



CITY OF BLACK DIAMOND
April 16, 2015 Regular Business Meeting Agenda
25510 Lawson St., Black Diamond, Washington

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

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

CONSENT AGENDA:

- 1) **Claim Checks** – April 16, 2015, No. 42147 through No. 42192 and EFTs in the amount of \$129,798.41
- 2) **Payroll Checks** – March 31, 2015, No. 18534 through No. 18554 (voided No's 18537, 18550) and ACH payment in the amount of \$265,691.81
- 3) **Minutes** – Council Meetings of March 19, 2015, April 2, 2015, and Work Session of April 9, 2015

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 and address. 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:

UNFINISHED BUSINESS:

NEW BUSINESS:

- 4) **AB15-034** – Resolution Authorizing Purchase of Truck and Equipment for MDRT Dept. Mr. Williamson
- 5) **AB15-035** – Ordinance Adopting Findings and Conclusions for Extension of MPD Zoning Moratorium Mr. Nix

DEPARTMENT REPORTS:

- Public Works – Council Dias Discussion and Decision Mr. Boettcher

MAYOR'S REPORT:

COUNCIL REPORTS:

A. Council Standing Committees and Regional Committees

- Councilmember Deady – Chair – Public Safety Committee; Budget, Finance and Administration Committee; Domestic Violence Committee
- Councilmember Morgan – Planning and Community Service Committee; Cemetery and Parks Committee; Water Resource Inventory Area Committee (WRIA 9)
- Councilmember Edelman – Chair - Budget, Finance, Administration Committee; Chair - Planning and Community Service Committee; Public Issues Committee (PIC)
- Councilmember Goodwin – Cemetery and Parks Committee; Public Works Committee

- Councilmember Taylor, Chair - Public Works Committee; Public Safety Committee

ATTORNEY REPORT:

PUBLIC COMMENTS:

ADJOURNMENT:

CITY COUNCIL AGENDA BILL

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

ITEM INFORMATION		
SUBJECT: AB15-034 Resolution authorizing a new truck, tools and equipment for the MDRT inspector	Agenda Date: April 16, 2015	
	AB15-034	
	Mayor Carol Benson	
	City Administrator	
	City Attorney Carol Morris	
	City Clerk – Brenda L. Martinez	
	Com Dev/Nat Res – Aaron Nix	
	Finance – May Miller	
	MDRT/Ec Dev – Andy Williamson	X
Cost Impact (see also Fiscal Note): not to exceed \$40,000.00	Police – Chief Kiblinger	
Fund Source: -- MDRT budget	Public Works – Seth Boettcher	
Timeline:	Court – Stephanie Metcalf	
Agenda Placement: <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Two Councilmembers <input type="checkbox"/> Committee Chair <input type="checkbox"/> City Administrator		
Attachments: Resolution No.15-1024; supporting documents		
<p>SUMMARY STATEMENT:</p> <p>The MDRT team needs to purchase a truck to perform the inspection needs of the MPD projects. The truck will be purchased from the state bid process.</p> <p>The money has been requested and the city has received the funds to purchase the vehicle. We will need to outfit the truck with tools, graphics and necessary safety equipment that we will purchase locally.</p> <p>FISCAL NOTE (Finance Department): A Budget of \$50,000 for the MDRT Inspector Truck and Equipment was approved for 2015. Funds have been received through the Funding Agreement to pay for the purchase.</p>		
<p>COUNCIL COMMITTEE REVIEW AND RECOMMENDATION: The Finance Committee reviewed this item at their March 26, 2014 meeting and recommended approval.</p>		
<p>RECOMMENDED ACTION: MOTION to approve Resolution No. 15-1024, authorizing the purchase of a new truck and equipment for the MDRT Department.</p>		
RECORD OF COUNCIL ACTION		
Meeting Date	Action	Vote
April 16, 2015		

RESOLUTION NO. 15-1024

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BLACK DIAMOND, KING COUNTY, WASHINGTON
AUTHORIZING THE PURCHASE OF A 2015 CHEVROLET
4x4 EXTRA CAB AND EQUIPMENT FOR THE MASTER
DEVELOPMENT REVIEW TEAM CONSTRUCTION
INSPECTOR**

WHEREAS, the City needs to purchase an equipped vehicle for the Master Development Review Team Construction Inspector within a budget of \$40,000; and

WHEREAS, purchasing vehicles through Washington State Office of Procurement meets the competitive bid requirements; and

WHEREAS, a 2015 Chevrolet 4x4 Extra Cab Truck outfitted with tools, graphics and safety equipment to provide room for several passengers, and maneuverability around construction sites; and

WHEREAS, the Master Developer is required to provide the equipment needed for the Master Development Review Team;

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

Section 1. Authorize the Mayor to purchase a 2015 Chevrolet 4x4 Extra Cab through the Washington State Office of Procurement and the necessary equipment not to exceed \$40,000.

PASSED BY THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, AT A REGULAR MEETING THERE OF, THIS 16TH DAY OF MAY, 2015.

CITY OF BLACK DIAMOND:

Carol Benson, Mayor

Attest:

Brenda L. Martinez, City Clerk



CITY OF BLACK DIAMOND

Interoffice Memorandum

TO: MAYOR BENSON AND CITY COUNCIL MEMBERS

FROM: ANDREW WILLIAMSON

SUBJECT: MDRT TRUCK AND EQUIPMENT

DATE: 4/6/15

THE ADDITIONAL FUNDS I HAVE REQUESTED FOR THE TRUCK PURCHASE ARE IN THE MDRT 2015 BUDGET TRUCK FUND OF \$50,000.00.

I AM REQUESTING TO BE ALLOWED NOT TO EXCEED \$40,000.00 WITH THE TRUCK PURCHASE AND THE ADDITIONAL EQUIPMENT PURCHASES.

THE ADDITIONAL EQUIPMENT WILL CONSIST OF THE FOLLOWING ITEMS; VEHICLE DECALS, FLASHLIGHT, MEASURING WHEEL, MANHOLE PULLER, TAPE MEASURES, LEVELS, FIRE EXTINGUISHER, AND FIRST AID KIT, SPILL KIT AND VARIOUS SMALL HAND TOOLS THAT ARE NECESSARY FOR AN CONSTRUCTION INSPECTOR.

RESPECTFULLY



ANDREW WILLIAMSON

Truck Performance NorthWest

18421 Renton Maple Valley Hwy SE
PO Box 504
Maple Valley, WA 98038

Invoice

Date	Invoice #
3/19/2015	26672

Bill To
City of Black Diamond

Ship To

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
			3/19/2015			

Quantity	Item Code	Description	Price Each	Amount
1	misc	dee zee cab guard	399.99	399.99T
1	misc	install	75.00	75.00T
2	misc	dee zee 48in side box	259.99	519.98T
1	misc	install	90.00	90.00T
1	misc	clear strobe light	279.99	279.99T
1	misc	install	150.00	150.00T
1	misc	strobe kit	249.99	249.99T
1	misc	install	295.00	295.00T
		State Sales Tax	8.60%	177.16

Phone #

Fax #

425.432.7276

425.413.1522

Total

\$2,237.11

Kevin Esping

From: NOREPLY@des.wa.gov
Sent: Wednesday, March 04, 2015 8:15 AM
To: Kevin Esping
Cc: Steve.Hatfield@des.wa.gov
Subject: Vehicle Quote - 2015-3-37 - BLACK DIAMOND, CITY OF - 21705

Vehicle Quote Number: 2015-3-37

[Create Purchase Request](#)

[View organization purchase requests](#)

This is a **quote** only. You must create a purchase request to order this vehicle(s)

Contract & Dealer Information

Contract #: 03813

Dealer: Bud Clary Chevrolet (W262)

Dealer Contact: Becky Davis

Dealer Phone: (360) 423-1700

Organization Information

Organization: BLACK DIAMOND, CITY OF - 21705

Email: kesping@ci.blackdiamond.wa.us

Color Options

Summit White - 1

Tax Exempt: N

Vehicle Options

Order Code	Option Description	Qty	Unit Price	Ext. Price
2315-823-001	2015 Chevrolet Silverado 1/2 Ton Pickup (4WD), Extended Cab	1	\$24,799.00	\$24,799.00
2315-823-003	Credit for pickup from Dealer (Orders for Western Washington) (Deduct)	1	+\$(\$100.00)	+\$(\$100.00)
2315-823-006	Bedliner, Spray On (Over the Rails and Tailgate) (DLR)	1	\$390.00	\$390.00
2315-823-009	Differential, Limited Slip (G80)	1	\$348.00	\$348.00
2315-823-013	Mats, Rubber Floor (DLR)	1	\$135.00	\$135.00
2315-823-015	Mud Flaps, Front & Rear (DLR)	1	\$135.00	\$135.00
2315-823-019	Seating, Alternative (40/20/40 CLOTH WITH LOCKABLE STORAGE. INCLUDES POWER DRIVER SEAT) (AZ3)	1	\$375.00	\$375.00
2315-823-023	Stability Control System (FCY/STD)	1	\$0.00	\$0.00
2315-823-024	Stock vehicle Upcharge, dealer stock vehicle with all contract required equipment, delivery 7 days (DLR)	1	\$250.00	\$250.00
2315-823-025	Tires On-Off Road (Set of 5) (LT265/70R17C) (RCM)	1	\$330.00	\$330.00
2315-823-026	Tow Hooks, Front (V76)	1	\$48.00	\$48.00
2315-823-027	Trailer Brake Controller (JL1)	1	\$210.00	\$210.00
2315-823-028	Undercoating (DLR)	1	\$190.00	\$190.00

2315-823-029 Warranty, Delayed Start, Must Notify Dealer of In-service Date for WEB-Based Application	1	\$0.00	\$0.00
2315-823-031 Trailing package Z82	1	\$330.00	\$330.00

Quote Totals

		Total Vehicles:	1
		Sub Total:	\$27,440.00
		8.3 % Sales Tax:	\$2,277.52
		Quote Total:	\$29,717.52

Vehicle: 2015 Chevrolet Silverado 1/2 Ton Pickup (4WD), Extended Cab

Contract #: 03813 - Trucks

Dealer: Bud Clary Chevrolet

Vehicle Standard Specifications And Additional Information

Specification Description	Specification
GVWR (6000# Minimum)	7100#
Engine (Minimum 3.6L V6)	4.3L V6
Box Length	6.5 Ft
Air Bags, Driver and Front Passenger	FCY/STD
Air Conditioning	FCY/STD
Alternator (Minimum 100AMP)	155 AMP
Battery (Minimum 600 CCA)	750 CCA
Brakes, HD Power 4 Wheel, Anti-Locking System	FCY/STD
Bumper, HD Rear Step	FCY/STD
Cigarette Lighter or Auxiliary Power Source	FCY/STD
Cruise Control/Tilt Steering Wheel	FCY/STD
Dome Light	FCY/STD
Door Trim Panels	FCY/STD
Floor Covering, Vinyl	FCY/STD
Fuel Capacity	26 Gallon
Gauges In Lieu of Warning Lights (FCY)	Speedometer, Tachometer, Volt, Fuel, Coolant temp
Glass, Tinted All Around	FCY/STD
Headliner, Non Metallic	FCY/STD
Keys, Four (4) Set of Exterior Keyed Door Locks, Driver & Front Passenger Doors, or Remote Keyless E	DLR
Mirrors, Heated Manufacturer's Standard Exterior Mirrors, L & R	FCY/STD
Power Group (Windows, Door Locks, Mirrors)	FCY/STD
Radio, AM/FM (Factory Installed)	FCY/STD
Rear Axle Ratio	3.42
Seating, Head Restraint Type, Vinyl or Cloth Front Bench Folding	Vinyl

Spare Tire Carrier, Jack, Lug Wrench Full size conventional spare	FCY/STD
Steering, Power	FCY/STD
Tires, Radial, All Season, Matching Full Size Spare Tire and Wheel	P265/70R17
Transmission, Automatic	FCY/STD
Wipers, Intermittent	FCY/STD
Factory Warranty	3 Yr/36,000 (BTB),
BTB = Bumper to Bumper	5 Yr/60,000 (DT)
DT = Drivetrain	
Equipment above, if any, that will not be OEM factory installed	None
Ground Clearance	8.7"
Tire chain compatible as equipped above	Yes/Chains
Mercury Content, If Any, In Vehicle	None
Vehicle Emission Level Certification (CA)	50 STATE
EPA Estimated MPG as equipped above	City 17 Hwy 22
NHTSA Crash Test Ratings (1 to 5 stars)	Frontal, Driver - NR
NHTSA Crash Test Ratings (1 to 5 stars)	Passenger - NR
NHTSA Crash Test Ratings (1 to 5 stars)	Side/Front - NR
NHTSA Crash Test Ratings (1 to 5 stars)	Side/Rear - NR
NHTSA Crash Test Ratings (1 to 5 stars)	Rollover - NR
Days to Deliver after receipt of order	90 to 120
Starting Date of Model Year Production	In Production

CITY COUNCIL AGENDA BILL

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

ITEM INFORMATION		
SUBJECT: AB15-035 Ordinance relating to land use and zoning, adopting findings of fact to support a six-month moratorium on the acceptance of applications for new development within the MPD District, exempting certain property and applications.	Agenda Date: April 16, 2015	
	AB15-035	
	Mayor Carol Benson	
	City Administrator	
	City Attorney Carol Morris	Reviewed
	City Clerk – Brenda L. Martinez	
	Community Dev/NR – Aaron Nix	X
	Finance – May Miller	
	Economic Development/MDRT – Andy Williamson	
	Police – Chief Kiblinger	
Cost Impact (see also Fiscal Note): N/A	Public Works – Seth Boettcher	
Fund Source: N/A	Court Administrator – Stephanie Metcalf	
Timeline:	Court Administrator – Stephanie Metcalf	
Agenda Placement: <input checked="" type="checkbox"/> Mayor <input type="checkbox"/> Two Councilmembers <input type="checkbox"/> Committee Chair <input type="checkbox"/> City Administrator		
Attachments: Ordinance No. 15-1052, Ordinance No. 15-1050; Zoning Map		
SUMMARY STATEMENT: <p>On February 19, 2015, the Council adopted Ordinance No. 15-1050 and extending a moratorium on the acceptance of applications for new development within the Master Planned Development district, (excluding any applications subject to the development agreements approved for The Villages and Lawson Hills); defined the applications subject to the moratorium, directed staff to set a date for a public hearing within the next sixty days, established six months as the tentative effective period until the council public hearing on the continued maintenance of the moratorium.</p> <p>At the April 2, 2015 meeting Council conducted a public hearing on the moratorium and directed staff to prepare findings of fact. The new ordinance contains findings of fact which support the moratorium's continued maintenance. This moratorium is authorized pursuant to RCW 35A.63.220 and RCW 36.70A.390.</p> <p>FISCAL NOTE (Finance Department): N/A</p>		
COUNCIL COMMITTEE REVIEW AND RECOMMENDATION: n/a		
RECOMMENDED ACTION: MOTION to adopt Ordinance No. 15-1052, relating to land use and zoning, adopting findings of fact to support a six-month moratorium on the acceptance of applications for new development within the Master Planned Development (MPD) district, exempting certain property and applications.		
RECORD OF COUNCIL ACTION		
Meeting Date	Action	Vote
April 16, 2015		

ORDINANCE NO. 15-1052

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, RELATING TO LAND USE AND ZONING, ADOPTING FINDINGS AND CONCLUSIONS IN SUPPORT OF THE CONTINUANCE OF A SIX MONTH EXTENSION OF A MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS FOR NEW DEVELOPMENT WITHIN THE MASTER PLANNED DEVELOPMENT (MPD) DISTRICT, EXCLUDING ANY APPLICATIONS SUBJECT TO THE DEVELOPMENT AGREEMENTS APPROVED FOR THE MPD DEVELOPMENTS ENTITLED THE VILLAGES AND LAWSON HILLS.

WHEREAS, on May 1, 2014, the City adopted Ordinance 14-1025, which imposed a six-month moratorium on the City's acceptance of certain applications for development for property zoned Master Planned Development ("MPD"); and

WHEREAS, on August 21, 2014, the City Council adopted Ordinance 14-1034, extending the moratorium for another six months; and

WHEREAS, on February 19, 2015, the City Council adopted Ordinance 15-1050, extending the moratorium for another six months; and

WHEREAS, on April 2, 2015, the City Council held a public hearing on the continued maintenance of this moratorium for the six month period established in Ordinance 15-1050; and

WHEREAS, after this public hearing, the Council voted to continue the extension of the existing moratorium on the acceptance of development applications for any "development activity," "development permit" or "project permit" as defined below, for any property within the Master Plan Development (MPD) district (excluding any applications subject to the development agreements approved for the Villages and Lawson Hills developments), as shown

on the City's Official Zoning Map, a copy of which is attached hereto as Exhibit A and incorporated herein by this reference for another six months; Now, therefore,

THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON,
ORDAINS AS FOLLOWS:

Section 1. Findings. A public hearing was held by the City Council on the moratorium extension in Ordinance 15-1050. Here is a summary of the testimony received during that hearing:

Carol Morris. In the agenda bill for this public hearing, City Attorney Carol Morris summarized the need for the extension of the moratorium in order to perform the necessary steps in the adoption of new development regulations to replace the MPD zone.

Aaron Nix. Community Development Director Aaron Nix explained that the moratorium needed to be extended because of ongoing and as yet incomplete discussions with the owner of property within the Moratorium area and the City of Black Diamond. He referenced a letter dated March 31, 2015, which was sent to the City by Property Owner William Kombol, Manager of Palmer Coking Coal Company. Mr. Nix further explained that the MPD moratorium continues to be a priority that Staff is giving it top priority.

Proposal by Palmer Coking Coal. In a previous hearing, the Council specifically exempted any tree cutting or forest practice activities (identified in Black Diamond Municipal Code Section 19.30.050(F) from this moratorium.

2. Council Deliberations. The Council voted to continue the moratorium.
3. Moratorium Continued. The City Council hereby continues the six-month moratorium adopted on August 21, 2014 in Ordinance 15-1050, on the acceptance of all non-exempt development permit applications (as defined in that Ordinance) for development

activities on property located within the MPD zone, as such property is shown on the map attached to Ordinance 15-1050 as Exhibit A, which is derived from the City's Official Zoning Map. All such non-exempt applications shall be rejected and returned to the applicant. The moratorium imposed by Ordinance 15-1050 shall not prevent any property owner from submitting an application for an exemption under BDMC Section 19.30.050(F). With regard to the City's acceptance of any such application for an exemption under BDMC Section 19.30.050(F), the City's acceptance shall allow processing to proceed, but shall not constitute an assurance that the application will be approved.

Section 3. Severability. If any section, sentence, clause or phrase of this Ordinance should be held to be unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this Ordinance.

Section 4. Publication and Effective Date. This Ordinance shall be published by an approved summary consisting of the title. This ordinance shall be effective five days after publication, as provided by law.

PASSED by the Council and approved by the Mayor of the City of Black Diamond, this 16th day of April, 2015.

CITY OF BLACK DIAMOND

Mayor Carol Benson

ATTEST/AUTHENTICATED:















Brenda L. Martinez, City Clerk

APPROVED AS TO FORM:
Office of the City Attorney

Carol A. Morris, City Attorney

FILED WITH THE CITY CLERK:
PASSED BY THE CITY COUNCIL:
PUBLISHED:
EFFECTIVE DATE:
ORDINANCE NO:

City of Black Diamond Zoning

- | | | | | | | | |
|--|-------------------------|---|----------------------------------|---|-----------------------------------|---|---------------------------------|
|  | Urban Growth Area (UGA) |  | Master Planned Development (MPD) |  | Medium Density Residential (MDR8) |  | Business/Industrial Park (B/IP) |
|  | City Limits |  | Development Moratorium |  | Neighborhood Commercial (NC) |  | Industrial (I) |
|  | Parcels |  | Single Family Residential (R4) |  | Town Center (TC) |  | Public (PUB) |
| | |  | Single Family Residential (R6) |  | Community Commercial (CC) | | |



GIS data source: King County and City of Black Diamond.
This map is a geographic representation based on information available. It does not represent survey data. No warranty is made concerning the accuracy, currency, or completeness of data depicted on this map.

Map prepared February 2015

S:\Community Development\PLANNING Dept\GIS\pdf\Zoning_11x17_Feb2015_PRD-R4.pdf

