

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, May 8, 1989

9:00 a.m.

Board of Health:

1. Tobacco Issue.
2. Update on Immunization.
3. Skagit County Cleanup Day Update.

10:00 a.m.

Discussion - Public Transportation System.

10:30 a.m.

Public Works Department:

1. Public Hearing: Consideration of Road Establishment - Summers Lane.
2. Discussion - 1989 Minor Construction Work.
3. Submittal - 1989 Priority Array
4. Submittal - 1990-1995 Six Year Transportation Improvement Program.
5. Submittal - Skagit County Comprehensive Flood Control Management Plan.
6. Signature - Right-of-Way Appraisal Chilberg Road.
7. Bid Award Recommendation - Bridge Painting.
8. Bid Award Recommendation - One New Wheel Loader
9. Call for Public Hearing - Road Name Change George Hopper Road.
10. Call for Bids - Road Maintenance Materials.
11. Miscellaneous Items.

1:30 p.m.

Public Works Department:

1. Bid Opening - Highway Paint Striping.
2. Bid Opening - Dolphin Rehabilitation Guemes Ferry Docks.
3. Miscellaneous Items.

2:00 p.m.

Update - Cooperative Extension Activities - Kay Haaland.

The Skagit County Board of Commissioners met on Monday, May 8, 1989 in regular session, with Commissioners Dave Rohrer, Ruth Wylie and W.W. Vaux present.

BOARD OF HEALTH:

1. Tobacco Issues.

Dr. Gary Goldbaum, Skagit County Health Officer, reviewed the health risks, as well as safety risks, of individuals who are chronic tobacco users. He stated that, although there appears to have been a decrease in smoking in the adult population, teenager smokers have increased. He stated that although tobacco has been proven to be an addictive substance, it remains virtually unregulated by government. Dr. Goldbaum reviewed the enactment of the 1986 Clean Indoor Air Act, and stated that locally King County has passed an ordinance restricting access by minors to tobacco products by requiring licensing for

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businesses that sell tobacco products, and the placement of vending machines in areas not accessible to minors, or where they can be monitored. Enforcement includes revocation of the license to sell tobacco products.

Dr. Goldbaum stated that the Health Department wishes to let legislators know that they support actions which would substantially reduce sales of tobacco products to minors by restricting access to these products. Toward that effort, Dr. Goldbaum asked that the Board consider passing an ordinance containing the following basic provisions:

1. Tobacco vending machines: a) Operator's license required.
b) Placement inaccessible to minors.
2. Proof of age required: a) Retailer required to establish 18+.
b) Sale not allowed without identification if purchaser suspected of being minor.
3. Posting required: a) Retailers must post sign stating illegality of sales to persons under age 18.
b) Wording of sign and size of letter specified.
4. License required for retail sales:
a) Establish license fee.
b) Conditions for suspension/revocation.
c) Conditions for application/renewal.
5. Inspections.
6. Enforcement.
7. Civil penalties.

Dr. Goldbaum asked for the Board's permission to discuss such an ordinance with legal counsel.

Discussion ensued on the effect of such an ordinance on the restaurant industry, as well as other businesses that retail tobacco products. The Board then directed Dr. Goldbaum to set up a work session with the Board and representatives from the food industry, at which time costs of licensing, enforcement and funding would be reviewed and further actions discussed.

2. Update on Immunization.

Linda Speck, R.N., Clinic II Nurse, reported that the Health Department provides immunizations to a variety of groups. In Skagit County schools, 92% or greater of students are immunized for diseases such as Rubella, Polio and Diphtheria. Senior citizens receive vaccinations, as well as those traveling abroad where rabies is endemic or epidemic. The latter were previously referred to the U.W. Travel Clinic until April of this year. She further reported that the Department of Social and Health Services Immunization Section has recently proposed legislation whereby the State would completely fund immunizations to school children.

3. Skagit County Cleanup Day Update.

Judith Brown, Environmental Health Specialist, gave information on the Skagit County Clean-Up Day held on April 29, 1989. She reported that 50 to 60

volunteers worked four hours each to clean 10 sites around Skagit County. Three sites were located in Anacortes, two in Mount Vernon, two in Burlington and three in the Sedro Woolley area. Approximately 500 sacks of garbage were collected, with 1-1/2 times that amount being collecting in tires, bedsprings and the like. Health Department participants made suggestions for signing of illegal dumping sites, along with blocking of access with rocks in some spots. Additionally, volunteers each received a free t-shirt, which had been purchased with funds raised from a total of 13 sponsoring businesses and individuals in Skagit County. Ms. Brown stated she wishes to send certificates of good citizenship to each business, and the Board asked for a list of those businesses for review.

The Board discussed present fines for littering and dumping. Judith Brown was thanked for her efforts and directed to contact the Public Works Department to authorize the placing of signs, which would also state the amount of the fine for littering and unlawful dumping, at the sights designated by the clean-up workers.

DISCUSSION - PUBLIC TRANSPORTATION SYSTEM.

Chairman Rohrer explained that the discussion taking place today was postponed from May 1, 1989, and will result in a decision on whether to call for a Public Transportation Improvement Conference (PTIC). The PTIC would then be charged with making a determination on whether there should be a Public Transportation Benefit Area (PTBA), and if so, what the boundaries of that area should be.

Commissioner Wylie read from the Revised Code of Washington that a 30 day notice is required for legislative bodies to attend a PTIC. She read that a PTIC must consist of the County Legislative Body (Board of Commissioners) and one elected official of each city within the County (Mayors).

Commissioners Vaux and Rohrer stated that a PTIC would allow for public comment and statements, and that each city would be poled for their interest and opinions on a PTBA.

Commissioner Wylie then motioned to call for a Public Transportation Improvement Conference to be held Thursday, June 29, 1989 at 7:00 P.M. in Hearing Rooms A, B, and C of the County Courthouse. Commissioner Vaux seconded the motion. The motion passed unanimously.

PUBLIC WORKS DEPARTMENT - JAY ENSLEY, DIRECTOR:

11. Miscellaneous Items.

This item was taken out of order for discussion at this time for the convenience of the audience.

- A. Commissioner Wylie reported on the Western Interstate Conference for Elected Officials, attended by herself, Chairman Rohrer and Jay Ensley, Public Works Director, last week in Great Falls, Montana.

1. Public Hearing: Consideration of Road Establishment - Summers Lane.

Jay Ensley stated that this Public Hearing has been called actually to re-establish Summers Lane as a county road, following its inadvertent deletion from the road program and numbering system at some unknown time in the past. He stated that the road is now in poor repair and serves as access to four homes. He located the road on a vicinity map and explained that it is a part of the old Chilberg Road that was never vacated, near the Rexville Grange and the intersection with Bradshaw Road. Mr. Ensley stated that the road would have to be designated with a different name from Summers Drive, with which it intersects, and that the addresses of the homeowners would most probably change as well. He presented an Engineer's Report compiled by Jeff Mosen, County Engineer.

Mrs. Margaret Summers, a Summers Lane resident, report that besides herself and her husband, her two sons and Mr. Jay Koetje also reside on Summers Lane, and that all favor the establishment of the road.

There being no further public comment, Commissioner Vaux motioned to close the Public Hearing. Commissioner Wylie seconded the motion, which passed unanimously.

Commissioner Vaux then motioned to re-establish County Road #4428, naming it Summers Lane. Commissioner Wylie seconded the motion. The motion passed unanimously.

2. Discussion - 1989 Minor Construction Work.

Jeff Mosen, Assistant Public Works Director, provided the Board with a list of 1989 minor construction and maintenance projects. He explained that the list has been revised because sewer work is incomplete on Maple Lane, Sunset Boulevard and Goldenview, therefore, another project has been moved up, leaving construction on the four streets until sewer work is complete. Secondly, the revisions have caused an increase of approximately \$100,000 to the previously estimated \$200,000 to complete six minor construction projects.

Commissioner Vaux discussed alternatives to item #5, South March Point Road from the Smokehouse to Concrete NorWest. He indicated that the road should be appropriately repaired to handle the heavy truck traffic which frequents this road.

The Board then directed Mr. Mosen to delete item #5 from the minor construction projects list and add it to next years road program major projects list to allow for a more substantial repair, thus decreasing this years minor construction total by \$50,000.

3. Submittal - 1989 Priority Array.

4. Submittal - 1990-1995 Six-Year Transportation Improvement Program.

Agenda Items #3 and #4 were discussed concurrently.

Jay Ensley submitted the preliminary 1990-1995 Six-Year Transportation Improvement Program, 1989 Bridge Report and 1989 Priority Array by district to each commissioner. He stated that there is a deadline of July 1, 1989, for adoption. Mr. Ensley proposed three work sessions, with one optional session, and a Public Hearing date of June 19, 1989, for discussion of acceptance of these reports.

The Board concurred with Mr. Ensley's proposals and directed him to schedule the first work session.

5. Submittal - Skagit County Comprehensive Flood Control Management Plan.

A copy of the Skagit County Comprehensive Flood Control Management Plan of April, 1989, was submitted to the Board by Don Nelson, Flood Control Engineer. He stated that the Department of Ecology has approved the report. He stated that 12 of 13 grant applications for flood control projects have been approved. The single rejection of a pump construction at Edison was discussed and funding alternatives named.

6. Signature - Right-of-Way Appraisal Chilberg Road.

Jay Ensley submitted the right-of-way appraisals for Chilberg Road #4220, for acquisition of designated property for CRP #4220-2, for signature. He summarized the totals for the six parcels of from .01 acres to .44 acres at \$2,730.00.

The Board approved the submitted appraisals, which were so authorized and signed.

7. Bid Award Recommendation - Bridge Painting.

Following presentation by Jay Ensley, Commissioner Vaux motioned to adopt the resolution awarding the bid for bridge painting of various bridges in Skagit County to Dunkin and Bush of Redmond, Washington, for the total amount of \$138,960.00. Commissioner Wylie seconded the motion. The motion passed unanimously. (Resolution #12029)

8. Bid Award Recommendation - One New Wheel Loader.

Following presentation by Jay Ensley, Commissioner Wylie motioned to adopt the resolution awarding the bid for purchase of a new wheel loader for use by the Public Works Department to N.C. Machinery Company of Mount Vernon for a Caterpillar Model 936E for the total price of \$79,144.72. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12030)

9. Call for Public Hearing - Road Name Change George Hopper Road.

Jay Ensley requested a Public Hearing to consider changing the name of George Hopper Road where it falls within the County to West Whitmarsh Road to concur with a previous action by the City of Burlington changing that road name

within their city, to aid Emergency Services in locating residences, and to eliminate confusion for area residents.

Commissioner Wylie then motioned to call for a Public Hearing on Monday, May 22, 1989, at 10:30 A.M. to consider changing the name of George Hopper Road to West Whitmarsh Road. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12031)

10. Call for Bids - Road Maintenance Materials.

At the request of the Public Works Department, Commissioner Vaux motioned to call for bids for the purchase of road maintenance materials, 1) culvert stock, and 2) geotextile stabilization fabric, to be received and opened on May 22, 1989, at 1:30 P.M. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution #12032)

11. Miscellaneous Items.

- B. Tom Sheehan, Department of Emergency Management Director, presented a resolution declaring the existence of an emergency, following the woodland fire at Colony Mountain on May 4, 1989, effective 12:09 p.m. on May 4, 1989, and authorizing expenditure of funds as required to meet the emergency.

Commissioner Vaux motioned to adopt the resolution stated above, with Commissioner Wylie seconding the motion. The motion passed unanimously. (Resolution #12033)

- C. Jay Ensley indicated that the position of Flood Control Manager has been advertised and applications received, according to policies and procedures. Applications have been screened and permission to proceed with scheduling of interviews and notification of applicants not chosen is requested.

The Board directed Mr. Ensley to proceed with scheduling of interviews.

- D. Commissioner Vaux motioned to approve the following Petition for Property Tax Refund:

a) Paul E. Thompson, 1315 South 12th, Mount Vernon, Washington, 98273, in the amount of \$54.81 due to the sale of property on June 23, 1988. (011288)

- E. Commissioner Vaux motioned to adopt the Record of the Proceedings from Monday, May 1, 1989, as submitted. Commissioner Wylie seconded the motion, which passed unanimously.

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F. As of this date, May 8, 1989, the Board, by unanimous vote, did approve for signature the following vouchers and warrants:

- a) Vouchers #60692 through #60791 (Warrants #60692 through #60791) in the amount of \$232,422.86. (R13-89)

PUBLIC WORKS DEPARTMENT - JAY ENSLEY, DIRECTOR:

1. Bid Opening - Highway Paint Striping.

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in The Skagit Argus on April 25 and May 2, 1989.

The following bids were received and opened:

- a) Apply-A-Line, Inc.
106 Frontage Road North
Pacific, WA 98047

Hourly rate for striping: \$193.00
Hourly rate for standby: 0
- b) Road Runner Striping, Inc.
P.O Box 2279
Oak Harbor, WA 98277

Hourly rate for striping: \$110.00
Hourly rate for standby: \$60.00
- c) West Line Construction, Inc.
P.O. Box 7816
Olympia, WA 98507

Hourly rate for striping: \$121.00
Hourly rate for standby: 0
- d) Select Contractors, Inc.
1741 So. 356th
Federal Way, WA 98003

Hourly rate for striping: \$275.00
Hourly rate for standby: 0

Jay Ensley advised that the Public Works Department will review the bids and return at a later date with a recommendation for award.

2. Bid Opening - Dolphin Rehabilitation Guemes Ferry Docks.

Chairman Rohrer waived the reading of the Notice of Call for Bids, as published in The Skagit Argus on April 19, 26 and May 3, 1989, and in The Daily Journal of Commerce on April 21, 28 and May 5, 1989.

The following bids were received and opened:

- a) Manson Construction and Engineering Company
P.O. Box 24067
Seattle, WA 98124

Total Bid: \$72,884.80
Proposal Bond enclosed.

- b) General Construction Company
A Division of Wright Schuchart, Inc.
P.O. Box 24506
Seattle, WA 98124

Total Bid: \$61,020.70
Proposal Bond enclosed.

- c) Hurlen Construction Company
P.O. Box 80945
Seattle, WA 98108

Total Bid: \$55,670.00
Proposal Bond enclosed.

Jay Ensley advised that the Public Works Department will review the bids received and return at a later date with a recommendation for award.

3. Miscellaneous Items.

- A. Jon Aarstad, Parks and Recreation Director, asked for the Board's permission to pay for travel expenses incurred by Norm Brand, Bonita Elfstrom, Paul Taylor and Chris Lofton for travel to Yakima to attend a "Super School" relating to the County Fair in April. The Board agreed to allow this expense.
- B. Mr. Aarstad announced that he had received at least two requests to hold "beer gardens" in County parks. He explained the term "beer garden" as being a restricted area in which adults could purchase and consume beer. He stated that the Fair Board strongly opposes this request. The Board agreed with the opinion of the Fair Board and directed Mr. Aarstad to draw up a policy so stating this view.
- C. Mr. Aarstad explained that chaperoned 4-H groups are allowed unlimited use of the Fairgrounds riding arena; however, recently individuals not affiliated with any civic group have been using this facility for riding, and may prove to be a liability to the County Fairgrounds. He recommended only 4-H sanctioned groups be allowed to use the area. The Board suggested Mr. Aarstad research the scheduling of time for non-sanctioned individuals to use the arena, with a possible fee attached.

- D. The Board approved the following contracts for entertainment at the Skagit County Fair:
- a) The Hager Twins (John and Jim Hager), 38 Music Square East, Suite 300, Nashville, TN 37203, to provide two grandstand shows on Saturday, August 12, 1989, 6:00 P.M. and 8:00 P.M., for a flat fee of \$3,000.
 - b) The Jerry Owens Band, 38 Music Square East, Suite 300, Nashville, TN 37203, to provide musical back up to the Hager Twins on Saturday, August 12, 1989, at 6:00 P.M. and 8:00 P.M., for a flat fee of \$1,150.
 - c) Craig Cooke Entertainment, P.O. Box 27040, Seattle, WA 98125, to provide the following musical bands for four 30 minute sets on August 11, 1989: "No Rules", "The Look", "Future Shock", and "Mirazh", for the wage of \$2,000.

UPDATE - COOPERATIVE EXTENSION ACTIVITIES - KAY HAALAND.

Kay Haaland, Chair - Area Extension Agent, gave an update on the activities of the Cooperative Extension. She stated that the satellite is operational and has been used a few times. Reception, however, has been substandard, and the service will be advertised more freely when the reception is clearer.

A formalized partnership has been made with Skagit Valley College, and it is hoped that one project that will come of that partnership will be the development of a marketing plan for the Skagit County Fair.

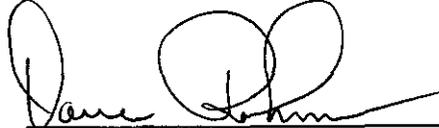
Ms. Haaland then discussed formal training programs for County employees and the project reporting system required by W.S.U. Cooperative Extension Advisory Committee Chairman Dave Boone explained that his organization serves to help the W.S.U. Cooperative Extension meet the needs of the community. He explained the changing role of the Cooperative Extension from one of agricultural education to a broad range of other fields. He discussed the referring of the Livestock work area to the Snohomish County Livestock Agent. Mr. Boone also gave information on the 4-H program.

Ms. Haaland explained the functions of each of the agents working with the Cooperative Extension. She and Mr. Boone then discussed future concerns of the extension; increasing workload and work area constriction.

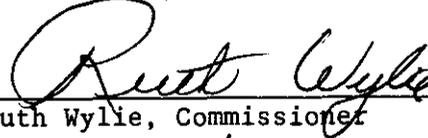
ADJOURNMENT

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

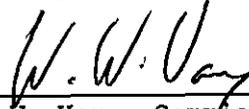
BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



Dave Rohrer, Chairman



Ruth Wylie, Commissioner



W. W. Vaux, Commissioner



ATTEST:



Stephanie Wood, Clerk
Skagit County Board of Commissioners