

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, July 14, 1986

8:30 a.m. Work Session - Road Supervisors.

Flag Salute

9:00 a.m. Board of Health:

1. Introduction of Kevin Plemel, Environmental Health Field Trainee.
2. Variance request of Nancy Dickison to allow a reduced setback to property line and to waive the 100 percent replacement requirements for a sewage disposal system to be constructed on Lot 3 in the Plat of Skagit Beach, Division 3 (continued from May 12, 1986).
3. Update on Food and Beverage Worker's Testing.

10:00 a.m. Resolution - Appointments to Skagit Valley Visitor and Convention Bureau.

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

1. Public Hearing - Vacation of Portion of Division Street, Plat of Reserve Addition to the Town of Montborne.
2. Public Hearing - Vacation of Portion of Front Street, Plat of Rockport.
3. Public Hearing - Opening of Unopened Portion of Decker Road Right-of-Way.
4. Signature - Agreement - Samish Farms Water Association, Inc.
5. Signature - Resolution Awarding Inman Landfill Recycling Agreement.
6. Signature - Resolution for Removal of Alger C.C.C. Road from Primitive Road Designation.
7. Signature - Inman Contract.
8. Discussion - Sheriff's Office Project - Change Orders.
9. Discussion - Sheriff's Office Project - Architect Fees.
10. Discussion - Courthouse Annex Remodel - Architect Selection.
11. Call for Public Hearing - Vacation - Portion of Minkler Road Right-of-Way.
12. Call for Bids - Bayview-Edison Bicycle Path.
13. Out-of-State Travel Request - Dan Cain.
14. Out-of-State Travel Request - Tom Sheahan.
15. Miscellaneous Items.

MISCELLANEOUS ITEMS

- 3:00 p.m.
1. Public Meeting - 1987 Budget Notification.
  2. Resolution - Modifying Statutory Dates for 1987 Budget Schedule.
  3. Resolution - Authorizing Revolving Fund for the Skagit County Fair.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Monday, July 14, 1986, with Commissioners Rohrer, Vaux and Walberg present.

BOARD OF HEALTH:

1. Introduction of Kevin Plemel, Environmental Health Field Trainee.

John Thayer, Environmental Health Specialist III, introduced Kevin Plemel, from the University of Washington, who will be training with the County for at least ten weeks.

2. Variance request of Nancy Dickison to allow a reduced setback to property line and to waive the 100% replacement requirements for a sewage disposal system to be constructed on Lot 3 in the Plat of Skagit Beach Division 3 (continued from May 12, 1986).

Tom Karsh, Environmental Health Specialist III, explained that he had just received notice that Ms. Dickison would like to postpone this item additionally due to a temporary physical disability and advice of her attorney.

Commissioner Vaux motioned to continue the Nancy Dickison variance request until 9:00 a.m., Monday, July 28, 1986. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Update on Food and Beverage Worker's Testing.

John Thayer, Environmental Health Specialist III, informed the Board that Skagit County issues approximately 2,500 2-year Food and Beverage Worker's Permits per year, approximately 500 of which are for out of county people.

He explained that the current Food and Beverage Worker's test does not address many items in the State Board of Health's Food Service Regulations as revised in 1980. A draft revised test, which has been prepared by the Environmental Health Director's Ad Hoc Food Committee, is expected to be trial tested in King, Pierce and Whatcom Counties by late 1986.

Mr. Thayer informed that they also hope to establish a new permit fee (with a part of the fee earmarked for foodworker education) which reflects the true cost of the program. The current fee of \$2 has been in place since 1957.

This information was provided for the Board's information at this time.

MISCELLANEOUS ITEMS

1. Don Taylor, of Del Mar Community Services, was present to inform the Board that the Del Mar Community did not pass the necessary resolution to continue with the proposed water line extension. He expressed hope, however, that the necessary approval will be obtained in the near future.

The Board informed Mr. Taylor that the current low bid for the reconstruction of Marine Drive is guaranteed until next spring.

2. Robert Green was present to ask several questions regarding recycling and resource recovery.
3. 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 14, 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 #05337 through #05726 (Warrants #15046 through #15352) in the total amount of \$865,908.71. (C-27)
- b. Vouchers #60953 through #60992 (Warrants #60953 through #60992) in the total amount of \$8,490.00. (P/R-13)

RESOLUTION - APPOINTMENTS TO SKAGIT VALLEY VISITOR AND CONVENTION BUREAU.

Commissioner Vaux motioned to adopt the resolution appointing the following members to the Skagit Valley Visitor and Convention Bureau (formerly the Tourism Task Force):

1. Gary Smith, 805 South 12th Street, Mount Vernon, Washington 98273.
2. Evan Linde, c/o Sedro Woolley Chamber of Commerce, 214 Metcalf, Sedro Woolley, Washington 98284.
3. Alberta Lammers, 1721 Maple Lane, La Conner, Washington 98257.

4. Juan Garza, P.O. Box 941, Mount Vernon, Washington 98273.

Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10909)

PUBLIC WORKS DEPARTMENT - Gene Sampley, Director:

Item #2 was addressed prior to Item #1:

2. Public Hearing - Vacation - Portion of Front Street, Plat of Rockport.

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on July 1, and July 8, 1986.

Jay Ensley, Assistant Director of the Public Works Department, presented the engineer's report and photos of the right-of-way, and located the parcel on a vicinity map. The parcel being petitioned for vacation consists of that portion of Front Street located between Rockport Street and Short Street within the Plat of Rockport.

Mr. Ensley noted that Railroad Avenue, a County road, serves as access for Lots 1 through 6, Block 4, and is partially built on abandoned railroad right-of-way. Railroad Avenue occupies approximately 1,060 square feet of Lots 5 and 6, Block 4, dividing Lot 6 into two separate parcels. Additionally, Railroad Avenue also encroaches approximately 230 square feet onto Lot 5, Block 5.

Mr. Ensley recommended that should the Board vacate the portion requested, it be vacated at the assessed valuation of \$0.44 per square foot, plus cost of public hearing. The total cost of the vacation to the four petitioning adjacent property owners (J. C. Cowan, Lains, Irons, and Bentons) would be \$6,336.00.

Mr. Delbert Irons and Mrs. Jack Lain were present and explained that they had petitioned for this vacation at no cost in order that they might trade the County the Front Street vacation for the Railroad Avenue encroachment.

Mr. Ensley stated that the Public Works Department had not explored this possibility.

Commissioner Vaux motioned to continue this public hearing until 10:30 a.m., Monday, July 28, 1986, in order to allow the Public Works Department to meet with the property owners involved and further investigate the matter. Chairman Rohrer seconded the motion. The motion was carried unanimously.

Item #1 was addressed at this time.

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

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on July 1, and July 8, 1986.

Jay Ensley presented the engineer's report and located the proposed area to be vacated on a vicinity map. He explained that this was a County-initiated vacation to correct an omission from a previous vacation. The proposed vacation was described as that portion of Division Street adjoining Lot 2 in Block 3, Plat of Reserve Addition to the Town of Montborne.

Although the assessed valuation of the proposed area to be vacated was \$271.40, Mr. Ensley recommended the parcel be vacated at no cost to the adjoining property owner, since the previously vacated area was at no cost.

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

Commissioner Vaux motioned to vacate that portion of Division Street adjoining Lot 2, Block 3, Plat of Reserve Addition to the Town of Montborne, at no cost to the adjacent property owner, as recommended by the Public Works Department. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Public Hearing - Opening of Unopened Portion of Decker Road Right-of-Way.

Chairman Rohrer waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on July 1, and July 8, 1986.

Jay Ensley presented the engineer's report and photos and located the right-of-way on a vicinity map. He explained that Clay and Virginia Learned requested they be allowed to improve a section of unimproved right-of-way to allow access into their property.

Chairman Rohrer read a letter from Robert and Sara Christenson, 692 Fruitdale Road, who currently maintain a driveway across a portion of said Decker Road right-of-way. The Christensons suggested several precautions for opening of the right-of-way.

Joyce Daves, 690 Fruitdale Road, noted that the current driveway on a portion of the Decker Road right-of-way has been there a long time.

Clay Learned stated that he has been in contact with Mr. Christenson, and they will come to an agreement on where the road will take off from the currently built driveway.

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

Commissioner Vaux motioned to authorize the improvement of additional right-of-way of the Decker Road, subject to the following conditions, as recommended by the Public Works Department:

- a. That the unimproved section be improved as an access driveway;
- b. That permission to utilize the section is granted on the basis that there is no maintenance obligation on the part of the County; and
- c. That a drainage plan be submitted to Don Nelson of the Public Works Department for review and approval.

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

4. Signature - Agreement - Samish Farms Water Association, Inc.

The Prosecutor's Office is still reviewing this item and has some concerns. This matter will be addressed at a later date.

5. Resolution Awarding Inman Landfill Recycling Agreement.

Jay Ensley informed the Board that insurance is now available to cover recycling operations at the Inman Landfill.

Commissioner Vaux motioned to adopt the resolution accepting the bid of Charles L. Decker for performance of recycling services at the Inman Landfill. The cost to the County for this service is \$7,200 per year (\$600 per month for the cost of insurance). Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10910)

6. Signature - Resolution for Removal of Alger C.C.C. Road from Primitive Road Designation.

Commissioner Walberg motioned to adopt the resolution directing the Public Works Department to remove signs designating the Alger C.C.C. Road as primitive and installing appropriate warning signs as determined by an engineering investigation. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10911)

7. Signature - Inman Contract.

The Board approved for signature a contract with Delhur Industries, Inc., for the closure of Inman Landfill Phase I and liner expansion project for the total bid amount of \$653,832.

8. Discussion - Sheriff's Office Project - Change Orders.

- a. John Cheney, architect for this project, explained each of the items in Change Order #1 which were included in the project after being deleted prior to bidding to lower the anticipated cost of the project.

Commissioner Vaux motioned to approve Change Order #1, with the exception of the exercise equipment for the gym, in the total amount of \$15,870. Commissioner Walberg seconded the motion. The motion was carried unanimously. The Board requested clarification on the potential termination of the Sheriff's Office contract with a local gym facility prior to authorizing the expenditure for gym equipment.

- b. Commissioner Vaux motioned to approve Change Order #2 for installation of a fume hood in the laboratory (used in the fingerprinting process) at a total cost of \$5,430. Commissioner Walberg seconded the motion. The motion was carried unanimously.
- c. Commissioner Vaux motioned to approve Change Order #3 for completion of the evidence storage area and related areas at a total cost of \$53,816. Commissioner Walberg seconded the motion. The motion was carried unanimously.
- d. Commissioner Vaux motioned to approve Change Order #4 for completion of an additional area of the men's locker room at a total cost of \$9,889. Commissioner Walberg seconded the motion. The motion was carried unanimously.

MISCELLANEOUS ITEMS

The Public Works Department agenda was interrupted to schedule a public meeting on Wednesday, July 16, 1986, at 8:30 a.m., to discuss the sewage disposal system at a medium-sized restaurant in the county.

9. Discussion - Sheriff's Office Project - Architect Fees.

Roger Howard, Section Manager - Facilities, referenced a letter from John Cheney, architect, regarding the approximate \$37,000 error made on the

mechanical subcontractor's part of the Eldred and Essex bid for the Sheriff's Office project. He recommended the architect be compensated on the percentage basis (\$3,737) for the amount of the mechanical subcontractor's error, even though that is not part of the County's cost of the construction of the facility.

Mr. Cheney explained that they don't feel they are being compensated for their design of the fire protection systems.

Commissioner Vaux stated that the architects fee is based on the work they do, but the fee is based on the cost of the project to the County. Since the County did not have to pay the amount of the mechanical subcontractor's error, he did not feel the architect was entitled to a percentage of that amount either.

Chairman Rohrer suggested the County obtain a legal opinion on the matter for similar future situations.

Commissioner Walberg motioned to deny Mr. Cheney's request for additional compensation in the amount of \$3,737 for the design of the fire protection systems. Commissioner Vaux seconded the motion, based on the interpretation of the contract between Skagit County and the architect. The motion was carried unanimously.

10. Discussion - Courthouse Annex Remodel - Architect Selection.

A brief discussion ensued regarding the committee to be formed to select an architect for the Courthouse Annex remodel project. The selection committee will, among others, include one or two Commissioners and Tom Moser.

11. Call for Public Hearing - Vacation - Portion of Minkler Road Right-of-Way.

Jay Ensley explained that this proposed vacation was initiated by the Public Works Department to resolve a misunderstanding.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to consider the vacation of a portion of Minkler Road right-of-way. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10912)

The public hearing will be held at 10:30 a.m., Monday, August 4, 1986.

12. Call for Bids - Bayview-Edison Bicycle Path.

Commissioner Vaux motioned to adopt the resolution calling for bids for



widening 0.78 miles of the Bayview-Edison Road for a bicycle path. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10913)

Bids will be received and publicly opened at 1:30 p.m., Tuesday, July 29, 1986.

13. Out-of-State Travel Request - Dan Cain.

Commissioner Walberg motioned to approve an out-of-state travel request for Dan Cain, Skagit County Fire Marshal, to attend the Advanced Arson Investigation Seminar in Wilsonville, Oregon, September 7 through 10, 1986. Commissioner Vaux seconded the motion. The motion was carried unanimously.

14. Out-of-State Travel Request - Tom Sheahan.

Commissioner Walberg motioned to approve an out-of-state travel request for Tom Sheahan, Director of Emergency Management, to attend the National Coordinating Council on Emergency Management (N.C.C.E.M.) Conference in Post Falls, Idaho, July 27 through 31, 1986. Commissioner Vaux seconded the motion. The motion was carried unanimously.

15. Miscellaneous Items.

- a. The Board approved for signature a contract with Lakeside Industries for the improvement of 0.58 miles of Pease Road at a total cost of \$260,342.25.
- b. The Board discussed a letter received from North Constructors, who received the bid award for the Guemes Island breakwater extension project. North Constructors requested they be released from the contract, due to cancellation of their liability insurance.

The Public Works Department recommended their bond be released without penalty, and the Board concurred. A resolution will be prepared to this effect for the Board's approval.

- c. The Board approved for signature the plans for the Bayview-Edison bicycle path.

PUBLIC MEETING - 1987 BUDGET NOTIFICATION.

Jerry McInturff, Skagit County Auditor, explained the forms to be used by each department or office for preliminary budget requests.

Mike Woodmansee, Budget and Finance Director, presented each department or

office with a copy of the Commissioners' budget message. The Board encouraged everyone to do their best to maintain or reduce expenditure levels in order to maintain service to the public without imposing the optional 1/2 percent sales tax.

**RESOLUTION - MODIFYING STATUTORY DATES FOR 1987 BUDGET SCHEDULE.**

Commissioner Walberg motioned to adopt the resolution modifying the statutory dates for the 1987 budget schedule. They are as follows:

July 14, 1986	County Auditor's budget notification.
August 11, 1986	Budget estimate to be filed with the County Auditor.
September 9, 1986	Preliminary budget shall be submitted by the County Auditor to the Board of County Commissioners.
November 17, 1986	Copies of the Board of Commissioners' preliminary budget made available to the public.
December 1, 1986	Public hearing to adopt the 1987 final budget.

Commissioner Vaux seconded the motion to adopt the resolution as stated above. The motion was carried unanimously. (Resolution #10914)

**RESOLUTION - AUTHORIZING REVOLVING FUND FOR THE SKAGIT COUNTY FAIR.**

Commissioner Vaux motioned to adopt the resolution authorizing a revolving fund in the amount of \$34,000 for use by the Skagit County Fair Board for the conduct of the fair. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #10915)

**MISCELLANEOUS ITEMS**

1. A brief discussion was held regarding operation of the Skagit County fair.
2. In accordance with action previously taken, the Board approved for signature the resolution conditionally approving the appeal of Shane Spray to waive the soil depth requirements for short platting. (Resolution #10917)
3. Commissioner Vaux motioned to approve the Record of the Proceedings for Monday, July 7, 1986. Commissioner Walberg seconded the motion. The

motion was carried unanimously.

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, July 14, 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 #41136 through #41257 (Warrants #41136 through #41257) in the total amount of \$204,217.05. (R-17)

5. Commissioner Walberg motioned to adopt the resolution appointing board members to the Mental Health Advisory Board and Substance Abuse Administrative Board. This resolution reorganizes the Mental Health Advisory/Drug Abuse Administrative Board and the Alcohol Administrative Board by creating a separate Mental Health Advisory Board and combining the Drug Abuse and Alcohol Boards into the new Substance Abuse Administrative Board. Commissioner Vaux seconded the motion. The motion was carried unanimously. (Resolution #10916)
6. The Board approved for signature the contract with the Concrete School District for the provision of local substance abuse prevention services. This contract shall be in effect September 1, 1986, through June 30, 1987.
7. JoAnn Angevine, Community Services Coordinator, informed the Board that the Skagit County Community Alcohol Center began providing local detoxification services in mid June. The center is, however, in need of beginning operating funds to get started. Ms. Angevine requested authorization to provide two months of operating funds in the amount of approximately \$7,000 in Community Services funds.

The Board approved of this request.

8. Regarding F.E.M.A.'s proposal to construct 3,400 bunkers in which to house politicians in case of nuclear disaster, the Board will respond in opposition to this proposal by letter to the State's legislators.
9. A discussion was held regarding the Emergency Medical Services (E.M.S.) Council's inability to obtain \$1 million liability insurance, as required by Skagit County, for operation of the 911 emergency program.

Mike Woodmansee, Budget and Finance Director, explained that the County simply collects tax money for the service.

The Commissioners asked Mr. Woodmansee to contact the E.M.S. Council for a meeting with the Board regarding this matter.

10. A discussion was held regarding a complaint from the Noxious Weed Board that transporting rock from the County's Challenger Pit is spreading tansy ragwort around the county.

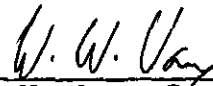
The Board concurred that the Public Works Department is doing their best to ensure the weed is not spread.

ADJOURNMENT

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

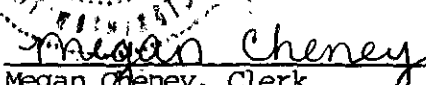
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SKAGIT COUNTY, WASHINGTON

  
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