

REGULAR MEETING DES MOINES CITY COUNCIL

MINUTES

December 22, 2008

The regular meeting of the Des Moines City Council was called to order at 7:32 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 Dan Sherman, Councilmembers Dave Kaplan, Ed Pina, Carmen Scott, Scott Thomasson and Susan White. Also in attendance were City Manager Tony Piasecki, Assistant City Manager Lorri Ericson and Assistant City Attorney Susan Mahoney.

COMMENTS FROM THE PUBLIC

Ross Stuth, Representing Des Moines Police Officer Guild Employees

Police Detective Stuth addressed Council regarding the groups decision to not reduce their 5% COLA to help balance the 2009 budget because they will not be getting new equipment and they need to maintain their personal standard of living. He noted that the group will continue to work with the Council in the coming difficult financial times.

BOARD & COMMITTEE REPORTS & COUNCILMEMBER COMMENTS

Holiday Greetings

Councilmembers Scott, Pina, Sherman and White wished everyone a happy holiday season.

Transportation Benefit District Meeting

Councilmember Kaplan noted the first Board meeting was held earlier tonight and they adopted the new \$20.00 vehicle license fee.

Snow

Several Councilmembers thanked City crews for their efforts in keeping streets safe and passable during recent snow fall.

Economic Times

Several Councilmembers acknowledged that they expect difficult financial times for the next couple of years.

Council's Private Checking Account

Mayor Pro Tem Sherman suggested Council suspend payments into the Account for 2009.

MOTION was made by Mayor Pro Tem Sherman, seconded by Councilmember Kaplan and passed unanimously, to suspend Councilmember payments to the Account for 2009.

PRESIDING OFFICER'S REPORT

Transportation Benefit District - First Board Meeting

Mayor Sheckler announced that Dave Kaplan was elected Chair and Carmen Scott as co-chair. He further acknowledged tough economic times ahead with the cities being hit the hardest.

CONSENT CALENDAR was read by City Manager Piasecki.

1. Motion is to approve the special and regular minutes of December 4, 2008.
2. ~~**Motion is to approve the Interlocal Agreement between the City of Normandy Park and the City of Des Moines for Municipal Court Services and Facilities and to authorize the City Manager to sign the Agreement substantially in the form as submitted.**~~ [Removed by Councilmember Thomasson.]
3. Motion is to approve a Residential Lease Agreement between the City of Des Moines Parks, Recreation and Senior Services Department and Lorraine Cottrell and to have the Residential Lease Agreement signed by the City Manager substantially in the form as submitted.
4. Motion is to authorize the City Manager to sign the continued enrollment authorization to continue participation in the Association of Washington Cities Worker's Compensation Group Retro Program.

Councilmember Thomasson requested Item #2 be removed.

Upon questioning regarding item #4, City Manager advised the City is getting a reimbursement for Administrative Fees each year.

Item #3 - City Manager Piasecki acknowledged that Lorraine Cottrell is a City employee, who demonstrated a desire for the rental after diligent, but unsuccessful advertisement to rent the facility.

MOTION was made by Mayor Pro Tem Sherman, seconded by Councilmember Pina and passed unanimously, to approve the remaining Consent Calendar as read.

REMOVED CONSENT ITEM

Consent Item #2 - Interlocal Agreement between the City of Normandy Park and the City of Des Moines for Municipal Court Services and Facilities

Councilmember Thomasson expressed concern that we have not calculated the right fee and it is too low.

City Manager Piasecki noted overall the fee is not based on the City of Normandy Park renting our Court, but on the amount of volume, the number of crimes that are prosecuted by the Judge and the number of traffic infractions. Also you need to look at how much revenue is being brought in versus the number of infractions and criminal cases that are processed on an annual basis.

MOTION was made by Councilmember Kaplan, seconded by Councilmember White, to approve the Interlocal Agreement between the City of Normandy Park and the City of Des Moines for Municipal Court Services and Facilities and to authorize the City Manager to sign the Agreement substantially in the form as submitted. Motion passed 6 to 1 with Councilmember Thomasson opposed.

OLD BUSINESS

Draft Ordinance No. 08-268 [ASSIGNED NO. 1450] Interlocal Agreement Regarding South Correctional Entity Facility & Development Authority - 1st Reading

Penny Bartley, from the City of Renton, proceeded to review issues raised at the December 4th Council meeting noting the following:

- A definition section has been added noting the Chief Executive Officer is either the Mayor or City Manager as designated by the City
- A formal process for amending the Interlocal
- Discrimination language has made consistent
- Quorum has been increased to five
- One City, one vote rule is constitutional for the type of government being established

MOTION was made by Mayor Pro Tem Sherman, seconded by Councilmember Kaplan, approve Draft Ordinance No. 08-268, authorizing the execution of an Interlocal Agreement relating to the South Correctional Entity Facility and the formation of the South Correctional Entity Facility Public Development Authority and authorize the City Manager to sign it substantially in the form as submitted.

Councilmember Thomasson agrees a regional jail facility is needed, but feels the Council has not had enough input and will not support the agreement.

CALL FOR THE QUESTION: Passed

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

Executive Session - 8:19 p.m.

Mayor Sheckler announced that Council will hold an Executive Session for the purpose of planning or adopting strategies or positions as part of an ongoing collective bargaining process as provided in RCW 42.30.140(4)(b). The Executive Session is expected to last approximately 10 minutes.

No formal action was taken.

At 8:29 p.m. the Executive Session adjourned and Council returned to regular session.

NEW BUSINESS

Draft Ordinance No. 08-275 [ASSIGNED NO. 1451] Amending the 2008 Budget - 1st Reading

MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, to suspend Council Rule 26(b) to consider Draft Ordinance No. 08-275 on first reading. Motion passed unanimously.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, to adopt Draft Ordinance No. 08-275 relating to municipal finance, amending the 2008 budget adopted in Ordinance No. 1419. Motion passed 6 to 1 with Councilmember Thomasson opposed.

Mayor Sheckler read the ordinance by title into the record.

OLD BUSINESS

Draft Ordinance No. 08-255 [ASSIGNED NO. 1452] Adopting 2009 Budget - 1st Reading

City Manager Piasecki called Council's attention to documents produced by Planning, Building and Public Works Director Fredricks proposing ideas to help balance the budget, and distributed a document with the concept of the General Fund employees providing service to the City's Capital Funds in particular the Street, SWM and MCI funds. Discussion ensued regarding various concepts.

At 9:34 p.m. Mayor Sheckler called for a minimum 10 minute break to allow Councilmembers an opportunity to caucus on the various budget issues.

MOTION was made by Councilmember Pina, and seconded, to restore the half-time to full-time Administration position at \$37,687, and include the Federal Government Lobbyist at \$67,000, bringing the negative total to \$135,000, include a combined one time estimate of sales taxes from the Jail Facility and Landmark on the Sound equal to \$150,000, include a Transportation Engineer at \$78,000 and add \$5,000 to RCAA.

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

MOTION was made by Mayor Sheckler and seconded, to suspend Council Rule 26(b) in order to consider Draft Ordinance No. 08-255 on first reading. Motion passed 6 to 1 with Councilmember Kaplan opposed.

MOTION was made by Councilmember White, seconded by Councilmember Pina, to adopt Draft Ordinance No. 08-255 adopting the final budget for the City of Des Moines, Washington, for the fiscal year ending December 31, 2009.

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

Mayor Sheckler read the ordinance by title into the record.

POTENTIAL FUTURE DISCUSSION ITEMS

The following items were proposed by Councilmembers for future discussion and potential action:

- Priorities of Government
- Give staff direction on spending options for one-time monies

Councilmember Scott requested Council consider a generator at the Senior Activity Center as a priority for any one-time monies not already earmarked.

MOTION was made by Councilmember Kaplan, to direct staff to bring back two proposed alternative ordinances to establish a Park and Recreation District, one with the scope of a pool only, and the other on a broader basis.

City Manager advised this is already scheduled for the January 8th Council meeting.

NEXT MEETING DATE

Mayor Sheckler noted the next regular meeting will be January 8, 2009.

ADJOURNMENT

At 10:12 p.m. MOTION was made by Councilmember Pina, seconded by Councilmember Scott and passed unanimously to adjourn.

Respectfully submitted,

Denis Staab
City Clerk