

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, October 3, 1988

Flag Salute

- 9:00 a.m. Update - Northwest Renewable Resource Center Comprehensive Plan - Shirley Solomon, Project Director.
- 9:30 a.m. Discussion- Initiative 97/97B.
- 10:00 a.m. Executive Session - Labor Negotiations.
- 10:30 a.m. Public Works Department - Jay Ensley, Director:
1. Public Hearing - Lowering of Speed Limit on Heart Lake (C.R. Donnel) Road #1121.
 2. Public Hearing - Vacation of Unused County Right-of-Way - Pinelli Road.
 3. Rescindment - Bid Award Resolution #11759 - La Conner-Whitney Road Reconstruction Project.
 4. Miscellaneous Items.

MISCELLANEOUS ITEMS

- 11:30 a.m. Proclamation - "Let's Talk Month."

MISCELLANEOUS ITEMS

- 2:00 p.m. 1. Public Hearing - Fair Rental Fees.
2. Discussion - Mental Health Regional Plan.

MISCELLANEOUS ITEMS

- 3:00 p.m. Proclamation - "4-H Week."
3:30 p.m. Budget Work Session - Clerk.

The Skagit County Board of Commissioners met in regular session on Monday, October 3, 1988, with Commissioners W. W. Vaux, Kimberly Walberg, and Dave Rohrer present.

UPDATE - NORTHWEST RENEWABLE RESOURCE CENTER COMPREHENSIVE PLAN - Shirley Solomon, Project Director.

Steve Wood, Director of the Skagit County Department of Planning and Community Development, and Gary Christensen, Associate Planner, were also present for this discussion.

Shirley Solomon, Project Director, explained that she feels progress is being made in the project to effect a joint effort between the Swinomish Tribe and Skagit County with regard to resolving land use issues. She expects to have results of the project to the Planning Commission by the end of January, with hearings following in February. She predicted the Northwest Renewable Resource Center's involvement will continue until the end of March, 1989.

Ms. Solomon favored retaining some type of third party involvement following completion of the comprehensive plan, even if only on an as-needed basis.

Chairman Vaux concurred.

Ms. Solomon also suggested extending the Memorandum of Understanding between the Tribe and the County.

Mr. Wood noted that a recent meeting with a representative of the Tribe and Ms. Solomon proved to be productive.

The Board thanked Ms. Solomon for her report.

DISCUSSION - INITIATIVE 97/97B.

Darlene Madenwald presented and reviewed literature in support of Initiative 97 regarding toxic waste cleanup. She asked Chairman Vaux and Commissioner Rohrer to explain how certain oil companies can be exempt from cleanup of toxic waste. In conclusion, Ms. Madenwald requested the Board refrain from making a decision today or decide to remain neutral on this issue. She stated she felt Chairman Vaux should abstain from voting, due to his acceptance of campaign contributions from supporters of Initiative 97B.

Debbie Aldrich, representing the Democratic Central Committee, stated they supported Initiative 97.

Jeff Parsons, who works for the Initiative 97 Campaign, addressed the proposed impacts on local governments and items of misunderstanding. He stated Initiative 97 will provide 39 percent more money, because the oil companies would not be exempt. Mr. Parsons stated Initiative 97 treats all hazardous substances equally, would provide grants for cleanup, emphasizes prevention over cleanup, and encourages waste reduction and recycling programs.

Allan Olson, a member of the Washington State Environmental Council, spoke in favor of Initiative 97. He stated the proposed tax would amount to only .7 of one percent. He asked the Board to review the information and then decide to support Initiative 97.

Helen Day thanked the people of Skagit County for pulling together to support Initiative 97.

Jim Bertolino thanked Commissioner Walberg for requesting information

regarding Initiative 97. He also requested Chairman Vaux abstain from voting on this issue.

Zell Young stated he signed Initiative 97, and he plans to vote for it also.

Commissioner Walberg motioned to continue this discussion until 10:30 a.m., on Tuesday, October 4, 1988. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

PUBLIC WORKS DEPARTMENT - Jay Ensley, Director:

1. Public Hearing - Lowering of Speed Limit on Heart Lake (C.R. Donnel) Road #1121.

Chairman Vaux waived the reading of the Notice of Public Hearing, as published in The Skagit Argus on September 13, 20, and 27, 1988.

Jeff Monsen, Skagit County Engineer, presented a vicinity map and Engineer's Report which he reviewed for the Board. He explained that a number of neighbors in the area petitioned the Board to decrease the speed limit to 20 m.p.h. and install a "Slow, Children at Play" sign. It was the recommendation of the Public Works Department that the Board decrease the current speed limit of the study section from 35 m.p.h. to 25 m.p.h. Mr. Monsen also noted that "Slow, Children at Play" signs may create a false sense of security for parents and children, and therefore, the Public Works Department did not recommend the placement of this sign.

Frank Marriott stated he lives in the next to the last house on the road, and the biggest hazard to traffic is people exiting their driveways without looking properly.

Alice Marriott stated no speed limit sign has ever been on the road.

Helen Schillios pointed out that the stop sign by the store is often ignored. She favored lowering the speed limit to 25 m.p.h. to protect children, horses and cows.

Joyce Iverson stated she lives in the last house on the road. She felt a speed limit of 25 m.p.h. is too slow. Parents should teach their children to stay out of the road.

John Cameron asked how the County would police the road at a slower speed limit.

Discussion followed regarding the dangerous intersection of Rosario Road, Heart Lake Road, Campbell Lake Road and Sharpe Road.

Chairman Vaux motioned to continue this public hearing until 10:30 a.m., Monday, October 24, 1988, in order to allow Mr. Monsen time to review the

intersection problem. Commissioner Walberg seconded the motion. The motion was carried unanimously.

2. Public Hearing - Vacation of Unused County Right-of-Way - Pinelli Road.

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

Jeff Monsen, Skagit County Engineer, presented a vicinity map and Engineer's Report. He explained that on August 7, 1979, and March 13, 1984, this proposed vacation was brought before the Board of Commissioners as a discussion item. It was determined by the Board on August 7, 1979, and again confirmed on March 13, 1984, that the County would be willing to vacate the established portion of right-of-way at the cost of public hearing if Billie Ruyle (the petitioner) would provide a 60-foot right-of-way on the alignment of the existing Pinelli Road as it passes through Mr. Ruyle's property. This right-of-way would extend to the north line of the Southeast quarter of Section 8, Township 35 North, Range 7 East, W.M., so as to prevent land locking of property lying north of Mr. Ruyle's property. Mr. Monsen stated the Public Works Department recommended that this remain a condition of the proposed vacation. Since the properties to be traded would be of equal monetary value, Mr. Monsen recommended the cost of the property be waived by the Board.

Mary Beth Cherberg, Office Engineer, additionally explained the situation.

Mr. Ruyle stated he felt the County's proposed actions were unfair. He questioned the width of the right-of-way.

John Ward, attorney for Dr. Phillip Zeidner, who owns 120 acres north of Mr. Ruyle's property, explained that Dr. Zeidner feels Mr. Ruyle should be entitled to the proposed vacation. However, Dr. Zeidner wants to be certain he maintains a legal access to his property.

Mr. Ruyle felt the proposed exchange of property would subsequently cause a slide onto his property if a road were built.

Chairman Vaux motioned to continue this public hearing until 9:00 a.m., Tuesday, October 11, 1988, on Mr. Ruyle's property at 779 Pinelli Road, Sedro-Woolley. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Rescindment - Bid Award Resolution #11759 - La Conner-Whitney Road Reconstruction Project.

- a. Jeff Monsen, Skagit County Engineer, explained that it was discovered that Associated Sand and Gravel Company, Inc., failed to complete the Disadvantaged Business Enterprise Utilization

Certificate in the bid documents, and therefore, the bid must be considered unresponsive.

Commissioner Walberg motioned to adopt the resolution rescinding Resolution #11759 awarding the bid for the reconstruction of La Conner-Whitney Road to Associated Sand and Gravel Company, Inc. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11771)

- b. Commissioner Walberg motioned to adopt the resolution awarding the bid for the reconstruction of La Conner-Whitney Road to Lakeside Industries for their bid of \$218,793.70. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11772)

4. Miscellaneous Items.

Miscellaneous Public Works Department items will be addressed later this day.

PROCLAMATION - "LET'S TALK MONTH."

Linda Steiner, a member of the Skagit County Teen Pregnancy Prevention Task Force, explained that the Washington State Statewide Steering Committee on Adolescent Pregnancy Prevention, Pregnancy and Parenting has launched the "Let's Talk" campaign in Washington State to support the role of the family in educating our youth about sexuality and parenting issues. Several additional members of the local task force were present.

Commissioner Walberg read the proclamation declaring the month of October, 1988, as "Let's Talk Month" in Skagit County.

PUBLIC HEARING - FAIR RENTAL FEES.

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

Jon Aarstad, Director of the Parks and Recreation Department, presented for the Board's review the 1988-1989 Skagit County Fairgrounds storage rate proposal. He explained the basic fee of \$25 per month would be charged for a space of 10-feet by 20-feet. For each additional foot in length or width, there would be an additional charge of \$2 per foot. In addition, each renter would be responsible to pay the State of Washington leasehold tax. Mr. Aarstad also reviewed the proposed policies.

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

Commissioner Rohrer motioned to adopt the resolution establishing fees and policies for recreational vehicles, equipment and material storage at the Skagit County Fairgrounds. Commissioner Walberg seconded the motion. The motion was carried unanimously. (Resolution #11773)

DISCUSSION - MENTAL HEALTH REGIONAL PLAN.

JoAnn Angevine, Human Services Coordinator, was present to discuss the proposed Plan for Regional Mental Health Residential Care. Ms. Angevine explained the proposal provided for the construction of two 15-bed evaluation and treatment facilities (one each in Snohomish and Whatcom Counties) and a facility for 120 long-term care patients at the former Northern State Hospital in Sedro-Woolley. The latter would provide community residential services for Region III clients who require long-term specialized care who are presently receiving service at Western State Hospital and other specialized care settings.

Commissioner Rohrer motioned to endorse the Plan for Regional Mental Health Residential Care as proposed. Commissioner Walberg seconded the motion. The motion was carried unanimously.

MISCELLANEOUS ITEMS

1. Commissioner Walberg motioned to adopt the resolution by which Skagit County agrees to accept the sum of \$2,000 for the disposal of oiled gravel and debris created by an oil spill occurring on March 5, 1988, involving the Vessel Vamand Wave. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11774)
2. A discussion was held regarding possible establishment of the northern portion of Channel Drive (1,600 lineal feet) following necessary improvements.

Jeff Monsen, County Engineer, recommended the property owners be required to improve the road to County standards with either B.S.T. or asphalt. He presented estimates of the cost of these procedures to the Board.

The Board instructed Mr. Monsen to present the estimates to the property owners for further consideration.

3. Jeff Monsen presented the Board with vehicle sun visors as produced by the Washington State Traffic Safety Commission using the "Party Animal" theme developed by Don McKeehen, DWI/Safety Belt Project Coordinator.
4. The Board approved for signature the following Agreements for the Parks and Recreation Department's use of Burlington-Edison Public Schools facilities:

- a. Use of the Allen School gym on December 17, 1988, for the Pink Cheeks Fun Run.
- b. Use of the Burlington-Edison High School field house on Saturdays during January and February 1989, for youth basketball.
- c. Use of the Burlington-Edison High School field house on October 15, 1988, for a volleyball clinic, and on November 12, 1988, for girls youth basketball.
- d. Use of the Burlington-Edison High School field house on October 17, October 31, and November 7, 1988, for basketball.
- e. Use of the Burlington-Edison High School field house on October 28, and November 11, 1988, for volleyball.

There will be no charge for use of these facilities, provided no School District custodian is needed.

PROCLAMATION - "4-H WEEK."

Many 4-H members were present for this proclamation.

Commissioner Walberg read the proclamation designating the week of October 2 through 8, 1988, as "4-H Week" in Skagit County.

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, October 3, 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 #880216 through #880243 (Warrants #13529 through #14032) in the total amount of \$668,194.57. (P/9/88)
 - b. Vouchers #74906 through #75048 (Warrants #74906 through #75048) in the total amount of \$248,795.00. (PR/18/88)
2. Commissioner Rohrer motioned to approve the Record of the Proceedings for Monday, September 26, and Tuesday, September 27, 1988. Commissioner Walberg seconded the motion. The motion was carried unanimously.

3. Chairman Vaux motioned to approve the Record of the Proceedings for Wednesday, September 28, 1988. Commissioner Walberg seconded the motion. The motion was carried and so ordered.
4. In accordance with action previously taken, the Board approved for signature the resolution denying Rezone Request #R-88-008 for Dorothy Ison. (Resolution #11775)
5. In accordance with action previously taken, the Board approved for signature the resolution approving Comprehensive Plan Amendment and Rezone Request #R-88-006 for Bayview Fire District #12. (Resolution #11776)
6. Commissioner Rohrer motioned to approve the Petition for Property Tax Refund for Ticor Realty Tax Services in the amount of \$141.72, due to payment on the wrong account. Commissioner Walberg seconded the motion, as recommended by the Skagit County Assessor and Treasurer. The motion was carried unanimously. (#011388)
7. The Board approved for signature a Contract for Professional Appraisal Services with Lamb Hanson Lamb Appraisal Associates, Inc., for the provision of appraisal services at Skagit Bay.
8. In accordance with action previously taken, the Board approved for signature the following Quit Claim Deeds by which Skagit County is transferring title of the following properties:
 - a. A tract 9 feet by 100 feet extending north and south between Tax 8 and Lot 2, Block J, Dyers Plat to the Town of Lyman, conveyed to the Town of Lyman.
 - b. Lots 15, 16, 19 and 20, Block 14, of the Hamilton Townsite Company's Second Addition to the Town of Hamilton, Skagit County, Washington, conveyed to the Town of Hamilton.
 - c. Lot 10, Block 55, Townsite Company's Second Addition to Hamilton, conveyed to the Sedro-Woolley School District #101.
 - d. A parcel of land in Government Lot 1, in Section 5, Township 35 North, Range 3 East, W.M., as described in Exhibit "A" attached to the Quit Claim Deed, conveyed to Skagit County Drainage District #16.
 - e. A parcel within the Amended Plat of Burlington, Skagit County, Washington, as described in the Quit Claim Deed, conveyed to the Public Utility District #1.
 - f. The West 1/2 of the Southeast 1/4 of the Southwest 1/4 north of creek in Section 8, Township 34 North, Range 5 East, W.M., conveyed to the State of Washington, Department of Natural Resources.

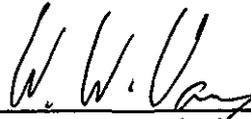
- g. Four parcels of property as described in Exhibit "A" attached to the Quit Claim Deed, conveyed to Skagit County to be used for the sole purpose of the Skagit County Parks and Recreation Department for Park/Open Space purposes per Resolution #11748, dated September 12, 1988.
9. In accordance with action previously taken, the Board approved for signature the Deed by which Skagit County granted to Washington State University the following described parcel:

The East 1/2 of the Southeast 1/4 of the Northwest 1/4 less the South 492 feet; AND the East 16 feet of the South 492 feet of the Southeast 1/4 of the Northwest 1/4 of Section 14, Township 34 North, Range 3 East, W.M.
10. With regard to the Skagit County Resource Recovery Facility, the Board approved for signature a letter to the Department of Ecology requesting funding in the amount of 50 percent of the current cost of making concrete blocks of the fly ash and transporting the blocks to the landfill.
11. Commissioner Walberg motioned to adopt the resolution authorizing the transfer of budget appropriations in the amount of \$2,000 to meet the cost of County Code publication costs. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11777)
12. Commissioner Walberg motioned to adopt the resolution authorizing the transfer of budget appropriations in the amount of \$1,000 to provide sufficient capital outlay appropriation to equip the new Juvenile Detention module. Chairman Vaux seconded the motion. The motion was carried unanimously. (Resolution #11778)
13. Commissioner Walberg motioned to adopt the resolution authorizing the transfer of budget appropriations in the amount of \$5,900 to provide for sufficient compensation and capital outlay appropriations to meet office requirements in the Assessor's Office for the remainder of 1988. Commissioner Rohrer seconded the motion. The motion was carried unanimously. (Resolution #11779)

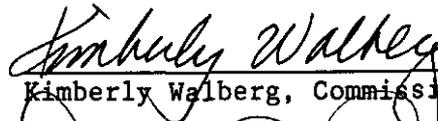
ADJOURNMENT

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

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



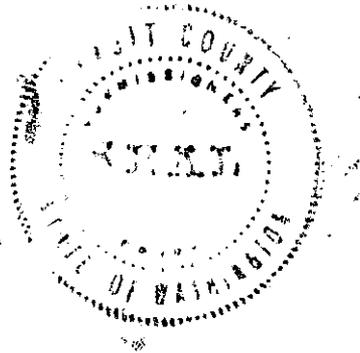
W. W. Vaux, Chairman



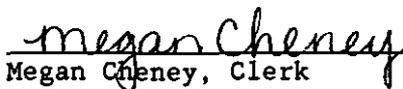
Kimberly Walberg, Commissioner



Dave Rohrer, Commissioner



ATTEST:



Megan Cheney, Clerk
Skagit County Board of Commissioners