

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

**7:00 P.M.
OCTOBER 20, 2008
AGENDA**

I CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF MINUTES

OATH OF OFFICE - Officer Larry Brooks

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. 1337 - A 2008 BUDGET AMENDMENT

C. SET PUBLIC HEARING DATE - . COMPREHENSIVE PLAN AMENDMENT
AND REZONE - 08-01 - MAIN STREET

III UNFINISHED BUSINESS

A. RESOLUTION NO. 793 - LYNDEN MUNICIPAL AIRPORT LAYOUT PLAN

B. ORDINANCE NO. 1335 - AMENDING ORDINANCE O. 1145 REGARDING
LIQUOR PROHIBITED DURING CERTAIN DAYS AND HOURS

C. PRESENTATION OF YEAR 2009 PRELIMINARY BUDGET

IV NEWS BUSINESS

A. ORDINANCE NO. 1338 - AMENDING ORDINANCE NO. 1329 - DESIGNATION
OF TRUCK ROUTES

V EXECUTIVE SESSION

VI ADJOURNMENT

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 20, 2008

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| AGENDA ITEM: Ordinance No. 1337, An Ordinance Amending the Budget for the Year 2008 | | AGENDA SECTION: Consent Agenda |
| PREPARED BY: Teresa L. Camfield, CPA Finance Director | COUNCIL REVIEW: <input checked="" type="checkbox"/> Finance <input 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.: II - B |
| ATTACHMENTS: Ordinance No. 1337 | LEGAL REVIEW COMPLETED: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable | APPROVED BY: <i>T. Camfield</i> |

On October 6, 2008 a 2008 budget amendment was introduced to the City Council.

This amendment reflects Council's authorized transactions to re-open the following fund:

Public Restrooms Construction (#380):

To create budgeted revenue and expenditure amounts for Public Restrooms Construction Fund due to Council's decision to re-authorize the project for year 2008.

This amendment also reflects Council's authorized transactions to modify the following funds:

Stormwater (#410):

To modify budgeted revenue and expenditure amounts for Stormwater Fund due to impact of ULID related stormwater capacity rights.

Airport (#420):

To modify budgeted revenue and expenditure amounts for Airport Fund due to impact of the WSDOT Aviation Grant as well as rising fuel costs.

The Finance Committee recommends that the City Council adopt Ordinance No. 1337 Amending the Budget for the Year 2008.

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| RECOMMENDED ACTION: That the Council approves Ordinance No. 1337 as presented and authorizes the Mayor's signature. |
| COUNCIL ACTION: |

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 20, 2008

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| AGENDA ITEM: Set Public Hearing Date for CPA/RZ #08-01, Main Street | | AGENDA SECTION: Consent Agenda |
| PREPARED BY: Korene Samec, Planning Technician | COUNCIL REVIEW: <input type="checkbox"/> Finance <input type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input type="checkbox"/> Comm. Dev. <input type="checkbox"/> Quasi-Judicial | AGENDA NO.: II. C |
| ATTACHMENTS: None | LEGAL REVIEW COMPLETED: <input type="checkbox"/> Yes <input type="checkbox"/> Needed <input type="checkbox"/> Not Needed | APPROVED BY: |

On June 2, 2008, Rick Alexander submitted an application for a Comprehensive Plan Amendment and Rezone requesting to change the comprehensive plan designation from Industrial to Commercial and to rezone the property from I-1(Industrial) to CS-1 (Commercial Shopping) at 100, 104, 110 and 114 Main Street.

The Planning Commission held a public hearing on the request on September 18, 2008 and has recommended approval of both the comprehensive plan amendment and rezone. Being that this is a legislative matter the City Council will need to hold another public hearing on the application.

It is recommended that the public hearing be scheduled for November 3, 2008 at 7:00 P.M.

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| RECOMMENDED ACTION: Motion to set a public hearing date of November 3, 2008 at 7:00 P.M. at the Lynden City Hall Annex. |
| COUNCIL ACTION: |

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 20, 2008

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|---|--|---|
| AGENDA ITEM: Resolution No. 793 - Lynden Airport Layout Plan | | AGENDA SECTION: Unfinished Business |
| PREPARED BY: Laura Burford, Administrative Office Manager, Public Works Dept. | COUNCIL REVIEW: <input type="checkbox"/> Finance <input type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input checked="" type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input type="checkbox"/> Not Reviewed | AGENDA NO.: |
| ATTACHMENTS: Resolution No. 793 | LEGAL REVIEW COMPLETED: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Needed <input type="checkbox"/> Not Needed | APPROVED BY: |

On September 2nd, the City Council set a Public Hearing Date of October 6th, 2008 to hear comments on the proposed adoption the 2008 Lynden Municipal Airport Layout Plan. On October 6th the City Council listened to comments for and against the plan and tabled any action for further review.

Although the public hearing is now closed, written comments are still being accepted up to and until the time of the October 6th meeting.

As the majority of comments against the adoption of the Airport Layout Plan are related to the trees located east of the airport that encroach on the airspace, and since a Notice to Airman has been issued to alert pilots to this known condition, staff continues to recommend approval of this plan.

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| RECOMMENDED ACTION: That City Council adopt the 2008 Lynden Municipal Airport Layout plan prepared by Airside, through approval of Resolution No. 793, and authorize the Mayor's signature on the resolution. |
| COUNCIL ACTION: |

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 20, 2008

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| AGENDA ITEM: Ordinance No. 1335 - Amending Ordinance No. 1145 Regarding the Sale of Alcohol on Sundays | | AGENDA SECTION: Unfinished Business |
| PREPARED BY: Bill Verwolf City Administrator | COUNCIL REVIEW: <input type="checkbox"/> Finance <input type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input checked="" type="checkbox"/> Not Reviewed | AGENDA NO.: III-B |
| ATTACHMENTS: Ordinance No. 1335 | LEGAL REVIEW COMPLETED: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> Needed <input type="checkbox"/> Not Needed | APPROVED BY: |

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 comments. At that time Council tabled the issue to October 20, 2008 in order to allow them additional time to review the comments made and to allow for additional written comments to be received.

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| RECOMMENDED ACTION: That Council approve Ordinance No. 1335, Amending Ordinance No. 1145 regarding the sale of alcohol on Sundays, and authorized the Mayor to sign said Ordinance, or that Council reject Ordinance No. 1335. |
| COUNCIL ACTION: |

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 20, 2008

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|---|--|---|
| AGENDA ITEM: Presentation of Year 2009 Preliminary Budget | | AGENDA SECTION: Unfinished Business |
| PREPARED BY: Bill Verwolf | COUNCIL REVIEW: <input type="checkbox"/> Finance <input type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input checked="" type="checkbox"/> Not Reviewed | AGENDA NO.: III-C |
| ATTACHMENTS: Preliminary Budget | LEGAL REVIEW COMPLETED: <input type="checkbox"/> Yes <input type="checkbox"/> Needed <input checked="" type="checkbox"/> Not Needed | APPROVED BY: |

On Monday, October 20, 2008, the Preliminary 2009 Budget will be introduced. At that time the preliminary budget will be provided to Council for consideration. Council will hold two public hearings, the first on November 3, 2008 and the second on November 17, 2008, in order to receive public comments prior to final adoption in December.

RECOMMENDED ACTION: That Council acknowledge the introduction of the 2009 Preliminary Budget and set two public hearings, November 3, 2008 and November 17, 2008, in order to receive public comments.

COUNCIL ACTION:

CITY OF LYNDEN

EXECUTIVE SUMMARY FOR ACTION

CITY COUNCIL MEETING DATE: October 20, 2008

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| AGENDA ITEM: Ordinance No. 1338 Revision to Truck Routes | | AGENDA SECTION: Consent |
| PREPARED BY: Laura Burford, Administrative Office Manager, Public Works Dept. | COUNCIL REVIEW: <input type="checkbox"/> Finance <input type="checkbox"/> Public Safety <input type="checkbox"/> Parks <input checked="" type="checkbox"/> Public Works <input type="checkbox"/> Comm Dev. <input type="checkbox"/> Not Reviewed | AGENDA NO.: |
| ATTACHMENTS: Ordinance No. 1338 | LEGAL REVIEW COMPLETED: <input type="checkbox"/> Yes <input type="checkbox"/> Needed <input checked="" type="checkbox"/> Not Needed | APPROVED BY: |

At their October 8th meeting, the Public Works Committee discussed which streets in Lynden are currently designated as truck routes, and which streets should be added to the list.

The Public Works Committee concurred that East Front Street, from 1st Street to Nooksack Avenue should be added to the truck route designation list, established through Ordinance No. 1338, and recommended approval to the full City Council.

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| RECOMMENDED ACTION: That City Council approve Ordinance No. 1338, designating truck routes in Lynden, and authorize the Mayor's signature on the ordinance. |
| COUNCIL ACTION: |