

MINUTES

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

September 25, 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 Mayor Pro Tem Pina.

ROLL CALL

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

Staff present: City Manager Tony Piasecki; Assistant City Manager Michael Matthias; City Attorney Pat Bosmans; Planning, Building and Public Works Director Dan Brewer; Management Consultant Grant Fredricks; Transportation Manager Brandon Carver; Associate Transportation Engineer Andrew Merges; Project Manager Scott Romano; SWM Utility Manager Loren Reinhold; Chief of Police George Delgado; Harbormaster Joe Dusenbury; Marina Maintenance Manager Scott Wilkins; Parks, Recreation and Senior Services Manager Patrice Thorell; Finance Director Paula Henderson; Budget Manager Cecilia Pollock; City Clerk Bonnie Wilkins.

CORRESPONDENCE

There were no correspondences.

COMMENTS FROM THE PUBLIC

- Matt McDonald, 1911 S 243rd Street; Current ASB President at Mt. Rainier High School; Attended the meeting to build a better relationship between Mt. Rainier High School and City Council. Informed Council of upcoming events.
- Bob Pond, 23116 30th Avenue S; Opponent of the proposed Highline School District Bond Proposition.
- Nancy Knutson, 1807 S 266th Place; Addressed Council regarding the Fireworks Ordinance.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Pennington:

- Attended via Marina Grand Opening.

Councilmember Sheckler:

- SCORE Tour.

Councilmember Burrage:

- Attended via Marina Ribbon Cutting Ceremony.

Mayor Pro Tem Pina:

- Attended via Marina Ribbon Cutting.
- Attended Community Meeting/Barbeque in Redondo.
- Met with Pacific Ridge Community members.

Councilmember Musser:

- Attended Plymouth Housing Group's Annual Luncheon:
 - Non-profit started in 1980.
 - 1,000 residents and over 13 buildings.
 - Raised over \$500,000 from one luncheon.
- Municipal Facilities Committee:
 - On-going budget gap at the Marina:
 - Income levels down.
 - Capital improvements up.
 - Boardwalk at Redondo.
 - Generator scheduled to come online early 2015.
 - MCI and Marina Fund 506 budgets:
 - Policy on non-profit rental rates.

Councilmember Nutting:

- Senior Services Advisory Committee Meeting:
 - Senior mental health.
 - Looking to make private partnerships.
 - Taking applications for committee member:
 - Contact Sue Padden @ 206-878-1642.
 - January 22, 2015 next meeting date.
- Spaghetti Night, October 3rd at Des Moines Activity Center.
- Farmers Market:
 - North Hill Watch DOGS having a bake sale.

PRESIDING OFFICER'S REPORT

- Encourage Council to review King County's First Bi-Annual Budget Submittal:
 - Human Services.
 - Senior Services.
 - Transit.
- Play Equipment at Cecil Powell Park:
 - On CIP for 2016 for replacement.
- Regional Transit Meeting in King County:
- South County Area Transportation Board:
 - Impact of coal and oil trains on traffic.
 - Kent Valley.
 - Impact on ports.
 - Transit Integration Report:
- Environment Committee Meeting:
 - North Hill projects.
 - 2015-2021 SWM Capital Improvement Plan.
 - Final review of draft Tree Ordinance.
- Attended the Master Builders Association of King and Snohomish Counties Breakfast:
 - Buildable land availability.
- South Sound Chamber of Commerce Breakfast:
 - Education.
 - Transportation.
 - Minimum wage.
 - Legislative Agenda for 2015 session.
- Clean up Day:

- September 27th 9:30-11:30.
 - Highline College Women's Soccer Team will be helping.
 - Contact Public Works or meet at the Public Works Facility 2255 S 223rd Street.
- State Auditor has given clean opinion of financial statements:

ADMINISTRATION REPORT

- Redondo Parking Study:
 - Public Open House scheduled for October 15, 2014, 6:00-8:00 p.m. at Woodmont Elementary.
 - Postcards are in the mail.

CONSENT AGENDA

- Item 1: APPROVAL OF MINUTES
Motion is to approve the amended minutes from the August 8, 2013 Regular City Council meeting.
- Item 2: CONSTRUCTION CONTRACT AWARD AND CONSULTANT AGREEMENT FOR CONSTRUCTION ENGINEERING FOR THE SALTWATER STATE PARK BRIDGE SEISMIC RETROFIT PROJECT
Motion 1 is to approve the Public Works Contract with Road Construction Northwest, Inc., Bidder #2, for the Saltwater State Park Bridge Seismic Retrofit project, in the amount of \$2,734,787.50, authorize a project contingency in the amount of \$270,000.00 and further authorize the City Manager to sign said Contract substantially in the form as submitted.

Motion 2 is to approve Task Order Assignment 01 with Exeltech Consulting, Inc. for the Construction Management and Inspection Services of the Saltwater State Park Bridge Seismic Retrofit project in the amount of \$459,969.76, and further authorize the City Manager to sign said Task Order substantially in the form as submitted.
- Item 3: AWARD DINING HALL REHABILITATION CONSTRUCTION CONTRACT
Motion 1 is to award the Public Works Contract with Par-Tech Construction, Inc. for the Des Moines Beach Park Dining Hall Restoration Project, in the amount of \$946,152.50 (for the Base Bid plus Alternates 1 through 4 inclusive), authorize a project contingency in the amount of \$120,000.00, and authorize the City Manager to sign said contract substantially in the form as submitted.

Motion 2 is to direct Administration to submit a \$45,000.00 CIP budget amendment for the Des Moines Beach Park Dining Hall Restoration Project.
- Item 4: CITY EMPLOYEE WELLNESS PROGRAM
Motion is to adopt Draft Resolution No. 14-194 establishing the City Employee Wellness Program.
- Item 5: APPROVAL OF PROPERTY ACQUISITION FOR S. 251ST SLIDE REPAIR PROJECT
Motion is to purchase land identified as King County Parcel Number 256080-3285 owned by Ben G. Stark in the amount of \$23,000.00, plus closing costs, and further to authorize the City Manager to sign the Statutory Warranty Deed, Real Property Voucher Agreement, Real Estate Excise Tax Affidavit and Administrative Offer Summary substantially in the form as submitted and accept the real property on behalf of the City of Des Moines.

Direction/Action

Motion made by Mayor Pro Tem Pina to approve the consent agenda; seconded by Councilmember Musser.

Councilmember Sheckler removed Item #1 for further discussion.

Mayor Kaplan recued himself from Item #5.

The remainder of the Consent Agenda passed 7-0.

Motion made by Councilmember Musser to approve Consent Agenda Item #1; seconded by Mayor Pro Tem Pina.

The motion passed 5-0.

Councilmembers Sheckler and Pennington abstained from the vote.

EXECUTIVE SESSION

At 7:38 p.m. Council went into an Executive Session to discuss potential litigation under RCW 42.30.110. In attendance were Mayor Kaplan; Mayor Pro Tem Pina; Councilmembers Nutting, Musser, Burrage and Pennington. At 7:42 p.m. Council ended the Executive Session. No formal action was taken.

Mayor Kaplan asked for Council's indulgence to take Old Business before Public Hearing/Continued Public Hearing; Council agreed.

OLD BUSINESS

Item 1:

DRAFT ORDINANCE NO. 14-137: STREET VACATION OF PUBLIC RIGHT-OF-WAY WITHIN CITY OF DES MOINES KNOWN AS 5TH PLACE SOUTH, SOUTH OF SOUTH 287TH STREET, SECOND READING

Staff Presentation: Transportation Manager Brandon Carver

Transportation Manager Brandon Carver gave a brief power point presentation on the street vacation.

Direction/Action

Motion made by Councilmember Nutting to enact Draft Ordinance No. 14-137 approving the vacation of certain portions of public rights-of-way/streets specifically identified and legally described in Draft Ordinance Number 14-137 on second reading; seconded by Councilmember Sheckler.

The motion passed 7-0.

Mayor Kaplan read Draft Ordinance No. 14-137 into the record.

NEW BUSINESS

Item 3:

DRAFT ORDINANCE NO. 14-188, PUBLIC OWNERSHIP OF ENVIRONMENTALLY CRITICAL AREA TRACTS

Staff Presentation: Management Consultant Grant Fredricks

Management Consultant Fredricks gave a power point presentation to Council on Environmentally Critical Area Tracts.

Direction/Action

Motion 1 made by Councilmember Sheckler to suspend Council Rule 26(a) in order to enact Draft Ordinance No. 14-188 on first reading; seconded by Councilmember Burrage.

The motion passed 7-0.

Motion 2 made by Councilmember Sheckler to enact Draft Ordinance No. 14-188 amending DMMC 17.35.190(2) to allow for ownership of environmentally critical area tracts by City-designated political subdivisions; seconded by Councilmember Burrage.

The motion passed 7-0.

Mayor Kaplan read Draft Ordinance No. 14-188 into the record.

PUBLIC HEARING/CONTINUED PUBLIC HEARING

Item 1: DRAFT RESOLUTION NO. 14-186, FIRST ADDENDUM TO THE AMENDED AND RESTATED SECOND DEVELOPMENT AGREEMENT FOR THE DES MOINES CREEK BUSINESS PARK

Staff Presentation: Management Consultant Grant Fredricks

Mayor Kaplan opened the Public Hearing at 7:56 p.m.

Management Consultant Fredricks gave a power point presentation to Council on the Des Moines Creek Business Park.

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

At 8:01 p.m. Mayor Kaplan closed the Public Hearing

Direction/Action

Motion made by Councilmember Sheckler to approve Draft Resolution No. 14-186 approving the first Addendum to the Amended and Restated Second Development Agreement with the Port of Seattle regarding the Des Moines Creek Business Park, and authorize the City Manager to sign the Addendum substantially in the form as provided; seconded by Councilmember Musser.

The motion passed 7-0.

At 8:02 p.m. Councilmember Sheckler left the meeting.

NEW BUSINESS

Item 1: GENERAL AND STREET FUNDS 2014 YEAREND/2015 PROPOSED REVENUE ESTIMATES

Staff Presentation: Finance Director Paula Henderson

Finance Director Henderson gave a power point presentation to Council on the general and street funds 2014 yearend/2015 proposed revenue estimates.

No formal action was taken.

Item 2: 2015 PRELIMINARY OVERVIEW OF GENERAL & STREET FUNDS
Staff Presentation: Finance Director Paula Henderson

Finance Director Henderson gave a power point presentation to Council on the 2015 preliminary overview of General and Street Funds.

No formal action was taken.

NEXT MEETING DATE

October 2, 2014 Regular City Council Meeting

ADJOURNMENT

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

The meeting was adjourned at 8:47 p.m.

Respectfully Submitted,
Bonnie Wilkins
City Clerk

