

**TOWN OF YARROW POINT
COUNCIL REGULAR MEETING (TELECONFERENCE) MINUTES
October 12, 2021
7:00pm**

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 7:00pm

PRESENT:

Mayor: Dicker Cahill

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

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

Guests: Dawn Hanson – Clyde Hill Police Department
John McGlenn – Park Board Chairman
David Feller – Planning Commissioner
Chuck Hirsch – Planning Commissioner
Katy Harris – Resident
Chuck Porter – Resident
Steve Fleming - Resident

APPEARANCES:

None.

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.

1. MINUTES

September 14, 2021 Regular Meeting

MOTION: Councilmember Valaas moved to approve the regular meeting minutes of September 14, 2021 as presented. Councilmember Elmore seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

2. CONSENT CALENDAR:

MOTION: Councilmember Bush moved to approve the Consent Calendar as presented including the Payment Approval Report dated 10/7/2021 approving payments as shown totaling \$529,258.95 plus payroll, benefits, and tax expenses of \$31,634.36 as shown on the attached payroll and benefits reports for a grand total of \$560,893.31.

VOTE: 5 For, 0 Against. Motion carried. Councilmember Scandella seconded the motion.

3. STAFF REPORTS:

A. Police Report

Lieutenant Hanson reported on September police activity including:

- Death report.
- Mailbox theft.
- Speeding and alluding.
- Stolen property.

Homelessness along the SR520 bike path was discussed and Lieutenant Hanson suggests calling 911 if there are any issues as an officer can assist. City of Bellevue has a CARES team who can also help. Mayor Cahill will follow up with City of Bellevue to learn more about response relating to the CARES team.

B. Engineer Report

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

Town Engineer Schroeder reported that paving is done and project close out is expected by end of October pending successful completion of eleven punch list tasks.

The Town will send out a questionnaire to residents on NE 42nd St & 91st Ave NE to gather feedback for future UGC projects.

C. Planner Report

The Planning Commission will be discussing right of way parking as their next research topic.

REGULAR BUSINESS

4. AB 21-42: Private Property Tree Code

After more than two years of study, dozens of public meetings (both in-person and remotely), and a Public Hearing on September 21, 2021, the Planning Commission is pleased to present its recommendation of a draft Private Property Tree Code.

As directed by the Town Council, the Planning Commission crafted a Code that balances private property rights with Town-wide community goals for the preservation of Yarrow Point's environmental and residential character.

Highlights of the proposed Code include the following:

- “Significant trees” are those of any species having a diameter of 18” measured at 4.5’ above the ground;
- Removal of “significant trees” requires a tree removal permit with a prescribed public notification process;
- Mitigation for “significant tree” removal is required in order to result in a minimum tree density of one “significant tree” per 5,000 square feet of property. The required tree density may be satisfied with remaining “significant trees” on site OR through the planting of a mitigation tree.
- A mitigation tree is any tree species that has the potential to grow to the size of a “significant tree.”

In addition to the creation of the new Municipal Code Chapter 20.22, the Ordinance includes amendments to YPMC 12.26.020 in order to provide consistent definitions of specific terms.

Council discussed the following:

- Broadcasting public notice of trees planned to be removed on private property.
- Clearcutting: The Planning Commission determined there can be not discrimination between a private property owner and a developer.
- Minimum tree density.
- Shared trees and tree roots on private property and ROW.
- Fines.

Council thanked the Planning Commission for their hard work on creating a draft private property tree code.

Individual councilmembers expressed their views and opinions.

Chuck Porter resident at 4615 92nd Ave NE asked about areas of the town that do not meet the target density in the draft code and reforestation.

Council discussed having an in-person Council meeting in November and the logistics of handling a large public attendance. The Town Attorney will research State Guidelines and follow up with town administration.

Council directed Mayor and staff to schedule a public hearing for the Private Property Tree Code for the upcoming November 9 regular Council meeting.

5. AB 21-43: 2022 Property Tax Levy

The setting of the property tax levy is routine:

- The levy is limited to an annual 1% increase on existing property plus an amount related to new construction.
- Property tax levies are set by ordinance and filed with the County.

- If the estimated levy request is higher than the finally determined allowable rate the assessor will reduce the levy to the appropriate rate.

Mayor Cahill opened the public hearing at: 8:47pm.

Upon hearing no public comment, Mayor Cahill closed the public hearing at: 8:48pm.

MOTION: Councilmember Valaas moved to Adopt Ordinance No. 713: An Ordinance of the Town of Yarrow Point, Washington Increasing the Town of Yarrow Point's Regular Levy from the Previous Year, Commencing January 1, 2022 on All Property; and Establishing an Effective Date. Councilmember Lagerholm seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

6. AB 21-44: Public Hearing on 2022 Preliminary Budget

A public hearing is required to give citizens an opportunity to be heard with reference to the 2022 preliminary budget. Discussion and suggestions for amendments to this preliminary budget will also be heard from Council.

Council reviewed the Preliminary Budget and discussed the following:

- Budgeting for next UGC project.
- Low home sales and REET revenue for 2021 including projecting 2022 home sales.
- Losing out on tax revenue from online purchases.
- CIP.
- Increasing Town I.T. costs.

Mayor Cahill opened the public hearing at 9:14pm

Katy Harris resident at 3842 94th Ave NE. asked about the use of Town's Rescue Funds. Clerk-Treasurer Ritter responded that she is researching how the funds can be used and will report back to Council.

Mayor Cahill closed the public hearing at 9:20pm.

7. AB 21-45: ARCH Budget and Work Program

Resolution No. 352 is to approve submittal of \$2447 for the administrative budget (as requested), plus \$7553 to the Trust Fund, for the total of \$10,000, which is the total that the Town has in their proposed budgeted for 2022.

MOTION: Councilmember Bush moved to approve Resolution No. 352: A Resolution of the Town of Yarrow Point Approving the 2022 Administrative Budget and Work Program for A Regional Coalition for Housing (ARCH). Councilmember Lagerholm seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

8. AB 21-46: Sally's Alley Preliminary Plan from JGM Landscape Architects

Park Board Chairman John McGlenn discussed a modified Preliminary Plan in response to comments from Park Board members. The Park Board is unanimous in believing the advice on fundamental maintenance and improvements from JGM Landscape Architects will

prepare them to collaborate effectively with designers/contractors engaged in adjacent projects for Sally's Alley. The maintenance items for Sally's Alley namely include new gravel for the pathway and plantings.

Council would like to collaboratively work with the Park Board on their plans to maintain Sally's Alley particularly around the driveway entrances on the east and west ends where there will be future private development. This planning needs to include executive legal matters.

Steve Fleming resident at 3798 94th Ave NE discussed the intentions around the petition to "Save Sally's Alley" earlier this year. He also shared about construction vehicles parking and turning around Sally's Alley making the grass a mess.

MOTION: Councilmember Lagerholm moved to approve Sally's Alley Preliminary Plan – Scope of Work dated October 1, 2021 in the amount of \$3,000.00. Councilmember Valaas seconded the motion.

VOTE: 4 For, 1 Against. *Councilmember Scandella abstained.* Motion carried.

9. MAYOR AND COUNCIL REPORTS:

Mayor

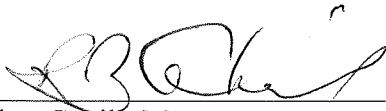
- Flock Safety cameras for NE 32nd St and NE Points Drive have been purchased and will be installed.
- The speed limit radar sign facing northbound was installed on a pole further south on 92nd Ave NE and gathered statistics show that it has been slowing drivers down more than the further location.
- Speeding E-bike enforcement on SR 520 trail: Mayor Cahill has been in contact with the State who is researching the issue including CHPD.
- The Town is researching new AV equipment for the Council chambers for better remote meeting accessibility.
- Town Hall naming- Expand to other avenues and ways to recognize influential people in Yarrow Point.
- Banning gas powered lawn equipment: The Town is following the direction of nearby jurisdictions.
- ROW construction parking enforcement: This is being handled by the Town's Building Official.
- Researching back up retention policy.
- A "face lift" of Town Hall is budgeted for 2022.
- Mayor Cahill announced that he will not be running for reelection and encourages everyone to vote.

10. ADJOURNMENT:

MOTION: Councilmember Bush moved to adjourn the meeting at 10:22pm. Councilmember Valaas seconded the motion.

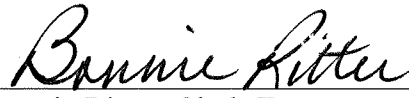
VOTE: 5 For, 0 Against. Motion carried.

APPROVED:



Dicker Cahill, Mayor

ATTEST:



Bonnie Ritter, Clerk-Treasurer

