

REGULAR MEETING DES MOINES CITY COUNCIL

MINUTES

October 15, 2009

The regular meeting of the Des Moines City Council was called to order at 7:35 p.m. by Mayor Pro Tem Sherman in the Council Chambers, 21630 11th Avenue South, #B.

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

ROLL CALL - Present: 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, Assistant City Attorney Susan Mahoney, Planning, Building and Public Works Director Grant Fredricks, Parks, Recreation & Senior Services Director Patrice Thorell and Police Chief Roger Baker, Assistant Director of Utilities and Environmental Engineer Loren Reinhold and Interim City Clerk Autumn Lingle.

MOTION was made by Councilmember Kaplan, seconded by Councilmember Thomasson, and passed unanimously, to excuse Mayor Sheckler.

COMMENTS FROM THE PUBLIC:

Florence McMullin, 1018 S. 246th Pl.

Ms. McMullin announced a Meet & Greet Open House Event with State and County representatives of the 33rd legislative district. Senator Karen Kaiser, Representative Dave Upthegrove, Representative Tina Orwell and King County Councilmembers Julia Patterson and Dow Constantine at the Normandy Park Congregational Church, 19247 1st Ave. S., Normandy Park, on Monday October 19 from 6:45 p.m. to 9:00 p.m. Light refreshments served.

Melissa Ponder, 1115 Salt Air Pl. S.

Ms. Ponder noted that World Vision was sponsoring a Relief Fund Raiser and Donation Drive event on October 24, 2009 from 9 a.m. to 1 p.m. at Evergreen High School in White Center to benefit Samoa.

BOARD & COMMITTEE REPORTS & COUNCILMEMBER COMMENTS

- Public, Safety & Transportation Committee Meeting (Gateway Project Issues)
- South King County Economic Development Initiative (SKCEDI)
- Farmers Market Chili Cook-off and final farmers market Saturday, October 31, 2009
- Des Moines Calendars

ADMINISTRATION REPORTS

City Manager Piasecki informed Council that two candidates have been selected as finalists for the City Clerk position.

CONSENT CALENDAR was read by Clerk Lingle.

1. Motion is to approve the special and regular minutes of September 24, 2009 and October 1, 2009.
2. No voucher findings report for this agenda.
3. Motion is to adopt Draft Resolution No. 09-175[*ASSIGNED NO. 1113*], authorizing the withdrawal and release of WSDOT from the June 11, 2004 ILA between King County, the cities

of Des Moines and SeaTac, WSDOT, and the Port of Seattle regarding the construction and operation projects to implement the Des Moines Creek Basin Plan.

4. Motion is to approve the Task Order Supplement with KPFF Consulting Engineers, Inc. for additional design work relating to drainage, permitting, right-of-way easements, and structural design for the North Twin Bridge seismic retrofit and safety upgrades in the amount of \$41,439.00, bringing the total for this task order assignment to \$250,980.00, authorize the City Manager to approve other task order supplements as necessary up to an amount of \$10,000, and further authorize the City Manager or his designee to sign said Task Order Supplement, substantially in the form as submitted.

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

CONTINUED PUBLIC HEARING

Park and Recreation Master Plan - Draft Ordinance No. 08-129

Parks, Recreation & Senior Services Director Thorell gave a PowerPoint presentation providing the Council and public with an overview of the update process and to gather comments and responses.

COMMENTS FROM THE PUBLIC:

Georgie Nupen, 24816 12th Ave S

Ms. Nupen noted that she was a member of the Planning Committee. The Parks Master Plan included citizen input and ideas. She favors a long-term vision for the Parks.

John Rosenlund, 22515 6th Ave S, #502

Mr. Rosenlund (also a member of the Planning Committee) stated the Committee prioritized Park issues and he favors a long-term planning for the Parks.

Mayor Pro Tem Sherman inquired if there were any others wishing to speak, there was none; he then closed the public comment portion of the Public Hearing and then closed the Public Hearing.

DIRECTION/ACTION

MOTION was made by Councilmember Kaplan, seconded by Councilmember Pina, and passed unanimously to continue the discussion regarding Parks& Recreation Master Plan to October 22, 2009 meeting.

A break was taken between 9:13 p.m. to 9:23 p.m.

Mayor Pro Tem Sherman announced an agenda change. New Business #1, Auditorium Bid Award would be place next on the agenda.

NEW BUSINESS

Auditorium Bid Award

Parks, Recreation and Senior Services Director Thorell gave a PowerPoint presentation to Council on the request to Award Bid and enter into an Agreement with Cherry Street Builders, LLC for the purpose of providing site work and construction services for the Des Moines Beach Park Auditorium Rehabilitation project and to adopt a CIP budget amendment for the lower Des Moines Creek project and request a an amendment to the BOLA Architecture + Planning agreement for construction administration and to request a supplement to the agreement with Tetra Tech, Inc. for this project.

DIRECTION/ACTION

MOTION was made by Councilmember White, seconded by Councilmember Thomasson, to move to amend the SWM CIP as shown in Attachment D and include such amendment in the next available budget amendment ordinance.

FRIENDLY AMENDMENT Councilmember Thomasson offered a friendly amendment to Councilmember White's motion to amend SWM CIP 2009 as shown in Attachment D include such amendment in the next available budget amendment ordinance. The maker and seconder accepted it.

MOTION was made by Councilmember Thomasson, seconded by Councilmember Kaplan, to change the amount for the floodwall and berm so that SWM should not pay more than \$90,000.00 and any additional will be covered by MCI for Schedule C . Passed unanimously.

VOTE ON MAIN MOTION: Passed unanimously.

MOTION was made by Councilmember White, seconded by Councilmember Scott, to authorize the award of the contract for site work and construction services for the Des Moines Beach Park Auditorium Rehabilitation Project to Cherry Street Builders, LLC, Schedule A, B1, B2, and C for a total project cost of \$883,982 and Alternates A1, A2, A3 for a total project cost of \$38,644.74 including sales tax plus a 10% contingency and to authorize the City Manager to sign said contract substantially in the form as submitted.

SUBSTITUTE MOTION was made by Councilmember Thomasson, seconded by Councilmember White, to authorize the award of the contract for site work and construction services for the Des Moines Beach Park Auditorium Rehabilitation Project to Cherry Street Builders, LLC, Schedule A, B1, B2, and C for a total project cost of \$883,982 including sales tax and Alternates A1, A2, A3 for a total project cost of \$38,644.74 including sales tax and to authorize the City Manager to sign said contract substantially in the form as submitted and to further authorize the City Manager to approve change orders up to 10% of contract amount. Passed unanimously.

MOTION was made by Councilmember Thomasson, seconded by Councilmember White, to authorize the addendum of the contract with BOLA Architecture + Planning for additional construction administration services for the Des Moines Beach Park Auditorium Rehabilitation Project in the amount of \$33,477, bringing the contract dated June 26, 2009 in the original contract amount of \$84,014 to a new contract amount of \$117,491 and to authorize the City Manager to sign said contract substantially in the form as submitted. and to authorize the City Manager to approve change orders up to an amount of \$3,348.00. Passed unanimously.

MOTION was made by Councilmember White, seconded by Councilmember Pina, approve Supplement 2 of the contract with Tetra Tech, Inc. for additional design and construction administration services for the Lower Des Moines Creek Channel Modifications Project in the amount of \$51,402.00 bringing the contract dated July 31, 2007 in the original contract amount of \$58,011, supplemented by Supplement 1 approved on April 3, 2008 in the amount of \$271,051 to a new contract amount of \$380,464 and maximum payable amount of \$385,604 and to authorize the City Manager to sign said contract substantially in the form as submitted and to further authorize the City Manager to sign change orders in an amount not to exceed \$5,140. Passed unanimously.

OLD BUSINESS

2010 General & Street Funds Budget Balancing Strategies

City Manager Piasecki commented cuts would need to be made in order to balance the budget. He mentioned reductions within the Police Department and he discussed the Levy Lid Lift. Chief Baker presented four potential cuts in the Police Department that totaled \$886,505. Chief Baker recapped the last six years of the department. He noted the past support of the Council for the police and thanked them. He discussed positions, technology and vehicles concerning the 2010 budget and the impact of reducing the police budget would have on the community.

MOTION was made by Councilmember Thomasson, seconded by Councilmember Pina, to extend the meeting to 10:45 p.m. Passed unanimously.

2010-2015 CIP Marina & SWM – [moved to October 22, 2009 meeting]

MOTION was made by Councilmember Kaplan, seconded by Councilmember Thomasson, to have Mayor Sheckler reschedule this item for a later date. Passed unanimously.

NEXT MEETING DATE – Regular meeting October 22, 2009

ADJOURNMENT

At 10:45 p.m., **MOTION** was made by Mayor Pro Tem Sherman, seconded by Councilmember Kaplan, and passed unanimously, to adjourn.

Respectfully submitted,

Autumn Lingle
Interim City Clerk