



TOWN OF BEAUX ARTS VILLAGE
TOWN COUNCIL MINUTES

May 10, 2011
Leider

Mayor ProTem Steve Eulau called the meeting to order at 7:00 pm and announced that Mayor Leider will be joining the meeting shortly.

PRESENT: Councilmembers Steve Eulau, Aaron Sharp and Tom Stowe. Mayor Leider arrived at 7:25pm, and Councilmember Mike Hillberg arrived at 7:45pm.

EXCUSED: Councilmember Matt Leber.

STAFF: Clerk-Treasurer Sue Ann Spens.

GUESTS: King County Councilwoman Jane Hague.

MINUTES: Councilmember Stowe moved to approve the April 12, 2011 minutes, as amended. Councilmember Sharp seconded.

Vote: 3 For, 0 Against, 0 Abstain. Motion carried.

WARRANTS: Councilmember Sharp moved to approve the May 10, 2011 warrants, numbers 8670 through 8695 in the amount of \$54,523.86. Councilmember Stowe seconded.

Vote: 3 For, 0 Against, 0 Abstain. Motion carried.

CLERK'S REPORT:

JULY COUNCIL MEETING: Clerk-Treasurer Spens reported that she has an opportunity to go to Canada with her family during the first week in July and asked the Council to consider continuing the July Council meeting from its regular date of July 12th to the later date of July 19th. Continuing the meeting would give her time to complete the Council books during the second week of July. It was the consensus of the Council that Clerk-Treasurer Spens poll the entire Council by email to determine if a quorum is available to meet on July 19th.

REMINDER OF DECISION TO REVIEW TREE ORDINANCE: Clerk-Treasurer Spens reminded the Council that it has been about six months since they last considered a review of the current Tree Ordinance. It was the consensus of the Council to postpone this review and discussion until at least September so the new Town Arborist, Kurt Fickeisen, has an opportunity to become more familiar with Beaux Arts and with our current regulations.

LETTER TO COB SEWER UTILITY: Clerk-Treasurer Spens reported that the Town has received a response to Mayor Leider's letter regarding recent sewer overflows at the clean-out near the WABA boat launch. The COB Sewer Utility plans to replace the cap on the clean-out with a more secure one and to monitor the situation more closely to be sure the new cap is working properly. She added that BAV residents should also continue to monitor the situation and report any ongoing problems to her as soon as possible.

(Mayor Leider arrived at 7:25pm.)

MARSHAL'S REPORT: No report.

WATER REPORT: No report.

WABA REPORT: No report.

108th PROJECT REPORT: Councilmember Stowe reported that 60% Plans for the project should be available for Council viewing later this week. He will plan to meet with Steve Costa, City of Bellevue, to review the plans and discuss stormwater drainage issues. Councilmember Sharp suggested that the plans be made available to the public for review and comment.

Councilmember Stowe stated that one of the drainage problems is caused by a manhole cover that is built-up high enough to interfere with drainage and that the ground in this area is too flat to encourage drainage to Pitt Park. He noted that Gray & Osborne is developing options, including the cost implications for each option, for discussion with Bellevue. Councilmember Sharp commented that the options are likely to be limited to pumping stormwater runoff to another location, draining it to the park, or retaining it somewhere on the ROW.

INFORMAL VISIT WITH COUNCILWOMAN JANE HAGUE: King County Councilwoman Jane Hague started by thanking the Council for allowing her to visit the meeting to give a brief report on her work with and for King County. She opened the discussion by noting that budget woes dominate discussions at the county level just as they do elsewhere throughout the state and the nation. She explained that the County is at a crossroads of providing services at recent levels versus meeting its budget. She noted that two-thirds of the County's three-year labor contracts were up for negotiation last year and that prior to entering negotiations, the County Council unanimously adopted new labor policies to rein in cost-of-living adjustments and increasingly expensive health-insurance benefits. County Executive Dow Constantine took these policies to the various contracting units and was successful in getting 90% of them accepted for a savings of \$23.5 million. If the County continues to implement the new policies and to cut additional costs through improvements in efficiency, it will be well on the road to self-sufficiency. She noted that the budget problems have provided a great opportunity to redesign King County government cooperatively rather than combatively. She also reported that METRO's funding problems have prompted a request for a \$20 car-tab fee, which Councilwoman Hague will not support as a Councilmanic funding vote, but will instead support sending to County residents for a vote.

Councilmember Sharp asked about the King Conservation District (KCD) and his recent experience in obtaining a grant from that group. Councilwoman Hague explained that the KCD is actually authorized by the state, not the County, and funded through a property assessment. A portion of the assessment dollars collected from the private properties in each city is available as grants to that city for projects that meet KCD guidelines. Councilmember Sharp described receiving a small grant from this group and noted that KCD's overhead for reviewing the request, oversight of the expenditure, etc. seemed out of scale and inefficient for the \$1,600 the Town received. Councilwoman Hague asked Councilmember Sharp to write

her a note containing his observations about KCD as a result of this recent experience so that she can follow up with them about it.

(Councilmember Hillberg arrived at 7:45pm.)

PROPOSED COMMERCIAL ROW-USE ORDINANCE: Clerk-Treasurer Spens recapped her recent work on this ordinance and highlighted the following questions:

- Should Ordinance No. 150 setting forth regulations for Street Opening Permits be incorporated into this new ordinance?
- Should the current Street Opening Permit and the proposed Right of Way Permit be combined into a single permit for work on the right of way, whether it is on the paved or unpaved portion?
- Should the fees for the current SOP increased to something more in line with what other local cities charge?

She added that the ordinance has continued to grow exponentially in response to a laundry list of requests for it to cover increasingly detailed situations and that she feels the Town would be better served by a simpler ordinance that covers the Town's needs more broadly.

After additional discussion, it was the consensus of the Council to send the ordinance in its current form to Town Attorney Stewart along with Ordinance No. 150, the list of bullet points outlining what the Council wants the ordinance to regulate, and any additional material that will assist him in distilling the material into an ordinance that is clear and concise. Clerk-Treasurer Spens will forward the materials to him immediately so that he may be able to complete a draft for further discussion at the June Council meeting.

YEAR-TO-DATE BUDGET REVIEW: Mayor Leider reported that, in Councilmember Leber's absence, he had asked Clerk-Treasurer Spens to comment briefly on the current snapshot of the first quarter's budget versus actual revenues and expenditures. He noted that at this time there is no cause for concern and that, in fact, sales tax revenue is running well ahead of budget. He will ask for another snapshot at the end of the second quarter so that the Council can determine whether they want to make spending adjustments.

MAYOR AND COUNCILMEMBER REPORTS:

TOWN CLEAN UP: Councilmember Hillberg reminded everyone that the Town's Spring Clean Up will be held on May 14th. He has several special projects planned but is looking for volunteers to help develop plans for improvements to the water-tower lot.

HEARING EXAMINER: Mayor Leider reported that he is following up on three candidates for the newly created position of Hearing Examiner: Ted Hunter with Sound Law Center and Sue Tanner and Anne Watanabe who provide Hearing Examiner services to the City of Seattle. He will be conducting interviews shortly and hopes to have a recommendation for the June Council meeting.

RECORDS STORAGE: Mayor Leider reported that he, Councilmember Sharp and Water Supervisor Bob Durr met at the water-maintenance shed recently to review its condition and put together a Scope of Work for the improvements that would be needed to make the smaller

side of the shed suitable for records storage. Based on that Scope, Water Superintendent Bill Beck developed an estimated cost of \$11,000 to convert the space on a turn-key basis. Mayor Leider commented that much of the work could probably be done in a couple of volunteer work parties reducing the total cost by possibly half.

WHATMORE ISSUE: Mayor Leider reported that he has sent a draft letter to Town Attorney Stewart for review and will mail it when ready.

NEXT MEETING: Clerk-Treasurer Spens reminded the Council that the next Council meeting will be held at 7:00pm on Tuesday June 14, 2011 at Aaron Sharp's house.

ADJOURN: Councilmember Sharp moved to adjourn the meeting at 9:00 pm. Councilmember Hillberg seconded.

Vote: 4 For, 0 Against, 0 Abstain. Motion carried.

Respectfully submitted,

Sue Ann Spens
Clerk-Treasurer