

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Monday, June 5, 2000**

10:00 a.m. – 10:15 a.m.

Public Comment Period.

**CONSENT AGENDA
MISCELLANEOUS**

10:30 a.m. – 11:30 a.m.

Deliberations and Review of Public Comment and Correspondence regarding the Renewal of the following Interim Ordinances:

- 1) Interim Ordinance No. 17679. This ordinance extends the provisions of Ordinance No. 17494, an interim ordinance amending portions of the short subdivision ordinance (SCC 14.08) relating to interim short CaRD (Conservation and Reserve Development) subdivision.
- 2) Interim Ordinance No. 17745. This ordinance consolidates and renews the provisions of Ordinance No. 17523 and Interim Ordinance No. 17570 relating to the removal of the UGA designation from the area shown as the Big Lake UGA on Comprehensive Plan Map 3(h) in the 1997 Comprehensive Plan Map Portfolio on an interim basis and its replacement with a Rural Village (RV) designation.
- 3) Interim Ordinance No. 17746. This ordinance renews the provisions of Ordinance No. 17536, an ordinance extending the provisions of Ordinance No. 17524, which suspended acceptance of new mining permits under Skagit County Code 14.04.126 pending the adoption of a new or revised mining ordinance.
- 4) Interim Ordinance No. 17749. This ordinance renews interim Ordinance No. 17595, Chapter 14.06 Critical Areas Ordinance (CAO), (with the exceptions of sections .095 and.096).
- 5) Interim Ordinance No. 17760. This ordinance addresses expansion opportunities and changes of use for *existing* commercial and industrial businesses outside of UGAs pending adoption of a new and/or expanded ordinance as part of the adoption of the Unified Development Code.
- 6) Interim Ordinance No. 17804. This ordinance renews the provisions of Ordinance No. 17568, establishing an Interim Urban Growth Area for Bayview Ridge and establishing use restrictions and requirements for public facilities and services and a commitment to complete a subarea plan.
- 7) Interim Ordinance No. 17805. This ordinance renews the provisions of Ordinance No. 17569, relating to the regulation of the placement, construction, and modification of personal wireless service facilities.
- 8) Interim Ordinance No. 17813. This ordinance renews the provisions of Ordinance No. 17575, relating to the implementing of development standards within the

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- Sedro-Woolley, Burlington, and Mount Vernon Urban Growth Areas, adopting a correction to the Burlington Zoning Map, and adopting certain updated Chapters of the Mount Vernon Municipal Code.
- 9) Interim Ordinance No. 17828. This ordinance reaffirms interim Ordinance No. 17712, amending portions of Skagit County Code Chapter 14.06, Critical Areas Ordinance, specifically section 14.06.095 "Ongoing Agriculture on Lands Designated Agriculture-NRL" and Section 14.06.096, "Strategic Plan for Protecting Wild Salmonids."

The Skagit County Board of Commissioners met in regular session on Monday, June 5, 2000, with Commissioners Harvey Wolden, Robert Hart, and Ted W. Anderson present.

PUBLIC COMMENT PERIOD.

Howard Gulley, 15858 Yokeko Drive, Anacortes, reviewed with the Board the difficulties he has had in obtaining a permit to rebuild a shed/workshop on his property. He submitted a site map and pictures of the subject property for the Board's review.

Jack Cross, 34805 North Shore Drive, Mount Vernon, representing Citizens to Save Pilchuck Creek, reviewed the Resolution requesting proposals for the proposed shooting range. He stated that a reliable source had told him that County funds will be expended to provide for an access road and bridge into the proposed shooting range. He asked for confirmation of this from the Board. Commissioner Hart indicated that this has not been discussed and is not a part of the permitting process now being pursued by the County. Commissioner Hart indicated that no County funds had been appropriated for this purpose, but it is possible that Staff may have misunderstood the Board's intent through the permitting process. Commissioner Anderson stated that it is not appropriate to discuss this matter until the legal issues with the project have been resolved.

Tom Solberg, 19019 Minnie Road, discussed his recent property tax re-valuation. Chairman Wolden suggested that Mr. Solberg talk to the Assessor's Office about the particulars of the re-valuation.

CONSENT AGENDA.

Commissioner Hart moved to approve the Consent Agenda for Monday, June 5, 2000, items 1-17. Commissioner Anderson seconded the motion, which passed unanimously.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, May 30, 2000.

SENIOR SERVICES:

2. Notice of Call for Bids for Senior Catered Meals for the period January 1, 2001 through December 31, 2001. The bid opening will be held at 11:00 a.m. on July 5, 2000. **(Resolution No. 17886)**

EMERGENCY MANAGEMENT:

3. Personal Services Agreement with Rodger E. (Rick) Wallace to act as lead instructor for two three-hour Community Emergency Response Team (C.E.R.T.) classes. The contract term is April 27 through June 3, 2000 for compensation not-to-exceed \$171. **(Contract No. 04921)**

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4. Personal Services Agreement with Tom Richards to act as lead instructor for one three-hour Community Emergency Response Team (C.E.R.T.) class. The contract term is April 27 through June 3, 2000, for compensation not-to-exceed \$57. **(Contract No. 04922)**
5. Personal Services Agreement with Colleen Barlow to act as lead instructor for one three-hour Community Emergency Response Team (C.E.R.T.) class. The contract term is April 27 through June 3, 2000, for compensation not-to-exceed \$114. **(Contract No. 04923)**
6. Personal Services Agreement with John Bird to act as lead instructor for one three-hour Community Emergency Response Team (C.E.R.T.) class. The contract term is April 27 through June 3, 2000, for compensation not-to-exceed \$114. **(Contract No. 04924)**
7. Personal Services Agreement with Jada Trammell for services consisting of placement and coaching of victims for the C.E.R.T. skills practical. The contract term is April 27 through June 3, 2000 for compensation not-to-exceed \$57. **(Contract No. 04925)**
8. Personal Services Agreement with Sherry Lutz for services consisting of placement and coaching of victims for C.E.R.T. skills practical. The contract term is April 27 through June 3, 2000 for compensation not-to-exceed \$57. **(Contract No. 04926)**

FACILITIES MNGEMENT:

9. Amendment "C" to Personal Services Agreement with K. Johnson Painting & Contracting for labor and materials necessary to perform painting services at the Commissioners' Office as directed, for a not-to-exceed compensation amount of \$2,500. **(Contract No. 03611)**

YOUTH & FAMILY SERVIES:

10. Personal Services Agreement with Bill R. Ekemo, Ph.D. to provide specialized child, adolescent, adult and family assessment, evaluation and treatment (group and/or individual). Compensation ranges from \$85/hour for individual therapy or evaluation to \$20/hour for travel. The contract term is January 1, 2000 through December 31, 2001. **(Contract No. 03611)**

HEALTH DEPARTMENT:

11. Personal Services Agreement with Meldahl Productions to provide after school consultation and post production editing with students for three 30-second, television ready public services announcements and one 3-minute video segment addressing the issue of illegal dumping in Skagit County. The contract term is May 15, 2000 through June 15, 2000, for a not-to-exceed amount of \$600. **(Contract No. 04928)**
12. Personal Services Agreement with Mount Vernon School District No. 320 wherein under the direction of MVHS Art Instructor Craig Meldahl, and Skagit County Environmental Health Specialist Andy Ross, Mount Vernon High School students will design, develop and produce three 30-second television-ready public service announcements and one 3-minute video addressing the issue of illegal dumping in Skagit County. The contract term is May 15, 2000 through June 15, 2000, for a not-to-exceed amount of \$1,200. **(Contract No. 04929)**
13. Agreement with the Evergreen Aids Foundation wherein Skagit County will furnish personnel, services, supplies, etc., as set forth in the statement of work for the period April 2, 1000 through March 31, 2001. The County will be reimbursed a not-to-exceed amount of \$16,855. **(Contract No. 04930)**

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PUBLIC WORKS DEPARTMENT:

14. Resolution Confirming and Approving the Roll, Rates and Charges for the Skagit County Lake Management District No. 2 for Lake McMurray Pursuant to RCW 36.61.120. **(Resolution No. 17887)**
15. Amendment No. 2 to Grant Agreement with the State of Washington Department of Ecology for implementation of Clean Water District Ordinance Project Centennial Clean Water Fund. The amendment changes the scope of work and extends the grant expiration date through July 31, 2000. **(Contract No. 03042)**
16. Supplement No. 1 to Professional Services with Environment International, Ltd. expanding the scope of work to include the production of a video to be used to provide the Skagit River delta flood risk information to the public as part of the Skagit River Flood Feasibility Study. Compensation will be increased by a not-to-exceed amount of \$28,985, bringing the total contract amount to \$127,933.75. **(Contract No. 04658)**
17. Professional Services Agreement with Earth Systems Science, Inc. to draft a Fish & Wildlife Assessment at Marine Drive for the Whitecap Lane drainage improvement project. The term of the contract is April 17, 2000 through June 1, 2000 for a not-to-exceed amount of \$1,800. **(Contract No. 04931)**

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, June 5, 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 71531 through 72090 from Clearing Fund 696 in the total dollar amount of \$1,094,750.89 (Transmittal No. C-37-00)

2. On behalf of the Public Works Department, staff presented Change Order No. 2 to a contract with Northwest Construction, Inc. for an increase of \$15,687. The original contract with Northwest Construction, Inc. was for the construction of the Farm-to-Market Road Improvement Project. The change order was for work done on Collins Road and SR20. After a discussion among the Board, they did not approve the Change Order as presented, noting that the contract would need to be amended, as the work completed was for a different project other than what was specified in the original contract. Commissioner Anderson stated that he felt the State Auditor would not look favorably on this change order. The Board directed Public Works to prepare a contract amendment, or, in the alternative, have this Change Order No. 2 approved by both the Prosecuting Attorney's Office and the Auditor's Office.

DELIBERATIONS AND REVIEW OF PUBLIC COMMENT AND CORRESPONDENCE REGARDING THE RENEWAL OF THE FOLLOWING INTERIM ORDINANCES:

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Gary Christensen, Assistant Director, informed the Board that several written comments had been received regarding the proposed renewal of the interim ordinances. Copies of these comments had been distributed to the Board for their review. Mr. Christensen advised that the interim ordinances would be in effect for a short duration, as the Unified Development Code is scheduled to be adopted within the next 30 days. He stated that, with the exception of Bayview Ridge Urban Growth Area, the public comments should be addressed under the permanent development regulations.

Chairman Wolden concurred that now is not the time to tweak these interim ordinances, but that such modifications should take place during the adoption of the permanent development regulations. He stated that the interim ordinances should be adopted as presented by Staff.

Commissioner Hart added that the Planning Commission is in the process of completing their deliberations on the permanent development regulations. He stated that he saw no reason to change these interim ordinances now.

Mr. Christensen stated that the Planning Commission has only one remaining issue, that being the CaRD ordinance, which will be reviewed in detail on Thursday night. After such deliberations, a recorded motion will be prepared and brought forward to the Board for final action.

Commissioner Anderson informed Mr. Christensen that there are three interim ordinances that he would not be voting in favor of. He cited specific instances with individual property owners justifying his action.

The Board directed Staff to bring back the interim ordinances unchanged on Tuesday, June 6, for their review and final decision.

A lengthy discussion ensued regarding the necessity for geological hazard evaluations and fish and wildlife habitat assessments.

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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