**TOWN OF YACOLT, WASHINGTON**

**TOWN COUNCIL MEETING MINUTES**

**DATE: February 3, 2014**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL ATTENDANCE**

**PRESENT:** Mayor Pro-tem David Hancock

Councilmember(s): Lewis Gerhardt, Vince Myers. Rick Urias

**ABSENT:** Councilmember(s): Josh Karl

 Mayor Carothers

**STAFF:** Town Clerk: Cindy Marbut

 Public Works Director: Pete Roberts

 Town Attorney: David Ridenour

 **APPROVE MINUTES OF PREVIOUS MEETING**

**Approved with changes to voting in item F**

MOTION: Councilmember: Myers

SECOND: Councilmember: Gerhardt

VOTE: 3- 0

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

NO:

ABSENT: Josh Karl

\*Motion unanimously passed.

**LATE CHANGES TO THE AGENDA**

 None

**CITIZEN COMMUNICATION**

None

**OLD BUSINESS**

 **A. Marijuana- Update**

David Ridenour, town attorney, updated those present about the recent various laws and how they are constantly changing right now. He spoke about the Attorney Generals recent opinion on local jurisdiction and how it pertains to the town. He stated that since we have no applications of any type and our zoning limits what can be done within the town limits that it was best to see what direction the state regulations would be going rather than pass or adopt any changes immediately if the council directed this should be tabled until settlement of the law. Item tabled pending legislation settlement.

\*\*Informational

 **B. State Auditor Update**

David Ridenour, town attorney, updated those present with the recent developments regarding the litigation that has been pending with Yacolt and the State Auditor office. He stated that a judgment had been made by Judge Johnson, and the motion to dismiss under the SLAP had been granted. He explained the meaning of SLAP to those present and he also stated that there may be more legal processes forthcoming in the way of appeals, and discussions of the Mayor and Council with their prospective attorney’s on how to proceed. There is a hearing scheduled at the end of February regarding the dismissal.

**\*\*** Informational

 **C. Christy St. Proposed Sale**

Pete Roberts, public works spoke about how the town did not have a planning commission to assist in this type of decision, he mentioned that Paul Tester, former public works, spoke to the council at the last meeting and explained why the property was platted the way it was. He had concerns for disposing of the property since there were no future plans and added what if the town needs it later.

Council Myers stated that the property had been there for a long time and it was not being used if the town were to grow he wanted to make sure that the sale would not create an imminent domain issue later for the buyer. He felt there was no reason why the property could not be sold. Council Gerhardt agreed. David Ridenour stated that maybe the council should direct the Mayor and staff to explore the ways such sale could be made. Clerk stated that she had provided the council with an example of a policy another municipality had completed for the sale of property. There was further discussion, council directed staff to explore the proper rules necessary for the sale and provide additional information at the next meeting.

MOTION: Myers

SECOND: Gerhardt

VOTE: 3-0

YES: Councilmember(s) Gerhardt, Myers, Urias

NO:

ABSENT: Josh Karl

\*Motion Passed

**NEW BUSINESS:**

 **A. Kimberly Mc Nally – Library Presentation**

Kimberly introduced herself and cited her qualifications as the Librarian for Vancouver Library, Yacolt Library Express and Battle Ground. She stated that Yale library had just been added to the area also. She went over the desire to work with the community in various ways. She spoke of the upcoming community events that would be taking place in Yacolt. She talked about the “bookmark” contest that was going on and left information for anyone who was interested in the contest. She talked about new signage the Library was hoping to get up about maximum capacity and the desire to build an internet bar with stools in the foyer. She understood it was a small area. There had been reports of people sitting in their cars using the internet. She gave dates for events in the near and not so distant future that will be emailed to town clerk and placed on the town website and if the reader board was available.

\*Motion passed

 **B. Candice Howell- Mobile Food Bank Presentation**

Candice introduced herself and her husband Wade; they are the volunteers that work for Lewis River Food Bank a local service provider at the Evangelical Church in town. She gave stats on rural population and hunger. 1 in 4 go hungry for at least one meal and 1 in 5 do not know where their next meal will come from. The program is run by all volunteers there are approximately 35-50 working at 4 different sites on Sundays. Yacolt services are the 3 rd Sunday of each month from 2-4 pm. She stated that each time they have the program they provide recipes using foods that they distribute and provide important nutritional information. She showed examples of the forms used for families to obtain food from the program. She showed pictures of their warehouse and staging areas. The program started in 2009 and had continued to grow each year. She talked about the impacts on children with poor nutrition and education. This program has provided 28,000 lbs of food for Yacolt needy families. She stated with the discontinuance of the SNAP program need for food has started to rise. She stated food is often the last on a families list; rent, utilities and gas usually come first. She expressed donations are always welcome and so are volunteers.

\*\* Informational

 **C. Building Permit 417 W Christy St. Addition – Ben West**

Ben spoke to the council about the addition he wants to build on his property. Pete Roberts, public works stated that he was looking to enclose a covered area that was already exists on the property. It is a carport type structure he wants to enclose. Ben stated the purpose was to add space to his home.

MOTION: Myers

SECOND: Urias

VOTE: 3-0

YES: Councilmember(s) Urias, Myers, Gerhardt

NO:

ABSENT: Josh Karl

 **D. Secondary Conditional Use Permit AT&T Submission- Informational**

Clerk stated that AT&T had submitted a second conditional use permit for a different location. She had not received the funds associated with the permit process to date. She wanted the council to know that the permit had been submitted. Noah Grodzin was present and spoke to the council and noted that this was a location of choice and after all the zoning issues had been resolved that were not previously addressed they (AT&T) felt the need to submit for Amboy Rd location. The tower would be a 150 foot tower located behind the trading post. The Hoag St. location was submitted as 175 feet mono pole type tower. He stated he hoped the council would decide on one or the other applications after the process was completed for the submission of this secondary application. His hope was to have the process complete by the end of March. Clerk and town attorney spoke on the needs of public hearings and publishing documents, SEPA requirements.

\* Discussion Only

 **E. Mayor Pro-Tem**

Clerk asked council to remind her which council member would be rotating off the finance committee, Vince Myers raised his hand; Council Urias nominated Vince Myers as Mayor Pro-Tem there was laughter.

Motion: Urias

Second: Gerhardt

Vote: 2-1

YES: Councilmember(s) Urias, Gerhardt

NO: Myers

Absent: Josh Karl

\* Motion Passed.

 **F. Chili Cook Off/ Pie Contest- Vince Myers**

Council Myers spoke about the need for fun at the annual Rendezvous and how it was his hope to hold a chili cook off and pie contest. He stated he was having difficulty with the local Health Dept to get them to understand that it was a nonprofit event and that they were not vendors. He talked about the fees that they would incur on top of the food handlers cards needed. He said he understood about the rules of temperatures of food handling and no milk based pies but the fees they were asking would deter anyone from participation. He stated he had a meeting with the Health Dept in hopes of making them understand what the event truly was about. He was not sure if this event would take place this year or not due to the fact he should be advertising now for it. He would update after his meeting.

\*\* Informational

**Mayor Pro-Tem Comments:**

Mayor thanked the citizens for being present it he noted that the meetings were having healthy turn outs.

**Public Works:**

None

**Clerk Treasurer:**

None

**WARRANTS**

\*Current Expenses: $ 15,609.04

\*City Streets: $12,522.11

\*Cemetery $ 465.66

\* Storm Water $ 315.78

Pay Bills presented in the amount of $28,912.59

MOTION: Myers

SECOND: Urias

VOTE: 3-0

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

NO:

ABSENT: Josh Karl

Motion unanimously passed.

**ADJOURN** 8:15 P.M.

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Cindy Marbut Jeff Carothers

Town Clerk Mayor

Minutes approved on February 18, 2014