

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, September 26, 1988

Flag Salute

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

9:00 a.m. Board of Health:

1. Introduction of New Staff.
2. Request by DSHS for Enforcement Action Relative to the Water Supply System at the Big Lake Resort and Carousel Apartments (continued from September 12, 1988).
3. Solid Waste Enforcement Grant Update.

10:00 a.m. Executive Session - Labor Negotiations.

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

1. Public Hearing - Franchise Application for Pacific Cable TV.
2. Public Hearing - Parking Restrictions - Portion of Samish Point Road.
3. Discussion - Ferry Facility Improvements.
4. Bid Award Recommendation - La Conner-Whitney Road Project.
5. Signature - CRP for La Conner-Whitney Road Construction Funds.
6. Signature - Easement - Drainage District #15.
7. Resolution - Restriction of Loads - Peth Bridge.
8. Signature - Washington State Parks/Recreation Agreement.
9. Signature - Sale of Surplus Vehicle.
10. Call for Public Hearing - Vacation of Portion of South March's Point Road.
11. Signature - Interlocal Agreements - Delivery of Solid Waste.
12. Discussion - Hazardous Waste.
13. Miscellaneous Items.

1:30 p.m. Presentation - 1989 United Way Campaign.

2:00 p.m. Planning Commission Referred Items:

1. Rezone and Comprehensive Plan Amendment Application #R-88-006 - Bayview Fire District #12.
2. Rezone #R-88-008 - Dorothy Ison.

3:00 p.m. Discussion - Initiative 97B.

3:30 p.m. Signature - ACTION Grant for 1989.

MISCELLANEOUS ITEMS

The Skagit County Board of Commissioners met in regular session on Monday, September 26, 1988, with Commissioners W. W. Vaux, Kimberly Walberg and Dave Rohrer present.

BOARD OF HEALTH:

1. Introduction of New Staff:

Carolyn Milat, Public Health Director, introduced two new employees to the Health Department: Heather Parker, Public Health Nurse; and Patricia Anderson, Microbiologist.

The Board welcomed Ms. Parker and Ms. Anderson to Skagit County.

2. Request by DSHS for Enforcement Action Relative to the Water Supply System at the Big Lake Resort and Carousel Apartments (continued from September 12, 1988).

Lorna Haycox, Environmental Health Specialist II, updated the Board on the proposed enforcement action relative to this matter. Following a meeting on September 19, 1988, with Moe Batra and Steve Baker (of the Department of Social and Health Services), Jim Stidman (owner), and Ms. Haycox, Mr. Stidman agreed to take action. Currently, Don Semrau, a licensed engineer, has been retained to evaluate the situation and provide a list of possible options by December 1, 1988. At that time, Mr. Stidman will have to make some choices and set up a compliance schedule to be available for Mr. Batra's approval by January 1, 1989.

Ms. Haycox recommended the following:

- a. A building moratorium be issued until the water system expansion is operational and after DSHS gives approval to lift it. The RV park would be frozen at 15 RV sites.
- b. Mr. Batra and Mr. Stidman will agree on an acceptable compliance schedule by January 1, 1989.
- c. If DSHS is satisfied with the improvements, the permit will be reissued on July 1, 1989.

Commissioner Rohrer motioned to accept the recommendation of the Health Department, and place a building moratorium at the Big Lake Resort and Carousel Apartments until the water system expansion is operational and

approved by DSHS. A compliance schedule will be approved by DSHS by January 1, 1989, and adequate progress is expected by July 1, 1989. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Solid Waste Enforcement Grant Update.

John Thayer, Environmental Health Supervisor, informed the Board that he expects Skagit County to receive \$25,000 per year for several years in the form of a Solid Waste Enforcement Grant. The funds would be used as follows:

- a. To locate, map and identify risk to the public and environment of abandoned solid waste sites.
- b. To identify, enforce and cleanup promiscuous dumping sites.

The grant will cover 75 percent of the project cost, while local in-kind services would pay Skagit County's share. The Health Department requested permission to begin the hiring process for an Environmental Health Specialist I, pending receipt of the final grant papers.

The Board approved of the Health Department's request and authorized initiation of the hiring process for an Environmental Health Specialist I.

PUBLIC WORKS DEPARTMENT - Jay Ensley, Director:

1. Public Hearing - Franchise Application for Pacific Cable TV.

Chairman Vaux waived the reading of the Notice of Public Hearing, as published in The Skagit Argus on September 13, and September 20, 1988.

Jay Ensley presented a vicinity map of the area proposed to be served by Pacific Cable TV.

Seeing no comment from the public, Commissioner Rohrer motioned to close the public hearing.

Kevin Ewing, President of Pacific Cable TV, explained he had intended to apply for a franchise over roads in the Samish Island and Edison area, however, he inadvertently applied for the Bow area.

Mr. Ensley explained the Board could only consider a franchise for the area previously advertised. In order to consider an additional area, Mr. Ewing will need to apply for a revision to the franchise.

Commissioner Walberg seconded the motion to close the public hearing. The motion was carried unanimously.

Commissioner Walberg motioned to grant an application for franchise over

certain roads in Skagit County, as described in the franchise, to Pacific Cable TV, Inc. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Franchise #11758)

2. Public Hearing - Parking Restrictions - Portion of Samish Point Road.

Chairman Vaux waived the reading of the Notice of Public Hearing, as published in The Skagit Argus on September 13, and September 20, 1988.

Jeff Monsen, County Engineer, reviewed the engineer's report. He explained that since the Samish Point Road paved surface in this area is approximately 20 feet in width, State Statute allows for the posting of No Parking signs. The proposed No Parking Ordinance, however, adds the stipulation that vehicles parking in this vicinity may be immediately towed. The Public Works Department recommended establishment of the parking restrictions subject to the following conditions:

- a. "No Parking Any Time" signs are to be posted immediately along the subject section of roadway as required to ensure adequate access.
- b. Prior to installing the supplemental "Tow Away Zone" indications:
  - (1) A cul-de-sac shall be constructed to allow an easy turn around point at the northerly end of Samish Point Road.
  - (2) Off-road parking shall be provided in the vicinity of the Samish Point Road/Marshall Road intersection.
- c. The Board of Commissioners shall give the Public Works Department verbal approval to install the signs as described in Item "a" above, but withhold signature of the subject ordinance until conditions within Item "b" above are completed.

Dr. and Mrs. Herb Goldston, residents of Samish Point Road, thanked the Board for their proposed action. Dr. Goldston noted that the signs have helped, but the proposed "Tow Away Zone" will additionally help.

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

Chairman Vaux motioned to accept the recommendation of the Public Works Department as outlined above. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Discussion - Ferry Facility Improvements.

Jay Ensley initiated discussion regarding proposed improvements at the Guemes

Ferry dock. He noted these improvements were recommended for safety reasons by Interface, a consultant hired by Skagit County.

The Board requested a tour of the facility prior to authorization of any improvements.

4. Bid Award Recommendation - La Conner-Whitney Road Project.

Commissioner Rohrer motioned to adopt the resolution awarding the bid for reconstructing portions of La Conner-Whitney Road to Associated Sand and Gravel Co., Inc., for their low bid of \$208,470.75. Commissioner Walberg seconded the motion, as recommended by the Public Works Department. The motion was carried unanimously. (Resolution #11759)

5. Signature - CRP for La Conner-Whitney Road Construction Funds.

Commissioner Walberg motioned to adopt the resolution authorizing construction funds in the amount of \$247,318 for improvements to La Conner-Whitney Road, and for alignment revision at the Downey Road intersection with La Conner-Whitney Road. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11760)

6. Signature - Easement - Drainage District #15.

The Board approved for signature an easement granted by Drainage District #15 to Skagit County for reconstruction of a portion of La Conner-Whitney Road.

7. Resolution - Restriction of Loads - Peth Bridge.

Commissioner Walberg motioned to adopt the resolution reducing the legal load limit of the Peth Bridge to four (4) tons, as recommended by the County Engineer. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11761)

8. Signature - Washington State Parks/Recreation Agreement.

This item was postponed until a future date.

9. Signature - Sale of Surplus Vehicle.

Commissioner Walberg motioned to adopt the resolution authorizing the sale to the Town of La Conner of a 1983 Dodge pickup truck (VIN: 1B7GD14T4DS462679)

for the sum of \$650. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11762)

10. Call for Public Hearing - Vacation of Portion of South March's Point Road.

Commissioner Walberg motioned to adopt the resolution calling for a public hearing to consider vacation of a portion of the County right-of-way along South March's Point Road. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11763)

The public hearing is scheduled for 10:30 a.m., on Monday, October 17, 1988.

11. Signature - Interlocal Agreements - Delivery of Solid Waste.

Commissioner Vaux motioned to approve Supplement #2 to Interlocal Agreements with Island County and the City of Oak Harbor for the delivery of solid waste through October 31, 1988, to allow the completion of Acceptance Testing of the Skagit County Resource Recovery Facility. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

12. Discussion - Hazardous Waste.

This item was scheduled for discussion at 3:00 p.m., today.

13. Miscellaneous Items.

Jay Ensley informed the Board that the clearing and excavation along Little Mountain Road has been completed, and at this time they are considering the possibility of postponing further reconstruction until spring.

PRESENTATION - 1989 UNITED WAY CAMPAIGN.

Jere LaFollette, Director of the Skagit Community Mental Health Center, presented 1989 United Way brochures illustrating the many agencies in Skagit County supported through United Way. Mr. LaFollette introduced Dr. Rudy Johnson, the new Executive Director of United Way; Bob Warnecke, Conway's Superintendent of Schools, who is the 1988 President of United Way; and Andrea Martin, of SeaFirst Bank, who is the 1988 Campaign Chairperson.

Various questions were posed and answered. Skagit County's United Way has set a goal of \$418,081, which is a 10 percent increase over last year's goal.

PLANNING COMMISSION REFERRED ITEMS:

Item #2 was addressed prior to Item #1.

2. Rezone #R-88-008 - Dorothy Ison.

Dave Hough, Senior Planner, presented a photo of the subject property located in Bayview on Bayview-Edison Road. He explained this request by Dorothy Ison was to reclassify a 120-foot by 240-foot parcel from Residential to Multi-Family Residential for the purpose of allowing an existing building, converted without proper permits to a 4-family dwelling, to remain as a multi-family dwelling. Although the Department of Planning and Community Development staff recommended approval, the Planning Commission recommended denial of the rezone in a 5 to 1 vote.

Ms. Ison presented photos and a water sample taken from a ditch for the Board's review.

Mr. Hough explained the existing on-site sewage system appears to have been installed in 1968 for a 3-bedroom home. In 1973 the County Health Department determined the system to be malfunctioning and ordered it repaired.

Mr. Hough also noted that prior to approximately 1979, a duplex was allowed in a Residential zone.

Following additional discussion, Chairman Vaux motioned to deny Rezone Request #R-88-008 for Dorothy Ison, as recommended by the Planning Commission. Commissioner Walberg seconded the motion. The motion was carried unanimously.

The Board instructed Mr. Hough to determine options available to Ms. Ison regarding this matter.

Item #1 was addressed at this time.

1. Rezone and Comprehensive Plan Amendment Application #R-88-006 - Bayview Fire District #12.

Dave Hough, Senior Planner, presented an aerial photo and site photo of the area requested for review by Bayview Fire District #12. The request was to reclassify a 26,000 square foot parcel from Residential to Public Use for the purpose of allowing an expansion of the existing fire hall. Mr. Hough noted the Planning Commission unanimously recommended approval of this matter.

Commissioner Rohrer motioned to approve Rezone and Comprehensive Plan Amendment Application #R-88-006 for Bayview Fire District #12, as recommended by the Planning Commission. Commissioner Walberg seconded the motion. The motion was carried unanimously.

**DISCUSSION - INITIATIVE 97B**

Bob Ruby, a representative of the Yes 97B Committee, was present to review Initiative 97B with the Board and answer any questions. He explained that 97B is the current State law for toxic cleanup. A more recent citizen-sponsored effort known as Initiative 97 is also being proposed on the November ballot. Mr. Ruby stated 97B offers more flexibility at the local level in order to handle cleanups, and allows for a more voluntary cleanup procedure. Mr. Ruby asked the Board to endorse 97B in the form of a letter.

Chairman Vaux asked why it was necessary for the Board to prepare a letter of endorsement, since the Washington State Association of Counties withdrew their support for 97 last week, and now stands neutral on the matter.

Mr. Ruby asked the Board to take a stand on the matter by endorsing 97B.

Esther Fowler, of the Association of Washington Business, read her proposed Letter to the Editor of the Skagit Valley Herald in support of 97B.

After listening to representatives of both measures, Fred Owens stated he supports Initiative 97.

Commissioner Walberg stated she hesitated to endorse 97B, based only on information presented in favor of 97B.

Commissioner Rohrer motioned to prepare a letter of endorsement from the Board in favor of 97B.

Commissioner Walberg requested Mr. Ruby provide the Board with information presented by representatives of Initiative 97.

Commissioner Rohrer agreed to withdraw his motion, and address this matter again next week.

**SIGNATURE - ACTION GRANT FOR 1989.**

Tim Holloran, Director of the Senior Services Department, and Dot Schleef, Retired Senior Volunteer Program (RSVP) Coordinator, were present for this item.

The Board approved for signature the 1989 ACTION Grant Application for \$36,646 in funds for the Retired Senior Volunteer Program.

**MISCELLANEOUS ITEMS**

1. The Board approved for signature a letter to the Mount Vernon Senior Center thanking them for the \$4,000 contribution to assist in the renovation of the Mount Vernon Senior Center roof.



2. Tim Holloran, Director of the Senior Services Department, explained he had been contacted by a travel agency regarding contracting with Senior Center Coordinators for tour guide services to senior citizens.

The Board instructed Bob Taylor, Administrative Officer, to research the feasibility of this proposal.

3. Commissioner Rohrer motioned to approve out-of-state travel for Carolyn Milat, Public Health Director, to attend a Washington State Public Health Association and Health Officials meeting in Portland, Oregon, in October. Commissioner Walberg seconded the motion. The motion was carried unanimously.
4. The Board approved for signature a Building Use Agreement for the use of two rooms in Bethlehem Lutheran Church for the Health Department's Well-Child Clinic on Wednesdays through January 4, 1989. Cost to the County for this facility is \$95 per month.
5. Commissioner Walberg motioned to adopt the resolution appointing Richard Roozen, c/o Washington Bulb Company, Inc., 1599 Beaver Marsh Road, Mount Vernon, Washington 98273, to the Skagit Valley Visitors Bureau, effective September 26, 1988, and continuing indefinitely. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11764)
6. Commissioner Walberg motioned to adopt the resolution appointing Bill Laitner, c/o North Cascades National Park, 2105 Highway 20, Sedro-Woolley, Washington 98284, to the Skagit Valley Visitors Bureau, effective September 26, 1988, and continuing indefinitely. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11765)
7. Commissioner Rohrer motioned to adopt the resolution appointing Jack Hilde, 1036 Rolling Ridge Drive, Sedro-Woolley, Washington 98284, to the Skagit County Planning Commission, effective September 26, 1988, and continuing until September 25, 1992. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #11766)
8. Commissioner Rohrer motioned to adopt the resolution appointing Carol Ehlers, 1356 Wind Crest Lane, Anacortes, Washington 98221, to the Skagit County Planning Commission, effective September 26, 1988, and continuing until September 25, 1992. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #11767)
9. In accordance with action previously taken, the Board approved for signature the resolution approving the final Plat of Wilderness Village Division #13. (Resolution #11768)
10. In accordance with action previously taken, the Board approved for signature the ordinance approving an amendment to the Skagit County Code,

Chapter 14.04.190, by adding a provision for side yard easements.  
(Ordinance #11769)

11. Commissioner Rohrer motioned to adopt the resolution appointing Liz Findley, P.O. Box 544, Conway, Washington 98238, to the Developmental Disabilities Board, effective September 26, 1988, and continuing until September 25, 1991. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #11770)
12. Commissioner Rohrer motioned to approve the Record of the Proceedings for Monday, September 19, 1988, and Tuesday, September 20, 1988. Commissioner Walberg seconded the motion. The motion was carried unanimously.
13. The Board approved for signature Professional Services Agreements between the Parks and Recreation Department and the following individuals for basketball official services commencing October 3, 1988, and continuing until December 31, 1988:
  - a. Bill Mersereau, 861 Halloran Road, Bow, Washington 98232.
  - b. Paul S. Klemetsen, 1790 Hillvue Place, Burlington, Washington 98233.
  - c. Peter Stephens, 1221 Hillwood Drive, Mount Vernon, Washington 98273.
  - d. Paul Wingert, 5815 Maleng Road, Acme, Washington 98220.
  - e. Guy Clements, 1911 East Division, Mount Vernon, Washington 98273.
  - f. Kory Austin, 208 North Waugh Road, Mount Vernon, Washington 98273.
  - g. Marty Lopez, 418 North 21st, Mount Vernon, Washington 98273.

Officials shall be paid at the rate of \$15.00 per game for Men's Fastbreak/Custer League; \$12.50 per game for Modified Slowbreak Play; and \$10.00 per game for Youth Leagues and Tournaments.

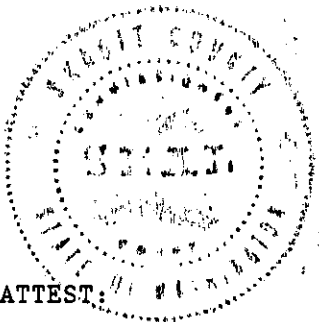
14. The Board approved for signature a lease between Skagit County and James H. Posey, for the lease of grazing land at the Northern State Hospital facility. This lease shall commence on September 21, 1988, and expire on April 30, 1989. At the time of expiration, a new contract will be signed to allow James H. Posey the use of this facility for the period as described in the bid document. Total amount due Skagit County, including leasehold tax, for the two-year period is \$11,122.64.
15. 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 26, 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 #809111 through #809698 (Warrants #36981 through #37382) in the total amount of \$217,812.97. (C-39-88)
  - b. Vouchers #51593 through #51679 (Warrants #51593 through #51679) in the total amount of \$286,508.76. (R-31-88)
16. The Board approved for signature a Contract with Associated Sand and Gravel Co., Inc., for reconstructing 2.54 miles of Beaver Marsh Road for the total sum of \$429,993.65.
  17. The Board approved for signature a Rafters Agreement between the Parks and Recreation Department and Wildwater River Tours for issuance of rafters' permits for exiting the Skagit River onto County property. Permits granted by Skagit County to rafters shall be for the period from October 1, 1988, to September 30, 1989.
  18. The Board approved for signature a Professional Services Agreement between the Parks and Recreation Department and Sylvia Weber, 362 Friday Creek Road, Sedro-Woolley, Washington 98284, for her services as a clothing judge in the Skagit County Fair on August 10, through August 14, 1988, for the sum of \$35.92.
  19. The Board approved for signature Amendment #1 to Grant #G0088156 between the Washington State Department of Ecology and the Parks and Recreation Department to extend the time for completion of the Bayshore Trail project until June 30, 1989.

**ADJOURNMENT**

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



ATTEST:

Megan Cheney  
Megan Cheney, Clerk of the  
Skagit County Board of Commissioners

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

W. W. Vaux  
W. W. Vaux, Chairman

Kimberly Walberg  
Kimberly Walberg, Commissioner

Dave Rohrer  
Dave Rohrer, Commissioner