

MINUTES

REGULAR MEETING DES MOINES CITY COUNCIL

March 24, 2011 - 7:30 p.m.

CALL TO ORDER - Mayor Sheckler called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE – The flag salute was led by Councilmember Scott.

ROLL CALL

Present were Mayor Sheckler; Mayor Pro-Tem Kaplan; Councilmembers Scott Thomasson, Dan Sherman, Matt Pina, Melissa Musser and Carmen Scott.

Staff present were City Manager Tony Piasecki; City Attorney Pat Bosmans; Assistant City Attorney Tim George; Finance Director Paula Henderson; Planning Manager Denise Lathrop; Land Use Planner Laura Techico; Land Use Planner Jason Sullivan; Clerk Autumn Lingle.

CORRESPONDENCE

There was no correspondence.

COMMENTS FROM THE PUBLIC:

There were no comments from the public.

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Scott

- Brothers with Different Mothers Comedy Team at Highline Community College

Mayor Pro-Tem Kaplan had no report.

Councilmember Musser

- Municipal Facilities Committee
- Draft Intergrated Des Moines Beach Park & Marina Business Development Plan

Councilmember Pina

- SeaMar Redevelopment in Des Moines

Councilmember Sherman

- Frank Ehle Memorial Event
- Public Board of Health Committee Meeting
- Suburban Cities Association Meeting

Councilmember Thomasson had no report.

PRESIDING OFFICER'S REPORT

Mayor Sheckler

- Tina Orwell, Democrat, Representative for the 33rd District discussed House Bill #1997.

ACTION/DIRECTION

MOTION was made by Mayor Sheckler to have Council adopt a letter of support for House Bill #1997 to be sent to the Speaker of the House and the Chair of the Senate Ways and Means Committee, Councilmember Musser, second. The motion passed 5-2. Councilmember Sherman voted no because

funds would not come directly to the City of Des Moines. Councilmember Thomasson did not support the motion because a super majority vote is needed to pass this type of tax.

Mayor Sheckler officially announced he will run for election again.

ADMINISTRATION REPORTS

City Manager Piasecki

- S.C.O.R.E. Right-of- Way funds
- Port of Seattle road purchase in Port buyout area
- Matrix review of Police Department
- Temporary Closing of 216th

Part 150 Noise Study Briefing - Port of Seattle

Rob Adams with Landrum & Brown, Inc. provided a PowerPoint presentation.

Council discussion followed.

CONSENT CALENDAR

Item 1: APPROVAL OF MINUTES

Motion is to approve minutes from the meeting of March 10, 2011

Item 2: Item 2: APPROVAL OF FINDINGS:

Motion is to approve 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, which have been recorded on a listing and made available to the City Council:

Claim checks \$ 809,552.73

Payroll fund transfers in the total amount of \$ 446,664.60

Total certified Wire Transfers, Voids, A/P & Payroll vouchers are \$ 1,256,217.33

Item 3: Solid Waste License Period – Removal of Maximum License Period Cap

Motion 1 is to suspend Rule 26 (a) in order to enact Draft Ordinance No. 11-032 on first reading.

Motion 2 is adopt Draft Ordinance No. 11-032 amending DMMC 7.08.050 removing the maximum license period established for solid waste collection licenses.

Item 4: Request for Additional Contingency Funds to Complete Marina Water Main Replacement

Motion is to authorize an additional \$1500 in contingency funding for the Water Main Replacement Project and authorize the staff to pay for the remaining tasks for the completion of the project, subject to the City Manager's approval.

ACTION/DIRECTION

Councilmember Musser moved approval of the Consent Agenda as presented; Mayor Pro-Tem Kaplan, second. The Consent agenda was approved by a unanimous vote.

Mayor Sheckler announced a 10-minute break at 8:52 p.m. Council reconvened at 9:02 p.m.

PUBLIC HEARING

Draft Ordinance No.10-117, Sign Code

Senior Land Use Planner Jason Sullivan provided a PowerPoint presentation on upgrading recent sign codes.

Mayor Sheckler closed the Public Hearing.

ACTION/DIRECTION

MOTION was made by Councilmember Pina to pass Draft Ordinance 10-117 amending the City's Sign Code to a second reading on April 14, 2011, Mayor Pro-Tem Kaplan, second. Vote was unanimous.

OLD BUSINESS

1. Draft Ordinance No. 11-014, Update DMMC to Reflect Actual Financial Accounting
Finance Director Paula Henderson explained that Draft Ordinance No. 11-014 repeals sections of chapter 3.48 DMMC for funds that are no longer in use.

ACTION/DIRECTION

Motion 1: was made by Mayor Pro-Tem Kaplan to suspend Rule 26 (a) in order to enact Draft Ordinance No. 11-014 on first reading, Councilmember Musser, second. Vote was unanimous.

Motion 2: was made by Mayor Pro-Tem Kaplan to enact Draft Ordinance No. 11-014, relating to revenue and finance and repealing DMMC 3.48.010, 3.48.020, 3.48.040, 3.48.060, 3.48.080, 3.48.100, and 3.48.110, Councilmember Musser, second. Vote was unanimous.

NEW BUSINESS

1. Draft Ordinance No. 10-137 relating to Junk Vehicles.
Assistant City Attorney Tim George presented proposals to amend current junk vehicle ordinance.

ACTION/DIRECTION

MOTION was made by Mayor Pro-Tem Kaplan, to suspend Rule 26(a) in order to enact Draft Ordinance No. 10-137 on first reading, Councilmember Scott, second. Vote was unanimous.

MOTION was made by Mayor Pro-Tem Kaplan, to enact Draft Ordinance No. 10-137 clarifying and updating enforcement mechanisms to reduce the number of junk vehicles on private property. Councilmember Scott, second.

Amendment to the Motion was made by Councilmember Sherman on Ordinance page 8 of 9, under violation penalty, to eliminate number 2. Motion failed 2 to 5.

Amendment to the Motion was made by Mayor Pro-Tem Kaplan to reinstate on page 4 subsection 3, but with a 10-day time period. Motion passed 6 to 1, with Councilmember Musser opposed.

MAIN MOTION passed 6 to 1, with Councilmember Sherman voting no because penalty is too severe.

NEW BUSINESS (see Presiding Officers Report)

2. SHB 1997 – An act relating to providing economic development by funding tourism promotion, workforce housing, art and heritage programs, and community development

NEXT MEETING DATE – March 26, 2011 (City Council Retreat in City Council Chambers).

ADJOURNMENT

Mayor Pro-Tem Kaplan moved to adjourn; Councilmember Scott, second. The vote to adjourn was unanimous. The meeting was adjourned at 10:14 p.m.

Respectfully submitted,
Autumn Lingle
Clerk