

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, June 24, 1985

Flag Salute

9:00 a.m. Board of Health:

1. Request from Carol Hundahl for reconsideration of permit fees for Corky and Company, a retail food establishment in Marblemount.
2. Discussion of April 26, 1985, Department of Social and Health Services' letter regarding Plat of Shorewood Public Water Supply.

11:00 a.m. Public Hearing - Resolution approving supplemental budget for the Solid Waste Construction Fund #402.

MISCELLANEOUS ITEMS

1:30 p.m. Bid Opening - Minkler Road Project.

2:00 p.m. Parks, Recreation and Senior Services Department - Jon Aarstad, Director:

1. Contract Amendment - Skagit Playfields Construction Grant.
2. Miscellaneous items.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Monday, June 24, 1985, with Commissioners Vaux, Walberg and Rohrer present.

BOARD OF HEALTH:

1. Request from Carol Hundahl for reconsideration of permit fees for Corky and Company, a retail food establishment in Marblemount.

John Thayer, Environmental Health Specialist III, explained that Carol Hundahl, of Corky and Company, a grocery store/drive-in establishment in Marblemount, has requested a review of the fees charged for her establishment. He explained Mrs. Hundahl's two primary concerns:

- a. Excessive fees: \$40 per year fee to cook and prepare hot dogs (drive-in fee); \$50 per year grocery store permit to bag ice and prepare and display lettuce; and \$96 per year fee to sample water from her private well. These fees total \$186 per year.
- b. Two other establishments in the area are producing ice and produce without paying fees.

Mr. Thayer stated that the Health Department is presently working on getting the other two establishments properly permitted. With regard to the fees charged Corky and Company, Mr. Thayer noted that Mrs. Hundahl is charged the same fee as a large grocery store. He stated that the Health Department is planning a review of their fee schedule in the near future, but at the present time, they feel their charge is justified.

Mrs. Hundahl stated that her business is open year around.

Dr. J. K. Neils noted that the water sampling fee would be the same at any certified testing lab.

Mrs. Hundahl read her letter addressed to John Thayer. She also objected to her business being called a "drive-in" because she only sells hot dogs. She also felt the fees overlapped.

In answer to a question from Commissioner Walberg regarding what fee would be considered fair, Mrs. Hundahl stated she felt a beginning fee would be appropriate, but if frequent water sampling was conducted, she saw no need for excessive annual fees.

Mrs. Hundahl stated that she no longer sells hot dogs, but is continuing to sell lettuce and ice without a permit. She noted that a man living in the vicinity of Corky and Company has begun selling hot dogs. She stated she would be willing to serve on a committee to investigate the matter of proper fees for small establishments.

Chairman Vaux stated that he advocated appointing members to a committee of no more than five members to investigate appropriate fees for small establishments such as Corky and Company. He suggested Mr. Thayer, Mrs. Hundahl, and he comprise three of the members.

Commissioner Walberg suggested the Health Department review their fee schedule and return to the Board by September with recommendations.

Dr. Neils pointed out that the fee schedule is directly related to the budget of the Health Department.

Chairman Vaux stated that by September 15, 1985, the committee will have a solution to the fees to be charged for small establishments, such as the "Mom and Pop" stores.

Mrs. Hundahl stated that she wants to be selling hot dogs again this winter. She agreed to pay the grocery store permit fee of \$50.

The Board will appoint one small establishment operator from the remaining two districts to serve on the committee. The Board thanked those present for contributing to the discussion and bringing this matter to their attention.

2. Discussion of April 26, 1985, Department of Social and Health Services' letter regarding Plat of Shorewood Public Water Supply.

Ken Willis, Environmental Health Specialist II, presented the Board with a copy of a letter from Paul Cheng, District Engineer from the State Health Department. The letter recommended that a moratorium be placed on the issuance of building permits in the Shorewood development near La Conner. His reasons included deficiencies in source capacity, water storage and the distribution system.

Mr. Willis explained that many meetings have been held regarding the water situation since July, 1979. According to the Anacortes-Fidalgo Island Coordinated Water System Plan, the water supply service area adjacent to Shorewood is the Swinomish Tribal Community. If Shorewood is to be served by another public water system, the Swinomish will have the right of first refusal to provide that service.

Jim Williams, of Domoto-Williams Architects, and Sara Hamilton, daughter of Paul Wagner, developer of Shorewood, were present for the discussion.

Mr. Willis stated that the Health Department supports Mr. Cheng's recommendation of a moratorium on building permits in Shorewood.

Ms. Hamilton presented the Board with a copy of a letter addressed to her from Mr. Williams.

Mr. Williams stated that the Tribe has committed by letter their intentions to provide water to Shorewood. He pointed out that connection to the Anacortes system would be cost prohibitive at this time.

Ms. Hamilton stated that there would be one non-tribal board member on the water system review board. She stated that there are presently two homes under construction in Shorewood at this time.

Steve Wood, Zoning Administrator, presented a plot map of the plat which contains 44 lots: 16 lots have homes, 2 lots have homes under construction, 8 lots are sold without homes, and an additional 18 lots have not been sold.

Mr. Williams stated that if all goes according to schedule, they expect to be hooked up to the water system by September.

Bob Schofield, Director of the Planning Department/Permit Center, stated that the Board does have the authority to put a moratorium on the issuance of building permits in Shorewood, following a public hearing; however, he questioned the need for a moratorium if the water system connection can be completed in September. He requested one week to talk to representatives of the Tribe with regard to this matter.

The Board agreed with this request and thanked everyone for attending the discussion.

PUBLIC HEARING - RESOLUTION APPROVING SUPPLEMENTAL BUDGET FOR THE
SOLID WASTE CONSTRUCTION FUND #402.

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 June 14 and 21, 1985.

Mike Woodmansee, Budget and Finance Director, explained that this proposed resolution would transfer \$100,000 from Solid Waste Operating Fund #401 to Solid Waste Construction Fund #402 in order to allow further payment of excavation and incidental costs incurred by the consultants.

Mrs. Dorothy Oswald, a property owner in the vicinity of the Inman Landfill, was present.

Commissioner Walberg motioned to close the public hearing. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

Commissioner Rohrer motioned to adopt the resolution authorizing the supplemental budget in the amount of \$100,000 for the Solid Waste Construction Fund #402. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10527)

MISCELLANEOUS ITEMS

The following miscellaneous items were addressed:

1. Bill Stiles III, representing Regency Investment Corporation, was present to inform the Board that the Superior Court issued a Writ of Review on this day with regard to the County's decision to deny the request to modify Rezone #R-77-002. Mr. Stiles urged the Board to discuss the matter with the Skagit County Prosecutor, and possibly decide to hold another public hearing, thereby avoiding the lawsuit.

Chairman Vaux stated that the Board would let him know by letter if any further action will be taken by the Board.

2. Commissioner Rohrer motioned to approve Warrants #58863 through #59000 in the amount of \$203,883.31. Commissioner Walberg seconded the motion. The motion was carried unanimously. (P/R-12)
3. Commissioner Rohrer motioned to approve Warrants #3887 through #4073 in the amount of \$327,547.55. Commissioner Walberg seconded the motion. The motion was carried unanimously. (C-30)

BID OPENING - MINKLER ROAD PROJECT.

Megan Cheney, on behalf of Jerry McInturff, Skagit County Auditor and Ex-Officio Clerk of the Board, read the Notice of Call for Bids, as published in the Skagit Valley Herald on May 31, and June 7, 1985, and in the Daily Journal of Commerce on May 31, and June 7, 1985.

The following bids were received:

1. Mel Hicks Construction
7178 Dahlberg Road
Ferndale, WA 98248

Bid Bond enclosed: 5% of bid
Total Bid: \$200,553.95

2. One Way Construction, Inc.
215 N. Reed Street
Sedro Woolley, WA 98284

Bid Bond enclosed: 5% of bid
Total Bid: \$241,865.45

3. Commercial Excavating Co., Inc.
P.O. Box 426
Mount Vernon, WA 98273

Bid Bond enclosed: 5% of bid
Total Bid: \$244,724.25

4. General Power Corporation
8520 14th Avenue N.W.
Seattle, WA 98117

Bid Bond enclosed: 5% of bid
Total Bid: \$283,803.90

5. Sumas Transport, Inc.
1757 W. Bakerview Road
Bellingham, WA 98226

Bid Bond enclosed: 5% of bid
Total Bid: \$306,710.00

6. Snelson, Inc.
P.O. Box 72
Sedro Woolley, WA 98284

Bid Bond enclosed: 5% of bid
Total Bid: \$308,957.67

The Public Works Department will review the bids prior to making a recommendation to the Board for award of the bid.

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

1. Contract Amendment - Skagit Playfields Construction Grant.

Jon Aarstad explained that this contract amendment would add three projects to expend leftover grant funds, namely: (1) drainage for the soccer field; (2) complete roadway and pathway to picnic area; and (3) construct three metal gates.

Chairman Vaux approved the contract amendment for signature.

2. Miscellaneous items

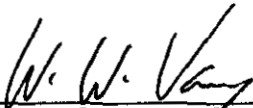
- a. The Board approved for signature a Contract for Professional Services between the Skagit County Parks, Recreation and Senior Services Department and Jeff Poppe, for services consisting of coaching and assisting in junior basketball/softball camp. This contract shall be in effect June 24, through June 28, 1985, and compensation shall be at the rate of \$6.00 per hour.
- b. The Board approved for signature a Contract for Professional Services between the Skagit County Parks, Recreation and Senior Services Department and Don Wick, 1319 South 13th, Mount Vernon, Washington 98273, for serving on a softball tournament committee and being co-director for Department-sponsored tournaments. This contract shall be in effect June 29, through August 30, 1985, and compensation shall be at the rate of \$6.00 per hour.
- c. The Board reviewed favorable comments written on pay envelopes from Steelhead Park. Jon Aarstad pointed out that new brochures of Steelhead Park will soon be ready for distribution.
- d. The Board chose 5:30 p.m., Thursday, July 25, 1985, for the Swinomish Channel boat launch dedication ceremony.

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ADJOURNMENT

Commissioner Rohrer motioned to adjourn the proceedings. Commissioner Walberg seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



W. W. Vaux, Chairman




Otto M. Walberg, Jr., Commissioner



Dave Rohrer, Commissioner

ATTEST:



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