

ORDINANCE NO.17-1088

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLACK DIAMOND, KING COUNTY, WASHINGTON, AMENDING THE BUDGET FOR CALENDAR YEAR 2017 AS ADOPTED BY EMERGENCY ORDINANCE 16-1083 TO DELETE SECTION 5, REVISE SECTION 6, MAKE ADDITIONAL CHANGES, AND TO PROVIDE FOR SEVERABILITY.

WHEREAS, The City Council is authorized to amend the City's budget within the limitations set forth in RCW 35A.33.120; and

WHEREAS, The Preliminary Budget for calendar year 2017 was submitted by the Mayor to the City Council on September 29, 2016; and

WHEREAS, the City followed all steps prescribed in state law for submitting, reviewing, and making available to the public a budget for calendar year 2017, including holding public hearings on October 26, 2016, November, 17, 2016, and December 1, 2016; and

WHEREAS, on December 27, 2016, the City Council adopted emergency Ordinance 16-1083, which adopted the Mayor's preliminary budget as the budget for calendar year 2017, subject to specific limitations noted in Sections 5 and 6 thereof; and

WHEREAS, the Mayor, Council, and Staff have continued to meet to discuss further amendments to the 2017 budget at workstudy meetings held on January 17, 2017, January 26, 2017, and February 9, 2017, and at a Special Council meeting on February 16, 2017, and an additional Public Hearing on proposed amendments to the 2017 budget was held on February 16, 2017; and

WHEREAS, the City Council desires to amend the emergency 2017 Budget Ordinance No. 16-1083 to delete Section 5 and the first sentence of Section 6, so as to enable the budget to be effective through December 31, 2017, and further to include other budget revisions, and to add a section providing for severability;

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

Section 1. City of Black Diamond Ordinance 16-1083, adopted on December 27, 2016, is hereby amended to delete Sections 5 in its entirety, and to delete the first sentence of Section 6. The provisions of Section 5 and the first sentence of Section 6 of Ordinance 16-1083 are henceforth null and void. All other provisions of said Ordinance remain in full force and effect.

Section 2. City of Black Diamond Ordinance 16-1083, adopted on December 27, 2016, is hereby amended to add the following new Sections:

Section 7. The budget and information contained herein remain provisional to the extent they are subject to mandatory bargaining with the City's collectively bargained employees as required by Washington law. Changes that are required by collective bargaining shall be subject to approval by the City Council as a Supplemental Budget Ordinance.

Section 8. All increases in FTE levels shall be subject to approval of the City Council.

Section 9. 2017 ending fund balances for all funds shall not be reduced except by approval of the City Council.

Section 10. This Ordinance incorporates by reference the 2017 Salary Schedule shown on page 75 of the Mayor's Preliminary Budget document dated December 27, 2016.

Section 11. With reference to the 2017 budget adopted herein, the total estimated revenue from all sources and expenditures by fund are hereby increased by \$50,000 (both revenue and expenditures) in the 310 General Government Capital Fund to provide funds for completion of the City's Comprehensive Plan update.

Section 12. A new account to be known as the Designated Contingency account is hereby created within the General Fund. This account is to be initially funded in the amount of \$266,112, which is the maximum allowed under RCW 35A.33.145. Ending fund balance shall be reallocated to fund the Designated Contingency account at this level.

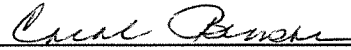
Section 13. Should any section, paragraph, sentence, clause, or phrase of this Ordinance, or its application to any person or circumstance, is determined to be invalid or unenforceable for any reason, or pre-empted by state or federal law, or repealed, the remaining portions of this Ordinance shall remain valid and in full force and effect.

Section 3. This ordinance amending the 2017 budget for the City of Black Diamond shall be in full force and effect five days after its passage, approval, posting, and publication in summary form as provided by law.

Section 4. If any section, paragraph, sentence, clause, or phrase of this Ordinance, or its application to any person or circumstance, is determined to be invalid or unenforceable for any reason, or pre-empted by state or federal law, or repealed, the remaining portions of this Ordinance shall remain valid and in full force and effect.

Introduced the 2nd day of March, 2017.

Passed by the City Council at a Council meeting held on the 2nd day of March, 2017.



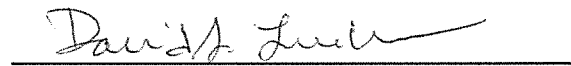
Mayor Carol Benson

Attest:



Brenda L. Martinez, City Clerk

APPROVED AS TO FORM:



David Linehan, City Attorney

Published: 3/7/2017

Posted: 3/3/2017

Effective Date: 3/12/2017