

**TOWN OF YARROW POINT
COUNCIL REGULAR MEETING MINUTES
November 9, 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: Austen Wilcox – Deputy Clerk
Mona Green – Town Planner
Stacia Schroeder – Town Engineer
Emily Miner – Town Associate Attorney

Guests: Dawn Hanson – Clyde Hill Police Department
Katy Harris – Resident
Kathy Smith – Resident

APPEARANCES:

None.

1. MINUTES

October 12, 2021 Regular Meeting

MOTION: Councilmember Valaas moved to approve the regular meeting minutes of October 12, 2021 as amended. Councilmember Elmore seconded the motion.

VOTE: 4 For, 0 Against. Motion carried.

Councilmember Bush had not yet entered the meeting.

2. CONSENT CALENDAR:

MOTION: Councilmember Valaas moved to approve the Consent Calendar as presented including the Payment Approval Report dated The Payment Approval Report dated 11/03/2021 approving payments as shown totaling \$171,808.79 plus payroll, benefits, and tax expenses of \$30,054.30 as shown on the attached payroll & benefits report for a total of \$201,863.09. Councilmember Lagerholm seconded the motion.

VOTE: 4 For, 0 Against. Motion carried.

Councilmember Bush had not yet entered the meeting.

Councilmember Bush entered the meeting at 7:05 p.m.

3. STAFF REPORTS:

A. Police Report

Lieutenant Hanson reported on October police activity.

- Vehicle prowls.
- Vehicle theft.

Mayor Cahill noted that the Town will send out a notice to lock their vehicles.

Clyde Hill will include the vehicle theft issue in their next newsletter.

Flock Safety Cameras were discussed and their effect for assisting in CHPD investigations. The cameras can be moved if necessary. A camera that shows vehicles leaving the Point could be beneficial to CHPD. Lieutenant Hanson discussed the usage of the cameras for the PD and the effect in assisting in investigations.

REGULAR BUSINESS

4. AB 21-47: Private Property Tree Code Public Hearing

Town Planner Mona Green discussed the draft tree code including two small changes since the prior Council review. The draft code is currently within a 60-day comment period with the Department of Commerce

Mayor Cahill opened the public hearing at: 7:29 p.m.

Resident Barbara Young at 3615 91st Ave NE discussed the following:

1. Existing property owner rights should be respected.
2. She has not seen aggressive tree cutting. Some people live here because of views. Views should be enforced.

Resident Debbie Prudden at 3805 94th Ave NE discussed the following:

1. Her own experience with a car prowler in Yarrow Point.
2. She is against a tree code.
3. She discussed details around her own property relating to trees. She does not want property to be devalued due to private property code.
4. She discussed the applicability of the proposed code effecting properties that have significant trees compared to properties that do not have significant trees.

Resident Robert Afzal resident 9075 40th Pl requested clarity on replacement requirements for significant tree removal.

Town Planner Green responded regarding the diameter and height specifications the proposed code specifies.

Resident Ed Esparza 9043 NE 37th Pl stated that a lot of the residents have taken care and responsibility for trees despite the Town not having a private property tree code. He discussed common issues in other jurisdictions. He does not feel a private property tree code is needed.

Mayor Cahill noted that the hedge code will be separated from the tree code.

Attorney Miner discussed root management rights from an adjoining neighbor on private property.

Resident David Young at 3615 91st Ave NE asked how a new homeowner knows that a replacement tree is considered significant when it was planted from a previous private property owner.

Attorney Miner responded and provided examples of documentation such as the Town requiring a survey to hold on file or a recording with the County to be on the property title report.

Mayor Cahill closed the public hearing at: 8:00 p.m.

Council reviewed and discussed the public comment.

Council discussed the following needed measures prior to a future adoption of the proposed code:

- Provide time for resident notification to react and respond to code prior to enacting it upon Council adoption. Council and legal staff discussed delaying the effective date of the code to March 1.
- Recording process to document the planting of new significant trees.
- Administrative procedures for staff:
 - A. Enforcement.
 - B. Notification process.
 - C. Permit process and related fees.

5. AB 21-48: Public Hearing on 2022 Final Budget

A public hearing is required to give citizens an opportunity to be heard with reference to the 2022 final budget. Publication and posting of the public hearing have been done in compliance with state law.

Mayor Cahill opened the public hearing at: 8:43 p.m., and upon hearing no comment, closed the public hearing at 8:43 p.m.

Mayor Cahill discussed new budget item for Bellevue CARES program.

Council discussed updates to the budget since the October preliminary review.

MOTION: Councilmember Lagerholm moved to Adopt Ordinance No. 714: An Ordinance of the Town of Yarrow Point, Washington adopting the Budget for Fiscal Year 2022 and Setting Forth in Summary Form the Total of Estimated Revenues and Expenditures for Each Separate Fund and the Aggregate Totals for All Such Funds Combined; and Establishing an Effective Date. Councilmember Valaas seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

6. AB 21-49: NE 42nd St/91st Ave NE. Project Close Out

Town Engineer Schroeder reported on additional services by Gray & Osborne, Inc, a change order to complete construction management and inspection (including inspection of the overlay work) on the project:

Task 1 – Additional Project Management.

Task 2 – Additional Construction Management.

Task 3 – Additional Construction Inspection.

MOTION: Councilmember Bush moved to approve Gray & Osborne’s change order No. 2 not to exceed \$18,900.00 for the additional construction management services needed to complete the project. Councilmember Elmore seconded the motion.

VOTE: 5 For, 0 Against.

7. MAYOR AND COUNCIL REPORTS:

Mayor

- A Survey was sent to residents who were involved in the NE 42nd/91st Ave NE UGC project to gather feedback for future Town UGC projects.
- Researching use of Town Rescue Funds.
- Council & Park Board are working collaboratively to maintain Sally’s Alley
- Speeding bikes on SR520 trail: Mayor Cahill reached out to WSDOT with concerns. He provided WSDOT with information around the Town’s speed limit radar signs as a suggestion to monitor speed on the bike path.
- Renaming of Town Hall after a significant resident: Town Hall will not be renamed. Other avenues to recognize significant figures will be considered.
- Banning gas powered lawn equipment: There is little support however the Town will follow the lead of nearby jurisdictions.
- Drug awareness prevention: \$2500 in budget
- ROW parking: \$95,000 in budget to improve and enforce.
- Audit of Bellevue utility tax revenue
- Light pole spacing: Two new poles on NE Points Dr and new LED bulbs are being swapped into old poles.
- Back up & retention system research: Resident Chuck Porter will take over this agenda item when he is sworn into Council.

- Town Hall maintenance: Plans were discussed for maintenance improvements in 2022.

Stephan Lagerholm

- Discussed preparation for snow removal. The Town is prepared and can also rely on City of Clyde Hill for snow removal assistance.

Mayor Cahill reported that the Town Public Works Coordinator will be on medical leave this winter and the Town will need to hire a landscape company to handle field maintenance during his leave.

- Discussed vehicle mis-maneuver on the roundabout and stated his concerns for safety in this area. Prevention measures should be considered.

Councilmember Bush

- Discussed pedestrian safety concerns on the roundabout.
- Councilmember Bush said that staff will need to coordinate a time with him to relieve his I.T. related administrative duties he has been responsible for.

8. ADJOURNMENT:

MOTION: Councilmember Valaas moved to adjourn the meeting at 9:32 p.m.

Councilmember Bush seconded the motion.

VOTE: 5 For, 0 Against. Motion carried.

APPROVED:



Dicker Cahill, Mayor

ATTEST:



Bonnie Ritter, Clerk-Treasurer

