

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Tuesday, February 9, 1988

Flag Salute

- 9:00 a.m. Discussion - S.C.O.A. Leased Bus Maintenance and Insurance.
- 9:30 a.m. Discussion - State/County Responsibility for Representation in Dependency Matters.
- 10:00 a.m. Discussion - Swinomish Channel Bank Erosion.
- 11:00 a.m. 1. Bid Opening - Gunderson Road Project.  
2. Resolution - Declaring March 28, 1988, as Crimson and Gray Day.  
3. Resolutions - Budget Line Item Changes.  
4. Resolution - Abolishing R.S.V.P. Revolving Fund in Parks and Recreation Fund.  
5. Resolution - Call for Public Hearing - Supplemental Budget - County Fair Fund.

MISCELLANEOUS ITEMS

- 1:30 p.m. Public Hearing - Preliminary Plat of Sunrise Ridge.
- 3:30 p.m. Discussion - Fair Restroom Grant Money.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Tuesday, February 9, 1988, with Commissioners Vaux, Walberg and Rohrer present.

DISCUSSION - S.C.O.A. LEASED BUS MAINTENANCE AND INSURANCE.

Bill Weaver, Transportation Director of Skagit Council on Aging (S.C.O.A.), stated he understood Skagit County would maintain the County-owned 1985 El Dorado 24-passenger bus which is leased to S.C.O.A. Mr. Weaver further stated he had understood S.C.O.A. would be responsible for taking care of warranty items.

JoAnn Angevine, Human Services Coordinator, explained the contract between S.C.O.A. and Skagit County actually stated S.C.O.A. would maintain the bus; however, since the Board of Commissioners felt that provision was an oversight, the contract was amended to provide maintenance by Skagit County, unless items were covered under warranty.

Mr. Weaver pointed out the warranty has expired because the bus is over one year old.

Ms. Angevine noted she understood the wheelchair lift is still under warranty, for one thing.

Charlie Tewalt, Road Superintendent, stated the County shop was very willing to take care of all maintenance on the bus. If some maintenance items are still under warranty, then the Burlington Shop will take care of getting the work done. He asked that he be provided with copies of the warranties, etc. Mr. Tewalt outlined the procedure to be used regarding maintenance.

Jeff Monsen, Skagit County Engineer, questioned whether County Road Fund moneys could be used for maintenance of the bus.

Chairman Vaux explained that the Board understood that, and something would be worked out with Mike Woodmansee, Budget and Finance Director, for funds for the maintenance.

With regard to insurance for the bus, Bob Taylor, Administrative Officer, explained the new contract requires S.C.O.A. to additionally insure the bus and operation of the bus. Mr. Taylor explained Skagit County also carries insurance on the bus, however, since S.C.O.A. operates the bus, Skagit County feels they should also be responsible for insurance. Skagit County's insurance on the bus has a \$100,000 deductible. S.C.O.A. was being asked to provide insurance to cover the first \$100,000 on a claim.

Mr. Weaver informed the Board of S.C.O.A.'s total insurance cost of \$16,000 per year for operation of 11 vans. He noted it would cost an additional \$1,300 to \$1,400 for the bus, which S.C.O.A. doesn't have. He explained if S.C.O.A. had the money, they would pay for the insurance, but at this point they are considering cutting a driver and bus.

Chairman Vaux questioned Mr. Weaver regarding recent media attention which allege Skagit County is decreasing funding to S.C.O.A.

Mike Woodmansee, Budget and Finance Director, explained the money to pay for additional insurance would come from the County's Insurance Reserve Fund.

Mr. Taylor explained currently the County is self-insured for collision, so general liability insurance is the issue to be addressed at this time.

Commissioner Walberg pointed out the usage of the bus is not the County's responsibility. The County simply provides the bus for S.C.O.A.'s use.

Mr. Woodmansee concurred that the people operating the bus would be liable.

John Moffat, Chief Civil Deputy of the Prosecutor's Office, explained that whether or not the County pays the cost, S.C.O.A. is required by contract to obtain the insurance.

Mr. Weaver stated he would pay the insurance for the bus today, as requested by the County. Cuts in services provided by S.C.O.A. may be necessary to save money.

Mr. Woodmansee agreed with Mr. Weaver.

Mr. Moffat will draft the language for the amendment to clarify the insurance issue.

DISCUSSION - STATE/COUNTY RESPONSIBILITY FOR REPRESENTATION IN DEPENDENCY MATTERS.

John Moffat, Chief Civil Deputy, informed the Board there is currently a bill before the State Senate Ways and Means Committee that would require counties to pay the costs of all legal counsel, appointed guardians ad litem and other costs of representation for an indigent parent or for a child subject to procedures for families in conflict under Chapter 13.32A, R.C.W., or dependency proceedings under Chapter 13.34, R.C.W. Mr. Moffat read verbatim the proposed statute.

Mr. Moffat explained currently the County pays the costs in such cases, however, in 1985 a Supreme Court decision ruled that whichever party brought action is responsible for the costs. Based on this case, and since the State brings action in families in conflict and dependency matters, then some counties in the State are refusing to pay.

Commissioner Rohrer's absence was excused at this time.

Mr. Moffat further explained that this proposed bill is an attempt by the State to get the counties back in the position of paying the costs.

Discussion followed with Rob Jones, Public Defender, and Mr. Moffat.

Commissioner Walberg motioned to call for a public hearing on Tuesday, March 1, 1988, at 9:00 a.m., for the purpose of determining whether an ordinance should be adopted amending Skagit County Code by adding a chapter to establish the Office of Public Defender and setting forth its functions, duties and powers, as well as the County's fiscal responsibilities for cases under Chapters 13.32A and 13.34, R.C.W. Chairman Vaux seconded the motion. The motion was carried and so ordered.

Commissioner Rohrer was present for the following items:

DISCUSSION - SWINOMISH CHANNEL BANK EROSION.\*

Ray Nelson, 1546 Channel Drive, informed the Board the entire length of the Swinomish Channel is eroding, due to the high speed of the boats which travel the channel. The Coast Guard referred residents of the channel to the County for assistance with this problem.

Discussion followed regarding who has the authority over the Swinomish Channel.

Commissioner Rohrer stated according to Don Nelson, Skagit County Flood Control Engineer, the State Parks and Recreation Commission has the final authority (Chapter 43.51.400, R.C.W.).

Betsy Stevenson, Assistant Director of the Department of Planning and Community Development, disagreed. She felt it was the responsibility of the Coast Guard.

Discussion followed regarding enforcement of the speed limit in the town of La Conner only. Discussion also followed regarding placement of speed limit signs throughout the length of the channel.

Chairman Vaux stated he would speak with representatives of the Coast Guard to try to determine who is in charge of the channel. He will then contact Mr. Nelson with the information.

1. BID OPENEING - GUNDERSON ROAD PROJECT.

Chairman Vaux waived the reading of the Notice of Call for Bids, as published in the Skagit Argus on January 26, and February 2, 1988, and in the Daily Journal of Commerce on January 22, January 29, and February 5, 1988.

The following bids were received and publicly opened:

- a. Valley Paving and Construction  
624 Spruce Street  
Burlington, WA 98233  
  
Bid bond enclosed.  
Total Bid:           \$ 76,602.95
  
- b. One Way Construction  
215 North Reed Street  
Sedro-Woolley, WA 98284  
  
Bid bond enclosed.  
Total Bid:           \$ 82,995.25

- c. Hinton and Nilson  
1553 Gunderson Road  
Mount Vernon, WA 98273  
  
Bid bond enclosed.  
Total Bid: \$ 86,230.05
- d. Puget Sound Sand and Gravel  
6768 Everson Goshen Road  
Everson, WA 98247  
  
Bid bond enclosed.  
Total Bid: \$ 90,494.83
- e. Mel Hicks Construction  
7178 Dahlberg Road  
Ferndale, WA 98248  
  
Bid bond enclosed.  
Total Bid: \$ 91,162.75
- f. Washington Road Builders  
17610 35th Avenue S.E.  
Bothell, WA 98012  
  
Bid bond enclosed.  
Total Bid: \$ 91,529.14
- g. Comm-Exco Construction  
P.O. Box 461  
Burlington, WA 98233  
  
Bid bond enclosed.  
Total Bid: \$96,014.60
- h. Tri-Co Contracting  
P.O. Box 409  
Burlington, WA 98233  
  
Bid bond enclosed.  
Total Bid: \$ 97,409.65
- i. Wedco Construction  
P.O. Box 5038  
Bellingham, WA 98227  
  
Bid bond enclosed.  
Total Bid: \$ 97,826.25

- j. Scarsella Brothers, Inc.  
P.O. Box 68388  
Seattle, WA 98188  
  
Bid bond enclosed.  
Total Bid: \$110,532.10
  
- k. Timberline Road Construction, Inc.  
5068 Waschke Road  
Bellingham, WA 98226  
  
Bid bond enclosed.  
Total Bid: \$133,025.75
  
- l. Lee Johnson and Sons  
2343 W. Van Dam Road  
Coupeville, WA 98239  
  
Bid bond enclosed.  
Total Bid: \$116,776.75

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

2. PROCLAMATION - DECLARING MARCH 28, 1988, AS CRIMSON AND GRAY DAY.

Jack Doty, Coordinator of Skagit County Crimson and Gray Day Committee, informed the Board that in 1990, Washington State University will be celebrating 100 years. Between now and then, there will be various functions to draw attention to the commemorative event.

Commissioner Walberg motioned to proclaim March 28, 1988, "Crimson and Gray Day" in Skagit County. Commissioner Rohrer seconded the motion. The motion was carried with votes from Chairman Vaux and Commissioner Rohrer. Commissioner Walberg abstained.

3. RESOLUTIONS - BUDGET LINE ITEM CHANGES.

- a. Commissioner Walberg motioned to adopt the resolution authorizing a transfer of budget appropriation in the amount of \$25,500 to reflect that effective January 1, 1988, extension agents are treated as contract service providers, rather than County employees. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11479)
  
- b. Commissioner Walberg motioned to adopt the resolution authorizing a transfer of budget appropriation in the amount of \$141,815 to

provide for a more detailed 1988 County Fair budget due to County operation of the fair, instead of a contract service provider. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11480)

- c. Commissioner Walberg motioned to adopt the resolution authorizing a transfer of budget appropriation in the amount of \$1,000 to provide sufficient overtime for 1988 payroll and benefit program modifications to be finished in a timely fashion by the Auditor's Office. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11481)

4. RESOLUTION - ABOLISHING R.S.V.P. REVOLVING FUND IN PARKS AND RECREATION FUND.

- a. Commissioner Walberg motioned to adopt the resolution closing the Retired Senior Volunteer Program (R.S.V.P.) revolving fund within the Parks and Recreation Department, and returning \$500 to Fund #114 and \$700 to Fund #001. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11483)
- b. Commissioner Walberg motioned to adopt the resolution establishing a revolving fund for the Skagit County Retired Senior Volunteer Program within the Senior Services Department in the amount of \$1,200. Said fund shall be used to reimburse volunteers for mileage. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11482)

5. RESOLUTION - CALL FOR PUBLIC HEARING - SUPPLEMENTAL BUDGET - COUNTY FAIR FUND.

Commissioner Rohrer motioned to adopt the resolution calling for a public hearing for the purpose of determining whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$28,350 for the County Fair Fund. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #11484)

The public hearing is scheduled at 10:00 a.m., on Tuesday, March 1, 1988.

MISCELLANEOUS ITEMS

1. Mike Woodmansee, Budget and Finance Director, informed the Board he was submitting vouchers for payment of the following expenses:
  - a. Tulip Festival contribution in the amount of \$10,000.

- b. Lucinda Etherington case in the amount of \$778.
- c. Installation of lights at Skagit Playfields in the amount of \$2,500.
- d. Visitor Center contribution in the amount of \$2,000.

Mr. Woodmansee discussed payment to the Visitor Information Center for tourism promotion activities.

The Board asked Mr. Woodmansee to contact John Reynolds to arrange a meeting with the Board. The meeting subject will be present and future Visitor Center financial activities.

- 2. The Board approved for signature an addendum to the Contract with Roy F. Weston, Inc., for additional automated mapping services.
- 3. In accordance with action previously taken, the Board approved for signature the resolution conditionally approving an appeal of Floyd Schopf relative to a Class 4 water supply system for his property on Highway 9 and Highway 538. (Resolution #11485)
- 4. In accordance with action previously taken, the Board approved for signature the resolution calling for a public hearing to consider amending Sections 7.06.030 and 7.06.040 of the Skagit County Code relating to dangerous dogs. (Resolution #11486)

The public hearing is scheduled at 9:00 a.m., Tuesday, February 23, 1988.

**PUBLIC HEARING - PRELIMINARY PLAT OF SUNRISE RIDGE.**

Chairman Vaux waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on January 26, 1988.

Chairman Vaux outlined the agenda regarding this matter: A site tour will be conducted first, followed by a continued public hearing until 3:00 p.m., Tuesday, February 23, 1988, in the Commissioners' Hearing Room. Chairman Vaux invited anyone who would not be present on February 23, 1988, to speak at this time.

Mike Stewart, one of the owners of the Sunrise Ridge property, read a letter of comment outlining the steps they took to develop a plat which meets or exceeds County standards and regulations. Mr. Stewart urged the Board to approve the Preliminary Plat of Sunrise Ridge.

At this time, the public hearing was continued to the site:

The Board met onsite with Eugene Swanson, proponent; Don Semrau, project engineer; and several neighbors in the area.



Mr. Semrau pointed out to the Board the approximate location of the proposed drainage course that was to direct the surface water runoff northerly to Nookachamps Creek.

Mr. Swanson indicated he owned the entire parcel where the ditch was to be located and would grant a drainage easement for the ditch that would run with the property.

Keith Bridge, an adjacent neighbor, pointed out areas where he felt subsurface drainage water traveled from the project site, under the County road, and surfaced on his property and on that of Mr. Pfahl, his neighbor to the south.

Several of the neighbors questioned whether the soil tests done on the site were a true indication of the soil compatibility for septic disposal. They felt since this year was an exceptionally dry winter, this was not indicative of true conditions.

Commissioner Walberg motioned to continue this public hearing until 3:00 p.m., Tuesday, February 23, 1988, in the Commissioners' Hearing Room. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

Commissioner Rohrer's absence was excused from the following items:

DISCUSSION - FAIR RESTROOM GRANT MONEY.

A discussion was held with Jon Aarstad, Director of the Parks and Recreation Department; and Barbara Lawrence, Skagit County Fair Manager.

Mr. Aarstad informed the Board of possible grant money available on a 50-50 basis up to a maximum of \$7,500 from the State.

Several alternatives were discussed.

Chairman Vaux favored refurbishing one existing restroom to meet handicap requirements.

The Board authorized Mr. Aarstad and Ms. Lawrence to proceed with the grant application.

MISCELLANEOUS ITEMS

1. The Board was informed that an orientation meeting of the new Skagit County Fair Advisory Board was scheduled at 7:00 p.m., Wednesday, February 10, 1988.
2. The Board approved for signature a Rafters Agreement between the Skagit

County Parks and Recreation Department and Pacific Northwest Float Trips for use of the Howard Miller Steelhead Park ramp.

3. The Board approved for signature Contract #1620-65265, Amendment #1 between the Department of Social and Health Services and Skagit County Health Department with regard to vaccine allotment and the Children with Special Health Care Needs Program for 1988.
4. In accordance with action previously taken, the Board signed the resolution adopting the Skagit County Fair Advisory Board by-laws. (Resolution #11487)
5. The Board approved for signature an agreement between Skagit County Parks and Recreation Department and Mount Vernon High School Cheerleaders, Fulton Street, Mount Vernon, for the provision of a cheerleader camp January 16, through February 13, 1988. Compensation shall be 90 percent of program fees after department expenses.
6. Commissioner Walberg motioned to schedule the following Planning Commission referred item for the Board's consideration on Tuesday, February 16, 1988, at 9:00 a.m.:

Request for revised development schedule for Wilderness Village (The Village) Planned Unit Development.

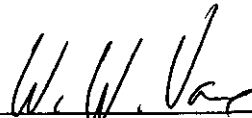
Commissioner Rohrer seconded the motion. The motion was carried and so ordered.

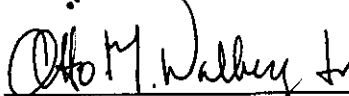
7. A brief discussion was held regarding the following capital improvements to the existing Skagit County Fair site: fencing, lighting, stage and new key system.

ADJOURNMENT

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

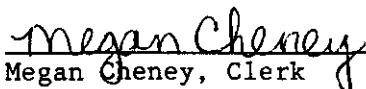
BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

  
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Otto M. Walberg, Jr., Commissioner

  
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Dave Rohrer, Commissioner



  
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Skagit County Board of Commissioners