

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, October 26, 1987

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

Flag Salute

9:00 a.m. Board of Health:

1. Wolfkill Egg Farm - Appeal of \$100 Fine for Best Management Practices Violation (continued from October 12, 1987, meeting).
2. Discussion of Proposed Changes to Bonding Requirements for Sewage System Installers.
3. Discussion - "Special Request" Schedule of Charges.

10:00 a.m. Discussion - Skagit County Visitors Information Center - John Reynolds.

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

1. Public Hearing - Consider Lowering of Speed Limit on East Gilkey Road.
2. Signature - Commissioner Appointment for Dike District #4 Vacancy.
3. Signature - C.R.P. Establishment - Gunderson Road.
4. Call for Bids - Four (4) Pickup Trucks.
5. Call for Bids - One (1) New 4.5 Cubic Yard Wheel Loader.
6. Signature - Resolution Regarding 1988 Solid Waste Rates.
7. Signature - Out-of-State Travel Authorization.
8. Miscellaneous Items.

MISCELLANEOUS ITEMS

11:30 a.m. Presentation - Nursing Home Guides - Dewey Dessler, Northwest Regional Council.

2:00 p.m. Discussion - Cooperative Extension Advisory Board - Kay Haaland.

2:30 p.m. Facilities - Roger Howard:

1. Recommendation - Bid Award - Annex Remodel.
2. Discussion - Dog Kennel at Humane Society.
3. Discussion - Concrete Senior Center.

MISCELLANEOUS ITEMS

3:00 p.m. Executive Session - Personnel and Labor Negotiations.

BOARD OF HEALTH:

1. Wolfkill Egg Farm - Appeal of \$100 Fine for Best Management Practices Violation (continued from October 12, 1987, meeting).

Corrine Story, Environmental Health Specialist I, noted that Jerry Wolfkill was present. Mr. Wolfkill introduced Jim Mellinger, a representative from the producers of Larvadex.

Mr. Mellinger stated he had not yet visited the Wolfkill Egg Farm.

Ms. Story informed him that the Wolfkill Egg Farm consists of four barns, with approximately 10,000 to 11,000 chickens in each barn. The fly problem has occurred when manure was left in the barns from between two and four weeks at a time.

Mr. Mellinger explained that Larvadex has been used in Washington since 1983 or 1984. He stated that the product is applied to the chicken feed, the chickens eat the feed, and the Larvadex breaks the breeding cycle of the flies by killing the larvae. The product is added to the feed for a period of four to six weeks, at which time use of the product is discontinued until maggot activity reoccurs. Mr. Mellinger explained that the Larvadex works most effectively when manure is allowed to accumulate to some extent. He asked to accompany Ms. Story to the poultry farm today.

Ms. Story explained the \$100 fine which was issued for violation of the Best Management Practices. She referred back to the summer of 1987, when the increased fly population was unbearable.

Dynes Poultry Farm and Dai-Zen Poultry Farm scrape manure from their barns on a daily basis, according to Ms. Story. She noted that the Kutzer Farm scrapes their barns twice per week, and increases the frequency during the summer. She explained that these farms use Larvadex as a backup to control the fly population. Ms. Story urged the Board to deny the appeal of Mr. Wolfkill to waive the \$100 fine for violation of the Best Management Practices.

Commissioner Vaux motioned to deny Mr. Wolfkill's appeal of the \$100 fine, and instruct Ms. Story to accompany Mr. Mellinger to the Wolfkill Farm for inspection. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

2. Discussion of Proposed Changes to Bonding Requirements for Sewage System Installers.

Tom Karsh, Environmental Health Specialist III, informed the Board of a proposed change to Section 12.04.090 of the Skagit County Code with regard to bonding requirements for sewage system installers. The proposed amendment would require, as a condition of certification by the County, that the

applicant must show evidence of compliance with State of Washington Department of Labor and Industries requirements for the registration of contractors, as found in Chapter 18.27, Revised Code of Washington.

John Moffat, Chief Civil Deputy of the Prosecutor's Office, affirmed that the County is not responsible for enforcing State law.

However, Mr. Karsh explained that the State was anxious to have the counties help police their requirements. He also noted that most counties have amended their codes to do away with local surety bond requirements.

Commissioner Vaux motioned to call for a public hearing for the purpose of considering approval and adoption or modification and adoption of an amended portion of Section 12.04.090 of the Skagit County Code. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

The public hearing is scheduled for 9:00 a.m., November 9, 1987.

3. Discussion - "Special Request" Schedule of Charges.

John Thayer, Environmental Health Specialist III, explained that in November, 1985, an hourly charge of \$35 was approved by the Skagit County Board of Health to help defray the cost of "babysitting" records and other individual service requests. Mr. Thayer noted that the Health Department is happy to give time to citizens who ask specific questions, however, the problem arises when a citizen wishes to review the entire files of very complicated issues, such as EDB contamination, sludge sites, etc. He noted that it is currently the policy of the Health Department to give 30 minutes of free time to the citizen, prior to charging \$35 per hour.

A private citizen has recently challenged the charge, alleging the Health Department is not allowing access to records as provided by the Public Disclosure Act. The citizen currently has consumed over two hours of County time during which she has reviewed only one-quarter of the sludge utilization site files.

Mr. Thayer noted that the Health Department, being sensitive to the needs of the individual, would suggest a revision in the "Special Request" policy as follows:

- a. The Department will allocate time in increments of one hour to the individual to view sludge farming records without charge.
- b. Should the individual desire additional review time, a mutually agreed upon one hour time block will be set.
- c. Should the individual require a larger block of time, they would agree to pay the "Special Request" charge for the block of time.

Commissioner Vaux suggested citizens be required to leave their briefcase and coat in another room, while they review files.

Mr. Thayer explained that three copies or less are obtained free of charge. If more than three copies are requested, \$0.10 per copy is charged after the three free copies.

John Moffat, Chief Civil Deputy of the Prosecutor's Office, read the statute in the Revised Code of Washington which states the Health Department could charge for copies, but not for time.

Mr. Thayer explained that they need space to put people who wish to review records.

Mr. Moffat felt the "Special Charge" policy was written broadly enough to be workable.

Mr. Thayer proposed he put together a proposal for the Board to review.

Don Bisagna, attorney, requested a longer period of time be allowed for review of the records.

DISCUSSION - SKAGIT COUNTY VISITORS INFORMATION CENTER - John Reynolds.

John Reynolds and Gerhard Meyer were present representing the Skagit County Visitors Information Center. They requested the Board appoint board members who are willing to work to the Board of Directors of the Visitor Information Center. They also requested the County contribute \$10,000 toward next year's budget. The County's contribution for 1987 was \$7,000. Mr. Reynolds noted they had hoped to get Puget Western to donate \$6,000 per year in rent of the building.

Currently, the Visitors Information Center is \$4,000 short to pay for 1987 expenditures. Mr. Reynolds requested Skagit County contribute an additional \$2,000 to help meet 1987 expenses.

Discussion followed regarding the possibility of closing the center from September to January to save the \$1,200 per month in the manager's salary.

Commissioner Vaux was not favorable to that approach.

Mr. Reynolds then requested the County contribute \$4,000 for this year.

Discussion followed regarding the possibility of paying the manager according to the number of visitors.

Mr. Reynolds noted that the center is closed Tuesdays and Wednesdays.

Mr. Meyer suggested the center charge all people leaving their brochures at the center \$10 to \$12 per year.

Commissioner Rohrer motioned to contribute an additional \$4,000 to the Visitors Information Center for 1987. Commissioner Vaux seconded the motion. The motion was carried unanimously.

PUBLIC WORKS DEPARTMENT - Jay Ensley, Acting Director:

1. Public Hearing - Consider Lowering of Speed Limit on East Gilkey Road.

Chairman Walberg waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on October 13, and October 20, 1987.

Jay Ensley, Acting Director of the Public Works Department, presented the Engineer's Report and petition from residents requesting the speed limit on East Gilkey Road between Pease Road and the Burlington City Limits be reduced to 25 m.p.h.

Ed Hawes, Traffic Engineering Technician, reviewed the report and recommended the speed limit be lowered from 35 m.p.h. to 25 m.p.h.

John Richardson, 1020 East Gilkey Road, noted that it is unbelievable how fast people drive on that road. He was in favor of the reduction, and in favor of having the Sheriff patrol the area from time to time.

Hearing no further comments, Commissioner Rohrer motioned to close the public hearing. Commissioner Vaux seconded the motion. The motion was carried unanimously.

Commissioner Rohrer motioned to accept the recommendation of the Public Works Department and decrease the posted speed limit of East Gilkey Road between Pease Road and the Burlington City Limits to 25 m.p.h. Commissioner Vaux seconded the motion. The motion was carried unanimously.

2. Signature - Commissioner Appointment for Dike District #4 Vacancy.

Don Nelson, Flood Control Engineer, introduced Lyle Wesen, a Dike District #4 Commissioner.

Mr. Wesen and John Youngquist, the other remaining Dike District #4 Commissioner, had recommended the Board appoint Clifford R. Poldervart as Commissioner of Dike District #4.

Commissioner Vaux motioned to adopt the resolution appointing Clifford R. Poldervart as Commissioner of Dike District #4 of Skagit County to fill the

remaining term created by the existing vacancy. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11365)

3. Signature - C.R.P. Establishment - Gunderson Road.

This item was postponed.

4. Call for Bids - Four (4) Pickup Trucks.

Commissioner Vaux motioned to adopt the resolution calling for bids for the purchase of four new 1988 half-ton pickup trucks. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11366)

Bids will be received and publicly opened at 1:30 p.m., November 9, 1987.

5. Call for Bids - One (1) New 4.5 Cubic Yard Wheel Loader.

Commissioner Vaux motioned to adopt the resolution calling for bids for the purchase of one new wheel loader, capacity 4 to 4.5 cubic yards. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11367)

Bids will be received and publicly opened at 1:30 p.m., November 16, 1987.

6. Signature - Resolution Regarding 1988 Solid Waste Rates.

Jay Ensley noted that a refuse collection tax of 3.6 percent was included in the disposal rates to non-exempt (regular) consumers of refuse disposal facilities. Also, a \$0.50 per ton surcharge will be added to all commercial waste for the purpose of funding a solid waste recycling plan.

Jerry Knutsen, of Rural Skagit Sanitation, felt the \$0.50 per ton surcharge had not been discussed in the public hearing.

Chairman Walberg stated that it was discussed in the public hearing.

Mr. Knutsen felt it wasn't fair to charge only people who have their garbage picked up. Small individual loads to the landfill aren't charged the surcharge.

In accordance with action previously taken, the Board approved for signature the resolution approving the solid waste rates for 1988. (Resolution #11368)

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

Jay Ensley withdrew this request.

8. Miscellaneous Items.

There were no miscellaneous Public Works department items.

MISCELLANEOUS ITEMS

1. The Board approved for signature a Professional Services Agreement between the Skagit County Parks, Recreation and Senior Services Department and Guy Clements, 1911 East Division, Mount Vernon, WA 98273, for basketball official services. This contract shall be in effect October 19, 1987, through March 31, 1988. Compensation shall be in the amount of \$12.50 per game for slowbreak, \$15 per game for custer league, and \$10 per game for youth league basketball.
2. Commissioner Rohrer motioned to approve the Records of the Proceedings for Monday, October 12, 1987; Tuesday, October 13, 1987; and Wednesday, October 14, 1987. Commissioner Vaux seconded the motion. The motion was carried unanimously.
3. Commissioner Rohrer motioned to approve an Open Space Taxation Agreement with Armen Bogosian for timber land in Skagit County (Account #3846-005-000-0001). Commissioner Vaux 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, October 26, 1987, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows: Vouchers #709005 through #709529 (Warrants #27373 through #27732) in the total amount of \$235,792.78. (#C-42-87)

5. The Board approved for signature a Dance Hall License for the Longhorn Saloon in Edison from October 30, 1987, until January 29, 1988.

PRESENTATION - NURSING HOME GUIDES - Dewey Dessler, Northwest Regional Council.

Dewey Dessler and Rick Gordon, were present to distribute the third edition of A Guide for Making the Right Choice in Caring for Frail Older Persons: Care in the Community or Nursing Home Care in Island, San Juan, Skagit and Whatcom Counties. These guides are being distributed to libraries, senior centers, health departments, senior housing complexes, councils on aging, Department of Social and Health Services offices, local chapters of AARP, etc.

Discussion followed regarding the importance of adult family homes as an alternative to nursing homes.

The Board approved a press release regarding the guides for the news media.

DISCUSSION - COOPERATIVE EXTENSION ADVISORY BOARD - Kay Haaland.

Kay Haaland, Chairman of Cooperative Extension, explained that in 1984, Jack Crawford (Chairman of Cooperative Extension at that time) established an advisory board. The Board of Commissioners appointed six members out of the total of nine members. At some point, the advisory board ceased to function, and all of their terms have expired. Ms. Haaland explained that she would like to establish an advisory board composed of very diverse people. She asked whether or not the Commissioners are interested in appointing some of the members to the board. She explained that Washington State University recommends the board meet twice per year, although at least initially, she hoped to see the board meet three to four times in the first year.

The Board authorized Ms. Haaland to establish the advisory board as she saw fit, without suggestions from the Board of Commissioners.

MISCELLANEOUS ITEMS

1. Kay Haaland updated the Board on the 27 applications received for the Horticulture Extension Agent position. A brief discussion followed regarding screening of the applicants. Ms. Haaland agreed to keep the Board informed.
2. A discussion was held regarding the retreat held last week with department heads and elected officials.

FACILITIES - Roger Howard:

1. Recommendation - Bid Award - Annex Remodel.

Roger Howard, Facilities Manager, recommended the bid to remodel the Skagit

County Courthouse Annex to provide for a new Prosecuting Attorney's Office be awarded to Eldred & Essex Construction, Inc., for their base bid of \$336,000. He recommended Alternates 1 and 2 not be awarded.

Commissioner Vaux motioned to adopt the resolution awarding the bid for the annex remodel project to Eldred & Essex Construction, Inc., for their base bid of \$336,000. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11369)

2. Discussion - Dog Kennel at Humane Society.

The Board reviewed the plan for the proposed dog kennel to house the County's dangerous dogs.

Commissioners Walberg and Vaux were present for the following items. Commissioner Rohrer was absent.

3. Discussion - Concrete Senior Center.

A discussion was held regarding plans for the Concrete Senior Center.

MISCELLANEOUS ITEMS

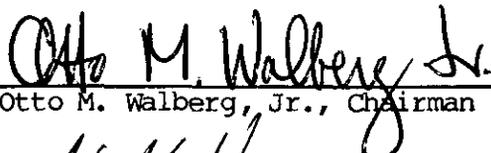
1. The Board approved for signature an agreement between the Skagit County Parks, Recreation and Senior Services Department and Burlington-Edison School District #100 for use of the gym and mat room at the high school on Mondays, Wednesdays and Thursdays through December 23, 1987, for Rhythm Fitness Aerobics. The charge will be \$20 per session.
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, October 26, 1987, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows: Vouchers #46736 through #46825 (Warrants #46736 through #46825) in the total amount of \$143,617.02. (R-27-87)

ADJOURNMENT

Commissioner Vaux motioned to adjourn the proceedings. Commissioner Walberg seconded the motion. The motion was carried and so ordered.

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



Otto M. Walberg, Jr., Chairman



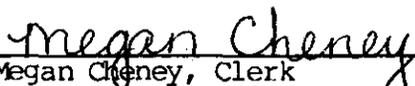
W. W. Vaux, Commissioner



Dave Rohrer, Commissioner



ATTEST:



Megan Cheney, Clerk
Skagit County Board of Commissioners