



TOWN OF BEAUX ARTS VILLAGE

TOWN COUNCIL MINUTES

May 13, 2014
Gillem

Mayor Leider called the meeting to order at 7:00 pm.

PRESENT: Mayor Richard Leider, Councilmembers Peggie Bates, John Gillem, Mike Hillberg, Wade Morlock, and Tom Stowe.

EXCUSED: None.

STAFF: Clerk-Treasurer Sue Ann Spens.

GUESTS: Water Supervisor Bob Durr, Kathy Corra, Jan Johnston, Joann Bromberg, Tim McGrath. Town Marshal Walter Scott arrived at 8:00 pm.

MINUTES: Councilmember Stowe moved to approve March 11, 2014 minutes, as written. Councilmember Hillberg seconded.

Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

WARRANTS: Councilmember Hillberg moved to approve the May 13, 2014 warrants, numbers 9582 through 9603, in the amount of \$42,291.14. Councilmember Gillem seconded.

Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

CLERK'S REPORT:

STORMWATER DRAIN CLEANING: Clerk-Treasurer Spens reported that Street Superintendent Bill Beck would like the Council to authorize him to spend up to \$5,000 to clean the Town's storm drains. Councilmember Stowe suggested that this work be delayed until June or July. He noted that funding for this work is already included in the budget, so he (Stowe) can authorize Bill Beck to proceed as soon as they agree on a schedule and scope of work. The Council agreed that Councilmember Stowe should manage the work per his suggestions.

1Q2014 TREASURER'S REPORT: Councilmember Gillem reported that he has completed his review of the Treasurer's Report for the 1st Quarter of 2014 and found it to be in order with all documentation complete and accurate.

2013 ANNUAL REPORT: Clerk-Treasurer Spens reported that she is completing the annual report online this year, as recommended by the State Auditor's Office. Because the online submission includes a review for accuracy and completeness, there will be no need for an internal review before submission.

FUTURE COUNCIL VISIT: State Representative Tana Senn has asked for an opportunity to meet with the Council to meet you and hear your legislative concerns. She is slated for the June agenda.

2014 POLICE SERVICES COST: Clerk-Treasurer Spens noted that the final proposed cost for KCSO Police Services in 2014 is \$17,928. While this number is subject to minor changes, it shouldn't change much.

BELLEVUE FIRE DEPARTMENT: Per our contract, Bellevue Fire Department is now including last year's statistics to compare with our year-to-date experience.

LOCKING MAILBOX FOR TOWN / WATER DEPT MAIL: Clerk-Treasurer Spens reported that the new Fort Knox mailbox is installed, and keys have been distributed to the Mayor and Deputy Clerk.

REQUEST FOR REVIEW OF PARKING REGULATIONS: Clerk-Treasurer Spens reported that she received a request from a resident that the Council consider some changes to the current parking regulations, including:

- establishing no-parking zones for street-ends and other spaces created to provide space for emergency and other large vehicles to turn around safely and quickly, and
- clarifying the meaning of BAV MC10.10.020 (4), which allows residents temporary and occasional parking on the right-of-way but doesn't define what that means in measurable terms.

It was the consensus of the Council to review the regulations and determine if changes are needed. Clerk-Treasurer Spens will distribute the current regulations with more detailed information about the concerns that were expressed to her.

MARSHAL'S REPORT: Town Marshal Walter Scott reported that the Enatai area has averaged 1.5 burglaries and 2 car prowls per year over the past several years.

WATER REPORT: Water Supervisor Bob Durr reported that repairs to the well's electrical controls seemed to be working well until last Friday when it was discovered that the signal line needs to be replaced with a heavier gauge wire and moved to a location that isn't as impacted by trees. He will approach Potelco for a price to accomplish this work. Councilmember Hillberg will also revisit the issue of the trees under the SE 27th Street section of the power lines.

He also reported that he submitted the annual water-use efficiency report for 2013. In preparing the report, he discovered that we billed for more water than the pump meter shows we pumped. This is the opposite from what the report usually shows.

WABA REPORT: No report.

APPEARANCES: Tim McGrath encouraged the Council to revisit the issue of the security cameras, possibly on a smaller scale than what was originally discussed. He suggested that homeowners could install cameras on their property that capture activity on public property

and that volunteers could monitor the cameras. Mayor Leider thanked Mr. McGrath for his suggestion and explained that, based on recent court cases, camera footage can only be reviewed by police personnel to be admissible in court. He added that the idea may merit additional discussion to learn:

- What are the limits on the types of cameras that could be used and the areas they can be used to monitor?
- What is the level of support in the community for the added security vs. the loss of privacy?
- What outreach can the Town facilitate to help people secure their property?

Mayor Leider noted that he has emailed KCSO about obtaining education that would assist everyone with these questions. He suggested that once we know more, it may make sense to hold a special meeting focused solely on security and invite KCSO to participate in the discussion and comment on actions the Town can take, actions residents can take, and how the Town can best assist the residents in this endeavor.

Joann Bromberg asked about the Town's ROW Master Plan. Councilmember Hillberg answered that the Town has hired a consultant to help develop a plan for better using our public spaces, which are primarily ROW. The scope of work for this project includes a number of community meetings intended to solicit lots of input from residents about their vision for these spaces and to build on that input.

PROPOSED RESOLUTION NO. 289 FEES: Clerk-Treasurer Spens reminded the Council of last month's discussion concerning increasing the permit fee for ROW permits to cover the cost of recording RPW Encroachment Agreements with King County. Resolution No. 289 changes the fee structure to incorporate only this change.

MOTION: Councilmember Stowe moved to adopt Resolution No. 289 setting fees for services and permits in the Town of Beaux Arts Village. Councilmember Hillberg seconded. Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

PROPOSED ORDINANCE NO. 410 DOE STORMWATER MANAGEMENT

MANUAL: Clerk-Treasurer Spens explained that the BAV MC 13.15.010 currently refers to the old version of the stormwater management manual produced by the Department of Ecology (DOE). The proposed ordinance amends the code reference to the 2012 Stormwater Management Manual for Western Washington.

MOTION: Councilmember Hillberg moved to pass Ordinance No. 410 amending BAV MC 13.15.010 Stormwater Management to adopt the 2012 Stormwater Management Manual for Western Washington. Councilmember Morlock seconded. Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

PROPOSAL FROM AT&T TO INSTALL WIRELESS ANTENNAE ON THE WATER TOWER: Council discussion focused on updates to the proposed lease agreement and a timeline for reviewing needed permits.

Mayor Leider reported that he and Councilmember Stowe made multiple redline changes to AT&T's initial lease proposal, including:

- increasing the proposed lease payments to approx. \$2,700 per month, which is comparable to other wireless installations in our area. AT&T has no rights to sublet any portion of their installation; the Town retains that right.
- providing appropriate screening of the equipment and buildings from neighboring properties.
- eliminating the impact on neighboring properties of any noise associated with the equipment.
- providing acceptable landscaping. The siting of the equipment shed that this installation will require is to be determined and subject to Town approval.

He added that they reviewed the redlined version with Town Attorney Wayne Stewart, who met with AT&T representatives to present the changes. AT&T is currently reviewing the proposed changes and is expected to respond in a couple of weeks.

Mayor Leider then outlined the remaining steps in this process noting that:

- The Town still wants as much community input as possible. Clerk-Treasurer will continue to advertise that request in the monthly newsletter.
- As part of applying for permits, AT&T will need to apply for a building permit and complete the SEPA process. This process triggers full noticing to property owners within 500 feet of the proposed site.
- The approval process is likely to last through the 3rd Quarter of this year at a minimum.

Joann Bromberg asked if the current proposal is just for a single carrier and whether their signal will interfere with that of other wireless providers. Mayor Leider answered that the current proposal is just for AT&T.

Tim McGrath asked if the Council has discussed possible uses for the potential revenue stream. Mayor Leider answered no, though the revenue may be bondable to fund construction of a Town Hall.

STRATEGIC PLANNING:

Goal 1. Town Hall

Council discussion focused on:

- Whether there is an appetite to develop this project further without new revenue to support its construction, operation and maintenance.
- The need to clarify the deed with WABA with regard to the possible uses of this property and document agreement with a Memorandum of Understanding. Town Attorney Stewart is researching the deed. Depending on his findings, the Council may reach out to Thom Graafstra, a land-use attorney who has been advising the Town of other land-use issues, for additional help.

Goal 3 - Building / Zoning Code Review

Council discussion focused on whether to have the Planning Commission revisit the question of cottage housing.

Goal 4 - Town Character

Councilmember Hillberg reported that the contract with CREA Associates is ready for signature. Once signed, Phase I of the project will focus on a high-level view of the existing condition of the Town ROWs. This Phase will include community meetings to hear ideas for improvements. Then Phase II will incorporate details for Streets versus unpaved portions of the ROWs.. He added that he will begin scheduling community meetings shortly.

MAYOR AND COUNCILMEMBER REPORTS:

TOWN CLEAN-UP: Councilmember Hillberg reported that the Spring Clean-Up is scheduled for Saturday May 17th. There is bark to spread on ROWs and new trees to plant as replacements for recent removals.

ROW TREE MANAGEMENT: Councilmember Hillberg reported that he is working with Tree Solutions to update the watch list for Town trees on the ROW.

STREET PAVING: Councilmember Stowe commented that the Town may want to consider porous paving with improved storm drains and conduit for future underground power in its future paving projects. He also asked the Council's consent to postpone the 2014 TIP paving project while we wait for funding for the Stormwater Comprehensive Master Plan. It was the consensus of the Council that postponing the project is appropriate.

TRAFFIC PLANNING FOR SOUND TRANSIT LIGHT RAIL ON EASTSIDE:

Councilmember Stowe reported that he has reached out to Bellevue to learn more about and planning they may have underway for managing traffic in the area when south Bellevue Way is disrupted by construction for the light-rail system. He has spoken with a members of the Bellevue City Council about the issues but has not heard any definite answers. He asked Mayor Leider to consider writing a letter to Bellevue asking for the opportunity to participate in the process of developing a traffic mitigation plan and managing cut-through traffic.

PUGET SOUND CLEAN AIR AGENCY: The PSCAA is proposing a fees increase of approximately 40% beginning next year. Sound Cities Association is reviewing the proposal and commenting on behalf of the member cities.

WHATMORE MATTER: Mayor Leider is working to get on the WABA Board agenda to resolve the easement issues.

BUILDING PERMIT PROCESS: Mayor Leider reported that progress on improving the building-permit process are proceeding appropriately.

NEXT MEETING: Clerk-Treasurer Spens reminded the Council that the next Council meeting is scheduled for 7:00pm on Tuesday June 10, 2014 at Mike Hillberg's house.

ADJOURN: Councilmember Hillberg moved to adjourn the meeting at 9:10 pm.

Councilmember Morlock seconded.

Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

Respectfully submitted,

Sue Ann Spens
Clerk-Treasurer