



TOWN OF BEAUX ARTS VILLAGE

TOWN COUNCIL MINUTES

February 11, 2025

PRESENT: Mayor Aletha Howes, Councilmembers Paula Dix, James McCarthy, Stacy Saal, Tom Stowe, and Brad Wheeler.

EXCUSED: None.

STAFF: Clerk/Treasurer Sue Ann Spens.

GUESTS: Water Department Supervisor Bob Durr and Eric Antonelli.

Mayor Howes called the meeting to order at 7pm.

MINUTES: Councilmember Wheeler moved to approve the January 14, 2025 minutes as amended. Councilmember Stowe seconded.

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

CLAIMS: Councilmember Stowe moved to approve the Final February 11, 2025 Claims Register for check numbers 16747 through 16770 in the amount of \$140,809.48.

Councilmember Saal seconded.

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

CLERK'S REPORT:

FRANCHISE AGREEMENT WITH CITY OF BELLEVUE: Some time ago, Councilmember Stowe mentioned that the Town should have a franchise agreement in place with the City of Bellevue governing their water line that runs through the Town (though it does not serve any of our residents). Ann Marie Soto, with our Town Attorney's office, has been representing the Town during negotiations. A draft agreement is written and in review with the Bellevue City Attorney's office. When Beaux Arts receives a copy, Clerk/Treasurer Spens will send a copy to the AWC Risk Management Service Agency for review for insurance purposes.

TOWN SURVEY WORK: Town Engineer Schroeder reports that PACE Engineers has completed this year's survey work. At \$23,579, the bill for this work was slightly higher than anticipated and budgeted due to the cost of the APS utility location service, but it did not exceed the contract maximum, so no change order is needed.

CANDIDATE FILING: Clerk/Treasurer Spens mentioned that candidate filing for positions on the Town Council (Mayor, Council positions 1, 3, and 5) will be open from Monday May 5 through Friday May 9. She will publish a notice in the April newsletter so that interested residents can file. She will also send a reminder to current Councilmembers in advance of those dates.

PLANNING COMMISSION DISCUSSIONS ABOUT VARIANCES: The Planning

Commission continues to express interest in studying ways to allow non-conforming structures to obtain remodeling permits without needing to obtain a variance. It was the consensus of the Council that the variance process exists to address non-conformities and does not wish to examine the topic further.

CYBERSECURITY SERVICE: Clerk/Treasurer Spens explained that the estimates for cybersecurity services from other local firms were no lower or more comprehensive than what VC3 offered during the AWC trial. She recommends that the Town continue working with VC3 at the basic service level. Councilmembers wondered if the service includes insurance in case the protections are breached. If so, they agree that we should continue with the basic service.

MARSHAL'S REPORT: Mayor Howes reported that the tent was again sighted in Pit Park for one night and was again reported to the Bellevue Police. The King County Sheriff is also monitoring the situation.

WATER REPORT: Water Supervisor Bob Durr reported that the project to replace the water line along 104th is moving forward. He added that Water Superintendent Lillejord is recommending that the 4-inch steel line along the Angle Path and 2-inch line down to the South Beach be monitored for future replacement. He also asked that the next newsletter include a note about lead pipes in our older homes. And he stated last month, he is not aware of any but is willing to help any owner of an older home.

WABA REPORT: No report. Mayor Howes mentioned that WABA's Winter Dinner was lightly attended.

APPEARANCES: None.

RESOLUTION NO 341 WR1A8 INTERLOCAL AGREEMENT: Clerk/Treasurer Spens briefly outlined the agreement.

MOTION: Councilmember Wheeler moved to adopt Resolution No. 341 authorizing the Mayor to execute the Interlocal Agreement for the Watershed Basins within Water Resource Inventory Area 8 between the named cities and Towns. Councilmember McCarthy seconded.

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

DRAFT CAMPING REGULATIONS: Mayor Howes described her discussion with the King County Sheriff's Office and their comments about using models from Covington/Mercer Island versus Bellevue. It was their feeling that using the Bellevue code as a guide might make enforcement easier.

Mayor Howes also described her discussions with the Bellevue Fire Department and Bellevue CARES to learn if the Town is eligible for CARES services through our fire contract. In summary, we are eligible for Bellevue CARES if Bellevue Police or Fire are the first responders (through the mutual aid agreement). King County is also expanding their

Therapeutic Response Unit so that it will be similar to Bellevue CARES. Once expanded, King County will also be able to offer services and extra care even if the person is not homeless.

Mayor Howes then asked for feedback from Councilmembers, which included the following comments and questions:

1. Can Section 8.30.50 Penalty be reduced to just the first paragraph?
2. Does including the term “overnight” in the camping definition mean that someone can erect a tent on public property provided it does not remain overnight? Is that something that can be addressed?
3. Can we remove the reference to nuisance abatement so as to eliminate the Town’s responsibility for storing belongings?
4. Can we have the sheriff review the Town Attorney’s questions and advise on their opinion?

Mayor Howes will continue working with the Sheriff to get a working draft for the Town Attorney’s final review. She also mentioned that the State legislature is considering legislation to establish a Homeless Bill of Rights, which may impact this work.

PLANNING COMMISSION PRIORITIES: It was the consensus of the Council that the priorities listed for the Planning Commission’s current work should be:

- Complete work on the Town’s Middle Housing regulations. The State’s mandated deadline for this work is June 30, 2025.
- Develop a Critical Areas Ordinance to protect the Town’s aquifer and any other critical areas. Councilmember Stowe has information that will prove useful for this.
- Review the Town’s current Tree Code to determine if updates are needed.

MAYOR AND COUNCILMEMBER REPORTS:

BELLEVUE FRANCHISE: COUNCILMEMBER Stowe reported that, as mentioned earlier, this franchise agreement is moving forward and will include an option to begin collecting a franchise fee in the future, if desired.

CRITICAL AREAS AND WELLHEAD PROTECTION: Councilmember Stowe remarked that, in addition to working with the Planning Commission on a critical areas ordinance, the Town needs to address wellhead protection.

WATER MAIN REPLACEMENT on 104th: Councilmember Wheeler reported that 90% Plans are complete for this project, which will be constructed concurrently with Bellevue’s water-main replacement along the arterial. The project should go to bid this Fall and work begin in 2026. Beaux Arts’ share of this project will total \$300,000. He is encountering challenges finding funding sources, though a loan from the Public Works Board may be an option.

EMERGENCY PREPAREDNESS: Councilmember Saal reported that she will be examining our emergency supplies to determine if any have expired and need to be replaced.

GREENSPACE MAINTENANCE: Councilmember Dix reported that she is waiting for a report from Tree Solutions about the health of the other oaks and maples in the vicinity of the one that recently fell along SE 29th Street.

4Q2024 TREASURER'S REPORTS: Councilmember McCarthy reported that he reviewed the 4th Quarter 2024 Treasurer's Reports and has signed them indicating they are accurate and complete.

STATE LEGISLATURE: Mayor Howes reviewed her list of pending legislation that may affect Beaux Arts and the status of each.

NEXT MEETING: The next regular Council meeting is scheduled for Tuesday March 11, 2025 at Councilmember McCarthy's house.

ADJOURN: Councilmember Saal moved to adjourn the meeting at 8:47 pm.

Councilmember Wheeler seconded.

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

Respectfully submitted,

Sue Ann Spens
Clerk/Treasurer