

## MINUTES

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

**October 12, 2017 – 7:00 p.m.**

### CALL TO ORDER

Mayor Pina called the meeting to order at 7:01 p.m.

### PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Robert Back.

### ROLL CALL

Council present: Mayor Matt Pina; Councilmembers Melissa Musser, Jeremy Nutting, Luisa Bangs, Robert K. Back and Dave Kaplan.

Deputy Mayor Vic Pennington was absent.

#### Direction/Action

**Motion** made by Councilmember Nutting to excuse Deputy Mayor Pennington; seconded by Councilmember Bangs.

The motion passed 6-0.

Staff present: City Manager Michael Matthias, Chief Operations Officer Dan Brewer, City Attorney Tim George, Assistant City Attorney Matt Hutchins, Police Chief George Delgado, Assistant Police Chief Bob Bohl, Parks, Recreation & Senior Services Director and Recreation Director Patrice Thorell, Senior Services Manager Sue Padden, Community Development Director Susan Cezar, Public Works Director Brandon Carver, Transportation Engineering Services Manager Andrew Merges, Finance Director Donyele Mason, Assistant Harbormaster Scott Wilkins, Deputy City Clerk Renee Cameron, and City Clerk/Communications Director Bonnie Wilkins.

### CORRESPONDENCE

There were no correspondences.

### COMMENTS FROM THE PUBLIC

- JC Harrison spoke regarding his view of neighborhoods within the City of Des Moines
- Rick Johnson spoke regarding Redondo gazebo repairs, Business Park Stormwater runoff, and surplus funds
- Sheila Brush spoke regarding the recent Quiet Skies Candidate Forum.

### PRESIDING OFFICER'S REPORT

Item 1: OUTGOING HUMAN SERVICES RECOGNITION  
The Mayor, Council and staff recognized Dr. Alexander Szabo for his decades of service to human services.

Item 2: BOY SCOUT APPRECIATION; BARNES CREEK NATURE TRAIL  
Mayor Pina and Public Works Director ~~Brandon~~ Carver presented the individual members of Boy Scout Troop No. 307 with Certificates of Appreciation for all of their hard work on the Barnes Creek Nature Trail Construction. A video of the newly improved trail was shown. A ribbon cutting for the Barnes Creek Nature Trail will be held on October 21st.

Item 3: FEDERAL WAY SCHOOL DISTRICT  
Federal Way Public School District Chief Finance and Operations Officer Sally McLean and Citizens for Federal Way Schools President Greg Baruso presented a brief PowerPoint to the Council regarding the Federal Way Public School Bond and the needs throughout the District and community.

### ADMINISTRATION REPORT

Item 1: AVIATION ADVISORY COMMITTEE REPORT  
Aviation Advisory Committee Member Steve Edmiston presented the first report to the Council from the Aviation Advisory Committee. The PowerPoint included information regarding the Committee's process and review of information, research, and scheduling of the Committee.

### CONSENT CALENDAR

Item 1: APPROVAL OF VOUCHERS  
Motion is to approve for payment vouchers and payroll transfer through October 4, 2017 included in the attached list and further described as follows:

|  |                |                      |
|--|----------------|----------------------|
| Total A/P Checks/Vouchers                                | #151760-152025 | \$1,261,925.05       |
| Electronic Wire Transfers                                | #922-929       | \$ 220,599.66        |
| Payroll Checks   | #18979-18983   | \$ 1,566.33          |
| Payroll Deposit  | #380001-380164 | <u>\$ 322,022.28</u> |
| Total Certified Checks, Wires, A/P and Payroll Vouchers: |                | \$1,806,113.32       |

Item 2: APPROVAL OF MINUTES  
Motion is to approve the minutes from the August 10, 2017 City Council Study Session, minutes from the August 12, 2017 City Council Budget Retreat, minutes from the August 19, 2017 Tour of Seattle, Minutes from the August 24, 2017 City Council Executive Session and minutes from the August 24, 2017 City Council Regular meeting.

Item 3: ARTS COMMISSION APPOINTMENTS  
Motion is to confirm the Mayoral appointments of Patricia V. Clark to an unexpired three year term on the City of Des Moines Arts Commission effective immediately and expiring on December 31, 2020, and M. Anne Sweet to an unexpired term on the City of Des Moines Arts Commission effective immediately and expiring on December 31, 2018.

Item 4: MAYORAL APPOINTMENT TO THE HUMAN SERVICES ADVISORY COMMITTEE  
Motion is to confirm the Mayoral appointment of Susan Barber to a two year term on the Human Services Advisory Committee, effective immediately and expiring on December 31, 2019.

- Item 5:           AGREEMENT WITH THE SOUTH COUNTY AREA TRANSPORTATION BOARD (SCATBd) FOR CONTINUED CITY PARTICIPATION  
Motion is to approve entering into an Agreement with the South County Area Transportation Board (SCATBd) for a period of two years, ending December 31, 2019, with a potential extension until December 31, 2021; to authorize the City to make a minimum annual contribution of \$100.00; and to direct the City Manager to sign said Agreement substantially in the form as attached.
- Item 6:           AMENDMENT NO. 1 TO AGREEMENT FOR PLANNING, FUNDING, AND IMPLEMENTING A JOINT HUMAN SERVICES APPLICATION AND FUNDING PROGRAM  
Motion is to approve the Human Services Online Grant Agreement Amendment No. 1, which identifies the new online grant service provider and updates other provisions to reflect current practice, and to authorize the City Manager to sign the amendment substantially in the form as submitted.
- Item 7:           SOUTH 223<sup>RD</sup> STREET – PAVEMENT REHABILITATION PROJECT  
CONSULTANT SERVICES CONTRACT SUPPLEMENT 2: GEOTECHNICAL LID INVESTIGATION  
Motion is to approve the Consultant Services Contract Supplemental Agreement Number 2 with KPG Inc. to provide LID investigation engineering services for the South 223<sup>rd</sup> Street – Pavement Rehabilitation Project in the amount of \$11,927.00 with a contract design contingency of \$10,000.00 and further authorize the City Manager to sign said Contract substantially in the form as submitted.
- Item 8:           APPROVAL OF GRANT AWARD: ECONOMIC DEVELOPMENT PARTNERSHIP AGREEMENT WITH PORT OF SEATTLE  
Motion is to approve and ratify the 2017 Economic Development Partnership Agreement with the Port of Seattle for the City to receive grant funding in the amount of \$30,800 to complete phase 2 of the Marina redevelopment feasibility analysis.

Direction/Action~~Action/Direction~~

Motion made by Councilmember Nutting to approve the Consent Agenda; seconded by Councilmember Kaplan.  
The motion passed 6-0.

**PUBLIC HEARING/CONTINUED PUBLIC HEARING**

- Item 1:           PUBLIC HEARING AND CONSIDERATION OF DRAFT ORDINANCE NO. 17-068 AMENDING CHAPTER 16.05 RELATING TO CATEGORICAL EXEMPTIONS FOR MINOR NEW CONSTRUCTION UNDER THE STATE ENVIRONMENTAL POLICY ACT (SEPA)  
Staff Presentation:           Community Development Director Susan Cezar

Mayor Pina opened the public hearing at 9:04 p.m.

Community Development Director Cezar gave a power point presentation to Council.

Mayor Pina called for those who signed up to speak

Steve Edmiston spoke regarding the proposed ordinance and inquired about City records regarding categorical exemptions and whether exemptions to exclude a SEPA review led lower development in the City. He said if there is no record, he would be reluctant to rescind environmental regulations.

Bob Pond spoke in support of the proposed ordinance.

Mayor Pina called if anyone else wished to speak. Seeing none, Mayor Pina asked Council if they had any questions.

Community Development Director Cezar clarified the intent of the ordinance and stated that this is not an environmental regulation, it is an environmental policy or procedure. The proposed amendment simplifies the permit process and eliminates some procedural steps which are expensive costs for applicants of small projects, which she said does not add value, and in the end the same development regulations apply. Community Development Director Cezar advised that developers do compare the complexity and ease of the permit process that cities offer. She advised said the City of Des Moines is on the low end of exemptions, compared with neighboring jurisdictions.

Mayor Pina closed the public hearing at 9:17 p.m.

**Direction/Action**

**Motion** made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance No. 17-068 on first reading; ~~seconded by~~ Councilmember Kaplan ~~seconded~~.

The motion passed 6-0.

**Direction/Action**

**Motion** made by Councilmember Musser to enact Draft Ordinance No. 17-068 amending Chapter 16.05 DMMC, updating the categorical exemptions for minor new construction under the State Environmental Policy Act to 30 unit family residential and 30 until multi-family residential; ~~seconded by~~ Councilmember Kaplan ~~seconded~~.

The motion passed 6-0.

~~Councilmember Kaplan responded to Mr. Edmiston's questions, explaining the City of Des Moines' geography and how these thresholds are beneficial to the City.~~

~~Councilmember Musser stated she felt comfortable in raising the thresholds, especially with the Council's previous approval of low development standards enacted by Council, and the management of the surface water standards.~~

Mayor Pina read Draft Ordinance Ordinance No. ~~4688-17-068~~ into the record.

**NEW BUSINESS**

Item 1:

CITY MANAGER PRELIMINARY 2018 OPERATING & CAPITAL BUDGETS

Staff Presentation: City Manager Michael Matthias  
Finance Director Dunyele Mason

City Manager Michael Matthias and Finance Director Dunyele Mason presented the 2018 Operating and Capital Budgets.

~~City Manager Matthias advised that a Public Hearing will be held regarding the 2018 Operating & Capital Budget on October 26, 2017.~~

**Direction/Direction**

**Motion** made by Councilmember Kaplan to increase the human services grants for the non- detox and non-departmental chargeback amounts from \$80,000 to \$100,000 for the 2018 budget.; seconded by - Councilmember Musser-~~seconded~~. The motion passed 6-0.

**Direction/Action**

Motion made by Councilmember Kaplan to extend the Council Meeting to 10:10 p.m.; seconded by Councilmember Bangs.  
The motion passed 6-0.

**EXECUTIVE SESSION**

Property Acquisition under RCW 42.56.110(1)(b) and the Performance of a Public Employee under RCW 42.56.110(1)(g) – 20 minutes

At 9:47 p.m. the Council adjourned to Executive Session. The purpose of the Executive Session was to discuss Property Acquisition under RCW 42.56.110(1)(b) and the Performance of a Public Employee under RCW 42.56.110(1)(g). The Executive Session was expected to last for 20 minutes.

In attendance were: Mayor Pina; Councilmembers Nutting, Musser, Bangs, Back and Kaplan; City Manager Matthias; City Attorney George.

Council returned from Executive Session at 10:10 p.m. The Executive Session lasted 20 minutes. No formal action was taken. adjourned to Executive Session for 20 minutes.

**Direction/Action**

Motion made by Councilmember Kaplan to extend the Council Meeting to 10:10 p.m.; seconded by Councilmember Bangs.  
The motion passed 6-0.

Council returned from Executive Session at 10:10 p.m. No action was taken.

**NEXT MEETING DATE**

October 26, 2017 City Council Regular Meeting

**ADJOURNMENT**

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

Respectfully Submitted,  
Renee Cameron, CMC  
Deputy City Clerk

