

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Monday, December 15, 1997**

9:00 a.m. – 10:00 a.m. Discussion and Possible Action re: Appeal by the Citizens to Save Pilchuck Creek of Hearing Examiner's Decisions Approving the Shoreline Substantial Development Permit and Variance, Special Use Permit, Critical Areas Variance and Environmental Impact Statement Adequacy for the Frailey Mountain Shooting Range (Nos. PL 97-0205, 0206, 0207).

**CONSENT AGENDA.
MISCELLANEOUS.**

1:30 p.m. – 2:30 p.m. Executive Session – Personnel, Litigation and Land Acquisition.

The Skagit County Board of Commissioners met in regular session on Monday, December 15, 1997, with Commissioners Harvey Wolden, Robert Hart, and Ted W. Anderson present.

DISCUSSION AND POSSIBLE ACTION RE: APPEAL BY THE CITIZENS TO SAVE PILCHUCK CREEK OF HEARING EXAMINER'S DECISIONS APPROVING THE SHORELINE SUBSTANTIAL DEVELOPMENT PERMIT AND VARIANCE, SPECIAL USE PERMIT, CRITICAL AREAS VARIANCE AND ENVIRONMENTAL IMPACT STATEMENT ADEQUACY FOR THE FRAILEY MOUNTAIN SHOOTING RANGE (Nos. PL 97-0205, 0206, 0207).

Chairman Wolden opened the discussion among the three commissioners. He advised that no additional public testimony would be taken.

Chairman Wolden indicated that he had reviewed the record and correspondence relating to this issue. He stated that items received after the public hearing would not be considered. He briefly commented on the appearance of fairness. On the issue of appeal fees, he stated that he does not feel there is any need or justification to adjust the appeal fees paid, as each appeal requires additional staff time.

Commissioner Hart spoke to the appearance of fairness issue and noted that in the year preceding the appeal, he had contact with many people both proponents and opponents of the proposal. Since the time of the appeal, he has had no contact with proponents or opponents regarding this issue. Commissioner Hart indicated that he has reviewed the entire record from the Hearing Examiner's proceedings. During such review, he found nothing in the record that would indicate that the Hearing Examiner erred and, therefore, that there should be no reason to overturn the Hearing Examiner.

Commissioner Anderson had no additional comments.

Commissioner Anderson moved to deny the appeal by the Citizens to Save Pilchuck Creek, and uphold the Hearing Examiner's Decisions Approving the Shoreline Substantial Development Permit and Variance, Special Use Permit, Critical Areas Variance and Environmental Impact Statement Adequacy for the Frailey Mountain Shooting Range. Commissioner Hart seconded the motion, which passed unanimously. **(Resolution to be provided by Staff at a later date).**

CONSENT AGENDA.

Commissioner Hart moved to approve the Consent Agenda for Monday, December 15, 1997. Commissioner Anderson seconded the motion, which passed unanimously.

RECORD OF THE PROCEEDINGS

Monday, December 15, 1997

Page #2

COMMISSIONERS' OFFICE:

1. Record of the Proceedings of Monday, December 8, 1997.
2. Record of the Proceedings of Tuesday, December 9, 1997.
- PUBLIC WORKS DEPARTMENT:
3. Interlocal Agreement between Skagit Council of Governments and Skagit County allowing the Public Works Department to utilize SCOG staff (specifically Eric Irelan) for County work on a reimbursable basis. **(Contract No. 03738)**
- PLANNING & PERMIT CENTER:
4. Real Estate Purchase and Sale Agreement with Elbert E. & Barbara A. Deese for purchase of property pursuant to the Hazard Mitigation Grant for the total purchase price of \$117,000. **(Contract No. 03739)**
5. Personal Services Agreement with David Hough for land use planning services for the period January 1, 1998 through December 31, 1998. Compensation shall be at the hourly rate of \$45; compensation for public meetings when attending as a principal participant shall be \$60. **(Contract No. 03740)**
- PARKS & RECREATION DEPARTMENT:
6. Statement of Completion for the Skagit County Parks & Recreation College Ballfields, Phase II (Dreamfield). **(Contract No. 03568)**
7. Resolution appointing Don Jonasson to the Fair Advisory Board for the period January 1, 1998 through December 31, 2001. (District 1). **(Resolution No. 16791)**
8. Resolution appointing Chris Loughlin (District 2) and Bob Cockburn (District 3) to the Fair Advisory Board, with both terms expiring on December 31, 2000. **(Resolution No. 16792)**
9. Resolution appointing Nick Bates to the Fair Advisory Board for the term January 1, 1998 through December 31, 2001. (District 3) **(Resolution No. 16793)**
10. Personal Services Agreement with S.A. Newman, Forest Engineers, Inc. for cruising and appraisal of timber on County property, together with related services. Said contract shall run from the date of signing until terminated, and compensation rates are \$65 per hour for principals, \$50 per hour for associates and timber cruisers, and travel reimbursed at 35 cents per mile. **(Contract No. 03741)**
11. Second Addendum to personal Services Agreement with Nai-che & Associates to present a one-day workshop to the Parks & Recreation Department addressing elements of teambuilding, for a fee of \$1000, and mileage reimbursement of 32 cents per mile for Olympia to Mount Vernon travel. **(Contract No. 02935)**
12. Private Roadway and Crossing Easement with Robert C. and Deana M. Deboer to provide access for ingress, egress and utilities over the Cascade Trail. **(Contract No. 03742)**
- SENIOR SERVICES:
13. 1998 RSVP Federal Grant Award (Grant No. 440-P-024/18). This grant includes a 3% administrative cost increase above the amount requested in the original grant application. The County will receive \$40,991 in federal funds rather than the \$39,797 received in 1997. **(Contract No. 03743)**

RECORD OF THE PROCEEDINGS

Monday, December 15, 1997

Page #3

FACILITIES:

14. Standard Form of Agreement between Owner and Contractor with Rainshield Roofing for the Reroofing of the Moen Building. The contract sum is \$27,271.43 and the date of commencement will be fixed in a "Notice to Proceed" letter which will be forthcoming. **(Contract No. 03744)**
- HEALTH DEPARTMENT:
15. Personal Services Agreement with Martin Fleming for staff development training. Compensation is to be at the rate of \$875 per day plus mileage, meal per diem and lodging. **(Contract No. 03745)**
- PROSECUTING ATTORNEY'S OFFICE:
16. Contract for the continuing Federal STOP Violence Against Women Formula Grant Funding (No. F97-30397-037) for total federal funds of \$14,832. **(Contract No. 03746)**
17. Personal Services Agreement with Eugene Knapp to provide legal counseling and representation for office of the Skagit County Assessor in the lawsuit filed by the City of Anacortes against the Boundary Review Board. Compensation shall occur at \$125 per billable hour. **(Contract No. 03747)**
18. Personal Services Agreement with Candace J. Ashbrook, dba Child Interviews Northwest, to provide one sexual assault interview services up to and include 8 hours per week as requested through the Skagit County Law Enforcement Agencies. Compensation will be \$833 per month, based upon billings from the Contractor. **(Contract No. 03748)**
- HUMAN SERVICES:
19. Personal Services Agreement between Skagit County and Skagit Community Mental Health Center to continue assistance to both children's mental health services, staff support of a mental health residential project developed through the WA State Housing Trust Fund, and counseling services to developmentally disabled people in a Peer Group. The maximum amount for the agency for the period January 1, 1998 through December 31, 1998 is \$16,120. **(Contract No. 03749)**
- EMERGENCY MANAGEMENT:
20. Amendment "A" to Agreement with Skagit Business Services to extend the date of the completion date of the contract from August 1, 1997 through December 31, 1998. The scope and compensation remain the same. **(Contract No. 03099)**
- PUBLIC DEFENDER:
21. Personal Services Agreement with Jon Berner, M.D., to provide services for public defender clients including evaluations, attorney conferences and testimony at trial. Maximum compensation for this contract shall be \$1,500, and the contract shall run from November 1, 1997 until terminated. **(Contract No. 03750)**
- BUDGET/FINANCE:
22. Memorandum of Agreement with the Museum of Northwest Art to provide visual art of the Pacific Northwest to promote tourism in Skagit County. The term of the agreement shall be January 1, 1998 through December 31, 1998, and is for the total amount of \$3,500. **(Contract No. 03751)**
- INFORMATION SERVICES:
23. Agreement with the City of Mount Vernon for Computer Network Access, particularly access to the "Force" computer software. The City shall pay the County an annual fee of \$9,000 upon execution of this agreement and in January of each successive year of the Agreement.. **(Contract No. 03752)** V01 88 140

RECORD OF THE PROCEEDINGS

Monday, December 15, 1997

Page #4

• ARIS:

- 24. Personal Services Agreement with Larry Freeman, M.D. for psychiatric evaluation and treatment provided to children, youth and families. Compensation amounts are listed on Exhibit "B" to the Agreement. The contract shall commence on the 1st day of January 1998, and shall continue until terminated by either party. **(Contract No. 03753)**

• WELLNESS COMMITTEE:

- 25. Personal Services Agreement with Riverside Health Club for a group membership sponsored by the Wellness Committee. Skagit County will pay a one-time sign-up fee of \$850 for all county employees, said monies coming from grant funds. **(Contract No. 03754)**

MISCELLANEOUS.

- 1. 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, December 15, 1997, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrant numbers 10465 through 10503 from Clearing Fund 696 in the total dollar amount of \$424,146.05 (Transmittal No. C-67-97);

Warrant numbers 10504 through 10844 from Clearing Fund 696 in the total dollar amount of \$367,305.90 (Transmittal No. C-68-97);

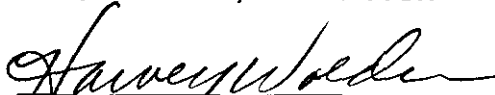
Payroll warrants numbered 7460 through 8071 from Payroll Suspense Fund 699 to the Payroll Warrant Clearing Fund 695 in the total dollar amount of \$511,830.15 (Transmittal No. P-36-97).

- 2. Amendment No. 8 to the 1997 Consolidated Contract with the State of Washington for the Infant Immunization Program. This amendment increases the contract by \$3,139 for a total maximum consideration not to exceed \$429,386. The additional funds will be used to purchase a new refrigerator for the storage of vaccines. Commissioner Hart moved to approve the Amendment as presented by Staff. Commissioner Anderson seconded the motion, which passed unanimously. **(Contract No. 03301)**

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