

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Tuesday, February 22, 2000**

- 7:30 a.m. – 8:30 a.m. Commissioners' Staff Meeting.
- 8:30 a.m. – 9:00 a.m. Work Session – Operations Division Manager/District Maintenance Supervisors.
- *T 9:00 a.m. – 10:00 a.m. Public Works Department – Chal Martin Director.
1) Public Hearing – Proposed Establishment of a No-Parking Zone on Cedardale Road, No. 70550, from Milepost 0.510 to Milepost 0.625.
2) Miscellaneous.
- *T 10:00 a.m. – 10:30 a.m. Planning & Permit Center – Tom Karsh, Director.
1) Discussion and Possible Approval – Standard Natural Resource Lands Easement Document as required by the Critical Areas Ordinance.
2) Miscellaneous.
- 10:30 a.m. – 10:45 a.m. Public Comment Period.
- CONSENT AGENDA.
MISCELLANEOUS.**
- 2:00 p.m. – 3:00 p.m. Executive Session – Personnel, Litigation and Land Acquisition.

The Skagit County Board of Commissioners met in regular session on Tuesday, February 22, 2000, with Commissioners Harvey Wolden, Robert Hart and Ted W. Anderson present.

PUBLIC WORKS DEPARTMENT – Chal Martin, Director.

1. Public Hearing- Proposed Establishment of a No-Parking Zone on Cedardale Road, No. 70550, from Milepost 0.510 to Milepost 0.625.

Steve Flude, Assistant County Engineer, reviewed an Engineer's Report prepared at the request of WSDOT resulting from the parking of large trucks on Cedardale Road and unreported accidents. He reviewed some digital photographs of the area, showing examples of the blockage of sight lines when trying to access the road. Based upon a field review and the reports of accidents, Mr. Flude advised that the Department recommends that a no-parking zone be established from Milepost 0.510 to Milepost 0.625 of Cedardale Road.

Chairman Wolden opened the public hearing. There being no public testimony forthcoming, Commissioner Hart moved to close the public hearing. Commissioner Anderson seconded the motion, which passed unanimously. The public hearing was closed.

Commissioner Hart moved to approve the establishment of a no-parking zone on Cedardale Road #70550 from Milepost 0.510 to Milepost 0.625. Commissioner Anderson seconded the motion, which passed with a unanimous vote. **(Resolutions to be provided by Staff at a later date)**

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2. Miscellaneous.

Chal Martin, Director, gave the Board a brief update on the Cook Road project.

PLANNING & PERMIT CENTER – Tom Karsh, Director.

1. Discussion and Possible Approval – Standard Natural Resource Lands Document as required by the Critical Areas Ordinance.

Tom Karsh, Director, explained that the subject easement document is required under the County's CaRD Ordinance, to be used when a property owner wants to divide his land and the land contains designated natural resource lands. He stated that the proposed document would be the "boilerplate" document that would be recorded along with the plat.

A lengthy discussion ensued concerning the CaRD Ordinance and the restrictive provisions of the easement.

Commissioner Anderson expressed concern that his biggest fear is that this document would restrict property owners from making any changes, and that it would dictate what could be done with their land.

Mr. Karsh explained that the Planning Commission has discussed the concepts of CaRD, and have revisited these questions.

Staff questioned whether the Planning Department could sign the easement as was noted in the draft document, and the Board indicated that they should sign such documents as the County's legislative authority. Commissioner Hart asked that the document be approved in writing by legal counsel.

The Board indicated their approval of the document, subject to the approving signature of the Prosecuting Attorney and that the Grantee signature be changed to the Skagit County Board of Commissioners rather than the Skagit County Planning & Permit Center.

2. Miscellaneous.

- A. A brief discussion occurred regarding various code compliance issues. The Board asked the Department to schedule a work session to review outstanding code compliance items.
- B. Mr. Karsh described recently communications received from the Boundary Review Board regarding the annexation of property near the Mount Vernon Christian School. He explained that the documentation received from the Boundary Review Board stated that the proposed annexation is less than the additional acreage added to the original request. Consequently, because the area being added is larger than the original proposal, it is against State Law for the Boundary Review Board to consider the additional property.

Commissioner Wolden indicated that the boundary must be consistent with the provisions of the Growth Management Act and that it currently is not.

Commissioner Anderson clarified that the BRB does not feel that they can rule unless the additional property is withdrawn.

After a brief discussion with Staff, the Board indicated that they would like the BRB to make a determination under the parameters of the law.

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PUBLIC COMMENT PERIOD.

There were no citizens present for the public comment period.

CONSENT AGENDA.

Commissioner Hart moved to approve the Consent Agenda for Tuesday, February 22, 2000, with the removal of Item No. 32 as requested by the Public Works Department. Commissioner Anderson seconded the motion and it passed with a unanimous vote.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, February 14, 2000.
2. Record of the Proceedings for Tuesday, February 15, 2000.
3. Appointment of Betsy Rogers to the North Sound Regional Support Network Advisory Board for a term beginning February 13, 2000 and expiring on October 1, 2000. **(Resolution No. 17772)**
4. Appointment of Marilyn Lupinacci as an alternate to the North Sound Regional Support Network Advisory Board for a term beginning February 13, 2000 and expiring on October 1, 2002. **(Resolution No. 17773)**
5. Memorandum of Agreement with The Lincoln Theater Center Foundation for tourism promotion for calendar year 2000, wherein the County will provide \$5,000 towards the cost of out-of-area advertising. **(Contract No. 04764)**
6. Memorandum of Agreement with the Mount Vernon Chamber of Commerce for tourism promotion for calendar year 2000, wherein the County will provide \$2,000 to help defray the cost of operating the Visitor Information Center on I-5. **(Contract No. 04765)**
7. Memorandum of Agreement with the Burlington Chamber of Commerce for tourism promotion for calendar year 2000, wherein the County will provide \$2,500 for promotion of visitors and tourism to the community through the Chamber's visitor center. **(Contract No. 04766)**
8. Memorandum of Agreement with Museum of Northwest Art for tourism promotion for calendar year 2000, wherein the County will provide \$5,000 for advertising in several regional and national publications to draw visitors to their gallery. **(Contract No. 04767)**
9. Memorandum of Agreement with Upper Skagit Bald Eagle Festival for tourism promotion for calendar year 2000, wherein the County will provide \$2,500 for the promotion of winter tourism activities such as the "Watchable Wildlife" experience on the Upper Skagit through advertising of the Bald Eagle Interpretive Center and the thirteenth annual Eagle Festival. **(Contract No. 04768)**
10. Memorandum of Agreement with the Skagit Valley Tulip Festival for tourism promotion for calendar year 2000, wherein the County will provide \$8,000 for provision of festival advertisement. **(Contract No. 04769)**
11. Memorandum of Agreement with Robert K. Weidner to serve as Washington, D.C. government relation's advisory to Skagit County and other counties of the Rural Public Lands County Council for the period January 1, 2000 through December 31, 2000. Mr. Weidner will be compensated \$7,500 for such services. **(Contract No. 04770)**

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FACILITIES MANAGEMENT:

12. Change Order No. 2 to a contract with Anda Construction to increase the scope of work for alterations to the County Administration Building, Public Works Building, and Public Safety Building. The contract amount will increase by \$15,000. **(Contract No. 04272)**

PROSECUTING ATTORNEY'S OFFICE:

13. Resolution providing a defense to David Needy and Corbin Volluz in a lawsuit brought by Steven Darby McDonald. **(Resolution No. 17774)**
14. Resolution providing a defense to David E. Needy, John M. Meyer, Kenneth Van Liew, Jackie Vander Muelen, James Donovan, Lyle Poolman, Sara S. Rice, Gwen L. Halliday, Pamela M. Green, Thomas L. Verge, Kurt E. Hefferline, David Fleming, Michael Rickert, Susan K. Cook, and Mary Richards in a lawsuit brought by Michael J. Major and Mark R. Major. **(Resolution No. 17775)**

PLANNING & PERMIT CENTER:

15. Out-of-State Travel Request for Bill Dowe to attend a Sierra Permits Automation Conference in Reno, Nevada, April 10-14, 2000, for a total estimated cost of \$855. **(Approved)**
16. Out-of-State Travel Request for Michelle Mehler to attend a Sierra Permits Automation Conference in Reno, Nevada, April 10-14, 2000, for a total estimated cost of \$855. **(Approved)**
17. Personal Services Agreement with Reid Middleton, Inc. to perform airport environs issues review and ordinance development in the Bayview Ridge area beginning February 1, 2000, and continuing until terminated by either party. Reid Middleton will be compensated \$13,214 for these services. **(Contract No. 04771)**

YOUTH & FAMILY SERVICES:

18. Interlocal Agreement among Skagit County and Skagit County School Districts for the provision of mental health services such as individual and family counseling, and other services such as mentoring or recreational activities for calendar year 2000. Burlington will pay \$5,600; Concrete will pay \$1,500; Mount Vernon will pay \$8,900; Sedro Woolley will pay \$7,400; and Skagit County will pay \$12,100, for a total of \$35,500. **(Contract No. 04772)**

PARKS & RECREATION:

19. Addendum to Personal Services Contract with Semrau Engineering & Surveying for engineering services regarding the Clear Lake Beach Water Circulation project for additional compensation not-to-exceed \$5,000. **(Contract No. 04655)**

HEALTH DEPARTMENT:

20. Personal Services Agreement with Janell Duncan to serve as a Medicaid Outreach Worker for the period January 1, 2000 through March 31, 2000. Contractor will be paid at a rate of \$11 per hour, with a \$15 bonus paid for each client Contractor successfully enrolls in Health Options. There is no mileage reimbursement. **(Contract No. 04773)**
21. Amendment No. 2 to contract with the State Department of Ecology, extending the expiration date from January 31, 2000 to June 20, 2000. This contract is regarding the site hazard assessment grant. **(Contract No. 04168)**

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SENIOR SERVICES:

22. Contract for Provision of Senior Services with the City of Burlington wherein the City shall pay the County \$18,951 for such services for calendar year 2000. **(Contract No. 04774)**

COOPERATIVE EXTENSION:

23. Interlocal Agreement with Washington State University Cooperative Extension for educational services rendered from January 1, 2000 to December 31, 2000, with the County agreeing to pay \$50,674 for such services. **(Contract No. 04775)**

PUBLIC WORKS DEPARTMENT:

24. Resolution Establishing C.R.P. No. 24410-4, 2000 Gravel Road Conversion Project. **(Resolution No. 17776)**
25. Resolution Calling for Bids for purchase of motor fuel, with the bid opening set for March 14, 2000, at 1:30 p.m. **(Resolution No. 17777)**
26. Resolution Calling for Bids for purchase of diesel fuel for the M/V Guemes Ferry, with the bid opening set for March 14, 2000, at 1:30 p.m. **(Resolution No. 17778)**
27. Resolution Regarding Notice of Road Closure – Cook Road, No. 6300. **(Resolution No. 17779)**
28. Signature – Transportation Improvement Board (TIB) Project Agreement for Construction Proposal – Cook Road Improvement Project No. ES63000-7 (City of Sedro Woolley). This agreement authorizes \$486,998 of State Funds for construction costs within the Sedro Woolley city limits. **(Contract No. 04776)**
29. Out-of-State Travel Request for Sky Miller to attend the NACO Legislative Conference in Washington, D.C., March 1-7, 2000, for a total estimated cost of \$2,153. **(Approved)**
30. Vendor Services Agreement with Lou Ankey Septic Services to provide septic services at 22002 Cook Road in preparation for the demolition of a house at this address. Compensation is not-to-exceed \$1,000, and the contract begins February 22, 2000. **(Contract No. 04777)**
31. Washington State Department of Natural Resources Aquatic Lands Enhancement Account Agreement a grant award to Skagit County for acquisition of key salmon habitat. Matching funds for this grant award will come from a previously awarded grant from the Governor's Salmon Recovery Office and monies provided by Seattle City Light and the United States Forest Services. There is consequently no cost to Skagit County as a result of this proposal. The total grant award shall not exceed \$607,500. **(Contract No. 04778)**
32. Purchase Agreement with Burlington Northern and Santa Fe Railway Company for the purchase of .22 acres of property in the vicinity of the Guemes Ferry's Anacortes Terminal, with Skagit County as the buyer and BNSF as the seller. The agreed to sale price is \$4,500. The property acquisition will facilitate access from the proposed parking lot to the Ferry Terminal. **(This item was removed from the Consent Agenda at the request of the Public Works Department).**

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

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has been made available to the Board.

As of this date, February 22, 2000, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrants numbered 64104 through 64446 from Clearing Fund 696 in the total dollar amount of \$3,616,445.53 (Transmittal No. C-15-00).

2. Staff presented a Resolution approving the Skagit County Tax levies for 2000. Commissioner Hart moved to approve the Resolution as presented. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. 17780)**

ADJOURNMENT.

Chairman Wolden made a motion to adjourn the proceedings. Commissioner Anderson 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