

**TOWN OF YARROW POINT
COUNCIL MEETING MINUTES
April 8, 2014
7:00 PM**

The following is a summary of the proceedings and is **not** a verbatim transcript. The meeting is recorded, and the audio files are public record.

CALL TO ORDER:

Mayor Dicker Cahill called the meeting to order at 7:05 PM.

PRESENT:

Mayor: Dicker Cahill

Councilmembers: Bruce Jones
Mary Elmore
Steve Bush
Andy Valaas - Excused
Carl Scandella - Excused

Staff: Anastasiya Warhol – Town Clerk-Treasurer
Wayne Stewart - Town Attorney
Steve Wilcox - Town Building Official
Kyle Kolling – Lieutenant, Clyde Hill Police Department

Guests: Chris Deane – ECC, Program Manager
Marty Schumacher- ECC, Program Manager
Claire Fell – Yarrow Point Resident

APPEARANCES:

Resident Claire Fell alerted the Council that construction work was starting earlier than 7am. She also requested that the rocks and gravel debris from the construction should be blown away so that debris is not being tracked into her home.

MINUTES:

MOTION: Councilmember Jones moved to approve the Regular Meeting minutes of March 11, 2014 as presented. Councilmember Elmore seconded the motion.

VOTE: 3 For, 0 Against, 0 Abstain. Motion carried.

CONSENT CALENDAR:

Councilmember Jones asked about two “criminal justice” charges to be paid to Clyde Hill. Mayor Cahill noted that the clerk will follow-up with an answer. Mr. Jones also asked whether the payment for the 33rd street project is the last remaining. Mayor Cahill noted that this too will be answered later.

MOTION: Councilmember Jones moved to approve the Consent Calendar as presented including the Payment of checks 2998 through 3031 for payments as described in the Payment Approval Report dated 04/03/14 as shown totaling \$183,649.74. Councilmember Bush seconded the motion.

VOTE: 3 For, 0 Against, 0 Abstain. Motion Carried.

STAFF REPORTS:

Clerk-Treasurer Anastasiya Warhol announced upcoming events. On Saturday, April 19th, the Town residents will be hosting a children’s’ egg hunt. This event is geared toward families with children. On Saturday, April 26th, the Town Park Board will host an Arbor Day Clean-Up party. This event will include an afternoon labor session with a food truck in the afternoon. On Sunday, May 4th, the Bellevue LifeSpring Yarrow Point Circle will host a “Day of Giving.” They have requested the use of Town Hall to host clothing and supply drive; refreshments set to be served.

The Clerk also mentioned that the Open Government Trainings Act was enacted through Engrossed Senate Bill 5964, by the Washington State Legislature and will take effect July 1st. This will require newly elected officials to be trained in the Public Records Act (RCW 42.30) as well as the Open Public Meetings Act (RCW 42.56). Any useful training on the topics will be forwarded to the Council by the Clerk.

Finally, the Clerk announced that she would like to meet with Councilmembers individually to discuss some operational needs which relate to the Town’s compliance of both the Open Public Meetings Act as well as the Public Records Act.

Police Lieutenant Kyle Kolling explained that there were a few car prowls in the last month; the same thief was targeting construction sites and workers’ belongings. Additionally, there were a few domestic violence incidents on the Point. Councilmember Bush asked if there was any progress on last month’s package theft investigation, Mr. Kolling said no.

REGULAR BUSINESS:

AB 14-12 SR520 Construction Update:

Mayor Cahill explained that Chris Deane from ECC is in the audience to answer questions.

Mr. Deane updated the Council on two current matters. ECC is currently getting proper authorization to allow the Town to construct their own Town entry sign to their specifications, per the request of the Mayor. Mr. Deane made it clear that in the event that the Town will do this project, WSDOT/ECC will leave the area clear and covered with dirt; there will be no other treatments. This would leave the Town responsible not only for the entry wall, but for any additional landscaping. Mr. Deane agreed to get the pricing for the installation of the Town Entry submitted to the Clerk by this week. He offered to forward partner contractors in case the Town would be interested to get a direct quote.

Councilmember Bush voiced his concern over the opening of the gate on NE Points Drive.

The Council expressed concern over the proposed crosswalk located on the SR520 westbound off-ramp. Additionally, they were concerned that other than lights and striping, there will be no other traffic calming measures.

Marty Schumacher, roadway construction manager of ECC, explained that the cars would have reduced speed before they reach the crosswalk. He agreed to forward a depiction of exactly where this crosswalk will be placed along the offramp. Councilmember Jones encouraged the Mayor to see to it that the crosswalk configuration is safe and to the Town's liking.

The Mayor and Council thanked Chris Deane for his attendance.

AB 14-13 Construction Vehicle Parking, Discussion

Attorney Stewart explained that this item was initially presented to the Planning Commission. Because the Planning Commission has no authority to decide on non-land-use issues, it has been appropriately routed to the Council.

Town Building Official explained that there have been numerous issues with construction vehicle parking. The current code is not only weak, but it is difficult to enforce with increasing building projects on the point.

Building Official Steve Wilcox presented the Commission with a redline document proposing changes to YPMC 12.30 "Construction Activities and Parking Plan." The first suggested change to the current code is a new subsection titled "Infraction Fines and Penalties. It reads as follows:

B. A violation of this chapter by any owner or operator of site development equipment and/or construction-related vehicles and equipment, or by the operator of any personal vehicle operated by site development and

construction workers, shall be an infraction, punishable by fines and penalties for each offense. Actual costs to enforce the provisions of this section shall be recovered and are in addition to any fines issued. Fines and recovery costs are to be paid prior to commencement of staff work at the site, or removal of Stop Work Order.

Infraction Fines and Penalties:

1. First violation
 - (a) Verbal warning to the project supervisor;
 - (b) Written notice of violation to the property owner.
2. Second violation
 - (a) Written notice of violation to the property owner;
 - (b) \$100.00 fine to the property owner;
3. Third and each subsequent violation
 - (a) Issuance of a Stop Work Order for a minimum 36 hour investigation period;
 - (b) Written notice of violation to the property owner;
 - (c) \$500.00 fine to the property owner.

The second prominent change to the code is an “Exceptions” section providing reprieve for current ROW prohibitions. It reads as follows:

E. Exceptions to this Chapter shall be subject to the provisions of Chapter 10.04 and Chapter 15.04.075. (Ord. 610 § 1, 2010; Ord. 529 § 1, 2003; Ord. 528 § 1, 2003)

Exceptions:

1. Parking shall be allowed within the public right immediately in front of the permitted site.
2. Daily parking may be allowed under written permission along the east side of 95th Ave. NE immediately in front of Town Hall and Morningside Park. Overnight parking shall not be permitted.
3. Worker drop-off, equipment staging activity, and material or equipment deliveries of up to 20 minutes, or as allowed under Town issued permit for right of way use.
4. Property owner(s) personal vehicles.
5. One commuting vehicle used by the Project Supervisor.
6. Vehicles used for official government business.

Construction vehicle parking in Yarrow Point poses mainly aesthetic issues, Mr. Wilcox continued. Safety aspects of construction parking are covered by Title 15 (fire access regulations), and Title 10 (Police traffic control regulations). This would leave Title 12.30 to address aesthetic questions, meaning, what the Town streets will look like if construction vehicles were able to park in the right-of-way. Mr. Wilcox noted that many remedies can be accomplished through process, not policy. Pre-application conferences provide a good avenue to discuss a parking plan. Construction parking plan would include parking in the private driveway, ROW directly in front of the home, and finally, overflow parking at Town Hall.

Referring to the proposed code changes (above), Town Attorney Wayne Stewart explained that the infraction enforcement process would require many legal steps and would likely cost more than the town has resources for.

Mayor Cahill suggested that a large poster sign be placed on construction projects. The design would outline the address, the contractor’s phone number, and the Town phone number (as a last resort). The sign would explain that the project is subject to the Town Construction Activities and Parking Plan (YPMC 12.30). This is a simple approach that encourages neighbor communication and gives complainants a direct avenue to voice concerns.

There was Consensus on Council that a draft sign should be manufactured and used with current projects.

AB 14-14 Retreat Discussion

The Council agreed to postpone retreat discussion to later date.

MAYOR & COUNCIL REPORTS:

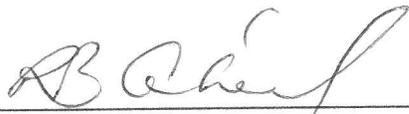
Mayor Cahill explained that he would like to discuss creating a budget for the park board in the near future.

ADJOURNMENT:

MOTION: Councilmember Bruce Jones moved to adjourn meeting at 8:04 PM. Councilmember Elmore seconded the motion.

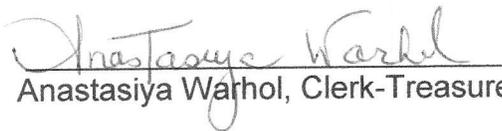
VOTE: 3 For, 0 Against, 0 Abstain. Motion carried.

APPROVED:



Dicker Cahill, Mayor

ATTEST:



Anastasiya Warhol, Clerk-Treasurer