

## RESOLUTION NO. 1019

### **A RESOLUTION AUTHORIZING THE ACCEPTANCE OF WHATCOM COUNTY ECONOMIC DEVELOPMENT INVESTMENT PROGRAM GRANT AND LOAN FUNDS TO IMPROVE WEST FRONT STREET TO CITY ARTERIAL STANDARDS**

**WHEREAS**, the City identified west Front Street as an impact fee street in the adopted Transportation Element of the 2016 approved Comprehensive Plan; and

**WHEREAS**, the current street between Duffner Ditch and Tromp Road was never constructed to all-weather street standards, is in poor condition, and does not provide for freight mobility or non-motorized use normally associated with commercial activity; and

**WHEREAS**, the City requested and Whatcom Council of Governments (WCOG) recommended adding west Front Street to the list of Federally Classified streets in the County stating that it would “improve safety, efficiency and mobility in this increasingly important commercial industrial section of the City”; and

**WHEREAS**, Washington State Department of Transportation concurred with the WCOG recommendation and whereas Federal Highway Administration (FHWA) approved the addition of west Front Street as an Urban Minor Arterial (route 8169); and

**WHEREAS**, improvements to west Front Street are consistent with the concurrency provisions of the City of Lynden’s Capital Facility Plan Element of the Comprehensive Plan; and

**WHEREAS**, Whatcom County has established the Economic Development Investment (EDI) Program which uses a rebate of locally collected sales taxes to finance a revolving loan and grant program to encourage creation or retention of private sector jobs; and

**WHEREAS**, local governments are eligible to apply for EDI funds for the construction and rehabilitation of publicly owned infrastructure including streets and utilities which enable or encourage the creation or retention of private sector businesses and jobs in Whatcom County; and

**WHEREAS**, the improvement of west Front Street is consistent with the criteria of the EDI funding program guidelines and will facilitate the growth of both established and prospective industries and jobs in the area; and

**WHEREAS**, City of Lynden applied for Whatcom County (EDI) Funds to finance west Front Street Arterial Standard improvements and the EDI Board has recommended funding in the form of a twenty-year (20) loan of \$2,000,000 at a 1% interest rate along with a grant of \$1,000,000.

**NOW THEREFORE BE IT RESOLVED** by the City Council of the City of Lynden, Whatcom County, Washington that:

Section 1: The Lynden City Council does hereby authorize the application and acceptance of Whatcom County Economic Development Investment (EDI) grant and loan funds to finance the west Front Street Arterial Improvements project and further authorizes the City to enter into an agreement with Whatcom County for project funding.

Section 2: The City agrees that the use of EDI Funds will improve west Front Street to City Arterial Street Standards allowing the full development of commercial business-zoned land to expand along this important corridor.

Section 3: If any section, subsection, sentence, clause or phrase of this Resolution is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Resolution. The Council hereby declares that it would have passed this code and each section, regardless of whether any one or more sections, subsections, sentences, clauses or phrases has been declared invalid or unconstitutional, and if for any reason this Resolution is declared invalid or unconstitutional, then the original Resolution or Resolutions shall be in full force and effect.

Section 4: This Resolution shall be in full force and effect on \_\_\_\_\_, 2020.

**PASSED BY THE CITY COUNCIL BY AN AFFIRMATIVE VOTE OF \_\_\_ IN FAVOR AND \_\_\_ IN OPPOSITION, AND SIGNED BY THE MAYOR THIS \_\_\_ DAY OF \_\_\_\_\_, 2020.**

\_\_\_\_\_  
Mayor Pro-Tem Gary Bode

ATTEST:

\_\_\_\_\_  
City Clerk Pam Brown

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney Bob Carmichael