



TOWN OF BEAUX ARTS VILLAGE
TOWN COUNCIL MINUTES

January 8, 2013
Leider

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

PRESENT: Mayor Richard Leider, Councilmembers John Gillem, Mike Hillberg, Matt Leber, Aaron Sharp, and Tom Stowe.

EXCUSED: None.

STAFF: Clerk-Treasurer Sue Ann Spens.

GUESTS: Kevin Kiernan and Diane Yates, King County Solid Waste Division; Water Superintendent Bob Durr, WABA President Paula Dix.

MINUTES: Councilmember Sharp moved to approve the December 11, 2012 minutes, as amended. Councilmember Stowe seconded.

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

WARRANTS: Councilmember Stowe moved to approve the December 31, 2012 warrants, numbers 9204 through 9221 in the amount of \$9,462.69. Councilmember Gillem seconded. On discussion, Councilmember Sharp suggested that the warrant to AA Asphaltting be held until the crosswalk work on 105th at SE 29th can be completed. He will inspect the work, when finished, and let Clerk-Treasurer Spens know that the payment can be released.

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

Councilmember Sharp moved to approve the January 8, 2013 warrants, numbers 9222 through 9232 in the amount of \$14,164.42. Councilmember Hillberg seconded.

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

CLERK'S REPORT:

FAX LINE ELIMINATED: Clerk-Treasurer Spens reported that elimination of the fax line is complete. The savings from eliminating this phone line offsets the slight increase in cost for the Town clerks smartphone service.

STRATEGIC PLANNING SESSIONS: Clerk-Treasurer Spens reported the results of her poll of Councilmembers' availability to attend a Saturday planning session. It looks as if the session may happen the third week in February. She will poll everyone again by email to confirm February and March available dates.

SHORELINE MASTER PROGRAM (SMP): Clerk-Treasurer Spens reported that Town Planner Mona Green has submitted the Town's SMP, including supporting documentation, to the Washington State Dept of Ecology (DOE) for their formal review. Prior to submitting, Ms. Green met with Anthony Boscolo of the DOE to discuss whether it is possible to waive

DOE's public hearing, given the high level of public involvement that went into drafting the documents. There is a good chance that this requirement will be waived, although it does not eliminate the comment period during which outside groups and agencies can review and comment on the documents.

MARSHAL'S REPORT: No report.

WATER REPORT: Water Superintendent Bob Durr reported that we almost made it through a full year without switching to Bellevue water, but the tank lost power during a recent wind storm causing a brief switch. He added that this is the first year in a long time when we haven't needed the emergency connection for more than a few days.

Mr. Durr commented that he recently addressed a resident's concern about the "sulphur smell" that sometimes occurs in seldom used faucets. He reminded the Council that the smell is a byproduct of a non-harmful bacteria, *Gallianella*, and the high levels of iron and manganese in our water. Sometimes running the faucet for a period of times will clear out the smell; running the faucet when we are on Bellevue's chlorinated water works even better. He will begin notifying Clerk-Treasurer Spens when we switch to Bellevue water so that she can email residents. Then anyone who is experiencing the "smell problem" can flush their faucets with chlorinated water to clean the pipes of *Gallianella*.

Mr. Durr also reported that the Town consumed about 12.4 million gallons of water in 2012 and that he has someone scheduled to inspect the water tank and paint any areas that need spot painting as weather permits.

WABA REPORT: WABA President Paula Dix reported that Julia Morse is WABA's new Woodlands Manager replacing Sheila Justus. She reminded everyone that the Winter Dinner will be held on January 26. WABA plans to post the proposed WABA budget on their website and to mail copies to members shortly.

Ms. Dix also reported that BARF, the Beaux Arts Racing Fleet, will host this year's National C-15 Convention thanks to the efforts of several BARF members.

PROPOSED RESOLUTION NO. 281 APPROVING THE ARCH BUDGET AND WORK PROGRAM FOR 2013: Mayor Leider commented that the Town's participation in ARCH, A Regional Coalition for Housing, satisfies the Growth Management Act's requirement that Washington cities work to provide affordable housing.

MOTION: Councilmember Sharp moved to adopt Resolution No. 281 approving the ARCH Work Program and Budget for 2013. Councilmember Gillem seconded.
Vote: 5 For, 0 Against, 0 Abstain. Motion carried.

AMENDED AND RESTATED SOLID WASTE INTERLOCAL AGREEMENT (ILA) BETWEEN THE TOWN AND KING COUNTY: Mayor Leider introduced Kevin Kiernan and Diane Yates of the King County Solid Waste Division. Mr. Kiernan began with a brief overview of the existing Solid Waste ILA, which serves 37 cities and unincorporated

King County and continues through 2028. He explained that an amended agreement is needed because the County needs to upgrade its transfer facilities and the remaining time on the existing ILA is not long enough to pay out the needed capital investment. A consortium of the larger cities formed the Metropolitan Solid Waste Advisory Committee (MSWAC) to work with the County developing the agreement amendments, and while the agreement is not yet finalized, the County seeks to determine how many of the current participants are willing to sign a non-binding statement of interest in participating in the amended agreement.

Mr. Kiernan then outlined the key improvements of the amended ILA over the current one, particularly regarding how the amended agreement handles liability issues. The current agreement doesn't indemnify the parties from one another. The amended agreement will identify liabilities as a system cost and clarify that rates are an eligible source of funding these liabilities. He also explained that the amended agreement extends the current one for another 12.5 years through 2040, memorializes the cities' planning role, adds specific steps for resolving disputes, and updates the agreement to meet current laws.

MOTION: Councilmember Hillberg moved to authorize the Mayor to sign the non-binding statement of interest indicating Beaux Arts' interest in continued participation.

Councilmember Stowe seconded.

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

MAYOR AND COUNCILMEMBER REPORTS:

TOWN STREET DESCRIPTIONS: Councilmember Stowe reported that, as a part of his work to prepare legal descriptions of the Town's streets, he has contacted a land-use attorney to review the existing documentation and prepare/record the needed revisions.

ROW USE BY UTILITIES: Councilmember Stowe reported that he recently witnessed a heavy truck using a path ROW to access a utility pole to make repairs. He expressed concern about protecting our water lines, which are buried in many of our ROWs. He added that we need to determine whether and how to provide adequate access for utilities to perform repairs and to address known deficiencies throughout our water system, e.g. areas where the water lines may be installed too close to the surface.

CAR-TO-GO CAR SHARING: Councilmember Leber reported that he has signed up for a new car sharing program. He would like to get information to other residents who may be interested and will write a brief note for the Town newsletter.

ANGLE PATH PLANS: Councilmember Hillberg reported that Sheila Justus has developed a plan for improvements to the south end of the Angle Path (that runs from just north of SE 29th Street to 5 Corners). He will review the plan and determine the best locations for planting ROW trees.

WHATMORE: Mayor Leider reported that we are still waiting for a response from the Whatmores.

POINTS CITIES MAYORS' MEETING: Mayor Leider reported that Medina has hired a

consultant to review current flight paths for commercial aircraft flying into and out of SeaTac to determine whether they are adhering to the FAA corridors, which are strict. He noted that Beaux Arts should watch developments and determine if we should participate in this effort.

STRATEGIC PLANNING SESSION: Mayor Leider reported that he will work out the best dates and location for this session.

PERMIT CONCERNS: Mayor Leider reported that a permit holder recently expressed concerns to the Town about the number of inspections we require for building project. He is working to set up a meeting to discuss the concerns further and will take action, if needed.

EASTSIDE TRANSPORTATION PARTNERSHIP (ETP): Mayor Leider reported that George Martin, Mayor of Clyde Hill, and David Cooper, Mayor of Yarrow Point, will continue in their roles at the ETP representatives for the five Points Cities.

I-90 TOLLING AND HOT LANES ON I-405: Mayor Leider reported that WSDOT is looking very seriously at imposing tolls on I-90 from Bellevue to Seattle and changing the HOV lanes on I-405 to HOT lanes, which allow single-occupancy vehicles to use the lane if they pay a fee. The general consensus seems to be that:

- Tolls on I-90 may be inevitable because tolling on SR-520 alone is not generating enough income to pay for the improvements to that highway, and
- Switching to HOT lanes on I-405 is unlikely to relieve congestion.

NEXT MEETING: Clerk-Treasurer Spens reminded the Council that the next Council meeting will be held at 7:00pm on Tuesday February 12, 2013 at Aaron Sharp's house.

ADJOURN: Councilmember Sharp moved to adjourn the meeting at 8:15 pm.

Councilmember Hillberg seconded.

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

Respectfully submitted,

Sue Ann Spens
Clerk-Treasurer