DES MOINES CITY COUNCIL MINUTES

MINUTES December 8, 2005

The regular meeting of the Des Moines City Council was called to order at 6:38 p.m. by Mayor Sheckler in the City Council Chambers, 21630 11th Avenue South.

PLEDGE OF ALLEGIANCE to the Flag was led by Councilmember Steenrod.

ROLL CALL - Present: Mayor Bob Sheckler, Mayor Pro Tem Scott Thomasson, Councilmembers Richard Benjamin (arrived at 9:59 p.m.), Gary Petersen, Dan Sherman, Maggie Steenrod and Susan White. Also in attendance were City Manager Tony Piasecki, City Attorney Linda Marousek, Finance Director Paula Henderson, Planning, Building and Public Works Director Grant Fredericks, Assistant City Engineer Loren Reinhold, Parks and Recreation Director Patrice Thorell, Police Commander John O'Leary, and City Clerk Denis Staab.

BOARD & COMMITTEE REPORTS

Tacoma Chamber of Commerce Meeting

Councilmember White reported attending a meeting last week, along with representatives from the cities of Tacoma, Gig Harbor and Des Moines Harbormaster Joe Dusenbury, regarding the passenger ferry service idea to the City of Des Moines. She advised that she is applying for a feasibility study to explore the idea with a Transportation Mobility Grant. She noted the next meeting will be January 9, 2006, and all are invited to attend.

Senior Services Advisory Committee

Councilmember White read an announcement that the Senior Services Social Worker, Julia Baker, will be setting up 30 minute appointments for one Tuesday a month for folks to call and make an appointment to meet with her privately to discuss needs in the care giving area.

PRESIDING OFFICER'S REPORT

Commemorating Outgoing Councilmembers

Mayor Sheckler presented outgoing Councilmembers Benjamin, Petersen and Steenrod with plagues recognizing their past four years service as Des Moines City Councilmembers.

COUNCILMEMBER COMMENTS

Festive Seasonal Lighting

Councilmember White acknowledged and thanked Redondo resident Gene Achziger for his hard work in displaying festive seasonal lighting in the Redondo area of the City.

Areas of Concern

Councilmember White noted that she is disturbed that this late in the year, Council has not passed the Comprehensive Plan after numerous meetings. She felt this sets the City up to be vulnerable to people who could petition the Growth Management Hearings Board for failure to act, which could be costly to the City. She further noted that this also prevents the City from obtaining any funding for Public Works Trust Fund loans. She also expressed displeasure that the 2006 Budget has not been finalized. She felt that Council is not doing their job.

Leadership Summit

Mayor Sheckler announced that last Saturday was the seconded meeting of the Leadership Summit. He advised that it was an exciting event and some great ideas came forward out of the meeting. He stated Council will be receiving a summary of the items that the public identified as issues that the City and Council should be looking at.

ADMINISTRATION REPORTS

New Format

City Manager Piasecki advised that he is trying out a new format for getting information to Councilmembers. He noted there are two items in Council's packet entitled "Informational Items", one having to do with WSDOTs project on Highway 99 and how it will effect the intersection at 279th, 16th and Pacific Highway. The second item concerns the Association of Washington Cities L&I Retro Group, that the City belongs to. He advised that Council can expect more of these types of informational items and he requested Council feed-back on whether this is helpful, or there are other types of format that would be preferred.

King County City Manager's Meeting

City Manager Piasecki reported attending the meeting yesterday. He noted a lot of time was spent discussing "Stream Line Sales Tax" and a bill that is being prepared, and most likely will be introduced in the Legislature in January. He noted that the upcoming Legislative session will be only 60 days long and next year is an election year. He advised while the bill does not change sales tax, it changes the way sales taxes are collected and potentially will allow sales tax to be assessed and collected on internet and catalog sales. It was suggested that all cities get with their legislative delegations and stress the importance of this to the cities and that it is more of a fairness type issue than it is a tax issue. It is important to the businesses in our communities that are competing on an uneven playing field. He requested permission to send an e-mail to Des Moines' contingent letting them know that this is an important issue for us and that the City would like their support. Council concurred that the City Manager should do this.

CONSENT CALENDAR was read by City Clerk Staab.

1. Motion is to approve the regular minutes of November 3, 10 and 17, 2005.

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 42.24.090, 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 checks #101739 through #102106 & electronic fund transfers in the total amount of $1,049,294.60

Payroll fund transfers in the total amount of $731,353.10

3. Motion is to approve the Emergency Management Consultant Agreement between the City of Des Moines and Montgomery and Associates and authorize the City Manager to sign the agreement substantially in the form as submitted.

4. Motion is to confirm the City Manager's re-appointment of the firm of Driscoll & Hunter as the land use Hearings Examiners, and the appointment of Driscoll & Hunters as the Hearings Examiners for all other administrative code compliance hearings, for a one-year term beginning January 1, 2006, which will be re-negotiable within one year at the request of either party and,

following the end of the one-year term, the contract shall automatically renew on a year-to-year basis unless re-negotiated; **~~to ratify and confirm any acts consistent with the authority granted by this appointment which occurred prior to the date of this confirmation;~~** and to authorize the City Manager to sign the Hearings Examiner Agreement, substantially in the form as submitted. [ED NOTE: Strike out removed by Council consensus, with concurrence by City Attorney Marousek that the language does not pertain in the new contract.]

5. Draft Resolution No. 05-245 ***[ASSIGNED RESOLUTION NO. 1003]*** - Title: A resolution of the City of Des Moines, Washington, adopting a Retiree Health Savings Plan for employees covered under the collective bargaining agreement between the City of Des Moines and the Public, Professional & Office-Clerical Employees and Drivers Local Union No. 763 (Teamsters).

MOTION is to approve Draft Resolution No. 05-245 and to authorize the City Manager to execute such documents as necessary to implement the Plan.

~~6. Motion is to enter into the Interlocal Agreement for Regional Planning of the Central Puget Sound Area and authorize the City Manager to sign the Interlocal Agreement substantially in the form as submitted.~~ [ED NOTE: Removed by Mayor Pro Tem Thomasson.]

7. Motion is to authorize the City Manager to sign the continued enrollment authorization to continue participation in the Association of Washington Cities Workers' Compensation Group Retro Program.

8. Motion is to confirm the City Manager's reappointment of Colleen Hartl to the position of Municipal Court Judge for a four-year term beginning January 1, 2006, and expiring December 31, 2009.

9. Motion is to approve the Interlocal Agreement for the provision of tourism and marketing services with the City of Tukwila, and authorize the City Manager to sign the agreement, substantially in the form as submitted.

Mayor Pro Tem Thomasson requested that item #6 be removed from the Consent Calendar. Councilmember Sherman concurred.

Upon questioning, City Attorney Marousek advised that the language contained in item #4 which states "**to ratify and confirm any acts consistent with the authority granted by this appointment which occurred prior to the date of this confirmation;"** is old language from a previous contract and should be stricken.

MOTION was made by Mayor Pro Tem Thomasson, seconded by Mayor Sheckler and passed unanimously, to approve the consent calendar as read, with Item #6 removed and language as noted in item #4 stricken.

REMOVED CONSENT ITEM

Interlocal Agreement for Regional Planning of the Central Puget Sound Area

Mayor Pro Tem Thomasson noted that when this was discussed at a previous meeting he was against it and still is.

MOTION was made by Councilmember White, seconded by Councilmember Steenrod, to enter into the Interlocal Agreement for Regional Planning of the Central Puget Sound Area and authorize the City Manager to sign the Interlocal Agreement substantially in the form as submitted. Motion passed 4 to 2 with Councilmember Sherman and Mayor Pro Tem Thomasson opposed.

AGENDA REVISION

Mayor Sheckler announced that he is going to change the Agenda and take New Business Item #1 first, then the following items: Capital Improvement Plan, Mitchell Rezone, 2006 Budget.

NEW BUSINESS

Police Dept. Agreements: Puget Sound Law Enforcement Information Exchange (LInX) and Regional Automated Information Network (RAIN)

Police Commander O'Leary advised Council that the agreements work together and play an important role in information gathering for the Police Department. He noted that LInX will integrate relevant federal, state, county and local records of participating parities, effectively providing each agency with a single source for regional law enforcement information and also provide analytical capabilities and link analysis. He advised there are currently 47 parties participating, and noted Des Moines has been invited to participate in this powerful investigative tool at no cost to connect.

In regards to the RAIN agreement Commander O'Leary noted that the network will connect automated records management systems to protect the public by assisting law enforcement in solving and preventing crimes and acts of terrorism; protects officers by giving them information important to their safety while out on our streets and highways; connects to other parts of the Criminal Justice System for increase effectiveness and efficiency; and connects to other regional, state and national information systems. He noted there are currently 25 other police departments participating. He concluded by noting there is no cost to join. Only nominal fee to tie into the system and providing for in-house training.

MOTION was made by Councilmember White, seconded by Councilmember Sherman to approve the Puget Sound Law Enforcement Information Exchange (LInX) Memorandum of Understanding and authorize the Des Moines Police Department to join LInX as a participating local agency by filling in the appropriate information and signing Appendix A to the MOU in substantially the form as presented. Motion passed unanimously.

MOTION was made by Councilmember Sherman, seconded by Councilmember Petersen, to approve the Regional Automated Information Network (RAIN) Memorandum of Understanding and authorize the Des Moines Police Department to join RAIN as a participating local agency and authorize the Chief of Police sign the MOU in substantially the form as presented.

Mayor Pro Tem Thomasson stated that Council has authorized numerous agreements for the Police Department in the past few months. He requested that annually, or semi-annually, the Council should be given an update on how these tools, associations and agreements are working.

City Manager Piasecki advised that he will ask the Police Chief, at least on a quarterly basis, to add this to his monthly report to him, or he noted he can do an Informational Agenda item once a quarter to provide updated information to Council.

VOTE ON MOTION: Motion passed unanimously.

OLD BUSINESS

Draft Resolution No. 05-240 Adopting 2006-2011 Capital Improvement Plan

City Manager Piasecki noted there are some policy questions that need to be discussed, in particular do we use Councilmanic Bonds to make all the projects work and are these types of projects the priorities that Council wants or are there other things Council wants to do with the funding we do have directly available. He suggested Council hold off on the policy questions until staff has reviewed the projects currently listed. After that staff will prepare a summary page and then Council can determine exactly which projects it wants to do, rather than making a decision on each one individually.

Councilmember Sherman noted that he prefers handling each project as it is described.

Mayor Pro Tem Thomasson expressed agreement with Councilmember Sherman and at least identify which policy issues apply. At the end of the presentation Council needs to discuss borrowing money against future Real Estate Excise Taxes and whether that is wise or not.

Mayor Sheckler advised that he has no problem dealing with each project individually unless Council tends to get bogged down. If things move along smoothly fine, if not he will look for a new way to get this done.

Parks and Recreation Director Thorell began review with the following items, and Council comments as noted.

Park & Playground Repair and Replacement

- 2006 $ 91,120, REET: Field House Park
- 2007 $ 82,880, REET: Wooten Park
- 2009 $116,190, Bond Proceeds: Wooten Park
- 2010 $221,168, Bond Proceeds: Parkside Park
- 2011 $ 73,540, Bond Proceeds: Cecil Powell Park

MOTION was made by Councilmember Sherman, seconded by Councilmember White, to accept this item as presented.

Mayor Pro Tem Thomasson stated he cannot support the motion because of funding with borrowed money. He also noted that he would prefer that each of the projects stand on their own and that is how he would like to see them in the future CIP. He noted under this particular item many of the projects are listed as “repairs” and he does not feel these should be capital projects, but dealt with through ongoing operations and maintenance. He noted that he cannot support parking at Wooten Park as we are still having parking conversations in the larger neighborhood, therefore he questioned whether we would be building parking for commercial use, as people are suppose to be able to walk to neighborhood parks.

Councilmember Sherman expressed agreement with Mayor Pro Tem Thomasson about not bonding against REET.

MOTION TO AMEND the main motion was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman, to delete all projects and funding for the years 2009, 2010 and

2001. Motion FAILED by a 3 to 3 vote with Councilmembers Petersen and Sherman and Mayor Pro Tem Thomasson voting yes.

Councilmember Steenrod suggested leaving as is with a foot note to discuss funding sources a year or two before they are estimated to occur.

Mayor Pro Tem Thomasson suggested that some of the future projects should actually be listed as “unfunded”.

VOTE ON MOTION: Motion passed 4 to 2 with Councilmember Steenrod and Mayor Pro Tem Thomasson opposed.

Steven J. Underwood Memorial Park
MOTION was made by Councilmember White, seconded by Mayor Sheckler, to accept this item.

Mayor Pro Tem Thomasson advised that he cannot support the use of Bond Proceeds in the amount of $112,060 for a Parking lot and would need to see a clear site plan for future development. He also noted he is against the soccer fields as he would rather see the one at Zenith Park fixed.

Councilmember Sherman advised that he shares the same concerns and he cannot support the projects with the City’s current budget concerns.

Councilmember White remarked that there is a great need for soccer fields and they will help bring people into the City. Councilmember Steenrod added that these fields can be revenue producing.

VOTE ON MOTION: Motion FAILED 4 to 2 with Councilmembers Steenrod and White voting yes.

Zenith Park Acquisition
Parks and Recreation Director Thorell noted the Park is approximately 17 acres. She noted a grant was awarded from King County Conservation Futures in the amount of $450,000. She further advised that the site has not been surveyed or appraised, so the price of $906,000 is based on like properties in the area. She noted it may be possible to buy it from the Highline School District over time such as 10 or 20 years, but with grants the City would need to buy the property outright. She felt to buy the property the City would need to use Councilmanic bonds, or REET money.

MOTION was made by Councilmember White, seconded by Mayor Sheckler, to include the Park acquisition as presented.

Mayor Pro Tem Thomasson stated that he is in favor of the acquisition and feels that if the City does not purchase the property and the School District surpluses it, it will most likely be developed as residential housing. He advised however, that he is not in favor of using bond proceeds, but prefers reaching an agreement with the District in order to keep the grants that have already been awarded.

City Manager Piasecki advised that he is not sure whether the City can acquire the deed fee simple, and then have the District act as a bank, but we can see if this is possible or not.

Mayor Sheckler expressed agreement with Mayor Pro Tem Thomasson and stated he would like to pursue an agreement with the District.

Finance Director Henderson confirmed that even if an agreement can be worked out with the District, the debt would be counted against the City's debt ceiling.

MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember White, to amend the main motion to leave the project in, continue with the King County conservation Futures and REET money, show the rest of the funding as "to be determined" and direct staff to start negotiations with the School District and to talk to Highline College to see if they would like to participate in the purchase.

Councilmember Sherman expressed concern due to the cost that is being shown in the 2006 CIP with too many indefinites.

VOTE ON AMENDMENT: Motion passed 5 to 1 with Councilmember Sherman in opposition.

VOTE ON MAIN MOTION: Motion passed 5 to 1 with Councilmember Sherman opposed.

8:08 p.m. Mayor Sheckler declared a 10 minute break.

Zenith Park Soccer/Football Field Rehab - $287,160 in 2009
MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman, to delete this item. Motion passed 4 to 2 with Councilmember Steenrod and Mayor Sheckler opposed.

Des Moines Memorial Park Renovation - $33,640 in 2006
MOTION was made by Councilmember White, seconded by Councilmember Sherman and passed unanimously, to leave this item as presented.

Waterfront District Entryway Signage - $47,520 in 2006
Upon comments by Councilmember Sherman that this item appears to be geared toward the Marina and there it should be paid with Marina funds, City Manager Piasecki stated the concept is for 'Welcome to Des Moines' type entry-way signage therefore while the Marina may provide a little bit of funding, it is not just for the Marina but all of downtown.

Councilmember Steenrod felt this is an important tool for economic development.

MOTION was made by councilmember Steenrod, seconded by Councilmember White, to keep this item as presented.

City Manager Piasecki noted this is more of a placeholder until more plans are developed. He advised that the whole plan would come to Council for approval prior to being undertaken.

Mayor Pro Tem Thomasson stated that this seems rather a high price for some directional or informational signage. He advised he would like to see further study and details before he can support this project.

Mayor Sheckler advised that he can support the motion as long as it is understood it will come back to Council for final approval.

VOTE ON MOTION: Motion passed 5 to 1 with Mayor Pro Tem Thomasson opposed.

City Hall Remodel - $200,000 in 2006
Planning, Building and Public Works Director Fredricks informed Council the idea is to find the best way to organize space at City Hall, how to best serve the customers at Community Development and create a one-stop service center.

Councilmember Sherman advised it was his understanding most of the funds were to fix things, such as the carpeting, which is a trip hazard.

Planning, Building and Public Works Director Fredricks noted that the project for new carpeting was put on hold while it was studied more comprehensively to see if we will move staff around. He advised it may be determined to just do the carpeting and paint the north wing, or it may be determined it would be more efficient to use the service center at 24th and 223rd to create a one-stop service area.

Mayor Pro Tem Thomasson voiced support for modernizing the North Wing of City Hall. However, the City has been downsizing and at this point he is not interested in moving Public Works and Planning staff to another building and will not authorize extra money to do that. Whereas replacing the worn carpet is a need, everything beyond that is a want that we cannot afford right now.

Mayor Sheckler stated he supports what ever is necessary to get the old building at least into a reasonable working environment, which at this time it is not. He questioned what beyond that is staff talking about.

Planning, Building and Public Works Director Fredricks responded that he is talking about a study to evaluate the way in which the City delivers over the counter services to the public.

City Manager Piasecki added that as an example; moving all permitting staff of planning and public works, into one space in the south wing; the City Attorney area would need to be converted to allow the Public Works Engineering people space; moving the City Attorney's office to the north wing lobby area. He stated that the lobby area at this time is wasted space. He noted that the Park and Recreation Administrative staff could then be located in the building where Engineering staff is now. He felt it does not make sense to put down new carpeting and painting because we may decide to do a remodel.

Councilmember White stated that if we can improve efficiency to help the public and developers, then it makes sense to combine departments.

MOTION was made by Councilmember Sherman, seconded by Councilmember White, to keep this item as presented.

Councilmember Steenrod stated she thinks we should do a workflow analysis or process analysis, to determine what improvements need to be made before we start moving people around. So there should be some funding for a study and then in a later year, funds for actually making the changes.

Mayor Sheckler announced that he will recluse himself from further discussion and voting on this item to avoid any potential conflicts of interest, and asked Mayor Pro Tem Thomasson to take over the gavel.

Mayor Pro Tem Thomasson noted that the City is still paying on the debt incurred in building the South Wing therefore he cannot see moving walls, and it is his understanding that the court and legal system is functioning quite well. Therefore, he can't see disrupting that to try to make public works and planning better. In regards to the space in the North Wing he would like to see a plan before making any changes.

<u>VOTE ON MOTION</u>: Motion passed 4 to 1 with Councilmember Thomasson opposed. (Mayor Sheckler recused.)

City Hall Parking Lot - $35,500 in 2006
<u>MOTION</u> was made by Councilmember Sherman, seconded by Councilmember White and passed unanimously, to retain this item as listed.

Vehicle Wash and Decant Station
Planning, Building and Public Works Director Fredricks noted this project is required by the Department of Ecology.

<u>MOTION</u> was made by Councilmember Sherman, seconded by Councilmember White, to keep the project as presented.

Mayor Pro Tem Thomasson felt that in terms of a City vehicle car wash he is not convinced it is needed. He pointed out that there are several car washes located in the City. He felt that the decanting station is needed. He asked for the actual costs of the two elements of this project. Planning, Building and Public Works Director Fredricks noted that he does not have a break down of the two items. Mayor Pro Tem Thomasson felt that the decant facility should be improved.

<u>VOTE ON MOTION</u>: Motion FAILED 3 to 3 with Councilmembers Petersen and Steenrod and Mayor Pro Tem Thomasson opposed.

City Manager Piasecki advised that the City must build the decant station and requested that the project be left as is with an understanding that an analysis of the vehicle wash will be brought back to Council before staff begins design. Also if staff feels the vehicle wash is necessary we will bring that back to Council to compare with contracting out vehicle washing.

<u>MOTION</u> was made by Mayor Pro Tem Thomasson, seconded by Councilmember Steenrod, to include a storm water decant facility in the Surface Water Management Fund.

Mayor Pro Tem Thomasson noted that staff can still do a business case for a vehicle car wash and bring it back to Council, and if Council wishes the CIP can be amended to include it.

VOTE ON MOTION: Motion passed unanimously.

Finance Director Henderson displayed the Municipal Capital Improvement Fund (Attachment A) showing previous changes for the years 2006 to 2011. She advised that this will be revised again based on the decisions Council made tonight.

Councilmember White spoke in opposition to any delays in the Beach Park facilities as it would not be in the City's best economic interests. She also felt there are some possibilities for some public/private partnerships. She advised she is not opposed to some Councilmanic bonds that she feels could be very useful.

Mayor Pro Tem Thomasson advised that he has a real issue in the fact that the City is not making ends meet and the police are underfunded, and the budget strategy seems to be to get "the credit cards out" and go on a buying spree. He does not feel the City should be run that way as this is no time for the City to go into debt, other than the Zenith Park acquisition. He also felt the Activity Center funding should be put back in with "voter approved special issue". He also pointed out that these type of projects should not happen when transportation projects need more funding.

MOTION was made by Councilmember Sherman, seconded by Mayor Sheckler, to accept Attachment A as amended by Council. Motion passed 5 to 1 with Mayor Pro Tem Thomasson opposed.

9:21 p.m. Mayor Sheckler called for a 10 minute break.

Draft Ordinance No. 05-217 Mitchell/Chamlian Rezone - 1st Reading

Consultant Judith Kilgore informed Council that the draft ordinance, findings of fact and conditions of approval relating to the Mitchell/Chamlain rezone have been prepared in response to Council motions on November 17, 2005. The Council has also directed staff to include the associated Comprehensive Plan land use map revisions relating to this project in the 2004/2005 Comprehensive Plan amendments.

City Manager Piasecki noted that the City's Code requires the Council to consider all Comp Plan amendments together in order to study and ascertain impacts.

City Attorney Marousek advised that the Comp Plan amendment should be done at this time, so the applicant does not have to wait for the massive Comprehensive Plan amendments that are still pending.

City Manager Piasecki advised that staff has not prepared the Comp Plan Ordinance at this time. He noted that the proposed rezone ordinance can be adopted with it being conditioned on being effective once the comp plan amendment is adopted. He advised that he will have that draft ordinance ready for the meeting of December 22nd.

Mayor Pro Tem Thomasson felt that procedurally, if this comp plan amendment will be adopted separately from the other comp plan amendments, he felt it would be best to adopt the rezone ordinance and the comp plan ordinance at the same time. He would prefer to consider both on the 22nd. In regards to Section 1 of the draft ordinance, he stated that there are some aspects of this rezone that are contract in nature, he is uncomfortable with the new map being adopted as it does not reflect those contract conditions.

Consultant Kilgore advised that historically once we do a rezone, we change the zoning map and then readopt it. She noted that she is trying to create an easily understood legislative record for the future so that 50 years from now someone won't say "how did this get rezoned to this", as there will be a clear record.

Councilmember Steenrod felt this process has dragged on long enough and the applicant needs to move forward. She stated she does not share Mayor Pro Tem Thomasson's concerns.

MOTION was made by Councilmember Steenrod, seconded by Councilmember White to pass the draft ordinance to a 2nd reading on December 22, 2005. Motion passed unanimously.

CONTINUED PUBLIC HEARING

Draft Ordinance No. 05-226- Adoption 2006 Budget - 1st Reading

Mayor Sheckler introduced the item noting it is continued from the November 17, and December 5, 2005, Council meetings.

PUBLIC COMMENT

Bob Pond, 23116 30th Avenue South

Mr. Pond raised the following issues:

- Mt. Rainier should be self supporting
- Motel/Hotel Tax of 1% is not enough due to the enormous impact they have on police services in the community
- Against the Rental "Crime Free Program" as a tax on the poor as owners pass the tax onto the renters

Mayor Sheckler questioned whether there were any further speakers three times. There was no response and declared the public hearing closed. The item will be placed on the December 22, 2005, agenda.

9:59 p.m. Councilmember Benjamin arrived.

OLD BUSINESS

Continued Discussion - Draft Resolution No. 05-240 Adopting 2006-2011 Capital Improvement Plan

Council continued discussion from earlier in the meeting by addressing Surface Water Management Capital Fund.

Marine View Drive Bridge - $2,342,082 for 2006

MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman and passed unanimously, to accept as presented.

Des Moines Creek Basin Projects - $463,500 for 2006, $413,500 for 2007

Assistant City Engineer Reinhold noted there are several issues that have increased costs, such as higher bids than expected and encountering arsenic.

City Manager Piasecki informed Council that the City is currently negotiating an amendment to the Interlocal that will determine how the costs overruns will be handled.

Mayor Pro Tem Thomasson expressed concern that if the City shows it funded, when we go to negotiate and try to argue against paying any more money than we originally agreed, we are setting ourselves up to be expected to fund it. He felt maybe we should not fund a dime more and go into negotiations and say we don't have any more to pay, which is what he would prefer. Having the money there shows we are expecting to, and willing to, fund it.

Upon questioning, Assistant City Engineer Reinhold noted that all projects listed on page 62, have been pushed out a year because of this item and the shotcrete for the Marine View Drive Bridge. Therefore if some of this funding is removed other projects could be done sooner.

MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman and passed unanimously, to change the project to show only the committed $50,000 and that the King Conservation District revenues be reapportioned to a project to be determined.

Marine View Drive Bridge - Shotcrete Project - $379,800 for 2006
Assistant City Engineer Reinhold reminded Council that this item was removed from the original bridge project bid. He advised that after further discussions with the project engineer, the shotcrete is more than looks, it is necessary for structural long term needs.

Mayor Pro Tem Thomasson noted that this project has to do with finishing the bridge, so if the Committee is unwilling to fund it to finish the project, Des Moines will have to. However, he felt this part of the negotiation of the missing $4 million. He felt this project should be done sooner, than later, so the funding should be provided with a footnote that we expect reimbursement from the Committee.

MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman, to leave this project in the CIP, with the funding source changed to "to be determined' through negotiation with the Committee. Motion passed 6 to 1, Councilmember Benjamin opposed.

EXCUSED ABSENCE

MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman and passed unanimously, to excuse Councilmember Petersen from the December 5, 2005 meeting. (Vote was 6 to 0 as Councilmember Petersen did not participate.)

PUBLIC HEARING

Shoreline Master Program Update

Mayor Sheckler declared the hearing open.

MOTION was made by Mayor Pro Tem Thomasson, seconded by Councilmember Sherman, to continue the Hearing to January 26, 2006. Motion passed unanimously.

CONTINUED PUBLIC HEARING

Highline Community College Shoreline Conditional Substantial Development Permit

MOTION was made by Mayor Sheckler, seconded by Councilmember White and passed unanimously, to continue the Hearing to January 12, 2006.

NEW BUSINESS

Donation of 160 Feet of Waterfront Property in Redondo

MOTION was made by Mayor Sheckler, seconded by Mayor Pro Tem Thomasson and passed unanimously, to place this item on the December 22, 2005, agenda.

OLD BUSINESS

Draft Ordinance No. 05-216 2004/2005 Comprehensive Plan Amendments

MOTION was made by Mayor Sheckler, seconded by Mayor Pro Tem Thomasson, to place this item on the December 22, 2005 agenda. Motion passed 6 to 1 with Councilmember Benjamin opposed.

NEXT MEETING DATE

Mayor Sheckler noted the next regular meeting will be December 22, 2005.

ADJOURNMENT

The meeting adjourned at 10:30 p.m. as time expired.

Respectfully submitted,

Denis Staab
City Clerk