

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS

Monday, March 26, 1990

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

- 1) Discussion - Country Club Drive R.I.D.
- 2) Discussion - Butler Septage Lagoon Facility Closure.
- 3) Update - Curbside Recycling.
- 4) Discussion - Request for Proposals for Structural Engineering for Bridge Load Rating.
- 5) Discussion - Policies and Procedures Regarding Guemes Ferry.
- 6) Discussion - Earthquake Awareness Week - Department of Emergency Management.

CONSENT AGENDA.

MISCELLANEOUS ITEMS.

1:30 p.m. 1) Bid Opening - Skagit County Legal Printing.

MISCELLANEOUS ITEMS.

2:00 p.m. Public Hearing - Expansion of Critical Water Supply Service Area.

3:00 p.m. W.S.U. Cooperative Extension Update:

- 1) Farm Worker Housing.
- 2) Agricultural Land Use Planning Involvement.

The Skagit County Board of Commissioners met in regular session on Monday, March 26, 1990, with Commissioners Ruth Wylie, W. W. Vaux and Dave Rohrer present.

PUBLIC WORKS DEPARTMENT - MARK SPAHR, DIRECTOR:

1) **Discussion - Country Club Drive R.I.D.**

Mr. Spahr opened the discussion. He stated that following last week's meeting, the Public Works Department has dissected the drainage issue and is prepared to report to the Board. He stated that County representatives have spoken to commissioners from Drainage District #19 regarding the establishment of a sub-flood control zone in the area of the Country Club. This would result in the deannexation of a portion of the Country Club that is presently contained in Drainage District #19. Mr. Spahr indicated that this would create a revenue stream to help take care of the drainage issues currently developing in the Country Club.

Robin LaRue, Design and Construction Supervisor, stated that drainage issues on Country Club Drive currently center around three problems: 1) puddling

and ponding on the roadway, 2) erosion of ditches, shoulders and right-of-way, and 3) safety concerns in terms of icing and roadway stability.

Mr. LaRue stated that following scrutiny of the drainage issues, the Public Works Department is willing to accept the puddles and ponds. Erosion must be addressed to some extent, and safety issues must certainly be addressed. Roadway excavation and placement of asphalt treated base will still need to be performed, but where it was originally planned to construct a drainage system for the entire area, as a cost saving measure it is now proposed to confine a drainage system to the sloping areas only. In all, a \$100,000 reduction of drainage costs can be appreciated. The first drainage cost estimate was \$200,000.

A total of \$360,000 to \$380,000 will be assessed for the construction. Addition of bonding, engineering and other costs will bring the total to \$427,000.

John Sheahan, an audience member, asked whether this dollar amount was a County estimate or a private contractor estimate. He maintained that the County tends to make low estimates, later turning in higher final costs.

Mr. Spahr recommended that Skagit County assume \$50,000 of the costs for the drainage over and above what has been settled on by the property owners, with the property owners assuming \$50,000 of the costs. This would reduce the assessment to the property owners to \$377,000 total, or approximately \$5,200 per lot.

Linda Aldo, 768 Hobson Road, Mount Vernon, complained that her road is in poor condition, and that the County should repair her road before spending funds on a private concern.

Charlie Tewalt, Road Operations Superintendent, and Mr. Spahr spoke with Ms. Aldo about plans for reconstruction of her road.

Marty Larabee, 1470 Country Club Drive, wished to clarify a statement he had read in an unidentified newspaper regarding taxes paid by Country Club homeowners. He stated that he pays \$500 per year in road taxes.

Jim Bishop, 1470 Country Club Drive, agreed that an asphalt road will not survive without proper drainage. He stated that he does have difficulty understanding how the County can make drainage improvements next door in the Country Club, where public roads exist, and yet make homeowners on Country Club Drive pay for their improvements.

Chairman Wylie pointed out that in forming road improvement districts there are no assurances that the first estimate will be the final one.

Mr. Spahr then drew the Board's attention to a letter from Don Nelson, Flood Control Section Manager. The letter indicates that a sub-flood control zone can be created by petition of the property owners, or by resolution of the Board. The zone would then contract with Drainage District #19 to move water from their zone. Mr. Spahr stated that the benefits to this solution would be

that additional funds would be available through property owners not presently assessed by a drainage control entity. It must be determined, however, if the net increase to property owners would be greater than the R.I.D. assessment with the creation of a sub-flood control district.

In order to make decisions regarding the creation of a sub-flood control zone, the staff of the Public Works Department would need to research the water shed, costs, and potential property assessments. They would then recommend the boundaries of the zone and hold public hearings. The establishment of a sub-flood control zone was not a part of the Public Works Department proposal at this time, Mr. Spahr stated, but in future if a sub-flood control zone is created, a portion of the R.I.D. assessment may be applied to the sub-flood control zone assessment.

Ken Hughes and Doug Olsen discussed their drainage problems with Commissioner Vaux.

Mr. Sheahan continued to insist that the road construction would be more costly than indicated by the Public Works Department.

Mr. Spahr explained that if utilities are encountered on private roads, removal will occur at a cost to the R.I.D. This is not so on a County road, where the utilities must pay for removal. Mr. Spahr felt that the six inch excavation that is planned will not be deep enough to encounter any utilities.

Commissioner Rohrer motioned, at this time, to table the matter, citing objections from his constituents. The motion died for lack of a second.

Commissioner Vaux then motioned to proceed with the proposal of the Public Works Department for a \$377,000 assessment to the property owners, with the County funding \$50,000. Commissioner Vaux did, however, state to the Country Club Drive residents in attendance that he felt they would do well to solicit estimates from a private contractor.

There was then discussion on how to keep heavy vehicles off of the Country Club Drive, it being a Private Public Road, according to the opinion of the Prosecuting Attorney. Jeff Monsen, Assistant Public Works Department Director, suggested that the property owners post the road with a load limit and see if any objections are made.

Chairman Wylie seconded Commissioner Vaux's motion, and the motion carried with votes from Chairman Wylie and Commissioner Vaux. Commissioner Rohrer cast a dissenting vote.

4) Discussion - Request for Proposals for Structural Engineering for Bridge Load Rating.

Mr. Spahr indicated that the Public Works Department will return at a later date with a specific proposal for bridge improvements, but at this time, due to much publicized bridge failures in the United States, the Federal Government has mandated more stringent requirements for bridge safety, therefore a load rating study has been deemed appropriate by the Public Works Department, and a request for proposals for technical assistance for this

study is being requested.

Mr. LaRue stated that a similar request for proposals for structural engineering was published last year, and bridge load rating was performed on many local bridges. The present rating study would involve the remainder of those bridges, and has been budgeted in the current Public Works budget.

The Board approved this request.

2) Discussion - Butler Septage Lagoon Facility Closure.

Mr. Monsen presented the front page summary of a request for proposals for site investigation of the Butler Septage Lagoon, in anticipation of the closure of the facility, due to the classification of the site as "contaminated" by the Department of Ecology. Mr. Monsen stated that the D.O.E. has indicated that grant money is available for the closure.

The Board approved the RFP.

3) Update - Curbside Recycling.

Rebecca Voerman, Recycling Coordinator, related that she and Terry Knudsen of Rural Sanitation, after reviewing a variety of factors, have estimated that a participation of 60% can be expected from the residents involved in the pilot recycling program in the Country Club in Burlington. Bi-weekly collection has been decided upon, and the materials that will be accepted will be aluminum, corrugated cardboard, plastic, motor oil, glass and batteries. This will generate approximately 1.5 tons of recyclables every two weeks.

Regarding rates for recycling, Ms. Voerman stated that Mr. Knudsen had the option of establishing his rates through the Utilities and Trades Commission, or as an independent contractor of Skagit County. Rural sanitation has estimated that \$2.50 per month will be charged to each participating household for the recycling service. The pilot program will last for six months, and will begin on June 13.

Ms. Voerman showed the Board the recycling containers, which were constructed of recycled materials, and stated that 377 homes will be involved in the recycling pilot.

In answer to questions from the Board, Ms. Voerman stated that currently the garbage rates in the area are \$7.85 for one can and \$9.83 for two cans. Commissioner Vaux noted that if recycling reduces the amount of garbage produced by each household to one can per week, then the net cost of recycling would be \$.05. per household.

In other updates, Ms. Voerman showed the Board recycled sign posts, which will be used in areas where sign vandalism is not a problem. Their durability would make them more cost effective than wood posts.

Ms. Voerman presented a monthly report of C&D Salvage's recycling program's waste stream reduction, and reported on the plans for conducting a waste stream audit.

5) Discussion - Policies and Procedures Regarding Guemes Ferry.

Mr. Spahr stated that since hiring of new deck hands, the need for updated policies and procedures for the operation of the Guemes Ferry has been spotlighted. Mr. Spahr and Mr. Tewalt reviewed those things that they felt should be addressed in detailed policies and procedures. The Board approved their plans.

6) Discussion - Earthquake Awareness Week - Department of Emergency Management.

Tom Sheahan, Emergency Management Director, stated that Earthquake Awareness Week will fall during the week of April 8 through 14. He stated that he plans to hand out pamphlets to schools, community centers, and other county organizations, to arrange earthquake drills and identify emergency tasks for county employees, and to make safety inspections of county facilities. Mr. Sheahan reviewed those items which he will be touching on to raise the public's awareness of the need for earthquake preparedness.

CONSENT AGENDA. MISCELLANEOUS ITEMS.

The Consent Agenda and Miscellaneous Items were deferred until the afternoon session.

BID OPENING - SKAGIT COUNTY LEGAL PRINTING.

Chairman Wylie waived the reading of the Notice of Call for Bids, as published in The Skagit Argus on February 20, 1990.

The following bids were received and opened:

- a) The Skagit Valley Herald
1000 East College Way
Mount Vernon, WA 98273

\$2.65 per column inch
8 point type, 8 point leading
- b) The Skagit Argus
413 Gates Street
Mount Vernon, WA 98273

\$3.60 per column inch
7 or 8 point type, 7.5 point leading

The bids will be reviewed by the Chief Administrative Officer, and a bid award recommendation made at the first Board meeting in April, as required by State law.

CONSENT AGENDA.

Commissioner Vaux motioned to adopt the Consent Agenda for Monday, March 26, 1990, as submitted. Commissioner Rohrer seconded the motion, which passed unanimously.

1. Public Works Department
 - a) Call for Bids - Asphalt Mix Products for period of May 1, 1990 through April 30, 1991. To be opened on April 9, 1990, at 1:30 p.m. (Resolution #12431)
 - b) Call for Bids - Liquid Asphalt Products for period of May 1, 1990 through April 30, 1991. To be opened on April 9, 1990, at 1:30 p.m. (Resolution #12430)
 - c) Signature - Extension of Agreement for boat launch located just east of Riverfront Park in Sedro Woolley with Department of Wildlife. Contract life of 25 years or until terminated.
2. Juvenile Probation Department:
 - a) Contract for Professional Services - Paul C. Creelman, M.D., and David D. Shilling, M.D. - provision of medical services for juveniles at detention facility - April 1, 1990, to April 1, 1991.
3. Parks and Recreation Department:
 - a) Officials Contracts:
 - 1) Matt Washkow
 - 2) Kerri Allen
 - 3) Brent Williams
 - 4) John Highet
 - 5) Steve Colby
 - 6) Jeff Jensen
 - 7) Dave Miller
 - 8) James Caviezel
 - 9) Tim Caviezel
 - 10) Hugh Galbraith
4. Skagit County Fair:
 - a) Engagement Agreement - Stan Boreson and His Band, to perform two 60-minute shows on Thursday, August 9, 1990, for payment of \$2,500.
5. Skagit County Health Department:
 - a) Call for Public Hearing - Updating Schedule of Charges for Skagit County Health Department. Hearing date: April 17, 1990, 9:00 a.m. (Resolution #12432)
 - b) Contract Amendment #1620-78062(1) with D.S.H.S. Parent Child Health Services - \$3,285 total increase due to vendor rate increases and addition of \$41,915 of vaccine allocation in lieu of cash.

6. Petitions for Property Tax Refunds:

- a) Glen Schnider, 254 Barrel Springs Road, Bow, WA 98232, in the amount of \$303.91, due to a senior citizen exemption (001290).
- b) Barbara Dike, 1032 Peter Anderson Road, Burlington, WA 98233, in the amount of \$145.11, due to a senior citizen exemption (001190).
- c) Jeanne M. Johnson, P.O. Box 325, Laconner, WA 98257, in the amount of \$411.39, due to a senior citizen exemption (001490).
- d) Marguerite Samuelson, 218 Hazel St., Burlington, WA 98233, in the amount of \$315.90, due to a senior citizen exemption (001090).
- e) Homer Anderson, 1139 Warner Street, Sedro Woolley, WA 98284, in the amount of \$95.89, due to a senior citizen exemption (001390).

7. Department of Planning and Community Development:

- a) Professional Services Contract with Jim Baker of Advisory Services, for records management consulting, Phase II.
- b) Resolution approving special use request #SP-89-014 of Dorothy Tenderholt. (Resolution #12433)
- c) Resolution upholding Skagit County Hearing Examiner's decision regarding variance #V-89-020 of Charles Hand. (Resolution #12434)
- d) Resolution remanding variance #V-89-018 of Roger Peterson to Skagit County Hearing Examiner for further consideration. (Resolution #12435)
- e) Resolution approving special use permit #SP-89-009 and variance #V-89-007 of Clarence Rozema. (Resolution #12436)

8. Board of County Commissioners

- a) Skagit County Medical Bureau Endorsement #3 to Group Health Care Service Contract for Skagit County employees. Modifies Section I - Deductible, and Section 3 - Stop-Loss Limit.
- b) Records of the Proceedings:
 - 1) March 19, 1990
 - 2) March 20, 1990
 - 3) March 21, 1990

MISCELLANEOUS ITEMS.

A. As of this date, March 26, 1990, the Board, by unanimous vote, did approve for signature the following warrants and vouchers:

- 1) Warrants #53671 through #54129 (Vouchers #002289 through #003005) in the amount of \$291,860.50 (C-13-90).
- 2) Warrants #70446 through #70551 (Vouchers #70446 through #70551) in the amount of \$220,809.54 (R-10-90).

PUBLIC HEARING - EXPANSION OF CRITICAL WATER SUPPLY SERVICE AREA.

Chairman Wylie opened the meeting, requesting comments from the audience.

Dave Ford, City of Anacortes Public Works Director, 1611 37th, Anacortes, urged the passage of a resolution establishing a county-wide Critical Water Supply Service Area (CWSSA). He stated that the Skagit and Columbia Rivers have been identified as the only rivers having surplus water in Washington State. A number of other jurisdictions are showing an interest in obtaining water from the Skagit, and long-term planning is needed to provide a fair share of the water rights on the Skagit for Skagit County residents, Mr. Ford said.

The Board discussed with Mr. Ford the average cubic foot per second measurement of the water in the Skagit River. Mr. Ford indicated that the City of Anacortes presently holds two certified surface water permits issued by the Department of Ecology for water rights on the Skagit River. The city is in the process of changing another ground water right to a surface water right. Mr. Ford discussed water consumption by the City of Anacortes.

Vince Hanson, 1539 Deception Road, Anacortes, agreed with Mr. Ford's statements and also urged support of a county-wide CWSSA.

Jim Futrelle, 2262 Wicker Road, Sedro Woolley, stated that he has been contacted by the Folk Lore Group to represent their interests, as well as his own, at this public hearing. He stated that he and the group strongly object to other counties' utilization of the Skagit River. He, too, urged passage of the resolution.

Esther Fowler, Box 422, Anacortes, stated that she had been in support of a county-wide CWSSA until she spoke with representatives of DOE recently. These contacts indicated that water rights can be obtained, but can be relieved also. One contact in Olympia indicated that an environmental impact statement is required to complete the CWSSA's comprehensive water plan, making construction of the plan very expensive. Ms. Fowler questioned whether the county should undertake this great expenditure of funds for water rights it may not be able to keep. She stated that her contact had indicated to her that it was his "gut feeling" that Skagit County would be unable to get water rights on the Skagit. Mrs. Fowler also objected to the notion of the plan for a number of reasons, including the 8 inch pipe requirements.

Mr. Ford stated that he has dealt with representatives from the DOE for 30 years. He pointed out that it is not unusual to get conflicting information from the DOE personnel. He still felt that the plan would provide enough ultimate benefit to Skagit County to justify the expenditures.

Jim Kirkpatrick, General Manager, Skagit PUD #1, gave information on how other areas are far ahead of Skagit County in water resource planning. He discussed a regional approach to water planning that is being considered by lawmakers. He stated that others are moving ahead to reserve water rights. Mr. Kirkpatrick agreed that employees of the DOE often make opposing statements, but also agreed that it is difficult to obtain water rights.

Lorna Haycox, Skagit County Health Department, addressed Mrs. Fowler's concerns regarding requirements of the plan. She stated that exemptions may be added to the design standards for certain areas.

Seeing no further public comment, Commissioner Vaux motioned to close the public hearing. Commissioner Rohrer seconded the motion, which passed unanimously.

Commissioner Vaux then made a statement. He cited times of frustration with actions of the DOE also. He stated that part of the reason for putting together a plan is to assure that our participation will be considered by the DOE.

Commissioner Rohrer motioned to adopt the resolution expanding the boundaries of the CWSSA to include all of Skagit County. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12437)

W.S.U. COOPERATIVE EXTENSION UPDATE.

Kay Haaland, Skagit County WSU Cooperative Extension Chairman, updated the Board on the Cooperative Extension's involvement in county 4-H projects. She introduced Pat Cunningham, 4-H Program Coordinator, to the Board.

Ms. Haaland stated that the Vista Volunteer whom she had earlier introduced to the Board was unable to stay with the program, and so the Cooperative Extension is again without a Vista Volunteer to administer the "latchkey" program. They are looking to obtain outside funds to support the "latchkey" program until a Vista Volunteer can be obtained.

- 1) Farm Worker Housing.
- 2) Agricultural Land Use Planning Involvement.

Ms. Haaland indicated that, at the Board's direction, she has become more involved with the agriculture industry in Skagit County. Several concerns have been identified by the industry which could be the focus of the Cooperative Extension's efforts in this area:

- farm worker housing
- agricultural land use planning
- waste reduction education
- environmental conflict issues

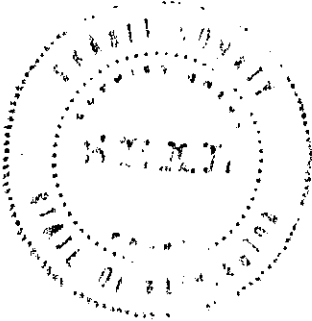
Ms. Haaland asked for the Board's direction on which area(s) the Cooperative Extension should focus the greatest part of their attention. She stated that she has spoken with her supervisors at W.S.U., and they feel that she could obtain a grant to support a staff person for from one to three years to focus on either farm worker housing or agricultural planning issues.

Chairman Wylie suggested that farm worker housing be the focus of the Cooperative Extension activities. Both Commissioner Rohrer and Commissioner Vaux agreed with this. The Board felt that the Cooperative Extension's involvement with agricultural land use planning should be as a facilitator only.

ADJOURNMENT

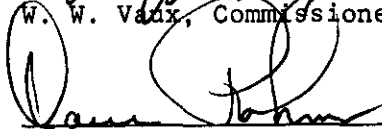
Commissioner Vaux motioned to adjourn the proceedings. Commissioner Rohrer seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON




Ruth Wylie, Chairman


W. W. Vaux, Commissioner


Dave Rohrer, Commissioner

ATTEST:


Stephanie Wood, Clerk
Skagit County Board of Commissioners