

**MINUTES  
REGULAR MEETING  
DES MOINES CITY COUNCIL  
October 14, 2010 - 7:30 p.m.**

CALL TO ORDER - Mayor Sheckler called the meeting to order at 7:36 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Mayor Pro-Tem Kaplan.

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

Staff present were City Manager Tony Piasecki; Assistant City Attorney Susan Mahoney; Finance Director Paula Henderson; Parks, Recreation and Senior Services Director Patrice Thorell; Development Services Manager Robert Ruth; Assistant Director of Utilities and Environmental Engineer Loren Reinhold and Acting City Clerk Autumn Lingle.

CORRESPONDENCE

There was no correspondence.

COMMENTS FROM THE PUBLIC:

There were no public comments.

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Scott stated the Finance & Economic Development Committee met and discussed a list of proposed Code Changes presented by Planning, Building and Public Works Department. She noted that Downtown Stakeholders Group will be at the next Committee meeting along with Marion Yoshino, City of Des Moines Economic Development Coordinator. The Poverty Bay Arts Festival was a resounding success according to the Arts Commission Board. The first of the Waterland Arts & Music Series is beginning on November 16, 2010.

Mayor Pro-Tem Kaplan attended a briefing for elected officials at Valleycom and the exit interview for the City audit.

Councilmember Musser praised Des Moines Marina Facebook page, citizen groups and volunteers for their dedication and hard work. She thanked the Des Moines Marina Tenants Association and Three Tree Point Yacht Club for their donation of brand new LED Christmas lights to the Marina.

Councilmember Pina was present at the Suburban Cities Public Issues Committee (PIC) meeting. Discussion included policy positions for the Regional Transit Task Force, an increase in the Hazardous Waste Program and the Metropolitan Business Plan for energy efficiency, among other topics.

Councilmember Sherman requested that the Sewer District provide a report to the Council on their downtown project. He commented on the remarkable Chilean Miners rescue.

Councilmember Thomasson had no reports.

PRESIDING OFFICER'S REPORT

Mayor Sheckler attended the tour of Valleycom with Mayor Pro-Tem Kaplan. He was highly impressed by the facility. He stated the Washington State Auditors Office Report for the City of Des Moines found no findings or management letter items. He complimented City of Des Moines Finance Director Paula Henderson and her staff on their excellent performance.

## ADMINISTRATION REPORTS

City Manager Piasecki noted the City has issued its RFP for the Police Department Assesment/Audit. The City is in the process of winnowing it down and hope to have someone on board by the first two weeks of November. The AWC Regional meeting is being held in Kent on October 27, 2010. If any Councilmember wishes to attend please notify him or Sue Bowman, Executive Assistant. The City submitted a 4.9 million dollar grant request to the Federal Economic Development Administration. These funds would be used to construct the 24<sup>th</sup> Avenue South improvements. It would represent fifty percent of the overall cost. The Federal Highway Administration approved the City's March request for categorical exemption to the National Environmental Protection Act. The City received support letters from PSRC, Julia Patterson, all three members of the 33<sup>rd</sup> Legislative delegation and Midway Sewer District for this project. He thanked City Employees Denise Lathrop, Linda Wright and Consultant Len Madsen for their help in submitting the grant application.

Senior Services Advisory Committee Presentation was presented by Mack Van Wyk, Normandy Park representative of Des Moines Senior Center. A 2010 review, future goals, drug disposal and Latino programs were among his topics of discussion.

## CONSENT CALENDAR

Item 1: 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 which has been made available to the City Council.

Claim checks in the total amount of \$ 1,301,978.61

Payroll fund transfers in the total amount of \$ 439,799.55

Certified Wire Transfers, Voids, A/P & Payroll vouchers total \$ 1,741,778.16

Item 2: Agreement with Department of Corrections for Narcotics Training

Motion is to approve the agreement between the City of Des Moines and the Washington State Department of Corrections and the City of Des Moines for the purpose of the Department of Corrections providing canine training to a Commissioned Des Moines Police Officer for the sum of one thousand five hundred dollars (\$1,500.00).

Item 3: Construction Contingency Increase for the Field House Park Ballfield  
#1 Expansion Project

Motion is to approve increasing the Des Moines Field House Park Ballfield #1 Expansion Project Construction contingency in the amount of \$17,300.00 and further to authorize the City Manager to sign change orders for unforeseen conditions up to this amount.

## DIRECTION/ACTION

Councilmember Thomasson removed Item 3.

MOTION was made by Councilmember Sherman, seconded by Mayor Pro-Tem Kaplan, to approve remaining calendar. Passed unanimously.

Councilmember Thomasson voiced concern about overspending for Item 3. Parks, Recreation and Senior Services Director Thorell explained that significant issues (concrete removal & disposal, old pipes, misplaced waterlines, etc.) drove up the cost of construction. He requested greater detail on Consent Calendar Items and motions in future Council packets.

## DIRECTION/ACTION

MOTION was made by Mayor Pro-Tem Kaplan, seconded by Councilmember Musser, to approve increasing the Des Moines Field House Park Ballfield #1 Expansion Project construction contingency in the amount of \$17,300.00 for a total contracted amount of \$2,890,461.00 and to further authorize the City Manager to sign change orders for unforeseen conditions up to this amount. Passed unanimously.

## OLD BUSINESS

1. 2<sup>nd</sup> Reading Ordinance Amending Marina District Commercial Chapter of Zoning Code. Develop Services Manager Robert Ruth provided a PowerPoint presentation. A discussion with Council followed.

## DIRECTION/ACTION

MOTION was made by Councilmember Musser, seconded by Mayor Pro-Tem Kaplan, to approve Draft Ordinance No. 10-129 [*Assigned No. 1493*] amending the DC zone text relating to accessory, permitted, conditional, and unclassified uses.

AMENDED MOTION was made by Councilmember Scott, seconded by Councilmember Sherman, to strike from Draft Ordinance 10-129 on page 6 of 20, bottom of the page, paragraph (c), the shaded area after the word association.

SUBSTITUTE AMENDED MOTION was made by Mayor Pro-Tem Kaplan, accepted by maker and seconder, to leave the shaded area and add after it the sentence 'within three years of the commencement of such use.' Passed 4 to 3, with Councilmember Musser, Pina and Thomasson opposed.

AMENDED MOTION was made by Councilmember Pina, seconded by Councilmember Musser, to remove from Draft Ordinance 10-129 page 12 of 20, paragraph (v) the word 'behind retail.'

SUBSTITUTE AMENDED MOTION was made to remove the word 'behind' only. Accepted by maker and seconder.

VOTE ON MAIN MOTION: Passed 6 to 1. Councilmember Thomasson opposed.

MOTION was made by Councilmember Thomasson, seconded by Councilmember Sherman, to have the City send letters to property owners, businesses where they will become nonconforming or substantial rules affecting their properties have changed. Passed unanimously.

At 9:24 p.m. Mayor Sheckler announced a 10 minute break and left the meeting. The meeting reconvened at 9:34 p.m. with Mayor Pro-Tem Kaplan chairing the remainder of the session.

## NEW BUSINESS

1. 2010 AND 2011 Revenue Estimates from All Sources

Finance Director Paula Henderson gave a slide presentation profiling the current financial status and forecasting the future revenue for the Council. City Manager Piasecki discussed the ramifications of initiatives 1100, 1105 and 1082 on the City's finances. He commented on having a competitive bid on solid waste service for the City.

2. 2011 Budget Balancing Strategies

Finance Director Paula Henderson and City Manager Piasecki discussed budget balancing strategies which included new revenues, deferring equipment replacement assessments, reduction of position hours and elimination of certain positions among other tactics.

3. **SWM CIP – Moved to October 21, 2010 meeting.**  
*Staff Report: Assistant Director of Utilities & Environmental Engineering Loren Reinhold*
  
4. **Marina CIP – Moved to October 21, 2010 meeting.**  
*Staff Report: Harbormaster Joe Dusenbury*

NEXT MEETING DATE – October 21, 2010

ADJOURNMENT– The meeting was adjourned by gavel at 10:30 p.m.

Respectfully submitted,

Sandy Paul CMC  
City Clerk