

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, June 30, 1986

Flag Salute

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

1. Public Hearing - Speed Limit Establishment on Clark Road.
2. Public Hearing - Speed Limit Establishment on South Cascade Road.
3. Request for Proposals - Refuse-to-Energy Facility.
4. Discussion - F.A.A. Determination - Refuse-to-Energy Facility.
5. Discussion - C.R.A.B. Certificate of Good Practice.
6. Resolution - Notice of Intent to Lease County Property.
7. Resolution - Bid Award for Pease Road Reconstruction.
8. Call for Bids - Paving Cook Road, McLean Road and Conway Frontage Road.
9. Call for Public Hearing - Vacation of Portion of Division Street, Plat of Reserve Addition to the Town of Montborne.
10. Call for Public Hearing - Vacation of Portion of Front Street, Plat of Rockport.
11. Call for Public Hearing - Opening of Unopened Portion of Decker Road Right-of-Way.
12. Submittal - Quarterly Section Status Reports.
13. Miscellaneous Items.

- 1:30 p.m.
1. Bid Opening - Anacortes Ferry Terminal Breakwater Extension.
 2. Approval of Request for Proposals - Indigent Defense.
 3. Approval of Request for Proposals - Guardian Ad Litem Services.

MISCELLANEOUS ITEMS

3:00 p.m. Work Session - Six-Year Road Program.

The Skagit County Board of Commissioners met in regular session on Monday, June 30, 1986, with Commissioners Rohrer, Vaux and Walberg present.

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

1. Public Hearing - Speed Limit Establishment on Clark Road.

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on June 17, and June 24, 1986.

Jay Ensley, Assistant Director of the Public Works Department, stated that the Board previously held a public hearing to consider higher speed limits on both the Clark Road and the South Cascade Road, however, it was the opinion of the Board that another public hearing was in order to consider 20 m.p.h. speed limits on both roads.

Jeff Monsen, Traffic Safety Engineer, stated that currently both the Clark Road and the South Cascade Road are unposted.

Theo Denny, of Marblemount, felt a 20 m.p.h. speed limit was acceptable.

Margie Binschus, 5973 Cascade Road, Marblemount, concurred with the suggested 20 m.p.h. speed limit, due to the frequent logging trucks and poor visibility.

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

Chairman Rohrer motioned to establish a 20 m.p.h. speed limit on the entire length of Clark Road #0912 (M.P. 0.00 to M.P. 0.40). Commissioner Vaux seconded the motion. The motion was carried unanimously.

2. Public Hearing - Speed Limit Establishment on South Cascade Road.

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on June 17, and June 24, 1986.

Theo Denny, of Marblemount, concurred that South Cascade Road should also be posted at a speed limit of 20 m.p.h.

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

Chairman Rohrer motioned to establish a 20 m.p.h. speed limit on the entire length of South Cascade Road #0911 (M.P. 0.00 to M.P. 0.64). Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Request for Proposals - Refuse-to-Energy Facility.

Commissioner Walberg motioned to adopt the resolution calling for qualifications and proposals for the design, construction and operation of a 150-ton per day Solid Waste Resource Recovery Facility for a minimum of 20 years. Included shall be provision for on-site public convenience (drop box) disposal and recycling. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10889)

Proposals will be received and publicly opened at 1:30 p.m., Monday, September 15, 1986.

The Board also received the recommended R.F.P. selection process for review.

Commissioner Vaux requested that the point system of selection be clearly identified.

4. Discussion - F.A.A. Determination - Refuse-to-Energy Facility.

The Board received a letter from the U.S. Department of Transportation, Federal Aviation Administration (F.A.A.), informing that the proposed solid waste incineration facility has not been identified as an obstruction under any standard of Federal Air Regulation, and would not be a hazard to air navigation. The letter further stated that the attraction of birds caused by exposed waste at the facility may create a hazard to air navigation and require corrective action.

5. Discussion - C.R.A.B. Certificate of Good Practice.

Jay Ensley informed the Board that Skagit County has received the County Road Administration Board (C.R.A.B.) Certificate of Good Practice, which certifies that Skagit County has met all applicable laws and codes.

6. Resolution - Notice of Intent to Lease County Property.

Commissioner Vaux motioned to adopt the resolution issuing a Notice of Intent to Lease a County-owned building located at 511 South Third Street, Mount Vernon, to the Economic Development Association of Skagit County. Chairman Rohrer seconded the motion. The motion was carried unanimously. (Resolution #10890)

A public meeting will be held at 9:00 a.m., Wednesday, July 16, 1986, to consider this matter.

7. Resolution - Bid Award for Pease Road Reconstruction.

Commissioner Walberg motioned to adopt the resolution awarding the bid for the reconstruction of Pease Road #6035 to Lakeside Industries, the lowest bidder to meet the specifications, for the total amount of \$260,342.25. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10891)

Commissioner Walberg motioned to adopt the resolution initiating a County Road Project (C.R.P.) and authorizing construction funds in the amount of \$25,000 for engineering and \$300,000 for construction for reconstructing Pease Road #6035 (M.P. 0.74 to M.P. 1.39) to provide two 12-foot lanes and 8-foot

shoulder on the east side. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10892)

8. Call for Bids - Paving Cook Road, McLean Road and Conway Frontage Road.

Commissioner Walberg motioned to adopt the resolution calling for bids for improvement of 1.85 miles of McLean Road, 1.31 miles of Cook Road and 0.91 miles of Conway Frontage Road. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10893)

Bids will be received and publicly opened at 1:30 p.m., Tuesday, July 15, 1986.

Commissioner Walberg motioned to adopt the resolution initiating a C.R.P. and authorizing engineering funds in the amount of \$2,000 for the project to consist of installation of a paving fabric and a 2-inch asphalt concrete overlay on McLean Road #4400 (M.P. 4.53 to M.P. 5.79 and M.P. 0.32 to M.P. 0.92). Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10894)

Commissioner Walberg motioned to adopt the resolution initiating a C.R.P. and authorizing engineering funds in the amount of \$2,000 for the project to consist of installation of a paving fabric and 2-inch asphalt concrete overlay on Cook Road #6300 (M.P. 0.44 to M.P. 1.75). Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10895)

Commissioner Walberg motioned to adopt the resolution initiating a C.R.P. and authorizing engineering funds in the amount of \$2,000 for the project to consist of installation of a paving fabric and 2-inch asphalt concrete overlay on Conway Road #8007 (M.P. 1.92 to M.P. 2.82). Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10896)

9. Call for Public Hearing - Vacation of Portion of Division Street, Plat of Reserve Addition to the Town of Montborne.

This proposed County-initiated vacation is to correct an omission on a previously addressed vacation in the Plat of Reserve Addition Town of Montborne.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing regarding the vacation of a portion of Division Street in the Plat of Reserve Addition to the Town of Montborne. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10897)

The public hearing will be held at 10:30 a.m., Monday, July 14, 1986.

10. Call for Public Hearing - Vacation of Portion of Front Street, Plat of Rockport.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing regarding the vacation of a portion of Front Street, Plat of Rockport, as presented by J. C. Cowan, Mr. and Mrs. Jack G. Lain, Mr. and Mrs. Delbert Irons, and M. T. Benton. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10898)

The public hearing is scheduled at 10:30 a.m., Monday, July 14, 1986.

11. Call for Public Hearing - Opening of Unopened Portion of Decker Road Right-of-Way.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing regarding the opening of an unopened section of Decker Road right-of-way, as requested by Clay and Virginia Learned. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10899)

The public hearing is scheduled at 10:30 a.m., Monday, July 14, 1986.

12. Submittal - Quarterly Section Status Reports.

The Board received for review and information copies of the Quarterly Section Status Reports for the Public Works Department.

13. Miscellaneous Items.

- a. A discussion was held regarding the use of Otter Pond Road, a private road, for hauling gravel base to the Lake Cavanaugh Road project. Roy A. Sample, who claims to represent 90 percent of the owners of the development that Otter Pond Road runs through, has granted permission for the use of the road in exchange for maintenance to be done to the road.

Bill Thrasher, of S.C.D.C., felt Mr. Sample must receive input from 100 percent of the owners of the development.

Jay Ensley noted that the County only has jurisdiction over County roads.

Chairman Rohrer suggested the County obtain a legal opinion from the Prosecutor's Office.

It was the consensus of the Board that the County was not involved in granting a haul route over a private road.

Commissioner Walberg noted that the County might be interested in a private road if it was at a busy intersection.

Mr. Ensley informed the Board that the Public Works Department will no longer require a list of proposed haul routes for approval.

- b. The Board approved for signature an agreement with the Anacortes School District for the County's performance of reimbursable work during the five calendar year period of 1986 through 1990.
- c. The Board received copies of the preliminary agreement with Samish Farms Water Association, Inc., for review, prior to approval of the final agreement.

MISCELLANEOUS ITEMS

1. Commissioner Vaux motioned to approve the Record of the Proceedings for Monday, June 23, 1986. Commissioner Walberg seconded the motion. The motion was carried unanimously.
2. 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, June 16, 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 #04807 through #05336 (Warrants #13404 through #13760) in the total amount of \$321,937.76. (C-26)
 - (b) Vouchers #60812 through #60952 (Warrants #60812 through #60952) in the total amount of \$235,273.63. (P-R/12)
 - (c) Voucher #0122 (Warrants #1875 through #2264) in the total amount of \$533,692.35 (P-20)
3. Commissioner Walberg motioned to adopt the resolution reappointing Dave Lang, 1720-C Lakeview Boulevard, Mount Vernon, Washington 98273, to the Skagit County Parks and Recreation Advisory Board for another term effective July 1, 1986, and expiring June 30, 1989. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10900)
 4. Commissioner Vaux motioned to approve a Petition for Property Tax Refund for College Way Pharmacy, c/o Norm Lindberg, 1520 E. College Way, Mount Vernon, Washington 98273, in the amount of \$311.53, because the taxes

were paid twice. Commissioner Walberg seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. ((#005386))

5. Commissioner Vaux motioned to approve the Record of the Proceedings for Tuesday, June 24, 1986. Commissioner Walberg seconded the motion. The motion was carried unanimously.
6. Two representatives from the Capitol American Life Insurance Company were present to acquaint the Board with their accident protection plan.

The Board directed the representatives to submit any further information through Robert Taylor, Administrative Officer.

BID OPENING - ANACORTES FERRY TERMINAL BREAKWATER EXTENSION.

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in the Skagit Argus on June 10, June 17, and June 24, 1986; and in the Daily Journal of Commerce on June 13, June 18, and June 25, 1986.

The following bids were received:

1. North Constructors
15321 139th Avenue S.E.
Snohomish, WA 98290

Bid deposit enclosed.
Total Bid: \$196,367.00
2. Seaborn Pile Driving Company
1200 Westlake Avenue N., #812
Seattle, WA 98109

Bid deposit enclosed.
Total Bid: \$204,694.57
3. American Construction Co., Inc.
411 13th Street
Everett, WA 98201

Bid deposit enclosed.
Total Bid: \$208,310.00
4. Dawson Construction Company
P.O. Box 309
Bellingham, WA 98227

Bid deposit enclosed.
Total Bid: \$210,452.00

5. Manson Construction & Engineering Co.
5209 E. Marginal Way S.
Seattle, WA 98124

Bid deposit enclosed.
Total Bid: \$239,949.00

6. Western Marine Construction, Inc.
7760 8th Avenue S.
Seattle, WA 98108

Bid deposit enclosed.
Total Bid: \$244,865.00

7. Madden Construction, Inc.
3003 Fairweather Place
Bellevue, WA 98004

Bid deposit enclosed.
Total Bid: \$259,396.00

8. IMCO General Construction, Inc.
4509 Guide Meridian
Bellingham, WA 98226

Bid deposit enclosed.
Total Bid: \$271,365.00

9. General Construction Co.
a Division of Wright Schuchart, Inc.
P.O. Box 24506
Seattle, WA 98124

Bid deposit enclosed.
Total Bid: \$271,700.00

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

APPROVAL OF REQUEST FOR PROPOSALS - INDIGENT DEFENSE.

Commissioner Vaux motioned to request proposals for Indigent Defender Services during 1987 and beyond. Commissioner Walberg seconded the motion. The motion was carried unanimously.

Proposals must be submitted by 12:30 p.m., July 26, 1986, in order to be considered.

APPROVAL OF REQUEST FOR PROPOSALS - GUARDIAN AD LITEM SERVICES.

Commissioner Vaux motioned to request proposals for Guardian Ad Litem Services during 1987 and beyond. Commissioner Walberg seconded the motion. The motion was carried unanimously.

Proposals must be submitted by 12:30 p.m., July 26, 1986, in order to be considered.

MISCELLANEOUS ITEMS

1. Robert Schofield, Director of the Department of Planning and Community Development, informed the Board that a Temporary Restraining Order had been issued against Skagit County to prevent interference with Clam Shacks of America's harvesting. The Order expires July 11, 1986. Mr. Schofield explained that Skagit County was not represented, due to short notice and unavailability of County attorneys.
2. The Board granted authorization for Robert Schofield to attend the National Association of Counties Conference in Las Vegas in July.
3. Robert Taylor, Administrative Officer, reported on his survey of County departments' maintenance of County vehicles.

The Board concluded that the system currently used by each department is adequate for the time being.

4. Commissioner Vaux motioned to adopt the resolution establishing the rate of pay for Skagit County District Court Pro Tempore Judges at \$200.00 per day, as recommended by Judge Eugene Anderson. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10901)
5. Jerry McInturff, Skagit County Auditor, asked for a clarification of the Board's decision regarding his reorganization proposal for the Auditor's Office. Mr. McInturff was not aware that the Board still intended for him to terminate an Office Assistant III position effective June 30, 1986, as was originally stipulated in the 1986 budget.

The Commissioners informed Mr. McInturff that it was their intention to replace one Staff Assistant II position with an Office Supervisor I for the Elections and Licensing Divisions, as well as to terminate one Office Assistant III position, effective June 30, 1986, as was stipulated in the 1986 budget.

Mr. McInturff stated that he had asked to maintain the current level of staffing in June 1986. He didn't understand he was to terminate one Office Assistant III, effective June 30, 1986. He felt there was no possible way of handling the workload, especially at this election time of year, without the two experienced people he would be losing.

Mike Woodmansee, Budget and Finance Director, stated that the 1987 budget process will be starting soon. At this time there is no more money available for contingencies such as this.


Mr. McInturff asked the Board to reconsider their previous decision.

This item will be additionally addressed after the 1:30 continued public hearing Tuesday, July 1, 1986.

ADJOURNMENT

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

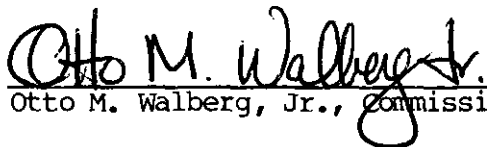
BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



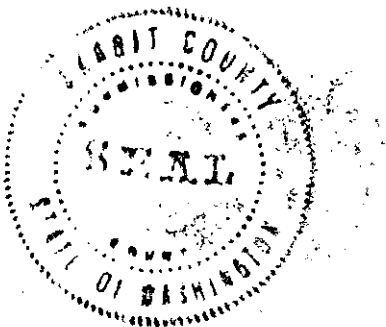
Dave Rohrer, Chairman



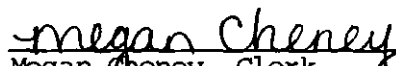
W. W. Vaux, Commissioner



Otto M. Walberg, Jr., Commissioner



ATTEST:



Megan Cheney, Clerk
Skagit County Board of Commissioners

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Tuesday, July 1, 1986

Flag Salute

10:30 a.m. Public Hearing - Six-Year Road Program - Public Works Department.

MISCELLANEOUS ITEMS.

1:30 p.m. Continuation of Public Hearing - Procedural Amendment to Chapter 14.04, Skagit County Code - Department of Planning and Community Development.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Tuesday, July 1, 1986, with Commissioners Rohrer, Vaux and Walberg present.

PUBLIC HEARING - SIX-YEAR ROAD PROGRAM - Public Works Department.

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on June 17, and June 24, 1986.

Gene Sampley, Director of the Public Works Department, recommended that the Board approve the Six-Year Road Program for 1987 through 1992, as developed and reviewed during several previous work sessions.

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

Commissioner Walberg motioned to adopt the resolution adopting the Six-Year Road Program for 1987 through 1992, as recommended. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10902)

MISCELLANEOUS ITEMS

1. Commissioner Walberg motioned to award the bid for extension of the Anacortes breakwater at the Anacortes Ferry Terminal to North Constructors for their low bid of \$196,367.00, as recommended by the Public Works Department. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10903)
2. Commissioner Walberg motioned to adopt the resolution initiating a C.R.P. and authorizing construction funds (\$10,000 for engineering and \$226,000 for construction) for extending the existing breakwater approximately 90

feet north to the inner harbor line at the Anacortes Ferry Terminal. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10904)

3. Chairman Rohrer presented to Gene Sampley, Director of the Public Works Department, the County Road Administration Board (C.R.A.B.) Certificate of Good Practice, which certifies that Skagit County has met all applicable laws and codes.
4. Following discussion, Commissioner Vaux motioned to promote Dan Cain to the Fire Marshal position effective July 1, at Salary Range 24, Step D. As of September 1, 1986, Mr. Cain will be eligible for an increase to Step E. Commissioner Walberg seconded the motion. The motion was carried unanimously.
5. 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, July 1, 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 #41033 through #41135 (Warrants #41033 through #41135) in the total amount of \$607,050.70. (R-16)

CONTINUATION OF PUBLIC HEARING - PROCEDURAL AMENDMENT TO CHAPTER 14.04, SKAGIT COUNTY CODE - Department of Planning and Community Development.

Robert Schofield, Director of the Department of Planning and Community Development, noted that the Board had closed the public hearing at the previous meeting on this matter. Dave Hough, Senior Planner, had previously presented a report regarding the activity of the Board of Adjustment and the Hearing Examiner.

Commissioner Vaux felt the choice was between a system which most counties have found to be inefficient and outdated versus a system which allows the Commissioners to have some decision in land use. He also felt it was unfair to force citizens to spend a lot of money to go to court to appeal a decision of the Board of Adjustment. Commissioner Vaux also noted that the Board of Adjustment has been lacking one member because the Commissioners have failed to appoint another member.

Chairman Rohrer concurred with Commissioner Vaux.

Commissioner Walberg felt the system has been efficient in the past, however, at this time, the Hearing Examiner provides a better system of review for such requests.

Commissioner Walberg motioned to adopt the ordinance approving the procedural amendment to the Skagit County Code, Chapter 14.04, revising the Conditional Use and Special Use Permit procedures, so as to be heard by the Hearing Examiner, rather than the Board of Adjustment, effective immediately. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Ordinance #10905)

MISCELLANEOUS ITEMS

1. The Board approved for signature a letter to the Puget Sound Water Quality Authority in response to their issue papers addressing topics to be included in the Authority's water quality management plan.
2. Betsy Dwire-Stevenson, Senior Planner, read a letter she prepared and signed to the U.S. Army Corps of Engineers regarding the dredge disposal analysis study.
3. Robert Schofield, Director of the Department of Planning and Community Development, informed the Board of a proposed land exchange between the Department of Natural Resources and Georgia Pacific involving more than 50,000 acres. He requested the Board review with him sometime next week the specifics of the proposed exchange.
4. Robert Schofield informed the Board that the Permit Center appears to be supporting itself financially at this time.
5. Jerry McInturff, Skagit County Auditor, presented a summary of his proposal and the Board's proposal for reorganization of the Auditor's Office. He felt that his current budget contained all of the funding necessary to retain the Office Assistant III position through December 31, 1986, as well as an Office Supervisor I position. He explained that funding will be attained through election reimbursements, as well as various efficiency cost savings. Mr. McInturff stated that no additional funding would be necessary.

Should the Board continue to support their previous decision, Mr. McInturff stated that he would not terminate an additional Office Assistant III position and hire an Office Supervisor I. He requested that he be allowed to retain his 16 office employees. He explained the reason the Elections Division can charge other entities for the cost of elections.

Mr. McInturff clarified that the Staff Assistant II is not employed today, however, the Office Assistant III in the Recording Division is still employed. Discussion followed.

Commissioner Vaux stated that it is the Board's responsibility to fund basic services.

Mr. McInturff stated that he was only seeking authorization to maintain the current staffing level within his current budget. He wished to continue employment of the Office Assistant III position through the end of 1986.

Chairman Rohrer felt the Board is obligated to authorize Mr. McInturff's request.

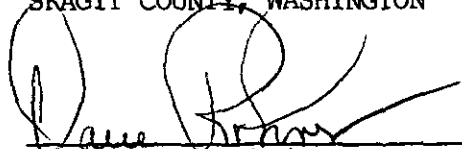
Mr. McInturff stated again that he will not need additional funds in his budget, only several budget line item changes from Elections to Auditor's Office.

The Board authorized two more days of employment for the Office Assistant III position. This matter will be additionally discussed at 8:30 a.m., Thursday, July 3, 1986.

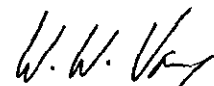
ADJOURNMENT

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



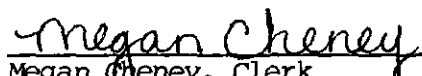
W. W. Vaux, Commissioner



Otto M. Walberg, Jr., Commissioner



ATTEST:



Megan Cheney, Clerk
Skagit County Board of Commissioners