Langley City Council Meeting Minutes
January 7, 2013

Mayor Pro-tem Seligson called the meeting to order at 5:30 PM. Present were City Council Members Jim Sundberg, Doug Allderdice, and Bruce Allen. Rene Neff was out of town and excused from the meeting. Also present were Police Chief Randy Heston; Finance Director/Clerk, Debbie Mahler; Director of Public Works, Challis Stringer; and Planning Director, Jeff Arango. The flag salute was led by Hal Seligson. The Consent agenda was approved after several questions from Councilmembers.

The Council took a moment of silence to recognize the passage of Lloyd Furman, former two term mayor of Langley.

The agenda was approved with the addition of the notice of Lloyd Furman’s passing, a discussion of the office of Mayor and a contract amendment with ERA for the Shoreline Plan. The city will post and advertise the vacancy of the Mayor. Council will interview candidates, then vote to appoint the interim mayor until the election in November.

CONSENT AGENDA

a. Approval of council meeting minutes of 12/03/12 and special meeting 12/18/12.
b. Approval of claims warrants Nos. 29934-29976 in the amount of $84,055.05 and Nos. 29778-29731, e-file 12/2/, 30021-30045 in the amount of $190,000.75.
c. Liquor Licenses
   1. Café Langley – renewal
   2. Prima Bistro – renewal
   3. Village Pizzeria – renewal
   4. Useless Bay Coffee – renewal
d. Acceptance of Contract with Krieg Construction, Inc. for Municipal Park & Ride as complete.

LIBRARY REPORT

Vicky Welfare reported that JoAnn Buff has resigned as the children’s liaison. The program “Animal Encounters” had 104 people attend; the adult programs this week are downloading e-books and “All about Sherlock Holmes.” Next week 17th Whidbey Island Writers “Spirit of Writing” contest winners will be announced, Whidbey Reads selection is West of Here by Jonathon Evasen. Shirley Owen has resigned as chair of the Library Board. Pam Owen (no relation) has been nominated as the new chair.

CITIZEN COMMENTS *

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Aaron Simpson asked that the City consider placing a four way stop at 4th and . Carl Magnusson of Edgecliff read a statement about the Mayor’s position. Eugene Elfrank asked what the geographical restrictions for running for the office of mayor are.

UNFINISHED BUSINESS

**MOTION:** To award a contract for 1st Street Waterline replacement to the low bidder, Krieg Construction in the amount of $307,662.31 with a 10% contingency. Motion - Allen, 2nd - Sundberg. Motion carried with all in favor.

NEW BUSINESS

**MOTION:** To bring to a first reading, an Ordinance on Commercial Development adjacent to single family zoning. Motion - Allen, 2nd - Allderdice. Motion carried unanimously after lengthy discussion.

Kay Lagerquist thinks six times per year for live music is too much. She doesn’t think there is a way to monitor and enforce the time limits for music. She feels the Council should be focused on quality of life for residents and visitors. Cynthia Tilken expressed her belief that single family homes next to businesses should not be subjected to loud music; it degrades the quality of life. She and Kay Lagerquist both feel that Mo’s Pub has not abided by restrictions as set by the City and state law. Rolf Seitle asked if the city has a noise ordinance. Jeff Arango reported that the city has two noise ordinances. Leanne Finley said that each of the six times a business is allowed to have live music, it must first be approved by the City Council. If there are problems, then the Council can refuse to approve the next one. Aaron Simpson said if there is an issue with noise, you can contact the police department or the liquor control board which has restrictions on activities by the business establishment. He thinks six times per year is somewhat restrictive to businesses. Vibrant businesses and employment for people is important to the City. Kay stated that she has made repeated calls to police, and still must leave her home when there is live music at Mo’s. Leanne Finley stated that if you over regulate businesses so that they can’t make a profit; that also is not good for the city. Councilman Bruce Allen mentioned that Langley used to be a retirement town, and now it is a tourist town. Tourists bring in a lot of revenue for the city. If the rules are too restrictive, then businesses can’t survive, and can’t make revenue. Jim Sundberg said the City met with both Mo’s owners and supporters and with residents who live near by while considering this legislation. He pointed out that each event with live music, must be approved by the
city council and excessive noise must be controlled. It is in the larger best interests of the city. Doug Allderdice said he was impressed with Jeff and the PAB’s hard work on this issue.

**MOTION:** To confirm the hiring of Bob Herzberg as part-time receptionist. Motion - Allen, 2\(^{nd}\) - Allderdice. Motion was approved without opposition.

**MOTION:** To increase the contract with ESA by $3,650 (paid for by grant from dept of ecology) for consultant work on the shoreline development plan. Motion – Sundberg, 2\(^{nd}\) – Allen. Motion passed with all in favor.

**COUNCIL REPORTS**

Debbie Mahler read a statement by Rene Neff into the Record (attached hereto). Doug Allderdice has resigned from the Island Transit Board. Jim Sundberg would like to replace Doug on the Transit Board.

**MOTION:** To confirm the appointment of Jim Sundberg to the Island Transit Board. Motion – Allen, 2\(^{nd}\) – Allderdice. Motion was approved.

Bruce Allen reported that has Terry Arnold left the SW Parks and Recreation District. The District has offered a bus and a van to the HUB. The HUB cannot afford to run them and maintain them by themselves. Bruce suggested that the city take joint ownership with the HUB for collective use. The Port and MainStreet could also be involved.

**DISCUSSION ITEMS**

*Goals for the coming year and accomplishments of 2012.* Staff members each gave a brief report of their accomplishments in 2012 and the projects that are being worked on in 2013. *Improved ethical conduct policy and procedures.* Councilman Seligson brought up whether to have staff draw up proposed policies for council review or establish a citizen’s committee to do so. He also wants to change the City’s whistleblower policies to incorporate the state law with its greater detail. These issues will be discussed further at the next meeting. Councilman Sundberg reported that an annual comp plan update is coming up soon and the Council will work with the PAB on this issue. He suggested joint meetings be held with the advisory boards.
The meeting adjourned at 6:50 pm.

Respectfully submitted,

Debbie L. Mahler, Director of Finance/Clerk