

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

Monday, August 14, 1989

9:00 a.m. Board of Health:

- 1) Discussion: Ad Hoc Public Water Supply Committee - Membership and Responsibilities.
- 2) Contract for Professional Services - Water Quality Testing.

MISCELLANEOUS ITEMS.

10:30 a.m. Public Works Department - Mark Spahr, Director:

- 1) Notice of Intent to Sell Surplus Property.
- 2) Resolution: Waiving Bid for Pavement Recycling.
- 3) Call for Bids: Landscaping Services - Incinerator.
- 4) Amendment Resolution No. 12164: Road Number Clarification.
- 5) Amendment Ordinance No. 12140: Road Number Clarification.
- 6) Miscellaneous.

1:30 p.m. Sheriff's Office Personnel Realignment Request.

2:00 p.m. Update - Mental Health Building Renovation.

MISCELLANEOUS ITEMS.

The Skagit County Board of Commissioners met in regular session on Monday, August 14, 1989, with Commissioners Ruth Wylie, and W. W. Vaux present.

BOARD OF HEALTH:

- 1) **Discussion: Ad Hoc Public Water Supply Committee - Membership and Responsibilities.**

John Thayer, Environmental Health Supervisor, reminded the Board that in May he had approached them with the subject of the increasing amount of time being spent by the Health Department on administrating the water program. This increase in staff time has caused the food and swimming pool programs to suffer some neglect. At that time, Mr. Thayer had stated he felt the time spent on the water program was justified, and recommended that, rather than reassigning a staff member from water to food and pools, consideration be given to at least partially funding staff time on the local water program through fee support of some sort. Since that time, Mr. Thayer stated, he has been putting together a list of potential members for an Ad Hoc Water Supply Committee to discuss this funding. He provided the list to the Board, which included names from all classes of water systems. Mr. Thayer also submitted a list of suggested responsibilities for the committee, which included other issues that would be of common interest to the group.

The Board discussed the composition of the group with Mr. Thayer and then made recommendations for membership, assuring adequate representation from each group affected. Commissioner Vaux then volunteered to represent the Board on the committee. The Board gave Mr. Thayer permission to substitute other

candidates from the same interest group, should their first choices decline membership.

2) Contract for Professional Services - Water Quality Testing.

The Board approved for signature a Contract for Professional Services between Skagit County and Weyerhaeuser Analytical and Testing Services, for State required water quality testing of monitoring wells around Skagit County landfills. The contract runs from July 21, 1989 to December 31, 1989, and payment is made according to a pay schedule for each sample analyzed. Commissioner Vaux motioned to accept the contract, with Commissioner Wylie seconding the motion. The motion carried and was so ordered.

MISCELLANEOUS ITEMS.

- A. The Board approved for signature a letter to Charmaine Mortensen, Department of Community Development, Olympia, making a formal request for the Department of Community Development to waive the requirement that the DSHS funds for the Rockport water system construction be returned to the DCD, and that the entire \$80,000 be made available to the Rockport project.
- B. The Board discussed with Ken Willis, Environmental Health Specialist, monitoring of abandoned landfills for methane gases.
- C. The Board approved for signature Conservation Grant Agreement #6-3779 between Skagit County Senior Services and Puget Power and Light Company for light modifications to the Concrete Senior Center, in the amount of \$2,860.54.

PUBLIC WORKS DEPARTMENT - MARK SPAHR, DIRECTOR:

1) Notice of Intent to Sell Surplus Property.

Commissioner Vaux motioned to adopt the resolution calling for a public hearing on Monday, August 28, 1989, at 10:30 a.m., to discuss the County's intent to dispose of county-owned surplus property by auction. Commissioner Wylie seconded the motion. The motion carried and was so ordered. (Resolution #12175)

2) Resolution: Waiving Bid for Pavement Recycling.

Mark Spahr explained that, in accordance with the decision of the Board to permit the Public Works Department to utilize a new method of road reconstruction on Lake Cavanaugh Road, attempts were made to negotiate inclusion in a contract between Cowlitz County and a contractor for this new service. The Public Works Department was unable to "piggy-back" onto the Cowlitz County contract, but was able to establish that the Seattle-based contractor is a sole supplier of the road maintenance technique. Public Works was also able to negotiate a satisfactory price for the service on Lake Cavanaugh Road. Since the time required for a formal bidding process would encroach on the available time for project completion, and since the contractor is a sole supplier, Mr. Spahr requested that the Board declare an

emergency road project on Lake Cavanaugh Road, so that road repair could begin without the delay of a formal bid process. Mr. Spahr indicated that he is at this time obtaining four telephone quotes for the cement mixture needed to complete the job. Mr. Spahr further stated that the Public Works Department feels that going through the formal bid process would not have saved the County any money.

Commissioner Vaux motioned to adopt the resolution provided by the Public Works Department to declare an emergency road project for lake Cavanaugh Road, and authorizing the Public Works Director to proceed with completion of the necessary roadway repairs without receiving formalized bids for this work. Commissioner Wylie seconded the motion. The motion carried and was so ordered. (Resolution #12176)

3) Call for Bids: Landscaping Services - Incinerator.

Bill Ness, Environmental/Solid Waste Engineer, stated that a conceptual drawing and an irrigation plan is complete for the landscaping project at the incinerator. He stated that he would like to utilize the time before winter sets in to complete as much of the landscaping as possible, therefore, Mr. Ness stated, a call for bids for landscaping services, including supplying of plants, trees and shrubs, is requested. Mr. Ness stated that he has requested Mr. Peter Harvard, the landscape architect who designed the landscaping plan, to make modifications to the conceptual drawings so that they may be used as working plans to facilitate the actual landscape project. Mr. Harvard has agreed to perform this service for the sum of \$1,000.00, and is presently in the process of completing the project. Mr. Ness stated that the Call for Bids will be published August 22 and 29, 1989, allowing time for Mr. Harvard to complete the working plans.

Commissioner Vaux and Wylie discussed with Mr. Ness the declaration made by the Board some 60 days ago, that a Request for Proposals be sought for a landscaper to work with Mr. Harvard in developing a working plan, and that later a call for bids might be issued for plants, trees and shrubs. A discussion of a Request for Proposals versus a Call for Bids ensued.

Mr. Ness stated that Mr. Harvard has intimate knowledge of the project, and would be the person most suited to develop working plans. Furthermore, he could provide a site inspector for the period of time when the landscaping is being performed.

Commissioner Vaux motioned to adopt the resolution calling for bids for supplying and planting of trees, shrubs, ground cover and miscellaneous planting materials at the Skagit County Resource Recovery Facility, as per the project plans, to be received and opened on September 5, 1989, at 1:30 p.m. Commissioner Wylie seconded the motion. The motion carried and was so ordered. (Resolution #12177)

4) Amendment Resolution No. 12164: Road Number Clarification.

Mr. Spahr stated that a transpositional error occurred in Resolution #12164, in that the road number for South Front Street was incorrectly listed as 6430,

instead of 0643. To correct that error, Mr. Spahr presented a clarifying resolution.

Commissioner Vaux motioned to adopt the resolution clarifying the road number of South Front Street from #6430 to #0643, as listed in Resolution #12164, which restricted truck traffic on that street. Commissioner Wylie seconded the motion. The motion carried and was so ordered. (Resolution #12178)

5) Amendment Ordinance No. 12140: Road Number Clarification.

Mr. Spahr stated that a transpositional error occurred in Ordinance #12140, in that the road number for South Front Street was incorrectly listed as 6430, instead of 0643. To correct that error, Mr. Spahr presented a resolution calling for a public hearing to consider the change to the ordinance.

Commissioner Vaux motioned to call for a public hearing to be held August 28, 1989, at 10:30 a.m., where the matter of correcting the road number on Ordinance #12140, which lowers the speed limit on South Front Street, will be considered. Commissioner Wylie seconded the motion. The motion carried and was so ordered. (Resolution #12179)

6) Miscellaneous.

A. Mr. Spahr indicated that he had spoken to John Moffat, Chief Civil Deputy Prosecutor, regarding the Board's decision to call for a new public hearing to consider the establishment of a turn-around and property access on Brookings Road. Mr. Moffat advised that the Board has the authorization to establish an extended portion of road, but not to clarify land ownership. Mr. Moffat suggested that the Board deal with the property ownership issue prior to the hearing to discuss establishment of a portion in excess of what the McNab's are willing to donate. Mr. Spahr requested that the Board rescind its motion to call for a public hearing, so that issues regarding the dedication of property can be resolved first.

Commissioner Vaux motioned to rescind the motion of the Board to call for a public hearing on September 11, 1989, at 10:30 a.m., to consider establishment of up to an additional 90 foot extension of Brookings Road for a turn-around and property access. Commissioner Wylie seconded the motion. The motion carried and was so ordered.

SHERIFF'S OFFICE PERSONNEL REALIGNMENT REQUEST.

Sheriff Gary Frazier requested of the Board that he be granted the position of Undersheriff in his department's personnel structure. He stated that he presently has three Chief Deputies; a Chief Criminal Deputy, Chief Field Services Deputy, and a Chief Corrections Deputy, who oversee the activities of the jail, patrol deputies, and of the numerous services provided by the Sheriff's Office. Sheriff Frazier stated that each of these positions have management issues which they are unable to give full attention to and which an Undersheriff could act upon. An Undersheriff would act to represent the Sheriff in his absence, would stay current with laws, policies and procedures, and would deal with personnel issues as they arise. The position would

further be charged with keeping abreast of Civil Service policies, employee background investigations, citizen complaints, and adherence to performance standards. Sheriff Frazier stated that he is sometimes unable to give timely responses to matters regarding management because of other major pressing issues. Further, the department has increased to a staff of 76 since a decision was made several years ago to do away with the position. He stated he had been prepared to wait until January 1 to request the new position, but with one of the Chiefs preparing to attend an out-of-state academy in October, it would be more advantageous to appoint someone to the Undersheriff position now to carry some of the burden of having one Chief gone. Sheriff Frazier stated that it will cost approximately \$11,00 to \$12,000 to fill the position for the remainder of the year.

In answer to a question by Commissioner Vaux, Sheriff Frazier stated that the position will be filled by appointment, most probably from within the department, and that the vacated position would then also be filled from within the department. The Board discussed with Sheriff Frazier the training of a new deputy.

Mike Woodmansee, Budget/Finance Director, stated that funding for an Undersheriff would be authorized through a supplemental budget. He stated that a number of the County's revenue sources have exceeded the estimates for this year, specific examples being sales tax, forest board yield and interest. Funds are therefore available to fund this position, if warranted by the Board.

Commissioner Vaux motioned to comply with the wishes of Sheriff Frazier and to allow the position of Undersheriff to be added to his staff, putting the fifth unclassified position back into the Sheriff's Office personnel structure, and being funded by whatever means the Budget/Finance Director sees fit. Commissioner Wylie seconded the motion. The motion carried and was so ordered.

Sheriff Frazier then announced that he has chosen to appoint Chief Criminal Deputy Ron Panzero as his new Undersheriff, and that an announcement for a replacement for the Chief Criminal Deputy position is forthcoming.

UPDATE - MENTAL HEALTH BUILDING RENOVATION.

Jere LaFollette, Director - Skagit Community Mental Health, gave a brief overview of the activities of his organization, which contracts with the County to provide mental health services. Mr. LaFollette indicated that lack of adequate space for their services has been a consideration for some time. Mr. LaFollette stated that his organization was pleased with the County's purchase of the building at 108 Broadway for expansion of Skagit Community Mental Health (SCMH), and that they have been working with John Cheney to assess the building and the organization's needs. They recently went to bid for a contractor to perform renovations to the building, and it was discovered that some asbestos removal will be involved in the renovation. The bids came in slightly higher than was expected and Mr. LaFollette discussed the factors contributing to the increased costs. He stated that the Board of Directors of

SCMH is prepared to spend \$178,000 on the renovation, but asked that the County support the project by contributing additional funds in the amount of \$46,990.

John Cheney stated that the estimate for the renovation had been \$140,000; however, the base bid turned out to be \$166,000. An additional \$12,000 to \$15,000 was listed as alternate bids. He stated that three contractors gave preliminary bids, but only one, Chuck Cass, was available at the time of the formal bid. Mr. Cheney indicated that it is possible to make approximately \$15,000 in change orders, but that funds are still not available to cover the entire cost. Mr. Cheney felt that if all bids were rejected at this time, with the market in its present state, no contractors may be available at a later date, or the cost may have risen.

Mike Woodmansee, Budget/Finance Director, reviewed the conditions of SCMH's lease of the 108 Broadway building. He stated that Skagit County paid \$200,00 for the building and entered into a 10 year lease agreement with SCMH. He stated that a reduced rent was allowed for the first few months, and on April 1, 1989, the rent increased to \$1,000 a month, to remain stable through September 30, 1993. After October 1, 1993, the rent would be increased to \$2,000 per month. Regarding renovations, an agreement was made that improvements may occur, and that for whatever improvements were made in the first 12 months of occupancy, the County would give a rent credit. No credit has been given so far, but it is possible, under the lease agreement to give up to \$12,000 in credits. Mr. Woodmansee stated that whatever money the Board decided to allot SCMH would come out of the Land and Facilities Acquisition Fund, so would compete with other County projects for funding. Mr. Woodmansee suggested the possibility of fronting the money requested at this time, and later recouping some of it through lease payments.

Commissioner Vaux indicated his willingness to allow Mr. Woodmansee's last suggestion.

Mr. LaFollette argued that the additional expenses are related to basic building occupancy. He stated that SCMH is putting up \$178,000 for renovation to the County-owned building, and that a substantial rent is already in place.

Commissioner Vaux agreed with Mr. LaFollette and motioned to award SCMH the requested \$46,990.00 for renovation of the 108 Broadway building, to be funded from the Land and Facilities Acquisitions Fund. Commissioner Wylie seconded the motion. The motion carried and was so ordered.

MISCELLANEOUS ITEMS.

- A. Betsy Stevenson, Acting Planning Department Director, presented a resolution (#8242) signed by the Board of Skagit County Commissioners on December 10, 1979. The resolution indicates that the provisions of previous resolutions establishing a moratorium on divisions of agricultural lands which have been used for agricultural purposes within the last five years, should not apply to the property of Don Pierson on Bow Hill Road. The Board further placed a condition on the resolution that only one residence be placed on the Pierson land, in such a way so

as not to take land out of agricultural production, and that there be no further subdivision of the land. Ms. Stevenson stated that Mrs. Pierson has contacted the Planning Department with questions regarding the sale of a parcel of her land. John Moffat, Chief Civil Deputy, has been contacted and feels a clarifying statement should be issued by the Board in conjunction with Resolution #8242. Gary Christensen, Associate Planner, recommended that the Board state that a house would be allowed on the subdivided parcel if it is situated where it would have the least impact on the agricultural-use land.

The Board determined to continue the matter to a later date for further discussion.

ADJOURNMENT

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

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