



Town of Yacolt

Town Council Meeting Minutes

Monday, December 11, 2023

7:00 PM

Town Hall

Call to Order

7:00 PM

Flag Salute

Roll Call

Council Members Present: Ian Shealy, Kandi Peto, Craig Carroll, Ronald Homola, Marina Viray

Also present: Mayor Katelyn Listek, Attorney David Ridenour, Public Works Director Terry Gardner, and Clerk Stephanie Fields

Late Changes to the Agenda

The 2nd round of Citizens' Communication will take place directly after Swearing In of Elected Officials

Approve Minutes of 11-13-23 Meeting with minor change mentioned by Councilmember Homola

Motion: Homola 2nd: Shealy

Aye: Shealy, Peto, Carroll, Homola, Viray

Nay: 0

Motion Carried

Approve Minutes of Special Council Meeting 12-4-23

Motion: Homola 2nd: Viray

Aye: Shealy, Peto, Carroll, Homola, Viray

Nay: 0

Motion Carried

Citizen Communication

None

Unfinished Business

Update on Rotschy's River Rock Request

Clerk Fields reported that Rotschy's withdrew their previous request to lay river rock in the planting strips around their new subdivision, and they have decided to plant grass there, as originally planned.

Ordinance #594 Adoption of the 2024 Budget

Councilmember Homola made a motion to adopt Ordinance #594, thereby approving the final 2024 Budget.

Motion: Homola **2nd:** Viray
Aye: Shealy, Peto, Carroll, Homola, Viray
Motion Carried

Nay: 0

New Business

Permission for Horses to Temporarily Remain in Backyard Within Town Limits

Cindee Clark sent in a letter requesting that Council allow her to keep two horses in her backyard on E. Jones Street for another couple of weeks, while she completes a tick eradication program on them. (She moved them to her backyard in mid-November to begin their treatment.) She promised to have them moved back out of Town by December 23rd. Councilmembers had several comments and questions for Ms. Clark, especially since she had previously been made to move them in order to be compliant with the Town's Municipal Code. Homola clarified that the horses have been back in Town since November 16th. Shealy asked if there is a back-up plan in case this treatment doesn't work, or if the horses get re-infested. Mayor Listek asked if Ms. Clark has found an alternate place to take the horses if they do get re-infested, and suggested that a daily fine could potentially be assessed. Carroll asked what if a fixed date is set to move the horses and they remain beyond that date? Listek again mentioned the daily fine per our nuisance code. Shealy made a motion that if the horses remain in Town after December 23rd, then a daily fine will be assessed, and will be retroactive back through November 16, when the horses first returned to Town.

Motion: Shealy **2nd:** Peto
Aye: Shealy, Peto, Carroll, Homola, Viray
Motion Carried

Nay: 0

Resolution #621 to Extend our Interlocal Agreement with C-Tran

Attorney Ridenour explained the terms of our Interlocal Agreement Extension with C-Tran, and Councilmember Viray made a motion to adopt the Resolution approving the extension.

Motion: Viray **2nd:** Carroll
Aye: Shealy, Peto, Carroll, Homola, Viray
Motion Carried

Nay: 0

C-Tran Representative

Each municipality in the County is allowed representation on the C-Tran Board. C-Tran has asked Yacolt to name a representative from our Town. Councilmember Peto moved to take the position.

Motion: Peto **2nd:** Homola
Aye: Shealy, Peto, Carroll, Homola, Viray
Motion Carried

Nay: 0

LUMEN Right-of-Way Agreement

Attorney Ridenour presented terms of a Right-of-Way Agreement staff have been working on, for Lumen to relocate utility lines onto Clark Public Utilities (CPU)'s poles on S. Parcel Ave. and S. Railroad Ave., adjacent to the Subdivision which is being developed along W. Hoag Street there. The two main issues to be finalized concern bonding and insurance. He asked Council if they would be comfortable with the Town signing the Agreement once finalized, requiring sufficient insurance but no bond, in order to issue a Right-of-Way Permit for the work to be done. Councilmember Peto asked if LUMEN has CPU's permission to put the lines on their poles. Councilmember Homola moved to authorize the agreement once all terms are acceptable to the Town Attorney, Mayor, and Clerk.

Motion: Homola

2nd: Shealy

Aye: Shealy, Peto, Carroll, Homola, Viray

Nay: 0

Motion Carried

Swearing in Elected Officials

Clerk Fields swore in all of the Elected Officials who will be filling vacant offices or continuing in their current offices: Mayor through 2027- Ian Shealy; Council Pos. 1 through 2027- Joe Wisniewski; Council Pos. 2 through 2025- Kandi Peto; Council Pos. 3 through 2025- Craig Carroll; Council Pos. 4 through 2027- Ronald Homola; Council Pos. 5 through 2027– Marina Viray.

Clerk Fields then presented Mayor Listed with a plaque in appreciation of her dedicated service as Mayor of Yacolt for the last 4 years.

Citizens' Communication

Pastor Bill Douglas asked for blessings on the Outgoing and incoming Mayors, and on the Council.

Owen Belmont asked if the speedbump on S. Parcel next to the new subdivision could be replaced. He said speeders have been taking advantage of the loss of the old speedbump. He also expressed continued concern over potential flooding/standing water, presumably from the stormwater pond that Rotschys built. Mayor Listek said he should report the speeders to 911.

LaCenter Mayor Tom Strobehn congratulated the elected officials and invited the new Mayor to the monthly Mayors' Dinners.

Town Clerk's Report

- The Conditional Use Permit Hearing which began Nov. 13th will be continued at a future meeting, hopefully Jan. 8th
- Mr. Witt came in and picked up his offer, but has not yet responded
- Keeping the Schindler contract on my radar; will research more plans in the first months of 2024
- The new subdivision is getting closer to the plat recording, so we will likely be bombarded by building permit apps very soon; taking Christmas week off
- Merry Christmas!

Public Works Department Report

- Made it through the Tree Lighting
- Still a lot of leaves left to pick up in the next couple weeks; all storm drains are still clear following last summer's major clean-out

Attorney's Comments

- Has been in touch with BGSD's attorney regarding their Capital Facilities Plan and School Impact Fees calculations and relevant code revisions, but not finished yet
- Expecting/hoping to have a final ordinance to adopt the Flood Damage Prevention Plan next month
- Still a few legal issues to work out before Railroad Ave subdivision records; those items will be recorded with the Plat
- Found out that the County will take at least 6 weeks to record the boundary line adjustment on the Witt property, and they may have additional requirements; will be scheduling another meeting with Mr. Witt; he has not yet hired an attorney to assist with negotiations.

Council's Comments

Homola – Attended an NCEMS meeting; they just opened the new Fargher Lake station Dec. 4th; they reached an agreement with the union; they are hoping to purchase a new rescue vehicle hopefully with a grant. Merry Christmas!

Viray – Thanked Mayor Listek for her service; their friendship has grown as they worked hard alongside one another. Welcomed Mayor-elect Shealy. Merry Christmas!

Mayor's Comments

- Thanked all who made the Tree Lighting event a success; thanked Pastor Douglas for the blessing at the beginning of the event; thanked Council, her husband and kids for all their help with the event.
- Congratulated the new Mayor and Councilmembers.

Approve to Pay Bills on Behalf of the Town

Motion: Homola

2nd: Carroll

Aye: Shealy, Peto, Carroll, Homola, Viray


Nay: 0

Motion Carried

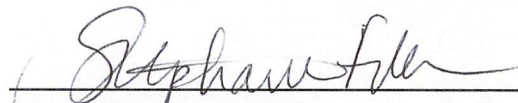
Executive Session

Adjourn

8:24 pm



Mayor Ian Shealy



Clerk Stephanie Fields

Approved by Council vote on 1-8-2024