

Des Moines City Council PS&T Committee Minutes – 03/01/12

Meeting called to order: 6:04P on March 1, 2011, in North Conference Room @ 21630 11th Avenue So., Des Moines WA 98198.

Council Members

Matt Pina – Chair, Mayor Pro Tem
Jeanette Burrage – Vice Chair
Dave Kaplan – Mayor

Guests

David Hull – Metro
Doug Johnson - Metro

City Staff

Tony Piasecki – City Manager
Lorri Ericson – Asst. City Manager
Grant Fredricks - Director PB&PW
Dan Brewer - Asst. Dir. Transp. & Engineering
Brandon Carver – Associate Engineer
Denise Lathrop – Planning Manager
Linda Wright – Admin Asst. II
Tim George – Asst. City Attorney
John O’Leary – Police Chief

AGENDA:

1. Approve 2/9/12 Minutes
2. King County Metro – Proposed Bus Route Changes
3. Ordinances (PD)
 - a. Fireworks
 - b. Hitch Hiking
4. Grants
 - a. Safe Routes to Schools
 - b. Regional
 - c. BRAC – Bridge
 - d. Other

MEETING:

1. Minutes from 2/9/12 were approved as submitted.
2. King County Metro – Proposed Bus Route Changes – Slide presentation entitled “Fall 2012 and Spring 2013 Service Change Proposal” was handed out at PS&T meeting. Mr. Hull explained why and how service changes were proposed including new policy direction, social equity, geographic value, public input and revised service route proposals, particularly 131, 132, 156 and 166. The biggest impact to Des Moines is losing service down S. 216th and route changed to come down S. 223rd. Question was asked about circulator routes but were told are not viable due to limitations on necessity, ridership and destinations. Question was also asked about Level of Service agreements but Metro is reluctant to sign that type of document due to changing revenues. During the discussion, it was determined that there was time to recommend changing route to come down S.216th vs. S.223rd. It was explained many vital services important to our citizens are along the 216th corridor.

- **Letter to be written to Julia Patterson, King County District 5 Council member, over Chairman Pina’s signature asking for her assistance with our recommendation when proposals come to a vote later in the month.**

It was also suggested that cities be notified directly when service changes are proposed since Metro is no longer doing automatic direct mailings. Mayors need to be aware of proposals affecting their cities.

3. Ordinances sponsored by Police Department/Legal Departments:
 - a. Fireworks - Draft Ordinance 11-142 Chief O’Leary reminded everyone that this topic had been brought before the Committee last fall. Also had been requested to check with surrounding jurisdictions, i.e. Burien, SeaTac, Renton, and Federal Way, who have made similar changes. It’s to restructure the enforcement of fireworks citations from criminal citation to a civil infraction. Changing the requirement to “preponderance of evidence” vs “beyond a reasonable doubt. This gives the officer some latitude and

takes less time to enforce. Also would take criminal charge off the records as majority of offenders are youth and young adults. The option is to leave criminal penalty for the “over 5 lbs.” Less than 5 lbs. would be an infraction with penalty of \$513.

➤ **Committee recommended bringing to full Council with optional clause**

- b. Hitch Hiking/Ride Solicitation – Draft Ordinance 12-035. Discussion regarding State law which does not allow hitch hiking on State routes which would include (SR99, SR509 and SR516 which all pass through Des Moines). At this point the City is concerned with Pacific Highway (SR99) which is a known prostitution area. Part of the purposed of this proposed ordinance is to allow Police to issue a citation to the driver of vehicle as well as the person soliciting the ride. The intent would be to deter the flagging activity of suspected solicitors and provide a tool for officers to take enforcement action. Often times the burden of proof required to cite someone soliciting cannot be met and the suggested ordinance would provide an alternative means to deal with prostitution activity. The driver is not allowed to pull over to the side of the road and the solicitor is cited for stepping off curb into roadway to solicit a ride or offer prostitution.. Discussion ensued about portions of the State Law where driver not cited if can safely pull out of lane of traffic i.e. driveway, bus turnout, etc. Legal indicated that exception could be modified to include illegal where posted “No Hitch Hiking” which is what the City would do as SR99 is a known prostitution area.

➤ **Recommended to bring before full Council to include sign postage along SR99.**

4. Grants:

- a. Safe Routes to School – Time running out. Staff will send email to Committee members giving them a quick briefing and asking for some direction.
- b. **Regional** – SeaTac and the Port are cooperating in submitting a joint application for regional funding for 24th (216th to 200th) to SCATBd TAC will winnow down and full SCATBd to review **3/20/12 9A to 11A**. Staff was asked what was needed from the Committee. Mayor was advised that a Committee Councilmember was needed to attend and make the recommendation to the full SCATBd. Mayor Kaplan and Chair Pina have busy schedules; however,

➤ **Mayor Kaplan felt he should be the one since he has been so emphatic about SeaTac and Des Moines working together. For future note: Council member Burrage will be the alternate (she requested to be briefed and Grant volunteered to go over issues with her and to be the 2nd alternate), which was approved by all.**

The concept of the award would be that whatever percent is requested in the grant (e.g. 25% SeaTac and 75% Des Moines) would be the same percentage that is used in the event that the award is less than the \$4 million requested. Each would receive the planned percentage. The Committee was advised that SeaTac is working very well and would be a show of good faith. In correspondence from Tom Gut (Grant’s counterpart at SeaTac) their Mayor and three others would be available for the tentative meeting date of April 5th between the two cities to discuss a variety of transportation issues.

- c. BRAC – Saltwater Bridge on Marine View Drive – grant applications are set with \$3 million cap – would require \$6.5 million to fully fix bridge.
- **Staff was told to do what we can with what is received, if anything, if we can improve the safety of the bridge i.e. change out deteriorating pins vs entire upgrade/seismic upgrades.**
- d. Other – Staff will advise of other upcoming grants becoming available and suggested applications.

Adjourned 7:22 Linda Wright, Admin. Asst.