

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

Wednesday, January 20, 1993:

- 1:30 p.m. - 2:00 p.m. Public Hearing - Franchise Application of Public Utilities District No. 1 of Skagit County.
- 2:00 p.m. - 2:30 p.m. Presentation of Resolutions Opposing Critical Water Supply Plan - The Mayors of Lyman, Hamilton, and Concrete.

The Skagit County Board of Commissioners met on Wednesday, January 20, 1993, with Commissioner's Hart, Wolden, and Robinson present.

PUBLIC HEARING - FRANCHISE APPLICATION OF PUBLIC UTILITIES DISTRICT NO. 1 OF SKAGIT COUNTY.

Chairman Hart waived the reading of the public notice as advertised in the Skagit Argus.

Mr. Robin LaRue, Public Works Assistant Director, reviewed with the Board that the PUD franchise expires in late 1992, and they have now applied for a franchise to perform installation of their utility lines within County right-of-way. The agreement being presented was coordinated in being developed with PUD No.1, Skagit County Public Works Department, and the Skagit County Prosecuting Attorney's office.

Chairman Hart opened the hearing for public comment.

- Mr. Jim Kirkpatrick, PUD No. 1, stated that meetings were held with representatives from the County regarding the proposed franchise application. The Board of PUD No. 1 signed the document and feel that it is a win/win situation for the PUD and the County.

Seeing and hearing no further comment from the audience, Commissioner Robinson motioned to close the public hearing. Commissioner Wolden seconded the motion, which carried unanimously.

The Board signed the franchise agreement as presented. (Resolution No. 14720).

PRESENTATION OF RESOLUTIONS OPPOSING CRITICAL WATER SUPPLY PLAN - THE MAYORS OF LYMAN, HAMILTON, AND CONCRETE.

- Tim Bates, Mayor of Hamilton, stated that the Town of Hamilton passed Resolution 1-93 on January 11, 1993, opposing the Critical Water Supply Plan (CWSP). He felt that the plan was a good one, but there were items that were not beneficial to the smaller towns. If a municipal water system cannot meet the State requirements, then it will be available to another entity to control. He felt that this may be beneficial for the County or the Public Utilities District, but it is not for the smaller towns. He said that the old water system in Hamilton does not meet State and Federal requirements. The Town is trying to make corrections in order to prevent another utility from taking it over. The main concern is how long they will have after the CWSP is adopted to bring the system into compliance. He requested that the Board consider the plan and read it thoroughly. He said that the town has good water, but bad lines and fire flow lines. If the requirement for compliance is sooner than the small Town of Hamilton can raise the money, they will lose the system.

Chairman Hart stated that it is not the County's intention to take over the smaller water systems. An attempt is being made to gather more information regarding the proposed plan. If the County was desiring to take over a system, it would be a new one without the need of investing repair money.

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Barbee Andrew, Mayor of Lyman, stated that she was not concerned with the PUD wanting the system or Seattle stealing the water. What she was concerned with was the engineers paid to install the meters. The Town of Lyman need a low cost water system as they now have, and the State wants specifications followed and done by engineers. She felt that the CWSP was not in the Town's best interest. She said that the Town has the water available and the rights needed, and they don't need to be included in the critical water supply area. She felt that the designation should be removed from the Town of Lyman. It will create an undue burden on the tax payers. The small Town doesn't have the revenue to support a critical water supply system. The Town passed Resolution 93-3 opposing the CWSP.

Ralph Clemens, Lyman Town Council Member, felt that the Town Council was saddened and hardened by the recent events surrounding the CWSP. He said that a meeting of the Skagit County Flood Control Committee the evening prior, Mr. Kirkpatrick had stated that there must be a plan to make sure there is adequate water supply for Skagit County. Mr. Clemens felt that it was a good plan, but did not understand why the Town of Lyman must have a CWSP area. He said that an attempt was made to get information on funding for this project and the County contact person was not available. Mr. Clemens felt that the Service Area Boundaries Agreement signed by the Town was showing that they accepted and approved the CWSP. He assured the Board that they did not. Lyman by Council action approved the non-expansion concept and agreed to retain its service area as the corporate limits and to service those customers already served beyond the limits.

Mr. Rich Sifford, State Department of Health Program Manager, stated that the issue at hand was not the Plan. The bottom line is focusing on the customer, even without a coordinated plan. There is not yet a critical situation. The coordinated plan is to get a hold on the water situation, to use it as a tool. The Board of Commissioners have the control to set the boundaries within the Comprehensive Plan. All the entities involved need to work together to meet the concerns. The product will be the CWSP. It will be designed to assist in establishing service, water resource documents, and water systems; not provide for diverting water supplies elsewhere. This will formalize what should already be in process. From the municipal standpoint, the plan is a prerequisite for receiving public money, grant programs and loans. He felt that this was a key point to make to the towns. He said that metering was not a requirement of the State. The municipalities have been told to meter if they can, and have an engineer sign off on the installation. He felt that the Coordinated Plan was a good document due that it was created by various water purveyors. He said that he would be willing to meet with the Towns again to communicate the purpose of the plan.

Commissioner Robinson stated that it appeared that the Towns and the State needed to communicate better. If the Towns had participated more over the last two years, there probably wouldn't be the problems being faced now.

Commissioner Wolden said that it was apparent that the towns had not participated in the CWSP and understood their concerns. It appears that it would be best if the towns had their own plans in place in order to apply for funds from grants to assist with the improvement of their water systems. He felt that more discussion was needed between the State and the Towns. If the entities involved work together, more can be accomplished.

Chairman Hart said that the Board and the Town leaders were all working for the same constituents. They are all interested and willing to find a plan that will work for all involved. He said that the Board members would be available to speak with individually at later dates, and felt that all involved will be able to work together.

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,k have been recorded on a listing which has been made available to the Board.

As of this date, Wednesday, January 20, 1993, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

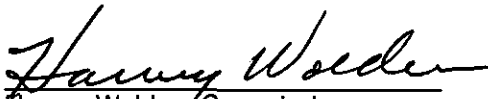
Warrants #30049 through 30197 (Vouchers #PDRAWJA02996 through PDRAWJA03144) in the amount of \$54,717.68. Transmittal #P-1-93.

ADJOURNMENT

Commissioner Wolden motioned to adjourn the proceedings, Commissioner Robinson, seconded the motion, which carried unanimously.


BOARD OF COMMISSIONERS
SKAGIT COUNTY


Robert, Hart, Chairman


Harvey Wolden, Commissioner


Robby Robinson, Commissioner

ATTEST:


Connie Carter,
Clerk of the Board

