

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, August 24, 1987

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

Flag Salute

9:00 a.m. Board of Health:

Appeal/Waiver Request #10-87 of Thomas and Elaine Dinan, 1754 Chilberg Road, Mount Vernon.

9:30 a.m. Parks, Recreation and Senior Services Department - Jon Aarstad, Director:

1. Signature - Clear Lake Park Management Contract.
2. Discussion - Remaining 1987 Park Projects.

MISCELLANEOUS ITEMS

10:30 a.m. Public Works Department - Jay Ensley, Acting Director:

1. Bid Award Recommendation - Solid Waste Containers.
2. Resolution - Formation of Warner Prairie Sub-Flood Control Zone Citizens' Advisory Committee.
3. Resolution - Rock Rip-Rap Grant.
4. Resolution - C.R.P. Establishment Preliminary Engineering - Old 99 North, et al, Guardrail Project.
5. Resolution - Update C.R.P. - Construction Funding - Francis Road Project.
6. Call for Bids - South Texas Road Reconstruction.
7. Call for Bids - Scheduled 18-Month Periodic Maintenance of Ferry Guemes.
8. Signature - Speed Limit Ordinance - Rosario, Havekost and Chilberg Roads.
9. Call for Public Hearing - Speed Limit Establishments - Portions of Marine Drive and Chilberg Road.
10. Call for Public Hearing - Truck Speed Limit Establishment - Fir Island Road.
11. Update - County-wide 35 m.p.h. Speed Limit Ordinance.
12. Miscellaneous Items.

MISCELLANEOUS ITEMS

- 11:30 a.m.
1. Public Hearing - Lease of County Property - Marblemount House.
 2. Resolution - Request for Letters of Interest - Consultant.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Monday, August 24, 1987, with Commissioners Walberg, Vaux and Rohrer present.

BOARD OF HEALTH:

Appeal/Waiver Request #10-87 of Thomas and Elaine Dinan, 1754 Chilberg Road, Mount Vernon.

Tom Karsh, Environmental Health Specialist III, informed the Board that in June, 1986, Thomas and Elaine Dinan obtained approval for a mound sewage system for their property on the corner of Valentine and Chilberg Roads. He directed the Board's attention to Page 3 of the staff report, which contained a site drawing as prepared by W. D. Bannister, a certified sewage designer. Mr. Karsh explained that at the time the mound system was proposed, Mr. Bannister indicated that the existing well on the property would be abandoned. Mr. and Mrs. Dinan are now requesting a waiver to allow a reduced separation from the required 100 feet to the existing 78 feet (approximately) between the mound system and the existing well.

Mr. Karsh explained that Ken Willis, Environmental Health Specialist II, met with the Dinans and Mr. Karsh on the site to review the situation. Mr. Willis responded by memo dated October 9, 1986, in which he outlined the public health concerns. The well is hand-dug and approximately 12 feet in depth. Shallow wells that are not drilled and cased in water-tight pipe are vulnerable to contamination. The Dinans' property is served by P.U.D. water, and the Dinans' primary interest in maintaining the well is for irrigation, fire protection and the historical significance of the entire site.

Mr. Karsh informed the Board that the staff recommendation was for denial of the Dinans' appeal.

Gary Jones, attorney for the Dinans, presented an Affidavit from W. D. Bannister, who indicated the well should be abandoned due to the reduced separation between the well and the mound system. Mr. Jones felt the reduced separation did not present a public health risk because the well water would not be used for drinking. According to the Washington Administrative Code, Mr. Jones pointed out that the reduced separation could not be less than 75 feet. He noted that the well has maintained a steady level of water throughout dry weather, and obviously has a source below the protective clay layer. Mr. Jones explained that the Dinans were interested in preserving the historical site which was once the location of the early Lutheran Church.

Elaine Dinan, 1754 Chilberg Road, stated that they have been working to restore the house for nearly three years.

Thomas Dinan described the existing well as being approximately 6 feet in diameter, 12 feet deep and cased inside with mortar, stone and cement. He

explained they plan to build a well house and install a pump for irrigation purposes. The Dinans began using the mound system last October, and since that time the water in the well has remained fairly constant. Mr. Dinan noted that this is the first variance they have requested for their project.

Barbara Lee, 1760 Chilberg Road, explained that her property adjoins the Dinans' property. Her property is slightly higher in elevation, and thus, no runoff water would impact her. She has observed the mound system and feels it is working properly.

Commissioner Rohrer motioned to approve Appeal/Waiver Request #10-87 to the Skagit County Code to allow the Dinans use of the existing well for irrigation purposes and fire protection only. He recommended the well be tested for contamination periodically.

In answer to a question from Commissioner Vaux, Mr. Willis stated there is a \$10 Health Department fee for water quality testing.

Commissioner Vaux felt, in light of a public health concern, the water quality should be tested quarterly.

Mr. Dinan noted that he and his wife live out of the area in the winters, so he didn't feel the water should have to be tested while they were not living on the property.

Commissioner Vaux suggested the Dinans work out a testing schedule with the Health Department staff.

Commissioner Rohrer felt the well water should be monitored for several years, but not indefinitely.

Mr. Karsh noted two concerns:

1. Possibility of contamination from dirt, insects, etc. (He felt water quality testing once per year for several years would be sufficient.)
2. Possibility of contamination from mound system. (He felt a dye test could be used to trace wastewater from the mound system to eliminate that possibility.)

Mr. Karsh also noted that no P.U.D. water could be interconnected with well water.

Commissioner Rohrer amended his previous motion as follows:

1. A dye test will be used to trace wastewater from the mound system to eliminate the possibility of contamination from the mound system.

2. Annual water samples will be taken, as directed by the Health Department.
3. No interconnection of P.U.D. water and well water will be allowed.

Commissioner Vaux seconded the motion to approve Appeal/Waiver Request #10-87 of Thomas and Elaine Dinan, as amended above. The motion was carried unanimously.

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

1. Signature - Clear Lake Park Management Contract.

Jon Aarstad explained that the Y.M.C.A. and the Parks, Recreation and Senior Services Department have decided not to open the Clear Lake Swimming Beach this year. By the end of this week, everything except the building will be completed. Therefore, there was no contract for the Board to approve.

2. Discussion - Remaining 1987 Park Projects.

Jon Aarstad updated the Board on the following park projects:

- a. The Kiwanis Club is updating playground equipment at the Cleveland Community Center Park in Mount Vernon.
- b. Renovation of the old ferry is taking place at Howard Miller Steelhead Park. He is also looking into the possibility of developing a small information center at the park.
- c. The lights at Skagit Playfields are scheduled for installation on September 19. The Kiwanis Club donated some playground equipment at that location.
- d. Area service clubs are being approached for funding of playground equipment at the Clear Lake Swimming Beach facility.
- e. The Parks, Recreation and Senior Services Department is offering a youth basketball skills camp in Burlington and Sedro-Woolley.
- f. Work continues on proposed renovations for the Concrete Senior Center.

MISCELLANEOUS ITEMS

1. Jon Aarstad requested input from the Board regarding Burlington Northern Railroad's proposed abandonment of the property on which the railroad

tracks lie between Sedro-Woolley and Concrete.

Chairman Walberg requested Mr. Aarstad contact Burlington Northern to inform them that the County is interested in the property, and especially would like obtaining the parcel which ends at the proposed Concrete Senior Center.

Commissioner Vaux explained that the railroad between Sedro-Woolley and Concrete has many bridges to be maintained.

Commissioner Rohrer stated he was not in favor of spending a lot of money for a bike path which would require continuous maintenance of bridges.

Mr. Aarstad will contact Burlington Northern Railroad regarding this matter.

2. Commissioner Rohrer motioned to approve the Record of the Proceedings for Monday, August 17, 1987, and Tuesday, August 18, 1987. Commissioner Vaux seconded the motion. The motion was carried unanimously.

PUBLIC WORKS DEPARTMENT - Jay Ensley, Acting Director:

1. Bid Award Recommendation - Solid Waste Containers.

Commissioner Vaux motioned to adopt the resolution awarding the bid for the purchase of three new 20-cubic yard solid waste containers and nine new 40-cubic yard containers, as per specifications, to DeWald Northwest Company, for the bid price of \$35,027.52. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11287)

2. Resolution - Formation of Warner Prairie Sub-Flood Control Zone Citizens' Advisory Committee.

Commissioner Vaux motioned to adopt the resolution appointing the following individuals and agency to an unlimited term to serve without pay and at the pleasure of the Board as an Advisory Committee for the Warner Prairie Sub-Flood Control Zone:

- a. James Hume, Chairman
2040 Prairie Road
Sedro-Woolley, WA 98284
- b. Al Morgan
409 Saje Lane
Sedro-Woolley, WA 98284

- c. Bill Frost
2030 Prairie Road
Sedro-Woolley, WA 98284
- d. Marvin Orestad
2031 Prairie Road
Sedro-Woolley, WA 98284
- e. Representative
Department of Natural Resources
919 North Township Street
Sedro-Woolley, WA 98284

Commissioner Rohrer seconded the motion to appoint the above listed individuals and agency to an Advisory Committee for the Warner Prairie Sub-Flood Control Zone. The motion was carried unanimously. (Resolution #11288)

3. Resolution - Rock Rip-Rap Grant.

Don Nelson, Flood Control Engineer, was present to explain this grant request.

Commissioner Vaux motioned to adopt the resolution authorizing a rock rip-rap grant in the amount of 400 cubic yards to Don Bergeson for rip-rap of approximately 100 feet of the right bank of Friday Creek in the Southeast quarter of Section 30, Township 36 North, Range 4 East, W.M. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11289)

4. Resolution - C.R.P. Establishment Preliminary Engineering - Old 99 North, et al, Guardrail Project.

Commissioner Vaux motioned to adopt the resolution authorizing \$7,000 in engineering for the installation of beam guardrail at various locations on the Bayview-Edison Road, Conway Road, Swan Road and Old 99 North Road. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11290)

5. Resolution - Update C.R.P. - Construction Funding - Francis Road Project.

Commissioner Vaux motioned to adopt the resolution (C.R.P. #7900-1, Revision #1) updating Resolution #10688 adopted December 30, 1985, to perform the reconstruction of Francis Road by contract awarded by the Board on August 18, 1987. This resolution would authorize \$6,000 in engineering and \$57,779 in construction funds. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11291)

6. Call for Bids - South Texas Road Reconstruction.

Jay Ensley noted that the Public Works Department is currently negotiating right-of-way for the South Texas Road.

Commissioner Vaux motioned to adopt the resolution calling for bids for improvement of 0.50 mile of South Texas Road. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11292)

Bids will be received and publicly opened on September 8, 1987, at 1:30 p.m.

7. Call for Bids - Scheduled 18-Month Periodic Maintenance of Ferry Guemes.

Commissioner Vaux motioned to adopt the resolution calling for bids for the scheduled 18-month periodic maintenance of Ferry Guemes, as required by the United States Coast Guard. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11293)

Bids will be received and publicly opened on September 14, 1987, at 1:30 p.m.

8. Signature - Speed Limit Ordinance - Rosario, Havekost and Chilberg Roads.

Commissioner Vaux motioned to adopt the ordinance establishing 50 m.p.h. speed limits on the following roads:

- a. Rosario Road #1031 from Heart Lake Road (M.P. 0.00) to Marine Drive (M.P. 0.99).
- b. Havekost Road #1091, the entire length (M.P. 0.00 to M.P. 1.41).
- c. Chilberg Road #4220 from Fir Island Road (M.P. 0.00) to 1/4 mile south of Valentine Road (M.P. 2.33).

Commissioner Rohrer seconded the motion. The motion was carried with votes from Commissioners Vaux and Rohrer. Chairman Walberg voted against the motion. (Ordinance #11294)

9. Call for Public Hearing - Speed Limit Establishments - Portions of Marine Drive and Chilberg Road.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to establish speed limits as follows:

- a. 40 m.p.h. on Marine Drive #1061 from Havekost Road (M.P. 3.02) to Rosario Road (M.P. 4.04).

- b. 40 m.p.h. on Chilberg Road #4220 from 1/4 mile south of Valentine Road (M.P. 2.33) to La Conner Whitney Road (M.P. 4.94).

Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11295)

The public hearing is scheduled for September 21, 1987, at 10:30 a.m.

10. Call for Public Hearing - Truck Speed Limit Establishment - Fir Island Road.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing to establish a 40 m.p.h. speed limit for all truck traffic using Fir Island Road from 250 feet west of Mann Road (M.P. 0.69) to Chilberg Road (M.P. 5.17). Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11296)

The public hearing is scheduled for September 21, 1987, at 10:30 a.m.

11. Update - County-wide 35 m.p.h. Speed Limit Ordinance.

Jeff Monsen, Acting County Road Engineer/Assistant Director of the Public Works Department, was unable to be present, and this discussion was postponed until a later date.

12. Miscellaneous Items.

There were no miscellaneous Public Works Department items at this time.

PUBLIC HEARING - LEASE OF COUNTY PROPERTY - MARBLEMOUNT HOUSE.

Chairman Walberg waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on August 4, August 11, and August 18, 1987.

Roger Howard, Facilities Manager, stated that representatives from the Marblemount Cooperative Preschool were unable to attend this hearing, however they proposed to lease the building on the same terms as the expiring lease. They proposed to provide a Certificate of Insurance for \$500,000.

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

Commissioner Vaux motioned to lease the County-owned building in Marblemount to the Marblemount Cooperative Preschool for a period of one year, commencing

September 1, 1987, at the rate of \$1.00 per year. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

2. Resolution - Request for Letters of Interest - Consultant.

Roger Howard, Facilities Manager, explained that mechanical and electrical engineering services are needed on a number of County projects.

Commissioner Vaux motioned to adopt the resolution authorizing a Request for Letters of Interest from consultants to provide mechanical and electrical engineering services for Skagit County on a number of projects including the Concrete Senior Center, Administration Building alterations, Moen Building HVAC System, dangerous dog building, and other miscellaneous projects as required. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11297)

Letters of Interest and Statements of Qualifications must be submitted to the Skagit County Public Works Department by September 8, 1987.

MISCELLANEOUS ITEMS

1. Commissioner Vaux motioned to approve the Petition for Property Tax Refund for Janiele F. Smith, 109 Snoqualmie Street, Mount Vernon, Washington 98273, in the amount of \$380.92, due to payment on the wrong account. Commissioner Rohrer seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. (#010187)
2. Commissioner Vaux motioned to adopt the resolution authorizing the closure of Fund #207, the Limited Tax General Obligation Bond Redemption 1985 Fund, and the transfer of any present fund equity or future receipts to the Solid Waste Operating Fund #401. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11298)
3. The Board approved for signature the Department of Social and Health Services Contract #1440-62155 for community alcoholism and substance abuse prevention and early intervention services in the amount of \$11,644 from July 1, 1987, through June 30, 1988.
4. The Board approved for signature a Professional Services Contract between the Skagit County Community Services Department and Vera L. Sullivan, 1732 Soundview Drive, Mount Vernon, Washington 98273, for services related to the duties of the Community Substance Abuse Prevention Consultant, at the rate of \$11 per hour for a maximum of 700 hours between the period of July 1, 1987, and June 30, 1988.

ADJOURNMENT

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

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

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W. W. Vaux, Commissioner

Dave Rohrer, Commissioner

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Megan Cheney, Clerk
Skagit County Board of Commissioners

