

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Friday, February 3, 1989

Flag Salute

1:30 p.m. Continuation of Discussion - Consideration of Certificate of Commercial Operation - Resource Recovery Facility.

The Skagit County Board of Commissioners met in regular session on Friday, February 3, 1989, with Commissioners Dave Rohrer, Ruth Wylie and W. W. Vaux present.

CONTINUATION OF DISCUSSION - CONSIDERATION OF CERTIFICATE OF COMMERCIAL OPERATION - RESOURCE RECOVERY FACILITY.

The Board offered those present who had not spoken at the previous two meetings an opportunity to speak at this time.

Andy Ploeg, 1214 South Anacortes, Burlington, stated he submitted written questions 60 days ago, and hasn't received a reply.

Commissioner Vaux stated he passed the questions on to the Public Works Department.

Don Nevitt asked what is the responsibility of R. W. Beck and Associates.

Jay Ensley, Director of the Public Works Department, explained R. W. Beck and Associates is the consulting firm on this project. The Certificate of Commercial Operation is issued by the consultant.

Commissioner Vaux explained issuance of the Certificate of Commercial Operation implies an enormous responsibility and liability on the consultant's part.

Helen Day, 122 North 4th, Mount Vernon, read a newspaper article regarding the Spokane, Washington, incinerator and emissions testing. She asked who will pay for additional air pollution controls when they become necessary.

Tim Bridges, 207 North Norris, #5, Burlington, defined "work" according to the contract.

Lacinda Etherington, 821 South 11th, Mount Vernon, presented copies of a portion of the contract, in order to clarify the need for change orders.

Mr. Bridges stated all change orders must be approved by the Board of Commissioners.

Ms. Etherington presented Revision #3 of the acceptance test protocols.

Bill Ness, Solid Waste/Environmental Engineer, explained the revisions to Exhibit C of the contract were not revisions at all. The acceptance test procedure was written to conform to the contract in every respect.

Ms. Etherington asked if an attorney was consulted to determine whether or not these revisions constitute change orders to Exhibit C.

Mr. Ensley stated no legal counsel was consulted regarding this matter.

Bob Bingham, representing R. W. Beck and Associates, explained the contract was drafted prior to the design of the facility. No consultation regarding the revisions to Exhibit C was necessary.

Mr. Bridges asked why the Board of Commissioners was not informed of the revisions.

Ms. Etherington stated the procedure and protocols were changed.

Mark Daniel, of La Conner, asked what is the process for monitoring emissions. He felt emissions should be monitored prior to acceptance.

Commissioner Vaux informed Mr. Daniel of the toxicology study which Skagit County is retaining Western Washington University to do, without any government regulation. He concluded there is extensive monitoring taking place at this time.

Discussion ensued.

Mary Roach asked if the contract was properly prepared, how can the Certificate of Commercial Operation be signed with changes the Board didn't know about.

Chairman Rohrer explained the Board relies heavily on the expertise of the engineers.

Additional discussion ensued.

Commissioner Wylie noted that even with recycling, the County will still need a place to burn the garbage and dispose of the ash. She thoroughly supports R. W. Beck and Associates as the consulting engineering firm. Commissioner Wylie motioned to accept the Certificate of Commercial Operation from R. W. Beck and Associates, and issue the County's own certification.

Commissioner Vaux stated he believes incineration and recycling are all part of the picture. He noted that approximately 60 percent of the waste stream is generated within the cities. Commissioner Vaux explained the Department of Ecology twice denied Skagit County's application for a \$35,000 recycling grant. Thus, the surcharge was enacted by the Board to fund a recycling

program. He noted the facility for the most part is operating very well. He stated he has confidence in the people who built the facility, as well as confidence in the people who operate the facility. Commissioner Vaux stated he hopes the critics of the facility will assist Skagit County with a recycling plan. Commissioner Vaux seconded Commissioner Wylie's motion.

Chairman Rohrer thanked everyone for their time and input. He especially thanked Jay Ensley, Bill Ness and Bob Bingham. He explained there will be a public hearing on the entire project at some point in the future.

Commissioner Wylie thanked Ms. Etherington for all of the information she provided.

The motion to accept the Certificate of Commercial Operation from R. W. Beck and Associates was carried unanimously. The Board approved for signature the County's Certificate of Commercial Operation effective November 8, 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, February 3, 1989, the Board, by a unanimous vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows: Vouchers #60019 through #60080 (Warrants #60019 through #60080) in the total amount of \$71,125.24. (R-6-89)

2. Commissioner Vaux motioned to adopt the resolution appointing Mary Lam, P.O. Box 272, La Conner, WA 98257, as a member of the Housing Authority of Skagit County Board of Commissioners, effective February 6, 1989. Said appointment shall expire February 5, 1994. Commissioner Wylie seconded the motion. The motion was carried unanimously. (Resolution #11914)
3. Commissioner Vaux motioned to approve the following Petitions for Property Tax Refund, as recommended by the Skagit County Assessor and Treasurer:
 - a. Burlington Northern, 2100 First Interstate Center, 999 Third Avenue, Seattle, WA 98104, in the amount of \$11.23, due to error in creation of account. (#008988)
 - b. Herschel Linton, 740 Chinook Drive, Burlington, WA 98233, in the amount of \$52.33, due to exemption from last half 1988 taxes. (#000589)

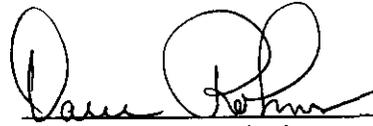
Commissioner Wylie seconded the motion to approve the above listed Petitions for Property Tax Refund. The motion was carried unanimously.

4. The Board approved for signature the Appointment and Oath of Office for Mary Beth Conlee, Deputy County Clerk.

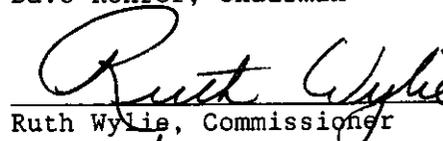
ADJOURNMENT

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

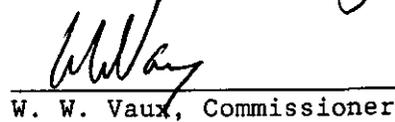
BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



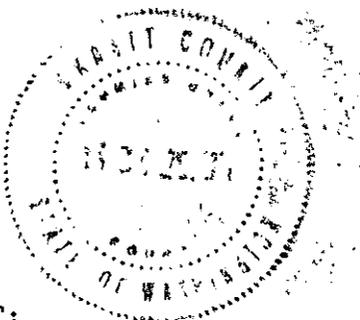
Dave Rohrer, Chairman



Ruth Wylie, Commissioner



W. W. Vaux, Commissioner



ATTEST:



Megan Cheney, Clerk
Skagit County Board of Commissioners