

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Tuesday, April 17, 1984

9:00 a.m. Public Works Department - Gene Sampley,
Director:

Public Hearing - Road Vacation - Alleyway
of Plat of Lake McMurray.

- 9:15 a.m.
1. Call for Bids - Black Slough Bridge.
 2. Jail Project - Final Architect's Fee.
 3. Letter for Signature - W.S.D.O.T. -
Cook Road.
 4. C.R.P. - Rosario Road Preliminary
Engineering.
 5. C.R.P. - Fir Island Road Preliminary
Engineering.
 6. Discussion - Port District South
Access to S.R. 20.
 7. Miscellaneous Items.

MISCELLANEOUS ITEMS

11:00 a.m. Parks, Recreation and Senior Services
Department - Jon Aarstad, Director:

1. Call for Bids - Park Equipment.
2. Miscellaneous Items.

MISCELLANEOUS ITEMS

The Board of County Commissioners met in regular session on the above
noted date. Commissioners Mansfield and Rohrer were present.

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

Public Hearing - Road Vacation - Alleyway of Plat of Lake McMurray.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-
Officio Clerk of the Board, read the Notice of Public Hearing, as
published in the Skagit Valley Herald on March 30, and April 6, 1984.

Gene Sampley presented the Engineer's Report on the proposed vacation to the Board.

John Rumsey, of the Public Works Department, located on a map the area petitioned to be vacated. He explained that the petitioners were requesting that only half the width of the alleyway and 150 feet in length be vacated. Mr. Rumsey stated that the vacation would not land lock any parcel of property. He stated that the appraised value of the parcel is \$268.36.

Gene Sampley, Director of the Public Works Department, stated that if this area is vacated, he would suggest that the County initiate vacation proceedings on the remaining portion.

Commissioner Mansfield invited proponents to the vacation to speak.

Joann Ward, 2276 Front Street, Mount Vernon, stated that they were petitioning for half of the alleyway which borders their property, Lots 7 through 11, Plat of the Town of McMurray.

Commissioner Mansfield invited opponents to the vacation to speak.

Stan Bruhn, attorney for the opponents, stated that his clients own Lots 24 through 26, on the other side of the alleyway from the Wards. They have been maintaining the entire alleyway as part of their yard until the Wards moved their fence to the center of the alleyway. Mr. Bruhn stated that he is about to file an adverse possession suit on behalf of his clients, and feels that his clients will be declared the owners of the entire alleyway bordering on their lots.

Commissioner Mansfield stated that he was in favor of vacating the entire alleyway, rather than only half. He asked Mr. Bruhn if his clients are unsuccessful in their suit for adverse possession, will they consider vacating the other half of the alleyway. Mr. Bruhn didn't wish to comment on that, but suggested the Board continue this hearing until the suit is resolved.

Commissioner Mansfield suggested having the Prosecutor's Office review the matter.

Commissioner Rohrer stated that he was in favor of vacating the entire alleyway.

Following closure of the public hearing, Commissioner Rohrer motioned to continue the public hearing to consider the vacation of a portion of an alleyway in the Plat of the Town of McMurray until August 14, 1984, in hopes that the suit will be resolved. Commissioner Mansfield seconded the motion. The motion was carried and so ordered.

1. Call for Bids - Black Slough Bridge.

Gene Sampley presented the resolution calling for the Auditor to issue a Call for Bids for the reconstruction of a portion of the Black Slough Bridge #40062 (a portion of Utopia Road #9144).

Commissioner Rohrer motioned to adopt the resolution calling for the Auditor to issue a Call for Bids for reconstruction of a portion of the Black Slough Bridge. Commissioner Mansfield seconded the motion. The motion was carried and so ordered. (Resolution #10033)

The bids will be received and publicly opened on Tuesday, May 15, 1984, at 9:00 a.m.

2. Jail Project - Final Architect's Fee.

Gene Sampley presented a letter to the Board regarding the architect's fee for the Skagit County Public Safety Building. He stated that the final fee has been resolved, and he met with Chairman Norris last week to discuss the details.

Roger Howard, Project Coordinator, reviewed the final negotiation with the jail architect, Naramore, Bain, Brady, and Johanson, concerning the fee for the project. He stated that this would conclude all payments for the Phase I contract.

The Board concurred with the Public Works Department's recommendation on the fees and thanked Roger and the Public Works Department for a job well done.

3. Letter for Signature - W.S.D.O.T. Cook Road.

The Board approved for signature a letter to Duane Berentson, Secretary to the Department of Transportation. Mr. Sampley explained that the letter requests financial participation from the State for application of a membrane and asphalt overlay of Cook Road #6300 between I-5 and Sedro Woolley in 1984.

4. C.R.P. - Rosario Road Preliminary Engineering.

John Rumsey, of the Public Works Department, explained that this project qualified as a Federal Hazard Elimination Project due to the large number of accidents which occurred. This project provides the preliminary engineering to install Type 1 beam guardrail on the south side of Rosario Road where there are gaps.

Commissioner Mansfield motioned to adopt the resolution initiating County Road Project No. 1031-1, Rosario Road. Commissioner Mansfield seconded the motion. The motion was carried and so ordered. (Resolution #10034)

5. C.R.P. - Fir Island Road Preliminary Engineering.

John Rumsey, of the Public Works Department, explained the location of the project on Fir Island Road. He stated that this project is designed to provide a 50 m.p.h. speed curve in an area with a high incidence of accidents, commonly known as Larson's Corner. The project will require some additional right-of-way.

Commissioner Rohrer motioned to adopt the resolution initiating County Road Project #4020-1, Fir Island Road. Commissioner Mansfield seconded the motion. The motion was carried and so ordered. (Resolution #10035)

6. Discussion - Port District South Access to S.R. 20.

Gene Sampley presented a memo to the Board regarding a meeting with representatives of the Port of Skagit County to discuss the Port's proposed south access to S.R. 20. Mr. Sampley explained the staff's recommendation to remove the minor S-curve placed in the alignment to accommodate the Ovenell Road, with a tangent alignment from S.R. 20 to the major curve accessing the airport property. The County does have the necessary right-of-way at this time. He stated that it would be necessary to make minor improvements to Ovenell Road to accommodate an intersection as a result of this change, but it would be in the best interest of all parties if this adjustment was made at this time. Mr. Sampley stated that the Port anticipates construction of the road in July.

The Board concurred with the recommendation, and instructed Mr. Sampley to proceed with the proposal.

7. Miscellaneous Items.

The following miscellaneous Public Works Department items were addressed:

- a. Commissioner Rohrer motioned to adopt the resolution approving the Agreement between the Town of Concrete and Skagit County authorizing the County to perform certain reimbursable work on certain streets and facilities for the Town of Concrete for a period of five calendar years, 1984 through 1988. Commissioner Mansfield seconded the motion. The motion was passed and so ordered. The agreement was signed at this time. The adopted resolution will be signed at a later date.
- b. Gene Sampley reviewed with the Board a situation which came about as a result of applying the County's policy on road right-of-way in short plat subdivisions on the Myrtle Frisbee short plat in Peavey's Acreage Tracts. In this situation, right-of-way was required on a platted 32-foot County right-of-way which had not been established as a County road. Mr. Sampley stated that Resolution #7875 dated March, 1979, adopted the policy of

requiring the County's standard width of right-of-way for all County roads, whether established or unestablished. He requested clarification, as in this case the additional right-of-way seemed useless. He stated that the short plat has been staked, with additional right-of-way given to the County.

Bob Schofield, Director of the Planning Department, stated that he was sympathetic to the owner in this case, as it appears the County was requesting unnecessary right-of-way.

Mr. Sampley noted that the County allows the administrative variance procedure for other items, and it could be extended to cover this. Mr. Schofield noted that a formal variance would cost a property owner more than \$200 in fees, which wouldn't be necessary if the Board would give them permission to handle the matter with an administrative variance.

Commissioner Mansfield stated that if a project comes up which has a great deal of significance, it should come before the Board for review, before an administrative variance is granted.

The Board authorized the Planning and Public Works Departments to exercise the administrative variance procedure to address issues where right-of-way may not be required for the long-term use of the County. The Board also authorized adjustment to the Frisbee short plat, with the cost for the adjustment paid by the County.

- c. Mr. Sampley presented a letter which had been prepared for Chairman Norris' signature to Mr. Jack Larson, 1304 Fir Island Road, Mount Vernon, concerning the hazard elimination project discussed earlier on the Fir Island Road.
- d. Gene Sampley advised the Board that there would be an up-river clean-up day on April 28, 1984, and requested permission to open the Sauk Landfill for that day, which is a nonregular working day, at no cost to the users of the facility.

The Board concurred with this request, as the County has participated in this clean-up day in the past.

- e. Commissioner Rohrer requested that a flag pole be erected at the Burlington yard for the purpose of flying the United States flag, identifying the facility as a public facility. He stated that this request was initiated by an offer from the widow of a past employee to donate the flag used in the funeral of her husband for this purpose.

Commissioner Mansfield suggested that her flag be the first flag flown on the pole, and then be returned to her for a keepsake. Commissioner Rohrer concurred with this suggestion. The Public Works Department will pursue this matter.

- f. Bob Schofield requested that the Public Works Department place "No Parking" signs at the ferry loading lane on Guemes Island.

The Board instructed the Public Works Department to place "No Parking" signs on the road adjacent to the loading lane area, as well as mark the driveway locations that must be maintained clear for local residents.

MISCELLANEOUS ITEMS

Robert Taylor, Commissioners' Assistant, presented the following items:

1. Commissioner Rohrer motioned to approve Warrants #34519 through #34591 in the amount of \$33,456.26. Commissioner Mansfield seconded the motion. The motion was carried and so ordered. (R-14)
2. Commissioner Mansfield motioned to approve the Record of the Proceedings for Monday, April 9, 1984. Commissioner Rohrer seconded the motion. The motion was carried and so ordered.

PARKS, RECREATION AND SENIOR SERVICES DEPARTMENT - Jon Aarstad, Director:

1. Call for Bids - Park Equipment.

Jon Aarstad, Director of the Parks, Recreation and Senior Services Department, presented a resolution instructing the Auditor to issue a Call for Bids for the purchase of one 3-wheeled utility turf truck and accessories.

Commissioner Rohrer motioned to adopt the resolution. Commissioner Mansfield seconded the motion. The motion was carried and so ordered. (Resolution #10036)

Bids will be received and publicly opened on Tuesday, May 8, 1984, at 11:00 a.m.

2. Miscellaneous Items.

Jon Aarstad, Director, presented the following miscellaneous items:

- a. The Board approved for signature the Grant Amendment Modification to award an additional \$686 of USDA money to the Skagit County Nutrition Program.
- b. The Board approved for signature the Grant Amendment Modification including the workplan to be authorized for a Title 5 project at Mount Vernon Manor nutrition site. Mr. Aarstad explained that a Title 5 project allows a paid individual to work at the site without any cost to the County.

- c. Mr. Aarstad presented copies of the Skagit County Parks, Recreation and Senior Services 1983 Annual Report to the Board for review.
- d. Mr. Aarstad stated that he would like to set up a time during the summer to meet with the Commissioners, Robert Taylor, and Duane Kline, to tour the various Skagit County Parks and learn of the present and future projects planned.

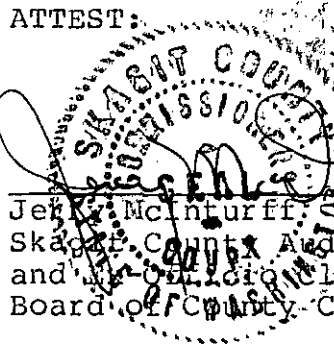
ADJOURNMENT

Commissioner Rohrer motioned to adjourn the proceedings. Commissioner Mansfield seconded the motion. The motion was carried and so ordered.

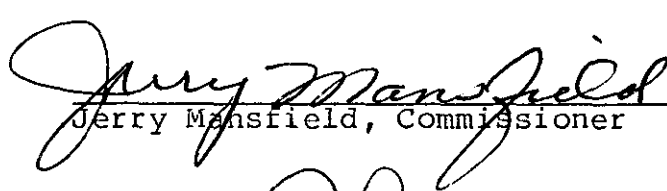
BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

ATTEST:

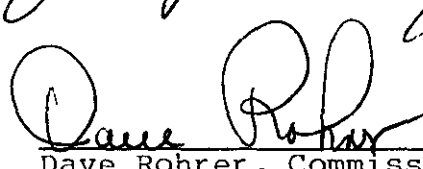
Bud Norris, Chairman

A circular seal for Skagit County, Washington, with the text "SKAGIT COUNTY WASHINGTON" around the perimeter and "COMMISSIONERS" in the center. A signature is written over the seal.

Jerry McInturff,
Skagit County Auditor
and County Clerk of the
Board of County Commissioners

A handwritten signature in cursive script.

Jerry Mansfield, Commissioner

A handwritten signature in cursive script.

Dave Rohrer, Commissioner