

**LYNDEN CITY COUNCIL
LYNDEN CITY HALL ANNEX
(205 4th Street)
REGULAR SESSION**

**7:00 P.M.
JANUARY 20, 2009
AGENDA**

- I CALL TO ORDER**
PLEDGE OF ALLEGIANCE
ROLL CALL
APPROVAL OF MINUTES
ITEMS FROM THE AUDIENCE
- A. SCHEDULED - None
- B. UNSCHEDULED (20 Minutes)
During this portion of the meeting, audience members may address the Council on any issue other than those scheduled for a public hearing or those on which the public hearing has been closed. For the record, prior to commenting please state your name, address, and topic. Please keep comments under 4 minutes.
- II CONSENT AGENDA**
- A. APPROVAL OF CLAIMS
- B. ORDINANCE NO. 1346 - ADOPTION OF REVISED CODE OF WASHINGTON 69.50.309 - POSSESSION OF A CONTROLLED SUBSTANCES OUTSIDE ORIGINAL CONTAINER
- C. ORDINANCE NO. 1347 - ADOPTION OF REVISED CODE OF WASHINGTON 10.14.170 - VIOLATION OF AN ANTI-HARASSMENT ORDER
- III PUBLIC HEARING**
- A. ORDINANCE NO. 1349 - AMENDMENT TO SECTION 19.23.030 OF THE LYNDEN MUNICIPAL CODE - CS-1 ZONING
- IV NEW BUSINESS**
- A. STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANT
- B. ORDINANCE NO. 1348 - ADOPTING LYNDEN MUNICIPAL CODE 9.14.01 - DOMESTIC VIOLENCE ASSESSMENT
- C. RECOMMENDATION FOR CITY HALL FURNISHINGS CONSULTANT
- V EXECUTIVE SESSION**
- VI ADJOURNMENT**

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: January 20, 2009

AGENDA ITEM: Adopt RCW 69.50.309 into Lynden Municipal Code		AGENDA SECTION: Consent Agenda II
PREPARED BY: Marilyn Wyss	COUNCIL REVIEW: <input type="checkbox"/> Finance <input checked="" type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input type="checkbox"/> Not Reviewed	AGENDA NO. B
ATTACHMENTS: Proposed Ordinance 1346	LEGAL REVIEW COMPLETED: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Needed <input type="checkbox"/> Not Needed	APPROVED BY:

RCW 69.50.309 – Possession of Controlled Substances Outside the Original Container has not been adopted into the Lynden Municipal Code.

Cities must adopt specific RCWs into their own local ordinances in order to cite offenders of state law into the local courts. If the RCWs are not adopted, then offenders must be cited into District Court.

RECOMMENDED ACTION: Motion to approve and to authorize the Mayor to sign Ordinance 1346.
COUNCIL ACTION:

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: January 20, 2009

AGENDA ITEM: Adopt RCW 10.14.170 into Lynden Municipal Code		AGENDA SECTION: Consent Agenda II
PREPARED BY: Marilyn Wyss	COUNCIL REVIEW: <input type="checkbox"/> Finance <input checked="" type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input type="checkbox"/> Not Reviewed	AGENDA NO. C
ATTACHMENTS: Proposed Ordinance 1347	LEGAL REVIEW COMPLETED: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Needed <input type="checkbox"/> Not Needed	APPROVED BY:

RCW 10.14.170 – Violation of an Anti-harassment Order has not been adopted into the Lynden Municipal Code.

Cities must adopt specific RCWs into their own local ordinances in order to cite offenders of state law into the local courts. If the RCWs are not adopted, then offenders must be cited into District Court.

RECOMMENDED ACTION: Motion to approve and to authorize the Mayor to sign Ordinance 1347.
COUNCIL ACTION:

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: January 20, 2009

AGENDA ITEM: Public hearing date for Amendment to Section 19.23.030 of the Lynden Municipal Code		AGENDA SECTION: Public Hearing
PREPARED BY: Amy Harksell, Planning Director	COUNCIL REVIEW: <input type="checkbox"/> Finance <input type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input checked="" type="checkbox"/> Comm. Dev. <input type="checkbox"/> Legislative	AGENDA NO.: III. A
ATTACHMENTS: Draft Ordinance 1349 and memo	LEGAL REVIEW COMPLETED: <input type="checkbox"/> Yes <input type="checkbox"/> Needed <input checked="" type="checkbox"/> Not Needed	APPROVED BY:

The Zoning Text Committee agreed to make changes to allow existing residential uses within commercial zones as a clearly permitted use. This change improves financing opportunities for buyers, and keeps the housing stock in good condition while the market increases for commercial land.

Due to a request, the Community Development Committee agreed to move this amendment forward, separate from the other changes to the commercial zoning code.

The Planning Commission held a public hearing on January 8 and recommended approval of the ordinance as presented.

RECOMMENDED ACTION: Motion to approve ordinance number 1349 allowing existing single family homes as permitted uses and authorize the Mayor's signature on said ordinance.
COUNCIL ACTION:

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: January 20, 2009

AGENDA ITEM: New Lynden Municipal Code 9.14.010 to Allow Assessment for DV Offenders		AGENDA SECTION: New Business IV
PREPARED BY: Marilyn Wyss	COUNCIL REVIEW: <input type="checkbox"/> Finance <input checked="" type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input type="checkbox"/> Not Reviewed	AGENDA NO. B
ATTACHMENTS: Proposed Ordinance 1348	LEGAL REVIEW COMPLETED: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Needed <input type="checkbox"/> Not Needed	APPROVED BY:

This ordinance would allow Lynden Municipal Court to assess domestic violence offenders a \$100 penalty which would go into a fund for domestic violence prevention, advocacy, prosecution programs and/or contracting with local community based domestic violence program providers.

Currently, DVSAS (Domestic Violence & Sexual Assault Services) has a grant funded advocate position which provides support to domestic violence victims in Lynden. It is anticipated that any revenues collected will be forwarded to DVSAS to help fund this position.

RECOMMENDED ACTION: Motion to approve and to authorize the Mayor to sign Ordinance 1348.
COUNCIL ACTION: