

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
TUESDAY, APRIL 9, 2013**

The Skagit County Board of Commissioners met in regular session on Tuesday, April 9, 2013, with Commissioners Sharon D. Dillon, Ron Wesen, and Kenneth A. Dahlstedt present.

I. CALL TO ORDER:

Chair Dillon called the proceedings to order at 8:30 a.m.

II. PLEDGE OF ALLEGIANCE:

Chair Dillon led the gallery in the salute to the flag.

III. AGENDA:

Director Henry Hash was present to introduce the agenda items and answer questions.

a) 8:30 a.m. - 9:30 a.m. Public Works - Henry Hash, Director:

1. Public Hearing to Consider Testimony Regarding the Vacation of a Portion of County Right-of-Way Easement Known as McFarlane Road, No. 30900

Engineering Technician Shane Whitney provided a brief history of the background on the binding site plan which established the roadway as a County road and Sierra Pacific's purchase of the property. There was a picture provided which depicted Sierra Pacific's property and the right-of-way easement.

Civil Deputy Prosecuting Attorney Steve Fallquist was present to explain the terms of the Use & Reimbursement Agreement, dated March 11, 2013, Contract No. C20130092 and the recognition of other benefits provided to the County and the public by the proposed vacation. It was recommended to the Board of County Commissioners that this portion of the right-of-way easement be vacated, and that the assessed value of \$319,294.80 of the vacated right-of-way be waived.

Chair Dillon opened the public hearing opened at 8:43 a.m.

Seeing no public testimony forthcoming Commissioner Dahlstedt made a motion to close the public hearing at 8:43 a.m. Commissioner Wesen seconded the motion, which passed unanimously.

A motion was made by Commissioner Wesen that the Board of County Commissioners approve the Final Order of Vacation for a portion of County right-of-way easement known as McFarland Road County Road #30900. **(Resolution No. R20130086)** Commissioner Dahlstedt seconded the motion. The vote passed unanimously.

2. Presentation: County Collision Mapping System and General Overview of County Collision Investigations

Engineering Technician Given Kutz presented a PowerPoint presentation regarding the new County Collision Mapping System and County collision investigations in general. He explained that the new system would assist Public Works and the Skagit County Sheriff's Office in determining both engineering and enforcement strategies regarding collisions and how to prevent them.

There was a discussion about potentially working with the cities to combine data collected by the County and cities and how collision data was documented.

3. Discussion/Possible Action: Memorandum of Understanding for the Farm, Fish, and Flood Initiative

Natural Resource Division Manager Dan Berentson presented the Memorandum of Understanding (MOU) for the Farm, Fish, and Flood Initiative (3FI) with The Nature Conservancy, National Oceanic and Atmospheric Administration, Skagitians to Preserve Farmland, Washington State Department of Fish & Wildlife, Western Washington Agricultural Association, and Dike and Drainage Partnership, as well as a letter stating Skagit County's stance regarding confidentiality and transparency.

Mr. Berentson explained that the MOU represents good faith commitments which are being made by the parties, in the spirit of collaboration, to achieve the 3FI mission which is to create and advance mutually beneficial strategies that support long-term viability of agriculture and salmon while reducing the risk of destructive floods.

A motion was made by Commissioner Dahlstedt to approve the Memorandum of Understanding (MOU) for the Farm, Fish, and Flood Initiative as well as the letter stating the County's stance regarding confidentiality and transparency. (**Contract No. C20130151**) Commissioner Wesen seconded the motion. The vote passed unanimously.

4. Miscellaneous

There were no miscellaneous items for Public Works to discuss.

Chair Dillon recessed the proceedings at 9:14 a.m.

b) 10:00 a.m. - 11:00 a.m. Board of Health:

Chair Dillon convened the Board of Health at 10:01 a.m.

Public Health Director Peter Browning was present to introduce the agenda item and answer questions.

1. State Food Code Revision

Environmental Health Specialist Joann Lynn provided a PowerPoint presentation about the Washington State Food Code Revision, Washington Administrative Code 246-215, which is expected to be adopted by the State Board of Health and will take effect on May 1, 2013.

Ms. Lynn explained the changes to the food safety regulations include temperature requirements, new foods and processes, and clarification of some ambiguities in the previous version.

For more information about the State Food Code Revision, Ms. Lynn can be contacted at [joannel@co.skagit.wa.us](mailto:joannel@co.skagit.wa.us) or by telephone at (360) 36-9474 or (360) 419-3402.

2. Report on Progress of Expansion of Nurse Family Partnership in Skagit and Whatcom Counties

Mr. Browning provided an update on the progress of the Nurse-Family Partnership in Skagit and Whatcom Counties. The Program works with first time, low-income mothers to engage in prenatal and preventive health practices.

3. Skagit County Approach to Healthcare Insurance Enrollment

Executive Director of Skagit County Alliance for Healthcare Access (SCAHA) Cynthia Eichner reported on the progress of local hospitals, SCAHA, Community Action of Skagit County and Skagit County Human Services who are working together to develop a plan and process for getting citizens of Skagit County signed up for the appropriate health care. Ms. Eichner provided information about timelines and the success and concerns facing Skagit County in implementing the Affordable Health Care Act.

4. Yearly County Health Rankings

Mr. Browning noted that each year, the federal government establishes county health rankings for each state. This year Skagit County ranked 14 in Washington State in the County Health Rankings. He explained the rankings measure health outcomes, health behaviors, clinical care, social and economic factors and the physical environment.

Chair Dillon recessed the proceedings at 11:02 a.m.

c) 11:00 a.m. - 11:30 a.m. Proclamation Recognizing Wednesday, April 10th as Washington State Arbor Day and Friday, April 26 as National Arbor Day

Chair Dillon reconvened the proceedings at 11:03 a.m.

Skagit Conservation District Public Information and Education Coordinator Kristi Carpenter introduced Forester Al Craney, Friday Creek Habitat Stewards Sue Mitchel and Sylvia Weber.

Ms. Carpenter provided information about the history of Arbor Day, which was proposed in 1872 by J. Sterling Morton to the Nebraska Board of Agriculture.

Commissioner Wesen read the Proclamation recognizing Wednesday, April 10, 2013, as Washington State Arbor Day and Friday, April 26, 2013, as National Arbor Day, and urged all Skagit County citizens to celebrate Arbor Day and to support efforts to protect trees and woodlands.

Chair Dillon recessed the proceedings at 11:33 a.m.

d) 11:30 a.m. - 11:45 a.m. Board of County Commissioners:

Chair Dillon reconvened the proceedings at 11:35 a.m.

1. Public Comment Period

Seeing no public comment forthcoming Chair Dillon closed the public comment period at 11:36 a.m.

2. Miscellaneous Announcements

Reminder to enjoy the tulips during the 2013 Tulip Festival.

Chair Dillon recessed the proceedings at 11:38 a.m.

e) 11:45 a.m. BID OPENING:

Solid Waste Division Manager Kevin Renz and Staff Assistant Janice Proper were present to open the scale calibration and maintenance bid, which was previously scheduled for Monday, April 8, 2013.

Pacific Northwest Scale Company Inc.

Snohomish, WA 98290

Bid Deposit: Received

Bid: Signed

Affidavit of Non-Collusion: Signed

Total: \$1,500 per quarter for the Ovenell Transfer Station

Total: \$500 per quarter for the Sauk Transfer Station  
Straight Time: \$100 per hour  
Travel Time: \$300 per hour

Bids will be reviewed and a recommendation will be brought before the Commissioners in the near future.

- e) 6:00 p.m. - 8:00 p.m. Public Hearing to Consider Testimony Regarding Whether Proposed Amendments to the Skagit County Comprehensive Plan or Comprehensive Plan Land Use/Zoning Map Should be Placed on the 2012 Docket of Annual Amendments

Chair Dillon reconvened the proceedings at 6:01 p.m.

Chair Dillon explained that public comments would be accepted until the close of business on Monday, April 15, 2013, and listed the methods for submitting comments.

Director of Planning and Development Services Dale Pernula stated that the purpose of the public hearing was to receive testimony and written correspondence regarding the 2012 Comprehensive Plan Amendment Docket. The comments will be considered by the Board of County Commissioners in determining which of the five (5) proposals would be docketed. He went on to discuss the five (5) proposals under consideration, four (4) were County-initiated and one (1) was non-County-initiated.

Mr. Pernula explained that the docketing process was used to determine whether or not a proposal would be scheduled for consideration in the current year's docketing cycle. He went on to explain that the public hearing was the fourth (4) step in a ten (10) step process and should not be considered as final action by the Board. He indicated that the docketing process was a requirement of the State Growth Management Act (GMA), which allows counties and cities to amend their comprehensive plans once a year. Mr. Pernula went on to outline the docketing criteria under Skagit County Code 14.08.030(3).

City of Anacortes Director of Planning and Community Development Ryan Larsen provided a highlight of the City's proposal to expand its Urban Growth Area (UGA) by re-designating approximately eleven (11) acres of Rural Reserve land to Anacortes UGA on the Skagit County Comprehensive Plan Land Use map and to the Anacortes UGA Urban Development District on the Skagit County Zoning map. The subject properties were generally described as being located on Fidalgo Island, Petition No. PL12-0258.

Principal of E.D. Hovee & Company LLC Eric Hovee described what the City of Anacortes submitted in its supplemental submittal report to the County, dated January 23, 2013. He explained that if the proposal were approved for the current docketing cycle, the next step would involve a State Environmental Policy Act (SEPA) review, analysis and additional public hearings before the Planning Commission, and GMA Steering Committee.

City of Anacortes Attorney Susan Drummond indicated that the City of Anacortes proposal was to take approximately ten (10) acres of land which is suitable for industrial development and include the properties within the Anacortes UGA. She went on to outline the land swap proposal.

Skagit County Parks and Recreation Director Brian Adams spoke about the proposal to incorporate by reference the 2012 Skagit County's Parks and Recreation Comprehensive Plan.

Eccos Design Firm Landscape Architect Patrick Dylan spoke briefly about the methodology used to develop the Skagit County Parks and Recreation Comprehensive Plan.

Chair Dillon opened the public hearing at 6:42 p.m. and announced that each person commenting would be given three (3) minutes.

The following members of the public provided comments in opposition docketing the City of Anacortes, Map Amendment Proposal No. PL12-0258:

On behalf of Evergreen Islands Kathryn Alexandra of 4311 Ginnett Road in Anacortes;

On behalf of Evergreen Islands Arlene French of 1411 - 8th Street in Anacortes;  
On behalf of Evergreen Islands Andrea Doll 1319 8th Street in Anacortes;  
On behalf of Evergreen Islands Richard Bergner of 15515 Yokeko Drive in Anacortes;  
Ursula Mass of 15797 Snee-Oosh Road in LaConner read her son Jeffrey Mass's comments into the record and provided her own public comment;  
Jean Taylor of 1907 Cedar Springs Lane in Anacortes;  
Alex Taylor of 1907 Cedar Springs Lane in Anacortes;  
On behalf of Evergreen Island Ross O. Barnes of 13695 Harbor Lane in Anacortes;  
Art Fournter of 14785 Gibraltar Road in Anacortes;  
Gene Derig of 1302 K. Avenue in Anacortes;  
Ellie Heir of 5702 Rosario Way in Anacortes;  
Cora Rolfe of 5606 Kingsway in Anacortes;  
On behalf of Evergreen Islands Steve Clark of 1102 G Avenue in Anacortes;  
On behalf of Evergreen Islands Brian Wetcher of 814 26th Street in Anacortes;  
Vernon Lauridsen of 2219 32nd Street in Anacortes;  
On behalf of Evergreen Islands Tom Glade of 210 Mansfield Court in Anacortes;  
Kay O'Connell of 1401 - 10th Street in Anacortes  
Phyllis Dolph of 2320 26 Street in Anacortes;  
Duan Oliver of 13449 Drive Road in Anacortes;  
On behalf of Evergreen Islands Sandra Spargo of 1408 11th Street in Anacortes  
La Conner Town Council Member Dan O'Donnell of 328 N. 3rd Street in La Conner;  
Kristi Hein of 3100 B. Avenue in Anacortes;  
Elizabeth Townsend of 5214 Maritime Court in Anacortes;  
On behalf of the Friends of Skagit County Ellen Bynum of 110 N. 1st #C in Mount Vernon;  
Judy Booth of 18312 Capet Zalsiluce in La Conner;  
Sheila Tomas of 1301 6th Street in Anacortes;  
Peg Winke of 1432 29th Street in Anacortes;  
Janet Casey of 11592 Pointe Place in Anacortes;  
Jim Casey of 11592 Pointe Place in Anacortes  
Tony Harran of 9594 Flagstaff Lane in La Conner;  
Kathy Mitchell of Bow  
Sara Holahan of 1511 38 Street in Anacortes;  
Karen Kesselring of 32 Skokomish Way in La Conner; and  
Roger Mitchell of Bow.

The following members of the public provided comments in support of docketing the City of Anacortes, Map Amendment Proposal No. PL12-0258:

Peggy Flynn of 2317 18th Street in Anacortes;  
John Voth of 1907 Fowler Place in Mount Vernon;  
Kathy Larson of 8662 Southridge Place in Anacortes;  
Anacortes Council Member Cynthia Richardson of 315 V. Avenue Anacortes;  
Economic Development Association of Skagit County Director Don Wick in Mount Vernon;  
Anacortes Council Member Bill Turner of 1214 29 Street in Anacortes;  
Curt Oppel of 2303 B. Avenue in Anacortes;  
John Olsen of Anacortes;  
Director of the Port of Skagit County Patsy Martin  
On behalf of the Mount Chamber of Commerce David Cope of 19412 Valley View Lane in Arlington;  
Matt Follett of 1606 13th Street in Anacortes; and  
Robin Pestarino of 801 E. Avenue in Anacortes.

Ellie Heir of 5702 Rosario Way in Anacortes, Randy Good of 35842 State Route 20 in Sedro-Woolley, Kathy Mitchell of Bow, Ellen Cooley of Bow, Roger Mitchell of Bow, spoke in opposition to docketing the 2012 Skagit County Parks and Recreation Comprehensive Plan. Ed Stauffer of Bow recommended that the Planning and Development Services Department, the Board of County Commissioners ask the Parks and Recreation staff to have the Parks and Recreation Plan Update Steering Committee and the Parks and Recreation Advisory Board convene an open house and public meeting to allow the public to review the Comprehensive Park Plan.

Brian Wetcher of 814 26th Street in Anacortes spoke in support of docketing the 2012 Skagit County Parks and Recreation Comprehensive Plan.

Roger Noar of 6067 Central Avenue in Anacortes, Director of the Port of Skagit County Patsy Martin spoke in support of the proposal to designate four (4) parcels in the Town of La Conner as Rural Business, the parcels are referred to as the "West Pearle Jensen ay Properties" and are located along the east side of the Swinomish Channel in the Town of La Conner.

Director of the Port of Skagit County Patsy Martin spoke in favor Bayview Ridge Subarea Plan proposal to amend the Skagit County Comprehensive Plan to integrate the outcome of the Bayview Ridge Planned Unit Development and Development Standards Code project into the Bayview Ridge Subarea Plan.

Seeing no further public testimony forthcoming, a motion was made by Commissioner Wesen to close the public hearing, which was seconded by Commissioner Dahlstedt. The motion passed unanimously.

IV. ADJOURNMENT:

Chair Dillon adjourned the proceedings at 9:09 p.m.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Sharon D. Dillon, Chair

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Ron Wesen, Commissioner

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Kenneth A. Dahlstedt, Commissioner

ATTEST:

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Clerk of the Board