

MINUTES

REGULAR MEETING DES MOINES CITY COUNCIL

December 13, 2012 - 7:00 p.m.

CALL TO ORDER: Mayor Kaplan called the meeting to order at 7:01 p.m.

PLEDGE OF ALLEGIANCE: The flag salute was led by Councilmember Caldwell.

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; Economic Development Director Marion Yoshino; Master Animal Control Officer Jan Magnuson; Assistant City Attorney Tim George; City Clerk Bonnie Wilkins

CORRESPONDENCE: City Manager Piasecki shared a letter from the Port of Seattle's President and CEO who responded to a letter the City sent them regarding re-development of the Business Park site. They indicated that they are looking forward to working with us and would like to move forward rapidly to figure out the next steps and suggested that the respective staff members get together to do a pre-planning meeting, which has already been scheduled.

COMMENTS FROM THE PUBLIC: No comments made from the public.

BOARD & COMMITTEE REPORTS/COUNCILMEMBER COMMENTS:

Councilmember Scott

- Arts Commission elected Kathy Isaac as Chair, Kristy Dunn as Vice Chair and Louisa Banks as Secretary.
- Rotary Club presented special awards to 21 club members.

Councilmember Sheckler

- No report.

Councilmember Burrage

- Commented on the clever name "Pier Group" of the new artwork at the North End of the Marina entrance.

Mayor Pro-Tem Pina

- Commented on the creative approach of the initial tree lighting ceremony that was held December 7, 2012.
- Spoke on the Highline Communities Coalition's Joint Use Agreement.
- Commented on Sound Cities Association topics:
 - Public issues and the Algona Transfer Station.
 - A funding mechanism to help pave roads.
 - Working with the State Legislature on Request for Public Records.

Councilmember Musser

- No report.

Councilmember Caldwell

- No report.

PRESIDING OFFICER'S REPORT:

- Reported on the December 7, 2012 tree lighting ceremony.
- Submitted comments in support of Race to the Top Grant. A grant that the Highline School District, along with 6 other school districts, submitted as part of a road map for improving education in South King County. The \$40,000,000 grant will go towards specific targeted programs, including STEM (Science, Technology, Engineering and Math) as well as a few other specific programs.
- Presented retiring City Clerk, Sandy Paul, with a beautiful bouquet of flowers and thanked her, on behalf of City Council, for her 3 years of service at Des Moines.

ADMINISTRATION REPORTS:

- City Manager Piasecki thanked out-going City Clerk, Sandy Paul for a job well done.
- Mike Heinisch, Executive Director of Kent Youth and Family Services and Co-Chair of King County Alliance of Human Services updated Council on how funds have supported local agencies in the area. Mr. Heinisch introduced the following:
 - Carrie Van Zant, Regional Vice President Operational Manager for Sea Mar Community Health Center; Belinda Armijo, Clinic Manager, Sea Mar Community Health Center; and Tom Slatterly, Childcare Resources who individually updated Council on how their organizations are utilized by the citizens of Des Moines.
- Mr. Heinisch also commented on RCW 82.14.450, Sales and Use Tax for Counties and Cities.

CONSENT AGENDA:

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes of November 29, 2012 City Council meeting.

Item 2: 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 \$2,279,408.57

Payroll fund transfers in the total amount of \$933,414.33

Total certified Wire Transfers, Voids, A/P & Payroll vouchers are \$3,212,822.90

Item 3: SURPLUS 1974 BAYLINER SAILBOAT

Motion is to declare the 1978 Bayliner Sailboat, HIN number BLBE19B4117 surplus property and direct staff to dispose of it in the most cost effective way.

Item 4: MOU's WITH EMPLOYEE GROUPS

Motion is to approve the memorandum of understanding with the Des Moines Police Guild, the Des Moines Police Management Association, Teamsters Local 763, General Employees, Court Employees, and Exempt Employees regarding changes to 2013 Cost of Living Adjustments and Benefits.

ACTION/DIRECTION

Motion made by Councilmember Caldwell, seconded by Councilmember Musser. The motion passed, 7-0.

PUBLIC HEARING:

1. DRAFT ORDINANCE NO. 12-178, PACIFIC RIDGE RESIDENTIAL BUILDING HEIGHTS

Staff Presentation: Economic Development Director Marion Yoshino

Mayor Kaplan opened the public hearing at 7:40 p.m.

Economic Development Director Marion Yoshino provided a PowerPoint on building heights and distinctive rooflines for the Pacific Ridge neighborhoods.

Mayor Kaplan called three times for anyone wishing to speak.

Mayor Kaplan closed the Public Hearing 7:45 p.m.

ACTION/DIRECTION

Motion made by Mayor-ProTem Pina to suspend Rule 26(a) to pass Draft Ordinance No. 12-178 on first reading, seconded by Councilmember Musser. The motion passed, 7-0.

Motion made by Mayor Pro-Tem Pina to enact Draft Ordinance No. 12-178, limited to distinctive roof line provisions as stated and outlined by the City Manager and only those provisions amending DMMC 18.31.090 regarding building height and width restrictions in the Pacific Ridge Neighborhood Zone, seconded by Councilmember Scott. The motion passed, 7-0.

Mayor Kaplan read that the ordinance was passed as amended.

NEW BUSINESS:

1. UPDATING APPEAL PROCEDURES AND LICENSING REQUIREMENTS FOR DANGEROUS DOGS

Staff Presentation: Master Animal Control Officer Jan Magnuson

Master Animal Control Officer Magnuson gave a presentation on updating the potentially dangerous dog and dangerous dog code to increase public safety, reduce financial burden on the city and address problem areas in the code.

ACTION/DIRECTION

Motion made by Councilmember Sheckler to suspend Rule 26(a) in order to enact Draft Ordinance No. 11-021 on first reading, Councilmember Musser seconded. Motion passed, 7-0.

Motion made by Councilmember Sheckler to enact Draft Ordinance 11-021, updating the appeal procedures and licensing requirements for dangerous and potentially dangerous dogs, seconded by Councilmember Musser.

Councilmember Burrage proposed an amendment that dangerous dogs wear a bright orange collar and potentially dangerous dogs wear a bright yellow collar, seconded by Councilmember Caldwell. The motion failed, 2-5 with Councilmember's Burrage and Caldwell voting yes.

The original motion passed, 5-2 with Mayor Pro-Tem Pina and Councilmember Burrage voting no.

Mayor Kaplan read the ordinance into the record.

2. DRAFT ORDINANCE NO. 12-215, DEFINING ONE-TIME REVENUE/CREATING A PHASED IN EXPENDITURE REQUIREMENT

Staff Presentation: City Manager Tony Piasecki

City Manager Piasecki defined one-time revenue as sales tax, B&O tax and other one-time monies that are derived from development projects valued over \$15 million.

ACTION/DIRECTION

Motion made by Mayor Kaplan to suspend Rule 26(a) to pass Draft Ordinance No. 12-215 on first reading, seconded by Mayor Pro Tem Pina. The motion passed 5-2 with Councilmember's Sheckler and Scott voting no.

Motion made by Mayor Kaplan to enact Draft Ordinance No. 12-215 adding a new chapter to Title 3 DMMC entitled *Use of One-Time Revenues*, defining one-time revenue, and creating phased-in expenditure requirements, seconded by Mayor Pro Tem Pina.

Councilmember Sheckler proposed an amendment to the motion to change Draft Ordinance No. 12-215 to a Resolution instead of an Ordinance, seconded by Councilmember Burrage. The motion failed, 2-5 with Councilmember's Sheckler and Burrage voting yes.

The original motion passed, 6-1 with Councilmember Sheckler voting no.

Mayor Kaplan read the ordinance into the record.

ADJOURNMENT

There being no further business to come before the City Council, Mayor Pro Tem Pina moved to adjourn, Councilmember Musser seconded. The motion passed 7-0.

NEXT MEETING DATES January 5, 2013 City Council Retreat
January 10, 2013, City Council Regular Meeting

The meeting was adjourned at 8:41 p.m.

Respectfully submitted,

Bonnie Wilkins
City Clerk

