

CITY OF LYNDEN

CITY COUNCIL MINUTES OF REGULAR MEETING



October 3, 2022

1. CALL TO ORDER

Mayor Korthuis called to order the October 3, 2022 regular session of the Lynden City Council at 7:00 p.m. at the city's council chambers.

ROLL CALL

Members present: Councilors Gary Bode, Gerald Kuiken, Brent Lenssen, Nick Laninga, Kyle Strengholt, and Mark Wohlrab

Members absent: Councilor De Valois absent with notice.

Staff present: Finance Director Anthony Burrows, Police Chief Steve Taylor, Public Works Director Steve Banham, City Administrator John Williams, City Clerk Pam Brown, and City Attorney Bob Carmichael.

OATH OF OFFICE - None

SUMMARY REPORTS AND PRESENTATIONS – None

APPROVAL OF MINUTES

Councilor Wohlrab moved, and Councilor Laninga seconded to approve the September 15, and September 22, 2022 special council meeting minutes and the September 19, 2022 regular council meeting minutes. Motion approved on 6-0 vote.

CITIZEN COMMENT

Cynthia Ripke-Kutsagoitz, Guide Meridian, Lynden

- The Public Safety forum was well attended, and Police Chief Taylor represented the City in a respectful manner.
- Asks that the statue of Phoebe Judson be cleaned.
- Voiced concern over the availability of guns in homes.
- Concerned about the anti-republican reading materials available through the Lynden Library.

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2. CONSENT AGENDA

Payroll Liability to September 11 through September 24, 2022

EFT & Other Liabilities

Non-L&I Liabilities

Monthly EFT	\$345,267.19
Check Liability.....	\$0.00
Total Non-L&I Liabilities	\$345,267.19
Quarterly Liabilities	\$13,281.97
Total EFT & Other Liabilities	\$358,549.16

Approval of Claims – October 4, 2022

Manual Warrants No.	=	through	=		\$367,134.44
EFT Payment Pre-Pays					\$0.00
				Sub Total Pre-Pays	\$367,134.44
Voucher Warrants No.	24852	through	24967		\$316,995.13
EFT Payments					\$1,458,559.97
				Sub Total	\$1,775,555.10
				Total Accts. Payable	\$2,142,689.54

Set the Public Hearing date to Consider Ordinance No. 1650, Interim Zoning Ordinance Regarding Community Residential Facilities

On September 15, 2022, the City Council held a special meeting to consider an emergency interim zoning ordinance pertaining to the prohibition of the establishment of community residential facilities within 500 feet of the City's schools and within 300 feet of other community residential facilities.

Pursuant to RCW 36.70A.390 and RCW 35A.63.220 the City Council rapidly adopted temporary zoning controls during the time in which permanent regulations are being developed. Subsequently, the City Council has 60 days within which to hold a public hearing to accept public comment on this issue. Drafting and review of the final ordinance on community residential facilities continues with Committee review expected in mid-November and early December. Public hearing with the Planning Commission in late December. State review at the start of 2023 and Council hearing in early March. The interim zoning ordinance will be discussed at the October 17th Council hearing. Considerations will include the extension of the interim ordinance to a full six months

Motion made by Councilor Bode, seconded by Councilor Kuiken to approve the consent agenda as presented. Motion approved 6-0.

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3. PUBLIC HEARING

Ordinance No. 1652- Amend Lynden Municipal Code Section 13.24 Stormwater Management Systems

Staff has identified revisions needed to Lynden Municipal Code Section 13.24 Stormwater Management Systems. The code currently refers to Ecology's 2012 Stormwater Management Manual for Western Washington; however, the 2019 Manual is the current edition. The proposed Ordinance amends the Lynden Municipal Code to clarify that the 2019 Ecology Stormwater Management Manual is to be used for stormwater system design in Lynden as required by the City's current National Pollution Discharge Elimination System (NPDES) Phase II Permit.

City Council set a Public Hearing date of October 3, 2022 based on Public Works Committee review of the draft ordinance at their September 7, 2022 meeting. The Public Hearing provides an opportunity for the public to comment on the proposed revisions to Lynden Municipal Code Section 13.24 Stormwater Management Systems. After the hearing is closed, the Council may pass Ordinance No. 1652 approving the change.

Mayor Korthuis opened the hearing at 7:00 PM. There were no comments. Mayor Korthuis closed the hearing at 7:07 PM.

Councilor Bode moved, and Councilor Strengholt seconded, after hearing no public comment, to approve Ordinance No. 1652 amending LMC Section 13.24 Stormwater Management Systems and authorize the Mayor's signature on the Ordinance. Motion approved on 6-0 vote.

4. UNFINISHED BUSINESS- None

5. NEW BUSINESS

Mayor's Status of the 2022 Budget- The same as what was sent over by Anthony
Per statute RCW 35.33.135, in preparation for the 2023 Preliminary Budget Review on October 17, 2022 the Mayor provides the City Council with an updated status regarding the current 2022 Budget. Mayor Korthuis read the Status of the 2022 Budget into the record and the written document has been made a part of the official council packet. ***For information only.***

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6. OTHER BUSINESS

Councilor Lenssen reporting for the Community Development Committee:

- Parking issue discussion
- Update timeline for the transitional housing ordinance
- Buildable land report provided by Whatcom County
- 2023 planning department budget
- The city's new website is expected to be "live" in November and there are hopes that the improvements will allow the public more access to business matters addressed by city staff.

7. EXECUTIVE SESSION

Council did not have an executive session.

8. ADJOURNMENT

The October 3, 2022, regular session of the Lynden City Council adjourned at 7:17

Pamela D. Brown
City Clerk

Scott Korthuis
Mayor