

REGULAR MEETING OF THE DES MOINES CITY COUNCIL

MINUTES
1998

June 25,

The regular meeting of the Des Moines City Council was called to order at 7:35 p.m. by Mayor Thomasson in the Council Chambers, 21630 11th Avenue South.

Pledge of Allegiance to the Flag was led by Councilmember Sherman.

ROLL CALL - Present: Mayor Scott Thomasson, Mayor Pro Tem Terry Brazil, Councilmembers Dave Kaplan, Bob Sheckler, Dan Sherman, and Gary Towe. Absent: Councilmember Don Wasson (vacation). Also present were City Manager Bob Olander, City Attorney Gary McLean, Harbormaster Joe Dusenbury, Senior Services Manager Sue Padden and Deputy City Clerk Angela Chaufy.

MOTION was made by Councilmember Sherman, seconded by Mayor Pro Tem Brazil, and passed unanimously to excuse Councilmember Wasson from attendance.

COMMENTS FROM THE PUBLIC

Todd Spear, 22315 6th Avenue South

Mr. Spear requested that earlier notice of the Marina Comprehensive Plan meetings be provided to the public. He also asked that future meetings not be scheduled during the Waterland Festival. He felt that the proposed plan sought to replace small boat use with retail business. He asked Council to not make the marina the focal point of retail for the city. In regard to the Des Moines Creek Bridge project, Mr. Spear stated that he had predicted that the project would provide for the placement of a conveyor system for hauling dirt for the construction of the third runway. He hoped that this would not occur.

Larry Corvari, Normandy Park

As Co-President of CASE, Mr. Corvari thanked Council for their continued opposition to the expansion of Sea-Tac International Airport. He informed Council that CASE had filed an appeal to the National Pollution Discharge Elimination System Permit issued by the Department of Ecology (DOE). Currently, CASE, DOE and the Port of Seattle were negotiating the issue. Mr. Corvari noted that the appeal was self-funded and asked that the City consider contributing some money toward the process.

Al Furney, 24718 Marine View Drive South

As Acting President of the RCAA, Mr. Furney addressed Council regarding the conveyor belt survey that was sent to area residents. Mr. Furney noted that the RCAA was available to help solicit comments from the public regarding the issue. He distributed information regarding the efforts in Vashon to renew a mining permit and upgrade its activity level. He noted that Vashon residents were opposed to the project and asked the City to support their opposition. Mr. Furney also distributed a Federal Aviation Administration report entitled "Air Traffic and Operational Data on Selected U.S.

Airports with Parallel Runways”. He noted that the study reported no arrival delay factors at Sea-Tac International Airport.

Bob Hunter, 21833 7th Avenue South

Mr. Hunter noted that the noise from the sewer line pump currently “bounced” on the canyon. He felt that a conveyor system would bring increased noise and destruction to the area. He noted that his neighbor, Lori, was in agreement with his comments.

Rose Clarke, 16856 Des Moines Memorial Drive, Burien

In regard to Mr. Furney’s statements concerning the mining proposal on Vashon, Ms. Clarke noted that Lone Star proposed that four barges run per day. One barge would equal one year’s worth of mining. Ms. Clarke felt that the installation of a conveyor would be costly to the marina due to barge interference with marina activities. She asked Des Moines to investigate the Environmental Materials Transport Company. She felt that the survey was designed to guarantee support for the Port of Seattle’s objectives. She asked Council to maintain their efforts to stop the third runway, to encourage economic development of the whole state with the development of a regional airport in an uncongested area, and to control over-population of the Des Moines area.

Eric Williams, 22211 Cliff Avenue South, #103

As President of the Cliffhouse Home Owners Association, Mr. Williams voiced his agreement with the previous speaker’s comments regarding the need for earlier notice of Marina Comprehensive Plan meetings. In regard to the proposed conveyor belt system, Mr. Williams felt that the project would create lots of dust, noise, pile driving, and unsightliness for the area.

Jeanne Moeller, 22211 Cliff Avenue South, #104

In regard to the proposed conveyor belt system, Ms. Moeller stated that she was concerned with the information not included in the proposal such as effects on the shoreline and the channel. Ms. Moeller thanked Council for their ten year effort of opposing the Port of Seattle’s expansion efforts. She felt that the Council had used the tax dollars wisely to oppose the construction of the third runway and to preserve the community’s quality of life. She presented Council with some letters from the public regarding the conveyor system.

City Manager Olander noted that staff was processing the conveyor proposal in a fair and legal fashion. This, however, did not mean that the City endorsed the project. He stated that public hearings would be conducted on the issue in the fall.

Councilmember Sherman encouraged all speakers regarding the conveyor system to return for the public hearing process.

BOARD & COMMITTEE REPORTS

Local Option Gas Tax

Mayor Pro Tem Brazil reported that he had attended a meeting to discuss transportation funding and the local option gas tax. He noted that the group had agreed to continue discussion of the topic. He also reported that the Public Works Directors Association was asked to identify projects that would potentially be funded by the gas tax.

Councilmember Sherman noted that he had also attended the meeting as a representative of the South County Area Transportation Board. The County sought to determine whether there was support for the tax and whether the cities would support the pooling of funds for the construction of regional projects. In his opinion, there was little support voiced for the gas tax and for the pooling of funds.

PRESIDING OFFICER'S REPORT

Environmental Meeting

Mayor Thomasson reported that he had met with representatives from King County, SeaTac and Burien to discuss environmentally sensitive area listings. He noted that there would now be a regional focus on the fish listing. He asked the group to explain how the listings would affect Des Moines. Upon questioning, Mayor Thomasson noted that the group had focused on river systems so far but were now broadening their study due to the listing of salmon.

Lakehaven Utility District

Mayor Thomasson noted that he had spoken with Lakehaven Utility District Commissioners and manager regarding their notification to Des Moines of the recent water problems. He hoped that communication with the City would be improved.

City Manager Olander reported that Lakehaven Utility District suspected that bats roosting in a small opening of one of the reservoir tanks were responsible for the water contamination.

ADMINISTRATION REPORTS

Senior Services Advisory Committee

City Manager Olander introduced Senior Services Advisory Committee representative Judy Mannard.

Ms. Mannard highlighted the following Senior Services Advisory Committee projects:

- Frail Senior Adult Emergency Preparedness List with Park & Recreation, Police and Fire Departments.
- Crosswalk safety on Marine View Drive with Police and Public Works Departments.
- Transportation issues with METRO and Senior Shuttle:
 - Bus stop at Senior Center
 - Support for Des Moines/Normandy Park Senior Shuttle.

- Homesharing Program with King County and Senior Services.
- Purchase of larger, second van for Senior Center programs.
- Senior Center parking.
- Senior Lobby Day in Olympia:
 - Affordable housing
 - Transportation
 - Public health.
- Twice a month blood pressure screenings.
- Vial of Life program with Des Moines and Normandy Park Fire Departments.

Ms. Mannard also thanked Council for allowing the cat to remain at the Senior Center. She noted that individuals interested in participating in the Frail Senior Adult Emergency Preparedness List Program should contact the Senior Center.

Senior Services Manager Padden announced that the Dial-A-Care Program at Providence Hospital would provide free daily calls to frail seniors. Information regarding this program was also available at the Senior Center.

On behalf of the Council, Mayor Thomasson thanked the committee for their efforts.

Association of Washington Cities Municipal Achievement Award

City Manager Olander announced that the City of Des Moines had been awarded an Association of Washington Cities Municipal Achievement Award in recognition of the Senior Computer Lab.

On behalf of the Senior Center, Senior Manager Padden presented Mayor Thomasson with the award.

Agenda Revision

City Manager Olander pulled consent calendar items 5 and 6 for further research.

CONSENT CALENDAR was read by Deputy Clerk Chaufty.

1. Motion is to approve the minutes of June 4, 11, 12, 13 and 14, 1998.
2. Findings: Vouchers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.080, have been recorded on a listing which has been made available to the City Council.

Motion: As of this date the Des Moines City Council, by unanimous vote, does approve for payment those vouchers and payroll transfers included in the above list and further described as follows:

Claim check #62321 through #62536 in the total amount of \$696,883.66

Payroll fund transfers in the total amount of \$216,578.46

3. Motion is that a public hearing be scheduled for July 9, 1998, regarding expansion of the Midway Sewer District treatment facility.

4. Motion is that the City Manager be authorized to sign the agreement substantially in the form as attached with Recycling Plastics Marketing for a 1998 Compost Bin Distribution Event.

5. ~~Draft Resolution No. 98-159~~ Title: ~~A Resolution of the City of Des Moines, Washington approving an easement allowing the installation, perpetual use and maintenance of certain real property for a public water pipeline and authorizing the City Manager to sign the same.~~

MOTION is to ~~approve Draft Resolution No. 98-159.~~ (Editor's Note: Previously removed by City Manager Olander).

6. ~~Draft Resolution No. 98-160~~ Title: ~~A Resolution of the City of Des Moines, Washington approving easements allowing the installation, perpetual use and maintenance of certain real property for a public water pipeline and authorizing the City Manager to sign the same.~~

MOTION is to ~~approve Draft Resolution No. 98-160.~~ (Editor's Note: Previously removed by City Manager Olander).

7. Award of bid, 10th Avenue Culvert Replacement and Intersection Improvement Project - three motions:

A. Motion is to award the contract for construction of the 10th Avenue Culvert Replacement and Intersection Improvement Project to Dennis R. Craig, Inc., in the amount of \$517,518.51, plus a 10% contingency and to further authorize the City Manager to sign said contract substantially in the form as attached.

B. Motion is to amend the existing consultant contract with R. W. Beck to include construction management services, in the amount of \$83,695.00, plus a 10% contingency and to further authorize the City Manager to sign said amendment substantially in the form as attached.

C. Motion is to approve the Interlocal Agreements between the City of Des Moines, Midway Sewer District and Highline Water District for construction of Schedules B and C and contract administration of those schedules, and further to authorize the City Manager to sign such agreements substantially in the form as attached.

MOTION was made by Councilmember Towe, seconded by Councilmember Sherman, and passed unanimously to approve the consent calendar as read.

NEW BUSINESS

L-Dock Repair Project - Des Moines Marina

City Manager Olander introduced the topic. He noted that the "L" Dock covered moorage structure at the Marina had been damaged by the snowstorm in December of 1996. Through the assistance of Reid Middleton Engineers and Howard Peck Construction, a plan had been developed to repair the structure.

Due to the unique nature of the project, Harbormaster Dusenbury requested that Council authorize staff to negotiate a contract with Howard Peck Construction for the "L" Dock storm damage repairs. He felt that this method would minimize risk and liability for the

City, minimize cost overruns, utilize a tested method, and provide a more efficient use of the engineer's time.

City Attorney McLean explained the bid requirements. He clarified that staff was asking to waive the City of Des Moines' bid requirement for this project only.

Mayor Thomasson suggested that the resolution reference an emergency situation.

City Manager Olander noted that the insurance carrier was in support of the request.

MOTION was made by Councilmember Towe, seconded by Councilmember Sheckler, and passed unanimously to authorize staff to negotiate a contract with Howard Peck Construction for the "L" Dock storm damage repairs and prepare an appropriate resolution that is consistent with the attached legal opinion.

OLD BUSINESS

Continued Review - Draft 1998 Intergovernmental Relations Policies and Positions

Mayor Thomasson introduced the subject.

MOTION was made by Councilmember Sherman to delete policy "J" under State of Washington.

Motion died for lack of a second.

MOTION was made by Councilmember Sherman, seconded by Councilmember Sheckler, and passed unanimously to add the following policy under Metropolitan King County:

"Oppose imposition of a local option gas tax at this time, should such a gas tax be imposed, the city should retain the full amount allotted for municipal use.

MOTION was made by Councilmember Towe, seconded by Councilmember Sheckler, and passed unanimously to adopt the attached 1998 Intergovernmental Relations Policies and Positions as the official policies and positions for the City of Des Moines.

NEXT MEETING DATE - Regular Meeting July 9, 1998 (July 2, 1998 Study Session Canceled)

EXECUTIVE SESSION

At 8:47 p.m., Mayor Thomasson announced that the Council would go into an executive session to discuss litigation matters for approximately ten minutes. He noted that no formal action would be taken.

ADJOURNMENT

The meeting adjourned at 9:15 p.m.

Respectfully submitted,

Angela M. Chaufty
Deputy City Clerk