

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Minutes
January 20, 1998**

Tuesday, January 20, 1998:

9:00 a.m. – 9:15 a.m.	Public Comment Period.
	CONSENT AGENDA. MISCELLANEOUS.
9:30 a.m. – 10:00 a.m.	“Together for Youth” Program Presentation.
10:00 a.m. – 10:30 a.m.	Facilities Projects Update.
10:30 a.m. – 11:00 a.m.	Presentation and Discussion – Skagit County Humane Society
11:00 a.m. – 11:30 a.m.	Work Session – Right-of-Way and Administrative Settlement Procedures.
11:30 a.m. – Noon	Signature – Resolution Approving Assessment Roll for Lake Management District No. 1 for Big Lake.
1:00 p.m. – 3:00 p.m.	Continuation of Review of Petitions Requesting Comprehensive Plan Map Re-designations.
3:00 p.m. – 4:00 p.m.	Executive Session – Personnel, Litigation and Land Acquisition.

The Skagit County Board of Commissioners met in regular session on Tuesday, January 20, with Commissioners Robert Hart, Ted W. Anderson and Harvey Wolden present.

The meeting was called to order by Chairman Bob Hart.

PUBLIC COMMENT PERIOD

Todd Power was present to talk to the Commissioners about the RFP on the shooting range.

CONSENT AGENDA

Commissioner Wolden motioned to approve the consent agenda for Tuesday, January 20, 1998, items 1 through 19. Commissioner Anderson seconded the motion, which passed unanimously.

Commissioners' Office

1. Record of the Proceedings of Monday, January 12, 1998.
2. Record of the Proceedings of Tuesday, January 13, 1998.
3. Record of the Proceedings of Thursday, January 15, 1998.
4. Resolution and Quit Claim Deed conveying property pursuant to County Turnback Agreement No. TB-1-0108, such property located near SR20, Campbell Lake Road vicinity, and detailed on maps attached hereto. (Resolution # 16842), Deed No. 0452

5. Amendment to contract with Washington State Department of Community, Trade and Economic Development pursuant to a Community Development Block Grant for the Skagit Council of Governments. Skagit County was awarded \$500,000 in 1996 through the Washington Development Network's Business Loan Program. Due to limited funds, the contract was executed in the lower amount of \$335,288. This amendment adds \$164,712 from the State's Development Loan Fund Letter of Credit which fulfills CDBG's commitment to Skagit County. (Contract # 03419)
6. Contract with Washington State Department of Community, Trade and Economic Development pursuant to Community Development Block Grant awarded to Skagit Community Action Agency. The grant runs from January 1, 1998 through February 28, 1999 for a total dollar amount of \$122,135. (Contract #03790)
7. Memorandum of Agreement with CommonGround: The Dispute Resolution Center of Skagit County for the period January 1, 1998 to December 31, 1998 for a maximum consideration of \$47,000. The County shall pay \$3,916.66 each month for mediation services. (Contract #03791)

Public Works Department

8. Ordinance Amending Skagit County Code 10.04.030 to Revise the Speed Limit on Chilberg Road, #42200, from Mile Post 0.00, at Best Road to the end of the road to 50 miles per hour. (Ordinance #16834)
9. Call for Public Hearing Regarding Speed Limit Revision on River Road, #90100, reducing the speed limit from 35 miles per hour to 25 miles per hour. The public hearing will be held on February 10, 1998 at 9:00 a.m. (Resolution #16835)
10. Call for Public Hearing Regarding Speed Limit Revision on Matzdorf Street #12100 and Lexington Avenue #12130 reducing the speed limit from 35 miles per hour. The public hearing will be held on February 10, 1998 at 9:00 a.m. (Resolution #16836)
11. Resolution Establishing an Eligibility List for Rental of Ferry Passenger during future haul outs and dry docking of the MV/Guemes for the period January 1, 1998 to December 31, 1999, at the rates of \$200 per hour or \$1,500 per 12 hour day or \$1,800 per 18 hour day. (Resolution #16837)
12. Resolution and Interlocal Agreement with the U.S. Department of Interior, National Park Service, North Cascades NPS Complex, for Skagit County to perform reimbursable work and provide materials for grading and brush-cutting services. (Resolution # 16841, Contract #03792)

Planning and Permit Center

13. Resolution approving an Agricultural Variance for Tony Smith #PL97-0162, omitting Condition #1 to the Short Plat and replacing it with the requirement to Boundary Line Adjust. (Resolution #16838)
14. Out-of-State Travel Request for Roxanne Michael to attend the 1998 APA National Planning Conference in Boston, Massachusetts from April 4-8, 1998 for a total amount of \$1,230. (Approved)
15. Out-of-State Travel Request for Gary Christensen to attend the 1998 APA National Planning Conference in Boston, Massachusetts from April 4-8, 1998 for a total amount of \$1,551. (Approved)

Record of the Proceedings

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Health Department

16. Support Group Facilitator Contract with Community Mental Health Services at the rate of \$20 per month. (Contract # 03793)
17. Guest Speaker Contract with Dawn Lewis to present "Personal Perspectives on HIV/AIDS" for a \$25 fee. (Contract #03794)
18. Support Group Facilitator Contract with Bette J. Johnson at the rate of \$20 per month. (Contract #03795)

Parks and Recreation Department

19. Skagit Fisheries Enhancement contract for completion of the fencing along Hansen Creek to keep cattle out of the creek channel at specific areas that provide fish habitat and spawning grounds. Additional funding has been received and the project can now be completed. There will be no cost to the County and the work will be completed under the supervision of the Soil Conservation Service. The contract runs from January 6, 1998 through January 6, 2008. (Contract #03796)

MISCELLANEOUS

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, January 29, 1998, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Commissioner Wolden motioned to approve Warrants 12282 through 12683 in the amount of \$962,478.64. Commissioner Anderson seconded the motion, which passed unanimously. (C-03-98)

Commissioner Wolden motioned for approval of payroll transmittal 93581 through 9560 in the amount of \$12,841.91. Commissioner Anderson seconded the motion, which passed unanimously. (P02-98)

TOGETHER FOR YOUTH

Lyle Poolman, Director, Juvenile Probation, and Karen Peterka, Executive Director of the Together for Youth Program, were present to discuss that program. Ms. Peterka also presented a contract to the Board between the "Together for Youth" Program and Skagit County that allows payment of \$5,140.00 in fees for this most recent period.

Ms. Peterka talked about the program, explaining that three years ago the Commissioners granted approval to apply for a Juvenile Justice grant for Skagit County for an after school program in Sedro Woolley. The goal was to provide something of use to the children, help them with school work and other activities, and provide supervision as well as a nutritious snack. The grant began April 1, 1995 and the program has enjoyed a great deal of success. The North Cascades Health Council in Sedro Woolley will help in the interim after the grant runs out so the program does not have to stop.

Ms. Peterka showed the Board some pictures of a field trip to the museum in Sedro Woolley, as well as pictures of a Halloween party and the students doing arts and crafts and playing games during their free time. She indicated that the kids get lots of one on one attention in the program. Contact is maintained with the classroom teachers to find out where certain students need help so they can work with them. The program is for fourth, fifth and sixth graders, with 35 students enrolled in the program as well as a waiting list.

The program is partially staffed by four high school volunteers, two of which have ended up on the dean's list.

Commissioner Wolden commented that this was an excellent opportunity for the high school students to see if they want to go into the teaching profession or to work with children.

Lyle Poolman advised that the program is subject to a very rigorous review in the application process with the state. The program was originally intended for high risk kinds of children, or children in families with financial problems. It speaks well to the program that there were children who did not fall into that category. There are not just low income kids, but a real mixture. Children that might have been at opposite ends of the playground are getting together and finding some commonality with each other.

Mr. Poolman added that Karen has done a great job and although the grant allows for a small salary, she has put in many, many more hours that she is paid for. He also mentioned that Lynn Johnson, Principal at Clear Lake School and a member of the grant committee, has been great.

Commissioner Wolden felt that the efficiency of a program like this for the dollars is incredible.

Mr. Poolman added, if you turn one kid away from a life of crime you have, over a lifetime, made money. Commissioner Anderson agreed that prevention is a whole different mentality and if a person is successful and able to take care of them self, that is a positive result.

Ms. Peterka thanked Mr. Poolman for all his work. Chairman Hart expressed appreciate to both Ms. Peterka and Mr. Poolman for their work on the program.

Commissioner Wolden motioned to approve the Personal Services Agreement for the Claus Tjaden for 4/1/97 through 12/31/98 to allow for payment of fees in the amount of \$5,140 for the Together for Youth grant project. Commissioner Anderson seconded the motion, which passed unanimously. (Contract #03797)

FACILITIES PROJECTS UPDATE

Roger Howard, Director, Facility Management, presented an update to the Board on the Facilities projects.

- 1) After discussion, Commissioner Wolden motioned to approve the Call for Bids for Remodeling of the Brakefield Building for the Planning and Permit Center, with a bid opening on February 17. Commissioner Anderson seconded the motion, which passed unanimously. (Resolution #16839)
- 2) Mr. Howard presented an Inter-local Agreement with SKAT for use of the County's architect. After some discussion, Commissioner Wolden motioned to approve for signature an Inter-local Agreement with SKAT to amend the County's contract with Tom Theisen Architects, which will provide a mutual advantage for both agencies in the more efficient coordination of design services for both facilities. Commissioner Anderson seconded the motion, which passed unanimously. (Contract #03798)
- 3) Mr. Howard presented an amendment to the contract for sidewalk work around the Courthouse. In completing that work other areas were found that needed repair.

Commissioner Wolden motioned to approve the amendment to the contract with Schwetz Construction, Inc. for further work around the Courthouse at costs not to exceed \$10,000. Commissioner Anderson seconded the motion, which passed unanimously. (Contract #03641)

- 4) A change order was presented to the Board relative to the 911 facility that is under construction. The contract is as a result of the requirement for an update of the truss joist system, which was something that was unanticipated.

Commissioner Wolden motioned to approve the change order in the amount of \$2,894.26 to the 911 facility with Axthelm Swett Construction. Commissioner Anderson seconded the motion, which passed unanimously. (Contract #03622)

- 5) The Family Resource Center will be ready to call for bids next week on their building, with a bid opening scheduled toward the end of February and construction beginning in mid-March. This will coincide with some of the deadlines with Community Action on their facility.
- 6) The Chinook Enterprises project remodeling began and is progressing well. Eldred and Essex, the contractor, is doing a good job.
- 7) Mr. Howard reported that he will meet with Jim Lair, Director of SKAT, on this date relative to the improvements being requested at the site in Burlington. Proposals will be sent to the SKAT Board.
- 8) A meeting will be held with the consultant the County hopes to use for the underground fuel tank project in Burlington. It is hoped that the tanks can be relined rather than removed. The project would include two tanks at Concrete. It is also a good time to take a look at the underground road oil tanks, as they are very old.
- 9) Commissioner Wolden mentioned the basketball hoop on the Blade lot, as well as the skate boarders who use the lot after hours. He stated that he had heard nothing but good comments from people about this.

Commissioner Hart indicated that three people have told him they are delighted to see the basketball hoops. If opportunities like this are not provided for kids, they are going to find other things on their own and they will probably not be anything the community would want to see.

- 10) On the jail re-roof project the manufacturer who provides the warranty came by and did another inspection. He found a few items that he asked the contractor to come back and make some changes on.
- 11) The Moen Building will be completed by the end of next month.
- 12) Mr. Howard advised that Charlie Tewalt of the Public Works Department asked him to take a look at the floor of the Guemes Ferry Building. It looks as if some water has seeped through the tile floor covering and is a fairly simple repair job. Roger indicated that there is no critical urgency in repairing that at the present time.

The Board discussed the possibility of moving the office to land rather than having it hanging out on the water. It was agreed to look at this a little later.

Commissioner Wolden stressed that once the Brakefield Building is done in July and Planning moves there, he would like to see very little in the way of any remodeling in the present Planning Department space.

Mr. Howard said that he sees no elaborate makeover there. There have been some requests by the Treasurer and the Assessor to make some changes.

Commissioner Anderson asked that the office on the other side of the Commissioners' office be retained for the Commissioners' Office, as well as the area for another conference room for the Treasurer and the Commissioners.

Mr. Howard explained that this would be very simple to do since the space is considerably larger than the space the Assessor and Treasurer currently occupy.

Commissioner Wolden said that it looks like all the work is pretty well finished around the Courthouse. Mr. Howard indicated that the physical work is complete on the Courthouse, but he is still in negotiation with the contractor. Commissioner Wolden thanked Mr. Howard for his work in the last year.

PRESENTATION AND DISCUSSION – SKAGIT COUNTY HUMANE SOCIETY

Sandy Nelson, Director of the Skagit County Humane Society, was present to discuss the lease agreement with Skagit County for the land the Humane Society building occupies. She indicated that they are presently six years into the ten year lease with the County.

The Society is considering expansion of the building, but needs to be more clear about the legal description and how far they can go. An office remodel was done four years ago, which was funded by grants, but more room is needed to house dogs as well as the possibility of an area for dog obedience classes for the community. She wondered if it would be possible to for a County surveyor to look at the property and give an idea of the description.

Commissioner Wolden suggested that Ms. Nelson talk to the Public Works Department about this. Since Chal Martin, the County Public Works Director, was present, he introduced Ms. Nelson to Mr. Martin and asked if he would work with Ms. Nelson on this.

Commissioner Hart asked that Mr. Martin research what property would be available for expansion of the Humane Society's building and determine if they can get a legal description.

Mr. Martin advised that he would be more than happy to do this and indicated that Robin LaRue had explained the lease with the Skagit County Humane Society to him.

Commissioner Anderson suggested that if they can get a determination on what property would be available for expansion, perhaps the lease can be updated with the legal description.

Commissioner Wolden noted that the County is held to a ten year lease because of the RCW's.

Mr. Martin felt that this should not be too difficult and that something can be done with it.

Ms. Nelson advised the Commissioners of another issue the Humane Society has never dealt with. They have never handled dangerous dog calls on the reservation, but are now being requested to do that by non-tribal residents. The Society has always handled Shelter Bay, but not the reservation. She requested that something be put in writing that is very clear as to how they should handle this.

Chairman Hart said he feels there are some issues here that would need a legal review and suggested that Ms. Nelson write a letter to the Commissioners requesting that this be done.

SIGNATURE – RESOLUTION APPROVING ASSESSMENT ROLL FOR LAKE MANAGEMENT DISTRICT NO. 1 FOR BIG LAKE

Mike Woodmansee, Skagit County Administrator, presented a resolution for the Boards' signature relative to the Assessment Roll for the Big Lake Management District No. 1. He briefly reviewed the resolution with the Board.

Commissioner Wolden motioned to approve for signature a Resolution Confirming and Approving the Roll of Rates and Charges for Skagit County Lake Management District No. 1 for Big Lake Pursuant to RCW 36.61.120. Commissioner Anderson seconded the motion, which passed unanimously. (Resolution #16840)

Commissioner Wolden asked if any challenges had been received from the state? Mr. Woodmansee indicated that nothing has been received, although they do have until Friday, when the 40 day appeal period is up.

CONTINUATION OF REVIEW OF PETITIONS REQUESTING COMPREHENSIVE PLAN MAP REDESIGNATIONS

Chairman Hart opened the meeting for a continuation of the review of petitions regarding the Comprehensive Plan Map Re-designations. Gary Christensen, Senior Planner, Planning and Permit Center, indicated that a resolution has been prepared for the signatures of the Board. Both Commissioner Hart and Commissioner Wolden emphasized that the maps need to support this.

Daniel Downs, Associate Planner, Planning and Permit Center, advised that the maps will be brought to the Board for review and to determine if that is what they want. He read the proposed resolution for the Board and for members of the public that were in attendance.

Commissioner Anderson stated that there are two things he asked to be in the document that aren't there. There should be an additional sheet attached to the back of the resolution with the RCW explanation. Also, in Appendix E there is no identification of these property owners and where they fit in. He indicated that he had asked for these items so there was some way of knowing who had been left out.

Commissioner Hart agreed that there should be some kind of designation included so everyone will have a list of whether they are in one of the areas that is going to be reconsidered.

There was some discussion with the Board about whether to delay in signing the resolution until it has been further revised.

Mr. Christensen advised that it is their intention to notify all of the petitioners that the Board has taken action, including a copy of the signed resolution, and asking them to contact himself or Mr. Downs with any questions. Petitioners will also be advised that hearings will be scheduled with the Planning Commission.

After further discussion about this matter and about some of the boundaries, it was agreed that modifications would be made to the proposed resolution and brought back to the Commissioners the following week.

MISCELLANEOUS

Tom Karsh, Assistant Director, Planning and Permit Center, was present to set up a time with the Commissioners to review the Critical Areas Ordinance. He indicated that he is making copies of comments to submit to the Board in their packets on Thursday afternoon. The meeting to review this is scheduled for January 27, from 1:30 until 3:00 p.m.

Corey Schmidt, Assistant Building Official, presented for signature the purchase and sales agreements for the hazardous communications grant for seven properties. He also asked for Chairman Hart's signature on the closing statements. The agreements are as follows:

- Harlen L. Edwards, Contract #03799)
- Greg and Alva Lisser, Contract #03800
- James B. and Elzalina J. Callis, Contract #03801
- Dorothy Imlah, Contract #03802
- Maxine M. Kjorsvik, Contract #03803
- Bonnilyn Ember LaBounty, Contract #03804
- Orlin Withrow, Contract #03805

Mr. Schmidt indicated that, meanwhile, a couple of other properties are still being negotiated.

Record of the Proceedings

January 20, 1998

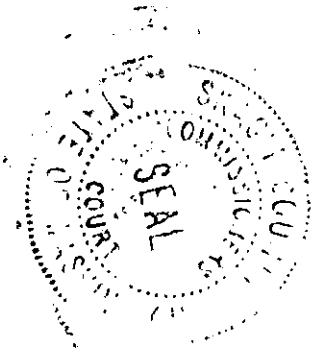
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After reviewing the addresses of the properties, Commissioner Anderson motioned to approve for signature the Real Estate and Purchase Agreements as presented by Mr. Schmidt. Commissioner Wolden seconded the motion, which passed unanimously.

ADJOURNMENT

Commissioner Wolden motioned to adjourn the proceedings. Commissioner Anderson seconded the motion, which passed unanimously.

**BOARD OF COUNTY COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**



Robert Hart

Robert Hart, Chairman

Ted W Anderson

Ted W. Anderson, Commissioner

Harvey Wolden

~~Robert Hart~~, Commissioner **HARVEY WOLDEN**

ATTEST:

Jean Terry

Jean Terry for Patti Chambers
Clerk of the Board