

## REGULAR MEETING DES MOINES CITY COUNCIL

MINUTES

December 11, 2008

The regular study session of the Des Moines City Council was called to order at 7:30 p.m. by Mayor Sheckler in the Council Chambers, 21630 11<sup>th</sup> Avenue South, #B.

PLEDGE OF ALLEGIANCE to the flag was led by Councilmember Kaplan.

ROLL CALL – Present: Mayor Bob Sheckler, Councilmembers Dave Kaplan, Ed Pina, Scott Thomasson, and Carmen Scott. Absent: Mayor Pro Tem Dan Sherman and Councilmember Susan White. Also in attendance were City Manager Tony Piasecki, City Attorney Pat Bosmans, Parks & Recreation Director Patrice Thorell, Land Use Planner II Jason Sullivan, Assistant Director of Transportation Engineer Dan Brewer, Associate Transportation Engineer Brandon Carver, Planning Aid Dave Steen and Clerk Autumn Lingle.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Scott, and passed unanimously to excuse Mayor Pro Tem Sherman and Councilmember White.

### COMMENTS FROM THE PUBLIC:

Vernena Staab, 21628 28<sup>th</sup> Ave S, Des Moines, WA 98198

Ms. Staab voiced displeasure over losing any police officers due to budget reduction.

### BOARD & COMMITTEE REPORTS & COUNCILMEMBER COMMENTS

#### Legacy Foundation

Councilmember Scott reminded everyone the Legacy Foundation calendars are still available for \$5.00 at The Field House, Senior Center, Des Moines Drug, and Marine View Florist.

#### Public Safety & Transportation

Councilmember Kaplan reported the committee discussed the draft work plan for 2009 including the Transportation Benefit District (TBD), comprehensive transportation plan, transportation impact fees, CIP among other transportation topics. He attended the Skateboard South County Area Transportation Board meeting last month where they discussed communications to the County regarding potential funding for non-motorized transportation projects and possible trail connections from northern King County trails to various Des Moines trails.

#### Des Moines, Kent & Midway Studies

Councilmember Thomasson stated that at the last stakeholders meeting participants agreed at the study that 240<sup>th</sup> street should cross Interstate 5. The project is in Kent but will affect traffic in Des Moines. He noted the City might wish to add to the legislative agenda the 240<sup>th</sup> project should include 509.

Councilmember Kaplan added Kent should be part of coordinated transportation planning with the City.

PRESIDING OFFICER'S REPORT

Mayor Sheckler announced many citizens have voiced complaints about the noise from aircraft using the third runway at SeaTac Airport. He has called a meeting of the Highline Forum, which is tentatively scheduled for next Thursday morning December 18, 2008. The time will be confirmed early next week and will be available by calling City Hall.

ADMINISTRATION REPORTS

City Manager Piasecki stated the City is attempting better efficiency and will be using action minutes for the Council Meetings. The official records of the Council meetings are the video recordings that are accessible online and CD's that can be checked out from City Hall.

CONSENT CALENDAR was read by Clerk Lingle.

1. Motion is to approve the special minutes of October 25, November 8 & 20, 2008, and the regular minutes of November 6, 13 and 20, 2008.
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 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 # 116881 through # 117341 & electronic fund transfers in the total amount of \$1,989,261.54

Payroll fund transfers in the total amount of \$960,754.97

3. Motion is to confirm the Mayoral appointment to the Arts Commission of James Langston effective January 1, 2009, expiring on December 31, 2011.
4. Motion is to authorize the City Manager to sign the Contract Amendment to the 2008 LHWMP Grant #D37969D Contract Amendment between the City of Des Moines and the Seattle-King County Department of Public Health, which will provide funding for recycling activities in 2009.
5. Motion is to approve amending the contract with American Building Services for janitorial services for City owned buildings by extending it through December 31, 2009 and adding additional service levels per Attachment 3, and additionally to authorize the City Manager to sign the Contract Addendum/Amendment substantially in the form as submitted.
6. Draft Ordinance No. 08-097 [ASSIGNED NO.1449] - Title: An Ordinance of the City of Des Moines, Washington, adopting standards for the delivery of public defense services, adding a new section to chapter 2.28 DMMC, and codifying a new section entitled *Public Defender Standards*.

TWO MOTIONS: First Motion is to suspend Council Rule 26(b). Second motion is to approve Draft Ordinance No. 08-097.

Planning Aid Steen answered Councilmember Pina's question referring to Consent Item #4 regarding recycling electronics. He noted EC Computers on Marine View Drive would be the designated spot for 2009 electronic recyclables. More information will follow in the next edition of the City Currents newsletter.

MOTION was made by Councilmember Pina, seconded by Councilmember Kaplan to approve the Consent Calendar.

VOTE ON MOTION: Passed unanimously.

PUBLIC HEARING

Draft Resolution No. 08-265 [ASSIGNED NO.1092] Shoreline Conditional Use Permit for Anthony's Home Port Restaurant

Land Use Planner II Sullivan stated any construction over \$2500 and within 200 feet of the ordinary watermark requires a Shoreline Permit. This elevator will satisfy ADA parameters for access to the upper floor of Anthony's restaurant.

After asking 3 times for public comment, Mayor Sheckler closed the Public Hearing.

**MOTION** was made by Councilmember Pina, seconded by Councilmember Scott to approve Draft Resolution No. 08-265 approving the Shoreline Conditional Use Permit allowing for the construction of an elevator at Anthony's Homeport in order to provide ADA access to the second floor.

Councilmember Scott stated this would not result in significant environmental impacts. There has been a determination of non-significance. Any issues that were raised have been addressed and there are no outstanding issues, it will not alter current usage of the property, it will be inside current footprint of structure and the proposed elevator is necessary and is on the landward side of the building. No work is occurring over the water and there is no financial impact to the City. She stated this is an example of making a mountain out of a molehill. She favors allowing Anthony's to build the elevator.

VOTE ON MOTION: Passed unanimously.

PUBLIC HEARING

Draft Ordinance No. 08-050 Speed Limits - 1<sup>st</sup> Reading

Associate Transportation Engineer Carver gave a PowerPoint presentation related to the streets and speed limits in question. These changes are a result of engineering studies and some direction of the PS&T Committee. The purpose of this item is to modify DMMC 10.20.010, 10.20.020 and 10.20.030 relating to speed limits, and add a new speed limit section to Chapter 10.20 relating to the Beach Park.

After asking 3 times for public comment, Mayor Sheckler closed the Public Hearing.

Councilmember Thomasson questioned notification of the public about this specific Public Hearing. Associate Transportation Engineer Carver responded the standard procedure regarding notices of a Public Hearing was followed.

**MOTION** was made by Councilmember Kaplan, and seconded by Councilmember Pina, to approve Draft Ordinance No. 08-050 amending DMMC 10.20.010, 10.20.020, and 10.20.030, creating a new section in chapter 10.20 DMMC relating to Beach Park Speed, and revising speed limits on certain streets that are located in the City of Des Moines, to a second reading on a future Council agenda.

After questioning by City Manager Piasecki Councilmember Kaplan clarified that his motion to approve the ordinance include only the locations numbered 1, 3, 5, & 6.

VOTE ON MOTION: Passed unanimously.

At 8:59 p.m., Mayor Sheckler called for a 10-minute break.

The meeting resumed at 9:08 p.m.

## NEW BUSINESS

### Des Moines' 50<sup>th</sup> Birthday Update

Parks and Recreation Director Patrice Thorell presented information about planning and organizing the 50<sup>th</sup> Birthday Celebration for the City of Des Moines. A Steering Committee was formed to plan for the Celebration on June 17, 2009. Four events were proposed and each event has a committee working on them. They meet every 2 weeks. The next committee meeting is Monday, December 15, 2009 at 5:30 p. m. in the Council Chambers. She stated the City is soliciting sponsors for the event and has received \$5,000 from Puget Sound Energy. She expressed appreciation to PSE for spearheading corporate sponsorship. Judson Park has agreed to fund a 50's themed sock hop and barbecue turnkey event. The City is inviting community groups that want to become sanctioned events to join with them in the celebration.

The four proposed events are:

- The Black Tie Gala March 21, 2009 at Highline Community College.
- A Birthday party open house June 17, 2009 at Odd Fellows Hall.
- Fireworks over Des Moines July 4, 2009.
- A Waterland City Birthday Parade on July 18, 2009 on Marine View Drive.

These will be modified depending on available budget.

Councilmember Thomasson voiced concern over spending funds on a Birthday Celebration when the City is laying off employees.

Parks and Recreation Director Thorell noted volunteer committees are accomplishing the majority of the planning.

City Manager stated his concern over how much direct support the City will need to provide on the day of the events (specifically the parade on July 18).

**MOTION** was made by Mayor Sheckler, seconded by Councilmember Scott, to approve the Black Tie Gala on March 21, Birthday Event on June 17<sup>th</sup>, Fireworks Over Des Moines on July 4, and the Waterland City Parade and Street Festival on July 18 as official Des Moines 50<sup>th</sup> Birthday Celebration events. Other community events may be sanctioned by the Citizens 50<sup>th</sup> Birthday Steering Committee, which would allow for the use of the City's 50<sup>th</sup> Birthday logo and inclusion in 50<sup>th</sup> Birthday marketing.

**FRIENDLY AMENDMENT** was made by Councilmember Thomasson, seconded by Councilmember Pina, to change sanctioned to recommended but leave the Fireworks Over Des Moines as a sanctioned event.

VOTE ON AMMENDED MOTION: Passed unanimously.

### Des Moines' 50<sup>th</sup> Birthday Logo

Parks and Recreation Director Thorell presented the entries for the Birthday Logo.

**MOTION** was made by Councilmember Pina, seconded by councilmember Thomasson, to adopt the 50<sup>th</sup> Birthday logo submitted by Dave Peterson for the purpose of marketing and promotion related to the City of Des Moines 50<sup>th</sup> Birthday celebrations and sanctioned community events during the year 2009 and until June 17, 2010.

**VOTE ON MOTION:** Passed unanimously.

**NEXT MEETING DATE** - Regular Meeting December 18, 2009

**ADJOURNMENT**

At 10.00 p.m., **MOTION** was made by Councilmember Pina, seconded by Councilmember Thomasson and passed unanimously, to adjourn.

Respectfully submitted,

Autumn Lingle  
Clerk