

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, March 10, 1986

- 8:30 a.m. Work Session - Public Works Department Road Supervisors.
Flag Salute
- 9:30 a.m. Discussion - Incineration - Corky Smith.
- 10:00 a.m. Discussion - Solid Waste Interlocal Agreement.
- 10:30 a.m. Public Works Department - Gene Sampley, Director:
1. Public Hearing - Vacation Alleyway - Hamstrom's Addition to Grassmere.
 2. Public Hearing - Noble Lee Franchise Renewal.
 3. Discussion - La Conner's Maple Street.
 4. Bid Award Resolution - Sheriff's Office Project.
 5. Bid Award Resolution - Courthouse Restroom Renovation.
 6. Discussion - Marblemount Preschool.
 7. Resolution - Ferry Closure.
 8. Signature - Concrete Property Lease.
 9. Resolution - C.R.P. Establishment - Minkler Road.
 10. Resolution - C.R.P. Establishment - Old 99.
 11. Call for Public Hearing - Vacation of Certain Roads in the Plat of the City of North Anacortes.
 12. Call for Public Hearing - Opening of Unopened Section of Chilberg Avenue #4360.
 13. Miscellaneous Items.
- 1:30 p.m. Bid Opening - One Used Enclosed Service-Type Truck/Van.
MISCELLANEOUS ITEMS
- 2:00 p.m. Executive Session - Litigation.

The Skagit County Board of Commissioners met in regular session on Monday, March 10, 1986, with Commissioners Rohrer, Vaux and Walberg present.

DISCUSSION - INCINERATION - Corky Smith.

Corky Smith, of Olivine Corporation of Bellingham, informed the Board that his company would propose to build a satisfactory and legal incineration facility which would be capable of burning 200 tons per day for a total cost of \$2 million. He would propose to charge the County at the rate of \$25 per ton to burn the garbage and deposit the ash in the County's landfill if it can't be used for a paving material. He also proposed to recycle whenever possible.

Mr. Smith noted that his facility is currently passing air quality tests.

Discussion followed regarding the specifics of Mr. Smith's proposal. The Board thanked him for his presentation.

DISCUSSION - SOLID WASTE INTERLOCAL AGREEMENT.

Gene Sampley, Director of the Public Works Department, distributed copies of the County's second draft agreement and the cities' response to the draft agreement. He also distributed copies of the County's third draft and reviewed the changes in detail.

Commissioner Vaux requested that the agreement be further amended to require a quarterly meeting to discuss operations and status reports.

Mr. Sampley and those present were agreeable to this suggestion.

Mary Lam, Mayor of La Conner, suggested that the quarterly meetings be scheduled an hour prior to the quarterly Skagit Council of Governments meeting.

The Board was agreeable to this suggestion.

Discussion followed regarding those communities which are serviced by Rural Skagit Sanitation. Mr. Sampley stated that he is in the process of proposing a Waste Stream Flow Control Ordinance which would require all haulers to deliver solid waste to the Skagit County disposal site.

Stan Kersey, City Supervisor of Burlington, suggested the Municipalities Committee be forwarded the information presented to the Advisory Committee.

Mr. Sampley agreed, and pointed out such direction in the draft agreement.

As there were no additional comments or suggestions, Mr. Sampley stated that he will make the suggested revisions and present the agreement once again to the cities for review.

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

1. Public Hearing - Vacation Alleyway - Hamstrom's Addition to Grassmere.

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on February 25, and March 4, 1986.

Megan Cheney, Clerk of the Board, read a letter dated February 28, 1986, from Charles E. Dillon, requesting the alleyway vacation.

Gene Sampley stated that his office had not received any objections to the proposed vacation.

As there was no input from those present, Commissioner Vaux motioned to close the public hearing. Commissioner Walberg seconded the motion. The motion was carried unanimously.

Commissioner Vaux motioned to grant the requested vacation of the alleyway between Lots 7/8 and 9/10, in Hamstrom's Addition to Grassmere, subject to easements and franchises of record. Commissioner Walberg seconded the motion. The motion was carried unanimously.

2. Public Hearing - Noble Lee Franchise Renewal.

The Public Works Department recommended approval of this franchise renewal, providing the applicant obtain liability insurance to cover any damage which might be incurred by a broken waterline, etc.

Gene Sampley noted that potential damage from a broken waterline would be minimal.

Following a brief discussion with members of the Noble Lee family, Commissioner Walberg motioned to close the public hearing. Commissioner Vaux seconded the motion. The motion was carried unanimously.

Commissioner Vaux motioned to waive the liability insurance requirement and grant the franchise renewal as requested. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Discussion - La Conner's Maple Street.

Mayor Mary Lam of La Conner stated that the Town of La Conner has been offered a \$350,000 Urban Arterial Board (U.A.B.) grant for the reconstruction of Maple Street. Since Maple Street accommodates many county vehicles passing through, Mayor Lam and the Town Council felt Skagit County should help fund the reconstruction. They asked that Skagit County contribute \$75,000, which is one-half of the anticipated remaining cost left to be funded.

Mayor Lam introduced Rich Wells, President of the La Conner Chamber of Commerce. She also presented a petition containing approximately 300 signatures of people asking the County's participation.

Chairman Rohrer agreed that the County should participate in the funding for the reconstruction of Maple Street.

Discussion followed regarding sidewalks along Maple Street. Gene Sampley felt

sidewalks will be required if this project is to receive any Urban Arterial Board funding.

Mayor Lam stated that at this point the Town of La Conner is committed to funding approximately \$60,000 for the project.

Commissioner Vaux motioned to match La Conner's contribution to the project for the roadway improvement project of Maple Street. Commissioner Walberg seconded the motion. The motion was carried unanimously.

4. Bid Award Resolution - Sheriff's Office Project.

Roger Howard, Section Manager - Facilities, explained that the bid submitted by Eldred and Essex Construction, Inc., of Bellingham, was the low bid, however, it contained an error in the mechanical subcontractor's portion of the bid. The bidder requested the right to modify his bid and be awarded the bid. However, the Prosecuting Attorney said that option is not available to him. The only options available to him are to withdraw his bid or accept the work with his original bid.

Mr. Howard explained that the second lowest bidder appears to have the same error in the mechanical subcontractor's quote.

John Cheney, architect, explained that the error occurred because the mechanical subcontractor gave erroneous information to some of the contractors and could not contact them again to correct the error prior to the bid opening.

Mr. Howard explained that this report was for the Board's information. The low bidder, Eldred and Essex Construction, Inc., has until Monday, March 17, 1986, to decide what they wish to do.

Si Eldred, of Eldred and Essex Construction, Inc., explained that no fee is paid for their bid bond. However, should they be forced to forfeit this bid bond, they would lose \$38,000 and the probability of ever being able to obtain another bid bond again. Mr. Eldred felt the mechanical subcontractor submitted an irresponsible bid.

Chuck Rames, of Eldred and Essex Construction, Inc., asked if the first and second low bidders declined, and the third low bidder was approached with the correct price of the same mechanical subcontractor, if the Board would use the same mechanical subcontractor at the higher price.

It was the concurrence of the Board that this was a legal question which only the Prosecutor could answer. This matter will be additionally addressed on Monday, March 17, 1986.

5. Bid Award Resolution - Courthouse Restroom Renovation.

Roger Howard explained that the low bid of \$103,600.00, which was submitted by Purchase Enterprises Corporation, also contained an error. However, in this situation, the bidder felt the error was insufficient to require the withdraw of his bid. Mr. Howard recommended the Board award the bid for the Courthouse restroom renovation to Purchase Enterprises Corporation for their low bid (including Alternate #1) of \$103,600.00.

Commissioner Vaux motioned to adopt the resolution awarding the bid for Courthouse restroom renovation to Purchase Enterprises for a total contract price of \$103,600.00, including Alternate #1. Chairman Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10762)

6. Discussion - Marblemount Preschool.

Roger Howard explained that the Marblemount Preschool's 3-year lease expires in June, 1986. They currently carry \$1 million in liability insurance, however the County's insurance, Fred S. James, has advised the County to require \$2.5 million in liability insurance on all future leases.

Representatives of the preschool were present to request the limit remain at \$1 million to enable them to obtain insurance.

Gene Sampley suggested the Board consider surplusing the property.

Following additional discussion, Commissioner Vaux motioned to: (1) negotiate with Skagit Valley College for the possible purchase of the building; or in the event the college is not interested, (2) surplus the property and sell to the highest bidder. Commissioner Walberg seconded the motion. The motion was carried unanimously.

7. Resolution - Ferry Closure.

Commissioner Walberg motioned to adopt the resolution regarding notice of road closure and suspended ferry service from April 1, 1986, to approximately April 15, 1986, or sooner, depending on the weather, to allow the annual Coast Guard inspection and routine maintenance of the Guemes Island Ferry. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10763)

Passenger service to Guemes Island will be available during the closure.

8. Signature - Concrete Property Lease.

The Board approved for signature a 5-year lease commencing January 1, 1986,

and terminating December 31, 1990, with George Theodoratus for a parcel of County-owned property in Concrete. Rental for the term of this lease shall be at the rate of \$500 per year.

9. Resolution - C.R.P. Establishment Minkler Road.

Commissioner Walberg motioned to adopt the resolution appropriating \$15,000 for engineering and right-of-way acquisition for the reconstruction of the Minkler Road. Chairman Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10764)

10. Resolution - C.R.P. Establishment Old 99 North.

a. Commissioner Walberg motioned to adopt the resolution appropriating \$3,000 to replace an existing cable guardrail with current standard guardrail on all corners of the Burlington Northern overpass on Old 99 North. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10765)

b. Commissioner Walberg motioned to adopt the resolution appropriating \$18,000 for the installation of paving fabric, asphalt overlay and the construction of safety features on Old 99 North from Milepost 2.51 to Milepost 5.27. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10766)

11. Call for Public Hearing - Vacation of Certain Roads in the Plat of the City of North Anacortes.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing regarding the vacation of certain roads in the Plat of the City of North Anacortes. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10767)

The public hearing is scheduled at 10:30 a.m., Monday, March 24, 1986.

12. Call for Public Hearing - Opening of Unopened Section of Chilberg Avenue #4360.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing regarding the opening of an unopened section of Chilberg Avenue #4360. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10768)

The public hearing is scheduled at 10:30 a.m., Monday, March 24, 1986.

13. Miscellaneous Items.

The Board approved for signature the County Road Administration Board (C.R.A.B.) Annual Certification for calendar year 1985.

BID OPENING - ONE USED ENCLOSED SERVICE-TYPE TRUCK/VAN.

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in the Skagit Argus on February 25, and March 4, 1986.

The following bids were received:

1. Vern Sims Ford, Inc.
116 W. Ferry
Sedro Woolley, WA 98284
 - a. 1981 Ford F-350
Bid Price: \$7,000.00
 - b. 1982 Ford F-350
Bid Price: \$8,995.00
2. Rallye Auto Sales, Inc.
222 Metcalf Street
Sedro Woolley, WA 98284

1982 Ford F-350 Cab and Chassis
Bid Price: \$6,250.00
3. Westside Motors
1901 Freeway Drive (P.O. Box 1204)
Mount Vernon, WA 98273

1977 Chevrolet C-30 Step Van
Bid Price: \$3,124.00
4. Blade Chevrolet
1100 Freeway Drive
Mount Vernon, WA 98273

1974 GMC 1-Ton Step Van
Bid Price: \$5,500.00

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

MISCELLANEOUS ITEMS

1. Commissioner Vaux motioned to approve the Record of the Proceedings for Tuesday, March 4, 1986. Commissioner Rohrer seconded the motion. The motion was carried and so ordered.
2. Commissioner Vaux motioned to approve the following Petitions for Property Tax Refund, as recommended by the Skagit County Assessor and Treasurer:
 - a. Agnes Selvog, et al, 1243 Gwen Drive #19, Burlington, Washington 98233, in the amount of \$269.11, due to senior citizen exemption. (#000986)
 - b. George and Hattie Tally, 1521 Bennett Road, Mount Vernon, Washington 98273, in the amount of \$225.19, due to senior citizen exemption. (#001286)

Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. The Board instructed Bob Taylor, Administrative Officer, to draft a letter to the two remaining Cemetery District #1 commissioners, requesting their input regarding nominating a replacement for a vacant commissioner position.
4. Vouchers audited and certified by the auditing officer as required by R.C.W. 42.24.080, and those expense reimbursement claims certified as required by R.C.W. 42.24.090, have been recorded on a listing which has been made available to the Board.

As of this date, March 10, 1986, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows: Vouchers #40280 through #40387 (Warrants #40280 through #40387) in the total amount of \$162,994.50. (R-6)

Commissioner Walberg motioned to adjourn into Executive Session at 2:00 p.m. Commissioner Vaux seconded the motion. The motion was carried unanimously.

MISCELLANEOUS ITEMS

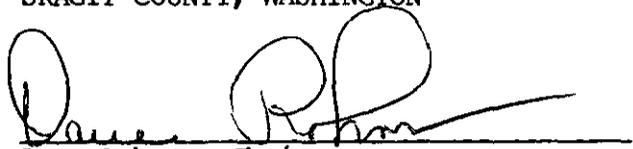
Vouchers audited and certified by the auditing officer as required by R.C.W. 42.24.080, and those expense reimbursement claims certified as required by R.C.W. 42.24.090, have been recorded on a listing which has been made available to the Board.

As of this date, March 10, 1986, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows: Vouchers #01235 through #01667 (warrants #10711 through #11038) in the total amount of \$348,192.30. (C-13)

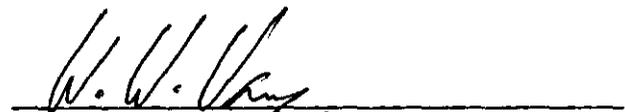
ADJOURNMENT

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

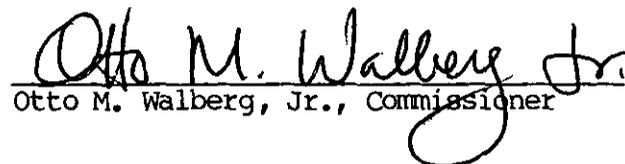
BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



Dave Rohrer, Chairman



W. W. Vaux, Commissioner



Otto M. Walberg, Jr., Commissioner





Megan Cheney, Clerk
Skagit County Board of Commissioners