



August 5, 2009

WILBUR TOWN COUNCIL MEETING
7:30pm

Town Council of the Town of Wilbur, Lincoln County Washington met in regular session on August 5, 2009. The meeting was called to order at 7:30 p.m. at Wilbur Town Hall by Mayor Robert Wyborney.

Regular Session:

Pledge of Allegiance.

Members Present: Robert Wyborney, Lynn McWhorter, Jerry Metcalf and Donald Reid

Absences: Don Rolfe and Roy Scheibner

Staff Present: Public Works Foreman Jim Pope, Police Chief Archie Shirley and Clerk/Treasurer Carla Shirley

Citizens Present: Frank Stedman, Phil Williams, Robert Smith, Marvin Reichmann, Dale Badgley, Jon Galow, CTED, Andy Law and Scott Wilson, Wilson Survey/Engineering

Additions or Corrections to Agenda: Bid item #2 and item #12 are the same printer. Item #12 was lined through on the minutes of July 15, 2009.

Presentations: None

Yount's Addition

Mayor Wyborney spoke with the Yount's Addition property owners present stating this procedure will complete the town limit lines and the property owners are already paying the adopted rates of the Town utilities. There are no LID's, no additional costs, the zoning would remain the same and the comprehensive plan will be reviewed. Mr. Wyborney reviewed the annexing process.

Robert Smith – Property Purchase

Mayor Wyborney discussed information received on the costs involved in the sale of approximately 2 acres of Town-owned property to the north of the Country Lanes RV Park, property survey cost at \$5,700, legal fees of \$2,000 appraisal of \$1,500 to \$1,800. Discussion was held on information from the farm leaser in regards to the property being reduced and not allowing proper space for farming. The suggestion was made to increase the property for sale. Don Reid will gather further information on this subject. Council member Lynn McWhorter reported that another surveyor stated they would charge

\$1,500. Further information will be gathered. The question was asked as to how the property would be sold with the Mayor saying there could be sealed bids or a public auction with a minimum bid.

Opening of Surplus Bid Items

Bid item #2 and item #12 are the same printer. Item #12 was lined through on the minutes of July 15, 2009.

Sealed bids received from Jim Jones of \$21.00 and Jeff Sliger of \$155.00 for item #7 Hussler 2500 mower and Jim Jones of \$21.00 and Jeff Sliger of \$65.00 for item #8 Hussler 2500 mower: (m/s Reid/McWhorter) to accept the highest bid on items #7 and #8 of \$155.00 and \$65.00 from Jeff Sliger. Motion carried.

Sealed bids received were opened from Frank Stedman for item #2 HP LaserJet 6 P \$13.26, item #3 surge protector \$2.00, item #6 unmanaged fast Ethernet switch \$3.00, item #10 UPS power protection \$3.00, item #11 UPS power protection \$5.00, item #15 computer monitor \$2.00 and item #16 telephone headset \$2.00. (m/s Reid/McWhorter) to accept the bids received from Frank Stedman on the above items. Motion carried.

A motion was made (m/s Metcalf/McWhorter) to surplus the remaining item #5 Spanish keyboard, item#13 rolodex, #14 word perfect program and item #17 13" TV/VCR (broken) to the needs of the Town to be donated or disposed of. Motion carried.

Vision Municipal Solutions Software Purchase Agreement

A motion was made (m/s Reid/McWhorter) to accept the software purchase agreement with Vision Municipal Solutions in the full amount of \$36,300.00 to be paid for in a payment term of 5 years at no interest. Motion carried.

CCS, LLC

The council received the current information on the status of the cable company. The cable company has requested 60 days in which he will use to sell the assets of the company. Discussion was held on the possible loss of revenue for the Town due to the current information. Council agreed to notify Avista of the current status of CCS, LLC.

Consent Agenda

Items on the consent agenda are as follows:

Claims dated August 5, 2009 #13699 through #13728 in the amount of \$301,193.98. Claims warrant #13664 in the amount of \$131.00 was voided. Payroll dated July 31, 2009 #7744 through #7774 in the amount of \$44,587.57. Treasurers check #2673 in the amount of \$91.00. (m/s McWhorter/Reid) Motion carried.

Council minutes of July 15, 2009 council meeting. (m/s McWhorter/Metcalf) Motion carried.

Current Projects

Airport * FAA and State Aviation Funding

Mayor Wyborne updated the council on the progress at the airport. Primary grade and the laying and rolling of gravel is being accomplished by Copenhavers. The taxiway project funding has been verbally approved by FAA in the amount of \$800,000.

Council reviewed the financial closeout of AIP project number 3-53-0087-003 in the amount of \$118,011.00 through the Federal Aviation Administration which acquired development land, Parcels 1, 2, 3A and 5; acquired easements, Parcel 4; acquired approach land and Parcel 3B.

Department of Ecology Flood Control Assistance Account Program Grant \$30,000

Don Reid updated the council on the closeout of the FCAPP grant no new information has been received. Council agreed to pay the TD&H billing received in the amount of \$13,573.42. A budget amendment will be made with the funds coming from current expense reserve. When reimbursement is received from the Department of Ecology the funds will be replenished.

Mr. Reid spoke on the possibility of the Corp of Engineers continuing the work started in the elimination of the flood plain. A letter will be sent to the Senators and Representative requesting assistance.

Sewer Improvement Pre-Construction – PWTF #PR08-951-087

Wilson Engineering was present to update the council on the latest sewer facility plant design and equipment, informing the Mayor and Council that the subcontractors will be specializing their portion of the project. The JARPA for CDBG were completed by Wilson Engineer and sent off. The Notice to the Public of No Significant Impact on the Environment and Notice of Intent to Request Release of Funds will be published next week.

Council reviewed the billing from Wilson Engineering in the amount of \$56,293. (m/s Reid/McWhorter) to approve payment of the Wilson invoice #6582 dated July 27, 2009. Motion carried.

US 2 Pedestrian Pathway Operation and Maintenance Agreement

The DOT Pedestrian Path project began last Monday.

Mayor Wyborne has been unable to meet with Mr. Ratcliff of WSDOT to discuss the agreement for pathway operation and maintenance with the additions and changes provided by the Town's attorney and approved by the council.

Mayor, Staff & Committee Reports

Mayor's Report

The Mayor informed the council of the lawsuit filed by Jackie Ross against the Town of Wilbur for wrongful termination. The Mayor and Council have no comment.

Police Report

Police Chief Archie Shirley reported on the activities for the month of July 2009.

Council gave the Chief permission to purchase a new PBT in the amount of \$420.00. Mr. Shirley informed the council that the State and Federal are changing the citations and the Department will need to order new forms at a cost of approximately \$600.00.

Public Works Foreman Report

Public Works Foreman Jim Pope gave the July progress report.

Ordinances, Resolutions & Proclamations

(m/s Reid/McWhorter) to approve Resolution #368 approval to apply for a grant with CTED for the review and update of current Growth Management Critical Area Ordinance. Motion carried.

(m/s Reid/McWhorter) to approve Resolution #369 approving Airport property purchase. Motion carried.

Executive Session

The Town Council went into executive session at 8:41pm for selection of a site or the acquisition of real estate by lease or purchase when public knowledge regarding such consideration would cause a likelihood of increase price. It is anticipated that the executive session will last 10 minutes.

Council resumed at 8:56pm.

Council member Lynn McWhorter recommends the Mayor and a chosen party approach the property owner to discuss property ownership.

Bank Fees

Council member Lynn McWhorter discussed bank fees.

Mr. Wyborney has spoken with two banks regarding fees and has asked the Senator to clarify the December 31, 2009 date for FDIC ruling.

Council was notified of a meeting set by the local Key Bank Manager and the Vice President of Treasury Relationship Manager out of Bellevue to review the needs of the warrant and checking account for the Town of Wilbur with the Town Clerk/Treasurer. Mayor Robert Wyborney assigned Council member Jerry Metcalf to attend the meeting set for Thursday, August 6th at 2:00pm.

Donations for the Month of July 2009

Ambulance - \$195.00 Paula Savage, \$105.00 Laura Belle Kunz

Fire Department - \$85.00 Paula Savage

Swimming Pool - \$10.00 Laura Belle Kunz, \$10.00 John Wagner, \$25.00 In Honor of Kay McGrath & Sherrie Jording

Adjourned

A motion was made to adjourn the meeting at 9:06p.m. (m/s Reid/McWhorter) Motion carried.

Carla J. Shirley, Clerk/Treasurer

Robert Wyborney, Mayor