

MINUTES

REGULAR MEETING DES MOINES CITY COUNCIL

21630 11th Avenue South, Des Moines, City Council Chambers

September 13, 2012 - 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 Mayor Pro-Tem Pina.

ROLL CALL

Present were Mayor Dave Kaplan; Mayor Pro-Tem Matt Pina; Councilmembers Dan Caldwell, Melissa Musser, Jeanette Burrage, Bob Sheckler and Carmen Scott.

Staff present were City Manager Tony Piasecki; City Attorney Pat Bosmans; Assistant City Manager Lorri Ericson; Planning Building and Public Works Director Grant Fredricks; Police Chief George Delgado; Finance Director Paula Henderson; Finance Operations Manager Cecilia Pollock; Parks Recreation and Senior Services Director Patrice Thorell; Sergeant Dah Mohr; CIP Project Manager Scott Romano; Economic Development Manager Marion Yoshino; City Clerk Sandy Paul

COMMENTS FROM THE PUBLIC:

David Fretz, of American Gaming, 20229 123rd Ave SE Snohomish, commented on the card room ordinance.

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Scott

- Spoke about the Arts Commission monthly meeting
- Mentioned a group of teens at the Marina who were riding their skateboards on the benches causing damage to both the concrete and the memorial benches

Mayor Pro-Tem Pina

- Reported on the PTA/PS&T meeting on September 6

Councilmember Musser

- Spoke about the PTA/PTSA Membership Month Proclamation on the Consent Agenda

Councilmember Caldwell

- Spoke about restrooms on the trail
- **Spoke about** acoustics, noise level, and the difficulty some people have hearing hearing when the acoustics are poor
- Told of a Port of Seattle boat tour of the Duwamish River to let people see how that area is being used
- **Mentioned that the** Special Olympics had an auction in West Seattle and raised \$4,000

PRESIDING OFFICER'S REPORT

- Spoke in favor of the PTSA Proclamation
- **Reported on attending the Arts of India festival at Saltwater State Park.** The festival consisted of different types of dance, music, and food from different areas of India
- There are a lot of things happening in Des Moines that many people don't know about that are wonderful and exciting and wondered aloud how to reach more people
- The City of Kent held a Pride event – the first in South King County
- Attended the South Sound Chambers Coalition with City Manager Tony Piasecki, Economic Development Manager Marion Yoshino and Assistant City Manager Lorri Ericson. The program included a presentation about economic development

ADMINISTRATION REPORTS

- City Manager Tony Piasecki mentioned consulting with a local acoustics engineer
- **Commented on Councilmember Scott's report of the skateboard issues earlier and noted that staff are already working on solutions**
- Mentioned a Port of Seattle Commission meeting to be held here in Council Chambers on September 25 from 1:00 to 5:00 p.m.
- **Dr. Susan Enfield, Highline School District Superintendent, spoke . She has been busy acquainting herself with the School District, getting to know staff and students. She reported that the Highline School District is in a very good place.**

CONSENT CALENDAR

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes of the meeting of August 30, 2012.

Item 2: APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers and payroll transfers described as follows:

Claim checks **\$522,772.37**

Payroll fund transfers in the total amount of **\$449,964.88**

Total certified Wire Transfers, Voids, A/P & Payroll vouchers are **\$972,737.25**

Item 3: A PROCLAMATION RECOGNIZING PTA/ PTSA MEMBERSHIP MONTH

Motion is for City Council support of PTA/PTSA Membership Month by approving the proposed proclamation.

Item 4: DRAFT RESOLUTION NO. 12-143, SURPLUS OF MARINA PROPERTY

Motion 1 is to adopt Draft Resolution No. 12-143 declaring certain Marina property identified by Exhibit A as surplus and authorizing disposal of said Marina surplus property by auction, sale, or transfer to another agency

Item 5: EXTENSION OF STREET SWEEPING CONTRACT ADDENDUM 2008-2012

Motion is to approve a twenty-four (24) month extension to the 2008-2012 Street Sweeping Services Contract with Action Services Corporation, extending the end date to July 31, 2014 in an amount not to exceed the budgeted amount of \$50,000 per year consistent with the August 29, 2008 Agreement, and authorize the City Manager to sign the contract addendum substantially in the form submitted.

Item 6: MOU WITH DES MOINES POLICE GUILD REGARDING TERM LIFE INSURANCE

Motion is to approve the memorandum of understanding with the Des Moines Police Guild regarding the use of some of the savings resulting from the reduced premiums for LTD, SIB and Term Life Insurance to provide enhanced life insurance for members of the Des Moines Police Guild.

ACTION/DIRECTION

Councilmember Burrage pulled Item 5.

Mayor Pro-Tem Pina moved to adopt the remaining Consent Agenda; Councilmember Musser, second. The motion passed, 7-0.

Councilmember Musser moved to approve a twenty-four (24) month extension to the 2008-2012 Street Sweeping Services Contract with Action Services Corporation, extending the end date to July 31, 2014 in an amount not to exceed the budgeted amount of \$50,000 per year consistent with the August 29, 2008 Agreement, and authorize the City Manager to sign the contract addendum substantially in the form submitted; Mayor Pro-Tem Pina, second.

Councilmember Burrage moved to amend the original motion to remove the word 'public' in the last line of section 3.4 of the contract; Councilmember Caldwell, second. The motion failed, 5-2. Councilmembers Burrage and Caldwell voted yes.

The original motion passed 7-0.

NEW BUSINESS

1. DRAFT RESOLUTION NO. 12-139, CITY COUNCIL ENDORSEMENT OF King County Proposition No. 1 Regular Property Tax Levy for Automated Fingerprint Identification System Services (AFIS)

Police Chief George Delgado explained that AFIS assists the police in doing forensic investigation of crime at a low cost. Sergeant Dave Moore added that Proposition 1 supports Live Scan, which is lab work used in solving burglaries and car thefts. There are call-out services and AFIS staff will come out to crime scenes to do investigative work and provide training. The proposition is a replacement levy.

ACTION/DIRECTION

Councilmember Musser moved to adopt Draft Resolution No. 12-139 supporting King County proposition No. 1 Regular Tax Levy for Automated Fingerprint Identification System Services (AFIS) on the November 6, 2012 Ballot; Mayor Pro-Tem Pina, second. The motion passed 7-0.

Mayor Kaplan read the title of the resolution into the record.

2. PRELIMINARY OVERVIEW OF GENERAL & STREET FUNDS 2013 BUDGET

Finance Director Paula Henderson provided an overview of the budget and the global effects on the state and local economy. State revenue forecasters presented a negative revenue picture through the remainder of the year. The next Office of Financial Management (OFM) update is later in September.

ACTION/DIRECTION

There was no action needed; this presentation was for information only.

3. E-VERIFY POLICY DISCUSSION

City Attorney Pat Bosmans explained that E-verify provides a check system to verify the immigration status of workers paid directly or indirectly by the City. The system works to guarantee that individuals

are legal to work in the US.

ACTION/DIRECTION

The topic died for lack of a motion.

4. DRAFT ORDINANCE CARD ROOM TAX MODIFICATION

Economic Development Manager Marion Yoshino explained temporary reduction in the card room tax. The average tax rate is 10%. This proposal would reduce the tax rate to 1% the first year, 4% the second year, 7% the third year, and 10% taxes in the fourth year and thereafter for businesses which get a business license by December 31, 2015.

Councilmember Musser moved to suspend Rule 26a to enact Draft Ordinance No. 12-060 on the first reading; Councilmember Caldwell, second. The motion passed 7-0.

Councilmember Musser moved to enact Draft Ordinance No. 12-060 amending DMMC 5.40.010 to provide a graduated tax structure for newly established card rooms; Mayor Dave Kaplan, second.

Councilmember Burrage offered a friendly amendment to change the tax reduction to 1%/6%/10% for a three year period; accepted by both maker and seconder of the original motion.

Councilmember Burrage moved to amend the motion to extend the sunset date to December 31, 2016; Councilmember Sheckler second. The motion passed, 6-1. Mayor Kaplan voted no.

The original motion as previously amended passed. The vote was 7-0.

Mayor Kaplan read the title of the resolution into the record.

NEXT MEETING DATE

September 27, 2012, City Council Regular Meeting

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pro-Tem Pina moved to adjourn; Councilmember Burrage, second. The motion passed, 7-0.

The meeting was adjourned at 8:45 p.m.

Respectfully submitted,

Sandy Paul

CMC

City Clerk