

## **MINUTES**

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

**Thursday, August 25, 2022 - 6:00 PM**

## **CALL TO ORDER**

Mayor Matt Mahoney called the meeting to order at 6:00 p.m.

## **PLEDGE OF ALLEGIANCE**

The flag salute was led by Councilmember Vic Pennington.

## **ROLL CALL**

### **Council Present:**

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

### **Council Absent:**

Councilmember Harry Steinmetz

### **Direction/Action**

**Motion** made by Councilmember Jeremy Nutting to excuse Councilmember Harry Steinmetz; seconded by Councilmember Vic Pennington.

Motion passed 6-0.

### **Staff Present:**

City Manager Michael Matthias; Executive Director of Marina Redevelopment Dan Brewer; City Attorney Tim George; Chief Administrative Officer Bonnie Wilkins; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegne; Finance Director Jeff Friend; Director of Court Administration Jennefer Johnson; Court Administrative Services Manager Melissa Patrick; Police Chief Ken Thomas; Assistant Police Chief Mark Couey; Assistant Police Chief Patti Richards; Sergeant Isaac Helgren; Officer Jeffery Dotson; Officer Clayson Tanner; Officer Eric Morris; Officer Frank Rios; Officer Chase Ochart; Officer David Hamilton; Officer Robert Raimond; Officer Doug Weable; Director of Parks, Recreation and Senior Services Nicole Nordholm; Public

Works Superintendent John Blackburn; Plant Care Specialist Chelsey Carlston; and City Clerk Taria Keane

## **CITY MANAGER REPORT**

- City Manager Michael Matthias recognized Plant Care Specialist Chelsey Carlton for her work on the Marina/Downtown Beautification Project.
- Executive Director of Marina Redevelopment Dan Brewer recognized Public Works Superintendent John Blackburn on his retirement.
- Police Chief Ken Thomas introduced the Newest Police Officers to our Department
- City Manager Michael Matthias gave Council an update on the Passenger Ferry Service

[City Manager Report](#)  
[Public Works Crew](#)

## **CORRESPONDENCE**

- There were no correspondence

## **WRITTEN COMMENTS FROM THE PUBLIC**

- Cheri Halko; Ferry
- John G Hogan; Masonic Home Preservation
- Sandy Sheridan; Masonic Home Ideas
- Candy Santucci; Fast Ferry
- Raihab Baig; Landmark on the Sound
- Sandy Morehouse; Neighborhood safety issues needs to be prioritized and police presence more evident

## **COMMENTS FROM THE PUBLIC**

- Lilah and Natalie Nutting; Police Foundation Donation
- David Emery; Public Safety at Redondo Beach
- Sharon Morehouse; Drug Use & Speeding - Double Standards at Redondo
- Kay Van; Public Safety
- Melanie Barlow; Park & Public Safety
- Barbara McMichael; Des Moines Masonic Home
- Kent Haehl; Public Safety
- Luis Medina; Public Safety Businesses
- Raihab Baig; Landmark on the Sound

[Public Comments](#)

## CITY MANAGER REPORT

- City Attorney Tim George gave Council a background on Consent Calendar Item #9.

## CONSENT CALENDAR

Item 1: APPROVAL OF VOUCHERS

**Motion** is to approve for payment vouchers through August 15th, 2022 and the payroll transfers through August 5th, 2022 in the attached list and further described as follows:

|                         |   |                  |                 |
|-------------------------|---|------------------|-----------------|
| ACH/EFT Vendor Payments | # | 7043 TO 7121     | \$ 1,471,672.46 |
| EFT Voids               | # | 7071 TO 7071     | \$ (450.00)     |
| Electronic Wires        | # | 2014 TO 2024     | \$ 426,532.61   |
| Accounts Payable Checks | # | 164192 TO 164239 | \$ 444,765.05   |
| Payroll Checks          | # | 19521 TO 19530   | \$ 6,581.75     |
| Payroll Direct Deposit  | # | 2236 TO 2403     | \$ 406,477.52   |

Total Checks and Wires for A/P and Payroll: \$ 2,755,579.39

Item 2: STEPFAMILY DAY PROCLAMATION

**Motion** is to approve the Proclamation supporting September 16th as National Stepfamily Day.

Item 3: NATIONAL RECOVERY MONTH PROCLAMATION

**Motion** is to approve the Proclamation supporting September as National Recovery Month.

Item 4: NATIONAL PREPAREDNESS MONTH PROCLAMATION

**Motion** is to approve the Proclamation supporting September as National Preparedness Month.

Item 5: INTERAGENCY REIMBURSEMENT AGREEMENT IAA23717  
BETWEEN WASHINGTON STATE AOC AND DES MOINES  
MUNICIPAL COURT

**Motion** is to approve the Interagency Reimbursement agreement between the Administrative Offices of the Courts (AOC) and the City of Des Moines for extraordinary costs reimbursement and legal financial obligations reimbursement as a result of the *State V Blake* decision and further authorize the Judge of Des Moines Municipal Court to sign the agreement substantially in the form as submitted.

Regular Meeting Minutes  
August 25, 2022

- Item 6: ACCEPTANCE OF WASHINGTON STATE ADMINISTRATIVE OFFICE OF THE COURTS - DES MOINES MUNICIPAL COURT-THERAPEUTIC COURT GRANT

**Motion** is to accept the grant from the Washington Administrative Office of the Courts in the amount of \$87,000 for the purposes of supplementing operations of the Des Moines Municipal Court-Support Services and authorize the Judge of the Des Moines Municipal Court to sign the contract substantially in the form as attached.

- Item 7: INTERLOCAL AGREEMENT FOR JOINT SUPERVISION OF DEFENDANTS-CONSOLIDATED SUPERVISION SERVICES BETWEEN SOUTH KING COUNTY MUNICIPAL COURTS

**Motion** is to approve the Interlocal Agreement between the Municipal Courts of Federal Way, Kent, Renton, Tukwila, Seatac, Maple Valley and the Des Moines Municipal Court for consolidated supervision services of defendants and to authorize the Judge of the Des Moines Municipal Court to sign the agreement substantially in the form attached.

- Item 8: AMENDMENT TO GRANT AGREEMENT WITH THE WASHINGTON STATE RECREATION AND CONSERVATION OFFICE, PROVIDING ADDITIONAL FUNDING FOR THE MARINA'S GUEST MOORAGE ELECTRICAL PROJECT

**Motion** is to approve Amendment No. 1 to the Grant Agreement for project number 19-1532D, increasing the grant amount by \$45,648, to authorize an additional expenditure of Marina operating funds of \$15,216 to provide the required additional matching funds, and to authorize the City Manager to sign the Amendment substantially in the form as attached.

- Item 9: DRAFT ORDINANCE NO. 22-043, AMENDING DMMC 9.68.070 TO UPDATE CIVIL PROTECTION ORDER VIOLATIONS

**Motion 1** is to suspend Rule 26(a) in order to enact Draft Ordinance No. 22-043 on first reading.

**Motion 2** is to enact Draft Ordinance No. 22-043, amending DMMC 9.68.070 to adopt by reference certain RCW sections relating to criminal violations of court orders.

Councilmember Harris pulled Consent Calendar Items #5, #6, #8, and #9.

The remainder of the Consent Calendar passed 6-0.

Mayor Matt Mahoney read the Stepfamily Day Proclamation into the record.

Regular Meeting Minutes  
August 25, 2022

Mayor Matt Mahoney read the National Recovery Month Proclamation into the record.

Mayor Matt Mahoney read the National Preparedness Month Proclamation into the record.

Council discussed Consent Calendar Item #5.

**Motion** made by Mayor Matt Mahoney to approve Consent Calendar Item #5 as presented; seconded by Councilmember Jeremy Nutting. Motion passed 6-0.

Council discussed Consent Calendar Item #6.

**Motion** made by Councilmember Jeremy Nutting to approve Consent Calendar Item #6 as presented; seconded by Deputy Mayor Traci Buxton. Motion passed 6-0.

Council discussed Consent Calendar Item #8.

**Motion** made by Deputy Mayor Traci Buxton to approve Consent Calendar Item #8 as presented; seconded by Councilmember Vic Pennington. Motion passed 6-0.

Council discussed Consent Calendar Item #9.

**Motion** made by Deputy Mayor Traci Buxton to approve Consent Calendar Item #9 Motion 1 as presented; seconded by Councilmember Jeremy Nutting. Motion passed 5-1.

**For:** Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Gene Achziger, Jeremy Nutting, and Vic Pennington.

**Against:** Councilmember JC Harris

**Motion** made by Deputy Mayor Traci Buxton to approve Consent Calendar Item #9 Motion 2 as presented; seconded by Councilmember Jeremy Nutting. Motion passed 6-0.

## NEW BUSINESS

- Item 1: WASHINGTON STATE OPIOID DISTRIBUTOR SETTLEMENT  
Staff Presentation by City Attorney Tim George  
[Washington State Opioid Distributor Settlement Motion](#)

**Motion** made by Councilmember Jeremy Nutting to approve the City of Des Moines' participation in the Washington State Opioid Distributor Settlement Agreement and to direct the City Manager to sign the attached Settlement Participation Form and the Allocation Agreement substantially in the form as attached; seconded by Councilmember Councilmember Vic Pennington.

Motion Passed 6-0

- Item 2: CASH HANDLING POLICY  
Staff Presentation by Deputy Finance Director Jeff Friend

**Motion** made by Councilmember Jeremy Nutting to adopt Draft Resolution No. 22-044 establishing a cash handling policy for the City; seconded by Councilmember Councilmember Vic Pennington.

Motion Passed 6-0

Councilmember JC Harris made a motion to amend the first sentence in Section X to strike the words "such as park adoption organizations"; seconded by Councilmember Gene Achziger.

Motion failed 2-4.

**For:** Councilmembers Gene Achziger and JC Harris.

**Against:** Mayor Matt Mahoney; Deputy Mayor Traci Buxton; Councilmembers Jeremy Nutting and Vic Pennington.

**INTRODUCTION OF ITEMS FOR FUTURE CONSIDERATION -10 minutes**

Councilmember Jeremy Nutting asked Council support having staff Draft a Resolution to bring to Council for approval in support Highline Public Schools Bond on the November Ballot. Council Supported.

## BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

(4 minutes per Councilmember) - 30 minutes

## COUNCILMEMBER VIC PENNINGTON

Regular Meeting Minutes  
August 25, 2022

- Public Safety
- Thanked John Blackburn for Years of Service
- Thanked New Officers for coming to our City
- Passenger Ferry Service

**COUNCILMEMBER GENE ACHZIGER**

- Redondo

**COUNCILMEMBER JEREMY NUTTING**

- Economic Development Committee Meeting
- Municipal Facilities Committee Meeting
- Mount Rainier High School Ram Fest
- Drive Safe in School Zones

**COUNCILMEMBER JC HARRIS**

- Ultra Fine Particulates Advisory Committee Meeting
- King County Flood Control District Meeting
- Masonic Home

**DEPUTY MAYOR TRACI BUXTON**

- South King Housing and Homelessness Partners
- Des Moines Farmers Market
- Soundside Alliance for Economic Development
- Southside Chamber
- National Recovery Month

**PRESIDING OFFICER'S REPORT**

- Federal Way School District
- Mount Rainier High School and Federal Way High School Football Game
- After Market Mufflers - Legislative Bands
- Passenger Ferry Inaugural Ride
- Public Safety
- Poverty Bay Blues and Brews

**EXECUTIVE SESSION**

**NEXT MEETING DATE**

September 08, 2022 Budget Retreat

## **ADJOURNMENT**

**Direction/Action**

**Motion** made by Councilmember Vic Pennington to Adjourn; seconded by Councilmember Jeremy Nutting.

Motion passed 6-0.

The meeting adjourned at 8:11 p.m.

Minutes approved at the October 06, 2022 Council Meeting.

A handwritten signature in black ink, appearing to be 'JK' or similar, located at the bottom right of the page.