

AGENDA

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

November 29, 2012 - 7:00 p.m.

CALL TO ORDER - Mayor Kaplan called the meeting to order at 7:01

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; Assistant City Manager Lorri Ericson; Assistant City Attorney Tim George; Police Chief George Delgado; Finance Operations Manager Cecilia Pollock; Harbormaster Joe Dusenbury; Parks Recreation and Senior Services Director Patrice Thorell; Acting Director of Transportation and Engineering Dan Brewer; Planning Manager Denise Lathrop; Associate Transportation Engineer Brandon Carver; CIP Project Manager Scott Romano; Senior Services Manager Sue Padden; City Clerk Sandy Paul; Contract Engineer Len Madsen

CORRESPONDENCE

City Manager Piasecki reported that City Clerk Sandy Paul had received her MMC Certification, which requires education credits, service to government and service to community for completion.

COMMENTS FROM THE PUBLIC:

Nadine Byers, 26241 13th Place South, Chair of the Human Services Advisory Committee, reported that 37 grant requests were received this past year totaling \$190,000. Twenty applicants were selected for funding.

Nancy Steppan, Arts Commission Chair, presented pictures of some of the events the Arts Commission has sponsored in the past 6 years and mentioned the rotating sculpture project to come. She thanked the City Council, *4Culture* and the Rotary Club for their ongoing financial support, as well as Shannon Kirchberg and Patrice Thorell for staff support.

Susan Corey, 22218 5th Avenue South, who serves in the Human Services Advisory Committee, commented on the number of grant requests that required review. She asked for support for funding to continue the work done by the Human Services Advisory Committee.

John Carroll, 24832 11th Avenue South, Huntington Park, who also serves on the Human Services Advisory Committee said that between 10% and 15% of the population need a hand up to get their lives back on track.

Jean Serrill, address not noted, talked about hungry and otherwise needy children and keeping them off the streets by taking care of them. She added that seniors are equally needy. She asked for continued Human Services funding support from the City Council.

Barb Shimizu, of the Des Moines Food Bank, shared the continued need in the community. Her colleague, Kris Van Gasken pointed out the need for food at the food bank for families and seniors. She stated her appreciation for continued support from the City Council.

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Burrage

- Attended the SKCTBd meeting and passed out printed information she had gathered. She highlighted changes proposed by the Board.
- Reported on visiting Freedom Popcorn where she sampled blueberry popcorn

Councilmember Musser

- Reported on the November 29 Municipal Facilities Committee meeting and parking at the Marina

Councilmember Caldwell

- Commented on the parking survey done at the Marina
- Commented on acoustics and the decibels of locations where activities are held

ADMINISTRATION REPORTS

- City Manager Piasecki attended the Highline Forum November 28 and he reported on the 216th Street Improvement Project at that meeting. The Port of Seattle would continue financial support of the project even though the PSE relocation was not going to happen.

CONSENT CALENDAR

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes of November 1, 2012 City Council meeting

ACTION/DIRECTION

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

EXECUTIVE SESSION

Mayor Kaplan recessed the meeting at 7:35 p.m. for an Executive Session that would last for 10 minutes to discuss pending litigation per title Title 42.30.110(1)(i) RCW. In attendance were Mayor Dave Kaplan; Mayor Pro-Tem Matt Pina; Councilmembers Dan Caldwell, Melissa Musser, Jeanette Burrage, Bob Sheckler and Carmen Scott. Staff in attendance were City Manager Tony Piasecki; Assistant City Manager Lorri Ericson; Assistant City Attorney Tim George. The Executive Session was adjourned at 7:45 p.m. and the Council meeting resumed.

PUBLIC HEARING

1. DRAFT ORDINANCE NO. 12-198, AMENDMENT TO DMMC 12.56.040(6) - TRAFFIC IMPACT FEE PHASE-IN SCHEDULE

Mayor Kaplan opened the public hearing at 7:50 p.m.

Brandon Carver provided a PowerPoint presentation and explained some quick facts about traffic impact fees, the Comprehensive Traffic Plan, and a new phase-in schedule.

Mayor Kaplan read the rules of the Public Hearing into the record.

Mayor Kaplan asked that those wishing to speak please do so at this time. David Litowitz, 602 South 242nd Street, spoke in favor of the changes being proposed.

Mayor Kaplan called three times for anyone else wishing to speak. He then called for questions from the Council.

Mayor Kaplan closed the Public Hearing 7:55 p.m.

ACTION/DIRECTION

Councilmember Musser moved to suspend City Council Rule 26a, allowing adoption of Draft Ordinance No. 12-198 on first reading; Mayor Pro-Tem Pina, second. The motion passed, 7-0

Councilmember Musser moved to adopt Draft Ordinance No. 12-198 modifying Chapter 12.56.040(6) DMMC relating to the Phase in schedule of the City's Transportation Impact Fee program; Mayor Pro-Tem Pina, second. The motion passed, 7-0.

Mayor Kaplan read the Draft Ordinance into the record as approved.

OLD BUSINESS

1. TRANSPORTATION GATEWAY PROJECT: CONSTRUCTION CONTRACT AWARD AND APPROVAL OF CONSULTANT AGREEMENT SUPPLEMENT FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES FOR THE SOUTH 216TH STREET PROJECT (SEGMENT 2: 18TH AVENUE SOUTH TO 24TH AVENUE SOUTH)

Acting Public Works Director Dan Brewer provided background information, bid information, and the proposed project schedule.

ACTION/DIRECTION

Councilmember Sheckler moved to award the construction contact for the South 216th Street project – Segment 2 (18th Avenue South 24th Avenue South) to SCI Infrastructure LLC in the amount of \$5,156,507.06, which includes all Bid Schedules (A through E), and authorize the City Manager to sign said contract substantially in the form as submitted. I further move to authorize a contingency for the construction project of up to \$515,650 (10%) to cover unforeseen conditions and change orders as determined necessary by the Public Works Director; Mayor Pro-Tem Pina, second. The motion passed, 7-0.

Councilmember Sheckler moved to approve Supplement #9 with KPG Consulting Engineers, Inc for Construction Management and Inspection Services necessary for the South 216th Street project - Segment 2 (18th Avenue South 24th Avenue South) in the amount of \$559,953.60, bringing the total Agreement amount to \$2,869,859.00, and further to authorize the City Manager to sign the contract supplement substantially in the form as submitted; Mayor Pro-Tem Pina, second. The motion passed, 6-1. Councilmember Burrage voted *no*.

Councilmember Sheckler moved to authorize the City Manager to sign the contract amendment with Leonard D. Madsen to continue professional special project management services for the Transportation Gateway Project through December 31, 2013 at a value not to exceed \$33,000 substantially in the form as submitted; Mayor Pro-Tem Pina, second. The motion passed, 7-0.

NEW BUSINESS

1. BUDGET AMENDMENT

City Manager Tony Piasecki served as the presenting staff on the Budget Amendment.

Councilmember Musser moved to pass Draft Ordinance No. 12-207 relating to municipal finance amending the 2012 budget adopted in Ordinance No. 1529 as amended by Ordinance No. 1547 to a second reading on December 6, 2012; Mayor Pro-Tem Pina, second. The motion passed, 7-0

2. VALLEY COMMUNICATIONS TIBURON TO SPILLMAN DATA INTERFACE
INTERLOCAL AGREEMENT

Police Chief George Delgado explained how the Spillman records management data system works and benefits the City of Des Moines in solving crime and catching criminals. It is real time and accurate, and allows more proactivity in solving crimes and filling public records requests without referring requestors to other agencies.

Councilmember Sheckler moved to approve the Interlocal Agreement between the Cities of Federal Way, Auburn, Black Diamond and the City of Des Moines regarding the joint funding of a police records system data interface project, and further to authorize the City Manager to sign said agreement substantially in the form as submitted; Mayor Pro-Tem Pina, second. The motion passed, 7-0.

OLD BUSINESS

2. ADOPTION OF 2013 BUDGET

City Manager Tony Piasecki presented an updated budget ordinance, including a summary of various budget balancing strategies that were distributed to Councilmembers prior to the meeting.

ACTION/DIRECTION

Discussion followed regarding funding the 2013 HS Advisory Committee recommendation of \$76,700 - \$800 less than last year. Councilmember Musser moved to accept funding the Human Services program for \$76,700; Mayor Pro-Tem Pina, second. The motion passed, 6-0.

There was no motion to adopt the 2013 City Budget.

Councilmember Sheckler left the meeting at 9:20 p.m. during that discussion.

NEXT MEETING DATE December 6, 2012, City Council Regular Meeting

ADJOURNMENT

There being no further business to come before the City Council, Motion Councilmember Caldwell moved to adjourn; Councilmember Burrage, second. The motion passed, 6-0

The meeting was adjourned at 9:35 p.m.

Respectfully submitted,

Sandy Paul MMC
City Clerk