

# LYNDEN CITY COUNCIL

MINUTES OF THE REGULAR SESSION

NOVEMBER 17, 2008

## I CALL TO ORDER

Mayor Pro Tem Gary Bode called to order the November 17, 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, Ron De Valois, Tobey Gelder, Gerald Kuiken, and Nick Laninga.

Members absent with notice: Mayor Jack Louws and Councilor Dave Burns.

Staff present: Fire Chief Gary Baar, Administrative Assistant Rachel Byers, Planning Director Amy Harksell, Public Works Director Duane Huskey, and City Administrator Bill Verwolf. Also present was City Attorney Bob Carmichael.

## APPROVAL OF MINUTES

*Councilor Adelstein moved and Councilor Gelder seconded that the minutes of the November 3, 2008 regular session and the November 10, 2008 special session be approved with the following correction to the November 10, 2008 minutes:*

*Under Members Present, Mayor Jack Louws and Councilor Tobey Gelder should not be listed as they were absent with notice.*

*The motion carried.*

## ITEMS FROM THE AUDIENCE

**Scheduled** - None

**Unscheduled** - None

## II CONSENT AGENDA

### Approval of Claims

Manual Warrants No. 48974 through 48988	\$ 99,600.20
Voucher Warrant No. 48989 through 49160	<u>\$1,248,502.06</u>
Total	<u>\$1,348,102.26</u>

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

## III NEW BUSINESS

### Interlocal Agreement for County Wide Planning Efforts

Whatcom County is under order from the Western Washington Growth Management Hearings Board (WWGMHB) to review and revise the urban growth areas by June 30, 2009. As part of that effort, and to facilitate the Growth Management Act required update in 2011, Whatcom County and all the cities within the County have started working collaboratively on growth management related issues.

Included in the Planning Department's 2009 budget is funding to participate with Whatcom County and the other jurisdictions in completing work on the review of the Urban Growth Areas and the County Wide Planning Policies. Whatcom County and Bellingham will pay the largest portion of the consultant costs associated with these efforts, but each jurisdiction will contribute some funding to the effort.

*Councilor Adelstein moved and Councilor Laninga seconded that Section X titled Termination should be removed from the Agreement. The motion carried.*

*Councilor De Valois moved and Councilor Kuiken seconded that the Interlocal Cooperation Agreement (excluding Section X) between Whatcom County and the City of Lynden, for the purpose of Cooperative Work towards compliance with the Growth Management Act, be approved and that the Mayor be authorized to sign said Agreement. The motion carried.*

#### **Discussion of Methodology for Population Allocation and Land Capacity Analysis**

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Rather than the disjointed efforts of the past updates, Whatcom County has established the Growth Management Coordination Council - composed of elected officials from each jurisdiction and the members of the Technical Advisory Group (Planning Directors for each jurisdiction) - to review and discuss issues related to the Urban Growth Areas and the update of the Comprehensive Plan. As part of this effort, staff will be making periodic updates to the City Council to answer questions and get feedback on the issues at hand.

The first issue that they are pursuing in this fashion is the manner in which we will allocate the projected population to each of the cities and the rural areas. The other goal is to have a coordinated method to determine how much land is available in each city and urban growth area.

Council was provided with materials on both issues which they discussed with Planning Director Amy Harksell.

#### **Resolution No. 795 - Confirming the Declaration of an Emergency Regarding Repairs to the Lynden Community Center**

Hytech Roofing began working on the re-roof project at the Lynden Community Center the last week of October 2008. During the course of their work, Hytech employees discovered structural deficiencies that needed to be corrected before the re-roof work could be completed. Bricks were loose and the parapet supporting those bricks was found to be unsound. Due to this emergency situation, there was no time to follow the usual process of obtaining competitive bids prior to selecting a contractor to secure, stabilize and repair the supporting parapet and bricks.

Accordingly, the City Council is being asked to approve Resolution No. 795, which declares this structural repair at the Community Center as an emergency and declares that Mayor Pro Tem Gary Bode was authorized to appropriately respond to this situation as was necessary. The Public Works Committee was made aware of this emergency at the November 5, 2008 meeting, and at that time an Executive Order to proceed with the work was signed.

*Councilor De Valois moved and Councilor Adelstein seconded that Resolution No. 795 be approved and that the Mayor be authorized to sign said Resolution. The motion carried.*

#### **OTHER**

City Administrator Bill Verwolf informed Council that their Budget Work Session on November 24, 2008 has been changed to a Special Council Meeting. This change was made so that Council could consider, and take action on, Resolution No. 796 regarding Referendum No. 47.

#### **IV EXECUTIVE SESSION**

Council went into Executive Session at 7:35 P.M. to discuss real estate. It was anticipated that the Executive Session would last approximately 10 minutes and that action would not likely be taken following the session. Council came out of Executive Session at 7:50 P.M.

#### **V ADJOURNMENT**

The November 17, 2008 regular session of the Lynden City Council adjourned at 7:51 P.M.

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Rachel Byers, Administrative Assistant

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Gary Bode, Mayor Pro Tem