

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS**

Monday, June 5, 1989

- 10:30 a.m. Public Works Department:
1. Continuation of Public Hearing - Vacation County Right-of-Way Bay View Skagit River Road.
 2. Continuation of Public Hearing - Vacation of Unused County Right-of-Way "J" Avenue - Plat of Bay View.
 3. Signature: Contract for Professional Services - Noxious Weed Control.
 4. Signature: Bridge Painting Contract.
 5. Miscellaneous.
- 1:30 p.m. 1. Bid Opening - Hazardous Waste Management Plan.
2. Miscellaneous.
- 2:30 p.m. Signature - Biennial Developmental Disabilities Contract.
- 3:00 p.m. Public Hearing - Extension of Salmon Net Pen Moratorium.

The Skagit County Board of Commissioners met in regular session on Monday, June 5, 1989, with Commissioners Dave Rohrer, Ruth Wylie and W. W. Vaux present.

PUBLIC WORKS DEPARTMENT:

1. **Continuation of Public Hearing - Vacation County Right-of-Way Bay View Skagit River Road.**

Jeff Monsen located Bay View Skagit River Road on a vicinity map between Farm-to-Market Road and Bayview Edison Road. He provided an Engineer's Report regarding the vacation, and recommended denial based on the fact that this road establishes a continuous right-of-way between Farm to Market and Bayview Edison Roads, and well as provides drainage for the area.

Mr. John Bell, the petitioner for the vacation, stated that he has asked for only 25 feet of the 50 foot right-of-way, thereby allowing the right-of-way to remain continuous, although reduced in width. He provided maps of the area and located his property on a vicinity map. He stated that the right-of-way is unused and is not maintained.

Mr. Monsen agreed that this right-of-way is not, at this time, being utilized; however, most certainly will be needed at some time in the future for access or drainage.

In response to questioning, Mr. Bell stated that he has requested this vacation for personal reasons, which include the security and privacy he could attain by being able to limit public access to his property, although he admitted never having been bothered by traffic on the right-of-way up to this point.

Mr. Wynn Callahan, Mr. Bell's neighbor to the northeast, questioned whether there would be access to a culvert crossing the right-of-way should Mr. Bell's request be approved. Mr. Bell admitted that the culvert would be included in his portion of the vacation.

Commissioner Vaux stated that he believes industrial growth from the Port of Skagit County will stretch into the area to the east of Mr. Bell's property within the coming years, facilitating a need for County access, as well as proper drainage of the area.

Mr. Bell then asked that this road be designated a "limited access" road.

Mr. Callahan stated that the fire department may need access to the area beyond the Bell property for emergency calls.

Jeff Monsen indicated that the County must maintain a 50 foot corridor in that area; however, the corridor could be realigned or relocated to alleviate some of Mr. Bell's concerns, providing that the terrain supports this realignment.

Commissioner Wylie then motioned to close the Public Hearing. Commissioner Vaux seconded the motion, which passed unanimously.

Commissioner Vaux then motioned to deny Mr. Bell's request for vacation, but directed the Public Works Department to research the possibility of realignment or relocation of the right-of-way.

Sharon Hensen stated that she sold Mr. Bell his property, and could not understand why he would need this vacation.

Commissioner Wylie seconded the motion, which passed unanimously.

2. Continuation of Public Hearing - Vacation of Unused County Right-of-Way "J" Avenue - Plat of Bay View.

Mr. Monsen located "J" Avenue on a vicinity map in the McKenna and Elliott's Addition to the Plat of Bayview, and provided the Board with a copy of the Engineer's Report. He explained that research of the County's records indicates that this avenue was inadvertently omitted when the entire plat was vacated some years ago. He stated that the Public Works Department is recommending that this vacation request be granted, and that no charge be assessed to the adjacent property owner, as he has been paying taxes on this portion of land for approximately 15 years.

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

Commissioner Vaux then motioned to approve the request for vacation of the portion of "J" Avenue between 5th and 6 Streets in the Plat of Bay View. Commissioner Wylie seconded the motion, which passed unanimously.

3. Signature: Contract for Professional Services - Noxious Weed Control.

The Board approved for signature a Contract for Professional Services with Phillip Jost of Sedro Woolley for provision and operation of an 18 foot jet boat with motor to transport noxious weed personnel and their equipment to eradicate noxious weeds along the Skagit River and mouth of the Sauk River. Mr. Jost will be paid \$255.00 per day plus \$75.00 per day to cover required insurance, which Mr. Monsen has verified will go into effect as soon as an agreement is reached. The contract will commence on June 1, 1989 and continue until August 30, 1989.

4. Signature: Bridge Painting Contract.

In accordance with action previously taken, the Board approved for signature a contract with Dunkin and Bush Painting, Inc., of Redmond, Washington, for bridge painting on the North Fork, Government, Finney Creek and Dalles Bridges for the bid price of \$138,960.00.

5. Miscellaneous.

A. In accordance with action previously taken, the Board approved for signature a contract with Hurlen Construction Company of Seattle, Washington, for rehabilitation work to be performed on the pile dolphins at both the Anacortes and Guemes Island Ferry Terminals for the total bid price of \$55,670.00.

B. Commissioner Vaux motioned to approve the Records of the Proceedings from Tuesday, May 30, 1989, and Wednesday, May 31, 1989, as submitted. Commissioner Wylie seconded the motion, which was unanimously approved.

C. The Board approved the following Petitions for Property Tax Refunds:

- a) Heritage Equipment Financial Corporation, 14645 Bel Red Road, #200, Bellevue, WA 98007, in the amount of \$101.02, due to a double assessment caused by a manifest error, taxed on 006310-7. (005489)
- b) C.P. Straathof, P.O. Box 41, Clear Lake, WA 98235, in the amount of \$861.66, due to a senior citizen exemption. (004789)
- c) Russell A. Morehouse, 528 W. State, Sedro Woolley, WA 98284, in the amount of \$115.18, due to a senior citizen exemption. (004489)
- d) Donald H. Metz, 1127 2nd Bayview, Mount Vernon, WA 98273, in the amount of \$85.46, due to a senior citizen exemption. (005189)
- e) Wilma M. Stanek, 724 Uplands Drive, Mount Vernon, WA 98273, in the amount of \$130.73, due to the destruction of her mobile home by fire on January 24, 1989, per Affidavit #89-27. (004589)
- f) Otto R. Katarzy, 1016 Sterling Street, Sedro Woolley, WA 98284, in the amount of \$101.15, due to a senior citizen exemption. (004289)
- g) C.G. Feeney, 641 Chuckanut Drive, Bow, WA 98232, in the amount of \$192.20, due to a senior citizen exemption. (004889)
- h) Dorothy A. Monks, 2725 E. Fir, Space 29, Mount Vernon, WA 98273, in the amount of \$137.46, due to a senior citizen exemption. (005089)

- i) Ray and Nellie Coward, 4217 Leonard Road, Concrete, WA 98237, in the amount of \$140.14, due to a senior citizen exemption. (005389)
- D. As of this date, June 5, 1989, the Board, by unanimous vote, did approve for signature the following warrants and vouchers:
- a) Voucher #890115 through #890139 (Warrant #17407 through #17884), in the amount of \$705,965.36 (P-06-89).
- b) Voucher #77250 through #77393 (Warrant #77250 through #77393), in the amount of \$277,158.29 (PR-10-89).
- E. In accordance with action previously taken, the Board approved for signature a Contract for Professional Services with William H. Nielsen, Attorney at Law, for Mr. Nielson to act as Hearing Examiner Pro Tem in the event of Robert Scofield's absence, for the rate of \$49.99 per hour, commencing on June 1, 1989; and continuing to May 31, 1990.
- F. As of this date, June 5, 1989, the Board, by unanimous vote, did approve for signature the following warrants and vouchers:
- a) Voucher #904888 through #905200 (Warrant #44643 through #44891), in the amount of \$194,270.91 (C-23-89).
- b) Voucher #60931 through #61006 (Warrant #60931 through #61006), in the amount of \$260,686.84 (R15-89)
- G. Jerry McInturff, Skagit County Auditor, gave information on the staffing of the Recording Department. He stated that last month volumes were the highest ever recorded. He indicated that their expectation of a leveling off of workload has not materialized since the upswing in volume at the end of 1988, and that he would like to hire an additional half-time employee to meet the increased needs of the workload. Mr. McInturff explained the function of the Recording Department and discussed a law being considered that would increase the charge for recording documents. He indicated his belief that the increased volume of recording will provide adequate revenues to support a half-time employee, in addition to the 2.5 employees presently assigned to that department.
- The Board directed Mr. McInturff to compile a report of the revenues and expenditures expected to occur with the addition of a half-time employee, and to present them to the Board.

BID OPENING - HAZARDOUS WASTE MANAGEMENT PLAN.

Chairman Rohrer waiving the reading of the Notice of Request for Qualifications and Proposals, as published in The Skagit Argus on May 16, 23 and 30, 1989, and in The Daily Journal of Commerce on May 18, 22 and 30, 1989.

The following proposals were received and opened:

- a) Parametrix, Inc.
13020 Northrup Way
Bellevue, WA 98005

The proposal includes Task Leaders John Littler, Susan Hall, and Richard Hall, as many as four support staff, as well as word processing and graphics services.

Total hours: Task Leader - approximately 305
Support Staff - approximately 774
Word Processing - approximately 64
Graphics - approximately 36

Schedule: attached - proposal to run from July, 1989 to July, 1990.

Total estimated cost: Not submitted.

- b) SCS Engineers
1008 140th Ave. N.E.
Bellevue, WA 98005

The proposal includes a Project Manager and a Project Director, a Senior Project Scientist and a Project Scientist, a Graphic Artist and a Secretarial support person. It includes use of The Barton Group and Gambrell Urban.

Total hours: SCS - approximately 568
The Barton Group - approximately 160
Gambrell Urban - approximately 150

Schedule: attached - proposal to run from July 10, 1989 through approximately February 26, 1990.

Total estimated cost: \$62,396 plus \$5,606 in other direct charges.

MISCELLANEOUS ITEMS.

There were no miscellaneous items for discussion at this time.

SIGNATURE - BIENNIAL DEVELOPMENTAL DISABILITIES CONTRACT.

The Board approved for signature the 1989-91 Contract Agreement #7000-60795 with the Department of Social and Health Services for delivery of Developmental Disabilities Services by the Skagit County Human Services Department; the total amount of the award for services being \$645,585.00.

PUBLIC HEARING - EXTENSION OF SALMON NET PEN MORATORIUM.

Chairman Rohrer waived the reading of the Notice of Call for Public Hearing, as published in The Skagit Argus on May 23 and 30, 1989.

Betsy Stevenson, Assistant Planning Department Director, reviewed the history of Skagit County's moratorium on applications for permits for aquaculture activities. She stated that the initial one-year moratorium was passed on 03/03/87, and on 02/29/88, extended to June 1, 1989. She stated that the final Environmental Impact Statement (EIS) is not expected to be complete until August. She further related that funds from a Coastal Zone Management Grant are expected to fund research for amendments to Skagit County's Shoreline Master Plan. She reported that all considerations discussed last year prior to the extension of the moratorium are still in effect. Ms. Stevenson answered questions regarding a National Pollutant Discharge Elimination System (NPDES) permit that aquaculture industries are now required to obtain from the Federal Environmental Protection Agency, and the possibility of those permits being issued by the State Department of Ecology (D.O.E.)

Dale Fisher of LaConner discussed the defeat of House Bill 1883, and stated he felt the bill will be brought up again. He reviewed changes made by San Juan County to their Shoreline Management Plan, and encouraged changes to Skagit County's plan as well. Mr. Fisher discussed a meeting with Carol Jolly of the Department of Ecology wherein NPDES permits were discussed. He stated that it is still unclear how the D.O.E. will administrate these permits, but that it will take a substantial period of time to develop a comprehensive policy. Mr. Fisher also presented the further delay in the completion of the EIS as reason for extension of the moratorium.

Francis Barcott, a concerned citizen, stated that extension of the moratorium would not deprive citizens of employment, since this is a new industry, so encouraged the Board to extend the moratorium an additional five years.

Margaret Yolman, a concerned citizen, discussed problems with salmon net pens in Canadian waters, and also supported an extension of five years.

Carol Ehlers, a Fidalgo Island resident, maintained that none of the prerequisites set forth in last year's moratorium have been completed, and discussed those prerequisites. She emphasized that the moratorium should not be lifted until the conditions of the moratorium are completed. Ms. Ehlers discussed testimony given at the Shorelines Hearing Board for and against House Bill 1883.

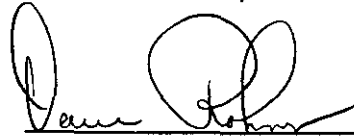
There being no further public comment, Commissioner Vaux motioned to close the Public Hearing. Commissioner Wylie seconded the motion. The motion passed unanimously.

Commissioner Vaux then motioned to extend the existing moratorium as written to April 30, 1992. Commissioner Wylie seconded the motion. The motion passed unanimously.

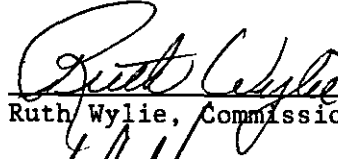
ADJOURNMENT

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

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



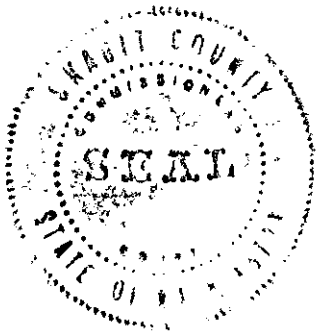
Dave Rohrer, Chairman



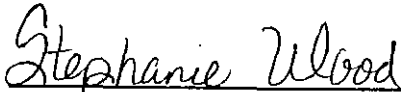
Ruth Wylie, Commissioner



W. W. Vaux, Commissioner



ATTEST:



Stephanie Wood, Clerk
Skagit County Board of Commissioners