

## MINUTES

### REGULAR MEETING DES MOINES CITY COUNCIL

January 12, 2012 - 7:30 p.m.

CALL TO ORDER - Mayor Kaplan called the meeting to order at 7:30 p.m.

PLEDGE OF ALLEGIANCE – The flag salute was let by Councilmember Sheckler

#### ROLL CALL

Present were Mayor Dave Kaplan; Mayor Pro-Tem Matt Pina; Councilmembers Dan Caldwell, Melissa Musser, Jeanette Burrage, Bob Sheckler and Carmen Scott.

Staff present were City Manager Tony Piasecki; City Attorney Pat Bosmans; Assistant City Manager Lorri Ericson; Assistant City Attorney Tim George; Planning Building and Public Works Director Grant Fredricks; Harbormaster Joe Dusenbury; Parks Recreation and Senior Services Director Patrice Thorell; Assistant Director of Transportation and Engineering Dan Brewer; Planning Manager Denise Lathrop; Development Services Manager Robert Ruth; Senior Planner Jason Sullivan; Land Use Planner Laura Techico; CIP Project Manager Scott Romano; City Clerk Sandy Paul

#### COMMENTS FROM THE PUBLIC:

Alex White, 27013 Pacific Highway South, #428, asked to have his commercial property at 23740 7<sup>th</sup> Avenue South, Buildings A and B, directly across from the Landmark Events Center, zoned as a residential use.

The City Council directed staff to review the options available at this property, which was once the Zenith Store.

#### BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

##### Councilmember Scott

- The sailboat race last Saturday was beautiful with approximately 70 boats sailing
- Arts Commission meetings will be on the second Wednesdays of the month at 4:00 p.m. at the Senior Activities Center. Nancy Stefan is chair.
- A work party will take place at Sonju Park on Monday, January 16, at 9:00 a.m.

##### Mayor Pro-Tem Pina

- Attended North Hill Community Club meeting on Tuesday with Councilmember Burrage
- The Suburban Cities Public Issues Committee (PIC) met Wednesday. Nita Gregerson of SeaTac is the new chair.

##### Councilmember Musser

- Attended Highline Community Coalition last Saturday with Mayor Pro-Tem Pina
- HEAL Grant Summit has been rescheduled to March 15, 2012 at Mt. Rainier High School

##### Councilmember Caldwell

- Reported he was selected to serve on the Senior Center Committee.
- Commented on the lengths staff went to ensure he had an adequate hearing device to block background noise from the meetings

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PRESIDING OFFICER'S REPORT

- Committee assignments are made. Some regional board assignments are yet to be filled.
- Urged the Council to speak directly into the microphones and to minimize background noise and to maximize the ability of all to hear better.

ADMINISTRATION REPORTS

- City Manager Piasecki reported the Mayor added a discussion about uses for one-time revenues to the Saturday Retreat
- Planning Agency Chair Shan Hoel provided an updated status of the Planning Agency
- University of Washington students Mathan Retik and Robert Franco-Tayar gave a presentation on the Marina District Way Finding Program

CONSENT CALENDAR

Item 1: APPROVAL OF VOUCHERS

Motion is to approve for payment those vouchers and payroll transfers included in the above list and further described as follows:

Claim checks \$1,940,492.66

Payroll fund transfers in the total amount of \$841,575.12

Total certified Wire Transfers, Voids, A/P & Payroll vouchers are \$ 2,782,067.78

Item 2: TRANSPORTATION GATEWAY PROJECT: S. 24<sup>TH</sup> AVENUE SOUTH RIGHT OF WAY ACQUISITION: FURNEY – TAX PARCEL 092204-9320 – PROJECT PARCEL #54; TAX PARCEL 092204-9135 – PROJECT PARCEL #56; AND TAX PARCEL 092204-9126 – PROJECT PARCEL #57

Motion is to approve purchase of land from three parcels owned by Robert Furney as follows: 248 square feet of land for \$1,530.16, Temporary Slope Easement (of mutual benefit) with an area of 1,960 square feet, and improvements at \$600 for a total of \$2,130.00 for Parcel #54; 207 square feet of land for \$1,277.19 and improvements at \$300 for a total of \$1,577.00 for Parcel #56; 300 square feet of land for \$1,851.00, a permanent 700 square foot slope easement for \$1,079.75 and improvements at \$300 for a total of \$3,231.00 for Parcel #57 as *just compensation*; an administrative settlement for all three parcels in the amount of \$3062.00, and payment for the Statutory Evaluation Allowance of \$750 per parcel, which is \$2,250.00 for all three parcels, for a grand total of \$12,250.00 (*rounded to nearest dollar*) plus any closing costs, and further to authorize the City Manager to sign the Statutory Warranty Deeds, Permanent and Temporary Slope Easements, Construction Easements/Rights of Entry, and Real Property Vouchers substantially in the forms as submitted and accept the rights of way on behalf of the City of Des Moines.

Item 3: REAPPOINTMENT OF SUSAN COREY TO A FULL TERM ON THE HUMAN SERVICES ADVISORY COMMITTEE

Motion is to confirm the Mayoral reappointment of Susan Corey to the Human Services Advisory Committee, effective January 1, 2012, to a two year term which expires on December 31, 2013.

Councilmember Musser moved to approve the Consent Agenda as presented; Councilmember Caldwell,

second. The motion was approved by a 7-0 vote.

OLD BUSINESS

1. DNR Lease

Harbormaster Joe Dusenbury delivered a staff presentation and answered the questions raised by the City Council at the previous presentation.

#### ACTION/DIRECTION

Councilmember Sheckler moved to approve the Draft Lease Agreement with the State of Washington Department of Natural Resources for the lease of three parcels of aquatic lands as shown in Exhibit A of the Draft Lease, authorizing the payment of \$101,302.34 per year for the use of the leased lands and, further, to authorize the City Manager to sign the agreement substantially in the form as attached; second by Mayor Pro-Tem Pina.

Following discussion, the motion passed on a vote of 6-1. Councilmember Caldwell voted no.

Councilmember Sheckler moved to refer exploring the issue of pedestrian access on the breakwater to the Municipal Facilities Committee; Mayor Pro-Tem Pina, second. The motion passed 7-0.

Councilmember Scott moved to add a member of the yacht club to the stakeholder committee. The motion died for lack of a second.

#### BREAK

Mayor Kaplan recessed the meeting for a ten minute break at 9:00 p.m. The meeting was reconvened at 9:10 p.m.

#### NEW BUSINESS

1. CleanScapes Solid Waste Contract Amendment (Supplemental Garbage Pickup Schedule)  
Land Use Planner Laura Techico introduced Danielle DeClerque from CleanScapes, who explained that the new services Councilmembers see listed in their packets were services their constituents were asking to receive.

#### ACTION/DIRECTION

Councilmember Sheckler moved to authorize the City Manager to sign the January 13, 2012 contract addendum to the May 13, 2011 Comprehensive Garbage, Recyclables and Compostables Collection Agreement between the City of Des Moines and CleanScapes, Inc.; Councilmember Musser, second. The motion passed, 7-0

Councilmember Sheckler left the meeting at 9:25 p.m.

2. Intergovernmental Policies and Positions

City Manager Tony Piasecki discussed intergovernmental policies and positions, as is done annually.

*Under General Policies, any new law regarding aquatic lease lands should say the City of Des Moines supports a state law changing our aquatic lands lease to be much less as the marina provides access to the water through the fishing pier and the breakwater protects the base of the pier as well as the boat moorage.*

Councilmember Burrage moved to delete the second sentence in #1A, *Des Moines should remain a provider of local human services*; Councilmember Caldwell, second. The motion failed with a vote of 4 nays and 2 yeas. Councilmembers Burrage and Caldwell voted yes.

Item B, c (2): Councilmember Scott moved to encourage Metro to restore service lost to cutbacks in 2000; Mayor Pro-Tem Pina, second. The motion passed, 6-0.

Mayor Kaplan moved to oppose the streamlining of Business License Services and Business and Occupation taxes unless it keeps cities whole; second by Councilmember Pina. The motion passed 6-0.

Mayor Pro-Tem Pina moved to have staff create language to add to liquor laws a requirement to protect cities' revenues; Councilmember Musser, second. The motion passed, 6-0.  
Councilmember Pina moved that the city support a *true tax increment financing mechanism*; Councilmember Musser, second. The motion passed 6-0

Mayor Kaplan moved to support *amendments to binding interest arbitration criteria as outlined in the Association of Washington City's legislative priorities*; Mayor Pro-Tem Pina second. The motion passed 6-0.

The City supports the Association of Washington City's proposals to *manage public records requests*; Mayor Pro-Tem Pina, second. The motion passed 6-0.

Councilmember Scott moved to delete 4-a, *consideration of Des Moines as a site for a future passenger-only ferry*; Councilmember Pina, second. The motion passed, 5-1. Councilmember Burrage voted no.

Mayor Kaplan moved to remove item #4 (d) which addresses Phase I of the SR509 project; Councilmember Musser, second. The motion passed, 6-0.

#### ACTION/DIRECTION

Councilmember Mussed moved to adopt the 2012 Intergovernmental Policies and Positions, as amended by the City Council; second by Mayor Pro-Tem Pina. The motion passed, 6-0.

#### ADJOURNMENT

There being no further business to come before the City Council, Mayor Pro-Tem Pina moved to adjourn; Councilmember Musser, second. The motion passed 6-0.

The meeting was adjourned at 10:10 p.m.

NEXT MEETING DATES – January 14, 2012, Goal Setting Retreat at Founder's Lodge  
January 26, 2012, Regular City Council meeting

Respectfully submitted,

Sandy Paul CMC  
City Clerk