

AGENDA

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

October 13, 2016 – 7:00 p.m.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CORRESPONDENCE

COMMENTS FROM THE PUBLIC

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

PRESIDING OFFICER'S REPORT

Item 1: GRADUATE! HIGHLINE

ADMINISTRATION REPORT

Item 1: SOUND TRANSIT

Item 2: BACK TO SCHOOL – SRO UPDATE

Item 3: LODGING TAX UPDATE

Item 4: AWC LEGISLATIVE SESSION CITY PRIORITIES

CONSENT AGENDA

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes from the August 18, September 8 and September 22, 2016 City Council meetings.

Item 2: AMENDMENTS TO TITLE 14 DMMC TO ESTABLISH BUILDING CODE STANDARDS FOR LINK LIGHT RAIL AND FOR IMPROVED FIRE SAFETY
Motion 1 is to suspend Rule 26(a) in order to enact Draft Ordinance No. 16-133 on first reading.

Motion 2 is to enact Draft Ordinance No. 16-133, adding new high capacity transit fire, life safety and design standards and making other fire safety code changes to Title 14 DMMC, entitled Buildings and Construction.

- Item 3: GOLKA PROPERTY – ASBESTOS ABATEMENT AND DEMOLITION OF STRUCTURE AT 2828 SOUTH 224TH STREET
Motion 1 is to authorize staff to contract for the asbestos abatement and demolition of the unsafe nuisance residence located at 2828 South 224th Street in Des Moines, and to take all other necessary actions to abate the existing nuisance at the property.
- Motion 2 is to direct Administration to submit a \$25,000 budget amendment for the Golka property asbestos abatement, house demolition, and nuisance abatement.
- Item 4: STAMETS DRIVEWAY SHORELINE VARIANCE – PROPOSED PROCESS FOR REVIEW BY HEARING EXAMINER
Motion is to delegate the Shoreline Variance Permit decision for the Stamets Driveway filed under LUA2016-0017 to the Hearing Examiner pursuant to DMMC 18.240.160(3).
- Item 5: GRADUATE! HIGHLINE PROCLAMATION
Motion is to approve the Proclamation supporting the Graduate! Highline Initiative.
- Item 6: APPROVAL OF VOUCHERS
Motion is to approve for payment vouchers and payroll transfers through October 13, 2016 included in the attached list and further described as follows:
- | | | |
|--|----------------|----------------|
| Total A/P Checks/Vouchers | #148113-148329 | \$2,338,594.29 |
| Electronic Wire Transfers | #764-774 | \$ 330,465.87 |
| Payroll Checks | #18848-18854 | \$ 4,923.11 |
| Payroll Direct Deposit | #370001-370151 | \$ 288,512.92 |
| Payroll Checks | #18855-18863 | \$ 7,385.42 |
| Payroll Direct Deposit | #400001-400152 | \$ 285,720.58 |
| Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers: | | \$3,255,602.19 |

PUBLIC HEARING

- Item 1: DRAFT ORDINANCE NO 16-121 AMENDING CHAPTER 18.10 DMMC TO REZONE CERTAIN PORT OF SEATTLE AND WASHINGTON STATE DEPARTMENT OF TRANSPORTATION PROPERTIES FROM RESIDENTIAL TO BUSINESS PARK AND HIGHER DENSITY RESIDENTIAL USES (LUA2016-0035)
 Staff Presentation: Planning, Building and Public Works
 Director Dan Brewer

OLD BUSINESS

- Item 1: LOCAL GOVERNMENT 101, PART 10: FINANCE
 Staff Presentation: Finance Director Donyele Mason
- Item 2: CITY COUNCIL FINANCIAL INFORMATION FOLLOW UP
 Staff Presentation: Finance Director Donyele Mason

NEXT MEETING DATE

October 20, 2016 City Council Regular Meeting

ADJOURNMENT

MINUTES

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

August 18, 2016 – 7:00 p.m.

CALL TO ORDER

Mayor Pina called the meeting to order at 7:02 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Kaplan.

ROLL CALL

Council present: Mayor Matt Pina; Councilmembers Melissa Musser, Jeremy Nutting, Luisa Bangs, Robert K. Back and Dave Kaplan.

Mayor Pro Tem Vic Pennington was absent.

Direction/Action

Motion made by Councilmember Nutting to excuse Mayor Pro Tem Pennington; seconded by Councilmember Bangs.

The motion passed 6-0.

Staff present:

City Manager Tony Piasecki; Interim City Attorney Tim George; Assistant City Manager/Economic Development Director Michael Matthias; Police Chief George Delgado; Harbormaster Joe Dusenbury; Finance Director Dunyele Mason; Planning, Building and Public Works Director Dan Brewer; Transportation & Engineering Services Manager Brandon Carver; Assistant Harbormaster Scott Wilkins; Human Resources Manager Maureen Murphy; City Clerk Bonnie Wilkins.

CORRESPONDENCE

- There were no correspondences.

Mayor Pina read a statement into the record regarding the City Manager selection process.

COMMENTS FROM THE PUBLIC

- Dan Brewer, Thanked City Manager Piasecki for his years of service.
- Natalie & Lilah Nutting, 20819 4th Avenue S; Lemonade Stand Update-they raised \$3,941.89.
 - Chief Delgado presented the 2016 Community Star Award to Natalie & Lilah Nutting
- Gary Petersen, Jr., 509 S 222nd; Neighborhood traffic.
- Manuela Ginnett, 24909 13th Place S; Multi-Service Center.
- Bill Linscott, 22335 6th Avenue; Marina parking.
- Rick Johnson, Redondo Beach Drive; City Manager.
- Alli Larkin, 21937 7th Avenue S #H-250; Pokémon Go.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Councilmember Kaplan

- SCATB'd Meeting:
 - Sound Transit and Federal Way Light Rail Station
- Welcome back to middle school event.
 - Pacific Middle School.
 - Open house on 9/22.
- Ad Hoc Franchise Committee meeting:
 - Proposal by Century Link.
 - Comcast Franchise Agreement
- Stan Wilkes, the owner of Classic Yachts, recently passed away:
 - Asked that flowers be sent to his wife, Arlene Knight.

Direction/Action

Motion made by Councilmember Kaplan to suspend the remaining 2016 employee furloughs in excess of 48 hours for regular employees and an equal proportionate share for part-time employees until the City Council can discuss and take action on the item at the September 8, 2016 City Council meeting; seconded by Councilmember Musser.
The motion passed 6-0.

Motion made by Councilmember Kaplan to direct staff to prepare a resolution for September 8 discontinuing the remaining 2016 furlough requirements for non-represented employees and to pursue and equitable end to the remaining furloughs for represented employees; seconded by Councilmember Musser.
The motion passed 6-0.

- Thanked Tony Piasecki for his service to the City.

Councilmember Back

- Environment Committee meeting:
 - Parametrix presented Low Impact Development.
- Attended Tony's retirement party.
 - Thanked Tony for his service and wished him a happy retirement.

Councilmember Bangs

- Welcome back to middle school event.
- Arts Gala September 16th.
- Last Concert in the Park August 24th.
- Thanked Tony Piasecki for his service.

Councilmember Nutting

- WATCHDOGS and Pacific Middle School Program
- Thanked Community for showing up to his daughter's lemonade stand.

Councilmember Musser

- Environment Committee
- Ad Hoc Franchise Agreement meeting
- Thanked Tony Piasecki for his guidance while on Council.

PRESIDING OFFICER'S REPORT

- Council Budget Retreat:
 - City is on its way to health.
- Attended Destination Des Moines meeting.
- City Manager Retirement Party.

Assistant City Manager Matthias thanked Tony for his support.

Mayor Pina presented City Manager Piasecki with a plaque recognizing his 20 years of service to the City of Des Moines and awarded him with his 20 year service pin.

City Manager Piasecki thanked Council, staff and the community for their support and service over the past 20 years.

ADMINISTRATION REPORT

Item 1: MONTHLY FINANCIAL REPORT

Finance Director Mason gave a presentation to Council on the July Financials.

Item 2: TRANSITION PLAN

City Manager Piasecki prepared a transition plan binder to pass onto the next City Manager.

Harbormaster Dusenbury briefed Council on Pokémon Go at the Marina.

Direction/Action

Motion made by Councilmember Musser to remove Pokémon Go from the Beach Park, the Marina and all Public Right-of-Ways; seconded by Councilmember Nutting.

The motion, as amended, passed 6-0.

Harbormaster Dusenbury gave a brief update to Council on paid parking in the Marina.

Transportation Engineering Services Manager Carver gave an update on S 222nd and 5th Avenue S. Chief Delgado also gave an update to Council on this issue.

CONSENT AGENDA

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes from the July 28, 2016 regular City Council meeting and the minutes from the August 8, 2016 City Council Executive Session.

Item 2: APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers and payroll transfers through August 10, 2016 included in the attached list and further described as follows:

Total A/P Checks/Vouchers	#147655-147781	\$ 695,713.45
Electronic Wire Transfers	#746-748	\$ 131,043.36
Electronic Wire Transfers	#749-749	\$ void
Electronic Wire Transfers	#750-751	\$ 28,247.57
Payroll Checks	#18836-18840	\$ 4,825.51
Payroll Direct Deposit	#310001-310175	\$ 300,506.96
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers:		\$1,160,336.85

Item 3: DAY OF CONCERN FOR THE HUNGRY PROCLAMATION

Motion is to approve the Proclamation recognizing September 17, 2016 as Day of Concern for the Hungry.

Item 4: ACCEPTANCE OF DONATION OF REAL PROPERTY FROM SCHROEDER TRUST AND SUZANNE SCHROEDER

Motion is to accept the donation of real property parcel No. 286830-0135 to the City at no cost, from Suzanne Schroeder and the Schroeder Trust, and authorize the City Manager to sign all documents necessary to effectuate the transfer, substantially in the form as submitted.

Item 5: DRAFT RESOLUTION NO 16-121 SETTING PUBLIC HEARING TO CONSIDER DRAFT ORDINANCE 16-121 AMENDING CHAPTER 18.10 DMMC TO REZONE CERTAIN PORT OF SEATTLE AND WASHINGTON STATE DEPARTMENT OF TRANSPORTATION PROPERTIES FROM RESIDENTIAL TO BUSINESS PARK AND HIGHER DENSITY RESIDENTIAL USES

Motion is to adopt Draft Resolution No. 16-121 setting a public hearing on October 13, 2016, or as soon thereafter as the matter may be heard, to consider Draft Ordinance No. 16-121 amending Chapter 18.10 DMMC to rezone certain Port of Seattle and Washington State Department of Transportation properties from Residential to Business Park and higher density residential uses.

Direction/Action

Motion made by Councilmember Kaplan to approve the Consent Agenda; seconded by Councilmember Nutting.
The motion passed 6-0.

EXECUTIVE SESSION

At 9:04 p.m. Council went into Executive Session. The purpose of the Executive Session was to discuss qualified applicants per RCW 42.30.110(1)(g) and labor negotiations per RCW 42.30.140(4)(a). In attendance were: Mayor Pina; Councilmembers Kaplan, Back, Bangs, Nutting and Musser; City Manager Piasecki; Interim City Attorney George; Human Resources Manager Murphy.

At 9:22 p.m. City Manager Piasecki, Interim City Attorney George and Human Resources Manager Murphy left the meeting.

At 9:49 p.m. Council ended the Executive Session and resumed the regular Council meeting.

No formal action was taken.

PUBLIC HEARING

Item 1:

DRAFT ORDINANCE NO. 16-102; AMENDMENTS TO THE CITY'S
COMPREHENSIVE TRANSPORTATION PLAN

Staff Presentation: Transportation & Engineering Services Manager
Brandon Carver

Mayor Pina opened the public hearing at 9:49 p.m.

Transportation & Engineering Services Manager Carver gave a power point presentation to Council.

Mayor Pina asked for those that signed up to speak. Seeing none Mayor Pina asked three times if anyone wished to speak. Seeing none Mayor Pina asked Council if they had any questions.

Direction/Action

Motion made by Councilmember Musser to suspend Rule 26(a) in order to enact Draft Ordinance 16-102 on first reading; seconded by Councilmember Kaplan. The motion passed 6-0.

Motion made by Councilmember Kaplan to enact Draft Ordinance No. 16-102 amending updates to the City's current Comprehensive Transition Plan; seconded by Councilmember Kaplan. The motion passed 6-0.

Mayor Pina read Draft Ordinance No. 16-102 into the record.

Direction/Action

Motion made by Councilmember Kaplan to extend the meeting until 10:05 p.m.; seconded by Councilmember Bangs. The motion passed 6-0.

Item 2: DRAFT ORDINANCE NO. 16-103; TRANSPORTATION IMPACT FEE RATE STUDY UPDATE
Staff Presentation: Transportation & Engineering Services Manager
Brandon Carver

Mayor Pina opened the public hearing at 9:55 p.m.

Transportation & Engineering Services Manager Carver gave a power point presentation to Council.

Mayor Pina asked for those that signed up to speak. Seeing none Mayor Pina asked three times if anyone wished to speak. Seeing none Mayor Pina asked Council if they had any questions.

Direction/Action

Motion made by Councilmember Kaplan to suspend Rule 26(a) in order to enact Draft Ordinance 16-103 on first reading; seconded by Councilmember Bangs. The motion passed 6-0.

Motion made by Councilmember Kaplan to enact Draft Ordinance No. 16-103 updating the Transportation Impact Fee Rate Study; seconded by Councilmember Bangs. The motion passed 6-0.

Motion made by Councilmember Kaplan to extend the meeting to 10:06 p.m. seconded by Councilmember Musser. The motion passed 6-0.

Mayor Pina read Draft Ordinance No. 16-103 into the record.

NEXT MEETING DATE

September 8, 2016 Regular City Council Meeting

ADJOURNMENT

Motion made by Councilmember Nutting to adjourn; seconded by Councilmember Bangs. The motion passed 6-0.

The meeting was adjourned at 10:06 p.m.

Respectfully Submitted,
Bonnie Wilkins, CMC
City Clerk

MINUTES

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

September 8, 2016 – 7:00 p.m.

CALL TO ORDER

Mayor Pina called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Back.

ROLL CALL

Council present: Mayor Matt Pina; Mayor Pro Tem Vic Pennington; Councilmembers Melissa Musser, Jeremy Nutting, Luisa Bangs, Robert K. Back and Dave Kaplan.

Staff present: Interim City Manager Michael Matthias; Interim City Attorney Tim George; Surface Water & Environment Engineering Manager Loren Reinhold; Parks, Recreation & Senior Services Director Patrice Thorell; Transportation & Engineering Services Manager Brandon Carver; Commander Barry Sellers; Project Manager Scott Romano; Assistant Harbormaster Scott Wilkins; Interim Assistant City Attorney Matt Hutchins; Harbormaster Joe Dusenbury; Finance Director Dunyele Mason; Community Development Manager Denise Lathrop; Planning, Building and Public Works Director Dan Brewer; City Clerk Bonnie Wilkins.

Mayor Pina announced that the agenda for tonight will be taken in various stages in order to accommodate and lessen the cost to the paid consultants in attendance and available via phone.

STAFF PRESENTATION

Interim City Manager Matthias gave a statement to Council on Pokémon Go.

Harbormaster Dusenbury and Commander Sellers gave a brief presentation to Council regarding Pokémon Go.

Direction/Action

Motion made by Councilmember Kaplan to reconsider the action made at the August 18, 2016 meeting to remove the Poke Stops from the Marina, Beach Park and Public Right-of-Ways; seconded by Councilmember Back.
The motion passed 7-0.

ADMINISTRATION REPORT

Item 1: AUDIT EXIT CONFERENCE

Evans Anglin, with the State Auditor's Office, presented the annual exit audit report to Council.

COMMENTS FROM THE PUBLIC

- Laurie McEachern, 601 S 227th Street; Paid parking and Pokémon Go.
- Jeanne Serrill, 601 S 222nd Street; Paid parking and Pokémon Go.
- Jim Langston, 600 S 220th Street; Sidewalk in the Beach Park and clear cutting of trees.

EXECUTIVE SESSION

At 7:45 p.m. Council went into Executive Session. The purpose of the Executive Session was to discuss qualified applicants per RCW 42.30.110(1)(g) and complaint against a public employee per RCW 42.30.110(1)(f). In attendance were Mayor Pina; Mayor Pro Tem Pennington; Councilmembers Kaplan, Back, Bangs, Nutting and Musser; Interim City Attorney George; Ron Holifield, SGR via phone.

At 8:15 p.m. Mayor Pina extended the Executive Session an additional 15 minutes.

At 8:30 p.m. Council ended the Executive Session and resumed the regular Council meeting.

No formal action was taken.

COMMENTS FROM THE PUBLIC, CONTINUED

- Sheila Brush, 24614 8th Avenue S; City Manager pay scales.
- Barbara McMichael, 22810 Thunderbird Drive; Trees and the Port of Seattle.
- Veronica Walvatne, S 263rd Street, Public Records Act.
- Rick Johnson, 28624 Redondo Beach Drive; City Manager.
- Jason Dalton, 22226 Cliff Avenue S; Pokémon Go.
- Kenneth LaBelle, 22218 5th Avenue S; Traffic and speed bumps on S 222nd and 5th and Cliff Avenue S.
- Candace Urquhart, 25665 Marine View Drive S;

CORRESPONDENCE

- There were no correspondences.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Mayor Pro Tem Pennington

- Finance & Economic Development Committee meeting.
- Attended the last concert in the park and pulled the winning ticket for the Legacy Foundation raffle.
- September 11th Memorial Service at the Fire Station on 320th.

Councilmember Kaplan

- Port of Seattle Flight Corridor Safety Program:
 - Asked Staff to have a Port Representative give an update.

Councilmember Back

- SCORE Board meeting:
 - AVID Presentation.
- Agrees with Mr. Langston regarding the parking of large vehicles in the Beach Park:
 - Limit space to compact vehicles?
- Would like the Port to give an update on the Flight Corridor Safety Program:
 - Is Burien challenging program?

Councilmember Bangs

- Concerts in the Park:
 - Arts Commission and Destination Des Moines Collaboration.
 - \$2,210 in donations received.
- Arts Gala on September 16th.

Councilmember Nutting

- Finance & Economic Development Committee meeting:
 - Work Program for 2016.
 - DNR Lease
- Start of school, please obey school zones.

Councilmember Musser

- DNR Lease

PRESIDING OFFICER'S REPORT

- Port of Seattle:
 - Grant opportunities.
 - Awarded \$30,100.
- Attended 9th Annual Cambodian Celebration:
 - Held at Saltwater State Park.
- Attended the Brews and Blues Festival.
- Visited the Battlefield Addiction Recovery Facility.
- YWCA and Highline Schools Foundation:
 - Graduate Highline Program.
 - Proclamation at future meeting.
- Lodging Tax Advisory Committee meeting.
 - Interlocal Agreement with Seattle Southside.
- Attended Senior Staff Retreat.
- Council Rules.
- Welcomed Pacific Middle School students on first day of school:
 - Council, staff, Citizens Advisory Committee members, church congregations attended.

ADMINISTRATION REPORT

Item 2: 222ND AND 5TH AVENUE UPDATE

Transportation and Engineering Services Manager Carver gave a presentation to Council.

Item 3: EMERGING ISSUES

Planning, Building and Public Works Director Brewer wanted to make Council and the public aware of a Low Impact Development Standard Update Open House, which will be held on September 21st at the Des Moines Activity Center.

Senior Staff Retreat:
Functionality of the City
Department Identification of services

CONSENT AGENDA

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes from the August 11, 2016 regular City Council meeting.

Item 2: APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers and payroll transfers through August 30, 2016 included in the attached list and further described as follows:

Total A/P Checks/Vouchers	#147782-147957	\$1,353,356.95
Electronic Wire Transfers	#752-758	\$ 196,529.64
Payroll Checks	#18841-18843	\$ 3,306.06
Payroll Direct Deposit	#330001-330171	\$ 288,330.10
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers:		\$1,841,522.75

Item 3: CONTRACT AWARD FOR DES MOINES BEACH PARK HISTORIC PICNIC SHELTER/RESTROOM REHABILITATION PROJECT

Motion is to award the Public Works Contract with Argosy Construction Co. Inc. for the Des Moines Beach Park Historic Picnic Shelter/Restroom Rehabilitation Project, in the amount of \$482,128.50 (for the Base Bid plus Alternate 1), authorize a project contingency in the amount of \$36,371.50, and authorize the City Manager to sign said contract substantially in the form as submitted.

Item 4: LOWER MASSEY CREEK IMPROVEMENTS (CHANNEL MODIFICATIONS) PROJECT – PUGET SOUND ENERGY EASEMENT

Motion is to approve the utility easement with Puget Sound Energy located on Tax Parcel 2011400523, and authorize the City Manager to sign said easement substantially in the form as submitted.

Item 5: NATIONAL RECOVERY MONTH PROCLAMATION

Motion is to approve the Proclamation supporting September as National Recovery Month.

Item 6: DRAFT RESOLUTION NO. 16-129; MANDATED FURLOUGHS FOR NON-REPRESENTED REGULAR EMPLOYEES

Motion is to enact Draft Resolution No. 16-129 discontinuing mandated furloughs for all non-represented regular employees, limiting furloughs to 48 total hours per affected full-time employee, and prorated furlough hours for part-time employees according to hours worked per affected employee, for 2016.

- Item 7: 2016 PARKSIDE PARK RENOVATION PROJECT-REJECTION OF BIDS
Motion is to reject all bids received for the 2016 Des Moines Parkside Park Renovation Project, and direct staff to re-advertise the project.
- Item 8: DRAFT RESOLUTION NO. 16-123 SETTING PUBLIC HEARING TO CONSIDER DRAFT ORDINANCE 16-123 AMENDING THE DES MOINES 2035 COMPREHENSIVE PLAN
Motion is to adopt Draft Resolution No. 16-123 setting a public hearing on October 27, 2016, or as soon thereafter as the matter may be heard, to consider Draft Ordinance No. 16-123 amending Chapters 18.05 and 18.25 DMMC.
- Item 9: 2017 BUSINESS LICENSE FEE SCHEDULE
Motion is to adopt Draft Resolution No. 16-135 updating the business license registration fee schedule.

Direction/Action

Motion made by Councilmember Musser to approve the Consent Agenda; seconded by Councilmember Bangs.
The motion passed 7-0.

Mayor Pina read the National Recovery Month Proclamation into the record.

PUBLIC HEARING

- Item 1: DRAFT ORDINANCE 16-124 RELATED TO THE BLUEBERRY LANE ZONING RECLASSIFICATION
Staff Presentation: Community Development Manager Denise Lathrop

Mayor Pina opened the public hearing at 9:47 p.m.

Community Development Manager Lathrop gave a power point presentation to Council and presented e-mails from two homeowners who are in support of the rezone for the record.

Direction/Action

Motion made by Councilmember Kaplan to extend the meeting until 10:15 p.m.; seconded by Councilmember Musser.
The motion passed 7-0.

Mayor Pina asked for those that signed up to speak.

Jim Langston, 600 S 220th Street, Deforestation of property and retention ponds.

Mayor Pina asked three times if anyone else wished to speak. Seeing none Mayor Pina asked Council if they had any questions.

Mayor Pina closed the public hearing at 9:59 p.m.

Direction/Action

Motion made by Councilmember Kaplan to suspend Rule 26(a) in order to enact Substitute Draft Ordinance 16-124 on first reading; seconded by Councilmember Musser.

The motion passed 7-0.

Motion made by Councilmember Kaplan to enact Draft Ordinance No. 16-124a amending DMMC 18.10.050 Adoption of official zoning map, to reclassify tax parcels 0522049005, 0522049006, 0522049022, 0522049026, 0522049071, 0522049156, 0246000127, 0246000115 and 0246000116, 0246000117 and 0246000126 from B-P Business Park Zone to RS-7,200 Residential Single Family 7,200 Zone; seconded by Councilmember Bangs.

The motion passed 7-0.

Mayor Pina read Draft Ordinance No. 16-124, as amended, into the record.

NEW BUSINESS

Item 1:

COMMUNITY DEVELOPMENT FEES/PRESENTATION FOR COUNCIL AWARENESS

Staff Presentation: Planning, Building and Public Works Director Dan Brewer and Community Development Manager Denise Lathrop

Planning, Building and Public Works Director Brewer gave a power point presentation to Council.

No formal action was taken.

Item 2:

LOCAL GOVERNMENT 101, PART 10: FINANCE

Staff Presentation: Finance Director Dunyele Mason

Due to time limitations, New Business Item #2 was moved to October 13, 2016.

NEXT MEETING DATE

September 22, 2016 Regular City Council Meeting

ADJOURNMENT

Direction/Action

Motion made by Mayor Pro Tem Pennington to adjourn; seconded by Councilmember Nutting.

The motion passed 7-0.

The meeting was adjourned at 10:15 p.m.

Respectfully Submitted,
Bonnie Wilkins, CMC
City Clerk

MINUTES

DES MOINES CITY COUNCIL Regular Meeting City Council Chambers 21630 11th Avenue South, Des Moines

September 22, 2016 – 7:00 p.m.

CALL TO ORDER

Mayor Pina called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Bangs.

ROLL CALL

Council present: Mayor Matt Pina; Mayor Pro Tem Vic Pennington; Councilmembers Jeremy Nutting, Luisa Bangs, Robert K. Back and Dave Kaplan.

Councilmember Melissa Musser was absent.

Direction/Action

Motion made by Councilmember Nutting to excuse Councilmember Musser; seconded by Councilmember Back.
The motion passed 6-0.

Staff present: Interim City Manager Michael Matthias; Interim City Attorney Tim George; Interim Assistant City Attorney Matt Hutchins; Transportation & Engineering Services Manager Brandon Carver; Harbormaster Joe Dusenbury; Police Chief George Delgado; Human Resources Manager Maureen Murphy; Assistant Harbormaster Scott Wilkins; City Clerk Bonnie Wilkins.

CORRESPONDENCE

COMMENTS FROM THE PUBLIC

- Bill Linscott, 22335 6th Avenue S; Marina and Beach Park paid parking.
- Mt. Rainier student body ASB Sophie Rock, Ruby Laginol, Austin McGlothorn, Kay Jenkins, and Athletic Director Janee James; Yearly update.

BOARD AND COMMITTEE REPORTS/COUNCILMEMBER COMMENTS

Mayor Pro Tem Pennington

- North hill Community Club:
 - State of the City.
- Citizens Advisory Committee Meeting.
- Historical Society Meeting:
 - Highlighting family owned business, B&E Meats.
 - Other businesses 50+ years, Eelsey's Service Station and Des Moines Drugs.
 - Proclamation or other ways to recognize businesses.
 - Historical Society fundraiser.

Councilmember Kaplan

- Master Building Association Housing Summit.
 - Housing affordability.
 - How many single family housing permits issued in Des Moines in 2016.
 - Median family income in King County \$80,000.
 - Individuals needed in the housing trade.
- Poverty Bay Arts Gala:
 - Hosted by Des Moines Arts Commission & Des Moines Legacy Foundation.
- SCATB'd:
 - Updates on Puget Sound Regional Council & Orca pass.
 - Southeast King County Transportation Benefit District:
 - Outside transit boundaries.
 - Possibly forming a Transportation Benefit District.
- Low Impact Development Open House.
- Pacific Middle School Barbeque.
- Cutting of trees.
 - Burien & SeaTac looking into impacts.
 - SEPA determination being challenged by SeaTac.
 - Noise and pollutants from aircraft.
- Spirit of Des Moines Awards.
 - Recommends Council gets a committee up and running.
 - Mayor Pina suggests Councilmember Kaplan join to form a Committee.

Councilmember Back

- Thanked Bill Linscott for input.
- Sound Cities Association PIC Meeting.
- Environment Committee:
 - Surface Water Management Budget 2017
- SCORE Banquet:
 - Annual employee recognition banquet.
- Center for Justice for Children and Youth Breakfast.
 - Partnership with Youth Care.
- Thanked Community for kind notes for his birthday.

Councilmember Bangs

- No report.
- Asked that the Center for Justice and Children information be put on the City's web site.
- Last day of Farmer's Market September 24th.
 - No chili cook-off this year.
- Recognized Councilmember Rob Back and Interim City Manager Michael Matthias' birthdays.

Councilmember Nutting

- Congratulated Sophie Rock for her second term on ASB.
- Chaired Municipal Facilities Committee meeting in Councilmember Musser's absence.
 - Update on the DNR Lease under the Marina breakwater.
 - Lease started at \$6,000, currently \$110,000.
- Zenith Holland Gardens have been in business for 110 years.

PRESIDING OFFICER'S REPORT

- Spirit of Des Moines Awards.
- Redondo Boardwalk Ribbon Cutting in October.
- SeaTac Link Light Rail Station at 200th Grand Opening on September 24th.
- North Hill Community Club:
 - State of the City Address.
 - Well attended.
- Citizens Advisory Committee Meeting:
 - State of the City Address.
 - Next meeting October 6th.
 - Input for the October 30th Council retreat.
- Marina paid parking meeting.
- Highline School District Graduate Highline Community Kickoff event.

ADMINISTRATION REPORT

- Item 1: MONTHLY FINANCIAL REPORT-HARD COPY TO COUNCIL
 - Hard copy presented to Council.
- Item 2: UPDATE ON AFFORDABLE HOUSING
 - Interim City Manager Matthias Attended Affordable Housing Forum in Auburn.
- Item 3: LAKEHAVEN UTILITY DISTRICT
 - Letter received from Lakehaven Utility District that they would like to proceed under their current Franchise Agreement.
- Item 4: FLIGHT CORRIDOR SAFETY PROGRAM UPDATE
 - Port of Seattle to hold a meeting on October 6th, place and time to be determined, regarding the proposed cutting of trees
- Item 5: PUBLIC RECORDS UPDATE
 - Interim City Attorney gave a power point presentation to Council on public records.
 - Chief Delgado gave an update to Council on a meeting held regarding issues at the Woodmont Library.
 - Interim City Attorney George and Chief Delgado gave a power point presentation on nuisance abatement and the clearing of an area on 216th and 26th Avenue.

CONSENT AGENDA

Item 1: APPROVAL OF MINUTES

Motion is to approve the minutes from the August 13, 2016 City Council Budget Retreat.

Item 2: APPROVAL OF VOUCHERS

Motion is to approve for payment vouchers and payroll transfers through September 14, 2016 included in the attached list and further described as follows:

Total A/P Checks/Vouchers	#147958-148112	\$ 681,164.16
Electronic Wire Transfers	#759-763	\$ 170,431.96
Payroll Checks	#18844-18847	\$ 4,122.05
Payroll Direct Deposit	#350001-350171	\$ 347,752.25
Total Certified Wire Transfers, Voids, A/P and Payroll Vouchers:		\$1,203,470.42

Item 3: HIGHLINE PLACE RIGHT-OF-WAY DEDICATION

Motion is to accept the deed of land dedication from Highline Place which is along the north side of South 236th Lane, between the Highline College and Pacific Highway South, and further authorize the City Manager to sign the deed, substantially in the form as submitted.

Direction/Action

Motion made by Councilmember Nutting to approve the Consent Agenda; seconded by Councilmember Kaplan.
The motion passed 6-0.

OLD BUSINESS

Item 1: POKEMON GO STATUS RECONSIDERATION

Staff Presentation: Harbormaster Joe Dusenbury

Harbormaster Dusenbury gave an update to Council.

Direction/Action

Motion made by Councilmember Kaplan to direct staff to formally withdraw the request to "opt-out" City property from the game Pokémon Go; seconded by Mayor Pro Tem Pennington.

The motion passed 6-0.

Motion made by Councilmember Back to create a contingency plan to handle the crowds if another game is created; seconded by Councilmember Bangs.

After discussion Councilmember Back withdrew his motion.

EXECUTIVE SESSION

At 8:25 p.m. Council went into Executive Session. The purpose of the Executive Session is to discuss qualified applicants per RCW 42.30.110(1)(g) and labor negotiations under RCW 42.30.140(4)(a). In attendance: Mayor Pina; Mayor Pro Tem Pennington; Councilmembers Kaplan, Back, Bangs, Nutting and Musser; Interim City Manager Michael Matthias; Interim City Attorney Tim George; Human Resources Manager Murphy.

At 8:40 p.m. Interim City Manager Matthias and Human Resources Manager Murphy left the meeting.

At 8:55 p.m. Mayor Pina extended the Executive Session an additional 15 minutes.

At 9:10 p.m. Mayor Pina extended the Executive Session an additional 10 minutes.

At 9:20 p.m. Mayor Pina extended the Executive Session an additional 5 minutes

At 9:25 p.m. the executive session ended and the regular meeting resumed.

No formal action was taken.

NEXT MEETING DATE

October 13, 2016 Regular City Council Meeting

ADJOURNMENT

Direction/Action

Motion made by Councilmember Nutting to adjourn; seconded by Mayor Pro Tem Pennington.

The motion passed 6-0.

The meeting was adjourned at 9:25 p.m.

Respectfully Submitted,
Bonnie Wilkins, CMC
City Clerk

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AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Amendments to Title 14 DMMC to Establish Building Code Standards for Link Light Rail and for Improved Fire Safety.

ATTACHMENTS:

- 1. Draft Ordinance No. 16-133

FOR AGENDA OF: October 13, 2016

DEPT. OF ORIGIN: Planning, Building & Public Works

DATE SUBMITTED: October 4, 2016

CLEARANCES:

- Legal *JS*
- Finance NA
- Marina NA
- Parks, Recreation & Senior Services NA
- Planning, Building & Public Works *DSB*
- Police NA
- Courts NA

APPROVED BY CITY MANAGER
FOR SUBMITTAL: *[Signature]*

Purpose and Recommendation

The purpose of this agenda item is to add national high capacity transit building, fire, life safety and design standards to Title 14 DMMC in anticipation of the extension of the Federal Way Link Extension (FWLE) through Des Moines in the next few years. This will make these standards the same for the four FWLE corridor cities. Three other South King Fire-recommended changes are also included to better align the DMMC with South King Fire policies and fire safety best practices. The following motions will appear on the Consent Calendar:

Suggested Motions

Motion 1: “To suspend Rule 26(a) in order to enact Draft Ordinance No. 16-133 on first reading.”

Motion 2: “To enact Draft Ordinance No. 16-133, adding new high capacity transit fire, life safety and design standards and making other fire safety code changes to Title 14 DMMC, entitled *Buildings and Construction*.”

Background

The cities of SeaTac and Kent have adopted National Fire Protection Association (NFPA) Standard 130 which specifies fire protection and life safety requirements for underground, surface, and elevated fixed

guideway transit and passenger rail systems. The City of Federal Way is currently considering the adoption of this standard as well. This NFPA standard is being used by Sound Transit to design the FWLE. The standards cover stations, train ways, emergency ventilation systems, vehicles, emergency procedures, communications, control systems and vehicle storage.

Discussion

The South King Fire Marshal has recommended that both Federal Way and Des Moines adopt these NFPA 130 standards to provide more clarity to the design standards which Sound Transit plans to use in the FWLE design. These more specific standards fills in more appropriate technical detail than is provided by the International Building Code or the International Fire Code.

While these Fire Code-related changes are being made to Title 14, the South King Fire Marshal has also requested the City consider three other fire code changes to better align the DMMC with South King Fire's policies and fire safety best practices:

- The State takes Section 503 entirely out of the fire code. This makes sense for rural areas, but not in Des Moines. Adopting it by reference puts it back into our code and puts in in line with South King Fire's administrative policy.
- Appendix B was changed in the 2015 code to reduce the fire flow for buildings by 75% for sprinklers. This is in excess of what is allowed by South King Fire policy. The proposed change brings this allowance down to 50%, and puts it in line with past (and best) practice.
- Last code cycle South King Fire suggested removing the local sprinkler requirement for open parking structures. The complications involving vehicle fires in these structures has South King Fire reconsidering this and is now requesting that exemption to be removed.

Alternatives

The City Council may:

1. Enact the proposed Draft Ordinance as written.
2. Enact the proposed Draft Ordinance with amendments.
3. Decline to enact the Draft Ordinance. To not enact Draft Ordinance No. 16-133 means that staff would rely on existing International Building and Fire Codes which are more general.

Recommendation or Conclusion

Staff recommends passage on first reading of Draft Ordinance No. 16-133.

CITY ATTORNEY'S FIRST DRAFT 9/8/2016

DRAFT ORDINANCE NO. 16-133

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to buildings and construction; and adding new fire, life safety and design standards for high capacity transit facilities and making other fire safety code changes to Title 14 DMMC, entitled *Buildings and Construction*.

WHEREAS, the City has been working with Sound Transit and other Federal Way Link Extension corridor cities on common design standards for the fixed guideway transit system, and the cities are in agreement with Sound Transit and their respective fire marshals that a common national standard, National Fire Protection Association (NFPA) 130, is the standard which should specify fire protection and life safety requirements for underground, surface, and elevated fixed guideway transit and passenger rail systems in the FWLE, and

WHEREAS, the South King Fire Marshal has also requested the City consider three other fire code changes to better align the DMMC with South King Fire's policies and fire safety best practices, and

WHEREAS, the City Council finds that it is in the best interest of the public health, safety, and general welfare to establish comprehensive, uniform, and current high capacity transit design standards and improved fire safety standards for the City's Buildings and Construction Code; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. DMMC 14.01.050, *Adoption by reference*, and Section 6 of Ordinance No. 1581 are each amended to read as follows:

14.01.050. Adoption by reference. The following codes, standards, rules, and regulations, as amended, added to, or excepted in this Title, are adopted by reference pursuant to chapter 19.27 RCW and RCW 35.21.180 as presently constituted or as may be subsequently amended, added to, or excepted as though fully set forth in this Title:

Draft Ordinance No. 16-133
Page 2 of 5

(1) Chapter 51-11C WAC - International Energy Conservation Code (IECC), Commercial;

(2) Chapter 51-11R WAC - International Energy Conservation Code (IECC), Residential;

(3) Chapter 51-50 WAC - International Building Code (IBC);

(4) Chapter 51-51 WAC - International Residential Code (IRC);

(5) Chapter 51-52 WAC - International Mechanical Code;

(6) Chapter 51-54A WAC - the International Fire Code (IFC), including the Appendices B, C, E, F and I, except that Appendix B is hereby amended as follows:

Section B105.2 Buildings other than one- and two-family dwellings is replaced as follows:

B105.2 Buildings other than one- and two-family dwellings. The minimum fire flow and flow duration for buildings other than one- and two-family dwellings shall be as specified in IFC Table B105.1(2).

Exception: A reduction in required fire flow of up to 50 percent, as approved, is allowed when the building is protected throughout with an automatic fire sprinkler system installed in accordance with NFPA 13 or NFPA 13R. The resulting fire flow shall not be less than 1,500 gallons per minute (5,678 L/min) for the prescribed duration as specified in Table B105.1(2).

Table B105.2 is deleted.

(7) Chapter 51-56 WAC - Uniform Plumbing Code;

Draft Ordinance No. 16-133
Page 3 of 5

(8) The Washington Cities Electrical Code as published and printed by the Washington Association of Building Officials.

(9) The design of HCT stations and associated facilities, including elevated structures, shall conform to the most current versions of all applicable sections of the building code, fire code, and National Fire Protection Standards No. 130 (NFPA 130). Conflicts among these codes shall be resolved in favor of the NFPA 130 or as otherwise approved by the fire marshal and building official.

Not less than one copy of each such code, standards, rules, and regulations, in the form in which it was adopted, and suitably marked to indicate amendments, additions, deletions and exceptions as provided in this Title, shall be filed in the Building Official's office and be available for use and examination by the public.

Sec. 2. DMMC 14.10.040, *Fire Code Amendments adopted*, and section 46 of Ordinance No. 1581 are each amended to read as follows:

14.10.040 Amendments adopted. The amendments, additions and exceptions to the IFC, as adopted by DMMC 14.01.050 and this chapter, are adopted and shall be applicable within the City.

2015 IFC Section 503 Fire Apparatus Access Roads is adopted by reference.

Sec. 3. DMMC 14.10.060, *Sprinkler installation*, and Section 48 of Ordinance No. 1581 are each amended to read as follows:

14.10.060 Sprinkler installation.

Fire sprinkler systems shall be installed:

In addition to the automatic sprinkler system requirements specified in the IBC and the IFC, the

Draft Ordinance No. 16-133
Page 4 of 5

following new buildings and structures, and existing buildings with new additional square footage, are required to be protected by an approved automatic sprinkler system.

(1) All occupancies without the basic fire flow requirements of the IFC and appendix.

Exception: Group U occupancies.

(2) All occupancies without approved Fire Department access as defined in the IFC. Exception: Group U occupancies, and additions to single unit R3 structures, are not required to be sprinklered, provided the new fire flow meets the requirements of the IFC and Appendix B, and the access is not unduly compromise, as approved by the Fire Code Official.

(3) In all occupancies, other than group R3, and U, ~~and open parking structures~~, where the total floor area included within the surrounding exterior walls on all floor levels, including basements, exceeds 5,000 square feet. Fire walls, as noted in the IBC, shall not be considered to be a separate building to enable deletion of the required fire sprinkler system.

Exception: Additions to existing buildings, that through alternate materials or methods do not increase the hazards of the building, as agreed and approved by the Building Official and the Fire Code Official.

Sec. 4. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

Draft Ordinance No. 16-133
Page 5 of 5

(2) If the provisions of this Ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this Ordinance is deemed to control.

Sec. 5. Effective date. This Ordinance shall take effect and be in full force thirty (30) days after its final approval by the Des Moines City Council in accordance with law.

PASSED BY the City Council of the City of Des Moines this ____ day of _____, 2016 and signed in authentication thereof this ____ day of _____, 2016.

M A Y O R

APPROVED AS TO FORM:

City Attorney

ATTEST:

City Clerk

Published: _____

Effective Date: _____

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AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Golka Property – Asbestos Abatement and Demolition of Structure at 2828 South 224th Street

ATTACHMENTS:

1. Scope of Work
2. Resolution No. 1302
3. Court Order Authorizing Abatement and Demolition
4. Photographs of Property

FOR AGENDA OF: October 13, 2016

DEPT. OF ORIGIN: Planning, Building & Public Works

DATE SUBMITTED: September 28, 2016

CLEARANCES:

- Legal 
- Finance 
- Marina N/A
- Parks, Recreation & Senior Services N/A
- Planning, Building & Public Works DSB
- Police N/A
- Courts N/A

APPROVED BY CITY MANAGER
FOR SUBMITTAL: 

Purpose and Recommendation

The purpose of this agenda item is to seek City Council approval of the scope of work and additional project funding for the asbestos abatement and demolition of the unsafe nuisance structure (Golka property) located at 2828 South 224th Street, in Des Moines, WA. The following motions will appear on the consent calendar:

Suggested Motions

Motion 1: “I move to authorize staff to contract for the asbestos abatement and demolition of the unsafe nuisance residence located at 2828 South 224th Street in Des Moines, and to take all other necessary actions to abate the existing nuisance at the property.”

Motion 2: “I move to direct Administration to submit a \$25,000.00 budget amendment for the Golka property asbestos abatement, house demolition, and nuisance abatement.”

Background

The City Council has declared both a short term and long term objective to aggressively remediate nuisance properties. To that end, staff has been identifying problem properties and working with the

landowners through the Des Moines Municipal Court to bring them into compliance with the Des Moines Municipal Code (DMMC). Although this has been successful in the majority of instances, the City has been unable to contact the property owner of 2828 South 224th St in Des Moines. After numerous citations were issued to the property owner (Victor Golka), and no action was taken, staff explored all other options under the law.

On August 20, 2015, the City Council approved Draft Resolution No. 15-122 in an effort to remedy the nuisances at the Golka property (Attachment 1). This Resolution authorized the City Attorney to pursue all necessary legal action to abate the nuisances found on the property. After filing a lawsuit in Superior Court, the City received a Court Order on July 22, 2016 from King County Superior Court; allowing for abatement and demolition as necessary to remedy the nuisances (Attachment 2).

Discussion

City staff have coordinated with all utility purveyors, and all utilities to the property have been removed, locked in-place, and/or capped.

The City paid a testing agency to come out and sample for both asbestos and lead. Test results showed about 250 square feet of asbestos underneath vinyl flooring in both the kitchen and bathroom that need to be properly abated.

City staff have obtained cost estimates for the asbestos abatement and house demolition. Asbestos abatement will cost about \$3,000.00; house demolition will cost about \$15,000.00. City crews will remove the blackberries and other bushes from the property prior to the abatement/demolition work commencing. Labor and disposal costs associated with this work are estimated at \$3,000.00. Staff administration costs for the management of the abatement/demolition work are estimated at \$4,000.00.

Alternatives

1. Council could elect to not authorize project funds, which would mean that the building and property remain a nuisance – but without functioning utilities.
2. Council could approve \$25,000.00 in project funds to complete the asbestos abatement and house demolition scope of work.

Financial Impact

This project is currently not funded in the 2016 budget. The Abatement Fund has not been funded. The City will work to recover all costs of the abatement through a lien on the property. It is unknown when that money would be recovered.

The Finance Director recommends \$25,000.00 be transferred from the General Fund to the Abatement Fund to provide payment for the costs of the asbestos abatement and house demolition. A budget amendment is required to authorize the transfer between funds. In the future when repayment is received from this property, those future proceeds would stay in the Abatement fund to finance future abatement projects.

Recommendation or Conclusion

Staff recommends Council approve the suggested motions.

Concurrence

Finance, Legal, and Planning, Building, and Public Works concur.

Clarifications:

- 1) Price does not include any other hazardous material testing, or abatement.
- 2) Price only includes the specific areas listed above.
- 3) \$95.00 per hour will be charged for any work that is above and beyond the original agreed upon signed contract and will be assessed the \$95.00 per hour and the material including disposal costs on final billing.

General Conditions:

- Payment to be made within 15 days of invoice.
- o In the event of payment default, customer agrees to pay Tacoma Abatement Company, LLC (TAC) finance charges of 1.5% per month on any outstanding amount over 30 days from the date of invoice.
- The work area must be cleared of all contents prior to TAC arrival.
- o A \$45.00 per man hour charge will be assessed if TAC has to manipulate contents or gain access to the area.
- o TAC is not responsible for damage to contents which must be moved to access the work area or perform our work.
- All work will be performed in compliance with Federal, State, and Local regulations.

Thank you for giving Tacoma Abatement Company, LLC the opportunity to furnish a quote for this project.
 If you find the above bid acceptable please sign below and return to Tacoma Abatement Company, LLC either by fax at 253-383-1592, email info@tacomaabatementcompany.com, or mail to 5111 S Burlington Way, Tacoma, WA 98409.

You are hereby authorized to furnish all materials and labor required to complete the work mentioned in the above proposal.
 Should the undersign default on any obligation incurred under this agreement and Tacoma Abatement Company, LLC refers this account to his attorney for collection and/or legal action, the undersigned agrees as follows: to pay the principal due, attorney fees and all costs of any nature incurred by Tacoma Abatement Company, LLC to pursue the delinquent obligation.
 Delinquent accounts will be assessed at the rate of 1-1/2% per month (18% per year).
 ACCEPTED this ____ day of _____, 20____

By: _____
 Signature Print Name

September 7, 2016

GREEN EARTHWORKS
CONSTRUCTION, INC.

Tacoma Abatement Company, LLC
5111 S Burlington Way
Tacoma, WA 98409

Attention: Mike Miller

Green Earthworks Construction, Inc. respectfully submits our proposal for a structure demolition at 2828 S 224th St in Des Moines, Washington. Our scope of services and pricing are as follows:

- Equipment mobilization/demobilization
- Provide a demolition permit
- Provide labor and equipment to demolish the residence
- Load, haul and dispose of all demolition debris.
- Rough grade the demolition area and straw and seed exposed soil.

Cost for the above scope: \$13,700.00 w/o Washington State Sales Tax

Project Exclusions:

SWPPP or SPCC Plan
Testing
Surveying or layout
Sales Tax
Bond (Add 2.9% for bond)
Hazardous material abatement, removal and disposal
Utility conflict/relocation/removal
Dewatering

5001 South Tyler St.
Tacoma, WA 98409

PHONE 253.606.8787
253.225.1106
FAX 253.220-2621
WEB SITE www.greeneearthworks.com

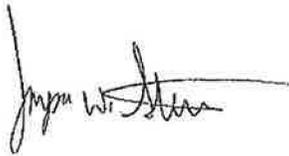
September 7, 2016

We appreciate the opportunity to work with Tacoma Abatement Company on this project. Please contact us should you have any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. Hart', with a stylized flourish at the end.

Sean J. Hart
Principal

A handwritten signature in black ink, appearing to read 'Jayson W. Stevens', with a long horizontal flourish extending to the right.

Jayson W. Stevens
Principal

RESOLUTION NO. 1302

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF DES MOINES, WASHINGTON, relating to nuisance properties located in Des Moines and authorizing the City Attorney to commence legal action in King County Superior Court for property abatement.

WHEREAS, the City of Des Moines is a non charter code city operating pursuant to chapters 35A.02 and 35A.13 RCW, and

WHEREAS, the Des Moines City Council has declared both a short term and long term objective to aggressively remediate nuisance properties, and

WHEREAS, City staff has aggressively pursued property owners who maintain a nuisance on their property, and

WHEREAS, Victor Golka is the owner of two nuisance properties in Des Moines at 2828 S. 224th St. and 24813 16th Ave S., and

WHEREAS, staff has exhausted existing options through the Des Moines Municipal Court to compel Mr. Golka to bring his properties into compliance, and

WHEREAS, the City Attorney seeks authority to commence legal action in King County Superior Court for nuisance property abatement; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES RESOLVES AS FOLLOWS:

Sec. 1. By the adoption of this Resolution the City Attorney is hereby authorized and directed to prosecute the action in a manner provided by law to abate the nuisances located at 2828 S 224th Street and 24813 16th Ave S, Des Moines, WA, and legally described as attached in Exhibit "A".

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//

Resolution No. 1302
Page 2 of 2

Sec. 2. Passage of this Resolution, absent amendments, will be taken as approval for the City Attorney to seek all necessary relief afforded by law.

ADOPTED BY the City Council of the City of Des Moines, Washington this 20th day of August, 2015 and signed in authentication thereof this 20th day of August, 2015.


MAYOR

APPROVED AS TO FORM:


Assistant City Attorney

ATTEST:


City Clerk

EXHIBIT "A"

Legal Descriptions

2828 S. 224th St., Des Moines, WA

MIDWAY SOUNDVIEW ADD
Plat Lot: 10

24813 16th Ave S, Des Moines, WA

WILSONS FIVE-ACRE TRS LOT 2 KCSP 181029 REC # 8203180693 SD SP
DAF - POR TR 5 SD SUBD DAF - BEG AT SE COR OF N 1/2 SD TR 5 TH N
ALG WLN 16TH AVE S 66 FT TO TPOB TH CONTG N ALG SD W LN 110 FT
TO S MGN MEDGARDS ADD TH WLY ALG SD S LN 220 FT TO NE COR LOT 5
SD MEDGARDS ADD TH S ALG E LN SD LOT 5 110 FT TH E 220 FT M/I TO
TPOB
Plat Lot: 5

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RETURN COPY

EX PARTE VIA THE CLERK
Ex Parte Hearing: Monday, August 1, 2016
Without Oral Argument
MRJC

RECEIVED
KING COUNTY SUPERIOR COURT
JUL 22 2016
EX-PARTE DEPT.
KENT WASHINGTON
FOR KING COUNTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

In Re Residential Real Property located at)
2828 S. 224th St., in the City of Des Moines,)
Washington,)
In Rem)

No. 15-2-28914-4 KNT

CITY OF DES MOINES, a Washington)
Municipal Corporation,)
Plaintiff,)

~~PROPOSED~~ ORDER OF DEFAULT
AND WARRANT OF ABATEMENT
OF NUISANCE VIOLATIONS

vs.)

VICTOR JOHN GOLKA,)
Defendant.)
In Personam)

FINDINGS OF FACT

1. The Complaint in this matter was filed on December 2, 2015 in the Superior Court of the State of Washington, County of King.

2. Copies of said Complaint and Summons were served by publication upon Defendant Golka weekly in the *Seattle Times* between April 11, 2016 and May 16, 2016.

3. Defendant has failed to file and serve an Answer or Notice of Appearance

4. More than 60 days have elapsed following the date of the first service by publication in this matter.

ORIGINAL

ORDER OF DEFAULT AND WARRANT OF ABATEMENT
OF NUISANCE VIOLATIONS, P - 1

OFFICE OF THE CITY ATTORNEY
CITY OF DES MOINES
21630 11TH AVENUE SOUTH, SUITE C
DES MOINES, WASHINGTON 98198
PHONE (206) 876-5553
FACSIMILE (206) 870-6872

1 having allowed accumulations of open debris and garbage on the property.

2 6. Defendant has maintained the property in violation of DMMC 14.05.120(4),
3 having allowed noxious weeds to grow without restriction on the property.

4 7. Defendant has maintained the property in violation of DMMC 7.04.090 by
5 permitting a nuisance on his property detrimental to health.

6 8. It is the duty of the City under DMMC 7.04.090 to abate and remove nuisances.

7 9. The property located at 2828 S. 224th St., Des Moines, WA is a nuisance and
8 the city is entitled to abate the nuisance.

9 **ORDER OF DEFAULT**

10 THE COURT, having reviewed Plaintiff's Motion for Order of Default and Warrant of
11 Abatement of Nuisance Violations against Defendant Golka, and being familiar with the
12 pleadings and submissions on file does hereby:

13 ORDER that Plaintiff's Motion for Order of Default and Warrant of Abatement of
14 Nuisance Violations against Defendant Golka is GRANTED.

15 **WARRANT OF ABATEMENT**

16 All relief requested in the Complaint is hereby granted, including:

17 1. That Defendant be permanently enjoined and restrained from maintaining the
18 nuisance conditions described below on the property under their ownership and/or control
19 located at 2828 S. 224th St., Des Moines, WA, County of King, State of Washington.

20 2. That Defendant be ordered to abate the nuisances located at 2828 S. 224th St.,
21 Des Moines, County of King, State of Washington, so as to comply with all applicable sections
22 of the Des Moines Municipal Code and Washington law. The specific violations, as supported
23 by the Declaration of Code Compliance Officer Kory Batterman are as follows:
24

1 (A) Violation of DMMC 14.01.050(3), having maintained an unsecured
2 structure.

3 (B) Violation of DMMC 7.08.020(1) having allowed accumulations of open
4 debris and garbage on the property.

5 (C) Violation of DMMC 14.05.120(4), having allowed noxious weeds to
6 grow without restriction on the property.

7 (D) Violation of DMMC 7.04.090 by permitting a nuisance on his property
8 detrimental to health.

9 3. That if the Defendant fails to abate the nuisances located at 2828 S. 224th St.,
10 Des Moines, Washington, within 20 days of such Warrant of Abatement, authorized
11 representatives of the City may enter the property to abate the nuisance violations set forth in
12 subsections (A) (B) (C) and (D) above. The abatement may include:

13 (A) The City, or a contractor hired by the City, entering the subject property
14 and demolishing the structure located on the property.

15 (B) The City, or a contractor hired by the City disposing of broken or
16 neglected items, litter, salvage materials, and junk not in an approved enclosed structure, by
17 taking the same to a disposal site.

18 (D) The City, or a contractor demolishing, repairing, fencing, securing,
19 hauling, storing, or disposing of neglected property.

20 (E) The City, or a contractor removing the noxious weeds present on the
21 property.

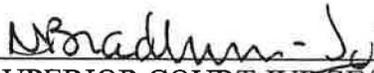
22 (F) The City placing a lien on the property in an effort to recoup the
23 abatement costs.

4. That if Defendant fails to abate the nuisances located at 2828 S. 224th St., Des Moines, Washington, within the prescribed time, and authorized representatives of the City enter the property and abate the violations, Defendant shall be assessed all expenses incurred by the City to pursue code compliance pursuant to RCW 7.48.030. Such expenses may include, but are not limited to, costs of abatement, administrative personnel costs, and actual expenses incurred by the City. The City will file a Judgment Summary once all abatement actions are complete showing all expenses incurred. Such Judgment Summary may be imposed as a lien on the property and collected in any manner allowed by law.

5. That Defendant be ordered to pay reasonable court costs and attorneys' fees allowed by law. To date these costs and fees include \$230 for the filing fee, \$737.70 for the service of process, and \$200 in statutory attorneys' fees authorized by RCW 4.84.080.

6. That Plaintiff City of Des Moines be awarded such other relief as the Court deems just and necessary under the circumstances.

DATED this ___ day of 7/22, 2016.


 SUPERIOR COURT JUDGE/COMMISSIONER

Presented by:

CITY OF DES MOINES


 Timothy A. George, WSBA #40076
 Attorney for Plaintiff

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43

2016.05.24

Attachment #4





2016.05.24



2016.05.24

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A G E N D A I T E M

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Stamets Driveway Shoreline Variance
– Proposed Process for Review by Hearing
Examiner

FOR AGENDA OF: October 13, 2016

DEPT. OF ORIGIN: Planning, Building and
Public Works

DATE SUBMITTED: October 5, 2016

CLEARANCES:

- Legal MH
- Finance N/A
- Marina N/A
- Parks, Recreation & Senior Services N/A
- Planning, Building & Public Works DSB
- Police N/A
- Courts N/A

APPROVED BY CITY MANAGER
FOR SUBMITTAL: 

Purpose and Recommendation

The purpose of this agenda item is to seek City Council approval to delegate the Shoreline Variance Permit decision for the Stamets Driveway application filed under LUA2016-0017 from the City Council to the Hearing Examiner. The decision on the underlying permit requires technical analysis of complicated land use issues related to shorelines and critical areas that would be better suited to the Hearing Examiner. The City Council has delegated similar decisions to the Hearing Examiner in the past; for Im in 2013, and for Ages and Stages and Morchin in 2015. Staff recommends City Council approve the following motion, which will appear on the consent calendar:

Suggested Motion

Motion: “I move to delegate the Shoreline Variance Permit decision for the Stamets Driveway filed under LUA2016-0017 to the Hearing Examiner pursuant to DMMC 18.240.160(3).”

Background

The Stamets Driveway proposal (LUA2016-0017) relates to 5 lots located in a single family neighborhood (RS-7200 zone) at 27721 10th Avenue South, parcels 7204200040, 7204200041, 7204200042, 7204200043, and 7204200044. The owners of the 5 lots are proposing the construction of water, sewer, and storm drainage improvements, and a 15-foot wide by 600-foot long paved driveway within an existing easement. The driveway is intended to provide homeowner and emergency access to each of the existing 2 homes and 5 lots.

Some of the proposed project is within 200 feet of the ordinary high water mark (OHWM) of Puget Sound. Work proposed within 200 feet of Puget Sound falls under the jurisdiction of the Des Moines Shoreline Master Program (SMP). Review of the application by staff determined that SEPA review, a Shoreline Substantial Development Permit (SSDP), and a Shoreline Variance Permit would be required. A SEPA Determination of Non-Significance was issued and noticed on September 20, 2016. The comment period ended on October 4th and no comments were received. The appeal period ends on October 14th. Notice was given for the Shoreline Variance and SSDP applications on September 20, 2016. The comment period ends on October 19th.

Discussion

A Shoreline Variance is a Type IV land use decision made by City Council. In accordance with the review process for a Type IV land use action (DMMC 18.20.190), upon conclusion of the 15-day comment period, the City Council may approve, approve with conditions, or deny a Type IV land use action upon compliance with the procedural requirements of Chapter 18.240 DMMC. Per DMMC 18.20.190, the City Council's decision is appealable to the Superior Court of Washington for King County.

The Department of Ecology provides the final approval of the Shoreline Variance. Materials are submitted to Ecology after the City Council's decision. Ecology has 30 days to make a decision. There is a 21 day appeal period following Ecology's decision.

Per DMMC 18.240.160, specifically, the Hearing Examiner conducts public hearings (where applicable) and renders final decisions on the following:

1. Type III land use actions as specified by chapter 18.20 DMMC, Land Use Review Procedures;
2. Appeals of administrative decisions as further provided in this code; and
3. *Such other matters as the City Council may from time to time refer.*

Alternatives

The City Council could decide to maintain authority for the underlying permit decision.

Financial Impact

The City would pay the associated Hearing Examiner fees.

Recommendation or Conclusion

Given the complicated land use issues, staff recommends that City Council remand the decision for the Shoreline Variance Permit to the Hearing Examiner.

Concurrence

The City Attorney concurs with the staff recommendation.

AGENDA ITEM

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Graduate! Highline Proclamation

AGENDA OF: October 13, 2016

ATTACHMENTS:

1. Proclamation

DEPT. OF ORIGIN: Administration

DATE SUBMITTED: September 5, 2016

CLEARANCES:

APPROVED BY CITY MANAGER
FOR SUBMITTAL: 

Purpose and Recommendation:

Graduate! Highline was initiated by a group of community and civic leaders, district alumni and passionate supporters of Highline students. The vision is to build a grassroots movement fueled by participation from every corner of the community: individual citizens, local businesses, community-based organizations, faith communities and corporate business partners. The idea was inspired by the success of the Graduate Tacoma initiative, which helped drive Tacoma Public Schools' graduation rates from 55 percent to beyond 80 percent.

Highline Public Schools has set ambitious goals for students, all in service of one overarching goal: at least 19 out of 20 students in the Class of 2017 will graduate prepared to choose their future. Highline's 2015 graduation rate is currently 70.3 percent. This represents a significant increase from the 2014 graduation rate of 62.9 percent; however, to reach the 2017 goal of 95 percent graduation, urgent progress is necessary.

The Graduate! Highline Leadership Team believes Highline's students are capable of achieving this goal and recognizes that their schools cannot do it alone. Graduate! Highline is calling on the entire community to play a part in supporting the success of their community's students.

Suggested Motion

MOTION: "I move to approve the Proclamation supporting the Graduate! Highline Initiative"

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Proclamation

WHEREAS, the Board of Directors of Highline Public Schools recognizes the urgent need to increase the graduation rate to meet the goal of at least 19 out of 20 students graduating prepared to choose their future, starting with the Class of 2017, and

WHEREAS, this goal was developed in collaboration with the community in recognition of our collective belief in the capabilities of the children of the Highline community, and

WHEREAS, Highline's graduation rate is increasing, and must continue to increase significantly in order to meet the graduation goal, and

WHEREAS, the School Board recognizes meeting this bold goal will require the efforts of not only our schools but the collaboration of the entire community, and

WHEREAS, a group of community leaders has galvanized around a movement bringing together parents and educators with community members, local businesses, community organizations, and civic leaders to actively support the graduation goal,

NOW THEREFORE, THE DES MOINES COUNCIL HEREBY PROCLAIMS their support for the

Graduate! Highline Initiative

And encourages all community members, organizations, businesses, educators, employees, parents and students to join the movement to ensure that at least 95 percent of Highline students graduate prepared for college, career, and citizenship.

SIGNED this 13th day of October, 2016.

Matt Pina, Mayor

The Waterland City

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CITY OF DES MOINES
Voucher Certification Approval

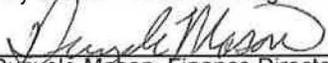
13-Oct-16

Auditing Officer Certification

Vouchers and Payroll transfers 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.

As of Oct 13, 2016 the Des Moines City Council, by unanimous vote, does approve for payment those vouchers and payroll transfers through Oct 5, 2016 included in the attached list and further described as follows:

The vouchers below have been reviewed and certified by individual departments and the City of Des Moines Auditing Officer:


Danyele Mason, Finance Director

	# From	# To	Amounts
Claims Vouchers:			
Total A/P Checks/Vouchers	148113 ✓	148329	2,338,594.29 ✓
Electronic Wire Transfers	764 ✓	774 ✓	330,465.87 ✓
Total claims paid			2,669,060.16
Payroll Vouchers			
Payroll Checks	18848 ✓	18854	4,923.11
Direct Deposit	370001 ✓	370151	288,512.92
Payroll Checks	18855 -	18863	7,385.42
Direct Deposit	400001 -	400152	285,720.58
Total Paychecks/Direct Deposits paid			586,542.03
Total checks and wires for A/P & Payroll			3,255,602.19

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A G E N D A I T E M

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: Public Hearing on Draft Ordinance No. 16-121 amending Chapter 18.10 DMMC to rezone certain Port of Seattle and Washington State Department of Transportation properties from Residential to Business Park and higher density residential uses. (LUA2016-0035)

ATTACHMENTS:

1. Draft Ordinance No. 16-121 Amending Chapter 18.10 DMMC and Adopting a New City Zoning Map with optional Section 2A and 2B and optional Exhibits A1 or A2.
2. Current R-SE Zoning
3. Proposed Rezone with WSDOT Remnant Property Rezoned from RS-E to City Staff-Proposed RS 8,400.
4. Proposed Rezone with WSDOT Remnant Property Rezoned from RS-E to WSDOT-Requested RM 2,400 Residential: Multi-family.

FOR AGENDA OF: October 13, 2016

DEPT. OF ORIGIN: Planning, Building and Public Works

DATE SUBMITTED: October 4, 2016

CLEARANCES:

- Legal JG
- Finance N/A
- Marina N/A
- Parks, Recreation & Senior Services N/A
- Planning, Building & Public Works DJB
- Police N/A
- Courts N/A
- Economic Development _____

APPROVED BY CITY MANAGER
FOR SUBMITTAL: None

Purpose and Recommendation

The purpose of this Agenda Item is for the City Council to consider Draft Ordinance No. 16-121 (Attachment 1) that would amend the Des Moines Municipal Code Chapter 18.10 and the City Zoning Map to rezone certain Port of Seattle and Washington State Department of Transportation properties from Residential-Suburban Estates to Business Park and higher density residential uses.

Suggested Motions

Motion 1: "I move to suspend Rule 26(a) in order to enact Draft Ordinance No 16-121 on first reading."

AND EITHER:

Motion 2: "I move to enact Draft Ordinance No. 16-121 with Section 2A and Exhibit A-1 amending Chapter 18.10 DMMC to rezone certain Port of Seattle and Washington State Department of Transportation properties from R-SE Residential: Suburban Estates to B-P Business Park and the small residential remnant from RS-E to RS-8,400 Residential: Single Family 8,400."

OR

Motion 3A: “I move to enact Draft Ordinance No. 16-121 with Section 2B and Exhibit A-2 amending Chapter 18.10 DMMC to rezone certain Port of Seattle and Washington State Department of Transportation properties from R-SE Residential: Suburban Estates to B-P Business Park and the small residential remnant from RS-E to RM-2,400 Residential: Multifamily 2,400 as requested by WSDOT.”

AND

Motion 3B: “I move to direct staff to amend the City’s Comprehensive Plan Preferred Land Use Map in conjunction with the 2016 Comprehensive Plan Amendments to conform to these zoning changes.”

Background

The Planning, Building and Public Works Department has been discussing the rezoning of the Port of Seattle (Port) and Washington State Department of Transportation (WSDOT) properties for several years with the City Council Finance and Economic Development Committee. In June 2015, in conjunction with the City’s 2015 Comprehensive Plan Update, the preferred land use designation of the Port and WSDOT properties both north and south of South 216th Street were changed from PARK-Park and PF-Public Facility to BP-Business Park (BP). The preferred land use for one other privately owned parcel designated MF-Multifamily, was also changed to BP.

These items were discussed again with the City Council Finance and Economic Development Committee on June 9, 2016, and staff was directed to prepare an ordinance for full Council consideration which adds this commercial zoning and furthers the economic development vision of both the City and the Port of Seattle.

On August 29, 2016, an initial request for expedited review was sent to the Washington State Department of Commerce pursuant to RCW 36.70A.106(3)(b) and granted on September 1, 2016. An amended review request was submitted on September 28, 2016 with concurrence received from Commerce on September 29, 2016.

Notice of the public hearing was provided pursuant to DMMC 18.30.100(3). On September 8, 2016, the City Council set the public hearing date for Draft Ordinance 16-121 by adopting Resolution 1340. Additional noticing, beyond what is required, was provided via a letter mailed out to adjacent residences and three signs were posted on the properties.

The Planning, Building and Public Works Director, acting as the SEPA responsible official, reviewed this proposed non-project action and determined that the environmental impacts of the proposed change in zoning were evaluated as part of the City’s 2015 Comprehensive Plan Update (LUA2015-0023) and further that the rezone is categorically exempt from threshold determination and EIS requirements in accordance with WAC 197-11-800(6)(c) and DMMC 16.05.350.

Discussion

The proposed ordinance amends the Des Moines Municipal Code Chapter 18.10 DMMC and adopts a new City Zoning Map.

Currently, these properties are zoned R-SE Residential: Suburban Estates (Attachment 2). R-SE Residential zoning (DMMC Chapter 18.85) allows one residential unit (up to 35 feet in height) per 35,000 square feet of lot area.

The potential Business Park zone is intended for business, professional office, light industrial, research and development, service uses, wholesale trade, and limited commercial uses with buildings up to 75 feet in height north of South 216th Street and 35 feet in height south of South 216th Street. The perimeter setback of buildings abutting residential parcels must be at least 30 feet. Chapter 18.105 DMMC requires compatibility between business parks and adjacent residential properties uses in terms of height, bulk, scale, and design; that potential adverse environmental impacts and nuisance effects on-site and off-site be mitigated by buffering and screening, and the imposition of environmental performance standards and appropriate off-site mitigation requirements; that adequate roads, drainage and other utility infrastructure be provided and that business park developments pay their fair share of the costs of needed services and facilities; and that all development be consistent with a City Council-approved master plan. The DMMC also requires that development meet performance standards covering nuisances, outdoor storage, warehouse loading and architectural standards, landscaping, parking, fencing along property lines which abut residential properties, how trash and recycling receptacles are used, the disposal of liquid and solid waste, screening of exterior mechanical devices, exterior lighting, pedestrian and vehicle access, and the undergrounding of utilities.

The potential RS-8,400 Residential: Single Family rezone (DMMC Chapter 18.55) would allow one residential unit (up to 30 feet in height) per 8,400 square feet of lot area (Attachment 3), and the potential RM-2,400 Residential: Multifamily rezone (DMMC Chapter 18.65) would allow one dwelling unit (up to 35 feet in height) for each 2,400 square feet of lot area with 20 foot front and back yards and on-site recreation areas (Attachment 4).

In preparation of the Draft Ordinance, the Planning, Building & Public Works Director sent letters to each potentially affected property owners asking for their formal endorsement of the City's proposed rezone and offering to remove any property from the Draft Ordinance if the property owner objected to the rezone. The following responses were received:

- The owner of the RM 2,400 Residential: Multifamily parcel on the south side of South 216th on the west side of the proposed rezone sent a letter asking that his property not be included in the rezone ordinance because the property was under contract for a multi-family development (a higher and more valuable use of the property than business park development). That property is not included in this re-zone ordinance.
- The Port of Seattle fully supports the rezone, and (1) hopes to move forward with commercial development of its property beginning in 2016 and (2) is currently negotiating with WSDOT to acquire the property between its currently zoned R-SE parcel and the Des Moines Creek Business Park.
- WSDOT responded by letter that they did not have any issues with the City's proposal to rezone the larger parcels abutting South 216th Street to Business Park. However, they did ask the City to consider rezoning the small, southern most remnant to RM 2,400 Residential: Multifamily (Attachment 4) rather than the City staff-proposed single family RS-8,400 (Attachment 3). The

staff-proposed RS-8,400 zoning is consistent with the City's Comprehensive Plan, and would be the same as the abutting single family residential zoning to the west and to the southeast. The WSDOT requested RM-2,400 zoning would be the same as the abutting ("corner touch") multifamily zoning to the northwest. The City Council will be presented with both options at this Public Hearing.

Letter notices were also sent to 131 parcel owners and regular notices to 54 public agencies. As of the date of this Council packet, staff received one comment from a local resident pointing out an inconsistency in our notice, and one property owner requesting the City establish better traffic control at the intersection of 14th Avenue South and South 216th Street. Regarding the notice issue, the notices on the signs were corrected and an amended review request was sent to the Department of Commerce. On September 29th, the Seattle Times notified the City that the public hearing notice published on September 19th was printed under the City of Sammamish account and header. The online newspaper notice was re-published on September 28th and a corrected notice was published in the Seattle Times on September 29th. Regarding the comment on traffic control at the intersection of 14th Avenue South and South 216th Street, improvement needs will be evaluated as 1) part of any master plan proposal for development of the Port and WSDOT properties, and 2) as part of the City's South 216th Street – Segment 3 Improvement project.

Once the rezone is completed, City and Port staff will begin work on a development agreement between the two agencies to further refine development regulations and frontage improvements on South 216th Street so that the Port can offer this parcel for economic development and the City can begin its planning and grant funding efforts to complete this remaining section of the South 216th Street Gateway project from Pacific Highway South to Marine View Drive. The development agreement will come before the City Council for approval when completed, potentially as early as the spring of 2017.

Alternatives

The City Council may:

1. Enact the proposed Draft Ordinance with either alternate ordinance language Section 2A or Section 2B, with the corresponding Zoning Map Exhibit A-1 or A-2.
2. Enact the proposed Draft Ordinance with other amendments.
3. Pass the Draft Ordinance to a second reading.
4. Decline to enact the Draft Ordinance and remand the Draft Ordinance 16-121 back to the Finance and Economic Development Committee for further work.

Financial Impact

Rezoning these vacant R-SE parcels to Business Park and higher valued residential properties will further the economic vision for the City by promoting development in a manner that strengthens community sustainability, livability, business vitality, and employment and housing capacity, and provide consistency with the preferred land use identified in the City's Comprehensive Plan.

Recommendation or Conclusion

Staff recommends that the City Council enact the proposed ordinance on first reading so that the Port and WSDOT can proceed with the marketing of their property this year.

CITY ATTORNEY'S FIRST DRAFT 10/04/2016**DRAFT ORDINANCE NO. 16-121**

AN ORDINANCE OF THE CITY OF DES MOINES, WASHINGTON relating to the Zoning Code and City land use and development regulations, and amending chapter 18.10 DMMC to reclassify zoning of certain Port of Seattle and Washington State Department of Transportation residential properties near South 216th Street to business park and higher density residential uses.

WHEREAS, the City Council directed City staff to prepare an ordinance for its consideration which changes zoning of certain Port of Seattle and Washington State Department of Transportation properties from Residential to Business Park and higher density residential uses, and

WHEREAS, at the June 9, 2016 City Council Finance and Economic Development Committee meeting, staff presented a proposal to rezone Port of Seattle and Washington State Department of Transportation properties west of Des Moines Creek Business Park and both north and south of S. 216th Street to more properly conform to the City's Comprehensive Preferred Land Use Map and to facilitate further economic development, and

WHEREAS, the Planning, Building and Public Works Director, acting as the SEPA responsible official, reviewed this proposed non-project action and determined that the proposed zoning changes were adequately evaluated for environmental impact as part of the City of Des Moines 2015 Comprehensive Plan Update (LUA2015-0023) when the City updated its preferred land use designations for these properties in order to further the economic vision for the City by promoting development in a manner that strengthens community sustainability, pedestrian accessibility, livability, business vitality, and employment and housing capacity, and

WHEREAS, the rezone is categorically exempt from threshold determination and EIS requirements in accordance with WAC 197-11-800(6)(c) and DMMC 16.05.350, and

10/04/2016

Draft Ordinance No. 16-121

Ordinance No. _____
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WHEREAS, the City Council set the date for the public hearing by Resolution No. 1340, fixing the public hearing for October 13, 2016 as required by DMMC 18.30.070, and

WHEREAS, the zoning map amendments proposed in this Draft Ordinance were provided to the Department of Commerce as required by RCW 36.70A.106, and

WHEREAS, the revised notice of the public hearing was issued on September 28, 2016 in accordance with the DMMC, and

WHEREAS, a public hearing was held on October 13, 2016 where all persons wishing to be heard were heard, and

WHEREAS, the City Council finds that the Zoning Map amendments contained in this Ordinance comply with the requirements of chapter 36.70A RCW and are appropriate and necessary; now therefore,

THE CITY COUNCIL OF THE CITY OF DES MOINES ORDAINS AS FOLLOWS:

Sec. 1. Area of Business Park zone reclassification. The zoning classification of the following legally described property is amended from R-SE Residential Suburban Estates to BP Business Park:

PARCEL "092204-9042" PORT OF SEATTLE, PARCEL "092204-9303" PORT OF SEATTLE, and PARCEL "WSDOT 509 ROW NORTH OF SOUTH 216TH STREET"

THOSE PARCELS BOUNDED BY THE FOLLOWING DESCRIPTION:
 BEGINNING AT THE POINT OF THE SOUTH 216TH STREET RIGHT OF WAY AND THE SE CORNER OF THE PLAT OF THE DES MOINES TERRACE ADDITION, THENCE NORTH ALONG THE EASTERLY BOUNDARY OF THE PLAT OF DES MOINES TERRACE ADDITION EXTENDING TO A POINT 24 FT NORTH OF SOUTH 212TH STREET, THEN EAST ALONG A LINE PARALLEL TO SOUTH 212TH STREET TO A POINT ON THE NW CORNER OF DES MOINES CREEK BUSINESS PARK, THENCE SOUTH ALONG THE WEST BOUNDARY OF DES MOINES CREEK BUSINESS PARK TO THE POINT OF INTERSECTION WITH SOUTH 216TH

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STREET THENCE WEST ALONG THE SOUTH 216TH STREET RIGHT OF WAY TO THE POINT OF BEGINNING.

PARCEL "WSDOT 509 ROW SOUTH OF AND ABUTTING SOUTH 216TH STREET"

THAT PROPERTY BOUNDED BY THE FOLLOWING PARCELS:
 0922049183 ON THE WEST, THE SOUTH 216TH STREET RIGHT OF WAY ON THE NORTH, THE UNDEVELOPED 16TH AVENUE SOUTH CITY RIGHT OF WAY ON THE EAST AND THE UNDEVELOPED SOUTH 218TH STREET EXTENSION RIGHT OF WAY ON THE SOUTH.

Sec. 2A. Area of residential zone reclassification. The zoning classification of the following legally described property is amended from R-SE Residential Suburban Estates to RS-8400 Single Family Residential:

PARCEL "WSDOT 509 ROW SOUTH OF AND ABUTTING SOUTH UNDEVELOPED SOUTH 218TH STREET EXTENSION" (SOUTHWEST CORNER OF REZONE AREA)

THAT PROPERTY BOUNDED BY THE FOLLOWING PARCELS:
 RESIDENTIAL PARCELS 888888070, 888888030, 888888020, AND THE NORTHERN APPROXIMATELY 40 FEET OF PARCEL 888888010 ON THE WEST, THE UNDEVELOPED SOUTH 218TH STREET EXTENSION RIGHT OF WAY ON THE NORTH, AND THE UNDEVELOPED 16TH AVENUE SOUTH CITY RIGHT OF WAY ON THE EAST.

OR

Sec. 2B. Area of residential zone reclassification. The zoning classification of the following legally described property is amended from R-SE Residential Suburban Estates to RM 2,400 Multifamily Residential:

PARCEL "WSDOT 509 ROW SOUTH OF AND ABUTTING SOUTH UNDEVELOPED SOUTH 218TH STREET EXTENSION" (SOUTHWEST CORNER OF REZONE AREA)

THAT PROPERTY BOUNDED BY THE FOLLOWING PARCELS:
 RESIDENTIAL PARCELS 888888070, 888888030, 888888020, AND THE NORTHERN APPROXIMATELY 40 FEET OF PARCEL 888888010 ON THE WEST,

10/04/2016
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Ordinance No. _____
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THE UNDEVELOPED SOUTH 218th STREET EXTENSION RIGHT OF WAY ON THE NORTH, AND THE UNDEVELOPED 16TH AVENUE SOUTH CITY RIGHT OF WAY ON THE EAST.

Sec. 3. DMMC 18.10.050, *Adoption of official zoning map*, and section 1 of Ordinance No. 179 as amended by section 1 of Ordinance No. 1235 as amended by section 8 of Ordinance No. 1237 as amended by section 1 of Ordinance No. 1261 as amended by section 1 of Ordinance No. 1267 as amended by section 1 of Ordinance No. 1289 as amended by section 1 of Ordinance No. 1372 as amended by section 5 of Ordinance No. 1397 as amended by section 1 of Ordinance No. 1420 as amended by section 2 of Ordinance No. 1431 as amended by section 2 of Ordinance No. 1520 as amended by section 3 of Ordinance No. 1546 as amended by section 13 of Ordinance No. 1576 as amended by section 35 of Ordinance No. 1591 as amended by section 13 of Ordinance No. 1601 as amended by section 9 of Ordinance No. 1618-A as amended by section 2 of Ordinance No. 1655 as amended by section 2 of Ordinance No. 1660 are each amended to read as follows:

18.10.050 Adoption of official zoning map. The map filed in the City Clerk's office and marked Exhibit "A" to Draft Ordinance 16-121 and adopted _____, 2016, constitutes the zoning map for the City. The map referenced herein supersedes all previously adopted maps. If the designations of the map are found to be in conflict with other land use designations, the map is deemed to control.

Sec. 4. Severability - Construction.

(1) If a section, subsection, paragraph, sentence, clause, or phrase of this Ordinance is declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

(2) If the provisions of this Ordinance are found to be inconsistent with other provisions of the Des Moines Municipal Code, this Ordinance is deemed to control.

10/04/2016
 Draft Ordinance No. 16-121

Ordinance No. _____
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Sec. 5. Effective date. This Ordinance shall take effect and be in full force five (5) days after its final approval by the Des Moines City Council in accordance with law.

PASSED BY the City Council of the City of Des Moines this _____ day of _____ and signed in authentication thereof this _____ day of _____, 2016.

M A Y O R

APPROVED AS TO FORM:

City Attorney

ATTEST:

City Clerk

Published: _____

10/04/2016
Draft Ordinance No. 16-121

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City of Des Moines

Zoning

RESIDENTIAL ZONING

- R-SE Residential: Suburban Estates
- R-SR Residential: Suburban Residential
- RS-15,000 Residential: Single Family 15,000
- RS-9,600 Residential: Single Family 9,600
- RS-8,400 Residential: Single Family 8,400
- RS-7,200 Residential: Single Family 7,200
- RS-4,000 Residential: Single Family 4,000
- RA-3,600 Residential: Attached
- Townhouse & Duplex
- RM-2,400 Residential: Multifamily 2,400
- RM-1,800 Residential: Multifamily 1,800
- RM-900 Residential: Multifamily 900
- RM-900A Residential: Multifamily 900A
- RM-900B Restricted Service Zone
- PR-R Pacific Ridge Residential

COMMERCIAL ZONING

- N-C Neighborhood Commercial
- B-C Business Commercial
- C-C Community Commercial
- D-C Downtown Commercial
- G-C General Commercial
- B-P Business Park
- I-C Institutional Campus
- H-C Highway Commercial
- PR-C Pacific Ridge Commercial
- T-C Transit Community
- W-C Woodmont Commercial

See Comprehensive Plan for Development Potential

Planned Unit Development

Des Moines City Limits

Tax Parcels

Tidelands

Enacting Ordinances

Description	Ordinance	Effective Date
Adoption of single zoning map	1235	May 5, 1929
Renaming of zones	1237	May 17, 1929
Business Park (B-P) rezone	1261	June 21, 2000
Pacific Ridge rezone	1267	July 25, 2000
Restonia rezone	1270	September 1, 2000
Adoption of C-C zones	1289	October 11, 2001
Mitchell/Cherry rezone	1372	January 11, 2005
Restonia rezone	1397	March 7, 2007
Greenwood Park	1420	December 8, 2007
Greenleaf rezone	1431	June 28, 2008
Sea Mar rezone	1500	October 13, 2011
Barton rezone	1546	July 26, 2012
Addition of I-C zone	1563	March 28, 2013
Pacific Ridge rezone	1616	September 12, 2013
Addition of T-C zone	1621	June 28, 2014
Addition of W-C Zone	1618A	March 12, 2015

IN PROVIDING THIS MAP, THE CITY MAKES NO WARRANTY OF ANY KIND, EXPRESS OR IMPLIED, INCLUDING WITHOUT LIMITATION, ANY WARRANTY AS TO THE ACCURACY, COMPLETENESS, OR TIMELINESS OF THE INFORMATION PROVIDED. THE CITY SHALL NOT BE LIABLE FOR ANY DAMAGES, INCLUDING REASONABLE ATTORNEY'S FEES, OF ANY KIND, ARISING FROM THE USE OF THIS MAP. THE CITY SHALL NOT BE LIABLE FOR ANY DAMAGES, INCLUDING REASONABLE ATTORNEY'S FEES, OF ANY KIND, ARISING FROM THE USE OF THIS MAP. THE CITY SHALL NOT BE LIABLE FOR ANY DAMAGES, INCLUDING REASONABLE ATTORNEY'S FEES, OF ANY KIND, ARISING FROM THE USE OF THIS MAP.



Planning, Building & Public Works

21630 11th Ave S, Suite D
Des Moines, WA 98198-6398
PHONE: (206) 870-7576 • FAX: (206) 870-6544
WEB: <http://www.desmoineswa.gov>



City of Des Moines

Zoning

RESIDENTIAL ZONING

- R-SE Residential: Suburban Estates
- R-SR Residential: Suburban Residential
- RS-15,000 Residential: Single Family 15,000
- RS-9,800 Residential: Single Family 9,800
- RS-8,400 Residential: Single Family 8,400
- RS-7,200 Residential: Single Family 7,200
- RS-4,000 Residential: Single Family 4,000
- RA-3,600 Residential: Attached Townhouse & Duplex
- RM-2,400 Residential: Multifamily 2,400
- RM-1,800 Residential: Multifamily 1,800
- RM-900 Residential: Multifamily 900
- RM-900A Residential: Multifamily 900A
- RM-900B Restricted Service Zone
- PR-R Pacific Ridge Residential

COMMERCIAL ZONING

- N-C Neighborhood Commercial
- B-C Business Commercial
- C-C Community Commercial
- D-C Downtown Commercial
- C-G General Commercial
- B-P Business Park
- I-C Institutional Campus
- H-C Highway Commercial
- PR-C Pacific Ridge Commercial
- T-C Transit Community
- W-C Woodmont Commercial

See Comprehensive Plan for Development Potential

Planned Unit Development

Des Moines City Limits

Tax Parcels

Tidelands

Enacting Ordinances

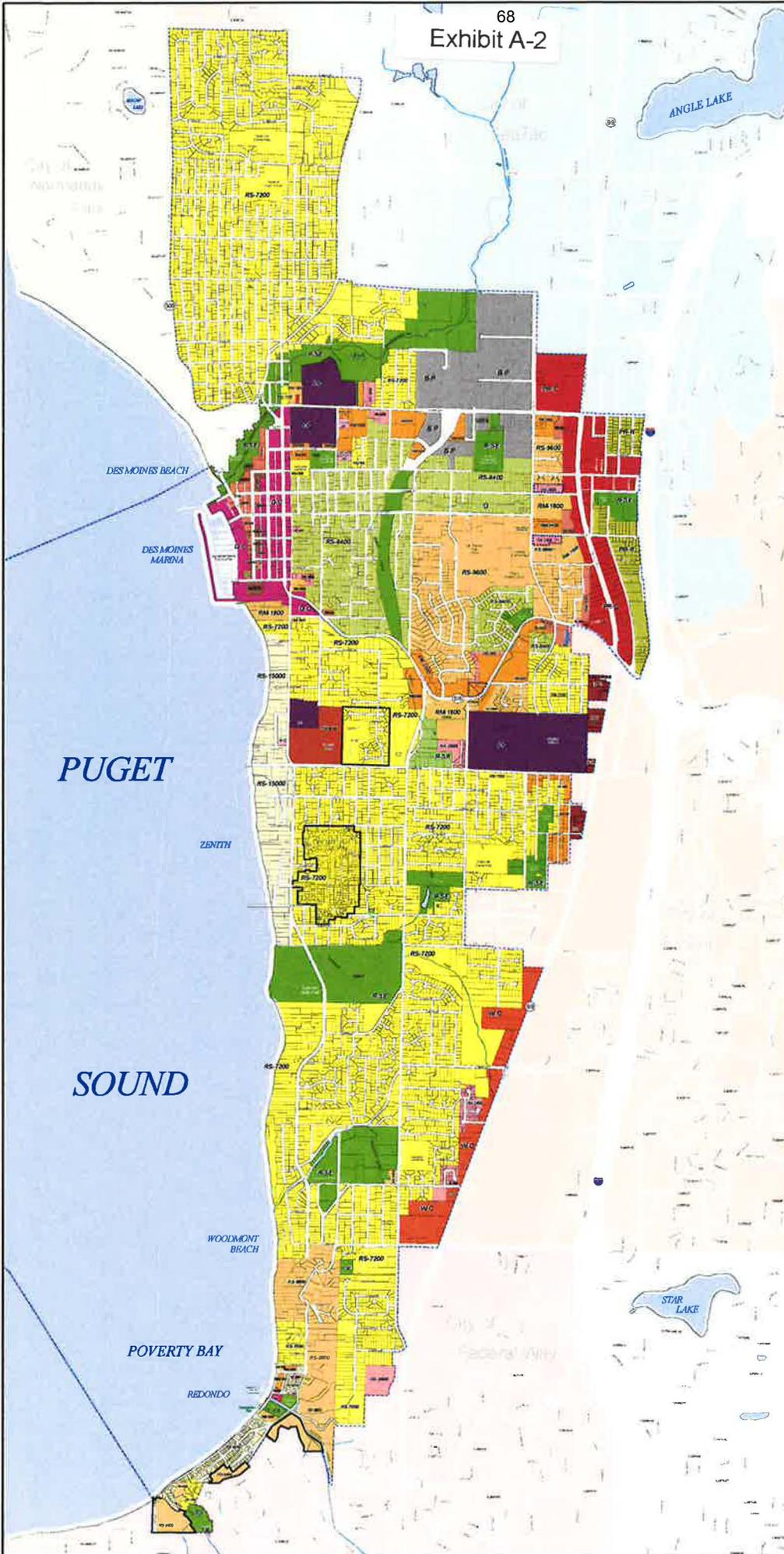
Description	Ordinance	Effective Date
Adoption of digital zoning map	1036	May 5, 1999
Renaming of zones	1237	May 17, 1999
Business Park (B-P) rezone	1261	June 21, 2000
Pacific Ridge rezone	1367	July 25, 2000
Redondo rezone	1210	September 1, 2000
Adoption of GIS maps	1268	October 11, 2001
Michael Charman rezone	1372	January 11, 2003
Woodmont rezone	1392	March 7, 2007
Crosswood rezone	1429	December 6, 2007
Granville rezone	1431	June 26, 2008
Sea Mar rezone	1500	October 13, 2011
Balfour rezone	1546	July 26, 2012
Adoption of C-G zone	1663	March 26, 2013
Pacific Ridge rezone	1576	September 12, 2013
Addition of T-C Zone	1601	June 26, 2014
Addition of W-C Zone	1618A	March 17, 2015

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Planning, Building & Public Works

21630 11th Ave S, Suite D
Des Moines, WA 98198-6398
PHONE: (206) 870-7576 * FAX: (206) 870-6544
WEB: <http://www.desmoineswa.gov>



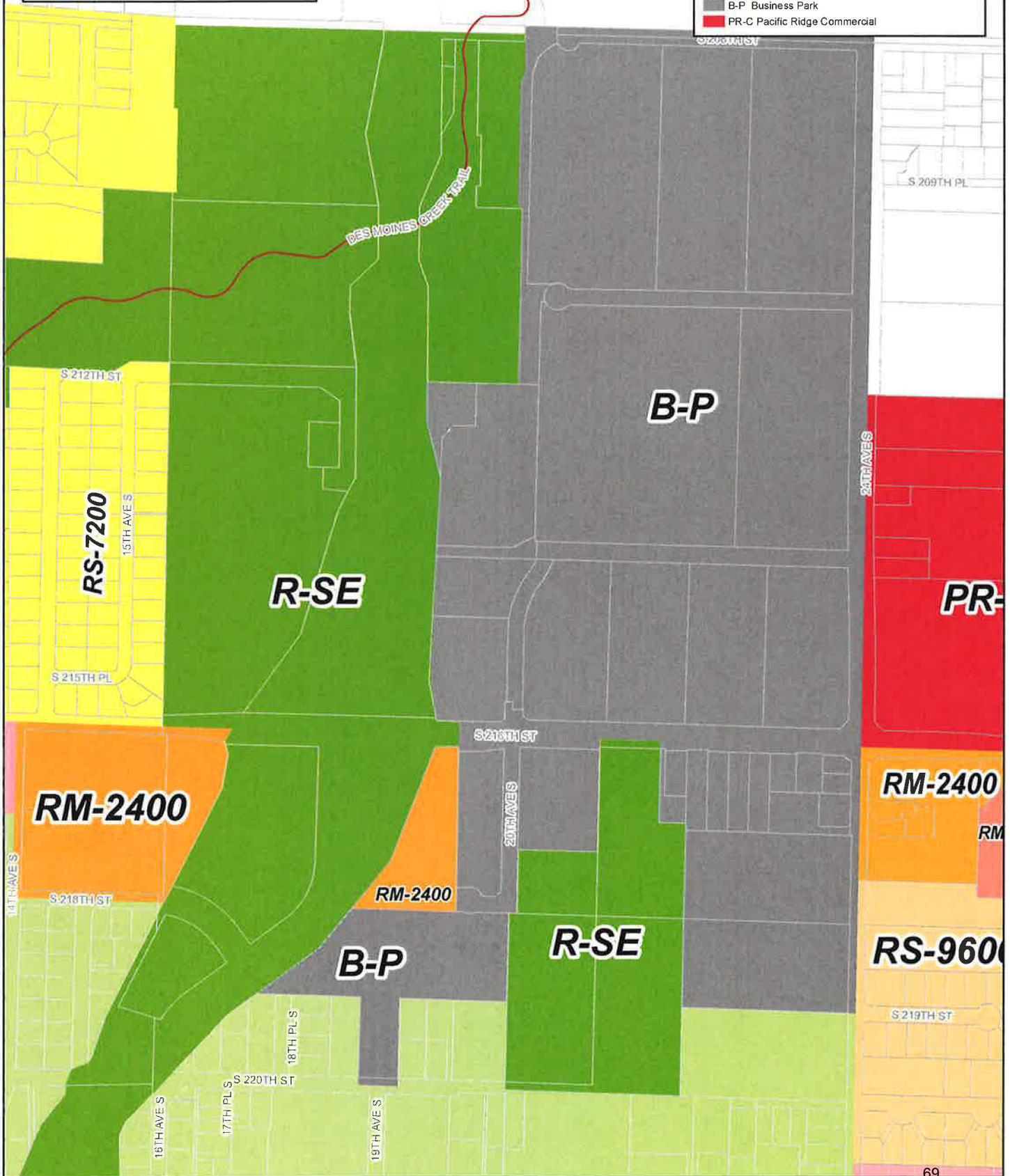
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Scale In Feet

Current Zoning

File: CurrentZoningMap.pdf
Map Generated: Mar 11, 2015
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- Des Moines Creek Trail
- R-SE Residential: Suburban Estates
- RS-9600 Residential: Single Family 9600
- RS-8400 Residential: Single Family 8400
- RS-7200 Residential: Single Family 7200
- RA-3600 Residential: Attached Townhouse & Duplex
- RM-2400 Residential: Multifamily 2400
- RM-900 Multifamily 900
- B-P Business Park
- PR-C Pacific Ridge Commercial



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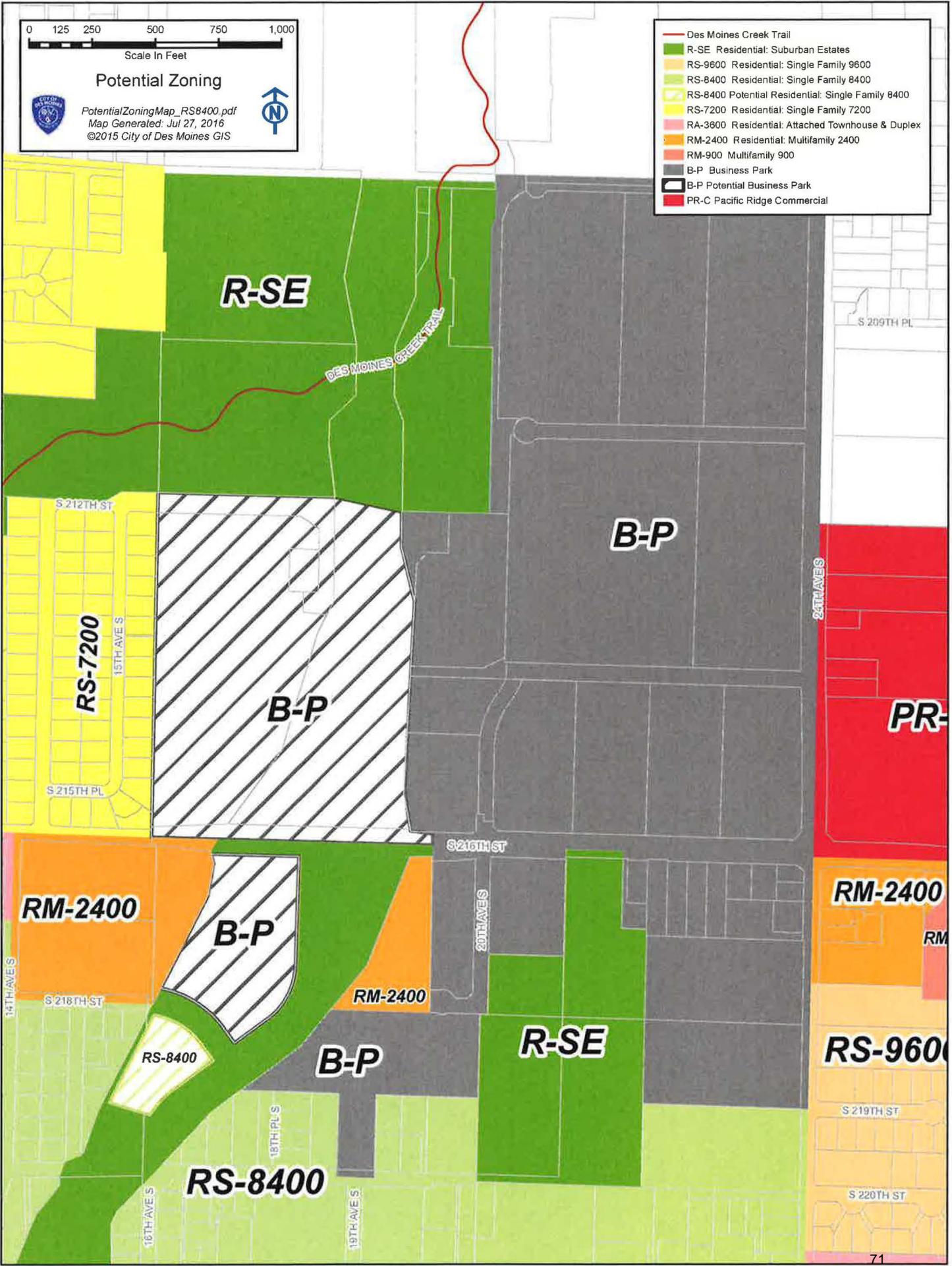
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Potential Zoning

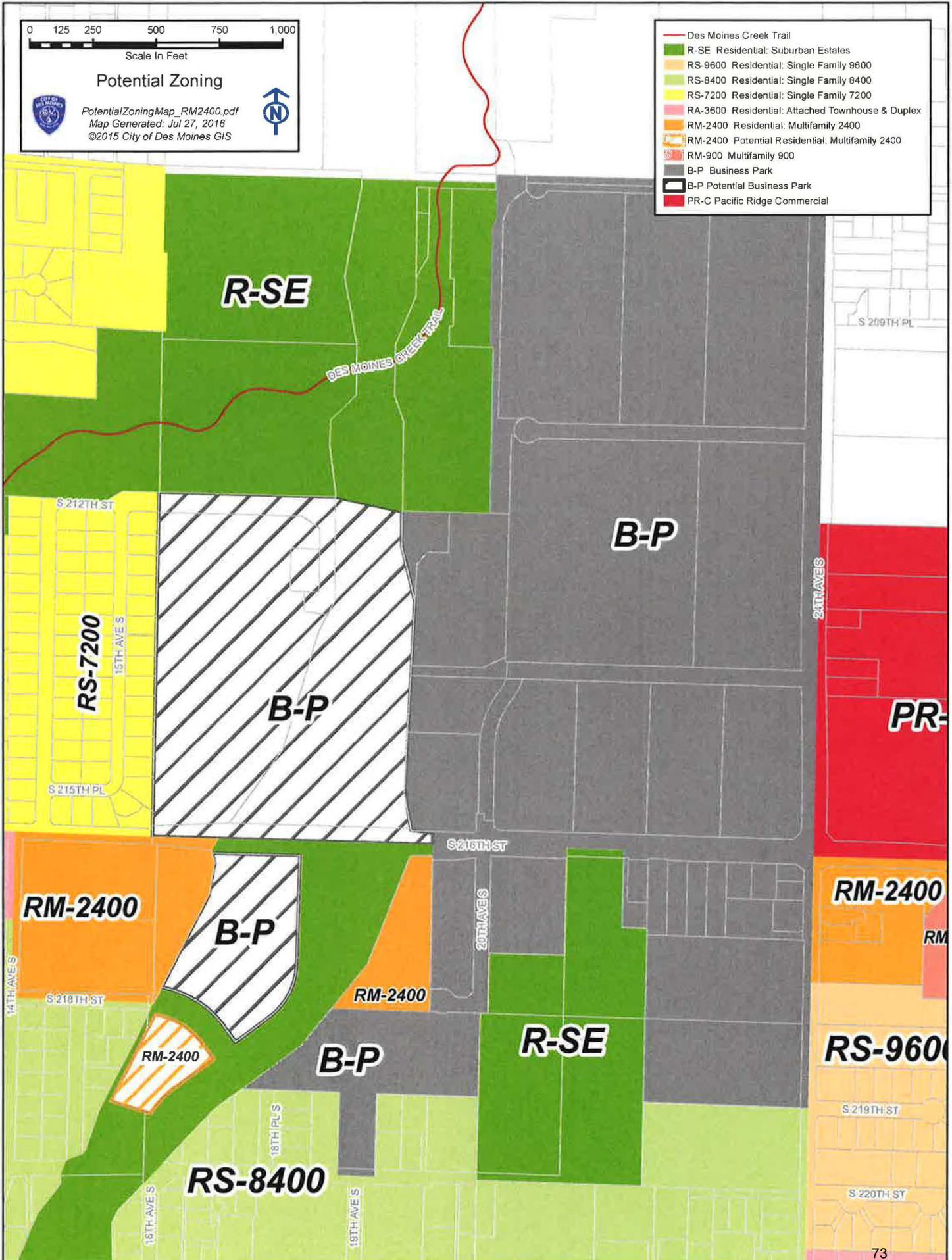
PotentialZoningMap_RS8400.pdf
 Map Generated: Jul 27, 2016
 ©2015 City of Des Moines GIS



- Des Moines Creek Trail
- R-SE Residential: Suburban Estates
- RS-9600 Residential: Single Family 9600
- RS-8400 Residential: Single Family 8400
- RS-8400 Potential Residential: Single Family 8400
- RS-7200 Residential: Single Family 7200
- RA-3800 Residential: Attached Townhouse & Duplex
- RM-2400 Residential: Multifamily 2400
- RM-900 Multifamily 900
- B-P Business Park
- B-P Potential Business Park
- PR-C Pacific Ridge Commercial



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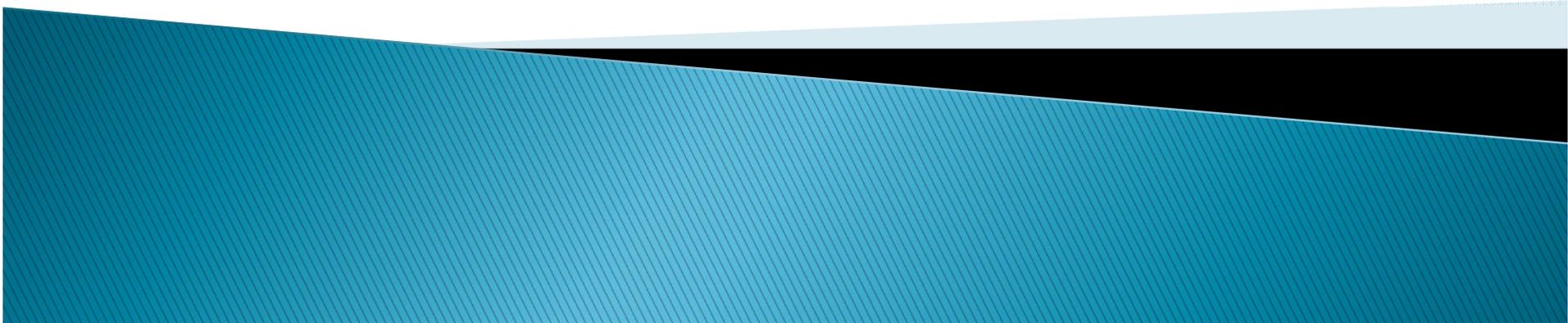
Government 101: City Finance

October 13, 2016

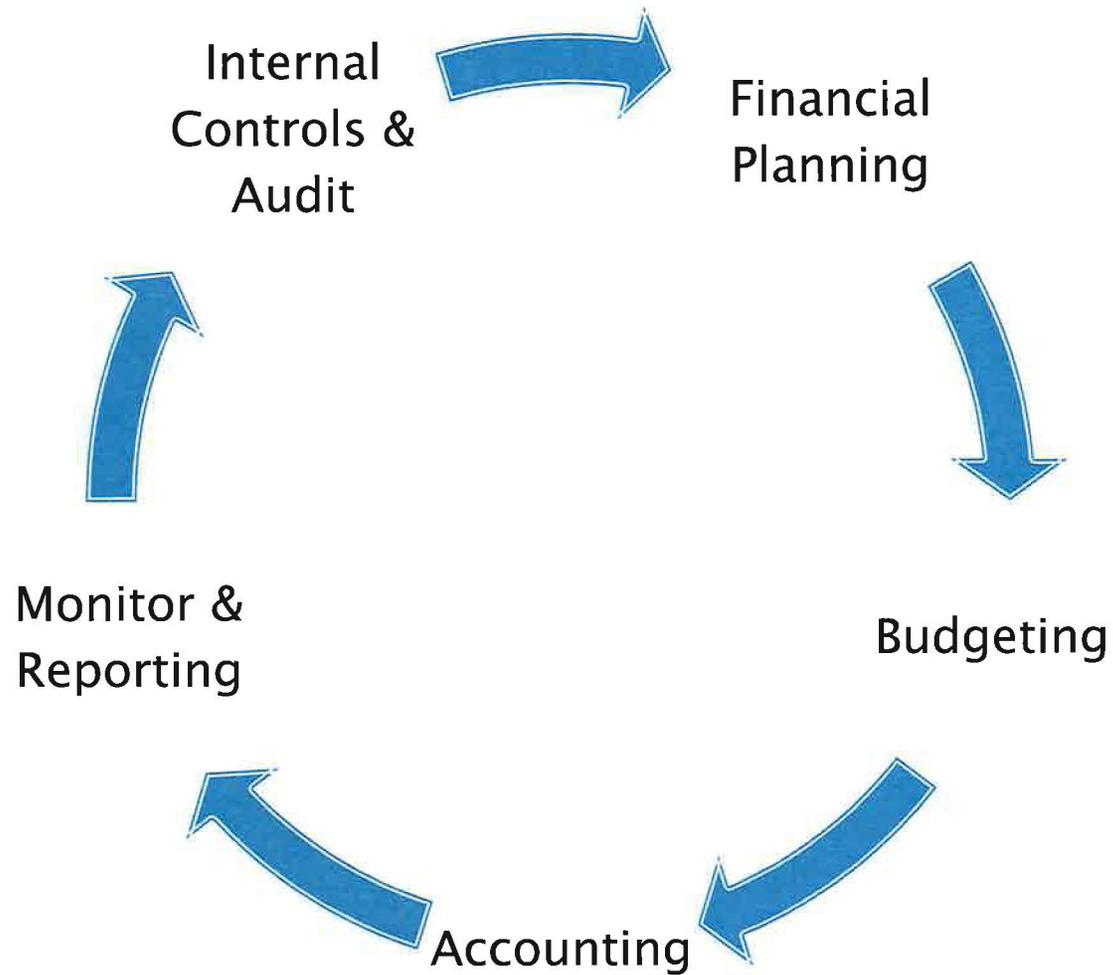
75

Old Business Item #1

75



City Finance



Part 1

FINANCIAL PLANNING

What do we need?
How will we pay for it?

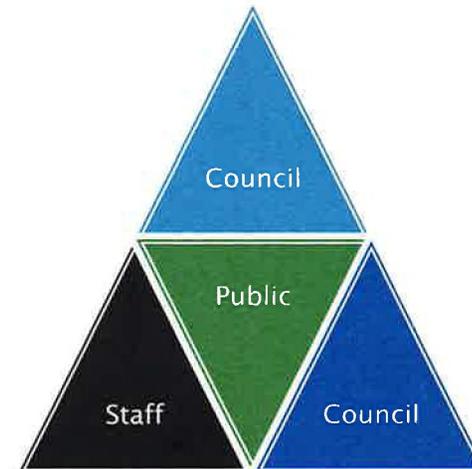
Why plan?

There is not enough money to do everything “we” want to do.

- ▶ Focuses attention on priorities & goals.
- ▶ Provides for organized growth & development
- ▶ Promotes efficient operations.
- ▶ Helps distribute costs over time.
- ▶ Enhances opportunities for grants.

How are plans created?

- ▶ Start with the last plan.
- ▶ Add staff perspective of changes.
- ▶ Add council perspective of changes.
- ▶ Add public perspective of changes.
- ▶ Finalize council perspective of changes and adopt the plan.



Types of City Financial Plans

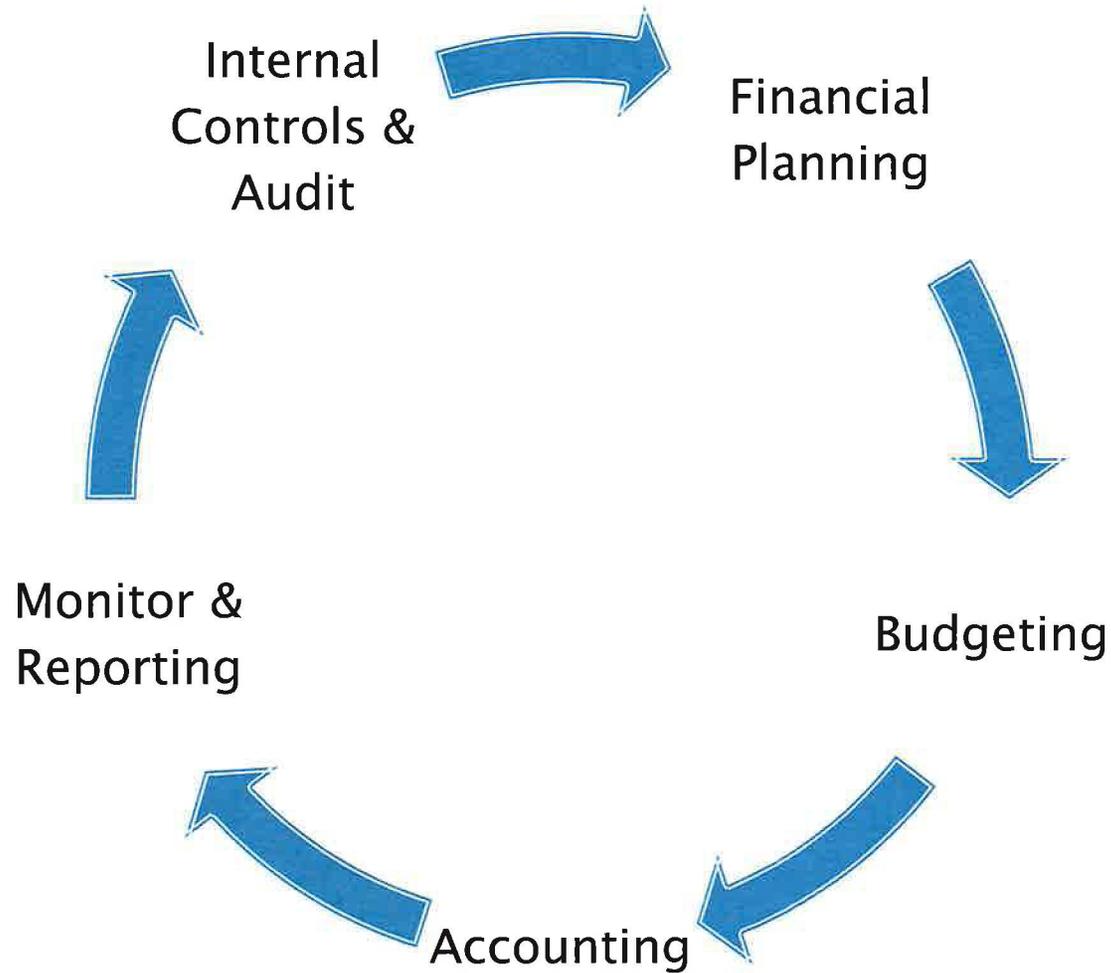
- ▶ City Wide 20 Year Comprehensive Plan
 - What is our vision of the future and how do we plan to get there?
 - Includes such things as zoning (what activities occur where in the city) & capital needs
- ▶ Various Department's Master Plans
- ▶ 6 Year Capital Plan
- ▶ 5 Year Financial Forecast
- ▶ 1 Year Operating & Capital Budgets
- ▶ Debt capacity analysis

Part 2

BUDGETING –

Capital Budget
Operating Budget

City Finance



What is the difference between “Plans” & “Budgets” ?

- ▶ Plans help provide priority and direction.
- ▶ Budgets provide legal authority and limits.
- ▶ Capital & Debt spending are authorized for the life of the project /debt (many years).
- ▶ Other Operating spending is authorized for one year at a time.

Capital (Projects) Budget – Spending

- ▶ Comes from 1st year of 6 Year Capital Plan
- ▶ Generally projects greater than \$20,000 and which often take more than one year to finish.
 - New roads, traffic signals, trails, etc.
 - Docks, parking lots, storm water pipes, etc.
 - Buildings, park playgrounds, etc.
- ▶ Items which cost $> \$5,000$ and are not a repair (e.g. vehicles) are included in the Operating Budget.

Capital (Projects) Budget – Funding

- ▶ Capital Budgets include “real” funding.
 - Grants
 - Debt
 - Dedicated Capital Revenue Sources
 - Real Estate Excise Tax (REET 1 & REET 2)
 - Park Levy
 - In-Lieu Fees (Traffic, Park, etc.)
 - Impact Fees (Traffic, Park, etc.)
- ▶ Capital revenue sources are generally restricted to capital purposes and therefore can't be used for operating costs.

Operating Budget– Revenues

- ▶ Taxes
- ▶ Licenses & Permits
- ▶ Fees & Charges
- ▶ Grants
- ▶ State Shared Revenues
- ▶ Interest, Rents, Miscellaneous
- ▶ Debt Proceeds

Operating Budget – Spending

- ▶ What services does the city provide?
 - City Council vision, policies and priorities
 - Municipal Court
 - Police Patrol, Detectives, CSO, SRO, Animal Control
 - Code Enforcement
 - Legal, Prosecutor, Indigent Defense
 - Planning, Building, Permitting, Licensing
 - Streets, Signals, Signs, Lights, Guardrails, Sidewalks
 - Parks, Recreation, Camps, Child Care, Sr. Activities
 - Public Art, Concerts, Festival Support
 - Marina
 - Surface Water Management
 - City Management
 - Centralized Departmental Support Services

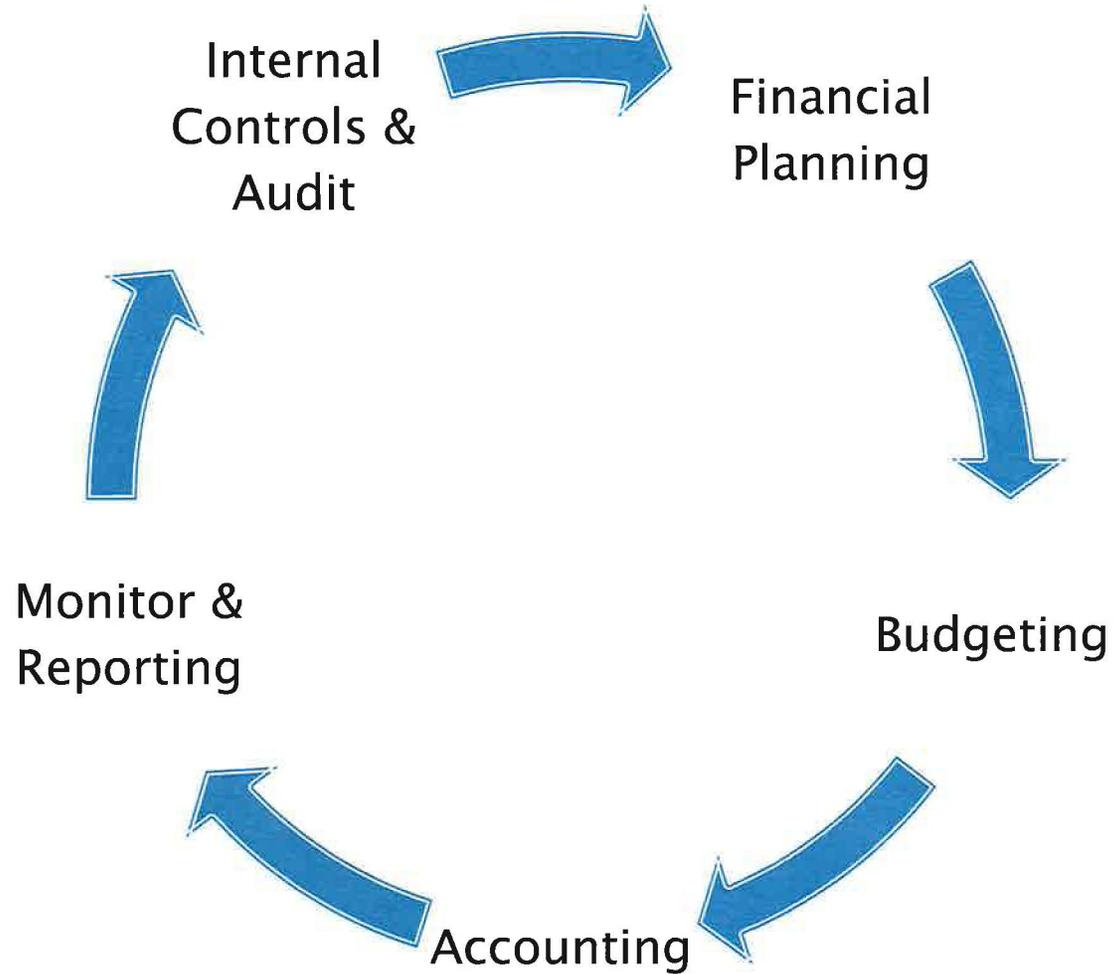
Budget Calendar & Process

- ▶ 6 Year Capital Plan – Adopted July
- ▶ Finance “Baseline” Budget July 15th
- ▶ “Department Requests” July 22nd
- ▶ City Manager Initial August 4th
- ▶ City Council Budget Retreat August 13th
- ▶ Citizen Advisory Committee Sept 15th
- ▶ Public Hearing City Mgr. Prelim Budget Oct 20th
- ▶ Public Hearing – 2017 Capital & Operating Nov 10th
- ▶ 2017 Property Tax Levy Nov 10th
- ▶ Continue public input and/or adopt by Dec 31st

Part 3

ACCOUNTING – Keeping track of money received and money spent.

City Finance



Restrictions and Control.

- ▶ Revenues are often restricted:
 - Fees are in exchange for services
 - sometimes not enough to pay for full cost
 - Taxes are sometimes restricted by purpose (MVFT, REET, etc.); sometimes not (property, sales, utility).
 - Grants & donations are specific to the award.
 - Debt proceeds restricted by debt agreement.

“Fund” Accounting & Fund Types

- ▶ “Fund” is like its own business with its own bank account and its own revenues and expenses.

- ▶ A Fund is sometimes created to control cash for restricted purposes.
 - General Fund
 - Special Revenue Funds (Street, Paving, Drug, Redondo, TBD, etc.)
 - Debt Service Funds
 - Capital Funds
 - Enterprise Funds (Marina & SWM)
 - Internal Service Funds (Insurance, Fleet, Facilities, Unemployment, etc.)

Accounting Systems

- ▶ Approximately 18 different cashiering points (7 locations) to balance daily.

- ▶ 36 different accounting funds and 3,615 active accounts.
 - 2,100 different spending accounts.
 - 647 different revenue accounts.
 - 868 different balance sheet accounts.

 - Vendor Payables & Employee Payroll Systems.
 - Receivable, LID, Parks & Marina Billing Systems.
 - Capital Asset, Debt, Investment Systems.

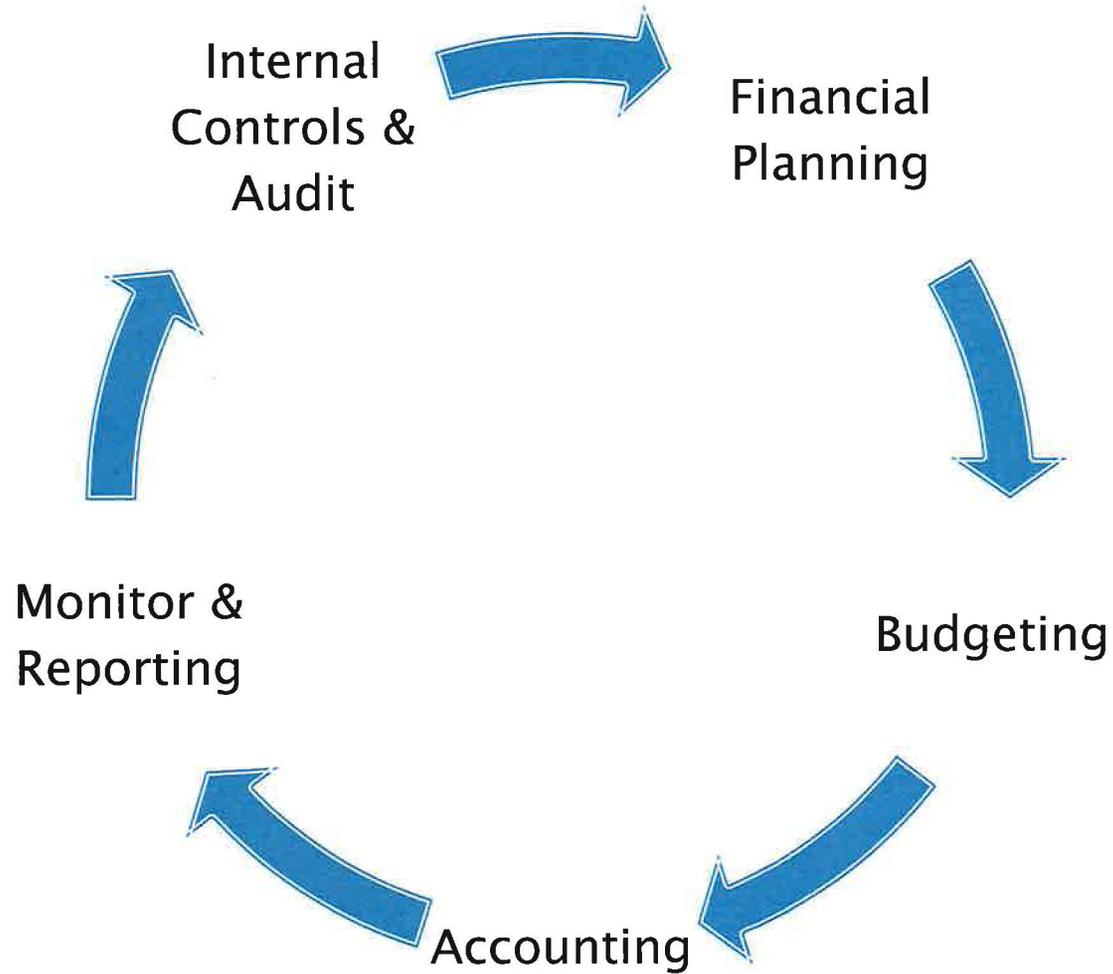
Part 4

REPORTING -

The story in numbers

(according to the rules)...

City Finance



The Great “GASB”...

Governmental Accounting Standards Board

- ▶ Sets the standards for financial reporting.
- ▶ Goal of standard setting is financial statement consistency, comparability and accountability.
- ▶ First standard set in 1984
 - 82 Standards – which keep changing
 - GASB 82 amends GASB 67,68 and 73.
- ▶ GASB’s intent is to review standards every 10 years.

Reporting Stakeholders– Who cares?

- ▶ Financial Statement Users
 - The Public has a right to know
 - Creditors (i.e. debt borrowing)
 - Management
- ▶ Accounting Scholars & Standard Setters
- ▶ Financial Statement Preparers
- ▶ Auditors

Financial Statements Focus

- ▶ Generally used to tell what happened in the past.
 - Verifiable
 - Cost effective
 - More consistent

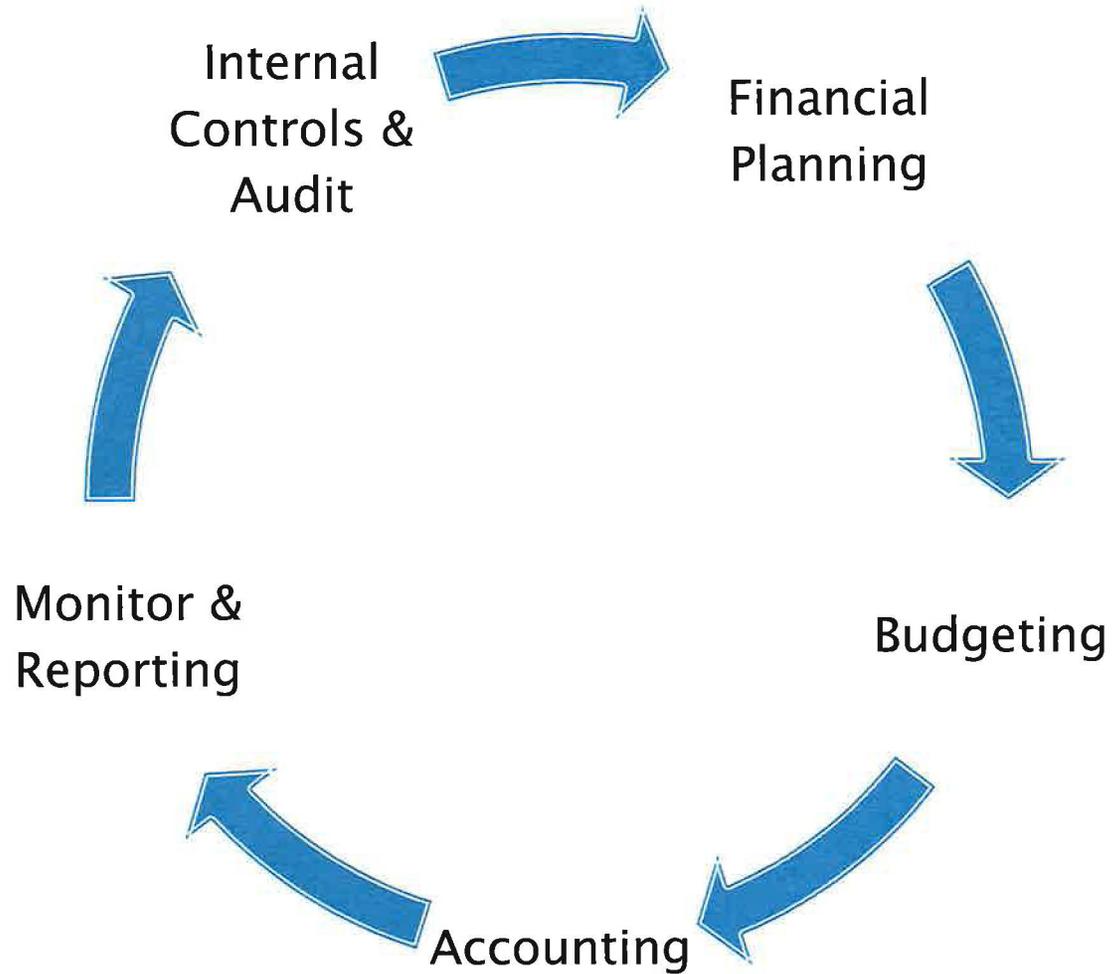
- ▶ What's not prescribed:
 - Financial Forecasts
 - Budget Reports
 - Performance Reports

Part 5

Audits & Internal Controls–

How to make sure the rules are followed
and Public resources are protected.

City Finance



Audits –

- ▶ Can we believe the numbers in the Financial Statements?
 - “Reasonable assurance”
 - “Statements are not materially misleading”
- ▶ We pay them; why not “absolute assurance”?
 - Test basis
 - Cost prohibitive to audit every transaction.
 - Reliance on “Internal Controls”
 - Costs about \$53K –\$55K each year.

Audits –

- ▶ Performed by the State Auditor’s Office
- ▶ City has 3 audits each year:
 - Financial Statement Audit
 - Combined Federal Grant Audit
 - Accountability Audit
- ▶ Generally on-site March to July
- ▶ Transportation Benefit District – Last one
 - About \$5,500 every 3 years.

Internal Controls – More than Financial Statements

- ▶ The structure management puts into place to provide reasonable assurance it will meet its basic objectives.
 - Operations are run both *efficiently & effectively*
 - Financial Reporting – Stewardship of public resources
 - Legal Compliance – Laws, contracts, policies, etc.
- ▶ MANAGEMENT is responsible for creating and following internal controls (not auditors).
- ▶ COUNCIL is responsible for ensuring management carries out its internal control responsibilities.

Inherent limits on Internal Controls

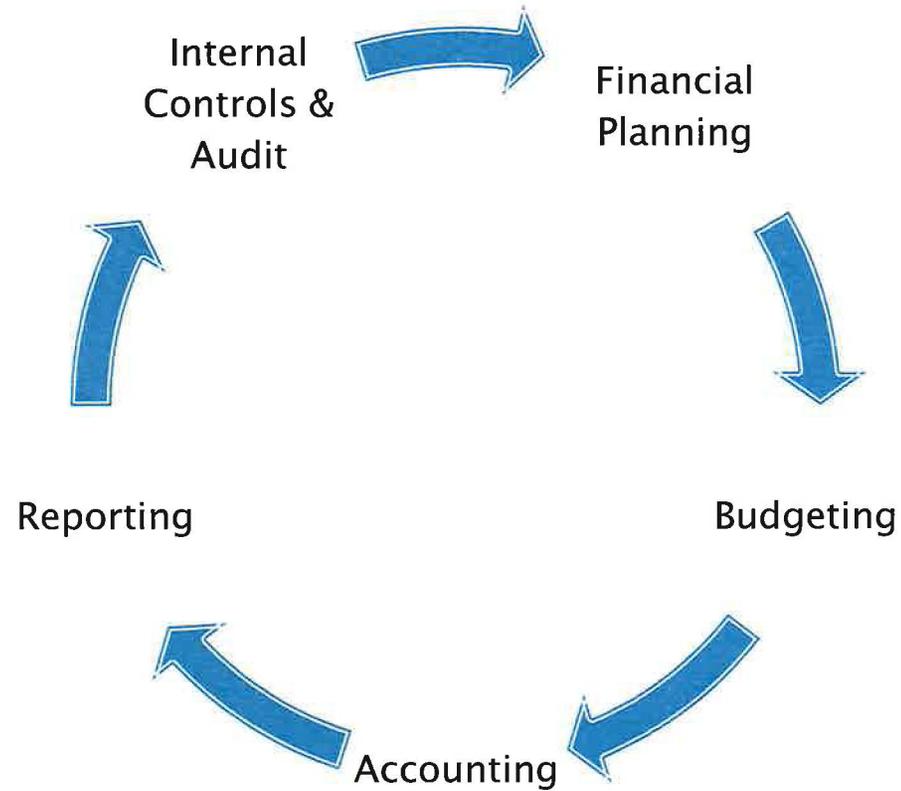
- ▶ Cost/benefits
- ▶ Management override
- ▶ Collusion



Internal Control Structure: Five Elements

- ▶ **Control Environment**
 - Management is knowledgeable
 - Management is committed
 - Management communicates
- ▶ **Risk Assessment of internal & external risks**
 - Inherent Risk
 - Change
 - Complexity
 - Cash Receipts
 - Direct Payments to Beneficiaries of Gov't Programs
 - History of Prior Problems
 - History of lack of response to prior noted deficiencies
- ▶ **Control Activities**
 - Prevent
 - Detect and alert
- ▶ **Information and communication**
- ▶ **Monitoring**

City Financial Management – Takes the **WHOLE TEAM**



A G E N D A I T E M

BUSINESS OF THE CITY COUNCIL City of Des Moines, WA

SUBJECT: City Council Financial Information
follow up.

ATTACHMENTS:

FOR AGENDA OF: October 13, 2016

DEPT. OF ORIGIN: Finance

DATE SUBMITTED: October 7, 2016

CLEARANCES:

- Legal _____
- Finance *DM*
- Marina _____
- Parks, Recreation & Senior Services _____
- Planning, Building & Public Works _____
- Police _____
- Courts _____

APPROVED BY CITY MANAGER
FOR SUBMITTAL: *mm*

Purpose and Recommendation

The purpose of this report is to provide to the City Council information relating to the Parks, Recreation and Sr. Services' Department program activities and financial information.

Suggested Motion

None.

Background

City Council has requested program participation information, program current year monthly revenue and expenditure information as well as comparative annual information relating to the Parks, Recreation, Sr. Services Department. Staff will provide this information as a presentation on October 13, 2017.

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