

MINUTES

**DES MOINES CITY COUNCIL
REGULAR MEETING
City Council Chambers
21630 11th Avenue S, Des Moines, Washington
Thursday, November 16, 2023 - 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 JC Harris.

ROLL CALL

Council Present:

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

Staff Present:

Interim City Manager Tim George; Interim City Attorney Matt Hutchins; Assistant City Manager Adrienne Johnson-Newton; Director of Community/Administrative Services Bonnie Wilkins; Harbormaster Scott Wilkins; Police Chief Tim Gately; City Engineer Tommy Owen; Civil Engineer I Mike Kwispond; Executive Administrative Analyst Rochelle Caton; Communications Director Nicole Nordholm; City Clerk Taria Keane; and Deputy City Clerk Sara Lee

CORRESPONDENCE NOT PREVIOUSLY RECEIVED BY COUNCIL

- There was no additional correspondence outside of the emails already received by Council.

COMMENTS FROM THE PUBLIC

- Chuck Coleman, Finance Committee
- Scott Wilkins, Council Invite
- Jim Lampariello, Transparency
- Luisa Bangs, General Comment
- Victoria Andrews, Coffee with the Mayor
- Bill Linscott, Sound Proof Ordinance, Marina Communication, New Enterprise Fund

- Lloyd Little, Community Events and the Masonic Home
- George Pettibone, Masonic Home

COMMITTEE CHAIR REPORT

PUBLIC SAFETY & EMERGENCY MANAGEMENT

- Deputy Mayor Traci Buxton gave Council an update on the Public Safety & Emergency Management Committee Meeting.

CITY MANAGER REPORT/PRESENTATIONS/BRIEFINGS

- Interim City Manager informed the Council and the Public that he will be issuing a written City Managers report.
- Interim City Manager gave Council an update on the Consor Report.
- Interim City Manager gave Council an update on the Redondo Speed Cameras.

CONSENT AGENDA

Item 1: CONSULTANT CONTRACT AMENDMENT #5 - JOSEPH DUSENBURY

Motion is to approve the Fifth Contract Amendment with Joseph Dusenbury in an amount not to exceed \$30,000 for management consulting services.

Item 2: CONSULTANT CONTRACT AMENDMENT #13 - GRANT FREDRICKS

Motion is to approve Amendment #13 to the Contract with Grant Fredricks, continuing professional consulting services through December 31, 2024, with an increase of \$5,000 for 2023 (bringing the total not-to-exceed amount for 2023 services to \$55,000.00) and up to \$50,000 for 2024 services, and authorize the City Manager to sign the contract amendment substantially in the form submitted.

Item 3: BARNES CREEK TRAIL - SOUTH 240TH STREET (16TH AVE S TO 20TH AVE S) - DESIGN AND RIGHT-OF-WAY SERVICES AGREEMENT

Motion 1 is to approve the Local Agency A&E Professional Services Consultant Agreement with KPG Psomas Inc. to provide engineering design and right-of-way acquisition services for the Barnes Creek Trail - 240th Street (16th Ave S to 20th Ave S) Improvement Project in the amount of \$659,787.58, and further authorize the City Manager to sign said Agreement substantially in the form as submitted.

Motion 2 is to accept the 2023-2025 WA State Legislative appropriation

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for the Barnes Creek Trail - South 240th Street (16th Ave S to 20th Ave S) Improvements Project in the amount of \$3,500,000, and authorize the City Manager to sign the Local Programs State Funding Agreement and Project Prospectus substantially in the form as submitted.

Motion 3 is to direct staff to have all of the existing overhead utilities relocated aurally as needed for construction of the Barnes Creek Trail - South 240th Street (16th Ave S to 20th Ave S) Improvements Project, waiving the requirement for undergrounding of utilities in accordance with DMMC 12.25.110.

Direction/Action

Motion made by Jeremy Nutting to approve the Consent Calendar; seconded by Deputy Mayor Traci Buxton.

Councilmember Harry Steinmetz pulled Consent Calendar Item #1.

Councilmember JC Harris pulled Consent Calendar Item #2 and Item #3.

There were no items left on the Consent Calendar.

Council discussed Item #1.

Motion made by Councilmember Jeremy Nutting to approve the Consent Agenda Item #1 as presented; seconded by Deputy Mayor Traci Buxton.
Motion passed 7-0.

Council discussed Item #2.

Motion made by Councilmember Jeremy Nutting to approve the Consent Agenda Item #2 as presented; seconded by Deputy Mayor Traci Buxton.
Motion passed 7-0.

Council discussed Item #3.

Motion 1 made by Councilmember Jeremy Nutting to approve the Consent Agenda Item #3 as presented; seconded by Councilmember Vic Pennington.
Motion passed 7-0.

Motion 2 made by Councilmember Jeremy Nutting to approve the Consent Agenda Item #3 as presented; seconded by Councilmember Vic Pennington.
Motion passed 7-0.

Motion 3 made by Councilmember Jeremy Nutting to approve the Consent Agenda Item #3 as presented; seconded by Councilmember Vic Pennington.
Motion passed 7-0.

PUBLIC HEARING/CONTINUED PUBLIC HEARING

SV2023-02: STREET VACATION OF PUBLIC RIGHT-OF-WAY WITHIN CITY OF DES MOINES, KNOWN AS 10TH AVE SOUTH
Staff Presentation by Civil Engineer I Mike Kwispond

At 6:46 p.m. Mayor Matt Mahoney opened the Public Hearing.

- Civil Engineer I Mike Kwispond gave Council a PowerPoint Presentation update on the Street Vacation of Public Right-of-Way within the City of Des Moines, known as 10th Ave South.

Mayor Matt Mahoney asked 3 times if anyone wished to speak.

- Helen Plosky

Mayor Matt Mahoney asked Council if they had any questions.

At 6:55 p.m. Mayor Matt Mahoney closed the Public Hearing.

Direction/Action

Motion made by Councilmember Jeremy Nutting to enact Draft Ordinance No. 23-074 approving the vacation of a public right-of-way known as 10th Ave South, located within the City of Des Moines and more specifically identified and legally described in Draft Ordinance No. 23-074; seconded by Councilmember Vic Pennington.
Motion passed 7-0.

NEW BUSINESS

NEW AGENDA ITEMS FOR CONSIDERATION – 10 Minutes

Direction/Action

Motion made by Councilmember Harry Steinmetz to reconsider at our next meeting, Item #2 from the November 9, 2023 Council Meeting

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approving Draft Ordinance 23-055 to establish and Events and Facility Rentals Fund; seconded by Councilmember Gene Achziger.
Motion passed 5-2

For: Mayor Matt Mahoney; Deputy Mayor Traci Buxton;
Councilmembers Gene Achziger, Councilmember JC Harris, and
Councilmember Harry Steinmetz.

Against: Councilmember Jeremy Nutting and Councilmember Vic Pennington.

Motion made by Councilmember Harry Steinmetz to reconsider at our next meeting, Item #4 from the November 9, 2023 Council Meeting approving an interfund loan to support the establishment of an Event and Facility Rentals Fund; seconded by Councilmember Gene Achziger.
Motion passed 5-2.

For: Mayor Matt Mahoney; Deputy Mayor Traci Buxton;
Councilmembers Gene Achziger, Councilmember JC Harris, and
Councilmember Harry Steinmetz.

Against: Councilmember Jeremy Nutting and Councilmember Vic Pennington.

COUNCILMEMBER REPORTS

(4 minutes per Councilmember) - 30 minutes

COUNCILMEMBER JC HARRIS

- Des Moines Memorial Drive Veteran's Day Celebration
- Port of Seattle Land Stewardship Event
- King County Arts Funding

COUNCILMEMBER HARRY STEINMETZ

- Steve J Underwood Veteran's Day Event
- Coffee with Deputy Mayor
- Coffee with the Mayor
- King County Arts Funding

COUNCILMEMBER GENE ACHZIGER

- Destination Des Moines Holiday Tree Lighting
- Thanked Councilmember Vic Pennington for his Service

COUNCILMEMBER JEREMY NUTTING

- Thanked Councilmember Vic Pennington for his Service

COUNCILMEMBER VIC PENNINGTON

- Thanked the Council and Staff

DEPUTY MAYOR TRACI BUXTON

- Participated in over 30 engagements with Colleagues, Staff and the Community
- Trick or Treat Path
- Trunk or Treat
- Lake to Sound Trail
- Thanked Councilmember Vic Pennington for his Service

PRESIDING OFFICER'S REPORT

- Thanked Councilmember Vic Pennington for his Service
- The Genesis Project Fundraiser
- Veteran's Day Celebration
- Thanked Boy Scout Trout #361
- North Hill Community Club Meeting
- Squid-A-Rama

EXECUTIVE SESSION

NEXT MEETING DATE

December 14, 2023 City Council Regular Meeting

ADJOURNMENT

Direction/Action

Motion made by Councilmember Vic Pennington to adjourn; seconded by Councilmember Jeremy Nutting.
Motion passed 7-0.

The meeting adjourned at 7:34 p.m.