

RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Tuesday, October 7, 1997

7:30 a.m. – 8:30 a.m.	Commissioners' Staff Meeting.
8:30 a.m. – 9:00 a.m.	Work Session – Operations Division Manager/Road District Supervisors.
*T 9:00 a.m. – 10:00 a.m.	Public Works Department – Jan Keiser, Director. <ol style="list-style-type: none">1) Discussion - Update on Muddy Creek and Dynes Property.2) Signature – Lyman-Hamilton Highway Reconstruction Project (Job No. ES45-4).3) Signature – Bennett Road 3000/Memorial Highway SR 536 Intersection Realignment (Job No. ESSS971-2).4) Signature – Interlocal Agreement and Resolution Approving the <i>Interlocal Cooperative Agreement Between Skagit County and Dike District No. 3.</i>5) Signature – Resolution Request for Recommendation Regarding Evaluation of Ferry Privatization Proposals.6) Update – Roadway Construction Projects.7) Miscellaneous.
10:00 a.m. – 11:00 a.m.	Planning & Permit Center – Tom Karsh, Director. <ol style="list-style-type: none">1) <i>Discussion and Development of a Plan to Address Alleged Mapping Errors or Criteria Application Errors Related to the Comprehensive Plan Map.</i>2) Miscellaneous.
*T 11:00 a.m. – 11:15 a.m.	Proclamation - October is "United Way" Month in Skagit County.
Noon	Commissioners' Brown Bag Lunch with Employees (Commissioners' Hearing Room).
<u>Budget Work Sessions:</u>	
3:00 p.m. – 4:00 p.m.	Parks & Recreation
4:00 p.m. – 4:30 p.m.	Historical Society

The Skagit County Board of Commissioners met in regular session on Tuesday, October 7, 1997, with Commissioners Robert Hart, and Ted W. Anderson present. Commissioner Harvey Wolden's absence was excused for a portion of the proceedings..

PUBLIC WORKS DEPARTMENT – Jan Keiser, Director.

1. Discussion – Update on Muddy Creek and Dynes Property.

Ed Hawes, Public Works Department Staff, reviewed the exact location of the Muddy Creek Bridge and the Lyman-Hamilton Highway and reviewed the damage that was done in past flood events. Mr. Hawes explained that the Dynes property adjacent to the Lyman-Hamilton Highway also incurred damage. Mr. Hawes reviewed the current construction project parameters. He explained the need for plantings on the side slopes in the area which will make the road more resistant to the scouring caused by a flood event. The proposed planting area will require acquiring additional right-of-way from the Dynes Poultry Farm.

Mr. Hawes stated that he is recommending that the County enter into a memorandum of understanding with Dynes that allows Dynes to proceed with necessary work, including hiring their own contractor to bring portions of the land to pre-flood conditions, and recreate a natural swale that was there prior to the flood. He explained that crop farming will be limited in this agreement. Mr. Hawes described the particulars of the purchase of additional right-of-way and of the proposed Memorandum of Understanding.

A brief discussion ensued on these proposals.

Mr. Hawes assured the Board that the best expert advice has been obtained to come to these proposals. He also stated that this proposal will not stop future flood damage, but will assist in allowing only minimal damage to County roads.

Mr. Hawes indicated that the purchase of this additional right-of-way would not increase his budget for the project. Jan Keiser, Public Works Director, clarified that the project budget amount contained contingencies for this type of situation.

The Board indicated that Staff should proceed with the right-of-way purchase and Memorandum of Understanding as outlined.

2. Signature – Lyman-Hamilton Highway Reconstruction Project (Job No. ES45-4).

Jim Karcher, Public Works Department Staff, presented the Board with a summary of offer and right-of-way acquisition for three parcels of land along the Lyman-Hamilton Highway Reconstruction project. He stated that these include .16 acres of land and the total purchase price is \$480. Commissioner Hart moved to approve the right-of-way plan and summary of offer as presented by Mr. Karcher. Commissioner Anderson seconded the motion, which passed unanimously. **(Approved).**

3. Signature – Bennett Road 3000/Memorial Highway SR 536 Intersection Realignment (Job No. ESS971-2).

Mr. Karcher presented the Board with a summary of offer and right-of-way acquisition for the Bennett Road/Memorial Highway Intersection Realignment. He advised that this involves one parcel of land and approximately .53 acres for a total purchase price of \$4,880. Commissioner Hart moved to approve the right-of-way plan and summary of offer as presented by Mr. Karcher. The motion was seconded by Commissioner Anderson, and passed unanimously. **(Approved)**

4. Signature – Interlocal Agreement and Resolution Approving the Interlocal Cooperative Agreement Between Skagit County and Dike District No. 3.

Dave Sheridan, Engineering Manager, reviewed an Interlocal Agreement with Dike District No. 3 for reimbursable materials, equipment rental and labor. He reviewed the specifics of this agreement, which will be in effect for five years.

Upon Commissioner Anderson's query, Mr. Sheridan clarified the exact location of Dike District No. 3 in south Mount Vernon.

Commissioner Hart moved to approve the Resolution and Interlocal Agreement with Dike District No. 3 for reimbursable services. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. 16702, Contract No. 03646)**

5. Signature – Resolution Request for Recommendation Regarding Evaluation of Ferry Privatization Proposals.

Jan Keiser, Public Works Director, reviewed the history of the County seeking proposals for privatization of the Guemes Ferry. She explained the formation and composition of a review committee and the procedures for reviewing the proposals that were received. Of these, two proposals were selected and interviews with the two companies were held. Ms. Keiser further advised that Personnel and Charlie Tewalt, Ferry Manager, have continued to meet with the IBU, the union that represents the ferry employees. Currently, negotiations are at an impasse with the IBU. At this point, it is recommended that the committee reconvene to make a final recommendation regarding privatization of the Guemes Ferry.

Commissioner Hart clarified with Ms. Keiser that privatization has not been recommended by the committee at this point, nor a specific company, but that once such a recommendation is made, negotiations with the selected company would then begin.

Commissioner Hart moved to request that the ferry evaluation committee develop a recommendation concerning the evaluation of ferry privatization proposals of the operation of the Guemes Ferry. Commissioner Anderson seconded the motion, and it passed unanimously. **(Resolution No. 16703)**

6. Update – Roadway Construction Projects.

Mr. Hawes, Engineering Division, reviewed roadway construction projects throughout the County and advised that, under the Board's leadership, the division is accomplishing what was set out at the beginning of the year.

The projects reviewed by Mr. Hawes included Muddy Creek and the Lyman-Hamilton Highway, the railroad trestle adjacent to the Muddy Creek Bridge, asphalt overlay projects on McLean Road, Lake Samish Road, and Fir Island Road, and the Reservation Road reconstruction project.

Mr. Hawes briefly discussed the Bow Hill Road project and detailed issues that are remaining with the Tribe regarding Bow Hill Road and Darrk Lane.

Mr. Hawes advised that the Gear Bridge project will close under the bid amount.

Commissioner Wolden was present from this point in the proceedings.

A brief discussion ensued on the construction of the pedestrian bicycle path between the cities of Burlington and Sedro Woolley.

7. Miscellaneous.

There were no miscellaneous items for discussion.

MISCELLANEOUS:

Staff advised that a bond sale had taken place early today regarding the Family Resource Center. Consequently, a resolution is required accepting a bid for the purchase of the County's Limited Tax General Obligation Bonds, 1997 in the aggregate principal amount of \$875,000, all in accordance with Resolution No. 16686 of Skagit County. Commissioner Hart moved to approve the Resolution as presented. Commissioner Anderson seconded the motion, and it passed unanimously. **(Resolution No. 16704)**

PLANNING & PERMIT CENTER – Tom Karsh, Director.

1. Discussion and Development of a Plan to Address Alleged Mapping Errors or Criteria Application Errors Related to the Comprehensive Plan Map.

Tom Karsh, Planning Director, reviewed the status of addressing alleged mapping errors or criteria application errors related to the Comprehensive Plan Map. He advised that Gary Christensen would be presenting a timeline for this review.

Gary Christensen, Senior Staff, advised he had prepared a memorandum and timeline as a result of study sessions wherein the Board indicated that they would like to see progress made in this regard.

Mr. Christensen reviewed in detail a timeline that would consider landowner requests for reconsideration of their land use designations. The dates proposed are as follows:

October 10: Mail letters to landowners indicating a review of their request for reconsideration of comprehensive plan land use designation is underway. There are approximately 300 persons who have made requests.

October 31: Department completes its review and makes recommendations on each request for reconsideration of comprehensive plan land use designation.

November 5: Department forwards recommendation to landowners and the Board of County Commissioners on each landowner's request for reconsideration recommendations to follow one of three scenarios: 1) recommend redesignation based on "technical mapping error" or "inadvertent application of land use designation criteria", 2) recommend further discussion and analysis with the Planning Commission, or 3) recommend that request for redesignation be denied with prejudice.

November 12: Department reviews recommendations with Board of County Commissioners. Board of County Commissioners takes action via a resolution requesting a report and recommendation from the planning agency. The resolution would, at a minimum, identify which requests to consider and establish a timeline for planning agency review and recommendations. Letter is sent to landowner notifying them of the status of their request for reconsideration of comprehensive plan land use designation.

Chairman Wolden stated that by the time this is completed, the Board could schedule some time to go through quite a few of these requests. He indicated that he would like to see these requests taken care of as soon as possible.

Commissioner Hart expressed his concern on maintaining this schedule, realizing that staff is already stretched. He asked if another priority item would be put on the back burner to allow work to proceed on this important project.

Mr. Christensen stated that the department is willing to commit to meeting this ambitious timeline by dedicating one staff person this month to review the requests. Further, there may be assistance from other staff from time to time to do research, but the long range planning division is dedicated to making this happen according to Mr. Christensen. He expressed his confidence in meeting this timeline with existing staffing.

Mr. Karsh advised that Dan Downs will be given this assignment and will be contacting individual property owners.

Several property owners in attendance asked specific questions about the review procedure, and specifics were discussed.

It was decided with Staff that reviews before the Board would be scheduled on November 10 beginning at 1:00 p.m.

2. Miscellaneous.

Kendra Smith, Senior Planner, discussed addressing issues which have arisen in the development of an interlocal agreement with the City of Mount Vernon concerning their urban growth areas..

Chairman Wolden stated that just because we have urban growth areas designated doesn't mean that everything will be annexed immediately. This is a 20 year plan. He further stressed that the numbering system has to be consistent. He urged Ms. Smith and the City to talk to District 3 fire commissioners as they have an interest as they protect that area. Further, Fire District No. 2 serves the west side of Mount Vernon and should be contacted. Chairman Wolden also requested that any diking or drainage districts in the urban growth areas also be contacted to obtain their input.. He indicated that we need to do a better job, take more time, and talk to all of the other taxing entities that will be affected.

Commissioner Anderson concurred with Chairman Wolden's comments.

Commissioner Hart pointed out that if the City is not going to provide emergency services to the area, then the addresses should not change until they are providing such services. If the City is not going to provide the service, then the address numbers should not change.

Commissioner Anderson stated that if we do this in this instance, it would set a precedent.

Mike Almvig, Information Services Director, stated that the UGA area of Mount Vernon is scheduled to be readdressed in February 1998.

PROCLAMATION – OCTOBER IS “UNITED WAY” MONTH IN SKAGIT COUNTY.

Commissioner Anderson read the Proclamation into the record. Commissioner Hart moved to proclaim October as United Way Month in Skagit County. Commissioner Anderson seconded the motion, which passed unanimously.

ADJOURNMENT.

Chairman Wolden made a motion to adjourn the proceedings. Commissioner Hart seconded the motion and it passed unanimously.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**



Harvey Wolden, Chairman




Robert Hart, Commissioner



Ted W. Anderson, Commissioner



ATTEST:



Patti J. Chambers, Clerk of the Board
Skagit County Board of Commissioners