

## MINUTES

**DES MOINES CITY COUNCIL  
REGULAR MEETING  
City Council Chambers  
21630 11<sup>th</sup> Avenue South, Des Moines**

**July 11, 2019 – 7:00 p.m.**

### CALL TO ORDER

Mayor Pina called the meeting to order at 7:02 p.m.

### PLEDGE OF ALLEGIANCE

The flag salute was led by Deputy Mayor Pennington.

### ROLL CALL

Council present: Mayor Matt Pina; Deputy Mayor Vic Pennington; Councilmembers Traci Buxton, Luisa Bangs, Robert Back, Jeremy Nutting and Matt Mahoney.

Staff present: City Manager Michael Matthias; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; City Attorney Tim George; Assistant City Attorney Matt Hutchins; Harbormaster Scott Wilkins; Finance Director Beth Anne Wroe; Police Chief Ken Thomas; Commander Mike Graddon; Public Works Director Brandon Carver; Transportation & Engineering Services Manager Andrew Merges; Planning & Development Services Manager Denise Lathrop; Principal Planner Laura Techico; Land Use Planner II Jason Woycke; City Clerk/Communications Director Bonnie Wilkins; Deputy City Clerk Taria Keane

### CORRESPONDENCE

- There were no correspondences.

### ADMINISTRATION REPORT

- Chief Thomas and Commander Graddon gave Council a PowerPoint Presentation debriefing them on the 4<sup>th</sup> of July.
- Chief Operations Officer Brewer updated Council on the Redondo Pier closure.
- Chief Operations Officer Brewer acknowledged Construction, Engineering and Right-of-Way Inspector Dave Maresh's Retirement after 35 years.
- Transportation & Engineering Services Manager Merges gave an update on the Marina Bulkhead Project to Council.

### COMMENTS FROM THE PUBLIC

- Jim Langston, Des Moines, Beach Park
- Steve Edmiston, Des Moines, Woodmont – Aviation Impact Study
- JC Harris, Des Moines, Airport
- Earnest Thompson, Normandy Park, Fireworks

### PRESIDING OFFICER'S REPORT

- Bill Linscott speaking on behalf of Des Moines Marina Tenant Association updated the Council on the Waterland Festival.
- Commissioner Fred Felleman and Andy Gregory with the Port of Seattle gave a power point presentation to Council on the South King County Fund Program.

At 8:30 p.m. Council took a 9 minute break, and resumed the meeting at 8:39 p.m.

## **BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS**

Deputy Mayor Vic Pennington

- City of Des Moines 60<sup>th</sup> Anniversary Celebration

Councilmember Mahoney

- City of Des Moines 60<sup>th</sup> Anniversary Celebration
- 4<sup>th</sup> of July
- Transportation Committee
- Waterland Festival

Councilmember Back

- SR509
- The Bet Chaverim Synagogue 30 year anniversary
- AWC Annual Conference
- Smoke on the Water

Councilmember Bangs

- City of Des Moines 60<sup>th</sup> Anniversary Celebration
- South King Housing and Homeless Partnership Executive Board Meeting

### **Direction/Action**

**Motion** made by Councilmember Bangs to remand HP1406 to the Economic Development Committee for further in-depth discussion; seconded by Councilmember Nutting.  
Motion passed 7-0.

- Police Advisory Board

Councilmember Nutting

- Thanked Council for being excused to visit family
- Commented on Consent Calendar Item #4

Councilmember Buxton

- Growth Management Policy Board
- Environment Committee
- Commented on Consent Calendar Item #2, Item #3, and Item #4

## **NEW BUSINESS**

Item 1:

EQUIPMENT PURCHASE

Staff Presentation:

Public Works Director Brandon Carver

Public Works Director Carver gave Council a PowerPoint Presentation.

**Direction/Action**

**Motion 1** made by Councilmember Back to approve the purchase of utility vehicles and equipment identified in Attachments 1 through 4 for the total amount of approximately \$167,000 and authorize the City Manager or designee to sign subsequent purchase orders; seconded by Councilmember Bangs.  
Motion passes 7-0.

**Motion 2** made by Councilmember Bangs to direct staff to forward a budget amendment for the purchase of this equipment; seconded by Councilmember Back.  
Motion passed 7-0.

- Item 2: MARY GAY, SONJU AND VAN GASKEN PARK ENHANCEMENTS: REMOVAL OF NON-PARK RELATED STRUCTURES  
Staff Presentation: Public Works Director Brandon Carver

Public Works Director Carver gave a PowerPoint Presentation to Council.

**Direction/Action**

**Motion 1** made by Councilmember Nutting to direct administration to demolish the existing residential structure at Mary Gay Park (formerly Bundy property), in order to provide on-site parking and other amenities for the park; seconded by Councilmember Bangs.  
Motion passes 7-0.

**Motion 2** made by Councilmember Nutting to direct administration to demolish the existing residential structures at Sonju Park, in order to provide on-site parking and other amenities for the park; seconded by Councilmember Buxton.  
Motion passed 7-0.

**Motion 3** made by Councilmember Nutting to direct administration to demolish the existing garage structure at Van Gasken Park; seconded by Deputy Mayor Pennington.  
Motion passes 7-0.

**Motion 4** made by Councilmember Mahoney to direct staff to budget amendment reflecting the park related enhancements; seconded by Deputy Mayor Pennington.  
Motion passed 7-0.

- Item 3: DRAFT ORDINANCE NO. 19-024: DES MOINES MEMORIAL DRIVE SOUTH AND SOUTH 200<sup>TH</sup> INTERSECTION IMPROVEMENT PROJECT AUTHORIZATION FOR CONDEMNATION  
Staff Presentation: Public Works Director Brandon Carver

Public Works Director Carver gave Council a PowerPoint Presentation.

**Direction/Action**

**Motion 1** made by Councilmember Nutting to suspend Council Rule 26(a) in order to enact Draft Ordinance 19-024 on first reading; seconded by Councilmember Back.  
Motion passes 7-0.

**Motion 2** made by Councilmember Nutting to amend Draft Ordinance 19-024 to remove references to Exhibit A-1; seconded by Councilmember Back.  
Motion passed 7-0.

**Motion 3** made by Councilmember Bangs to enact Draft Ordinance No 19-024 as amended, directing the City Attorney to prosecute the eminent domain action in King County Superior Court in a manner provided by law to condemn, take, damage and appropriate real property in a manner necessary to carry out the provisions of this Ordinance; seconded by Councilmember Back.  
Motion passes 7-0.

Item 4: DRAFT ORDINANCE 18-107 SMALL CELL FACILITIES FRANCHISE AGREEMENT WITH EXTENET SYSTEMS, INC., FIRST READING  
Staff Presentation: City Attorney Tim George

City Attorney George gave a PowerPoint Presentation to Council.

**Direction/Action**

**Motion 1** made by Councilmember Nutting to pass Draft Ordinance No 18-107 to a second reading on the next available City Council agenda; seconded by Councilmember Buxton.  
Motion passes 7-0.

**PUBLIC HEARING/CONTINUED PUBLIC HEARING**

Item 1: THIRD READING AND CONTINUED PUBLIC HEARING TO CONSIDER DRAFT ORDINANCE NO. 19-048 RELATING TO ZONING, AMENDING THE USE TABLE IN DMMC 18.52.010B, ADDING AND REVISING DEFINITIONS IN DMMC 18.01.050  
Staff Presentation: Chief Strategic Officer Susan Cezar

This Public Hearing was opened at the May 9, 2019 City Council Meeting.

Chief Strategic Officer Cezar gave Council a PowerPoint Presentation.

Mayor Pina asked 3 times if anyone wished to speak. Seeing none Mayor Pina asked Council if they had any questions.

Mayor Pina closed the Public Hearing at 9:40 p.m.

**Direction/Action**

**Motion** made by Councilmember Nutting to enact Draft Ordinance No. 19-048 amending the use table in DMMC 18.52.010B and adding and revising definitions in DMMC 18.01.050 to make the interim zoning controls enacted by Ordinance 1714 permanent; seconded by Deputy Mayor Pennington.  
Motion passed 7-0.

**OLD BUSINESS**

Item 1:

SECOND READING OF DRAFT ORDINANCE NO. 19-010 RELATED TO THE CITY OF DES MOINES SHORELINE MASTER PROGRAM PERIODIC REVIEW AND AMENDMENT

Staff Presentation: Land Planner II Jason Woycke

Land Planner II Woycke gave a PowerPoint Presentation to Council.

**Direction/Action**

**Motion** made by Councilmember Buxton to enact Draft Ordinance No. 19-010 amending the City's Shoreline Master Program and DMMC 16.20.010; seconded by Councilmember Nutting.  
Motion passed 7-0.

**Direction/Action**

**Motion** made by Councilmember Mahoney to extend the Council Meeting 20 Minutes bring the Meeting until 10:20 p.m.; seconded by Councilmember Back.  
Motion Passed 7-0.

**CONSENT CALENDAR**

Item 1:

APPROVAL OF VOUCHERS

**Motion** is to approve for payment vouchers and payroll transfers through July 3, 2019 included in the attached list and further described as follows:

Total A/P Checks/Vouchers #157947-158089	\$1,352,548.49
Void Checks from Previous Check Runs	\$ (367.92)
Electronic Wire Transfers # 1267-1273	\$ 220,978.69
Payroll Checks # 19205-19222	\$ 6,704.05
Payroll Direct Deposit #270001-270185	\$ 373,445.70
Total Checks and Wires for A/P and Payroll:	\$1,953,309.01

Item 2:

24<sup>TH</sup> AVENUE SOUTH & SOUTH 208<sup>TH</sup> STREET INTERSECTION IMPROVEMENTS: CONSULTANT ON-CALL AGREEMENT TASK ASSIGNMENT FOR ENGINEERING SERVICES

**Motion** is approve the 2018-2019 On-Call General Civil Engineering Services Task Order #2018-10 with KPG Inc. to provide engineering services for the 24<sup>th</sup> Avenue South & South 208<sup>th</sup> Street Intersection Improvements Project in the amount of \$59,913.00, and further authorize the City Manager to sign said Contract substantially in the form as submitted.

Item 3:

PACIFIC HEIGHTS PUD FINAL PLAT

**Motion** is to adopt Draft Resolution No. 19-077 approving the final plat entitled "Pacific Heights," City File No. LUA2012-0001.

- Item 4:           **COMPENSATION FOR NON-REPRESENTED EMPLOYEES**  
Motion is to adopt Draft Resolution No. 19-072 regarding compensation for non-represented employees from January 1, 2019, through December 31, 2019, providing wage increases which are equitable in comparison to the Des Moines Police Guild Collective Bargaining Agreement.

**Direction/Motion**

Motion made by Councilmember Nutting to approve the consent calendar; seconded by Councilmember Bangs.  
Motion passed 7-0.

**EXECUTIVE SESSION**

At 9:50 p.m. Council went into Executive Session. The purpose of the Executive Session was discuss Property Acquisition under RCW 42.30.110(1)(b) and Potential Litigation under RCW 42.30.110(1)(i). Those in attendance: Mayor Pina; Deputy Mayor Pennington; Councilmembers Bangs, Buxton, Mahoney, Nutting and Back; City Manager Matthias; Chief Operations Officer Brewer; Chief Strategic Officer Cezar; City Attorney George; Chief Thomas; Finance Director Wroe; City Clerk/Communication Director Wilkins. The Executive Session was expected to last 30 minutes.

At 10:20 p.m. Mayor Pina extended the Executive Session an additional 5 minutes.

The Executive Session concluded at 10:25 p.m.

The Executive Session lasted 35 Minutes.

No Formal action was taken.

**NEXT MEETING DATE:**

August 8, 2019 City Council Budget Retreat.

**ADJOURNMENT**

The meeting adjourned at 10:25 p.m.

Respectfully Submitted,  
Taria Keane  
Deputy City Clerk