

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

Monday, November 23, 1992

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

- 1) Discussion - Hazard Elimination Program - Guardrail Installation and Prioritization.
- 2) Call for Bids - Purchase of One New 1992-93 Tilt Bed Trailer.
- 3) Resolution - Writing Off Uncollectible Debt.
- 4) Call for Public Hearing - Amending Chapter 1.18 of the Skagit County Code Relating to Ordinance No. 11125, Solid Waste Disposal.
- 5) Miscellaneous.

CONSENT AGENDA.

MISCELLANEOUS.

1:30 p.m. - 2:00 p.m. Discussion - Proposal of National Rails-to-Trails Conservancy.

2:30 p.m. - 4:30 p.m. Executive Session - Personnel.

The Skagit County Board of Commissioner's met on Monday, November 23, 1992, with Commissioners Robinson, Vaux, and Wylie present.

PUBLIC WORKS DEPARTMENT - RICH MEDVED, DIRECTOR:

- 1) Discussion - Hazard Elimination Program - Guardrail Installation and Prioritization.

Doug Barnet, County Engineer, discussed with the Board that there is approximately \$200,000 allocated to address various guardrail sites around the County. Three of the top 10 priority projects listed on the Hazard Elimination Program (HEP) are also included in the planned 1993, through 1995, Rural Arterial Program (RAP). These three projects, two on Avon Allen Road, and one on Peterson Road, would have the guardrails removed in order to perform the RAP projects. It would be cost effective to remove these three projects from the HEP and use the funds toward the next projects on the priority list. The Public Works Department requested that the Board approve this proposed modification to the Hazard Elimination Program. The Board's concurrence is necessary in the event of unforeseen incidents on any of the areas proposed to be removed. The projects that would be added to the HEP priority list would be a portion of Little Mountain Road, and two portions of South Skagit Highway.

Commissioner Wylie motioned to concur with the Public Works Department's recommendation. Commissioner Vaux seconded the motion, which carried unanimously.

- 2) Call for Bids - Purchase of One New 1992-93 Tilt Bed Trailer.

Mr. Medved discussed with the Board that the two, 12 ton trailers that the County currently owns have exhausted their value. One of the trailers has been declared unsafe and is being parted out. The other is still being used due to necessity. Rather than purchase two 12 ton trailers, it was felt that one larger trailer would handle the County's needs for an equipment trailer.

Commissioner Vaux motioned to approve the resolution to call for bids for the purchase of one new 1992-93 tilt bed trailer, with bids to be opened Monday, December 14, 1992, at the hour of 1:30 p.m., or as soon

thereafter as possible, in the Commissioner's Hearing Room, 202A, County Administration Building, Mount Vernon, Washington.

Commissioner Wylie seconded the motion, which carried unanimously. (Resolution #14647).

3) Resolution - Writing Off Uncollectible Debt.

Greg Thrumer, Public Works Controller, discussed with the Board Change Order No. 9, Paragraph 5 (c) to the Agreement for Settlement and Release of Claims for Transfer of Operational Responsibilities, and for Termination of Contract with Wright Schuchart Harbor Company. This item states that the County released the Wright Schuchart Harbor Company from construction related claims and all other asserted or unasserted claims arising from the Incineration/Resource Recovery Facility construction. There were tipping fees incurred totaling \$8,831.43 by the Company as a by-product of the construction of the Facility. Legal council has advised that due to the language of the Change Order, these fees cannot be collected. The Public Works Department requested the Board's approval to write off the uncollectible debt of \$8,831.43.

Commissioner Vaux motioned to approved the resolution writing off uncollectible debt as presented by the Public Works Department. Commissioner Wylie seconded the motion, which carried unanimously. (Resolution #14648).

4) Call for Public Hearing - Amending Chapter 12.18 of the Skagit County Code Relating to Ordinance No. 11125, Solid Waste Disposal.

Don King, stated that after three work sessions held regarding the proposed amendment to this portion of the Skagit County Code, language has been developed that is acceptable to those who participated in the work sessions.

Mr. Medved stated that at the last Solid Waste Advisory Committee meeting there were no further questions or revisions to the language from the participants.

The Public Works Department requested that the Board approve the resolution to call for a public hearing regarding Amending Chapter 12.18 of the Skagit County relating to Ordinance No. 11125, Solid Waste Disposal, on Monday, December 7, 1992, at the hour of 10:00 a.m., or as soon thereafter as possible, in the Commissioner's Hearing Room, 202A, Skagit County Administration Building, Mount Vernon, Washington.

Commissioner Vaux motioned to approve the resolution as presented. Commissioner Wylie seconded the motion which carried unanimously. (Resolution #14649).

5) Miscellaneous.

A) Mr. King addressed the Board to commend his staff for the long hours and weeks worked on the repair of the turbine at the Resource Recovery Facility. They worked 10 to 12 hour days, for three weeks with no days off, in order to make the down-time as short as possible. All the necessary parts have been installed and inspections have been performed. Mr. King said that he expects the machine to be back on line no later than Wednesday morning. He said that new rotors will need to be installed within the next couple years.

B) Mr. Medved stated that the local storm alert was not as bad as anticipated over the weekend. A few trees were down that had to be cut and removed. The rains were not as heavy as anticipated either, there were no complaints regarding flooding. The sanding crews are on winter alert.

CONSENT AGENDA.

- Administrative Services:
 1. Signature - Contract for Professional Services with Thomas Moser, Attorney at Law, 709 South 1st Street, Mount Vernon, Washington 98273, to serve as Hearing Examiner Pro Tem at the rate of \$50.00 per hour. Commencing October 1, 1992, and continuing until December 31, 1994. (Contract #01479).
 2. Signature - Resolution appointing Bryan Baker, 1802 N. 40th Place, Mount Vernon, Washington 98273, to the Developmental Disabilities Board. Appointment shall be effective immediately and shall expire on November 23, 1995. (Resolution #14642).
- Commissioner's Office:
 3. Record of the Proceedings for the week of November 16, 1992.
- Health Department:
 4. Guest Speaker Contract with John LaPointe, 1572 Indian Road, LaConner, Washington 98257, to present Personal Perspectives on HIV/AIDS through 1992, at the rate of \$25.00 per presentation. (Contract #01480).
 5. Guest Speaker Contract with Sylvia Leyden, 14623 145th N.W., Oak Harbor, Washington, to present Personal Perspectives on HIV/AIDS through 1992, at the rate of \$25.00 per presentation. (Contract #01481).
 6. Signature - Contract Amendment No. 1620-01572 (6) adding: \$6,128 to Immunization allocation for Hepatitis B vaccine from October through December, 1992; \$2,397 for Infant Immunization Program (1 - 3 yrs.) for October Through December, 1992; and \$170 to WIC Program for breast feeding promotion program for October through December, 1992. This contract amendment also provides funds for another Registered Nurse for approximately 30 hours per month. (Contract #01168).
- Human Services:
 7. Professional Services Contract Amendment #5 between Skagit County and DSHS- Substance Abuse Services for the current 1991-93 biennium. This amendment adds \$5,436.00 to cover costs of administration, rent, and utilities. (Contract #01023).
- * Juvenile Probation:
 8. Signature - Credit Application and agreement with Zellerbach, 13035 Gateway Drive, Suite 119, Seattle, Washington 98268, for the purchase of paper/paper supplies. Initial line of credit being requested is a minimum of \$500.00. This application has been signed by John Moffat and Dave Fleming. (Contract #01482).

* **Planning and Community Development:**

9. Signature - Resolution Denying Comprehensive Plan Map Amendment Request CPA-92-009 of Triple T Construction. (Resolution #14643).

• **Public Works:**

10. Signature - Final Order of Vacation, Right-of-Way in the Plat of Clear Lake.
11. Signature - Final Order of Vacation, Right-of-Way on Guemes Island of Cary Halpin.
12. Out-of-State Travel Request for Rich Medved to attend NACO/NACE Annual Legislative Conference in Washington, D.C., February 26 thorough March 2, 1993. Estimated Total expense is \$1555.00
13. Signature - Amendment to Coordinated Prevention Grant No. G9300063 qualifying the County for additional reimbursement from the State, up to \$42,937 on Moderate Risk Waste Projects for the following: constructing, equipping and staffing the collection facility; and adding reimbursement for staff time spent preparing the Used Motor Oil Amendment to the Moderate Risk Waste Plan. The amendment becomes effective upon signature by the Department of Ecology. (Contract #01415).

* **Senior Services:**

14. Signature - Acknowledgement of Assessment Results, Senior Nutrition Project, Nutrition and Meals on Wheels. A signed Acknowledgement of Assessment Results must accompany the annual review results when returned to Northwest Regional Council. (Contract #01189).

MISCELLANEOUS.

- 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 23, 1992, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrants #92905 through #92053 (Vouchers #92905 through 92053) in the amount of 911.51. Transmittal Number R24-92.

- B) A Resolution was approved and signed by the Board authorizing a call for public hearing for supplemental budget December 7, 1992 at the hour of 2:00 p.m. or as soon thereafter as possible in the Commissioners' Hearing Room, 202A, 700 S. Second, County Administration Building, Mount Vernon, Washington. (Resolution #14644).

- C) A resolution was approved and signed by the Board regarding the annexation of property to Fire District No. 5, commonly known as the Ziebolt property described as:

the Southeast 1/4 of the Southwest 1/4 Section 4, Township 36 North,
Range 3 East W.M.

the East 1/2 of the Northwest 1/4 of Section 9, Township 36 North, Range
3 East W.M. (Resolution #14645).

- D) A resolution was approved and signed by the Board approving the voluntary transfer of sick leave from Skagit County employees to the account of Debbie Dalton of the Facilities Department not to exceed 120 hours. (Resolution #14646).
- E) The mylars for the Final Plat of Guemes Seaview Estates were signed by the Chairman of the Board.
- F) Ken Willis, Environmental Health Specialist, presented a resolution for approval authorizing a request for proposals for laboratory services. The laboratory services will be for the testing of samplings of ground water, surface water, drinking water, soil and sediment for evidence of contamination. It is necessary to have the samplings tested at a laboratory accredited/approved by the State Department of Ecology or State Department of Health to be valid for legal or regulatory purposes. Proposals will be accepted until 4:30 p.m., January 7, 1993, at the Skagit County Health Department.

Commissioner Wylie motioned to approve the resolution as presented. Commissioner Vaux seconded the motion, which carried unanimously. (Resolution #14650).

DISCUSSION - PROPOSAL OF NATIONAL RAILS-TO-TRAILS CONSERVANCY.

Steve Colby, Special Operations Manager, addressed the Board regarding the portion of Burlington Northern Railway (BNR) that the County has been interested in acquiring. A letter received from Mr. Charles Montagne, Attorney, and member of Rails to Trails Conservancy, indicated that he has been negotiating the acquisition of various rail lines from BNR on behalf of state and local governments. In the letter, Mr. Montagne proposed the possibility of a package negotiation for three possible rail abandonments in Washington: Chehalis to South Bend, Sedro-Woolley to Concrete, and Arlington to Darrington. RTC would negotiate with the railroad for the purchase of the land interests, including track, ties, bridges, culverts and roadbed. It is hoped to finance the majority of the contract by the sale of the rail and ties. Ideally, the acquisition would be at no, or very low cost. A possible expense to the County would be three percent of the salvage value.

The contract would require the railroad to issue a quitclaim deed to the agency seeking the trail. Salvage contracts would require that the railbed be left free of debris and reasonably smooth. This would allow for reduced costs on trail conversion. Once the RTC negotiated acquisition, the County would need to be able to accept a deed from BNR.

Mr. Colby felt that this proposal would be a more economical way for the County to acquired the Sedro-Woolley to Concrete line. John Moffat, Chief Civil Deputy Prosecuting Attorney, and Dave Fleming, Risk Manager, expressed no concern with the proposal.

The Board concurred with the proposal and signed a letter to Mr. Montagne indicating the interest of the


County to cooperate with the Washington State Parks and the RTC in arranging the acquisition of the BNR Sedro-Woolley to Concrete line.


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:


Connie Carter, Clerk
Skagit County Board of Commissioners

