

## REGULAR MEETING DES MOINES CITY COUNCIL

MINUTES

October 9, 2008

The regular meeting of the Des Moines City Council was called to order at 7:33 p.m. by Mayor Sheckler in the Council Chambers, 21630 11<sup>th</sup> Avenue South, #B.

PLEDGE OF ALLEGIANCE to the Flag was led by Councilmember Kaplan.

ROLL CALL - Present: Mayor Bob Sheckler, Mayor Pro Tem Dan Sherman, Councilmembers Dave Kaplan, Ed Pina, Carmen Scott, Scott Thomasson and Susan White. Also in attendance were City Manager Tony Piasecki, City Attorney Pat Bosmans, Finance Director Paula Henderson, Planning, Building and Public Works Director Grant Fredericks, Transportation Engineer Dan Brewer, Land Use Planner II Jason Sullivan, Police Chief Roger Baker, Sergeant Bob Collins and City Clerk Denis Staab.

### Agenda Revision

Mayor Sheckler announced that if there is no objection from Councilmembers, he will take the Presiding Officer's report first. There were no objections.

### PRESIDING OFFICER'S REPORT

#### Citizen Awards

Mayor Sheckler requested Des Moines' Police Master Sergeant Bob Collins to describe a recent incident that occurred in Des Moines.

Sergeant Collins described an incident in detail noting that on Friday, June 20<sup>th</sup>, about 8:47 p.m., a vehicle with two occupants plunged into Puget Sound waters at the Marina north parking lot. The vehicle drifted about 40 feet from shore and sank in water depths between 12 and 20 feet. He advised that five citizens jumped into the water and were able to rescue the 76 year old male driver via the open driver's door window, however the front passenger, a 86 year old female, could not be freed from the car. He described each of the individual attempts in detail and named the five who will receive a "*Citizen Certificate of Valor*" for displaying extreme courage by placing their own safety in immediate peril in an effort to provide protection or preservation of the life of another as follows:

TRUMAN SKANG  
STEVE KOKITA  
VAL CHAMPION  
BRUCE JOHNSON  
TIM KINGHORN

He further advised the 14 year old son of Mr. Kinghorn, BRIAN KINGHORN, will received a "*Citizen Certificate of Merit*" for taking action to save and protect the lives of others for finding a life ring at his father's instruction.

Each of the individuals received a plaque describing the events and received tremendous applause from Councilmembers, staff and those individuals present in the Council Chambers.

### CORRESPONDENCE

Highline School District

City Manager Piasecki informed Council correspondence has been received from the School District Superintendent and School Board requesting a meeting between the City/School elected officials. The District has asked that we join with the cities of Burien, Normandy Park and SeaTac in a summit on May 6, 2009, around 4:30 p.m. to 7 p.m., to continue building a relationship, informing one another regarding major projects and to support youth in our community. He requested Council save this future meeting date.

COMMENTS FROM THE PUBLIC

Clark Snure, 27423 8<sup>th</sup> Avenue South, Member of Des Moines Arts Commission

Mr. Snure thanked the Councilmembers for past funding to the Arts Commission and its projects. While he recognizes the City is facing a budget crises for 2009, he asked that the Arts Commission not be forgotten as the programs and performing arts planned for the future add to the life style of the City.

Rikki Marohl, 22807 17<sup>th</sup> Avenue South, Representing the Farmer's Market

Ms. Marohl advised Council that this was a successful year for the Market and thanked Council for their support. She invited Council to the Chili Cook Off on October 25<sup>th</sup> and encouraged them to bring donations for the Des Moines Food Bank.

Councilmember Kaplan noted Council will be holding a budget retreat on that date.

City Manager Piasecki suggested perhaps Council could take an extra long lunch in order to attend part of the event.

Shirley Jones, 815 South 219<sup>th</sup> #4

Ms. Jones thanked the Arts Commission for all their time and effort in this years activities and enhancing community spirit. She also thanked Council for their support.

Denny Steussy, 1912 South 254<sup>th</sup> Place, Vice Chairman of the Arts Commission

Mr. Steussy thanked Council for the past 2 years funding. He noted some of this year's accomplishments as follows:

- Mural at North End of Marina
- First Waterland Music Series at Highline Community College
- Beach Park Concert Series
- Supported Children's Fair on Opening Day of Farmer's Market
- Provided Support for July 4<sup>th</sup> and 5<sup>th</sup> Spirit of Des Moines Celebration
- Evening of the Artists Program at Des Moines Sr. Center in April
- November 18<sup>th</sup> & 24<sup>th</sup> Waterland Music Concert Series
- Working with Destination Des Moines for the Holiday Tree Lighting Program - Dec. 5<sup>th</sup>

He concluded by thanking the Council for their generous financial support and hopes Council sees the benefits of a vibrant and strong program in the arts not only benefits the citizens of Des Moines, but enhances tourism and businesses. While it is a tough economic time the Commission hopes to be able to be funded around \$8 to \$12 thousand to continue the developed programs and move ahead.

BOARD & COMMITTEE REPORTS & COUNCILMEMBER COMMENTS

### Spaghetti Dinner

Councilmember Scott encouraged everyone to attend the Spaghetti Bash Dinner at the Activity Center tomorrow night, from 5 p.m. to 7:30 p.m. Following that event, starting at 7:30 p.m. there will be a Comedy Night at the Des Moines Field House.

### Sea Serpent

Councilmember Scott noted a 20' to 25' Sea Serpent has been installed at the floating facility on the side of L-Dock. She noted a local artist helped create it and she felt it was great that somebody privately decided to carry out one of the Storefront Studio ideas.

### 2009 Des Moines Calendars

Councilmember Scott announced that the 2009 Des Moines' Calendars should be available the week-end of October 18<sup>th</sup> and will be available at the Farmer's Market and other places around town.

### Earlier Citizen Awards

Councilmember Pina advised he was impressed by the awards given earlier tonight to those people who put their own lives in jeopardy to save others.

### Des Moines Arts Commission

Councilmember Pina expressed appreciation to the Arts Commission and the wonderful work they have done and hopes Council can figure out a way to provide reasonable financial support.

### Arts Commission Meeting

Councilmember White reported attending a meeting held yesterday. She expressed hope that Council can find a way to continue funding to the Commission to provide fun things for the City through all the current "gloom and doom".

### Southwest King County Economic Development - Executive Committee

Councilmember White noted she attended an Executive Committee meeting yesterday. She informed Council there will be a request for \$7,500 from each city for 2009 to encourage future economic development.

### 2009 City Budget

Councilmember White advised she is not looking forward to developing the budget for 2009 under current financial circumstances. She encouraged citizens to share their thoughts and ideas on funding.

### Municipal Facility Committee

Mayor Pro Tem Sherman stated the Committee met last Friday. Topics of discussion included an update to the Des Moines Creek Trail Project, completion of the Des Moines Field House Park Renovation Project, including the Grand Stand, replacing the Des Moines Beach Park Play Equipment in the year 2010, and renovation of the Beach Park historic buildings.

### Earlier Citizen Awards

Mayor Pro Tem Sherman expressed appreciation for the opportunity to meet the citizens involved in the rescue, as it means a lot, and feels that is what community is all about.

Mayor Sheckler expressed agreement with Mayor Pro Tem Sherman, noting that there were around 100 people at the Marina at the time, and to him these citizens represent what being a hero is all about.

## ADMINISTRATION REPORTS

### Art Donation

City Manager Piasecki announced that the Artist was unable to attend tonight's meeting, so he may reschedule this item.

### Initiative Measure 985 - Reduce Traffic Congestion

Planning, Building and Public Works Director Fredricks noted a detailed packet of information was provided to Council in their September 25<sup>th</sup> agenda packet. He displayed a copy of the question that will be before the voters in November, asking for a yes or no vote. He summarized the ballot summary which basically talks about the changes in the high occupancy vehicle lanes, light synchronization and the dedication of additional revenues. He further noted that the first, second and third bullet points speak about the redirection of sales tax monies from vehicle sales from the General Fund to transportation purposes, the way in which public buildings are required to set aside a certain amount of money for public art and the fourth bullet point talks about those cities and counties that have installed red light cameras and how all of that money will be redirected into the Congestion Account. He noted the initiative itself summarizes the express purpose and referred to the 2007 State Auditor's Performance Audit that the goal is to make travel time faster, roadway safer, reduce congestion, increase safety and improve air quality. He continued by noting that the Association of Washington Cities (AWC) has identified the impacts to cities including Des Moines as we would be required to comply and be reimbursed at some point in the future. He noted that AWC concludes that notwithstanding the express purposes of the initiative, it will cost the State money and it will create some difficult choices for Legislators, counties and cities for questionable benefits. He advised that the Washington State Office of Financial Management has estimated that \$40 million of revenues from cities will be redirected, and that cities and counties and may be required to pay an additional \$18.7 million, and will be required to pay that amount every 3 years to keep signals synchronized. There will also be a charge involved in the requirement to change out signage on HOV lanes and access and entrance ramps on to the State's Highway system. He noted other critics of the initiative suggest it is misleading and identifies the potential of interference with buses and safety problems that might be created and create problems in the State's General Fund when monies are redirected from that Fund. In regards to direct impacts to Des Moines he noted the following:

- From \$75,000 to \$300,000 to synchronize lights on Marine View Drive, plus recurring costs, and impact east/west traffic and pedestrians crossing Marine View Drive

Upon questioning as to whether this initiative blends 3 or 4 separate issues and could be challenged, City Attorney Bosmans noted that the Supreme Court has overturned several such ballots, and she feels they will take a close look at this one too.

Councilmember Pina stated he has read this issue in detail and feels it is poorly written and will actively campaign against it.

Mayor Sheckler noted the cost of up to \$300,000 would hurt Des Moines, and advised Council they can take a position against this initiative if they so choose.

City Manager Piasecki reminded Council that if they wish to take an official position it has to be done through a resolution at a properly noticed meeting, giving proponents and opponents an opportunity to speak.

Councilmember White advised that Suburban Cities is opposed to this initiative.

CONSENT CALENDAR was read by City Clerk Staab.

1. Motion is to approve the regular minutes of September 11, 2008.
2. Findings: Vouchers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the City Council.

Motion: As of this date the Council, by unanimous vote, does approve for payment those vouchers and payroll transfers included in the above list and further described as follows:

Claim checks #116227 through #116425 & electronic fund transfers in the total amount of \$591,697.16

Payroll fund transfers in the total amount of \$512,794.89

~~3. Draft Resolution No. 08-097 – Title: A Resolution of the City of Des Moines, Washington adopting standards for the delivery of public defense services for individuals charged with misdemeanor or gross misdemeanor offenses in Des Moines Municipal Court.~~

~~MOTION is to approve Draft Resolution No. 08-097. [Item removed by Thomasson]~~

4. Motion is to approve the Interlocal Agreement between the City of Des Moines and the City of Seattle for provision of reimbursable services by the City of Seattle, and to authorize the City Manager to sign the Agreement substantially in the form as submitted.

5. Draft Ordinance No. 08-205 [ASSIGNED NO. 1438] - Title: An Ordinance of the City of Des Moines, Washington regarding business licensing, repealing chapter 5.44 DMMC and underlying ordinances.

TWO MOTIONS: First motion is to suspend Council Rule 26(b). Second motion is to approve Draft Ordinance No. 08-205 on first reading.

~~6. Draft Resolution No. 08-058 – Title: A Resolution of the City Council of the City of Des Moines, Washington, waiving the state competitive bidding requirement for the purchase of additional security camera equipment and installation services from Reliable Security Services, Inc. for the Marina Security Camera Project, pursuant to RCW 39.04.280 (1) (a); and authorizing the purchase of same.~~

~~MOTION is to approve Draft Resolution No. 08-058. [Item removed by Mayor Pro Tem Sherman.]~~

~~7. Motion is to change the Council travel policy to state that Councilmembers be limited in their use of City resources for travel expenses to conferences and events to one overnight event per year unless otherwise directed by the City Council. [Item removed by Mayor Pro Tem Sherman.]~~

Mayor Pro Tem Sherman requested Consent Items 6 and 7 be removed from the Consent Calendar.

Councilmember Thomasson requested Consent Item 3 be removed.

MOTION was made by Mayor Pro Tem Sherman, seconded by Councilmember Kaplan and passed unanimously, to approve the remaining Consent Calendar items.

REMOVED CONSENT ITEMS

Consent Item #6 - Draft Resolution No. 08-085 [ASSIGNED NO. 1087] Sole Source Purchasing for Marina Security Cameras

Mayor Pro Tem Sherman requested information on how the camera system is working and whether there has been any noticeable benefits.

Harbormaster Dusenbury advised that the system is exceeding expectations and noted the following:

- Have video of people committing crimes on the dock that the Police Department were able to use to apprehend criminals.
- Juveniles were captured who committed 2 crimes on 2 consecutive nights. Later confessed to some home break ins.
- One case was an unauthorized entry, but staff was quickly able to determine there was no crime.

Councilmember Pina commented that in face of significant budget cuts in 2009, he felt maybe this item could be delayed a year or two.

City Manager Piasecki pointed out that this is a Marina budget fund item, not general fund. If we do not spend this money on a Marina related expense, it cannot be used for the general fund. Therefore, it would do nothing to help balance the budget.

**MOTION** was made by Mayor Pro Tem Sherman, seconded by Councilmember White and passed unanimously, to adopt Draft Resolution No. 08-058 waiving state competitive bidding requirements for the purchase of security camera equipment for Phase II of the Marina Security Camera Project from Reliable Security Services, Inc., and authorize the City Manager to sign the contract substantially in the form as submitted.

Consent Item #7 - Council Travel Policy

Mayor Pro Tem Sherman expressed the opinion that there is no need to alter the travel policy as he feels the current policy has adequate oversight since any travel costing over \$150.00 must be approved by the whole Council. He noted he will not support the motion.

Councilmember White expressed agreement with Mayor Pro Tem Sherman.

**MOTION** was made by Councilmember Pina, seconded by Councilmember Kaplan, to change the Council travel policy to state that Councilmembers be limited in their use of City resources for travel expenses to conferences and events to one overnight event per year unless otherwise directed by the City Council. Motion passed 5 to 2 with Councilmember White and Mayor Pro Tem Sherman opposed.

Consent Item #3 - Draft Resolution No. 08-097 [ASSIGNED NO. 1088] Adopting Washington Defender Association Standards for Public Defense Services

Councilmember Thomasson felt that perhaps it would be better to adopt by ordinance, and have it in the Code and it either have it automatically updated as the standard changes and/or delegate the authority to the City Manager to update the standard as it evolves.

City Attorney Bosmans noted it could be adopted by ordinance, however it is in resolution form due to the subject matter and it is a part of our Public Defender's contract.

Several Councilmembers suggested this item come back in ordinance form.

Des Moines Municipal Court Judge Alicea-Galvan advised Council that the Court has received a grant for funding the Public Defender and proof of having such standards are needed to apply for a grant this year. She stated that that grant deadline for the grant is October 29<sup>th</sup>. She requested Council adopt it now as a resolution, and then Council can adopt an ordinance at a later date.

**MOTION** was made by Councilmember Thomasson, seconded by Councilmember Pina and passed unanimously, to pass Draft Resolution No. 08-097, adopting the Washington Defender Association Standards for Public Defense Services for the delivery of public defense services to persons charged with misdemeanors or gross misdemeanors in Des Moines Municipal Court, as endorsed by the Washington State Bar Association Board of Governors, and as attached to Draft Resolution No. 08-097 as Exhibit A.

### NEW BUSINESS

#### Draft Resolution No. 08-163 [ASSIGNED NO. 1089] Setting Public Hearing Regarding Multi-Family Tax Exemption in Pacific Ridge

Land Use Planner II Sullivan advised the purpose of the resolution is to set a public hearing date to consider a draft ordinance which would implement a Multifamily Tax Exemption program for development of properties in Pacific Ridge. Also staff will present ideas that should be contained in the ordinance. He advised that the proposed ordinance contained in Council's packet is the "bare bones" that the State requires the City to adopt. He also noted it is for a 8 year tax exemption policy so it is only for "market rate" housing, additionally it is limited to Pacific Ridge and limited to 5,541 units. He stated Council will need to establish how many units at a minimum are needed to qualify for the program. Furthermore Council can establish other higher guide lines such as density, public benefit, height and other types of bulk restrictions, along with other public benefits, minimum lot square footage, size of project or total project area, number of buildings, etc.

Upon questioning, Land Use Planner II Sullivan noted there is a complete removal of the Ad Valorem taxes, so whatever the taxes are on the new building they would be waived, but you would still collect the taxes on the value of the property, plus all other taxes, such as utility, business and occupation taxes.

City Manager Piasecki also noted that any non-residential components of the project would still pay taxes. In addition to Councilmember Pina's question about school levies, he questioned whether a bond proposition would be exempt.

Land Use Planner II Sullivan advised staff will research this further prior to the hearing. He further noted that should a tax exemption be granted, they have 3 years to complete the construction or they lose the exemption.

Councilmember Pina stated he really does not have that much concern, since the Pacific Ridge area is already a very low tax generator.

Councilmember Thomasson advised that he does not want to set a public hearing date until Council has some answers to some of the blanks in the draft ordinance. He questioned whether Section 4 of the draft ordinance is City language or State law. Response was State law language.

Upon questioning, Land Use Planner II Sullivan noted the term residentially target area means those areas in the City that meet Section 3 of the ordinance that the City has identified to take the density. He further advised that in Pacific Ridge zone it was designed to provide housing in both the mixed use and in the residential area.

Councilmember Thomasson felt Council needs to explicitly say what geographically the boundaries are.

Land Use Planner II Sullivan stated that Section 3, subsection 4, that is where it states the specific areas, which includes a map which includes PRC1 and the PRR zones.

Councilmember Thomasson questioned what discretion does Council have on project by project as to whether to authorize, or what language could be added, that we would only allow this if it is in our best interests.

Land Use Planner II Sullivan stated we could add language to add additional criteria under the project eligibility section "that the project has to show that it has positive tax benefits". In other words, by doing this "incentive to lower taxes over here, you are going to encourage development that is going to raise the taxes over here" over the current conditions, once it is completed.

Councilmember White suggested this is an idea that could benefit other areas of the City, not just Pacific Ridge.

Upon questioning, City Manager Piasecki pointed out that in Section 6(1) it says "If the application is approved, the applicant shall enter into a contract with the City, subject to approval by a resolution of the City Council".

Mayor Pro Tem Sherman noted we could set minimum or maximum units allowed, or even limit the applications to one every two years, as other cities have done, to evaluate the impacts. He pointed out that he submitted newspaper articles for Council's consideration (attachment #4 in Council's packet). He estimated that if the units sold for \$300,000, the City would be losing over 8 years, \$52 million and of that, 18% is pure City of Des Moines dollars, equaling \$9.6 million. He also noted this would be 1,800 units with, 2 people per unit, that would increase our current population by 12%, and these people will need City services. He reminded Council our current general operating fund is \$2.8 million in arrears. He cautioned Council to carefully consider the impacts this legislation could have to our City. He stated it is his opinion this is one of the worse pieces of legislation he has seen in all his years on the Council, and cannot support.

At the request of Councilmember Scott to respond to some of Mayor Pro Tem Sherman's concerns, Ms. J.J. McCament, with McCament & Rogers, a real estate consulting firm, referenced the \$52 million Mayor Pro Tem Sherman said would be paid by others and she disagreed with that idea. She interprets it that the land, the improvements on the land raise the tax value, so the school systems, the Port and everything else will actually be getting more money than they would if the development did not happen. She acknowledged that he is correct

that there are costs for Fire and Police. She reminded Council that after the eight years, the full impact of the expensive condos will be available, in the meantime those residents are spending their discretionary income into the neighborhood. She distributed a handout regarding a property tax exemption program for the Arabella Apartments in the City of Shoreline for Council to study. As to how to use this incentive Ms. McCament felt this is entirely Council's decision as to how fast they may want to develop or meet GMA requirements.

Councilmember Scott noted she sees Pacific Ridge as an area with a history of criminal activity, with citizens afraid to live there, that is hard to compare to other areas. She felt if Council expects a change, we should not discourage someone who wants to develop in a far better way a large enough piece of land to cause beneficial changes to occur all around it. With the bad economic times, most developers are not building unless they see some benefit.

9:10 p.m. Mayor Sheckler called for a 10 minute break.

Councilmember Kaplan felt Councilmembers need to provide some more detailed guidance to staff so they can bring back something that more closely reflects Council's concerns or at least options to consider. He felt that currently in Pacific Ridge there are areas that are currently vacant or have mobile home parks or some other lower use, for which the City is collecting little or no property taxes. He felt any new development will bring in more property taxes, setting aside any utility taxes, therefore setting aside any property tax for a period of eight years on the residential portion is not going to cause hardship to anybody, since it is not something we have now. He also felt it is not proven that the demands of the people who will be living there are going to exceed the demands of those who live there now. He noted this is not true for the entire Pacific Ridge and that is why he is willing to define a smaller area. He also felt the material presented by Mayor Pro Tem Sherman does not paint a fair picture. He expressed agreement with Councilmember Scott that this could help generate the changes needed in the Pacific Ridge area. He further expressed agreement with Councilmember Pina that under Section 3(4) item B should be dropped until this has been tested in a particular area and it has been demonstrated that it makes sense. He noted he would like to move this to a public hearing, but not until Council has provided more guidance to staff that reflects the consensus of the Council.

Mayor Sheckler requested Council consider whether holding a public hearing on October 30<sup>th</sup> will allow enough time to reach any kind of a consensus of the contents of the draft ordinance that will be considered.

Councilmember Pina expressed agreement with Councilmember Kaplan and disagreement with Mayor Pro Tem Sherman. He emphasized that Pacific Ridge is a unique situation, with a high crime rate, only generating land value taxes in a lower income housing area. He noted he would like to see this legislation limited to that area only.

Councilmember Thomasson advised he still has a lot of questions regarding the limitations he would like to see, and criteria he would like added. He felt more Council discussion and debate is needed before a public hearing is held. He does not feel there is enough time between now and October 30<sup>th</sup>, not to mention working on the 2009 budget. He would prefer Council concentrate on the budget first and set this hearing for sometime in January.

Mayor Pro Tem Sherman advised he is trying to convince Council of the folly in doing this as we do not have to adopt a property tax exemption program. He again noted that additional citizens

will require some services, but they will not be paying property taxes to pay for the costs of those services. He reminded Council the City is already struggling with the costs of services and potentially cutting employees who help provide services.

Mayor Sheckler questioned how much revenue the City is currently receiving from the Pacific Ridge area versus what we are spending. He felt there is a benefit to the City to allow this compared to what is currently happening in that area. He also felt that this legislation should be limited to a specific area to allow time to see if it might work in other areas of the City. He invited Mr. Chan to comment on delaying legislative action until January.

Matt Chan, Manager of S.S.I.Pacific Place, LLC, developer in Pacific Ridge area, informed Council he hopes to locate his business offices in Des Moines. He advised he shares Council's vision to reform the Pacific Ridge area. He noted next week he will be spending around \$45 thousand in application fees to the City and has already spent \$200 thousand in revising his plans and therefore he is committed to making this work. He noted it is Council's decision as to what is best for the City.

**MOTION** was made by Councilmember White, seconded by Councilmember Scott, to pass Draft Resolution 08-163 setting a public hearing date on January 15, 2009, to consider Draft Ordinance No. 08-163 which would create a new Chapter in Title 3 of the DMMC providing tax exemptions as an incentive to facilitate the development of market rate multiple-unit dwellings in the City of Des Moines.

Councilmember Kaplan requested 30 minutes be dedicated on October 30, 2008, to consider changes to the draft ordinance. In the meantime Councilmembers should submit issues for consideration and circulate them in advance, in order to make any changes to the ordinance for consideration in January.

**VOTE ON MOTION:** Motion passed 6 to 1 with Mayor Pro Tem Sherman opposed.

#### **Budget Balancing Strategies**

Finance Director Henderson called Council's attention to the General and Street Funds Recap for the 2009 preliminary budget provided in Council's packets, noting a \$2.8 million budget shortfall. She advised this shortfall is caused by no growth in revenues, labor contracts with increases in salaries growing 12%, premium on Regence Blue Shield Medical went up 8.2% and no benefit from the Streamlined Sales Tax. She also pointed out that expenditures increased by 10.8%.

City Manager Piasecki also noted an additional impact was from the failure of the Des Moines Creek Business Park to move forward.

Councilmember Kaplan noted while he is willing to look at cost cutting ideas, he will not support a freeze on the hiring of the 3 general fund police officer positions as the City made a commitment to the public in asking for the Levy Lid Lift funds to bring our police department staffing back to 1999 levels. However, he felt the Police should cut expenditures for equipment for the balance of this year and next.

Mayor Pro Tem Sherman agreed with not freezing the 3 general fund police officers and feels the City should honor its commitment to Mt. Rainier Pool funding. He also spoke against adding a utility tax onto SWM.

At this point Mayor Sheckler suggested Councilmembers take line by line making decisions where the feeling is unanimous, total the results to see where we stand and go back, if necessary, making further reductions. This was agreeable with Council.

Councilmember Thomasson felt Council needs to see the complete picture to make good decisions such as how many actual employees are in each department and exactly what their positions are.

City Manager Piasecki explained what he wants to know tonight is whether Council is willing to defer certain types of expenditures next year such as equipment rental and computer equipment replacement. He felt it is clear that Council does not want to freeze police. He also needs to know if Council wants to consider any new revenues, including those that need voter approval.

Consensus was reached on the following items:

Budget Balancing Strategies:

- Defer Equipment Rental Replacement Assessments - Yes
- Defer Computer Equipment Replacement Assessments - Yes
- Suspend Funding - Police Officer on Military Leave - Yes (position vacant, but will not be funded)
- Freeze Hiring - 3 Police Vacancies General Fund - No
- Defer Facility Repair & Replacement Assessments - Yes
- Mt. Rainier Pool Subsidy Termination December 31,2008 - ?50%
- Savings from Change in Officers funded by Levy Lid Lift Fund - Yes

New Revenues:

- Decision was to delay until cuts have been determined.

10:28 p.m. **MOTION** was made by Councilmember Scott, seconded by Councilmember Kaplan, to extend the meeting 15 minutes. Motion passed 6 to 1 with Councilmember White opposed.

Expenditure Cuts:

- Federal Lobbyist - Yes
- Staff Reduction Municipal Court (.5 Court Clerk) - No
- Staff Reduction: Finance (0.80 Sr. Finance Analyst) - No
- Record Services (External Service for Council Minutes) - Yes
- Staff Reduction: Record Services (Business License Clerk/Receptionist) - No
- Staff Reduction: Legal DV Advocate (Cut .5 Position) - No
- Staff Reduction: Personnel (Human Resource Specialist) - Yes
- PBPW All City Buildings: Supplies - Yes
- PBPW Admin: Supplies \$800; other services \$300; overtime \$600 - Yes
- PBPW Engineering Services: Professional Service Contracts \$15,000, overtime \$3,000, other services-advertising \$1,300, Misc. \$400 & Supplies \$1,100 - Yes
- Staff Reduction: PBPW Engr Services (Transportation Engr. Tech) - No

In regards to the Police staffing issue regarding the Levy Lid Lift, Councilmember Thomasson requested a legal opinion from the City Attorney as to what the law means by not supplanting and understand whether there is a legal issue or just a moral/ethical issue.

At 10:44 p.m. **MOTION** was made by Mayor Pro Tem Sherman, seconded by Councilmember Pina, to extend the meeting to 11 p.m.. Motion failed by 4 (yes) to 3 (opposed) vote, lack of super majority.

Pavement Management System - Briefing

**MOTION** was made by Mayor Pro Tem Sherman, seconded by Councilmember Pina and passed unanimously to move this item to the next available agenda to be determined by the Mayor and City Manager.

NEXT MEETING DATE

Mayor Sheckler noted the next regular meeting will be on October 16, 2008.

ADJOURNMENT

Meeting adjourned at 10:45 p.m. by meeting time expiring.

Respectfully submitted,

Denis Staab  
City Clerk

**ACTION ITEMS FOR 10/8/08**

- Prepare an ordinance adopting the Washington Defender Association Standards for Public Defense Services for the delivery of public defense services as presently constituted or as later amended.
- In regards to the Police staffing issue regarding the Levy Lid Lift, provide a legal opinion from the City Attorney as to what the law means by not supplanting and understand whether there is a legal issue or just a moral/ethical issue.