

**TOWN OF YARROW POINT
COUNCIL REGULAR MEETING (TELECONFERENCE) MINUTES
March 9, 2021
7:00 pm**

The following is a summary of the proceedings and is not a verbatim transcript.

CALL TO ORDER:

Mayor Dicker Cahill called the meeting to order at 7:04 pm

PRESENT:

Mayor: Dicker Cahill

Councilmembers: Stephan Lagerholm
Carl Scandella
Mary Elmore
Andy Valaas
Steve Bush

Staff: Bonnie Ritter – Clerk-Treasurer
Austen Wilcox – Deputy Clerk
Stacia Schroeder – Town Engineer
Mona Green – Town Planner
Scott Missall – Town Attorney
Steve Wilcox – Town Building Official

Guests: Vadim Bondarev – Resident
Jeff Levere – Resident
Jeffrey Shiu- Resident
Laurie Bugbee – Resident
Dan Guralnick – Resident
Tom Peters – Resident
Dan Williams – Resident
Gail Craddock – Resident
Geoff Pendergast – Resident
Amy Pellegrini – Resident
Carl Hellings – Resident
Mary Jane Swindley - Resident

Mayor Cahill noted that the agenda has been reordered to allow AB 21-07 to come first due to the amount of public interest around the topic.

APPEARANCES:

There were no public comments unrelated to parking enforcement that took place prior to the public comment period in AB 21-07.

PUBLIC MEETING GUIDELINES

Attorney Missall presented legalities of how public meetings must be held and what essential business can be discussed during the COVID-19 Pandemic, in accordance with State proclamations and guidelines.

REGULAR BUSINESS

1. AB 21-07: Right of way safety concerns and construction parking enforcement

Mayor Cahill shared that the Town has received a petition with 70 signatures for immediate action for enforcement of town code to ensure the safety of pedestrians and enforcement of construction parking violations. The Town has been researching the issue since November 2020.

Each Councilmember shared their individual views and opinions around parking issues and enforcement in response to the petition.

Mayor Cahill summarized an outline of steps the Town will immediately take in response to the petition:

- Daily random visits to construction sites by Town staff.
- \$500 violation fee.
- Evaluate violation notification system allowing residents to photograph perceived violations and send to the town to follow up and issue violations or warnings.
- Create link on Town website to allow residents to submit photos of construction parking violations.
- Reach out to builders and agents to inform them of changes.
- Modification to existing code if applicable.
- Maintain character of town and ROW parking.

The Town will immediately undertake a more aggressive enforcement position on construction parking.

Mayor Cahill opened the public comment period at 7:44 pm

1. Resident Vadim Bandarev at 4029 95th Ave NE. explained that parking in Yarrow Point has been an issue for many years. He compared construction parking plans to other jurisdictions and offered to pay the Building Official's time to do more parking enforcement in Yarrow Point. He suggests the use of offsite parking locations and putting the burden on the contractors to shuttle their workers in. He discussed the petition and requests that the Town enforce its existing construction parking code immediately.
2. Resident Jeffrey Shiu at 3812 94th Ave NE shared that he has encountered parking issues on his street. Cars are often parked in front of house and he has seen litter on his property. He has safety concerns for his children getting ran over when

construction workers drive by. He asked why construction parking enforcement has not been taking place.

3. Resident Laurie Bugbee at 9426 NE 37th Pl thanked the Council and Town Administration for the opportunity to voice her family's concerns. She stated the petition relating to construction parking is a separate issue over general ROW parking. Construction parking issues are a safety hazard and eye sore. Calls and emails have taken place to enforce the construction parking code but action has not taken place. She does not believe that residents should be put in the position to document parking violations. She reviewed Town code sections related to parking and requests that immediate parking enforcement take place.
4. Resident Dan Guralnick at 9429 NE 40th St is determined to restore Yarrow Point to how it was not very long ago. The current construction parking code is very reasonable and should be enforced. The Mayor has not taken action to enforce the construction parking code. Mr. Guralnick has witnessed people sleeping in vehicles. He has safety concerns and believes the neighborhood is unsightly compared other jurisdictions. He has concerns about a potential modification to the code that could favor developers. He demands immediate enforcement of the existing parking code and stated that the Mayor should recuse himself from any potential code change discussion due to his real estate business with developers.
5. Resident Tom Peters at 4652 95th Ave NE is building a house and discussed the required parking plan involved with the Town's permitting process. He questions why service providers would be exempted from ROW parking if safety and character of the neighborhood are concerns. There should be no exemptions for one type of vehicle and not for another. Neighborhoods have free access and you cannot stop certain people from walking in the neighborhood. Mr. Peters believes the code should be enforced for other issues such as litter and people sleeping in vehicles. The code should be enforced as soon as possible.
6. Resident Jeff Levere at 3848 94th Ave NE has been a resident for 37 years and seen a lot of positive change. He shared about an experience getting a parking ticket under a previous mayor who enforced all parking codes and the police were issuing lots of tickets. He said that residents should consider what could happen when police are directed to issue tickets as it will not just be contractors who are impacted. He stated that not all lots have enough onsite parking for construction vehicles.
7. Resident Dan Williams at 4224 95th Ave NE stated that he believes some of the comments by residents so far are confusing construction parking with general parking. This topic should be limited specifically to construction parking. There is not a good reason not to enforce the existing construction parking code when there is an existing enforcement mechanism in place that should be enforced. The reason the topic is so important is because it is suggesting that the Town favors developers over residents.

8. Resident Gail Craddock at 3798 94th Ave NE shared that Yarrow Point is densely built and can easily get congested. She requests that the existing construction parking code be enforced. She recognized that not all properties have enough room for all construction vehicles to park on site. She said that property values can be affected due to the look of construction vehicles parked on town streets.
9. Resident Geoff Pendergast at 4239 95th Ave NE thanked the Mayor and Council for listening to concerns that are very important to the residents. He stands behind having the existing construction code enforced. The last 3-4 years have been difficult from a safety perspective due to several big construction projects within close proximity of his house. There needs to be some organization due to enforcement that has diminished within recently years. The existing code should be enforced rather than a modification to it. He hopes that the Mayor and Council takes the residents' views to heart.

Resident Suzanne Knauss at 9021 NE 42nd St. submitted a fax to the Town that was received on March 6, 2021, requesting to be removed from the petition. The town replied nothing that her request would be included in the record.

Resident Ann Foster at 4421 91st Pl NE submitted a comment to the Town on March 8, 2021, noting that she and her husband Michael could not attend the meeting but would like to add their signatures to the petition and agree that current construction parking code should be enforced.

Mayor Cahill closed the public comment period at 8:16 pm

Mayor Cahill addressed comments from the residents.

- A plan can be put into place tomorrow, 3/10/2021, and will be done quickly.
- He addressed the question of a potential code modification and clarified the Town's current code does not allow construction parking on any ROW. The question is if it should be allowed in adjacent to the property owner. The Town will not change that code and it would have nothing to do with the elimination of the parking in front of Town Hall.
- Parking enforcement for service providers are under the Town's traffic parking code and not construction parking code.
- The Town has the budget to allow Town personnel to manage construction parking enforcement.
- The Town will research offsite parking options as an alternative option for to contractors to shuttle their workers in.
- He will enforce construction parking and act on citations as the Mayor and not a real estate agent.

Council discussed the following:

- Temporary, frequent, and long-term parking.
- Requesting feedback from residents on parking.
- The use of offsite parking and providing adequate options to builders and contractors.

- The use of ROW parking at Morningside Park for the Town’s playground and pickleball court.

The Council took at 10-minute recess at 8:44 pm and reconvened at 8:54 pm

2. AB 21-06: Proclamation honoring Amy Pellegrini’s term on the Planning Commission

Mayor Cahill read a proclamation of the Mayor and Council of the Town of Yarrow Point expressing gratitude for the service and contributions made to Town government by Amy Pellegrini. Amy was on the Planning Commission from January 19, 2010 – October 19, 2020. She will be dearly missed and the Mayor and Council thank her for her longtime service to the Town.

Amy thanked the Mayor, Council, Planning Commission, and staff for their support.

3. MINUTES

Minutes of regular meeting February 9, 2021.

MOTION: Councilmember Valaas moved to approve the regular meeting minutes of February 9, 2021 as presented. Councilmember Bush seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

4. CONSENT CALENDAR:

Mayor Cahill reported on the following large expenditure items for the month of February.

- Progress for PGH Excavating, Inc.
- PACE Engineering.
- LIDAR topography survey.
- Town Fountain/irrigation system maintenance & repair.
- Dropbox storage increase & license upgrade.

MOTION: Councilmember Valaas moved to approve the Consent Calendar as presented including the Payment Approval Report dated 3/3/2021 approving payments as shown totaling \$148,146.68 plus payroll, benefits, and tax expenses of \$28,596.11 as shown on the attached payroll and benefits reports for a grand total of \$176,742.79. Councilmember Scandella seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

STAFF REPORTS:

A. Police Report

Mayor Cahill provided the February police report on behalf of Clyde Hill PD. Council discussed the use of the Flock license plate reader cameras and their help with investigations with CHPD. Staff is working with Flock to configure the national “Hot List” which will automatically notify the CHPD in the event of a stolen vehicle entering the point.

Council discussed the issue of WSDOT temporarily closing down SR520 during a weekend day and redirecting traffic through the 92nd Ave lid. This caused safety concerns and congestion. Mayor Cahill stated that a letter will be signed collectively by local mayors that will go to WSDOT regarding detours and a request to improve safety measures. Council

suggests making the detour at a prior exit point rather than using the 92nd Ave lid as the turnaround point.

B. Engineer Report

2022 NE 36th Street Stormwater Project

The 2020 Town of Yarrow Point Stormwater Management Plan was published last May. In short, the new study incorporated known stormwater pipe alignments and sizes into the latest modeling software to identify and prioritize future capital improvement projects (CIPs) throughout the Town. A stormwater connection from 92nd Ave NE to NE 36th Street was identified as CIP #1. This project would divert flows along 92nd (south of NE 36th St) and Points Drive NE (east of the round-a-bout) to the storm system in NE 36th Street. As part of this project, several pieces of the NE 36th Street stormwater infrastructure (ie. catchbasins, broken pipes, and cross bores) will be addressed. Our current CIP includes this project as S-2 (\$25,000 for design in 2021), S-3 (\$184,000 for construction in 2022), and T-3 (\$85,000 for full grind and overlay in 2022). There is no power, phone, or cable conversion associated with this project. PACE completed survey Task Order No. 2 (\$12,750) and provided a preliminary drawing for review on January 28, 2021. Town Engineer Schroeder will be working on the civil engineering design over the next couple months in an effort to get a package out to bid in September.

2021 NE 37th Street Paving Project

The City of Bellevue contractor (Fury Site Works) began grinding NE 37th Street on February 24th in lieu of the anticipated permanent T-patch. The City of Bellevue will issue a change order (\$49,103.59) to Fury Site Works for the additional work related to grinding and overlaying the remaining roadway. The Town of Yarrow Point will then reimburse the City of Bellevue for the work. This is in lieu of the work planned by King County Roads (\$125,120.00). The scope of work will include: 1.) grind out 4-inches of the existing half roadway that hasn't been paved yet; 2.) re-plane 1.5-inches of the new pavement for the new full width overlay; 3.) Pave back 4-inches new pavement section and 1.5-inches overlay over the already existing 6'' new pavement section for the waterline trench patch. King County Roads mentioned the very minor costs incurred to date (less than \$1,000 for design) as well as \$12,500 for "full mobilization" will filter over to the NE 42nd St/ 91st Ave NE grind and overlay project to be done later this summer. This results in a net savings of roughly \$62,500 for the Town.

2019 NE 42nd Street/ 91st Ave NE Stormwater Upsizing & UGC Project

Engineer Schroeder discussed the daily reports by the onsite inspector, Gray & Osborne. Council discussed ROW parking and staging for public projects. The Town should be following the same standards for ROW parking that residential projects are adhering to. The Council requested that Engineer Schroeder contact the contractor about offsite storage.

2024 94th Ave NE UGC & Full Road Reconstruction

The 2020 Town of Yarrow Point Stormwater Management Plan was published last May. In short, the new study incorporated known stormwater pipe alignments and sizes into the latest modeling software to identify and prioritize future capital improvement projects (CIPs) throughout the Town. A stormwater upsizing from 4405 – 4646 94th Ave NE was identified as CIP #2. In addition to addressing CIP #2 this project will result in an underground

conversion from 4000 – 4646 94th Ave NE. The preliminary design also shows the northern half of 94th Ave NE is set to receive a full road reconstruction and the southern half will have a 2-inch grind and overlay. Our current CIP includes this project as S-3 (\$30,000 for design in 2023), S-5 (\$300,000 for construction in 2024), and T-5 (\$260,000 for road restoration in 2024). Experience has shown that it takes a considerable amount of time to coordinate with Puget Sound Energy, Comcast, and CenturyLink on the underground conversion design. The Town Council therefore, approved PACE’s survey Task Order No. 3 (\$28,250) on January 12, 2021. PACE completed a draft base map on March 1st for not only this project, but 3800 – 4000 94th Ave NE, 9200 – 9400 NE 38th Street, and 9200 – 9500 NE 40th Street as well. Engineer Schroeder is in the process of verifying PACE’s information in the field and against known records and will work with PACE to prepare the final base map.

5. MAYOR AND COUNCIL REPORTS:

Councilmember Bush

The Town needs to make a visible difference in parking enforcement within the next couple of days. Residents are watching and expect a change.

Mayor Cahill

He thanked the Council for their support and for sharing their viewpoints regarding parking issues.

Councilmember Elmore

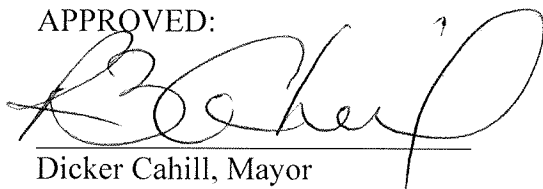
Residents who brought the parking enforcement issues up will be watching for change.

9. ADJOURNMENT:

MOTION: Councilmember Bush moved to adjourn the meeting at 9:47pm. Councilmember Elmore seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

APPROVED:


Dicker Cahill, Mayor

ATTEST:


Bonnie Ritter, Clerk-Treasurer

