

AGENDA

**DES MOINES CITY COUNCIL
REGULAR MEETING
City Council Chambers
21630 11th Avenue S, Suite C.
Des Moines, Washington
Thursday, March 13, 2025 - 6:00 PM**

City Council meeting can be viewed live on the City's website, Comcast Channel 21/321 or on the City's [YouTube](#) channel.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CORRESPONDENCE NOT PREVIOUSLY RECEIVED BY COUNCIL

COMMENTS FROM THE PUBLIC

COMMITTEE CHAIR REPORT

- TRANSPORTATION COMMITTEE MEETING: Chair Matt Mahoney
- ENVIRONMENT COMMITTEE MEETING: Chair JC Harris
- PUBLIC SAFETY/EMERGENCY MANAGEMENT COMMITTEE: Chair Traci Buxton

CITY MANAGER REPORT/PRESENTATIONS/BRIEFINGS

- Item 1. 2025 DES MOINES YACHT CLUB COMMODORE – PEGGY CLAAR
- Item 2. CONSIDERATION TO JOIN K4C- KING COUNTY CITIES CLIMATE COLLABORATION
- Item 3. 6 GILL SHARK PRESENTATION
Presentation by Rus Higby with the MaST Center Aquarium

CONSENT AGENDA

- Item 1. APPROVAL OF VOUCHERS
Motion is to approve the payment vouchers through February 27, 2025 and payroll transfers through March 05, 2025 in the attached list and further described as follows:

EFT Vendor Payments	#11460-11506	\$ 501,980.42
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Wires	#2877-2884	\$ 375,382.06
Accounts Payable Checks	#166482-166541	\$1,105,068.35
Payroll Checks	#19928-19929	\$ 723.80
Payroll Advice	#19930-19932	\$ 479,689.73
Payroll Checks	#19930-19932	\$ 3,290.34
Payroll Advice	#12791-12960	\$ 518,193.43

Total Checks and Wires for A/P & Payroll: \$ 2,984,328.13

[Approval of Vouchers](#)

Item 2. APPROVAL OF MINUTES

Motion to approve the minutes from the City Council Study Sessions on January 30, 2025, and February 6, 2025, as well as the City Council Regular Meeting on February 13, 2025.

[Approval of Minutes](#)

Item 3. REDONDO RESTROOM REPLACEMENT PROJECT –
CONSTRUCTION CONTINGENCY AMENDMENT

Motion 1 is to increase the project construction contingency for the Redondo Restroom Replacement Project, in the amount of \$130,000, bringing the total project construction contingency to \$320,000.

Motion 2 is to direct administration to bring forward a budget amendment to the 2025-2030 Capital Improvement Plan and the 2025 Capital Budget to include the amended Redondo Restroom Replacement Project as described herein, and include such amendment in the next available budget amendment ordinance.

[Redondo Restroom Replacement Project – Construction Contingency Amendment](#)

UNFINISHED BUSINESS

Item 1. AIRPORT ADVISORY COMMITTEE PURPOSE AND COMPOSITION
Staff Presentation by Community Development Director Rebecca Deming

[Airport Advisory Committee Purpose and Composition](#)

NEW BUSINESS

Item 1. CONSIDERATION TO JOIN K4C- KING COUNTY CITIES CLIMATE
COLLABORATION

[Consideration to Join K4C- King County Cities Climate Collaboration](#)

Item 2. DES MOINES MEMORIAL FLAG TRIANGLE PROJECT – CONTRACT
AWARD

Staff Presentation by Surface Water Engineer Alex Johnson, EIT CMIT

- Agenda Item will be attached after the Bid Opening on March 11,

2025.

- Item 3. 24TH AVE S IMPROVEMENTS PROJECT – CONSTRUCTION CONTINGENCY AMENDMENT
Staff Presentation by Principal Engineer Khai Le, P.E.
[24th Ave S Improvements Project – Construction Contingency Amendment](#)
- Item 4. NEW AGENDA ITEMS FOR CONSIDERATION – 10 Minutes

COUNCILMEMBER REPORTS

(4 minutes per Councilmember) - 30 minutes

PRESIDING OFFICER’S REPORT

EXECUTIVE SESSION

NEXT MEETING DATE

March 27, 2025 City Council Regular Meeting

ADJOURNMENT

[Projected Future Agenda Items](#)

**CITY OF DES MOINES
Voucher Certification Approval**

March 13, 2025

Auditing Officer Certification

Voucher 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 **March 13, 2025** the Des Moines City Council, by unanimous vote, does approve for payment those vouchers through February 27, 2025 and payroll transfers through March 5, 2025 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:



Jeff Friend, Finance Director

		# From	# To	Amounts
Claims Vouchers:				
EFT's		11460	11506	501,980.42
Wires		2877	2884	375,382.06
AP Checks		166482	166541	1,105,068.35
Total Vouchers paid				1,982,430.83
Payroll Vouchers				
Payroll Checks	2/20/2025	19928	19929	723.80
Payroll Advice		12627	12790	479,689.73
Payroll Checks	3/5/2025	19930	19932	3,290.34
Payroll Advice		12791	12960	518,193.43
Total Paychecks & Direct Deposits				1,001,897.30
Total checks and wires for A/P & Payroll				2,984,328.13

MINUTES

**DES MOINES CITY COUNCIL
STUDY SESSION
City Council Chambers
21630 11th Avenue S, Des Moines, Washington
Thursday, January 30, 2025 - 6:00 PM**

CALL TO ORDER

Mayor Traci Buxton called the meeting to order at 6:02 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Jeremy Nutting.

ROLL CALL

Council Present:

Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger; Councilmember Yoshiko Grace Matsui; Councilmember JC Harris; Councilmember Matt Mahoney; and Councilmember Jeremy Nutting

Staff Present:

City Manager Katherine Caffrey; City Attorney Tim George; Assistant City Manager Adrienne Johnson-Newton; Harbormaster Scott Wilkins; Director of Community/Administrative Services Bonnie Wilkins; Police Chief Ted Boe; Public Works Director Michael Slevin; City Engineer Tommy Owen; Surface Water and Environmental Engineering Manager Tyler Beekley; IT Manager Chris Pauk; and City Clerk Taria Keane

EXECUTIVE SESSION

**RCW 42.30.110(1)(b) – POTENTIAL ACQUISITION OF REAL ESTATE
- 15 Minutes**

The Special Meeting was called to order by Mayor Traci Buxton at 6:04 p.m.

Council Present:

Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, Councilmember JC Harris, Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Study Session Minutes
January 30, 2025

Staff Present:

City Manager Katherine Caffrey; Assistant City Manager Adrienne Newton-Johnson; City Attorney Tim George; and Surface Water and Environmental Engineering Manager Tyler Beekley.

The purpose of the Special Meeting was to hold an Executive Session to discuss Potential Acquisition of Real Estate under RCW 42.30.110(1)(b). The Executive Session was expected to last 15 Minutes.

No formal action was taken. The Executive Session lasted 15 minutes.

The meeting adjourned at 6:19 p.m.

Direction/Action

Motion made by Councilmember Jeremy Nutting to direct City Manager to explore grant opportunities including King County Conservation Futures and sustain suitable Parcels within the City that could be acquired to support storm water permit requirements or to preserve or expand the city's tree capacity; seconded by Deputy Mayor Harry Steinmetz.

Motion passed 7-0.

CORRESPONDENCE

- There were no additional correspondence outside of the emails already received by Council.

DISCUSSION ITEMS

Item 1: WSDOT PROPERTY SURPLUS

City Manager Katherine Caffrey gave Council a PowerPoint Presentation on the WSDOT Property Surplus.

Comments from the public must be limited to the items of business on the Study Session Agenda. Please sign in prior to the meeting and limit your comments to three (3) minutes.

- Barbara McMichael, WSDOT Land
- Anne Kroeker, WSDOT Property

Direction/Action

Motion made by Councilmember JC Harris to direct the City to ask to defer the decision to pursue a grant for the purchase of the WSDOT Property until February 17th.

Study Session Minutes
January 30, 2025

Motion died for a lack of a second.

Motion made by Mayor Traci Buxton to decline the offer made by the Washington State Department of Transportation for the purchase of a parcel of land adjacent to South 216th Street in the Barnes Creek Trail for the price of \$5,350,000; seconded by Councilmember Jeremy Nutting.

Motion made by Councilmember JC Harris to defer the decision to February 6th and further move to direct the City to investigate the possibility of subdividing the property to provide an equivalent easement with the southern extent of the property.
Motion died for a lack of a second.

Amended motion made by Councilmember Yoshiko Grace Matsui to direct staff to apply for Conservation Futures Grant with the match waiver or opportunities for Grant Escrow like arrangement from Forterra as an option by February 10th, seconded by Councilmember Gene Achziger.
Amended motion failed 3-4.

For: Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, and Councilmember JC Harris.

Against: Mayor Traci Buxton, Deputy Mayor Harry Steinmetz, Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

The main motion passed 4-3.

For: Mayor Traci Buxton, Deputy Mayor Harry Steinmetz, Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember Gene Achziger, Councilmember Yoshiko Grace Matsui, and Councilmember JC Harris.

Item 2: DISCUSSION ON FIFA 2026 EVENT

Council watched a Webinar on the 2026 FIFA World Cup.

At 7:40 p.m. Councilmember Yoshiko Grace Matsui left the meeting.

At 7:55 p.m. Councilmember JC Harris left the meeting.

No formal action was taken.

Study Session Minutes
January 30, 2025

NEXT MEETING DATE

February 06, 2025 City Council Study Session

ADJOURNMENT

Direction/Action

Motion made by Councilmember Jeremy Nutting to adjourn; seconded by Deputy Mayor Harry Steinmetz.

Motion passed 5-0.

MINUTES

**DES MOINES CITY COUNCIL
STUDY SESSION
City Council Chambers
21630 11th Avenue S, Des Moines, Washington
Thursday, February 6, 2025 - 6:00 PM**

CALL TO ORDER

Mayor Traci Buxton called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Councilmember Gene Achziger.

ROLL CALL

Council Present:

Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger; Councilmember Yoshiko Grace Matsui; Councilmember JC Harris; and Councilmember Matt Mahoney

Council Present via Phone:

Councilmember Jeremy Nutting

Staff Present:

City Manager Katherine Caffrey; City Attorney Tim George; Assistant City Attorney Matt Hutchins; Assistant City Manager Adrienne Johnson-Newton; Public Works Director Michael Slevin; Police Chief Ted Boe; Finance Director Jeff Friend; Community Development Director Rebecca Deming; Planning & Development Services Manager Laura Techico; IT Manager Chris Pauk; and City Clerk Taria Keane

CORRESPONDENCE

- There were no additional correspondence outside of the emails already received by Council.

COMMENTS FROM THE PUBLIC

Comments from the public must be limited to the items of business on the Study Session Agenda. Please sign in prior to the meeting and limit your comments to three (3) minutes.

- Maria Batayola, Airport Committee
- Karen Valoria, Airport Committee
- Steve Edmiston via Video - Airport Committee

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- Lloyd Lytle, Planning Commission

DISCUSSION ITEMS

Item 1: MARINA STEPS, REDONDO PIER & BOND PROJECTS

City Manager Katherine Caffrey and Public Works Director Michael Slevin gave Council a PowerPoint Presentation on the Marina Steps, Redondo Pier & Bond Projects.

COMMENTS FROM THE PUBLIC CONTINUED

- Kay Vann, Redondo Pier
- Patrice Thorell, Marina Steps
- Bill Linscott, Marina Steps and Redondo Pier
- Melanie Barlow, Redondo Pier
- Victoria Andrews, Marina Steps
- Mark Eide, Redondo Pier
- Dina Rohm, Redondo Pier
- Coralyn Beck, Redondo Pier
- Jim Irish, Value Engineering

Direction/Action

Motion made by Councilmember JC Harris to amend the bond ordinance to allow the small boat launch to be added to the list of applicable purposes.

Motion died for a lack of second.

Motion made by Councilmember Gene Achziger to fund the Redondo Pier only; seconded by Councilmember Yoshiko Grace Matsui. Motion failed 2-5.

For: Councilmember Gene Achziger, and Councilmember Yoshiko Grace Matsui.

Against: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember JC Harris, Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Motion made by Councilmember Matt Mahoney to fully fund with Bond proceed the new Pier project, and also to approve task assignment with KPFF in the amount of \$100,000 for additional value engineering and scope reduction for the Des Moines Marina Steps project and authorize

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the City Manager to sign the task assignment substantially in the form as attached; seconded by Deputy Mayor Harry Steinmetz.
Motion passed 4-3.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz;
Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember Gene Achziger, Councilmember JC Harris
and Councilmember Yoshiko Grace Matsui.

Motion made by Mayor Traci Buxton to direct staff to bring back to the Council information for the consideration of a Sling Launch and Dry Stack Storage; seconded by Councilmember Gene Achziger.
Motion passed 6-1.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz;
Councilmember Gene Achziger, Councilmember Yoshiko Grace,
Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember JC Harris

DISCUSSION ITEMS

Item 2: PLANNING COMMISSION/PLANNING AGENCY DISCUSSION

Community Development Director Rebecca Deming gave Council a PowerPoint Presentation on a Planning Commission.

Council directed staff to add a Planning Commission agenda item to a future Council meeting.

Item 3: AIRPORT ADVISORY COMMITTEE

Community Development Director Rebecca Deming gave Council a PowerPoint Presentation on a Airport Partnership.

Direction/Action

Motion made by Councilmember Yoshiko Grace Matsui to approve the formation of the Airport Advisory Committee as outlined; seconded by Mayor Traci Buxton.

Amended Motion made by Councilmember Matt Mahoney to approve the formation of the Airport Advisory Committee currently outlined in the agenda but subject to further determination at a later date; seconded by Councilmember Yoshiko Grace Matsui.

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Amended Motion passed 6-1.

For: Mayor Traci Buxton; Deputy Mayor Harry Steinmetz;
Councilmember Gene Achziger, Councilmember Yoshiko Grace,
Councilmember Matt Mahoney, and Councilmember Jeremy Nutting.

Against: Councilmember JC Harris

NEXT MEETING DATE

February 13, 2025 City Council Regular Meeting

ADJOURNMENT

Direction/Action

Motion made by Councilmember Gene Achziger to adjourn; seconded
by Deputy Mayor Harry Steinmetz.
Motion passed 7-0.

The meeting adjourned at 9:00 p.m.

[Projected Future Agenda Items](#)

MINUTES

**DES MOINES CITY COUNCIL
REGULAR MEETING
City Council Chambers
21630 11th Avenue S, Suite C
Des Moines, Washington
Thursday, February 13, 2025 - 6:00 PM**

CALL TO ORDER

Mayor Traci Buxton called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

The flag salute was led by Deputy Mayor Harry Steinmetz.

ROLL CALL

Council Present:

Mayor Traci Buxton; Deputy Mayor Harry Steinmetz; Councilmember Gene Achziger; Councilmember JC Harris; Councilmember Matt Mahoney; and Councilmember Jeremy Nutting

Council Absent:

Councilmember Yoshiko Grace Matsui

Direction/Action

Motion made by Deputy Mayor Harry Steinmetz to excuse Councilmember Yoshiko Grace Matsui; seconded by Councilmember Jeremy Nutting.
Motion passed 6-0.

Staff Present:

City Manager Katherine Caffrey; City Attorney Tim George; Assistant City Manager Adrienne Johnson-Newton; Director of Community/Administrative Services Bonnie Wilkins; Harbormaster Scott Wilkins; Assistant Harbormaster Katy Bevegni; Assistant Police Chief Kevin Penney; Public Works Director Michael Slevin; City Engineer Tommy Owen; Surface Water and Environmental Engineering Manager Tyler Beekley; Civil Engineer 1 Alex Johnson; Finance Director Jeff Friend; Community Development Director Rebecca Deming; Assistant City Attorney Matt Hutchins; City Prosecutor Tara Vaughn; IT Manager Chris Pauk; and City Clerk Taria Keane

CORRESPONDENCE NOT PREVIOUSLY RECEIVED BY COUNCIL

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- There were no additional correspondence outside of the emails already received by Council.

COMMENTS FROM THE PUBLIC

- Bill Linscott, Boat Launch and Dry Stack

COMMITTEE CHAIR REPORT

- FINANCE COMMITTEE: Chair Matt Mahoney
 - Councilmember Matt Mahoney provided an update on the Finance Committee meeting held on February 06, 2025.
- PUGET SOUND REGIONAL COUNCIL TRANSPORTATION POLICY BOARD
 - Councilmember Matt Mahoney provided an update on the PSRC Transportation Policy Board meeting held on February 13, 2025.
- ENVIRONMENT COMMITTEE: Chair JC Harris
 - Councilmember JC Harris provided an update on the Environment Committee meeting held on February 13, 2025.
- PUBLIC SAFETY EMERGENCY MANAGEMENT: Chair Traci Buxton
 - Mayor Traci Buxton provided an update on the Public Safety Emergency Management Committee meeting held on February 06, 2025.
- MUNICIPAL FACILITIES COMMITTEE: Chair Jeremy Nutting
 - Councilmember Jeremy Nutting provided an update on the Municipal Facilities Committee meeting held on January 23, 2025.
- ECONOMIC DEVELOPMENT COMMITTEE: Chair Jeremy Nutting
 - Councilmember Jeremy Nutting provided an update on the Economic Development Committee meeting held on January 23, 2025.

CITY MANAGER REPORT/PRESENTATIONS/BRIEFINGS

Item 1: KING COUNTY METRO SOUTH LINK CONNECTIONS MOBILITY PROJECT

City Engineer Tommy Owen along with partners from King County Metro gave Council a PowerPoint Presentation on the King County Metro South Link Connections Mobility Project.

Item 2: DES MOINES CREEK ESTUARY PROJECT

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Surface Water Engineer along with consultants from Parametrix gave Council a PowerPoint Presentation on the Des Moines Creek Estuary Project.

Item 3: FIELD HOUSE PLAY EQUIPMENT UPDATE

Public Works Director Michael Slevin updated the Council on the Field House Play Equipment.

Item 4: AIRPORT COMMISSION & PLANNING COMMISSION SCHEDULE

Community Development Director Rebecca Deming gave Council a PowerPoint Presentation on a Airport Committee and the Planning Commission.

CONSENT AGENDA

Item 1: APPROVAL OF VOUCHERS

Motion is to approve the payment vouchers through January 30, 2025 and payroll transfers through January 22, 2025 in the attached list and further described as follows:

EFT Vendor Payments	#11306-11389	\$1,844,997.63
Voided EFT	#11284-11284	\$ (375.00)
Wires	#2846-2852	\$ 494,640.33
Accounts Payable Checks	#166385-166446	\$ 924,940.26
Voided AP Checks	#165543, 166144	\$ (525.61)
Payroll Checks	#19920-19921	\$ 431.51
Payroll Advice	#12287-12454	\$ 562,680.38
Payroll Checks Voided	#19908-19908	\$ (3502.82)
Payroll Check	#19922-19922	\$ 3502.82

Total Checks and Wires for A/P & Payroll: \$ 563,093.89

Item 2: BLACK HISTORY MONTH PROCLAMATION

Motion is to approve the Proclamation recognizing February as Black History Month.

Item 3: BARNES CREEK TRAIL - SOUTH 240TH STREET CONSULTANT CONTRACT

Motion is to approve Supplement #2 for KPG Psomas to provide final design and right-of-way services for the Barnes Creek Trail Project in

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the amount of \$88,516.51 and further authorize the City Manager to sign said Contract Amendment substantially in the form as submitted.

- Item 4: SENIOR CENTER ROOF CONTRACT AMENDMENT
Motion is to approve Change Order 1 to the Public Works Contract with Allied Roofing Installation Services LLC for the 2024 Senior Activity Center Upper Roof Replacement in the amount of \$24,795.00, and authorize a project construction contingency in the amount of \$2,479.50, and further authorize the City Manager to sign said Change Order substantially in the form as submitted.

- Item 5: FIELD HOUSE PLAYGROUND EQUIPMENT UPGRADE PROJECT AGREEMENT
Motion is to approve the 2022-2023 On-Call General Civil Engineering Services Task Assignment 2022-03 Supplement 5 with Perteet Inc. for the Field House Playground Equipment Upgrade Project in the amount of \$7,231.00 for Construction Administration Services, and further authorize the City Manager to sign said Agreement substantially in the form as submitted.

Direction/Action

Motion made by Councilmember Jeremy Nutting to approve the Consent Agenda as read; seconded by Councilmember Matt Mahoney.

Councilmember Gene Achziger pulled Consent Agenda Item #2.

The remainder of the Consent Agenda was approved 6-0.

Council discussed Agenda Item #2.

Motion made by Councilmember Gene Achziger to approve Consent Agenda Item #2 as read; seconded by Councilmember Matt Mahoney. Motion passed 6-0.

Mayor Traci Buxton read the Black History Month Proclamation into the record.

UNFINISHED BUSINESS

- Item 1: DES MOINES CREEK ESTUARY PROJECT, ON-CALL GENERAL ENGINEERING SERVICES TASK ASSIGNMENT WITH PARAMETRIX

Direction/Action

Motion made by Councilmember Jeremy Nutting to approve the 2024-2025 On-Call General Civil Engineering Services Task Assignment

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2024-06 with Parametrix Inc. to provide preliminary engineering and permitting services for the Des Moines Creek Estuary Project in the amount of \$289,816.30 and further authorize the City Manager to sign said Task Assignment substantially in the form as submitted; seconded by Deputy Mayor Harry Steinmetz.
Motion passed 6-0.

Item 2: BOAT LAUNCH AND DRY STACK STORAGE FEASIBILITY STUDY

Harbormaster Scott Wilkins gave Council a PowerPoint Presentation on the Boat Launch and Dry Stack Storage Feasibility Study.

Council discussed Boat Launch and Dry Stack Storage Feasibility Study perimeters.

No formal action was taken.

NEW BUSINESS

Item 1: NEW AGENDA ITEMS FOR CONSIDERATION – 10 Minutes

- Councilmember Matt Mahoney asked for Council's support on having a 6 Gill Shark Presentation be brought to Council. Council supported.

COUNCILMEMBER REPORTS

(4 minutes per Councilmember) - 30 minutes

COUNCILMEMBER JC HARRIS

- King County Emergency Management Advisory Committee
- Black History Month

COUNCILMEMBER MATT MAHONEY

- Valentine's Day Dance at the Activity Center

COUNCILMEMBER JEREMY NUTTING

- No Report

COUNCILMEMBER GENE ACHZIGER

- Nonprofit Summit

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DEPUTY MAYOR HARRY STEINMETZ

- Iris and Peony Grand Opening
- What's Up Des Moines
- Soundside Alliance
- Waterland Pride Breakfast
- Sound Cities Association Public Issues Committee
- Destination Des Moines Meeting

PRESIDING OFFICER'S REPORT

- What's Up Des Moines
- Ribbon Cutting at Pathways Park
- Visit with Commissioner Felleman
- Puget Sound Regional Council Executive Board
- Mayors Minute

NEXT MEETING DATE

February 27, 2025 City Council Regular Meeting

ADJOURNMENT

Direction/Action

Motion made by Deputy Mayor Harry Steinmetz to adjourn; seconded by Councilmember Jeremy Nutting.
Motion passed 6-0.

The meeting adjourned at 8:32 p.m.

[Projected Future Agenda Items](#)

A G E N D A I T E M

BUSINESS OF THE CITY COUNCIL
City of Des Moines, WA

SUBJECT: Redondo Restroom Replacement
Project – Construction Contingency
Amendment

FOR AGENDA OF: March 13, 2025

DEPT. OF ORIGIN: Public Works

ATTACHMENTS:

DATE SUBMITTED: March 3, 2025

1. Redondo Restroom Replacement Project
CIP Budget Worksheet
2. Redondo Paid Parking CIP Budget
Worksheet

CLEARANCES:

- City Clerk _____
- Community Development _____
- Courts _____
- Director of Marina Redevelopment _____
- Emergency Management _____
- Finance *MM 21*
- Human Resources _____
- Legal */s/ TG*
- Marina *BW*
- Police _____
- Parks, Recreation & Senior Services _____
- Public Works *WPS*

APPROVED BY CITY MANAGER

FOR SUBMITTAL: *Katherine Coffey*

Purpose and Recommendation

The purpose of this agenda item is to seek City Council approval for authorization of additional construction contingency on the Redondo Restroom Replacement Project to allow paid parking infrastructure for the separate Redondo Paid Parking Project to be installed by the City’s contractor, and for City Council to direct administration to bring forward an amendment to the 2025-2030 Capital Improvement Plan and 2025 Capital Budget (Attachment 1 and 2). The following motion(s) will appear on the Consent Agenda:

Suggested Motion(s)

Motion 1: “I move to increase the project construction contingency for the Redondo Restroom Replacement Project, in the amount of \$130,000, bringing the total project construction contingency to \$320,000

Motion 2: “I move to direct administration to bring forward a budget amendment to the 2025-2030 Capital Improvement Plan and the 2025 Capital Budget to include the amended Redondo Restroom Replacement Project as described herein, and include such amendment in the next available budget amendment ordinance.”

Background

The Redondo restroom facility has exceeded its expected service life and is showing significant degradation and deterioration. Given the current location of the restroom facility situated over tidelands, maintenance of the facility has become unsustainable due to the corrosive environment and aging timber piles. With the current restroom sited over the water, there are infrastructure challenges that are exacerbated with the saltwater environment.

The Redondo Restroom Replacement Project includes removing the existing restroom structure, disposal of existing creosote treated timber and constructing a new concessions/restroom building located within the Redondo Parking Lot. Associated civil improvements adjacent to the new restroom building will also be installed, including some infrastructure for the new parking lot payment system.

At the June 8, 2023, City Council meeting, the City passed Ordinance No. 23-022 providing for the issuance, sale and delivery of limited tax general obligation bonds for the purpose of constructing public amenities and capital improvements. The Redondo Restroom Project (MCCIP0018) was included in the bond.

At the September 24, 2023, City Council meeting, the City accepted a grant from the Washington State Recreation and Conservation Office (RCO) in the amount of \$681,903.00.

In the spring of 2024, City staff successfully secured all required federal, state, and local permits for the Redondo Fishing Pier and Restroom.

On April 17, 2024, a bid opening was held for the combined Redondo Fishing Pier and Restroom Replacement Project. However, only one bid was received and it exceeded the engineering estimate. As a result, City Council directed staff to reject the bid.

On May 29, 2024, the Redondo Restroom Replacement project was advertised for solicitation of bids as a stand-alone project with a Bid Opening on June 18, 2024.

At the July 11, 2024, City Council meeting, the City Council approved a construction contract with the low bid contractor, Christensen Inc. General Contractor. The contractor was given notice to proceed on August 12, 2024, and has worked diligently to complete the project according to the contract. The construction contract amount with Christensen Inc. General Contractor is \$1,882,952.93. Construction administration and inspections services are being provided by Exeltech Consulting, Inc.

The City has a CIP project to install paid parking equipment to replace the old system in the Redondo Parking Lot. The primary objective is to reintroduce a paid parking system that is both user-friendly and reliable. This new system aims to enhance security, curb illegal and improper use of the parking facilities, and establish a steady source of revenue.

Discussion

During the construction of the Redondo Restroom Replacement Project, the scope of work was expanded to include the installation of the Redondo paid parking infrastructure. The additional work included the installation of conduits for the future parking system, concrete islands, foundation pads for the parking machine and gate, and steel bollards. To support these added work items, additional design and design work was required to develop detailed construction plans and specifications for the contractor.

This expansion of the Redondo Restroom Replacement scope was initiated as a collaborative effort between the Marina and Engineering Services. By incorporating the Redondo paid parking infrastructure into the Redondo Restroom Replacement project, the City was able to take advantage of economies of scale, reducing overall costs and maximizing the efficiency of staff workload. This approach not only optimized the use of taxpayer dollars, but also helps to prevent future damage to the newly constructed restroom facility and surrounding civil improvements, which could have occurred if the parking infrastructure were installed separately at a later time.

The increased project contingency and budget amendment request provides additional construction funding to account for the above project challenges as well as provide a modest contingency throughout the project until physical completion is granted.

Of the \$130,000 additional project contingency, \$97,000 will be allocated for the paid parking infrastructure and is fully funded in the Redondo Paid Parking CIP budget.

A grant from the WA State Department of Commerce in the amount of \$1,852,000 was originally awarded to the combined Redondo Fishing Pier and Restroom Replacement Project. Due to timing of the pier replacement, this grant has been re-allocated to the Redondo Restroom Replacement project to avoid the potential risk of losing the grant and any future funding opportunities from the WA State Department of Commerce. As a result, the debt proceeds in the Redondo Restroom Replacement project funding will be utilized for other capital improvement projects.

Alternatives

The City Council could choose not to act on the motions, thereby placing project completion at risk. This is not advisable given the associated \$681,903 in grant funding from the Recreation and Conservation Office (RCO) and \$1,852,000 in grant funding from WA State Department of Commerce.

Financial Impact

The City's amended Redondo Restroom Replacement Project CIP Budget Worksheet (Attachment 1) and Redondo Paid Parking CIP Budget Worksheet (Attachment 2) include resources to account for the increased contingency. The updated project worksheet will be included in the next CIP budget amendment.

Recommendation

Staff recommends the adoption of the motion(s).

Council Committee Review

The Transportation and Municipal Facilities Committees have been routinely updated on the status of this project.

**CITY OF DES MOINES
2025-2030 CAPITAL IMPROVEMENT PLAN
(Amount in Thousands)**

Redondo Restroom	Project #	MCCIP0018
-	Previous Project #	310.086

CIP Category: Park Facility & Playground Projects

Managing Department: Plan, Build & PW Admin

<i>Summary Project Description:</i>
Demolish existing restroom and replace with smaller pre-fab structure across the street. Replace restroom foundation with surface similar to rest of plaza and add railings.

Justification/Benefits: The existing restrooms is approximately 35 years old and are functionally obsolete. The restrooms are built on a pier with all of the plumbing hanging below the structure where it can and has been destroyed by storms.

<i>PROJECT SCOPE</i>			
<i>Expenditures</i>	<i>Current Budget</i>	<i>Requested Change</i>	<i>Total Budget</i>
Design	103	-	103
Land & Right of Way	-	-	-
Construction	2,209	-	2,209
Contingency	182	33	215
Total Expenditures	2,494	33	2,527

<i>ANNUAL ALLOCATION</i>							
<i>Project to Date 12/31/23</i>	<i>Scheduled Year 2024</i>	<i>Plan Year 2025</i>	<i>Plan Year 2026</i>	<i>Plan Year 2027</i>	<i>Plan Year 2028</i>	<i>Plan Year 2029</i>	<i>Plan Year 2030</i>
98	5	-	-	-	-	-	-
-	1,187	1,022	-	-	-	-	-
-	182	33	-	-	-	-	-
98	1,374	1,055	-	-	-	-	-

<i>Funding Sources</i>	<i>Current Budget</i>	<i>Requested Change</i>	<i>Total Budget</i>
REET 2	77	-	77
Debt Proceeds	1,735	(1,753)	-
WA State Department of Commerce (Secured)	-	1,852	1,852
State of Washington Grants (RCO Secured)	682	-	682
Total Funding	2,494	99	2,611
Funding Shortfall/Excess	-	66	84

<i>Project to Date 12/31/23</i>	<i>Scheduled Year 2024</i>	<i>Plan Year 2025</i>	<i>Plan Year 2026</i>	<i>Plan Year 2027</i>	<i>Plan Year 2028</i>	<i>Plan Year 2029</i>	<i>Plan Year 2030</i>
69	8	-	-	-	-	-	-
-	-	1,852	-	-	-	-	-
-	682	-	-	-	-	-	-
69	690	1,852	-	-	-	-	-

**CITY OF DES MOINES
2025-2030 CAPITAL IMPROVEMENT PLAN
(Amount in Thousands)**

Redondo Paid Parking	Project #	TRCIP0017
-	Previous Project #	319.611

<i>Summary Project Description:</i>
Conduct automated pay parking system feasibility study and implementation with focus on gates, ticket dispensers, pay stations, on-street paid parking and display, and neighborhood parking management.

CIP Category: Economic Development Projects

Managing Department: Marina

Justification/Benefits: Currently this lot operates a seasonal (June - September) "Pay & Display" parking system. This type of parking depends on regular enforcement to make it effective and fair to all who use the lot. Upgrading the lot to a "Pay on Leaving" system where a paid ticket is needed to exit the lot will cut enforcement costs and effectively make the lot a year round operation. Collecting fees all year would increase revenues to help pay for the year round costs of maintaining the facility.

<i>PROJECT SCOPE</i>			
<i>Expenditures</i>	<i>Current Budget</i>	<i>Requested Change</i>	<i>Total Budget</i>
Design	30	(30)	-
Land & Right of Way	-	-	-
Construction	350	30	380
Contingency	-	-	-
Total Expenditures	380	-	380

<i>ANNUAL ALLOCATION</i>							
<i>Project to Date</i>	<i>Scheduled Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>
<i>12/31/23</i>	<i>2024</i>	<i>2025</i>	<i>2026</i>	<i>2027</i>	<i>2028</i>	<i>2029</i>	<i>2030</i>
-	-	-	-	-	-	-	-
142	238	-	-	-	-	-	-
-	-	-	-	-	-	-	-
142	238	-	-	-	-	-	-

<i>Funding Sources</i>	<i>Current Budget</i>	<i>Requested Change</i>	<i>Total Budget</i>
One Time Tax	25	(25)	-
Debt Proceeds	355	25	380
Total Funding	380	-	380
Funding Shortfall/Excess	-	-	-

<i>Project to Date</i>	<i>Scheduled Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>	<i>Plan Year</i>
<i>12/31/23</i>	<i>2024</i>	<i>2025</i>	<i>2026</i>	<i>2027</i>	<i>2028</i>	<i>2029</i>	<i>2030</i>
-	-	-	-	-	-	-	-
355	25	-	-	-	-	-	-
355	25	-	-	-	-	-	-

<i>OPERATING IMPACT</i>			
<i>Operating Impact</i>	<i>6 Year Total</i>		
Revenue	-	-	-
Expenses	-	-	-
Net Impact	-	-	-

<i>ANNUAL OPERATING IMPACT</i>							
<i>12/31/23</i>	<i>2024</i>	<i>2025</i>	<i>2026</i>	<i>2027</i>	<i>2028</i>	<i>2029</i>	<i>2030</i>
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-
-	-	-	-	-	-	-	-

AGENDA ITEM

BUSINESS OF THE CITY COUNCIL
City of Des Moines, WA

SUBJECT: Airport Advisory Committee Purpose and Composition


FOR AGENDA OF: March 13, 2025

DEPT. OF ORIGIN: Community Development

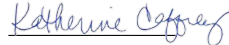
ATTACHMENTS:
1. None

DATE SUBMITTED: March 3, 2025

CLEARANCES:

- City Clerk _____
- Community Development 
- Courts _____
- Finance _____
- Human Resources _____
- Legal /s/TG
- Marina _____
- Police _____
- Parks, Recreation & Senior Services _____
- Public Works _____

APPROVED BY CITY MANAGER

FOR SUBMITTAL: 

Purpose and Recommendation

The purpose of this agenda item is for the Council to consider the Airport Committee purpose and composition.

Suggested Motion

Motion: “I move that the City Council direct staff to advertise for 4 citizen committee members for the Ad Hoc Airport Advisory Committee and appoint _____ as the Councilmember on the committee as outlined in the agenda item.”

Background

The City Council approved at the February 6, 2025 meeting to establish an Airport Committee. The Committee will provide recommendations to the City Council regarding airport-related issues. This Committee will be tasked with evaluating key topics, ensuring community involvement, and advising the Council on decision-making processes related to the airport.

Discussion

Based on the initial discussion, the following is a draft for consideration by the City Council regarding this item at the March 13, 2025 meeting.

1. **Committee Purpose:** The Committee shall serve in an advisory capacity to the City Council, providing recommendations and advice on the following topics related to airport matters:
 - Examination of the SAMP (Sustainable Airport Master Plan) timeline and responses to the process
 - Formation of an Interlocal Agreement (ILA) with airport partners and the extent of interaction with those partners
 - Selection and contracting of a consultant to assist with relevant projects
 - The role of the City of Des Moines on the StART (Seattle-Tacoma Airport Roundtable) Committee
 - Recommendations for the Des Moines strategy with the Port of Seattle
2. **Committee Composition:** The Committee will be Ad Hoc and will meet at least quarterly to assess airport-related issues.
 - The Committee consists of **one** Councilmember as a member and **4** citizen/business participants.
 - Participants must:
 - Be a resident or business owner of the City of Des Moines
 - Have a reasonable understanding of airport-related issues, or willingness to learn as necessary
 - Reflect and represent community advocacy organizations and/or relevant groups in the community
3. **Committee Leadership:**
 - The Committee will choose its own Chairperson. The Chair should encourage collaboration and participation, with a directive role. The Chair shall establish the agenda and time for the meetings.
 - Or the Chair can be the Councilmember.
4. **Work Plan and Responsibilities:**
 - The Committee will be responsible for:
 - Receiving assignments and tasks as directed by the City Council.
 - Develop a work plan that includes recommended tasks and research subjects. This plan will be submitted to the Council for approval or direction.
5. **Reporting:**
 - The Committee shall provide a report or minutes to the City Council after each meeting, ensuring transparent communication and regular updates on the progress of the work plan and any advisory recommendations.
6. **Role of Staff Liaison:**
 - A City staff member shall serve as the liaison to the Committee and be a non-voting member.

Alternatives

The Council elects to not form a Committee or elects to form one with a different structure, responsibilities or guidelines than outlined above.

Financial Impact

The financial impact, if any, will be addressed as the Committee is formed and begins its work, with further budget discussions to be brought before the Council as needed.

Recommendation

I move that the City Council direct staff to advertise for 4 citizen committee members for the Ad Hoc Airport Advisory Committee and appoint ____ as the Councilmember on the committee as outlined in the agenda item.

A G E N D A I T E M

BUSINESS OF THE CITY COUNCIL
City of Des Moines, WA

SUBJECT: Consideration to Join K4C- King
County Cities Climate Collaboration

FOR AGENDA OF: March 13, 2025

DEPT. OF ORIGIN: City Manager

ATTACHMENTS:

- 1. Interlocal Agreement

DATE SUBMITTED: March 05, 2025

CLEARANCES:

- City Clerk _____
- Communications _____
- Community Development _____
- Courts _____
- Emergency Management _____
- Finance _____
- Human Resources _____
- Legal /s/TG
- Marina _____
- Police _____
- Parks, Recreation & Senior Services _____
- Public Works _____

APPROVED BY CITY MANAGER

FOR SUBMITTAL: *Katherine Coffey*

Purpose and Recommendation

The purpose of this item is to consider the City of Des Moines joining the King County-Cities Collaboration (K4C) partnership. Founded in 2012, K4C is a partnership of local governments focused on climate action. K4C brings together King County communities of all sizes to share climate action resources, programs, and educational campaigns. Examples of their campaigns and initiatives include heat pump installations and other energy efficiency retrofits in low-income homes, model policy language for comprehensive plan updates, joint funding applications for EV charging grants, educational events, and more. K4C can be particularly beneficial to smaller communities that may lack the resources to develop and maintain climate action programs independently.

There are twenty-three partners in K4C including:

- King County
- Bellevue

- Bothell
- Burien
- Duvall
- Issaquah
- Kenmore
- Kent
- Kirkland
- Lake Forest Park
- Maple Valley
- Mercer Island
- Newcastle
- Normandy Park
- North Bend
- Redmond
- Renton
- Sammamish
- Seattle
- Shoreline
- Snoqualmie
- Tukwila
- Port of Seattle

Membership to K4C requires a ILA, annual dues of \$1,200, and a staff representative to attend regular meetings. Additionally, there are opportunities for elected officials from the members communities to periodically meet about climate issues.

Staff recommends the City of Des Moines join K4C.

Suggested Motion

Motion: “I move to authorize the City Manager to enter into an Inter Local Agreement with King County- Cities Collaboration for the City of Des Moines to join this group.”

INTERLOCAL AGREEMENT FOR CLIMATE COLLABORATION

This Agreement (“Agreement”) is entered into pursuant to Chapter 39.34 RCW among participating **Cities of King County**, (hereinafter referred to as the "Cities"), and **King County**, (hereinafter referred to as the "County"), 401 5th Avenue, Suite 800, Seattle, WA 98104 (collectively, “the Parties”) Chapter 39.34 RCW.

Whereas, we, King County and the undersigned Cities of King County, wish to work together to directly respond to climate change and reduce global and local sources of climate pollution;

Whereas, we believe that by working together we can increase our efficiency and effectiveness in making progress towards this goal;

Whereas, we are interested in achieving this goal in a way that builds a cleaner, stronger and more resilient regional economy;

Whereas, we are interested in focusing on local solutions to leverage and partner with related collaborative efforts;

Whereas, partnering on sustainable solutions will advance progress towards Cities’ environmental, climate change, and energy goals such as those adopted by the nearly half of King County Cities that have signed on to the U.S. Conference of Mayors Climate Protection Agreement;

NOW, THEREFORE, the Cities and King County mutually agree as follows:

1. Purpose and Scope of this Agreement

1.1 The purpose of this Agreement is to outline responsibilities and tasks related to the County and Cities that are voluntarily participating in the King County-Cities Climate Collaboration. The Parties will develop and coordinate on the following efforts:

- (a) Outreach: Develop, refine, and utilize messaging and tools for climate change outreach to engage decision makers, other cities, and the general public.
- (b) Coordination: Collaborate on adopting consistent standards, benchmarks, strategies, and overall goals related to responding to climate change.
- (c) Solutions: Share local success stories, challenges, data and products that support and enhance climate mitigation efforts by all partners.

(d) Funding and resources: Collaborate to secure grant funding and other shared resource opportunities to support climate related projects and programs.

1.2 It is not the purpose or intent of this Agreement to create, supplant, preempt or supersede the authority or role of any individual Party.

1.3 All tools, outreach materials, data, collaborative efforts, and other resources that are developed as part of this Agreement are optional for Cities and King County to adopt or utilize.

2. Organization

2.1 Each Party shall appoint one designee and an alternate to serve as its representative. Upon the effective execution of this Agreement and the appointment of designees and alternate designees for each Party, designees shall meet and choose, according to the voting provisions of this section, representatives to serve as **Chair** and **Vice Chair** to oversee and direct the activities associated with meetings including the development of the agendas, running the meeting and providing leadership.

2.2. No action or binding decision will be taken without the presence of a quorum of active designees or alternates. A quorum exists if a majority of the designees present at the meeting. Each designee shall have an equal vote, with a supermajority vote of 75% of all designees being required to approve the final scope of the collaboration program or amend the scope. Any vote to increase the amount of funding required by each Party, however, shall only be binding on those who specifically agree to such increase.

2.3 Designees shall have the authority and mandate to administer the Tasks outlined in Section 3.

2.4 Designees may approve a Request for Qualifications (RFQ) to secure a vendors or consultants needed to accomplish any Task, and shall interview one or more applicants and make an appointment provided sufficient funds are available.

2.5 Designees shall meet and report on a quarterly basis to ensure that Tasks are efficiently, effectively and responsibly delivered in the performance of this Agreement, including the allocation of resources.

2.6 Designees shall develop an initial annual work plan and budget which will be finalized within one month of approval of the Agreement by the Parties. Subsequent annual work plans will be developed and approved on or before the anniversary of the adoption of the first years' work plan in conjunction

with budget planning for consideration and adoption by the Parties' legislative bodies.

- 2.7 If direct payment in support of the annual work plan, such as for consultant services or hiring staff, can be arranged by participating Cities, this is preferred. If direct payment occurs, these funds will be accounted for towards that city's contribution. If this is not possible, funds collected from any source on behalf of the Parties shall be maintained in a special fund by the County as *ex officio* treasurer on behalf of the Collaboration. The County shall also serve as the contractual agent for the Parties in acquiring any serviced needed to complete Tasks of the Agreement.

3. Tasks

3.1 Climate Collaboration Work Plan.

Finalize the Scope of Work for this King County-Cities Collaboration consistent with this Agreement. This will take place after commencement per Section 5 of this Agreement and will be finalized on or before September 30th, 2011. With support from participating Cities, the County will develop a draft of the Scope of Work to be approved by vote of the City and County Representatives. Not all tasks will necessarily be accomplished as they are funding-dependent.

3.2 Sustain the King County Cities Climate Collaboration (Budget \$10,000)

Pay necessary expenses to support expansion of the King County SWD GreenTools Roundtable program to include every other-month forums on climate-related sustainability issues. The Roundtables will be held at various venues throughout King County and topics will focus on the collaborative actions highlighted in the King County-Cities Climate Pledge: outreach, coordination, solutions, funding and resources. Speakers will include King County and City staff and other invited partners.

3.3 Hire a staff member, partial staff member, or consultant to support achieving the priorities identified in the King County-Cities Climate Pledge (Budget \$9,000-\$80,000 depending on commitments made)

- (a) The staff member will help lead implementation of the King County-Cities Climate Collaboration initiatives, including but not limited to: sustainable transportation; clean fuel vehicles; community energy retrofits; renewable energy projects; community outreach; and other topics defined and agreed upon in the final Scope of Work or annual Work Plans. Staff could develop and implement a general countywide program that supports City sustainability projects or programs. Staffing

options include hiring a part- to full-time staff from King County or a participating King County City to lead the effort

- (b) Products that will be developed, to be clarified in the process of finalizing the Scope of Work, and dependent on funding, include:
1. Directory of local climate solutions related resources to include:
 - a. County technical expert pool. A list of relevant County technical experts on staff that already support city sustainability projects and programs. This could be expanded with mechanisms for cities to directly contract with County staff to support implementation of specific projects and programs.
 - b. Technical experts from all participating jurisdictions that could help support other cities' efforts, share local success stories, or potentially be contracted out to work with other cities.
 - c. Technical experts from academia, research institutions, utilities and other organizations.
 - d. List of consultants with local experience and expertise on a diverse range of climate and sustainability related functions.
 - e. Best practices and lessons learned from relevant local projects and programs.
 2. Symposium for city and County staff focused on local climate solutions.
 3. Forum for all local technical experts – a broader group than those engaged in the King County-Cities Climate Collaboration – to share information and best practices
 4. Opportunities for local governments to increase understanding and gather information on specific climate change mitigation efforts.
 5. Other products as defined and agreed upon in the process of finalizing the Scope of Work, provided they are consistent with the King County-Cities Climate Pledge and focused on sustainability and climate change related outreach, coordination, solutions, or funding and resources.

4. **Funding**

4.1 The minimum required financial contribution for each King County City to participate in this Agreement is shown below. In no event shall the Cities be responsible for amounts incurred by King County in excess of what is set forth in this Agreement without an amendment according to the terms hereof.

4.2 To the extent this Agreement is renewed annually, the Parties shall update the work plan and contribute funds to King County for estimated costs, as described below, in advance of services provided. Any funds not used in any given year will be used in the execution of the following year's Work Plan or refunded, on a proportional basis based on initial contributions, within forty-five (45) days in the event of a Party's termination of this Agreement.

4.3 The Parties represent that funds for service provision under this Agreement have been appropriated and are available. To the extent that such service provision requires future appropriations beyond current appropriation authority, the obligations of each Party are contingent upon the appropriation of funds by that Party's legislative authority to complete the activities described herein. If no such appropriation is made, the Agreement shall terminate as to that Party provided the Party provides notice of termination prior to the other parties prior to the adoption of the annual work plan per Section 2.6.

Population Categories	Jurisdiction	Population
Under 5,000	\$500	Level 1
	Skykomish	198
	Beaux Arts Village	299
	Hunts Point	394
	Milton	831
	Yarrow Point	1001
	Carnation	1,786
	Medina	2,969
	Clyde Hill	2,984
	Algona	3,014
	Black Diamond	4,151
5,000 - 19,999	\$700	Level 2
	North Bend	5,731
	Normandy Park	6,335
	Pacific	6,514
	Duvall	6,695
	Newcastle	10,380
	Enumclaw	10,669
	Snoqualmie	10,670
	Woodinville	10,938
	Lake Forest Park	12,598
	Bothell	17,090
	Covington	17,575
	Tukwila	19,107

Population Categories	Jurisdiction	Population
20-39,999	\$1,200	Level 3
	Kenmore	20,460
	Maple Valley	22,684
	Mercer Island	22,699
	SeaTac	26,909
	Des Moines	29,673
	Issaquah	30,434
	Burien	33,313
40- 65,000	\$2,000	Level 4
	Sammamish	45,780
	Kirkland	48,787
	Shoreline	53,007
	Redmond	54,144
	Auburn	62,761
Over 65,000	\$2,500	Level 5
	Federal Way	89,306
	Renton	90,927
	Kent	92,411
	Bellevue	122,363
Over 250,000	\$5,000	Level 6
	Seattle	608,660
King County	\$10,000	Level 7

Note: Population data from the Puget Sound Regional Council's download of 2010 census data

5. Duration

This Agreement is effective upon execution by King County and a minimum of eight King County Cities which will contribute at least \$9,000 total, after approval by the legislative body of each Party. The Agreement will be posted on the web site of each Party after authorization in accordance with RCW 39.34.040. and .200. The Agreement will have a term of one year and will automatically renew each year unless terminated as provided in Section 7.

6. Latecomers

Non-party King County cities may opt into this Agreement at any time. If cities join after an annual work plan is finalized, they will pay a pro-rated amount, calculated as the preceding year's annual financial contribution for that jurisdiction multiplied by the percentage of the remaining time in the year.

7. Termination

- 7.1 In addition to termination for lack of appropriation under Section 5, a Party may end its participation in this Agreement upon written notice to the other Parties prior to October 1st to be effective at the end of the calendar year. Except as set forth in 7.2, no refunds will be paid to individual Parties who terminate.
- 7.2 In the event of individual terminations that result in fewer than eight remaining City participants, this Agreement shall be deemed terminated and all funding remaining after all services, fees and costs incurred to that date are paid, shall be returned by King County to the remaining participants pro rata based on their original relative contribution amounts. Such payment shall be made within forty-five (45) days of the termination date.

8. Communications

The following persons shall be the contact person for all communications regarding the performance of this Agreement.

King County	City of
Marissa Aho	
Director - Executive Climate Office Office of Executive Dow Constantine	
401 5 th Avenue, Suite 800, Seattle, WA 98104	
Phone: 206-848-0579	Phone:
E-mail address: maaho@kingcounty.gov	Email address:

9. Indemnification

To the extent permitted by state law, and for the limited purposes set forth in this Agreement, each Party shall protect, defend, hold harmless and indemnify the other Parties to include the officers, employees, agents and contractors of the Party, while acting within the scope of their employment as such, from and against any and all claims (including demands, suits, penalties, liabilities, damages, costs, expenses, or losses of any kind or nature whatsoever) arising out of or in any way resulting from such Party's own negligent acts or omissions, torts and wrongful or illegal acts related to such Party's participation and obligations under this Agreement. Each Party agrees that its obligations under this subsection extend to any claim, demand and/or cause of action brought by or on behalf of any of its employees or agents. For this purpose, each Party, by mutual negotiation, hereby waives, with respect to the other Parties only, any immunity that would otherwise be available against such claims under the industrial insurance act provisions of Title 51 RCW. The provisions of this subsection

shall survive and continue to be applicable to Parties exercising the right of termination pursuant to this Agreement.

In no event do the Parties intend to assume any responsibility, risk or liability of any other Party or otherwise with regard to any Party's duties or regulations.

10. Compliance with All Laws and Regulations

The Parties shall comply with all applicable local, state, and federal laws, regulations and standards necessary for the performance of this Agreement.

11. Non- exclusive Program

Nothing herein shall preclude any Party from choosing or agreeing to fund or implement any work, activities or projects associated with any of the purposes hereunder by separate agreement or action.

12. No Third Party Rights

Nothing contained in this Agreement is intended to, nor shall it be construed to, create any rights in any third party, or to form the basis for any liability on the part of any Party , or their officers, elected officials, agents and employees, to any third party.

13. Amendments

This Agreement may be amended, altered or clarified only the unanimous consent of the Parties represented by affirmative action of their legislative bodies.

14. Entire Agreement

This Agreement is a complete expression of the intent of the Parties and any oral or written representations or understandings not incorporated herein are excluded.

15. Waiver

Waiver of any default shall not be deemed to be waiver of any subsequent default. Waiver of breach of any provision of this Agreement shall not be deemed to be a waiver of any other or subsequent breach and shall not be construed to be a modification of the terms of the Agreement unless stated to be such through written approval by the Parties which shall be attached to the original Agreement.

16. RCW 39.34 Required Clauses

- a) Purpose. See Section 1 above
- b) Duration. See Section 5 above.

- c) Organization of separate entity and its powers. No new or separate legal or administrative entity is created to administer the provisions of this Agreement.
- d) Responsibilities of the Parties. See provisions above.
- e) Agreement to be filed and recorded. The City shall file this Agreement with its City Clerk. The County shall place this Agreement on its web site. The Agreement shall also be recorded.
- f) Financing. Each Party shall be responsible for the financing of its contractual obligations under its normal budgetary process.
- g) Termination. See Section 7 above.

17. Counterparts

This Agreement may be executed in counterparts.

The persons signing below, who warrant they have the authority to execute this Agreement.

By: _____ By: _____

Dow Constantine
King County Executive

Name:
Title:
City of:
Date:

Date: _____

AGENDA ITEM

BUSINESS OF THE CITY COUNCIL
City of Des Moines, WA

SUBJECT: 24th Ave S Improvements Project –
Construction Contingency Amendment

FOR AGENDA OF: March 13, 2025

ATTACHMENTS:

- 1. CIP Budget Worksheet

DEPT. OF ORIGIN: Public Works

DATE SUBMITTED: March 3, 2025

CLEARANCES:

- City Clerk _____
- Community Development _____
- Courts _____
- Director of Marina Redevelopment _____
- Emergency Management _____
- Finance *[Signature]*
- Human Resources _____
- Legal */s/TG*
- Marina _____
- Police _____
- Parks, Recreation & Senior Services _____
- Public Works *[Signature]*

APPROVED BY CITY MANAGER
FOR SUBMITTAL: _____

Purpose and Recommendation

The purpose of this agenda item is to seek City Council approval for authorization of additional construction contingency on the 24th Ave S Improvements Project, and for City Council to direct administration to bring forward an amendment to the 2025-2030 Capital Improvement Plan and 2025 Capital Budget (Attachment 1).

Suggested Motion(s)

Motion 1: “I move to increase the project construction contingency for the 24th Ave S Improvements Project, in the amount of \$1,185,080, bringing the total project construction contingency to \$1,887,080.

Motion 2: “I move to direct administration to bring forward a budget amendment to the 2025-2030 Capital Improvement Plan and the 2025 Capital Budget to include the amended 24th Ave S Improvements Project as described herein, and include such amendment in the next available budget amendment ordinance.”

Background

The 24th Ave S Improvements Project (Kent-Des Moines Rd. (SR 516) to S 223rd St) is identified in the adopted City of Des Moines Comprehensive Transportation Plan (CTP), Transportation Improvement Plan (TIP), and Capital Improvement Plan (CIP). This project also includes a supplementary capital improvement project, the 24th Ave S Pipeline Replacement Project, which is identified in the adopted 2021 Surface Water Comprehensive Plan (SWCP). This project is Segment 2 of the 24th Ave S Corridor Improvements, with future Segment 1 improvements designated between S 223rd St and S 216th St.

The project proposes to construct sidewalks, bike lanes, reduced travel lane widths for traffic calming, a two-way left turn lane, new storm drainage, and illumination. The project will improve non-motorized user safety by the construction of bike lanes and ADA sidewalks on both sides of the roadway and enhanced pedestrian crossings near Midway Elementary and Pacific Middle schools.

At the February 13th, 2020 City Council meeting, the City accepted a \$3,663,432 grant from the Washington State Transportation Improvement Board (TIB) to complete project design, right-of-way acquisition, and construction.

On December 15th, 2021, City staff held a virtual public open house to provide information and updates to the community. All properties along the proposed project were notified by mail of the public open house as well as notification via the City’s website. Staff has also regularly updated the project website to include current progress of the project.

At the February 11th, 2022, City Council meeting, the City approved an Agreement with Lumen to revise the project design of the storm drainage system in 24th Ave S, between S 224th St and S 223rd St, to accommodate existing CenturyLink utility duct banks. This work is included within the City’s Public Works Contract as a separate schedule of work to be reimbursed by Lumen.

At the May 11th, 2023, City Council meeting, the City approved an Interlocal Agreement with Highline Water District to incorporate the District’s water main replacement project into the City’s 24th Ave S Improvements Project. This work is included within the City’s Public Works Contract as a separate schedule of work to be reimbursed by Highline Water District.

Solicitation for Bids was published on June 14th, 2023, June 22nd, 2023, and June 26th, 2023, with a public Bid Opening on July 11th, 2023.

Upon review of the apparent low bid, Washington State TIB awarded the City with an additional \$549,515 of project funding, increasing the total TIB project award to \$4,212,947.

At the August 3rd, 2023, City Council meeting, the construction contract was awarded to SCI Infrastructure, LLC, in the amount of \$7,019,272.55. Notice to proceed was given to the contractor on September 11, 2023. Construction administration and inspections services are being provided by Exeltech Consulting, Inc.

The City provided a utility coordination letter for the 24th Ave S Improvements Project to all franchise utilities, including Puget Sound Energy (PSE), on June 30, 2020. This letter is the mechanism by which the City officially notifies franchise utilities of a proposed project and to begin dialogue to identify potential conflicts between existing franchise facilities and proposed project improvements. City staff soon after began coordinating with directly with PSE to identify and resolve utility conflicts prior to the commencement of project construction in order to avoid any delay claims.

At the 24th Ave S Improvement Project pre-construction meeting on July 28, 2023, PSE notified the City that they had completed relocation of all underground gas facilities and installed new distribution utility poles to avoid conflicts with the City's proposed project improvements. At the time of the pre-construction meeting, PSE transmission utility poles and existing distribution poles (with communication utilities still attached) were still in conflict with the City's project. PSE stated transmission utility poles would be completely relocated by the end of October 2023.

Discussion

During construction of the 24th Ave S Improvements Project, significant conflicts with PSE facilities were encountered. In order to avoid further delays and limited production the contractor was ordered to suspend work operations on March 1, 2024, until PSE could remove all conflicts. PSE notified the City on March 13, 2024, that all conflicts had been addressed and project construction activities were resumed on June 19, 2024.

On June 21, 2024, the contractor notified the City of additional conflicts with PSE facilities, including overhead power poles and underground gas services. These conflicts prevented the completion of the retaining wall construction and roadway widening along the east side of 24th Ave S. The Contractor was instructed to progress with the wall construction to a logical stopping point and prepare the construction site for another winter shutdown. The Contractor was ordered to suspend work operations again on October 15, 2024, until PSE could relocate all utilities in conflict. The City's project is currently under suspension and tentatively expected to resume in late March pending PSE relocations.

Conflicts with PSE facilities during the construction of the 24th Ave S Improvements Project have caused significant delays to the project construction schedule. Furthermore, it has impacted the productivity of the contractor and increased costs to the contractor as they work around utility conflicts. The Exeltech construction management team and City staff have monitored the delays and coordinated with the contractor and PSE to resolve the utility conflicts diligently. However, the cumulative effect of these delays will require additional construction contingency to complete the project. The added construction contingency will cover all increased costs associated with PSE utility conflicts, including:

1. *Suspension of Work #1 (March 1, 2024 and June 11, 2024)* – The Contractor was responsible for maintaining the traveled way for vehicles and pedestrians during suspension. The cost of daily overhead, labor support, standby equipment, and materials was negotiated and compensated. Total cost: \$135,551
2. *Utility Impacts Prior to Suspension of Work #1* – During the construction of the storm water system and the water main, it was determined that overhead PSE utilities did impact construction

production and caused delays. The cost for the utility impacts was negotiated and compensated at \$41,580.

3. Suspension of Work #2 (October 15, 2024 and Jan 17, 2025) – The Contractor was responsible for maintaining the traveled way for vehicles and pedestrians during the suspension. The cost of daily overhead, labor support, standby equipment, and materials was negotiated and compensated. Total cost: \$65,495.
4. Utility Impacts Between First and Second Suspension – PSE gas lines and overhead utility impacts caused delays to the construction of retaining walls and roadway widening. The cost for the utility impacts during this period was negotiated at \$298,620.
5. Temporary Roadway Stabilization – During the second suspension, City staff coordinated with the contractor to install a temporary asphalt layer on 24th Ave S in order to address public safety concerns and maintain access to the adjacent schools, churches and other public facilities for the winter suspension. Total cost: \$113,834.
6. Increased Costs in Materials, Equipment and Labor – The construction of the project has been extended over a year due to the PSE utility conflicts. This has led to increased costs associated with materials, equipment and labor for the Contractor and their sub-contractors. Total estimated cost is \$150,000.
7. Increased Project Management Costs – The project schedule will be extended 50 working days resulting in increased costs for engineering (internal and external), construction management, and inspection. Total estimated cost is \$240,000.
8. Temporary Construction Easement Extensions – Temporary construction easements (TCEs) were required to build project improvements. The original TCEs were set to expire by March 31, 2025. These easements need to be extended to allow the City to complete the project. Total cost for the TCE extensions and additional right-of-way consultant support is estimated at \$100,000.
9. Conflicts with Other Franchise Utilities – While working around PSE utility conflicts, the contractor encountered additional conflicts with existing underground water mains and communication facilities, leading to design changes and increased costs. Total cost: \$40,000

The total cost of items 1-9 is \$1,185,080. The increased project contingency and budget amendment requested provide additional construction funding to address the above project challenges and maintain a modest contingency throughout the project until physical completion is granted.

Negotiations with PSE regarding the added construction costs related to their utility conflicts are ongoing. The City believes PSE is responsible for not resolving the identified conflicts and causing delays to the project construction schedule. City staff will continue to negotiate with PSE until an agreement is reached.

Alternatives

The City Council could choose not to act on the motion(s), thereby placing project completion at risk.

Financial Impact

The City's amended CIP Budget Worksheet (Attachment 1) include additional resources to account for the increased contingency. The updated project worksheet would be included in the next CIP budget amendment.

Recommendation

Staff recommends the adoption of the motion(s).

Council Committee Review

The Transportation Committee has been routinely updated on the status of this project.

**CITY OF DES MOINES
2025-2030 CAPITAL IMPROVEMENT PLAN
(Amount in Thousands)**

24th Ave S. Improvements Project (Segment 2)	Project #	TRCIP0010
- Previous Project #		319.606

CIP Category: Transportation - Capital Projects

Managing Department: Plan, Build & PW Admin

<i>Summary Project Description:</i>
Construct 3-lane roadway with bike lanes and sidewalks, two-way left turn lane, illumination, storm drainage, and pedestrian cross-walks from S. 224th Street to Kent-Des Moines Road. This project will be completed in conjunction with SWM's 24th Ave. Pipeline Replacement project extension to South 227th Street.

Justification/Benefits: Provides safer pedestrian and multi-modal mobility especially for school aged children. This project is adjacent to Midway Elementary and Pacific Middle School which has been identified as a top ranking priority project in the HEAL funded Safe Routes to School study/inventory.

<i>PROJECT SCOPE</i>			
<i>Expenditures</i>	<i>Current Budget</i>	<i>Requested Change</i>	<i>Total Budget</i>
Design	748	-	748
Land & Right of Way	480	-	480
Construction	6,901	-	6,901
Contingency	560	1,186	1,746
Total Expenditures	8,689	1,186	9,875

<i>ANNUAL ALLOCATION</i>							
<i>Project to Date 12/31/23</i>	<i>Scheduled Year 2024</i>	<i>Plan Year 2025</i>	<i>Plan Year 2026</i>	<i>Plan Year 2027</i>	<i>Plan Year 2028</i>	<i>Plan Year 2029</i>	<i>Plan Year 2030</i>
748	-	-	-	-	-	-	-
459	21	-	-	-	-	-	-
1,345	5,556	-	-	-	-	-	-
-	560	1,186	-	-	-	-	-
2,552	6,137	1,186	-	-	-	-	-

<i>Funding Sources</i>	<i>Current Budget</i>	<i>Requested Change</i>	<i>Total Budget</i>
ASE (Automated Speed Enforcement) Transfer	254	-	254
Traffic Impact Fees - City Wide	881	-	881
ROW In-Lieu (PSE)	236	-	236
Arterial Pavement Fund	1,408	1,186	2,594
Highline Water District ILA	1,320	-	1,320
Private Contributions (Franchise Utility) Lumen	376	-	376
TIB Grant (Secured)	4,214	-	4,214
Total Funding	8,689	1,186	9,875
Funding Shortfall/Excess	-	-	-

<i>Project to Date 12/31/23</i>	<i>Scheduled Year 2024</i>	<i>Plan Year 2025</i>	<i>Plan Year 2026</i>	<i>Plan Year 2027</i>	<i>Plan Year 2028</i>	<i>Plan Year 2029</i>	<i>Plan Year 2030</i>
254	-	-	-	-	-	-	-
32	849	-	-	-	-	-	-
-	236	-	-	-	-	-	-
321	1,087	1,186	-	-	-	-	-
187	1,133	-	-	-	-	-	-
71	305	-	-	-	-	-	-
543	3,671	-	-	-	-	-	-
1,408	7,281	1,186	-	-	-	-	-