



CITY OF BLACK DIAMOND
March 7, 2024 Regular Business Meeting Agenda
Council Chambers, 25510 Lawson St.
Black Diamond, WA 98010

THIS IS OFFERED AS A HYBRID MEETING AND MAY BE ATTENDED IN PERSON AT THE ABOVE NOTED ADDRESS OR BY JOINING VIRTUAL/TELEPHONICALLY. CALL IN AND JOINING INFORMATION FOLLOWS:

Zoom link to join meeting: <https://zoom.us/j/4454477047?pwd=eGxRY3ZEeU14SVM2cGRBcUxCSjdmZz09>

(Note: You do not need a web cam to join the meeting, but you will need audio to hear the proceedings.)

Meeting ID: 445 447 7047 Password: Council

Telephone dial in options: +1 253 215 8782 US (Tacoma) +1 206 337 9723 US (Seattle) Meeting ID: 445 447 7047

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

READING OF GUIDING PRINCIPLES:

AGENDA REVIEW AND APPROVAL:

COMMITTEE REPORTS:

DEPARTMENT REPORTS:

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 360-851-4500. Thank you for attending.

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

CONSENT AGENDA:

- 1) Claim Checks** – March 7, 2024, Check No. 54118 through Check No. 54184 (void 54086) and EFTs in the amount of \$703,321.66
- 2) Minutes** – Council Special Meeting of February 15, 2024 and Council Meeting of February 15, 2024

PUBLIC HEARINGS:

- 3) AB24-024 - One-Year Moratorium on the Acceptance, Processing, and/or Approval of Applications for Building and Land Development Permits and Related Land Use Decisions for Battery Energy Storage Facilities to be Located within the City of Black Diamond.** **Ms. Davis**

UNFINISHED BUSINESS:

NEW BUSINESS:

- 4) AB24-021** – Resolution Authorizing the Mayor to Execute a Professional Services Agreement with HydroCorp For Cross Connection Program Management and Device Testing for the Water System **Mr. Hanis**

5) **AB24-022** – Implementing and Authorizing a Code of Conduct for City Council, Commissioners, or Board Member

Councilor Deady

6) **AB24-023** - Discussion on Proposed Cumberland Aggregate Mine and Asphalt Plant Project

Councilor Page

MAYOR'S REPORT:

COUNCIL REPORTS:

- Councilmember Mulvihill
- Councilmember de Leon
- Councilmember Jones
- Councilmember Page
- Councilmember Deady
- Councilmember Douglass
- Councilmember Smith

ATTORNEY REPORT:

PUBLIC COMMENTS:

EXECUTIVE SESSION:

ADJOURNMENT:



CERTIFICATION

Finance Committee Meeting
Council Date:

February 29, 2024
March 7, 2024

Check No.'s / EFT	Batch Name	Check / EFT Date	Amount
54118	Early 3rd February 2024		\$ 4,846.00
V54086	February Void Batch		\$ -4,950.00
54119			\$ 4,950.00
54120 - 54183	3rd February 2024		\$ 684,369.24
54184	1st March 2024		\$ 14,106.42
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
			\$
		TOTAL	\$ 703,321.66

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.

Xavier Mason
Xavier Mason, Finance Director

CAROL BENSON, MAYOR

DATE: 02/28/2024

DATE

Register

Fiscal: 2024

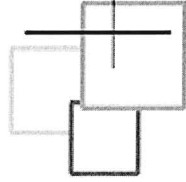
Deposit Period: 2024 - March, 2024 - February

Check Period: 2024 - March - 1st March 2024 Batch, 2024 - February - February 2024 Void Batch, 2024 - February - Early 3rd February Batch,

2024 - February - 3rd February 2024 Batch

Number	Name	Print Date	Clearing Date	Amount
Columbia Bank				
Check				
54118	Puget Sound Clean Air Agency	2/27/2024		\$4,846.00
54119	Law Office of Krista White Swain	3/8/2024		\$4,950.00
54120	AHBL, Inc.	3/8/2024		\$52,353.25
54121	Alpine Products	3/8/2024		\$126.18
54122	Amazon Capital Services, Inc.	3/8/2024		\$2,255.87
54123	APS, Inc	3/8/2024		\$214.14
54124	Art Gamblin Motors	3/8/2024		\$170.75
54125	AT&T Mobility: First Net	3/8/2024		\$504.09
54126	AWC - Risk Management Service Agency	3/8/2024		\$383,461.00
54127	Black Diamond Auto Parts	3/8/2024		\$691.20
54128	Black Diamond Community Center	3/8/2024		\$23,000.00
54129	Black Diamond Royal Towing	3/8/2024		\$276.10
54130	CCD Black Diamond Partners LLC	3/8/2024		\$76.12
54131	CenturyLink (WA)	3/8/2024		\$724.46
54132	CHS/Cenex Inc	3/8/2024		\$7,079.97
54133	Comcast	3/8/2024		\$24.35
54134	Confidential Data Disposal	3/8/2024		\$90.00
54135	DCW - Data Center Warehouse	3/8/2024		\$2,786.23
54136	Department of Health	3/8/2024		\$1,985.80
54137	Dills Testing Services	3/8/2024		\$1,665.93
54138	Elwalu LLC (Elephant Car Wash)	3/8/2024		\$156.56
54139	Enumclaw Chrysler Jeep Dodge Ram	3/8/2024		\$3,557.76
54140	FBI - LEEDA	3/8/2024		\$50.00
54141	FCS Group	3/8/2024		\$14,195.29
54142	Ferguson Waterworks #3011	3/8/2024		\$26,366.96
54143	Ferrell's Fire Extinguisher Company, Inc.	3/8/2024		\$834.82
54144	First Responder Outfitters - TAC	3/8/2024		\$335.34
54145	FP Mailing Solutions	3/8/2024		\$130.44
54146	Home Depot Credit Service	3/8/2024		\$421.76
54147	HWA GeoSciences Inc.	3/8/2024		\$3,565.00
54148	Joann Sloss	3/8/2024		\$91.79
54149	Johnsons Home & Garden	3/8/2024		\$68.98
54150	King County Finance	3/8/2024		\$1,076.28
54151	King County Finance - I-Net	3/8/2024		\$1,135.00
54152	King County Finance - Mental Health	3/8/2024		\$466.63

Number	Name	Print Date	Clearing Date	Amount
54153	Kustom Signals, Inc.	3/8/2024		\$975.05
54154	Les Schwab Tire Ctr - MV	3/8/2024		\$273.90
54155	Office Products Nationwide	3/8/2024		\$298.83
54156	Olympic Environmental Resources	3/8/2024		\$3,347.50
54157	P & D Logging & Tree Service	3/8/2024		\$7,337.25
54158	Parametrix, Inc.	3/8/2024		\$9,943.75
54159	Pertee Inc.	3/8/2024		\$5,147.50
54160	Precision Concrete Cutting, Inc.	3/8/2024		\$4,692.19
54161	Puget Sound Energy	3/8/2024		\$8,917.71
54162	Regional Animal Services of King County	3/8/2024		\$45.00
54163	Republic Services #176	3/8/2024		\$2,354.39
54164	RH2 Engineering Inc.	3/8/2024		\$136.07
54165	Scheibmeir, Kelly & Satterfield	3/8/2024		\$2,662.50
54166	Seattle Times	3/8/2024		\$562.50
54167	SHI International Corp.	3/8/2024		\$19,005.61
54168	Sound Publishing Inc.	3/8/2024		\$318.00
54169	South Correctional Entity	3/8/2024		\$474.94
54170	State Auditor's Office	3/8/2024		\$6,955.00
54171	Summit Law Group, PLLC	3/8/2024		\$1,625.00
54172	Uline	3/8/2024		\$2,373.82
54173	Utilities Underground Location Center	3/8/2024		\$67.32
54174	Estate of Tim Norwood	3/8/2024		\$5.64
54175	Gillies, Shawn	3/8/2024		\$45.54
54176	Agnew, Christopher Boyd	3/8/2024		\$56.77
54177	Valley Communications Center	3/8/2024		\$12,872.30
54178	Valley Defenders	3/8/2024		\$5,750.00
54179	Varius Inc.	3/8/2024		\$51,912.00
54180	VenTek International	3/8/2024		\$585.00
54181	Washington State Patrol	3/8/2024		\$132.50
54182	Water Management Laboratories, Inc.	3/8/2024		\$140.00
54183	Williams Scotsman, Inc.	3/8/2024		\$5,417.61
54184	Sorci Family LLC	3/8/2024		\$14,106.42
V 54086	Law Office of Krista White Swain	2/27/2024		(\$4,950.00)
Total				\$703,321.66
Total				\$703,321.66
Grand Total				\$703,321.66
Total				Check
Total				390562401



Voucher Directory with Transaction Date

Vendor		Transaction Number	Transaction Reference	Invoice Date	Fiscal Description		Void Amount
			Account Number		Name	Title	
AHBL, Inc.	54120	143582	January 2024 Service 001-000-240-558-60-41-01	1/31/2024	2024 - February - 3rd February 2024 Batch		
		Total 143582	Planning Consultant/Assistant		PLN - Prof Serv - Long Range Planning		\$16,097.50
	54120	143624	January 2024 Service 310-000-038-594-58-62-00	1/31/2024	2024 - February - 3rd February 2024 Batch		\$16,097.50
		Total 143624			Comp PI Update-State DOE Grant		\$11,075.75
	54120	143637	January 2024 Service 001-000-257-558-70-49-00	1/31/2024	2024 - February - 3rd February 2024 Batch		\$11,075.75
		Total 143637			MDRT - Planning Consultant		\$16,335.00
	54120	143654	January 2024 Service 310-000-038-594-58-62-00	1/31/2024	2024 - February - 3rd February 2024 Batch		\$16,335.00
		Total 143654			Comp PI Update-State DOE Grant		\$8,845.00
	Total AHBL, Inc.						\$8,845.00
	Alpine Products						\$52,353.25
	54121	TM-222087	PW - Supplies 101-000-000-542-30-31-03	2/12/2024	2024 - February - 3rd February 2024 Batch	STRT: Operating Supplies	\$126.18

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number	Markers	Name	Amount
				Title	

Total TM-222087					
Total 54121					
Total Alpine Products					
Amazon Capital Services, Inc.					
54122	11WX-PGNF-CXKJ	2/15/2024	2024 - February - 3rd February 2024 Batch		\$126.18
	Fin - Supplies				\$126.18
	001-000-180-518-50-31-00			CEN SVCS - Operating & Office Supplies	(\$93.82)
	Returned Tax Forms				(\$93.82)
Total 11WX-PGNF-CXKJ					
54122	143D-3WN4-GNNL	2/11/2024	2024 - February - 3rd February 2024 Batch		
	IT - Subscriptions				
	001-000-145-518-80-31-00			IT - Misc. Supplies & parts	\$496.52
	IT - Server Cabinet, Ethernet Switch				\$496.52
Total 143D-3WN4-GNNL					
54122	14FC-XP9K9-VPV6	2/12/2024	2024 - February - 3rd February 2024 Batch		
	PW - Supplies				
	401-000-000-534-80-31-01			WTR - Operating Supplies	\$39.34
	Chlorine Pillows				\$39.34
Total 14FC-XP9K9-VPV6					
54122	14LY-QKJF-F37M	2/15/2024	2024 - February - 3rd February 2024 Batch		
	MDRT - Supplies				
	001-000-246-558-70-31-00			MDRT - Office Supplies	\$23.53
	MDRT - Direction Signs				\$23.53
Total 14LY-QKJF-F37M					
54122	171X-3D4Q-1XCC	2/9/2024	2024 - February - 3rd February 2024 Batch		
	PW - Supplies				
	101-000-000-542-30-31-04			STRT: Uniforms & Safety Supplies	\$16.87
	PW - Streets Operating Supplies				

Vendor	Transaction Number Transaction Reference	Invoice Date Account Number	Fiscal Description Name Title	Void Amount
		401-000-000-534-80-31-05	WTR - Uniform Allowance	\$25.30
		PW - Water - Operating Supplies		
		407-000-000-535-80-31-04	SWR - Uniform Allowance	\$29.52
		PW - Sewer - Operating Supplies		
		410-000-000-531-10-31-04	STRM - Uniforms and Safety Supplies	\$12.63
		PW - Storm - Operating Supplies		
	Total 171X-3D4Q-1XCC			\$84.32
54122	1C1V-96D3-KDRW	1/25/2024	2024 - February - 3rd February 2024 Batch	
	Crt - Supplies			
	001-000-120-512-51-31-00		CRT: Operating Supplies	\$38.43
	Bankers Boxes			
	Total 1C1V-96D3-KDRW			\$38.43
54122	1FK7-MQ7M-9KMK	1/24/2024	2024 - February - 3rd February 2024 Batch	
	CD - Supplies			
	001-000-240-558-51-31-00		COM DEV: Office Supplies only	\$38.90
	Knife			
	Total 1FK7-MQ7M-9KMK			\$38.90
54122	1GQF-J71R-V7TK	2/12/2024	2024 - February - 3rd February 2024 Batch	
	Fin - Supplies			
	001-000-254-518-20-31-00		CH - Operating Supplies	\$82.73
	Bid Mnt Supplies			
	001-000-254-518-21-31-00		MOD - Operating & Mtc. Supplies	\$27.57
	Bid Mnt Supplies			
	Total 1GQF-J71R-V7TK			\$110.30
54122	1H7V-Q361-FJTX	1/31/2024	2024 - February - 3rd February 2024 Batch	
	MDRT - Supplies			
	001-000-246-558-70-31-00		MDRT - Office Supplies	\$10.85
	Rubber Bands			
	Total 1H7V-Q361-FJTX			\$10.85
54122	1J71-Jy9G-47HG	2/1/2024	2024 - February - 3rd February 2024 Batch	
	Fin - Supplies			
	001-000-180-518-50-31-00		CEN SVCS - Operating & Office Supplies	\$42.99
	City Hall Office Supplies			
	Total 1J71-Jy9G-47HG			\$42.99

Vendor	Transaction Number Transaction Reference	Invoice Date Account Number	Fiscal Description Name Title	Void Amount
54122	1JV1-RTY3-6VHM	2/2/2024	2024 - February - 3rd February 2024 Batch	
	PD - Supplies			
	001-000-212-521-50-48-00		PD: Bldg Repairs & Maintenance	\$192.29
	Total 1JV1-RTY3-6VHM			\$192.29
54122	1NG4-QFQ9-HR77	2/23/2024	2024 - February - 3rd February 2024 Batch	
	CH Supplies			
	001-000-254-518-20-31-00		CH - Operating Supplies	(\$0.40)
	Correction of tax calculation			
	001-000-254-518-21-31-00		MOD - Operating & Mtc. Supplies	(\$0.12)
	Correction of tax calculation			
	Total 1NG4-QFQ9-HR77			(\$0.52)
54122	1PRJ-6LWF-GRQJ	2/1/2024	2024 - February - 3rd February 2024 Batch	
	PW - Supplies			
	101-000-000-542-30-49-00		STRT: Miscellaneous	\$47.96
	PW - Streets - Veh Maint			
	401-000-000-534-80-48-01		WTR: Vehicle Repair & Maintenance	\$71.95
	PW - Water - Veh Maint			
	407-000-000-535-80-48-01		SEW: Vehicle Repair & Maintenance	\$83.94
	PW - Sewer - Veh Maint			
	410-000-000-531-10-48-01		STRM: Vehicle Repair & Maintenance	\$35.97
	PW - Storm - Veh Maint			
	Total 1PRJ-6LWF-GRQJ			\$239.82
54122	1RYJ_PCJV-HD9X	2/1/2024	2024 - February - 3rd February 2024 Batch	
	Fin - Supplies			
	001-000-180-518-50-31-00		CEN SVCS - Operating & Office Supplies	\$17.20
	City Hall Office Supplies			
	Total 1RYJ_PCJV-HD9X			\$17.20
54122	1TYF-RKDD-4QDL	2/1/2024	2024 - February - 3rd February 2024 Batch	
	Fin - Supplies			
	001-000-180-518-50-31-00		CEN SVCS - Operating & Office Supplies	\$34.85
	City Hall Office Supplies			
	Total 1TYF-RKDD-4QDL			\$34.85

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number	Name	Title	Amount

54122	1V6Y-yV9H-FG63	2/6/2024	2024 - February - 3rd February 2024 Batch		
	MDRT - Supplies				
	001-000-246-558-70-31-00		MDRT - Office Supplies		\$21.73
	Total 1V6Y-yV9H-FG63				\$21.73
54122	1V6Y-YV9H-LN1M	2/6/2024	2024 - February - 3rd February 2024 Batch		
	PW - Supplies				
	101-000-000-542-30-31-03		STRT: Operating Supplies		\$26.06
	PW - Streets Operating Supplies				
	401-000-000-534-80-31-01		WTR - Operating Supplies		\$39.09
	PW - Water - Operating Supplies				
	407-000-000-535-80-31-01		SWR - Operating Supplies		\$45.61
	PW - Sewer - Operating Supplies				
	410-000-000-531-10-31-01		STRM - Operating Supplies		\$19.54
	PW - Storm - Operating Supplies				
	Total 1V6Y-YV9H-LN1M				\$130.30
54122	1WP1-4TY7-NXJL	2/12/2024	2024 - February - 3rd February 2024 Batch		
	IT - Supplies				
	001-000-145-518-80-31-00		IT - Misc. Supplies & parts		\$77.04
	Keyboards				
	Total 1WP1-4TY7-NXJL				\$77.04
54122	1XHD-41V4-DYFT	2/16/2024	2024 - February - 3rd February 2024 Batch		
	CD - Supplies				
	001-000-240-558-51-31-00		COM DEV: Office Supplies only		\$148.02
	Com Dev - Office Supplies				
	Total 1XHD-41V4-DYFT				\$148.02
54122	1XLF-H17T-K7XM	1/21/2024	2024 - February - 3rd February 2024 Batch		
	PW - Supplies				
	101-000-000-542-30-31-00		STRT: Office Supplies		\$23.21
	PW - Streets - Office Supplies				
	401-000-000-534-80-31-02		WTR - Office Supplies		\$34.82
	PW - Water - Office Supplies				
	407-000-000-535-80-31-02		SWR - Office Supplies		\$40.63
	PW - Sewer - Office Supplies				

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void Amount
		Account Number		Name Title	
		410-000-000-531-10-31-00		STRM - Office Supplies	\$17.41
		PW - Strm - Office Supplies			
	Total 1XLF-H17T-K7XM				\$116.07
54122	1XQK-PCVJ-MRQX	2/9/2024	2024 - February - 3rd February 2024 Batch		
	PW - Supplies				
	401-000-000-534-80-31-01		WTR - Operating Supplies		\$153.62
	Chlorine Pillows, Calibration Kit				
	Total 1XQK-PCVJ-MRQX				\$153.62
54122	1YRP-WHFR-6NJH	1/2/2024	2024 - February - 3rd February 2024 Batch		
	CH - Supplies				
	001-000-140-514-23-31-00		FIN - Office Supplies		\$292.27
	Table				
	001-000-180-518-50-31-00		CEN SVCS - Operating & Office Supplies		\$41.82
	Batteries, Clips, Door stop				
	Total 1YRP-WHFR-6NJH				\$334.09
Total 54122					\$2,255.87
Total Amazon Capital Services, Inc.					\$2,255.87
APS, Inc					
54123	90817	2/3/2024	2024 - February - 3rd February 2024 Batch		
	CH - Supplies				
	001-000-180-518-50-45-01		CEN SVCS: Postage Meter Rental & Maint.		\$214.14
	Postage Meter Ink				
	Total 90817				\$214.14
Total 54123					\$214.14
Total APS, Inc					\$214.14
Art Gamblin Motors					
54124	433713	1/16/2024	2024 - February - 3rd February 2024 Batch		
	MDRT - Veh Maint				
	001-000-246-558-70-48-01		MDRT: Vehicle Repair & Maintenance		\$170.75
	Oil Change				
	Total 433713				\$170.75
Total 54124					\$170.75
Total Art Gamblin Motors					\$170.75

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Account Number	Title	Void Amount
					401-000-000-534-80-48-01	WTR: Vehicle Repair & Maintenance	\$169.88
					Wiper Blades, Plugs, WD40 ...		
					407-000-000-535-80-48-01	SEW: Vehicle Repair & Maintenance	\$198.19
					Wiper Blades, Plugs, WD40 ...		
					410-000-000-531-10-48-01	STRM: Vehicle Repair & Maintenance	\$84.93
					Wiper Blades, Plugs, WD40 ...		
					Total 471365 BDAP		\$566.25
	54127		1/31/2024	2024 - February - 3rd February 2024 Batch			
		471475					
					PD - Veh Maint		
					001-000-210-521-10-48-01	PD: Vehicle/Eq. Mtc. & Repair	\$124.95
					Washer Fluid, Wiper Blades, Cleaner, Plug		
					Total 471475		\$124.95
					Total 54127		\$691.20
					Total Black Diamond Auto Parts		\$691.20
					Black Diamond Community Center		
	54128		2/13/2024	2024 - February - 3rd February 2024 Batch			
		02132024 BDCC					
					Annual Support		
					001-000-270-575-50-49-00	Community Center Support	\$23,000.00
					Total 02132024 BDCC		\$23,000.00
					Total 54128		\$23,000.00
					Total Black Diamond Community Center		\$23,000.00
					Black Diamond Royal Towing		
	54129		2/5/2024	2024 - February - 3rd February 2024 Batch			
		61935					
					February 2024 Service		
					001-000-210-521-10-49-06	PD: Towing Services	\$276.10
					Total 61935		\$276.10
					Total 54129		\$276.10
					Total Black Diamond Royal Towing		\$276.10
					CCD Black Diamond Partners LLC		
	54130		2/9/2024	2024 - February - 3rd February 2024 Batch			
		2370					
					Reimbursement		
					101-000-000-542-63-47-01	STRT: Street Lighting	\$76.12

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
			Account Number	Name	Amount

Reimb accumulated power bills chgd to CCD in error

Total 2370
 Total 54130
 Total CCD Black Diamond Partners LLC
 CenturyLink (WA)

54131	360-Z11-0212 898B 02.2024	2/11/2024	2024 - February - 3rd February 2024 Batch		
	January 2024 Service				
	401-000-000-534-80-42-00		WTR - Telephone / DSL / Radios / Air Cards		\$422.28
	360-886-7235 830B: Water Reservoir				
	407-000-000-535-80-42-00		SEW - Telephone / DSL / Radios / Air Cards		\$87.57
	360-886-8146 712B: Old Lawson Pump Station				
	407-000-000-535-80-42-00		SEW - Telephone / DSL / Radios / Air Cards		\$71.68
	360-886-0474 006B: Ridge Sewer Pump Station				
	407-000-000-535-80-42-00		SEW - Telephone / DSL / Radios / Air Cards		\$68.41
	360-886-0537 580B: Diamond Glen Sewer				
	407-000-000-535-80-42-00		SEW - Telephone / DSL / Radios / Air Cards		\$74.52
	360-886-2835 784B: Morganville Pump Station				

Total 360-Z11-0212 898B 02.2024
 Total 54131
 Total CenturyLink (WA)
 CHS/Cenex Inc

54132	124244 CH 1.31.2024	1/31/2024	2024 - February - 3rd February 2024 Batch		
	CH - 01.2024 Fuel				
	001-000-181-518-30-32-00		FAC - MTC Fuel Costs		\$201.25
	Facilities Clearing				
	001-000-210-521-10-32-00		PD: Fuel		\$275.08
	Police				
	001-000-240-558-51-32-00		COM DEV: Fuel		\$46.74
	Com Dev / Inspections				
	001-000-246-558-70-32-00		MDRT - Fuel		\$372.31
	MDRT				
	001-000-270-576-80-32-00		PRK - Fuel		\$73.67
	PARKS 4%				

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
	54132	Total 124244 CH 1.31.2024	001-000-280-536-20-32-00	CEM - Fuel		\$36.83
			CEMETERY 2%			
			101-000-000-543-50-32-00	STRT: Fuel		\$405.17
			STREETS 22%			
			401-000-000-534-80-32-00	WTR - Fuel		\$442.01
			WATER 24%			
			407-000-000-535-80-32-00	SWR - Fuel		\$442.01
			SEWER 24%			
			410-000-000-531-10-32-00	STRM - Fuel		\$442.01
			STORM WATER 24%			
	54133	Total 128275 PD 1.31.2024	1/31/2024	2024 - February - 3rd February 2024 Batch		\$2,737.08
			PD - 01.2024 Fuel			
			001-000-210-521-10-32-00	PD: Fuel		\$4,342.89
			Police			
			Total 128275 PD 1.31.2024			\$4,342.89
						\$7,079.97
						\$7,079.97
	54133	Total 8498 34 014 0152887 02.2024	2/5/2024	2024 - February - 3rd February 2024 Batch		\$12.19
			Feb 2024 Service			
			001-000-214-521-20-42-00	PD: Telephone / DSL / Radios / Air Cards		\$12.19
			PD Cable 0152887			
			Total 8498 34 014 0152887 02.2024			\$12.19
	54133	Total 8498 34 014 0155476 02.2024	2/3/2024	2024 - February - 3rd February 2024 Batch		\$12.16
			Feb 2024 Service			
			001-000-191-525-60-31-00	EM - Supplies		\$12.16
			EM Cable 0125628			\$24.35
			Total 8498 34 014 0155476 02.2024			\$24.35

Total Comcast

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
		Account Number				

Confidential Data Disposal

54134	223943	2/21/2024	2024 - February - 3rd February 2024 Batch		
		February 2024 Service			
		001-000-180-518-50-49-05	CEN SVCS: Shredding Services		\$45.00
	Total 223943				\$45.00
54134	223944	2/22/2024	2024 - February - 3rd February 2024 Batch		
		February 2024 Service			
		001-000-120-512-51-49-06	CRT: Shredding Services		\$15.00
		001-000-180-518-50-49-05	CEN SVCS: Shredding Services		\$15.00
		001-000-210-521-10-49-05	PD: Shredding Services		\$45.00
	Total 223944				\$90.00
	Total 54134				
	Total Confidential Data Disposal				

DCW - Data Center Warehouse

54135	INVD191574	2/2/2024	2024 - February - 3rd February 2024 Batch		
		PW - Supplies			
		401-000-000-534-80-42-00	WTR - Telephone / DSL / Radios / Air Cards		\$2,786.23
		Eq for Starlink INET Svc @ Pump Station			
	Total INVD191574				\$2,786.23
	Total 54135				\$2,786.23
	Total DCW - Data Center Warehouse				\$2,786.23

Department of Health

54136	072207 2024	2/15/2024	2024 - February - 3rd February 2024 Batch		
		2024 Permit			
		401-000-000-534-80-49-05	WTR - Permit-Health Dept		\$1,985.80
	Total 072207 2024				\$1,985.80
	Total 54136				\$1,985.80
	Total Department of Health				\$1,985.80

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
Dills Testing Services						
54137	000929		2/11/2024	2024 - February - 3rd February 2024 Batch		
		February 2024 Service				
		401-000-000-534-80-41-02		WTR - Testing and Sampling		\$1,665.93
		Back Flow Testing				
	Total 000929					\$1,665.93
	Total 54137					\$1,665.93
Total Dills Testing Services						
Elwalu LLC (Elephant Car Wash)						
54138	01312024 ELW		1/31/2024	2024 - February - 3rd February 2024 Batch		
		PD - Veh Maint				
		001-000-210-521-10-48-01		PD: Vehicle/Eq. Mtc. & Repair		\$5.44
		Car Wash				
	Total 01312024 ELW					\$5.44
54138	1210 ELW		1/4/2024	2024 - February - 3rd February 2024 Batch		
		PD - Veh Maint				
		001-000-210-521-10-48-01		PD: Vehicle/Eq. Mtc. & Repair		\$72.81
		Oil Change				
	Total 1210 ELW					\$72.81
54138	1586 ELW		1/22/2024	2024 - February - 3rd February 2024 Batch		
		PD - Veh Maint				
		001-000-210-521-10-48-01		PD: Vehicle/Eq. Mtc. & Repair		\$78.31
		Oil Change				
	Total 1586 ELW					\$78.31
	Total 54138					\$156.56
Total Elwalu LLC (Elephant Car Wash)						
Enumclaw Chrysler Jeep Dodge Ram						
54139	6121467/1		1/16/2024	2024 - February - 3rd February 2024 Batch		
		PW - Veh Maint				
		101-000-000-543-50-48-01		STRT: Vehicle Repair & Maintenance		\$711.55
		401-000-000-534-80-48-01		WTR: Vehicle Repair & Maintenance		\$1,067.33
		407-000-000-535-80-48-01		SEW: Vehicle Repair & Maintenance		\$1,245.22

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Void Amount
		Account Number		Title	
		410-000-000-531-10-48-01		STRM: Vehicle Repair & Maintenance	\$533.66
	Total 54139	Total 6121467/1			\$3,557.76
Total Enumclaw Chrysler Jeep Dodge Ram					\$3,557.76
FBI - LEEDA					\$3,557.76
	54140	42390676-24	2/22/2024	2024 - February - 3rd February 2024 Batch	
		2024 Membership			
		001-000-210-521-10-49-02		PD: Memberships	\$50.00
Total 54140		Total 42390676-24			\$50.00
Total FBI - LEEDA					\$50.00
FCS Group					\$50.00
	54141	3647-22402106	2/16/2024	2024 - February - 3rd February 2024 Batch	
		February 2024 Service			
		310-000-036-522-10-41-00		CEN SERV - Fiscal & Fire Analysis	\$13,965.29
		Fire Service Study			
Total 3647-22402106					\$13,965.29
	54141	3648-22401130	1/19/2024	2024 - February - 3rd February 2024 Batch	
		January 2024 Service			
		001-000-257-558-70-41-01		MDRT - Fiscal Analysis-	\$230.00
Total 3648-22401130					\$230.00
Total 54141		Total 3648-22401130			\$14,195.29
Total FCS Group					\$14,195.29

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
Ferguson Waterworks #3011						
	54142	0029512	2/5/2024	2024 - February - 3rd February 2024 Batch		
		PW - Supplies				
		401-000-000-534-80-31-04		WTR - Meters & Related Costs		\$26,366.96
		Total 0029512				\$26,366.96
		Total 54142				\$26,366.96
		Total Ferguson Waterworks #3011				\$26,366.96
Ferrell's Fire Extinguisher Company, Inc.						
	54143	37957	2/6/2024	2024 - February - 3rd February 2024 Batch		
		February 2024 Service				
		001-000-212-521-50-48-00		PD: Bldg Repairs & Maintenance		\$195.66
		001-000-240-568-51-48-00		COM DEV: Bld Repairs & Maintenance		\$26.09
		001-000-248-518-20-48-00		MDRT: Bld Repair & Maintenance		\$39.13
		001-000-254-518-20-48-00		CH: BLD Repair & Maintenance		\$13.04
		001-000-270-575-51-48-00		GYM: Bld Repair & Maintenance		\$52.18
		101-000-000-543-50-48-00		STRT: Bld Repair & Maintenance Shops		\$127.18
		401-000-000-534-80-48-00		WTR: Bld Repair & Maintenance Shops		\$127.18
		407-000-000-535-80-48-00		SEW: Bld Repair & Maintenance Shops		\$127.18
		410-000-000-531-10-48-00		STRM: Bld Repair & Maintenance Shops		\$127.18
		Total 37957				\$834.82
		Total 54143				\$834.82
		Total Ferrell's Fire Extinguisher Company, Inc.				\$834.82
First Responder Outfitters - TAC						
	54144	202401FR103	1/23/2024	2024 - February - 3rd February 2024 Batch		
		PD - Uniforms				
		001-000-210-521-10-31-04		PD: Uniform Allowance		\$220.12
		Total 202401FR103				\$220.12
		202401FR105	1/23/2024	2024 - February - 3rd February 2024 Batch		
		PD - Uniforms				
		001-000-210-521-10-31-04		PD: Uniform Allowance		\$115.22
		Total 202401FR105				\$115.22
		Total 54144				\$335.34
		Total First Responder Outfitters - TAC				\$335.34

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void Amount
		Account Number	Name	Title	

FP Mailing Solutions					
54145	RI106110782	2/14/2024	2024 - February - 3rd February 2024 Batch		
		Rental 02/14/24 - 05/13/2024			
		001-000-180-518-50-45-01	CEN SVCS: Postage Meter Rental & Maint.		
	Total RI106110782				
Total 54145					\$130.44
Total FP Mailing Solutions					\$130.44
					\$130.44
					\$130.44
Home Depot Credit Service					
54146	2181807	1/25/2024	2024 - February - 3rd February 2024 Batch		
		PW - Supplies			
		101-000-000-542-64-31-01	STRT: Street Signs		\$37.60
		PD - Bldg Maint			
	Total 2181807				\$37.60
54146	2903665	1/25/2024	2024 - February - 3rd February 2024 Batch		
		PW - Eq Rental - PD Repair			
		001-000-212-521-50-48-00	PD: Bldg Repairs & Maintenance		\$1,500.00
		PD - Bldg Maint			
	Total 2903665				\$1,500.00
54146	2903686	1/25/2024	2024 - February - 3rd February 2024 Batch		
		PW - Eq Rental - PD Repair			
		001-000-212-521-50-48-00	PD: Bldg Repairs & Maintenance		(\$1,166.98)
		PD - Bldg Maint			
	Total 2903686				(\$1,166.98)
54146	4010208	1/23/2024	2024 - February - 3rd February 2024 Batch		
		PW - Supplies			
		410-000-000-531-10-31-01	STRM - Operating Supplies		\$51.14
		Drain Pipe & Couplings			
	Total 4010208				\$51.14
Total 54146					\$421.76
Total Home Depot Credit Service					\$421.76

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number	Name	Title	Amount

HWA GeoSciences Inc.

54147	35347	1/30/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-257-558-70-41-05	MDRT - Geotech		\$2,635.00
	Total 35347				\$2,635.00
54147	35366	1/30/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-257-558-70-41-05	MDRT - Geotech		\$930.00
	Total 35366				\$930.00
	Total 54147				\$3,565.00
	Total HWA GeoSciences Inc.				\$3,565.00

Joann Sloss

54148	02232024 JS	2/22/2024	2024 - February - 3rd February 2024 Batch		
		Employee Reimbursement			
		001-000-216-521-10-43-00	PD: Lodging, Meals & Mileage		\$91.79
		Mileage Reimb 137 Miles - Snohomish, Wa - Body Worn Camera Training			\$91.79
	Total 02232024 JS				\$91.79
	Total 54148				\$91.79
	Total Joann Sloss				\$91.79

Johnsons Home & Garden

54149	478023	2/16/2024	2024 - February - 3rd February 2024 Batch		
		PW - Supplies			
		401-000-000-534-80-31-01	WTR - Operating Supplies		\$68.98
		Operating Supplies - Water			\$68.98
	Total 478023				\$68.98
	Total 54149				\$68.98
	Total Johnsons Home & Garden				\$68.98

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
King County Finance						
54150	131759-131760	1/31/2024	2024 - February - 3rd February 2024 Batch			
	January 2024 Service					
	101-000-000-542-64-48-01			STRT: Traffic Signal Maintenance		\$1,076.28
Total 54150	Total 131759-131760					\$1,076.28
Total King County Finance						\$1,076.28
King County Finance - I-Net						
54151	11014363	1/31/2024	2024 - February - 3rd February 2024 Batch			
	January 2024 Service					
	001-000-145-518-80-42-00			IT - Telephone / DSL / Radios / Air Cards		\$1,135.00
Total 54151	Total 11014363					\$1,135.00
Total King County Finance - I-Net						\$1,135.00
King County Finance - Mental Health						
54152	2152781	2/8/2024	2024 - February - 3rd February 2024 Batch			
	4th Qtr 2023 Assessment					
	001-000-182-564-00-49-01			KC Mental Health		\$466.63
Total 54152	Total 2152781					\$466.63
Total King County Finance - Mental Health						\$466.63
Kustom Signals, Inc.						
54153	609483	2/7/2024	2024 - February - 3rd February 2024 Batch			
	PD - Supplies					
	001-000-210-521-10-48-01			PD: Vehicle/Eq. Mtc. & Repair		\$975.05
	Antennas					
Total 54153	Total 609483					\$975.05
Total Kustom Signals, Inc.						\$975.05

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void Amount
		Account Number	Name	Title	

Law Office of Krista White Swain

54119	R 01312024 LOKWS	1/31/2024	2024 - February - February 2024 Void Batch		
	Reissue voided check				
	001-000-120-512-51-41-00		CRT: Judge		\$4,200.00
	001-000-120-512-51-41-00		Regular Calendar		
	001-000-120-512-51-41-00		CRT: Judge		\$400.00
	001-000-121-512-51-41-00		Additional Calendar		
	001-000-121-512-51-41-00		CRT: AOC-Therapeutic Grant 01/01/21 - 06/30/23		\$350.00
	Therapeutic Court Supplement				
Total R 01312024 LOKWS					\$4,950.00
Total 54119					\$4,950.00
54086	V 01312024 LOKWS	1/31/2024	2024 - February - February 2024 Void Batch		
	Void ck stolen from mail box				
	001-000-120-512-51-41-00		CRT: Judge		(\$400.00)
	001-000-120-512-51-41-00		Additional Calendar		
	001-000-120-512-51-41-00		CRT: Judge		(\$4,200.00)
	001-000-121-512-51-41-00		Regular Calendar		
	001-000-121-512-51-41-00		CRT: AOC-Therapeutic Grant 01/01/21 - 06/30/23		(\$350.00)
	Therapeutic Court Supplement				
Total V 01312024 LOKWS					(\$4,950.00)
Total V 54086					(\$4,950.00)
Total Law Office of Krista White Swain					\$0.00
Les Schwab Tire Ctr - MV					
54154	39800611156	1/12/2024	2024 - February - 3rd February 2024 Batch		
	PD - Veh Maint				
	001-000-210-521-10-48-01		PD: Vehicle/Eq. Mtc. & Repair		\$273.90
	Battery & Installation				
Total 39800611156					\$273.90
Total 54154					\$273.90
Total Les Schwab Tire Ctr - MV					\$273.90

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
--------	--------------------	-----------------------	--------------	-------------------------	-------	-------------

Office Products Nationwide

54155	1230367-0	MDRT - Supplies 001-000-246-558-70-31-00	2/7/2024	2024 - February - 3rd February 2024 Batch		
		MDRT Office Supplies				
	Total 1230367-0					\$107.58
54155	1230593-0	PD - Supplies 001-000-210-521-10-31-00	2/12/2024	2024 - February - 3rd February 2024 Batch		
		PD Office Supplies				
	Total 1230593-0					\$191.25
	Total 54155					\$191.25
	Total Office Products Nationwide					\$298.83
						\$298.83

Olympic Environmental Resources

54156	24OER1	Services - Sprng Recycle Event 001-000-182-554-90-41-00	2/6/2024	2024 - February - 3rd February 2024 Batch		
		Recycling Program- KC Grant				
	Total 24OER1					\$3,347.50
	Total 54156					\$3,347.50
	Total Olympic Environmental Resources					\$3,347.50
						\$3,347.50

P & D Logging & Tree Service

54157	2757	January 2024 Service 101-000-000-542-30-48-06	1/31/2024	2024 - February - 3rd February 2024 Batch		
		Tree Removal - 30406 Kummer Ave				
	Total 2757					\$5,652.40
						\$5,652.40

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
Parametrix, Inc.	54157	2813	2/26/2024	2024 - February - 3rd February 2024 Batch		
			February 2024 Service			
			101-000-000-542-30-48-06		STRT: Roadside Maint and tree removal	
	Total 54157	Total 2813				\$1,684.85
	Total P & D Logging & Tree Service					\$1,684.85
						\$7,337.25
						\$7,337.25
	54158	52895	2/11/2024	2024 - February - 3rd February 2024 Batch		
			January 2024 Service			
			310-000-038-594-58-62-00		Comp PI Update-State DOE Grant	
Perfeteet Inc.	Total 52895					\$1,475.00
	54158	52983	2/13/2024	2024 - February - 3rd February 2024 Batch		
			January 2024 Service			
			320-000-050-595-50-62-00		CIP - STRT - Covington Creek Bridge	
	Total 52983					\$8,468.75
Precision Concrete Cutting, Inc.	Total 54158					\$8,468.75
	Total Parametrix, Inc.					\$9,943.75
						\$9,943.75
	54159	20170202.0017-1	11/9/2023	2024 - February - 3rd February 2024 Batch		
			October 2023 Service			
Perfeteet Inc.			001-000-257-558-70-41-04		MDRT - Environmental Consultant-Perfeteet	
			Invoice lost in transit			
	Total 20170202.0017-1					\$5,147.50
	Total Perfeteet Inc.					\$5,147.50
						\$5,147.50
Precision Concrete Cutting, Inc.	54160	WA57845BC	2/20/2024	2024 - February - 3rd February 2024 Batch		
			February 2024 Service			
			320-000-002-595-30-63-00		Street Preservation	
						\$4,692.19

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number		Name Title	Amount

Morgan Creek					
Total WA57845BC					
Total 54160					
Total Precision Concrete Cutting, Inc.					
Puget Sound Clean Air Agency					
54118	23-016 PSCA	1/20/2023	2024 - February - Early 3rd February Batch		\$4,692.19
2023 Assessment					
	001-000-182-553-70-41-00	Invoice lost in transit		PS Clean Air Assmt	\$4,846.00
Total 23-016 PSCA					
Total 54118					
Total Puget Sound Clean Air Agency					
Puget Sound Energy					
54161	02.05.2024 PSE	2/5/2024	2024 - February - 3rd February 2024 Batch		\$69.16
January 2024 Service					
	001-000-000-118-00-00-00	City Hall 00008061844 , 200008062016, 220029757998, 220029758004		Current Expense Investments	\$69.16
	001-000-000-118-00-00-00	City Hall 00008061844 , 200008062016, 220029757998, 220029758004		Current Expense Investments	\$54.84
	001-000-000-118-00-00-00	PW - Shop 220013379635 - Sewer		Current Expense Investments	\$38.25
	001-000-000-118-00-00-00	220013378850 - .5 Mil Gallon Resv		Current Expense Investments	\$319.00
	001-000-212-521-50-47-00	220013379882 - PD Storage		PD: Electricity/Gas	\$627.11
	001-000-240-558-51-47-00	Com Dev 220013379841 - Permitting		COM DEV: Electricity/Gas	\$156.78
	001-000-240-558-60-47-00	Com Dev 220013379841 - Planning		PLN: Electricity/Gas	\$276.64
	001-000-248-518-20-47-00	City Hall 00008061844 , 200008062016, 220029757998, 220029758004		MDRT - Electricity/Gas	\$195.97
	001-000-254-518-20-47-00	Com Dev 220013379841 - ADM		CH: Electricity/Gas	

Vendor	Transaction Number Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
	001-000-254-518-20-47-00		Fire Museum 220031492105 - ADM	CH: Electricity/Gas	\$40.17
	001-000-270-575-30-47-00		220013378793 - Museum	PRK: Museum Electric/Gas	\$598.34
	001-000-270-575-30-47-00		Fire Museum 220031492105 - Prks	PRK: Museum Electric/Gas	\$40.17
	001-000-270-575-51-47-00		220013379650 - Gym	GYM: Electricity/Gas	\$464.72
	001-000-270-575-70-47-00		220013379221 - Lake Sawyer Boat Launch	Lake Sawyer: Electricity/Gas	\$12.26
	001-000-270-576-80-47-00		PW - Shop 220013379635 - Parks	PRK: Electricity/Gas	\$9.14
	001-000-280-536-20-47-00		PW - Shop 220013379635 - Cemetery	CEM: Electricity/Gas	\$4.57
	101-000-000-542-63-47-01		220013379197 - St. Light Cov Sawyer & 216th	STRT: Street Lighting	\$39.80
	101-000-000-542-63-47-01		220014704229 - SE 296th St & 219th Ave SE & Traffic Light	STRT: Street Lighting	\$201.43
	101-000-000-542-63-47-01		220013397355 - St. Lights - Roberts & Cemetery Rd	STRT: Street Lighting	\$0.00
	101-000-000-542-63-47-01		220024466751 - 24619 Morgan St - St Light	STRT: Street Lighting	\$10.85
	101-000-000-542-63-47-01		220013379247 - 216th Signal & St. Lights	STRT: Street Lighting	\$11.56
	101-000-000-542-63-47-01		220013379601 - Baker St Crosswalk	STRT: Street Lighting	\$15.11
	101-000-000-542-63-47-01		220013379817 - Ped Lighting Roberts	STRT: Street Lighting	\$125.61
	101-000-000-542-63-47-01		220019188881 - 24430 Morgan St - St Light	STRT: Street Lighting	\$13.36
	101-000-000-542-63-47-01		220024468559 - Roberts Dr & Bruckners Way - St Light	STRT: Street Lighting	\$88.08
	101-000-000-543-50-47-00		City Hall 00008061844 , 200008062016, 220029757998, 220029758004	Streets	\$69.16
	101-000-000-543-50-47-00		PW - Shop 220013379635 - Streets	STRT: Electricity/Gas	\$50.27
	401-000-000-534-80-47-00		220013378868 - 4.3 Mil Gal Resv	WTR: Electricity/Gas	\$1,225.40
	401-000-000-534-80-47-00		220013378835 - Booster Station	WTR: Electricity/Gas	\$2,551.92
	401-000-000-534-80-47-00		PW - Shop 220013379635 - Water	WTR: Electricity/Gas	\$54.84

Vendor	Transaction Number Transaction Reference	Invoice Date	Fiscal Description Name	Account Number	Title	Void Amount
--------	---	--------------	----------------------------	----------------	-------	----------------

	401-000-000-534-80-47-00	200009377470 - PD / Court	WTR: Electricity/Gas			\$922.20
	407-000-000-535-80-47-00	City Hall 00008061844 , 200008062016, 220029757998, 220029758004	SEW: Electricity/Gas		Water	\$69.16
	407-000-000-535-80-47-00	220013379643 - Diamond Glen Sewer	SEW: Electricity/Gas			\$46.06
	407-000-000-535-80-47-00	220013378819 - Morganville Lift Station	SEW: Electricity/Gas			\$140.91
	407-000-000-535-80-47-00	220013379619 - Sewer Pump	SEW: Electricity/Gas			\$13.75
	410-000-000-531-10-47-00	City Hall 200008061844 , 200008062016, 220029757998, 220029758004	STRM: Electricity/Gas		ADM	\$237.12
	410-000-000-531-10-47-00	PW - Shop 220013379635 - Storm	STRM: Electricity/Gas			\$54.84
	Total 02.05.2024 PSE					\$8,917.71
	Total 54161					\$8,917.71
	Total Puget Sound Energy					\$8,917.71

Regional Animal Services of King County

54162	L25-430422	1/10/2024	2024 - February - 3rd February 2024 Batch			
	Pet License					
	633-000-600-589-30-00-00		Pet License Fees for King County			\$15.00
	Total L25-430422					\$15.00
54162	L25-432833	1/5/2024	2024 - February - 3rd February 2024 Batch			
	Pet License					
	633-000-600-589-30-00-00		Pet License Fees for King County			\$15.00
	Total L25-432833					\$15.00
54162	L25-4328566	1/22/2024	2024 - February - 3rd February 2024 Batch			
	Pet License					
	633-000-600-589-30-00-00		Pet License Fees for King County			\$15.00
	Total L25-4328566					\$15.00
	Total 54162					\$45.00
	Total Regional Animal Services of King County					\$45.00

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number		Name	Amount
				Title	

Republic Services #176

54163	0176-007282063	1/31/2024	2024 - February - 3rd February 2024 Batch		
	January 2024 Service				
	001-000-240-558-51-47-02	City Hall - Mod Permitting	COM DEV: Waste Disposal		\$78.27
	001-000-240-558-60-47-02	City Hall - Mod Planning	PLN: Waste Disposal		\$19.57
	001-000-248-518-20-47-02	City Hall - MDRT	MDRT - Waste Disposal Costs		\$128.41
	001-000-254-518-20-47-02	City Hall - Admin	CH: Waste Disposal		\$110.06
	001-000-254-518-20-47-02	City Hall - Mod Admin	CH: Waste Disposal		\$24.46
	101-000-000-543-50-47-02	City Hall - Streets	STRT: Waste Disposal		\$32.10
	401-000-000-534-80-47-02	City Hall - Water	WTR: Waste Disposal		\$32.10
	407-000-000-535-80-47-02	City Hall - Sewer	SEW: Waste Disposal		\$32.10
	410-000-000-531-10-47-02	City Hall - Storm	STRM - Waste Disposal		\$32.10
	Total 0176-007282063				\$489.17
54163	0176-007282292	1/31/2024	2024 - February - 3rd February 2024 Batch		
	January 2024 Service				
	001-000-270-576-80-47-04	PW-Parks	PRK - Garbage & Waste Disposal		\$338.52
	001-000-280-536-20-47-04	PW-Cemetery	CEM - Waste Disposal		\$27.08
	101-000-000-543-50-47-02	PW-Street	STRT: Waste Disposal		\$216.65
	401-000-000-534-80-47-02	PW-Water	WTR: Waste Disposal		\$257.27
	407-000-000-535-80-47-02	PW-Sewer	SEW: Waste Disposal		\$257.27
	410-000-000-531-10-47-02	PW-Drainage	STRM - Waste Disposal		\$257.27
	Total 0176-007282292				\$1,354.06

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void Amount
		Account Number		Name Title	

54163	0176-007282417	1/31/2024	2024 - February - 3rd February 2024 Batch		
	January 2024 Service				
	001-000-212-521-50-47-02		PD: Waste Disposal		\$511.16
	Police & Court				
	Total 0176-007282417				\$511.16
Total 54163					\$2,354.39
Total Republic Services #176					\$2,354.39
RH2 Engineering Inc.					
54164	94810	2/23/2024	2024 - February - 3rd February 2024 Batch		
	January 2024 Service				
	001-000-257-558-70-41-02		MDRT - Civil Engineering		\$136.07
	Total 94810				\$136.07
Total 54164					\$136.07
Total RH2 Engineering Inc.					\$136.07
Scheibmeir, Kelly & Satterfield					
54165	25657	1/31/2024	2024 - February - 3rd February 2024 Batch		
	January 2024 Service				
	001-000-257-558-70-42-02		MDRT - Hearing Examiner		\$2,662.50
	MDRT				\$2,662.50
	Total 25657				\$2,662.50
Total 54165					\$2,662.50
Total Scheibmeir, Kelly & Satterfield					\$2,662.50
Seattle Times					
54166	72360	2/1/2024	2024 - February - 3rd February 2024 Batch		
	February Adv				
	001-000-240-558-60-41-75		PLN - Advertising - Long range planning		\$207.50
	Battery Storage				\$207.50
	Total 72360				\$207.50

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description Name	Title	Void Amount
54166	72557	2024 - February - 3rd February 2024 Batch				
		February Adv	2/5/2024			
		001-000-180-518-50-41-75		CEN SVCS: Advertising		\$46.25
	Total 72557	Ord 24-1204				
		001-000-240-558-60-41-75		PLN - Advertising - Long range planning		\$46.25
		Ord 24-1203				
	73098	2024 - February - 3rd February 2024 Batch				
		February Adv	2/14/2024			
		001-000-240-558-60-41-75		PLN - Advertising - Long range planning		\$262.50
	Total 73098	Prov Elec Storage				
54167	B17910113	2024 - February - 3rd February 2024 Batch				
		IT - Subscription	1/31/2024			
		001-000-145-518-80-41-11		IT - Office 365 S/W licence & Mtc.		\$18,819.49
	Total B17910113	Office 365 / Windows				
						\$18,819.49
	B17910201	2024 - February - 3rd February 2024 Batch				
		IT - Licenses	1/31/2024			
		001-000-145-518-80-41-18		IT - Misc software		\$186.12
	Total B17910201					\$186.12
54184	03012024 SFLLC	2024 - March - 1st March 2024 Batch				
		March 2024 Rent	3/1/2024			
		001-000-240-558-51-45-00		COM DEV: Bld & Property Lease		\$1,331.22
	Total 54167	Com Dev Mod - Permitting				
						\$19,005.61
	Total SHI International Corp.					
						\$19,005.61
	Sorci Family LLC					

Vendor	Transaction Number Transaction Reference	Invoice Date	Fiscal Description Name	Account Number	Title	Void Amount
--------	---	--------------	----------------------------	----------------	-------	----------------

001-000-240-558-60-45-00	Com Dev Mod - Planning	PLN: Bld & Property Lease	\$332.81
001-000-248-518-20-45-00	City Hall Building - MDRT	MDRT: Bld & Property Lease	\$4,209.24
001-000-254-518-20-45-00	City Hall Building - Fin - Cent Svc	CH: Bld & Property Lease	\$3,607.92
001-000-254-518-21-45-00	Com Dev Mod - Adm Property Rent	MOD - Bld & Property Lease	\$416.01
101-000-000-542-34-45-00	City Hall Building - Streets	STRT: Bld & Property Lease	\$1,052.30
401-000-000-534-80-45-00	City Hall Building - Water	WTR: Bld & Property Lease	\$1,052.30
407-000-000-518-21-45-01	City Hall Building - Sewer	SEW -PW Mond Rental	\$1,052.31
410-000-000-531-10-45-00	City Hall Building - Storm	STRM: Bld & Property Lease	\$1,052.31
Total 03012024 SFLLC			\$14,106.42
Total 54184			\$14,106.42
Total Sorci Family LLC			\$14,106.42

54168	ECH989730	1/10/2024	2024 - February - 3rd February 2024 Batch		
	Jan 2024 Service				
	001-000-180-518-50-41-75		CEN SVCS: Advertising		\$46.71
	ORD 24-1200 Designate Seattle Times for Adv		WTR - Advertising		\$46.74
	401-000-000-534-80-41-17		Cross Connection		
	ORD 24-1201				\$93.45
	Total ECH989730				
54168	ECH989868	1/17/2024	2024 - February - 3rd February 2024 Batch		
	Jan 2024 Service				
	001-000-240-558-60-41-75		PLN - Advertising - Long range planning		\$224.55
	Imagine Academy				
	Total ECH989868				\$224.55
	Total 54168				\$318.00
	Total Sound Publishing Inc.				\$318.00

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void Amount
		Account Number	Name	Title	

South Correctional Entity					
54169	7603		2/12/2024	2024 - February - 3rd February 2024 Batch	
		January 2024 Service		PD: Jail Costs	\$474.94
		001-000-211-523-60-49-00	2 days		\$474.94
					\$474.94
Total 7603					
Total 54169					
Total South Correctional Entity					
State Auditor's Office					
54170	L159170		2/9/2024	2024 - February - 3rd February 2024 Batch	
		January 2024 Service		FIN - State Auditor Services	\$1,738.75
		001-000-140-514-23-41-01		STRT: State Auditor Services	\$417.30
		101-000-000-542-30-41-14		WTR - State Auditor Services	\$1,599.65
		401-000-000-534-80-41-03		SEW - State Auditor Services	\$1,599.65
		407-000-000-535-80-41-07		STRM - State Auditor Services	\$1,599.65
		410-000-000-531-10-41-02			\$6,955.00
					\$6,955.00
					\$6,955.00
Total L159170					
Total 54170					
Total State Auditor's Office					
Summit Law Group, PLLC					
54171	152074		2/21/2024	2024 - February - 3rd February 2024 Batch	
		January 2024 Service		Legal Svcs-Union Contracts	\$1,625.00
		001-000-150-515-41-41-08	Teamsters		\$1,625.00
					\$1,625.00
Total 152074					
Total 54171					
Total Summit Law Group, PLLC					
Uline					
54172	173966198		2/2/2024	2024 - February - 3rd February 2024 Batch	
		PD - Supplies		PD: Operating Supplies	\$751.80
		001-000-210-521-10-31-00	Printer		\$751.80
					\$751.80
Total 173966198					

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number		Name	Amount
				Title	

	Total 4700.0			Refund Closed Account	
Total 54176					\$56.77
Total Utility Refund - Itenerant Vendors					\$56.77
Valley Communications Center					\$107.95
54177	0027924	2/10/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-214-521-20-41-00		PD: Valley Comm - Dispatch Service	\$12,872.30
		248.5 calls			
Total 0027924					\$12,872.30
Total 54177					\$12,872.30
Total Valley Communications Center					\$12,872.30
Valley Defenders					\$12,872.30
54178	01312024 VD	2/9/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-121-512-51-41-00		CRT: AOC-Therapeutic Grant 01/01/21 - 06/30/23	\$750.00
		001-000-151-515-91-41-00		CRT - Legal-Public Defender	\$5,000.00
Total 01312024 VD					\$5,750.00
Total 54178					\$5,750.00
Total Valley Defenders					\$5,750.00
Varius Inc.					\$5,750.00
54179	1686 VAR	2/11/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-257-558-70-41-02		MDRT - Civil Engineering	\$7,416.00
Total 1686 VAR					\$7,416.00
54179	1687 VAR	2/11/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-257-558-70-41-02		MDRT - Civil Engineering	\$13,596.00
Total 1687 VAR					\$13,596.00

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number	Name	Title	Amount
54179	1688 VAR	21/1/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-257-558-70-41-02	MDRT - Civil Engineering		\$17,922.00
	Total 1688 VAR				\$17,922.00
54179	1689	21/1/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		001-000-257-558-70-41-02	MDRT - Civil Engineering		\$12,978.00
	Total 1689				\$12,978.00
Total Varius Inc.					
VenTek International					
54180	142122	21/1/2024	2024 - February - 3rd February 2024 Batch		
		Feb 2024 Service			
		001-000-270-575-70-41-00	Lake Sawyer: Ven Tek/Venvue Pay Station		\$585.00
	Total 142122				\$585.00
Total VenTek International					
Washington State Patrol					
54181	12403123	1/31/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		633-000-500-589-30-00-00	PD - CPL Fees for WSP/FBI - Fingerprint		\$132.50
	Total 12403123				\$132.50
Total Washington State Patrol					
Water Management Laboratories, Inc.					
54182	218171	1/31/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		401-000-000-534-80-41-02	WTR - Testing and Sampling		\$56.00
	Total 218171				\$56.00

Vendor	Transaction Number	Transaction Reference	Invoice Date	Fiscal Description	Void
		Account Number		Name	Amount

54182	218332	217/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Service			
		401-000-000-534-80-41-02		WTR - Testing and Sampling	\$84.00
	Total 218332				\$84.00
	Total 54182				\$140.00
	Total Water Management Laboratories, Inc.				\$140.00
54183	9019830516	1/1/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Rent			
		001-000-240-558-51-45-00		COM DEV: Bld & Property Lease	\$1,936.34
		Com Dev Mod - Permitting			
		001-000-240-558-60-45-00		PLN: Bld & Property Lease	\$484.09
		Com Dev Mod - Planning			
		001-000-254-518-20-45-00		CH: Bld & Property Lease	\$1,037.32
		Com Dev Mod - Adm			
	Total 9019830516				\$3,457.75
54183	9019830518	1/1/2024	2024 - February - 3rd February 2024 Batch		
		January 2024 Rent			
		101-000-000-542-34-45-00		STRT: Bld & Property Lease	\$489.97
		Streets - Rent MDS-653591			
		401-000-000-534-80-45-00		WTR: Bld & Property Lease	\$489.97
		Water - Rent MDS-653591			
		407-000-000-535-80-45-00		SEW: Bld & Property Lease	\$489.97
		Sewer - Rent MDS-653591			
		410-000-000-531-10-45-00		STRM: Bld & Property Lease	\$489.95
		Storm - Rent MDS-653591			
	Total 9019830518				\$1,959.86
	Total 54183				\$5,417.61
	Total Williams Scotsman, Inc.				\$5,417.61
	Vendor Count	65		Grand Total	\$703,321.66

BLACK DIAMOND CITY COUNCIL MINUTES
Council Special Meeting of February 15, 2024
Hybrid Meeting Via Zoom and In-Person
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER:

Mayor Benson called the special meeting to order at 5:00 p.m.

ROLL CALL:

PRESENT: Councilmembers Deady, Douglass, Mulvihill, de Leon (Zoom), Jones, Page. (At 5:11 p.m. Councilmember de Leon entered the meeting in person. Councilmember Smith was not present during roll call and entered the meeting at 5:58 p.m.).

ABSENT: None

Staff Present: Jamey Kiblinger, Police Chief; Rob Reed, IS Manager; Xavier Mason, Finance Director; Andrew Williamson, MDRT/Ec Dev Director; and Brenda L. Martinez, City Clerk/HR

WORK SESSION:

1) Continued Discussion on Potential Levy Lid Lift

Mayor Benson welcomed everyone and introduced Martin Chaw of FCS who will be leading the discussion tonight.

Mr. Chaw reviewed the agenda in the presentation for tonight. Below are the topics/questions shared tonight:

- Q1: City property tax levy detail 10 years
- Q2: Historical LLL measures – Primary or General Election
- Q3: Estimated cost forming own Fire Dept
- Q4: Levy Rates for School Districts
- Estimated Costs with MVFD COS @ 3.0 FTEs/Shift Station 98 – No Levy Lid Lift
- MVFD COS @ 3.0 FTEs/Shift 98 - With Levy Lid Lift \$2.0M/YR starting 2025
- Fire Expenses Forecast (2025-2029)
- Levy Lid Lift Property Tax Impacts – Enumclaw School District
- Levy Lid Lift Property Tax Impacts – Tahoma School District
- Levy Lid Lift Property Tax Impacts – Home within Kent School District #415
- Levy Lid Lift Property Tax Impacts – Home within Kent School District #415 and Valley General Hospital District #1
- Questions asked that Mr. Chaw will be getting back to Council on.
- Property Tax Ordinance to dedicate funds

- Discussion on annexation and how that works. What would happen to the city owned assets, would the city have a seat on the board?
- Need to make a choice on what number for a levy lid lift and need to consider what is the Council's goal for LOS for fire service.
- Forming a work group consisting of Fire Chief, Mayor, Councilmember, Mr. Williamson, and Mr. Linehan to work on items that are called out in the interlocal agreement.
- Discussion on the need for more work sessions.

ADJOURNMENT:

Councilmember Deady **moved** to adjourn the meeting; **second** Councilmember de Leon. Motion **passed** with all voting in favor (?-0). The meeting ended at 6:54 p.m.

ATTEST:

Carol Benson, Mayor

Brenda L. Martinez, City Clerk

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of February 15, 2024
Hybrid Meeting Via Zoom and In-Person
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, Douglass, Smith, Mulvihill, de Leon, Jones, Page

ABSENT: None

Staff present: Andrew Williamson, MDRT/Ec Development Director; Xavier Mason, Finance Director; Jamey Kiblinger, Police Chief, Mona Davis, Community Development Director, Scott Hanis, Public Works Director; Rob Reed, IS Manager; David Linehan, City Attorney; Brenda L. Martinez, City Clerk/HR Manager.

READING OF GUIDING PRINCIPLES

AGENDA REVIEW AND APPROVAL:

Mayor asked to add committee assignments to the agenda and to also move the swearing in to the beginning of the meeting.

Councilmember de Leon **moved** to approve the agenda as amended; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (7-0).

Swearing In of New Police Sergeant

Chief Kiblinger introduced Chase Goddard who was promoted to Sergeant and Mayor Benson administered the oath of office.

Action: Councilmember Douglass **moved** to amend the agenda to add an executive session at the end of public comment.; **second** Councilmember de Leon. Motion **passed** with all voting in favor Passed 7-0

PUBLIC COMMENTS:

Tripp Hart, outside the City of Enumclaw spoke to Council.

Nancy Merrill, Enumclaw spoke to Council.

EXECUTIVE SESSION

At 7:20 p.m. Mayor Benson announced that Council would be going into executive session pursuant to RCW 42.30.110(1)(i) to discuss with legal counsel potential litigation. It was anticipated to last approximately 10 minutes with possible action to follow. The recording was stopped and Councilmembers exited to another room for this session.

At 7:30 p.m. Mayor Benson called the meeting back to order.

Councilmember Deady **moved** to adopt Ordinance No. 24-1205 adopting a one-year moratorium on the acceptance, processing, and/or approval of applications for building and land development permits and related land use decision for battery energy storage facilities to be located within the city of black diamond, declaring an emergency, providing for severability, and providing that the moratorium will take effect immediately upon passage; **second** de Leon. Motion **passed** with all voting in favor (7-0).

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Council Standing Committees

Mayor Benson read the list of committee assignments. There was discussion on revising the list to add Councilmember Smith to the Public Works Committee and take off Councilmember Jones.

Councilmember de Leon **moved** to adopt the revised list; **second** Councilmember Deady. Motion **passed** with all voting in favor (7-0).

CONSENT AGENDA:

Councilmember de Leon **moved** to approve the Consent Agenda; **second** Councilmember Page. Motion **passed** with all voting in favor (7-0). The Consent Agenda was approved as follows:

- 1) **Claim Checks** – February 15, 2024, Check No. 54056 through Check No. 54117 (voids 52691, 52692, 53970) and EFTs in the amount of \$551,595.64
- 2) **Payroll** – January 2024 – Check No. 20377 through Check No. 20384 and ACHs in the amount of \$575,700.72
- 3) **Minutes** – Council Meeting of February 1, 2024

PUBLIC HEARINGS: None

UNFINISHED BUSINESS:

NEW BUSINESS:

4) AB24-019 – Resolution Regarding Professional Services Agreement with RH2 Engineering

Public Works Director Hanis reported on this item.

Councilmember de Leon **moved** to approve Resolution No. 24-1605 authorizing the Mayor to execute a professional service agreement with RH2 Engineering, Inc. to provide the City with on-call engineering services; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (7-0).

5) AB24-020 – Resolution Awarding Bid and Authorizing Mayor to Execute a Contract with Zeke's Roofing for the Gym Roof Replacement Project.

Public Works Director Hanis briefed the Council on this agenda item.

Councilmember Deady **moved** to adopt Resolution No. 24-1606 authorizing the Mayor to execute a \$32,610.00 contract with Zeke's Roofing for the Gym Roof Replacement Project and a \$3,000 contingency fund; **second** Councilmember Mulvihill. Motion **passed** with all voting in favor (7-0).

DEPARTMENT REPORTS:

Fire – Chief Judkins noted that she sent in her report today and asked if there were any questions. She responded to councilmember Page and discussed the swatting calls and how they are a drain on resources since they are usually a false alarm and reoccurring.

MDRT – Director Williamson noted the year-end report from his department will come forward at the first meeting in March. He reported that the first phase (vault placement) at the roundabout has been completed and the next step is to move the gas mains. He also shared that two power poles were moved up off the hill to make more room. He announced that starting February 26th night work will start (8 p.m. – 5 a.m.) and message boards will be used to alert drivers for the next 4 weeks. He discussed traffic control and how that will work. He also touched on site plan reviews for the commercial area and the building of the fire station starts Monday and Jody Miller is the contractor.

MAYOR'S REPORT: No report.

COUNCIL REPORTS:

Councilmember Smith asked if Council wanted to raise hands on who wants to go where. Tamie, Debbie – gravel. Focus group de Leon, Commissioners meeting is at 1 p.m., Douglas going to sleep event.

Councilmember Mulvihill shared that a report on her EMAC Committee will come forward at the next meeting.

Councilmember de Leon reported attending Youth and Empower meeting and will be forwarding information on guiding good choices regarding substance abuse and good choices. She also thanked everyone for the good conversation and all they did to put on the retreat on Saturday. She noted that there is a Town Hall meeting this Saturday, the 17th from 11-12. She reported attending the Enumclaw School District meeting and the WRIA 9 meeting and said it was very informative.

Councilmember Jones reported on the meeting he and Councilmember Mulvihill had with Kevin Esping at the Emergency Operation Center and the need for volunteers in advance should a disaster occur. He stated that we need to update the City's Emergency Preparedness Plan. Tahoma School Board is working through their issues and their next steps. They also selected their preferred candidate for superintendent. He states he has information on the local utility companies, which are now promoting journeymen apprenticeships that will be paid with benefits. Lastly, February is heart month.

Councilmember Page shared hosting a volunteer night last year and plans on doing so next April and will make sure there is a presence for volunteers for Emergency Management. She brought up an email standardizing the public comment portion of the meeting. She would like to have this as a standard and explained that it isn't a two-way conversation, and she would like to have a sign in sheet as well. She discussed there being a loose consensus to have a small work group and asked the Mayor Pro-Tem to meet with the mayor to see if this can happen. She stated that it was Picture Day and a picture will be taken at end of meeting.

Councilmember Deady reported attending the Senior Center Valentine luncheon, WRIA 9 meeting, and shared that a meeting is coming up with the Fire Department.

Councilmember Douglass thanked the City Clerk for the nourishment today as it was an early start for the meetings today.

ATTORNEY REPORT: None

PUBLIC COMMENTS: None

EXECUTIVE SESSION: None

ADJOURNMENT:

Councilmember Deady **moved** to adjourn the meeting; **second** Councilmember Jones. Motion **passed** with all voting in favor (7-0). The meeting ended at 8:18 p.m.

ATTEST:

Carol Benson, Mayor

Brenda L. Martinez, City Clerk

CITY COUNCIL AGENDA BILL

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

ITEM INFORMATION		
SUBJECT: Public Hearing on Emergency Ordinance 24-1205	Agenda Date: March 7, 2024	AB24-024
	Mayor Carol Benson	
	City Administrator	
	City Attorney David A. Linehan	
	City Clerk – Brenda L. Martinez	
	Community Dev – Mona Davis	X
	Finance – Xavier Mason	
	MDRT & Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
Cost Impact (see also Fiscal Note):	Public Works – Scott Hanis	
Fund Source: --Various	Court – Judge Swain/Tawnya Parks	
Timeline:		
Agenda Placement: ☒ Mayor ☐ Two Councilmembers ☐ Committee Chair ☐ City Administrator		
Attachments: Ordinance		
SUMMARY STATEMENT: Council passed an emergency ordinance on February 15, 2024 to adopt a one-year moratorium on the acceptance, processing, and/or approval of applications for building and/or land development permits and/or related land use decisions for Battery Energy Storage System Facilities to be located within the City of Black Diamond. Pursuant to Ordinance 24-1205, the City Council deemed it appropriate to hold a public hearing on March 7, 2024 and may adopt additional findings following the conclusion of said public hearing. FISCAL NOTE (Finance Department):		
COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:		
RECOMMENDED ACTION:		
RECORD OF COUNCIL ACTION		
Meeting Date	Action	Vote
March 7, 2024		

ORDINANCE NO. 24-1205

AN ORDINANCE OF THE CITY OF BLACK DIAMOND, WASHINGTON, ADOPTING A ONE-YEAR MORATORIUM ON THE ACCEPTANCE, PROCESSING, AND/OR APPROVAL OF APPLICATIONS FOR BUILDING AND LAND DEVELOPMENT PERMITS AND RELATED LAND USE DECISIONS FOR BATTERY ENERGY STORAGE FACILITIES TO BE LOCATED WITHIN THE CITY OF BLACK DIAMOND; DECLARING AN EMERGENCY; PROVIDING FOR SEVERABILITY; AND PROVIDING THAT THE MORATORIUM WILL TAKE EFFECT IMMEDIATELY UPON PASSAGE.

WHEREAS, within the express terms of the Optional Municipal Code and the Growth Management Act, the Washington State Legislature has conferred upon the governing bodies of Washington code cities the right to establish and adopt moratoria related to land uses, as set forth in RCW 36.70A.390 and RCW 35A.63.220; and

WHEREAS, recently, the City has received inquiries from a developer and potential applicant for land use approvals and development permits relating to battery energy storage facilities, in which questions have been posed regarding whether such facilities are allowed under the City's zoning code, as set forth in Title 18 of the Black Diamond Municipal Code (BDMC); and

WHEREAS, City staff have specifically been asked to issue a formal code interpretation as to whether such a battery energy storage facility would be allowed as a "utilities" use in the Community Commercial zoning district under Chapter 18.38, either as a matter of right for underground utilities or as a conditional use for aboveground utilities; and

WHEREAS, the City's development regulations, and specifically the definition of "Utilities" in BDMC 18.100.710 and the permitted and conditional uses provided in BDMC Chapter 18.38 (Community Commercial), Chapter 18.36 (Neighborhood Center), Chapter 18.32 (Medium Density Residential), and Chapter 18.30 (Single-Family Residential), have not been updated to reflect recent technological changes and business models in the energy storage and electric utility industry; and

WHEREAS, applying these outdated regulations in Title 18 BDMC to new technologies and business models could lead to approval of battery storage projects that are undesirable, unsafe, and/or inconsistent with long-term planning goals and objectives of the City, particularly when the existing regulations have not been reviewed and updated for best practices nor reconsidered in light of technological changes and potential effects such facilities have on surrounding areas and community resources; and

WHEREAS, the City Council has determined the following facts, and identified the following unknown risks and economic factors, that may be relevant in assessing the desirability of, and siting concerns associated with, battery energy storage facilities in the City of Black Diamond:

- A. Battery energy storage systems are essentially rechargeable battery arrays that store excess energy when demand on the electrical grid is low and can feed power back into the system when demand is high (or energy production is low).
- B. The elements used in batteries can pose risks of explosion from overheating and of environmental contamination.
- C. Battery energy storage facilities present fire hazards that can take weeks to extinguish, requiring massive volumes of water and chemicals to bring under control.
- D. Battery energy storage facilities are sites where hazardous chemicals such as cyanide and hydrofluoric acid are present and thus pose the potential for discharge to surrounding property, air, and groundwater in the event of a fire.
- E. Battery energy storage facilities create potential for air quality hazards in the event of a fire.
- F. Battery energy storage facilities may produce noise and visual impacts that are not currently well understood by the City.
- G. Battery energy storage facilities may produce impacts to wildlife that are not currently well understood by the City.
- H. Battery energy storage facilities may be more appropriate for heavy industrial zones than commercial, neighborhood retail and office, or residential zones.
- I. Battery energy storage facilities may create additional strain on local emergency response agencies and their personnel.
- J. The Washington State Department of Ecology is beginning to compile guidance on battery energy storage facility siting that the City wishes to study before updating its zoning and other regulations applicable to battery energy storage facilities.
- K. The State Legislature adopted House Bill 1216 in 2023, and new Washington state regulations codified at WAC 51.54A.0322 and intended to minimize the risks of lithium-ion battery energy storage facilities through fire safety requirements and construction standards will take effect soon. The City desires to study these new laws and regulations to determine what effects they will have on local regulatory authority.

- L. King County is studying whether its codes need updating to add conditions for approving these types of facilities, including zoning, safety, and insurance requirements. The City desires to learn about King County's regulatory initiatives before finalizing updates to the City's zoning regulations and official controls.
- M. Puget Sound Energy, which is conducting RFPs for third-party private entities to develop energy storage facilities connect via high-voltage transmission lines to PSE's regional substations, has published safety and reliability requirements for such facilities that need to be explored and better understood before the City can determine whether to permit battery energy storage facilities in the City, and under what conditions.
- N. It is unknown what fiscal or economic development benefits would flow to the City if battery energy storage facilities were permitted within the City or which zone(s) would be most advantageous for siting them. The City needs to investigate and analyze potential economic impacts and tax revenues associated with such projects.

WHEREAS, due to the unique characteristics of battery energy storage facilities, certain existing requirements in the code may not appropriately address or mitigate the community impacts and risks such facilities may present; and

WHEREAS, additional time is needed for the City to study whether such facilities are compatible and should be allowed within City limits, either as a permitted or conditional use, and if so, in which zone(s) and whether current zoning regulations in Title 18 and/or other official controls and development standards need to be updated to ensure such facilities can be safely and appropriately sited within the City; and

WHEREAS, processing applications for land use approvals, development permits, and related applications or code interpretations for battery energy storage facilities under existing zoning regulations and other official controls could potentially result in approvals of undesirable and incompatible development until such time that the City has properly reviewed its regulations and implemented any zoning code revisions or additional controls deemed necessary and proper for the health, safety, and general welfare of the City and its residents; and

WHEREAS, the City is currently in the middle of conducting its mandatory periodic review of its Comprehensive Plan, which work must be completed and amendments adopted by no later than December 31, 2024; and

WHEREAS, the Comprehensive Plan update work will include analysis and recommendations for need zoning code amendments to implement the Land Use element and Economic Development element of the Plan following its anticipated adoption in December 2024; and

WHEREAS, it would be an efficient use of resources and an appropriate exercise of its planning authority under the Growth Management Act and Chapter 35A.63 RCW for the City to integrate an analysis of whether, and under what regulatory parameters, battery energy storage facilities should be allowed uses within the City with the City's ongoing work on the Land Use chapter and other elements of the Comprehensive Plan and development regulations;

WHEREAS, the City Council has significant concerns about whether battery energy storage facilities can be appropriately reviewed and analyzed under current regulations and finds that unless the City acts immediately to preserve the status quo, there are likely to be adverse impacts on the City and the health, safety, and welfare of its citizens; and

WHEREAS, pursuant to RCW 35A.63.220 and RCW 36.70A.390, the City may adopt a moratorium that is effective for no longer than six (6) months, but may adopt a moratorium that is effective for up to one (1) year if a work plan is developed for conducting appropriate studies and analyses over that longer period; and

WHEREAS, to promote the public health, safety, and welfare, the City Council deems it necessary and proper to impose a moratorium on land use and development permit applications related to battery energy storage facilities for a period one (1) year; and

WHEREAS, the City Council deems it appropriate to hold a public hearing on March 7, 2024, and may adopt additional findings following the conclusion of said public hearing;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Preliminary Findings. The recitals set forth above are hereby adopted as the City Council's preliminary findings in support of the moratorium imposed by this ordinance. The City Council may, in its discretion, adopt additional findings following the conclusion of the public hearing referenced in Section 5 below.

Section 2. Moratorium Imposed. Pursuant to the provisions of Article 11, Section 11 of the Washington State Constitution, RCW 35A.63.220, and RCW 36.70A.390, a moratorium is hereby enacted on the acceptance, processing, and/or approval of applications for:

- a) building permits;
- b) clearing and grading permits;
- c) short plats;
- d) subdivisions;
- e) binding site plans;
- f) site plan reviews;
- g) conditional use permits;

- h) reasonable use exceptions;
- i) variances from Title 18 regulations; or
- j) deviations from any Black Diamond engineering design and construction standards or other technical codes

for any battery energy storage facility within the City or any other type of development permit, approval, or code interpretation in connection with same.

Section 3. Effective Period for Moratorium. The moratorium imposed under Section 2 of this ordinance shall be in effect for a period of one (1) year from the date this ordinance is passed and shall automatically expire at the conclusion of that one-year period unless the same is extended as provided in RCW 35A.63.220 and RCW 36.70A.390, or unless terminated sooner by the City Council.

Section 4. Effect on Vested Rights. The moratorium imposed under Section 2 of this ordinance shall apply prospectively only, after the effective date of this ordinance. Nothing in this ordinance shall be construed to extinguish, limit, or otherwise infringe on any permit applicant's vested development rights as defined by state law and City of Black Diamond regulations. Any pending and complete applications for interpretations of existing Black Diamond zoning regulations shall continue to be processed and reviewed under existing law (unless abandoned by the applicant), but the City's decision shall indicate that the Comprehensive Plan, applicable zoning regulations, and other official controls of the City are under review and subject to change, and that the updated regulations, if any, will apply to any development permit applications or land use approval applications received after the moratorium is lifted.

Section 5. Public Hearing. Pursuant to RCW 35A.63.220 and RCW 36.70A.390, the City Council will hold a public hearing at the City Council's regular meeting, at 7:00 p.m., on Monday, March 7, 2024, or as soon thereafter as the business of the City Council shall permit, in order to take public testimony on this moratorium and to consider adopting further findings.

Section 6. Referral to Staff; Work Plan. City Staff and the Black Diamond Planning Commission are hereby authorized and requested, as part of their ongoing work on the 2024 Comprehensive Plan periodic update and review of current zoning regulations, to study the issues identified in this ordinance and to develop recommendations for whether battery energy storage facilities should be allowed uses within the City and, if so, what zoning regulations and public processes are needed to protect the health, safety, and welfare of the community and ensure that such facilities are developed in a manner that is compatible with the overall plan and vision for the City. These recommendations shall be reviewed and considered by the Black Diamond City Council for inclusion in the 2024 Comprehensive Plan update, Title 18 of the BDMC, and/or other official controls of the City. This work plan is subject to change upon subsequent direction of the City Council following the public hearing referenced in Section 5 of this ordinance.

Section 7. Severability. If any one or more section, subsection, or sentence of this ordinance or its application to any person or circumstance is held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this ordinance or its application to other persons and circumstances.

Section 8. Corrections by City Clerk or Code Reviser. Upon approval of the City Attorney, the City Clerk and the code reviser are authorized to make necessary corrections to this ordinance, including the correction of clerical errors; references to other local, state or federal laws, codes, rules, or regulations; or ordinance numbering and section/subsection numbering.

Section 9. Declaration of Emergency and Effective Date. The City Council hereby finds and declares that there is a significant potential for battery energy storage facilities to create substantial adverse effects on the public health, safety, and welfare if not addressed by adequate and appropriate development regulations, and that, therefore, an emergency exists which necessitates that this ordinance become effective immediately in order to preserve the public health, safety, and welfare. Pursuant to *Matson v. Clark County Board of Commissioners*, 79 Wn. App. 641, 904 P.2d 317 (1995), non-exhaustive underlying facts necessary to support this emergency declaration are included in the recitals above, all of which are adopted by reference as findings of fact as if fully set forth herein. If approved by a majority-plus-one of the City Council, this ordinance shall become effective immediately upon passage. If approved by only a simple majority, this ordinance shall become effective five days after publication as provided by law. The City Clerk shall publish a summary of this ordinance at the earliest possible publication date.

ADOPTED BY A MAJORITY-PLUS-ONE OF THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 15TH DAY OF FEBRUARY, 2024.

CITY OF BLACK DIAMOND

Carol Benson, Mayor

ATTEST/AUTHENTICATED:

Brenda L. Martinez, City Clerk

Approved as to form:

David A. Linehan, City Attorney

Filed with the City Clerk: 2/16/24
Passed by the City Council: 2/15/24
Ordinance No. 24-1205
Date of Publication: 2/19/24
Effective Date: 2/15/2024

CITY COUNCIL AGENDA BILL

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

ITEM INFORMATION		
SUBJECT: Authorizing the Mayor to Execute a Professional Services Agreement with HydroCorp to Provide Cross Connection Program Management and Device Testing Services for the City's Water System.	Agenda Date: March 7, 2024	
	AB24-021	
	Mayor Carol Benson	
	City Administrator	
	City Attorney David Linehan	
	City Clerk – Brenda L. Martinez	
	Com Dev – Mona Davis	
	Finance – Xavier Mason	
	MDRT/Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
Cost Impact (see also Fiscal Note): \$495/year + testing fees (covered by customers)		
Fund Source: Water Dept.	Public Works – Scott Hanis	X
Timeline: Annual contract	Court – Judge Swain/Tawnya Parks	
Agenda Placement: ☒ Mayor ☐ Two Councilmembers ☐ Committee Chair ☐ City Administrator		
Attachments: Resolution; Hydrocorp Proposal and Agreement		
SUMMARY STATEMENT: Public Works has been looking for assistance with its Cross Connection Control Program. There are significant administrative challenges for overseeing this program and ensuring annual testing of backflow devices occurs. Enforcement and tracking of inspections required significant amounts of administrative time from staff. Public Works staff researched companies that could assist and had several meetings with HydroCorp. HydroCorp can take care of the tracking and inspections. HydroCorp will contract with a local backflow testing company to inspect all backflow devices in the City, with exception of customers who will hire their own backflow tester. Ordinance 24-1201 gives the City authority to test backflow devices. FISCAL NOTE (Finance Department): The annual cost to the City is \$495. HydroCorp will arrange for testing and will bill the City actual costs of testing along with their markup for administrative time associated with testing and reporting. Costs for testing have been added to the City's fee schedule and will be charged to water customers on their utility bills.		
COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:		
RECOMMENDED ACTION: MOTION to approve Resolution 24-1607 authorizing the Mayor to execute a Professional Services Agreement with HydroCorp to provide Cross Connection Program Management and Device Testing Services for the City's water system.		

RECORD OF COUNCIL ACTION		
<i>Meeting Date</i>	<i>Action</i>	<i>Vote</i>

RESOLUTION NO. 24-1607

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BLACK DIAMOND, KING COUNTY, WASHINGTON
AUTHORIZING THE MAYOR TO EXECUTE A
PROFESSIONAL SERVICES AGREEMENT WITH
HYDROCORP TO PROVIDE CROSS CONNECTION
PROGRAM MANAGEMENT AND DEVICE TESTING
SERVICES FOR THE CITY'S WATER SYSTEM**

WHEREAS, the City is required to have a Cross Connection Control Program for its potable water system; and

WHEREAS, the Cross Connection Control Program requires significant staff time to track backflow devices and ensure compliance with Department of Health regulations; and

WHEREAS, the City sought assistance from companies to help manage the program and provide testing services; and

WHEREAS, HydroCorp has the ability to assist the City with management of the Cross Connection Control Program and to comply with Department of Health requirements;

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

Section 1. The Mayor is hereby authorized to execute a professional services agreement with HydroCorp to provide Cross Connection Program Management and Device Testing Services for the City's water system, significantly in the form attached hereto.

PASSED BY THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, WASHINGTON, AT A REGULAR MEETING THEREOF, THIS 7TH DAY OF MARCH, 2024.

CITY OF BLACK DIAMOND:

Carol Benson, Mayor

Attest:

Brenda L. Martinez, City Clerk



THE SAFE WATER AUTHORITY®

PROPOSAL Developed For

Scott Hanis
PW Director

City of Black Diamond
Black Diamond, WA 98010

PROJECT CONSULTANT

Larry LaBute, Senior Sales Development
DIRECT LINE: 248.981.6981
EMAIL: llabute@hydrocorpinc.com

February 20th, 2023





Table of Contents

1. EXECUTIVE SUMMARY.....	2
1.1. Summary of proposed Scope of Work.....	2
1.2. Cost Breakdown	4
2. QUALIFICATIONS	5
2.1. HydroCorp, The Safe Water Authority.....	5
2.2. Industry Leadership.....	6
2.3. References.....	6
3. STAFF BIOS.....	7
4. SECURE DATA AND WATER CUSTOMER CARE PROCESS.....	9
4.1. Program Data:	9
4.2. Live Program Data Access for Designated Water Purveyor Staff	10
4.3. Annual Backflow Prevention Assembly Testing Record Tracking.....	11
4.4. Customer Service / Public Awareness Toolkit	12
APPENDIX B – PROGRAM WORKFLOW.....	14
APPENDIX C – SAMPLE PROFESSIONAL SERVICES AGREEMENT	15



1. EXECUTIVE SUMMARY

1.1. Summary of proposed Scope of Work

This project is to provide program management services for an ongoing Cross-Connection Control Program currently operated by the CITY. These services will be provided to ensure compliance with the Washington State Department of Health regulations for backflow prevention devices, assembly testing, and recordkeeping. Once this project has been approved and accepted by the CITY and HydroCorp, you may expect completion of the following elements annually. The components of the project include:

1. Conduct a project start-up meeting via Zoom or Teams with the CITY Cross-Connection Control/Backflow Prevention Program staff.
2. Provide data transfer template for all backflow prevention assemblies and/or customers to be included in the program, from the existing CITY database to the HydroCorp database.
3. Validate the above database to identify any possible errors or inconsistencies.
4. Maintain all data on an online system that enables CITY staff to monitor and generate reports as desired.
5. Provide full-time, toll-free phone support for customer questions by a trained staff member. The phone will be staffed during regular business hours Eastern Standard Time, Monday through Friday. After-hours calls are directed to an answering service with staff trained to handle our calls.
6. Coordinate and manage the testing of all testable backflow prevention devices in accordance with State requirements. Services include on-site testing, test failure notification, installation requirement notifications, receipt of executed test reports, and maintenance of all testing data. HydroCorp will prepare a bid for local contractors to establish pricing and credentials for testing all testable assemblies. HydroCorp will coordinate with the lowest bidders to test all backflow assemblies. Facilities will be tracked to ensure compliance with testing requirements. Testers will be provided with test tags to indicate the year they were tested.
7. Provide spot checks for device testers. HydroCorp will visually inspect tested assemblies for the presence of the current test tag and for verification of field data gathered by a certified tester.
8. Assist with preparing an initial mailing, by the City, to all customers to advise/educate them on the new CCC testing program.
9. Provide progress review meetings with the Utility's designated representative to discuss the program status and specific recommendations as requested.
10. The cost below includes all "time and travel" expenses for the entire project.



Summary of proposed Scope of Work and Cost (continued)

11. HydroCorp will provide a staff member to provide the CITY training and coordination at the time of project start-up. This staff member will be the program manager and remain available throughout this project to maintain effective communication between the CITY staff and HydroCorp. HydroCorp will ensure that the hired testing contractor is ASSE, AWWA, or USC certified for day-to-day on-site needs, quality control, communications, and compliance assistance and to provide overall effective communications between CITY staff, HydroCorp, and customers.
12. HydroCorp will provide a staff member to coordinate all activities with contractors for testing, repair, replacements, and new installations.
13. Provide Quality Control services for subcontractors to ensure proper workmanship and competitive pricing to customers.
14. Assist the Utility with establishing a community-wide public relations program, including webpage development, public informational meetings, a tester meeting to explain the CITY CCC program, general awareness brochures, newsletter language, and website cross-connection control program overview content and resources.
15. Provide documentation for the WA State annual report summarizing all data generated throughout the year. An annual summary report will be completed shortly after year end, along with all backup data. Test reports for the year will be available to download for long-term storage and ease of data management and retrieval.
16. All services will be coordinated through our proprietary software, HydroSoft. HydroSoft is a web-based software that enables inspectors and testers to automatically synchronize data generated in the field via the World Wide Web. Synchronization is achieved wirelessly from the field via the Web. HydroCorp will provide inspectors and/or testers with online queues for uploading and downloading data files. All data gathering and transference will be paperless. HydroSoft can generate customized reports based on any available data set.



1.2. Cost Breakdown

Project Name:	Cross-Connection Control Program Services	Project Code:	LJL 2023
Client Contact:		Valid Through:	May 31, 2023
Proposal Date:	February 20, 2023		
Prepared By:	Larry LaBute		

Invoice method: HydroCorp will invoice the CITY monthly for the device testing services completed during the preceding month. The invoice will include an electronic listing of addresses that have had their assembly(s) tested. The invoice will equal the number of assemblies tested multiplied by the agreed-upon testing charge.

Fees: The fees and services within the CITY contract may be piggybacked to satisfy the requirements of this proposal)

Cost Breakdown

Project Items	Cost
Annual Fee for Device Test Management:	\$495.00
External Site Inspection Fee:	\$TBD*
Fire System Backflow Prevention Assembly Testing Fee	\$TBD* each
Backflow Prevention Assembly Testing Fee	\$TBD* each
Ongoing availability to advise on Cross-Connection Control	No Charge

*Note: Pricing will be established after bidding out the testing work to local testing contractors.

Project scheduling/acceptance will commence upon receipt of a Purchase Order to:

HydroCorp – Main Office
 5700 Crooks Road/Suite 100
 Troy, MI 48098 Federal Tax I.D. #38-2810008
 Florida Office: 10 S. Harbor City Blvd. Melbourne, FL 32901

Submitted by: Larry LaBute | 248-981-6981 | llabute@hydrocorpinc.com

X		
	HydroCorp Representative (Signature)	Date

Accepted by:

X		
	Representative (Signature)	Date

HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



2. QUALIFICATIONS

2.1. HydroCorp, The Safe Water Authority

"We keep drinking water safe. We make people aware of the inherent risks and associated compliance issues related to drinking water and other distribution systems. Our goal is cost effective compliance."

It's who we are. It's what we do. The inspiration guides HydroCorp's activities day after day and year after year. We are proud to consider ourselves a company grounded in high principles, sound business practices, absolute integrity, and unparalleled expertise. We realize that these are the essential factors in successfully attaining our mission, consistently fulfilling our commitments to our clients, and advancing the well-being of the public.

- Founded in 1983 and incorporated in 1988. The firm has grown from two employees to over 80 full-time associates in multiple states.
- HydroCorp provides Cross-Connection Control Program Management Services to over 400 communities in several states, including Michigan, Wisconsin, Delaware, Maryland, Virginia, Florida, California, and Minnesota. We still have our first customer!
- HydroCorp Conducts over 80,000 on-site Cross-Connection Control Inspections **annually**.
- Our highly trained staff works efficiently to achieve maximum productivity and keep program costs affordable. We have a detailed **system** and **process** that field inspectors follow to meet productivity and quality assurance goals.
- Our municipal inspection team has attended training classes and received certification from the following recognized Cross-Connection Control Programs:
 - USC -Foundation for Cross Connection Control and Hydraulic Research,
 - ASSE- American Society for Sanitary Engineering
 - ABPA - American Backflow Prevention Association
- Our trained administrative staff and call center have attended basic cross-connection control training classes and can answer most technical calls related to the program.
- HydroCorp staff and company are active members in many water industry associations, including: AWWA, NRW, APWA, ABPA, ASSE, FRWA, IAPMO, NRW, USCCFCCC
- HydroCorp is not a Plumbing Company and does not utilize existing staff to provide plumbing services.

HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



2.2. Industry Leadership

With over 400 municipal clients and for over 40 years, HydroCorp has succeeded in improving health and safety, reducing risk, cutting operational costs, and increasing efficiency for its clients, earning their trust and allegiance. HydroCorp has a 98 percent retention rate among its municipal clients and a virtually unmatched level of customer satisfaction. HydroCorp is fully committed to the principles and practices that made it a success: Expertise, commitment, knowledge, and service.



2.3. References

- a. **City of Lake City**, Mike Osborn – Utility Superintendent
386.466.3352 osbornm@lcfla.com
- b. **City of Titusville**, Doug Larkins – Program Coordinator
321.567.3887 doug.larkins@titusville.com
- c. **City of West Melbourne** Mark Piccirillo – Public Works Director
321.727.3710 mpiccirillo@westmelbourne.org
- d. **City of Cooper City**, Mike Stanton – DPW Supervisor
954.434.5519 mstanton@coopercityfl.org

HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



3. STAFF BIOS

Corporate Officers



Mark L. Martin, CEO and President. Mr. Martin joined HydroCorp in early 2007 and is a seasoned business executive experienced in working with growing small and mid-size companies across a broad range of industries. Mark received a B.S. in Accounting from Michigan State University in 1980 and is also a 10-year board member of Haiti Outreach Mission.

Connect with Mark on LinkedIn: www.linkedin.com/in/mark-l-martin-b5632b76/



Larry J. La Bute, Chief Commercial Officer, Founder, and Senior Sales Development.

Mr. La Bute founded the company in 1983 to improve the safety of drinking water systems. He graduated from Oakland University with a B.S. in Management and received his Master's degree from S.S. Cyril & Methodius Seminary. Prior to founding HydroCorp, Mr. LaBute successfully founded and ran a water treatment equipment manufacturing company for 12 years.

Connect with Larry on LinkedIn: www.linkedin.com/in/larryjlabute/



Glenn Adamus, COO. A member of the HydroCorp team for the past fourteen years, Glenn has managed various water quality analysis projects related to process water and potable water systems on HydroCorp's behalf, including Stage 2 DBPR, Lead and Copper Rule, water distribution system/quality characterization studies, water main/system disinfections, legionella risk assessment and monitoring, and industry compliance monitoring. He has also performed and managed numerous cross connection control surveys/consulting projects for large industry and public water systems throughout the United States.

Connect with Glenn on LinkedIn: www.linkedin.com/in/glenn-adamus-678791a/



Paul Patterson, Senior Vice President of Sales. Mr. Patterson has been with HydroCorp since 2004. In that time, he has assisted numerous water utilities in Delaware, Florida, Maryland, Michigan, and Virginia with their Cross Connection Control programs. Paul has also conducted training in Backflow Prevention and Cross Connection Control for the Michigan Department of Environment, Great Lakes, and Energy, Michigan Rural Water Association and Delaware Rural Water Association. Prior to joining HydroCorp, Mr. Patterson was a member of the United States Air Force where he assisted in the implementation of a Cross Connection Control Program at Nellis Air Force Base, NV and

was involved in numerous construction projects worldwide. Mr. Patterson has over 25 years' experience in plumbing, water distribution, cross connection control and backflow prevention.

Connect with Paul on LinkedIn: www.linkedin.com/in/paul-patterson/

HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



Staff Bios (continued)



Dave Cardinal, Vice President of Operations. Dave is a seasoned operations professional with over twenty-eight years of experience in the water industry. He has a successful record of accomplishments in the cross-connection control industry. He is experienced in program development, project management, developing and conducting employee education and training programs, developing and instructing State certified education and training classes, quality assurance, customer service, and client satisfaction.

As Vice President of HydroCorp, Dave oversees business practices, field operation procedures, and administrative functions related to cross-connection control program management and meter installation projects. He works closely with the executive team to develop and execute the company's strategic plan and is responsible for driving operational excellence throughout the organization.

He has assisted with developing State certified training programs in Michigan and Wisconsin and has trained members of the Michigan Department of Environment Great Lakes and Energy, Michigan Department of Health, Wisconsin Department of Natural Resources, municipal employees, plumbers, and miscellaneous contractor employees. He has been a guest speaker at many conferences and training seminars.

Connect with Dave on LinkedIn: www.linkedin.com/in/dcardinal/



Ryan Hensley, Administrative Account Manager – Municipal Division. As an Administrative Account Manager, Ryan is responsible for providing administrative support to field surveyors, regional managers, and division directors with all components associated with managing a comprehensive cross-connection control program and providing the highest level of customer service to our municipal clients. Ryan has been a member of the HydroCorp team for over 18 years and is an ASSE 5150 certified Backflow Prevention Program Administrator.

Program Administrators/Field Inspectors/Surveyors/Technicians

HydroCorp invests continuously in educational training and development of its team members. All the HydroCorp Field Inspectors assigned to this project are certified in Cross-Connection Control Surveying and Backflow Prevention Program Management through one of the following programs:



HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



4. SECURE DATA AND WATER CUSTOMER CARE PROCESS

4.1. Program Data:

The most critical element of a Cross-Connection Control Program is data integrity. Without accurate data, the Cross-Connection Control program will experience customer service, administrative, and reporting issues, which could lead to field survey inefficiencies. HydroCorp will coordinate with the CITY to obtain accurate account listing and address information.

Specialized Software:



HydroCorp utilizes HydroSoft® (proprietary software) to manage Cross-Connection Control Program data. All program data captured shall remain the property of CITY. The CITY can access program data, information, and reports online via a web browser. All our Client Data is secured on our Application Server behind a Hardware and Software Firewall.

Standard reports include the following:

- Testable assembly inventories, tests completed, overdue, and compliance status
- Custom queries, data exports, and reports as needed

Information Technology Infrastructure:

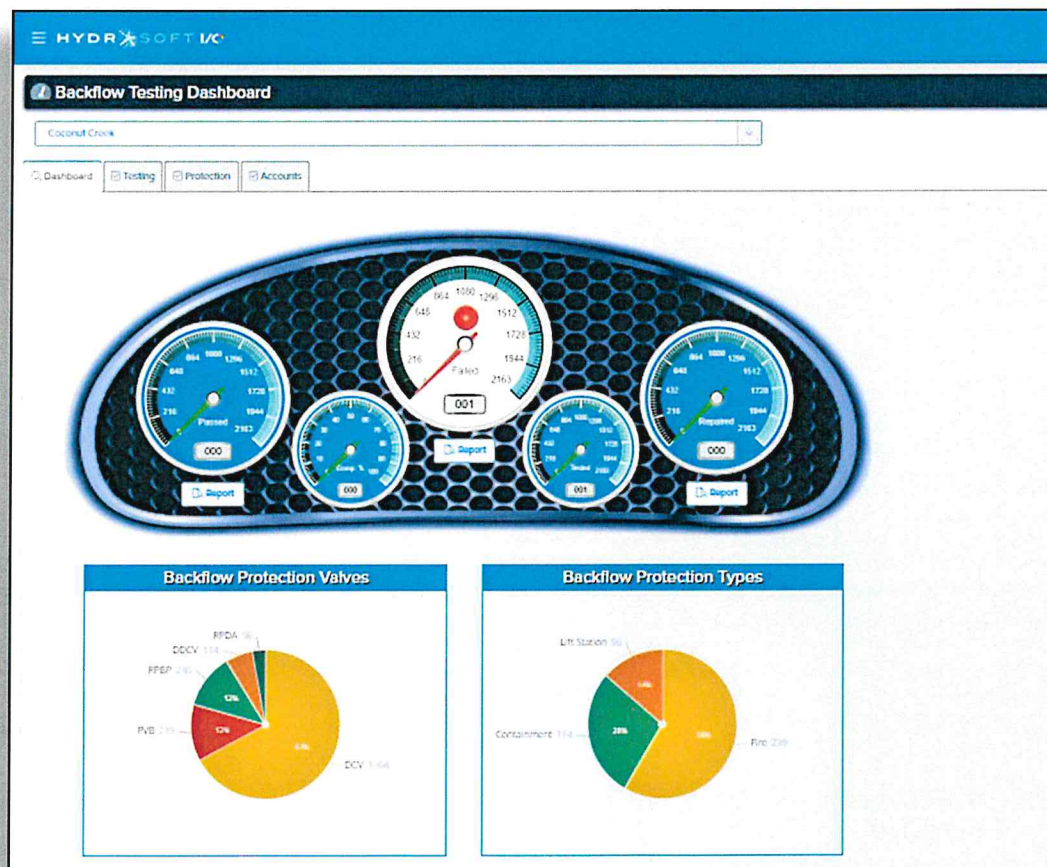
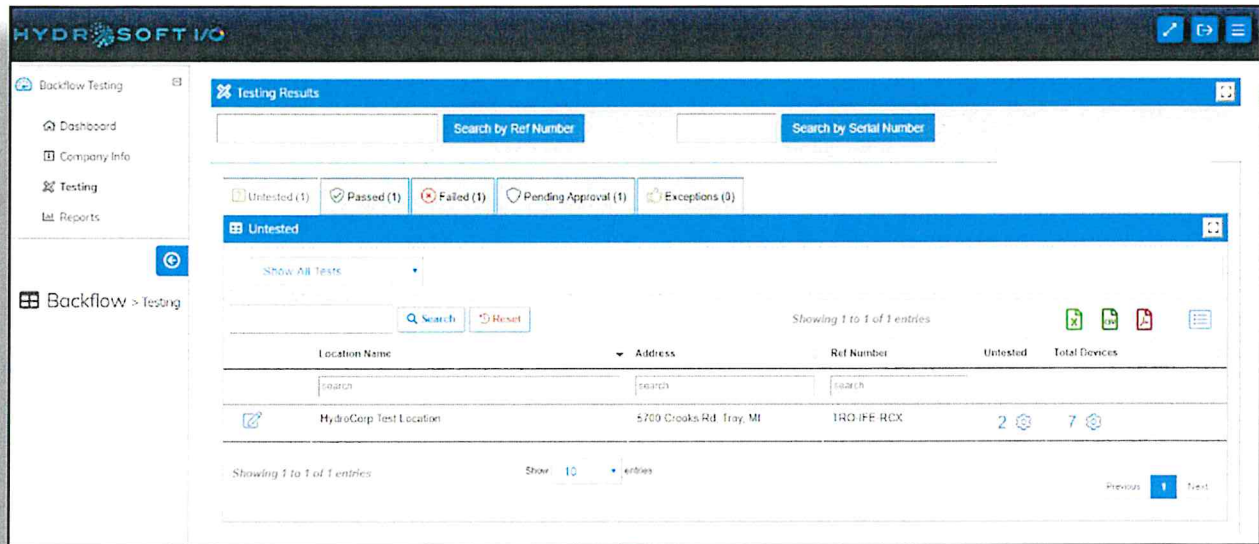
HydroCorp has a dedicated department responsible for Information Technology (I/T) infrastructure for internal (staff) needs as well as external (client) communication and reporting needs. We also have a dedicated staff member responsible for new client start-up and database implementation to ensure we have the most accurate information possible at any given time.

We have continually invested in hardware infrastructure (Network Servers, Client Workstations, Firewalls, and Tablet PCs for Field Inspectors) and software to leverage technology in the workplace and improve customer service and lower costs to our clients. HydroCorp has a contracted service agreement with a local I/T Company that performs monthly routine system maintenance and monitors our infrastructure/servers for optimum performance and reliability.



4.2. Live Program Data Access for Designated Water Purveyor Staff

Main Dashboard Example



HydroCorp Headquarters

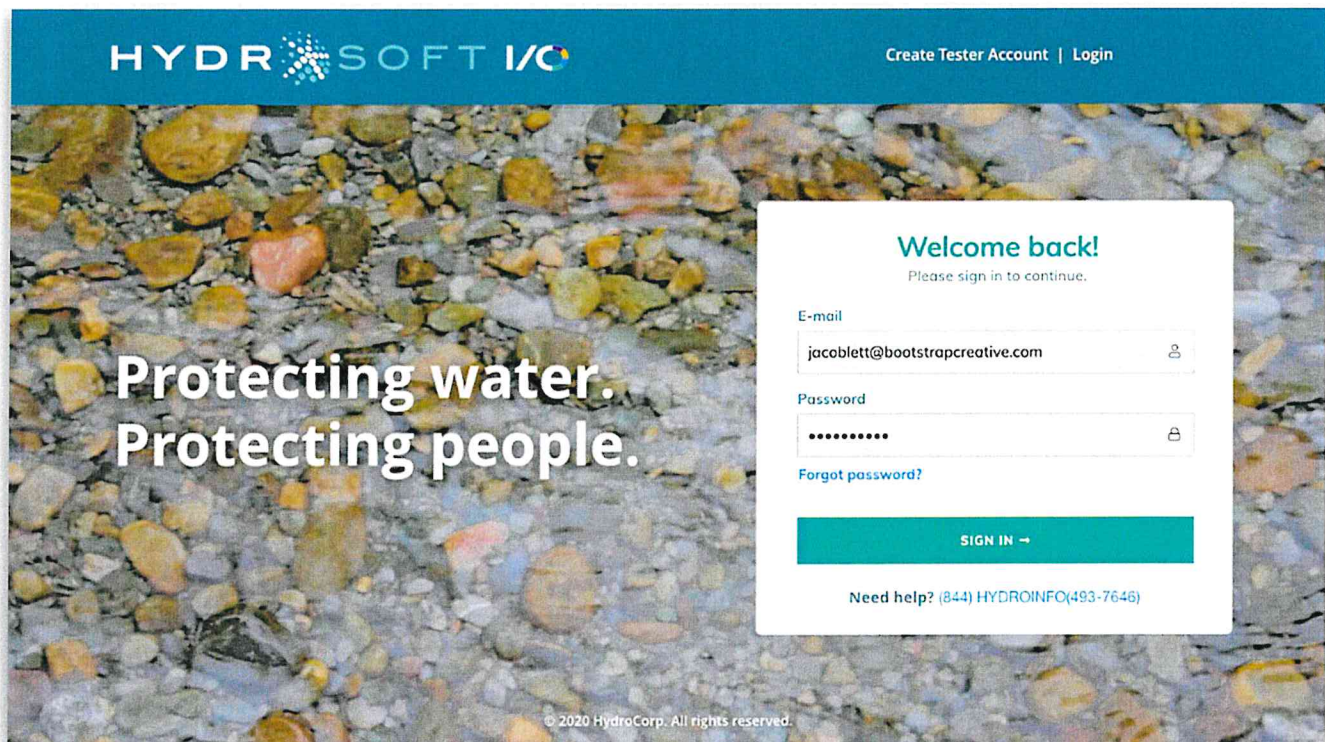
5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



4.3. Annual Backflow Prevention Assembly Testing Record Tracking

- HydroCorp monitors backflow prevention assembly tester credentials and qualifications to ensure that only qualified and state-certified contractors are conducting the work.
- HydroCorp monitors backflow prevention assembly test results. Test results that do not contain all required information are marked as “failed” and a phone call is made to the tester seeking the correct information.
- HydroCorp continually monitors program database information and reviews this with the CITY contact to improve compliance results and customer service. **Most of our Florida clients have achieved 100% compliance with FDEP regulations.**

Example Screen for Online Backflow Preventer Test Record Submission:





4.4. Customer Service / Public Awareness Toolkit

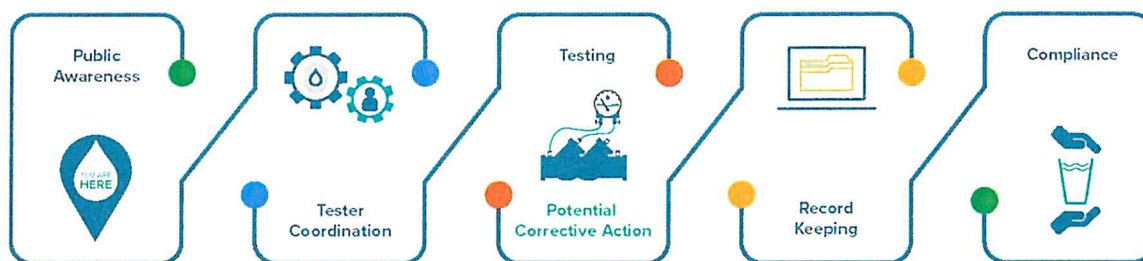
HydroCorp has an extensive customer service call center to answer incoming telephone calls from water users. The call center is staffed from 8:00 AM – 5:00 PM MON-FRI. Most program calls and questions can be answered by one of our representatives. Our field staff also carry tablets and smartphones to respond promptly to customer-related issues.

Preventing backflow contamination and ensuring the functionality of backflow prevention assemblies is a team effort between building owners and the water purveyor. Informing local water customers and building owners affected by the Cross-Connection Control (CCC) program is essential for program success and compliance.

The intended audience of these resources is the end user, Water Customer, Occupant, and/or Owner.

Public Awareness Toolkit includes:

1. Common Definitions and Code references.
2. Sample CCC Program Announcement Letter (applies only to new program clients).
3. Online video explaining the Cross-Connection Control Program.
4. Digital Tri-Fold Educational Brochure (printed versions available for a fee).
5. Pre-written Social Media posts/links.
6. Technical images for use on Utility/City websites and Social Media posts.
7. Web Page hosted by HydroCorp.





Example custom public awareness website included in the scope of work:



CROSS-CONNECTION CONTROL PROGRAM

 City Website




Cross-Connection Control Program Overview

Your local water provider is making improvements to protect the safety of drinking water. Here's why.

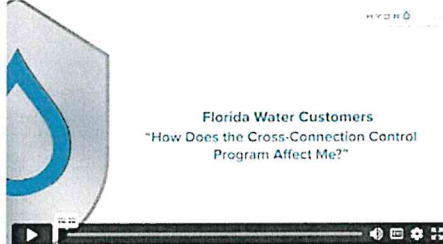
A cross-connection is an actual or potential connection between the safe drinking water (potable) supply and a source of contamination or pollution. Cross-connections can result in a hazardous event known as backflow, which can draw those contaminants into your drinking water supply.

Florida Administrative Code Rule 62-555.360 prohibits hazardous interconnections to public water systems and requires all public water systems develop a comprehensive Cross-Connection Control Program.



Florida Water Customers

"How Does the Cross-Connection Control Program Affect Me?"



FLORIDA ADMINISTRATIVE CODE »

FREQUENTLY ASKED » QUESTIONS

FLORIDA CCC PROGRAM BROCHURE »

CROSS-CONNECTION AND BACKFLOW FAQ

- What is backflow? +
- What is a Cross-Connection? +
- What is a backflow preventer? +
- Why do I need to test my backflow prevention assembly? +
- What is an example of a "corrective action"? +
- Is any older, legacy equipment "grandfathered" in? +

HydroCorp Headquarters

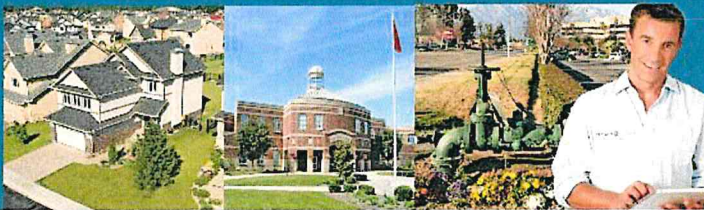
5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



APPENDIX B – PROGRAM WORKFLOW

MUNICIPAL SERVICES

DRAMATICALLY REDUCE THE COST – AND HASSLE – OF BACKFLOW PREVENTION



Cross-connection control programs are a necessary – yet unfunded – burden, mandated by the state to protect drinking water from outside contamination. For utilities that outsource their backflow prevention program, the functional burden is reduced. But the financial burden remains.

Until now, HydroCorp – *The Safe Water Authority*® – brings Florida utilities an optimized backflow prevention program management system that is quick, convenient, and complete. It practically eliminates costs to the utility. It ensures compliance with testing requirements. It minimizes costs to the consumer. And it removes the hassle, for both the customer and the utility.

A HYDROCORP PROGRAM DELIVERS:

- Increased Staff Efficiencies
- Reduced Cost to Water Utility
- Reduced Testing Cost to Water User
- Assured Regulatory Compliance
- On-Demand Program Tracking and Reporting
- No Software or Hardware to Purchase
- On-Line Software for Utility Personnel to Use for Field Inspections, New Customer Data Entry, and Customer Updates
- Reduced Risk of Backflow Incident
- Professional Program Management and Oversight
- Consistent Program and Testing Costs
- Convenient Billing for Water User

EASY, EFFICIENT, AND CUSTOMIZED.

More than 30 years of cross-connection control expertise means we know the needs of utilities – of all shapes and sizes – and we tailor our services to match those needs precisely. Including options for fee payment:

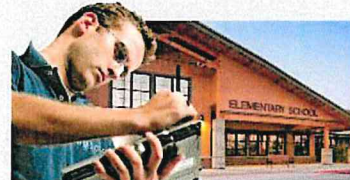
- Fee added to the monthly water bill
- One-time charge on the water bill
- Separate bill to the consumer, monthly or yearly

HYDROCORP[®]

THE SAFE WATER AUTHORITY[®]

HOW IT WORKS:

- 1
Utility provides HydroCorp with customer account information
- 2
HydroCorp transfers Utility database information into HydroSoft[™] web-based software
- 3
HydroCorp obtains bids from local contractors for testing of backflow prevention assemblies
- 4
HydroCorp provides ASSE[®] and TREEO certified staff for program management oversight, and coordination of all activities for testing, repair, replacement and new installations of assemblies, ensuring consistent procedures and proper licensing and insurance
- 5
HydroCorp provides a general informational mailer along with web site public education resources
- 6
HydroCorp provides annual report summarizing all data and program compliance information
- 7
Utility passes along agreed-upon program fees to water consumers on utility bill



HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



APPENDIX C – PROFESSIONAL SERVICES AGREEMENT

This agreement, made and entered into this ___ day of _____, 2024, by and between the CITY OF BLACK DIAMOND, a municipal corporation organized and existing under the laws of the State of Washington referred to as "CITY," and HydroCorp, a Michigan Corporation, referred to as "HydroCorp".

WHEREAS, the CITY supplies potable water throughout its geographic boundaries to property owners; and desires to enter into a professional services contract for cross connection control program inspection, reporting and management services.

WHEREAS, HydroCorp is experienced in and capable of supplying professional inspection of potable water distribution systems and cross connection control program management to the CITY and the CITY desires to engage HydroCorp to act as its independent contractor in its Cross-Connection Control Program.

WHEREAS, the CITY has the authority under the laws of the State of Washington and its local governing body to enter into this professional services contract.

NOW THEREFORE, in consideration of the mutual agreements herein contained, and subject to the terms and conditions herein stated, the parties agree as follows:

ARTICLE I. Purpose

During the term of this Agreement, the CITY agrees to engage HydroCorp as an independent contractor to provide Cross-Connection Control Program Management and Device Testing Services and/or to inspect as requested, its potable water distribution system in public, residential, commercial properties within the community and document its findings. Each party to this agreement agrees that it will cooperate in good faith with the other, its agents, and subcontractors to facilitate the performance of the mutual obligations set forth in this Agreement. Both Parties to this agreement recognize and acknowledge that the information presented to them is complete and accurate, yet due to the inaccessible nature of water piping or due to access constraints within or around the water user's facilities, complete and accurate data is not always available.



ARTICLE II. Scope of Services

The scope of services to be provided by HydroCorp under this Agreement will include the testing compliance, data management, preparation of quarterly management reports, and annual cross-connection reports with respect to the device management to the extent specifically set forth in this Article II (hereinafter the "Scope of Service").

2.1 PROGRAM START-UP MEETING. HydroCorp will conduct a Program Start-up Meeting for the CITY Cross-Connection Control/Backflow Prevention Program. Items for discussion include the following: Items for Plan development and updating of CITY Resolution

- Review state & local regulations
- Establish wording and timeliness for program including:
 - Test Failure Notices
 - Installation Notices
- Establish program reporting procedures
- Review educational and public awareness brochures
- Obtain complete facility listing and address information w/water meter number if possible
- Specific data to be collected at each location

2.2 INSPECTIONS. HydroCorp will coordinate external inspections, if requested, at individual/residential, industrial, commercial, institutional facilities and miscellaneous non-residential water users within the CITY served by the public water supply for cross-connections and identification of existing backflow prevention assembly installations. Inspections will be conducted in accordance with containment approach as supported by the FDEP and as outlined within the AWWA M14 Manual, pgs. 16 – 17 and will include identification of existing backflow prevention devices or assemblies immediately after the CITY water meter at all locations as defined above. Those locations with an existing containment device or assembly would also be evaluated for external irrigation backflow prevention devices, secondary water systems, or assemblies for testing and tracking.

2.3 PROGRAM DATA/SOFTWARE. HydroCorp will generate and document the required program data for the devices referenced above using the HydroCorp HydroSoft Software. Program Data shall remain the property of the CITY. Data Services to include:

- Managing local contractors for testing of backflow assemblies.
- Backflow device installation/maintenance and testing requirements.
- Monitor testing compliance.
- Maintenance of program to comply with WA State requirements.
- Track testable devices
- Provide device test tags
- Automatic access to all data relevant to a particular facility or period of time
- Generate the data required for the WA State annual report and supporting documents.
- Bid out device testing to local contractors. Contractors will be required to submit data to HydroCorp on the HydroSoft online data management system.
- Manage all repair work to backflow assemblies.
- Report to the CITY finance department every month those accounts that had completed work and what, if any, charges would be added to a water bill.

2.4 MANAGEMENT REPORTS. HydroCorp will submit management reports as requested and on an annual basis to the CITY, which will include the following:

- Device Testing forms input into Data Mgt. system
- Number of devices tested

HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



- Number of devices compliant/non-compliant
 - Management reports for notices, inventory of devices, device tests, device test schedules, and device test forms. The report format will be provided as an electronic update and/or hard copy. Electronic reports will be available in a downloadable format at www.gethydrosoft.com
- 2.6 PUBLIC RELATIONS PROGRAM. HydroCorp will assist the CITY with enhancing its community public relations program, including general awareness brochures and website Cross-Connection Control Program overview content and resources.
- 2.7 SUPPORT. HydroCorp will provide ongoing support via phone, fax, Teams, Zoom®, on-site meetings, or email.
- 2.8 ON – SITE MANAGEMENT. HydroCorp will provide inspections of tested devices to ensure the quality workmanship of sub-contractors. HydroCorp will also offer regular meetings with sub-contractors to ensure effective communications between CITY, HydroCorp, the sub-contractor, and the customer.
- 2.9 COMPLIANCE WITH FDEP AND FL PLUMBING CODE. HydroCorp will assist in compliance with Washington State Department of Health and WA Plumbing Code cross connection control program requirements.
- 2.10 INVENTORY. HydroCorp shall inventory, within our database, all testable backflow prevention devices. Information to include: location, size, make, model and serial number, test tag as applicable.
- 2.11 DATA MANAGEMENT. HydroCorp shall provide data management and program notices as defined herein, for all testing services throughout the contract period. Oversight of all repair or replacement work will also be provided and tracked.
- 2.12 DATABASE SECURITY. HydroCorp provides the highest level of security for our HydroSoft customers. Our technology standards, policies, and procedures follow ISO 27001 international best practices guidelines, including SOC 1 & 2 standards. Our data and application reside in a Microsoft Azure platform in the East Coast region (Virginia) data center. Our instances are configured for Multi-Region snapshots, keeping a live version in the Microsoft Azure West Coast data center and our local region nightly. In addition to complete restoration, complete disc versioning practices are in place for continuous backup restoration on a per-file basis. For Azure certification status and security, please visit <https://azure.microsoft.com/en-us/overview/trusted-cloud/>.
- 2.13 ANNUAL YEAR-END REVIEW. HydroCorp will conduct an on-site annual year-end review meeting to discuss the overall program status and specific program recommendations.
- 2.14 INSURANCE. HydroCorp will provide all required copies of general liability, workers' compensation, and errors and omissions insurance naming the CITY as an additional insured if required.

ARTICLE III. Responsibilities of the CITY

- 3.1 CITY'S REPRESENTATIVE. On or before the date services are to commence under this Agreement, the CITY shall designate an authorized representative ("Authorized Representative") to administer this Agreement.
- 3.2 COMPLIANCE WITH LAWS. The CITY, with the technical and professional assistance of HydroCorp, shall comply with all applicable local, state, and federal laws, codes, ordinances, and regulations as they pertain to the water inspection and testing. HydroCorp shall not be responsible for any capital improvements needed to bring the water treatment and delivery system into compliance with the aforementioned laws.



- 3.3 DATABASE. The CITY will be responsible for uploading their database into a provided template for importing into the HydroSoft software system. The accuracy of the database is the responsibility of the CITY. Inaccuracies will be changed as found during field site inspections and/or device tests.
- 3.4 NOTICE OF LITIGATION. If the CITY or HydroCorp has received notice of or undertakes the prosecution of any actions, claims, suits, administrative or undertakes the prosecution of any actions, claims, suits, administrative or arbitration proceedings, or investigations in connection with this agreement, the party receiving such notice or undertaking such prosecution shall give the other party timely notice of such proceedings and will inform the other party in advance of all hearings regarding such proceedings.
- 3.5 PROPERTY/DEVICE LISTING. The CITY will provide HydroCorp with a complete list of devices to be managed from their existing database. Information to include facility name, address, water meter number (if available), and phone number. Incorrect facility addresses will be returned to the CITY contact, and corrected addresses will be requested. HydroCorp will provide a template for the CITY IT department to upload its existing database.

ARTICLE IV. Term

- 4.1 TERM AND TERMINATION TERM. Services by HydroCorp under this Agreement shall commence on the date of execution by the Black Diamond Mayor ("Effective Date") and end five (5) years from such date unless this Agreement is renewed or terminated as provided herein. The terms of this Agreement shall be valid only upon the execution of this agreement within 90 days of its receipt. Failure to execute this Agreement within the 90-day period shall deem the proposed terms void.
- 4.2 RENEWAL. This Agreement will automatically renew for additional 1-year terms unless either party notifies the other in writing prior to sixty (60) calendar days before the end of this Agreement. Pricing for the renewed contract term may be subject to an appropriate increase based on modifications in inspection or testing tracking requirements.
- 4.3 TERMINATION. The CITY or HydroCorp may terminate this Agreement at any time and on any date in the initial and renewal terms of this Agreement, with or without any cause, by giving written notice of such intent to terminate to the other party at least thirty (30) days prior to the effective date of termination. Notice of the intent to terminate shall be given in writing by personal service, by an authorized agent, or by certified mail, return receipt requested. The CITY shall pay the balance of any outstanding accounts of work performed by HydroCorp.
- 4.4 INSPECTION FEE. All inspections, if requested, will be billed at \$TBD/inspection. A monthly invoice will be generated for the inspections completed during the prior month. A listing of the locations inspected will be provided with the invoice. This information will also be available on-line within HydroSoft®.
- 4.5 BASE COMPENSATION. From the Effective Date, the CITY shall pay HydroCorp as compensation ("Base Compensation") for labor, equipment, material, supplies, software support, data management, and utilities provided and the services performed pursuant to this Agreement, the sum of \$495.00 on an annual basis throughout the term of this contract.
- 4.6 DEVICE TESTING FEE. A fee will be assessed to each device tested in accordance with the final cost determined after contractor bidding. The residential/commercial (non-fire suppression system) device testing cost will be \$TBD/test. Fire Suppression system device testing fees will be \$TBD/test. Device testing fee includes device testing, contractor coordination, test form generation, web service fees, software licensing fees, contractor oversight, repair coordination and follow-up, customer follow-up after repair, and all associated expenses related to program. HydroCorp will invoice CITY monthly for tests completed in the prior month. A list of completed tests and any repair work and associated charges will be provided no later



than the month following completion of the work. All fees will be held firm through 2025. In years 3 – 5 of this contract prices may increase in accordance with the CPI. If a customer does not participate in this program, there will be a \$20 fee charged for managing customer data.

- 4.7 PAYMENT OF INVOICES. Upon presentation of invoices by HydroCorp, all payments including base and other compensation shall be due and payable on the first day of each month (due date) for which services will be or have been rendered. All such payments shall be made no later than ten (10) days after the due date. Failure to pay shall be deemed a default under this agreement. For any payment to HydroCorp which is not made within ten (10) calendar days after the due date, HydroCorp shall receive interest at one and one-half (1½) percent per month on the unpaid balance.
- 4.8 CLIENT CONFIDENTIALITY. All communications between HydroCorp and the CITY regarding business practices and other methods and forms of doing business will be considered confidential, subject to the requirements of the Freedom of Information Act and the Washington State Public Records Act.
- 4.9 ACCESSIBILITY. Backflow prevention device information will be completed in full only when the identifying information (i.e. data plate, brass tag, etc.) is accessible and visible from ground level or from a fixed platform/mezzanine.
- 4.10 CONFINED SPACES – HydroCorp personnel will not enter confined spaces.

ARTICLE V. Risk Management

- 5.1 INFORMATION. Both Parties to this agreement recognize and acknowledge that the information presented to them is complete and accurate, yet due to the inaccessible nature of water piping; complete accurate data is not always available.
- 5.2 INDEMNIFICATION. HydroCorp agrees to and shall hold the CITY, its elected and appointed officers, consultants, and employees harmless from any liability for claims or damages for personal injury or property damage which is caused by or arises from the sole negligence of HydroCorp in the performance of its services under this Agreements. The CITY agrees to and shall hold HydroCorp, its officers, and employees harmless from any liability for claims or damages for personal injury or property damage, which is caused by, or arises from, the sole negligence of the CITY. If both HydroCorp and the CITY are found by a fact finder to be negligent and the negligence of both is a proximate cause of such claim for damage, then in such event each party shall be responsible for the portion of the liability equal to its comparative share of the total negligence.

- 5.3 HydroCorp INSURANCE. HydroCorp currently maintains the following insurance coverages and limits:

	Occurrence	Aggregate
Comprehensive General Liability	\$1 Million	\$2 Million
Excess Umbrella Liability	\$5 Million	\$5 Million
Automobile Liability (Combined Single Limit)	\$1 Million	
Worker's Compensation/ Employer's Liability		\$1 Million
Errors and Omissions (Professional Liability)	\$2 Million	\$2 Million

Within thirty (30) calendar days of the start of the project, HydroCorp shall furnish the CITY with satisfactory proof of such insurance, and each policy will require a 30-day notice of cancellation to be given to the CITY while this Agreement is in effect. The CITY shall be named as an additional insured according to its interest under the general liability, errors and omissions, automobile liability, and excess umbrella liability policy during the term of this Agreement.

- 5.4 ENTIRE AGREEMENT AMENDMENTS. This Agreement contains the entire Agreement between the CITY and HydroCorp, and supersedes all prior or contemporaneous communications, representations,

HydroCorp Headquarters

5700 Crooks Rd Suite 100 Troy, MI 48098 844.793.7646 www.hydrocorpinc.com



understandings, or agreements. This Agreement may be modified only by a written amendment signed by both parties.

- 5.5 HEADINGS, ATTACHMENTS, AND EXHIBITS. The heading contained in this Agreement is for reference only and shall not in any way affect the meaning or interpretation of this Agreement. The Attachments and Exhibits to this Agreement shall be construed as an integral part of this Agreement.
- 5.6 WAIVER. The failure on the part of either party to enforce its rights as to any provision of this Agreement shall not be construed as a waiver of its rights to enforce such provisions in the future.
- 5.7 ASSIGNMENT. This Agreement shall not be assigned by either party without the prior written consent of the other unless such assignment shall be to the affiliate or successor of either party.
- 5.8 FORCE MAJEURE. A party's performance under this Agreement shall be excused if, and to the extent that, the party is unable to perform because of actions due to causes beyond its reasonable control such as, but not limited to, Acts of God, the acts of civil or military authority, loss of potable water sources, water system contamination, floods, quarantine restrictions, riot, strikes, commercial impossibility, fires explosions, bombing, and all such interruptions of business, casualties, events, or circumstances reasonably beyond the control of the party obligated to perform, whether such other causes are related or unrelated, similar or dissimilar, to any of the foregoing. In the event of any such force majeure, the party unable to perform shall promptly notify the other party of the existence of such force majeure and shall be required to resume performance of its obligations under this Agreement upon the termination of the aforementioned force majeure.
- 5.9 AUTHORITY TO CONTRACT. Each party warrants and represents that it has power authority to enter into this Agreement and to perform the obligations, including any payment obligations, under this Agreement.
- 5.10 GOVERNING LAW AND VENUE. This Agreement shall be governed by and construed in accordance with the laws of the State of Washington, regardless of any of the parties hereto may be or may become a resident of a different state or jurisdiction. Any suit or action arising shall be filed in a court of competent jurisdiction within the State of Washington, with venue in King County. The parties hereby consent to the personal jurisdiction of said court within the State of Washington.
- 5.11 COUNTERPARTS. This Agreement may be executed in any number of counterparts, each of which shall be deemed to be an original and all of which together shall be deemed to be one and the same instrument.
- 5.12 NOTICES. All notices, requests, demands, payments and other communications which are required or may be given under this Agreement shall be in writing and shall be deemed to have been duly given if delivered personally, telecopied or sent by nationally recognized overnight carrier, or mailed by certified mail, postage prepaid, return receipt requested, as follows:

If to HydroCorp:

c/o Mark Martin
5700 Crooks Road, Ste. 100
Troy, MI 48098

If to: City of Black Diamond

Address: 24301 Roberts Drive Black Diamond, WA 98010



- 5.16 SEVERABILITY. Should any part of this Agreement for any reason, be declared invalid or void, such declaration will not affect the remaining portion which will remain in full force and effect as if the Agreement has been executed with the invalid portion eliminated.

IN WITNESS WHEREOF, the parties have duly executed this Agreement effective as of the date first above written.

City of Black Diamond

HydroCorp

By:

Its:

Date: _____

By: Mark L. Martin

Its: CEO/President

Date: _____

CITY COUNCIL AGENDA BILL

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

ITEM INFORMATION		
SUBJECT:	Agenda Date: March 7, 2024	AB24-022
Implementing and Authorizing a Code of Conduct for the City Council, Commission or Board member.	Mayor Carol Benson	
	City Administrator	
	City Attorney David Linehan	
	City Clerk – Brenda L. Martinez	
	Com Dev – Mona Davis	
	Finance – Xavier Mason	
	MDRT/Ec Dev – Andy Williamson	
	Police – Chief Kiblinger	
	Public Works – Scott Hanis	
Cost Impact (see also Fiscal Note):	Court – Judge Swain/Tawnya Parks	
Fund Source:	Councilmember Deady	X
Timeline:		
Agenda Placement: ☐ Mayor ☒ Two Councilmembers ☐ Committee Chair ☐ City Administrator		
Attachments: Draft Code of Conduct		
SUMMARY STATEMENT: In the spirit of responsible leadership and community well-being, the Black Diamond City Council has established this Code of Conduct. It serves as a beacon of guidance and inspiration for our dedicated council members & commissioners, a promise of inclusivity and respect for our vibrant community, and a cornerstone of the work we undertake. A code of conduct is essential for ensuring that our elected and appointed representatives uphold the highest standards of ethics, foster trust, and unity among the community. It is a reminder that our collective efforts to shape the future of Black Diamond are rooted in integrity, inclusivity, and respect, promoting a collaborative and vibrant city where every voice is heard and valued. FISCAL NOTE (Finance Department): N/A		
COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:		
RECOMMENDED ACTION: MOTION to approve the Code of Conduct as presented.		
RECORD OF COUNCIL ACTION		
Meeting Date	Action	Vote
March 7, 2024		



City of Black Diamond Code of Conduct

In the spirit of responsible leadership and community well-being, the Black Diamond City Council has established this Code of Conduct. It serves as a beacon of guidance and inspiration for our dedicated council members & commissioners, a promise of inclusivity and respect for our vibrant community, and a cornerstone of the work we undertake. A code of conduct is essential for ensuring that our elected and appointed representatives uphold the highest standards of ethics, foster trust, and unity among the community. It is a reminder that our collective efforts to shape the future of Black Diamond are rooted in integrity, inclusivity, and respect, promoting a collaborative and vibrant city where every voice is heard and valued.

As a member of the City of Black Diamond City Council, Commission or Board I agree to these principles of conduct:

- ❖ Uphold the highest ethical standards, ensuring my actions reflect the values of honesty, transparency and accountability.
- ❖ Conduct myself, both professionally and personally in a manner that is above reproach.
- ❖ Treat each other with respect, honesty, fairness, trust, dignity and sensitivity.
- ❖ Allow for courteous discourse among and between members of council with no one person dominating the conversation.
- ❖ Refrain from abusive conduct, verbal attacks or intimidation toward other members of council, commissions, committees, staff and the public.
- ❖ Strive to represent and engage all members of Black Diamond's diverse community, valuing their perspectives and experiences.
- ❖ Listen attentively, respectfully, and politely to all public discussions and treat all the way I wish to be treated.
- ❖ Support a positive and constructive environment for residents, businesses and city staff.
- ❖ Refrain from speaking maliciously; fostering an atmosphere of respect and civility in all interactions.
- ❖ Foster collaboration among each other, businesses and community organizations.
- ❖ Commit to personal accountability and self-policing to ensure that our actions align with the principles of this code and council rules.
- ❖ Promote an environment of integrity, responsibility and accountability within the council and community.

I acknowledge I have received and read this Code of Conduct, that I understand the Code of Conduct and I agree to abide by the Code of Conduct principles.

Name: _____ Signature: _____ Date: _____

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

ITEM INFORMATION		
SUBJECT: Discussion on the Proposed Aggregate Mine in Cumberland and Asphalt Plant Project	Agenda Date: March 7, 2024	
	AB24-023	
	Mayor Carol Benson	
	City Administrator	
	City Attorney David Linehan	
	City Clerk – Brenda L. Martinez	
	Com Dev – Mona Davis	
	Finance – Xavier Mason	
	MDRT/Ec Dev – Andy Williamson	
Cost Impact (see also Fiscal Note):	Police – Chief Kiblinger	
Fund Source:	Public Works – Scott Hanis	
Timeline:	Court – Tawnya Parks	
	Councilmember Page	X
Agenda Placement: ☐ Mayor ☒ Two Councilmembers ☐ Committee Chair ☐ City Administrator		
Attachments: Memo and Proposed Code Language		
SUMMARY STATEMENT: Councilmember Page will be addressing this item.		
FISCAL NOTE (Finance Department): N/A		
COUNCIL COMMITTEE REVIEW AND RECOMMENDATION:		
RECOMMENDED ACTION: Discussion item.		
RECORD OF COUNCIL ACTION		
<i>Meeting Date</i>	<i>Action</i>	<i>Vote</i>
March 7, 2024		

SEPA ENVIRONMENTAL CHECKLIST

Purpose of checklist:

Governmental agencies use this checklist to help determine whether the environmental impacts of your proposal are significant. This information is also helpful to determine if available avoidance, minimization, or compensatory mitigation measures will address the probable significant impacts or if an environmental impact statement will be prepared to further analyze the proposal.

Instructions for Applicants

This environmental checklist asks you to describe some basic information about your proposal. Please answer each question accurately and carefully, to the best of your knowledge. You may need to consult with an agency specialist or private consultant for some questions. **You may use "not applicable" or "does not apply" only when you can explain why it does not apply and not when the answer is unknown.** You may also attach or incorporate by reference additional studies reports. Complete and accurate answers to these questions often avoid delays with the SEPA process as well as later in the decision-making process.

The checklist questions apply to all parts of your proposal, even if you plan to do them over a period of time or on different parcels of land. Attach any additional information that will help describe your proposal or its environmental effects. The agency to which you submit this checklist may ask you to explain your answers or provide additional information reasonably related to determining if there may be significant adverse impact.

Instructions for Lead Agencies:

Please adjust the format of this template as needed. Additional information may be necessary to evaluate the existing environment, all interrelated aspects of the proposal and an analysis of adverse impacts. The checklist is considered the first but not necessarily the only source of information needed to make an adequate threshold determination. Once a threshold determination is made, the lead agency is responsible for the completeness and accuracy of the checklist and other supporting documents.

Use of checklist for nonproject proposals:

For nonproject proposals (such as ordinances, regulations, plans and programs), complete the applicable parts of sections A and B plus the Supplemental sheet for nonproject actions (part D). Please completely answer all questions that apply and note that the words "project," "Applicant," and "property or site" should be read as "proposal," "proponent," and "affected geographic area," respectively. The lead agency may exclude (for non-projects) questions in Part B - Environmental Elements –that do not contribute meaningfully to the analysis of the proposal.

A Background [Find help answering background questions](#)

1. Name of proposed project, if applicable:

Cumberland Aggregate Mine and Asphalt Plant Project

2. Name of Applicant:

Segale Properties LLC (“Applicant”)

3. Address and phone number of Applicant and contact person:

**Segale Properties LLC
Mike Pruett
P.O. Box 88028
Tukwila, WA 98138
206-575-2000**

4. Date checklist prepared:

Updated December 2022 and September 2023 (originally submitted for preapplication conference June 22, 2021)

5. Agency requesting checklist:

King County DLS

6. Proposed timing or schedule (including phasing, if applicable):

The proposed start of mining activity would be approximately the year 2026, assuming the timeframe necessary for permitting. A “phasing plan” that includes the Mining/Grading & Drainage Plan Set prepared for King County which identifies the general progression of developing the near 990-acre site is attached in Appendix A. As seen on these plans, areas of the site will be cleared, and mining will begin generally in a counterclockwise manner around the parcels identified in the plans. Mining would continue across the site with the annual volumes of material excavated until depleted. Multiple areas of the site will be cleared and actively mined to facilitate mixing of materials to create a marketable product.

The amount of volume to be mined in total and annually is controlled by market demand. The site is generally envisioned to contain adequate product so as to last approximately 25-35 years. The land area associated with the mine will be returned to forest use once the mining operation is completed.

7. Do you have any plans for future additions, expansion, or further activity related to or connected with this proposal? If yes, explain.

There are no plans for additions to the identified parcels for the subject mining Land Use approval. The Applicant is requesting that a potential parcel exchange be considered as part of the SEPA/EIS process. Such an exchange would include the Applicant's parcels that surround the DNR owned parcel to the west, north and east. Applicant's potential exchange parcels would include all of parcels 092107-900, 172107-9001, and all or portions of 152107-9008, 152107-9007, and 152107-9009 for all of DNR owned parcel 162107-9001.

8. List any environmental information you know about that has been prepared, or will be prepared, directly related to this proposal.

Applicant retained various subject area technical consultants to analyze the proposals' potential environmental impacts per the SEPA requirements. The various consultant work products in support of the proposal support both the Land Use application and the SEPA Checklist. These reports have been provided separately in the submittal drop box and are referred to in both the Land Use and SEPA checklist documents as follows:

- ❖ Land Use Application and SEPA Checklist
- ❖ Supporting Technical Reports
 - APPENDIX A: Mining/Grading & Drainage Plan Set - Aspect Consulting LLC ("Aspect")
 - APPENDIX B: Sound Analysis Report - BRC Acoustics & Audiovisual Design ("BRC")
 - APPENDIX C: Air Dispersion Modeling Report – Ramboll ("Ramboll")
 - APPENDIX D: Traffic Impact Analysis Report – Transportation Engineering NorthWest ("TENW")
 - APPENDIX E: Earth & Water Affected Environment Technical Report - Associated Earth Sciences Incorporated ("AESI")
 - APPENDIX F: Technical Information Report ("TIR") - Aspect Consulting LLC ("Aspect")
 - APPENDIX G: Cultural Resources Assessment Report – Perteet, Inc. ("Perteet")
 - APPENDIX H: Critical Areas Investigation Report - Raedeke Associates, Inc. ("Raedeke")
 - APPENDIX I: Plants & Animals Assessment Report - Raedeke Associates, Inc. ("Raedeke")
 - APPENDIX J: Subsurface Exploration, Geologic Hazard & Geotechnical Engineering Report - Associated Earth Sciences Incorporated ("AESI")
 - APPENDIX K: Existing Fish & Habitat Conditions Report - Anchor QEA ("Anchor")
 - APPENDIX L: Limited Subsurface Investigation Report - Aspect Consulting LLC ("Aspect")

An on-site Critical Areas Investigation Report (Appendix H) has been completed by Raedeke. Raedeke's investigation included field reconnaissance and identification/mapping of any critical areas as described by King County (e.g., wetlands, streams, springs, etc.). Raedeke performed field visits in December 2019 and again in April-May 2021 and June 2022 to examine the site for wetlands and streams. The results of their field investigation are included in Appendix H. No wetlands and one (1) stream were identified during Raedeke's work on-site. The stream, located in Section 21 (Appendix H) was described by Raedeke as seasonal in nature as it was dry at the time of the visit in May 2021. According to the Raedeke report, the stream would be considered by King County as a Type "O" stream and subject to a 25-foot buffer. The Applicant will maintain this buffer around the identified stream and not disturb this stream segment as it is not proposed to be included in the mined area.

9. Do you know whether applications are pending for governmental approvals of other proposals directly affecting the property covered by your proposal? If yes, explain.

None known.

10. List any government approvals or permits that will be needed for your proposal, if known.

King County Clearing and Grading Permit, Washington State Department of Natural Resources ("DNR") Reclamation Permit, Department of Ecology ("DOE") Sand and Gravel General Permit ("NPDES"), SEPA approval, Puget Sound Clean Air Agency Permit.

11. Give a brief, complete description of your proposal, including the proposed uses and the size of the project and site. There are several questions later in this checklist that ask you to describe certain aspects of your proposal. You do not need to repeat those answers on this page. (Lead agencies may modify this form to include additional specific information on project description.)

The Applicant seeks approvals to commence with development of an aggregate mining and asphalt plant on its 990-acre ownership located north of Cumberland, Washington. The entrance and exit to the operation will be from Cumberland Kanaskat Road.

The mining operation will include the following improvements:

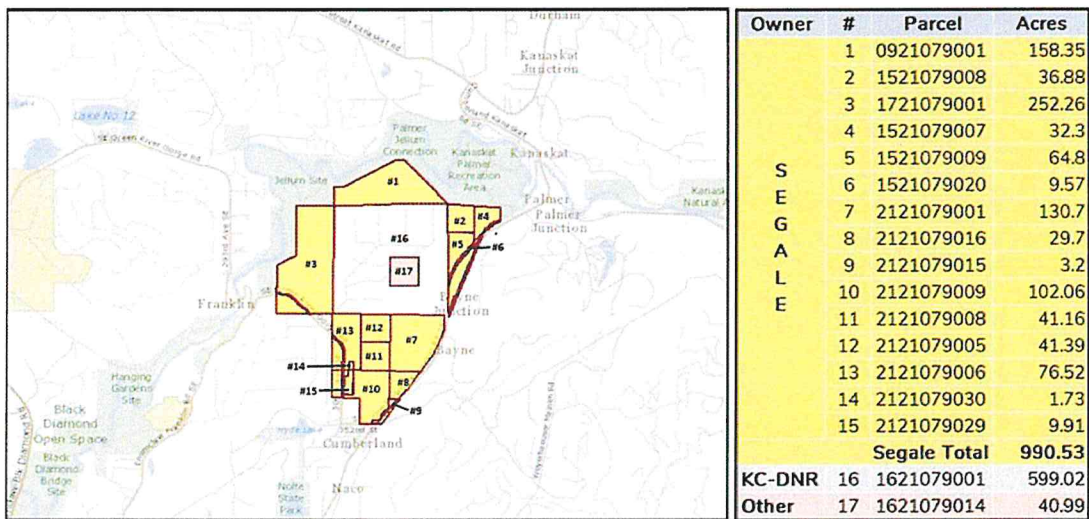
- General office area (approx. 1,500 to 2,000 sq. ft.)
- Truck scale(s) and wheel wash
- Maintenance shop (approx. 10,000 to 15,000 sq. ft.)
- Aggregate process water treatment/recycling facility
- Aggregate processing
- Asphalt plant & asphalt recycling stockpile
- Truck parking area
- General circulation roads within the mining area
- On-site stormwater infiltration areas

The potential land exchange scenario described in item A.7. above, should be reviewed as an alternative in an Environmental Impact Statement (“EIS”) if one is necessary for this proposal. Applicant parcels to be included in a potential land exchange include parcels #1- #6 on the Applicant/DNR ownership map below (A.12).

12. Location of the proposal. Give sufficient information for a person to understand the precise location of your proposed project, including a street address, if any, and section, township, and range, if known. If a proposal would occur over a range of areas, provide the range or boundaries of the site(s). Provide a legal description, site plan, vicinity map, and topographic map, if reasonably available. While you should submit any plans required by the agency, you are not required to duplicate maps or detailed plans submitted with any permit applications related to this checklist.

The Applicant’s parcels to be included in the mining operation are listed on the left-hand side of the table below. The column on the right contains a potential trade parcel that could be alternatively involved in a land exchange. Reference the images located on the next page.

Applicant's Parcels	Acres	Alternative Mine Site	Parcel	Acreage
0921079001	158.35	King County DNR	1621079001	599.02
1521079008	36.88			
1721079001	252.26			
1521079007	32.3			
1521079009	64.8			
1521079020	9.57			
2121079001	130.7			
2121079016	29.7			
2121079015	3.2			
2121079009	102.06			
2121079008	41.16			
2121079005	41.39			
2121079006	76.52			
2121079030	1.73			
2121079029	9.91			
Total	990.53		Total	599.02



B Environmental Elements

1. **Earth** [Find help answering earth questions](#)

- a. General description of the site: (circle one): Flat, rolling, **hilly, steep slopes**, mountainous, other:

The Applicant's parcels are generally flat to hilly. There is one (1) small mountain on the site (Lizard Mountain), partially on the southern portions of the Applicant's parcels and partially on the DNR owned parcel the Applicant's parcels surround. The steep hillside area associated with this mountain is not proposed to be part of the mined area.

- b. What is the steepest slope on the site (approximate percent slope)?

The steepest slope percentage is approximately 55-65% slope associated with Lizard Mountain described above (B.1.a). The steep slope is located on parcel #7 on the map above (A.12) and would not be part of the mined area. There is also a "late successional erosional remnant" located next to the river on parcel #1 on the map above (A.12) that is also approximately 55% slope.

- c. What general types of soils are found on the site (for example, clay, sand, gravel, peat, muck)? If you know the classification of agricultural soils, specify them and note any agricultural land of long-term commercial significance and whether the proposal results in removing any of these soils.

The predominant soil type across the subject site is Barneston course sandy loam. The upper 2-4 feet is described as a thin layer of decomposed plant material, followed by gravely, ashy, course sandy loam and very gravely, ashy, course sandy loam over weathered reddish brown sandy gravel with cobbles and silt. Beneath the sandy gravel is a 2-4-foot-thick cobbly boulder layer. Beneath the boulder layer is a 20 plus foot thick layer of brown gravely sand with cobbles and trace silt. These soils are not considered agricultural soils and are generally associated with forested glacial outwash plains.

- d. Are there surface indications or history of unstable soils in the immediate vicinity? If so, describe.

Most of the geology on the subject site is indicative of glacial outwash deposits. Lizard Mountain, which has some steep slopes and minor areas of instability related to steep slopes, will not be part of the mined area. A geotechnical report prepared by AESI is included in [Appendix J](#) of the Applicant's submittal and does not indicate areas of unstable soils on the site or the immediate vicinity of the site.

- e. Describe the purpose, type, total area, and approximate quantities and total affected area of any filling, excavation, and grading proposed. Indicate source of fill.

The Land Use proposal is for an aggregate mining operation. Preliminary geologic evaluations show approximately 50-55 million cubic yards of material available for mining on the Applicant's owned parcels. Minor filling would occur on the site for

access roads, stormwater facilities, topsoil replacement and grading associated with reclamation plan requirements.

- f. Could erosion occur as a result of clearing, construction, or use? If so, generally describe.

Yes, minor erosion could occur due to the proposed Land Use practice of aggregate mining. Erosion associated with exposed soils etc., will be contained to the interior of the actively mined area of the project site. No erosion due to mining activity will occur outside the perimeter of the project site.

- g. About what percent of the site will be covered with impervious surfaces after project construction (for example, asphalt or buildings)?

A very small percentage of the site (less than 5%) will be covered with impervious surfaces. Impervious surface areas will be associated with the aggregate processing and asphalt plant areas, maintenance shop, process water treatment and recycling facility, and general office area, and any paved road or circulation areas associated with these facilities.

- h. Proposed measures to reduce or control erosion, or other impacts to the earth, if any:

Operation of the proposed facility will be carried out in a manner that erosion and storm-runoff are limited and contained within the disturbed area of the site. An erosion and sediment control plan will be prepared as part of the site management plan required under the Sand & Gravel General Permit. The operator will use Best Management Practices ("BMPs") to stabilize and protect soils and minimize erosion.

2. [Air Find help answering air questions](#)

- a. What types of emissions to the air would result from the proposal during construction, operation, and maintenance when the project is completed? If any, generally describe and give approximate quantities if known.

The Applicant retained the consulting firm Ramboll to prepare an Air Dispersion Modeling Report for the proposed project ([Appendix C](#)). This report details the types of emissions that could occur during construction and on-going operation of the facility. The Ramboll consultant team modeled the potential air impacts using the latest version of the AERMOD modeling system. Model settings and inputs were consistent with the Washington Department of Ecology's modeling guidance. The Ramboll report provides specific details on the question above.

Generally, emissions during initial clearing and development of the site to prepare for mining activity will be associated with chainsaws, clearing machinery, and operation of heavy equipment such as front loaders, graders, bulldozers etc., during the grading process to clear and create access roads. During operation of the mine, there will be air emissions and dust related to excavators, front loaders, dump trucks, crushing equipment and other equipment involved in the mining and processing of aggregate materials for market.

The proposed asphalt plant will emit both particulate matter and gaseous volatile organic compounds (“VOCs”). Gaseous emissions are generated by the mixing process of the asphalt plant as well as the asphalt tanks and loading stations. Particulate emissions can also be generated by the asphalt plant stack, as well as storage piles and material transportation. The Ramboll report documents expected emissions and discusses appropriate BMPs to reduce such emissions to acceptable regulatory levels.

- b. Are there any off-site sources of emissions or odor that may affect your proposal? If so, generally describe.

There are no known off-site sources of odors or emissions that would impact this proposal.

- c. Proposed measures to reduce or control emissions or other impacts to air, if any:

All mining and hauling equipment/vehicles that produce an emission will be equipped with appropriate emission control equipment. Water trucks and wash water will be used for dust control in aggregate processing and will also be used for general dust control in the mining area.

The asphalt plant will utilize Best Available Control Technologies (“BACT”) to control all emissions. Locations of facilities will be such on the landscape that adjacent properties are not receiving emissions measured above any allowed limits.

The proposed asphalt plant will replace an existing asphalt plant currently functioning at the Auburn pit facility, a site also owned by the Applicant. The Auburn pit facility is forecasted to be shut down within approximately five (5) years. Given this, there should not be an overall increase in regional air pollution associated with the new asphalt plant. The new asphalt plant will also be required to incorporate new air pollution control technology that the existing plant does not have a requirement to provide. Thus, opening a new asphalt plant while shutting down an existing plant could be argued to be equal or no increase to overall air pollution in the region.

3. **Water** [Find help answering water questions](#)

a. **Surface Water:** [Find help answering surface water questions](#)

- 1) Is there any surface water body on or in the immediate vicinity of the site (including year-round and seasonal streams, saltwater, lakes, ponds, wetlands)? If yes, describe type and provide names. If appropriate, state what stream or river it flows into.

The Green River is located north and west of the proposed aggregate mining site parcels owned by the Applicant.

The Applicant retained Raedeke to conduct a Critical Areas Assessment to identify any potential surface water resources (e.g., streams & wetlands) within the potential area of mining disturbance. The Raedeke Critical Areas Investigation Report is provided in Appendix H.

According to the Raedeke's findings, no wetlands were found in the area to be disturbed by proposed mining and/or associated facilities developed to operate the mine. There is one (1) wetland located south of the proposed entrance road. However, the wetland buffer of 75-feet around this wetland is not disturbed by the proposed location of the entrance road.

One (1) ephemeral stream was identified by Raedeke on the northwest side of Lizard Mountain in Section 21, approximately 400-feet northwest of boring 21C as seen on the reconnaissance map contained within their report. This stream is identified as seasonal in nature and was dry at the time of the site visit in May 2021. No mining activity or other mining disturbance is proposed around this stream.

Several small ephemeral streams were also identified by AESI, the Applicant's hydrogeological consultant. AESI identified and mapped (Appendix E) several small seasonal streams on the south face of Lizard Mountain, located out of the proposed mining areas but on the Applicant's property. All these Lizard Mountain streams are seasonal in nature and quickly sink into the gravely soils and disappear once off the face of the Lizard Mountain slope. None of these Lizard Mountain streams are connected via surface flow to any other waterbody.

AESI did identify one (1) small stream at the extreme north end of the project site, closer to the Green River Gorge, which emanates from a spring near the north property line. This small spring and associated downstream flow do seasonally go over the gorge drop off and into the Green River. This is not a surface connection to the Green River and the segment is not navigable by fish. The map identifying this stream is contained in both the Raedeke and AESI reports (Appendix H and Appendix E).

AESI also identified and mapped numerous springs (approximately 12) located off the Applicant's property on surrounding properties. These springs are perched high above the Green River Gorge area and are identified on a map in the AESI report contained in Appendix E. These springs are predominantly located west of and down topographic grade from Applicant's western and northern parcels. Seasonally, these small springs flow over the gorge edge and contribute to the Green River flow. However, none of these springs has a navigable surface connection to the Green River and they do dry up by late spring or early summer.

- 2) Will the project require any work over, in, or adjacent to (within 200 feet) the described waters? If yes, please describe and attach available plans.

No part of the proposed property to be mined is within 200-feet of the Green River. The Applicant's property boundary is 300-feet or more away from the edge of the Green River Gorge. The Green River is also vertically separated from the Applicant's property by 80 to 100 feet or more. Mining activity will also be further

removed from the river through the minimum 50-foot-wide forested buffer requirement around the perimeter of the mine site. Mining work could occur within 200-feet of the streams identified by AESI and Raedeke. However, all required setbacks/buffers from any identified seasonal streams located on-site will be met or exceeded.

- 3) Estimate the amount of fill and dredge material that would be placed in or removed from surface water or wetlands and indicate the area of the site that would be affected. Indicate the source of fill material.

No excavation or filling activity is proposed in any surface water or wetland.

- 4) Will the proposal require surface water withdrawals or diversions? Give general description, purpose, and approximate quantities if known.

No surface water withdrawal or diversion will be made to support the mining operation.

The Applicant plans on providing water service to the site through existing Group A or B purveyors using existing water rights. Expected water demand is approximately 25,000 cubic feet or 175,000 to 250,000 gallons per day.

- 5) Does the proposal lie within a 100-year floodplain? If so, note the location on the site plan.

The proposed site is located outside of the Green River 100-year floodplain. The Green River is confined within a deep gorge adjacent to the Applicant's site and is approximately 100-feet lower or more than the elevation of the proposed mining activity.

- 6) Does the proposal involve any discharge of waste materials to surface waters? If so, describe the type of waste and anticipated volume of discharge.

No discharge of waste materials will occur from the mining activity/aggregate processing operation to any surface waters. Wash water will be contained within a closed system that collects, treats and re-uses wash water. Surface water runoff from the actively mined area will be collected, treated as necessary, and infiltrated in a series of stormwater management ponds located around the site. The Applicant's civil engineer, Aspect, has prepared the required TIR and Mining/Grading & Drainage Plans ([Appendix A and F](#)) which will demonstrate no discharge of waste materials to surface waters.

b. Ground Water: [Find help answering ground water questions](#)

- 1) Will groundwater be withdrawn from a well for drinking water or other purposes? If so, give a general description of the well, proposed uses and approximate quantities

withdrawn from the well. Will water be discharged to groundwater? Give general description, purpose, and approximate quantities if known.

No groundwater is expected to be withdrawn and used in the mining/aggregate processing or asphalt plant operations with exception of a potential exempt well to provide domestic water supply to the office and bathroom areas if “potable” water is not available from a Group A or B purveyor.

Stormwater runoff from impervious areas (e.g., asphalt plant, wash water area, crushing area, water treatment, stockpile areas) will be collected, treated, and recycled through the wash water system and will not be discharged to groundwater.

Three (3) types of potential discharges to groundwater will take place on-site. First, stormwater from undisturbed areas of the mining site will continue to infiltrate into the subsurface as it does currently. Second, stormwater from disturbed/mined areas of the proposed mine will be collected, treated if necessary, and infiltrated into the subsurface subject to the Department of Ecology’s BMPs, King County regulations, and the conditions of the Sand and Gravel General Permit. Third, wastewater from septic tanks and drain fields serving the office and maintenance facilities will be discharged to the subsurface subject to the terms of the associated permit. wastewater from the maintenance area will be discharged to the subsurface subject to the restrictions of the NPDES Sand and Gravel General Permit.

- 2) Describe waste material that will be discharged into the ground from septic tanks or other sources, if any (for example: Domestic sewage; industrial, containing the following chemicals; agricultural; etc.). Describe the general size of the system, the number of such systems, the number of houses to be served (if applicable), or the number of animals or humans the system(s) are expected to serve.

The general office and maintenance functions described in item A.11 will have septic tanks and drain field systems associated with the bathrooms in those facilities. The size of these septic systems is expected to be similar to what would be needed for a typical single-family home. The septic systems will be designed and sited by a certified septic designer/civil engineer or sanitarian and will be subject to approval by King County.

c. **Water runoff (including stormwater):**

- a) Describe the source of runoff (including storm water) and method of collection and disposal, if any (include quantities, if known). Where will this water flow? Will this water flow into other waters? If so, describe.

The Applicant retained Aspect to prepare the required TIR describing stormwater management as well as the associated Mining/Grading & Drainage Plans that depict how stormwater from various parts of the proposed activities are handled (e.g., storm water versus process water). The Aspect TIR is attached in Appendix

F and the Mining/Grading & Drainage Plan Set depicting stormwater management approach for the sites different activities is attached in Appendix A.

The NPDES permit required Site Management Plan (“SMP”) indicates an Erosion and Sediment Control Plan (“ESCP”) will be prepared for the actively mined portions of the site to ensure that no stormwater leaves the site. Stormwater will either infiltrate, which is occurring now in the site’s undeveloped state, or be collected from areas of mining activity and diverted to areas within the mine site for infiltration using BMPs. No stormwater will be allowed to flow off-site for infiltration or into any surface waters which flow off-site.

- b) Could waste materials enter ground or surface waters? If so, generally describe.

No waste materials will be allowed to enter ground or surface waters prior to appropriate treatment.

Aggregate processing will produce sediment laden “process water” which will be collected, treated, and recycled into the process water treatment system.

Wastewater from other areas of the proposal (e.g., maintenance area and/or asphalt plant) will also be collected and treated using BMPs outlined in the NPDES Sand and Gravel General Permit and infiltrated or combined with process water, treated, and recycled within the closed-loop process water treatment/recycling facility.

- c) Does the proposal alter or otherwise affect drainage patterns in the vicinity of the site? If so, describe.

Ephemeral streams that were located by Raedeke and AESI on the Applicant’s site currently infiltrate into the subsurface once their flow hits the gravel outwash plain surrounding Lizard Mountain. There are no surface waters on site that flow offsite.

The proposed mining process will disrupt the current infiltration “pattern” by removing forested areas and many feet of gravel and sand. However, stormwater will still infiltrate into the subsurface as a minimum of 10-feet of material will be maintained over the top of the regional groundwater elevation. This layer above the regional groundwater surface allows for continued infiltration/filtering of stormwater prior to stormwater runoff entering the regional ground water elevation.

- d) Proposed measures to reduce or control surface, ground, and runoff water, and drainage pattern impacts, if any:

Mining operations including stormwater, ground water and drainage impacts will be subject to the BMPs and the conditions of the NPDES Sand and Gravel General Permit issued by the Department of Ecology. Mining activity will occur inside of forested buffers surrounding the mine perimeter. Mining activity will be below

existing ground elevations and create a self-contained basin that will not let runoff from the site onto adjacent properties.

As part of the NPDES permit required Site Management Plan, in addition to the Erosion and Sediment Control Plan listed in C.1. above, the SMP will include a monitoring plan and Stormwater Pollution Prevention Plan ("SWPPP"), which will identify and utilize BMPs for all activities on the site.

Runoff from the asphalt plant and other impervious areas (e.g., maintenance yard, wash water area, stockpiles, etc.) will not be infiltrated into the ground surface. Water runoff from these impervious areas will be collected and diverted to a self-contained system which treats and recycles all runoff from impervious surfaces using appropriate pollution control BMPs.

4. Plants [Find help answering plants questions](#)

a. Check the types of vegetation found on the site:

- ☒ **Deciduous tree:** alder, maple, aspen, other
- ☒ Evergreen Tree: fir, cedar, pine, other
- ☒ **Shrubs**
- ☒ **Grass**
- ☐ Pasture
- ☐ Crop or Grain
- ☐ Orchards, vineyards, or other permanent crops
- ☒ Wet soil plants: Cattail, buttercup, bullrush, skunk cabbage, other (**Wetland Areas**)
- ☐ Water Plants: Water lily, eelgrass, milfoil, other
- ☒ **Other types of Vegetation**

b. What kind and amount of vegetation will be removed or altered?

All vegetation will be removed in the actively mined areas, most commonly a mixed forest environment of Douglas fir and Western hemlock (See Plants & Animal Assessment Report in [Appendix I](#)). Topsoil/overburden will be removed and stockpiled to be used in future reclamation of the mining operation as specific phases are mined to prescribed limits and mined-out areas are restored to forest uses.

c. List threatened and endangered species known to be on or near the site.

The Raedeke team prepared a Plants & Animals Assessment Report ([Appendix I](#)), in which they examined the Washington Department of Fish and Wildlife online Priority Habitats and Species ("PHS") database and mapping details for the area and found fifteen (15) PHS entries exist within 1,000 feet of the site. Only one (1) habitat type was listed on-site – freshwater forested/shrub wetlands, the rest of the fifteen (15) PHS references were animal or fish species and are addressed later in this checklist.

- d. Proposed landscaping, use of native plants, or other measures to preserve or enhance vegetation on the site, if any:

Once specific areas of the proposed mining site have been mined to their ultimate extent and are no longer being used for mining, circulation, or other related activities, topsoil will be returned to the disturbed area and reforestation of the site will occur. It is expected that reforestation will occur on a phase-by-phase basis, over time, as mining activity moves around the proposed site and mining activity ultimately concludes.

- e. List all noxious weeds and invasive species known to be on or near the site.

Himalayan blackberry, Scots broom, and Evergreen blackberry are located on the site.

5. **Animals** [Find help answering animal questions](#)

- a. List any birds and other animals which have been observed on or near the site or are known to be on or near the site.

Examples Include:

- Birds: Hawk, heron, eagle, songbirds, Other:
- Mammals: Deer, bear, elk, beaver, other:
- Fish: Bass, salmon, trout, herring, shellfish, Other:

- b. List any threatened and endangered species known to be on or near the site.

The Raedeke Plants & Animals Assessment Report ([Appendix I](#)) cited the official US Fish and Wildlife threatened and endangered list of species and identified seven (7) species potentially occurring in the project area. The seven (7) federally identified species include:

- Gray wolf
- North American wolverine
- Marbled murrelet
- Streaked horned lark
- Yellow-billed cuckoo
- Bull trout
- Monarch butterfly

The Raedeke team examined the site for each of these species and their findings indicate that none of the species were observed nor are they expected to be present within the site boundaries. Thus, no known federal threatened or endangered species are known to occur on site.

In addition to federally recognized species, the Raedeke team also examined the Washington Department of Fish and Wildlife online Priority Habitats and Species (“PHS”) database and mapping details and found that 15 PHS entries exist within 1,000 feet of the site. These species/habitats include the following:

- Mountain quail
- Fall Chinook
- Chum/fall Chum Salmon
- Sockeye Salmon
- Dolly Varden/Bull Trout
- Winter and summer Steelhead
- Coho
- Resident coastal cutthroat trout
- Harlequin duck
- Elk
- Freshwater forested/shrub wetlands

The Raedeke team addressed each of the PHS listed species in their report in detail. Raedeke findings indicate that they did not expect the above listed species to occur on the site with the exception of the elk. Elk do use the site extensively but according to the Raedeke report, elk are not expected to be negatively impacted due to the extensive range of adjacent habitat next to the subject property.

The Applicant also retained the consulting firm Anchor to examine potential impacts of the proposed mining operation on fish. The Anchor Existing Fish & Habitat Conditions Report is attached in Appendix K. The Anchor consulting team found that the proposal should have “no impact” on fisheries in surrounding off-site fish bearing areas such as the Green River, Deep Creek, and area lakes. Anchor recommended ongoing water quality monitoring on these fish bearing resources to ensure that mining activity does not negatively impact water quality in a manner that might result in a negative impact to fish.

- c. Is the site part of a migration route? If so, explain.

No big game route or other wildlife route associated with this site is identified by the King County Comprehensive Plan.

- d. Proposed measures to preserve or enhance wildlife, if any:

Large portions of the mining site will continue to remain in forest cover, including perpetually forested buffers. The entire mining site area is not cleared at one time. However, several 50–100-acre increments located around the site may be cleared and mined to facilitate mixing of sand, gravel, cobbles, and silts to create a marketable product. Over time, reforestation will begin to occur as the resource is depleted, once again providing forest cover and habitat for a variety of animals and birds.

- e. List any invasive animal species known to be on or near the site.

None known.

6. Energy and Natural Resources [Find help answering energy and natural resource questions](#)

- 1) What kinds of energy (electric, natural gas, oil, wood stove, solar) will be used to meet the completed project's energy needs? Describe whether it will be used for heating, manufacturing, etc.

The mining operation will use electricity for pumps, lighting, aggregate processing, asphalt plant operation, office heat and office equipment. Mining equipment and associated vehicles will use diesel fuel.

Natural gas, Liquified Natural Gas ("LNG"), or propane will be the fuel utilized for heating rock in asphalt operation.

- 2) Would your project affect the potential use of solar energy by adjacent properties? If so, generally describe.

No.

- 3) What kinds of energy conservation features are included in the plans of this proposal? List other proposed measures to reduce or control energy impacts, if any:

None known at this time.

7. Environmental Health [Find help with answering environmental health questions](#)

- a. Are there any environmental health hazards, including exposure to toxic chemicals, risk of fire and explosion, spill, or hazardous waste, that could occur as a result of this proposal? If so, describe.

Diesel fuel is used in mining equipment and associated trucking activity. A propane or LNG tank will also be located on-site to provide fuel for heating asphalt. No other toxic or explosive substances are expected to be used on the site.

All hazardous chemicals will be stored and handled subject to BMPs and regulated by the NPDES Sand and Gravel General Permit issued by DOE.

- 1) Describe any known or possible contamination at the site from present or past uses.

The subject parcels are in forestry use and no known past uses that involved chemicals or known chemical or hazardous material spills have occurred on the subject properties with one exception.

In the 1950's the subject site was under the ownership of the Northern Pacific Railroad who leased an area of the property to the Washington Mining Company. The Washington Mining Company used the site to process ore that was mined off-site in the gorge adjacent to the Green River and brought to the site for "smelting". The processing facility, now abandoned for over 70-years processed rock/ore to extract Mercury. Remnants of this ore/rock processing remain on the site and are understandably overgrown and covered with soil and natural vegetation.

Applicant's consultant AESI discovered this site and Applicant retained a specialist in hazardous waste (Aspect) to analyze the issue and determine what actions needed to be taken. Aspect mapped the area, tested stockpiles, and process waste, and determined that there were high levels of mercury and arsenic in 55-gallon drums of process "dust" and high levels of arsenic found in existing stockpiles of unprocessed material (rocks) presumably stockpiled and abandoned after the mine and processing facility closed after a very brief operating period of 1-2 years.

The Applicant has submitted a "Limited Subsurface Investigation Report" to the Department of Ecology and is working with them to identify the appropriate method of cleanup. This report is contained in Appendix L.

This area of potentially hazardous waste area is not in the proposed mining area and will not be disturbed by mining activity. Applicant will follow through with the appropriate environmental clean-up associated with the already commenced DOE process.

- 2) Describe existing hazardous chemicals/conditions that might affect project development and design. This includes underground hazardous liquid and gas transmission pipelines located within the project area and in the vicinity.

There is an overhead electrical transmission line running north/south on the eastern edge of the western parcel. The mining operation can work around the powerline towers and safely operate under the powerlines.

- 3) Describe any toxic or hazardous chemicals that might be stored, used, or produced during the project's development or construction, or at any time during the operating life of the project.

Diesel fuel, antifreeze and oils for equipment will be stored on-site in an approved self-contained system with leak/spill protection.

- 4) Describe special emergency services that might be required.

Self-contained spill systems for fuel storage and asphalt plant will be provided.

- 5) Proposed measures to reduce or control environmental health hazards, if any:

Asphalt plant will utilize BACTs.

- b. Noise:

- 1) What types of noise exist in the area which may affect your project (for example: traffic, equipment, operation, other)?

None.

- 2) What types and levels of noise would be created by or associated with the project on a short-term or a long-term basis (for example: traffic, construction, operation, other)? Indicate what hours noise would come from the site)?

The Applicant has retained BRC to prepare a Sound Analysis Report for the proposed project. The result of their analysis is attached in Appendix B. The report indicates several sources of potential noise from various part of the mining operation including forest clearing, operation of mining equipment, material processing, loading of trucks with asphalt and aggregate materials, highway truck operation and maintenance shop operations.

The Applicant's operating hours were modeled by BRC as follows for the purposes of the Sound Analysis Report:

- ❖ **Vegetation and Topsoil Clearing Activity:**
 - Mining Areas M-1 through M-3: 7:00 a.m. - 5:30 p.m. (7 – days a week)
 - Mining Area M-4 (Monday - Saturday): 7:00 a.m. - 5:30 p.m.; (Sundays/Holidays): 9:00 a.m. - 5:30 p.m.
- ❖ **Mining/Excavation Activity: 7:00 a.m. - 5:30 p.m. (7 – days a week)**
- ❖ **Crusher Operation: 7:00 a.m. - 5:30 p.m. (7 – days a week)**
- ❖ **Asphalt Plant Operation: 7:00 a.m. - 4:00 p.m. and 7:00 p.m. - 4:00 a.m. (7 – days a week)**
- ❖ **Truck Traffic: 7:00 a.m. - 4:00 p.m. and 7:00 p.m. - 4:00 a.m. (7 – days a week)**
- ❖ **Maintenance of Crusher, Wash Water System, Asphalt Plant, Yard Operation: (24 hours a day, 7 – days a week)**

The BRC team created seven (7) monitoring stations around the proposed mining site to establish baseline sound conditions and to also determine if sound limits of the King County Code would be exceeded at these locations by any of the proposed activities listed above. Sound measurements of actual mining equipment/activity at the Applicant owned and ICON Materials operated Auburn, Washington pit were recorded and used by BRC to model potential sound generating activities on the subject site.

BRC evaluated sound generated by the above stated activities at the seven (7) monitoring stations established around the perimeter of the site. Their findings concluded that the proposed activities would not exceed King County daytime and nighttime noise standards at any of the seven (7) sound measuring locations used in their study.

3) Proposed measures to reduce or control noise impacts, if any:

Proposed mine site activities were found by BRC to be near King County sound limits at two (2) monitoring locations at the southern end of the Applicant's project site. Thus, the BRC report (Appendix B) contains the following recommendations to mitigate potential impacts associated with topsoil and mining activity in the M-4 area:

- ❖ Maintain stockpiles of a minimum of 20-feet high in the M-3 area west of the processing plant beginning in Stage 2.
- ❖ Delay the start of topsoil clearing and aggregate mining in M-4 area until 9:00 AM on weekends.

BRC indicates in their report that forecasted/calculated sound levels from proposed operations at the mine meet King County daytime and nighttime noise limits at all the analysis locations studied. In order to provide additional safeguards, the recommendations above were included in BRC's report.

8. Land and Shoreline Use [Find help answering land and shoreline use questions](#)

- a. What is the current use of the site and adjacent properties? Will the proposal affect current Land Uses on nearby or adjacent properties? If so, describe.

The current use of the site is forestry. The property was purchased by the Applicant in 2003 after an exhaustive search for available property with underlying geology suitable for gravel and aggregate mining. Adjacent properties are also largely in forest use. Kanaskat-Palmer State Park borders the northeast portion of the proposed site.

South of the proposal is the town of Cumberland, and several residences are located on the south side of SE 352nd Street. These residences are more than 200-feet away

from the nearest portion of the parcels containing proposed mining operations. A vegetated/forested buffer of approximately one-quarter mile or more will be maintained in the area between the town of Cumberland's existing residences and the active mining area on the subject site.

There is an additional single-family residence relatively close to the proposed site entrance on Cumberland Kanaskat Road at 33218 Cumberland Kanaskat Road. This home, which is positioned upon a railroad lease, would be located directly east of the entrance into the mine site. The Applicant has entered into a contract to purchase this home with the intent to turn it into a security building. Occupants of the building will provide security for the site.

- b. Has the project site been used as working farmlands or working forest lands? If so, describe. How much agricultural or forest land of long-term commercial significance will be converted to other uses as a result of the proposal, if any? If resource lands have not been designated, how many acres in farmland or forest land tax status will be converted to nonfarm or non-forest use?

The Applicant's subject parcels were purchased in 2003 from Plum Creek Timber. The parcels were purchased specifically for future aggregate processing and mining but have remained in forest use. Upon completion of the mining operation, all lands associated with the mining operation would be reclaimed/reforested and eventually returned back to forested Land Use. The subject properties will remain in a resource designation from a tax perspective both during and after the mining activity.

- 1) Will the proposal affect or be affected by surrounding working farm or forest land normal business operations, such as oversize equipment access, the application of pesticides, tilling, and harvesting? If so, how?

No.

- c. Describe any structures on the site.

There is one older steel building located on parcel 2121079029.

- d. Will any structures be demolished? If so, what?

The structure mentioned above (8.c) will eventually be demolished.

- e. What is the current zoning classification of the site?

Forest.

- f. What is the current comprehensive plan designation of the site?

F (forest).

- g. If applicable, what is the current shoreline master program designation of the site?

There are no shorelines on the site. There are shoreline designations associated with the Green River, but those shoreline buffers are located well off of the Applicant's parcels.

- h. Has any part of the site been classified as a critical area by the city or county? If so, specify.

There is no King County critical area mapping on the portion of the Applicant's site proposed for mining. There are some steep slopes associated with Lizard Mountain, but those slopes are off the subject property and are not near the proposed mining area. There is one (1) wetland and associated buffer area located near the proposed entrance to the mining site that is not proposed to be disturbed. There are also several short ephemeral stream segments that have been mapped by the Applicant's consultants. See Raedeke's Critical Areas Investigation Report in Appendix H of the Applicant's submittal and AESI's Earth & Water Affected Environment Technical Report in Appendix E for mapped locations. None of these critical areas will be disturbed by the proposed mine development.

- i. Approximately how many people would reside or work in the completed project?

Approximately 15-20 people would work in the operation once completed. This operation would retain jobs lost when the Auburn pit facility closes and also retain many truck driving jobs for transporting materials from the site.

- j. Approximately how many people would the completed project displace?

Zero.

- k. Proposed measures to avoid or reduce displacement impacts, if any:

None.

- l. Proposed measures to ensure the proposal is compatible with existing and projected Land Uses and plans, if any:

The proposed project will meet King County code setback requirements from adjacent uses. Uses creating noise and/or odors will be located on the interior of the site to create more physical separation between them and potentially incompatible uses. Homes at the north end of Cumberland will be buffered from mining activity by approximately one-quarter mile of the forested area to be maintained by the landowner/operator. The single-family residence located across the street from the proposed entrance to the site (e.g., within the distance that triggers a conditional use permit) on Cumberland Kanaskat Road is under contract to be purchased by Applicant and will be utilized as a security structure associated with and accessory to the mining operation.

- m. Proposed measures to reduce or control impacts to agricultural and forest lands of long-term commercial significance, if any:

Adjacent forest uses will be able to continue while the proposed use, also a resource extraction use deemed to be compatible with forestry, operates. When mining operation is completed in approximately 25-35 years, it will return to forest use.

9. [Housing](#) [Find help answering housing questions](#)

- a. Approximately how many units would be provided, if any? Indicate whether high, middle, or low-income housing.

None.

- b. Approximately how many units, if any, would be eliminated? Indicate whether high, middle, or low-income housing.

None.

- c. Proposed measures to reduce or control housing impacts if any.

No impacts will be generated on housing unit production, adjacent lands are zoned for forest use.

10. [Aesthetics](#) [Find help answering aesthetics questions](#)

- a. What is the tallest height of any proposed structure(s), not including antennas; what is the principal exterior building material(s) proposed?

The tallest height of any new structure is approximately 40-45 feet tall. There are existing powerlines on the project site that are more than 100-feet tall. Trees surrounding the site, retained in a buffer, are also 80 plus feet tall and will shield the view of the mining operation from adjacent properties and public ways.

- b. What views in the immediate vicinity would be altered or obstructed?

Views of the forested parcels from adjacent parcels could be altered by clearing of trees as certain portions of the site are mined, although a forested perimeter will be maintained.

- c. Proposed measures to reduce or control aesthetic impacts, if any:

A forested buffer of a minimum width of 50-feet will be maintained around the site to screen views into it. Other areas around the perimeter will retain a much wider forested buffer, particularly the area between the mining operation and the town of Cumberland, which will be a minimum of one-quarter mile from any residence.

11. Lights and Glare [Find help answering light and glare questions](#)

- a. What type of light or glare will the proposal produce? What time of day would it mainly occur?

No light or glare will emanate from the proposed use.

- b. Could light or glare from the finished project be a safety hazard or interfere with views?

No.

- c. What existing off-site sources of light or glare may affect your proposal?

None.

- d. Proposed measures to reduce or control light and glare impacts, if any:

Interior lights associated with the office or certain portions of the mining operation or asphalt plant will be directed in a manner where they do not shine off-site.

12. Recreation [Find help answering recreation questions](#)

- a. What designated and informal recreational opportunities are in the immediate vicinity?

Kanaskat-Palmer State Park is located northeast of the proposed mining operation site.

- b. Would the proposed project displace any existing recreational uses? If so, describe.

No, the proposed project will not interfere with the use of Kanaskat-Palmer State Park. The proposed site is private property, and no authorized recreational use has been occurring on it.

- c. Proposed measures to reduce or control impacts on recreation, including recreation opportunities to be provided by the project or Applicant, if any:

None.

13. Historic and Cultural Preservation [Find help answering historic and cultural preservation questions](#)

- a. Are there any buildings, structures, or sites, located on or near the site that are over 45 years old listed in or eligible for listing in national, state, or local preservation registers? If so, specifically describe.

According to the Applicant's Cultural and Historic Resources consultant, Perteet, there are two (2) recorded resources in the project area, one (1) is eligible for listing

in the National Register of Historic Places (“NRHP”) (See Cultural Resources Assessment Report in Appendix G). The Raver-Paul Transmission line, which traverses the eastern portion of the project area has been recorded as historic property and determined eligible for listing in the National Register of Historic Places. BPA’s (“Bonneville Power Administration”) Multiple Property Documentation Form (“MPD”) states “where the corridor/line remains as originally located, changes in surrounding uses do not impact integrity,” (Kramer 2012:46). Planned mining activity will not alter the locations of the corridor or towers and BPA will continue to own and operate the transmission line. Mining activity will therefore not adversely impact this resource.

One (1) post-contact period archaeological site, 45KI1502, was identified and recorded during archaeological survey of the project area. The site consists of a reinforced concrete foundation, four (4) reinforced concrete footings, two (2) concrete walls in ruins, an irregularly shaped pile of mining spoils, a former access road grade, and a concrete foundation with a corroded steel superstructure. These features are associated with the Cardinal Reward Mercury processing plant that was in use from 1958 to no later than 1962. The site form is currently in DAHP (“Department of Archaeology & Historic Preservation”) review and awaits formal SHPO (“State Historic Preservation Office”) determination of eligibility, but the site was recommended not eligible for listing in the NRHP based on its lack of integrity.

Kramer, George

2012 Transmission System National Register of Historic Places Multiple Property Documentation Form. Prepared for Bonneville Power Administration (BPS), Portland, Oregon. Kramer & Company, Ashland, Oregon.

- b. Are there any landmarks, features, or other evidence of Indian or historic use or occupation? This may include human burials or old cemeteries. Are there any material evidence, artifacts, or areas of cultural importance on or near the site? Please list any professional studies conducted at the site to identify such resources.

According to the Perteet report in Appendix G, ethnographically the project area was located along a seasonal travel corridor for native harvesting parties travelling to berry gathering areas. Archaeological survey of mining areas did not identify any pre-contact archaeological sites. Subsurface testing indicates that the landform occupied by the project area has not been an active depositional environment during the Holocene and is therefore unlikely to contain intact pre-contact period archaeological sites.

- c. Describe the methods used to assess the potential impacts to cultural and historic resources on or near the project site. Examples include consultation with tribes and the department of archeology and historic preservation, archaeological surveys, historic maps, GIS data, etc.

The Applicant retained Perteet to perform an archeological/cultural resources study and it is attached in Appendix G. Prior to conducting fieldwork, the cultural resources consultant contacted cultural resources professionals representing local native

American tribes to solicit input or concerns related to known project area cultural resources and invite participation during archaeological survey. The consultant conducted background research including a check of records through DAHP's WISAARD ("Washington Information System for Architectural and Archeological Records Data") database, and gathering background information from available geotechnical reports, ethnographic and historic accounts, and historical maps and photographs, and building a GIS database for the project. Pedestrian survey and subsurface investigation consisting of hand excavation of shovel probes at a roughly 50-meter interval was conducted in the mining area.

Results of background research and field investigation were presented in the Cultural Resources Assessment Report along with recommendations for limited archaeological monitoring in specific parts of the project area during initial mine development and an inadvertent discovery plan for the remaining project area. Additional field investigations to precede ground disturbance in later stages of mine expansion are also recommended. Specifically, due to heavy vegetation cover and poor surface visibility, the consultant has recommended that pedestrian survey of high probability portions of later stage mining areas be planned to follow brush clearing, improving the likelihood of identifying cultural resources in those areas prior to ground disturbance. The confidential report is on file with the Washington State Department of Archaeology and Historic Preservation.

- d. Proposed measures to avoid, minimize, or compensate for loss, changes to, and disturbance to resources. Please include plans for the above and any permits that may be required.

Archaeological monitoring during initial mine development in the vicinity of archaeological site 45KI1502 is proposed to ensure that any previously identified features are appropriately identified, recorded, and treated. The site is currently considered not eligible for listing in the NRHP, pending formal SHPO determination of eligibility.

Work within the recorded Raver-Paul No.1 Transmission Corridor will avoid impacts since it will not alter any structures, or the overall alignment and the transmission line will remain under BPA operation.

14. Transportation [Find help with answering transportation questions](#)

- a. Identify public streets and highways serving the site or affected geographic area and describe proposed access to the existing street system. Show on site plans, if any

The proposed mining operation is bound on the west by SE Green River Gorge Road, which turns into 309th Avenue SE. The southern end of the site is bound by SE 352nd Street and the eastern edge of the site is bound by Cumberland Kanaskat Road SE. Site plans show a primary access point to the mining site from Cumberland Kanaskat

[illegible]

- The site is rural and not currently served by public transit.**

- c. How many additional parking spaces would the completed project or non-project proposal have? How many would the project or proposal eliminate?

No parking is allowed on adjacent public streets. All project parking would be on the interior of the site.

- d. Will the proposal require any new or improvements to existing roads, streets, pedestrian, bicycle, or state transportation facilities, not including driveways? If so, generally describe (indicate whether public or private).

A Traffic Impact Analysis Report for the proposed project (Appendix D) includes proposed improvements at the ingress/egress to the site on Cumberland Kanaskat Road. A southbound right hand turn taper and separate turning lane into the site is proposed as well as a continued southbound through lane. A northbound left turn lane is also proposed, allowing northbound traffic to continue through the intersection. Exiting the site to the south is facilitated by a separate south bound acceleration lane, allowing through traffic to proceed without coming into conflict with emerging trucks. Exiting the site to the north, a center acceleration turn lane refuge is provided for trucks to improve safety for northbound vehicles on Cumberland Kanaskat Road. Reference the image located on the next page.



- e. Will the project or proposal use (or occur in the immediate vicinity of) water, rail, or air transportation? If so, generally describe.

No water, air or rail transport will be used.

- f. How many vehicular trips per day would be generated by the completed project or proposal? If known, indicate when peak volumes would occur and what percentage of the volume would be trucks (such as commercial and non-passenger vehicles). What data or transportation models were used to make these estimates?

The Applicant retained consulting firm TENW to conduct a Traffic Impact Analysis Report of the proposed project and the report is attached in Appendix D. Traffic data provided in the TENW report is derived from real trip counts generated from Applicant's Auburn pit location, which should be comparable to the proposed use.

Total vehicle trips per day, during operation, will range from a high of approximately six hundred sixty-eight (668) trips per day to a low of approximately two hundred ninety-eight (298) trips per day. The majority (90%) of these trips are truck traffic related to hauling of aggregate and/or asphalt material. Peak trip generation is associated with the construction season, where both aggregate and asphalt products are being used in construction projects. The peak volume of six hundred sixty-eight (668) trips per day is spread over a longer time period (day and night), where truck trips are generated from morning into the early afternoon and then again after the PM peak hours to serve construction projects that have night-time paving activity. Given this, the highest number of daily trips will be spread over eighteen (18) hours, decreasing their overall impact on the road system and associated intersections. PM peak hour trips during the construction season yielded a total of ninety-three (93) trips (25 in and 68 out) during the PM peak hour period.

The Applicant's traffic engineer did not find a significant negative traffic impact due to this proposed project on existing road capacity or level of service decreases at area intersections. The Applicant will provide the required roads/pavement inventory after project approval or during the EIS process to determine if improvements to area roads/pavement will be necessary prior to project start up.

- g. Will the proposal interfere with, affect, or be affected by the movement of agricultural and forest products on roads or streets in the area? If so, generally describe.

No interference with adjacent forest management practices will occur.

- h. Proposed measures to reduce or control transportation impacts, if any:

The Applicant is proposing entry and exit improvements (e.g., deceleration lanes, acceleration lanes, left hand turn in lane and left hand turn out lane), to merge into Cumberland Kanaskat Road traffic to maintain safety in the corridor. The Applicant's proposed ingress and egress improvements are not warranted by peak hour or daily trips forecasted, but instead by Applicant's commitment to exceed safety requirements associated with the primary access to the site. No other transportation improvements were found to be necessary by the TENW report ([Appendix D](#)).

15. **Public Services** [Find help answering public service questions](#)

- a. Would the project result in an increased need for public services (for example: fire protection, police protection, public transit, health care, schools, other)? If so, generally describe.

Generally, no additional public services would be necessary, although it is possible that increased sheriff's patrols and fire protection could be necessary once the site is built.

- b. Proposed measures to reduce or control direct impacts on public services, if any.

The proposed operation will have its own fire protection control system and if necessary private security services to combat potential trespass and vandalism.

16. Utilities [Find help answering utilities questions](#)

- a. Circle Utilities currently available at the site:

- ☒ **Electricity**
- ☐ Natural Gas
- ☒ **Water**
- ☐ Refuse service.
- ☒ **Telephone**
- ☐ Sanitary Sewer
- ☐ Septic System
- ☐ Other

The Applicant is pursuing water service through existing Group A or B purveyors using existing water rights.

- b. Describe the utilities that are proposed for the project, the utility providing the service, and the general construction activities on the site or in the immediate vicinity which might be needed.

Power to be provided by PSE. Process water is to be provided by existing Group A or B purveyors using existing water rights. Private utilities to be provided by the local providers.

C. Signature [Find help about who should sign](#)

The above answers are true and complete to the best of my knowledge. I understand that the lead agency is relying on them to make its decision.

Signature: Mike Pruett

Name of signee Mike Pruett

Position and Agency/Organization Asset Manager - Segale Properties

Date Submitted: 9/21/23

SCA CAUCUS: Emergency Management Advisory Committee (EMAC)

Wednesday, February 14, 2024

IN-PERSON: King County Regional Communications and Emergency Coordination Center (RCECC)

SCA Caucus: 9:00 am-9:30 am

Executive Conference Room

EMAC meeting: 10:00 am-12:00 pm

Coordination Room (the room with all the monitors)

EMAC Action Items:

- Approve January minutes

To Read & Review

- January EMAC minutes

Additional Learning Opportunities

- Coffee & networking at RCESS, 9:30-10 AM, immediately preceding EMAC
- Emergency Operations Center (EOC) Tour, 12:00-12:30 PM, Immediately following EMAC

It was noted that EMAC members can invite/bring individuals outside of EMAC to meetings to learn more.

Discussed how and who we can contact to help with our cities Emergency Preparedness plans.

Cert Trainings, after the initial a few years ago, there has been no follow up. Individual cities should work on mutual aid agreements. Also check on corresponding ordinances within the city vs what's expected by the state.

Karen from Sammamish will send me their emergency preparedness plan.

AGENDA

Emergency Management Advisory Committee (EMAC)

Wednesday February 14th, 2024 | 10:00-12:00pm

3511 NE 2nd St, Renton

Objectives:

- Convene in Person
- Hear an overview of efforts undertaken in the last year by workgroups
- Discuss efforts that could be undertaken by the existing or new workgroups in 2024

Coffee and Networking *optional 9:30-10:00am*

1. Welcome and Introductions

- Sign in Evan Van Otten, Vice-Chair

2. Discuss EMAC Agenda Items

- a. **Approve Meeting Minutes** EMAC, All

- a. Updates: all the EOC101 videos are completed and can be accessed through the website.
- b. King County is working on Debris Management Plan
- c. Classes: ATC20/45 training available. ICS 300/400 will be offered in fall
- b. Overview of 2023 Workgroup Efforts Lexi Swanson, KCOEM**
 - a. Regional Coordination Workgroup
 - i. Focus: Coordinating emergency management efforts across the county and region to share best practices and reduce duplication of efforts and develop shared regional response capabilities
 - ii. Membership: subject matter experts within emergency management and response partners at all levels
 - b. Executive Communication & Public Policy Workgroup
 - i. Focus: foster relationships and open communication with high level directors and elected/appointed officials to communicate issues being undertaken by emergency management professionals
 - ii. Membership: current directors and appointed/elected officials as well as individuals who are practiced in executive level communication, education, and public policy
 - c. Community Outreach Workgroup
 - i. Focus: increase public awareness through outreach efforts and material development
 - ii. Membership: professionals working in the field of public education, communication, and emergency management
 - d. Mass Care Workgroup
 - i. Focus: build relationship with vulnerable populations
 - ii. Membership: open to anyone with an interest in caring for the needs of the public during and after a major event

3. Workgroup Breakouts – 2024 Planning EMAC, All

- Rotating 20 min breakouts for the 4 existing workgroups

I attended the **Executive Communication & Public Policy Workgroup** first. Currently this work group is working on a PowerPoint presentation tailored to elected officials to act as a template to follow, and making it easy to understand. We were asked what we would like to see the committee work on.

Suggestions were:

include training to include who does what when.

A series of webinars for elected officials. Councils need bullets, & pictures

What tasks can an elected official do.

Clarifications of roles to understand who runs the incident, the line of authority and order of operations

Flow of communication, PIO very important role-listening to command and translating that back to community, flow of communication changes with type of incident.

Community Outreach focuses on public communication. There is currently a brochure called “Be Ready King County” on emergency preparedness that is also being translated into multiple languages.

Comments:

Communication through community centers and faith-based organizations is essential to reach those outside the normal groups, and those who cannot afford to create their own emergency kits, the more vulnerable populations. There is a large event coming to the PNW in 2026 and many of those visitors may be impacted by an emergency incident they are unfamiliar with. Need education of regional hazards such as smoke, heat incidents etc.

Private funding will be needed as government agency can no longer provide what once was and more cuts are made to services. In some areas High schools are developing and teach CERT programs for the students and the community.

Emergency preparedness fairs, Community BBQ, resiliency block parties, Farmers Markets are all ways to communicate what will be needed in an event of a mass incident people should be prepared for. King County Emergency will attend local events with a booth. Contact Lexi for Miners Day and Labor Days.

King County is also preparing a cyber security conference for IT professionals within area cities.

Regional Coordination When asked for ideas or suggestions:

In the event of a significant event, regional transportation will be lost. Would like to see alternate route management.

Cross zone coordination, where one zone can assist another.

List of who are EOE managers or Duty officers we (cities) can call for help or questions. What are the 24/7 people.

Having a Regional Emergency Management fair, all can attend that have booths for different types of resources, tools, company's, etc. To meet the who and how.

What are the best practices for regional communication?

Intersection of Jurisdiction management.

Plan and gap sharing, interlocal agreements to plan.

After action, Data coordination or library of lessons learned, best practice case studies.

What resources are available outside Emergency Management, what players can do what.

Mass Care Committee has been meeting quarterly and working on sheltering in the event of extreme weather. Traditional shelter training. Shelter documents can be obtained from FEMA. CERT teams have had mixed results and working on smoke events. HVAC, pets etc. Finding grants. Scalable response, staging resources and portable resources. Red Cross has shower trailers and some shelter trailers but not enough for a large scale event. For small cities, vetting volunteers is complicated with running background checks etc and then maintaining those lists. Red cross may have personnel to handle staffing (volunteers). Red cross will bring in nurses for basic care but ends there. Start creating relationships with different agencies now.

Next Meeting

March 6th, 2024 | 10:00 – 11:30pm

Virtual Only