

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

**Monday November 25, 1991:**

10:00 a.m. - 10:30 a.m.

Public Works Department - Rich Medved, Director:

- 1) Discussion - Lake Chiquita By-Pass - Pointe Development III.
- 2) Call for Public Hearing - Guemes Island Ferry Capital Facilities Plan.
- 3) Call for Bids - One New 40-Ton Lowboy Trailer.
- 4) R.F.P. Award Recommendation - Provision of Recycling Services at Four Skagit County Solid Waste Disposal/Recycling Facilities.
- 5) Recommendation - In-House Recycling Program.
- 6) Signature - Renewal of Washington State Parks and Recreation Snowmobile and Recreation Programs Agreement.
- 7) Miscellaneous.

CONSENT AGENDA.

MISCELLANEOUS ITEMS.

1:30 p.m. - 2:30 p.m.

Transmountain Pipeline Information Presentation - Environmental Issues Management and Energy Facilities Site Evaluation Council.

2:30 p.m. - 3:00 p.m.

Work Session - Annual Road Program.

3:00 p.m. - 4:30 p.m.

Executive Session - Litigation and Personnel.

The Skagit County Board of Commissioners met in regular session on Monday, November 25, 1991, with Commissioners W. W. Vaux, Robby Robinson and Ruth Wylie present.

**PUBLIC WORKS DEPARTMENT - RICH MEDVED, DIRECTOR:**

- 1) Discussion - Lake Chiquita By-Pass - Pointe Development III.

Steve Winter, Office Engineer, explained that The Pointe residential development in the upland areas along Marine Drive has intensified storm water runoff down slope and onto the adjacent Del Mar community property. To remedy this situation, a condition was placed on The Pointe Division III during preliminary plat approval requiring an asphalt lined ditch and tight line conveyance system through Lake Chiquita and the Del Mar development to Skagit Bay. The estimate to complete the work was approximately \$100,000.00. Before the system could be completed, The Pointe's developer, San Juan-Fidalgo Holding Company, filed for bankruptcy. During recent bankruptcy hearings, \$53,000 was released specifically for the by-pass project. It has been requested that Skagit County pick up the remaining \$47,000.00 shortfall.

Mr. Winter stated that Public Works staff has investigated the options for funding the remaining portion of the project and recommends approval.

Mr. Medved stated that San Juan-Fidalgo Holding Company has been very cooperative with the County, and that the drainage facility, when completed, will have a regional benefit.

Chairman Vaux asked if the County will be able to recoup its expenditures through charges to later uphill development.

Mr. Winter stated that the owner of San Juan-Fidalgo Holding Company, George McCorkle, owns trust lands

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upland of the development which are untouched by the bankruptcy proceedings and when developed, will receive benefit from the drainage facility.

Mr. Medved suggested that a "latecomers fee" could be charge to new development.

John Leonard, engineer for San Juan-Fidalgo Holding Company, gave an explanation of the proposed system.

Jim Morrow, President of the Board of Directors of Del Mar Community Services, stated that it has been 18 months since the Planning Commission approved the preliminary plat of The Point Division III, with the condition that the bypass be constructed. Last fall, storm water from The Pointe was responsible for property damage in the Del Mar community. Now Del Mar, with reluctance, has agreed to pay \$2,500 for an easement for the tight line system just to prevent further delay of the project. Mr. Morrow stated that San Juan-Fidalgo Holding Company did not honor their agreement, nor did Skagit County enforce the conditions of the preliminary plat approval.

Mr. Winter then explained that the County would only be responsible for funding the line from the lower area to the Bay. San Juan-Fidalgo Holding Company would be responsible to finish the project through the development. The final leg of the system to the tidelands is unfunded, although the Company's representative, Mary Cherberg, has indicated some funds might become available.

Discussion ensued, at the end of which Chairman Vaux motioned approval of an expenditure of \$47,000 for the purpose of funding a tight line drainage system through the Del Mar community. Commissioner Wylie asked that Chairman Vaux add to his motion a requirement that a latecomers fee be developed to offset the improvement costs, that the cost estimate be confirmed, and that the unfunded portion of the project be addressed. Chairman Vaux agreed and Commissioner Wylie then seconded the motion, which passed unanimously

### 2) Call for Public Hearing - Guemes Island Ferry Capital Facilities Plan.

Commissioner Wylie motioned to call for a public hearing on Monday, December 9, 1991, at 10:00 a.m., to consider the adoption of a Guemes Island Ferry Capital Facilities Plan. Commissioner Robinson seconded the motion, which passed unanimously. (Resolution # 14143)

### 3) Call for Bids - One New 40-Ton Lowboy Trailer.

Commissioner Wylie motioned to adopt the resolution calling for bids for the purchase of a new lowboy trailer to be received and opened on December 10, 1991, at 1:30 p.m.. Commissioner Robinson seconded the motion, which passed unanimously. (Resolution #14144)

### 4) R.F.P. Award Recommendation - Provision of Recycling Services at Four Skagit County Solid Waste Disposal/Recycling Facilities.

Ric Boge, Recycling Coordinator, recommended that C&D Salvage receive the contract for provision of recycling services at four County solid waste disposal facilities. Mr. Boge also recommended that freon recovery not be made a part of the contract until later in 1992. Although C&D has had past difficulties with meeting contract requirements largely due to a failure to bid the contract at a high enough amount, Mr. Boge stated that he believes this proposal will allow for sufficient funds for C&D to perform to County expectations. A performance bond requirement will also give the County assurances throughout the term of the contract.

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Mr. Boge related that the three proposals, based on projections used in the RFP would cost the County:

- \$279,075 (plus an additional \$48,372 for non-processables) - C&D Salvage.
- \$327,804 (plus an additional \$50,148 for non-processables) - Skagit Sand and Gravel.
- \$365,711 (plus an additional \$135,840 for non-processables) - Skagit River Steel and Recycling.

Doug Barnett, County Engineer, stated that although Waste Systems Northwest, a partner with Skagit River Steel, included a letter with their bid offering to provide a program which would include many other facets of waste handling such as sludge handling and composting, it has not been decided whether these services should be contracted, so C&D's bid is the best way to provide service at this time.

A lengthy discussion ensued involving Don Bockelman, a Day Creek resident, Mr. Stensland from Waste Systems Northwest, and County representatives, regarding whether or not it was appropriate to consider additional waste handling services such as those suggested by Waste Systems Northwest at this time.

Since consideration of the addition of more contracted services would require time to complete, as well as the rejection of all bids and a rebid of the services, and since a decision today would allow services to commence on January 1, 1992, Commissioner Wylie motioned to accept the recommendation of Mr. Boge and award the bid for recycling services at County waste disposal facilities to C&D Salvage. Commissioner Robinson seconded the motion, which passed unanimously. (Resolution # 14142)

### 5) Recommendation - In-House Recycling Program.

Mr. Boge explained that two organizations offered quotations for performing weekly transfer of collected recyclables from the County Administration Building to a recycler. Those quotes were:

- Chinook Enterprises at \$53 per week (approximately \$212 per month)
- Community Trades and Careers (CTC) at \$135 per month.

Mr. Boge recommended that the bid be awarded to Community Trades and Careers and that the funds for this service come from the facilities maintenance department budget.

Commissioner Wylie motioned to award the bid for weekly transfer of recyclables from the County Administration Building to a recycler to Community Trades and Careers for \$135 per month.

### 6) Signature - Renewal of Washington State Parks and Recreation Snowmobile and Recreation Programs Agreement.

The Board approved for signature the renewal of an annual agreement with the Washington State Parks and Recreation Commission for Skagit County to provide maintenance and snow removal on the access roads and parking lots at Shadow of the Sentinels Nature Trail on Baker Lake Highway, and at Rocky Creek on Baker Lake Highway to promote use of the trails for the snowmobile and winter recreation programs. Commissioner Robinson seconded the motion, which passed unanimously. (Resolution #01157)

### 7) Miscellaneous.

A. Mr. Medved explained that the contractor for the remodel of the Burlington Shop office building, Thomco General Contractor, has requested that the retainage from their contract be placed in a separate account so that the interest may be returned to Thomco. Mr. Medved explained that this is an appropriate request, although it is seldom made. The Board agreed to sign the Savings Accounts/Retainage

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Agreement with Thomco General Contractor. (Contract #01084)

**CONSENT AGENDA.**

Commissioner Robinson motioned to approve the consent agenda of November 25, 1991, as submitted. Commissioner Wylie seconded the motion, which passed unanimously.

• Health Department:

1. Contract Amendment #6500085007(2) extending current Child Abuse Prevention contract with DSHS Department of Children and Family Services through March 31, 1992. \$3,606.63 is allotted for services during this period. (Contract #01045)
2. Resolution - calling for a public hearing on Monday, December 9, 1991, at 9:00 a.m., to consider revisions to the Health Department Schedule of Charges. (Resolution # 14145)
3. Contract #3005-01447 with State Department of Health. Renewal of grant for \$ 580.00 which provides exams and testing to eligible adult refugees. Effective July 1, 1991, through June 30, 1992. (Contract #01158)

• Parks and Recreation Department:

4. Resolution - Award of bid for removal of Hausle house and shop to Jim Clark and Son Construction for \$3,506.65. (Resolution # 14146)
5. Rafters Agreement with North Cascades River Expeditions. Rafters pay a performance deposit of \$100 plus \$1.00 per personal exiting Skagit River only County property. Duration of permit is October 1, 1991, through September 30, 1992. (Contract #01159)

\* Senior Services:

6. Contract for Professional Services with TML - Stern Engineers to coordinate and supervise maintenance work on the Mount Vernon Senior Center heating system. Compensation will occur at \$75.00 per hour (not to exceed \$1,000.00). Duration of contract is from November 19, 1990, to December 21, 1991. (Contract #01160)

\* Public Works Department:

7. Order vacating right-of-way known as Holmes Road to Douglas Trainor and Glen Raught.
8. Order of Establishment for Rose Road #8301.

\* Planning Department:

9. Resolution - Upholding Hearing Examiner's decision regarding variance #V-91-028 of David Crawford. (Resolution # 14147)

\* Sheriff's Office:

10. Correction to previous resolution increasing petty cash fund for Skagit county Sheriff's Office -

Detention.

\* Commissioners' Office:

11. Resolution - Appointing Marvin B. Cannon to replace retiring Commissioner for Dike District #12 at request of two remaining commissioners. (Resolution # 14148)
12. Record of the Proceedings from November 12, 1991.
13. Record of the Proceedings from November 18, 1991.
14. Record of the Proceedings from November 19, 1991.

**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, November 25, 1991, 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 #74983 through #75424 (Vouchers #114812 through #115254) in the amount of \$63,248.31. Transmittal #C-47-91.

**TRANSMOUNTAIN PIPELINE INFORMATION PRESENTATION - ENVIRONMENTAL ISSUES MANAGEMENT AND ENERGY FACILITIES SITE EVALUATION COUNCIL.**

Alan Fiksdal, a representative of the Energy Facilities Site Evaluation Council, and Pat Serie, a representative of Environmental Issues Management, presented information on the process by which the Transmountain corporation must seek permitting for the construction of a crude oil pipeline system through the State of Washington.

Mr. Fiksdal explained that the Energy Facilities Site Evaluation Council (EFSEC) represents 13 State agencies. The chairman of the Council is selected by the Governor. The Council is charged with reviewing and making recommendations on energy generating facilities of 250 megawatts or more, and oil and gas pipelines with a diameter of greater than 14 inches and a length of 15 miles or more.

In the case of the Transmountain Low Point Project, it has been proposed that a crude oil pipeline, which originates in Canada, traverse Whatcom, Skagit, Island, Jefferson and Clallam Counties where it will access Puget Sound as well as refineries in Skagit and Whatcom Counties. The Transmountain Corporation has requested that EFSEC perform a preliminary site study of the project prior to their submittal of an application. This is a voluntary preliminary study, and as part of the process, the law requires EFSEC to engage an independent consultant. Environmental Issues Management has been chosen.

As part of the preliminary site study process, EFSEC will be holding five public hearings during the first two weeks of December to solicit comments relating to the public's concern about the proposed pipeline project.

Ms. Serie explained that the public hearings are intended to provide EFSEC with information on what they

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should be considering when reviewing the project application. This is also an informal opportunity for the public to ask questions and discuss their concerns about the project. Comments will also be solicited from local officials. If a formal application is made, it will be probably be done next spring.

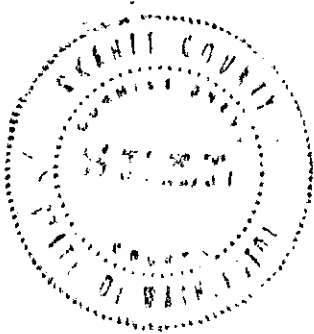
Ms. Serie and Mr. Fiksdal explained that representatives from each county and each city through which the pipeline travels are invited to sit on EFSEC. Each port authority through which the pipeline travels may also sit on the Council, but has no vote. The city and county entities may formulate their own process for choosing a representative; however, the committee will not be formed until a formal application has been filed.


Mr. Fiksdal and Ms. Serie then answered questions from the audience of about 10 persons who had attended the presentation.

**ADJOURNMENT:**

Commissioner Wylie motioned to adjourn the proceedings. Commissioner Robinson seconded the motion. The motion was carried unanimously.

BOARD OF COUNTY COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON

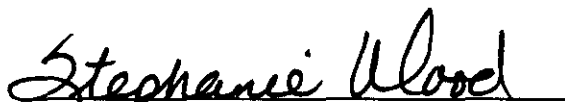


  
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W.W. Vaux, Chairman

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Robby Robinson, Commissioner

  
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Ruth Wylie, Commissioner

ATTEST:

  
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Stephanie Wood, Clerk  
Skagit County Board of Commissioners