

MINUTES

DES MOINES CITY COUNCIL
REGULAR MEETING
City Council Chambers
21630 11th Avenue South, Des Moines

May 22, 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 Nutting.

ROLL CALL

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

Staff present: City Manager Tony Piasecki; City Attorney Pat Bosmans; Community Development Manager Denise Lathrop; City Clerk Bonnie Wilkins.

CORRESPONDENCE

There were no correspondences.

COMMENTS FROM THE PUBLIC

Terry Suzuki, Washington Poison Center, thanked Council for funding 2013-2014 and gave an update on the past years successes.

Rikki Marohl, Farmers Market, presented Council with framed market posters from inception to current and spoke about all the activities happening at the market this year.

Mayor Kaplan asked Council to move the Consent Agenda before the Board and Committee Reports/Councilmember Comments.

CONSENT AGENDA

- Item 1: 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: \$716,955.73
Payroll Fund Transfers: \$433,767.69
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers: \$1,150,723.42
- Item 2: APPROVAL OF MINUTES
Motion is to approve the minutes from the April 24, May 1 and May 8, 2014 Regular City Council meetings.
- Item 3: NATIONAL RECOVERY MONTH PROCLAMATION
Motion is to approve the Proclamation supporting National Recovery Month.
- Item 4: MT. RAINIER HIGH SCHOOL GIRL'S BASKETBALL PROCLAMATION
Motion is to approve the Proclamation recognizing the achievements of the Mt. Rainier High School Girls Basketball team in the Washington State Championship game held March 7, 2014.

Item 5: GOODS AND SERVICES CONTRACT WITH BELFOR PROPERTY RESTORATION FOR GROUNDWATER INTRUSION REMEDIATION AND PERMANENT REPAIR AND RESTORATION SERVICES FOR THE DES MOINES FIELD HOUSE
First Motion is to approve the Goods and Services Contract with Belfor Property Restoration for groundwater intrusion remediation and permanent repair and restoration services for the Des Moines Field House for a total amount not to exceed \$100,000.00, and additionally to authorize the City Manager to sign the Goods and Services Contract substantially in the form as submitted.

Second Motion is to direct staff to bring forward a budget amendment to include this project in the 2014 Budget.

Item 6: HIGHLINE COMMUNITY COLLEGE MEN'S BASKETBALL PROCLAMATION
Motion is to approve the Proclamation recognizing the achievements of the Highline Community College Men's Basketball team at the NWAACC Playoffs March 1-3, 2014.

Item 7: DRAFT ORDINANCE NO. 14-088, AUTHORITY FOR EMINENT DOMAIN FOR TRANSPORTATION PROJECT ON 216TH AND PACIFIC HIGHWAY, CONTINUED TO JUNE 5, 2014 FOR FINAL ACTION
Motion is to continue final action on Draft Ordinance No. 14-088 to a second reading for enactment on June 5, 2014.

Direction/Action

Motion made by Councilmember Nutting to approve the Consent Agenda; seconded by Councilmember Musser.
The motion passed 7-0.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Pennington:

- No Report.

Councilmember Sheckler:

- Congratulated Mt. Rainier Girls Basketball team and Highline Community College Men's Basketball team on a job well done.

Councilmember Burrage:

- South County Transportation Meeting:
 - Burlington Northern Railroad and safety.
 - Joint meeting with RAM (Regional Access Mobility Partnership).
 - Information on Proposition 1; how it passed or failed by area and Council district.
 - PIC Meeting:
 - Puget Sound Air Quality Agency.
 - Agenda on climate change/emissions targets:
 - Reduce emissions by 25% in 5 years and by 80% by 2050.

Mayor Pro Tem Pina:

- No Report.

Councilmember Musser:

- Congratulated Mount Rainier Girls Fast-Pitch players.
- Congratulated Mount Rainier Men's Baseball players.

Councilmember Nutting:

- Sweet & Shabby Vintage Market to be held on May 31st 10:00 to 5:00 p.m. at the Des Moines Field House.

PRESIDING OFFICER'S REPORT

Mayor Kaplan read the Proclamations for the Mount Rainier Girl's Basketball Team and the Highline Community College Men's Basketball team into the record.

King Conservation District presenting two workshops during the month of June.

Spoke at the Dedication of the Recology CleanScapes Material Reclamation Facility.

City Manager Piasecki and Mayor Kaplan met with Mayor's and City Managers from SeaTac, Kent & Federal Way to talk about Sound Transit and Link Light Rail alignment.

ADMINISTRATION REPORT

Item 1: **Motion** made by Mayor Kaplan to authorize the City Manager to submit a 2015 CDBG Capital Application for grant funding in the amount of \$395,000 for the Parkside Park Project and that a resolution confirming this action be placed June 5, 2014 City Council meeting agenda for approval; seconded by Councilmember Musser.
The motion passed 7-0.

City Manager Piasecki thanked Assistant City Manager Lorri Ericson for her years of service to the City.

Assistant City Manager interview process will be held next week.

Introduced the new Human Resources Manager, Maureen Murphy, who was in the audience.

PUBLIC HEARING/CONTINUED PUBLIC HEARING

Item 1: DRAFT ORDINANCE NO. 14-043, TREE TRIMMING
Staff Presentation: Community Development Manager
Denise Lathrop

Community Development Manager Lathrop gave a brief power point presentation to Council.

At 7:50 p.m. Mayor Kaplan opened the Public Hearing.

Mayor Kaplan called those that signed up to speak:

- Karl Vogel, 20612 9th Avenue S, had questions on the proposed Ordinance.
- David Elliott, 21405 4th Avenue S, President of North Hill Community Club, strongly opposes the proposed Ordinance.
- Mac McGlynn, 20615 10th Avenue S, opposes the proposed Ordinance.
- Carl Scott, 20904 5th Avenue S, opposes the proposed Ordinance.
- Bonnie Komar, 21876 Soundview Drive, supports the proposed Ordinance.

- Bud Bohrer, 908 S Marine Hills Way, commented on the proposed Ordinance.

Mayor Kaplan asked if anyone else wished to speak. The following came to the podium and spoke:

- Ray Fairbank, 21213 6th Avenue S, does not believe in clear cutting and is against the proposed Ordinance.
- Keith Noess, 21210 4th Place S, suggested making the proposed Ordinance clearer.
- Nadia Curtis, 27319 10th Place S, concerned about property taxes when/if homeowner no longer has a view.
- Mike Merryfield, 28529 10th Avenue S, Federal Way resident, opposes the proposed Ordinance.

Staff answered questions on key points directed from the speakers.

Mayor Kaplan asked Council if they had any questions.

Mayor Kaplan closed the Public Hearing at 8:41 p.m.

Direction/Action

Motion made by Councilmember Musser to suspend City Council Rule 26(a) to consider Draft Ordinance No. 14-043 on first reading; seconded by Councilmember Sheckler.

The motion passed 4-3.

For: Mayor Kaplan; Councilmembers Nutting, Musser and Sheckler.

Against: Mayor Pro Tem Pina; Councilmembers Burrage and Pennington.

Motion 2 made by Councilmember Musser to enact Draft Ordinance No. 14-043 relating to the cutting and removal of trees on private developed sites, private undeveloped sites, public properties, City-owned property and right-of-way, and environmentally critical areas; amending chapters 12.05, 14.20, 16.01, 17.01, 17.35, 18.01 and 18.95 of the Des Moines Municipal Code and repealing DMMC 18.95.130 and section 424 of Ordinance No. 1591; seconded by Councilmember Sheckler.

Due to the proposed amendments brought to Council and the omissions/errors found in the Draft Ordinance, Mayor Kaplan requested the motion be retracted and referred back to the Environment Committee; Councilmembers Musser and Sheckler both withdrew Motion #2.

Motion made by Mayor Kaplan to refer motion #2 back to the Environment Committee; seconded by Mayor Pro Tem Pina.

The motion passed 5-2.

For: Mayor Kaplan; Mayor Pro Tem Pina; Councilmembers Nutting, Sheckler and Pennington.

Against: Councilmembers Musser and Burrage.

NEXT MEETING DATE

June 5, 2014 Regular City Council Meeting

ADJOURNMENT

Motion made by Mayor Pro Tem Pina to adjourn; seconded by Councilmember Musser.

The motion passed 7-0.

The meeting was adjourned at 9:00 p.m.

Respectfully Submitted,
Bonnie Wilkins
City Clerk

