

**REGULAR MEETING
DES MOINES CITY COUNCIL
21630 11th Avenue South, Des Moines, City Council Chambers**

August 9, 2012 - 7:00 p.m.

CALL TO ORDER - Mayor Kaplan called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE – The flag salute was led by Councilmember Scott.

ROLL CALL

Present were Mayor Dave Kaplan; Mayor Pro-Tem Matt Pina; Councilmembers Dan Caldwell, Melissa Musser, Jeanette Burrage, Bob Sheckler and Carmen Scott.

Staff present were City Manager Tony Piasecki; City Attorney Pat Bosmans; Planning Building and Public Works Director Grant Fredricks; Police Chief George Delgado; Planning Manager Denise Lathrop; Finance Operations Manager Cecilia Pollock; Parks Recreation and Senior Services Director Patrice Thorell; Assistant Director of Transportation and Engineering Dan Brewer; Assistant Director of Utilities and Environmental Engineering Loren Reinhold; Economic Development Manager Marion Yoshino; City Clerk Sandy Paul; Sergeant Bob Bohl; Administrative Assistant Peggy Volin. Judge Veronica Alicea-Galvin; Senior Center Manager Sue Padden

COMMENTS FROM THE PUBLIC:

Donald Gorlick, 23641 7th Avenue South, spoke about how dangerous the intersection of Marine View Drive and South 240th Street is. He suggested putting in a curb to narrow the lane.

Joseph Erdahl, 23907 7th Avenue South, also spoke about how dangerous and blind the intersection at Marine View Drive and South 240th Street is. He suggested a 4-way stop or right turn only to make the intersection safer.

Ron Dupard, 11023 SE 140th Street, D-2, in Kent, spoke in support of the multifamily tax exemption to spur development. He commented that a 4-story option should be seriously considered by the Council. His perspective was that the 5-story requirement does not pencil out for a developer.

BOARD & COMMITTEE REPORTS/ COUNCILMEMBER COMMENTS

Councilmember Scott

- The Farmer's Market is held from 10:00 a.m.-2:00 p.m. on Saturdays
- Wednesday August 15 is Celebrate Des Moines Caribbean style
- The movie in the park on August 17 is *The Lorax*
- An Art Show will be held 10:00 a.m.-5:00 p.m. in the Beach Park Auditorium on Saturday August 18

Councilmember Sheckler

- Reported on the Environment Committee meeting
- Quoted from his book the *776 Stupidest Things Ever Said by Politicians*

Councilmember Burrage

- Reported on the South County Transportation Board (SKTBd) meeting on July 17

Mayor Pro-Tem Pina

- Reported on attending, at the request of a citizens group, a community forum with Mayor Kaplan and Chief Delgado. He said he appreciated the forum format as an alternative to a City Council meeting.

Councilmember Musser

- Attended Suburban Cities Association (SCA) Public Issues Committee (PIC) meeting and reported on that meeting

Councilmember Caldwell

- Mentioned the group home issue in Normandy Park
- Spoke briefly about election season and suggested taxing campaign signs!
- Commented on the ACT publication for seniors

PRESIDING OFFICER'S REPORT

- Also spoke about the Citizens Forum attended by himself, Councilmember Pina and Chief Delgado
- Representative Tina Orwall said a few words about local issues including the dangers of the intersection at 240th and Marine View Drive

ADMINISTRATION REPORTS

- Nancy Stephan gave an Arts Commission Marina District Sculpture Project Presentation and proposed a rotating sculpture display of temporary public outdoor art (display bases would be permanent fixtures) at Beach Park, Wooton Park, and perhaps, someday, a fountain.
- Kathy Isaac spoke more about the sculptures and presented a timeline.

Councilmember Musser moved to approve the Des Moines Arts Commission request to establish a Rotating/Permanent Public Sculpture Project; Councilmember Sheckler, second. The motion passed 7-0.

- City Manager Piasecki gave a Follow-up on the Woodmont Redondo Meeting Comments , saying that staff was actively working on solutions to many of the concerns raised at the meeting at Woodmont Elementary School on July 12. Letters would be sent to all those who commented
- Staff is working on safety solutions for Marine View Drive and South 240th Street
- There will be a Walking Audit of the entire downtown on August 28
- The Utility Occupation Tax will not be on the ballot and will be pulled from the consent agenda

CONSENT CALENDAR

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes of the meetings of July 12 and 26, 2012, and the Special Meeting to hold an Executive Session on July 12, 2012.

Item 2: APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers and payroll transfers described as follows:

Claim checks \$360,093.63

Payroll fund transfers in the total amount of \$448,835.04

Total certified Wire Transfers, Voids, A/P & Payroll vouchers are \$808,928.67

Item 3: MOTION TO SETTLE THE MATTER OF **C.A. CAREY VS. THE CITY OF DES MOINES**

Motion is to approve settlement of the matter of *C.A. Carey v. City of Des Moines*, King County Superior Court Cause No. 12-2-05390-1 KNT, upon execution of satisfactory settlement documents, in the amount of \$68,645.00

Item 4: APPROVAL OF AMENDMENT TO THE CONSERVATION FUTURES
INTERLOCAL COOPERATION

Motion is to approve the Amendment to the Conservation Futures Interlocal Cooperation Agreement between King county and City of Des Moines for Open Space Acquisition Projects, and authorize the City Manager to sign the Amendment substantially in the form as submitted.

~~Item 5: CONFIRMATION OF UOT BALLOT PRO/CON COMMITTEE — MEMBERS~~

~~Motion is to~~

Item 6: BARNES CREEK 223RD CULVERT REPLACEMENT PROJECT – CONTRACT
CONTINGENCY INCREASE

Motion is to approve additional spending authority in the amount of \$36,030.35 for the construction contract for the 223rd Culvert Replacement Project up to a maximum contract amount of \$235,000 to cover unforeseen project expenditures and complete the project.

Councilmember Musser moved approval of the Consent Agenda; Councilmember Pina, second. The motion passed, 7-0.

PUBLIC HEARING

1. Surplus of Vehicles

Mayor Kaplan opened the public hearing at 7:53 p.m.

Planning Building Public Works Director Grant Fredricks provided a short PowerPoint presentation and explained that surplus of a Surface Water Management (a public utility) vehicle required a public hearing.

Councilmembers asked questions.

Mayor Kaplan asked that those in the audience wishing to speak to please do so at this time. Mayor Kaplan called three times for anyone else wishing to speak. No one had comments.

Mayor Kaplan closed the Public Hearing at 7:57 p.m.

Councilmember Sheckler moved to approve Draft Resolution No. 12-129 declaring five vehicles surplus and further authorizing the disposal of said equipment by auction, sale or transfer to other departments or agencies; Mayor Pro-Tem Pina, second. The motion was approved 7-0.

OLD BUSINESS

1. Multi-Family Tax Exemption Policy Discussion

Economic Development Manager Marion Yoshino gave a short introductory presentation, mentioning the Council's previous work on the multifamily tax policy and added new information about rental rates.

Garrett Huffman of the Master Builders Association offered some insights about elevators and various other building code requirements from a developer's standpoint. A multifamily tax exemption would increase funding options.

ACTION/DIRECTION

Following discussion, Councilmembers found consensus in their comments and requested staff to return an ordinance to them for a vote that would incorporate: 1) a height reduction in both RTF zones to 50 feet; 2) list the minimum units required to 60; and 3) apply those regulations equally to condominium and apartment construction.

BREAK – Mayor Kaplan called for a 10 minute break at 8:45 p.m. The Council meeting was reconvened at 8:55 p.m.

2. Marina District Design Theme – *rescheduled from the City Council meeting of July 5*
Planning Manager Denise Lathrop introduced the discussion with comments about design themes that evoke a sense of place in Des Moines. She also outlined incentives developers could use to gain advantage should they choose one of a variety of sizes of projects.

ACTION/DIRECTION

Councilmember Sheckler moved to establish a preferred architectural style for the Marina District allowing the developer to pick 6 of 8 architectural features: pitched roofs with dormers; multi-paned windows; shake shingle and/or lap siding; historic color schemes; porticos; white trim; shutters; blade signs. Councilmember Caldwell seconded the motion.

Following discussion, the motion was withdrawn by the maker and seconder.

Councilmember Sheckler moved that an incentives program would be created to encourage preferred design features that includes: city permit fee reduction (10% for up to 25,000 SF and 5% over 25,000 SF); expedited plan review. Councilmember Caldwell seconded the motion. The motion failed. Councilmembers Sheckler and Caldwell voted yes; Mayor Kaplan, Mayor Pro-Tem Pina, and Councilmembers Musser, Burrage and Scott voted *no*.

Councilmember Sheckler left the meeting at this time.

NEW BUSINESS

1. Budget Process

An interdepartmental team outlined how staff tasks and activities support the City Council's goals, how many full-time equivalents (FTE) there are, and why the city does what it does.

With the meeting fast approaching the 10:00 hour, Mayor Kaplan asked for a motion to extend, saying that he would explain. Councilmember Burrage moved to extend the meeting to 10:15 p.m.; Mayor Kaplan second. The motion passed 6-0. Mayor Kaplan said time was of the essence, and he wanted the Council to get through the high points in order to discuss budget priorities at the August 30 City Council Meeting.

Planning Building Public Works Director Grant Fredricks had presented his outline at a previous meeting. Each department gave a brief presentation: Executive, Personnel, Records, Police, Finance, Legal, Economic Development, Parks Recreation and Senior Services, and the Court.

Mayor Kaplan instructed the Council to ask questions of staff as needed when attaching their personal value of listed items in the spreadsheets. Scoring would be on a scale of 1-10, 1 being low, 10 being a very high priority, including the option to vote items on a half scale, e.g, 6.5. The rating sheets are due back to the City Manager by close of business on Wednesday, August 22, 2012. The City Manager offered his time to answer questions or discuss any issues. Otherwise, Councilmembers were free to contact department directors directly.

NEXT MEETING DATE August 30, 2012, City Council Regular Meeting

ADJOURNMENT

The Council meeting ran out of time and adjourned at 10:15 p.m.

Respectfully submitted,

Sandy Paul CMC
City Clerk