

**REGULAR MEETING
DES MOINES CITY COUNCIL**

May 24, 2012 - 7:00 p.m.

CALL TO ORDER - Mayor Kaplan called the meeting to order at 7: 00.m.

PLEDGE OF ALLEGIANCE - The flag salute was led by Councilmember Scott. Present were Mayor Dave Kaplan; Councilmembers Dan Caldwell, Melissa Musser, Jeanette Burrage, Bob Sheckler and Carmen Scott.

Mayor Pro-Tem Matt Pina was absent. Councilmember Sheckler moved to excuse Mayor Pro-Tem Matt Pina; Councilmember Musser; second. The motion passed, 6-0.

Staff present were City Manager Tony Piasecki; Assistant City Manager Lorri Ericson; City Attorney Pat Bosmans; Assistant City Attorney Tim George; Planning Building and Public Works Director Grant Fredricks; Parks Recreation and Senior Services Director Patrice Thorell; Harbormaster Joe Dusenbury; Senior Planner Jason Sullivan; Economic Development Manager Marion Yoshino; Clerk Autumn Lingle.

COMMENTS FROM THE PUBLIC:

Sigrid Laegreid, P.O. Box 47440, Seattle, WA 98146. Ms. Laegreid requested a beach access permit.

Rikki Marohl, 22807 17th Ave S, Des Moines, WA 98146. Ms. Marohl invited all to the Farmers Market opening on June 2, 2012 at 10:00 a.m. at the north end of the Marina.

Bob Pond, 23116 30th Ave s, Des Moines, WA 98198. Mr. Pond commented on return versus investment on the remaining cost of construction of the Des Moines Beach Park.

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Scott

- Des Moines Farmers Market season opening
- Fish Basket food truck in the Des Moines Marina

Councilmember Sheckler

- SCORE board meeting and AWC Award
- Happy Birthday to Jeannie Moeller
- Noted that Mayor Kaplan has been commended for his service

Councilmember Musser

- Open House for the Marina and Beach Park Development Advisory Committee
- Sculpture project

- Beach Park Retreat
- Potential Picnic Shelter Opening
- Draft of Event Center capacity projections and dollar amounts that would be generated
- Home found for Sasquatch the black rooster
- Paid parking in Marina

Councilmember Caldwell

- Port of Seattle Sessions

PRESIDING OFFICER'S REPORT

- Police Chief candidates interviewed

ADMINISTRATION REPORTS

- Beach Park and Tidelands Access clarification
- Reminding Councilmembers that the Public Hearing on Des Moines Creek business Park is quasi-judicial.
- June 2nd Rededication of Beyer Panels and public viewing of Camille Patha art in City Hall.
- Announced the offer of Police Chief to Commander George Delgado of Vancouver, Washington, contingent upon background check.

CONSENT CALENDAR

Item 1: APPROVAL OF VOUCHERS
Motion is to approve for payment vouchers and payroll transfers described as follows:

Claim checks \$ 865,385.08
 Payroll fund transfers in the total amount of \$ 851,557.34,
 Total certified Wire Transfers, Voids, A/P & Payroll vouchers are \$ 1,716,942.42

ACTION/DIRECTION

Councilmember Sheckler moved to adopt the Consent Agenda; Councilmember Burrage, second. The motion passed unanimously.

EXECUTIVE SESSION – Mayor Kaplan called an Executive Session per RCW 42.30.110(1) (i) at 7:38 p.m., to be held for thirty minutes to discuss current and potential litigation. In attendance were Mayor Dave Kaplan; Councilmembers Dan Caldwell, Melissa Musser, Jeanette Burrage, and Carmen Scott. Staff present were City Manager Tony Piasecki; Assistant City Manager Lorri Ericson; City Attorney Pat Bosmans; Assistant City Attorney Tim George; Planning Building and Public Works Director Grant Fredricks; Parks Recreation and Senior Services Director Patrice Thorell, Harbormaster Joe Dusenbury; Planning Building and Public Works Assistant Director Dan Brewer, W.C.I.A. Attorney Mike Walters, Keating, Bucklin & McCormick.

At 8:02 p.m. Mr. Walters left the meeting

At 8:05 Mayor Kaplan extended the meeting for five more minutes.

Executive Session adjourned at 8:10 p.m.

PUBLIC HEARING

MULTI-FAMILY TAX EXEMPTION DRAFT ORDINANCE NO. 12-058

Mayor Kaplan opened the public hearing at 8:17 p.m.

Economic Development Manager Marion Yoshino provided a PowerPoint presentation.

COMMENTS

Ronald Dupard, 11023 S 240th St., #D2, Kent, WA. Mr. Dupard commented on current restrictions on a property that is owned by his client. He stated that those restrictions need to be reviewed.

Joe Paar, 5955 42nd Ave SW, Seattle, WA. Mr. Parr praised Marion Yoshino, City of Des Moines Economic Development Manager. He urged Council to provide more incentives for developers.

Mayor Kaplan called three times for anyone else wishing to speak.

Mayor Kaplan asked if any clarification of the ordinance was needed. City Manager Piasecki provided clarification.

Mayor Kaplan closed the public hearing at 8:37 p.m.

ACTION/DIRECTION

Councilmember Sheckler moved to suspend Rule 26(a) to pass Draft Ordinance No. 12-058 on the first reading; Councilmember Musser, second. The motion passed 5-1. Councilmember Caldwell opposed.

Councilmember Sheckler moved to enact Draft Ordinance No. 12-058 amending DMMC 3.96 to expand the boundaries of the Residential Target Area for the Multifamily Tax Exemption to include the entire area of the Pacific Ridge Neighborhood; Councilmember Musser, second.

Discussion followed.

ACTION/DIRECTION

The motion passed 5-1. Councilmember Caldwell opposed.

Mayor Kaplan read the Title of the Ordinance into the record.

Councilmember Sheckler moved to direct staff to draft an ordinance modifying the Pacific Ridge-Residential zone to allow apartment project development over 35 ft in height; Councilmember Musser, second.

Friendly Amendment was made by Councilmember Scott, to allow consideration of other uses in the PRR Zone, was accepted by the maker and seconder.

After consideration, maker did not accept the friendly amendment made by Councilmember Scott.

Councilmember Caldwell seconded the amendment made by Councilmember Scott.

The Amendment made by Councilmember Scott, fails 3 to 3.

ACTION/DIRECTION

The Original Motion passed 6 to 0.

Motion was made by Councilmember Burrage to direct staff to draft an ordinance modifying the MFTE to be allowed for use on buildings that are 50 feet in height in the PRR Zone; Mayor Kaplan, second. Motion passed 6 to 0.

PUBLIC HEARING

DRAFT ORDINANCE NO. 12-026 INSTITUTIONAL CAMPUS ZONING

Mayor Kaplan opened the public hearing at 9:00 p.m.

Senior Planner Jason Sullivan made a presentation to the Council.

Mayor Kaplan called three times for anyone else wishing to speak.

Mayor Kaplan asked if any clarification of the ordinance was needed. There was none.

Mayor Kaplan closed the public hearing at 9:12 p.m.

ACTION/DIRECTION

Councilmember Sheckler moved to pass Draft Ordinance 12-026 amending the Zoning Code, Title 18 DMMC by adding a new chapter entitled Institutional Campus Zone to a second reading on June 28, 2012, to include the concerns that Highline Community College incorporated in their letter dated May 22, 2012; Councilmember Caldwell, second. Motion passed 5 to 1. Councilmember Burrage opposed.

Mayor Kaplan read the Title of the Ordinance into the record.

ADJOURNMENT

There being no further business to come before the City Council, Councilmember Musser moved to adjourn; Councilmember Caldwell, second. The motion passed with a 6-0 vote. The meeting was adjourned at 9:18 p.m.

NEXT MEETING DATE – June 7, 2012, City Council Regular Meeting

Respectfully submitted,

Autumn Lingle
Clerk