

# **MUNICIPAL FACILITIES COMMITTEE AGENDA**

**March 23, 2017 - North Conference Room  
21630 11th Avenue South – Des Moines 98198  
5:45 – 6:50 PM**

1. Call to order
2. Approve minutes from February 16, 2017 meeting
3. Status of 239<sup>th</sup> Stair Project – Brandon Carver Director PBPW & Loren Reinhold SWM Utility Manager – 15 minutes
4. 2017 CIP Project Updates – Scott Romano, CIP Manager – 10 minutes
5. Carmen Scott Heritage Trail Improvement Project Update - Patrice Thorell, PRSS Director - 15 minutes
6. Park Code Update - Tim George City Attorney – 15 minutes

## Minutes Des Moines City Council Municipal Facilities Committee – 2/16/2017

Meeting called to order: 5:00 pm on February 16, 2017 in North Conference Room @ 21630 11<sup>th</sup> Ave S. Des Moines, WA 98198

### Council Members

Melissa Musser – Chair  
Luisa Bangs – Council Member  
Jeremy Nutting – Council Member

### City Staff

Dan Brewer, Chief Operations Officer  
Tim George, City Attorney  
Patrice Thorell, PRSS Director  
Janet Best, Administrative Assistant

Minutes of the 1/18/2017 meeting were unanimously approved.

### **Agenda**

1. Urban Agriculture Project with Highline College
2. Park Code Updates

### Urban Agriculture Project with Highline College

Parks, Recreation & Senior Services Director Patrice Thorell provided the Committee with a memorandum regarding the potential expanded use of Sonju Park for a Community-Centered Urban Agriculture program that is being developed by Highline College. The College would write grants for project funding and collaborate with partnering agencies to move the program forward. Through discussion with the College President, to former and current City Managers, the Sonju Park location is suggested as a potential satellite site for the project. There are issues with the existing zoning codes as it relates to the project that would need to be addressed such as, sale of produce and Bee Keeping which are currently not allowed in Parks. Discussion with the College is ongoing. No Committee action was taken.

### Park Code Updates

Park Code Updates continued to be reviewed. City Attorney Tim George presented two draft ordinances amending Chapter 19.08 (City Park Use Regulations) and Chapter 19.12 (Designation of City Parks)/Chapter 19.12 (Access Routes and Public Facilities on Rights-of-Way). Both of the draft ordinances were approved by the Committee to be taken to the full Council. A date of March 23 was tentatively set. The Committee was briefed on additional code changes that will be coming forward shortly including the final chapter of Title 19, as well as Title 4 (Council and Appointive Committees) and then references to the Parks Department in Title 18. Staff will continue to work on amendments and present them to the Committee as they become ready.

The meeting was adjourned at 5:27 pm. Minutes submitted by: Janet Best, Administrative Assistant

**SOUTH 239<sup>TH</sup> STAIR ASSESSMENT**  
**MUNICIPAL FACILITIES COMMITTEE**  
**MARCH 23<sup>RD</sup>, 2017**

**Status:**

Remains Permanently Closed

**City Responsibility:**

City's Attorney's Office determined the City is not legally required to replace the staircase that has exceeded its service life with the conditions:

- The facility was properly maintained
- Failure is not a result of City action or inaction

**Reconstruction & Rehabilitation:**

Storm Drainage Conveyance Replacement

- Current Storm Water Management Capital Project
- Total Project Cost = \$170,000

Timber Frame Access Stairs

- Replacement of entire stair facility including soil stabilization
- Total Project Cost = \$175,000 - \$215,000

Timber Framed Platform

- Replace structural steel plates/connections to preserve the facility
- Total Project Cost = \$11,000 (If performed by City Crews)





## MUNICIPAL FACILITIES COMMITTEE

March 23, 2017

### 2017 MCI CIP PROJECT UPDATES:

- **BP Picnic Shelter/Restrooms** – Construction started in 2016 and the project will be complete by the end of April 2017. Contractor is about 65% complete at this time. Working on concrete slabs, plumbing, HVAC, and electrical. Have used \$18k of our approved \$36k contingency.
- **Field House Tennis Court** – 2016 project that was moved to 2017. Work will be completed this summer.
- **Parkside Park Renovation** – Designed and bid in 2016. Bids were high and rejected. The project scope has been slightly modified to reduce costs, and staff plans to go back out for bids in late March 2017. Project should be completed by November 2017.
- **Activity Center Exterior Paint** – funding provided by an estate donor. Work will be completed this summer.
- **City Hall Generator** – Consultant working on completing the design. Project should be completed this fall.
- **Marina Fiber Optic Cable** – City has signed an agreement with Zayo to implement Phase 2, and bring fiber aerially and/or underground from the Public Works Service Center to the Harbormaster's Office. This work will begin shortly, and be completed by the end of April 2017.
- **Marina & Beach Park Pay Parking** – Parking Boxx equipment is being manufactured, all necessary permits have been secured, Marina staff are installing the necessary power/fiber conduits underground, and concrete quotes are being requested.
- **City Facility Condition Assessment** – Currently in process. Being done in-house with some assistance from MacDonald-Miller.

**Tim George, City Attorney**  
**21630 11th Avenue So., Suite C**  
**Des Moines, WA 98198**  
**206.870.6553**  
**Fax: 206.870.6872**

**OFFICE OF THE  
DES MOINES  
CITY ATTORNEY**

# Memo

**Date:** March 23, 2017  
**To:** Municipal Facilities Committee  
**From:** Tim George, City Attorney  
**Re:** Parks, Recreation, and Senior Services Code Updates

The following list of DMMC Chapters have been identified as needing code revisions. The first three are complete and are scheduled for Council approval March 23, 2017.

Chapter 19.08 City Park Use Regulations (Consent Calendar, March 23)  
Chapter 19.12 Designation of City Parks (Consent Calendar, March 23)  
Chapter 19.16 Access Routes and Rights of Way (Consent Calendar, March 23)  
Chapter 19.20 Parks of Local Significance (Draft provided, need SEPA)

Chapter 4.24 Appointive Committees- General Provisions  
Chapter 4.40 Open Space Hearing Board (Drafted)  
Chapter 4.44 Senior Services Advisory Committee  
Chapter 4.48 Human Services Advisory Board  
Chapter 4.52 Lodging Tax Advisory Committee

Chapter 18.215 Protection of Historic and Archeological Resources  
Chapter 18.215.100 Landmarks Commission created- Membership and organization  
Chapter 18.33 Keeping of animals in residential zones

Resolution providing for the naming/renaming of parks and facilities. (Sponsorships)

Additional work will need to be done on Chapter 17 and Chapter 18 based on City Council's will regarding sub-division park requirements and fee in lieu.

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**CITY ATTORNEY'S FIRST DRAFT 02/02/2017**

**DRAFT ORDINANCE NO. 17-015**

**AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON** relating to Parks and Recreation, parks of local significance, and amending DMMC 19.20.010 and 19.20.020.

**WHEREAS**, park and recreational facilities are important resources that contribute to the quality of life for those residing, working, or visiting Des Moines, and

**WHEREAS**, certain park and recreational facilities exhibit one or more characteristics that increase the local significance of the facility, and

**WHEREAS**, park and recreational facilities often are adversely affected by incompatible land uses on adjacent or nearby properties, or in neighboring communities, and specifically by exterior noise levels generated by industrial and other incompatible land uses and by transportation activities or facilities, and

**WHEREAS**, the City's parks of local significance designations and regulations have been reviewed and the amendments prepared address issues that have arisen since the last update, and

**WHEREAS**, the City Council finds that it is in the best interest of the public health, safety, and general welfare to establish comprehensive, uniform, and current provisions for the City's park use regulations, now therefore,

**THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:**

**Sec. 1.** DMMC 19.20.010 and section 1 of Ordinance No. 1123 as repealed by section 3 of Ordinance No. 1160 as reenacted by section 1 of Ordinance No. 1164 are each amended to read as follows:

**Parks/recreational areas of local significance.**

(1) Park and recreation areas that exhibit one or more of the following characteristics may be

designated by the eCity to be of local significance:

(a) The park or recreation area contains significant recreation or cultural opportunities or facilities, such as waterfront access, view corridors, historic district, amphitheaters, museums, public art, community centers, sports complexes, regional trails, marinas, etc.;

(b) The location, geography, configuration, or facilities of the park or recreation area is/are especially appropriate for use by particular population groups (e.g., the elderly, pre-school children, the disabled);

(c) The location, age, or scale of the park is an easily identifiable visual feature and contributes to the distinctive quality or identity of the eCity;

(d) The park or recreation area contains unusual or special botanical resources;

(e) The park or recreation area contains environmentally critical areas as defined in chapter 18.04 DMMC that serve a significant role or provide a significant function in the natural systems within the eCity planning area;

(f) The park is associated in a significant way with a historic event, structure, or person with a significant effect upon the eCity, state, or nation; or

(g) The park is associated in a significant way with a significant aspect of cultural heritage of the eCity, state, or nation.

(2) Based upon the criteria provided in subsection (1) of this section, the following parks are found to be of local significance:

(a) Des Moines Beach Park [Applicable criteria (1)(a), (1)(b), (1)(c), (1)(e), (1)(f), (1)(g)].

(b) Des Moines Creek Park [Applicable criteria: (1)(a), (1)(e)].

(c) Des Moines Field House Park [Applicable criteria: (1)(a), (1)(b), (1)(c), (1)(f), (1)(g)].

(d) Des Moines Marina and Fishing Pier [Applicable criteria: (1)(a), (1)(c), (1)(e)].

(e) ~~Proposed Sports Park~~ Barnes Creek Trail [Applicable criteria (1)(a), (1)(e)].

(f) Big Catch Plaza [Applicable criteria (1)(c)].

(g) ~~Proposed~~ Des Moines Creek Trail [Applicable criteria (1)(a), (1)(e)].

(h) Mt. Rainier Pool [Applicable criteria (1)(a), (1)(b)].

(i) Parkside Wetlands [Applicable criteria (1)(e)].

(j) Redondo ~~Waterfront~~ Beach Park [Applicable criteria (1)(a), (1)(c), (1)(e)].

(k) Saltwater State Park [Applicable criteria (1)(a), (1)(c), (1)(e)].

(l) ~~Woodmont Park~~ [Applicable criteria (1)(e)]. Steven J Underwood Memorial Park [Applicable criteria (1)(a), (1)(f)].

(m) ~~Zenith Park~~ [Applicable criteria (1)(a)]. Woodmont Park [Applicable criteria (1)(e)].

(n) Barnes Creek Trail [Applicable criteria: (1)(a), (1)(e)].

(o) Des Moines Activity Center [Applicable criteria: (1)(a), (1)(b)].

(p) Des Moines Memorial Park [Applicable criteria (1)(f), (1)(g)].

**Sec. 2.** DMMC 19.20.020 and section 2 of Ordinance No. 1123 as repealed by section 3 of Ordinance No. 1160 as reenacted by section 1 of Ordinance 1164 are each amended to read as follows:

**Exterior noise levels at parks of local significance.**

(1) Except for golf courses, ball fields, outdoor spectator sports areas, amusement areas, and riding stables, nature trails, and wildlife refuges, park and recreation areas designated as being of local significance as specified by the eCity shall not be subjected to adverse land uses that result in exterior noise level exposures that exceed 55 Ldn (dBA), or the existing Ldn level as of May 6, 1995, whichever is greater. A reduction in the exterior noise level (greater than 55 Ldn) that existed as of May 6, 1995, shall become the new maximum exterior noise level.

(2) Golf courses, ball fields, outdoor spectator sports areas, amusement areas, and riding stables, nature trails, and wildlife refuges designated as being of local significance as specified by the eCity shall not be subjected to adverse land uses that result in exterior noise level exposures that exceed 60 Ldn (dBA), or the existing Ldn level as of May 6, 1995, whichever is greater. A reduction in the exterior noise level (greater than 60 Ldn) that existed as of May 6, 1995, shall become the new maximum exterior noise level.

(3) Proponents of projects that will increase noise levels to which park and recreation areas are exposed above those existing on May 6, 1995, or above an Ldn of 55 dBA (or 60 dBA for golf courses, ball fields, outdoor spectator sports areas, amusement areas, and riding stables, nature trails, and wildlife refuges), whichever is higher, shall submit a noise mitigation plan to the eCity for review and approval before the required permits may be issued to allow the project to proceed.

(4) The eCity eCouncil may waive the requirements of this section with the adoption of written findings that the public interest would be better served by allowing the establishment of a park or recreation area of local significance within an area with exterior noise levels greater than the maximum allowed.

**NEW SECTION. Sec. 3. Severability - Construction.**

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

(2) If the provisions of this Ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this Ordinance is deemed to control.

**NEW SECTION. Sec. 4. Effective date.** This Ordinance shall take effect and be in full force thirty (30) days after its passage and approval in accordance with law.

**PASSED BY** the City Council of the City of Des Moines this \_\_\_\_\_ day of \_\_\_\_\_, 2017 and signed in authentication thereof this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
M A Y O R

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

ATTEST:

\_\_\_\_\_  
City Clerk

Ordinance No. \_\_\_\_\_  
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Published: \_\_\_\_\_

Effective Date: \_\_\_\_\_