

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
WEDNESDAY, NOVEMBER 23, 2005**

The Skagit County Board of Commissioners met in special session on Wednesday, November 23, 2005, with Commissioners Don Munks, Kenneth A. Dahlstedt and Ted W. Anderson present. The session was held to discuss a contract between Skagit County and Cimarron Transfer & Recycling.

County Administrator Gary Rowe stated that negotiations have been ongoing for several months with Cimarron Transfer & Recycling. According to Mr. Rowe, the contract is now in its final form and ready for the Board's approval.

The term of the contract is for ten years, with a provision of four, five year extensions. The contract also includes insurance requirements, including a \$5 million pollution liability policy. Cimarron will be required to carry liability insurance of up to \$1 million per occurrence and \$2 million aggregate.

Norm Wietting, a partner in Cimarron, objected to the ten year term due to the possibility of financing difficulties. Mr. Wietting also objected to language, which would require his company to take all out-of-county waste to a County designated site.

Commissioner Dahlstedt said he wanted to see performance standards in the contract – a set of numbers obligating Cimarron to recycle and compost a minimum amount of garbage. Commissioner Dahlstedt stated that he feels the contract doesn't provide adequate liability insurance and will have negative financial impacts.

Commissioner Anderson said the lease agreement with the Port of Skagit County is for a 30 year term. He believes that because the Cimarron facility will be located at the Port, their lease agreement should be consistent with theirs. Commissioner Anderson said the County-designated site should remain in the contract, along with the insurance requirements.

Chairman Munks agreed and stated that the Commissioners have no choice but to approve the contract because Cimarron followed the rules in applying for a permit to run a facility allowed under the County's codes. He also noted that the County has its own standards for recycling in its Solid Waste Master Plan; however, the County itself can't meet them. Chairman Munks said the County shouldn't impose new standards on someone else unless it can meet its own.

Commissioner Anderson motioned to approve the contract with Cimarron Transfer & Recycling, with the exception of modifying the term of the agreement from ten years to thirty years. Chairman Munks seconded the motion, which passed. Commissioner Dahlstedt voted against the proposal. **(Contract No. C20050495)**

**ADJOURNMENT.**

Commissioner Dahlstedt made a motion to adjourn the proceedings. Commissioner Anderson seconded the motion, which passed unanimously.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Don Munks, Chairman

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Kenneth A. Dahlstedt, Commissioner

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Ted W. Anderson, Commissioner

ATTEST:

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JoAnne Giesbrecht, Clerk of the Board  
Skagit County Board of Commissioners