

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
Tuesday, September 5, 2000**

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|---------------------------|--|
| 7:30 a.m. – 8:00 a.m.     | Commissioners' Staff Meeting.  |
| 8:00 a.m. – 8:30 a.m.     | Executive Session – Personnel, Litigation and Land Acquisition.  |
| 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. | <u>Public Works Department – Chal Martin, Director.</u> <ol style="list-style-type: none"><li>1) Public Hearing – To Consider Testimony regarding the Adoption of the Proposed Comprehensive Six-Year Transportation Improvement Program for 2001 – 2006.</li><li>2) Public Hearing – To Consider Testimony regarding the road name change of a portion of County Road known as Gardner Road, #63110, beginning at Milepost 2.22 then running southerly for a distance of .5 miles to the end of the road a Milepost 2.72, being renamed South Gardner Road, #63120.</li><li>3) Signature – Professional Services Agreement with Pentec Environmental, Inc. for the Conduction of Hydrologic and Sediment Supply and Transport Studies at Wiseman Creek.</li><li>4) Miscellaneous.</li></ol> |
| 10:00 a.m. – 10:15 a.m.   | <b>CONSENT AGENDA.<br/>MISCELLANEOUS</b>   |
| 10:30 a.m. – 11:30 a.m.   | Executive Session – Personnel, Litigation and Land Acquisition.  |
| 1:30 p.m. – 2:00 p.m.     | Bid Opening – 2000 Marine Drive Drainage Improvement Project.  |

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

**PUBLIC WORKS DEPARTMENT – Chal Martin, Director.**

**1. Public Hearing – To Consider Testimony regarding the Adoption of the Proposed Comprehensive Six-Year Transportation Improvement Program for 2001 – 2006.**

Steve Flude, Assistant Director, advised that the Six-Year Transportation Improvement Program for 2001-2006 had been discussed in various public meetings, and that the Planning Commission had also been invited to submit comments and suggestions to the program. He stated that Planning Commission members Louie Requa and Carol Ehlers had contacted him with their comments.

A discussion ensued regarding the improvements suggested around the former Northern State property.

Commissioner Wolden opened the public hearing.

Randy Good, 25512 Minkler Road, Sedro Woolley, stated that he was concerned about the process, since the legal notice for the public meeting in Sedro Woolley listed a wrong location. He was, however,

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able to attend the meeting once he realized that no one was at the Sedro Woolley Senior Center as advertised. He stated that perhaps there were other citizens who were confused and had not had the opportunity to speak.

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

Commissioner Anderson commented on the possibility of placing Fruitdale road on the 6-Year TIP.

Mr. Flude indicated that there is the ability to add to the list throughout the year. He stated that, for example, the LaConner Morris Street project would be added later this year, and concurred with Commissioner Anderson that the Fruitdale Road could be added in the same way.

A discussion followed regarding the need take a more intense look at traffic patterns in the Fruitdale Road/Helmick Road, Highway 20 Corridor, and to involve all participating entities to review the total traffic impacts. This would include private citizens, the City of Sedro Woolley, the State Highway Department, and the County's Parks & Recreation Department, to name a few.

Commissioner Hart mentioned that Cascades Job Corps is renegotiating their lease and should also be a part of the partnership with the local community.

Commissioner Anderson indicated that he is on the Highway 20 Safety Corridor Committee and that representatives from the State and the Northern State campus have been invited to participate in discussions and develop strategies for estimating the growth and impacts to the area once the Northern State campus is developed.

After a brief discussion, Commissioner Hart moved to approve the Resolution establishing the 2001-2006 Six-Year Transportation Improvement Program for Skagit County. The motion was seconded by Commissioner Anderson and passed with a unanimous vote. **(Resolution No. 17972)**

2. **Public Hearing – To Consider Testimony regarding the road name change of a portion of County Road known as Gardner Road, #63110, beginning at Milepost 2.22 then running southerly for a distance of .05 miles to the end of the road at Milepost 2.72, being renamed South Gardner Road, #63120.**

Mr. Flude reviewed the exact location of the subject roadway and explained that the request for the road name change came from the City of Burlington. He stated that the City is trying to reconcile their addressing system with the County's, and renaming of this road would assist in this regard. He confirmed that part of the road is in the City limits and part is in the City's Urban Growth Area.

There being no public comment forthcoming, Commissioner Anderson moved to close the public hearing. Commissioner Hart seconded the motion. The motion passed unanimously, and the public hearing was closed.

Commissioner Hart moved to approve a Resolution approving the road name change of a portion of County Road known as Gardner Road, #63110, beginning at Milepost 2.22 then running southerly for a distance of .05 miles to the end of the road at Milepost 2.72, being renamed south Gardner Road, #63120. Commissioner Anderson seconded the motion, and it passed with a unanimous vote. **(Resolution No. 17973)**

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### 3. Signature – Professional Services Agreement with Pentec Environmental, Inc. for the Conduction of Hydrologic and Sediment Supply and Transport Studies at Wiseman Creek.

Sky Miller, Surface Water Management Division Manager, described the scope of work to be done on Wiseman Creek by Pentec Environmental, Inc. The creek is located 5 miles east of Sedro Woolley. Mr. Miller stated that Pentec would conduct hydrologic and sediment supply and transport studies to evaluate the quality and quantity of salmonid habitat. The Skagit Watershed Council has highly recommended this project. As a result of these studies, Pentec would give the County several options for the improvement of Wiseman Creek.

Upon query from Commissioner Anderson regarding previous work in this area, Mr. Miller said that some trees had been planted to help stabilize the slope, but the question remains on long-term stabilization and benefits to salmon. He reviewed the need to understand where to locate the creek, and redistribute gravel and the effects of changing the physical location. Pentec would help in this regard, trying to balance fish habitat with flooding and sediment problems to ascertain the overall benefits. Mr. Miller explained that the work of this contract would be leveraged for grants from the State to continue with design, acquisition, and construction if the studies determine a larger project is necessary.

Commissioner Hart concurred with Mr. Miller's comments, saying that if habitat for fish is provided, the project must also provide relief for flooding and gravel distribution. He noted that it is always necessary to complete a study before permits are able to be obtained.

Commissioner Wolden commented that currently the County is providing on-going maintenance in this area. He asked if such on-going maintenance would be precluded if such a study is done. He stated that the liability needs to be transferred from the county to those who want to prevent the County from doing such on-going maintenance. He asked if continual studies would be necessary.

Mr. Miller emphasized that salmon recovery is the big issue, and that the creek had high densities of juvenile salmon in past years. However, when the creek was filled in two years ago with gravel, there were no salmon. This year, however, there are baby salmon and one-year old salmon. He stated that the County would not be able to go in and dredge this creek out as done before under current regulations. But, he reiterated, with a good plan salmon habitat can be improved and gravel can be removed to strategic locations.

Commissioner Anderson stated that this project is basically on private property, and that the County's only concern should be the County Road. He indicated that the problem is with the Department of Natural Resources (DNR) and Fisheries. He suggested that if the Fisheries Enhancement Group wanted to hire a consultant and become involved, then perhaps that is the direction the County should take. He added that the County cannot take complete jurisdiction over all of these types of creeks.

Mr. Miller responded that the County has worked closely with Skagit Fisheries Enhancement Group (SFEG) and State Fisheries, and that the work of this consultant would most likely lead to a larger grant from the State for further work. He reiterated that if the County makes this initial type of investment, our roads would be protected from flood and salmon habitat would be greatly improved.

A discussion ensued concerning the amount of fish in the creek and the necessity to perform additional studies.

Commissioner Wolden stated that this appears to be the best way to proceed, or nothing will change.

Commissioner Hart suggested that this would be a partnership project, but that if the County has to frontload its financial participation to make the permitting process viable, then it is something that must be done. He stated that following the study, other partnerships need to be developed to include SFEG, the Skagit Watershed Council, and others.

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Upon query from Commissioner Wolden, Mr. Martin replied that the money for this consultant would come from Salmon Recovery moneys previously received from the State.

Mr. Martin emphasized that the Surface Water Management Division is trying to be pro-active in regards to Wiseman Creek and the County roads in the area.

Commissioner Hart advised Mr. Miller that, as he manages this contract, to keep focused on developing a project that will work and makes common sense.

Commissioner Hart moved to approve the Professional Services Agreement with Pentec Environmental, Inc. to expire on December 31, 2001 for total compensation not to exceed \$22,300. Chairman Wolden seconded the motion. Commissioner Anderson indicated that he would vote "no" on this Contract because it will adversely impact property owners and will not help the situation. He stated that he does not like having such contracts without established partnerships and cost-sharing. Upon call for the question, Commissioners Hart and Wolden voted for the motion, and Commissioner Anderson voted "no." The motion passed. **(Contract No. 05026)**

#### 4. Miscellaneous.

There were no Miscellaneous public works items for discussion.

#### CONSENT AGENDA.

Commissioner Hart moved to approve the Consent Agenda for Tuesday, September 5, 2000. Commissioner Anderson seconded the motion, which passed unanimously.

#### COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, August 28, 2000.
2. Resolution placing the Skagit County Medic 1 Proposal on the Ballot at a levy rate of 25 cents per \$1,000 of assessed valuation. **(Resolution No. 17974)**

#### PERSONNEL:

3. Contract with Northwest Medical Bureau to cover the daycare center workers in the Best Place program. As discussed, these positions will be required to participate in the cost of the insurance premiums if they wish to insure their dependents. The benefit plan will be separate from the County's regular employee plan so that any adverse claims experience from this group will not affect the rates of our regular plan. The contract begins September 1 and runs until the end of the year. After that, the agreement will be renewed so that the contract follows the January – December budget year. **(Contract No. 05027)**

#### GIS MAPPING:

4. Resolution Approving and Interlocal cooperative Agreement with the Washington Department of Natural Resources for the purpose of exchanging geographic information system data between the DNR and Skagit County. Both parties agree to provide the data described at no charge to each other. **(Resolution No. 17975, Contract No. 05028)**

#### SENIOR SERVICES:

5. Award of Bid for Senior Citizen Meals – Skagit Nutrition Project, awarding Bid No. 1 from Island

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Hospital for the congregate and Hot Home-Delivered Meals for the Anacortes Nutrition Site, and Bid No. 2 for Frozen Meals from First Choice Foods. **(Resolution Nos. 17976 and 17977)**

6. RSVP 2001 Federal Grant Application, asking for \$56,122, the same amount Skagit County was granted this year, plus \$1,059 in an administrative cost increase. **(Approved)**

**YOUTH & FAMILY SERVICES:**

7. Personal Services Agreement with Chinook Enterprises to provide vocational services for offenders and at-risk youth of Skagit County in the area of employment assessment, employment preparation, job development, training-site support and job retention. Compensation shall be at the rate of \$50 per hour of individualized service for the period August 1, 2000 through August 1, 2002. **(Contract No. 05029)**

**PROSECUTING ATTORNEY'S OFFICE:**

8. Resolution providing a defense to Barbara Hathaway in a lawsuit filed in Whatcom County Superior Court by Ivan F. Daves and Deborah Daves. **(Resolution No. 17978)**

**SHERIFF'S OFFICE:**

9. Contract with Extraditions International, Inc. to assume custody of prisoners committed to the custody of the Sheriff's Office and provide interstate transportation of said prisoners from and to locations designated by the Sheriff's Office. The contract term is for one calendar year from the date of execution and may be extended for subsequent one-year periods thereafter. The method of compensation for ground transportation services is a per mileage fee of \$.75 assessed on one-way ground mileage from the point of pick-up to the point of drop-off. Other fees are also incurred depending on the circumstances of the transportation. **(Contract No. 05030)**

**PUBLIC WORKS DEPARTMENT:**

10. Resolution Calling for Bids for Baker Lake Road Milepost 3.63 Fish Passage Improvement Project, C.R.P. No. 97000-3. The bid opening is scheduled for September 26, 2000, at 9:00 a.m. **(Resolution No. 17979)**
11. Resolution Calling for Bids for Aldon Creek Fish Passage Project (Concrete-Sauk Valley Road, No. 0800), C.R.P. No. 8000-5. the bid opening is scheduled for September 26, 2000, at 9:00 a.m. **(Resolution No. 17980)**
12. Resolution Calling for Bids for Fabrication and Delivery of a 12-foot diameter Corrugated Metal Pipe for Installation in the Aldon Creek Fish Passage Project (Concrete-Sauk Valley Road, No. 0800), C.R.P. No. 8000-5. The bid opening is scheduled for September 26, 2000, at 9:00 a.m. **(Resolution No. 17981)**
13. Summary of Offer for Easement – Baker Lake Road Fish Passage Project (C.R.P. 97000-3). **(Approved)**
14. Summary of Offer for Easement and Right-of-Way – Aldon Creek Fish Passage Project (Concrete-Sauk Valley Road, No. 0800), C.R.P. No. 8000-5. **(Approved)**
15. Facilities Use/Rental Agreement with Skagit Valley College for a meeting room for the Skagit Flood Risk Management Working Group. There is no charge for the room. The meeting is scheduled for September 14, 2000, from 8:00 a.m. – 5:00 p.m. with approximately 26 people in attendance. **(Contract No. 05031)**

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### 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, September 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 77661 through 78002 from Clearing Fund 696 in the total dollar amount of \$768,897.87 (Transmittal No. C-57-00).

2. The Board presented Certificates of Commendation to four members of the Planning & Permit Center for exceptional customer service. The certificates were presented to County Employees Cindy Gauthier, Tim DeVries, Jack Moore, and Al Jongsma.
3. Staff presented a Resolution Authorizing a Budget Line Item Change for the Current Expense Fund #001, for \$315,300. Budget Director Alicia Huschka had previously described this change to the Board during an earlier Staff Meeting. Commissioner Hart moved to approve the Resolution as presented by Staff. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. 17982)**
4. Staff presented a Resolution Calling for a Public Hearing regarding Supplemental Budget, with the public hearing scheduled for September 18th at 10:30 a.m. The funds to be supplemented are: Current Expense #001, \$735,000; Public Health #101, \$235,000; Auditors O & M #112, \$26,500; Parks & Recreation #114, \$52,000; Conservation Futures #122, \$577,000; Lake Management District No. 2 #142, \$180,000; and Debt Service #201, \$304,000. Commissioner Hart moved to approve the Call for Public Hearing as presented, and Commissioner Anderson seconded the motion. The motion passed with a unanimous vote. **(Resolution No. 17983)**
5. On behalf of the Solid Waste Division of the Public Works Department, Staff presented a Contract with Industrial Resources, Inc. with respect to removal and disposal of incineration and electrical equipment, related piping and appurtenances, from the Resource Recovery Facility located at 14104 Ovenell Road in Mount Vernon. Industrial Resources, Inc. submitted the low bid of \$264,811. Commissioner Hart moved to approve the Contract as presented. Commissioner Anderson seconded the motion, and the motion passed unanimously. **(Contract No. 05032)**
6. On behalf of the Solid Waste Division of the Public Works Department, Staff presented a Professional Services Agreement with Crane Pro Services with respect to repair/replacement of defective items found during the last quarterly safety audit of the 5-ton bridge crane located at the Skagit County Transfer Station. In addition, training will be provided to a Transfer Station mechanic, with hands-on experience. The contract begins September 8, 2000 and will run through October 16, 2000 for a lump sum price of \$4,468 plus sales tax. Commissioner Hart moved to approve the Agreement as presented, and Commissioner Anderson seconded the motion. The motion was unanimously approved. **(Contract No. 05033)**
7. Staff presented a Personal Services Agreement with the Moss Bay Group to provide design services of a wireless communications network to serve the interbuilding communications requirements of the County's waste transfer station, together with an MDF to serve both the wireless equipment and intrabuilding data communications services. Compensation is estimated to be 36 hours at \$125 per hour for a total fee of \$4,500. The contract begins on the date of signing and will terminate on December 31, 2000. Commissioner Hart moved to approve the Agreement as

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presented and Commissioner Anderson seconded the motion. The motion passed unanimously.  
**(Contract No. 05034)**

8. On behalf of the Farmland Legacy Program, Staff presented a Grant Deed of Conservation Easement with Grantor Henry Vander Veen and Anjean Vander Veen, which would extinguish one development right and permanently protect approximately 31.17 acres of farmland between Memorial Highway and SR-20 at a cost of \$51,132.53. Half of this amount will be reimbursed to the County from the NRCS Farmland Protection Program grant. Commissioner Hart moved to approve the Conservation Easement as presented. Commissioner Anderson seconded the motion, which passed with a unanimous vote. **(Contract No. 0535)**

**BID OPENING – 2000 MARINE DRIVE DRAINAGE IMPROVEMENT PROJECT.**

John Abenroth, Surface Water Management Division, advised that the Engineer's Estimate for the project was \$147,690.00. He opened the following bids:

Trico  
PO Box 409  
Burlington, WA 98233  
Addendum acknowledged.  
Bid Bond included.  
Bid Amount: \$169,256

Strider Construction  
2430 E. Bakerview Road  
Bellingham, WA 98226  
Bid Bond included.  
Addendum acknowledged.  
Bid Amount: \$184,397

Jenkins, Inc.  
24305 115th Avenue NE  
Arlington, WA 98223  
Bid Bond included.  
Addendum acknowledged.  
Bid Amount: \$149,756.14

B&L Utility, Inc.  
7101 Sexton Road  
Snohomish, WA 98290  
Bid Bond included.  
Addendum acknowledged.  
Bid Amount: \$170,432

Harkness Contracting  
PO Box 223  
Acme, WA 98220  
Bid Bond included.  
Addendum acknowledged.  
Bid Amount: \$214,080

Mr. Abenroth stated that he would review the bids to make sure all is in order and would come back with a bid award recommendation within the next two weeks.

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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**

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Harvey Wolden, Chairman

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Robert Hart, Commissioner

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Ted W. Anderson, Commissioner

ATTEST:

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