

# LYNDEN CITY COUNCIL

MINUTES OF THE REGULAR SESSION

MAY 19, 2008

## I CALL TO ORDER

Mayor Louws called to order the May 19, 2008 regular session of the Lynden City Council at 7:00 P.M. at the Lynden City Hall Annex.

## ROLL CALL

Members present: Mayor Jack Louws; Councilors Doug Adelstein, Gary Bode, Dave Burns, Ron De Valois, Tobey Gelder, Gerald Kuiken, and Nick Laninga.

Members absent: None.

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

## APPROVAL OF MINUTES

*Councilor Kuiken moved and Councilor Bode seconded that the minutes of the May 5, 2008 regular session be approved. The motion carried.*

## ITEMS FROM THE AUDIENCE

**Scheduled** – Regan Robinson, Manager of the Lynden Library

Lynden Library Manager Regan Robinson appeared before Council to inform them of the different activities the Lynden Library will be hosting for the 5 year anniversary of the Art Henken Building which houses the library. The activities will include: the unveiling of a quilt; music; entertainment; food; and an ice cream social. Ms. Robinson thanked the Parks and Public Works Departments for the work they do to maintain the building and the surrounding grounds.

Mayor Louws thanked Ms. Robinson and her staff for their work and stated that the library is a real asset to our community.

## **Unscheduled**

### **17<sup>th</sup> Street Bridge Replacement**

Mayor Louws informed Council that in response to concerns stated in a letter from Mr. Paul Schoening regarding pile driving, Mayor Louws and Public Works Director Duane Huskey meet with Mr. Greg Ebe and Mr. Nathan Zylstra of Reichhardt and Ebe to discuss the situation. Mayor Louws stated that conditions were added to the construction contract which will restrict pile driving to certain times of the day and will reduce the amount of effort used to drive the piles to the minimum. Also, seismic meters will be set up in order to collect data. Mayor Louws assured everyone that the City is doing everything it can to prevent damage to the surrounding homes.

## II CONSENT AGENDA

### **Approval of Claims**

Manual Warrants No. 47664 through 47683	\$ 145,190.95
Voucher Warrant No. 47684 through 47881	<u>\$1,391,979.78</u>
Total	<u>\$1,537,170.73</u>

**Award Bid for Lease of City Property Located at 1892 Kok Road**

**Award Bid for Lease of City Property Located at Heritage Park**

**Award Bid for Lease of City Property Located at 8600 Benson Road**

**Award Bid for Lease of City Property Located near West Lynden Detention Pond**

**Ordinance No. 1321 – Pertaining to the Relocation of Buildings on a Parcel of Land**

**Ordinance No. 1322 – Amending Chapter 13.04.300 Irrigation – Use of City Water -- When Allowed**

Mayor Louws pulled Ordinance No. 1322, Amending Chapter 13.04.300 Irrigation - Use of City Water -- When Allowed, from the agenda.

Councilor Gelder pulled Ordinance No. 1321, Pertaining to the Relocation of Buildings on a Parcel of Land, from the Consent Agenda.

*Councilor De Valois moved and Councilor Bode seconded that the Consent Agenda be approved excluding Ordinance No. 1321 and Ordinance No. 1322. The motion carried.*

**Ordinance No. 1321 – Pertaining to the Relocation of Buildings on a Parcel of Land**

Councilor Gelder removed this item from the Consent Agenda in order to remove the word “named” from page 2, section 6, line 4 of Ordinance No. 1321.

*Councilor Gelder moved and Councilor De Valois seconded that corrected Ordinance No. 1321 - Pertaining to the Relocation of Buildings on a Parcel of Land be approved and that the Mayor be authorized to sign said Ordinance. The motion carried.*

**III NEW BUSINESS**

**Year 2008 Draft Budget Calendar**

As required by the Revised Code of Washington, there are several budget preparation deadlines as the City moves forward in preparing its year 2009 budget. The 2009 draft budget calendar was submitted to Council for their review.

**School Impact Fees**

In December 2006, The City of Lynden adopted the Lynden School District’s 6 year Facilities Plan. Following that adoption, the Council held lengthy discussions regarding the imposition of impact fees for school development.

The conclusion in 2007 was that until Whatcom County moved forward to adopt impact fees for residential development within the County, the City of Lynden would not impose the fees within City limits. The school district worked with other districts within Whatcom County and the County Council agreed to adopt the impact fees to support school development. They are currently working on the adoption process of the capital facilities plans and interlocal agreements.

With the County’s actions to proceed to establish school impact fees as requested by school districts, the Lynden School District approached the Community Development Committee to re-start the City’s process. The Community Development Committee has met with Superintendent Dennis Carlson several times to review the ordinance and to discuss the progress made with Whatcom County.

At this point in the deliberation the Community Development Committee felt it would be appropriate to bring the final draft of the interlocal agreement and the ordinance forward for an introduction to the full Council. The Committee would recommend that a public hearing date be scheduled for June 16 at 7:00 P.M.

Councilor Adelstein stated that he is an administrator for the school district and that he will not participate in this discussion and he recused himself from the vote.

Councilor Laninga stated that as an employee of the school district he will not participate in this discussion and he recused himself from the vote.

***Councilor Kuiken moved and Councilor Burns seconded that the request to set a public hearing date of June 16, 2008 at 7:00 PM to accept public input on the adoption of impact fees to support school development be approved. The motion carried 5-0 with Councilors Adelstein and Laninga abstaining.***

### **Award Contract for 14<sup>th</sup> Street Bridge Replacement - Project No. 2004-16**

The 14<sup>th</sup> Street Bridge Improvement Project includes improvements to 385 lineal feet of 14<sup>th</sup> Street, including curb, gutter, sidewalk, and the replacement of the existing bridge. The work will include the installation of a storm drainage conveyance system, installation of a swale, and replacement of an existing waterline.

The following bids were received on May 8, 2008:

<b><u>Bidder</u></b>	<b><u>Total</u></b>
Tiger Construction	\$1,367,932.90
Granite Northwest Inc.	\$1,385,687.03
IMCO Construction	\$1,591,935.20
Strider Construction	\$1,638,661.50

The engineer's estimate totaled \$1,364,720.50.

***Councilor Bode moved and Councilor De Valois seconded that the contract for the 14<sup>th</sup> Street Bridge Replacement Project be awarded to Tiger Construction, the lowest responsible bidder, in the amount of \$1,367,932.90, not including taxes, and that the Mayor be authorized to sign the contract. The motion carried.***

### **OTHER**

#### **Future Farmers of America State Championship**

Councilor Adelstein read to Council the following achievements:

- Parliamentary Procedures Team - 1<sup>st</sup> Place at State and have qualified for Nationals.  
Team members: Cody Bannone, Tammy Bennett, Liz Kayser, Cameron Partlow, Brook Vander Veen, and Dalton Wynn.
- Farm Business Management Team - 1<sup>st</sup> Place at State and have qualified for Nationals.  
Team members: Ben Hamming, Matt Kelley, Kelsie Weese, and Chris Yoder.
- Agricultural Communications Team - 1<sup>st</sup> Place at State and have qualified for Nationals.  
Team members: Amanda Kayser, Alayna Kramme, Tara Magrath, Megan Schiffman, and Averyl Shindruk.
- Rituals Team - 3<sup>rd</sup> Place at State.  
Team members: Bree Goersinger, Krista Groves, Jordon Jungwirth, Hank Lancaster, Courtney Oostra, and Emily Shumway.
- Marketing Plan Team - 3<sup>rd</sup> Place at State.  
Team members: Amanda Kayser, Hannah Swanson, and Emily Webb.
- Agricultural Issues Team - 6<sup>th</sup> Place at State.  
Team members: Lamont Gavette, Justin Korthuis, Mady Kossman, Jesi Maakad, Stephanie VanBeek, Kelly VanWeerdhuizen, and Lindy VanWeerdhuizen.
- Food Science Team - 10<sup>th</sup> Place at State.  
Team members: Briley Ammons, Tiffany Holmes, Lauren Kaemingk, and Tanita Tilbury.

- Dairy Foods Team - 10<sup>th</sup> Place at State.  
Team members: Greg Debruin, Brooke VanderVeen, Kelsie Weese, and Allison Wood.

Councilor Adelstein also stated that Tammy Bennett was elected as a Washington State Future Farmers of America officer. She will hold the office of sentinel which will require a year of commitment to the association for which she will travel around the state and across the country representing Lynden and Washington State.

#### **IV EXECUTIVE SESSION**

Council went into Executive Session at 7:30 P.M. to discuss real estate issues. It was anticipated that the Executive Session would last approximately 15 to 20 minutes and that action would not be taken following the session. Council came out of Executive Session at 7:55 P.M.

#### **V ADJOURNMENT**

The May 19, 2008 regular session of the Lynden City Council adjourned at 7:56 P.M.

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Rachel Byers, Administrative Assistant

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Jack Louws, Mayor