

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

Monday, June 17, 1991

9:00 a.m. - 9:30 a.m. Deliberation and Decision - Amendments to Skagit County Code Chapter 14.04.110 and 4.04.115 Regarding Siting of Buildings in the Agriculture Zone.

9:30 a.m. - 10:00 a.m. 1) Bid Award Recommendation - Remodel of Burlington Road Maintenance Shop.
2) Call for Bids - Miscellaneous Projects for Skagit County Jail.
3) Employee Recognition - Ken Chovil, Green River Community College Distinguished Alumnus for 1991.

Public Works Department - Rich Medved, Acting Director:

1) Continuation of Public Hearing - Opening of Unopened Right-of-Way - Buchanan Lane.
2) Introduction - New Staff Members - Flood/Drainage Division.
3) Presentation - Certificate of Commendation - Recycler of the Month for June - La Conner Recycling Center.
4) Recommendation - Interim County Engineering Services
5) Miscellaneous.

11:00 a.m. - 11:15 a.m. Signature - Letter of Intent to Participate in State Funded Programs - Juvenile Probation Department.

11:15 a.m. - 11:30 a.m. CONSENT AGENDA

MISCELLANEOUS ITEMS.

2:30 p.m. - 3:30 p.m. Department of Planning and Community Development.

1) Resolution Approving a Request to Consider a Comprehensive Plan Map Amendment for the Port of Skagit County.
2) RTPPO/Transportation Planning update.
3) Enforcement Report.

The Skagit County Board of Commissioners met in regular session on Monday, June 17, 1991 with Commissioners W. W. Vaux, Ruth Wylie and Robby Robinson present.

DELIBERATION AND DECISION - AMENDMENTS TO SKAGIT COUNTY CODE CHAPTER 14.04.110 AND 4.04.115 REGARDING SITING OF BUILDINGS IN THE AGRICULTURE ZONE

Gary Christensen, Senior Planner and Kraig Olason, Senior Planner, Resource Planning, were present.

Commissioner Vaux explained the status of the process relative to the amendments to the Skagit County Code regarding siting of buildings in the agricultural zones. Several public meetings and hearings were held regarding this matter.

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Commissioner Vaux stated he thinks the County Commissioners should issue agricultural variances. They would then be appealable to Superior Court. He added that he does not wish to see the proposed system adopted and that it should remain exactly as it is now.

Commissioner Vaux said that another issue he is concerned about is setback requirements to Ag Reserve land. He is not in favor of setback requirements applying to ag reserve land. Commissioner Wylie reviewed some of the reasons for the proposed amendment, concluding that she would agree with an administrative decision for variances to the setback requirements.

Commissioner Wylie motioned to accept the Planning Department's recommendation regarding siting criteria for Ag and Ag Reserve land. Commissioner Robinson seconded the motion.

Commissioner Robinson stated that he had some concerns about Ag Reserve. Much of the Ag Reserve land he has seen is marginal as far as being able to be utilized as a farm. Also, he advised that he has some concerns about setback requirements within the Agricultural Reserve Zone.

The Board discussed the issue of setback requirements. Mr. Christensen reviewed setback requirements, interim controls and previous requirements.

Commissioner Robinson motioned to amend Commissioner Wylie's motion to exclude ag reserve land at the present time. In an attempt to speed the system up the requests should go through an administrative decision and the appeal to the Board of County Commissioners and if there is a further appeal it should go to Superior Court. The amended motion was to exclude 1404.115. Commissioner Vaux seconded the motion, which was unanimously carried. (Ordinance #_____)

Commissioner Vaux motioned to drop the variance procedure from the Planning Commission's recorded motion and leave the variance procedure as it is. (It goes to the Hearing Examiner and comes to the Board of County Commissioners as a recommendation and not a decision.) The motion was tabled due to lack of a second.

Commissioner Vaux motioned to add an additional amendment to Commissioner Wylie's motion that the Ag Reserve would revert back to its state prior to interim control adoption. Commissioner Robinson seconded the motion, which was passed unanimously. (Ordinance #_____)

Commissioner Wylie emphasized that the purpose of this is to preserve farmland.

BID AWARD RECOMMENDATION - REMODEL OF BURLINGTON ROAD MAINTENANCE SHOP.

Roger Howard, Director, Facilities Maintenance, presented the recommendation for bid award for the remodel of the Burlington Road Maintenance Shop for the approval of the Board.

Commissioner Robinson motioned to approve for signature a resolution awarding the bid for the remodel/addition to the Skagit County Public Works Department Road Maintenance Operation Headquarters to Quantum Construction of Anacortes, Washington in the amount of \$106,250.00. Commission Wylie seconded the motion, which passed unanimously. (Resolution #_____)

CALL FOR BIDS - MISCELLANEOUS PROJECTS FOR SKAGIT COUNTY JAIL.

Roger Howard described miscellaneous projects in the Skagit County Jail and requested the approval of the Board to Call for Bids.

Commissioner Robinson motioned to approve for signature a resolution to Call for Bids for construction of steel beds, tables and security covers for smoke detectors and air louvers in the Skagit County Jail with a bid opening on July 22, 1991 at 1:30 p.m., or as soon thereafter as possible. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution # _____)

EMPLOYEE RECOGNITION - KEN CHOVIL, GREEN RIVER COMMUNITY COLLEGE DISTINGUISHED ALUMNUS FOR 1991.

Ken Chovil, of the ARIS (At Risk Intervention Specialist) Program recently received the Green River Community College Distinguished Alumnus for 1991 award. The Board presented a letter of congratulation to Mr. Chovil.

PUBLIC WORKS DEPARTMENT

1) Continuation of Public Hearing - Opening of Unopened Right-of-Way - Buchanan Lane

Rich Medved, Director, Public Works Department, advised that the application for opening of an unopened right-of-way off Buchanan Lane had been withdrawn.

Commissioner Wylie motioned to close the public hearing. Commissioner Robinson seconded the motion, which passed unanimously.

2) Introduction - New Staff Members - Flood/Drainage Division

Dave Brookings, Flood Control Engineer, introduced new staff members in the Flood/Drainage Division: Dan Tolliver and John Abenroth, Jr..

3) Presentation - Recycler of the Month for June - La Conner Recycling Center.

Ric Boge, Recycling Coordinator, introduced the Recycler of the Month to the Board, the La Conner Recycling Center. He advised that the Center was originally started by Dan O'Donnell and Vince Sellen and is now operated by the La Conner Public Works Department and located on Chilberg Road. Commissioner Vaux presented the Certificate of Commendation to representatives of the La Conner Recycling Center.

4) Recommendation - Interim County Engineering Services

Rich Medved recommended to the Board that the proposal to utilize Gary Sturdy of Sturdy Engineering as Interim County Engineer be accepted.

Commissioner Wylie motioned to approve the recommendation of the Public Works Department that Skagit County enter into a contract with Gary Sturdy of Sturdy Engineering to serve as Interim County Engineer commencing June 17, 1991 and continuing until December 17, 1991 or until sooner terminated. Commissioner Robinson seconded the motion, which passed unanimously.

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5) Miscellaneous

There were no miscellaneous Public Works items.

Letter of Intent to Participate in State Funded Programs - Juvenile Probation Department

Craig Stoner, Asst. Court Administrator, presented a Letter of Intent for Skagit County Juvenile Probation Department to participate in State Funded Programs for Board approval. The Board approved for signature a Letter of Intent for SSODA, Option B, Structured Residential, Diagnostic Detention and Parole Detention Programs.

Agreement with Department of Social and Health Services

The Board also approved for signature an agreement with the Department of Social and Health Services for funding in the amount of \$10,750.00 for Diagnostic/Parole Detention.

MISCELLANEOUS

Joanne Angevine, Director, Human Services, presented the following for the review and approval of the Board:

- 1) The Board approved for signature an Interagency Agreement between the State of Washington Department of Social and Health Services and Skagit County to advance funds to Skagit County in anticipation of the actual approval of those plans filed by Skagit County with DSHS for Mental Health and/or Alcoholism and Substance Abuse and/or Development Disabilities and/or Aging program(s) operated during the period July 1, 1991 through June 30, 1993. (Contract No. 2200-82266)
- 2) Commissioner Wylie motioned to approve for signature a Contract between Skagit County and Skagit County Search and Rescue Council for the purchase of equipment as noted in the contract. Commissioner Robinson seconded the motion, which passed unanimously.
- 3) Commissioner Wylie motioned to approve for signature a Contract between Skagit County and Sea Mar Community Health Center for providing local community mental health services within the County for the period beginning on the 15th day of April, 1991 and ending on the 30th day of June, 1991. Commissioner Robinson seconded the motion, which passed unanimously. (Contract No. 2200-73630)

Mike Rickert, Skagit County Prosecuting Attorney, presented the following resolution for review and approval of the Board:

- 1) Commissioner Robinson motioned to approve for signature a resolution approving an Interlocal Cooperative Agreement between Skagit County and the Narcotics Enforcement Multi-Jurisdictional Task Force. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution # _____)

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Bob Taylor, Administrative Officer, presented the following miscellaneous items for Board review and approval:

- 1) Commissioner Robinson motioned to approve for signature an Interlocal Cooperative Agreement between Skagit County and Washington State Department of Health which would allow the Skagit County Health Department to utilize the services of the DOH tuberculosis consultant. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution # _____)
- 2) The Board approved for signature a Contract for Professional Services between the Skagit County Noxious Weed Board and Phillip Jost to provide and operate an 18 foot jet boat with 90 HP motor to transport noxious weed personnel and their equipment to eradicate noxious weeds along the Skagit River and mouth of the Sauk River to be compensated at the rate of \$255.00 per day plus an additional \$45.00 per day to cover insurance. The contract will commence on June 15, 1991 and continue until August 30, 1991 or until sooner terminated.
- 3) Commissioner Robinson motioned to approve for signature by Commissioner Wylie, a resolution to call for Public Hearing for Modification of the Transportation Benefit Area Boundaries on July 18, 1991, at 7:00 p.m. , or as soon thereafter as possible. Commissioner Wylie seconded the motion, which passed unanimously. (Resolution # _____)
- 4) A resolution to Call for Public Hearing regarding a Request for a Special Use Permit #SP-90-046 of Hayes Drilling, Inc. was approved for signature. (Resolution # _____)
- 5) Commissioner Wylie motioned to approve for signature vouchers #'s 86042 through 86107 and payroll warrants 86042 through 86107 in the total of \$17,340.00 Commissioner Robinson seconded the motion, which passed unanimously. (PR-11-91)
- 6) Commissioner Wylie motioned to approve for signature vouchers #'s 106921 through 107445 and warrants 69140 through 69519 in the total of \$522,339.25. Commissioner Robinson seconded the motion, which passed unanimously. (R27-91)
- 7) Commissioner Wylie motioned to approve for signature Vouchers #81382 through 81588 and warrants #81382 through #81588 in the total of \$294,401.16. Commissioner Robinson seconded the motion, which passed unanimously. (R14-91)
- 8) Commissioner Wylie motioned to approve for signature payroll warrants #12654 through 12719 in the total of \$21,953.62. Commissioner Robinson seconded the motion, which passed unanimously. (P-11-91)

CONSENT AGENDA

Commissioner Wylie motioned to accept the Consent Agenda for June 17, 1991. Commissioner Robinson seconded the motion, which passed unanimously.

Petitions for Property Tax Refunds:

1. Virgil Avey, 1543 Bennet Road, Mount Vernon, WA 98273, in the amount of \$68.67, due to a manifest error. (005691)
2. John B. Oosterhof Trust, 1825 Cook Road, Burlington, WA 98233, in the amount of \$7.99, due to a manifest error. (000791)

Parks and Recreation Department:

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3. Contract for Professional Services with Mortenson Sign and Graphic Design to design and produce a 3' x 6' sandblasted sign for Presentin Park for the price of \$999.90, including tax, before June 23, 1991.
4. Rental Agreement with Marblemount Community Hall for the period from June 17, 1991, through August 23, 1991, for youth summer playground activities at the rate of \$100.
5. Professional Services Contract with Fidalgo Park and Recreation District to hire and train employees for eventual employment by Skagit County. Training period is from June 3, 1991, through June 30, 1991. Compensation of \$600 will be paid to the Fidalgo park and Recreation District.

Public Defender's Office:

6. a) Interlocal Cooperative Agreement with Whatcom County to exchange conflict of cases, a maximum of 12 per year, with costs for expert witnesses and other professional services borne by the referring county. b) Resolution approving Interlocal Agreement.
7. Contract for Professional Services with Dr. Eric L. Kiesel to provide consultation on autopsy reports concerning Carolyn Estelle Powell, deceased. Contractor will be compensated at \$150 per hour. Term of agreement is from January 1, 1991, through December 31, 1991. Requests to waive insurance requirement (see attached memo from Risk Manager).

Planning Department:

8. Resolution approving Burlington-Edison School District #100 Zoning Map Amendment #R-91-03.
9. Resolution establishing fees for Special Use Permit for family day care and elder day care facilities at \$150.00.

W.S.U. Cooperative Extension:

10. Memorandum of Understanding between Washington State Department of Agriculture, W.S.U. Cooperative Extension and Skagit County W.S.U. Cooperative Extension. The WSDA will pay the Skagit County Cooperative Extension Office \$10 for each private pesticide applicator licensing examination performed in their office. The WSDA will provide all materials necessary. The agreement is perpetual, but may be terminated with 30 days notice.

Sheriff's Office:

11. Professional Services Contract with James Tracy, Ph.D., to provide pre-employment psychological examinations to prospective Sheriff's Office for the period from January 1, 1991, through December 31, 1993, at the rate of \$220 per examination.

Human Services:

12. Biennial contract with DSHS - Division of Developmental Disabilities for the 1991-93 biennium. As the State budget is unfinished, the agreement includes only six months of funding. \$209,383.00 is allocated for six months. Additional funds will be allotted in contract addendums when the budget is completed. Total allotments are expected to equal past year's allotments plus inflationary increases.
13. Biennial contract with DSHS - Division of Alcohol and Substance Abuse of 1991-93 biennium. Contract is written at current two-year level funding, but will most likely be amended to include

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inflationary increases when the State budget is adopted. \$749,750 is allotted for treatment services, \$125,893 for prevention.

Commissioners' Office:

14. Agreement with Mike Woodmansee, Budget/Finance Director, for County support for his participation in the Executive MBA program over a two year period.
15. Resolution appointing Tim Van Houten to the Developmental Disabilities Administrative Board with expiration on June 17, 1994.
16. Record of the Proceedings from Monday, June 10, 1991.
17. Record of the Proceedings from Tuesday, June 11, 1991.

DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT - SCOTT KIRKPATRICK, DIRECTOR

1) Resolution - Approving a Request to Consider a Comprehensive Plan Map Amendment for the Port of Skagit County.

Scott Kirkpatrick, Director, Planning and Community Development, reported. He noted that a copy of a proposed resolution which calls for joint sponsorship on the Comp Plan amendment was provided last week. Mr. Kirkpatrick explained that Skagit County is co-sponsoring through this resolution consideration of the Comprehensive Plan Map amendment.

Commissioner Wylie motioned to approve for signature a resolution Approving a Request to Consider a Comprehensive Plan Map Amendment. Commissioner Robinson seconded the motion, which passed unanimously. (Resolution # _____)

2) RTPO/Transportation Planning Update.

Scott Kirkpatrick reported that under the direction of the SCOG, consultants, Heniger and Ray, have been hired to develop the first phase of Island and Skagit Counties regional transportation "plan to plan". The resulting document will provide baseline information about the regional system and the steps necessary to develop the regional plan under the GMA.

Mr. Kirkpatrick also noted that the RTPO Policy Board formation is to occur beginning this month. The advisory committee will work on a number of tasks. The RTPO will be an official Washington organization to try and resolve corridor issues, ferry service, etc.

Commissioner Vaux asked Mr. Kirkpatrick about the goal and mission of the board. Mr. Kirkpatrick advised that there will be another level of participation that the County has not been involved in before. It is going to have some kind of broad scale influence on what gets funded and what gets built. The information that will be put together from this will become part of the transportation element of the Comprehensive Plan.

3) Enforcement Report

The Enforcement Report was presented to the Board.

4) Miscellaneous

The Board approved a policy for flood damage and permit waiver. Mr. Kirkpatrick explained how these waivers are being handled by the Planning Department.

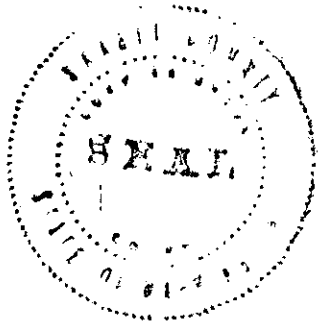
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ADJOURNMENT

Commissioner Wylie motioned to adjourn the proceedings. Commissioner Robinson seconded the motion, which passed unanimously.



BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

Handwritten signature of W. W. Vaux in cursive.

W. W. Vaux, Chairman

ATTEST:

Handwritten signature of Robby Robinson in cursive.

Robby Robinson, Commissioner

Handwritten signature of Stephanie Wood for Jean Copping in cursive.

Jean Copping, Acting Clerk
Board of County Commissioners

Handwritten signature of Ruth Wylie in cursive.

Ruth Wylie, Commissioner