

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

Monday, July 23, 1990

- 9:00 a.m. - 9:30 a.m. Presentation for Approval - 1990-91 Skagit County Insurance Package.
- 9:30 a.m. - 10:00 a.m. Deliberation and Decision - Skagitonians to Preserve Farmlands Request for Grant to Develop Farmland Management Program.
- 10:00 a.m. - 11:30 a.m. Public Works Department - Mark Spahr, Director:
- 1) Discussion - Tree Cutting Permit on Teak Lane.
 - 2) Signature - Rock Grant Requests.
 - 3) Update - Recycling Program.
 - 4) Update - Skagit County Procurement Policy.
 - 5) Update - Incinerator Landscaping.
 - 6) Request for Qualifications - Long Range Plan for Vehicle and Passenger Ferry Service (Anacortes to Guemes Island).
 - 7) Miscellaneous.

CONSENT AGENDA.

MISCELLANEOUS ITEMS.

- 2:30 p.m. - 3:30 p.m. Hearing Examiner Referral:
- 1) Approval - Greg Ingman Agricultural Variance.

The Skagit County Board of Commissioners met in regular session on Monday, July 23, 1990, with Commissioners Ruth Wylie, W. W. Vaux and Dave Rohrer present.

PRESENTATION FOR APPROVAL - 1990-91 SKAGIT COUNTY INSURANCE PACKAGE.

Dave Carlson of Rollins, Burdick, Hunter was present for the discussion.

Dave Fleming, Risk Manager, explained that the final step in the Brokers of Record selection process is to authorize the brokers to canvass the insurance market for quotes for the County's various insurances for the policy year August 1, 1990, through July 31, 1991.

Regarding liability insurance, Mr. Fleming stated that it was difficult for the broker, Rollins, Burdick, Hunter, to find firms interested in insuring the County because of a two year period in 1986-87 and 1987-88 during which the County had an unusually high claim expense. This expense was the result of accidents involving railroad crossings. Two quotes were received. A quote from the PENCO Company to retain the current liability insurance package was \$1,097,333, with an SIR of \$100,000. Fireman's Fund offers a higher limit of \$10,000,000, with a \$1,000,000 SIR and a cost of \$185,000. The recommendation of the Risk Management Advisory Committee was to accept the proposal of the Fireman's Fund.

For property insurance, for which the Wycoff Agency acts as broker, Fireman's Fund has offered a \$29.5 million dollar loss limit with a \$100,000 deductible for a cost of \$28,500, which is a savings of \$3,000 to \$5,000 over our existing coverage.

The Unity Group, which brokers the County's marine insurance, has submitted a quote of \$34,430 for \$10,000,000 liability, with 2% deductible on hull coverage. This is a \$6,680 premium reduction over last year.

The quote for bonds and financial insurance from the County's broker, the Doorn Agency, indicates varying limits depending upon coverage. The total cost for the coverage is \$4,823, including the addition of robbery and safe burglary, a premium increase of \$811 over the current level.

Mr. Fleming indicated that the quotes reflect a total net cost reduction of \$95,790 over 1989-90 rates.

Discussion ensued, following which Commissioner Vaux motioned to approve the recommendations of the Risk Management Advisory Committee for the 1990-91 insurance package, with the liability portion of the package awarded to the Fireman's Fund. Commissioner Rohrer seconded the motion, which was approved unanimously.

DELIBERATION AND DECISION - SKAGITONIANS TO PRESERVE FARMLANDS FOR GRANT TO DEVELOP FARMLAND MANAGEMENT PROGRAM.

Lisa Nielsen, Skagitonians to Preserve Farmlands (STPF) Executive Director, synthesized the proposal of the group. She stated that STPF is a non-profit group organized for the purpose of promoting the preservation of agricultural land in Skagit County. The group is asking for \$12,000 of a \$30,000 budget to identify what programs are available to the County for farmland preservation, and then to make recommendations on what programs the County should follow. STPF has also received a grant of \$10,360 from the Bullit Foundation.

Discussion ensued. Members of STPF pointed out that the program would provide alternatives to development for agricultural landowners to allow their land to remain in the agriculture base. Landowners may choose not to participate if they wish.

Zel Young supported that group's proposal, but Terry Knudsen did not think it was an appropriate expenditure of the public's money, as it would subsidize a special interest group that was formed initially to combat the Hollyhock Farms proposal.

Tom Perkins' question was answered by Chairman Wylie, who stated that ESHB 2929 will require the County to make an inventory of agricultural lands.

Dave Hedlin, STPF Board member, stated that it will benefit all concerned to know all of the available options for farmland preservation.

Leonard Lee stated that he was recently denied his request to subdivide a 20 acre parcel from his 40 acres of farmland for the purpose of a sale which would have subsidized his retirement.

Dr. Teak Martin, an owner of timberlands, made a statement supportive of the STPF proposal.

Chairman Wylie stated that Skagit County has a need for farmland planning. Although she stated that she was at first totally opposed to STPF's proposal, she later became convinced that it is imperative to protect the agriculture base through studies such as that proposed.

Commissioner Vaux felt that a review of the options would help provide answers to problems such as Mr. Lee's. He felt development rights should be explored. He was, however, worried about STPF receiving funding from other sources, and that the political stands of those additional supporters might be opposed to that of the Board. Commissioner Vaux motioned to authorize the funding of STPF's proposal, as outlined in their proposal package, but to require, in writing, statements that there are no contingencies or requirements of STPF's additional grants, and that a contract be successfully negotiated with the Planning

Department. Commissioner Rohrer seconded this motion.

Chairman Wylie motioned to amend Commissioner Vaux's motion to add the requirement that STPF be designated as an advisory body only, and that a Planning Department staff member act as contract manager. Commissioner Vaux clarified that STPF would be charged with creating a document that would be taken to the Planning Commission as a proposal. He then seconded Chairman Wylie's motion, and the motion to amend the original motion carried unanimously.

A vote was then taken on the amended motion, and it also passed unanimously.

PUBLIC WORKS DEPARTMENT - MARK SPAHR, DIRECTOR:

1) Discussion - Tree Cutting Permit on Teak Lane.

Mr. Spahr stated that Tom Stakkeland has asked to be allowed to remove six trees from County right-of-way to allow him to upgrade Teak Lane in conjunction with the subdivision of his land for additional building lots. Teak Lane is a one lane gravel road off of Buchanan Street in Clear Lake. Mr. Spahr stated that Dr. Teak Martin, who also lives on the road, has submitted a letter in which he expresses concerns that the road be open to 24 hour access during construction to allow him emergency access, and that Mr. Stakkeland be compelled to participate in a historical maintenance agreement with the neighbors. Mr. Spahr stated that Mr. Stakkeland plans to widen the road to current County short plat standards. The road is not presently maintained by the County.

Dr. Martin addressed the Board. He stated that he has been a resident of Teak Lane for the past 10 years. He provided a packet of information to the Board which included a map of the area. He stated that the road was developed in 1980 as a one-lane road with turnouts for passing. He demonstrated areas of site distance problems and heavy pedestrian traffic. A neighborhood agreement for road maintenance was presented, which was originally signed in 1983. The agreement asks the Planning Department to make any building permits issued on the road contingent on participation in the maintenance agreement. Dr. Martin made the following requests:

- Mr. Stakkeland should be made responsible for provision of all short plat road standards.
- Site distance and pedestrian traffic should be addressed.
- Mr. Stakkeland should be compelled to join in the maintenance agreement.
- A survey of the road should be required.
- Tree cutting should be reviewed by the County.
- Mr. Stakkeland is already dumping gravel on the road without the County's permission and this should not be allowed.

Dr. Martin stated that Mr. Stakkeland is developing several lots for building and selling homes and lots. He stated that the PUD may have an interest in the road standards of Teak lane, as pertains to the installation of new water lines.

Mr. Stakkeland admitted that he wishes to log a "couple" of acres of his land and develop "one or two" lots. He admitted to dumping the gravel on the road, but said he is sensitive to Dr. Martin's concerns. He stated that he has logging permits and that Skagit Surveyors have flagged his property borders.

Mr. Spahr stated that no short plat has been filed, so adherence to short plat standards is voluntary on Mr. Stakkeland's part.

Charlie Tewalt, Road Operations Superintendent, stated that he has verified that the trees in question are on County property or Mr. Stakkeland's property.

Mr. Spahr suggested that the tree cutting permit could be conditioned on short plat road standards, and Chairman Wylie asked that it also be conditioned on 24 hour access.

After further discussion, Commissioner Rohrer motioned that a tree cutting permit be issued to Mr. Stakkeland and conditioned as follows: 1) that marketable trees be reimbursed to the County at 50% of their market value, 2) that short plat road standards be adhered to from the intersection to Mr. Stakkeland's access, and 3) that 24 hour passage be preserved throughout the road construction. Commissioner Vaux seconded the motion, which passed unanimously.

2) Signature - Rock Grant Requests.

A. Commissioner Rohrer motioned to adopt the resolution authorizing a rock rip-rap grant of 200 cubic yards to Dick Klein to rip-rap a flood damaged culvert crossing at Youngs Slough near its confluence with the Skagit River. Total appropriation is \$650.00. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12574)

B. Commissioner Rohrer motioned to adopt the resolution authorizing a rock rip-rap grant of 1,000 cubic yards to Walter Taylor to rip-rap approximately 200 feet of the right bank of the Skagit River adjacent to his property on Thunderbird Lane. Total appropriation is \$3,250.00. Commissioner Vaux seconded the motion, which passed unanimously. (Resolution #12575)

3) Update - Recycling Program.

Ric Boge, Recycling Coordinator, reported on the apparent success of the first pick up of recyclable materials from the pilot recycling project area located at the Country Club in Burlington. He also gave an in-house recycling update.

4) Update - Skagit County Procurement Policy.

Teresa Thinner, Solid Waste staff member, updated the Board on the availability and prices of recycled copier paper, computer paper, paper towels and tissues. She stated that a couple of issues need to be worked out before submittal of the final procurement policy proposal.

5) Update - Incinerator Landscaping.

Jeff Monsen, Assistant Public Works Director, introduced Laurie Freeman of Landscape Associates, the firm which has been chosen to perform landscaping at the Incinerator. He reviewed the preliminary goals list for the project, including specific project areas and treatments, along with estimated costs within the \$30,000 budget.

The Board was in full support of the project, and further directed that an automatic irrigating system be installed, that trees be planted on the west side to shield the bin area, and that a swath of grass be planted to surround the complex perimeter. The perimeter grass should have no irrigation system, but will receive regular mowings.

Mr. Spahr and Mr. Monsen recommended that the Board sign the contract that was presented for signature, and that the additional directions be treated in contract addendums at a later date.

Commissioner Vaux motioned to approve the contract for landscaping at the incinerator with Landscape Associates. Commissioner Rohrer seconded the motion, which carried unanimously. (Contract #00404)

6) Request for Qualifications - Long Range Plan for Vehicle and Passenger Ferry Service (Anacortes to Guemes Island).

Mr. Spahr reviewed the Request for Qualifications, stating that \$35,000 to \$50,000 has been budgeted for the study.

Commissioner Vaux indicated his reluctance to continue to subsidize and continually accommodate the demands of those few who require transportation to Guemes Island, but do not wish to pay the full costs of providing transportation.

The possibility of an in-house study was discussed. The Board felt that such a study should include 1) the number of summer homes which have been converted to permanent residences on Guemes Island, 2) the number of available building lots on the Island, 3) the amount of the subsidy provided yearly by Skagit County.

Mr. Spahr felt that the availability and expertise of staff to conduct the entire study is limited, but felt that those requests specifically made by the Board could be addressed by staff.

Commissioner Vaux then motioned to authorize the Request for Proposals, as submitted by the Public Works staff. Commissioner Rohrer seconded the motion, which passed unanimously.

7) Miscellaneous.

A. The Board discussed with Mr. Tewalt the reasons for requesting manual transmissions on a bid for four new dump trucks for the road maintenance department. Commissioner Vaux then motioned to adopt the resolution calling for bids for the purchase of four new dump trucks to be opened on August 7, 1990, at 1:30 p.m. Commissioner Rohrer seconded the motion, which passed unanimously. (Resolution #12576)

CONSENT AGENDA.

Commissioner Vaux motioned to adopt the Consent Agenda of July 23, 1990, as submitted. Commissioner Rohrer seconded the motion, which passed unanimously.

* Petitions for Property Tax Refunds:

1. Rebecca Hartman, 870 Collins Road, Sedro Woolley, WA 98284, in the amount of \$371.90 due to a manifest error. (008190)
2. U.S. Bancorp Mortgage, P.O. Box 3547, Portland, OR 97208, in the amount of \$681.91, due to the exclusion of the taxed parcel from the owner's mortgage. (008090)
3. Clara Kamb, 1808 Forest Drive, Mount Vernon, WA 98273, in the amount of \$314.77, due to a senior citizen exemption. (008490)

* Skagit County Fair:

4. Professional Services Contract with Gregory T. Pitsch, Jr., and Special Delivery for three 50-minute sets on August 11, 1990, at \$450 per day. (Contract #00405)
5. Professional Services Contract with Steve Olszewski and "3-D" for three 45-minute sets on August 12, 1990, at \$250.00 per day. (Contract #00406)

6. Advertizing Contract with KAPS Radio - Ninety 30-second slots from July 14 through August 12, 1990, at \$10 each for total of \$900.00. Included at no charge is trade booth space, remote broadcasts, interviews, and prizes for KAPS day. (Contract #00407)
7. Commercial Displays and Vendors Contracts - all contracts run from August 8, 1990, through August 12, 1990:
 - a) N.W. Crafts - \$200 for space in the commercial tent. (Vendor - arts and crafts) (Contract #00408)
 - b) Fund America - Independent Representative - \$200 for space in the commercial tent (investment information) (Contract #00409)
 - c) Ba'Hai Faith - \$159.50 for space in the commercial outside. (comfort station) (Contract #00410)
 - d) Te-Bo II - \$200 for space in the commercial tent. (vendor of photo plates) (Contract #00411)
 - e) Rich Horak - \$200 for space in the commercial tent II. (New York Life representative) (Contract #00412)
 - f) Randy Paulson - \$159 for space in the commercial outside. (computer portraits) (Contract #00413)
 - g) Budweiser Fishing Team - \$192.50 for space in the commercial outside. (display) (Contract #00414)
 - h) Jennifer Peterson - \$200 for space in the commercial tent II. (Christmas-Around-The-World home party plan) (Contract #00415)
 - i) The David L. Nichols Agency - \$200 for space in the commercial tent II. (personalized bibles) (Contract #00416)
 - j) Skagit River Steel and Recycling - \$200 for space in the commercial tent II. (recycling information) (Contract #00417)
- * Parks and Recreation Department:
 8. Resolution calling for bids for one new top dresser, to be received and opened on August 14, 1990, at 1:30 p.m. (Resolution #12577)
 9. Instructional Services Contract with Steve Olsen/Northwest Sea Ventures, to provide kayaking classes at Clear Lake beach from June 23, 1990, through August 31, 1990. Participants are charged \$35 for the activity, and the instructor will receive 90% of the fees after Department expenses. (Contract #00418)
- * Juvenile Probation Department:
 10. Agreement with Sinomish Indian Tribal Community for incarceration of juvenile offenders. Daily fee of \$80.00. Perpetual agreement. (Contract #00419)
- * Health Department:
 11. Contract amendment #89/90-3219-PC02(1) regarding provision of nursing oversight visits under Title XIX (Medicaid) Personal Care Services Program. Amendment extends the time period to include July 1, 1990, through June 30, 1991. (Contract #00420)
- * Senior Services:
 12. Resolution - Bid award for senior citizen catered meals for 1991. Awarded to Island Hospital for Anacortes delivery site and to United General Hospital for Burlington, Mount Vernon, and Sedro Woolley delivery sites. (Resolution #12578)

- Board of County Commissioners:
 - 13. Record of the Proceedings - July 16, 1990.
 - 14. Record of the Proceedings - July 17, 1990.
 - 15. Letter of Understanding with AFSCME Local Union #176 dated January 1, 1988, through December 31, 1990, Article IV - Seniority, Promotions, Layoffs, Section D. (Contract #00421)

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, July 23, 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 #MW023-57644 through #MW025-57646 in the amount of \$83,704.76. (C-33-90)
- B. In accordance with action previously taken, the Board approved for signature the resolution calling for a public hearing on August 8, 1990, at 7:00 p.m., at the Birdsvie Grange, to consider public testimony on the application of sewage sludge to forest and agriculture lands in Skagit County. (Resolution #12579)
- C. In accordance with action previously taken, the Board approved for signature the resolution denying Variance #V-89-062 of Bud Norris. (Resolution #12580)

HEARING EXAMINER REFERRAL:

- 1) Approval - Greg Ingman Agricultural Variance.

Grace Roeder, Senior Planner, presented an assessors map and photographs of the proposal. She stated that the applicant owns a 20 acre parcel with an easement for access across a neighbor's property. The original homesite was established 700 feet back from the access easement, before new legislation required that homesites be established within 150 feet of the front setback, and a mobile home was placed there. A septic system and well were established here also. The applicant now wishes to establish a new home just adjacent to the previous site where the mobile home is located. The mobile home will be removed later, within 90 days of the occupancy of the new residence. The Hearing Examiner has recommended approval of the variance request, Ms. Roeder stated.

Commissioner Vaux motioned approval of the Hearing Examiner's recommendation, as stated by Ms. Roeder, and listed in the Findings of Fact and Entry of Recommendation #V-90-023.ORD. Commissioner Rohrer seconded the motion, which passed unanimously.

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

Ruth Wylie, Chairman

W. W. Vaux, Commissioner
W. W. Vaux

Dave Rohrer, Commissioner

ATTEST:

Stephanie Wood

Stephanie Wood, Clerk
Skagit County Board of Commissioners