

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, OCTOBER 9, 2006**

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| 8:00 a.m. – 8:45 a.m. | Work Session – County Commissioners |
| 8:45 a.m. – 9:30 a.m. | Work Session – County Administrator |
| *T 10:00 a.m. – 11:00 a.m. | Work Session – Proposed Changes to Skagit County Code 14.34, the Flood Prevention Ordinance |
| 11:00 a.m. – 11:30 a.m. | Consent Agenda and Miscellaneous Items |
| 11:30 a.m. – 11:45 a.m. | Public Comment Period |
| *T 1:00 p.m. – 1:30 p.m. | Elected Officials Presentation – Communication and the Budget Process |
| 1:30 p.m. – 3:30 p.m. | Executive Session – Personnel, Litigation and Land Acquisition |
| *T 4:00 p.m. – 4:30 p.m. | Proclamation – National 4-H Week in Skagit County – October 1-7, 2006 |

The Skagit County Board of Commissioners met in regular session on Monday, October 9, 2006, with Commissioners Kenneth A. Dahlstedt, Ted W. Anderson and Don Munks present.

WORK SESSION – PROPOSED CHANGES TO SKAGIT COUNTY CODE 14.34, THE FLOOD PREVENTION ORDINANCE.

Skagit County Planning & Development Services held a work session to discuss proposed revisions to Skagit County Code (SCC) 14.34 (Flood Damage Prevention Ordinance) and SCC 14.04 (Definitions).

Tim DeVries, Commercial Plans Examiner, pointed out that the proposed changes are not related to the Growth Management Comprehensive Plan required updates. The timing of these changes is only a coincidence and is not part of that process. Mr. DeVries explained that the Flood Damage Prevention Ordinance is probably best described as a building code for construction in the floodplain but does not authorize any building and it does not set policy. Mr. DeVries stated that it is strictly something that governs how a structure is built.

Commissioner Anderson clarified that this work session and the County's Flood Damage Prevention Ordinance is in no way tied to the new Federal Emergency Management Agency (FEMA) benchmarks or the remapping of the floodplain and the floodway in Skagit County.

Mr. DeVries explained that the Flood Damage Prevention Ordinance only addresses the approved maps and is not involved with establishing flood maps. Additionally, it is not a vehicle that is involved with flood buyout programs, nor is it involved with any Hamilton relocation projects.

Mr. DeVries discussed the public process of revising the Skagit County Flood Damage Prevention Ordinance. A discussion ensued regarding the Citizen's Advisory Committee (CAC) review of the current ordinance and proposed changes to SCC 14.04 (definitions). Mr. DeVries commented on the public hearing of the CAC that was held before the Planning Commission on Tuesday, August 29, 2006. At the public hearing, the Planning Commission accepted public comment, deliberated and voted unanimously to approve the draft revisions as presented.

The Commissioners commended the CAC for doing a thorough job in revising and reviewing the ordinance.

Commissioner Anderson asked how these revisions affect County's insurance rating.

**RECORD OF THE PROCEEDINGS
MONDAY, OCTOBER 9, 2006
PAGE NO. 2**

Mr. DeVries said the changes would lower the county's flood rating with the FEMA; however he and other County staff have looked for alternative ways to earn points in the agency's rating system. Minor changes will allow the County to keep its present rating.

Mr. DeVries advised the Board that he anticipates bringing forth a resolution or a notice of public hearing on November 14, 2006, for their approval.

CONSENT AGENDA.

Commissioner Anderson motioned to approve the Consent Agenda for Monday, October 9, 2006, items 1 through 6. Commissioner Munks seconded the motion, which passed unanimously.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, October 2, 2006. **(Approved)**

BUDGET & FINANCE:

2. Resolution AND Interlocal Cooperative Agreement between Skagit County and the Skagit Conservation District (SCD) to develop and implement wildfire prevention programs and activities. The contract compensation is not to exceed \$5,551.64. The agreement commenced on July 1, 2006 and will end on December 31, 2006. **(Resolution No. R20060335 AND Contract No. C20060443)**

FACILITY MANAGEMENT:

3. Resolution authorizing a call for public hearing on November 6, 2006, at 9:45 a.m. regarding the lease of a County owned building located at 250 W. Moore Street, Sedro-Woolley, Washington, by the Skagit County Community Action Agency. **(Resolution No. R200600336)**

PARKS & RECREATION:

4. Resolution authorizing a Real Estate Contract for the purchase of the Burlington Northern Santa Fe Railway right-of-way. **(Resolution No. R20060337)**
5. Real Estate Contract between Burlington Northern Santa Fe Railway Company and Skagit County to purchase a right-of-way located at/or near Rockport, Washington to expand recreational opportunities for improved trail and shoreline access. The purchase price is \$32,850. **(Contract No. C20060444)**

PUBLIC WORKS DEPARTMENT:

6. Resolution amending Resolution No. R20050298, establishing the Guemes Island Ferry passage fare schedule. The amendment consists of changing fares for Senior/Disabled Motorcycle user tickets, which must be 50% of the regular peak rate, according to the Federal Transit Administration. **(Resolution No. R20060338)**

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, October 9, 2006, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

**RECORD OF THE PROCEEDINGS
MONDAY, OCTOBER 9, 2006
PAGE NO. 3**

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$64,329.76 (Transmittal No. C-117-06); and

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$48,418.86 (Transmittal No. C-118-06); and

Warrant numbered 233744 from Clearing Fund 696 in the total dollar amount of \$4,608.00 (Transmittal No. C-119-06); and

Warrants numbered 233745 through 234046 from Clearing Fund 696 in the total dollar amount of \$4,420,853.09 (Transmittal No. C-120-06); and

Warrants numbered 234047 through 234103 from Clearing Fund 696 in the total dollar amount of \$89,558.19 (Transmittal No. C-121-06); and

Payroll warrants numbered 194055 through 194882 in the total dollar amount of \$1,033,348.06 (Transmittal No. P-37-06); and

Skagit County Administrator Gary Rowe briefed the Board on discussions between Skagit County Prosecutors regarding a photocopier that was sold at auction to Mr. Jeff Brown. Mr. Rowe said the Prosecutor's Office has asked for direction from the Board as to whether to continue with litigation or to settle the case. Mr. Rowe said that the settlement under consideration is for the County not to request the return of the copier, with no attorney fees or costs being paid by either party.

Commissioner Anderson made a motion to settle the litigation between the County and Mr. Brown. Commissioner Munks seconded the motion, which passed unanimously.

Mr. Rowe will finalize a letter and bring it before the Commissioners to sign.

PUBLIC COMMENT PERIOD.

During the public comment period, Beverly Macken, 4490 Colony Mountain Drive in Bow, spoke on behalf of the Blanchard Sub-Flood Control Zone Advisory Board. Ms. Macken expressed concerns about the proposed flap gates near Colony Road in Blanchard.

Ms. Macken presented the Board with a letter signed by members of the Blanchard Sub-Flood Control Zone Advisory Board, dated October 7, 2006. A lengthy discussion ensued after which Commissioners Dahlstedt and Munks told the Mackens that they would explain the situation further with them in private.

ELECTED OFFICIALS PRESENTATION – COMMUNICATION AND THE BUDGET PROCESS.

Tom Seguire, Skagit County Prosecuting Attorney, presented the Board with concerns expressed by himself and the following elected officials: Assessor, Sheriff, Superior Court Clerk, Auditor and Treasurer regarding the report prepared by the Citizens Advisory Committee for the 2007 Skagit County budget and the ensuing mandates.

Mr. Seguire said that another meeting with the Commissioners is scheduled for Monday, October 16, 2006, at 10:00 a.m. at which time the elected officials are hopeful the Board will answer many of their concerns.

PROCLAMATION – NATIONAL 4-H WEEK IN SKAGIT COUNTY – OCTOBER 1-7, 2006.

Commissioner Anderson was excused from this portion of the presentation.

**RECORD OF THE PROCEEDINGS
MONDAY, OCTOBER 9, 2006
PAGE NO. 4**

Amanda Proudfoot, a member of the Skagit County 4-H organization, was present while Commissioner Munks declared October 1-7, 2006, as National 4-H Week in Skagit County and read a proclamation.

ADJOURNMENT.

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

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chairman

Ted W. Anderson, Commissioner

Don Munks, Commissioner

ATTEST:

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