

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

Monday, June 1, 1992

9:00 a.m. - 9:30 a.m. Decision - Short Plats of Jim Cook, 91-70, 91-71, 91-80, James Cook, 91-95, and Donald Payne 91-102, 91-104, located approximately one mile downstream from the Town of Concrete on South Skagit Highway.

10:00 a.m. - 11:00 a.m. Public Works Department - Rich Medved, Director.

- 1) Public Hearing - Vacation of County Right-of-Way, Plat of Rolling Ridge Estates.
- 2) Continuation of Discussion - Curran Place.
- 3) Discussion - Consultant Selection Recommendation - County-Wide Drainage Study.
- 4) Call for Bids - Bayview Edison Road Replacement of (Indian Slough Bridge).
- 5) Resolution - Notice of Extension of Road Closure, Cascade River Road.
- 6) Miscellaneous.

CONSENT AGENDA

MISCELLANEOUS

1:30 p.m. - 2:00 p.m. 1) Call for Bids - Commissary Supplies for the Skagit County Jail.
2) Signature - Human Services Contracts.

2:00 p.m. - 3:30 p.m. Planning Commission Recommendation - Comprehensive Plan Policies

3:30 p.m. - 4:30 p.m. Executive Session - Personnel and Litigation.

The Skagit County Board of Commissioners met in regular session on Monday, June 1, 1992, with Commissioners Robby Robinson, Ruth Wylie, and W. W. Vaux present.

DECISION - SHORT PLATS OF JIM COOK, 91-70, 91-71, 91-80, JAMES COOK, 91-95, AND DONALD PAYNE 91-102, 91-104, LOCATED APPROXIMATELY ONE MILE DOWNSTREAM FROM THE TOWN OF CONCRETE ON SOUTH SKAGIT HIGHWAY.

Dave Hough, Senior Planner, reviewed with the Board the three short plats as submitted previously by Mr. Requa of Skagit Surveyors. Mr. Hough stated that the Cook, Cook, Payne non-contiguous short plat was denied by the Planning Department due to the appearance of circumventing the Long Plat Ordinance requirements. This was not the case with the examples provided by Mr. Requa. The Prairie examples were filed by different individuals over a 10 year period of time. The Bay View examples were originally developed in 1985, by SeaView Properties, Inc. The Record of Survey on one short plat was in 1978 before the property was subdivided. In 1986, three short plats were recorded by three individuals, and three by one individual. In all cases affidavits were submitted by the owners that they had no interest in the others' short plats. Mr. Hough stated that there was no evidence of circumvention of the Long Plat Ordinance in these examples.

- John Milnor, 1920 Nez Perce, Mt. Vernon, addressed the Board. He stated that the Adamitz's bought all 20 acre parcels in November of 1989, and divided A20 acre parcel into three plats. In February of 1990, Mr. Adamitz had two lots short platted, and Mrs. Adamitz had two lots short platted, and ended up with 7 lots.

- Mr. Requa, Skagit Surveyors, addressed the Board. Mr. Requa addressed Mr. Hough's analogy stating that it was clearly indicated that the Short Plat Ordinance allows the type of short platting to happen whatever the time frame between applications. He felt that it was irrelevant what time had passed between applications. Mr. Requa stated that he couldn't see where the examples portrayed were different than what Cook, Cook, and Payne wanted to do.

- Jim Cook, 3255 Hamilton-Cemetery Road, Lyman, addressed the Board. Mr. Cook stated that the properties in question are of a non-contiguous ownership. He stated that he sold the properties legally, and has released interest in the properties, as was done in the examples from Mr. Requa.

Commissioner Vaux questioned at what point, when there are 15 lots served on a road with a cul de sac, will a resident come in to the County Public Works Department requesting the private road in the development to be fixed, when it is not the County's responsibility; or petition the County to take the road, when it is below County road standards. He questioned when the County should demand that a road be brought to County road standards.

- Mr. Hough stated that it is a requirement of the Short Plat Ordinance that there be a gravel maintenance corporation by the owners. County Road standards require a wider width of road and better surfacing.

Commissioner Wylie questioned whether the properties could be divided.

- Mr. Hough stated that they could if included in the short plat and not divided for five years. If the desire is to divide prior to 5 years after short platting, a long plat could be applied for. Two or more lots of 5 acres would require the roads to be up to County standards. The road in question would not meet the cul de sac requirements, unless long platting, as it is longer than the allowed maximum 600 feet. Nine or ten 5 acre lots would use the existing road, the rest of the lots would have common drive ways.

Commissioner Vaux stated that he does not want the County to be caught in the end with the upgrade of the road.

Chairman Robinson stated that the struggle on the Cook, Cook, Payne Short applications appear to be due to the appearance of a circumvention of the Long Plat Ordinance and motioned to deny their appeal.

Commissioner Wylie seconded the motion.

The motion carried with two affirming votes. Commissioner Vaux cast a dissenting vote.

PUBLIC WORKS DEPARTMENT - RICH MEDVED, DIRECTOR.

1) Public Hearing - Vacation of County Right-of-Way, Plat of Rolling Ridge Estates.

Chairman Robinson waived reading the notice of public hearing, as published in The Skagit Argus.

Linda Johnson, Records Clerk, addressed the Board. She stated that a petition was received from C.C. Cummings requesting the vacation of a County Right-of-Way northeast of Burlington on Rolling Ridge Estates, North of Highway 20, off Collins Road. The Cummings' own property on three sides of the Right of Way.

Ms. Johnson requested that the Board approved the vacation with only a \$98.00 fee to the Cummings' to cover the cost of the public hearing, as they had given the Right-of-Way to the County originally.

Hearing and seeing no comment from the audience, Commissioner Vaux motioned to close the public hearing.

Commissioner Wylie seconded the motion, which carried unanimously.

Commissioner Vaux motioned to grant the vacation of County Right-of-Way, Plat of Rolling Ridge Estates situated northeast of Burlington, North of Highway 20, off Collins Road, to C. C. Cummings at the price of \$98.00. Commissioner Wylie seconded the motion, which carried unanimously.

2) Continuation of Discussion - Curran Place, Hermway Heights, Mount Vernon.

Robin LaRue, Assistant Director - Public Works, reviewed with the Board the status of the portion of Curran Place that runs through the Nevitt property. Mr. LaRue stated that County records would not support County ownership of the road.

Commissioner Wylie stated that Site No. 22 in Hermway Heights has County property signs on it.

- Judy Boling, 1836 Curran Place, Mount Vernon, addressed the Board. She stated that the County repaved the road in 1985 and placed stops signs on either end.

- Mike Nevitt, 1835 Curran Place, Mount Vernon, addressed the Board. Mr. Nevitt stated that prior to 1985 the road was in bad shape, and he understood that it was difficult to use until it had been resurfaced.

- Ms. Boling readdressed the Board stating that she has used the road for 14 years and the County has always fixed the holes and repaved it when they were requested to do so.

- Mr. Dellinger, Lot 27, Hermway Heights, Mount Vernon, addressed the Board. Mr. Dellinger stated that the speed of cars on the hill is bad, and he is concerned for the safety of his three year old child.

Commissioner Wylie asked what the actual ownership of the road is.

Mr. LaRue stated that there is nothing on paper that indicates that the County owns the road. County records go back to 1978, on maintenance and hole fills. In 1985 Oil lift was placed and the County has maintained the surfacing since. The County Road Log shows maintenance since 1979.

Commissioner Wylie asked what options were available to the Board.

Mr. LaRue stated that if it is to remain a road, the County would negotiate with the Nevitts for clear title, or consult with John Moffat to see if there is sufficient evidence to claim the road by prescriptive rights.

Commissioner Wylie stated that she preferred the first option of negotiating with the Nevitts.

- Mr. Nevitt readdressed the Board, asking why the road couldn't be moved to the adjoining County property, as the County put it on his property in the first place.

Mr. LaRue stated that there would be a significant cost to realign the road to the County property, as the

County's property is a steep sidehill.

- Ms. Boling readdressed the Board stating that if the road were moved, it would have to be stabilized.

Commissioner Wylie stated that the Board's direction is for Mr. LaRue to meet with the Nevitts to reach a compromise.

3) Discussion - Consultant Selection Recommendation - County-Wide Drainage Study.

Mr. Medved stated that after the review committee had evaluated the four final applicants for the Study, the firm of James M. Montgomery of Bellevue was selected. He requested that the Board give direction to enter into a contract with James M. Montgomery.

Mr. Medved stated that the selection was a unanimous decision by the review committee, scored the highest, knew people who knew the County, has good experience, is sensitive to public knowledge, awareness and education; and is the best selection for the best fee.

Commissioner Wylie motioned to enter into a contract with James M. Montgomery to conduct a County-Wide Drainage Study.

Commissioner Vaux seconded the motion, which carried unanimously.

4) Call for Bids - Bayview Edison Road Replacement of (Indian Slough Bridge).

Commissioner Vaux motioned to approve a resolution to call for bids for the reconstruction of Bayview-Edison Road #3121 and replacement of Indian Slough Bridge. Bids shall be opened Tuesday, June 23, 1992, at the hour of 1:30 p.m., or as soon thereafter as possible in the Commissioners' Hearing Room, 202A, County Administration Building, 700 South Second, Mount Vernon, Washington.

Commissioner Wylie seconded the motion, which carried unanimously. (Resolution #14336).

5) Resolution - Notice of Extension of Road Closure, Cascade River Road.

Mr. LaRue stated that the extension of the road closure is necessary due to a delay in the road reconstruction due to weather complications.

Commissioner Vaux motioned to adopt the resolution extending the closure of Cascade River Road from June 4, 1992, until June 19, 1992.

Commissioner Wylie seconded the motion, which carried unanimously. (Resolution #14337).

6) Miscellaneous.

A) Mr. Medved updated the Board on the landfill scalehouse situation. He stated that the scales were repaired on Friday, May 29, 1992, and the electrical and phone repairs have been completed and the temporary trailer is in place.

B) Mr. Medved reviewed that the MV/Guemes Ferry is in Drydock at Dakota Creek for the week, 10 days maximum.

- C) Mr. Medved reviewed with the Board that the Public Works Department Head Retreat was successful. Twenty-two management people attended. Mr. Medved commended Kay Haaland, WSU Skagit County Cooperative Chairman, on her organization of the retreat. The major topics covered at the retreat were: training techniques, management skills, interview process, evaluations, discipline, merit increases and advances; purchasing, and agenda procedures.

Mr. Medved stated that he has a good feeling of where the department is going. There is more to do and it was good to retreat. There was good participation by those attending. The section heads feel that another retreat in about 6 months will be important for follow-up. He said that everyone was apprehensive at first, but soon relaxed and there was total participation. Mr. Medved will prepare a summary report for distribution to the Board.

Mr. LaRue stated that the retreat was a good experience, and that it was good for the employees with new positions and responsibilities to be involved.

CONSENT AGENDA

- Commissioner's Office:
 - 1) Record of the Proceedings - Week of May 11, 1992.
- * Permit Center:
 - 2) Out-of-State Travel for Roxanne Michael to attend the 70th Annual ICBO code Conference in Dallas, Texas, August 29, through September 4, 1992, in the amount of \$1,250.00
- * Parks, Recreation, and Fair:
 - 4) Out-of-State Travel for Jon Aarstad to attend Pacific Revenue and Marketing School, September 13, through 17, 1992. Request is for \$510.00 to cover airfare, accommodations, and meals.

MISCELLANEOUS

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, June 1, 1992, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- A) Warrants #91225 through 91314 (Vouchers #91225 through 91314) in the amount of \$244,547.79. Transmittal R11-92.
- B) Pay Roll Warrants 21965 through 22739 (Vouchers #110324 through 111041 and PW9200001026 through PW92000001293) in the amount of \$941,263.35. Transmittal #P-11-92.
- C) Warrants #82132 through 82316 (Vouchers #P3804, P81032, P2009 through P38001, P381001, P82001, 2006145 through 2006169, 2006195 through 2006374) in the amount of \$951,146.14. Transmittal #C21-92.

D) Warrants 82317 through 82887 (Vouchers #2006170, 2006375 through 2006194, 2007020). Transmittal C22-92.

1) CALL FOR BIDS - COMMISSARY SUPPLIES FOR THE SKAGIT COUNTY JAIL.

a) The Board approved a request to call for bids for the purchase and delivery of commissary supplies (candy, tobacco and snacks) to stock the commissary of the Skagit County Jail for a one year period. Bids will be received and opened on June 23, 1992, at the hour of 1:30 p.m. or as soon thereafter as possible, in the Commissioners' Hearing Room, 202A, County Administration Building, 700 S. Second, Mount Vernon, Washington. (Resolution #14338).

b) The Board approved a request to call for bids for the purchase and delivery of commissary supplies (stationery and toiletry items) to stock the commissary of the Skagit County Jail for a one year period. Bids will be received and opened on June 23, 1992, at the hour of 1:30 p.m. or as soon thereafter as possible, in the Commissioners' Hearing Room, 202A, County Administration Building, 700 S. Second, Mount Vernon, Washington.

2) SIGNATURE - HUMAN SERVICES CONTRACTS.

JoAnn Angevine, Human Services Director, presented to the Board, a number of contracts for signature.

A) Sharon M. Robinson, 2356 E. Hemmi Road, Bellingham, Washington 98226, to conduct performance reviews of sub-contract agencies in the area of Community Mental Health, Substance Abuse/Chemical Dependency, and Developmental Disabilities at the rate of \$30.00 per hour for a maximum of 120 hours between the period of July 1, 1992, and June 30, 1993. (Contract #01324).

B) Diana Striplin, 404 E. Harrison, #202, Seattle, Washington 98102, as Area Resource Coordinator providing advocacy on behalf of mentally ill clients and their families at the rate of \$20.00 per hour for a maximum of 1,560 hours between the period July 1, 1992, and June 30, 1993. (Contract #01325).

C) Chinook Enterprises, 2026 LaVenture Road, Mount Vernon, Washington 98273, to provide developmental disabilities services within the County for a period beginning on July 1, 1992 and ending on June 30, 1993, at a total contract amount not to exceed \$275,000. (Contract #01326).

D) Sunrise Group Homes, Inc. dba Community Trades & Careers (CTC), P. O. Box 2558, Everett, Washington 98203, to provide local developmental disabilities services within the County for the period beginning July 1, 1992, and ending June 30, 1993, at a total contract amount not to exceed \$132,000.00. (Contract #01327).

E) Skagit Preschool and Resource Center, 910 S. Anacortes, Street, P. O. Box 131, Burlington, Washington 98233, to provide developmental disabilities services within the County for the period beginning July 1, 1992, and ending June 30, 1993, at a total contract amount not to exceed \$60,000.00. (Contract #01328).

F) Skagit Recovery Center, 1905 Continental Place, Mount Vernon, Washington 98273, to provide substance abuse services within the County for the period beginning on July 1, 1992, and ending on June 30, 1993, for a total contract amount not to exceed \$500,000.00. (Contract #01329).

Skagit Community Mental Health Center - Chemical Dependency Program, 208 Kincaid Street, Mount Vernon, Washington 98273, to provide substance abuse services within the County for the period beginning on July 1, 1992, and ending June 30, 1993, at a total contract amount not to exceed \$42,000.00. (Contract #01330).

PLANNING COMMISSION RECOMMENDATION - COMPREHENSIVE PLAN POLICIES.

Mr. Kirkpatrick distributed a packet of definitions of terms used in the following Skagit County Codes: 12.48.030 Public Drinking Water Ordinance, 14.04.030 Zoning Ordinance, 14.08.020 Short Plat Ordinance, 14.12.020 Long Plat Ordinance, 14.36.010 Water Drainage and Erosion/Sedimentation Control Ordinance, 15.20.050 Flood Damage Prevention Ordinance; also included were definitions used in the Growth Management Act, and the Shoreline Management Master Program. The list is organized in alphabetical order with source or origin designated at the end of each definition. This definitions research is in response to the City Planner's claims that definitions are needed in the Comprehensive Plan Policies.

Mr. Kirkpatrick stated that there were no contradictions on the definitions so far, but the need to be solidified so they are not duplicated.

The Board discussed several items of the Proposed Comprehensive Plan with Mr. Kirkpatrick and Mr. Christensen. There was insufficient time to cover the entire proposed plan, therefore the discussion will continue June 8, 1992, at 2:00 p.m.

ADJOURNMENT

Commissioner Wylie motioned to adjourn the proceedings. Commissioner Vaux seconded the motion, which carried unanimously.

BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON

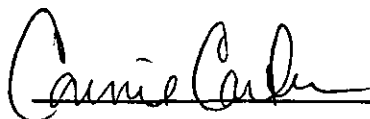



Robby Robinson, Chairman


Ruth Wylie, Commissioner


W. W. Vaux, Commissioner

ATTEST:


Carrie Cook

Connie Carter, Clerk
Skagit County Board of Commissioners