**TOWN OF YACOLT, WASHINGTON**

**TOWN COUNCIL MEETING MINUTES**

**DATE April 15, 2013**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL ATTENDANCE**

**PRESENT:** Mayor, Jeff Carothers

Councilmember(s): Josh Karl, Lewis Gerhardt, Dave Hancock, Vince Myers, Rick Urias

**ABSENT:**

**STAFF:** Cindy Marbut: Town Clerk

 Pete Roberts: Public Works

 David Ridenour: Town Attorney

**MINUTES OF THE PREVIOUS MEETING April 1, 2013**

MOTION: Councilmember: Gerhardt

SECOND: Hancock

ABSENT:

Vote: 5-0

No: 0

\*Motion Passed.

**LATE CHANGES TO THE AGENDA**

Council member Hancock notified the council about an upcoming event for the VFW and read a card from the Friends of the Library thanking the town for a bench placed at the library.

The following items were added under new business: Myers item E. Moment of Silence for the Boston bombing, Gerhardt item F. C-Tran update, Mayor item G. Fireworks

**CITIZEN COMMUNICATION**

Joel Becker was present to ask how it was possible that the town could grow without the presence of a sewer system and why the notice was only in the paper for 14 days, he also wanted the town to give citizens flyers on the issue. The mayor explained that all the necessary meetings were held with County officials with the public invited and there had been public hearings on the subject, the meetings were published and on the reader board, he assured him that the addition of land would not force a sewer system and it was a miss-conception of many people in town.

**OLD BUSINESS**

 **A. Website Update**

Clerk spoke to the council about the control of the website, the benefits of changing the current site. She stated that she had gotten other quotes and Aha was a cheaper and better solution. Mayor asked what the cost benefits would be by changing and if we had the funds in the budget, Cindy stated yes the funds were available, the cost of the new site would be comparable to the current price we are paying but a much better site with features we currently do not have. We would have a one-time cost of for the set up of Ordinances & Resolutions. Minutes and Agendas were part of the set up cost. AHA consulting would do a complete transfer of the documents. There would be 4 tabs across and 7 hotlinks, the site would have a calendar that would link to other pages in the site. There would be email sign up for newsletters, volunteering and whatever else the council felt was needed. The website would have links to county, state and federal offices for assistance to the citizens. She stated that all the suggestions from council about a new website would be incorporated in the new site. Karl stated he thought it would be a good idea to have a more user friendly site. She asked for their permission to move forward with the change

 MOTION: Gerhardt

SECOND: Karl

VOTE: 4-1

No: Urias

\*Motion Passed.

 **B. PC2 Concrete- Update**

Mayor informed council that the owner of the concrete company was not going to be bringing his business to town. The property owned by the Reddinger’s was for sale and not for lease and the concrete company wanted a building they could lease. Council members expressed their disappointment.

\*Discussion only

 **C. Yacolt vs. State Auditor’s Office Review**

 David Ridenour stated that the Columbian had learned about the Tort Claim filed and had called him. He expressed to the reporter he had no comment and the claim would speak for itself and directed him to where he could get a public record request for the documents. He updated the council with the timeline of filing the claim in Superior Court and asked council if there were any changes or discussion. Having heard none the claim would be filed by the deadline of April 29th 2013. He told council if they were approached by reporters that they could refer them to him, since this was on-going litigation. He again expressed that the documents would speak to the requests for information.

**NEW BUSINESS:**

 **A. Variance Request 204 N Parcell Jim Linderman**

Jim showed council a picture on his camera of the lean to that he was putting on his property before he was notified that the set-backs had been exceeded. Pete read the zoning ordinance to the council to give them discussion point. He stated that Mr. Linderman did not follow the proper procedures to attain a variance. He stated that the set-backs from our ordinance were to be 10 ft but the fire dept only requires 5 ft 1 inch. We adopted Clark County code. Mayor stated that the council generously gave permission for the shed as long as it wasn’t on a foundation, and he began building a lean to with- out permission from the council. Council member Karl stated that the shed was already built on a reserve area. Mr. Linderman stated he wanted to put concrete in the ground for the posts, but that it was currently on blocks, Mr. Huffman stated that they posts could be screwed into the blocks, Mr. Linderman acknowledged that the lean to could not have any walls. There was further discussion. Motion was made to allow the building to continue with a variance, fees to be paid, and 5 ft 1 in set- back.

Motion: Gerhardt

Second: Hancock

Vote: 4-1

NO: Myers

ABSENT

\* Motion Passed

 **B. Resolution # 491 Recognizing Jerry Newell**

Mayor stated it was Jerry’s birthday and he could not attend. He read the resolution out loud and mentioned that Jerry sent the council a thank you for the recognition

MOTION: Hancock

SECOND: Gerhardt

VOTE: 4-1

NO: Myers

ABSENT:

\* Motion Passed

 **C. Ordinance # 509 Repealing Ordinance # 65 Fireworks**

Clerk asked council if they reviewed ordinance #65, she stated that it was an ordinance that was over looked when the town allowed fireworks and its display. She asked they repeal # 65 since the town sponsored fireworks.

MOTION: Karl

SECOND: Myers

VOTE 5-0

NO: 0

ABSENT:

\*Motion Passed

 **D. Resolution # 490 Approving Purchase Price Property CDBG Project**

Pete explained that the original purchase price had been modified since the appraisal came back. The Witt’s wanted to change the agreement to include a donation of property and actual purchase price per acre for their accounting purposes. Clerk stated that this document was necessary for the completion of the CDBG paper work and that the Witt’s had signed a letter stating the same thing, David Ridenour pointed out that this should be a Ordinance instead of a resolution since a donation was involved, clerk stated this document would change to Ordinance # 510, motion was made to approve the change and document.

MOTION: Gerhardt

SECOND: Hancock

VOTE:

NO:

ABSENT:

\*Motion Passed

 **E. Moment of Silence Boston Bombing**

Mayor called for a moment of silence for the victims of the recent bombing in Boston today

\* No Action

 **F. C-Tran Update**

Council member Gerhardt updated the council on the proposed change in route for the C-Tran bus services. He stated the change would be good for Yacolt and the bus line would hopefully increase ridership which would be of benefit to the town.

 **G**. **Fireworks- Discussion**

Mayor explained to council with Crystal leaving the fireworks stand would need to be taken over by another organization. He had talked with the Women’s Auxiliary VFW and they would be holding a meeting on Thursday evening. Pete stated that typically the town pays for a portion of the fireworks and the citizen committee ran the booth and donated the rest of the fireworks needed for the town display. There was discussion on whether or not the Women’s Auxiliary would be doing it for profit or for donation. Myers stated he could not talk to them it was a conflict of interest. Mayor asked if someone could attend their meeting, clerk stated if someone could provide their number she would talk to them prior to their meeting. Mayor stated a decision needed to be made that if the ladies would not run the stand would the council approve the additional cost of the fireworks for the display. Urias stated it was an event that the town looked forward to and brought business to town. Motion to allow the additional cost was made in the event the ladies would not be willing to run the firework stand.

MOTION: Karl

SECOND: Gerhardt

VOTE: 5-0

NO:

ABSENT:

\* Motion Passed

**Mayors Comments**

Mayor thanked everyone for their participation in the Spring Clean up and the Litter pick up that took place on the same day. He felt the event went really well, and that the Town was looking much better. He told the council he was still working on getting signs in town that stated services available especially now that the weather was better and more people would be coming to town for various events. He stated he was not going to let this issue go and he would be in contact with the county to get the signs up. Battle Ground High Band will holding a fund raiser in the near future in town, asked that everyone support them.

**Public Works Report**

Pete thanked all the council members for their help at the Spring Clean up, he stated this was the most support he had ever received from council members and he was very thankful.

**Treasurers Report**

Clerk told council that the Town had not received the Safe Routes to school grant but there was other grant opportunities available from WSDOT for school zone lighting and she was receiving assistance from the Sheriff’s office in getting the grant. Mayor stated the grant she was applying for were of not match money. Clerk gave the figures to the council from the clean up and participation numbers she did not have the final cost yet. Clerk stated that she had handed out allot of applications for the customer service position but had not received allot back. She also told the council of multiply loss prevention grants through AWC that she had applied for. She asked the council if they really needed T shirts for National Night Out in August, the staff had opted not to get the shirts, council expressed they did not need the shirts. Pete asked if we could get banners instead. Clerk said she order them instead. Clerk asked for a date for Cliff’s retirement party and expressed the ways it would be published it was decided to be held on May 6th prior to council meeting.

**WARRANTS**

\*Current Expenses: $6,454.93

\*City Streets: $1,846.89

\*Cemetery $8.81

\*Storm Water $4.28

\*Warrants presented in the amount of $ $8,314.91

MOTION: Myers to pay the bills

SECOND: Gerhardt

VOTE: 5 - 0

NO:

Motion unanimously passed.

**ADJOURN** 8:22pm

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Minutes approved on May 6, 2013