

LYNDEN CITY COUNCIL

MINUTES OF THE REGULAR SESSION

JANUARY 19, 2010

I CALL TO ORDER

Mayor Scott Korthuis called to order the January 19, 2010 regular session of the Lynden City Council at 7:00 P.M. at the Lynden City Hall Annex.

ROLL CALL

Members present: Mayor Scott Korthuis; Councilors Ron De Valois, Tobey Gelder, Jerry Kuiken, Nick Laninga, and Brent Lenssen.

Members absent: Councilors Gary Bode and Dave Burns, both with notice.

Staff present: Fire Chief Gary Baar, Administrative Assistant Rachel Byers, Finance Director Teresa Camfield, Planning Director Amy Harksell, Public Works Director Duane Huskey, Chief of Police Jack Foster, Parks and Recreation Director Vern Meenderinck, and City Administrator Bill Verwolf. Also present was City Attorney Bob Carmichael.

APPROVAL OF MINUTES

Councilor De Valois moved and Councilor Gelder seconded that the minutes of the January 4, 2010 Regular Council Session be approved. The motion carried.

ANNOUNCEMENTS/RECOGNITION

Lynden Police Department

Awarded for 20 years of Honorable Service:

Officer Donald Glunt – 20 Year Medal and 30 Year Service Bar
Officer Stuart Hoogerhyde – 20 Year Medal and 20 Year Service Bar
Chief of Police Jack Foster – 20 Year Medal and 20 Year Service Bar

Chief's Award for Excellence in Teamwork:

Officer Randy Humphreys
Officer Matt Torok
Support Services Manager Marilyn Wyss

Certificate of Commendation:

Officer Matt Torok
Officer Mel Blankers

Letter of Commendation:

Mr. Cody Lagerwey

ITEMS FROM THE AUDIENCE

Scheduled

Mr. Tom Anderson – Energy Resource and Peak Oil Task Force

Mr. Tom Anderson, member of the City of Bellingham's Energy Task Force, appeared before Council and showed a PowerPoint presentation outlining the peak in oil production, current demand, current supply trend, and suggestions moving forward.

He informed Council that the Energy Task Force had completed its final report and that it could be found at the following web address: <http://www.cob.org/documents/mayor/boards-commissions/energy/energy-task-force-final-report.pdf>

Lynden Library Manager Regan Robinson and Friends of the Library President Florie Cox

Friends of the Library Florie Cox appeared before Council and updated them on the current fundraising efforts and what those funds have been used to purchase.

Lynden Library Manager Regan Robinson appeared before Council and informed them of her promotion, and she provided everyone with the library’s calendar of events and a ready to activate library card.

Unscheduled - None

II CONSENT AGENDA

Approval of Claims

Manual Warrants No. 51907 through 51919	\$ 121,540.92
Voucher Warrants No. 51920 through 52074	\$ 739,002.11
Direct Payment	\$ 14,776.17
Total	<u>\$ 875,319.20</u>

Easement Agreement – Puget Sound Energy and the City of Lynden – Relocation of Power Pole – 14th Street Expansion Project

Easement Agreement – Comcast Cable Company and the City of Lynden – Puget Sound Energy Pole – 14th Street Expansion Project

Easement Agreement – Verizon Communications and the City of Lynden- Relocation of Cables on Puget Sound Energy Power Pole – 14th Street Expansion Project

Confirmation of Appointment – Lynden Municipal Court Judge

Councilor Gelder moved and Councilor De Valois seconded that the Consent Agenda be approved. The motion carried.

III NEW BUSINESS

West Main Street Investments, LLC – Lot Line Adjustment (Versacold) – Request to Delay Improvements and Reallocate Latecomers Fee

West Main Street Investment, LLC has an opportunity to provide acreage to Versacold Cold Storage Company, who plans to build a new building as part of their business expansion. In order to offer the proposed 5-acre parcel (located at the southwest corner of a parcel at 2249 Main Street and at the eastern terminus of Alderwood Road) the developers will be applying for a Lot Line Adjustment. Additionally, the developers are requesting permission to: delay required street improvements – proposed improvements that would construct only a portion of the road section established in the City’s Design and Development Standards; and re-allocate the latecomers fees that have already been recorded for this area.

Mr. Dan Schuler, 488 West Badger Road, Lynden, WA, appeared before Council as General Manager for Versacold. He stated the reasons for Versacold expansion and the need and urgency behind purchasing this property.

Mr. Dick Vandenberg, 983 Van Dyk Road, Lynden, WA, Windward Consulting LLC and West Lynden Business Park LLC, appeared before Council. Mr. Vandenberg had provided a letter to Council outlining his concerns.

Mr. Jerry Blankers, 500 South B.C. Avenue, Lynden, WA, appeared before Council and stated why he, as a developer, was making these requests.

Councilor Gelder stated that he needed to recuse himself from discussing and voting on this agenda item.

Councilor De Valois moved and Councilor Laninga seconded that the construction of Industrial Avenue, associated with the West Main Street Investment, LLC Lot Line Adjustment, be allowed at a ¾ street and that the remainder of the required street section be delayed and become a requirement of future development of this site. The motion carried 3-

1 with Councilors De Valois, Kuiken, and Laninga in favor, Councilor Lenssen opposed, and Councilor Gelder abstaining.

Councilor De Valois moved and Councilor Kuiken seconded that a public hearing be set to discuss the re-allocation of the latecomer's fees associated with the West Main Street Investment, LLC Lot Line Adjustment on February 16, 2010. The motion carried 3-1 with Councilors De Valois, Kuiken, and Laninga in favor, Councilor Lenssen opposed, and Councilor Gelder abstaining.

Councilor Kuiken moved and Councilor Laninga seconded that the request regarding Alderwood Drive be reviewed further by the Council Public Works Committee then brought back to the full Council on February 1, 2010. The motion carried with Councilor Gelder abstaining.

OTHER

Whatcom Transportation Authority

Councilor Kuiken moved and Councilor De Valois seconded that Mayor Korthuis be appointed to serve on the Whatcom Transportation Authority (WTA) board as the City of Lynden's representative. The motion carried.

E-mail Address

Mayor Korthuis stated he has directed staff to work on creating e-mail accounts for the Council members.

VI EXECUTIVE SESSION

Council went into Executive Session at 8:17 P.M. to discuss possible litigation. It was anticipated that the Executive Session would last approximately 15 minutes and that action would not be taken following the session. Council came out of Executive Session at 8:47 P.M. No action was taken.

VII ADJOURNMENT

The January 19, 2010 regular session of the Lynden City Council adjourned at 8:48 P.M.

Rachel Byers, Administrative Assistant

Scott Korthuis, Mayor