

## **AGENDA**

### **DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM**

**Thursday, May 5, 2022 - 5:00 PM**

**NOTE: The City of Des Moines is currently operating under a Proclamation of Emergency issued on March 5, 2020 and Governor Inslee's Stay-at-Home order issued March 23, 2020 in response to the COVID-19 Pandemic. Accordingly, this meeting will be held virtually using Zoom.**

**Public Comment continues to be encouraged and will be accepted in the following manner:**

- (1)** In writing, either by completing a [council comment form](#) or by mail; Attn: City Clerk Office, 21630 11th Avenue S., Des Moines WA 98198 no later than 4:00 p.m. day of the meeting. Please provide us with your first and last name and the city in which you live. Your full name and the subject of your public comment will be read into the record at the Council meeting. Incomplete forms will not be read into the record, however the full correspondence will be attached to the Council packet and uploaded to the website as part of the permanent record.
- (2)** By participation via Zoom. If you wish to provide oral public comment please complete the [council comment form](#) no later than 4:00 p.m. day of the meeting to receive your Zoom log-in and personal identification number. Please note that Zoom attendees do not interact with one another; they join in listen-only mode until it is their turn to address the Council

City Council meeting can also be viewed live on Comcast Channel 21/321 or on the City's [YouTube](#) channel.

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**CORRESPONDENCE**

**COMMENTS FROM THE PUBLIC VIA ZOOM/WRITTEN PUBLIC COMMENT**

- Item 1. [Public Comment](#)

## CITY MANAGER REPORT

- Item 1.
  - LEGISLATIVE UPDATE - Moved to May 12, 2022
  - ZENITH ENVIRONMENTAL IMPACT STATEMENT (EIS)[Zenith Environmental Impact Statement \(EIS\)](#)

## CONSENT CALENDAR

- Item 1. APPROVAL OF VOUCHERS  
**Motion** is to approve for payment vouchers through April 22, 2022 in the attached list and further described as follows:

|                           |            |              |
|---------------------------|------------|--------------|
| ACH/EFT Vendor Payments   | #850-868   | \$202,014.62 |
| Electronic Wire Transfers | #1953-1960 | \$527,400.05 |

Total Checks and Wires for A/P and Payroll: \$729,414.67

[Approval of Vouchers](#)

- Item 2. APPROVAL OF MINUTES  
**Motion** is to approve the February 03, February 10, February 24, March 03, and March 10, 2022 Regular Council Meetings.  
[Approval of Minutes](#)

- Item 3. LODGING TAX ADVISORY COMMITTEE APPOINTMENT  
**Motion** is to confirm the Mayoral appointment of Dennis Galloway to the Lodging Tax Advisory Committee effective immediately.  
[Lodging Tax Advisory Committee Appointment](#)

## NEW BUSINESS

- Item 1. **Item 1:**  
DRAFT ORDINANCE NO. 22-023 - REGARDING START TIME FOR THE CITY COUNCIL MEETINGS  
Staff Presentation: City Attorney Tim George  
[Draft Ordinance No. 22-023 - Regarding Start Time For The City Council Meetings](#)
- Item 2. **Item 2:**  
INTRODUCTION OF ITEMS FOR FUTURE CONSIDERATION – 10 Minutes

## BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

(4 minutes per Councilmember) - 30 minutes

## **PRESIDING OFFICER'S REPORT**

## **NEXT MEETING DATE**

May 12, 2022 City Council Regular Meeting

## **EXECUTIVE SESSION**

## **ADJOURNMENT**

**Bonnie Wilkins**

---

**From:** Liz B <elizabeth.burn@gmail.com>  
**Sent:** Monday, May 2, 2022 10:23 PM  
**To:** Zenith EIS; \_CityCouncil  
**Subject:** Masonic Home must be saved!

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or clicking links, especially from unknown senders.

That building is iconic Des Moines. When you are in the Sound, you know how to find Des Moines by that beautiful pink building. There is no other. It is one of the reasons we moved here. We thought Des Moines was a city that appreciated its history and went above and beyond for preservation.

If you happen to visit cities like Saint Petersburg FL, it is known for the iconic Don Cesar built in 1928 on the beach. It was made into a hotel and at one point purchased by the US Army and turned into a military hospital.

If the city of Des Moines really cared about its history and preserving that magnificent building we would not be having this conversation. Please step up and do everything possible to save it!

Allowing its destruction is a huge mistake.

This building should have been designated a historic landmark long ago.

Elizabeth & Malcolm Burn  
Des Moines, WA

## ZENITH ENVIRONMENTAL IMPACT STATEMENT (EIS)

- The property owner, Zenith Properties L.L.C. (Zenith) applied for a demolition permit to remove all structures of the former Masonic Home/Landmark on the Sound located at 23660 Marine View Drive S
- The City determined that this proposal is likely to have a significant adverse impact on the environment, and accordingly, an EIS is required
- Phases of an EIS: Scoping (now), Draft EIS, Final EIS
  - Purpose of scoping is to determine the range, or “scope,” of issues to study in the EIS
  - City has elected to expand the scoping comment period from 21 to 30 days
- No decision will be made on the application until all phases of the EIS are complete
- For more information - project website: [www.desmoineswa.gov/zenitheis](http://www.desmoineswa.gov/zenitheis)

## SCOPING - HOW TO EFFECTIVELY PARTICIPATE

- The scoping comment period: 8:00 AM PST Tuesday, May 3, 2022 and deadline is Thursday, June 2, 2022 at 4:30 PM PST – all comments must be submitted by the deadline
- Effective comments: alternatives, probable significant adverse impacts, possible mitigation measures, and licenses or other approvals that may be required

**Online:** Comment portal on project website [www.desmoineswa.gov/zenitheis](http://www.desmoineswa.gov/zenitheis)

**By mail:** City of Des Moines  
Attn: SEPA Official (LUA2019-0032)  
21630 11th Avenue S., Suite D  
Des Moines, WA 98198

**Verbal:** Virtual public scoping meeting (Zoom) Tuesday, May 17, 2022 6:00-8:30 PM PST  
(preregister through link on the project website)

- Comments submitted elsewhere such as to City Council, made on social media or other email addresses are not included in the EIS process
- There will be an opportunity for public comment on the draft EIS

**May 5, 2022****Auditing Officer Certification**

Vouchers and Payroll transfers 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.

As of **May 5, 2022** the Des Moines City Council, by unanimous vote, does approve for payment those vouchers through April 22, 2022 included in the attached list and further described as follows:

The vouchers below have been reviewed and certified by individual departments and the City of Des Moines Auditing Officer:



Beth Anne Wroe, Finance Director

|                          | # From | # To | Amounts           |
|--------------------------|--------|------|-------------------|
| <b>Claims Vouchers:</b>  |        |      |                   |
| ACH/EFT Vendor Payments  | 850    | 868  | 202,014.62        |
| Electronic Wire Transfer | 1953   | 1960 | 527,400.05        |
| <b>Total claims paid</b> |        |      | <b>729,414.67</b> |

THIS PAGE LEFT INTENTIONALLY BLANK

**MINUTES**

**DES MOINES CITY COUNCIL  
REGULAR MEETING  
City Council Chambers  
VIA ZOOM  
February 03, 2022 – 5:00 p.m.**

**CALL TO ORDER**

Mayor Mahoney called the meeting to order at 5:00 p.m.

**PLEDGE OF ALLEGIANCE**

The flag salute was led by Councilmember Nutting.

**ROLL CALL**

Council present: Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Gene Achziger, JC Harris, Jeremy Nutting, and Harry Steinmetz attended the meeting via Zoom.

Staff present: City Manager Michael Matthias; Assistant City Attorney Matt Hutchins; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; Finance Director Beth Anne Wroe; Assistant Finance Director Jeff Friend; Assistant Police Chief Mark Couey; Commander Patti Richards; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegne; Public Works Director Andrew Merges; Planning & Development Service Manager Denise Lathrop; Principal Planner Laura Techico; Economic Relief & Resource Coordinator / Land Use Planner II Eric Lane; Assistant Director of Parks, Recreation and Senior Services Nicole Nordholm; Emergency Preparedness Manager Shannon Kirchberg; Information Systems Administrator Chris Pauk; and City Clerk/Communications Director Bonnie Wilkins attended the meeting via Zoom.

**CORRESPONDENCE**

- There were no correspondence.

**COMMENTS FROM THE PUBLIC via Written Comment**

- John Boekholt; Vacant City Council Position
- Bree Caswell; Yoshiko Grace Matsui – strong support for her application to fill the City Council vacancy
- Anne Kroeker; Recology Contract Renewal
- Sandra Mock; The open council seat
- Betsy Sproger; Business Grants and Tuscan Break-In
- Liz Taylor; Open council seat

**COMMENTS FROM THE PUBLIC via Zoom**

- Jothan Frakes; Marina Construction Noise and Hours of Operation

**CITY MANAGER REPORT**

- Chief Strategic Officer Cezar, Chief Operations Officer Brewer, and Assistant Police Chief Couey gave Council a PowerPoint Update on Pacific Ridge.

**NEW BUSINESS**

- Item 1: RECOLOGY KING COUNTY COMPREHENSIVE GARBAGE, RECYCLABLE AND COMPOSTABLES COLLECTION AGREEMENT EXTENSION

Chief Operations Officer Brewer gave Council a PowerPoint Presentation on the Recology King County Comprehensive Garbage, Recyclable and Compostables Collection Agreement Extension.

**Direction/Action**

**Motion 1** made by Councilmember Nutting to extend the existing Comprehensive Garbage, Recyclables and Compostables Collection Agreement with Recology King County by one year, and authorize the City Manager to sign the contract extension substantially in the form as attached; seconded by Deputy Mayor Buxton. Motion passed 6-0.

**Motion 2** made by Councilmember Nutting to direct administration to negotiate with Recology King County for a new solid waste collection agreement; seconded by Deputy Mayor Buxton. Motion passed 6-0.

- Item 2: INTRODUCTION OF ITEMS FOR FUTURE CONSIDERATION – 10 Minutes

No new items were introduced for future consideration.

**BOARD & COMMITTEE REPORTS/COUNCILMEMBER COMMENTS – (4 minutes per Councilmember) - 30 minutes**

Councilmember Nutting

- No Report

Councilmember Harris

- Coho fish pen
- Port of Seattle local legislative meeting

Councilmember Steinmetz

- Police Department Advisory Committee meeting

Councilmember Achziger

- No Report

Deputy Mayor Buxton

- Sound Cities Association Newly Elected Officials Welcoming Event
- Regional Safety Law and Justice Committee
- South King Housing and Homelessness Board meeting

**PRESIDING OFFICER'S REPORT**

- South Shore Condo Association meeting
- Police Department Advisory Committee meeting
- Met with What's Up Des Moines
- SeaLife Response, Rehabilitation, and Research (SR3)

**EXECUTIVE SESSION**

**NEXT MEETING DATE**

February 10, 2022 City Council Regular Meeting

**ADJOURNMENT**

**Direction/Action**

**Motion** made by Councilmember Nutting to adjourn; seconded by Councilmember Steinmetz.

The motion passed 6-0.

The meeting adjourned at 6:07 p.m.

Minutes Approved at the \_\_\_\_\_ Council Meeting.

## **MINUTES**

### **DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM February 10, 2022 – 5:00 p.m.**

#### **CALL TO ORDER**

Mayor Mahoney called the meeting to order at 5:00 p.m.

#### **PLEDGE OF ALLEGIANCE**

The flag salute was led by Councilmember Harris.

#### **ROLL CALL**

Council present: Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Gene Achziger, JC Harris, Jeremy Nutting, and Harry Steinmetz attended the meeting via Zoom.

Staff present: City Manager Michael Matthias; City Attorney Tim George; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; Finance Director Beth Anne Wroe; Assistant Finance Director Jeff Friend; Human Resource Director Adrienne Johnson-Newton; Police Chief Ken Thomas; Assistant Police Chief Mark Couey; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegni; Public Works Director Andrew Merges; Civil Engineer II Tommy Owen; Water Quality Specialist Tyler Beekley; Economic Relief & Resource Coordinator / Land Use Planner II Eric Lane; Assistant Director of Parks, Recreation and Senior Services Nicole Nordholm; Emergency Preparedness Manager Shannon Kirchberg; Information Systems Manager Chris Pauk; City Clerk/Communications Director Bonnie Wilkins and Deputy City Clerk Taria Keane attended the meeting via Zoom.

#### **CORRESPONDENCE**

- There were no correspondence.

#### **COMMENTS FROM THE PUBLIC via Written Comment**

- Joan Baily; Mason Home
- Ryan Craven; Preservation
- Janet Crawford; National Recovery Month
- Nik Dahl; Masonic Home
- Steve Edmiston; Preservation – Landmark on the Sound
- Barbara Gibbs-Doepel; Masonic Home
- Marlene Hancock; Masonic Home Renovation
- Hannah Alhajahja; Rehab, Don't Demo, the Mason Home
- Doreen Harper; Masonic Home SEPA
- Adam Keane; Masonic Home
- Aaron Mac; Tear it down
- Tyler Pappas; Marine View & 240<sup>th</sup>
- Martin Skrivanic; Priscilla Vargas for the vacant City Council position
- Holly Taylor; Preservation of the Zenith Masonic Home
- Susan White; Landmark Building
- Barbara Wolff; Landmark

**COMMENTS FROM THE PUBLIC via Zoom**

- Barbara McMichael; Des Moines Masonic Home
- Jeff McCord; Historic Building

**CITY MANAGER REPORT**

- No Report

**CONSENT CALENDAR**

Item 1: APPROVAL OF VOUCHERS

**Motion** is to approve for payment vouchers through January 27, 2022 and payroll transfers through February 05, 2022 in the attached list and further described as follows:

|                           |   |               |                |
|---------------------------|---|---------------|----------------|
| ACH/EFT Vendor Payments   | # | 522-578       | \$1,237,585.65 |
| Electronic Wire Transfers | # | 1902-1902     | \$ 564.00      |
| Accounts Payable Checks   | # | 163574-163634 | \$1,016,954.14 |
| Payroll Checks            | # | 19461-19463   | \$ 3,299.27    |
| Payroll Direct Deposit    | # | 319-482       | \$ 803,704.16  |

Total Checks and Wires for A/P and Payroll: \$3,062,107.23

Item2: APPROVAL OF MINUTES

**Motion** is to approve the January 06, January 13, and January 27, 2022 City Council Regular Meeting Minutes.

Item 3: 24<sup>TH</sup> AVENUE S IMPROVEMENTS PROJECT, KENT DES MOINES ROAD (SR 516) TO 223<sup>RD</sup> STREET, 2022-2023 ON-CALL GENERAL CIVIL ENGINEERING SERVICES – CONSULTANT DESIGN TASK ASSIGNMENT 2022-01 WITH PARAMETRIX FOR CENTURYLINK AGREEMENT REDESIGN

**Motion 1** is to approve the 2022-2023 On-Call General Civil Engineering Services Task Agreement 2022-01 with Parametrix, Inc. to provide engineering design services for the CenturyLink Agreement Redesign for the 24<sup>th</sup> Ave S Improvements Project (Kent-Des Moines Rd. (SR 516) to S. 223<sup>rd</sup> St.) in the amount of \$55,139.12, and further authorize the City Manager to sign said Task Assignment substantially in the form as submitted.

**Motion 2** is to approve the CenturyLink Agreement Redesign along 24<sup>th</sup> Ave S, (between S. 223<sup>rd</sup> St and S 224<sup>th</sup> St) and authorize the City Manager to sign the Agreement substantially in the form as submitted.

Item 4: SOUTH 239<sup>TH</sup> STREET OUTFALL REPLACEMENT PROJECT – PERMANENT FENCE EASEMENT PARCEL 5119400075

**Motion** is to approve the permanent Easement signed by the property owners, Robert and Sandra Bisordi, on November 17, 2021 for public fence installation, and to further authorize the City Manager to sign said Easement agreement substantially in the form as submitted.

**Direction/Action**

**Motion** made by Councilmember Nutting to approve the Consent Calendar; seconded by Deputy Mayor Buxton.  
Motion passed 6-0.

**NEW BUSINESS**

Item 2: MARINA DOCK REPLACEMENTS

Staff Presentation: Chief Operations Officer Dan Brewer

Chief Operations Officer Brewer gave Council a PowerPoint Presentation on the Marina Dock Replacement Project.

Item 1: ESA CONSULTANT SERVICES CONTRACT

Staff Presentation: Chief Strategic Officer Susan Cezar

Chief Strategic Officer Cezar gave Council a PowerPoint Presentation on the ESA Consultant Services Contract.

**Direction/Action**

**Motion** made by Councilmember Nutting to approve the agreement with Environmental Science Associates for the purpose of preparing an Environmental Impact Statement for a proposal by Zenith Properties LLC as required by the State Environmental Policy Act, and authorize the City Manager to sign the contract substantially in the form as submitted; seconded by Deputy Mayor Buxton.  
Motion passed 6-0.

Item 3: COUNCIL VACANCY PROCESS

Discussed process for Council Vacancy

Item 4: INTRODUCTION OF ITEMS FOR FUTURE CONSIDERATION – 10 Minutes

No new items were introduced for future consideration.

**BOARD & COMMITTEE REPORTS/COUNCILMEMBER COMMENTS – (4 minutes per Councilmember) - 30 minutes**

Councilmember Harris

- Port of Seattle Ace Grant Program
- WRIA9 Meeting
- Masonic Home

Councilmember Achziger

- Physical Activity Task Force Report

Councilmember Steinmetz

- Physical Activity Task Force Report
- Masonic Home

Councilmember Nutting

- Highline School District Facilities Use

Deputy Mayor Buxton

- City's Managers Report

**PRESIDING OFFICER'S REPORT**

- Trinity Lutheran Community Meeting

**EXECUTIVE SESSION**

**NEXT MEETING DATE**

February 24, 2022 City Council Regular Meeting

**ADJOURNMENT**

**Direction/Action**

**Motion** made by Councilmember Nutting to adjourn; seconded by Councilmember Steinmetz.

The motion passed 6-0.

The meeting adjourned at 7:26 p.m.

Minutes Approved at the \_\_\_\_\_ Council Meeting.

## **MINUTES**

### **DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM February 24, 2022 – 5:00 p.m.**

#### **CALL TO ORDER**

Mayor Mahoney called the meeting to order at 5:00 p.m.

#### **PLEDGE OF ALLEGIANCE**

The flag salute was led by Deputy Mayor Buxton.

#### **ROLL CALL**

Council present: Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Gene Achziger, JC Harris, Jeremy Nutting, and Harry Steinmetz attended the meeting via Zoom.

Staff present: City Manager Michael Matthias; City Attorney Tim George; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; Finance Director Beth Anne Wroe; Human Resource Director Adrienne Johnson-Newton; Police Chief Ken Thomas; Assistant Police Chief Mark Couey; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegne; Planning & Development Service Manager Denise Lathrop; Economic Relief & Resource Coordinator / Land Use Planner II Eric Lane; Assistant Director of Parks, Recreation and Senior Services Nicole Nordholm; Emergency Preparedness Manager Shannon Kirchberg; Information Systems Manager Dale Southwick; and City Clerk/Communications Director Bonnie Wilkins attended the meeting via Zoom.

#### **CORRESPONDENCE**

- There were no correspondence.

#### **COMMENTS FROM THE PUBLIC via Written Comment**

- Masonic Home
  - o Melinda Keane
  - o Diego Llort
  - o Danna Smith
  - o Jolene Robert
- Support of Yoshiko Grace Matsui for the Open Council Seat
  - o Joan Baily
  - o David Denino
  - o Doreen Harper
  - o Terri Lindeke
  - o Toni Mills
  - o Sandra Mock
  - o Susan White
  - o Sheila Brush
  - o Steve Edmiston
  - o Rick Johnson
  - o Carol Stream
  - o Joshua Leigh
  - o Jayme Wagner

- Support Pricilla Vargas for the Open Council Seat
  - o Debra Gary
  - o Scott Gary
  - o Andrew Gary
- Support Tad Doviak for the Open Council Seat
  - o Carri Litowitz
  - o Patricio Mendoza
  - o Bob Birgenheier

**COMMENTS FROM THE PUBLIC via Zoom**

- Alena Rogers; Support Yoshiko for a position number 6.

**CITY MANAGER REPORT**

- No Report

**NEW BUSINESS**

- Item 1: INTERVIEW OF CANDIDATES FOR VACANT CITY COUNCIL SEAT #6
- The following candidates were allowed 7 minutes to answer the following 3 questions.
    1. What qualifications and experience do you have that prepared you to be a Councilmember for the City of Des Moines?
    2. What do you hope to accomplish if appointed?
    3. What is your vision for Des Moines?
  - o Yoshiko Grace Matsui
  - o Tad Doviak
  - o Priscilla Vargas – Withdrew her application
  - o Vic Pennington

**BOARD & COMMITTEE REPORTS/COUNCILMEMBER COMMENTS – (4 minutes per Councilmember) - 30 minutes**

Councilmember Steinmetz

- No Report

Councilmember Achziger

- No Report

Councilmember Nutting

- Thanked candidates
- Thanked Public Works Department

Councilmember Harris

- Thanked candidates

Deputy Mayor Buxton

- Thanked candidates
- Des Moines Farmers Market
- Regional Law Safety and Justice Committee Meeting

**PRESIDING OFFICER'S REPORT**

- South County Transportation Board (SCATBd) Meeting
- Senate Law and Justice Committee Meeting
- StART Meeting
- Thanked candidates

**EXECUTIVE SESSION**

**NEXT MEETING DATE**

March 03, 2022 City Council Regular Meeting

**ADJOURNMENT**

**Direction/Action**

**Motion** made by Councilmember Nutting to adjourn; seconded by Councilmember Steinmetz.

The motion passed 6-0.

The meeting adjourned at 5:45 p.m.

Minutes Approved at the \_\_\_\_\_ Council Meeting.

## **MINUTES**

### **DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM March 03, 2022 – 5:00 p.m.**

#### **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; Councilmembers Gene Achziger, JC Harris, Jeremy Nutting, and Harry Steinmetz attended the meeting via Zoom.

Staff present: City Manager Michael Matthias; City Attorney Tim George; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; Finance Director Beth Anne Wroe; Deputy Finance Director Jeff Friend; Human Resource Director Adrienne Johnson-Newton; Human Resource Analyst Shawna Thomas; Police Chief Ken Thomas; Assistant Police Chief Mark Couey; Commander Patti Richards; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegne; Assistant Director of Parks, Recreation and Senior Services Nicole Nordholm; Emergency Preparedness Manager Shannon Kirchberg; Information Systems Manager Dale Southwick; and City Clerk/Communications Director Bonnie Wilkins attended the meeting via Zoom.

#### **CORRESPONDENCE**

- There were no correspondence.

#### **COMMENTS FROM THE PUBLIC via Written Comment**

- The following support of Yoshiko Grace Matsui for the Open Council Seat
  - o Rebecca Alexander
  - o Joan Baily
  - o Susan Davis
  - o Alonso Mora
  - o Lindsay Mora
  - o Ani O'Leary
  - o Cecilia Sandvik
  - o Samantha Scown
  - o Marnie Sevores
  - o Scott Sparrowhawk
  - o Rebecca Stapleton
  - o Meg Tapucol-Provo
  - o Patrice Thorell
  - o Tracey Vargas
  - o Catherine Barashkoff
  - o Melody Edmiston
  - o Joshua Fike
  - o Doreen Harper
  - o Gary McNeil

- o Susan White
  - o Christian Clevish
  - o Dena Fulton
  - o Bill and Patti Linscott
  - o Kathy Scott
  - o David Denino
  - o Lorie Lucky
- The following support Vic Pennington for the Open Council Seat
  - o Sandy Butler
- The following support Priscilla Vargas for the Open Council Seat
  - o Julie Saul

**COMMENTS FROM THE PUBLIC via Zoom**

- Toni Mills; Appoint Yoshio Grace Matsui
- Steve Edmiston; Appoint Yoshiko Grace Matsui to open council seat
- Candace Urquhart; Interim City Council Member Vote
- Bree Davidson Caswell; Speaking in support of Yoshiko Grace Matsui
- Sheila Brush; Appointment of Next City Council Member
- Yoshiko Grace Matsui; Thanked Council and Community
- Vic Pennington; Thanked Council and other Candidates
- Tad Doviak; Thanked Council

**CITY MANAGER REPORT**

- No Report

**NEW BUSINESS**

Item 1:

APPOINTMENT TO VACANT COUNCIL POSITION #6

Deputy Mayor Buxton nominated Vic Pennington.

Councilmember Harris nominated Yoshiko Grace Matsui.

Councilmember Steinmetz nominated Tad Doviak.

After discussion Mayor Mahoney asked City Clerk/Communications Director Wilkins to call for the vote.

- Councilmember Harris voted for Yoshiko Grace Matsui.
- Councilmember Steinmetz voted for Vic Pennington.
- Councilmember Nutting voted for Vic Pennington.
- Councilmember Achziger voted for Yoshiko Grace Matsui.
- Deputy Mayor Buxton voted for Vic Pennington.
- Mayor Mahoney voted for Vic Pennington.

With a vote of 4-2 Vic Pennington was selected for Council position #6.

Councilmember Vic Pennington was sworn in by City Clerk/Communications Director Wilkins.

At 6:01 p.m. Councilmember Pennington took his seat via Zoom.

**BOARD & COMMITTEE REPORTS/COUNCILMEMBER COMMENTS – (4 minutes per Councilmember) - 30 minutes**

Councilmember Pennington

- Thanked Council

Councilmember Steinmetz

- No Report

Councilmember Achziger

- Congratulated Councilmember Pennington

Councilmember Nutting

- No Report

Councilmember Harris

- Washington Historical Trust Meeting
- Grant Writing Program

Deputy Mayor Buxton

- Deputy Mayor's Meeting
- King County Sexual Awareness "Be Loud" Breakfast

**PRESIDING OFFICER'S REPORT**

- Senate Transportation Committee Meeting
- Sea-Tac Airport International Rival Facility Reveal Reception

**EXECUTIVE SESSION**

**NEXT MEETING DATE**

March 10, 2022 City Council Regular Meeting

**ADJOURNMENT**

**Direction/Action**

**Motion** made by Councilmember Nutting to adjourn; seconded by Councilmember Pennington.

The motion passed 7-0.

The meeting adjourned at 6:13 p.m.

Minutes Approved at the \_\_\_\_\_ Council Meeting.

## **MINUTES**

### **DES MOINES CITY COUNCIL REGULAR MEETING City Council Chambers VIA ZOOM March 10, 2022 – 5:00 p.m.**

#### **CALL TO ORDER**

Mayor Mahoney called the meeting to order at 5:00 p.m.

#### **PLEDGE OF ALLEGIANCE**

The flag salute was led by Councilmember Steinmetz.

#### **ROLL CALL**

Council present: Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Gene Achziger, JC Harris, Jeremy Nutting, Vic Pennington, and Harry Steinmetz attended the meeting via Zoom.

Staff present: City Manager Michael Matthias; City Attorney Tim George; Chief Operations Officer Dan Brewer; Chief Strategic Officer Susan Cezar; Finance Director Beth Anne Wroe; Deputy Finance Director Jeff Friend; Human Resource Director Adrienne Johnson-Newton; Police Chief Ken Thomas; Assistant Police Chief Mark Couey; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegni; Capital Improvement Project Manager Scott Romano; Public Works Director Andrew Merges; Senior Engineer Brandon Carver; Economic Relief & Resource Coordinator/Land Use Planner II Eric Lane; Planning & Development Service Manager Denise Lathrop; Assistant Director of Parks, Recreation and Senior Services Nicole Nordholm; Emergency Preparedness Manager Shannon Kirchberg; and City Clerk/Communications Director Bonnie Wilkins attended the meeting via Zoom.

#### **CORRESPONDENCE**

- There were no correspondence.

#### **COMMENTS FROM THE PUBLIC via Written Comment**

- Joan Baily; Very Disappointed
- Bob Birgenheier; Support Tad and Vic
- Pam Harper; Animal Control
- Nancy Kennedy; I support the appointment of Yoshiko Grace Matsui to the open council seat
- Yoshiko Grace Matsui; Thank you for your consideration
- Sandra Mock; The Council seat appointment
- Colleen Wojciechowski; Catalytic Converter Theft

#### **COMMENTS FROM THE PUBLIC via Zoom**

- Tad Doviak; elected as President of Des Moines Police Foundation

#### **CITY MANAGER REPORT**

- City Manager Matthias gave Council an Emergency Management Update

- City Manager Matthias gave Council an update on discussions with Selena Taylor
- Public Works Director Merges along Planning & Development Service Manager Lathrop gave Council an update on Public Works and Planning, Building & Community Development Project Construction
- Chief Operations Officer Brewer gave Council a PowerPoint Presentation to Council on the Des Moines Marina Enterprise

#### **CONSENT CALENDAR**

Item 1: APPROVAL OF VOUCHER

**Motion** is to approve for payment vouchers through February 25, 2022 and payroll transfers through March 4, 2022 in the attached list and further described as follows:

|                          |                |                |
|--------------------------|----------------|----------------|
| ACH/EFT Vendor Payments  | #579-663       | \$1,302,059.03 |
| Electronic Wire Transfer | #1901-1901     | \$ 148,188.84  |
| Electronic Wire Transfer | #1903-1916     | \$1,438,033.74 |
| Electronic Wire Transfer | #1920-1920     | \$ 91,503.33   |
| Accounts Payable Checks  | #163635-163724 | \$ 972,013.63  |
| Payroll Checks (2/20/22) | #19464-19465   | \$ 3,816.22    |
| Direct Deposit           | #485-637       | \$ 393,273.38  |
| Payroll Checks (3/4/22)  | #19466-19468   | \$ 3,227.04    |
| Direct Deposit           | #640-798       | \$ 406,391.24  |

Total Checks for wires for A/P and Payroll \$4,758,506.45

#### **Direction/Action**

**Motion** made by Councilmember Nutting to approve the Consent Calendar; seconded by Councilmember Pennington.  
Motion passed 7-0.

#### **NEW BUSINESS**

Item 1: SOUND VIEW PARK BUDGET AMENDMENTS

Staff Presentation: Public Works Director Andrew Merges

Public Works Director Merges gave Council a Project Briefing PowerPoint Presentation on the Sound View Park.

#### **Direction/Action**

**Motion 1** made by Councilmember Nutting to direct administration to bring forward a budget amendment for the Sound View Park Project in the amount of \$95,000 in the next available budget amendment ordinance; seconded by Councilmember Pennington.  
Motion passed 5-2.

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

**Against:** Councilmembers Achziger and Harris.

**Motion 2** made by Councilmember Nutting to authorize \$275,000 in project expenditures for the Sound View Park Project in order to address necessary project change orders and required cultural resource mitigation contract costs; seconded by Councilmember Pennington.  
Motion passed 5-2.

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

**Against:** Councilmembers Achziger and Harris.

Item 2: ITEM FOR FUTURE CONSIDERATION

Councilmember Harris proposed to have a Marina Advisory Committee  
Councilmember Achziger is in favor  
Proposal dies for a lack of support from a 3<sup>rd</sup> Councilmember

**BOARD & COMMITTEE REPORTS/COUNCILMEMBER COMMENTS – (4 minutes per Councilmember) - 30 minutes**

Councilmember Steinmetz

- No Report

Councilmember Achziger

- Des Moines Pool District (Mount Rainier Pool) offering Free Swim Lessons

Councilmember Nutting

- Des Moines Marina Association Meeting

Councilmember Harris

- Council Meetings
- Des Moines Restroom Replacement
- Des Moines Marina

Councilmember Pennington

- Des Moines Marina Association Meeting

Deputy Mayor Buxton

- Business Meeting on crime at La Familia hosted by the Des Moines Department
- Soundside Alliance for Economic Development Policy Board Meeting

**PRESIDING OFFICER'S REPORT**

- Steven J Underwood Memorial Scholarship

**Direction/Action**

**Motion** made by Mayor Mahoney to fund a \$1000 scholarship from the Hearts and Minds fund in honor of Steven J Underwood Memorial Scholarship, funded through Des Moines Dollars for Scholars; seconded by Councilmember Nutting.  
Motion passed 7-0.

**EXECUTIVE SESSION**

The Special Meeting was called to order by Mayor Mahoney at 7:09 p.m. via Zoom.

**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.

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

**PURPOSE**

The purpose of the Special Meeting was to hold an Executive Session to discuss Potential Litigation under RCW 42.30.110(1)(i). The Executive Session is expected to last 30 minutes.

At 7:39 p.m. Mayor Mahoney extended the Executive Session an additional 20 minutes.

No formal action was taken.

The Executive Session lasted 50 Minutes.

The meeting adjourned at 7:59 p.m.

**NEXT MEETING DATE**

March 31, 2022 City Council Regular Meeting

**ADJOURNMENT**

**Direction/Action**

**Motion** made by Councilmember Steinmetz to adjourn; seconded by Deputy Mayor Buxton.

The motion passed 6-0.

The meeting adjourned at 7:59 p.m.

Minutes Approved at the \_\_\_\_\_ Council Meeting.

## AGENDA ITEM

### BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Lodging Tax Advisory Committee  
Appointment

ATTACHMENTS:  
1. Application

FOR AGENDA OF: May 5, 2022

DEPT. OF ORIGIN: Admin

DATE SUBMITTED: April 28, 2022

CLEARANCES:

- ☐ Community Development \_\_\_\_\_
- ☐ Marina \_\_\_\_\_
- ☐ Parks, Recreation & Senior Services \_\_\_\_\_
- ☐ Public Works \_\_\_\_\_

CHIEF OPERATIONS OFFICER: \_\_\_\_\_

- ☒ Legal /s/ TG
- ☐ Finance \_\_\_\_\_
- ☐ Courts \_\_\_\_\_
- ☐ Police \_\_\_\_\_
- ☐ City Clerk \_\_\_\_\_

APPROVED BY CITY MANAGER  
FOR SUBMITTAL: 

#### **Purpose and Recommendation**

The purpose of this agenda item is to recommend City Council approval of the Mayor's appointment to the Lodging Tax Advisory Committee.

#### **Suggested Motion**

**Motion 1:** "I move to confirm the Mayoral appointment of Dennis Galloway to the Lodging Tax Advisory Committee effective immediately."

#### **Background**

The City of Des Moines adopted Ordinance No. 1319 on March 27, 2003 which became effective April 26, 2003 for the purpose of establishing a Lodging Tax Advisory Committee. A Committee of at least five members is required for the collection of Des Moines' legal share of Hotel/Motel Tax. The tax must be used solely for paying for tourism promotion and for the acquisition and/or operation of tourism related facilities as specified in RCW 67.28.180.

**Discussion**

The committee shall consist of at least five members, appointed by the mayor and confirmed by a majority of the City Council. The committee membership shall include at least two members who are representatives of businesses required to collect tax under RCW 67.28.180, at least two members who are persons involved in activities authorized to be funded by revenue received under RCW 67.28.180 and one member who shall be a member of the City Council and who shall serve as Chair of the committee.

This agenda requests Council approval of the appointment of Dennis Galloway, Director of Sales for the Four Points by Sheraton. Mr. Galloway would fill the vacancy left by former committee member, Gianni Fontanoza.

**Alternatives**

None provided.

**Recommendation**

Des Moines Administration recommends the Mayoral appointment of Dennis Galloway to a term on the Lodging Tax Advisory Committee.



**CITY OF DES MOINES**  
**APPLICATION FOR LODGING TAX ADVISORY COMMITTEE**  
 21630 11th Avenue South  
 Des Moines, WA 98198

NAME: DENNIS GALLOWAY  
 ADDRESS: 22406 Pacific Hwy South  
 CITY, ZIP: Des Moines, WA 98198  
 Contact Information - PHONE: Home \_\_\_\_\_ Work 253.642.0067  
 Cell \_\_\_\_\_ Fax \_\_\_\_\_ E-Mail dennis.galloway@aimhosp.com

**EMPLOYMENT/VOLUNTEER SUMMARY LAST FIVE YEARS:**

Four Points by Sheraton Seattle Airport South - present  
Cedarbrook Lodge - Jan - June 2020  
Semahmoo Resort - Feb 2018 - Feb 2020

Are you related to anyone presently employed by the City or a member of a City Board? No  
 If yes, explain: \_\_\_\_\_

Do you currently have an owning interest in either real property (other than your primary residence) or a business in the Des Moines? No If so, please describe: \_\_\_\_\_

IN ORDER FOR THE APPOINTING AUTHORITY TO FULLY EVALUATE YOUR QUALIFICATIONS FOR THIS POSITION, PLEASE ANSWER THE FOLLOWING QUESTIONS USING A SEPARATE PAPER IF NECESSARY.

1. Specify the group you represent:

☒ Local Lodging Industry

☐ Business/Organization Providing Programs & Services to Promote Tourism in Des Moines

Provide Details of this Representation: Director of Sales at Four Points by Sheraton Seattle Airport South

2. What problems, programs or improvements are you most interested in? Crime and cleaning opportunities to improve local business area

3. Please list any Des Moines elective/appointive offices you have run/applied for previously.

None

THIS PAGE LEFT INTENTIONALLY BLANK

## AGENDA ITEM

### BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Draft Ordinance No. 22-023 –  
Regarding start time for City Council meetings

ATTACHMENTS:

1. Draft Ordinance No. 22-023

FOR AGENDA OF: May 5, 2022

DEPT. OF ORIGIN: Administration

DATE SUBMITTED: April 28, 2022

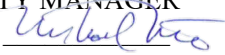
CLEARANCES:

- ☐ Community Development \_\_\_\_\_
- ☐ Marina \_\_\_\_\_
- ☐ Parks, Recreation & Senior Services \_\_\_\_\_
- ☐ Public Works \_\_\_\_\_

CHIEF OPERATIONS OFFICER: \_\_\_\_\_

- ☒ Legal /s/ TG
- ☐ Finance \_\_\_\_\_
- ☐ Courts \_\_\_\_\_
- ☐ Police \_\_\_\_\_

APPROVED BY CITY MANAGER

FOR SUBMITTAL: 

**Purpose and Recommendation**

The purpose of this item is for the Council to consider an ordinance to change the official start time of City Council meetings to 6pm.

**Suggested Motion**

Motion 1: “I move to suspend Rule 26(a) to adopt Draft Ordinance No. 22-023 on first reading.”

Motion 2: “I move to adopt Draft Ordinance No. 22-023 to change the official start time of City Council meetings to 6pm.”

OR

Motion 1: “I move to pass Draft Ordinance No. 22-023 to a second reading at the next City Council meeting.”

**Background:**

City Council meetings have traditionally been held on Thursday nights starting at 7pm. This is codified in DMMC 4.04.020. In March of 2020, during the early days of the COVID-19 Pandemic, the Council moved City Council meetings to Zoom and the start time was changed to 5pm.

**Discussion:**

The temporary move to an earlier start time caused by the move to virtual meetings was popular with both council members and staff, allowing an easier transition from a normal working day into the meeting and an earlier end time. Additionally, no concerns were expressed from the public regarding the earlier start time. Due to staff and council members working from home, where office space is sometimes shared with the family, earlier meetings allowed for less disruption to scheduling and night-time routines. Finally, members of the public were also able to attend virtually, which offered easier access and eliminated the need to travel to City Hall.

As it is anticipated the Council will return to in-person meetings in the coming months once the Governor lifts his current restriction on in-person only meetings, the Council will return to their normal meeting routine. Currently, the Code states that Council meetings are to be held at City Hall with a start time of 7pm. Given the popularity of an earlier start time, it is being proposed to move the start time of Council meetings from 7pm to 6pm.

**Alternatives:**

The Council could move the Ordinance to a second reading on May 12. The Council could also propose edits or reject the Ordinance.

**Financial Impact:**

No impact.

**Recommendation:**

Administration and Legal recommend approval.

**CITY ATTORNEY'S FIRST DRAFT 05/05/2022**

**DRAFT ORDINANCE NO. 22-023**

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to the day and time of regular City Council meetings, and amending DMMC 4.04.020.

**WHEREAS**, the time and place for regular meetings of the city council of a code city shall be designated by such city council pursuant to RCW 35A.13.170 and RCW 35A.12.110, and

**WHEREAS**, the City Council has previously designated the time and place for regular meetings of the Des Moines City Council by ordinance, codified at DMMC 4.04.020, and

**WHEREAS**, during the COVID 19 Pandemic and Emergency, the City Council temporarily moved meetings to online only and changed the start time to 5:00p.m., and

**WHEREAS**, as Council meetings return to in-person, the City Council desires to convene Council meetings at an earlier time, and

**WHEREAS**, after due deliberation, the City Council finds that the provisions of DMMC 4.04.020 should be amended as set forth in this Ordinance; now therefore,

**THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:**

**Sec. 1.** DMMC 4.04.020 and section 1 of Ordinance No. 358 as amended by section 1(A) of Ordinance No. 436 as amended by section 1 of Ordinance No. 562 as amended by section 1 of Ordinance No. 641 as amended by section 4 of Ordinance No. 765 as amended by section 1 of Ordinance No. 1039 as amended by section 1 of Ordinance No. 1538 are each amended to read as follows:

**Council meetings - Time.**

(1) The regular meetings of the eCity eCouncil are held every Thursday, with the meetings convening at ~~7:00~~6:00 p.m.; except, when the regular meeting date falls on a legal holiday the meeting is canceled and the eCity eCouncil shall not meet.

Ordinance No. \_\_\_\_  
Page 2 of 3

(2) The presiding officer may cancel a regular meeting at the presiding officer's discretion as the business of the eCity eCouncil requires; except, the eCity eCouncil shall meet at least once each month.

**Sec. 2. Severability - Construction.**

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.

(2) If the provisions of this ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this ordinance is deemed to control.

**Sec. 3. Effective date.** This ordinance shall take effect and be in full force thirty (30) days after its passage and approval in accordance with law.

**PASSED BY** the City Council of the City of Des Moines this \_\_\_\_ day of \_\_\_\_\_, 2022 and signed in authentication thereof this \_\_\_\_ day of \_\_\_\_\_, 2022.

\_\_\_\_\_  
M A Y O R

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

ATTEST:

\_\_\_\_\_  
City Clerk

Ordinance No. \_\_\_\_\_  
Page 3 of 3

Published: \_\_\_\_\_

Effective Date: \_\_\_\_\_

THIS PAGE LEFT INTENTIONALLY BLANK