

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

Tuesday, September 4, 1990

- 10:00 a.m. - 11:30 a.m. Public Works Department - Mark Spahr, Director:
- 1) Continuation of Public Hearing - Establishment of Lexington Avenue as a County Road.
 - 2) Status Report - Railroad Crossings.
 - 3) Signature - R.A.P. Contract for Lyman-Hamilton Road.
 - 4) Miscellaneous.
- CONSENT AGENDA.
- MISCELLANEOUS ITEMS.
- 11:30 a.m. - 11:45 a.m. Presentation of 1991 Preliminary Budget.
- 1:30 p.m. - 2:15 p.m. 1) Tour of Data Processing Facility.
2) Data Processing Project Update.
- 2:15 p.m. - 3:00 p.m. 1) Call for Public Hearing - Addition of New Chapter to Skagit County Code Title 9 Regulating the Discharge of Firearms in Unincorporated Skagit County.
2) Call for Public Hearing - Amendments to Chapter 1.24 of Skagit County Code Relating to General Penalties.
3) Presentation - Skagit County Health Department Report on Solid Waste Sites.
4) Miscellaneous.

The Skagit County Board of Commissioners met in regular session on Tuesday, September 4, 1990, with Commissioners Ruth Wylie and Dave Rohrer present. Commissioner Vaux's absence was excused.

PUBLIC WORKS DEPARTMENT:

- 1) Continuation of Public Hearing - Establishment of Lexington Avenue as a County Road.

Mark Spahr, Director, Public Works Department, reported. Mr. Spahr reviewed the Engineer's Report and stated that it is the recommendation of the Public Works Department that unless and until some of the deficiencies are addressed by the property owners the County should not establish Lexington Avenue as a County road.

Chairman Wylie opened the meeting up for public comment.

Don Eastman, 1475 Lexington Avenue, stated that he would not "go either way on it at this time". Mr. Eastman noted that part of the right-of-way is on the west side and it is the only part that has been short-platted. That leaves the east side ruled on by the courts as to having some right-of-ways in that area vacated to the property owners.

Dale Fowler, 1466 Lexington Avenue, indicated that he concurs with those people who are petitioning the County to accept and maintain Lexington Avenue. He emphasized that Lexington Avenue is used enough, so that in its current condition

it presents somewhat of a hazard. Mr. Fowler stated he has lived there 15 years and the County crews, when in the area, would fill pot holes, etc. There is probably no record of this as it was such a small matter.

Mr. Spahr addressed Mr. Eastman's comments regarding property on the east side of Lexington, reviewing with the board and audience members, a plat map of the area. He explained that portions of Lexington Avenue right-of-way that were governed by the law passed between 1889 and 1909 and were not opened within 5 years reverted back to adjacent property owners.

Mr. Eastman commented that if the road was to go on the west side, improvements would go on the west side of Lexington and that would be property that would have to be sold to the County.

Mr. Fowler asked the Board if that was a possibility? The board advised that it was.

Mr. Spahr emphasized that as the County continues to grow and develop, it is possible that a number of requests for right-of-way could be made. Should the County accept roadways before they are brought up to standard, there could be a considerable drain on the County budget in the future. He noted that the Public Works Department sees this as a precedent and emphasized to the Board the larger picture.

Commissioner Rohrer stated that he feels strongly that each case should be looked at individually.

Ed Little, property owner off Buttram Lane, stated that the County apparently has about 30 feet of right-of-way at the present time? He indicated he would like to see that 30 feet used, if at all possible. The 30 feet that is there appears adequate to make a two lane road.

Chairman Wylie closed the public comment period.

Commissioner Rohrer motioned to continue the Public Hearing. Chairman Wylie seconded the motion, which was carried and so ordered.

2) Status Report - Railroad Crossings

Robin Larue of the Public Works Department presented a status report on railroad crossings. He indicated that his report is in response to the Boards' July 3 request that the Public Works Department look at County railroad crossings. A report on guard rails will be presented next week. The Public Works Department is in the process of getting stop signs installed at crossings. They are also looking at brush cutting to clean up sites. Pavement markings and advance warning signs are being reviewed to make sure they are up and in good repair. An additional three crossings have been completed this year. Engineering funds have been requested from the Department of Transportation to assist in the costs, although after this year the County will have to pay 100% of the costs. Mr. Larue stated that it is the opinion of the Public Works Department that not all crossings need to be signalized. This is part of the evaluation being done by the Public Works Department and it should be brought back to the Board by the middle of September. Chairman Wylie emphasized that putting stop signs up has got to help.

3) Signature - R.A.P. Contract for Lyman-Hamilton Road

Mark Spahr, Director, Public Works Department, presented an R.A.P. contract for the Lyman-Hamilton Road to the Board. He advised that the contract is for \$127,000 in RATA funds and recommended that the Board accept the contract for

signature only.

CONSENT AGENDA

Commissioner Rohrer motioned to accept the Consent Agenda of September 4, 1990 as presented. Chairman Wylie seconded the motion, which was carried and so ordered.

* Petitions for Property Tax Refunds:

1. Escrow Express, 1619 N. 26th, Mount Vernon, WA 98273, in the amount of \$107.48, because the first half taxes were paid by both the seller and the escrow company. (009890)
2. Phillip R. Swanson, 608 Hobson Road, Bow, WA 98232, in the amount of \$446.61, due to a manifest error. (009490)

* Skagit County Fair:

3. Professional Services Contracts for judging miscellaneous events. Compensation occurs as noted.
 - a) Judy Hanson, 4-H fashion review, \$25.00 for all.
 - b) Carol Reed, 4-H purchased garment, \$25.00 for all.
 - c) Elizabeth Timmer, open class flowers, Thursday, August 9, 1990. Compensation occurs at \$0.21 per mile and a maximum of \$5.00 for meals.

* Parks and Recreation Department:

4. Call for Bids - Three-bedroom mobile home for Howard Miller Steelhead Park. (Resolution #1631)
5. Instructional Services Contract with Skagit Valley YMCA to conduct the Clear lake Triathlon on July 7, 1990. The County agrees to pay for staff costs.

* Senior Services Department:

6. Contract Amendment #90-3170-06(01) with Northwest Regional Council - Authorizes nutrition projects mid-year budget and sets maximum allowable levels for congregate and home delivered meals, revises and decreases contract service levels for congregate and home delivered meals in accordance with revised budget.
7. Contract Amendment #90-3110-06(1) with Northwest Regional Council - Additional \$17,320 in COPES funding (unit rate changes from \$118 to \$92 per unit), additional \$3,042 in Title XIX funding (unit rate changes from \$79 to \$86 per unit), additional \$3,749 in respite case management funding.

* Health Department:

8. Guest Speaker Contract - Michael Putnam - \$25 for presentation of talk on "My Experience as a Person with AIDS) on August 28, 1990.
9. Authorized signature sheet for documents pertaining to DSHS and DOH Consolidated Contract for 1991.
10. Contract Amendment #1620-78062(3) with DSHS - Addition of \$3,863 to

Women, Infant and Childrens Program for period from July 1, 1990, through September 30, 1990; addition of \$1,062 to Women, Infant and Childrens Program for period from October 1, 1990, through December 31, 1990.

• Commissioners' Office:

11. Agreement with Skagit Valley Hospital to provide cardiovascular risk screening on October 11 and 23, 1990. Compensation will be made at \$20.00 per employee, to be paid by the employee.
12. Agreement with Skagit Valley Hospital for provision of an instructor for a stress management class to be held on September 13, 17, 20, 24, 27 and October 1, 8, and 11, 1990. Compensation occurs at \$480. A similar contract was signed on August 20, 1990. This contract makes changes to the dates the classes will be offered.
13. Signature - Resolution Lifting Moratorium on Building Permits in Plat of Kwonesum with Conditions. (Resolution #1632)
14. Record of the Proceedings from August 21, 1990.
15. Record of the Proceedings from August 22, 1990.
16. Record of the Proceedings from August 27, 1990.
17. Record of the Proceedings from August 28, 1990.

MISCELLANEOUS ITEMS

1) 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, September 4, 1990, the Board did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- a) Vouchers #80450 through #80605 and payroll warrants numbered #80450 through #80605 in the total of \$306,288.41 (PR-16-90).
- b) Vouchers #4001 through #4658 and payroll warrants numbered #5816 through #6424 in the total of \$917,373.63 (P-18-90).

2) Commissioner Rohrer motioned to adopt the resolution to call for a public hearing on September 18, 1990 at 9:00 a.m. to determine whether a resolution shall be adopted authorizing a supplemental budget in the amount of \$174,642 for the Current Expense Fund #001. Chairman Wylie seconded the motion, which was carried so ordered. (Resolution #1625)

3) Commissioner Rohrer motioned to adopt the resolution authorizing the establishment of a revolving fund in the amount of \$100 for the Skagit County Upriver Services Office. Chairman Wylie seconded the motion, which was carried and so ordered. (Resolution #1626)

4) Commissioner Rohrer motioned to adopt the resolution establishing a change fund for the Skagit County Upriver Services Office in the amount of \$50.00. Commissioner Wylie seconded the motion, which was carried and so ordered. (Resolution #1627)

PRESENTATION OF 1991 PRELIMINARY BUDGET

Jerry McInturff, Skagit County Auditor, presented the 1991 Preliminary Budget to the Board. Mr. McInturff and Katherine Longfellow, Chief Deputy Auditor, reviewed highlights of the Preliminary Budget.

TOUR OF DATA PROCESSING FACILITY

Steve Kleinbart, Data Processing Coordinator, provided the Board with a tour of the Data Processing Facility.

DATA PROCESSING PROJECT UPDATE

Steve Kleinbart presented to the Board an update of the Data Processing Project to date.

CALL FOR PUBLIC HEARING - ADDITION OF NEW CHAPTER TO SKAGIT COUNTY CODE TITLE 9 REGULATING THE DISCHARGE OF FIREARMS IN UNINCORPORATED SKAGIT COUNTY

Robert Taylor, Administrative Officer, presented to the Board of Commissioners a resolution that would call for said public hearing to be held on Tuesday, September 18, 1990 at 9:00 a.m. Commissioner Rohrer motioned to adopt the resolution calling for the hearing. Chairman Wylie seconded the motion and it was so ordered. (Resolution #1628)

CALL FOR PUBLIC HEARING - AMENDMENTS TO CHAPTER 1.24 OF SKAGIT COUNTY CODE RELATING TO GENERAL PENALTIES

Mr. Taylor presented to the Board of Commissioners a resolution that would call for a public hearing to be held Tuesday, September 18, 1990 at 9:00 a.m., or as soon thereafter as possible. Commissioner Rohrer motioned to adopt the resolution calling for the public hearing. Chairman Wylie seconded the motion and it was so ordered. (Resolution #1629)

PRESENTATION - SKAGIT COUNTY HEALTH DEPARTMENT REPORT ON SOLID WASTE SITES

Mr. Taylor presented for the Boards review a Comprehensive Historical Report on Solid Waste Sites that has been conducted and completed by Judith Meadows, formerly of the Skagit County Health Department. Judith Meadows recently retired from the Health Department as an Environmental Health Specialist I. The report reviews the history of burning and landfills in Skagit County and denotes the numerous sites for which landfilling and burning occurred throughout the County beginning from 1910. Chairman Wylie commented that the report was very comprehensive and very interesting regarding the history of solid waste in Skagit County.

MISCELLANEOUS

1) Mr. Taylor presented for the Boards consideration, a resolution that would allow the waiver of a permit fee for the Skagit Rural Fire District #14 for the construction of a vehicle storage facility. Chairman Wylie indicated that this had been a standard practice in the relaxation or the waiver of permit fees for fire districts in the past. Commissioner Rohrer motioned for approval of said resolution. Chairman Wylie seconded the motion and it was so ordered. (Resolution #1630)


2) A second miscellaneous item was presented. Jim Koetje from Skagit Valley Properties was in attendance and addressed the Board regarding a proposal that is being supported by the Board of Realtors and Skagitonians for the Preservation

of Farmland which would encourage our legislators to change the law regarding the division of land through the laws of descent. Mr. Koetje indicated that the current County ordinance and state law allows for the subdivision of land through testamentary provisions which in effect circumvent local ordinances and zoning regulations. He indicated that individuals are required to live by these particular laws and statutes when they are alive and should not be allowed to deviate from these rules and regulations through the laws of descent. Chairman Wylie indicated that the Board would take their proposed letter, which Mr. Koetje desired the Board to sign, under advisement and review with the full Board on Wednesday, September 5, 1990.

ADJOURNMENT

Commissioner Rohrer motioned to adjourn the proceedings. Chairman Wylie seconded the motion and it was so ordered.

BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

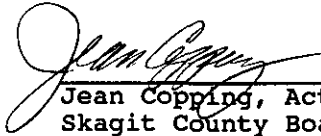

Ruth Wylie, Chairman


W. W. Vaux, Commissioner


Dave Rohrer, Commissioner



ATTEST:


Jean Copping, Acting Clerk
Skagit County Board of Commissioners