

City of Coffman Cove  
Regular City Council Meeting

Thursday, February 23rd, 2012 @ 7:00-10:00 p.m.

Reconvene (if needed)-Friday, February 24<sup>th</sup>, 2012 @ 7:00 p.m.

at City Hall

Public Hearing at 6:45 p.m.

Ordinance 12-02 Service Animals

- **Public Hearing**

Carolyn explained what the Ordinance is about and what the City hopes to accomplish by the adoption of this Ordinance. There was no public comment or objections.

- **Call to Order:** Carolyn called the meeting to order at 7:03 p.m.
- **Roll Call:** Carolyn Duncan, present; Sara Yockey, present; Michelle Page, present; Misty Fitzpatrick, present; Brian Wilson, present; Gordon Douglass, present via teleconference; Randy Lenz, present via teleconference.
- **Pledge of Allegiance:**
- **Declare Northend Port Authority Seats Vacant-** Carolyn declared the seats vacant. Misty made a motion to post the seats vacant. Sara seconded. AIF.
- **Appoint SEASWA Board Member-** Sara made a motion to appoint Alan Thompson as SEASWA Board member. Michelle seconded. AIF.
- **Public Comment:**
- **Persons to be heard:**

1. **Guy Lane and Kim Sangder**

Guy- I have a letter I am going to read to you. My family and I moved to Coffman Cove for the sole purpose of running a family wood carving business and also gift and products in a cruise ship town. We were also planning to start a small school to teach log home construction. Hopefully raising our children where there are some good small town ethics. After only a matter of weeks those dreams have been entirely stripped away by several members of the Coffman Cove City Council. I have spoken in two City Council meetings regarding toxic contamination in your small city limits and my family being ripped off on Lot 1 in Chum Creek subdivision. Both times the Council said they would look into it. I would like to know what the City Council has done so far regarding looking into this contaminated property. Have you ever reprimanded Elaine Price? I have heard of nothing so far. Up until just a couple days ago the Vice Mayor Misty Fitzpatrick, told my family that in her opinion this is not City business, and we have nothing to say that the City wants to hear again. I think it was very unethical for the Coffman Cove City Council to refuse me the right to be on the agenda here today after several arguments on the telephone, without needing to get a call from Juneau recommending they let me in here today.

I am here today to inform you once again that this is in fact City business, the Council has been served notice and now has less than 2 days to decide if they are going to avert a

lawsuit. At first we were willing to settle for pennies on the dollar for damages so we could stay friends in this small town, as we already had our children registered in the school, but after the constant City Council member harassments and insults towards us, that offer is gone forever.

Now we are willing to settle on dollar for dollars for costs and damages. At the end of the settlement agreement, which has been given to the City, the last offer will be gone forever and then my family will be seeking treble damages and other damages, court costs, attorney fees, all costs for having to bring this matter to trial, and any other costs as deemed necessary by the court. This is a brief description of why my family feels that this is in fact City business. Please familiarize yourselves with Alaska Statute 46.03.822 for Strict Liability for Release of Hazardous Substance. At some point I suggest you get familiar with Alaska Disclosure Laws and the Landlord Tenant Act. You are liable for contamination damages if you are; A previous owner, or have been in control of the property when contamination has leaked or during a threat of a leak. It has been obvious that the property has been leaking for many years, right up to today. You can search a YouTube video titled "Nightmare in Coffman Cove" and see contamination that was still leaking from 55 gallon barrels just a few days ago. No one has done anything so far to stop the contamination damage from getting worse. The City was informed of an environmental risk when they acquired the land to start the City. They were informed that as a logging camp there were waste oil, batteries, metal, gasoline, debris, diesel products, lubricants and home heating fuels, these are all products associated with a logging camp. The City knew that Lot Three (which has since been replatted as Chum Creek Subdivision) was used as an industrial & town dump for 20 plus years. The City was informed this land was an established dump when they acquired the property. The City also knew it was still an established dump when they sold the property to their Mayor Elaine Price. Elaine knew and hid the fact it was an industrial dump when she sold it to my family. Elaine actually pulled the disclosure documents out of the contract right in front of us stating "we don't need these".

The City never showed us any due care or respects for any contamination or hazardous substance, instead they went the other way and allowed more fuel businesses to operate on the property which has caused or contributed to cause the release or threat of a release of a hazardous substance on the property. The City knew of environmental hazards and still sold the land to the public. The City of Coffman Cove at no time has ever started operations on this property to clean up or contain hazardous materials in any way. You will be held liable for damages if you transfer ownership of contaminated property having any prior knowledge of contamination leaks or threat of leaks and do not disclose these facts in writing. When the City sold the property to Elaine Price, the City Council verbally discussed and admitted to allegations of buried stuff on the property and told Elaine Price not to come back for what she may discover on the property later. This stuff turned out to be contaminated and toxic material. We may have been new to the area but this property was well known to the City Council of Coffman Cove and Elaine Price. Even though Elaine Price admitted to knowing about the allegations of the property and still agreed to purchase the land, this did not relieve the City of any liability for the contamination whatsoever. Elaine purchased the property for \$5425 less than the City asking price because of what the council was hearing about the

property. In no way can the City legally transfer any liability of contamination leaks or threat of contamination leaks on Lot 1 Chum Creek Subdivision.

Alaska Statute 46.03.824 Damages. Damages include but are not limited to injury to one or loss of persons or property, real or personal, loss of income, loss of the means of producing income, or the loss of an economic benefit. It was bad enough to move our family to your town and then discover we were sold a well-known industrial dump, but the insults and reception of this council is absolutely deplorable. We asked for a refund, and never received one. We asked the City Council for help and provided documents which were hard evidence with Elaine Price's own signature, we were just called a liar, said everything we said wasn't true, and blamed for the mess on the property and pushed aside. These actions may very well bring a separate civil action on its own. We were told this was not City business. We were told our letter to the Council explaining how we were ripped off was vulgar by Carolyn Duncan. We had our telephone blocked the morning after the first council meeting we spoke in and served an eviction notice within a week, during the holiday season, by City Council member Elaine Price. A comment is actually on our eviction letter stating that since we wrote a letter to the City Council that "we should be anxious to vacate the premises." We were forced to leave when there was no hot water for bathing and washing dishes in the house we rented from Elaine Price, this went on for over one month. Elaine has responded to no certified letters we sent her. Basically we were just driven out of Coffman Cove.

After moving to Thorne Bay, City Council Member Brian Wilson came to my family's new property in person and stated that, "we should definitely sue Elaine." Brian stated that, "He would have sued her the next day if she had ever done something like this to him." Brian also stated, "If we sue Coffman Cove it would shut down the Thorne bay Barge system (affecting your town you live in now)" Then he said "if we sue Coffman Cove it will affect Whale Pass, Naukati, and several other places really bad." We took this as an implied threat that if we sue Coffman Cove we will be enemies of the entire island. In a brief overview, we have been scammed and it seems Elaine Price has been the self-proclaimed ruler of Coffman Cove for many years. She used the City office to show the property, contracts were signed in the City Hall, the City Council defended Elaine Price when we spoke at the Council meeting, even after Elaine resigned the council still blatantly protected her, we were evicted because of a letter to the City Council, we have been threatened by the council if we sue the City. Can the Coffman Cove City Council please tell me in a legal and logical way why this is not city business that needs to be addressed immediately, before we are having this very same discussion in front of a judge and jury? This is your last chance, tonight! I would also like to take this time to ask several members of this council to either start following your oath which you have taken to be a member on this City Council, or resign immediately. You have sworn to uphold the laws of the United States and the Constitution of the United States. Please explain to me why Misty Fitzpatrick would say that I am dangerous and could snap at any moment? Misty herself said quote, "I have not made any threats or done anything over the top that anyone else would not do." Misty told me three days ago that I have done nothing out of the ordinary, Misty also stated quote, "The sheer volume of postings I have made on the internet is what has scared the Council." What scares me is the fact the Coffman Cove City Council can say I am vulgar for letters written, the City council can call the Alaska State

Troopers prior to this council meeting and make claims that I am a dangerous person because I have written letters when all I have done is tell the story of illegal and immoral acts committed by members of the Coffman Cove City Council. If reading the truth scares you then please stop your immoral and illegal activity. I have much better things I'd rather be doing other than writing about my family getting ripped off. Just exactly who do you see is the more dangerous, the person who wrote the letter or the people who actually committed the acts in the letter?

The First Amendment, which is a constitution you are all supposed to uphold and protect, supposed to protect freedom of speech and freedom of press, which I think you aren't doing. Our son in law died in combat with the U.S. Military for your rights, what makes the City Council members of Coffman Cove think they can walk all over my family's rights. I am requesting that the City Council of Coffman Cove stop interfering with my family's Constitutional rights immediately. As far as I am concerned, several members of the City Council of Coffman Cove have abused their powers of being an elected official, and maliciously gone out of their way to cause harm and stress to my family. This is the one and only opportunity the City of Coffman Cove has to settle this matter, and if the City of Coffman Cove feels it is not responsible, nor is it going to accept the liability for the sale of this contaminated property to my family, then I will have no other choice but to file a lawsuit against the City of Coffman Cove to recover for our losses. What I'm asking the City of Coffman Cove regarding a final settlement at this time with my family will be nothing compared to what I will be asking for if I need to give you guys a summons this next week. I do have an attorney standing by ready to file an action against the City of Coffman Cove, it's your choice. You now have less than two days of time left since we have hand delivered a written notice asking you to make a decision, which everyone seemed to ignore, but once we give you a summons there won't be no more ignoring, you will have 20 days. And that is where we're at today. And Brian I don't appreciate you smiling after you show up on our property saying what you said.

Michelle- Alright Mr. Lane are you done?

Sara-I'd like to say something if I could speak.

Guy- Yes. I have a big packet that I gave you; I think there are things that should be gone over for that. I filled out a statement in writing there; I would like to get a copy of this meeting on a flash drive like I had before, and minutes done verbatim. I understand that you guys want to destroy tapes after the City minutes have been approved. There are new city minutes that are supposed to be approved today from October 27<sup>th</sup> 2011, because they are incomplete and inaccurate. I think that you cannot protect the City who you are supposed to be helping and supporting, who elected you, by getting rid of the evidence in this building.

Sara- Our Ordinance states that that is our policy. I would like to speak now; you have had your turn. EPA told me specifically that it (the "contamination") is not an environment hazard to our water source or surrounding tidelines, the city is no way liable, and cleanup will be done this summer. So someone has contacted EPA. No, let me finish. And that no other information was offered due to the situation being in litigation. And it wasn't Juneau who called and forced us to put you on our agenda; it was three City Council members sitting here today, so you need to be a little bit more respectful.

Michelle- It was Sara, it was Brian and it was me that asked that you be put under persons to be heard.

Guy- So I would ask that why would Kassi be able to name off a person they spoke to in Juneau.

Sara- That is our local government specialist that Kassi called for direction.

Guy- Who was that?

Sara- Glen Hamburg.

Guy- wrong answer. I have not spoken to Glen Hamburg, I have emailed him.

Misty- They did call and talk about the situation, but they didn't recommend in any way.....

Sara- The EPA guy I talked to was the guy that you gave us the number to call.

Guy- Bob Holtz, well like I said I suggest you familiarize with the statutes of the liability of contamination because you guys are in direct chain of command. You admitted that knowing that you bought the property with contamination and you sold it.

Michelle- Mr. Lane we didn't buy the property, the property was given to us in an entitlement.

There are documents that claim that BLM land management went over all the properties in our entitlement that had any contaminants. They didn't feel that any of the properties at that time that we accrued needed to have the DEC come out and do any testing, it seemed fine to them so.

Guy- Well you just made the priority on the DEC clean up, you can call Bob Holtz and ask him.

Michelle- We are very very sorry for what has happened to your family. We are sincerely sorry that you are going through this hardship, but it really does not have anything to do with the City. It was a private sale between you and a private individual.

Guy- When the city sold it to Elaine and said you cannot...

Michelle- There was a disclosure.

Guy-You cannot do that! You cannot transfer liability to someone else! Every time the oil companies have a hundred-million dollar spill, hey let's give it to Joe blow down the street, he doesn't have any money.

Michelle- Mr. Lane we are at an impasse here. Because we feel like we have no responsibility, and you feel like you need to move on....

Guy- We aren't going to move on we are going to .....

Michelle- I mean move on to the next step whatever that is.

Guy- I suggest you read the laws that I have given you and grasp the gravity of what I am saying to you.

Michelle- What I want to say to you is that we are sincerely sorry that this has happened to your family, this hardship has come to your family.

Guy-I believe that coming from you, but coming from several other people when they say I am getting vulgar for even talking about it, and ripping off Elaine.

Sara- you are getting vulgar with the rest of the City Council when it is inappropriate, and the stuff that you have posted on the internet is inappropriate.

Michelle- Sara he has freedom of speech, he has every right to say whatever he wants.

Brian- I think Gary back there has a question.

Gary Soderberg- I just would like to know who made the mess, why would the city be liable when the land was deeded to the city....

Guy- Because they accepted it knowing what was on there, and after four years if you don't come back on the person who you bought it from, you have accepted liability and it stays with you.

Sara- So we are accepting the state's liability is what you are saying?

Guy- That is why I am trying to give you guys all the statutes, I gave them to you, and so you can start familiarizing. Have you gone over this with your City attorney?

Michelle- yes

Sara- No

(Lots of talking over each other)

Carolyn- Mr. Lane please let Gary speak!

Gordon- Can we have some order here please.

Randy- I can't make anything out.

Misty- One person needs to speak at a time, Carolyn will tell that person who it is, and right now it is Gary.

Carolyn- Thank you. Gary please go ahead, Gordon didn't hear you.

Gary- Yea, I just wanted to know where the mess came from originally, whether it was Valentine or South Coast and why they aren't going after them.

Carolyn- I would say it is moot at this point. We really don't know exactly.

Gary- I have been here since 88' and I don't remember anything really being dumped in there.

Carolyn- I would like to see someone else to have an opportunity to speak if they would.

Michelle- Mr. Lane, are you done?

Guy- Well we aren't done, but we are done for tonight.

Michelle- Ok, well thank you very much, we appreciate you coming and speaking here tonight.

Carolyn- Linda, would you like to speak?

Linda Webster- As long as the city was under the direction of BLM stating that it was good to go, I don't see how you guys can be held responsible for something that was cleared.

Carolyn- I'm not sure which agency it was, you may know (Michelle)

Michelle- I read documents. It was Bureau of Land management. Every official we have spoken to, our legislators, DEC, EPA, say this is really not anything to do with the city, so we are taking their advice and standing on that. So that is all that we can do at this point.

Sara- I just wanted to say again that the EPA said that the city was in no way liable and it was the property owner's responsibility, the property owner that sold it to you. Why would he tell me that, the gentlemen with the number that you gave me to call?

Guy- In the packet I gave you, it took 200 bucks to make it just to give you guys a little information to go on. It's a state law that almost every contamination lawsuit is based on. It says right in there that you cannot convey liability of contamination.

Sara- Are you saying that the gentleman that you told me to call misinformed me.

Guy- If you were told that then yes you have been misinformed.

Michelle- , I have a quick question,

Misty- Too many people are talking and not enough people are raising their hands.

Mike Burgess- I have a question for you, Mr. Lane. What brought you down here, and did you just look at this property on the internet, bought it, and moved your whole family up here....

Guy- Stood right here and was told about the property by Elaine Price. Elaine Price brought us here, because I wanted to go to other areas. We found this property, water view, on the paved road, small town with the timber resource. The whole idea of us moving here was just to come here and be on that property. We were totally misled.

Mike- Did you look at the property before you bought it?

Guy- Yes we did and Elaine Price said they built the gravel pad; it was ready to build on. The only thing that we were under the understanding was that the stumps at the front part of the lot needed to get hauled out of there, which we spent another bunch of bucks on equipment and trailers to get the stumps out. The big pile in the back of the pit, we were told it was rock, which we considered a bonus because when we remove the stumps, we would bring that material forward for wherever the gravel pad would be for cabins. We were not told about this whatsoever.

Mike- Well, there is rumor around town that you saw some of the metal, and you thought it would be a great way to recycle some stuff, and then sell it for scrap metal. To even buy a piece of property that is 70% less than any other piece of property on waterfront in Coffman Cove. Maybe think about that for a minute.

Guy-Coming from the City Administrator/ Industrial parks manager, Timber jobs task force, and she named the price, we didn't name the price, she named the price.

Mike-If you are spending your money you ought to look into it a little bit more.

Carolyn- No arguing please, Michelle has her hand up.

Michelle- Guy can I ask you a question, have you purchased the property? Is the property yours?

Guy- It is not fully purchased. It is still in Danny Jenkins, We aren't really sure because Elaine Price signed as seller, and took cash in her name, so we aren't really sure.

Michelle- Because of the information you sent us in the packet, in one of the letters Mr. Jenkins tells you that he doesn't care if you buy the property or not, and you have 20 days to make a decision on buying the property.

Guy- Jenkins has never told us that, we gave them.....

Michelle- Let me see if I can find it.

Carolyn- Roxy, did you have your hand up?

Roxy- I just better not say anything.

Sara- I feel like we have spent almost a half an hour on the subject and we have a big agenda and need to move on.

Carolyn- We do and I should comment tonight, when Mr. Lane contacted us originally, he was told he could be heard under "Public Comment" because that is the normal place to have this type of a comment being taken, but council persons thought that if they requested it, he could be heard under "Persons To Be Heard."

Michelle- I am going to say it was from me because I asked, I can't remember who I asked, Mr. Lane asked if he could be put on the agenda under "Persons To Be Heard", and I asked someone and they said they just needed it written on paper. So we wanted to honor what was told to him.

Guy- The last time I came in here I was told I needed to be heard under "Persons To Be Heard" because if I ask for anything, any future investigations, no one can do anything except talk about it.

Carolyn- I think that it is generally a different type of category, it's nothing personal for you, it's usually someone by invitation from the hatchery for instance, business matters, it relates to an association, guest speaker, something of that nature that pertains to business and action items of that night. Something you legitimately couldn't consider under something that is considered a complaint. We apologize if there was confusion, and we did try to honor that tonight, but we won't be doing that in future.

Michelle- I would like the section of tonight with the Lane's talking to be done verbatim.

Guy- Could we get the October 27<sup>th</sup> minutes that were being approved?

- **Approval of the Agenda:** Carolyn had a request to amend some of the minutes to be modified as per her notes. Misty made a motion to relax the agenda. Carolyn seconded. AIF.  
Sara made a motion to approve the consent agenda. Misty seconded. AIF.
- **Consent Agenda:**
  1. Meeting Minutes
  2. Manager's Report
  3. Financial Report
  4. IFA Report
  5. Port Authority
  6. Tourism Report
  7. Water/Sewer Report
- **Correspondence/Issues:**
  - HB 10 & HB64
  - H.R. 4019
- **Resolutions & Ordinances:**
  1. **Resolution 12-14 Powernet-** Sara made a motion to accept Resolution 12-14. Brian Wilson seconded. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Resolution Passes.
  2. **Resolution 12-15 Records Request Scale-** The council would like to change “30 minutes in one business week” to “5 hours per customer in a month”. Also change “\$55 dollars per audio recording” to be only “\$20.00 per audio recording. In the portion of the code that deals with our audio recordings destruction the code specifies that recordings are only used as a guide to the clerk, and should not be distributed, as they are to be destroyed after minutes are approved. Linda Webster pointed out that people who would like recordings would be able to bring their own recorders into the meetings. Sara would also like to point out that we are using up the clerk’s time to do these recordings. Sara made a motion to approve the resolution with the amendment that any time spent over 5 hours per customer to be paid by the customer, also to remove the audio recording from the Records Request Scale. Misty seconded, and asked what we are supposed to do when people request audio recordings. Sara mentioned that it would be good to put the section of our code onto the Records Request Form that shows what our code said about recordings. Randy asked if we have the recording being requested before the minutes are approved, then are we supplying them, or do we have to? Sara and Misty decided that putting it in the request that the recordings are \$20.00 would be the best. Sara would like to kill her last motion. Roll Call: Carolyn Duncan, no; Misty Fitzpatrick, no; Michelle Page, no; Sara Yockey, no; Randy Lenz, no; Brian Wilson, no; Gordon Douglas, no.



Motion died. Misty would like to make a motion to approve Resolution 12-15 with the following amendments; “5 hours per customer to be paid by the customer”, as well as “\$20 dollars per voice recording.” Michelle seconded. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Motion Passes.

3. **Resolution 12-16 POW Watershed Association-** Sara made a motion to approve Resolution 12-16. Misty Seconded. AIF.
  4. **Resolution 12-17 POWCAC Transportation Priorities-** Michelle made a motion to accept Resolution 12-17. Sara seconded. AIF.
  5. **Resolution 12-18 Adjusted Harbor Rate Scale-** Misty discussed the changes she has made to the previous Harbor Rate Scale. The council discussed the rate and what they want to change. Sara made a motion to approve Resolution 12-18 with the amendment of \$15.00 daily electric charge. Michelle seconded. Roll Call: Carolyn Duncan, no; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Resolution Passes.
  6. **Ordinance 12-02 Permitting Certified Service Animals on City Premises-** Carolyn made a motion to approve Ordinance 12-02. Sara seconded. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, no; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Ordinance is adopted.
  7. **Non Code Ordinance FY12 Budget Revisions Introduction-** Sara made a motion to introduce the Non-Code Ordinance. Carolyn seconded. Misty discussed changes to the budget. The council talked about things they would like to see different on the amended budget. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Motion Passes.
- **Unfinished Business:**
    1. **IFA Representative-** Brian was not able to research this properly. It was decided to table it while the council has the opportunity to look into this issue until the next meeting.
    2. **Firewood Proposals-** Clint Covey was the only person who submitted a firewood proposal. The council talked about the power outages and what that means for running the wood boiler. Gordon would like to look into a low-volt pump system for backup. Misty said Clint is working on investigating that. Misty made a motion to accept Clint’s proposal provided we come up with an efficient system to running the boiler. Sara seconded. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Motion Passes.
    3. **Northend Port Authority Loan Repayment Counter Proposal-** The Northend Port Authority should have the Counter Proposal, it will be discussed in the first two weeks of March. Michelle was under the impression that they would have an

answer sooner than this. Brian would like to send a reminder to the Ferry Authority just to remind them of this.

4. **Fish Enhancement Money-** Tabled until next meeting.
  5. **POWHA Contract-** Pat Tyner discussed that it would be helpful to have one contract drawn up for all of the hatcheries. The Port St. Nick hatchery is over budget and the POWHA board would like to have some of the Cities that are involved draw up a contract. They are waiting on our agreement, to see what Craig decides for their agreement. Misty added that we will get in touch with Craig to see what their contract looks like.
- **New Business:**
    1. **Employee Training/ Travel Opportunities-** Michelle would like to see the City employees go to training. The training in Juneau from the 2-5 of April is Clerk's training, but Michelle would like for Misty and Kassi to go. Sara would like for any bit of training to be utilized. Michelle made a motion to send the three employees in the office to training, the City Clerk, Administrator, and Treasurer. Sara seconded. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, yes. Motion Passes. Misty asked if she should go to SE Conference. Sara would like to see her go to all of the training that she can. Michelle would like to see the grants outsourced, but would like Misty to utilize all the training she can. Misty would like to see if she can have Heather Hedges represent the City as well at the conference.
    2. **Capital Projects List/ Legislative Project Priorities-** Michelle would like to know why things are prioritized the way that they are. Misty added that some of the things on the list have been on there for a while, and therefore she thought it would be good to get them done, and moved to the top of the list.
    3. **Surplus Sale Ordinance-** Kassi explained that most municipalities have a non-code Ordinance for surplus sale items. Michelle would like to help with this Ordinance. Kassi will bring this Non-Code Ordinance to the next council meeting.
    4. **Snow Removal Equipment Upgrade-** The grader is not supposed to be used for snow removal. The plow blade on the water truck is what the Council would like to use for snow removal next year. It was decided to look into how much it would be to fix,
    5. **Library Procedures/ Cleaning/Hours-** Michelle wanted to make sure that we are following grant procedures. The grant specifies that if the Library is open there needs to be a volunteer physically present in the building. Carolyn is going to work on finding volunteers. When the coffee shop is up and running, that will take care of volunteers for the hours that they are open. The City Council would like to be involved in the hiring of the Coffee Shop worker. Gordon asked if there were any funds for a part time volunteer in there. Misty replied that we don't have the funds for something like that. The library is supported by volunteers. It was decided that the library would have volunteers until the coffee business is up and running.

6. **FY13 Project Priority List-** Was included in #2 of new business.
7. **Luck Lake Restroom-** Misty commented that we have funding for a restroom out at Luck Lake. If we do a burn toilet we are covered financially, but if we do a vault toilet we are going to need some funding for the building of it. Brian commented that burn toilets cost more money than a vault toilet. The vault seems to be less maintenance than a burn toilet. The yearly cost for the city being completely responsible for the maintenance of the restroom is the same no matter what we decide to do. Misty made a motion to use our Forest Service funding to install a vault toilet at Luck Lake. Sara seconded. Roll Call: Carolyn Duncan, yes; Misty Fitzpatrick, yes; Michelle Page, yes; Sara Yockey, yes; Randy Lenz, yes; Brian Wilson, yes; Gordon Douglas, no. Motion Passes.

- **Public / Council Comment:**

1. Sara would like to fill the basketball court with water for the kids to ice skate.
2. Carolyn asked how Jean Soderberg is and if she is still available for work. Jean asked if we still wanted her to work, to which the Council replied that it is still her job. Misty commented that when the books are straight it is probably going to be about a 5-10 hour a week job. She asked if Jean still wanted the job, and Jean said she would think about it and get back to Misty.

**Adjourn:** 10:09 p.m.