

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Tuesday, July 17, 1984

- 8:30 a.m. Work Session - Public Works Department Road Supervisors.
- 9:00 a.m. Public Works Department - Gene Sampley, Director:
1. Bid Opening - Panel Truck/Van.
 2. Bid Opening - Sauk/Gibraltar Landfill Maintenance.
 3. Public Hearing Continuation - Vacation Easement to Skagit County Fairgrounds.
 4. Public Hearing - Surplus Property Sale - Gravel Pit Walker Valley.
 5. Public Hearing - Establishment Speed Limit West Sauk Prairie Road.
 6. Public Meeting Continuation - Six Year Road Program.
 7. Call for Public Hearing - Vacation Portion of North Green Road.
 8. Call for Public Hearing - Conditions of Establishment for Colony Mountain Drive.
 9. Call for Public Hearing - Vacation Holmes Road.
 10. Dike District #20 Request.
 11. Signature - Final Order of Vacation Roads in Fidalgo Bay Addition to Anacortes.
 12. Signature - Resolution Speed Limit Penn Road.
 13. Signature - Resolution Speed Limit Channel Drive.
 14. Signature - Contract Little Mountain Road Project.
 15. Miscellaneous items.
- 11:00 a.m. Economic Development Association of Skagit County - Presentation of Membership Request to Skagit County.
- 11:30 a.m. Continuation of Planning Commission Referred Items - Skagit County Development Corporation Special Use Permit Request #SP-84-002.
- 1:30 p.m. Discussion - Multi-Use Facility Change Order - Jon Aarstad.
- 2:00 p.m. Discussion - UMPTA Grant Application for 21 Passenger Mini-Bus - Pat Bonin, SCOA Board of Directors.

MISCELLANEOUS ITEMS

EVENING MEETING AT FIDALGO ELEMENTARY SCHOOL

- 7:00 p.m. Discussion - Phase Two of the Erie and Campbell Lake Restoration Project.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Tuesday, July 17, 1984, with Commissioners Norris and Rohrer present. Commissioner Mansfield was absent.

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

1. Bid Opening - Panel Truck/Van.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board of Commissioners, read the Notice of Call for Bids, as published in the Skagit Valley Herald on June 29 and July 6, 1984.

The following bids were received:

1. Blade Chevrolet, Inc.
1100 Freeway Drive
Mount Vernon, WA 98273

Manufacturer: Chevrolet
Model: 1/2 Ton Short Box Van
Model Year: 1985
Bid Bond or Cashier's Check enclosed
Total Cost: \$10,667.53

2. Vern Sims Ford, Inc.
116 W. Ferry Street
Sedro Woolley, WA 98284

Manufacturer: Ford
Model: E150
Model Year: 1985
Bid Bond or Cashier's Check enclosed
Total Cost: \$10,262.88

3. Gearhart Ford
P.O. Box 370
Mount Vernon, WA 98273

Manufacturer: Ford
Model: E150
Model Year: 1985
Bid Bond or Cashier's Check enclosed
Total Cost: \$10,464.17

The bids will be reviewed by the Public Works Department and a recommendation for award will be made at a later date.

2. Bid Opening - Sauk/Gibraltar Landfill Maintenance.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board of Commissioners, read the Notice of Call for Bids, as published in the Skagit Valley Herald on June 29, July 6, and July 13, 1984.

The following bids were received:

1. Hintons
1553 Gunderson Road
Mount Vernon, WA 98273

Cashier's Check enclosed (\$2,000.00) + \$40.00 cash
Total Bid: \$40,574.40
2. Skagit Sand & Gravel
1825 N. Stackpole Road
Mount Vernon, WA 98273

Cashier's Check enclosed (\$1,716.76)
Total Bid: \$34,335.25
3. Skagit County Development Corporation
P.O. Box 329
Burlington, WA 98233

Cashier's Check enclosed (\$2,500.00)
Total Bid: \$49,198.56

The bids will be reviewed by the Public Works Department, and a recommendation for award will be made at a later date.

3. Public Hearing Continuation - Vacation Easement to Skagit County Fairgrounds

A continuation of the public hearing was conducted to allow additional input regarding the vacation of an easement to Skagit County Fairgrounds.

Paul Weyer, the petitioner, stated that an access to the Fairgrounds existed 180 feet north of the proposed vacation. He stated that he was primarily interested in the vacation to possibly save two large trees located in the easement.

Margaret Maxwell again stated opposition to the vacation, posing the possible use of the easement for foot traffic.

Following deliberation, the Board concluded that the access 180 feet north would adequately handle any traffic.

Commissioner Rohrer motioned to close the public hearing. Chairman Norris seconded the motion. The motion was carried and so ordered.

Commissioner Rohrer motioned to vacate the easement, as requested by Mr. Weyer. Commissioner Norris seconded the motion. The motion was carried and so ordered.

4. Public Hearing - Surplus Property Sale - Gravel Pit Walker Valley.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board of Commissioners, read the Notice of Public Hearing, as published in the Skagit Valley Herald on June 29, and July 6, 1984; in the Argus on July 3, and July 10, 1984; and in the Courier Times on July 4, and July 11, 1984.

Clay Imhof, an adjacent property owner, indicated he supported disposing of the old gravel pit in this manner.

Margaret Maxwell inquired about reclamation of the pit site and if the new owner would be informed of the requirements under the surface mining regulations. Jay Ensley, Assistant Director of the Public Works Department, indicated that the pit site predated the surface mining requirements and that Skagit County had never acquired a surface mining permit for the site since there had been no activity in recent years.

Commissioner Rohrer motioned to close the public hearing. Chairman Norris seconded the motion. The motion was carried and so ordered.

Commissioner Rohrer motioned to declare the Walker Valley Gravel Pit surplus to be disposed of at a public auction. Chairman Norris seconded the motion. The motion was carried and so ordered.

5. Public Hearing - Establishment Speed Limit West Sauk Prairie Road.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board of Commissioners, read the Notice of Public Hearing, as published in the Skagit Valley Herald on June 29, and July 6, 1984.

Following discussion of the extremely narrow, dead end road and review of the Engineer's Report, Commissioner Rohrer motioned to close the public hearing. Chairman Norris seconded the motion. The motion was carried and so ordered.

Commissioner Rohrer motioned to establish a 25 m.p.h. speed limit on the West Sauk Prairie Road #0842, as recommended by the Engineer's Report. Chairman Norris seconded the motion. The motion was carried and so ordered.

6. Public Meeting Continuation - Six Year Road Program.

Jay Ensley stated that the environmental review had been completed.

Commissioner Rohrer motioned to adopt the resolution approving the Six Year Road Program for 1985 through 1990. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10128)

7. Call for Public Hearing - Vacation Portion of North Green Road.

The Board reviewed a request by Washington State Department of Fisheries for the vacation of a portion of the North Green Road. The request was made to allow improvements to the Samish Hatchery holding pond.

Commissioner Rohrer motioned to adopt the resolution calling for a public hearing regarding the vacation of a portion of North Green Road #5031. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10129)

8. Call for Public Hearing - Conditions of Establishment for Colony Mountain Drive.

Commissioner Rohrer motioned to adopt the resolution calling for a public hearing regarding the conditions of establishment for Colony Mountain Drive. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10130)

This resolution rescinded a previous resolution which did not allow sufficient time for public notice. The public hearing is scheduled for 9:00 a.m., Tuesday, August 14, 1984.

9. Call for Public Hearing - Vacation Holmes Road.

Commissioner Rohrer motioned to adopt the resolution calling for a public hearing regarding the vacation of Holmes Road. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10131)

This resolution rescinded a previous resolution which did not allow sufficient time for public notice. The public hearing is scheduled for 9:00 a.m., Tuesday, August 14, 1984.

10. Dike District #20 Request.

Harold Andersen, Robert Swanson, and Alice DeVries, Dike District #20 Commissioners, were present. the Board considered a request of Dike District #20 for a flood control project estimated at \$35,247.50, with Skagit County participating at 35% of the total cost. The district also

requested that the work be done by County forces and that the rock be furnished by Skagit County at no cost to the Dike District.

Margaret Maxwell objected to the County crews doing the work, indicating it was in competition with private enterprise. Chairman Norris explained that the County has an Interlocal Agreement with the Diking/Drainage Districts to provide services. Harold Andersen stated that they were grateful the County would assist them.

Commissioner Rohrer motioned to approve the requests of Diking District #20 as stated above. Chairman Norris seconded the motion. The motion was carried and so ordered.

11. Signature - Final Order of Vacation Roads in Fidalgo Bay Addition to Anacortes.

The Board approved for signature the Final Order of Vacation for certain roads in the Plat of Fidalgo Bay.

12. Signature - Resolution Speed Limit Penn Road.

The Board approved for signature the resolution establishing the speed limit on Penn Road #4581 at 35 m.p.h. (Resolution #10132)

13. Signature - Resolution Speed Limit Channel Drive

The Board approved for signature the resolution establishing the speed limit on Channel Drive #4383 at 25 m.p.h. (Resolution #10133)

14. Signature - Contract Little Mountain Road Project.

The Board approved for signature the Contract with Henifin & Associates, Inc., for improvement of Little Mountain Road #7200.

15. Miscellaneous items.

Jay Ensley presented a letter from Washington State Department of Transportation requesting permission to encroach on Martin Road, Hathaway Road, Upper Samish Road, and Prairie Road in conjunction with a paving project on Highway 9. The Board approved for signature a letter which will serve as a construction permit.

MISCELLANEOUS ITEMS

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

1. Commissioner Rohrer motioned to approve Warrants #3609 through #3776 in the amount of \$83,348.08. Chairman Norris seconded the motion. The motion was carried and so ordered. (C-34)
2. Commissioner Rohrer motioned to approve a resolution declaring Skagit County's intent to implement a tax deferral program of retirement contributions for Skagit County employees, effective September 1, 1984. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10127)

ECONOMIC DEVELOPMENT ASSOCIATION OF SKAGIT COUNTY - PRESENTATION OF MEMBERSHIP REQUEST TO SKAGIT COUNTY.

Susan Mortensen, representing EDASC, and Pat Hendricks, Jerry Digerness, and John Piazza, EDASC Board Members, were present for the presentation. Susan Mortensen described the various services provided for business and industry recruitment, the Visitor Center, and the Economic Development Center and projects. She explained that the total cost of these services is \$60,000 per year. The large cities in the County are being asked to contribute \$1,000 each, small cities are being asked to contribute \$500 each, and Skagit County is being asked to contribute \$6,000.

Discussion followed regarding documenting the goods and services received from this contribution.

The Board thanked everyone for attending this discussion.

CONTINUATION OF PLANNING COMMISSION REFERRED ITEMS - SKAGIT COUNTY DEVELOPMENT CORPORATION SPECIAL USE PERMIT REQUEST #SP-84-002.

Margaret Maxwell, of SCDC, presented a letter to the Board requesting a public hearing before the Board of Commissioners to be sure the findings of fact are supported by evidence.

Bob Schofield, Director of the Planning Department, stated that SCDC can use the gravel pit for their own use, but the Special Use Permit requested is so they can sell the material. He stated that when the pit was rezoned to Forestry, there were conditions placed on the property which have yet to be met.

Margaret Maxwell explained that they have met the conditions according to State law.

Morris Nilson, 1453 West Gunderson Road, stated his reasons for approving of the Planning Commission's recommendation of denial.

Bill Thrasher requested that the Board hold a public hearing to review the facts in order to keep employment opportunities open and contribute to the tax base.

Margaret Maxwell explained the problems they are having keeping people from stealing signs, etc. She felt that people knew there was a gravel pit when they moved there, so they shouldn't try to put them out of business now.

Arlemay Freeman, 1522 Gunderson Road, stated that another public hearing would support the findings of the Planning Commission.

Vivian Vaughan stated that her property has recently been having drainage problems. She was also concerned with the dust incurred from truck traffic.

Oscar Long, 1425 Gunderson Road, said there was no gravel pit when he bought his property six years ago.

Commissioner Rohrer motioned to uphold the Planning Commission's decision to deny SCDC's request for a Special Use Permit. Chairman Norris seconded the motion. The motion was carried and so ordered.

The Board approved for signature the resolution denying SCDC's Special Use Request #SP-84-002. (Resolution #10134)

DISCUSSION - MULTI-USE FACILITY CHANGE ORDER - Jon Aarstad.

The Board approved for signature a letter to Liddell/Pederson, Architects, authorizing them to revise existing drawings of the mezzanine component of the facility. Jon Aarstad explained that the money for the construction of the project has already been acquired from the Jansen Foundation, Puget Power, and Skagit Valley College.

MISCELLANEOUS ITEMS

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

1. Commissioner Rohrer motioned to approve the Record of the Proceedings for Tuesday, July 3, 1984. Chairman Norris seconded the motion. The motion was carried and so ordered.
2. The Board approved for signature a letter to Brian Boyle, Commissioner of Washington State Board of Natural Resources, requesting a meeting with a representative to discuss concerns with three timber sales near Irene Creek and one near Grandy Creek in Skagit County.
3. Commissioner Rohrer motioned to adopt the resolution modifying the term of appointment for Dave Duvall and Don Zorn, members of the Skagit County Parks and Recreation Advisory Board, to bring their terms into line with the other members. Chairman Norris seconded the motion. The motion was carried and so ordered. (Resolution #10135)

4. Commissioner Rohrer motioned to award the bid for one new half-ton van to Vern Sims Ford for the low bid price of \$10,262.88, as recommended by the Public Works Department. Chairman Norris seconded the motion. The motion was carried and so ordered.

DISCUSSION - UMPA GRANT APPLICATION FOR 21 PASSENGER MINI-BUS - Pat Bonin, SCOA Board of Directors.

Pat Bonin gave an overview of the project.

Chairman Norris made it clear that any necessary maintenance and operation funds would not come from the County.

Several members of SCOA's Board of Directors, including Elmer Richmond, George Dynes, and William Gurney, were present to answer questions from the Board.

The Board approved of the UMPA grant application, and thanked those present for attending.

EVENING MEETING AT FIDALGO ELEMENTARY SCHOOL

DISCUSSION - PHASE TWO OF THE ERIE AND CAMPBELL LAKE RESTORATION PROJECT.

Commissioners Mansfield and Rohrer were present. Commissioner Norris was absent. Thirty-two people were present in the audience for this discussion.

Bob Schofield, Director of the Planning Department, stated that this project began in 1980 in response to complaints of fish kills and water quality problems. He stated that original proposals for treatment of the lakes consisted of aluminum sulfate treatment followed by weed harvesting. The community, however, was concerned with the continued cost of weed harvesting.

David Morency, of Entranco Engineers, explained how the aluminum sulfate treatment would be funded. He stated that the Department of Ecology (DOE) would fund 75% of the \$545,500 project, Environmental Protection Agency (EPA) would fund 14%, Skagit County would fund 5.5%, and the lakefront property owners would be charged \$1.15 per front foot of property to fund 5.5%. He stated that the aluminum sulfate treatment would eliminate fish kills, reduce algae, and clear up the water. Following the treatment, a determination would be made as to whether the weed harvesting would be necessary.

Commissioner Mansfield asked if the weed harvesting would prolong the improved water quality. Mr. Morency explained that it would, and he cited several Washington communities which have been successful for up to five years with this method of treatment.

Fern Olsen, 432 Campbell Lake Road, asked if DOE would help again in five years if the water became a problem. Mr. Morency stated that the assistance of DOE would depend on the circumstances.

Norman Elvebak, 406 South Campbell Lake Road, asked what affect the aluminum sulfate has and for how long. Mr. Morency explained the treatment process. He stated that the concentration is based on the water quality characteristics of the lake. He stated that there haven't been any major fish kills in connection with the treatment.

Karen Haeberlin, 271 Rosario Road, asked if there was any connection between aluminum sulfate and Alzheimer's Disease. Mr. Morency responded that he wasn't familiar with that connection, but stated that aluminum sulfate is being used in drinking water treatment all over the country.

James Haeberlin, 271 Rosario Road, asked how the treatment works, and asked why this chemical was chosen over other alternatives. Mr. Morency explained the treatment process and stated that copper sulfate is more toxic and must be applied more frequently. Mr. Haeberlin was concerned that there be some guarantee that this treatment would work. Mr. Morency stated that the intent of the treatment is to control the growth and spreading of the algae, rather than eliminate it entirely.

Harold Berlin, 1275 Marine Drive, asked for the results of the 1983 survey. Bob Schofield stated that of 87 surveys sent out, 67 responses were received, 40 in favor and 27 opposed to the project.

Harold Berlin stated that he was concerned with the weed harvesting to follow and how it would be paid for. He also asked for documents supporting this method of treatment. Bob Schofield stated that copies of the Environmental Impact Statement were available for those interested.

Mr. Morency stated that funding for the weed harvester would be dependent on whether Congress appropriates additional moneys for next year. He stated that it would be possible to get an amendment to this grant for the harvester.

Grace Bennett, 10510 348th S.E., Snoqualmie, asked how the percentages for funding were determined. She pointed out that many other people besides the property owners use the lakes.

Michael Felt, 1321 Deane Drive, was also opposed to the cost lakefront owners would pay. He suggested eliminating public access to the lakes if the lakefront owners were forced to pay so much of the restoration. In response to that statement, Commissioner Mansfield stated that the lake restoration would enhance the properties.

Norman Elvebak, 406 South Campbell Lake Road, asked if the Assessor would re-evaluate the properties once the lakes were restored. Commissioner Mansfield responded that the Assessor follows State guidelines in assessing properties.

Ed Goodman, 346A Campbell Lake Road, asked why a weed harvester couldn't be purchased for use in all of the lakes in Skagit County. Mr. Morency responded that the grant only authorizes use of the harvester in the lakes for which the grant was received.

Mr. Goodman stated that he was concerned with the continued cost of operation and maintenance of a harvester and asked if the County could purchase a harvester for continued use in lakes. He suggested formation of a district to support the continued operation and maintenance costs. Mr. Morency responded that if a weed harvester were purchased, the lake front property owners would probably pay the same amount, but their percentage of contribution would go down.

Bob Schofield responded that previously people objected to the operation and maintenance costs of the weed harvester, so that is why that portion was left out of the project in hopes it wouldn't be needed following the aluminum sulfate treatment.

Grace Bennett objected to the notification procedure used in previous meetings on lake restoration. Only one property owner present had not received notification of this meeting.

Art Lang, 395 Campbell Lake Road, asked who owns the lakes. Since the State owns the lakes, why do the lakefront property owners have to pay for maintenance of the lakes? Commissioner Mansfield noted that the State is not maintaining the lakes.

Larry Elliott, 1601 "M" Avenue, Anacortes, asked if the aluminum sulfate would cover 100% of the lake bottom. Mr. Morency stated that it would.

In answer to a question from Evelyn Guthrie, 5515 Sunset Avenue, Anacortes, Mr. Morency stated that both lakes have been monitored for incoming sewage for one year, and it was found that no sewage is coming into the lakes.

Karen Haerberlin was worried about how the treatment would affect the fish and ducks. Mr. Morency responded that it only affects algae.

In answer to a question from Gerald Guthrie, 5515 Sunset Avenue, Anacortes, Mr. Morency compared Campbell Lake and Erie Lake to Kitsap County's Long Lake, which has been treated successfully with an 80% reduction in algae growth.

Gerald Guthrie also asked who initiated the project. Bob Schofield responded that the County acted in response to complaints from property owners. He stated that two lake community members attended the technical committee meetings.

Commissioner Mansfield noted the need to address at the present time only the aluminum sulfate treatment. Following the treatment, if a weed harvester were needed, that issue could be addressed.

Ed Goodman stated that he was still concerned with the 5.5% to be paid by 87 property owners. He was concerned that their money would only complete a portion of the entire project of lake restoration.

M. Syreen, of Coupeville, (a Campbell Lake property owner) asked if completing the aluminum sulfate portion would hurt the possibility of obtaining additional funding in the future. The Board and Mr. Morency concurred that completion of this portion would most likely enhance the possibility of obtaining additional funding.

In response to a question from Grace Bennett, Mr. Morency stated that the 5.5% figure for property owners was a conservative figure.

Norman Elvebak stated that if the property owners refuse to pay 5.5%, maybe the County will pay their share too.

Roy Francaid, 240 Weldwood Lane, Anacortes, asked if the Fish and Game Departments are participating in the cost. Mr. Morency responded that DOE is a State agency, so the State is participating.

Noel Johnson, 1335 Deane Drive, Anacortes, stated that he would be willing to pay his share just to prevent the smell of the lake during summer.

Harold Berlin asked what improvements the County intends to make around the lake. Betsy Dwire, of the Planning Department, responded that the improvements would consist of a picnic table and trash can at each site.

Discussion followed regarding when the treatment would begin. Mr. Morency stated that they had planned a spring application of the aluminum sulfate.

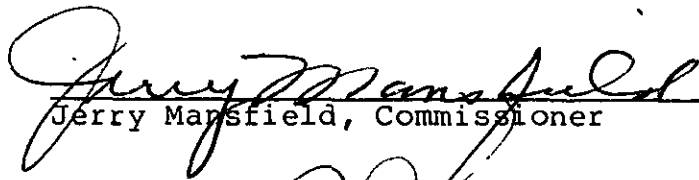
The Board thanked everyone present for attending the meeting.

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


Bud Norris, Chairman


Jerry Mansfield, Commissioner


Dave Rohrer, Commissioner

ATTEST:



Jerry McInturff
Skagit County Auditor
and Ex-Officio Clerk of the
Board of County Commissioners