

RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, May 1, 1989

- 9:00 a.m.
1. Signature - Physician Services Agreement, Juvenile Detention.
  2. Resolution - Appointing Commissioner to Drainage District #15.
  3. Miscellaneous Items.

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

1. Continuation of Public Hearing - Vacation Streets/Alleyways - Plat of Fidalgo City.
2. Call For Public Hearing - Vacation Portion of Unused County Right-of-Way, "J" Avenue - Plat of Bayview.
3. Call for Public Hearing - Vacation of Portion of County Right-of-Way, Old Bayview Skagit River Road.
4. Resolution - Adopting Skagit County Loss Control Program and County-wide Safety Manual.
5. Bid Award Recommendation - Recycling Skagit County Solid Waste Facilities.
6. Miscellaneous Items.

- 1:30 p.m.
1. Bid Opening - Bridge Painting.
  2. Bid Opening - One New Latest Model Wheel Loader.
  3. Miscellaneous Items.

2:30 p.m. Discussion - Public Transportation System.

The Skagit County Board of Commissioners met in regular session on Monday, May 1, 1989, with Commissioners Dave Rohrer, Ruth Wylie and W. W. Vaux present.

**SIGNATURE - PHYSICIAN SERVICES AGREEMENT WITH JUVENILE DETENTION.**

Following presentation by Mike Woodmansee, Budget/Finance Director, Commissioner Wylie motioned to approve for signature the renewal of a contract between the Skagit County Juvenile Detention Facility and Drs. Paul C. Creelman and David D. Shilling to provide medical services for juveniles for a retainer fee of \$100 per month for 24-hour telephone coverage, detention staff training for \$105 per hour, and services in the Detention Facility for \$105 per hour. Commissioner Vaux seconded the motion. The motion passed unanimously.

**RESOLUTION - APPOINTING COMMISSIONER TO DRAINAGE DISTRICT #15.**

Commissioner Vaux motioned to appoint Mr. Todd E. Gordon to the Board of Commissioners of Drainage District #15, to complete the term of the retiring Commissioner Albert T. Egbers. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution #12022)

**MISCELLANEOUS ITEMS**

1. Commissioner Wylie motioned to adopt the Records of the Proceedings from

Monday, April 24, 1989; Tuesday, April 25, 1989; and Wednesday, April 26, 1989. Commissioner Vaux seconded the motion, which passed unanimously.

2. As of this date, May 1, 1989, the Board, by unanimous vote, did approve for signature the following warrants and vouchers:
  - a) Vouchers #77059 through #77197 (Warrants #77059 through #77197) in the amount of \$242,712.00 (PR/08/89).
  - b) Vouchers #890091 through #890114 (Warrants #16937 through #17384) in the amount of \$716,475.22 (P/05/89).

PUBLIC WORKS DEPARTMENT - JAY ENSLEY, DIRECTOR:

1. Continuation of Public Hearing - Vacation Streets/Alleyways - Plat of Fidalgo City.

Jay Ensley reviewed the Public Hearing discussions up to this date. He reported on an on-site inspection made by the Board on Wednesday, April 26, 1989. He stated that the assessor has fixed the price of the right-of-way in question at \$.22 per square foot for a total of \$13,706.00 for the right-of-way requested on the west, north and east sides of block #210.

Mr. Ensley located the area in question on a vicinity map and stated that the unopened right-of-ways in the blocks to the north and east of Mr. Rumsey's property have been previously vacated. In response to a question from Commissioner Wylie, Mr. Ensley reported that the right-of-way bordering Block #210 to the east has previously been vacated; therefore a question of access to adjacent property owners to the east would exist if Mr. Rumsey's half was vacated.

Mr. Ensley discussed the options for trade of Mr. Rumsey's portion of Block #149, assessed at \$1,810, for the County's right-of-way around Block #210. He restated the Public Works Department's position that they have found no use for the property by the County.

Mr. Gerald Rumsey presented the Board with his notes regarding his reasons for the vacation request. He recounted a conversation with Denny Stewart of the Assessor's Office in which he was told that other portions of right-of-way in the area had been deeded to property owners at no charge. He requested impartial treatment by the Board.

Jeff Monsen, Assistant Public Works Director, responded that on occasions when County right-of-way has been deeded to property owners at no charge, the owners had been paying property taxes on the right-of-way for an extended period of time.

Commissioner Vaux then motioned to vacate all of the requested right-of-way at Block #210 with the exception of the right-of-way on the west side in return for Mr. Rumsey's portion of Block #149 to be used for a potential site for a park area. Commissioner Wylie seconded the motion. The motion passed unanimously.

2. Call for Public Hearing - Vacation Portion of Unused County Right-of-Way "J" Avenue - Plat of Bayview.

Jay Ensley located "J" Avenue, which is south of the Josh Wilson Road and on the south side of Bayview, on a vicinity map. He asked that a Public Hearing be called to consider the vacation of County right-of-way at "J" Avenue for the purpose of clarification of County records.

Commissioner Wylie motioned to call for a Public Hearing to be held on Monday, May 22, 1989 at 10:30 a.m. to consider vacation of County right-of-way at "J" Avenue. Commissioner Vaux seconded the motion. The motion passed unanimously. (Resolution #12023)

3. Call for Public Hearing - Vacation of Portion of County Right-of-Way Old Bayview Skagit River Road.

Jay Ensley located Old Bayview-Skagit River Road on a vicinity map, north west of Farm to Market Road. He reported that Mr. John Bell and others have requested the vacation of a portion of this road adjacent to their properties.

Commissioner Vaux motioned to adopt the resolution calling for a Public Hearing on the vacation of a portion of County right-of-way at Old Bayview-Skagit River Road to be held Monday, May 22, 1989, at 10:30 a.m. Commissioner Wylie seconded the motion. The motion was approved unanimously. (Resolution #12024)

4. Resolution - Adopting Skagit County Loss Control Program and County-wide Safety Manual.

Mary Cherberg, Office Engineer, presented the Board with the Skagit County Safety Manual, which has been assembled by Ms. Cherberg, and other Public Works Department employees, to comply with a variety of special State and Federal regulations relating to the safety of County employees and the public. She explained that a first draft of the manual has been reviewed by all department heads and elected officials, and the manual presented today is a second revision.

Commissioner Vaux motioned to approve the resolution adopting the following Skagit County Statement of Policy, and to adopt the County-wide Safety Manual.

- a) Provide training to employees in safety methods and accident prevention.
- b) Provide ongoing safety programs, including inspection of the work environment and evaluation of work procedures.
- c) Establish an administrative review process to determine the cause of job-related accidents, and implement corrective procedures to prevent reoccurrences.
- d) Maintain compliance with appropriate Federal, State and local safety regulations to the greatest degree possible within the scope of the County's limited personnel and financial resources.
- e) Establish the goal of zero accidents and injuries.

Chairman Rohrer seconded the motion. The motion passed unanimously.  
(Resolution #12025)

5. Bid Award Recommendation - Recycling at Skagit County Solid Waste Facilities.

Jay Ensley explained that, following review of the bid received and consultation with the Skagit County Chief Civil Deputy, John Moffat, the Public Works Department is recommending that the bid for recycling at Skagit County solid waste facilities be awarded to C&D Recycling for the bid price of \$5,200 per month or \$62,400 per year. He advised that according to Mr. Moffat, the Board may waive irregularities, such as the lack of a bid bond, for a bidder. Mr. Ensley stated that the County presently contracts with C&D Recycling for recycling at Inman Landfill and is currently satisfying all of the requirements of that contract.

Don Bockelman, a concerned citizen from Day Creek, requested that the Board reject all bids and await a report from the consultant hired to recommend a recycling program for Skagit County before issuing a second call for bids. He indicated that other interested parties, such as himself, might then wish to enter a bid.

Commissioner Vaux suggested that the consultant's report most probably will deal mainly with recyclable materials prior to their arrival at refuse transfer stations.

Bill Ness concurred with Commissioner Vaux, stating that it is fairly well known that the contents of the final plan will involve acceptance of recyclables at County waste transfer stations, and therefore this step would be in accordance with the consultants report.

Mr. Bockelman then stated he felt the bid of C&D Recycling was too low, and that the company would be unable to remain feasible throughout the duration of the three year contract.

Mr. Ness responded that the contract contains a clause which allows for the renegotiation of cost items at any time if both parties agree to the renegotiation.

Mr. Charlie Decker, C&D Recycling owner and manager, stated that he is committed to saving Skagit County citizens money. He reaffirmed his reliability as a contractor and reiterated his ability to fulfill the obligations of the contract at the bid price. He agreed to cooperate with any other contractors hired following receipt of the formal recycling plan.

Commissioner Wylie then motioned to award the bid for recycling at all Skagit County waste transfer stations to C&D Recycling for the bid price of \$5,200 per month, or \$62,400 per year, and to waive the irregularity of the bid in that no bid bond was submitted. Commissioner Vaux seconded the motion. The motion passed unanimously. A resolution will be signed at a later date.

6. Miscellaneous Items.

- A. Don Bockelman, a Day Creek resident, reported that during the County-wide Spring Clean Up Day, he and several others picked up approximately 70 bags of refuse from approximately six illegal dump sites at various points on the Skagit River off of South Skagit Highway near Day Creek. He reported that one site between milepoint 3 and 4 had been defiled with an unknown number of elk carcasses. He recommended that the County use rip-rap to block the sites, and that "NO LITTERING" signs be posted at each site.

Chairman Rohrer thanked Mr. Bockelman for his efforts during the clean up day and assured him that the Washington State Game Department would be notified immediately to investigate this complaint.

- B. Jay Ensley updated the Board on the service work being completed on the Guemes Ferry. He stated that the ferry will be back in service on May 5, 1989, as scheduled; however, unforeseen outdrive problems that are not optional work have increased the total bid of approximately \$80,000 an extra \$25-30,000.
- C. Commissioner Wylie formally announced the decision of the Board to hire Mark D. Spahr to the position of Public Works Director to succeed Jay Ensley, who is retiring in mid-June. She read from a press release a summary of Mr. Spahr's background and experience, as well as his annual salary and starting date.
- D. Mike Woodmansee, Budget/Finance Director, requested that Public Hearing dates be set for three grant-related supplemental budget authorizations for the Human Services Fund and Public Health Fund.
- a) Commissioner Wylie motioned to adopt the Resolution calling for a Public Hearing on Wednesday, May 10, 1989, at 10:00 a.m., to consider authorization of a supplemental budget in the amount of \$290.00 to the Public Health Fund #101. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12026)
- b) Commissioner Vaux motioned to adopt the Resolution calling for a Public Hearing on Wednesday, May 10, 1989, at 10:00 a.m., to consider authorization of a supplemental budget in the amount of \$6,162.00 to the Public Health Fund #101. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution #12027)
- c) Commissioner Vaux motioned to adopt the Resolution calling for a Public Hearing on Wednesday, May 10, 1989, at 10:00 a.m., to consider authorization of a supplemental budget in the amount of \$6,000.00 to the Human Services Fund #116. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution #12028)

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Commissioners Rohrer and Vaux were present for the following items.  
Commissioner Wylie's absence was excused.

**BID OPENING - BRIDGE PAINTING.**

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in The Skagit Argus on April 11, 18, and 25, 1989, and in The Daily Journal of Commerce on April 14, 19 and 26, 1989.

The following bids were received and opened:

- a) Dunkin & Bush Painting, Inc.  
P.O. Box 807  
Redmond, WA 98073

Total Bid: \$138,960.00  
Proposal Bond enclosed.

- b) Schultz Painting, Inc.  
Route 10, Box 100  
Spokane, WA

Total Bid: \$190,800.00  
Proposal Bond enclosed.

- c) Coastal Coatings, Inc.  
P.O. 77043  
Seattle, WA 98177

Total Bid: \$195,613.00  
Proposal Bond enclosed.

The bids will be reviewed by the Public Works Department and a recommendation for award made at a later date.

**BID OPENING - ONE NEW LATEST MODEL WHEEL LOADER.**

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in The Skagit Argus on April 18 and 25, 1989.

The following bids were received and opened:

- a) McDonald Industries, Inc.  
22431 83rd Ave. S.  
Kent, WA 98032

No bid.

- b) Ingersoll-Rand Construction Equipment  
11222 E. Marginal Way So.  
Seattle, WA 98168

No bid.

- c) Case Power and Equipment  
3217 Hewitt Ave.  
Everett, WA 98201

Case Model 721  
Total cost to Skagit County: \$88,601.36  
Approximate delivery date: 150 days or less

- d) Case Power and Equipment  
3217 Hewitt Ave.  
Everett, WA 98201

Case Model W30  
Total cost to Skagit County: \$88,601.36  
Approximate delivery date: 150 days or less

- e) Smith Tractor and Equipment Co.  
1712 Hickox Rd.  
Mount Vernon, WA 98273

John Deere Model 624E  
Total cost to Skagit County: \$83,796.25  
Approximate delivery date: 120 days

- f) Fray Equipment Co., Inc.  
5821 First Avenue So.  
Seattle, WA 98108

O & K Trojan Model 2000Z  
Total cost to Skagit County: \$82,322.21  
Approximate delivery date: 45 days after receipt of order

- g) Clyde/West, Inc.  
9615 W. Marginal Way South  
Seattle, WA

Kawasaki Model 70ZII  
Total cost to Skagit County: \$100,248.70  
Approximate delivery date: 45-60 days after award

- h) Northern Commercial Company (dba N.C. Machinery Co.)  
Freeway Drive  
Mount Vernon, WA 98273

Caterpillar, Inc., Model 936E  
Total cost to Skagit County: \$79,144.72  
Approximate delivery date: 2 weeks after receipt of order

- i) Howard-Cooper Corporation  
17700 West Valley Highway  
Tukwila, WA 98188

Dresser Model 530 Payloader  
Total cost to Skagit County: \$99,506.05  
Approximately delivery date: 60-70 days from order

The Public Works Department will consider all bids received and return with a bid award recommendation at a later date.

MISCELLANEOUS ITEMS.

- A. Jay Ensley, Public Works Department Director, requested an Executive Session with the Board to discuss contracts relating to the Resource Recovery Facility. The Board then adjourned to Executive Session.

DISCUSSION - PUBLIC TRANSPORTATION SYSTEM.

Commissioner Vaux explained that today's discussion was scheduled for the Board to make a decision on the need for a Public Transportation Information Conference (PTIC), and if a need was identified, to set a date for such a conference.

Chairman Rohrer explained that due to unforeseen circumstances involving a medical emergency, Commissioner Wylie was unable to attend today's meeting. He therefore recommended that the decision be deferred until a subsequent meeting. Commissioner Vaux concurred and a date of Monday, May 8, 1989, at 10:00 a.m. was set.

Mary Roach of Mount Vernon stated that she and a group of concerned citizens have conducted on-site inspections of the Island County transit system, riding the buses and talking to both drivers and passengers.

Gary Sayles, 1032 Bayview Cemetery Road, Mount Vernon, WA, objected to the postponement of the discussion, in light of the number of concerned citizens in attendance.

The Board took both statements under advisement; however, persisted in their decision to postpone the discussion.

MISCELLANEOUS ITEMS.

- A. The Board approved for signature a Contract for Professional Services with Stephen C. Schutt, Attorney, for representation of Dale Barrington in the dependency of his children, Superior Court cause numbers 87-7-00038-0 and 87-7-00037-1, for the rate of \$60.00 per hour.



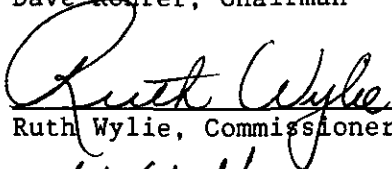
ADJOURNMENT

Chairman Rohrer motioned to adjourn the proceedings. Commissioner Vaux seconded the motion. The motion was carried and so ordered.

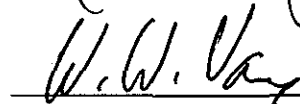
BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON



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Dave Rohrer, Chairman



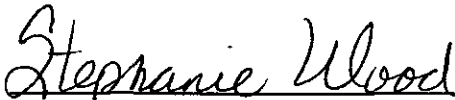
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Ruth Wylie, Commissioner



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W. W. Vaux, Commissioner



ATTEST:



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Stephanie Wood, Clerk  
Skagit County Board of Commissioners