**TOWN OF YACOLT, WASHINGTON**

**TOWN COUNCIL MEETING MINUTES**

**DATE: December 2, 2013**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL ATTENDANCE**

**PRESENT:** Mayor, Carothers

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

**ABSENT:** Councilmember(s):

**STAFF:** Town Clerk: Cindy Marbut

 Public Works Director: Pete Roberts

 Town Attorney: David Ridenour

 **APPROVE MINUTES OF PREVIOUS MEETING**

MOTION: Councilmember: Hancock

SECOND: Councilmember: Gerhardt

VOTE: 5 0

YES: Councilmember(s): Karl, Myers, Hancock, Gerhardt, Urias

NO:

ABSENT: \*Motion unanimously passed.

**LATE CHANGES TO THE AGENDA**

 Mayor noted that item A Cheri Martin from Parks Foundation couldn’t make it so it will be removed and put on the January 6th agenda.

**CITIZEN COMMUNICATION**

None

**OLD BUSINESS**

 **A. NONE**

**NEW BUSINESS:**

 **A. Cheri Martin- Parks Foundation Power Point**

Item removed to January meeting

 **B. Yacolt Levy Tax Certification/ Resolution # 502**

Council Myers asked for clarification on the percentage of the proposed Levy, the clerk explained that the amount was the Statutory Max the town could ask for without a vote of the people, she referred to it as banked value and explained the difference between banked and constitutional limit. Council Myers appreciated the clarification and mentioned he thought that was the reason.

MOTION: Hancock

SECOND: Urias

VOTE: 5-0

YES: Councilmember(s) Karl, Hancock, Gerhardt, Myers, Urias

NO:

ABSENT:

\* Motion Passed

 **C. 2014 Budget Adoption Ordinance # 513**

Clerk noted that the ordinance was the budget that was discussed at the budget workshop using the banked values of levy monies.

MOTION: Hancock

SECOND: Urias

VOTE: 5-0

YES: Councilmember(s) Karl, Hancock, Gerhardt, Myers, Urias

NO:

ABSENT:

\* Motion Passed

 **D. Fire District 13 Levy Certification # 503**

Council asked if anyone from the Fire Dept was present, it was noted that no one was at the meeting. Clerk let the council know that this was 10 year levy that was approved by voters. Council Myers noted that it was a formality. Clerk expressed to council that the Fire District was also intending on using its banked value and that was why the percentage rate was higher. Council Hancock stated that the fire dept does a lot for the town with search and rescue and it was a much needed service. Council Myers noted that the voters voted for the levy in so it should be approved.

MOTION: Myers

SECOND: Hancock

VOTE: 5-0

YES: Councilmember(s) Karl, Hancock, Gerhardt, Myers, Urias

NO:

ABSENT:

\* Motion Passed

 **E. Public Hearing – Zoning Amendment**

Mayor closed the regular meeting and opened to a public meeting. Pete was asked to speak about the need for change in the zoning ordinance; Pete asked to refer the matter to town attorney. Mr. Ridenour said he reviewed the zoning ordinance and it had a definition of cell tower and wireless communication but it wasn’t used or permitted in town and it needed to be. He prepared a conditional use amendment to allow the council control so that not everyone in a residential area could put towers on their properties. There was question from Mr. Benge about the location change; mayor noted it was AT&T who felt the location was better suited to Hoag St. Mr. Benge was additionally upset that the town was in the leasing business, Mr. Ridenour tried to answer his questions but he refused to hear what he had to say and exited the building. There were questions on the appearance of the tower to ensure that property values would be protected, it was noted it is standard to plant shrubbery and make the area ascetically appropriate.

Mayor closed public hearing and re-opened the Council meeting

 **F. Zoning Amendment Cell Tower Ordinance # 514**

Town attorney Mr. Ridenour explained that the way the ordinance was put together was the most restrictive and limited permission for the R-12.5 residential area. There were some further discussions.

MOTION: Karl

SECOND: Urias

VOTE: 5-0

YES: Councilmember(s) Karl, Hancock, Gerhardt, Myers, Urias

NO:

ABSENT:

\* Motion Passed

 **G. Building Permit Cell Tower Ordinance # 514**

 Noah was present from AT&T and asked that the lease be separated from the conditional use permit. He thought the council would approve the permit tonight. David explained we had to go through a process and this required another public hearing. This matter was tabled for public hearing on January 6th to meet the requirements of the current conditional usage permits.

**H. C-Tran Affirmation Town of Yacolt Representative**

Mayor explained that the Town received a letter asking for the representative to be re-affirmed or a new one appointed. Council members asked Councilor Gerhardt if he wanted to continue as the representative. He agreed Motion to keep him as representative was made

MOTION: Karl

SECOND: Hancock

VOTE: 5-0

YES: Councilmember(s) Karl, Hancock, Gerhardt, Myers, Urias

NO:

ABSENT:

\* Motion Passed

**Mayor Comments:**

Mayor thanked the citizens and volunteers for making the Tree Lighting ceremony a success. He mentioned that it was great the Battle Ground Choir was there again and it has become a tradition. Even with the weather it was a success.

**Public Works:**

Pete thanked everyone for the donations to the Larch crew to have a real Thanksgiving meal they loved it and ate plenty.

**Clerk Treasurer:**

Cindy asked council about the Big Foot Fun Run times we were under a deadline to get the information into a magazine and she wanted their direction to complete the flyer.

**WARRANTS**

\*Current Expenses: $ 16,626.41

\*City Streets: $12,308.58

\*Cemetery $ 776.39

\*Storm Water $414.50

Pay Bills presented in the amount of $30,125.88

MOTION: Karl

SECOND: Gerhardt

VOTE: 5-0

YES: Councilmember(s): Gerhardt, Hancock, Karl, Myers, Urias

NO:

ABSENT: Motion unanimously passed.

**ADJOURN** 8:10 P.M.

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Cindy Marbut Jeff Carothers

Town Clerk Mayor

Minutes approved on December 16, 2013