

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, September 12, 1988

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

Flag Salute

9:00 a.m. Board of Health:

1. Variance Request of Robert W. Smith, 528 Gibraltar Road, to Allow a Reduced Set-back between an On-site Sewage System and his Neighbors Well.
2. Request by DSHS for Enforcement Action Relative to the Water Supply System at the Big Lake Resort and Carousel Apartments.

MISCELLANEOUS ITEMS

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

1. Continuation of Public Hearing - Country Cable T.V., Inc. Franchise Application.
2. Public Hearing - Vacation of Alleyway - Sound View Addition Similk Beach.
3. Public Hearing - Intent to Sell County Surplus Property.
4. Call for Public Hearing - Road Vacation Portion of Pinelli Road.
5. Call for Public Hearing - Speed Limit Reduction - Heart Lake (Donnel) Road.
6. Bid Award Recommendation - One (1) Used 4-Wheel Drive One (1) Ton Cab and Chassis Unit.
7. Signature - Approval Flood Control Project Dike District #19.
8. Signature - Approval Flood Control Project Dike District #20.
9. Miscellaneous Items.

12:00 Noon Skagit Emergency Management Council Meeting at the Mount Vernon Elks Club.

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

2:30 p.m. Executive Session - Litigation.

The Skagit County Board of Commissioners met in regular session on Monday, September 12, 1988, with Commissioners Vaux, Rohrer and Walberg present.

Board of Health

1. Variance Request of Robert W. Smith, 528 Gibraltar Road, to Allow a Reduced Set-back between an On-site Sewage System and his Neighbors Well.

Tom Karsh, Environmental Health Officer, presented background on Mr. Smith's request and stated that the staff has recommended approval of the request, provided three conditions be adhered to. All conditions have been met.

Commissioner Rohrer moved to approve the request of Robert W. Smith, with conditions. Commissioner Walberg seconded and the motion carried.

2. Request by DSHS for Enforcement Action Relative to the Water Supply System at the Big Lake Resort and Carousel Apartments.

Lorna Haycox, Skagit County Health Department, introduced Mr. Jim Stidman, from the Big Lake Resort, and presented a letter to the Board which gave background concerning this matter.

Mr. Stidman gave background on what he has done previously to comply with the regulations. Mr. Stidman feels that the only answer is to get P.U.D. water to the Big Lake area.

Greg Peterka, Skagit P.U.D., stated P.U.D.'s position regarding getting water to the Big Lake area.

Mr. Jack Turley, who lives in the Carousel Apartments, inquired as to whether there was any evidence of anyone becoming ill from the water at Big Lake. Lorna Haycox gave a background on the types of water-borne diseases and how the Health Department tests for these diseases.

Chairman Vaux urged Mr. Stidman to meet with Moe Batra, of DSHS and Lorna Haycox, to further discuss solutions to the problem.

The hearing was continued until September 26, 1988.

MISCELLANEOUS ITEMS

1. 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, September 12, 1988, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Vouchers 808679 through 809110 (Warrant 36643-36977) in the amount of \$845,859.74. (C-36-88)

2. Commissioner Walberg moved to approve the Record of the Proceedings for Tuesday, September 6, 1988, and Wednesday, September 7, 1988. Commissioner Vaux seconded and the motion carried with a unanimous vote.

Public Works Department - Jay Ensley, Director:

1. Continuation of Public Hearing - Country Cable T.V., Inc. Franchise Application.

Jay Ensley, Director of Public Works, gave background information on Country Cable T.V., and informed the Board that Country Cable has specified specific areas of service since the last public hearing. Chairman Vaux presented petitions and phone messages received in support of Country Cable T.V.

John Moffat, Skagit County Prosecuting Attorney's Office, clarified the Commissioners legal position.

Mr. Jim Lonneker, owner of Country Cable T.V. was questioned as to how soon construction activity would begin. Mr. Lonneker stated that if the franchise were to be approved, construction would possibly start in one week.

Ed Varhaug, consultant for Country Cable T.V. amended one portion of the map to show that Country Cable wished to serve all of Guemes Island. Mr. Varhaug also submitted more petitions in support of the franchise application.

Commissioner Rohrer moved to close the public hearing, Chairman Vaux seconded and the motion carried unanimously.

Commissioner Rohrer moved to approve the resolution granting the franchise application to Country Cable T.V., noting the change to include all of Guemes Island. Commissioner Walberg seconded the motion, which passed with a unanimous vote. (Resolution 11752)

2. Public Hearing - Vacation of Alleyway - Sound View Addition Similk Beach.

Chairman Vaux waived the reading of the Notice of Public Hearing as published in the Skagit Argus on August 30 and September 6, 1988.

Jay Ensley, Public Works Director, gave the Board background information on the proposed vacation. Mr. Earl Morgan, property owner, also added information regarding the request.

Commissioner Rohrer moved to close the public hearing and Commissioner Walberg seconded. The motion carried with a unanimous vote.

Commissioner Rohrer moved to approve the vacation request. Commissioner Walberg seconded and the motion passed unanimously.

3. Public Hearing - Intent to Sell County Surplus Property.

Chairman Vaux waived the reading of the Notice of Intent to Sell County Property, as published in the Skagit Argus on August 30 and September 6, the Skagit Valley Herald on September 6, the Concrete Herald on September 8, the Anacortes American on September 7, and the Skagit River Post on September 8, 1988.

Jay Ensley gave the Board background on the proposed sale. Hearing no further comment, Commissioner Rohrer moved to close the public hearing. Commissioner Walberg seconded and the motion carried unanimously.

Commissioner Walberg moved to approve the resolution ordering that the stated surplus county property be disposed of by the County Treasurer, at the County Road Maintenance Complex, located on Highway 20 at Alder Street in Burlington, Washington, at noon on September 23, 1988, to the highest and best bidder at public auction. Commissioner Rohrer seconded. The motion passed with a unanimous vote. (Resolution 11736)

4. Call for Public Hearing - Road Vacation Portion of Pinelli Road.

Commissioner Walberg moved to approve the resolution calling for a public hearing to receive testimony regarding the vacation of unused County right-of-way for Pinelli Road. Commissioner Rohrer seconded. The motion passed unanimously. The public hearing will be held on Monday, October 3, 1988, at 10:30 a.m., in the Commissioners' Hearing Room. (Resolution 11737)

5. Call for Public Hearing - Speed Limit Reduction - Heart Lake (Donnel) Road.

Commissioner Walberg moved to approve the resolution calling for a public hearing to be held on October 3, 1988, at 10:30 a.m., in the Commissioners' Hearing Room, in order to receive testimony in regard to lowering the speed limit on a portion of Heart Lake Road. Commissioner Rohrer seconded and the motion carried unanimously. (Resolution 11738)

6. Bid Award Recommendation - One (1) Used 4-Wheel Drive One (1) Ton Cab and Chassis Unit.

Commissioner Rohrer moved to approve the resolution awarding the bid for the purchase of a used four-wheel drive, one-ton cab and chassis unit, for use by the Public Works Department, to Rallye Auto Sales for the bid of \$9,782.50. Commissioner Walberg seconded and the motion carried unanimously. (Resolution 11739)

7. Signature - Approval Flood Control Project Dike District #19.

Commissioner Walberg moved to adopt the resolution approving Flood Control Project No. FC 8804, for the amount of \$5,140.00. Commissioner Rohrer seconded and the motion carried unanimously. (Resolution 11740)

8. Signature - Approval Flood Control Project Dike District #20.

Commissioner Walberg moved to adopt the resolution approving Flood Control Project No. FC 8805, for the amount of \$5,000.00. Commissioner Rohrer seconded and the motion passed unanimously. (Resolution 11741)

9. Miscellaneous Items.

- a. Commissioner Walberg moved to adopt the resolution calling for a public hearing to receive input regarding the Skagit County Comprehensive Flood Control Management Plan. Commissioner Rohrer seconded. The motion passed unanimously. The public hearing will be held on September 27, 1988, in Hearing Room C, Skagit County Administration Building at 7:00 p.m., and at 7:00 p.m. on October 18, 1988, in Hearing Room C, Skagit County Administration Building. (Resolution 11742)
- b. Jay Ensley presented a request from David Parent, Puget Sound Fund Administrator, for waiving landfill fees for a volunteer marine debris collection on September 17, 1988. The Board granted permission, provided the dumping is well supervised, and no out-of-county debris is dumped.
- c. Jeff Monson, County Engineer, discussed with the Board the situation regarding the road running in front of Clear Lake School.

MISCELLANEOUS

1. Bob Taylor, Administrative Officer, presented resolutions deeding previously identified county surplus property to the public entities that can best use them.
 - a. Commissioner Walberg moved to approve the resolution deeding parcel No.: 173506-0-161-0009 to the Town of Lyman. Commissioner Rohrer seconded. The motion carried. (Resolution 11743)
 - b. Commissioner Walberg moved to approve the resolution deeding parcel No.: 053503-0-018-0001 and No. 053503-0-021-0006 to Drainage District #16. Commissioner Rohrer seconded. The motion carried. (Resolution 11744)
 - c. Commissioner Walberg moved to approve the resolution deeding parcel No.: 083405-3-005-0006 to the Department of Natural Resources. Commissioner Rohrer seconded. The motion carried. (Resolution 11745)
 - d. Commissioner Walberg moved to approve the resolution deeding parcels No.: 4113-014-020-0003 and 4113-014-016-0009 to the Town of Hamilton. Commissioner Rohrer seconded. The motion carried. (Resolution 11746)

- e. Commissioner Walberg moved to approve the resolution deeding parcel No: 4113-055-010-0008 to the Sedro Woolley School District No. 101. Commissioner Rohrer seconded. The motion carried. (Resolution 11747)
 - f. Commissioner Walberg moved to approve the resolution deeding parcel Nos.: 313604-1-008-0007, 4114-052-000-0006, 143506-0-011-0004, and 143506-1-013-0000 to the Skagit County Parks and Recreation Department. Commissioner Rohrer seconded. The motion carried. (Resolution 11748)
 - g. Commissioner Walberg moved to approve the resolution deeding parcel No.: 4076-003-007-0008 to Skagit P.U.D. #1. Commissioner Rohrer seconded. The motion carried. (Resolution 11749)
 - h. Chairman Vaux moved to approve the resolution deeding a plot of land already being used by the W.S.U. Experiment Station to Washington State University. Commissioner Rohrer seconded. The motion carried. (Resolution 11750)
- 2. The Board signed a contract between the Office of Assigned Counsel and Donald Bisagna for legal services.
 - 3. The Board approved and signed a real estate purchase and sale agreement, with earnest money provision.
 - 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.

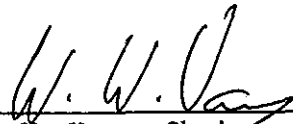
As of this date, September 12, 1988, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- a. Vouchers MW8020-36978 through MW8021-36979 (Warrants 36978-36979) in the amount of \$9,768.29. (C37-88)
- b. Vouchers 51489 through 51591 (Warrants 51489-51591) in the amount of \$713,059.26. (R29-88)

ADJOURNMENT

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

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



W. W. Vaux, Chairman



Kimberly Walberg, Commissioner

Dave Rohrer, Commissioner

ATTEST:



Susan Aarstad, Acting Clerk
Skagit County Board of Commissioners

