

Draft #2 included the above changes, but the subsection describing the "special circumstances" for which importation of solid waste would be allowed was revised, deleting the special circumstance for importation of wastes during times of excess capacity.

Commissioner Vaux introduced a third draft of the ordinance. Draft #3 included all of the changes included in Draft #2, but made further changes which declare a ban on importation of solid and hazardous wastes at all disposal facilities operated and/or permitted by Skagit County. Commissioner Vaux additionally wished to add to the condition which allows Skagit County to accept waste generated in the general area of Newhalem language which would allow acceptance of waste generated in the general area of Camano Island because, he stated, this waste is mostly residential and would save these residents having to go further to dispose of their wastes.

Chairman Wylie stated that she believes we do not have the authority to legislate private disposal sites, according to information received from the prosecuting attorney.

Commissioner Vaux responded that until this notion is questioned, we will not know. The prosecuting attorney is most probably correct and the case law that supports the notion will stand, but then again, it might not.

Chairman Wylie felt that control of this arena of industry would lead to attempts to control other areas. She stated her disagreement with Commissioner Vaux's changes, and that she is not ready to oppose constitutional law. Chairman Wylie felt that control of construction of private disposal sites should be obtained through zoning and comprehensive plan amendments.

Chairman Wylie also disagreed with the omission of the condition which allows the Board to accept imported garbage in times of surplus capacity at the Resource Recovery Facility. She stated that if Skagit County is unable to meet its energy requirements, that taxes cannot be raised for funding the debt service, so County services would have to be cut in order to raise money from the present budget to fund the debt service.

Commissioner Vaux pointed out that the energy requirements of the Resource Recovery Facility have already been exceeded, and that this summer the facility will most likely be over capacity. He stated that Skagit County does not need any other counties' garbage to meet their energy quotas.

Chairman Wylie did not believe we would need other counties' garbage either, but stated that she did not want to pass an ordinance that precludes the Board from negotiating, should the need arise. She felt that an inability to negotiate for imported garbage during any time of surplus capacity might jeopardize the county's financial situation.

Commissioner Rohrer stated that everyone, meaning other counties or other potential private disposal site builders, must be given the chance to make their requests, even if they are denied. He stated he must agree with Chairman Wylie in this matter.

At this point, Commissioner Rohrer motioned to adopt Resolution Draft #1 with language added as Commissioner Vaux suggested that would allow acceptance of wastes in the general area of Camano Island. Chairman Wylie seconded the motion. The motion passed with votes from Chairman Wylie and Commissioner Rohrer. Commissioner Vaux cast a dissenting vote.

PUBLIC WORKS DEPARTMENT - MARK SPAHR, DIRECTOR:

1) Public Hearing - Vacation of Alleyway in Griest's Plat of Grassmere.

Chairman Wylie waived the reading of the Notice of Public Hearing, as published in The Skagit Argus on March 13 and 20, 1990.

Jeff Monsen, Assistant Public Works Department Director, located the 15 foot alleyway in question on a vicinity map between Chestnut and Compton Lane near Concrete, one block from the Concrete-Sauk Valley Road. He stated that a Concrete realtor has filed a petition for vacation of the alleyway on behalf of their client, L.E. Compton, who owns all of the lots on both sides of the alleyway, and lives in California. Mr. Monsen demonstrated how access to the front lots would be via Compton Lane, and access to the back lots would have to be through the front lots until and unless right-of-way in the back is opened by the county. Mr. Monsen stated that the Engineer's Report recommends the vacation, at an assessed value of \$0.18 per square foot for a total of \$614.60 including hearing fees.

Lionel E. Compton, 5918 E. Hwy 224, Estacada, OR 97023, further demonstrated the lot access.

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

Commissioner Rohrer then motioned to vacate 3600 square feet of County right-of-way located in C.W. Griest's Plat of Grassmere, further described as a portion of the alleyway in Block 14 beginning at a point on the easterly line of Platted Lincoln Avenue and running easterly between lots 5 and 16 to L.E. Compton, at a total price of \$614.60. Commissioner Vaux seconded the motion, which passed unanimously.

2) Signature - Right-of-Way Plans - Cavanaugh Road.

After a brief explanation by Mr. Monsen, the Board approved for signature the right-of-way acquisition plans for a county road project on Cavanaugh Road.

3) Signature - Construction Plans - Chilberg Road.

Following a brief explanation by Mr. Monsen, the Board approved for signature the construction plans for Chilberg Road.

CONSENT AGENDA.

Commissioner Vaux motioned to adopt the Consent Agenda of April 2, 1990, with

the exception of item #5a, which was a reappointment to the Commissioners' Salary Committee for William Shuler. Commissioner Vaux felt that this reappointment would constitute a conflict of interest, since Mr. Shuler is now employed by Skagit County. Commissioner Rohrer seconded the motion. The motion passed unanimously.

1. Public Works Department

- a) Recommendation for Bid Award: Crushing Bid - Butler Pit and Upper Samish Pit. (Resolution #12443)
- b) Signature: Establish C.R.P. - Old 99 North. (Resolution #12444)
- c) Signature: Establish C.R.P. - Cascade River Road. (Resolution #12445)
- d) Signature: Proclamation - Earthquake Awareness Week

2. Parks and Recreation Department:

- a) Officials Contract: Doug Howson
- b) School Facility Use Agreement - MVSD, Madison School softball field, April 10 - June 28, 1990
- c) School Facility Use Agreement - MVSD, High School track, 5/19/90
- d) School Facility Use Agreement - MVSD, High School softball fields, April 10 - June 28, 1990
- e) School Facility Use Agreement - MVSD, Laventure gym, April 11 - May 30, 1990

3. Skagit County Fair:

- a) Engagement Agreement - Michael Johnson with Mark Holt and Jam Packed. Two shows on Friday August 20, 1990, for payment of \$3,000

4. Petitions for Property Tax Refunds:

- a) Richard C. Breitling, 466 Lois Lane, Sedro Woolley, WA 98284, in the amount of \$232.74, due to a double assessment of mobile home (001590)
- b) Clara Sprouse, 1201 E. Montgomery, Mount Vernon, Wa 98273, in the amount of \$411.99, due to a mistake by person exempted from paying taxes or a portion thereof (002290)
- c) Stanley Wilson, 3000 S. Skagit Highway, Sedro Woolley, WA 98284, in the amount of \$312.77, due to clerical error in listing property (002390)
- d) Grace M. McPherson, 595 Hobson Road, Bow, WA 98232, in the amount of \$710.46, due to a mistake by person exempted from paying taxes or a portion thereof (002190)
- e) Mira Vista Care Ctr., 300 South 18th, Mount Vernon, WA 98273, in the amount of \$4,686.10, due to overpayment with respect to improvements which did not exist on assessment date (001990)
- f) Tom McGehee, 1304 Allen West Road, Bow, WA 98232, in the amount of \$18.64, due to clerical errors in listing property (002090)
- g) Robert O. Brown, 1653 Britt Road, Mount Vernon, WA 98273, in the amount of \$188.90, due to mistake by a person exempted from paying taxes or a portion thereof (001890)

- h) Julian C. Silva, 1125 Kincaid Street, Mount Vernon, WA 98273, in the amount of \$407.16, due to mistake by a person exempted from paying taxes or a portion thereof (000890)
- i) Tillman A. Sturbakken, 1419 Dike Road, Mount Vernon, WA 98273, in the amount of \$617.99, due to mistake by a person exempted from paying taxes or a portion thereof (001790)

5. Appointments to Board and Offices:

- b) Appointment of Mrs. Kay Knott to Substance Abuse Administrative Board. Term Expiration: March 31, 1993. (Resolution #12446)

6. Department of Planning and Community Development:

- a) Resolution upholding Hearing Examiners decision but suspending fine regarding Lowell Engberg Appeal. (Resolution #12447)

7. Board of County Commissioners

- a) Records of the Proceedings:
 - 1) March 26, 1990
 - 2) March 27, 1990

MISCELLANEOUS ITEMS.

- A. Vouchers audited and certified by the auditing officer as required by R.C.W. 42.24.080, and those expense reimbursement claims certified as required by R.C.W. 42.24.090, have been recorded on a listing which has been made available to the Board.

As of this date, April 2, 1990, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- 1) Warrants #79427 through #79561 (Vouchers #79427 through #79561) in the amount of \$265,479.92 (PR-6-90).
 - 2) Warrants #2410 through #3080 (Vouchers #1458 through #1916) in the amount of \$795,206.64 (P-06-90).
- B. The Board approved a request by Gretchen Paque, Victim/Witness Advocate, to plant three rhododendrons in the garden on the east side of the horseshoe parking lot to commemorate Victims' Rights Week.
 - C. Jerry McInturff, County Auditor, reported on an award received by his Office on behalf of Skagit County from the Government Finance Officers Association for financial reporting. Mr. McInturff stated that this is the highest award possible to be given in recognition of outstanding performance in completion of the Comprehensive Annual Financial Report. Mr. McInturff stated that only four other counties in the State of Washington, King, Pierce, Clark and Yakima Counties, have received this award. Mr. McInturff indicated that this award will figure favorably in the County's reduction in bond rating.

BID AWARD - SKAGIT COUNTY LEGAL PRINTING.

Robert W. Taylor, Administrative Officer, explained that, after studying the proposals received from the Skagit Argus, at \$3.60 per column inch, and the Skagit Valley Herald, at \$2.65 per column inch, for the coming year's legal printing, he is recommending that the bid of the Skagit Argus be accepted. Mr. Taylor indicated that a column width of 1-1/4 inches utilized by the Skagit Valley Herald as compared to a column width of 1-3/4 inches utilized by the Skagit Argus was calculated and he found that it is more economical to use the Skagit Argus for printing.

Commissioner Rohrer then motioned to award the bid for County legal printing from July 1, 1990, to June 30, 1991, to the Skagit Argus, at \$3.60 per column inch. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12448)

MISCELLANEOUS ITEMS.

There were no miscellaneous items for discussion at this time.

FACILITY PLAN PRESENTATION - ROGER HOWARD, FACILITIES MANAGER.

Mr. Howard introduced Lowell Larson of the Henry Klein Partnership, who is the contractor who performed a comprehensive facilities study for the Skagit County courthouse complex. Mr. Howard explained that through an identified need for increased services resulting from an increase in the population of Skagit County, the study was born. Mr. Howard stated that the study focused on the limited space for office functions and the need for additional employee, public and county vehicle parking. Mr. Howard stated that the study does not thoroughly address jail overcrowding, although it recognizes the problem, as it was felt that this problem should be dealt with in an individual study.

Mr. Larson then reviewed the results of the study, which was compiled utilizing the results of questionnaires completed by department heads and of personal interviews with department heads. The study gave recommendations for 5, 10 and 20 year projects to maintain sufficient employee, public and parking space for projected county growth.

PARKS AND RECREATION DEPARTMENT - JON AARSTAD, DIRECTOR:

1) Presentation of Annual Report.

Mr. Aarstad presented the Board with the Annual Report of the Parks and Recreation Department. The report was reviewed by the Board, and discussion occurred on the major Parks projects at the Burlington-Edison Regional Park, the Padilla Bay Dike Trail and the Summit Timber property acquisition.

2) Review of Recreation Survey for Concrete and Surrounding Community.

Mr. Aarstad discussed with the Board a summary of the questionnaire responses received from Concrete community residents in attendance at a meeting held by

the Board of Commissioners regarding augmentation of county services to the upriver community. Mr. Aarstad stated that 25 to 30 responses were received.

3) Information - Recreation Program - Burlington Chemical People.

Mr. Aarstad stated that a group titled the Burlington Chemical People have been sponsoring a recreation program as an alternative for youth to illegal drug activity. Mr. Aarstad stated that although the program is now lacking in volunteers, sufficient funds still exist to sponsor events. Mr. Aarstad stated that the group has approached the Parks Department with a request to enter into an agreement whereby the Parks Department would provide a coordinator to facilitate the recreation programs, at a fee to the Chemical People group. Mr. Aarstad stated that this is a unique opportunity to promote recreational activities as an alternative to drugs.

4) Miscellaneous.

- A. The Board approved for signature a letter to Fred Wagner, Burlington Northern Railroad Real Estate Manager, requesting a map of BNRR right-of-way from Sedro Woolley to Snohomish County.
- B. Mr. Aarstad reviewed telephone quotes for prize ribbons for the fair and fair decorations, tents and awnings with the Board.

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