

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, March 14, 1988

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

9:00 a.m. Board of Health:

1. Variance Request of Abie Label to Allow a Reduced Setback to Property Line for a Proposed On-Site Sewage System to be Constructed on His Five-Acre Tract Along Highway 9 (Lot A, Short Plat #10-87).
2. "Chili Cook-Off" Fees.
3. Individual Water Supply Loan Reporting Activity.
4. Discussion of Draft Policy and Procedure for Public Inspection and Copying of Public Records.

10:00 a.m. Western Washington University - Presentation on Environmental Toxicology Study Proposal.

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

1. Public Hearing - Consideration of Road Establishment - Goldie Lane.
2. Signature - Gunderson Road Contract.
3. Signature - Professional Services Contract - Little Mountain Road Appraisals.
4. Signature - Ordinance Establishing a Speed Limit on Rosario Road.
5. Update - Resource Recovery Facility.
6. Signature - Change Order - Resource Recovery Facility.
7. Miscellaneous Items.

11:00 a.m. Department of Emergency Management - Update - SARA Title III - Training and Resource Committee.

MISCELLANEOUS ITEMS

- 1:30 p.m.
1. Bid Opening - Herbicides for Roadside Vegetation Control.
 2. Discussion - Juvenile Detention Improvements.
 3. Miscellaneous Items.

2:00 p.m. Executive Session - Litigation.

The Skagit County Board of Commissioners met in regular session on Monday, March 14, 1988, with Commissioners Vaux, Walberg and Rohrer present.

BOARD OF HEALTH:

1. Variance Request of Abie Label to Allow a Reduced Setback to Property Line for a Proposed On-Site Sewage System to be Constructed on His Five-Acre Tract Along Highway 9 (Lot A, Short Plat #10-87).

The Board was informed that this situation has been resolved, and therefore, no action by the Board at this time is necessary.

At this time, the following miscellaneous item was addressed:

Steve Wood, Director of the Department of Planning and Community Development, introduced Gary Christensen, who has been hired to fill the position of Planner.

The Board welcomed Mr. Christensen to Skagit County.

2. "Chili Cook-Off" Fees.

John Thayer, Environmental Health Specialist III, explained the Sedro-Woolley Kiwanis have been in contact with the Health Department regarding sponsoring a Chili Cook-Off in Sedro-Woolley on April 2, 1988. This cook-off would constitute a food preparation event where a number of people compete to see who makes the best chili. The public pays a fee to watch the festivities. They may also sample the product. The winners of the event gain points toward competing nationally. These events have been used as charitable fund raisers.

Skagit County Board of Health Resolution #11271 establishes fees for all Health Department services including a \$30 fee for temporary food booths serving potentially hazardous foods, such as chili. Mr. Thayer explained no exception has been made for charitable feeding events. The fees were set to recover a portion of the cost of providing education, screening and surveillance over the events. In this case, sponsors of the event feel the \$30 per booth fee is excessive.

Mr. Thayer recommended the Board allow the April 2, 1988, Sedro-Woolley Chili Cook-Off to be charged a rate of \$35 per hour in lieu of the normal \$30 per booth fee. The Sedro-Woolley Kiwanis Club would be responsible for paying the fee after the completion of the event, based upon an invoice from the Skagit County Health Department as to the time expended in the planning, menu review and surveillance portion of the event.

Linda Boze, of the Sedro-Woolley Chamber of Commerce, explained they are basing this event on similar cook-offs held in neighboring communities. Experienced participants and organizers will be involved.

Commissioner Rohrer motioned the Health Department charge a flat fee of \$50 for this Chili Cook-Off scheduled for April 2, 1988, in Sedro-Woolley. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Individual Water Supply Loan Reporting Activity.

Ron Palmer, Environmental Health Specialist II, explained the Loan Report Program is one of the few programs administered by the Skagit County Health Department that is not mandated by state law. The program has gradually evolved as a courtesy to local realtors and lending institutions as the result of their requests to evaluate private water systems on properties being considered for loan approval. The Health Department's obligation and goal in this program is two-fold:

- a. Inform potential buyers of deficiencies in a system that might pose a risk to health; and
- b. Provide accurate reports on water systems to lenders.

Mr. Palmer explained the evaluation of each water system discusses construction, location, quality and quantity.

The Board thanked Mr. Palmer for his report.

4. Discussion of Draft Policy and Procedure for Public Inspection and Copying of Public Records.

John Thayer, Environmental Health Specialist III, explained the updated Draft Policy and Procedure for Public Inspection and Copying of Public Records was similar to that considered by the Board on November 9, 1987, with the exception of the following changes:

- a. Timing for Copying of Records: This section has been revised to allow use of the Health Department copying machine by an individual, should the procedure not interfere with business.
- b. Cost of Copies: A \$0.10 per copy fee for copies made by the individual is proposed.
- c. Access to Public Records: Procedures for limiting access to one hour blocks of time have been removed. The Department still may copy the entire file for loan purposes or have professional staff sit with the file and individual to protect the record.

Mr. Thayer explained this draft has been approved by John Moffat, Chief Civil Deputy, of the Prosecutor's Office.

Chairman Vaux asked Mr. Thayer to work with Bob Taylor, Administrative Officer, in order to notify all County departments and offices.

Mr. Thayer will prepare the final Policy and Procedure for Public Inspection and Copying of Public Records for the Board's approval.

WESTERN WASHINGTON UNIVERSITY - PRESENTATION ON ENVIRONMENTAL TOXICOLOGY STUDY PROPOSAL.

Among those present for this discussion were the following: Ken Willis, Environmental Health Specialist II of the Health Department; Cindy Spens and Terry Nyman of Northwest Air Pollution Authority; Bill Frederick of Energy Resource Recovery, Inc.; Anacortes Mayor Jim Rice; Sedro-Woolley Mayor Don Walley; Burlington City Supervisor Stan Kersey; Dr. Ronald J. Kendall, Professor and Director of the Institute of Wildlife Toxicology, Huxley College of Environmental Studies, Western Washington University; and George P. Cobb III, Environmental Chemist, Institute of Wildlife Toxicology, Huxley College of Environmental Studies, Western Washington University.

Ken Willis introduced Dr. Kendall and Dr. Cobb. Mr. Willis informed the Board of the Institute of Wildlife Toxicology's interest in monitoring the resource recovery facility, both prior to operation and during operation.

Dr. Kendall explained their interest in the field of hazardous waste in Washington State.

Dr. Cobb noted the Department of Ecology (D.O.E.) has required this project be revised from a ten-year plan to a four-year plan. D.O.E. would pay one-half of the cost of this project.

Dr. Kendall noted many more hours of research would be expended on the project without charge. He explained the analytical costs are expensive. Dr. Kendall invited the Board to have the program audited.

Chairman Vaux noted two possible objections to the study: (1) the cost; and (2) philosophically, some citizens might think the study was unnecessary.

Dr. Kendall emphasized this study would sample the environment both before operation of the incinerator as well as during operation. He felt this study would actually act as an insurance policy, and would encourage support from environmentalists.

Mayor Jim Rice roughly calculated the study could result in an approximate \$1.30 per ton increase in tipping fees for cities.

Terry Nyman stated the Northwest Air Pollution Authority will be monitoring emissions.

Mayor Rice expressed concern for funding of the County's one-half of the study.

Mayor Don Walley asked if other methods of testing the environment were available.

Chairman Vaux explained this would be a new type of study.

Stan Kersey felt the state should entirely fund a thorough study, rather than partially fund many sample studies.

Mayor Rice expressed skepticism, but supported the proposal.

Chairman Vaux announced that additional discussion of this item will follow in one week.

PUBLIC WORKS DEPARTMENT - Jay Ensley, Director:

1. Public Hearing - Consideration of Road Establishment - Goldie Lane.

Chairman Vaux waived the reading of the Notice of Public Hearing, as published in the Skagit Argus on February 23, and March 1, 1988.

Jay Ensley presented the Engineer's Report recommending Goldie Lane be established as a County road with a speed limit of 40 m.p.h.

As there was no further comment, Commissioner Walberg motioned to close the public hearing. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

Commissioner Walberg motioned to establish Goldie Lane as a County road with a speed limit of 40 m.p.h., as recommended by the Public Works Department. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

2. Signature - Gunderson Road Contract.

The Board approved for signature the contract with Valley Paving and Construction for the reconstruction of 0.78 miles of Gunderson Road.

3. Signature - Professional Services Contract - Little Mountain Road Appraisals.

Commissioner Walberg motioned to enter into an agreement with Wayne Hancock & Associates for appraisal reports on eleven parcels on Little Mountain Road. The total cost of this service will be \$1,419. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

4. Signature - Ordinance Establishing a Speed Limit on Rosario Road.

In accordance with action previously taken, the Board approved for signature the ordinance establishing a speed of 45 m.p.h. on Rosario Road, between the intersection of Heart Lake Road and the intersection of Marine Drive. (Ordinance #11521)

5. Update - Resource Recovery Facility.

Bill Ness, Solid Waste Engineer, presented minutes from the weekly site meeting of Friday, March 11, 1988.

Mr. Ness informed the Board of a future change order to provide a modem and necessary tie-in of the computer to the Burlington shop. The cost of this project will be approximately \$3,200.

The Board indicated approval of this proposed change order.

6. Signature - Change Order - Resource Recovery Facility.

Commissioner Walberg motioned to approve Change Order #4 regarding the design and construction of the sanitary sewer line from the resource recovery facility site boundary to the City of Burlington's sewer system, at a total cost of \$48,903. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

7. Miscellaneous Items.

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

DEPARTMENT OF EMERGENCY MANAGEMENT - UPDATE - SARA TITLE III - TRAINING AND RESOURCE COMMITTEE.

Tom Sheahan, Director of the Emergency Management Department, was present, along with Jim Allen, Fire Chief of Skagit County Fire Protection District #8, and Tom Oakes, Fire Chief of Sedro-Woolley.

Mr. Allen informed the Board of a one-day informational conference proposed in April for elected officials. The conference will give elected officials an overview of the laws and requirements for responding to hazardous material incidents.

Mr. Allen also informed the Board of mandatory training of first responders (fire fighters, police officers, emergency medical personnel, emergency

dispatchers, and any allied professionals, such as Department of Transportation personnel).

Mr. Oakes, Chairman of the Resource Committee, explained the committee's mission:

1. Evaluate the need for resources necessary to develop, implement and exercise the plan;
2. Make recommendations for additional resources and means to acquire them; and
3. Make recommendations for monetary resources to carry out Title III.

Tom Sheahan explained the Haz-Mat Team primarily works to contain and control hazardous material incidents. Other agencies and firms are contracted for extensive incidents.

Discussion followed regarding construction of a trailer for use in hazardous material incidents.

Commissioner Rohrer suggested the County road supervisors be included in the informational conference.

The Board thanked Mr. Sheahan, Mr. Allen and Mr. Oakes for their presentation.

1. BID OPENING - HERBICIDES FOR ROADSIDE VEGETATION CONTROL.

Chairman Vaux waived the reading of the Notice of Call for Bids, as published in the Skagit Argus on March 1, and March 8, 1988.

The following bids were received:

- a. Wilbur-Ellis Company
8643 South 212th Street
Kent, WA 98031

Total Out-of-Pocket Cost to Skagit County: \$25,855.30

- b. Wolfkill Feed & Fertilizer
205 West Fir
Mount Vernon, WA 98273

Total Out-of-Pocket Cost to Skagit County: \$26,924.72

Commissioner Rohrer motioned to award the bid for the purchase of nine herbicides for roadside vegetation control to Wilbur-Ellis Company for their

low bid of \$25,855.30, as recommended by the Public Works Department. Commissioner Walberg seconded the motion. The motion was carried unanimously.

2. DISCUSSION - JUVENILE DETENTION IMPROVEMENTS.

Roger Howard, Facilities Manager, presented a list of building improvements crucially needed by the Juvenile Probation facility. Estimates for the ten recommended improvements totaled \$15,500. Mr. Howard recommended these items be accomplished through a change order with the contractor currently remodeling the Prosecutor's Office below the Juvenile Probation facility.

The Board approved of these improvements and the method of accomplishment.

MISCELLANEOUS ITEMS

1. The Board approved of publication of a Notice of Availability of Adopted Budget, as presented by Mike Woodmansee, Budget and Finance Director.
2. Commissioner Walberg motioned to approve the Record of the Proceedings for Monday, March 7, 1988, and Tuesday, March 8, 1988. Commissioner Rohrer seconded the motion. The motion was carried unanimously.
3. In accordance with action previously taken, the Board approved for signature the resolution extending the on-site sewage system repair completion deadline in Resolution #11445 for Rosalee Stafford. (Resolution #11522)
4. The Board approved for signature the following agreements for the preparation of meals for senior citizens during 1988:
 - a. United General Hospital for the Burlington Community Center, Sedro-Woolley Senior Center, Mount Vernon Senior Center and Mount Vernon Manor; and
 - b. Island Hospital for the Anacortes Senior Center.
5. Commissioner Rohrer motioned to adopt the resolution appointing Ronald G. Neely to fill the vacancy on the Board of Commissioners of Fire Protection District #12 until the next general election for this position. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #11523)
6. 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.

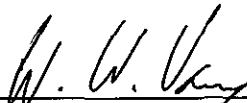
As of this date, March 14, 1988, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- a. Vouchers #73715 through #73758 (Warrants #73715 through #73758) in the total amount of \$9,540.00. (PR-05-88)
- b. Vouchers #801643 through #802172 (Warrants #31440 through #31834) in the total amount of \$481,215.43. (C-10-88)
- c. Vouchers #50255 through #50373 (Warrants #50255 through #50373) in the total amount of \$1,533,311.28. (R-11-88)

ADJOURNMENT

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

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

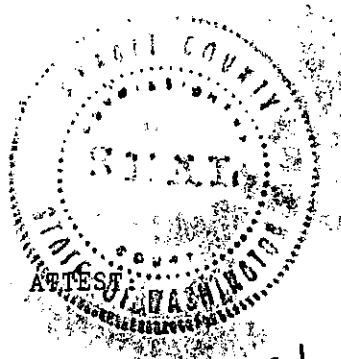


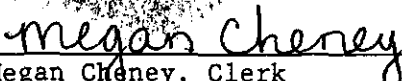
W. W. Vaux, Chairman

Otto M. Walberg, Jr., Commissioner



Dave Rohrer, Commissioner





Megan Cheney, Clerk
Skagit County Board of Commissioners