

# TOWN OF HUNTS POINT

## COUNCIL MEETING

May 3, 2010



### CALL TO ORDER

Mayor Fred McConkey Mayor opened the meeting at 7:05 p.m. Councilmembers Jill Davis, Ted Frantz, Kevin Hughes, and Jim Nordstrom were present. Councilmember Dee Claypool was absent and excused. Staff present was Assistant Town Attorney Margaret King, Town Planner Mona Green, Building Official Steve Wilcox, and Deputy Clerk Linda Longmire. Residents present were Planning Commissioners Mark Bloom, Elaine Coles, Ken Fisher and Bruce Swenson; Park Commissioner Chair Penny O'Byrne and Dan Temkin.

### APPROVAL OF MINUTES OF APRIL 19, 2010 & APRIL 21, 2010

**MOTION:** Approve the minutes of the Town Council Meeting of April 19, 2010 as written. Moved by Davis, seconded by Hughes. Passed 4-0. **MOTION CARRIED**

**MOTION:** Approve the minutes of the Tully's Town Meeting of April 21, 2010 as corrected. Moved by Frantz, seconded by Nordstrom. Passed 4-0.

**MOTION CARRIED**

### POLICE REPORT

In the absence of a Medina Police presence, Mayor McConkey reported than an email from Chief Chen noted there was no crime in Hunts Point in April.

### FIRE REPORT

Mayor McConkey announced that the report showed no activity.

### TREE ORDINANCE NO. 480, DRAFT DATED 4-28-10

The Mayor introduced the proposed tree ordinance and thanked everyone for their time and attention during the process of review and change. He asked the Council if there were any questions on this recent draft. The following list of items were discussed which include comments on a paper titled Temkin Comments to Proposed Tree Code 5-03-2010 submitted by Dan Temkin.

1. 8.25.120 (1), page 9. The size of the fine (\$1,000) was thought to be too high. It was explained that the purpose of the steep fine was for illegal cuts and it is to deter cutting trees without a permit. It was determined to keep the same fine, but have it apply to the listed evergreens in 8.25.100 (1) and the deciduous trees listed in 8.25.100 (2) with the fines for illegally cutting a significant deciduous would be capped at \$25,000.
2. 8.25.100 (2), page 8. The list of deciduous trees listed as significant was limited to Oak, Madrona and Dogwood

3. If the pruning of a tree is limited to 8.25.020 Definitions of Crown cleaning, Crown raising, Crown thinning and Crown reduction, a tree permit is not needed.
4. 8.25.100 Mitigation, page 8. The term “canopy cover” was discussed as to whether it was best served by mitigation of native trees, evergreen trees, or deciduous trees, or a mixture. It was decided that the guidance and decisions of the town arborist and his recommendations would be included as part of the mitigation process. With surveys of the overall canopy of Hunts Point, the arborist would be able to determine best what is needed to keep a healthy forest.
5. Temkin’s Comments 8.25.060. Council agreed that if an tree permit applicant changes his construction plans that would change a location of any proposed improvements, the tree permit applicant should be required to get approval for a revised tree permit.
6. Temkin’s Comments 8.25.060. Council agreed that once a tree permit has been issued, it should not be effective until any applicable appeal period has expired. This is usually 10 days. If there is an appeal, the permit is not valid until the conclusion of the appeal.
7. Temkin’s Comments 8.25.130 (3). The wording at the end of the paragraph reads better when it is changed to “applicant’s property.”

Attorney King is working with Town Administrator McKenzie to clarify the Town’s ordinance on payment of fees by applicant or appellant.

All the other issues on Mr. Temkin’s paper were discussed and acknowledged that the subjects had been previously discussed and decisions made.

**MOTION:** Move that we approve Tree Ordinance 480 as amended. Moved by Frantz, seconded by Davis. Passed 4–0. **MOTION CARRIED**

#### **ORDINANCE 481**

The ordinance deals with side yard setbacks and was provided for information only. The Planning Commission will hold a Public Hearing at their next meeting to discuss and make recommendations to the Council.

Councilmember Frantz would like to also explore the subject of the amount of dirt that can be excavated. He will explain the situation on his property and present pictures at the Public Hearing.

#### **KING COUNTY JAIL CONTRACT**

Councilmember Frantz noted that the corrected date has been inserted in the contract and the Town must sign it in order to use the King County jail.

**MOTION:** Authorize the Mayor’s signature on the new King County jail contract. Moved by Frantz, seconded by Nordstrom. Passed 4–0. **MOTION CARRIED**

**EMERGENCY RADIO CHANNEL STATUS**

The Town does not need a repeater for the Emergency Management radios. The study and cost have been approved. Resident John Torode has investigated the situation and he believes it's a software upgrade and the Town would not have to change the chips. He will investigate it further.

**SR-520 STATUS**

The new Evergreen Point Bridge project is totally signed off. Light rail is off the table. Pontoons can be added at a later date for light rail. The Eastside is its own project and a contract will be signed by the end of the year with a Spring construction date. It should be completed by 2014 with three construction summers. The Mayor asked for opinions as to which the Councilmembers would prefer, get it done as quickly as possible or more slowly to ease construction disruption and noise. An informal show of opinions was to get the work done as soon as possible. Town Planner Green and Town Engineer Willis have been hired by DOT and will act as liaisons to the Town on design and engineering.

**PARK COMMISSIONER APPOINTMENTS**

The Mayor acknowledged the reappointment of Park Commission members Bocek and Linden and thanked them for their continued service.

**EMERGENCY SERVICES PRACTICE**

Emergency Services Day will be May 15<sup>th</sup>. Part of the exercise will be to have a mock communication practice that will include communication from Chief Chen to the base station, then the leaders and then utilize the phone tree to call the residents to relay the information that the Town has an emergency.

**CLEAN-UP DAY**

Clean Up Day is proceeding well. The party will be at Elaine Coles' house.

**STATE BUILDING CODE ADOPTION**

Building Official Steve Wilcox presented information on the State Code adoption. Every three years a new building code is adopted and it needs to be signed by July 1, 2010. The Town has the opportunity to amend it with some "housekeeping issues" to better protect the neighborhood. Examples include a Code of Conduct as opposed to the Town's Noise Ordinance; require fencing on some of the construction sites; and amend construction hours. The new code has some big changes such as the WA State Energy Code, duct testing and pressure testing of a house.

**AUDIT OF ACCOUNTS**

Vouchers Nos. 148332 through 148366 in the amount of \$34,831.89 dated May 3, 2010 were presented for review, approval and signatures. Approval granted.

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**ADJOURNMENT**

**Mayor McConkey adjourned the meeting at 8:50 PM.**

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**Linda Longmire**  
**Deputy Clerk/Treasurer**

**APPROVED** \_\_\_\_\_