the City Council had already been scheduled for the same day that the Proclamation was issued, allowing review of the Proclamation to be considered as an emergency addition to the agenda; and

WHEREAS, having heard testimony from the Mayor and city staff regarding the conditions in the city created by the recent extreme weather and the need for the Mayor to be able to act swiftly in response to these conditions,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND
HEREBY RESOLVES AS FOLLOWS:

Section one. The City Council agrees that an emergency existed such that the Mayor's
Emergency Proclamation was appropriate and proper.

RESOLVED this 8th day of January, 2009.

CITY OF BLACK DIAMOND


Mayor Howard Botts

ATTESTED BY:


Brenda L. Streepy, City Clerk

DATE OF PASSAGE BY THE CITY COUNCIL: _____

DATE OF FILING WITH THE CITY CLERK: _____

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