

MINUTES

DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM

Thursday, March 31, 2022 - 5:00 PM

CALL TO ORDER

Mayor Mahoney called the meeting to order at 5:01 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Mayor Mahoney.

ROLL CALL

Council Present:

Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmember Gene Achziger; Councilmember JC Harris; Councilmember Jeremy Nutting; Councilmember Vic Pennington; and Councilmember Harry Steinmetz

Staff Present:

City Manager Michael Matthias; Chief Operations Officer Dan Brewer; City Attorney Tim George; Chief Strategic Officer Susan Cezar; Finance Director Beth Anne Wroe; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegni; Director of Administrative Services-City Clerk Bonnie Wilkins; Deputy City Clerk Taria Keane; Assistant City Attorney Matt Hutchins; Police Chief Ken Thomas; Commander Patti Richards; Principal Planner Laura Techico; Public Works Director Andrew Merges; Director of Parks, Recreation and Senior Services Nicole Nordholm; and Director of Emergency Management and Workplace Safety Shannon Kirchberg

CORRESPONDENCE

- John K Wimpres, Favorable Interaction with Des Moines Police Department

COMMENTS FROM THE PUBLIC VIA WRITTEN COMMENT

- Toni Mills, Continued Failures by Police Oversight and Internal Affairs

- Alena Rogers, Graft
- Amanda Barron, Des Moines Animal Control
- Rick Johnson, Street Races

COMMENTS FROM THE PUBLIC VIA ZOOM

- Harry Willis, City Statues

CITY MANAGER REPORT

PARKS, RECREATION & SENIOR SERVICES UPDATE

- Parks, Recreation and Senior Services Director Nordholm gave a PowerPoint Presentation to Council on the Parks, Recreation, and Senior Services Update.

AMERICAN RESCUE PLAN ACT

CONSENT CALENDAR

Item 1: APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers through March 18, 2022 and payroll transfers through March 18, 2022 in the attached list and further described as follows:

ACH/EFT Vendor Payments	#	664-744	\$1,137,009.48
Electronic Wire Transfer	#	1917-1919	\$ 133,802.13
Electronic Wire Transfer	#	1921-1941	\$2,316,157.81
Accounts Payable Checks	#	163725-163796	\$ 385,614.75
Payroll Checks	#	19469-19470	\$ 2,169.23
Direct Deposit	#	799-952	\$ 398,970.33

Total Checks for wires for A/P and Payroll \$4,373,723.56

Item 2: SEXUAL ASSAULT AWARENESS MONTH PROCLAMATION

Motion is to approve the Proclamation recognizing April as Sexual Assault Awareness Month.

Item 3: PUBLIC DEFENDER SERVICES CONTRACT AMENDMENT

Motion is to approve the contract amendment with Stewart MacNichols Harmell, to address the impacts of the Police Body Worn Camera program, and authorize the City Manager to sign the Amendment substantially in the form as submitted.

Item 4: ARTERIAL STREET PAVEMENT PRESERVATION (REDONDO OVERLAY PROJECT) PERMANENT SIDEWALK EASEMENT

Motion is to approve the Permanent Sidewalk Easement for King County Tax Parcel ID 720360-1766, and to further authorize the City Manager to sign said easement substantially in the form as submitted.

Direction/Action

Motion made by Councilmember Nutting to approve the Consent Calendar; seconded by Councilmember Pennington.

Councilmember Harris pulled Consent Calendar Item #4.

Councilmember Steinmetz pulled Consent Calendar Item #3.

The remainder of the Consent Calendar passed 7-0.

Council discussed Consent Calendar Item #3.

Motion made by Councilmember Nutting to approve Consent Calendar Item #3 as presented; seconded by Councilmember Pennington.
Motion passed 5-2.

For: Mayor Mahoney; Deputy Mayor Buxton; Councilmembers Nutting, Pennington, and Steinmetz.

Against: Councilmember Harris and Achziger

Council discussed Consent Calendar Item #4.

Motion made by Councilmember Nutting to approve Consent Calendar Item #4 as presented; seconded by Deputy Mayor Buxton.
Motion passed 7-0.

Deputy Mayor Buxton read the Sexual Assault Awareness Month Proclamation into the record.

NEW BUSINESS

- Item 1: **ITEM 1:**
 LIMITS ON MULTI-DAY PARKING ON PUBLIC STREETS WITHIN
 THE CITY OF DES MOINES
 Staff Presentation: Assistant City Attorney Matt Hutchins

Regular Meeting Minutes
March 31, 2022

Motion made by Councilmember Jeremy Nutting to suspend Rule 26(a) in order to enact Draft Ordinance No. 21-045 on first reading; seconded by Councilmember Councilmember Vic Pennington.

Motion Passed 5-2

For: Mayor Matt Mahoney, Councilmember Jeremy Nutting, Deputy Mayor Traci Buxton, Councilmember Vic Pennington, and Councilmember Harry Steinmetz

Against: Councilmember Gene Achziger and Councilmember JC Harris

Motion made by Councilmember Gene Achziger to postpone this item until the April 14, 2022 Council Meeting; seconded by Councilmember Councilmember JC Harris.

Motion Failed 4-3

For: Councilmember Gene Achziger, Councilmember JC Harris, and Councilmember Harry Steinmetz

Against: Mayor Matt Mahoney, Deputy Mayor Traci Buxton, Councilmember Jeremy Nutting, and Councilmember Vic Pennington

Motion made by Councilmember JC Harris to send out mailer to the public; Motion dies for a lack of a second

Motion made by Councilmember Jeremy Nutting to adopt Draft Ordinance 21-045, repealing DMMC 10.16.010 and 10.16.020 and replacing these sections with new parking regulations imposing a 72-hour parking restriction and empowering the Public Works Director to post restrictive parking zones; seconded by Councilmember Councilmember Vic Pennington.

Motion Passed 5-2

For: Mayor Matt Mahoney, Deputy Mayor Traci Buxton, Councilmember Jeremy Nutting, Councilmember Vic Pennington, and Councilmember Harry Steinmetz

Against: Councilmember Gene Achziger and Councilmember JC Harris

Item 2:

ITEM 2:

INTRODUCTION OF ITEMS FOR FUTURE CONSIDERATION - 10 Minutes

- No New Items were introduced for future consideration.

PUBLIC HEARING/CONTINUED PUBLIC HEARING

ITEM 1:

2024 RECOLOGY KING COUNTY COMPREHENSIVE GARBAGE,
RECYCLABLES AND COMPOSTABLES COLLECTION SERVICES
CONTRACT

Staff Presentation: Principal Planner Laura Techico

At 6:45 p.m. Mayor Mahoney opened the Public Hearing.

Principal Planner Techico gave Council a PowerPoint presentation.

Recology Government & Community Relations Manager Quinn Apuzzo signed up to speak.

No one else had signed up to speak.

Mayor Mahoney asked Council if they had any questions.

At 7:28 p.m. Mayor Mahoney Closed the Public Hearing.

Motion made by Councilmember Jeremy Nutting to extend the existing Comprehensive Garbage, Recyclables and Compostables Collection Agreement with Recology King County by two months through December 31, 2023, and authorize the City Manager to sign the contract extension substantially in the form as attached; seconded by Councilmember Deputy Mayor Traci Buxton.

Motion Passed 6-1

For: Mayor Matt Mahoney, Deputy Mayor Traci Buxton, Councilmember Gene Achziger, Councilmember Jeremy Nutting, Councilmember Vic Pennington, and Councilmember Harry Steinmetz

Against: Councilmember JC Harris

Motion made by Councilmember Jeremy Nutting to adopt Draft Resolution No. 22-011 to authorize the City Manager to sign the 2024-2033 Comprehensive Garbage, Recyclables and Compostables Collection Services Contract, substantially in the form as attached; seconded by Councilmember Deputy Mayor Traci Buxton.

Motion Passed 7-0

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

(4 minutes per Councilmember) - 30 minutes

COUNCILMEMBER GENE ACHZIGER

- Highline Schools Foundation 2022 Goal Star Awards

COUNCILMEMBER JEREMY NUTTING

- No Report

COUNCILMEMBER JC HARRIS

- Proclamations
- Coastal Sensing
- Spoke with Comcast Representative - Terry Davis
- Show Brazil Productions Group
- Des Moines Historical Society
- King County Flood Control District Meeting

COUNCILMEMBER VIC PENNINGTON

- Meeting with City Staff
- Sound Cities Association Meeting

COUNCILMEMBER HARRY STEINMETZ

- Committee Meetings
- Met with City Staff

DEPUTY MAYOR TRACI BUXTON

- Soundside Chamber of Commerce Meeting
- Sound Cities Association Meeting

PRESIDING OFFICER'S REPORT

- King 5 and Entertainment Tonight - How to pronounce Des Moines
- Retirement of Sergeant Bill Shepard
- Statement from City Manager Matthias

Motion made by Councilmember Steinmetz to extend the meeting until 9:00 p.m.; seconded by Councilmember Harris.
Motion passed 7-0.

CLOSED HEARING

This Closed Hearing was called to order by Mayor Mahoney at 8:00 p.m.

Roll Call

Council Present: Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Gene Achziger, JC Harris, Jeremy Nutting, Vic Pennington, and Harry Steinmetz.

Staff Present: City Manager Michael Matthias; City Attorney Tim George; Police Chief Ken Thomas; Finance Director Beth Anne Wroe; and Administrative Services Director/City Clerk Bonnie Wilkins.

Purpose:

The purpose of the Closed Hearing is to discuss Labor Negotiations under RCW 42.30.140(4)(a). The Closed Hearing is expected to last 30 minutes.

No formal action was taken.

The Closed Hearing lasted 30 minutes.

The meeting adjourned at 8:30 p.m.

EXECUTIVE SESSION

This Executive Session was called to order by Mayor Mahoney at 8:30 p.m.

Roll Call

Council Present: Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers JC Harris, Jeremy Nutting, Vic Pennington, and Harry Steinmetz.

Councilmember Gene Achziger recused himself and left the meeting.

Staff Present: City Manager Michael Matthias; City Attorney Tim George; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; Police Chief Ken Thomas; Finance Director Beth Anne Wroe; and Administrative Services Director/City Clerk Bonnie Wilkins.

Purpose:

The purpose of the Executive is to discuss Potential Litigation under

Regular Meeting Minutes
March 31, 2022

RCE 42.30.110(1)(i). The Executive Session is expected to last 30 minutes.

No formal action was taken.

The Executive Session lasted 30 minutes.

The meeting adjourned at 9:00 p.m.

NEXT MEETING DATE

April 07, 2022 City Council Goal Setting Retreat

ADJOURNMENT

The meeting adjourned at 9:00 p.m.

Minutes Approved at the June 09, 2022 Council Meeting.