

April 10, 2023



**WINLOCK CITY COUNCIL**

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**Brandon Svenson, Mayor**

Marty Poirrier, Council Position #1 \* Eric Contreras, Council Position #2 \* Lonnie Dowell,  
Council Position #3 \* Jeremy Allman, Council Position #4 \* Lindsey Alvord, Council Position #5

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**City council Meeting  
April 10 ,2023 at 6:00 pm**

**1. CALL TO ORDER**

Mayor Brandon Svenson called the meeting to order at 6:00 pm

**2. DETERMINATION OF QUORUM**

Mayor Svenson, Present; Marty Poirrier, present; Council Position #1; Eric Contreras, Present;  
Council Position #2; Lonnie Dowell, Present; Council Position #3, Jeremy Allman, Present;  
Council Position #4 Lyndsey Alvord, Present; Council Position #5. Employees present - City  
Clerk, Penny Jo Haney and, City Attorney Jim Buzzard and Marissa Jay.

**3. Flag Salute**

Mayor Svenson led the flag salute.

**4. APPROVAL OF AGENDA**

***Council member Marty Poirrier motioned to amend the agenda moving public comment to #15, adjournment to #16 and #13. A include A resolution that is approving TIB grant Interlocal agreement with Napavine. Second, by council member Jeremy Allman, Motion Passed unanimously.***

- ***Council member Poirrier – Motion***
- ***Council member Allman– Second***
- ***Mayor Svenson – N/A***
- ***Council member Contreras – Approve***
- ***Council member Dowell – Approve***
- ***Council member Alvord – Approve***

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**5. Executive Session**

Mayor Svenson recessed the regular meeting at 6:02 pm to go into executive session to discuss litigation for (15 minutes). Mayor Svenson returned to the regular meeting at 6:17 pm. Mayor Svenson stated that no decision was made at this time and reconvened the regular meeting.

**6. OLD BUSINESS**

Mayor Svenson stated he spoke with Jeanie Emmenger's family, and they would very much like to move the rooster up into the Volunteer Park and rename the park. Council member Dowell commented that he is against that. He knows that she was a big volunteer for many years but would not be opposed to putting a plaque or small memorial. Mayor Svenson commented that we can put it on the next agenda, and we can have that discussion.

**7. MAYOR COMMENTS**

Mayor Svenson no further comments at this time

**8. COUNCIL COMMENTS**

Council member Poirrier commented that they had a meeting with the auditor from the state this past Tuesday. Council member Alvord commented that a past member of the city council for over twenty (20) years Dennis Korpi. He passed away on the 31<sup>st</sup>. He was a really good friend of hers.

**9. Committee Reports (Second week of Each Month)**

**10. REPORTS** – No staff reports at this time.

**11. CONSENT AGENDA**

- a. Approval of Vouchers for April 10, 2023, for \$136,752.90
- b. Approval of Minutes from March 27, 2023

***Council member Marty Poirrier motioned to approve the Consent Agenda.  
Second by Jeremy Allman, motion passed unanimously.***

- ***Council member Poirrier - Motion***
- ***Council member Allman - Second***
- ***Mayor Svenson – N/A***
- ***Council member Contreras – Approve***
- ***Council member Dowell – Approve***
- ***Council member Alvord - Approve***

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## 12. AGENDA

- a. **Transportation Improvement Board (TIB) Fuel Tax Grant for Chip Sealing- Amended to include Interlocal Agreement with Napavine** - Mayor Svenson reads. **Resolution No. 2023-03. A RESOLUTION OF THE CITY OF WINLOCK, WASHINGTON, AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF NAPAVINE FOR ADMINISTRATION OF CHIP SEAL PROJECT AND TIB GRANT, A FUEL TAX AGREEMENT WITH THE STATE TRANSPORTATION IMPROVEMENT BOARD.** Mayor Svenson stated that we had a meeting last week with TIB and other Mayors from around the area. TIB is trying to move quickly as possible. TIB is trying to get a handful of cities together to see if we can do this in a cost-effective way. We are a (5%) five percent match, Napavine is a (5%) five percent match. Council member Poirrier comments we allow paying (\$15,000.00) less we get back (\$275,000.00). **Council member Jeremy Allman motioned to approve Resolution 2023-03 and for the Mayor to sign the Interlocal Agreement with Napavine. Second, by council member Lonnie Dowell, Motion passed unanimously.**

- **Council member Allman - motion**
- **Council member - Dowell Second**
- **Mayor- Swenson – N/A**
- **Council member Poirrier– Approve**
- **Council member Contreras – Approve**
- **Council member Alvord– Approve**

- b. **Puget Sound Energy Grant Update** – City Clerk Penny Jo stated we submitted a grant about a month ago to Puget Sound to install new windows. We were unable to receive the grant because of the percentage of usage we have. There are no further questions at this time.

- c. **Three (3) Year Audit Update** - Mayor Svenson updates council that we had our entry meeting. Basic information about what to expect. Council member Allman commented that we should be done April or May.

- d. **Telephone System Discussion** – Council member Contreras brings to council’s attention. that he was looking at the Owl System which is what Winlock schoolboard uses. Cost to set.

would be around (\$1,000.00) dollars and if we went with Zoom the cost would be around. (\$300.00) dollars monthly. We would have to post zoom links on the website. Council discuss different options and costs. **Council member Marty Poirrier motioned to table. Telephone system until further information is provided. Second by council member Eric Contreras, motion passed unanimously.**

- **Council member Poirrier- motion**
- **Council member Contreras – Seconded**
- **Mayor Svenson – N/A**

## City Council Minutes

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- ***Council member Dowell – Approve***
- ***Council member Allman – Approve***
- ***Council member Alvord - Approve***

**Jim Buzzard, City Attorney for Winlock** – City Attorney Informed the public that want to comment on Annexation that the public comment is not a debate. City Attorney Jim stated that what is happening is that a lot of people received a packet of information. Winlock is Annexing the UGA. The process for doing that is the City of Winlock has to submit notice to Annex to the County (The Boundary Review Board). That was done late September 2022. The way the process works. Once notice is submitted to the County the County will make sure that is legally sufficient, checking legal description and other information in the notice. Making sure that what is being asked to be annexed is an accurate description of real estate. That was deemed to be sufficient on November 28, 2022, and then there are two (2) more steps the Boundary Review Board assigns a file number to the notice of intent then the Boundary Review Board will collect a (\$50.00) filing fee from the City of Winlock. Once those three things are done. The (\$50.00) filing fee, file number, and the notice of intent is deemed legally sufficient is the effective filling date according to the Boundary Review Board, statute, and case law. By law across the state of Washington from that date December 1, 2022. That is when the (45) forty-five days starts. That (45) forty-five-day period past on January 15, 2023. Anybody within that (45) forty-five days can invoke the jurisdiction of the Boundary Review Board. If that happens then the Boundary Review Board then has the ability to follow through, denies, or modifies according to statue. For some reason, the (BRB) on January 12, informed the public and created their own (45) forty-five-day period that ended on February 27. Unfortunately, by doing so they waited until there was only (3) days left in the statutory period in which to invoke jurisdiction. (65) sixty-five citizens signed a petition asking for the BRB to review the Annexation. The board at County Commissioner also on February 27, asked (BRB) to invoke jurisdiction to review. According to State Law and (BRB) rules, that period had passed. By operation of law Annexation is deemed approved by the (BRB), because nobody acted, but since people invoked the (BRB). The (BRB) moved forward taking jurisdiction and setting hearings to review the Annexation. The City filed that the court deemed that the (BRB) deemed the Annexation approved by operation of law according to state law. Everybody who signed the petition and submitted it to the county is an interested party. You are all entitled to notice. That is why you received the packet in the mail. There is a lot of miss conception that the City of Winlock is suing the citizens and asking the citizens to pay attorney fees. Absolutely not correct, the City does not want to collect any fees from the citizens, but if the City did not give those citizens notice then that would be a problem. The petition specific action for (BRB) to not have any authority, because the (45 days) forty-five days has passed and is asking for it to be deemed approved by operation of law. Once that is over it has to come back to the City and be a public hearing, and an ordinance to be passed.

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**13. Public Comment –**

Terry Andrus – Mr. Andrus stated concern for the finances going to the fire district and concern about the annexation legal document.

Kathy Chastain – Miss. Chastain expressed her concerns about the growth, safety, cost, Legal terms of annexation.

Eric Benard - Mr. Benard comments that he would like to rename First St. after Jeanie Emmenegger. Mr. Benard expressed concern about the Oak St. development.

Tim Fife - Mr. Fife expresses concern for a bump on Cemetery Rd. by the new development.

Lorrie Fife – Mrs. Fife is concerned with the growth of the City of Winlock.

**14. Council member Lonnie Dowell motioned to adjourn the meeting. seconded by Council member Eric Contreras, the motion passed unanimously. The meeting adjourned at 7:04 p.m.**

- **Council member Dowell - Motion**
- **Council member Contreras- 2<sup>nd</sup>**
- **Mayor Svenson – N/A**
- **Council member Poirrier – Approve**
- **Council member Allman – Approve**
- **Council member Alvord – Approve**

**The Mayor adjourned the meeting at 7:04 pm.**

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Brandon Svenson, Mayor

Attest:

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Penny Jo Haney, City Clerk