

## MINUTES

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

December 5, 2013 – 7:00 p.m.

#### CALL TO ORDER

Mayor Kaplan called the meeting to order at 7:08 p.m.

#### PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Scott.

#### SWEARING IN OF COUNCILMEMBER NUTTING

Judge Veronica Alicea-Galvan swore in newly elected Councilmember Jeremy Nutting.

#### ROLL CALL

Council present: Mayor Dave Kaplan; Mayor Pro Tem Pina; Councilmembers Jeremy Nutting, Melissa Musser, Jeanette Burrage, Bob Sheckler and Carmen Scott.

Staff present: City Manager Tony Piasecki; City Attorney Pat Bosmans; Civil Engineer Tommy Owen; City Attorney Pat Bosmans; Finance Director Paula Henderson; Harbormaster Joe Dusenbury; City Clerk Bonnie Wilkins.

#### CORRESPONDENCE

There were no correspondences.

#### COMMENTS FROM THE PUBLIC

There were no comments from the public.

#### BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Scott:

- Police Department is having a Toy Drive to benefit Harborview Hospital.
- Tree Lightings December 6<sup>th</sup>:
  - 6:00 p.m. Big Catch Plaza.
  - 7:15 p.m. Des Moines Marina.
- Argosy Christmas Ship:
  - December 12<sup>th</sup>.

Councilmember Sheckler:

- No report.

Councilmember Burrage:

- No report.

Mayor Pro Tem Pina:

- Public Safety & Transportation Committee Meeting:
  - Presentation by Police Department:
    - Safe City Des Moines Program:
    - Police Volunteer Program.
    - Police Foundation.
  - Draft of 2014 Public Safety & Transportation Work Program.
  - CIP Update.

Councilmember Musser:

- December 16 – Kick-starter fundraiser “Save our Cinema Fundraiser”.
  - [www.desmoinesheater.com/kickstarter](http://www.desmoinesheater.com/kickstarter).

Councilmember Nutting:

- Squid-A-Rama at the MaST Center:
  - More people than expected.

## **PRESIDING OFFICER’S REPORT**

- Attended National League of Cities with Councilmember Burrage:
  - Attended Supporting Start-Ups and Entrepreneurs session.
- Attended swearing in of first elected Municipal Court Judge, Judge Galvan.
- Police Department Quarterly Recognition Meeting:
  - Tenure Certificates:
    - Officer Justin Langhofer, 5 years.
    - CSO Kory Batterman, 5 years.
    - Office Manager Terryann Dell, 20 years.
    - Master Police Officer Paul Young, 25 years.
    - Animal Control Officer Jan Magnuson, 25 years.
    - Master Sergeant Doug Jenkins, 25 years.
    - Master Sergeant Dave Bell, 30 years.
  - Exemplary Performance Commendation:
    - Terryann Dell.
      - Records Specialist Division:
        - Charmaine Hall.
        - Judy Bibby.
        - Jennifer Schmidt.
    - Recognition on the Jayme Thomas murder and assault on Scott Kennedy case:
      - Detective Sergeant Dave Mohr.
        - Responding Officers, Detectives and Support Personnel:
          - Master Sergeant Dave Bell.
          - Officer Randy Gallagher.
          - Officer Bill Shepard.
          - Officer Eddie Ochart.
          - Detective Mike Thomas.
          - Detective Paul Young.
          - CSO Kory Batterman.
        - Received Medal of Merit Commendation:
          - Case Detective Cathy Savage.
        - Suspect was sentenced to 340 months.
  - Attended the second Invitation to the Business Community:
    - Business Association or Chamber of Commerce.
    - Survey information will be compiled with the November 5<sup>th</sup> meeting and shared with everyone.

Mayor Kaplan presented Councilmember Scott with a plaque thanking her for her many years of service to the community as she is retiring at the end of the 2013.

## ADMINISTRATION REPORT EMERGING ISSUES

- Map with 5 different locations for licenses filed with the State for Marijuana.
  - Per Ordinance No. 1587, only 1 out of the 5 would be allowed to go in.
- Pay Parking in Beach Park and Marina:
  - Signs have gone up.
  - Stories on the Waterland Blog and the City of Des Moines web-site.
  - Reviewed information from Anthony's suggestions.

## CONSENT CALENDAR

- Item 1: APPROVAL OF MINUTES  
Motion is to approve the minutes from the October 24, November 7 and November 14, 2013 City Council meetings.
- Item 2: INTERLOCAL AGREEMENT WITH NORMANDY PARK FOR PUBLIC WORKS SERVICES  
Motion is to approve the attached Inter-Local Agreement with the City of Normandy Park for Public Works Services, and further authorize the City Manager to sign the Agreement, substantially in the form as submitted.
- Item 3: COMMUTE TRIP REDUCTION PROGRAM IMPLEMENTATION AGREEMENT  
Motion is to approve the CTR Program Implementation Agreement between the City of Des Moines and King County, Department of Transportation, Metro Transit Division for the implementation of the CTR Program and to authorize the City Manager to sign the Agreement substantially in the form as attached.
- Item 4: HIGHLINE SCHOOL DISTRICT INTERLOCAL JOINT USE AGREEMENT  
Motion is to enter into an Interlocal Joint Use Agreement between Highline School District No. 401 and the cities of Burien, Des Moines, Normandy Park and SeaTac, and between the said Cities one with the other and to authorize the City Manager to sign said Agreement in the form as submitted.

### Direction/Action

Motion made by Councilmember Musser to approve the consent agenda; seconded by Councilmember Nutting.  
The motion passed 7-0.

## PUBLIC HEARING

- Item 1: AMENDMENTS TO THE PHASE IN SCHEDULE FOR TRANSPORTATION  
IMPACT FEES  
Staff Presentation: Civil Engineer Tommy Owen

Mayor Kaplan opened the public hearing at 7:34 p.m.

Civil Engineer Owen gave a brief power point presentation on the Transportation Impact Fees.

Mayor Kaplan called David Litowitz who recommended approval of the motion.

Mayor Kaplan asked 3 times if anyone else wished to speak; seeing none Mayor Kaplan asked council if they had any questions.

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

**Direction/Action**

**Motion** made by Councilmember Sheckler to suspend City Council Rule 26(a), allowing adoption of Draft Ordinance No. 13-256 on 1<sup>st</sup> reading; seconded by Councilmember Musser.

The motion passed 7-0.

**Motion** made by Councilmember Sheckler to adopt Draft Ordinance No. 13-256, modifying Chapter 12.56.040(6) of the DMMC relating to the phase in schedule of the City's Transportation Impact Fee program; seconded by Councilmember Musser.

The motion passed 7-0.

Mayor Kaplan read Draft Ordinance No. 13-256 into the record.

Item 2: MUNICIPAL CODE UPDATE, TITLE 18

Staff Presentation: City Attorney Pat Bosmans

City Attorney Bosmans gave a brief power point presentation on the continued Public Hearing of Municipal Code Update, Title 18.

Mayor Kaplan asked 3 times if anyone wished to speak. Seeing none Mayor Kaplan asked Council if they had any questions.

**Direction/Action**

**Motion** made by Councilmember Sheckler to continue the Public Hearing on Draft Ordinance No. 13-170 to January 9, 2014; seconded by Mayor Pro Tem Pina.

The motion passed 7-0.

**OLD BUSINESS**

Item 1: ADOPTION OF YEAR 2014 BUDGET

Staff Presentation: Finance Director Paula Henderson

Finance Director Henderson spoke before Council on the 2014 adopted budget.

**Direction/Action**

**Motion** made by Councilmember Burrage to enact Draft Ordinance No. 13-255 adopting the final budget for the City of Des Moines, Washington, for the fiscal year ending December 31, 2014; seconded by Councilmember Musser.

**Motion** made by Councilmember Sheckler to allocate an additional \$9,000 to the \$1,000 already given to the Southwest Chamber of Commerce for 2014; seconded by Councilmember Scott.

The motion fails 1-6.

**For:** Councilmember Sheckler.

**Against:** Mayor Kaplan, Mayor Pro Tem Pina, Councilmembers Nutting, Musser, Burrage and Scott.

**Motion** made by Councilmember Burrage to allocate \$50,000 to set up a Police Stabilization Account.

Motion fails for lack of a second.

The original motion passed 7-0.

Mayor Kaplan read Draft Ordinance No. 13-255 into the record.

**NEW BUSINESS**

Item 1:

MARINA RATES

Staff Presentation:

Harbormaster Joe Dusenbury

Harbormaster Dusenbury gave a brief presentation to Council on Marina Rates.

**Direction/Action**

**First Motion** made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance No. 13-264 on first reading; seconded by Mayor Pro Tem Pina.

The motion passed 7-0.

**Second Motion** made by Councilmember Musser to enact Draft Ordinance No. 13-264 establishing a uniform rate structure for Marina charges and fees effective February 1, 2014 and a formula to determine future rates; seconded by Councilmember Sheckler.

**Amendment** made by Councilmember Nutting to amend appendix A of ordinance No. 13-264 in section E so that the baseline rate reflects the square footage to \$.80 square foot, which gives a baseline rental rate of \$200; seconded by Councilmember Sheckler.

The motion passed 7-0.

The motion, as amended, passed 7-0.

Mayor Kaplan read Ordinance No. 13-264 into the record.

**Motion** made by Councilmember Musser to adopt Resolution No. 13-264, setting 2014 monthly Marina moorage rates; seconded by Mayor Pro Tem Pina.

The motion passed 7-0.

Mayor Kaplan read Resolution No. 13-264 into the record.

**NEXT MEETING DATE**

December 12, 2013, Regular City Council Meeting.

**ADJOURNMENT**

Motion made by Mayor Pro Tem Pina to adjourn; seconded by Councilmember Nutting.  
The motion passed 7-0.

The meeting was adjourned at 8:34 p.m.

Respectfully Submitted,  
Bonnie Wilkins  
City Clerk

