

MINUTES

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

November 13, 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 Burrage.

ROLL CALL

Council present: Mayor Kaplan; Mayor Pro Tem Matt 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; Assistant City Attorney Tim George; Chief of Police George Delgado; Commander Bob Bohl; Planning, Building and Public Works Director Dan Brewer; Transportation Manager Brandon Carver; Community Development Manager Denise Lathrop; Senior Planner Laura Techico; Finance Director Paula Henderson; Budget Manager Cecilia Pollock; New Finance Director Dunyele Mason; Harbormaster Joe Dusenbury; Marina Maintenance Manager Scott Wilkins; Court Administrator Jennefer Johnson; Parks, Recreation & Senior Services Director Patrice Thorell; City Clerk Bonnie Wilkins.

CORRESPONDENCE

There were no correspondences.

COMMENTS FROM THE PUBLIC

James Seymour, 800 S 249th Street; Proponent of proposed Tree Ordinance.

James Payne, 807 S 194th Street; Fund 10 more Police Officers in the 2015 Budget.

Bud Bohrer, 908 S Marine Hills Way, Federal Way; Proponent of proposed Tree Ordinance.

Oscar Haynes, 26207 21st Place S; Landmarque Home Issues.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Pennington:

- No Report.

Councilmember Sheckler:

- Veteran's Day (Destination Des Moines/Rotary to celebrate in the future).
- Would like the City to fly the MIA/POW Flag during the year.

Councilmember Burrage:

- Took a Veteran to lunch.

Mayor Pro Tem Pina

- No Report.

Councilmember Musser

- No Report.

Councilmember Nutting:

- Attended Squid-A-Rama at the MaST Center.

PRESIDING OFFICER'S REPORT

- Spoke to a Political Science Class @ Highline Community College.
- Attended the Landmark on the Sound Auction.
- Attended Sound Side Alliance & Highline Forum.
- Green Schools Award Presentation:
 - Dan Bridges and Erika Melroy, from Recology, Honored North Hill and Midway Elementary Schools with \$2,500 each for their efforts in making their school green.

ADMINISTRATION REPORT

1. City Manager Piasecki introduced Dunyele Mason, the new Finance Director who will replace current Finance Director, Paula Henderson, who will be retiring December 31, 2014.
2. Windstorm Activity: Low hanging wire between S 270th & 272nd.
3. Chief Delgado briefed Council on the latest two incidents in the City.

CONSENT AGENDA

Item 1: APPROVAL OF MINUTES
Motion is to approve the minutes from the September 11th, September 25th and October 2, 2014 Regular City Council meetings and the minutes from the September 11th and September 25th City Council Special meetings.

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: \$1,317,319.44
Payroll Fund Transfers: \$876,128.51
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers: \$2,193,447.95

Item 3: AGREEMENT WITH CITY OF DES MOINES EXEMPT EMPLOYEES
Motion is to approve the 2014-2016 Agreement between the City of Des Moines and the Exempt Employees, substantially in form as submitted.

Direction/Action

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

OLD BUSINESS

Item 1: SUBSTITUTE DRAFT ORDINANCE NO. 14-043-A RELATED TO TREE REGULATIONS
Staff Presentation: Community Development Manager Denise Lathrop

Planning Building and Public Works Director Brewer gave a power point presentation to Council.

Direction/Action

Motion made by Councilmember Musser to enact Substitute Draft Ordinance No. 14-043-A 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; adding and codifying a new chapter entitled "Trees" to Title 16, amending Chapters 14.20, 16.01, and 18.195 of the Des Moines Municipal Code (DMMC) to add new definitions and development regulations; repealing DMMC 18.195.130 and Section 424 of Ordinance No. 1591; seconded by Councilmember Nutting.

Motion made by Councilmember Pennington to add Amendment 1A as presented by staff; seconded by Mayor Pro Tem Pina.

Motion made by Councilmember Pennington to add Amendment 1B as presented by staff; seconded by Mayor Pro Tem Pina.

Motion made by Councilmember Pennington to add Amendment 1C as presented by staff; seconded by Mayor Pro Tem Pina.

Motion made by Mayor Kaplan to add Amendment 2 as presented by staff; seconded by Mayor Pro Tem Pina.

Motion made by Mayor Kaplan to add Amendment 3 as presented by staff; seconded by Mayor Pro Tem Pina.

Motion made by Councilmember Burrage to amend Section 13, at page 53 to read, "Certified arborist means an individual who has achieved a level of knowledge in the art and science of tree care through experience and by passing a comprehensive examination administered by the International Society of Arboriculture or urban forestry program or belongs to the American Society of Consulting Arborists;" motion died for a lack of a second.

Motion made by Councilmember Burrage to amend 18.195.130, Landscape design and maintenance. Landscaping required by this chapter shall be designed, installed and thereafter maintained in such a manner which preserves scenic views and vistas of neighborhood and upland properties. Under no circumstances shall species of trees be planted which by virtue of their height and/or breadth at maturity impinge upon the views of other properties; motion died for a lack of a second.

Motion made by Councilmember Burrage to amend Section 5(d) to read, "An exemption from a tree permit does not exempt a property owner from complying with criteria and standards contained in this chapter or other applicable local, state or federal regulations or permit requirements;" motion died for a lack of a second.

Motion made by Councilmember Burrage to amend Section 7 to delete and replace with, "Tree coppicing is deemed an acceptable method of tree maintenance;" motion died for a lack of a second.

Motion made by Councilmember Burrage to amend the language of Amendment 2 (4) to read, "The applicant shall have an option to get a tree permit or to sign a hold harmless agreement;" motion died for a lack of a second.

The motion, as amended, passed 6-1.

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

Against: Councilmember Burrage.

Mayor Kaplan read Substitute Draft Ordinance No. 14-143-A into the record.

At 8:14 p.m. Councilmember Sheckler left the meeting.

PUBLIC HEARING

Item 1:

YEAR 2015 GENERAL PROPERTY TAX LEVIES

Staff Presentation: Finance Director Paula Henderson

Mayor Kaplan opened the Public Hearing at 8:15 p.m.

Finance Director Henderson gave a power point presentation to Council.

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 8:20 p.m.

Direction/Action

First Motion made by Mayor Pro Tem Pina to suspend Rule 26(a) in order to enact Draft Ordinance No. 14-213 and Draft Ordinance No. 14-216 on first reading; seconded by Councilmember Nutting.
The motion passed 6-0.

Second Motion made by Mayor Pro Tem Pina to enact Draft Ordinance No. 14-213, determining the amount of funds to be raised by ad valorem taxes for the year 2015 for general City expenditures; seconded by Councilmember Nutting.
The motion passed 6-0.

Third motion made by Mayor Pro Tem Pina to enact Draft Ordinance No. 14-216, authorizing the increase in ad valorem taxes for the year 2015 for general City expenditures; seconded by Councilmember Nutting.
The motion passed 6-0.

Mayor Kaplan read Draft Ordinance No. 14-213 and Draft Ordinance No. 14-216 into the record.

Item 2:

ADOPTION OF YEAR 2015 BUDGET, 1ST READING

Staff Presentation: Finance Director Paula Henderson

Mayor Kaplan opened the Public Hearing at 8:23 p.m.

Finance Director Henderson gave an updated budget spreadsheet to Council.

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 8:33 p.m.

Direction/Action

Motion made by Councilmember Nutting to pass Draft Ordinance No. 14-216 to a second reading for enactment at the December 4, 2014 City Council meeting; seconded by Councilmember Musser.
The motion passed 6-0.

NEW BUSINESS

Item 1: YEARS 2015-2020 DRAFT CAPITAL IMPROVEMENT PLAN
Staff Presentation: Finance Director Paula Henderson

Finance Director Henderson gave a presentation to Council.

Direction/Action

Motion made by Mayor Kaplan to reduce the amount of the transfer from the General Fund to MCI by \$150,000; seconded by Mayor Pro Tem Pina.
The motion passed 6-0.

Motion made by Councilmember Nutting to adopt Draft Resolution No. 14-215, as amended, approving the City of Des Moines 2015-2020 Capital Improvement Plan; seconded by Mayor Pro Tem Pina.
The motion passed 6-0.

Item 2: 2014 BUDGET AMENDMENTS, 1ST READING
Staff Presentation: Finance Director Paula Henderson

Finance Director Henderson gave a power point presentation to Council.

Direction/Action

Motion made by Councilmember Nutting to pass Draft Ordinance No. 14-225, relating to municipal finance, amending the 2014 budget adopted in Ordinance No. 1589 to a second reading for enactment on December 4, 2014; seconded by Councilmember Burrage.
The motion passed 6-0.

NEXT MEETING DATE

November 15, 2014-City Council Retreat, Des Moines Activity Center

ADJOURNMENT

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

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

Respectfully Submitted,
Bonnie Wilkins
City Clerk

