

## AGENDA

### REGULAR MEETING DES MOINES CITY COUNCIL

November 17, 2011 - 7:30 p.m.

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

PLEDGE OF ALLEGIANCE – The flag salute was let Councilmember Scott.

#### ROLL CALL

Present were Mayor Sheckler; Mayor Pro-Tem Kaplan; Councilmembers Scott Thomasson, Dan Sherman, Matt Pina, Melissa Musser and Carmen Scott.

Staff present were City Manager Tony Piasecki; Assistant City Manager Lorri Ericson; Planning Building and Public Works Director Grant Fredricks; Interim Police Chief John O'Leary; Finance Director Paula Henderson; Finance Operations Manager Cecilia Pollock; Harbormaster Joe Dusenbury; Parks Recreation and Senior Services Director Patrice Thorell; Development Services Manager Robert Ruth; Senior Planner Jason Sullivan; CIP Project Manager Scott Romano; Temporary Economic Development Manager Marion Yoshino; City Clerk Sandy Paul

#### BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Scott

- Commented on the *Woodstock*-themed brunch sponsored by the Legacy Foundation and held at Anthony's Home Port. Financially, it was very successful, and will help senior and youth programs.

Mayor Pro-Tem Kaplan

- Will meet at the City of SeaTac with Planning Building and Public Works Director Grant Fredricks on November 21 about common transportation issues including the Transportation Gateway Project

Councilmember Musser

- At the Municipal Facilities committee meeting, members discussed a cohesive timeline, market analysis, commercial uses, and parking for development for the Marina. Planning work will be complete by June 2012 with an implementation plan delivered soon afterwards.
- Heber Kennedy suggested ideas for representing the opinions of the community

Councilmember Pina

- Reminded Council and audience that this Saturday is the special Farmer's Market

Councilmember Sherman

- Attended the Suburban Cities Association (SCA) dinner with City Manager Piasecki. The membership dues will not change in 2012.
- City Manager Tony Piasecki was recognized for participation on the board of directors.

#### PRESIDING OFFICER'S REPORT

Lynn Wallace, Chamber Director, spoke about the Southwest King County Chamber of Commerce and encouraged City participation. The 2012 membership fee would be \$800-1000, based upon the size of the city by population.

## CONSENT CALENDAR ITEMS

### Item 1. APPROVAL OF MINUTES

Motion is to approve the meeting minutes of November 3, 2011.

### Item 2. King County Water District (KCWD) 54 ILA Time Extension Amendment

Motion is to approve the amendment to the Services Agreement between the City of Des Moines and Water District 54 extending the expiration date for the Downtown Water System Project to June 30, 2012 and authorize the City Manager to sign said amendment substantially in the form as attached.

### Item 3. Modification to SCORE's Release Locations

Motion is to approve Draft Resolution No. 11-223 authorizing the addition of alternative release locations under the City of Origin Release Program as identified in said resolution.

### Item 4. Beach Park Dining Hall Decking Project Contingency

Motion is to increase the contingency amount for construction services for the Des Moines Beach Park Dining Hall Decking Project awarded to Western Ventures Construction, Inc. in the amount of \$308,024 plus a 5% contingency of \$15,401.20 to \$308,024 plus a 10% contingency of \$30,802.40 for a total construction services contract amount of up to \$338,826.40, and to authorize the City Manager to sign change order requests up to this amount.

Councilmember Sherman pulled Item 3.

Councilmember Pina asked for further discussion on Item 4. Following that discussion, Mayor Pro-Tem Kaplan moved approval of the remaining Consent Agenda items; Councilmember Musser, second. The approving vote was 7-0.

Following discussion of pulled Item 3, Mayor Pro-Tem Kaplan moved to approve Draft Resolution No. 11-223 authorizing the addition of alternative release locations under the City of Origin Release Program as identified in said resolution; Councilmember Musser, second. The motion passed. The vote was 7-0.

## PUBLIC HEARING

### 1. Public Hearing - 2012 Property Taxes

Mayor Sheckler opened the public hearing at 8:00 p.m.

Mayor Sheckler read the rules of the Public Hearing into the record.

Finance Director Paula Henderson presented information about the 2012 property tax.

Mayor Sheckler asked that those wishing to speak please do so at this time. There was no one signed up to speak.

Mayor Sheckler called three times for anyone else wishing to speak.

Mayor Sheckler opened questions from the City Council.

Mayor Sheckler closed the Public Hearing at 8:05 p.m.

Mayor Sheckler asked staff if there had been any misrepresentation of the facts. There had been none.

## ACTION/DIRECTION

Mayor Pro-Tem Kaplan moved to suspend Rule 26a in order to enact Draft Ordinance No. 11-219 and Draft Ordinance No. 11-220 on first reading; Councilmember Pina, second. The motion passed 7-0.

Mayor Pro-Tem Kaplan moved to enact Draft Ordinance No. 11-219, determining the amount of funds to be raised by ad valorem taxes for the year 2012 for general City expenditures, including levy lid-lift ad valorem taxes to provide funds to restore police department staffing to previous years' levels per Ordinance No. 1375. Councilmember Pina, seconded the motion. The motion passed 7-0.

Mayor Pro-Tem Kaplan moved to enact Draft Ordinance No. 11-220, authorizing the decrease in ad valorem taxes for the year 2012 for general City expenditures; Councilmember Pina, second. The motion passed on a 7-0 vote.

## 2. Public Hearing – Adoption of Year 2012 Budget

Mayor Sheckler opened the Public Hearing at 8:10 p.m.

Mayor Sheckler stated the rules of the Public Hearing remained the same as for the previous public hearing.

Mayor Sheckler asked that those wishing to speak please do so at this time. There was no one who signed up to speak.

Mayor Sheckler called three times for anyone else wishing to speak.

Mayor Sheckler opened questions from the City Council

Mayor Sheckler closed the Public Hearing at 8:20 p.m.

Mayor Sheckler asked staff if there had been any misrepresentation of the facts. There were none.

## ACTION/DIRECTION

Following discussion, Mayor Pro-Tem Kaplan moved to pass Draft Ordinance No. 11-222 to a second reading at the December 1, 2011 City Council meeting; second by Councilmember Musser. The motion passed, 7-0.

## OLD BUSINESS

### 1. Second Reading Draft Ordinance No. 11-191 Community Commercial Zoning

#### Staff Presentation:

Development Services Manager Robert Ruth reminded the Council that this ordinance would modify text in the zoning code first reviewed on September 22, 2011 regarding conditional uses in the Community Commercial zone. At question is the property formerly occupied by Rose's Restaurant. The Envision Midway project of Kent has been very complimentary of this work regarding neighborhood planning. Attachment 3 is a letter from Mr. Wilson from Development Services of America (DSA) with clarifying comments from the previous meeting.

## ACTION/DIRECTION

Mayor Pro-Tem Kaplan moved to adopt Draft Ordinance No. 11-191, relating to the zoning code and uses allowed by conditional use permit in the Community Commercial zone, amending DMMC 18.32.030; seconded by Councilmember Musser. The motion passed 7-0.

### 2. Draft Resolution No. 11-221 Adopting the 2012 CIP

A brief presentation was given by Finance Director Paula Henderson.

**ACTION/DIRECTION**

Councilmember Musser moved to adopt draft Resolution No. 11-221 approving the City of Des Moines 2012-2017 Capital Improvement Plan (CIP); second by Councilmember Pina. The motion passed 5-2. Councilmember Thomasson and Mayor Pro-Tem Kaplan voted *no*.

NEXT MEETING DATE – December 1, 2011 City Council Regular Meeting

**ADJOURNMENT**

There being no further business to come before the City Council, Councilmember Musser moved to adjourn. Mayor Pro-Tem Kaplan seconded the motion. The motion passed 7-0. The meeting was adjourned at 8:30 p.m.

Respectfully submitted,

Sandy Paul CMC  
City Clerk