

MINUTES

**DES MOINES CITY COUNCIL
REGULAR MEETING
City Council Chambers
21630 11th Avenue South, Des Moines**

November 12, 2015 – 7:00 p.m.

CALL TO ORDER

Mayor Kaplan called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Sheckler.

ROLL CALL

Council present: Mayor Dave Kaplan; Mayor Pro Tem Matt Pina; Councilmembers Jeremy Nutting, Melissa Musser, Luisa Bangs, Bob Sheckler and Vic Pennington.

Staff present: City Manager Tony Piasecki; City Attorney Pat Bosmans; Assistant City Manager/Economic Development Director Michael Matthias; Police Chief George Delgado; Detective Mike Thomas; Assistant City Attorney Tim George; Marina Maintenance Manager Scott Wilkins; Court Administrator Jennefer Johnson; Planning, Building and Public Works Director Dan Brewer; Engineering Services Manager Brandon Carver; Executive Administrative Assistant Autumn Lingle; Code Enforcement Office Nancy Uhrich; Surface Water Management Utility Manager Loren Reinhold; Parks, Recreation & Senior Services Director Patrice Thorell; Finance Director Dunyele Mason; Budget Manager Cecilia Pollock; Human Resources Manager Maureen Murphy; Municipal Court Judge Lisa Leone; Councilmember-Elect Robert K. Back; Master Sergeant Patti Richards; Master Police Officer Tony Nowacki; City Clerk Bonnie Wilkins

CORRESPONDENCE

- Letters received from two utility districts regarding water and utility issues and two letters from citizens in support of the proposed utility tax increase.

COMMENTS FROM THE PUBLIC

- Susan White, 28742 Redondo Beach Drive S; Main Street Program and Federal Way Symphony.
- Kevin Isherwood, Redondo Beach Drive; Asked Council to consider not adding more Rehab Centers, Homeless Encampments or Pot Shops to the work list or the streets of Des Moines during the November 14, 2015 Council retreat.
- Don Brame, 22003 10th Avenue S.; Supports the proposed utility tax increase.
- Jeff O'Dell, 1904 S 222nd Street; Distressed property-increased activity.

The following individuals oppose the proposed utility tax increase:

- Ken Kase, PO Box 3487, Kent.
- Alan Cooter, 20024 4th Avenue S, Des Moines.
- Jim Bailey, 26727 17th Place S, Des Moines.
- Eric Clarke, 922 S 219th Street, Des Moines.
- Terry Pellecchia, 22434 12th Avenue S, Des Moines.

- David Elliott, 21405 4th Avenue S, Des Moines.
- Matt Everett, 23828 30th Avenue S, Kent.
- Rick Johnson, 28824 Redondo Beach Drive, Des Moines.
- Peter Kwon, 4455 S 164th Street, SeaTac
- Rick Forschler, 13529 Military Road S, SeaTac.
- Suzie Genzale, Southwest Suburban Sewer District.
- Scott Hilsen, 115 SW 164th Place, Normandy Park.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Pennington:

- Thanked the public for attending the meeting.
- Hopes to work with Council on a percentage reduction for utility taxes.

Councilmember Sheckler:

- Gave a brief history to the public regarding past services that have been affected by the budget over the years.
- Spoke to Mr. Forschler regarding his Public Comment.

Councilmember Bangs:

- Des Moines Police Department Advisory Group:
 - Safe Call Training.
 - Offers recovery programs for substance abuse and addictions.
 - Crime Stat Updates:
 - 2013
 - 2014
- Taxes and cuts are needed to balance the budget.
- Thanked the public for coming.

Mayor Pro Tem Pina:

- Des Moines Arts Commission meeting:
 - SoCo Culture Organization:
 - Training and Summit on February 24, 2016.
 - Rikki Marohl, Farmer's Market:
 - Partner and leverage Wednesday night concerts with Market.
 - Squid-A-Rama.
- Finance & Economic Development Committee meeting:
 - Development and process in changing zoning codes.
 - 2016 Work Program:
 - Business Park.
 - Several Marina District projects.
 - Prioritization with staff time.
- Distressed Property on 222nd:
 - Met with Police Chief.
- Redondo building issues.
 - Get suggestions to improve code in the area in work plan.
- Street Signs:
 - Result of a Grant.
 - Sailboat motif were pennies per sign.

- Commended Staff for writing grants and finding pockets of money:
 - Gateway Project on S 216th.
 - Citizens only paying 10% of project
 - All other costs paid by grants.

Councilmember Musser:

- Addressed those that spoke during public comment:
 - Cares greatly about the City.
 - Ran for office because of caring.
 - Asked the community to stay engaged and get involved.
- Thanked the public for attending the meeting.
- Human Services Volunteers:
 - Recognizing them in January.
 - Thanked four volunteers who have served maximum number of terms:
 - Eileen Severens
 - Deana Rader
 - Susan Corey
 - Eileen Byers

Councilmember Nutting:

- Thanked the public for attending the meeting.
- Squid-A-Rama.

PRESIDING OFFICER'S REPORT

- Council cares about all issues affecting the community.
- I-695 eliminated sales tax equalization.
 - Have been trying to build economic base.
- I-747 caps property tax on an annual basis.
- Levy Lid Lift:
 - Money went to police.
 - Were at 63 officers.
- Reduced staff by 30%.
- Spoke to Mr. Forschler and Mr. Kwon regarding speaking during Public Comment.

ADMINISTRATION REPORT

- Marijuana Retail Sites:
 - Map where locations are allowed and not allowed.
- Highline School District:
 - School Impact Fees.
 - Re-doing study.
 - Coming to Cities to enter into Interlocal Agreements.

CONSENT AGENDA

- Item 1 **APPROVAL OF VOUCHERS**
Motion is to approve for payment vouchers and payroll transfer included in the attached list and further described as follows:
Total A/P Checks/Vouchers #144854-145034 \$494,625.35
Electronic Wire Transfers #617-617 \$ 30,683.80
Electronic Wire Transfers #623-624 \$ 90,355.90
Payroll Checks #18728-18730 \$ 5,408.73
Payroll Direct Deposit #450001-450161 \$291,822.55
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers: \$912,896.33

- Item 2 **PARKS AND RIGHT OF WAY LANDSCAPE MAINTENANCE CONTRACT WITH NORTHWEST LANDSCAPE SERVICES (NLS)**
Motion is to approve the Goods and Services Contract for Landscape Maintenance Services with Northwest Landscape Services for a maximum annual contract amount of \$134,062.31, which includes \$112,272.52 for the base bid, and \$865.68 for bid alternate 2, \$4,328.40 for bid alternate 3, \$865.68 for bid alternate 4, \$8,568.99 for bid alternate 6 and \$7,161.04 for bid alternate 7, and authorize the City Manager to sign said Contract substantially in the form as submitted.

- Item 3 **JURY POOL SERVICES MOU**
Motion is to approve the MOU between King County Superior Court and the City of Des Moines for jury pool services and to authorize the City Manager to sign the agreement substantially in the form submitted.

Direction/Action

Motion was made by Councilmember Nutting to approve the Consent Agenda; seconded by Councilmember Musser.

Mayor Pro Tem Pina pulled Consent Agenda Item #3.

The remainder of the Consent Agenda passed 7-0.

Mayor Pro Tem Pina asked Court if they agree with recommendations.

Direction/Action

Motion made by Mayor Pro Tem Pina to approve the MOU between King County Superior Court and the City of Des Moines for jury pool services and to authorize the City Manager to sign the agreement substantially in the form submitted; seconded by Councilmember Nutting.

The motion passed 7-0.

Mayor Kaplan asked for Council's indulgence to move Old Business Item #1 ahead of the Public Hearing items.

OLD BUSINESS

Item 1:

2016 UTILITY TAX RATES

Staff Presentation: Finance Director Dunyele Mason

Finance Director Mason gave a presentation to Council.

Direction/Action

Motion made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance 15-171 regarding the solid waste tax on first reading; seconded by Councilmember Sheckler.
The motion passed 7-0.

Direction/Action

Motion made by Councilmember Musser to enact Draft Ordinance 15-171 increasing the utility tax on solid waste utilities by ten percent; seconded by Councilmember Sheckler.
The motion passed 7-0.

Mayor Kaplan read Draft Ordinance No. 15-171 into the record.

Direction/Action

Motion made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance 15-185 regarding cable rates on first reading; seconded by Councilmember Sheckler.
The motion passed 7-0.

Direction/Action

Motion made by Councilmember Musser to enact Draft Ordinance 15-185 increasing the utility tax on cable by two percent; seconded by Councilmember Sheckler.
The motion passed 7-0.

Mayor Kaplan read Draft Ordinance No. 15-185 into the record.

Direction/Action

Motion made by Councilmember Sheckler to suspend Rule 26(a) in order to enact Substitute Draft Ordinance 15-173 on first reading.
Motion died for a lack of a second.

Direction/Action

Motion made by Councilmember Pennington to move Substitute Draft Ordinance 15-173 and Substitute Draft Ordinance 15-186 to the November 19, 2015 agenda; seconded by Mayor Pro Tem Pina.
The motion passed 6-1.

For: Mayor Kaplan; Mayor Pro Tem Pina; Councilmembers Nutting, Bangs and Pennington.

Against: Councilmember Sheckler.

At 9:36 p.m. Councilmember Bangs and Councilmember Sheckler left the meeting.

Per Council consensus Mayor Kaplan extended the Council retreat to 2:30 and added budget discussion to the agenda.

PUBLIC HEARING/CONTINUED PUBLIC HEARING

Item 3: YEAR 2016 GENERAL PROPERTY TAX LEVIES
Staff Presentation: Finance Director Dunnye Mason

Mayor Kaplan opened the public hearing at 9:37 p.m.

Finance Director Mason gave a presentation to Council.

Mayor Kaplan asked three times if anyone wished to speak. Seeing none Mayor Kaplan asked Council if they had any questions.

Mayor Kaplan closed the public hearing at 9:45 p.m.

Direction/Action

Motion made by Councilmember Musser to enact Draft Resolution No. 15-187 declaring a “substantial need” for purposes of setting the limit factor for the property tax levy for 2016; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Direction/Action

Motion made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance No. 15-132 on first reading; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Direction/Action

Motion made by Councilmember Musser to enact Draft Ordinance No. 15-132 determining the amount of funds to be raised by ad valorem taxes for the year 2016 for general City expenditures; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Direction/Action

Motion made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance No. 15-187 on first reading; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Direction/Action

Motion made by Councilmember Musser to enact Draft Ordinance No. 15-187, authorizing the increase in ad valorem taxes for the year 2016 for general City expenditures; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Mayor Kaplan read Draft Ordinance No. 15-132 into the record.

Mayor Kaplan read Draft Ordinance No. 15-187 into the record.

- Item 2: DRAFT ORDINANCE 15-179; ASSUMPTION OF TRANSPORTATION BENEFIT DISTRICT
Staff Presentation: Engineering Services Manager Brandon Carver

Mayor Kaplan opened the public hearing at 9:47 p.m.

Engineering Services Manager Carver gave a power point presentation to Council.

Mayor Kaplan asked three times if anyone wished to speak. Seeing none Mayor Kaplan asked Council if they had any questions.

Mayor Kaplan closed the public hearing at 9:50 p.m.

Direction/Action

Motion made by Mayor Pro Tem Pina to suspend Council Rule 26(a) in order to enact Draft Ordinance No. 15-179 on first reading; seconded by Councilmember Nutting.

The motion passed 5-0.

Direction/Action

Motion made by Mayor Pro Tem Pina to enact Draft Ordinance No. 15-179 to assume the Des Moines Transportation Benefit District by the Des Moines City Council; seconded by Councilmember Nutting.

The motion passed 5-0.

Mayor Kaplan read Draft Ordinance No. 15-179 into the record.

Direction/Action

Motion made by Mayor Kaplan to extend the meeting until 10:15 p.m.; seconded by Councilmember Nutting.

The motion passed 5-0.

- Item 1: DRAFT RESOLUTION NO. 15-181; REPLACEMENT OF SURFACE WATER MANAGEMENT FLUSH TRUCK
Staff Presentation: Surface Water Management Utility Manager
Loren Reinhold

Mayor Kaplan opened the public hearing at 9:53 p.m.

Planning, Building and Public Works Director Brewer gave a power presentation to Council.

Mayor Kaplan asked three times if anyone wished to speak. Seeing none Mayor Kaplan asked Council if they had any questions.

Mayor Kaplan closed the public hearing at 10:03 p.m.

Direction/Action

Motion made by Councilmember Nutting to adopt Draft Resolution No. 15-181 declaring the vehicle and equipment identified in Exhibit A as surplus and authorize disposal of said surplus vehicle and equipment by auction or trade-in; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Direction/Action

Motion made by Councilmember Nutting to authorize the City Manager or his designee to sign the purchase order for the purchase of the new flush truck from Enviro-Clean in the amount of \$351,360.00, after trade in of our existing flush truck; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Direction/Action

Motion made by Councilmember Nutting to direct administration to include an increase of \$66,000 in the 2015 vehicle assessment to cover the additional cost for the replacement of the flush truck as part of a 2015 budget amendment; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

Item 4: 2016 OPERATING & CAPITAL BUDGETS
Staff Presentation: Finance Director Dunyele Mason

Mayor Kaplan opened the public hearing at 10:05 p.m.

Mayor Kaplan called for those that wished to speak:

- Nancy Johnson; spoke in support of the Parks, Recreation & Senior Services Director.

Mayor Kaplan asked three times if anyone else wished to speak. Seeing none Mayor Kaplan asked Council if they had any questions.

Mayor Kaplan closed the public hearing at 10:08 p.m.

Direction/Action

Motion made by Councilmember Musser to pass Draft Ordinance No. 15-183 to the November 19, 2015 meeting for enactment establishing the 2016 Operating and Capital Budgets; seconded by Mayor Pro Tem Pina.
The motion passed 5-0.

NEXT MEETING DATE

November 14, 2015 City Council Planning/Budget Retreat

ADJOURNMENT

Motion made by Councilmember Nutting to adjourn; seconded by Councilmember Pennington.
The motion passed 5-0.

The meeting was adjourned at 10:10 p.m.

Respectfully Submitted,



Bonnie Wilkins, CMC
City Clerk