

# LYNDEN CITY COUNCIL

MINUTES OF THE REGULAR SESSION

AUGUST 18, 2008

## I CALL TO ORDER

Mayor Jack Louws called to order the August 18, 2008 regular session of the Lynden City Council at 7:00 P.M. at Berthusen Park.

## 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 Bode moved and Councilor Kuiken seconded that the minutes of the August 4, 2008 regular session be approved. The motion carried.*

## ITEMS FROM THE AUDIENCE

Scheduled – None

Unscheduled – None

### Northwest Washington Fair

Mayor Louws complimented the Board of Directors and the Manager of the Northwest Washington Fair and the Lynden community for another wonderful event.

## II CONSENT AGENDA

### Approval of Claims

Manual Warrants No. 48338 through 48351	\$ 114,806.74
Voucher Warrant No. 48352 through 48529	<u>\$ 889,528.06</u>

Total	<u>\$ 1,004,334.80</u>
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### Street Closure Request - Lynde 500

*Councilor De Valois moved and Councilor Adelstein seconded that the items on the Consent Agenda be approved. The motion carried.*

## III PUBLIC HEARING

### Development Standards Variance 08-01 - West Lynden Business Park

The development contract for the West Lynden Business Park permitted private access streets with a certain street section. After the completion and approval of the stormwater analysis, drainage swales have been utilized in this area rather than more traditional detention facilities. Given this design, the applicant has requested a variance to improve the conveyance of the water to the swale and the aesthetics of the development. The variance would be to eliminate the vertical curb and gutter requirement on private access streets only. It would not impact any dedicated public streets.

Mayor Louws opened the Public Hearing at 7:05 P.M.

Speaking in favor: Mr. Dick Vandenberg, 983 Van Dyke Road, Lynden, appeared before Council and explained how the drainage swale system will provide stormwater detention for their facility, which makes the curbs redundant on the private access roads.

Speaking against: None.

***Councilor Kuiken moved and Councilor Laninga seconded that the Public Hearing be closed. The motion carried.***

The Public Hearing closed at 7:08 P.M.

***Councilor Adelstein moved and Councilor Burns seconded that Development Standards Variance 08-01 be approved and that staff be authorized to prepare the Finding of Fact and Conclusions of Law document for Council's consideration. The motion carried.***

#### **IV NEW BUSINESS**

##### **Public Notice Regarding Improper Disposal of Vegetation Debris**

The Public Works Committee has been holding discussions regarding the ever more frequent incidents of improper disposal of yard waste onto City streets and sidewalks. According to Section 8.16 of the Lynden Municipal Code, it is unlawful to litter, and vegetation debris is a type of litter.

In response to this problem the Committee has directed staff to revise Section 8.16.020 and create a warning notice that would be given to first time violators, warning them that littering is not lawful and is subject to a fine.

#### **OTHER**

##### **Berthusen Park**

Parks and Recreation Director Vern Meenderinck updated Council on the positive changes being made by Tim and Belinda Sullivan who are renting the house in the park. He stated that preservation work on the Berthusen Barn continues and that there were over 500 tractors at this year's Puget Sound Antique Tractor Show. As for improvements, he said they are renovating the restrooms this year and hope to update the electrical wiring in the kitchens next year.

Parks and Recreation Director Meenderinck did inform Council of a concern. Since Berthusen Park is outside City Limits, the Whatcom County Sheriff's office responds to any calls made to 911. Recently the Sheriff's office was called to the park and it took over one and a half hours for them to arrive. He would like Lynden officer's to be able to respond to emergency calls related to Berthusen Park.

Mayor Louws thanked Tim and Belinda Sullivan for the great work they have done at Berthusen Park and he thanked Parks and Recreation Director Meenderinck and his staff for all their work at our various City parks.

#### **V EXECUTIVE SESSION - Cancelled**

#### **VI ADJOURNMENT**

The August 18, 2008 regular session of the Lynden City Council adjourned at 7:25 P.M.

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Rachel Byers, Administrative Assistant

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Jack Louws, Mayor