

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 4, 2007**

The Skagit County Board of Commissioners met in regular session on Tuesday, December 4, 2007, with Commissioners Chair Sharon D. Dillon, Commissioner Don Munks, and Commissioner Kenneth A. Dahlstedt present.

I. AGENDA:

- A. 8:30 a.m. - 9:00 a.m. Public Meeting - To Consider the Planning Commission's Recorded Motion Recommending Approval of the 2008-2013 Capital Facilities Plan

Tom Karsh, Project Manager, brought forward a Recorded Motion from the Planning Commission regarding the proposed 2008-2013 Capital Facilities Plan and an associated amendment to Skagit Code 14.30 Public Facilities Impact Fees.

Chair Dillon asked what the ramifications would there be to the Bullerville Utility District if the County chooses not to move forward with the recommendation from the Planning Commission.

Mr. Karsh said the project information from the Bullerville Utility District was submitted to the County on November 20, 2007. The public comment period ended on November 2, 2007. He went on to say listing a non-county public project in the County's Capital Facilities Plan does not commit the County to fund the project(s) and does not represent a substantial change to the draft 2008-2013 Capital Facilities Plan released for public comment on October 16, 2007.

The Commissioners thanked staff and directed them and the County's legal counsel to prepare an ordinance that would adopt the Capital Facilities Plan.

Mr. Karsh indicated the ordinance would be brought before the Board for action on December 17, 2007.

- B. 9:00 a.m. - 10:00 a.m. Public Works Department - James E. Voetberg, P.E., Director/County Engineer
1. To Consider Testimony Regarding Establishing a New Ferry Schedule for the Trial Period Adopted Under Resolution R20060184

James Voetberg, Public Works Director, reviewed the intent of the revised resolution and read the last sentence of the revised proposed resolution; "*In the development of the ferry schedules, the Public Works Department shall meet, discuss and take into consideration comments from the public, the Guemes Island Ferry Operations and Performance Roundtable, and any other interested group and/or organization.*"

Chair Dillon opened the public hearings.

Glen Veal, Guemes Island, spoke in support of the revised resolution.
 2. To Consider Testimony Regarding Rescinding Resolution R20040054 and

Establishing a Methodology to Calculate Guemes Island Ferry Ticket Fares

3. To Consider Testimony Regarding Rescinding Resolutions R20060338, R20050405 and R20050298 and Establishing Ferry Fares for 2008

Mr. Veal, 4453 Eden's Road, Anacortes, also spoke in support of the change in establishing the methodology.

Carl Cady, 6185 Section Avenue, Anacortes, stated progress is being made in working collaboratively with the Ferry Committee and the Public Works Department. He also commented on changes to the proposed resolutions.

Steve Orsini, 4971 Guemes Island Road, commented on the maintenance and capital expenses.

Devon Havens, 4709 South Shore Drive, Anacortes, expressed appreciation to the Commissioners in establishing the Guemes Ferry Operations and Performance Roundtable. Ms. Havens complimented Mr. Voetberg, Public Works Director, and Ron Panzero, Ferry Manager, for the work they are doing in working with the Guemes Island residents.

David Wherly, spokesman for the Skagit County Citizens for Transportation Management, Guemes Island, commented on the resolution instituting the Guemes Island Roundtable process. He felt the process that put the Roundtable in place excluded direct participation by the public. He also spoke in support of the resolution regarding establishing a new ferry schedule, and urged Public Works to distribute financial and operational ferry information directly to the public.

Tim Rosenhan, 10479 Whalen Road, Anacortes, commented on the current operational costs of the Guemes Island ferry and discussed future capital improvement plans.

Allen Bush, Guemes Island, gave public testimony regarding fares, state deficit reimbursements and fuel tax.

Eric Lazo, 6224 Guemes Island Road, Anacortes, gave public testimony regarding promoting diversity on Guemes Island in order to have Guemes Island ferry fees affordable, deficit reimbursements, capital expenditures and future planning. He also urged the County to take comments from all the residents of the County and not just Guemes Island residents.

Sally Staff, 5171 Lewis Lane, Anacortes, spoke in support of the Guemes Island Roundtable.

A motion was made by Commissioner Don Munks to approve closing the public hearing. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

A motion was made by Commissioner Don Munks to approve a Resolution Establishing a New Ferry Schedule for the Trial Period Adopted under Resolution R20060184. **(Resolution No. R20070581)** Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

C. 10:00 a.m. - 11:00 a.m. Planning and Development Services - Gary Christensen, Director

1. Consideration/Possible Action - An Interim Ordinance Responding to a Portion of Western Washington Growth Management Hearings Board Order in Case No. 07-2-0002 Invalidating Skagit County Code 14.28.105(4) Relating to the Provision of Sewer Service in the Bayview Ridge Urban Growth Area

Gary Christensen, Director of Planning and Development Services, brought forward an interim ordinance, responding to a portion of Western Washington Growth Management Hearings Board Order in Case No. 07-2-0002 Invalidating Skagit County Code 14.28.105(4) Relating to the Provision of Sewer Services in the Bayview Ridge Urban Growth Area.

Jeroldine Hallberg, Senior Planner, presented an overview of the interim ordinance which responds to a finding of invalidity in the appeal of the Bayview Ridge Subarea Plan regarding an exemption to urban sewer service. Ms. Hallberg stated this proposed interim ordinance amends the current development regulation that permits development on a temporary holding tank. The ordinance requires sewer for all new development that requires water or sewage approval. An example of a development that does not require water or sewer is an unoccupied or unstaffed electrical substation. The proposed interim ordinance allows on-site sewage treatment to continue for development that does not meet the definition of "expansion" in the Washington Administrative Code (WAC) 246-272A-0010.

Mr. Christensen stated following the action today, a public hearing will be held on January 29, 2007 at 9:00 a.m. This interim ordinance will remain in effect for up to six months.

A motion was made by Commissioner Don Munks to approve adopting the Bayview Ridge UGA Interim Sewer Ordinance. **(Ordinance No. 020070011)** Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

2. Miscellaneous

Bill Dowe, Deputy Director, presented a Public Notice Pending Development sign, which he indicated is large enough for motorists to see as they drive by proposed land use sites. Mr. Dowe said this new sign goes a long way to inform the public of proposed land use action in Skagit County. The Planning Department will start using the new sign beginning of 2008. Mr. Dowe stated a legal notice will also be stapled to the larger sign.

The Commissioners said the sign is an improvement and they support use of it.

Mr. Christensen gave the Board an update of the Planning Commission's schedule. He announced the vacancy on the Planning Commission for County Commissioner District 2. He stated people interested in serving on the Planning Commission can send a letter of

interest and statement of qualifications to the Skagit County Board of Commissioners to the attention of JoAnne Giesbrecht, Clerk of the Board. The deadline for submitting letters is Friday, December 21, 2007.

Mr. Christensen also addressed the Growth Management Act and Comprehensive Plan. He stated the collaborative approach being taken by Skagit County will bring the issues to the attention of Washington State's legislators in asking that they work with the Association of Washington State Counties, the Association of Washington Cities as well as the Washington State Community Trade and Economic Development in forging some responses to Growth Management Act issues. He also provided an update on Growth Management indicators.

Mr. Christensen went on to say the Planning and Development's organizational chart has been updated and it has been provided to the County Administrator, Deputy Administrator and Budget and Finance Director. He further commented on the Guemes Island ferry schedule regarding proposed environmental review.

D. 11:00 a.m. - 12:00 p.m. Public Hearing - To Consider Testimony Regarding the 2008 EMS (Emergency Medical Services) Budget

Trisha Logue, Budget and Finance Director, gave a brief summary of the Emergency Medical Services (EMS) budget process. Ms. Logue stated in the past the EMS budget has included 100 percent of the revenue as well as the expenses the County pays from tax revenue before it has been transferred. Ms. Logue stated the EMS budget has been changed to show the expenses the County pays and the expenses EMS pays.

Earl Klingfelter, Emergency Management Services, presented the Emergency Medical Services budget for 2008.

Chair Dillon opened the public hearing.

There was no one present to give public testimony.

A motion was made by Commissioner Don Munks to approve closing the public hearing. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

Adoption of the 2008 EMS budget is scheduled for Tuesday, December 11, 2007, at 2:00 p.m.

E. 1:30 p.m. - 2:00 p.m. Discussion/Possible Action - Resolution Regarding Revisions to Skagit County Drainage Utility Rates Effective January 1, 2008

Ric Boge, Surface Water Management, brought forward a resolution revising the annual Skagit Drainage Utility rates in two phases; the first phase would be effective January 1, 2008, and the second phase would take effect on January 1, 2009. **(Resolution No. R20070582)**

Mr. Boge went on to discuss drainage projects that have been completed over several years. He also presented a listing of non Bay View projects that are going to

be worked on in the next six years.

A motion was made by Commissioner Don Munks to approve a resolution revising the annual Skagit County Drainage Utility rates in two phases; the first phase would become effective on January 1, 2008, and the second phase would be effective on January 1, 2009. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

- F. 2:00 p.m. - 2:30 p.m. Discussion/Possible Action - Resolution Regarding the Establishment of a Surcharge on Skagit County Drainage Utility Rates in the Bay View Ridge Subarea Effective January 1, 2009

The Commissioners stated no action will be taken at this time on this issue as they believe there needs to be more public input on the matter.

II. 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, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:
- a) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$46,296.90 (Transmittal No. C-182-07).
 - b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$87,003.03 (Transmittal No. C-184-07).

ADJOURNMENT:

Chair Dillon adjourned the proceedings.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Sharon D. Dillon, Chairman

Don Munks, Commissioner

Kenneth A. Dahlstedt, Commissioner

ATTEST:

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