

REGULAR MEETING DES MOINES CITY COUNCIL

MINUTES

November 29, 2007

The regular meeting of the Des Moines City Council was called to order at 6:03 p.m. by Mayor Sheckler in the Council Chambers, 21630 11th Avenue South, #B.

PLEDGE OF ALLEGIANCE to the Flag was led by Councilmember Pina.

ROLL CALL - Present: Mayor Bob Sheckler, Mayor Pro Tem Scott Thomasson, Councilmembers Dave Kaplan, Ed Pina, Carmen Scott, Dan Sherman and Susan White. Also in attendance were City Manager Tony Piasecki, City Attorney Pat Bosmans, Finance Director Paula Henderson, Harbormaster Joe Dusenbury, Parks and Recreation Director Patrice Thorell, Planning, Senior Services Manager Sue Padden, Building and Public Works Director Grant Fredricks and City Clerk Denis Staab.

COMMENTS FROM THE PUBLIC

Nadine Byers, 26241 13th Place, Chairman of Des Moines Human Services Advisory Committee

Ms. Byers asked Councilmembers to support the Human Services funding of \$75,320, plus the \$5,500 for King County Detoxification that the Advisory Committee has recommended. She pointed out that the agencies listed provide services to Des Moines residents way beyond what funding Des Moines' provides. She pointed out the Community Health Centers provide health care at reduced costs, or free, depending upon what people can pay and no one is turned away. In 2007 they received \$3,000 but by the end of the 3rd quarter they had seen over 600 unduplicated Des Moines' residents and provided over 1,500 medical office visits, therefore only about 1% of what we funded is paid for. While she recognizes funding is tight for the City and it is tight for the agencies too. She requested that if the Council makes any cuts in the 2008 funding, she would like to have the Committee decide how to reallocate any reductions. She pointed out that the Committee members spent hours and hours reviewing the requests and feels they are the best qualified people to determine any reallocations.

OLD BUSINESS

2008 Budget - Human Services

Senior Services Manager Padden pointed out that the \$700 listed for West Seattle Mental Health Center was a coding error as the actual funds belong with Baby & Me. She noted the total request for 2008 from the Human Services Advisory Committee was for \$75,320, which is \$6,320 more than 2007, plus the \$5,500 for King County Detoxification which is a mandatory amount that must be given.

Mayor Pro Tem Thomasson noted that the 2007 total was actually \$69,700. City Manager Piasecki pointed out that the 2008 total includes the \$1,000 that Highline Community College said they could not use for their Adult Literacy program, which Council then reprogrammed to spread out to three different agencies.

Senior Services Manager Padden explained that after the meeting on November 26th Council determined to keep the Human Services Budget for 2008 at the total from last year which is \$69,700. She noted the Committee will need to meet to cut \$5,620 from their 2008 request.

MOTION was made by Councilmember White, seconded by Councilmember Sherman, to fund the 2008 Human Services Budget at \$75,320. Motion FAILED 4 to 3 with Councilmembers Scott, Sherman and White voting yes.

MOTION was made by Mayor Sheckler, seconded by Councilmember Pina, to fund the 2008 Human Services Budget at \$69,700. Motion passed 6 to 1 with Councilmember Scott opposed.

BOARD & COMMITTEE REPORTS and COUNCILMEMBER COMMENTS

Holiday Happenings

Councilmember Scott reported that the Victorian Christmas event is this Saturday. She noted that the December issue of the City Currents has a complete listing of all of the holiday events.

State Legislature

Councilmember Kaplan reported attending a meeting yesterday of a working group from the State Legislature that is looking at courts of local jurisdiction. He reported a number of issues that may concern Des Moines. He advised there were hints of taking away Municipal Courts and going to a regional court basis, and it appears that this has been stopped for the 2008 Legislative Session, but is likely to come back in the future.

Suburban Cities Annual Meeting

Councilmember Kaplan stated he attended the meeting last night.

South County Transportation Board

Councilmember Kaplan advised he attended a Board meeting last Thursday. He stated there is a letter from the Regional Transportation group that sort of outlines what they propose as potential next steps since Proposition One failed.

Thank You - Coffee

Councilmember Kaplan expressed thanks for whoever it was ahead of him in line at Auntie Irene's who paid for his coffee.

City Manager Performance Review Committee

MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, to appoint Mayor Pro Tem Thomasson as Chair of the City Manager Performance Review Committee. Motion passed unanimously.

Councilmember Kaplan requested that an executive session be set for 30 minutes next week to lay out the process that will be used.

Mayor Sheckler advised this will be done as there is a need to set one regarding another topic. He noted that Council will receive a special meeting notice.

Traffic Tickets

Councilmember Pina stated that after discussions with Police Chief Baker and an article in last night's paper, he has the impression that many Police citations/tickets when brought to our court are being dismissed. He noted that the City has a new Judge, and he expressed hope that she is aware that Council has passed the legislation that results in these tickets and honors that.

City Attorney Bosmans informed Council that her office keeps a log of criminal traffic and other criminal matters noting when no charges are filed and advises the Police Department as to the basis for those charges. She advised that in regards to infractions and speeding tickets, she can have the legal intern sit in Court and see if there is a pattern as to why these tickets are being dismissed and what might be done to cure that.

Human Services Budget - Des Moines Food Bank

Councilmember Pina felt the City should not penalize the Food Bank for providing services to people who are need, even if they do not actually live in Des Moines.

Suburban Cities Annual Meeting

Councilmember White reported attending the annual meeting last night, along with Councilmembers Kaplan and Sherman, and City Manager Piasecki. She stated she feels it is important to be part of a regional community and is a strong believer that we need to participate on this level.

National League of Cities Conference

Councilmember White stated she attended the Conference in New Orleans. She advised that she submitted a written report to Councilmembers and stated it was one of the best conferences she has ever attended. She noted that she participated in an actual evacuation plan, which was very interesting and noted that efficient emergency preparedness is very important. She stated she will attend an emergency training seminar that will be held in Burien on December 17th and 18th. She stressed the need to know how to help our community during any emergency.

Suburban Cities Association Annual Meeting

Councilmember Sherman attending the meeting yesterday and reported that annual dues will be going up about 9%.

PRESIDING OFFICER'S REPORT

Ribbon Cutting

Mayor Sheckler reported there will be a ribbon cutting tomorrow at the Butler's Bar and Grill at 6:30 p.m. and the public is invited to attend.

ADMINISTRATION REPORTS

SSI Pacific Place Development Agreement

City Manager Piasecki noted the agreement will be formally signed tomorrow at 11 a.m. in the South Wing Conference Room.

Saltwater State Park Bridge

City Manager Piasecki reported the Bridge was scheduled to open tomorrow, however there has been a delay in receiving parts. The new opening target is now mid-December, unless the weather is really bad almost every day for the next 2 weeks.

Consent Calendar Item #7

City Manager Piasecki informed Council that the City of Auburn is now absolutely in and therefore our costs will go from \$12,800 to \$6,600. He advised that if Council chooses to approve, the bill we receive after the first of the year will reflect the reduced cost.

Comprehensive Plan Amendments

City Manager Piasecki stated that 3 amendments will come to Council in early January, two dealing with the Redondo rezones and one to bring the Comp Plan into compliance with the Critical Areas Ordinance.

Shoreline Master Program

City Manager Piasecki referenced an e-mail he sent to Council earlier in the week. He expressed frustration that DOE has taken so long to review and noted we have no idea what their additional comments may be. Once those comments are known he will advise Council.

CONSENT CALENDAR was read by City Clerk Staab.

1. Motion is to approve the special and regular minutes of November 8, 2007.
2. Findings: Vouchers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the City Council.
Motion: As of this date the Des Moines City Council, by unanimous vote, does approve for payment those vouchers and payroll transfers included in the above list and further described as follows:
 - Claim checks #111780 through #112049 & electronic fund transfers in the total amount of \$2,249,372.04
 - Payroll fund transfers in the total amount of \$319,243.45
3. Motion is to approve the agreement with Allied Waste Services for garbage and recycling services at the Marina and authorize the City Manager to sign the agreement substantially in the form as submitted.
4. Motion is to authorize the City Manager to sign the contract addendum/amendment, substantially in the form as submitted, with Leonard D. Madsen for professional services continuing through August 31, 2008, up to 24 hours per week, to manage the 16th Avenue South project as well as assist staff with transportation system management issues, with a not-to-exceed additional 2008 cost of \$52,000.
5. Motion is to approve the surplus of three vehicles: 1985 Ford 350 Van VIN # 1FDHS34L4HB93962, 2000 Crown Victoria VIN# 2FAFP71W9YX141279 and 1993 Ford Super Duty Flat Bed Truck VIN # 2FDLF47G0PCB12687, and to authorize disposal of said equipment by auction, sale or transfer to other departments or agencies.
6. Motion is to authorize the City Manager to sign the continued enrollment authorization to continue participation in the Association of Washington Cities Workers' Compensation Group Retro Program.
7. Motion is to approve the Interlocal Agreement with the cities of Renton, Tukwila and Federal Way to conduct a feasibility study for the construction and operation of a misdemeanor jail facility and to authorize the City Manager to sign the agreement substantially in the form as submitted.

In regards to Consent Item #6, Councilmember Sherman commented that this has turned out to be a very successful program. He noted Des Moines annual premiums have gone down 20% since 2004 and we are getting money back that covers our costs for administration fees. City Manager Piasecki added the City receives training opportunities and we have a 3rd party that helps us work through the L&I process with our employees.

MOTION was made by Councilmember Sherman, seconded by Councilmember Kaplan and passed unanimously, to approve the Consent Calendar as read.

Agenda Revision

Mayor Sheckler advised that since the meeting started earlier than usual he will take New Business, Draft Ordinances amending the B&O taxes first. This will allow time for anyone who wishes to speak under the continued Public Hearing an opportunity to sign up.

NEW BUSINESS

Draft Ordinance Nos. 07-215 [ASSIGNED ORD. NO. 1416] & 07-216 [ASSIGNED ORD. NO. 1417] Amending B & O Taxes - 1st Reading

Finance Director Henderson informed Council that the City is required by law to update our ordinance regarding B & O taxes in order to be in compliance by January 1, 2008. She noted the draft ordinances have been modeled on language suggested by the Association of Washington Cities. She advised that under current law business activities are taxed in the jurisdiction where the majority of the business activities take place, and provisions for credits or deductions are allowed for a business if the business pays B&O tax in another jurisdiction, which is called the "throwback rule". She noted the new law will not allow us to do that, except maybe in the service type category. She pointed out that the new streamline tax will not take effect until July 1, 2008, but businesses within B&O cities allocate their income based on the sourcing rules.

City Attorney Bosmans informed Council that the first draft ordinance was done as an reenactment so there was no strikeouts. Since the Council had some discomfort in looking at the ordinance without understanding the changes, staff spent some time in preparing a substitute ordinance that shows all the changes. She noted the second ordinance simply is the rules that implement the new B & O tax.

Upon questioning as to any major differences, City Manager Piasecki noted the way State law is currently written, the City is able to require someone to pay taxes on economic activity that their business conducts outside of Des Moines because they do other things inside the City of Des Moines. The law has been changed to say "you no longer can do that". So this new law just makes sure we are not double taxing businesses that are doing business in two cities that have a B & O tax.

MOTION was made by Councilmember Kaplan, seconded by Councilmember White, to consider Draft Substitute Ordinance No. 07-215, relating to taxes, ~~repealing~~ amending chapter 3.84 of the Des Moines Municipal Code, ~~, re-enacting that chapter to provide for a Business and Occupation Tax~~ imposing a new business and occupation tax, setting the amount of tax and an effective date, and providing a required referendum procedure. ~~, and re-codifying Chapter 3.84 DMMC.~~

Upon questioning regarding repealing, City Attorney Bosmans suggested the word repealing be replaced with amending. This was accepted as a FRIENDLY AMENDMENT by the maker and seconder of the motion. It was also suggested and accepted to strike the portions of the remainder of the sentence except 'for setting the amount and an effective date' after the word 'Code'.

VOTE ON MOTION: Motion was passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, to suspend Council Rule 26(b) in order to adopt Draft Substitute Ordinance No. 07-215 on first reading. Motion passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, to adopt Draft Substitute Ordinance No. 07-215. Motion passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, to consider Draft Substitute Ordinance No. 07-216, amending chapter 3.84 of the Des Moines Municipal Code, providing for business and occupation tax administrative provisions, prescribing penalties, providing a required referendum procedure, and amendment sections in chapter 3.84 DMMC.

MOTION was made by Councilmember Kaplan, seconded by Councilmember White, to suspend Council Rule 26(b) in order to adopt Draft Substitute Ordinance No. 07-216 on first reading. Motion passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Mayor Pro Tem Thomasson, to adopt draft Ordinance No. 07-216. Motion passed unanimously.

Agenda Revision

Mayor Sheckler advised he will take item number 2 under Old Business next.

OLD BUSINESS

Draft Ordinance No. 07-206 [ASSIGNED NO. 1418] Amending Street Vacation Code, Compensation - 1st Reading

City Attorney Bosmans informed Council that the City's current ordinance dealing with compensation for a street vacation states it must be paid at a date established by the approval of street vacation petition. She noted that in the Development Agreement Council will allow the Port of Seattle to pay upon approval of a Master Plan. However, our current ordinance will not allow that. She advised that the draft ordinance will allow Council to allow for payment at a time other than required under the current ordinance. She pointed out that the discretion to allow this will remain with the City Council to make the determination on case by case basis.

Upon questioning, City Manager Piasecki advised that a street vacation is not official until it is recorded with King County, and the City Clerk does not record the vacation until all conditions, including payment, have been met.

Mayor Pro Tem Thomasson voiced the opinion that the way our Street Vacation Code is written, it might be possible to have a piece meal vacation, if some of the abutting property owners did not pay.

City Manager Piasecki pointed out that this draft ordinance was prepared to specifically deal with the Port's buy out area, but if it is the will of the Council, staff can bring back another amendment to the Street Vacation Code to deal with Mayor Pro Tem Thomasson's issue. However, he suggested Council not delay this particular draft ordinance since we had hoped to have the street vacation process for the Port buy out area done by now. He noted that this

ordinance takes 30 days to be in effect and the Port is planning on submitting their vacation request as soon as this is passed.

Mayor Pro Tem Thomasson suggested that a street vacation ordinance could contain the language that states that payment must be received within 90 days of approval of the ordinance, unless the ordinance itself provides for a different time frame. He felt it should specifically state all effected property owners, not just petitioners.

After further discussion, Council's consensus was to amend Section 1, Condition precedent, by deleting the word petitioners and inserting "responsible parties".

MOTION was made by Councilmember Pina, seconded by Councilmember White, to suspend Council Rule 26(b) in order to enact Draft Ordinance 07-206, as amended, on a first reading.

Councilmember Sherman felt it is unfortunate that we must change our Code to meet one unique circumstance.

VOTE ON MOTION: Motion passed unanimously.

MOTION was made by Councilmember Pina, seconded by Councilmember Kaplan, to adopt Draft Ordinance No. 07-206 as amended, amending DMMC 12.12.060, to allow for payment of right-of-way compensation within 90 days of receipt of the City's written request for compensation. Motion passed unanimously.

Mayor Sheckler read the title of the ordinance into the record.

Draft Resolution No. 07-213 [ASSIGNED NO. 1059] Adopting 2008-2013 CIP

Harbormaster Dusenbury began by reviewing the proposed projects and expenditures as contained in Council's packet for the Marina. The total project expenditures were:

2008 - \$3,147,661
2009 - \$2,518,792
2010 - \$301,099
2011 - \$2,472,825
2012 - \$1,891,866
2013 - \$379,000

Parks and Recreation Director Thorell proceeded to review her departments, and a few other projects and expenditures, as recommended by the Municipal Facilities Committee, and as contained in Council's packet. The total project expenditures by funds were:

Funded by REET
2008 - \$2,638,146
2009 - \$1,360,076
2010 - \$944,748
2011 - \$1,001,398
2012 - \$996,398
2013 - \$1,191,398
Funded by Grants
2008 - \$210,828

Funded by Fund Balance

2008 - \$419,206

2009 - \$65,000

Parks and Recreation Director Thorell requested Council transfer the unexpended funds for Wooten Park in 2007 to the Field House Park. Council's CONSENSUS was to approve this transfer.

Council's CONSENSUS was to make an adjustment to the 2009 grant expenditure and move it to 2008 for the Beach Park Trail.

MOTION was made by Councilmember Kaplan, seconded by Councilmember White, to push the Steven J. Underwood Memorial Park Parking Lot Project out two years. (Later withdrawn)

Mayor Pro Tem Thomasson stated that he would much prefer to repair the grandstand at the Field House Park rather than other smaller projects.

The motion was withdrawn by the maker and seconder of the motion.

MOTION was made by Councilmember Kaplan, seconded by Mayor Pro Tem Thomasson, to pull the Steven J. Underwood Memorial Park Parking Lot Project from the CIP. Motion passed unanimously.

Mayor Pro Tem Thomasson noted that Council just approved a jail study this evening, yet there is no funding in the CIP to pay for one.

City Manager Piasecki advised that it is possible that we could enter into an agreement with other cities to create a jail entity that would have the ability to issue its own debt. He noted we may have to put some money up front to help make a debt service payment or two, until the facility is built, and then it pays its own debt service by the fees it charges.

8:18 p.m. Mayor Sheckler called for a 10 minute break.

Planning, Building and Public Works Director Fredricks continued the discussion of the CIP by noting there is \$53,517 in 2008 if Council wishes to go forward with a City Hall customer Service Center expansion. He noted the City Hall parking lot, which is not funded, has been on the CIP for several years to address 3 separate problems - front lot not ADA accessible, retaining wall separating east parking lot from the south is moving and in the back of City Hall needs to be torn up and rebuilt - cost \$290,052. He reviewed the unfunded projects as follows:

City Hall Customer Service Center - \$77,853 (2008) \$1,166,900 (2009)

City Hall Parking Lot - \$290,052 (2008)

City Buildings Assessment Inventory - \$25,000 (2008)

City Hall Generator - \$146,000 (2008)

Activity Center Generator - \$75,250 (2010)

City Manager Piasecki noted that the City Buildings Inventory will lead to replacement schedules for roofs, HVAC and similar major items along with a reinvestment schedules. These would be items that are eligible for REET funding only.

MOTION was made by Councilmember Kaplan to reprogram the approximately \$68,000 of REET money to the Parks and Recreation Master Plan, which should include Steven J. Underwood Memorial Park. Motion DIED for lack of a second.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, to reprogram the appropriate amount of the approximate \$67,932 of REET money from the SJU Memorial Park Parking Lot, to fund the City Buildings Assessment. Motion passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, to ~~eliminate from the CIP~~ *move the SJU Memorial Park Phase C-2 Landscaping project to 2010. in the amount of \$93,804.* [Strike out and italic represent friendly amendment.]

Mayor Pro Tem Thomasson pointed out that our Zoning Code requires a 10 foot buffer, but he feels this landscaping project is much broader than that. He suggested just moving the project out to 2010 and scale it down to the basics. This was accepted as FRIENDLY AMENDMENT by the maker and seconder of the motion.

VOTE ON MOTION: Motion passed 6 to 1 with Councilmember Sherman opposed.

MOTION was made by Councilmember Sherman, seconded by Mayor Pro Tem Thomasson, to eliminate the Waterfront District Entryway Signage project funding from 2008. Motion passed unanimously.

MOTION was made by Councilmember Pina, seconded by Councilmember Sherman, to fund the City Hall Generator, with REET funds that have been freed up. Motion passed unanimously.

MOTION was made by Mayor Sheckler, seconded by Councilmember Sherman, to take the necessary funds from the Arterial Street Fund to fund the Activity Center Generator. Motion passed 6 to 1 with Councilmember Kaplan opposed.

MOTION was made by Councilmember Pina, seconded by Councilmember White, to adopt Draft Resolution No. 07-213 approving the City of Des Moines 2008-2013 Capital Improvement Plan as amended. Motion passed unanimously.

Mayor Sheckler read the resolution by title into the record.

9:33 p.m. Mayor Sheckler called for a 5 minute break.

Draft Resolution No. 07-213 - 2008-2013 CIP

MOTION was made by Councilmember Pina, seconded and passed unanimously to suspend Council rules to reconsider approval of Draft Resolution No. 07-213. Motion passed 6 to 1 with Councilmember Sherman opposed.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, to immediately reconsider the approval of Draft Resolution No. 07-213 approving the CIP as amended. Motion passed 6 to 1 with Councilmember Sherman opposed.

MOTION was made by Councilmember Kaplan, seconded by Councilmember White, to delete the City Hall Customer Service Center and the City Hall Parking Lot from the CIP and use those funds to fund the Park and Recreation Master Plan, with the understanding both projects will be included in next year's CIP discussions.

Councilmember Sherman questioned whether these projects could be moved out in the future rather than eliminating them.

City Manager Piasecki noted that both of these projects are woefully under funded and suggested Council direct staff to include both projects in the CIP process for next year. This was accepted as a FRIENDLY AMENDMENT by the maker and seconder of the motion.

VOTE ON MOTION: Motion passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, to add the Field House Grandstand to the CIP to the year 2009, in the amount of \$580,782. Motion passed 6 to 1 with Councilmember Sherman opposed.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, to adopt Draft Resolution No. 07-213 approving the City of Des Moines 2008-2013 Capital Improvement Plan as amended. Motion passed unanimously.

CONTINUED PUBLIC HEARING

Draft Ordinance No. 07-214 Adopting 2008 Budget

Mayor Sheckler declared the Public Hearing re-opened.

Finance Director Henderson began a review of the General and Street Funds noting a deficit of \$965,459.

City Manager Piasecki pointed out the following policy strategy changes as directed by Council as follows:

- Restore Marina Indirect Cost Reimbursement - \$41,000
- Computer Equipment and Rental Replacement Interest Earnings - \$59,000 one time

Finance Director Henderson proceeded and noted the Community Development grant is one time in the amount of \$50,000. No changes to the New Expenditure Requests as recommended by the City Manager. The City Council decisions were as follows:

- Remove Federal Lobbyist
- Add Memberships for Enterprise Seattle
- Remove membership to PRSC
- Reduce Human Services Funding to \$75,200
- Remove Interest Earnings for Computer & Equipment Replacement
- Add Planning Development Intern
- Council Request to Restore Assistant City Manager Position effective 5/1/08

Councilmember Kaplan spoke in support of restoring the position of Assistant City Manager as the most effective means of freeing up the City Manager.

MOTION was made by Councilmember Kaplan, seconded by Mayor Sheckler, to add the Assistant City Manager Position to the 2008 budget.

City Manager Piasecki noted that part of the funding is available from the LID Guaranty Fund and the Airport Defense Fund.

Councilmember Sherman voiced support for the motion of adding the Assistant City Manager position, however he stated he is very worried about the structural deficit.

Mayor Pro Tem Thomasson expressed disappointment in this year's budget process and is unsure whether the documents in front of Council tonight actually reflect Council's previous decisions and actions.

Councilmember White expressed disappointment in eliminating the Federal Lobbyist and dropping membership in Puget Sound Regional Council. She felt the City Manager could get along without an assistant for another year, and stated almost every department needs extra help.

Councilmember Kaplan agreed there is personnel needs in several key positions, but at this time the Assistant City Manager position can help in numerous departments.

Mayor Sheckler advised that as presiding officer he deals with the City Manager every day and he feels he is being overwhelmed and with all the projects driven by Council, he does not have the time to oversee.

City Manager Piasecki advised that he sees the need for additional personnel in many departments. However, as City Manager, he does not have the time to double check every item that comes to Council to make decisions. He informed Council the first thing he would delegate to an Assistant would be personnel. Then other items to delegate would be:

- closely work with the finance department to coordinate the budget and CIP
- that departments are getting direction they need to get their work done
- economic development ground work
- special projects

Mayor Pro Tem Thomasson expressed concern over the growing deficit therefore he is hesitant to spend dollars before we have them. He would rather Council scale back priority projects to ensure things are done well. He advised he cannot support an increase in staff at this time.

VOTE ON MOTION: Motion passed 4 to 3 with Councilmembers Sherman and White and Mayor Pro Tem Thomasson opposed.

MOTION was made by Mayor Sheckler, seconded by Councilmember White, to fund the Federal Lobbyist position for 2008 under the condition that the City receives the \$500,000 we were promised we would get.

Councilmember Kaplan spoke in opposition to the motion as we had a lobbyist for 2 years and have not seen any money come in from his efforts.

VOTE ON MOTION: Motion passed 4 to 3 with Councilmembers Kaplan and Sherman and Mayor Pro Tem Thomasson opposed.

MOTION was made by Councilmember White to keep membership with Puget Sound Regional Council in the amount of \$8,517. Motion FAILED for lack of a second.

10:26 p.m. MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, to continue the meeting until 11 p.m. Motion FAILED with Councilmember Sherman and Mayor Pro Tem Thomasson opposed.

10:27 p.m. **MOTION** was made by Mayor Sheckler, seconded by Councilmember Pina and passed, to continue the meeting until 10:45 p.m.

City Manager Piasecki informed Council that he had hoped to find funding for the Record Services Receptionist Business License Clerk and he sees a great deal of efficiency in having this position full time. This position, as back up for the City Clerk and assistance to the Finance Department, is one he would highly recommend to be funded. He further pointed out that the Street backhoe Thumb, Button Cart, sports field strip and the debris blower will be funded with this years allocations and will not effect the ending fund balance.

Mayor Sheckler called for speakers three times. As there was no response, he declared the Hearing CLOSED.

MOTION was made by Mayor Pro Tem Thomasson, seconded by Mayor Sheckler, to move Draft Ordinance No. 07-214, with attachment A as amended, to a second reading on December 6th. Motion passed unanimously.

NEXT MEETING DATE

Mayor Sheckler announced that the next Council meeting will be a study session on December 6, 2007.

ADJOURNMENT

At 10:33 p.m. **MOTION** was made by Councilmember Pina, seconded by Council White and passed unanimously, to adjourn.

Respectfully submitted,

Denis Staab
City Clerk