

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, May 5, 1986

Flag Salute

- 10:00 a.m.
1. Call for Public Hearing - Supplemental Budget for the Alcohol Services Fund - \$3,000.00.
 2. Call for Public Hearing - Supplemental Budget for the Mental Health/Developmental Disabilities Fund - \$75,000.00.
 3. Call for Public Hearing - Supplemental Budget for the Current Expense Fund - \$31,000.00.
 4. Call for Public Hearing - Supplemental Budget for the Current Expense Fund - \$17,500.00.

MISCELLANEOUS ITEMS

- 10:30 a.m. Public Works Department - Gene Sampley, Director:
1. Signature - Resolution for County Participation with Maple Avenue Reconstruction.
 2. Discussion - Rose and Holmes Roads.
 3. Signature - Out-of-State Travel Authorization.
 4. Call for Public Hearing - Speed Limit Establishment - Clark Road and Vicinity.
 5. Call for Public Hearing - Status/Establishment - Millet Road.
 6. Section Status Report.
 7. Miscellaneous Items.
- 1:30 p.m. Parks, Recreation and Senior Services Department - Jon Aarstad, Director:
1. Bid Opening - Mount Vernon Senior Center Parking Lot Asphaltting Project.
 2. Signature - Action Grant Amendment.
 3. Discussion - Playfield Lights.
 4. Miscellaneous Items.
- 2:00 p.m. Department of Planning and Community Development - Robert Schofield, Director:
1. Public Meeting - Review of Appeal of Hearing Examiner's Decision on Richard Lockrem Special Use Permit #SP-81-035.
 2. Planning Commission Referred Items:
 - a. Rezone Request #R-86-006 of Pat Wheat.
 - b. Rezone Request #R-85-007 of Tom Buggia.
 3. Miscellaneous Items.

2:30 p.m. Discussion of Greenhouse - Roger Howard, Public Works Department.

The Skagit County Board of Commissioners met in regular session on Monday, May 5, 1986, with Commissioners Rohrer, Vaux and Walberg present.

CALL FOR PUBLIC HEARING - SUPPLEMENTAL BUDGET FOR THE ALCOHOL SERVICES FUND - \$3,000.00.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to determine whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$3,000.00 for the Alcohol Services Fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10826)

The public hearing will be held at 1:30 p.m., Monday, May 19, 1986.

CALL FOR PUBLIC HEARING - SUPPLEMENTAL BUDGET FOR THE MENTAL HEALTH/DEVELOPMENTAL DISABILITIES FUND - \$75,000.00.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to determine whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$75,000.00 for the Mental Health/Developmental Disabilities Fund to reflect additional grant money received for geriatric mental health programs. (Resolution #10827)

The public hearing will be held at 1:30 p.m., Monday, May 19, 1986.

CALL FOR PUBLIC HEARING - SUPPLEMENTAL BUDGET FOR THE CURRENT EXPENSE FUND - \$31,000.00.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to determine whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$31,000.00 for the Current Expense Fund to pay for costs in connection with D.W.I. adjudication. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10828)

The public hearing will be held at 1:30 p.m., Monday, May 19, 1986.

CALL FOR PUBLIC HEARING - SUPPLEMENTAL BUDGET FOR THE CURRENT EXPENSE FUND - \$17,500.00.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to determine whether a resolution shall be adopted authorizing a

supplemental budget in the amount of \$17,500.00 for the Current Expense Fund to pay for costs in connection with waste water facility planning. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10829)

The public hearing will be held at 1:30 p.m., Monday, May 19, 1986.

MISCELLANEOUS ITEMS

1. The Board approved for signature an amendment to the Department of Social and Health Services Contract #1440-47765(2) deleting reference to Catholic Community Services of Anacortes for the provision of alcohol detoxification services, effective November 1985.
2. The Board approved for signature Contract #1440-49029 with Burlington School District #100 for the Natural Helpers training in drug abuse prevention, effective September 1, 1985, through December 31, 1986. Funds available through the Department of Social and Health Services for this program total \$5,500.00.
3. The Board approved for signature Contract #1440-47765 with the Skagit County Community Alcohol Center for the provision of local detoxification services, effective May 15, 1986, through December 31, 1986. Funds available through the Department of Social and Health Services for this program total \$25,000.00.
4. Commissioner Vaux motioned to adopt the resolution authorizing a transfer of budget appropriation in the amount of \$129,600.00 to provide a budget and account for microfilm project expenditures. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10830)
5. Commissioner Vaux motioned to approve the following Petitions for Property Tax Refund, as recommended by the Skagit County Assessor and Treasurer:
 - a. Lanney Wixson, 1337 Old Highway 99, Burlington, Washington 98233, in the amount of \$305.42, because he only wanted to pay first half tax. (#003986)
 - b. Joy Ratcliff, 2305 Old Day Creek Road, Sedro Woolley, Washington 98284, in the amount of \$213.93, because she no longer owned the property. (#003886)
6. Commissioner Vaux motioned to take action as recommended by the Skagit County Assessor on the following Taxpayer's Claims for Reduction of Assessments on Destroyed Real or Personal Property:

- a. Denied #698 for Gordon R. Marks, 20628 52nd Avenue West, Lynnwood, Washington 98036, because the mobile home destroyed by fire has been removed from personal property and will have no taxes due for 1987, while the land and shed will remain the same.
- b. Approved #702 for Sadaomi Oshikana, 3723 N.E. 170th Place, Seattle, Washington 98155, in the amount of \$330.00 for tax year 1987, due to demolition of a building by the owner.
- c. Approved #703 for Todd and Tamara Power, 200 South Skagit, Burlington, Washington 98233, in the amount of \$8,470.00 for tax year 1987, because the house and septic system were destroyed by fire.
- d. Approved #704 for Mary Alice Kurz, 207 North Alder Street, Burlington, Washington 98233, in the amount of \$1,820.00 for tax year 1987, due to demolition of a house.
- e. Approved #705 for Richard Jordan, 1386 Avon Allen Road, Mount Vernon, Washington 98273, in the amount of \$10,490.00 for tax year 1987, due to demolition of a house.
- f. Approved #706 for L. G. Cunningham, 849 Cape Horn Road, Concrete, Washington 98237, in the amount of \$80.00 for tax year 1987, due to a barn fire.
- g. Approved #708 for Ronald and Marilyn Roberts, 22118 4th S.E., Bothell, Washington 98021, in the amount of \$3,800.00 for tax year 1987, due to flooding.
- h. Denied #691 for Robert O. Brown, 1653 Britt Road, Mount Vernon, Washington 98273, due to no apparent loss as a result of flooding.
- i. Approved #688 for Leland K. Shinn and Ramona J. Shinn, 1514 S. 12th, Mount Vernon, Washington 98273, in the amount of \$10,020.00 for tax year 1987, due to dry rot in a house.
- j. Approved #692 for Raymond H. Graham, 202 S. Baker, Mount Vernon, Washington 98273, in the amount of \$90.00 for tax year 1986, due to demolition of a house and three outlying sheds.
- k. Approved #695 for Peggy Sue Woodworth, P.O. Box 354, Concrete, Washington 98237, in the amount of \$7,260.00 for tax year 1987, due to a house fire.
- l. Approved #699 for George L. Tenborg, Sr., and Andrea P. Tenborg, 777 N.E. Cape Horn Road, Concrete, Washington 98237, in the amount of \$50,410.00 for tax year 1987, due to a house fire.

- m. Approved #701 for Fred Boonstra, 1910 Kelleher Road, Burlington, Washington 98233, in the amount of \$1,930.00 for tax year 1987, due to destruction of a barn by the wind.

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

7. Commissioner Vaux motioned to adopt the resolution dividing Mount Vernon Precinct No. 20, thereby creating a new precinct to be named Mount Vernon Precinct No. 21. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10831)
8. Commissioner Vaux motioned to adopt the resolution appointing Bette Bryant, 1809 Commercial, Anacortes, Washington 98221, to a three-year term on the County Commissioners' Salary Recommendation Committee, effective May 5, 1986, with said term expiring May 4, 1989. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10832)
9. Commissioner Vaux motioned to adopt the resolution appointing Curtis Johnson, 1773 Dodge Valley Road, Mount Vernon, Washington 98273, to a six-year term on the County Commissioners' Salary Recommendation Committee, effective May 5, 1986, with said term expiring May 4, 1992. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10833)
10. Commissioner Vaux motioned to adopt the resolution naming a newly created water district in the Birdsvew area "Skagit County Water District #1." Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10834)
11. Commissioner Vaux motioned to approve the Record of the Proceedings for Monday, April 28, 1986. Commissioner Walberg seconded the motion. The motion was carried unanimously.
12. 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, May 5, 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 #1139 through #1503 (Warrants #77 through #99) in the total amount of \$513,898.08. (P-18)
- b. Warrants #60513 through #60638 in the total amount of \$222,329.87. (P/R-8)

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

1. Signature - Resolution for County Participation with Maple Avenue Reconstruction.

Commissioner Walberg motioned to adopt the resolution agreeing to participate with the Town of La Conner in the Maple Avenue project. The amount of County participation will be 50 percent of the town's share of the project, not to exceed \$101,000, with an additional \$6,000 authorized to cover the administrative expenses incurred by Skagit County. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10835)

The Board also approved and signed an agreement which further detailed the provisions including maintenance responsibilities.

Mayor Mary Lam, of La Conner, questioned the maintenance of other portions of the road. This matter will be addressed additionally at a later date.

2. Discussion - Rose and Holmes Road.

Jay Ensley, Assistant Director of the Public Works Department, presented the Board with the history of the Rose Road and reviewed the Board's action of August 14, 1984, regarding the proposed vacation of the Holmes Road in exchange for required right-of-way on the Rose Road. A condition of the vacation was that Douglas Trainor, of 2353 Bulson Road, relocate a portion of his driveway located on the north half of the Holmes Road right-of-way prior to vacation to Glen Raught. Since the driveway was not moved as agreed, and Mr. Trainor has indicated he is no longer agreeable to do so, the County has not pursued the Final Order of Vacation. As a result, Mr. Raught has requested that the road be moved or that he be compensated for the encroachment on his property.

Mr. Trainor explained why he has not moved his driveway.

Discussion followed regarding the limited portions of right-of-way which the County has obtained on Rose Road. However, since the 1967 vacation of the Rose Road and subsequent property divisions, the County has maintained the road and applied bituminous surface treatment to it without the road being an established County road.

The Board indicated they would like to review the roadways in question and schedule the item for further discussion on Monday, May 19, 1986.

3. Signature - Out-of-State Travel Authorization.

The Board approved and signed out-of-state travel requests for Gene Sampley, Director of the Public Works Department, and Bill Ness, Solid Waste Engineer,

to meet with R. W. Beck in Denver, Colorado, on May 12 through 13, 1986, regarding the incineration project.

4. Call for Public Hearing - Speed Limit Establishment - Clark Road and Vicinity.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing regarding the establishment of a 25 m.p.h. speed limit on Clark Road, #0912, from milepost 0.00 to 0.40. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10836)

The public hearing is scheduled for 10:30 a.m., Monday, June 2, 1986.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing regarding the establishment of a 35 m.p.h. speed limit on South Cascade Road, #0911, from milepost 0.00 to 0.64. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10837)

The public hearing is scheduled for 10:30 a.m., Monday, June 2, 1986.

5. Call for Public Hearing - Status/Establishment - Millet Road.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing to consider the status and establishment of Millett Road on Guemes Island as a County road. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10838)

The public hearing is scheduled for 10:30 a.m., Monday, May 19, 1986.

6. Section Status Report.

The Section Status Reports were presented to the Board without review. The Board will contact the Public Works Department with any questions regarding activities in the various sections.

7. Miscellaneous Items.

Commissioner Vaux motioned to adopt the resolution authorizing the Public Works Director to approve change orders in the amount of \$3,500 per modification, not to exceed the established contingency level for County facilities' projects. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10839)

MISCELLANEOUS ITEMS

1. 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, May 5, 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 #3152 through #3604 (Warrants #12124 through #12475) in the total amount of \$314,858.42. (C-20)

2. The Board approved and signed an out-of-state travel request for Robert Taylor, Administrative Officer, to attend the National Association of Counties Convention in Las Vegas, Nevada, from July 12 through 16, 1986.

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

1. Bid Opening - Mount Vernon Senior Center Parking Lot Asphaltting Project.

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in the Skagit Argus on April 15, and April 22, 1986.

The following bids were received:

- a. Associated Sand & Gravel Company, Inc.
6300 Glenwood Avenue, P.O. Box 2037
Everett, WA 98203

Bid deposit enclosed.

Total Bid: \$12,550.45
Alternate #1: \$ 2,500.00

- b. Lakeside Industries
P.O. Box 729
Anacortes, WA 98221

Bid deposit enclosed.

Total Bid: \$11,405.40
Alternate #1: \$ 2,555.00

The Parks, Recreation and Senior Services Department will review the bids and make a recommendation for award of bid at a later date.

2. Signature - Action Grant Amendment.

The Board approved for signature an amendment to the Action Grant for the

Retired Senior Volunteer Program, which reduces the Federal award by \$1,030. This reduction was a result of cutbacks in postage, volunteer meals and mileage, etc.)

3. Discussion - Playfield Lights.

Jon Aarstad reported that the City of Mount Vernon has agreed to contribute \$2,500 toward the Skagit Playfield lights for 1986. Mr. Aarstad stated that he could approach the City for additional funds each year.

Commissioner Vaux felt the County could match the contribution made by the community receiving the greatest benefit, which in this case would be Mount Vernon.

Discussion followed.

Commissioner Vaux motioned to allocate out of the hotel/motel tax fund an amount equal to the contribution from the City of Mount Vernon for the Skagit Playfield lighting. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

4. Miscellaneous Items.

In the interest of time, Jon Aarstad will present these miscellaneous items tomorrow.

DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT - Robert Schofield, Director:

1. Public Meeting - Review of Appeal of Hearing Examiner's Decision on Richard Lockrem Special Use Permit #SP-81-035.

Grace Roeder, Associate Planner, submitted the entire file and photos for the Board's review. She stated that the applicant, Richard Lockrem is the owner of a small business on Snee Oosh Road in La Conner. The Hearing Examiner denied him a revision of a special use permit to allow signing. The applicant asserts that the modification as granted provides for insufficient size of the applicant's desired sign board.

Paul Riley, Richard Lockrem's attorney, told the Board about the many large signs in the vicinity. He noted that the area in question is zoned Forestry. He requested that this matter be remanded back to the Hearing Examiner for further consideration.

Elliott Johnson, Attorney for the Snee Oosh community, explained that this special use request is for a home-based business.

Glen Bartlett, 1568 Snee Oosh Road, stated that they feel a large sign would be detrimental to the residential neighborhood. He asked that the Hearing Examiner's decision to allow a 1-foot by 2-foot sign be enforced.

George Lamb, 1572 Snee Oosh Road, summarized a letter received from the Swinomish Tribe.

Mr. Lockrem informed the Board that his business repairs small engines.

Mr. Lamb felt Mr. Lockrem should advertise in the newspaper.

Commissioner Walberg stated that he felt the signs permitted in the Hearing Examiner's decision were adequate and sufficient. Commissioner Walberg motioned to uphold the Hearing Examiner's decision to allow the following:

1. A locator sign, identifying the business and the address, and containing a directional arrow may be located at the intersection of Mill Road Lane and Snee Oosh Road. This sign may not be larger than 1-foot by 2-feet and may contain information on both sides of the sign.
2. An identification sign, not larger than 3 feet by 8 feet, may be installed on the building in which the business is located, or on the property near the building.

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

Following the decision, additional discussion ensued regarding Mr. Lockrem's right to place a large sign containing his name at the intersection of Mill Road Lane and Snee Oosh Road.

2. Planning Commission Referred Items:

- a. Rezoning Request #R-86-006 of Pat Wheat.

Gary Gidley, Associate Planner, stated that Pat Wheat requested the reclassification of approximately 10 acres from Rural to Residential Reserve and approximately 12 acres from Rural to Commercial/Limited Industrial.

The Planning Commission recommended that the request to rezone the 10 acres from Rural to Residential Reserve be denied. The Planning Commission also recommended that only 4 acres be rezoned to Commercial/Limited Industrial from the current Rural zoning. Finally, the Planning Commission recommended that a condition be placed on the Commercial/Limited Industrial Zone designation which restricts the uses to highway oriented commercial activities.

Pat Wheat explained that when he purchased the property in 1980, the entire parcel was zoned commercial. When his property was down zoned, he was never notified personally. He wishes to continue to operate his retail furniture business on this parcel.

Discussion followed regarding the definition of highway oriented commercial activities.

Commissioner Vaux motioned to refer this matter back to the Planning Commission for further consideration. Chairman Rohrer seconded the motion. The motion was carried unanimously.

Commissioner Walberg requested the Planning Commission consider the septic/soil conditions on site, and a clearer definition of the recommended uses of the property.

b. Rezone Request #R-85-007 of Tom Buggia.

Gary Gidley, Associate Planner, explained that the applicant had previously requested an indefinite postponement to the request to rezone approximately 40 acres from Forestry to Rural. He presented the Planning Commission's findings and recommendation for denial.

Tom Buggia stated that he had the support of all of his neighbors with the exception of Scott Paper Company, who refused to make a statement.

Based on the findings of the Planning Commission, Commissioner Walberg motioned to uphold the recommendation of the Planning Commission for denial of the Tom Buggia Rezone Request #R-85-007. Commissioner Vaux seconded the motion. The motion was carried unanimously.

3. Miscellaneous Items.

a. The Board approved for signature a Contract for Professional Services between the Skagit County Planning Department and Dennis Braddock & Associates, 112 Grand Avenue, Suite F, Bellingham, Washington 98225, for services consisting of environmental impact analysis of the location of the Skagit County Fair/Special Events Center as defined by Norman Landerman. The three sites to be considered will be the existing Skagit County Fairgrounds, the Fredonia site, and the Northern State farm area. Compensation shall not exceed \$6,500, and this contract shall commence on March 3, 1986, and continue until September 1, 1986, or until sooner terminated.

b. The Board received copies of a draft letter to members of the Skagit County Fair Relocation Technical Advisory Committee. The Board will

review this letter prior to mailing to each committee member.

- c. Dave Hough, Senior Planner, informed the Board that the Concrete Visitor Center was interested in receiving funding for a 5-month period. He requested permission to include this request in the fair study grant. The Board approved of this request.
- d. Betsy Dwire-Stevenson, Senior Planner, presented descriptions and maps of several proposed Department of Natural Resources timber sales for the Board's review and comment.
- e. A discussion was held regarding accommodations for Expo '86. Commissioner Vaux suggested calling these accommodations temporary lodging establishments. He also suggested placing a condition prohibiting temporary lodging establishments in an Agricultural or Agricultural Reserve zone.

The Board requested that the Planning Commission review this matter again and make the necessary modifications.

DISCUSSION OF GREENHOUSE - Roger Howard, Public Works Department.

JoAnn Angevine, Community Services Coordinator, reported that last Tuesday, April 29, 1986, she, together with Commissioner Walberg and Commissioner Rohrer, visited the Gibraltar greenhouse site with representatives from the Department of Social and Health Services (D.S.H.S.). D.S.H.S. feels the County is liable for payback of 22/25's of the construction cost (\$23,000) of the facility, since the improvement is not being used for developmentally disabled. Mrs. Angevine suggested the County could pay at the rate of \$500 over 40 months, using the rent money received from the facility. She noted that John Moffat, of the Prosecutor's Office, felt the County might have some liability for repayment of this contract, since the County is now collecting rent for the facility which was built for the employment of the handicapped.

The Board asked that Mr. Moffat review the entire matter and make a recommendation at a later date.

ADJOURNMENT

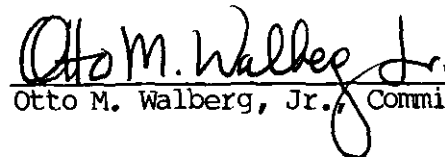
Commissioner Walberg motioned to adjourn the proceedings. Commissioner Vaux seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON




Dave Rohrer, Chairman

W. W. Vaux, Commissioner



Otto M. Walberg, Jr., Commissioner

ATTEST:



Megan Cheney, Clerk
Skagit County Board of Commissioners

