

MINUTES

**DES MOINES CITY COUNCIL
REGULAR MEETING
City Council Chambers
21630 11th Avenue S, Des Moines, Washington
Thursday, September 26, 2024 - 6:00 PM**

CALL TO ORDER

Mayor Traci Buxton called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Deputy Mayor Harry Steinmetz.

ROLL CALL

Council Present:

Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger; Councilmember Yoshiko Grace Matsui; Councilmember JC Harris; Councilmember Matt Mahoney; and Councilmember Jeremy Nutting

Staff Present:

Interim City Manager Tim George; Interim City Attorney Matt Hutchins; Assistant City Manager Adrienne Johnson-Newton; Finance Director Jeff Friend; Judge Lisa Leone; Director of Court Administration Melissa Patrick; City Prosecutor Tara Vaughn; Public Works Director Michael Slevin; Building Official Dan Hopp; Planning & Development Services Manager Laura Techico; Senior Planner Jason Woycke; Assistant Harbormaster Katy Bevegne; Police Chief Ted Boe; Assistant Police Chief Kevin Penney; Detective Brian Flynn; Sergeant Isaac Helgren; Sergeant Justin Cripe; Sergeant Eddie Ochart; Patrol Sergeant Doug Weable; Police Officer Ashley Trevorow; Police Officer Ben Brown; Police Officer Frank Rios; Police Officer David Hamilton; Patrol Officer Robert Bonjukian; Patrol Officer Ryan Melby; Patrol Officer Shay Lamarsh; Patrol Officer Tuan Huynh; Code Enforcement Officer Kory Batterman; Records Specialist Sarah Maurer; Crisis Response Specialist Monica Lara; Crime Analyst Patricia Gosch; Director of Emergency Management and Workplace Safety Shannon Kirchberg; Communications Director Nicole Nordholm; Executive Administrative Analyst Rochelle Caton; City Clerk Taria Keane; Administrative Coordinator Laura Hopp; Human Resource Analyst Alexandra Reyes; and City Hall Project Assistant Courtney Steen

CORRESPONDENCE NOT PREVIOUSLY RECEIVED BY COUNCIL

- There were no addition correspondence outside of the emails already received by Council.

COMMENTS FROM THE PUBLIC

- Dave Kaplan, SAMP Near Term Project Draft Environmental Policy Act Environment Assessment
- Brian Davis, Initiative 2117
- Barbara McMichael, Des Moines Creek Business Park
- Steve Quinn, Budget
- Lloyd Lytle, Zenith Hillside
- George Pettibone, Zenith Hillside
- Jim Lampariello, Levy Lid Lift
- Alex Reyes, Proposition 1
- Isaac Helgren, Proposition 1
- Vic Pennington, Proposition 1

COMMITTEE CHAIR REPORT - MOVED TO OCTOBER 10, 2024

- ~~MUNICIPAL FACILITIES COMMITTEE: CHAIR JEREMY NUTTING~~
- ~~ECONOMIC DEVELOPMENT COMMITTEE: CHAIR JEREMY NUTTING~~

CITY MANAGER REPORT/PRESENTATIONS/BRIEFINGS

LIGHTHOUSE NORTHWEST

- Lighthouse Northwest Development Director Bobbie Jo Shockley gave Council a PowerPoint Presentation on Lighthouse Northwest.

CONSENT AGENDA

Item 1: APPROVAL OF VOUCHERS

Motion is to approve the payment vouchers through September 12, 2024 and payroll transfers through September 20, 2024 in the attached list and further described as follows:

EFT Vendor Payments	#10686-10728	\$ 328,632.34
Wires	#2699-2716	\$2,517,032.94
Accounts Payable	#164388-164388	\$ (130.00)
Checks Void		
Payroll Check Voided	#19891-19891	\$ (2038.13)

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Payroll Check	#19896-19896	\$	2038.13
Payroll Checks	#19897-19897	\$	779.64
Payroll Advice	#109.32	\$	506,377.24

Total Checks and Wires for A/P & Payroll: \$3,352,692.16

Item 2: APPROVAL OF MINUTES

Motion is to approve the August 28, 2024 and the September 03, 2024 Special Meeting Minutes.

Item 3: DOMESTIC VIOLENCE AWARENESS MONTH PROCLAMATION

Motion is to approve the Proclamation recognizing October as Domestic Violence Awareness Month.

Item 4: ACCEPTANCE OF FOUNDATION OF WASHINGTON STATE COURTS GRANT

Motion is to accept the grant from the Foundation of Washington State Courts in the amount of \$8,000 for the purpose of constructing a court consultation space for Des Moines Municipal Court.

Item 5: MUNICIPAL COURT INTERLOCAL AGREEMENT FOR PEER SUPPORT SERVICES

Motion is to approve the Interlocal Agreement between Des Moines Municipal Court and Federal Way Municipal Court for the purpose of sharing peer support services and authorize the Judge to sign the Interlocal Agreement in the form as submitted.

Item 6: CREATING A PUBLIC SAFETY LEVY FUND

Motion is to adopt Draft Ordinance No. 24-077 establishing a Special Revenue Fund in chapter 3.51 DMMC entitled "Public Safety Revenue Fund.

Item 7: CONTRACT WITH EHM WASHINGTON, LLC TO PROVIDE ELECTRONIC MONITORING SERVICES TO INDIGENT DEFENDANTS

Motion is to approve the Goods and Services contract between EHM Washington LLC and the City of Des Moines for electronic monitoring services for indigent defendants and further authorize the City Manager to sign the agreement substantially in the form as submitted.

Item 8: LODGING TAX ADVISORY COMMITTEE APPOINTMENT

Motion is to confirm the Mayoral appointment of Mackenzie Meyers to the Lodging Tax Advisory Committee effective immediately.

PUBLIC HEARING/CONTINUED PUBLIC HEARING

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- Item 1: RESOLUTION OPPOSING INITIATIVE MEASURE NO. 2117
CONCERNING CARBON TAX CREDIT TRADING
Motion is to adopt Draft Resolution No. 24-080 in opposition to ballot initiative measure 2117 concerning carbon tax credit trading on the November 5, 2024 general election ballot.

Direction/Action

Motion made by Councilmember Jeremy Nutting to approve the Consent Agenda; seconded by Deputy Mayor Harry Steinmetz.

Deputy Mayor Harry Steinmetz pulled Consent Agenda Item #6.

Councilmember Gene Achziger pulled Consent Agenda Item #8.

Mayor Traci Buxton pulled Consent Agenda Item #9.

The remainder of the Consent Agenda passed 7-0.

Lighthouse Northwest Development Director Bobbie Jo Shockley read the Domestic Violence Proclamation into the record.

Council discussed Consent Agenda Item #6.

Direction/Action

Motion made by Deputy Mayor Harry Steinmetz to approve Consent Agenda Item #6 as read; seconded by Councilmember Matt Mahoney. Motion passed 4-3.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, and Councilmember JC Harris.

Council discussed Consent Agenda Item #8.

Direction/Action

Motion made by Councilmember Gene Achziger to approve Consent Agenda Item #8 as read; seconded by Councilmember Jeremy Nutting. Motion passed 7-0.

Council discussed Consent Agenda Item #9.

Direction/Action

Motion made by Councilmember Jeremy Nutting to approve Consent Agenda Item #9 as read; seconded by Councilmember Matt Mahoney. Motion passed 6-1.

For: Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, Councilmember JC Harris, Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Abstained: Mayor Traci Buxton

Item 2: 2ND READING PUBLIC HEARING FOR DES MOINES CREEK BUSINESS PARK WEST - DECLARING TRACT C SURPLUS, APPROVING PURCHASE AND SALE AGREEMENT AND APPROVING TRAIL EASEMENT

Staff Presentation by Interim City Attorney Matthew Hutchins

At 7:18 p.m. Mayor Traci Buxton opened the Public Hearing.

Interim City Attorney Matthew Hutchins gave Council a PowerPoint Presentation on Draft Ordinance No. 24-030 regarding the Surplus and Sale of Tract C in the Des Moines Business Park as well as to accept a Trail Easement.

Mayor Traci Buxton called those who signed up to speak.

- Olivia Bronson, opponent
- Sherry Miller, opponent
- Doug Miller, opponent
- Eileen Lambert, opponent
- Anne Kroeker, opponent
- Lloyd Lytle, opponent
- Mary Fleck, opponent
- Jenny Russo, opponent
- Claire Parfitt, opponent
- John Kaur, opponent

Mayor Traci Buxton asked 3 times if anyone else wished to speak.

Seeing none Traci Buxton asked Council if they had any questions.

At 8:01 p.m. Mayor Traci Buxton closed the Public Hearing.

Direction/Action

Motion 1 made by Councilmember Jeremy Nutting to enact Draft Ordinance 24-030 declaring surplus to City needs Tract C located within the Des Moines Creek Business Park West, and authorize the City Manager to execute the documents necessary for the sale of the property to the Port of Seattle for fair market value; seconded by Councilmember Matt Mahoney.

Amended Motion made by Councilmember JC Harris to set aside 10 percent of the \$690,000 purchase price allocated to the SAMP mitigation issues; seconded by Mayor Traci Buxton.
Motion passed 5-2.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, and Councilmember JC Harris.

Against: Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

The motion as amended passed 7-0.

Motion 2 made by Councilmember Jeremy Nutting to approve the Trail Easement from the Port of Seattle over the Des Moines Creek Business Park West property, and authorize the City Manager to sign the Easement substantially in the form as attached, seconded by Councilmember Matt Mahoney.
The motion passed 7-0.

NEW BUSINESS

- Item 1: RESOLUTION IN SUPPORT OF PROPOSITION 1, PUBLIC SAFETY LEVY LID LIFT
Staff Presentation by Finance Director Jeff Friend

Finance Director Jeff Friend gave Council a PowerPoint Presentation on the Resolution in support of Proposition 1, Public Safety Levy Lid Lift.

Direction/Motion

Motion made by Councilmember Jeremy Nutting to adopt Draft Resolution No. 24-060 in support to the City of Des Moines' Proposition 1, Public Safety Levy Lid Lift, on the November 5, 2024 election ballot; seconded by Councilmember Matt Mahoney.
Motion passed 4-3.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz;
Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, and Councilmember JC Harris.

Direction/Motion

Motion made by Councilmember Jeremy Nutting to extend the meeting to 9:10 p.m.; seconded by Deputy Mayor Harry Steinmetz.
Motion passed 6-1.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz;
Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui,
Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember JC Harris.

Item 2: ADOPTION OF 2025 – 2030 CAPITAL IMPROVEMENTS PLAN
Staff Presentation by Finance Director Jeff Friend

Finance Director Jeff Friend gave Council a PowerPoint Presentation on the 2025-2030 Capital Improvements Plan.

Direction/Action

Motion made by Councilmember Jeremy Nutting to adopt Draft Resolution No. 24-081 approving the City of Des Moines 2025-2030 Capital Improvements Plan; seconded by Councilmember Matt Mahoney.
Motion passed 7-0.

EXECUTIVE SESSION

NEXT MEETING DATE

October 03, 2024 City Council Study Session

ADJOURNMENT

Direction/Action

Motion made by Deputy Mayor Harry Steinmetz to adjourn; seconded by Councilmember Matt Mahoney.
Motion passed 7-0.

The meeting adjourned at 9:07 p.m.