

***Town of Garfield***  
**TOWN COUNCIL PUBLIC HEARING AND REGULAR MEETING MINUTES**  
***Town Hall – August 8, 2012***

**CALL TO ORDER:** Mayor Jarrod Pfaff called the meeting to order at 7:00 p.m.

**ROLL CALL:** Jarrod Pfaff, Larry Hunt (7:08), Daymon Marple, Sharon Schnebly, and Mark Young. Staff – Public Works Superintendent Perry Brown, Police Officer Joe Merry, and Clerk/Treasurer Annie Pillers.

**ABSENT:** Tim Southern.

**GUESTS:** James Haskins, Loretta Hayes, Mr. Kimberling, Garth Meyer-Whitman County Gazette, Lula Richards, Emily Torrey, and David Ulrick (7:05)

**JUNK VEHICLE ENFORCEMENT:** James Haskins and Mr. Kimberling introduced themselves as friends of Mr. Tuck and are helping out with the vehicles he owns. Loretta Hayes introduced herself as the mother, Lula Richards as the grandmother and Emily Torrey as the girlfriend of Greg Tuck. Mrs. Hayes discussed the condition of the vehicles her son owns that are on the trailer court property. She asked for more time as they were working on getting them running and up to par. She said she did not understand why pressure was being put on her son when those vehicles that were in good shape and located on a private drive off the main road where they can't be seen, while they could find 25 other cars in town that haven't been touched. James Haskins indicated he had been around town and had taken pictures of other cars. He said Mr. Tuck's vehicles were in almost running condition. One needs a fuel pump and an alternator. A starter was put in another vehicle yesterday. They also got some gas yesterday. Mrs. Hayes explained her son has disabilities and needed help. Mr. Kimberling said he was a mechanic and he was helping Mr. Tuck get the vehicles repaired. Mrs. Richards explained the circumstances of the cars getting to the trailer court. They were previously on a farm outside of Oakesdale and very quickly had to move off that farm property. The farm was being burned. Both Mrs. Hayes and Mrs. Richards indicated Mr. Tuck was actively working on the cars but needed 10 days. One vehicle may be sold. Mrs. Hayes explained the Buick is an abandoned vehicle and they are working with DMV in Idaho but it can take 4 to 6 weeks with the paperwork.

Mayor Pfaff asked Officer Merry where the department was on this. Officer Merry explained the parties meeting with the council now was jumping the gun. He noted in the last 1-1/2 months the department has 6 separate junk vehicle cases in 6 separate locations with a total of 15 vehicles involved. Mr. Tuck has 3 that meet junk vehicles. The department has been working with him since early June. They had several discussions last week and again today. In the process, tomorrow is the final inspection at 3 pm. They don't know if it will pass yet or not. If not repaired, they get tagged and then have 10 days to request a hearing with council and then come to council. Officer Merry indicated he would meet with the parties tomorrow at 3 pm, inspect the vehicle, they have already been told what's wrong. If not pass, then they get served papers and have 10 days to request a hearing. It becomes a state case at that point. At option of council, the time can be extended or the council can ask Officer Merry what he thinks. Officer Merry will abide by this. There is a \$250 ticket for each vehicle.

Mr. Kimberling said Mr. Tuck is a young man who has attention deficit disorder and had an accident. Mr. Kimberling has been helping him out, but Mr. Tuck gets side tracked. The Ford pickup is turnkey and licensed. The only violation at this time, is exceeding the limit of 2 vehicles per lot in the trailer court. Mayor Pfaff said the clock starts after Officer Merry does his thing and then have the hearing.

Mr. Hayes asked about the camera at the park that faces towards the kids place and that's her son's biggest gripe. Officer Merry explained this camera is turned to protect the park, the parking lot and inadvertently shines down the alley. It is needed for surveillance of the parking lot and restrooms. It protects the town. The department's position is that it's needed to observe the town owned parking lot and will stay there unless they get direction from the council. All I can say is it's there to stay unless we get direction from city council. Mrs. Hayes mentioned some vandalism and gas stolen from a vehicle one night at the trailer court. Officer Merry said no such report was ever filed with the department so no tapes were

checked. Sharon Schnebly confirmed as the process was laid out, they get the 10 days now that they requested. The guests, minus David Ulrick, left the meeting at 7:10 pm.

**PUBLIC HEARING:** Mayor Pfaff opened the 2013 Revenue Sources Public Hearing at 7:10 pm. He discussed the current general levy at \$59,492. The proposal for 2013 would be the 1% increase of \$594.92 plus 1.13% banked capacity at \$673.05 for a total increase of \$1,267.97 for a total collection of \$60,760. He noted early election results show the 2013 street levy of \$57,000 passing. The existing street levy is \$60,000 at \$2.78 per 1,000. In 2011 the assessor collected \$50,000 rather than the voter approved \$55,000 so for 2012 that additional \$5,000 was being collected. In 2012 it would go down to \$57,000. No additional public comment was received. Mayor Pfaff closed the public hearing at 7:13 and opened the regular council meeting.

**APPROVAL OF MINUTES:** Daymon Marple **MOVED** the minutes of the July 19, 2012, Special Council meeting be approved as corrected. Larry Hunt seconded the motion and the motion carried unanimously.

**POLICE REPORT:** Police Officer Joe Merry briefly updated council. The weeds complaint down the street is being addressed. The individual's mower had broken down. He was going to get it fixed and get gas for the weed eater. He has until tomorrow before it goes to court. Officer Merry noted that there has been increased juvenile foot traffic in the later hours of the night, as late as 1 or 2 am. The department is rotating its hours to cover this. He noted no gas thefts or vandalism reported. Sharon Schnebly asked Officer Merry to check on a mattress/box springs set at 7<sup>th</sup> and California.

**PUBLIC WORKS REPORT:** Perry Brown updated council:

**3<sup>rd</sup> Street Overlay Project** – Spokane Rock will be paving on Friday. Mayor Pfaff reviewed the change order that reduces the project by \$100, due to some crack sealing that didn't need to be done. Larry Hunt **MOVED** to approve Change Order No. 1 and authorize the Mayor to sign. Mark Young seconded the motion and the motion carried unanimously. Council agreed they liked the new ADA ramps as they spread out further and appeared easier to use. It was confirmed the sidewalk at the post office had to be taken out because they had to go until they came to good concrete.

**Maintenance** – the park Sprinklers were fixed again. Someone had called 9-1-1 at 11 pm at night because of a broken sprinkler head. 3 water leaks were fixed with Phil Weagraff's help. The parts were in for the sprinkler system at town hall. The 4 2 inch meters were ordered.

**Spokane Street Oiling** – Mayor Pfaff confirmed Tak oil should apply the same coat on Spokane Street when completed, just as had been done on 10<sup>th</sup> Street.

**WWTP** – the plant is working well other than stuff getting plugged in the pumps. The flappers are working.

**Garbage Truck** - Larry Hunt said after working the garbage route, both on the back of the truck and as the driver, the town needed a better garbage truck. He said not new, but used equipment that would better suit the town. He talked about how hard the work was for the town crew with the existing equipment.

**Surplus Equipment – Resolution 2012-11** – Larry Hunt said with the newer street roller, the older roller could be declared surplus item. Checking the weight at 3000 lbs its scrap value was about \$150. He thought the town could sell it for about \$200 and had a party interested. Daymon Marple **MOVED** to adopt Resolution 2012-12 declaring the old mini roller surplus. Sharon Schnebly seconded the motion and the motion carried unanimously.

**Gazebo** – David Ulrick updated council. The guys originally involved in the project were involved again. They were recommending building a 24 foot diameter gazebo and building it from scratch. They estimated they could do it for the original budget amount, not the recent \$7,000 for a kit. Council was agreeable to this. David was overseeing the project and would coordinate with all parties. It was confirmed it would still be where the old bathrooms came out. Larry Hunt offered to donate his time to take out and remove the old concrete.

## **NEW BUSINESS:**

**1. Findings of Fact:** Council briefly discussed the two sets of findings of facts submitted to them by the planning commission. It was noted wind turbines were included. Mark Young asked about the procedure for approving these proposed changes. Annie Pillers confirmed the town council's public hearing would be set for September 5<sup>th</sup>. Mark Young asked about the procedure for approving these proposed changes.

Sharon Schnebly said as proposed, wind turbines could be sited in the Ag zone areas and could be no more than 100 feet tall. It was confirmed there is a request to place a wind turbine on the Wride property.

**2. CERB Grant Application:** Mayor Pfaff updated council on a new grant opportunity from CERB (Community Economic Revitalization Board) for up to \$500,000 with a 5% match. He proposed applying for replacement of the existing gazebo, replacing it in the same footprint and a fully functional playground system that would cover every age group in town. The playground equipment estimates were between \$109,000 to \$133,000 installed. He anticipated the total project up to \$200,000 and proposed the 5% match of \$10,000 be shared \$5,000 from Current Expense Reserve Fund and \$5,000 from the Capital Facilities Fund. Larry Hunt **MOVED** to approve submission of the CERB grant application and authorize the mayor to sign the appropriate grant documents. Daymon Marple seconded the motion and the motion carried unanimously.

**3. TIB Grant Applications:** Mayor Pfaff explained the proposed Chip Seal project on 1<sup>st</sup> and Adams was the same application submitted last year. Annie Pillers reviewed the proposed 3<sup>rd</sup> Street and Union Street sidewalk project. On Union Street it would go along the North side from 1<sup>st</sup> to 3<sup>rd</sup> and on 3<sup>rd</sup> Street along the East side to about Lincoln Street. All the ramps would meet ADA and concrete at driveways would be 6 inches. Neither grant requires any match. Larry Hunt **MOVED** to approve submission of TIB grant applications and authorizing the mayor to sign the appropriate documents. Daymon Marple seconded the motion and the motion carried unanimously.

**4. Ordinance No. 421N – Budget Amendment:** Mayor Pfaff reviewed the budget amendment noting it would cover the \$10,000 CERB park grant match, the increased TIB 3<sup>rd</sup> Street overlay grant, and the purchase of the used street roller. Larry Hunt **MOVED** to adopt Ordinance No 421N amending the 2012 Budget. Sharon Schnebly seconded the motion and the motion carried unanimously.

**5. Union Street Donation:** Mayor Pfaff and Perry Brown explained the recent paving work done on Union Street. Jerry Norbeck had contacted the town about paving Union St next to his property to the end of his shop. He would be paying for it himself. After checking the legality, it was approved as long as it met town specifications. Perry Brown indicated it looks good. He checked it 3 times while being paved and was well over 2 inches thick. It has a 10 yr guarantee. Sharon Schnebly **MOVED** to accept the Union St paving donation from Jerry Norbeck. Mark Young seconded the motion and the motion carried unanimously.

#### **FINANCIAL:**

**1. Approval of Checks:** Sharon Schnebly **MOVED** to approve the following bills presented to council for payment. Sharon Schnebly seconded the motion and the carried. Abstention: Larry Hunt

Check Register #10543-#10548 plus EFTPS	Payroll \$6,256.32
Check Register #10549-#10555	Payroll \$4,948.74
VOIDED/SPOILED #10556 - #10560	\$0
Check Register #10561-#10586 plus DOR EFT	Claims \$28,267.49
TOTAL: \$39,472.55	

**2. 2<sup>nd</sup> Quarter Financials:** Sharon Schnebly **MOVED** to accept the 2<sup>nd</sup> 2012 Quarter Financial Reports, 2<sup>nd</sup> 202 Quarter Adjustment Register and the 2<sup>nd</sup> 2012 Quarter Treasurer's Report. Mark Young seconded the motion and the motion carried unanimously. Annie Pillers asked council about holding off on paying bills at the 2<sup>nd</sup> council meeting of the month unless they had a due date or would be a hardship on the business. This might be an opportunity to improve the town's interest earnings slightly. Council was agreeable to giving this a try.

**COMPOST PILE:** Larry Hunt confirmed he had finished the required DOE work at the compost pile. Council complimented Larry on the well done project. Larry explained there were still 7 2-ton concrete blocks left that would cover about 10 feet each for a total of 70 feet if DOE requires more. The current work restricts any access backing up to the area. It was confirmed the soil analysis test still needs to be done and then council will know if more work is needed. DOE wants soil from 3 feet done but will be content if there is only 2 feet of dirt. They will be present when the soil is collected.

**ADJOURNMENT:** Larry Hunt **MOVED** to adjourn the meeting at 7:48 pm. Sharon Schnebly seconded the motion and the motion carried unanimously.

**ATTEST:** \_\_\_\_\_  
Annie Pillers, Clerk/Treasurer

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Jarrod Pfaff, Mayor