

## MINUTES

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

**January 30, 2014 – 7:00 p.m.**

### CALL TO ORDER

Mayor Kaplan called the meeting to order at 7:00 p.m.

### PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Sheckler.

### ROLL CALL

Council present: Mayor Dave Kaplan; Mayor Pro Tem Matt Pina; Councilmembers Jeremy Nutting, Melissa Musser, Jeanette Burrage, Bob Sheckler and Vic Pennington.

At 7:03 p.m. Councilmember Burrage joined the meeting.

Staff present: Assistant City Manager Lorri Ericson; City Attorney Pat Bosmans; Engineering Services Manager Brandon Carver; SWM Utility Manager Loren Reinhold; Planning, Community Development Manager Denise Lathrop; City Clerk Bonnie Wilkins.

### CORRESPONDENCE

There were no correspondences.

### COMMENTS FROM THE PUBLIC

- Amy Farquhar, 21937 7<sup>th</sup> Avenue S #222, introduced her new business, Sugars Gelato, to Council and passed out samples.
- J.C. Harris, 21834 12<sup>th</sup> Avenue S, is opposed to the paid parking proposal at the Marina and suggested Council market the Marina to increase revenue.
- Steve Comstock, 3402 I Street NE, Auburn, Coldwell Banker Commercial, working with Staff to develop a parcel of property on 259<sup>th</sup> & Pacific Highway South.
- Robert Hicks, 834 S 195<sup>th</sup> Street, is concerned about crime in his neighborhood and the lack of police presence.

### BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Pennington:

- No Comment.

Councilmember Sheckler:

- Here to support Title 18.
- Arts Commission:
  - Grant opportunities.
  - Sad to hear Florence McMullin is no longer on Arts Commission.
- Go Hawks!

Councilmember Burrage:

- Go Hawks!
- South County Transportation Board.

Councilmember Pina:

- Master Builder's Elected Official Reception.
  - Met with other elected officials to talk about opportunities in Des Moines.
- Finance & Economic Development Committee:
  - Pacific Highway South Charter & Work Program.
  - Mixed Use Projects in Marina District.
  - Review of Fee Simple Ordinance.

Councilmember Musser:

- Municipal Facilities Committee:
  - Named Committee Chair.
  - Update on Request for Qualifications.
    - Meeting on February 12 with Goodfit Development and Weslead Capital.
  - Dining Hall Project Update:
    - Pre-Construction Planning.
- Arts Commission:
  - Presentation from Nancy Stephan, Art on Poverty Bay Outdoor Sculpture Gallery:
    - New sculptures for 2014 Art season.
    - Art around town for sale.
- Marina and Beach Park Paid Parking.
- Spoke at Pacific Middle School.
- Poverty Bay Wine Festival February 28-March 2<sup>nd</sup> at Landmark on the Sound.

Councilmember Nutting:

- Enrollment Growth and Facility Needs:
  - Met at Pacific Middle School.

**PRESIDING OFFICER'S REPORT**

- Marina Paid Parking Open House:
  - Building height discussion.
- School District Open House.
- Association of Washington Cities Day:
  - Elected Officials met with Representatives:
    - Transportation Improvements and Funding.
    - Fair Distribution of sales tax and streamline sales tax.
    - Funding the Public Works Trust Fund.
  - Special meeting of the King County Council:
    - Public Hearing on proposed Ordinances:
      - Transportation Issues.
- Loren Reinhold will continue as the City's Representative to the Water Resource Inventory Area 9.
- Working Washington:
  - Asking Council to support the \$15 per hour minimum wage.
- Thanked Dr. Alexander Szabo and Dorothy Smith for volunteering to serve on the Human Services Advisory Committee.

- Acknowledged Novella Perry, Rita Lambert and Victor Anderson for serving on the Senior Services Advisory Committee.
- Presented Marta Kalve a plaque for her outstanding service and dedication to the Human Services Advisory Committee.

### **ADMINISTRATION REPORT**

There was no Administration Report.

Mayor Kaplan took Public Hearing Item 1 out of order to accommodate Councilmember Sheckler's vacation schedule.

### **PUBLIC HEARING/CONTINUED PUBLIC HEARING**

Item 1: AMENDMENTS TO TITLE 18 DMMC, THE ZONING CODE  
Staff Presentation: City Attorney Pat Bosmans

City Attorney Bosmans gave a brief presentation to Council on continued Amendments to Title 18 and explained some omissions that are now back in the Ordinance.

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

Mayor Kaplan closed the Public Hearing at 7:41 p.m.

#### **Direction/Action**

**Motion** made by Councilmember Sheckler to suspend Rule 26(a) in order to enact Draft Ordinance No. 13-170 on first reading; seconded by Mayor Pro Tem Pina. The motion passed 7-0.

**Motion** made by Councilmember Sheckler to enact Draft Ordinance No. 13-170, repealing and replacing Title 18 DMMC, the Zoning Code; seconded by Councilmember Nutting. The motion passed 7-0.

**Motion** made by Councilmember Sheckler to amend Draft Ordinance No. 13-170 to include Chapters 18.100, B-C Business Commercial Zone and 18.120, C-G General Commercial Zone and to amend the Draft Ordinance at p. 95 in the Residential Zone Primary Uses Tables 18.52.010A in Townhouse Development under RM-900 to read: P/L[15]; seconded by Councilmember Nutting.

The motion as amended passed 7-0.

Mayor Kaplan read Draft Ordinance 13-170 into the record.

At 7:46 p.m. Councilmember Sheckler left the meeting.

## EXECUTIVE SESSION

At 7:46 p.m. Council went into an Executive Session. The purpose of the Executive Session was to discuss pending litigation under RCW 42.30.110 and the settlement pending in the matter before the Pollution Control Hearing Board No. 12-097c under RCW 42.30.110(1)(i). In attendance were Mayor Kaplan; Mayor Pro Tem Pina; Councilmembers Burrage, Musser, Nutting and Pennington. Also in attendance were Assistant City Manager Lorri Ericson; City Attorney Pat Bosmans; Assistant City Attorney Tim George; Planning, Building and Public Works Director Dan Brewer and SWM Utility Manager Loren Reinhold. The Executive Session concluded at 8:00 p.m.

The Regular Council Meeting resumed at 8:01 p.m.

## CONSENT AGENDA

- Item 1: 2014 CITY COUNCIL VISION, MISSION STATEMENT, GOALS AND STRATEGIC OBJECTIVES  
Motion is to adopt the Vision, Mission Statement, Goals and Strategic Objectives as amended by the City Council at the January 11, 2014 Council goal setting retreat.
- Item 2: APPROVAL OF VOUCHERS  
Motion is to approve for payment vouchers and payroll transfers included in the attached list and further described as follows:  
Claim Checks: \$2,021,742.87  
Payroll Fund Transfers: \$856,275.89  
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers: \$2,878,018.76
- Item 3: MAYORAL APPOINTMENT TO THE HUMAN SERVICES ADVISORY COMMITTEE  
Motion is to confirm the Mayoral appointment of Dr. Alexander G. Szabo to a two year term on the Human Services Advisory Committee, effective immediately and expiring on December 31, 2015.
- Item 4: MAYORAL APPOINTMENTS TO THE SENIOR SERVICES ADVISORY COMMITTEE  
Motion is to confirm the Mayoral appointment of Dorothy Smith to a four-year term on the City of Des Moines Senior Services Advisory Committee effective February 1, 2014 and expiring on December 31, 2017 and the Mayoral appointment of Jeanne Serrill to an unexpired term on the City of Des Moines Senior Services Advisory Committee effective February 1, 2014 and expiring on December 31, 2015.
- Item 5: DRAFT RESOLUTION NO. 14-006, SURPLUS OF PROPERTY – VEHICLES  
Motion is to adopt Draft Resolution No. 14-006 declaring 10 City vehicles identified in Attachment 2 as surplus and authorizing disposal of said surplus vehicles by auction or trade-in.
- Item 6: NPDES RESOLUTION AND SETTLEMENT AUTHORITY  
Motion is to authorize the City Manager, or his designee, to execute a settlement of the remaining issues in the appeal of the 2013-2018 NPDES Phase II Permit pending before the Washington State Pollution Control Hearings Board.

- Item 7: WASHINGTON STATE HISTORICAL SOCIETY GRANT CONTRACT  
Motion is to approve Contract HCP 15-20 with the Washington State Historical Society to receive funds in the amount of \$850,000 for the Covenant Beach Bible Camp Historic District Dining Hall Rehabilitation Project and to authorize the City Manager to sign said contract substantially in the form as attached.
- Item 8: 2014-2015 RECYCLING PROGRAM FUNDING AND PROFESSIONAL SERVICES CONTRACT  
First Motion is to authorize the City Manager to sign the 2013-2015 CPG Grant No. G1400145 between the City of Des Moines and the Washington State Department of Ecology; the 2014 LHWMP Grant No. EHS3364 between the City of Des Moines and the Seattle-King County Department of Public Health; and the 2014 WR/R Grant No. 5637571 between the City of Des Moines and the King County Department of Public Health.

Second Motion is to authorize the City Manager to sign the Professional Services Contract for the 2014-2015 Recycling Program between the City of Des Moines and Olympic Environmental Resources substantially in the form as submitted.

Councilmember Burrage removed Item 1 for a possible amendment.

**Direction/Action**

Motion made by Councilmember Nutting to approve the remainder of the consent agenda; seconded by Councilmember Musser.  
The motion passed 6-0.

Motion made by Councilmember Burrage to adopt the Vision, Mission Statement, Goals and Strategic Objectives as amended by the City Council at the January 11, 2014 Council goal setting retreat; seconded by Councilmember Musser.

Friendly Amendment made by Councilmember Burrage to change the wording of Short Term Strategic Objectives to read "Business Retention and Attraction Plan for the City"; agreeable to the maker of the motion.  
The motion, as amended, passed 6-0.

**NEW BUSINESS**

- Item 1: 2014-2015 ON-CALL CONSULTANT AGREEMENTS FOR CIVIL ENGINEERING SERVICES  
Staff Presentation: Engineering Services Manager Brandon Carver

Transportation Manager Carver gave a brief power point presentation.

**Direction/Action**

Motion made by Councilmember Pennington to approve the Consultant Agreements for On-Call Civil Engineering Services (2014-2015) with AMEC, BergerABAM, Blueline Group, ESA, Exeltech, Fehr & Peers, HDR, Kpff, KPG, Parametrix, Tetra Tech each up to \$1,000,000.00, and authorize the City Manager to sign the Agreements substantially in the form as submitted; seconded by Mayor Pro Tem Pina.  
The motion passed 6-0.

Item 2: PARAMETRIX TASK ORDER ASSIGNMENT FOR 2014 SWM  
COMPREHENSIVE PLAN  
Staff Presentation: SWM Utility Manager Loren Reinhold

SWM Utility Manager Reinhold gave a brief presentation.

**Motion** made by Mayor Pro Tem Pina to approve the on-call Task Order Assignment 2014-01 with Parametrix for the 2014 Surface Water Comprehensive Plan in the amount of \$234,410.81, authorize a contingency in the amount of \$25,000, and further authorize the City Manager to sign said Task Order Assignment, substantially in the form as submitted; seconded by Councilmember Pennington.

The motion passed 6-0.

Item 3: 2014 BUILDABLE LANDS ANALYSIS  
Staff Presentation: Community Development Manager Denise Lathrop

Community Development Manager Lathrop gave a brief power point presentation.

No formal action was taken.

#### **NEXT MEETING DATE**

February 13, 2014, Regular City Council Meeting

#### **ADJOURNMENT**

Motion made by Councilmember Nutting to adjourn; seconded by Councilmember Burrage.  
The motion passed 6-0.

The meeting was adjourned at 8:32 p.m.

Respectfully Submitted,  
Bonnie Wilkins  
City Clerk