

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

Monday, November 30, 1992:

11:00 a.m. - 11:30 a.m. Presentation of Award - Best SELF Program.

CONSENT AGENDA.

MISCELLANEOUS.

1:30 p.m. - 2:00 p.m. Hearing Examiner Recommendation - Carl Johnson Agricultural Variance, #AGV-92-048, Memorial Highway and Bennet Road, Mount Vernon, Washington.

The Skagit County Board of Commissioners met on Monday, November 30, 1992, with Commissioners Vaux, Robinson, and Wylie present.

PRESENTATION OF AWARD - BEST SELF PROGRAM.

Ms. Gay L. Dubigk, Executive Director, introduced Mr. Ken Brown, Chairman, and Mr. Tony Larson, of the Private Industry Council (PIC) to the Board. Mr. Larson will be Chairman beginning January, 1993.

Ms. Dubigk stated that Mr. Larson went to the National Association of Counties (NACO) Conference to receive the Job Training Partnership Award for Excellence (JTPA) to Cooperating Community of Skagit County, Private Industry Council for the exemplary Best SELF Program. She said that she has had opportunity to see the benefits of the PIC intern involvement in the program. One of her staff members has a daughter that was an intern in the Best SELF program, and is now having the best scholastic year she ever has.

Mr. Brown stated that the trend has been for this award to be presented for cooperation and coordination between local government and private industry. The Best SELF program was a situation where this was successfully accomplished. He felt that the Best SELF program was the best cooperative program that he had seen. It was well run, and was a good example of agencies and private industry cooperation. He stated that he felt proud that the program was recommended for, and received, the award at the NACO conference.

Mr. Brown presented the award to the Board. He also presented photographs from the PIC retreat at Semiahmoo of those that were involved in the Best SELF program.

Mr. Larson stated that it was good to be able to share experiences with others at the NACO conference, and discover that cooperative work efforts are more advanced in our area.

Ms. Dubigk provided to the Board a copy of the JTPA Awards for Excellence entry form for future reference. She requested that the appreciation of the PIC be forwarded to the Parks, Recreation and Fair Department, as well as other County employees that may have been involved in the Best SELF program.

CONSENT AGENDA.

- Administrative Services:

1. Signature - Resolution Amending Resolution 14646 allowing for the voluntary transfer of up to 120 hours of sick leave hours from the accounts of employees to the account of Debbie Dalton. The amendment proposed is to remove the ceiling of 10 hours on the number of sick leave hours an employee may transfer to Ms. Dalton's account. (Resolution #14651).

- ARIS:

2. Contract for professional services with Gregg Merrill, 1625 S. Burlington Blvd., Burlington, Washington 98233, for the provision of individual and/or family therapy group treatment. Rate shall be \$70.00/hour for sex offenders, \$60.00/hour for other individuals, and \$20.00/hour for group therapy. Contract begins November 17, 1992, and expires December 31, 1992. (Contract #01478).
3. Contract for professional services with Gregg Merrill, 1625 S. Burlington Blvd., Burlington, Washington 98233, for the provision of individual and/or family therapy group treatment. Rate shall be \$70.00/hour for sex offenders, \$60.00/hour for other individuals, and \$20.00/hour for group therapy. Contract begins January 1, 1993, and expires December 31, 1993. (Contract #01483).

- Commissioner's Office:

4. Record of the Proceedings for the week of November 23, 1992.

- Juvenile Probation:

5. Signature - Contract for Professional Services with Behavioral Sciences Institute, Homebuilders Division, 34004 9th Avenue South, Suite 8, Federal Way, Washington for treatment or consultations and other services within the Contractor's field of expertise for selected juveniles as referred by the County. Vendor rate of \$2,906.00 per person up to the minimum number of cases per the contract. Contract shall begin October 12, 1992 for two HOMEBUILDERS interventions. (Contract #01484).

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 30, 1992, 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 #89842 through 89875 (Vouchers #MTHLY 100001 and 46001 through 101008 and 46014) in the amount of \$875,817.95. Transmittal #C43-92.
- 2) Warrants #28193 through 28954 (Vouchers #115524 through 116259, and PW9100002713 through PW9100002964) in the amount of \$974,542.14. Transmittal #P-24-92.

HEARING EXAMINER RECOMMENDATION - CARL JOHNSON AGRICULTURAL VARIANCE, #AGV-92-048, MEMORIAL HIGHWAY AND BENNET ROAD, MOUNT VERNON, WASHINGTON.

Grade Roeder, Associate Planner, displayed to the Board two vicinity maps of the subject area. She stated that the subject property is bordered on the south by Memorial Highway, the north by Bennet Road, and the east by the School House Slough. The subject property is approximately 2.5 acres in size. The subject property is zoned Agricultural, and is designated Agricultural on the South West District Comprehensive Plan Map. In June of 1979, a two lot short plat was approved with the condition that Tract 1, which contains the subject property, not be used as a residential building site until approved by County agencies regulating residential development. The two parcels created were approximately 6.1 acres and 17 acres in size. The 6.1 acres portion had an existing residence on it and was sold to Mr. Johnson's nephew, Denny Nystrom. The 17 acre parcel was divided by Memorial Highway leaving the 2.5 acre subject property on the north side of the highway. The 14.5 acre portion was divided in portions of 12.5 and 2.0 acres by the School House Slough. Washington State University (WSU) Experiment Station purchased the 12.5 acre portion in 1984, through a boundary adjustment on the south side of Memorial Highway. In 1991, the 2.0 acre portion was boundary adjusted to the 6.1 acre parcel sold to Mr. Nystrom. The subject property is the only portion of Tract 1 remaining.

The Planning Department recommended approval of the variance request conditioned that all applicable land use permits be obtained, and all access to the property be limited to Bennett Road.

Ms. Roeder read a statement from the applicant into the record which restated the order of events regarding his property divisions and sales. Mr. Johnson is 79 years old and concerned that should anything happen to his wife who is also elderly, he would not have any way to live on his land. He felt that having his nephew living close to him would be an advantage in his advancing years. Another option would be to sell the land should he need the income to provide for his care in his elderly years.

The Hearing Examiner recommended denial of the variance request finding that County policies regarding the preservation of farmland has not changed since the original conditions were imposed upon the subject property. Also, the subject property is still used for agricultural purposes.

The Board's options for consideration are:

- a) to summarily approve the Hearing Examiner's recommendation; or
- b) to remand it back to the Hearing Examiner for further discussion; or
- c) hold a public hearing and adopt findings of fact if the Board deems a change in the Hearing Examiner's recommendation necessary.

Commissioner Vaux questioned the use of the land east of the subject property.

Mr. Denny Nystrom, 1453 Bennet Road, Mount Vernon, Mr. Johnson's nephew, responded that the property is owned by Earl Dralle, and leased to Danny McMoran for agricultural use.

Commissioner Wylie asked what was farmed on the property.

Mr. Nystrom stated that Barley, Winter Wheat, Iris, Wheat, and other rotation crops are planted on the property.

Ms. Sandra Tonkin, 1446 Memorial, Highway, Mount Vernon, Mr. Johnson's niece, stated that her uncle was not aware that he could not build on the subject property. She said that the note on the Short Plat regarding the prohibiting of residential building on the property was very small writing and he did not know that it was there until recently.

Commissioner Wylie stated that there was nothing to indicate that the subject property could not be farmed. It is still being used and according to research is still good farmland. Commissioner Wylie motioned to uphold the Hearing Examiner's findings and recommend denial of Variance Request #AGV.92-048.

Commissioner Vaux seconded the motion, which carried unanimously. (Resolution #14652).

When Ms. Tonkin asked what options were available to her uncle, Commissioner Vaux stated that he could appeal to Superior Court, or apply for a variance when the newly elected Board members were in office next year.

MISCELLANEOUS

Commissioner Vaux stated that after a discussion of the Board of Commissioners, it was determined, and he motioned to appoint Dave Hough as interim Director for the Department of Planning and Community Development. Said appointment will become effective Monday, December, 7, 1992, and remain in effect until after the first of the year when the newly elected Board members take office. At that time, a decision will be made for the process of selecting a permanent Planning Director. Mr. Scott Kirkpatrick's resignation is effective as of Friday, December 4, 1992.

Chairman Robinson seconded the motion, which carried and was so ordered.

Commissioner Wylie was not present for this item.

ADJOURNMENT

Commissioner Vaux motioned to adjourn the proceedings, Chairman Robinson seconded the motion which carried and was so ordered.

BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON



Robby Robinson, Chairman



Ruth Wylie, Commissioner



W. W. Vaux, Commissioner

ATTEST:



Connie Carter,
Clerk of the Board

