

LYNDEN CITY COUNCIL

MINUTES OF THE REGULAR SESSION

OCTOBER 20, 2008

I CALL TO ORDER

Mayor Pro Tem Gary Bode called to order the October 20, 2008 regular session of the Lynden City Council at 7:00 P.M. at the Lynden City Hall Annex.

ROLL CALL

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

Members absent: Mayor Jack Louws with notice.

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

MESSAGE FROM MAYOR LOUWS

Mayor Pro Tem Bode relayed Mayor Jack Louws' thank you to everyone for their thoughts and prayers for his family and specifically for his son Nathan who is recovering from a serious car accident. He said the community's support has meant a great deal to them.

APPROVAL OF MINUTES

Councilor Gelder moved and Councilor De Valois seconded that the minutes of the October 6, 2008 regular session be approved. The motion carried.

ITEMS FROM THE AUDIENCE

Scheduled - None

Unscheduled - None

OATH OF OFFICE - Officer Larry Brooks

Mayor Pro Tem Gary Bode conducted the Oath of Office for Police Officer Larry Brooks and welcomed him and his wife to the City of Lynden.

II CONSENT AGENDA

Approval of Claims

Manual Warrants No. 48760 through 48786	\$ 106,697.04
Voucher Warrant No. 48787 through 48973	<u>\$1,449,969.96</u>
Total	<u>\$1,556,667.00</u>

Ordinance No. 1337 - A 2008 Budget Amendment

Set Public Hearing Date - Comprehensive Plan Amendment and Rezone - 08-01- Main Street

Councilor Adelstein moved and Councilor Laninga seconded that the Consent Agenda be approved. The motion carried.

III UNFINISHED BUSINESS

Resolution No. 793 - Lynden Municipal Airport Layout Plan

On September 2, 2008 Council set a Public Hearing date in order to hear from the public on the proposed adoption of the 2008 Lynden Municipal Airport Layout Plan. Council held the Public Hearing on October 6, 2008 and several people provided Council with their comments. Council tabled the item to the October 20, 2008 Council meeting to allow time for additional written comments to be submitted and to allow Council time to consider the issue further.

Councilor De Valois moved and Councilor Gelder seconded that Resolution No. 793, Adoption of the Lynden Municipal Airport Layout Plan, prepared by Airside, be approved and that the Mayor be authorized to sign said Resolution. The motion carried.

Ordinance No. 1335 - Amending Ordinance No. 1145 Regarding the Sale of Alcohol on Sundays

The Council on September 2, 2008 scheduled a Public Hearing on the question of eliminating the restriction on alcohol sales on Sunday in Lynden. On September 15, 2008 Council was presented with a draft ordinance for their review.

Council held the Public Hearing on Ordinance No. 1335 on October 6, 2008 and received public comment. At that time, Council tabled the issue to the October 20, 2008 Council meeting in order to allow additional time to consider the comments made by the public and to allow for additional written comments to be received.

Councilor Kuiken moved and Councilor Gelder seconded that ordinance No. 1335, amending Ordinance No. 1145 regarding the sale of alcohol on Sundays, be approved and that the Mayor be authorized to sign said Ordinance. The motion carried with Councilors Adelstein, Bode, Gelder, and Kuiken in favor and Councilors Burns, De Valois, and Laninga opposed.

Presentation of Year 2009 Preliminary Budget

On Monday, October 20, 2008, the Preliminary Budget was introduced and provided to Council for their consideration. Council will hold two public hearings, the first on November 3, 2008 and the second on December 1, 2008, in order to receive public comments prior to final adoption in December.

Councilor Burns moved and Councilor De Valois seconded that Council acknowledge the introduction of the 2009 Preliminary Budget and set two public hearings, November 3, 2008 and December 1, 2008, in order to receive public comments. The motion carried.

IV NEW BUSINESS

Ordinance No. 1338 - Amending Ordinance No. 1329 - Designation of Truck Routes

At the October 8, 2008 Public Works Committee meeting a discussion took place regarding which streets in Lynden are currently designated as truck routes and which streets should be added to the list. The Committee concurred that East Front Street, from 1st Street to Nooksack Avenue, should be added to the truck route designation list. The list of truck routes is established by ordinance, and the Committee recommended to Council that they approve Ordinance No. 1338 amending the designated truck routes listed in Ordinance No. 1329.

Councilor De Valois moved and Councilor Adelstein seconded that Ordinance No. 1338, Amending Ordinance No. 1329 Designating Truck Routes in the City of Lynden, be approved and that the Mayor be authorized to sign said Ordinance. The motion carried.

Item Added to the Agenda - Set Public Hearing Regarding Big Box Stores

Planning Director Amy Harksell informed Council that the Zoning Text Review Committee and the Planning Commission have reviewed the Retail Market Analysis and discussed the issue of lifting the restriction that stores be less than 65,000 square feet. Planning Director Amy Harksell asked Council if they would be willing to set a public hearing on November 3, 2008 to receive public comments on this issue.

Councilor De Valois moved and Councilor Kuiken seconded that a Public Hearing be set for November 3, 2008 in order to receive public comments regarding the square foot restrictions on big box stores. The motion carried.

V EXECUTIVE SESSION - Cancelled

VI ADJOURNMENT

The October 20, 2008 regular session of the Lynden City Council adjourned at 8:05 P.M.