

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, February 24, 1986

Flag Salute

9:00 a.m. Board of Health

1. Schedule for Implementing a Class 4 Water Supply Program.
2. Update on Key Legislative Issues.

10:30 a.m. Public Works Department - Gene Sampley, Director:

1. Call for Bids - One (1) Used Enclosed Service Truck.
2. Call for Bids - Courthouse Roof Replacement.
3. Call for Public Hearing - Alleyway Vacation - Hamstrom's Addition to Grassmere.
4. Signatures - Out-of-State Travel Authorizations.
5. Resolution - Policy on Rip-Rap Grants.
6. Miscellaneous Items.

11:30 a.m. Discussion - Solid Waste - Corky Smith.

1:30 p.m. Bid Opening - One (1) New Vacuum/Air Sweeper.

MISCELLANEOUS ITEMS

2:00 p.m. Planning Commission Referred Items:

1. Phillip Cook Rezone #R-86-002.
2. George McCorkle Rezone #R-86-003.
3. Addition of a New Section to the Skagit County Zoning Ordinance which Regulates Adult Entertainment.

MISCELLANEOUS ITEMS

3:00 p.m. Discussion - Marketing Proposal for Northern State - Dr. C. H. Jones.

The Skagit County Board of Commissioners met in regular session on Monday, February 24, 1986, with Commissioners Rohrer, Vaux and Walberg present.

BOARD OF HEALTH:

John Thayer, Environmental Health Specialist III, introduced Corrine Story, Environmental Health Specialist I, who recently became an employee of the Health Department.

1. Schedule for Implementing a Class 4 Water Supply Program.

Ken Willis, Environmental Health Specialist II, explained that Class 4 water systems are those serving between two and nine residences or non-community systems serving fewer than 25 people per day. By assuming a larger role in the review and approval of these systems, Skagit County will make the approval process easier, quicker and less expensive than it has been through Seattle's District Department of Social and Health Services office. Concurrently, this program would close off some of the avenues people have been following to develop unapproved public water systems through coordination with the Department of Planning and Community Development. Mr. Willis presented a proposed implementation schedule for the new Class 4 water supply program.

The Board approved of the proposed Class 4 water supply program, and instructed the Health Department to proceed with the implementation schedule.

2. Update on Key Legislative Issues.

John Thayer, Environmental Health Specialist III, updated the Board on three bills moving through the 1986 legislative session.

- a. Substitute House Bill 1824 - Department of Health and Environment: This bill proposed to join the Washington State Department of Ecology with the Health Services Division of the Department of Social and Health Services (DSHS) into a new Department of Health and Environment. Unfortunately, this bill died.
- b. Senate Bill 4792 - State Department of Health and Environment: This proposal is a companion bill to Substitute House Bill 1824; however it differs slightly regarding implementation of the new department and whether licensing of hospitals and nursing homes should remain with DSHS or move to the new department. This proposal also favors bringing over more personal health programs than the House version.

Passage of this bill is encouraged, and Mr. Thayer urged the Board to make some phone calls to the committee members.

- c. Re-Engrossed Substitute Senate Bill 3498 - Water Contact Sports: This legislation would allow the State Board of Health to rewrite rules and regulations pertaining to all recreational water contact sports facilities, including water slides, spas, hot tubs and swimming pools. This bill is held up in the Social and Health Services Committee pending some last minute amendments.

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

1. Call for Bids - One (1) Used Enclosed Service Truck.

Commissioner Vaux motioned to adopt the resolution calling for bids for the purchase of one used enclosed service-type truck/van for ferry operations. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10751)

Bids will be received and publicly opened at 1:30 p.m., Monday, March 10, 1986.

2. Call for Bids - Courthouse Roof Replacement.

Roger Howard, Section Manager - Facilities, explained that it was necessary to call for bids now in order to commit a contractor to the work which is to be done in early July. He also explained the two roof systems which would be acceptable as specified.

Commissioner Walberg motioned to adopt the resolution calling for bids for replacement of the Skagit County Courthouse roof. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10752)

Bids will be received and publicly opened at 1:30 p.m., Monday, April 7, 1986.

3. Call for Public Hearing - Alleyway Vacation - Hamstrom's Addition to Grassmere.

Jay Ensley, Assistant Director of the Public Works Department, reviewed with the Board a petition presented by Charles E. Dillon and Jean Dillon requesting the vacation of an alleyway in Hamstrom's Addition to Grassmere.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing regarding the petitioned vacation. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10753)

The public hearing is scheduled for 10:30 a.m., Monday, March 10, 1986.

4. Signatures - Out-of-State Travel Authorizations.

The Board approved out-of-state travel requests for Jay Ensley and Charlie Tewalt to attend the annual Road Builder's Clinic in Moscow, Idaho, on March 25, through March 27, 1986.

5. Resolution - Policy on Rip-Rap Grants.

Jay Ensley presented the Board with a copy of the minutes from the February 19, 1986, meeting of the Skagit County Flood Control Committee. It was noted that the Flood Control Committee supported the proposed policy to clarify the Flood Control Grant Program.

Commissioner Vaux motioned to adopt the resolution establishing a policy for the Flood Control Grant funds. The policy states that any project receiving grant funds from an eligible flood control fund would not be eligible to receive funds from any other flood control fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10754)

6. Miscellaneous Items.

- a. The Board approved for signature the preliminary prospectus submittals for the following R.A.P. projects: Beaver Marsh Road, Lake Cavanaugh Road, and Little Mountain Road. The submittals will be considered for the 1987-88 biennium funding.
- b. Commissioner Walberg motioned to adopt the emergency resolution declaring that an emergency exists effective 9:00 p.m., February 23, 1986, caused by the extremely heavy rains which occurred. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution#10755) This resolution authorizes the expenditures of funds as required to meet the emergency.

MISCELLANEOUS ITEMS

1. Commissioner Vaux motioned to adopt the resolution appointing Judy Belkin, 1613 Florence Avenue, Mount Vernon, Washington 98273, as a deputy designated mental health professional to work in the Involuntary Treatment program evaluating and where necessary detaining mentally ill individuals under the provisions of the Involuntary Treatment law. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10756)
2. Commissioner Walberg motioned to approve the Petition for Property Tax Refund for Roderick Frederick, 7931 East Mercer Way, Mercer Island, Washington 98040, in the amount of \$207.81, because the tax was assessed in error. Commissioner Vaux seconded the motion, as recommended by the Skagit County Assesor and Treasurer. The motion was carried unanimously. (#008385)
3. Commissioner Walberg motioned to approve the Record of the Proceedings for Tuesday, February 18, 1986. Commissioner Vaux seconded the motion. The motion was carried unanimously.

4. Commissioner Walberg motioned to approve the Record of the Proceedings for Wednesday, February 19, 1986. Commissioner Vaux seconded the motion. The motion was carried unanimously.
5. Vouchers audited and certified by the auditing officer as required by RCW 42.24.080, and those expense reimbursement claims certified as required by RCW 42.24.090, have been recorded on a listing which has been made available to the Board.

As of this date, February 24, 1986, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- a. Vouchers #40209 through #40279 (Warrants #40209 through #40279) in the total amount of \$97,903.28. (R-5)
 - b. Vouchers #00612 through #01234 (Warrants #10252 through #10707) in the total amount of \$462,230.02 (C-10)
6. Jerry McInturff, County Auditor, explained that his office developed some custom summary management reports on accounting systems for the various County funds. He took some time to explain the spread sheet reports. The Commissioners stated that they feel the reports will be very helpful.
 7. Commissioner Vaux motioned to instruct Bob Schofield to locate a substitute Hearing Examiner to preside over the County's incineration Special Use Request. Commissioner Walberg seconded the motion. The motion was carried unanimously.

DISCUSSION - SOLID WASTE - Corky Smith.

Corky Smith called and cancelled this item.

BID OPENING - ONE (1) NEW VACUUM/AIR SWEEPER.

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in the Skagit Argus on February 11, and February 18, 1986.

The following bids were received:

1. Southpark Industries, Inc.
245 South Austin Street
Seattle, WA 98108
Bid deposit enclosed.

- a. Truck Manufacturer/Model: Ford #LN700D (New)
Sweeper Manufacturer/Model: Elgin Crosswind (New)
Total Cost to Skagit County: \$82,863.96
 - b. Truck Manufacturer/Model: GMC #C7D042 (New)
Sweeper Manufacturer/Model: Elgin Crosswind (New)
Total Cost to Skagit County: \$80,537.63
 - c. Truck Manufacturer/Model: 1984 Ford #LN700D (New)
Sweeper Manufacturer/Model: 1986 Elgin Crosswind (New)
Total Cost to Skagit County: \$75,713.43
2. Sahlberg Equipment, Inc.
5950 4th Avenue South
Seattle, WA 98108
Bid deposit enclosed.
- a. Truck Manufacturer/Model: 1986 Ford #LN7000 (New)
Sweeper Manufacturer/Model: Tymco #600 (New)
Total Cost to Skagit County: \$76,433.12
 - b. Truck Manufacturer/Model: 1985 Ford #LN700D (New)
Sweeper Manufacturer/Model: Tymco #600 (New)
Total Cost to Skagit County: \$75,057.40
 - c. Truck Manufacturer/Model: 1986 Ford #LN700D (New)
Sweeper Manufacturer/Model: Tymco #600 (New)
Total Cost to Skagit County: \$76,514.05
 - d. Truck Manufacturer/Model: 1986 IH #1654 (New)
Sweeper Manufacturer/Model: Tymco #600 (New)
Total Cost to Skagit County: \$72,063.17

The Public Works Department will review the bids and make a recommendation for award of the bid at a later date.

PLANNING COMMISSION REFERRED ITEMS:

1. Phillip Cook Rezone #R-86-002.

Gary Gidley, Associate Planner, located the approximately 26 acre parcel on a vicinity map of Cypress Island, and presented the staff findings for Rezone Request #R-86-002 for Phillip Cook and Estelle Ferguson. He stated that the Planning Commission recommended approval of the rezone from Forestry to Rural.

Commissioner Walberg motioned to approve the Phillip Cook and Estelle Ferguson Rezone Request #R-86-002 from Forestry to Rural. Commissioner Vaux seconded the motion. The motion was carried unanimously.

2. George McCorkle Rezone #R-86-003.

Gary Gidley, Associate Planner, located the Fidalgo Island property on a vicinity map and presented the staff findings. He stated that the request was to rezone the parcel (approximately 25 acres) from Rural Intermediate to Residential. Concerns regarding drainage and traffic were expressed at the Planning Commission meeting. The Planning Commission approved the rezone subject to the following conditions:

- a. Prior to subdivision approval, the applicant must consult with the Skagit County Parks Department Director, the Deception Pass State Park Supervisor and the Anacortes Parks Director to formulate a plan, if possible, toward acquiring easements to complete a trail from Deception Pass State Park to Washington Park.
- b. Prior to subdivision approval, a complete drainage plan which complies with County drainage and storm water detention regulations must be reviewed and approved by the Skagit County Public Works Department.

George McCorkle stated that the minimum lot size would be 1/2 acre, although actual lot sizes will depend on the location of building sites and drainfields.

Commissioner Vaux motioned to accept the recommendation of the Planning Commission to approve Rezone Request #R-86-003 for George McCorkle to rezone a parcel from Rural Intermediate to Residential, subject to the above conditions. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Addition of a New Section to the Skagit County Zoning Ordinance Which Regulates Adult Entertainment.

Steve Wood, Assistant Director of the Department of Planning and Community Development, presented the staff findings and stated that the Planning Commission recommended approval of this addition to the Skagit County Zoning Ordinance. Mr. Wood outlined the three proposed allowable areas for adult entertainment in Skagit County, according to zoning requirements.

Tom Moser, Prosecuting Attorney, explained several aspects of the proposed ordinance. The ordinance would keep such businesses away from schools, playgrounds, day cares, and churches. He noted that they chose criteria for suitable locations, rather than specific areas where these businesses would be allowed. Mr. Moser pointed out that these establishments cannot be outlawed through zoning laws.

Joyce Lagerlund asked if Darlene Madenwald (member of the Planning Commission) would be in conflict of interest to the decision because her husband owns

property at the intersection of Cook Road and Old Highway 99, which was one of the areas properly zoned and located for such an establishment.

Mr. Moser stated that Mrs. Madenwald was not involved in a conflict of interest situation with regard to this decision.

Betty Crum objected to the Cook Road and Old Highway 99 intersection also because the school buses frequently travel in that area.

Mr. Moser noted that licensing and permit regulations, such as lighting, access, hours of operation, protection of health and safety, etc., can be used to limit these establishments.

Commissioner Vaux suggested choosing the proper locations and then writing the criteria to fit the location.

Mr. Moser noted that the City of Renton did just that and are now in court attempting to defend their actions.

Commissioner Walberg motioned to adopt the ordinance defining adult entertainment and adult motion picture theaters, and providing certain zoning restrictions, and creating a new section of the Skagit County Zoning Ordinance #8003, SCC 14.04. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Ordinance #10757)

MISCELLANEOUS ITEMS

1. Bob Schofield, Director of the Department of Planning and Community Development, informed the Board that the State has accepted a donated parcel of property from Mr. Rasar for a State park.
2. Tom Karsh, Environmental Health Specialist III, informed the Board that the County's request for a water quality study grant for Skagit Bay and Similk Beach did not receive high marks last year. Since the Swinomish Tribe's request was also denied, the Tribe has approached the County to determine if a joint application would be possible.

The Board approved of this approach, and suggested the County volunteer to administer the grant, should the projects be accepted for funding.

3. Dave Hough, Senior Planner, stated that Skagit County did not receive any Community Development Block Grant funding for the Northern State study.

Bob Schofield requested permission to write to the funding source to determine why we were turned down. The Board approved this request.

4. Dave Hough and Bob Schofield informed the Board of a possible fair consultant who would review the three possible sites for \$6,500 plus expenses.

Commissioner Vaux requested a detailed listing of anticipated expenses prior to entering into a contract for these services.

5. The Board instructed Jon Aarstad, Director of Parks, Recreation and Senior Services, to contract with Tim Roetman of Rockport, for construction of the additional campsites at Steelhead Park.
6. Jon Aarstad informed the Board that he will proceed with the Spring Rally project, sponsored by various litter control and recycling agencies in the State.
7. Commissioner Walberg motioned to approve travel for Jon Aarstad and three supervisors in the Parks Department to attend the 1986 Washington Recreation and Park Conference, April 23, through April 25, 1986, in Tacoma. Commissioner Vaux seconded the motion. The motion was carried unanimously.

DISCUSSION - MARKETING PROPOSAL FOR NORTHERN STATE - Dr. C. H. Jones.

Dr. C. H. Jones presented his proposal to pursue interested tenants for the Northern State facility for a fee of \$20,000.

Commissioner Vaux presented a counter-proposal whereby Skagit County and the City of Sedro Woolley would each pay \$5,000 now. A \$5,000 bonus from Skagit County and a \$2,500 bonus from the City of Sedro Woolley could then be payable upon signing of a contract for a tenant.

Chairman Rohrer suggested contacting Mayor Walley of Sedro Woolley regarding the city's interest in this proposal.

Dr. Jones favored Commissioner Vaux's idea, and Commissioners Rohrer and Walberg concurred.


Commissioner Vaux suggested possibly a matching program with the City of Sedro Woolley up to a maximum of \$5,000.

The Board will discuss this idea with Mayor Walley prior to additional discussion with Dr. Jones.

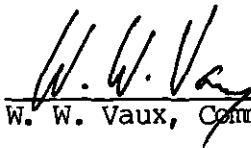
ADJOURNMENT

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

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

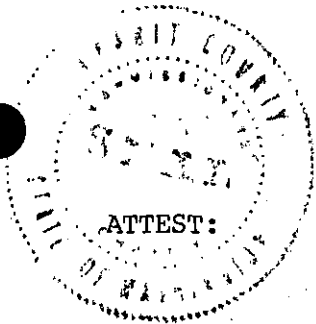



Dave Rohrer, Chairman



W. W. Vaux, Commissioner

Otto M. Walberg, Jr., Commissioner





Megan Cheney, Clerk
Skagit County Board of Commissioners