

MINUTES

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

June 5, 2014 – 7:00 p.m.

CALL TO ORDER

Mayor Pro-Tem Pina called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Nutting.

ROLL CALL

Council present: Mayor Pro Tem Matt Pina; Councilmembers Jeremy Nutting, Melissa Musser, Jeanette Burrage, Bob Sheckler and Vic Pennington.

Mayor Kaplan was absent. Motion made by Councilmember Nutting to excuse Mayor Kaplan; seconded by Councilmember Musser. The motion passed 6-0.

Staff present: City Manager Tony Piasecki; City Attorney Pat Bosmans; Chief of Police George Delgado; Community Development Manager Denise Lathrop; Planning, Building and Public Works Director Dan Brewer; Harbormaster Joe Dusenbury; City Clerk Bonnie Wilkins.

CORRESPONDENCE

There were no correspondences.

COMMENTS FROM THE PUBLIC

Dylan DeVito, Zayo Group, spoke before council on possible changes to the City Code, Underground Utility Requirements.

Direction/Action

Motion made by Councilmember Pennington that staff make the appropriate changes to the ordinance for chapter 12.25, Utility Undergrounding Requirements; seconded by Councilmember Burrage.

The motion passed 6-0.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Pennington:

- Public Safety & Transportation Committee:
 - Undergrounding of overhead utilities.
 - Police Department Accreditation Program.
 - Sound Transit.

Councilmember Sheckler:

- No Report.

Councilmember Burrage:

- No Report.

Councilmember Musser:

- No Report.

Councilmember Nutting:

- June 7, 2014 Opening Day of Farmers Market:
 - Sounders Women's Soccer.
 - Fresh fruits and vegetables.

PRESIDING OFFICER'S REPORT

Attended the Highline Communities Coalition meeting with Highline School District 401, SeaTac, Burien & Normandy Park:

- Healthy Eating/Active Living Coops between Cities.

Item 1: RECOGNITION OF AWC SCHOLARSHIP APPLICANT CLARA McMICHAEL
Mayor Pro Tem Pina awarded a plaque to AWC Scholarship Applicant Clara McMichael.

ADMINISTRATION REPORT

Item 1: EMERGING ISSUES:

- Pictures submitted for the Association of Washington Cities Conference.
- Court of Appeals case Wenatchee v Chelan PUD.
- Dog Walker Watch Program:
 - Chief Delgado introduced the "Take Me Home Program" which aids in helping to locate the elderly & missing children.

CONSENT AGENDA

Item 1: CHEFS APPRECIATION DAY PROCLAMATION

Motion is to approve the Proclamation supporting Chefs Appreciation Day.

Item 2: DRAFT ORDINANCE NO. 14-088, AUTHORITY FOR EMINENT DOMAIN FOR TRANSPORTATION PROJECT ON 216TH & PACIFIC HIGHWAY, FINAL Motion is to enact Draft Ordinance No. 14-088, relating to the acquisition by eminent domain of certain property in the City of Des Moines; describing the public convenience, use and necessity of such property; providing for the condemnation, appropriation, and taking of such land, including the mode of payment of cost of acquisition; and directing the City Attorney to prosecute such action in King County Superior Court.

Item 3: DRAFT RESOLUTION NO. 14-120, CDBG GRANT AUTHORIZATION Motion is to adopt the Draft Resolution No. 14-120 to ratify City Council's unanimous decision made at the May 22, 2014 Council meeting to authorize the submittal by the City Manager of a 2015 King County Community Development Block Grant Application to King County in the amount of \$395,000 for federal funds to make improvements to Parkside Park.

Item 4: DRAFT RESOLUTION NO. 14-123 ACCEPTING FINDINGS OF FACT THAT AN EMERGENCY EXISTED FOR THE DES MOINES FIELD HOUSE Motion is to adopt Draft Resolution No. 14-123 accepting findings that an emergency existed on March 11, 2014 at the Des Moines Field House which justified the City's entering into an emergency contract to provide the necessary groundwater intrusion remediation and repair and restoration services.

Direction/Action

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

PUBLIC HEARING/CONTINUED PUBLIC HEARING

Item 1: DRAFT ORDINANCE NO. 14-035 TRANSIT COMMUNITY ZONE
Staff Presentation: Community Development Manager
Denise Lathrop

Mayor Pro Tem Pina opened the Public Hearing at 7:22 p.m.

Community Development Manager Denise Lathrop gave a power point presentation on the T-C Zone.

Mayor Pro Tem Pina called that have signed up to speak:

- Delores Hodgkin, 23456 28th Avenue S, does not support the proposed Ordinance.
- Shannon Ashurst, 23620 28th Avenue S, does not support the proposed Ordinance.

Mayor Pro Tem Pina asked 3 times if anyone else wished to speak. Seeing none Community Development Manager Lathrop addressed questions asked during public comment.

Planning, Building & Public Works Director Brewer spoke to Council on street access off Pacific Highway South in the Transit Community Zone.

Seeing none Mayor Pro Tem Pina asked Council if they had any questions.

Mayor Pro Tem Pina closed the Public Hearing at 8:14 p.m.

Direction/Action

Motion made by Councilmember Sheckler to pass Draft Ordinance 14-035 to a second reading, to a date to be determined by the Mayor, adding a new chapter entitled "T-C Transit Community Zone" to Title 18 DMMC, adding a new section to Chapter 18.195 DMMC, adopting a new zoning map including all highway commercial zone parcels south of Kent Des Moines Road, amending DMMC 18.05.080, 18.10.050, 18.52.005, 18.52.010(b), 18.210.090, 18.250.060, 18.250.070, and 14.05.130, re-adopting the Findings of Fact in Ordinance No. 1457 establishing the Multifamily Tax Exemption (Exhibit 1 to Attachment 2) and extending the Residential Target Area for the Multifamily Tax Exemption in DMMC 3.96 to the new T-C Zone, and codifying a new chapter in Title 18 DMMC; seconded by Councilmember Musser.
The motion passed 6-0.

NEW BUSINESS

Item 1: J DOCK CONTRACT AWARD
Staff Presentation: Harbormaster Joe Dusenbury

Harbormaster Joe Dusenbury showed a slide of the bid tabulations to Council.

Direction/Action

Motion made by Councilmember Sheckler to award the contract for construction services for the J-Dock Fire Damage Rehabilitation Project to Marine Floats Corporation in the amount of \$554,388.78, which includes Bid Schedules A and B, and to authorize the City Manager to sign said contract substantially in the form as attached, and to further authorize a contingency for the J-Dock Fire Damage Rehabilitation Project not to exceed \$55,000 to cover unforeseen conditions and change orders as determined necessary by the City Manager; seconded by Councilmember Musser.

The motion passed 6-0.

NEXT MEETING DATE

June 12, 2014 Regular City Council Meeting

ADJOURNMENT

Motion made by Councilmember Sheckler to adjourn; seconded by Mayor Pro Tem Pina. The motion passed 6-0.

The meeting was adjourned at 8:37 p.m.

Respectfully Submitted,
Bonnie Wilkins
City Clerk

