March 12, 2019
Dix

Mayor Gillem called the meeting to order at 7pm.

PRESENT: Mayor Gillem, Councilmembers Kathy Corra, Paula Dix, Aletha Howes, and Hans Juhle.
EXCUSED: Councilmember Tom Stowe.
STAFF: Clerk/Treasurer Sue Ann Spens
GUESTS: WABA President Susan Bogert; Brandon Moro (new resident); Water Superintendent Bob Durr.

MINUTES: Councilmember Howes moved to approve the February 12, 2019 minutes, as amended. Councilmember Corra seconded.
Vote: 4 For, 0 Against, 0 Abstain. Motion carried.

CLAIMS: Councilmember Juhle moved to approve the March 12, 2019 Claims Register for check numbers 15147 through 15167 in the amount of $17,889.01. Councilmember Dix seconded.
Vote: 4 For, 0 Against, 0 Abstain. Motion carried.

CLERK’S REPORT:
SHORELINE MASTER PROGRAM: Clerk/Treasurer Spens reported that Town Planner Mona Green has prepared a public-participation plan for this year’s review/update of the Shoreline Master Program. This is a required element of the update and is shared with you to keep you informed of the Town’s progress on this task. As reported last year, Ms. Green does not anticipate any revisions to the SMP the Town adopted via Ordinance No. 412 in September 2014. The Town is participating in this update exercise solely due to statutory requirements.

PLANNING COMMISSION LIAISON: Clerk/Treasurer Spens reported that Planning Commissioners have expressed concerns that no Council liaison has attended one of their meetings in several months. They are asking if the Council has a preferred alternative to this method of communication between the two Town bodies. She noted in an email exchange with Deputy Clerk Kulp that Planning Commissioners are always welcome to communicate directly with the Council during regular Council meetings and/or by sending emails outlining concerns, ideas they wish to share, etc. Mayor Gillem plans to attend a Planning Commission in the near future and will discuss this concern.

KENYON-DISEND FEES TO DATE: Clerk/Treasurer Spens reported that Invoice # 188123 dated 12/31/2018 in the amount of $1,084.00 and Invoice# 188206 dated 1/31/2019 in the amount of $892.50 billed against our retainer reducing our balance to $1648.87.
COUNCIL INFORMATION FILE: Clerk/Treasurer Spens commented that she emailed a complete electronic file updated to include the revised Council meeting calendar. All future updates will be of the complete file so that Councilmembers may discard the previous file they received.

APRIL COUNCIL MEETING: Clerk/Treasurer Spens reminded the Council that the April regular meeting will be continued one week to April 16, 2019 to accommodate absences for Spring Break.

MARSHAL’S REPORT: No report.

WATER REPORT: Water Supervisor Bob Durr reported that a small leak was discovered in the old water well (#1) during the February snow storm. It has been repaired. He also reported that we received a letter from the Department of Health (DOH) regarding a missing water-quality test; follow up with DOH has resolved the issue. He also reported that Town Engineer Stacia Schroeder is ready to go out to bid for the replacement water line project. Timing for the bid opening is not yet determined, but he expects the project to move forward this summer.

WABA REPORT: WABA President Susan Bogert reported that:
- Marji Jochums is arranging for beach lifeguards for the summer, including the possibility of swim lessons if there is enough interest.
- Milfoil spraying is scheduled for May and July.
- Residents Robin Stefan and Bron Richards are forming a committee to consider a new play structure at the beach.
- Annual assessments have been mailed to WABA members
- The Spring Beach Clean Up is scheduled for April 27th.

APPEARANCES: None.

PLANTING STRIP FLYER: Clerk/Treasurer Spens reported that the Planning Commission has reviewed the revisions proposed by the Council and asks that the Council authorize distribution of the flyer in the Town newsletter, on the website, and on mailstands just prior to Town Clean Ups. It was the consensus of the Council that the flyer is ready to release as recommended.

PROPOSED ORDINANCE NO. 440 AMENDING BAVMC 8.15 TO UPDATE THE TOWN’S OUTDOOR BURNING REGULATIONS: Clerk/Treasurer Spens reminded Councilmembers that this issue first came up last summer when a resident complained about another resident’s use of an outdoor firepit. Bellevue Fire Department responded to the complaint, and when researching the Town’s outdoor burning rules, they discovered that our code is out of compliance with those set by the Puget Sound Clean Air Agency (OSCAA). She also reminded Councilmembers that the Town Attorney’s office outlined two options for updating our code:
1. Repeal BAVMC 8.15 in its entirety. Under this option, the PSCAA rules would still govern outdoor burning in the Town due to our adoption of portions of the International Fire
Code, but the rules wouldn’t be readily apparent to residents.

2. Replace BAVMC 8.15 with updated rules that restate PSCASA’s rules.
And that the Council decided to follow option #2 so that resident’s could determine the Town’s rules more easily.

Ordinance No. 440 restates the PSCAA regulations that already govern outdoor fires in Beaux Arts Village.

Council discussion focused on concerns that some residents would find it difficult to comply with the rules as stated. It was pointed out that Ordinance No. 440 does not create any new rules; it merely restates rules in place for King County and other areas in Puget Sound that Beaux Arts is obliged to follow.

MOTION: Councilmember Juhle moved to pass Ordinance No. 440 amending BAVMC 8.15 to update the Town’s rules for outdoor burning. Councilmember Corra seconded.
Vote: 3 For, 0 Against, I Abstain (Dix).

Clerk/Treasurer Spens will include a brief explanation that this ordinance does not create new rules with mention of its passage in the newsletter.

BUDGET REVIEW: Clerk/Treasurer Spens commented that the final Budget Performance sheets for 2018 show that revenues exceeded budget expectations and expenditures came in under budget. The deferral of projects in the General Fund and Street Fund and the early completion of a third in the Water Department Fund contributed to this underage.

PROCUREMENT POLICY: Clerk/Treasurer noted that the revisions requested last month are now incorporated into this version of the Procurement Policy. Councilmembers agreed that the policy is ready to adopt by resolution, which Clerk/Treasurer Spens will prepare for action in April.

TOWN PROPERTY MANAGEMENT: Councilmember Dix noted that she remains enthusiastic about moving this topic forward. She added that she would like the Council to focus on five items this month:
1. Where are we and where do we want to go?
2. What should be done about rights-of-way that are neglected by their adjacent neighbors?
3. What is the extent of Marc Schaadt’s role in maintaining the right-of-way spaces? Do we need to hire additional help?
4. Should we continue the tradition of placing flowering baskets throughout Town?
5. Is the 108th Ave SE project to fortify the hillside ready to proceed?

Ms. Dix then opened the discussion of these items by stating that two Town Clean-Ups per year don’t seem to be enough to maintain the public spaces, particularly those that the Town has redeveloped in recent years: the Angle Path, the Academy Path, the SE 30th 105th Entrance Garden, and the 108th Ave Rain Garden. During the February storm, a lot of debris fell in these areas and wasn’t cleared away, creating the potential for damage to the plantings in these areas. In addition, there doesn’t seem to be enough weeding in these areas to keep them looking tidy.
With regard to neglected planting-strip rights-of-way (ROWs), Ms. Dix explained that she is primarily concerned with re-creating a “pride of ownership” culture among residents. She noted that there are a few residents who are physically unable to do the needed work; others may be unaware of the community’s expectation to care for these spaces. She said that she is still working to find the balance between the Town keeping up these public spaces vs. adjacent owners handling the upkeep as has been typical in Beaux Arts for many years. She added that she is concerned that if the Town begins taking over the responsibility to care for these spaces, more residents will decide to let the Town take over the responsibility, and an important characteristic of the Beaux Arts community will be lost. On discussion, the Council agreed that, whenever possible, Town Clean-Ups should be used to address ROWs where adjacent owners are truly unable to provide the needed care.

Ms. Dix asked Clerk/Treasurer Spens to contact a couple of non-resident owners to learn what their plans are for cleaning up adjacent ROWs.

Ms. Dix asked if the Council can either expand Marc Schaadt’s contract hours or be authorized to hire additional help. She also asked if she has authority to direct Mr. Schaadt’s work. Mayor Gillem answered that at this time, he will retain authority over Mr. Schaadt’s work schedule. He added that there are several reasons for this, including that the Town contracted with Mr. Schaadt for a specific scope of work, which Mr. Schaadt has been performing very well. In his experience with consultants and contract employees, Mayor Gillem has found it is usually more effective to give quality personnel the space to accomplish their assigned tasks with minimal supervision, provided the tasks are being completed properly and on time. He added that if there are other activities that need to be addressed, including special projects, the added scope should be addressed programmatically. By that he means the Council should prepare a list of the additional tasks needed and develop an estimate of the cost of each; the Council can then discuss this information in more detail and determine an appropriate course of action.

Mayor Gillem will work with Mr. Schaadt to expand the detail provided on future invoices. The additional detail may help Ms. Dix determine where additional work is needed. She can then relay that information to Mayor Gillem for action.

Ms. Dix then outlined a rough list of needed materials to support her work to maintain the ROW spaces that will need watering this summer. Mayor Gillem asked her to create an inventory of the materials currently available and then put together a list of additional things she needs before moving forward.

Ms. Dix then moved on to the flower baskets. She commented that these have been an annual tradition for many years that she hopes will continue for many more. She explained that she would like to develop an “Adopt-a-Basket” program to ensure that each basket has someone to water it regularly. She will put together an item for the newsletter asking for adopters, and once those are identified, she will purchase the needed materials and distribute the baskets.

Ms. Dix noted that her final item is the project to fortify the hillside along a portion of the 108th Ave SE Path. She reminded the Council that there is a small retaining wall in this area, but the hillside itself needs to be planted to anchor the soil in place and that she has met with
Laughlin Bethune, who designed the pathway/rain garden, to determine just what needs to be done. Mr. Bethune has stated that the Town needs a survey of the area, including topographical information, to assist him in designing the appropriate landscape plan. Ms. Dix asked what the timing is for moving forward with this project. It was the consensus of the Council that this project should be delayed at least until the cost of the water-line replacement project is known, so that the Town isn’t taking on too much at one time.

MAYOR AND COUNCILMEMBER REPORTS:
SECURITY CAMERAS: Councilmember Juhle reported that he would like to reopen the discussion of security cameras for the three vehicular-access points in and out of Beaux Arts. He explained that his informal survey of several residents revealed that there is interest in discussing this project again and added that he has found a company that will install and maintain the equipment to capture license-plate information for an annual fee of $2,000 per camera. He commented that he is aware that this topic was discussed but not acted on a few years ago and he thinks that this new proposal might be able to overcome the hurdles and concerns of the prior one. He then asked if the Council is willing to discuss this idea further. Councilmember indicated that they would be willing but asked Mr. Juhle to review the proposal and documentation collected by former Town Marshall Walter Scott as a starting point.

EMERGENCY RESPONSE: Councilmember Howes noted that the problems along the beach roads during February’s snow storms highlighted the need to continue working on the Map Your Neighborhood program. She added that she suspects there are other issues to be addressed as well, so this is the perfect opening to those discussions.

Ms. Howes stated that she needs access to the maintenance shed so she can determine how much space is available for storing emergency-response equipment. Clerk/Treasurer Spens will get keys to both sides of the shed for Ms. Howes.

SPRING TOWN CLEAN UP: Councilmember Dix reported that the Spring Clean Up is set for May 18th. She will arrange for the dumpsters to be placed in the usual locations. The focus for this Clean Up will be ivy removal along the Academy Path and the placement of wood chips to retard weed growth. She added that native plants will be added to this area in the Fall.

URBAN FOREST ASSESSMENT: Councilmember Dix reported that this assessment funded by a grant through the King Conservation District should happen in April.

TREE MANAGEMENT: Councilmember Dix reported that she is meeting with Tree Solutions to review the condition of oaks along the Angle Road and a cherry and hawthorn on the north end of 107th Ave SE.

STORM DEBRIS: Ms. Dix asked if we have a typical means of dealing with storm debris that collects on Town ROWs. The Council noted that there is no formal method but if there is enough debris, Bill Beck is usually asked to collect it and take it to the dump.

YARD-WASTE DUMPSTER AT THE BEACH: Ms. Dix reported that she is working with WABA to share a dumpster at the beach for collecting debris from Town and WABA.
properties. The dumpster would be emptied regularly and would replace the two toters the Town currently rents from Republic Services. She added that the toters are woefully insufficient to address the amount of debris and yard waste collected from the Town’s public spaces and that sharing the dumpster with WABA could reduce dump fees for both entities.

INTERFUND LOAN FOR WATER DEPARTMENT: Mayor Gillem noted he and Clerk/Treasurer Spens are working on a draft ordinance authorizing an Interfund loan from the General Fund to the Water Fund to pay for the water-line project. The ordinance will come to the Council for approval when the project cost is known.

5G WIRELESS: Mayor Gillem would like to ask the Planning Commission to begin studying the 5G issue, including developing rules for siting these facilities. He stated that Medina, Clyde Hill, and Yarrow Point have done a lot of work on this issue recently, because they were approached by Verizon with plans for a 5G expansion. He added that efforts seem to be focused on the SR-520 corridor for now, but he wants Beaux Arts to be prepared when the emphasis shifts to the I-90 corridor. It was the consensus of the Council to authorize the Planning Commission to begin studying this issue. Mayor Gillem will plan to attend a Planning Commission meeting in the near future to share what he has learned from discussions among the five Points Cities Mayors.

NEXT AGENDA: Mayor Gillem noted that the following topics should be continued on the April agenda: Adoption of the Procurement Policy by resolution, and Town Property Management.

NEXT MEETING: The next regular Council meeting is scheduled for 7:00 pm on Tuesday April 16, 2019 at Mayor Gillem’s house. This is a continuation from the regular meeting date of April 9th to ensure a quorum for the meeting.

ADJOURN: Councilmember Juhle moved to adjourn the meeting at 9:20 pm. Councilmember Dix seconded.
Vote: 4 For, 0 Against, 0 Abstain. Motion carried.

Respectfully submitted,

Sue Ann Spens
Clerk-Treasurer