

TOWN OF YACOLT, WASHINGTON
TOWN COUNCIL MEETING MINUTES

DATE: December 5, 2016

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL ATTENDANCE

PRESENT: Mayor Carothers

Councilmember(s): Dave Hancock, Katie Listek, Jason Wallway, Nancy Tester and 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 to approve the minutes from the previous meeting w/ changes to Old Business item F. votes:

Councilmember Myers with noted changes no second was heard.

SECOND: Councilmember

VOTE: 5-0

YES: Councilmember(s): Hancock, Wallway, Tester, Listek and Myers

NO:

ABSENT:

**Motion unanimously passed.*

LATE CHANGES TO THE AGENDA

None

CITIZEN COMMUNICATION

None

OLD BUSINESS:

A. Playground Equipment – Pete Roberts, Public Works Director

Pete Roberts, Public Works Director, explained he was unable to obtain any references for the company who could potentially supply the replacement parts for the slide. Council had concerns about the company not wanting to supply the information. Councilmember Listek will do a google search of potential information or references for the company. This subject will return to the next meeting with an update.

**Discussion Only*

B. WATV Ordinance – David Ridenour, Town Attorney

David Ridenour, Town Attorney, explained the necessity to have more clarification on this issue before the creation of an ordinance. He asked for clarification and directions for the golf carts inclusion in the ordinance. There was much discussion on this issue leading up to instructions to provide more information to the council at the next meeting.

**Discussion Only*

C. Proposed Ordinance to Amend Zoning Ordinance # 371 – David Ridenour, Town Attorney

David Ridenour, Town Attorney, reviewed the draft ordinance with the council and answered several questions on the zoning ordinance allowing multi-family housing in all districts as a conditional use permit. This subject will be returned as an ordinance to the next meeting.

**Discussion Only*

NEW BUSINESS:

A. Preliminary Budget-Property Tax Levy – Cindy Marbut, Clerk Treasurer

Cindy Marbut, Clerk Treasurer gave information on the value of the town as a whole and the expected budgetary inclusion of the proposed tax levy that would be collected based on those values. She explained there was a limit of 1 % excluding new construction and future annexations.

**Discussion Only*

B. Public Hearing – Property Tax Levy

The Mayor closed the council meeting and opened the public hearing. Cindy Marbut, Clerk Treasurer provided information on how property taxes are collected and determined. She did a quiz with the audience.

**Discussion Only*

C. EMS Tax Levy – Ben Peeler

There was no one present to represent the North Country EMS on this matter, Cindy Marbut, Clerk Treasurer, explained the voters put this levy in place but she was not sure how many years were left on it. She expressed the number for this resolution would be 547

Motion was made to approve EMS Levy Resolution # 547 by: Councilmember Hancock

SECOND: Councilmember: Tester

VOTE: 4-1

YES: Hancock, Listek, Wallway and Tester

NO: Myers

ABSENT: Councilmember(s)

ABSTAIN: Councilmember(s)

****Motion passed***

D. Yacolt Levy Resolution- Cindy Marbut, Clerk Treasurer

Cindy Marbut, Clerk Treasurer reviewed the budget workshop figures that were inclusive of the passing of the 1% property tax allowed by law. She noted the resolution # to be 548

Motion was made to approve Yacolt Levy Resolution # 548 by: Councilmember Listek

SECOND: Councilmember: Wallway

VOTE: 4-1

YES: Hancock, Listek, Wallway and Tester

NO: Myers

ABSENT: Councilmember(s)

ABSTAIN: Councilmember(s)

****Motion passed***

E. Budget Ordinance- Cindy Marbut, Clerk Treasurer

Cindy Marbut, Clerk Treasurer, reviewed that the budget expenditures were derived from the budget workshop. She noted the ordinance number to be 552.

Motion was made to approve Budget Ordinance # 552 by: Councilmember Myers

SECOND: Councilmember: Wallway

VOTE: 5-0

YES: Hancock, Listek, Wallway, Myers and Tester

NO:

ABSENT: Councilmember(s)

ABSTAIN: Councilmember(s)

****Motion passed unanimously.***

F. Clark County Animal Control Proposed Increased Fees – Paul Scarpelli Clark County Animal Control Manager

David Ridenour, Town Attorney, spoke on behalf of Paul Scarpelli and explained the proposed increase in fees for animal control in Yacolt as the Interlocal agreement needs to be renewed to include the adoption of Clark County rules for service animals, discounts and penalties. Council instructed David to bring back the ordinance to the next meeting.

Motion was made to approve changes to the Interlocal agreement to remove sections so that Yacolt is consistent with Clark County Rules by: Councilmember Tester

SECOND: Councilmember: Hancock

VOTE: 5-0

YES: Hancock, Listek, Wallway, Myers and Tester

NO:

ABSENT: Councilmember(s)

ABSTAIN: Councilmember(s)

****Motion passed unanimously.***

G. Proposed Repealer Ord working #5 – Historical Ordinances Yacolt Water Dept. – David Ridenour

David Ridenour, Town Attorney, explained this subject as part of the Ordinance clean up preparing for Yacolt Municipal Code. This ordinance was prepared for approval. There was little discussion on the subject. The town does not own the water rights any longer. Clerk noted that the ordinance # would be 553.

Motion was made to approve Ordinance # 553 repealer of Obsolete Ordinances regarding the Water Dept. by: Councilmember Myers

SECOND: Councilmember: Wallway

VOTE: 5-0

YES: Hancock, Listek, Wallway, Myers and Tester

NO:

ABSENT: Councilmember(s)

ABSTAIN: Councilmember(s)

****Motion passed unanimously.***

H. Proposed Repealer Ord working # 6 – Clerk Treasurer/ Town Clerk Position –David Ridenour, Town Attorney

David Ridenour, Town Attorney, explained that an ordinance had been repealed accidentally by a previous council regarding the position of the town Clerk Treasurer/ Town Clerk. There was discussion on the matter including comments from Councilmember Listek suggesting the position remain as it is currently as elected. There was further discussion on elected vs appointed. Councilmember Myers wanted to be sure that making this

retroactive ordinance would be upheld in a challenge. David explained that any kind of legal challenge would be remote at best. There was much discussion on this subject. The council was instructed no decision could be made until the next meeting.

****Discussion Only***

I. Proposed Repealer Ord working #7 – Authorizing Appointed Positions – David Ridenour, Town Attorney

David Ridenour, Town Attorney, explained that this ordinance does not reflect how the town does business. This ordinance give the council the power to allow the Mayor to appoint positions and make changes as needed.

****Discussion Only***

J. Proposed Repealer Ord working # 8 – Update Historical compensation for elected officials – David Ridenour, Town Attorney.

David Ridenour, Town Attorney, explained that this ordinance relates to compensation of the council and mayor, he asked council if at this time they would like to make any changes to the current compensation as this will be coming back to the next meeting for approval. Councilmember Myers wanted to be sure to add a section that specifies official meetings attended by Councilmembers on behalf of the Town of Yacolt is compensated unless they elect not to accept the compensation.

***Discussion Only**

K. Proposed Repealer Ord working # 9 – Historical Ord for Yacolt Appointed Officers – David Ridenour, Town Attorney

David Ridenour, Town Attorney, explained this was a continuation of the clean- up of ordinances and would be brought back to a future meeting.

***Discussion Only**

Mayor Carothers, Comments:

Mayor Carothers acknowledged the large turnout of citizens and appreciates all the input from them on these matters and other issues. Association of Washington Cities is offering a scholarship for seniors in High School, he noted the Clerk Treasurer will place it on the website with the deadline for nominations due March 10, 2017.

Town Attorney, David Ridenour

None

Public Works, Pete Roberts Comments:

None

Councilmembers:

None

Clerk Treasurer, Cindy Marbut Comments:

Financials were provided to the council and she recapped the donations from the Tree Lighting event. There was discussion on the event.

WARRANTS TO BE PAID

001 Current Expense	\$ 7,982.04
101 Streets	\$ 12,513.81
103 Cemetery	\$ 160.41
403 Storm Water	\$ 3,275.98

Motion to Pay Bills presented in the amount of \$23,932.24

Councilmember: Myers

SECOND: Councilmember Wallway

VOTE: 5-0

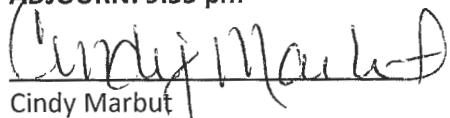
YES: Councilmember(s): Wallway, Tester, Listek, Myers and Hancock

NO:

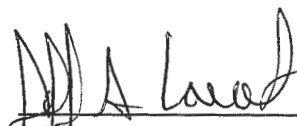
ABSENT: Councilmember(s)

****Motion unanimously passed.***

ADJOURN: 9:55 pm



Cindy Marbut
Town Clerk



Jeff Carothers
Mayor

Minutes approved on December 19, 2016