

**AMENDED MINUTES**

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

**February 11, 2016 – 7:00 p.m.**

**CALL TO ORDER**

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

**PLEDGE OF ALLEGIANCE**

The flag salute was led by Councilmember Nutting.

**ROLL CALL**

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

Staff present: City Manager Tony Piasecki; City Attorney Pat Bosmans; Assistant City Manager/Economic Development Director Michael Matthias; Planning, Building and Public Works Director Dan Brewer; Engineering Services Manager Brandon Carver; Assistant City Attorney Tim George; Capital Improvement Project Manager Scott Romano; Court Clerk Deborah Phillipson; Probation Officer Melissa Patrick; Court Administrator Jennefer Johnson; Associate Transportation Engineer Andrew Merges; Marina Maintenance Manager Scott Wilkins; Harbor Attendant Jonathan Elfstrom; Prosecuting Attorney Matt Hutchins; GIS Administrator Matt Koppelman; Water Quality Specialist/Civil Engineer I Tyler Beekley; Finance Director Donyele Mason; Parks, Recreation & Senior Services Administrative Assistant II Janet Best; Parks, Recreation & Senior Services Director Patrice Thorell; Recreation Coordinator Rick Scott; Facilities & Events Coordinator Shannon Kirchberg; Facilities and Events Specialist Kirsta Dunlap; Recreation Specialist Julia Cain; Marina Office Assistant Katy Bevegni; Recreation Office Assistant Taria Keane; Information Systems Administrator Chris Pauk; Human Resources Manager Maureen Murphy; Construction, Engineering and Right-of-Way Inspector Dave Maresh; Police Chief George Delgado; Finance Operations Manager Cecilia Pollock; Community Development Manager Denise Lathrop; Traffic Control Specialist Anthony Jones; City Clerk Bonnie Wilkins.

**CORRESPONDENCE**

- There were no correspondences.

**COMMENTS FROM THE PUBLIC**

- Cheryl Johnson, 28748 Soundview Drive S; City Manager Separation Agreement.
- Ken Rogers, 22516 10<sup>th</sup> Avenue S; Employee furloughs.
- Bill Linscott, 22335 6<sup>th</sup> Avenue S; Employee furloughs.
- Ben Stewart, 22515 6<sup>th</sup> Avenue S; Employee furloughs.
- Dana Hannon, 22342 Marine View Drive S; Sign permit for Dana K's Café.
- Rick Johnson, 28624 Redondo Beach Drive; Proposed Methanol Plant in Tacoma.
- Harry Steinmetz, 917 S 258<sup>th</sup> Place; City Manager Separation Agreement.
- Tony Hettler, 22506 Marine View Drive S; Brief update on Destination Des Moines activities.

## **BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS**

### Mayor Pro Tem Pennington

- Thanked the public for attending.
- Would like information on the proposed Methanol Plant in Tacoma.
- Four Points Sheraton Hotel Ribbon Cutting.
- Met with Landmarque Homeowners group.
- 2016 Ad Hoc Committee Meeting:
  - City Manager Recruitment.

### Councilmember Kaplan

- Four Points Sheraton Hotel Ribbon Cutting.
- 2016 Ad Hoc Committee Meeting:
  - Reviewed proposals from 6 search firms.
  - Recommendation to Council.

### Councilmember Back

- Proposed Methanol Plant in Tacoma:
  - Federal Way called emergency meeting.
- Thanked Destination Des Moines for all they do

### Councilmember Bangs

- Police Department's Advisory Committee meeting:
  - Coffee with a Cop.
  - Overview of 2016 and beyond.
- Des Moines Arts Commission meeting:
  - Retreat.
  - Quarterly report.

### Councilmember Nutting

- Finance & Economic Development Committee meeting:
  - Recreational Marijuana Zoning.
  - Siting of Essential Public Facilities.
- Four Points Sheraton Hotel Ribbon Cutting.
- Mid-Winter Break:
  - Mt. Rainier Pool hosting events.
- Poverty Bay Wine Festival:
  - March 4<sup>th</sup> & 5<sup>th</sup>.
  - Tickets available.

### Councilmember Musser

- Sound Cities Association Public Issues Committee meeting:
  - Proposed Methanol Plant in Tacoma.
  - 3 Public Hearings scheduled.

### **Direction/Action**

**Motion** made by Councilmember Musser to direct staff to draft a Resolution to support the City of Federal Way in all efforts to preserve waters in Puget Sound; seconded by Mayor Pro Tem Pennington.

The motion passed 7-0.

**Direction/Action**

**Motion** made by Councilmember Musser to support April as Sexual Assault Awareness month; seconded by Mayor Pina.  
The motion passed 7-0.

**PRESIDING OFFICER'S REPORT**

- Four Points Sheraton Hotel Ribbon Cutting.
- Met with Landmarque Homeowners Group.

**ADMINISTRATION REPORT**

- Attachment A of the City Manager Separation Agreement was changed:
  - Added timelines.
  - Added transition plan.
- Marine View Drive Bridge/Beach Park Trail is still closed.
- Request for a change to the City Code regarding chickens.
  - Item remanded to the Finance & Economic Development Committee
  - On the work plan.
  - Make ordinance broader in scope.
- Asked that the Boardwalk Consent Agenda Item be pulled to discuss and give appropriate motion.

Item 1: MONTHLY FINANCIAL REPORT

- Finance Director Mason gave Council a financial overview of January revenue and expenditures.

Item 2: SALTWATER BRIDGE AWARD

- Planning, Building and Public Works Director Brewer presented an award the City received, on the Saltwater Bridge Seismic Retrofit, project to Council

**EXECUTIVE SESSION**

At 8:18 p.m. Council went into an Executive Session to discuss Litigation under RCW 42.30.140 and Labor Negotiations under RCW 42.30.140(4)(a). The Executive Session is expected to last 10 minutes. In attendance were: Mayor Pina; Mayor Pro Tem Pennington; Councilmembers Musser, Nutting, Bangs, Back and Kaplan; City Manager Piasecki; Assistant City Manager Matthias; **City Attorney Bosmans; Assistant City Attorney George**; Human Resources Manager Murphy. The Executive Session ended at 8:30 p.m.

No formal action was taken.

The regular meeting resumed at 8:33 p.m.

**CONSENT AGENDA**

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes from the January 7<sup>th</sup> and January 14, 2016 regular City Council meetings.

- Item 2: 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  | #145737-145921 | \$ 780,890.48  |
| Electronic Wire Transfers  | #654-663       | \$ 335,492.87  |
| Payroll Checks   | #18757-18760   | \$ 4,346.45    |
| Payroll Direct Deposit   | #50001-50169   | \$ 298,057.96  |
| Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers: |                | \$1,418,787.76 |
- Item 3: 2015 SCHOOL OF DISTINCTION AWARD PROCLAMATION: NORTH HILL ELEMENTARY SCHOOL  
Motion is to approve the Proclamation congratulating North Hill Elementary School for receiving the 2015 School of Distinction Award.
- Item 4: SETTING PUBLIC HEARING DATE FOR DRAFT ORDINANCE 15-176, PACIFIC RIDGE COMMERCIAL ZONE MIXED USE LIMITATIONS  
Motion is to adopt Draft Resolution No. 15-176 setting a public hearing on March 10, 2016 to consider Draft Ordinance 15-176 amending chapter 18.52.010B, Permitted Uses Commercial Use Chart DMMC.
- Item 5: FIELD HOUSE ROOF REPLACEMENT  
Motion 1 is to approve the staff recommended 2016 Fund 506n project reprioritizations, and proceed with the Field House Roof Replacement in 2016.  
Motion 2 is to direct Administration to propose a 2016 budget amendment reallocating funds between approved project budgets to cover the cost of this project.
- Item 6: CONSTRUCTION CONTRACT AWARD FOR CONSULTING AGREEMENT FOR CONSTRUCTION ADMINISTRATION & INSPECTION SERVICES FOR THE BOARDWALK REPAIR PROJECT  
Motion 1 is to approve the Public Works Contract with \_\_\_\_\_ (Contractor), for the Redondo Boardwalk Repair Project, in the amount of \$\_\_\_\_\_, authorize a project contingency in the amount of \$\_\_\_\_\_, and further authorize the City Manager to sign said Contract substantially in the form as submitted after the Washington State Department of Transportation provides approval to award.  
Motion 2 is to approve Supplemental Agreement Number 3 with Exeltech Consulting Inc. for the Construction Administration and Inspection Services of the Redondo Boardwalk Repair Project in the amount of \$379,524.59, authorize a project contingency of \$20,000.00, and further authorize the City Manager to sign said Task Order substantially in the form as submitted.
- Item 7: CITY MANAGER SEPARATION AGREEMENT  
Motion is to approve the separation agreement between the City of Des Moines and the City Manager and authorize the Mayor to sign it substantially in the form as submitted.

Item 8: PROFESSIONAL SERVICES CONTRACT FOR CONDUCTING AN EXECUTIVE RECRUITMENT  
Motion is to authorize the City Manager to execute a professional services contract with Strategic Government Resources (SGR) for the recruitment and selection of a City Manager.

Item 9: MANDATORY FURLOUGHS  
Motion is to adopt Draft Resolution No. 16-009 implementing mandatory furloughs for the City's regular non-represented employees, for the period beginning March 1, 2016 and ending December 31, 2016.

**Direction/Action**

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

Councilmember Kaplan pulled Consent Agenda Item #6 from the agenda.

The remainder of the consent agenda passed 7-0.

**Direction/Action**

Motion made by Councilmember Kaplan to approve the Public Works Contract with Stellar J. Corporation (Contractor), for the Redondo Boardwalk Repair Project, in the amount of \$3,367,358.00, authorize a project contingency in the amount of \$382,213.00, and further authorize the City Manager to sign said Contract substantially in the form as submitted; seconded by Councilmember Nutting.

The motion passed 7-0.

Motion made by Councilmember Kaplan to approve Supplemental Agreement Number 3 with Exeltech Consulting Inc. for the Construction Administration and Inspection Services of the Redondo Boardwalk Repair Project in the amount of \$379,524.59, authorize a project contingency of \$20,000.00, and further authorize the City Manager to sign said Task Order substantially in the form as submitted; seconded by Councilmember Nutting.

The motion passed 7-0.

**PUBLIC HEARING/CONTINUED PUBLIC HEARING**

Item 1: DRAFT ORDINANCE 15-206 RELATED TO PUBLIC NOTICE REQUIREMENTS FOR ESSENTIAL PUBLIC FACILITIES (EPFs)

Staff Presentation: Community Development Manager  
Denise Lathrop

At 8:58 p.m. Mayor Pin opened the public hearing.

**Direction/Action**

Motion made by Mayor Pro Tem Pennington to continue the Public Hearing for Draft Ordinance 15-206 to May 12, 2016, or as soon thereafter as the matter may be heard; seconded by Councilmember Nutting.

The motion passed 7-0.

**Motion** made by Councilmember Nutting to direct staff to expand the scope of Draft Ordinance 15-206 to also include siting criteria and development regulations for essential public facilities; seconded by Councilmember Bangs. The motion passed 7-0.

**NEW BUSINESS**

Item 1:

RE-ORGANIZATION OF TITLE 3 DMMC

Staff Presentation:

Finance Director Dunyele Mason

Finance Director presented to Council, proposed changes to Title 3 DMMC.

**Direction/Action**

**Motion** made by Councilmember Kaplan to suspend Rule 26(a) in order to enact Draft Ordinance No 15-219 on first reading; seconded by Councilmember Nutting. The motion passed 7-0.

**Motion** made by Councilmember Kaplan to enact Draft Ordinance No. 15-219 amending, adding, and relocating sections of Title 3 DMMC to reorganize, provide consistency and bring Title 3 DMMC into compliance with current generally accepted accounting principles; seconded by Councilmember Nutting. The motion passed 7-0.

**Motion** made by Councilmember Kaplan to ratify, confirm and approve all acts undertaken prior to the effective date of this Ordinance that are consistent with the intent and purpose of same; and further, specifically instruct the Finance Director to prepare the City's 2015 financial statements in accordance with the intent and purpose of this Draft Ordinance; seconded by Councilmember Nutting. The motion passed 7-0.

Mayor Pina read Draft Ordinance No. 15-219 into the record.

**NEXT MEETING DATE**

February 18, 2016 Regular City Council Meeting

**ADJOURNMENT**

**Motion** made by Mayor Pro Tem Pennington to adjourn; seconded by Councilmember Bangs. The motion passed 7-0.

The meeting was adjourned at 9:12 p.m.

Respectfully Submitted,  
Bonnie Wilkins, CMC  
City Clerk

