

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
TUESDAY, MARCH 3, 2015**

The Skagit County Board of Commissioners met in regular session on Tuesday, March 3, 2015, with Chair Kenneth A. Dahlstedt, Commissioner Lisa Janicki, and Commissioner Ron Wesen present.

I. CALL TO ORDER:

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

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

a) 8:30 a.m. - 9:30 a.m. Public Works - Dan Berentson, Director:

Dan Berentson, Director, and Paul Randal-Grutter, County Engineer, were present to introduce the agenda items and answer questions.

Shane Whitney, Engineering Technician, provided a brief background regarding the plat of Similk Beach. He noted that the plat of Similk Beach was recorded in 1927. The portion of right-of-way in question was an unused ten (10) foot wide platted alley that was abutted by parcels that were owned by the petitioner. No properties would be landlocked should the Board of County Commissioners choose to vacate the right-of-way. Mr. Whitney provided several photographs which depicted the property in question.

1. Public Hearing to Consider Vacating a Section of Unopened County Right-of-Way Lying within Block 5 and the Plat of Similk Beach

John Semrau, Land Surveyor and Civil Engineer, spoke on behalf of the petitioner and explained that the vacation would give the petitioner an opportunity to increase the setback from the shoreline.

Chair Dahlstedt opened the public hearing at 8:41 a.m. Seeing no public testimony forthcoming, Commissioner Wesen made a motion to closed the public hearing at 8:41 a.m. Commissioner Janicki seconded the motion which passed unanimously.

A motion was made by Commissioner Janicki to approve the Order to vacate a portion of County right-of-way located within the plat of Similk Beach. **(Resolution No. R20150096)** Commissioner Wesen seconded the motion.

The vote passed unanimously.

2. Skagit River General Investigation Study Update

Kara Symonds, Watershed Planner, provided a brief update and discussed the process to date of the Skagit River Risk Management General Investigation (GI) Study and provided a PowerPoint presentation.

PowerPoint Presentation:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/03022015/>

Ms. Symonds explained that the US Army Corps of Engineers planning goal in 2012 was to complete feasibility studies. She noted that Army Corps of Engineers had set a goal to accomplish this by implementing the SMART Planning requirements of 3x3x3 Rule; which proposed to complete the feasibility phase in three years; for under three million dollars; and to incorporate all three levels of the Corps. Ms. Symonds further discussed the series of milestones that had occurred since May of 2012. She indicated that the most recent milestone occurred in October of 2014 when a senior panel of Army Corps Engineers leadership group concurred with the Seattle District on the preferred alternative plan which was the Comprehensive Urban Levee Improvement Plan. She said that since the 2014 milestone the project design team had held a design charrette and had been working on their scope of work and budget for completion of the project. Ms. Symonds said that Seattle District Army Corps of Engineers staff had prepared a memo to congressional staff that outlined the current proposed budget to complete the project. The Chief's Report was expected to be completed by the end of 2016 with an additional request of \$770,000 of non-federal funds. Ms. Symonds noted that the Army Corps of Engineers would be requesting a waiver from the 3x3x3 Rule because the additional cost to complete the project, exceeded to the original 3x3x3 Rule and the Federal Cost Share Agreement.

There was a discussion about the cooperation between Skagit County and the Seattle District Army Corps of Engineers; and the additional funding and time required to complete the project. Ms. Symonds concluded by stating that Skagit County was waiting for a response from the Army Corps of Engineers.

### 3. Clean Samish Initiative Update

Mr. Berentson provided a brief background of the Clean Samish Initiative. He said that the 90-day rainy day plan had been put in place. The goal of the plan was to narrow down the fecal coliforms issues in the watersheds and upgrade the Samish bay beds. The 90-day period commenced on Sunday, March 1, 2015. Mr. Berentson reported on the three day Clean Samish Initiative workshop which was held in La Conner on February 25, through February 27, 2015.

Karen Dubois, Pollution Identification and Correction Coordinator, explained that the 90-day plan was to clean up Friday Creek, Thomas Creek, and a portion of the Samish Watersheds. Ms. Dubois reported on the water quality monitoring plan; and noted that property owners would be receiving notification of the plan; and that Public Works staff would visit property owners in the area to offer help with any of their concerns and provide information.

There was a discussion about the funding for the Clean Samish Initiative and programs that are available to assist property owners to correct water quality issues.

### 4. Miscellaneous

There were no miscellaneous items for Public Works to discuss.

Chair Dahlstedt recessed the proceedings 9:19 a.m.

- b) 9:30 a.m. - 10:30 a.m. Skagit Habitat for Humanity Presentation by Teresa Pugh, Executive Director: Accomplishments, Future Plans, and the National Women Build Week

Chair Dahlstedt reconvened the proceedings at 9:31 a.m.

Teresa Pugh, Executive Director of Skagit Habitat for Humanity, presented a PowerPoint presentation.

PowerPoint Presentation:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/03022015/>

Ms. Pugh noted that Habitat for Humanity International was a nonprofit, Christian housing ministry with 1500 affiliates in the USA, and in over 70 counties. Skagit Habit was an affiliate of Habitat for Humanity International.

Ms. Pugh explained the various benefits of community partnerships; how the families pay for the homes; and how affordable housing improved people's lives.

Ms. Pugh announced that May 2 through May 10, 2015, was National Women Build Week.

The Commissioners thanked Ms. Pugh for the presentation.

Chair Dahlstedt recessed the proceedings at 10:12 a.m.

c) 10:30 a.m. - 11:30 a.m. Skagit County Jail Update by Marc Estvold, Project Manager and Bill Valdez, DLR Group

Chair Dahlstedt reconvened the proceedings at 10:31 a.m.

Marc Estvold, AIA, LEED AP, Project Manager; and Bill Valdez, Project Manager, DLR Architects, provided a PowerPoint presentation to update the Commissioners on the process to date of the Skagit County Jail Facility.

PowerPoint Presentation:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/03022015/>

Next Steps:

Architectural construction documents;

Start environmental cleanup - May 2015;

Bid date - early July 2015;

Construction ground breaking - early August 2015;

Projection construction completion - early 2017; and

Building shakedown and move in - May 2017.

There was a brief discussion about the timeline for the environmental cleanup; cost estimating; plan revisions; security cameras; sub structure system; and the elevation of the site.

Chair Dahlstedt recessed the proceedings at 11:05 a.m.

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

Chair Dahlstedt reconvened the proceedings at 11:32 a.m.

1. County and Individual Success Stories

None presented.

2. Public Comment Period

Dennis Rushman, of Mount Vernon, commented on State rules and regulation on I-502.

3. Miscellaneous Announcements

None presented.

Chair Dahlstedt recessed the proceedings at 11:44 a.m.

e) 11:45 a.m. - 12:00 p.m. Update from Safe Kids Skagit-Island 34th Annual Tulip Pedal

Bill Craig, Skagit Safe Kids Northwest, noted that they had reorganized as a regional non-profit coalition. He mentioned that Safe Kids Worldwide was a global organization dedicated to protecting kids from unintentional injuries, the number one cause of death to children in the United States. Throughout the world, almost one million children die of injuries each year. Mr. Craig noted that the annual Tulip Pedal would take place on Saturday, April 18 at 7:00 a.m. in La Conner. More information can be found at found at <http://www.usa.safekids.org/> and by telephone at (360) 661-7417.

Chair Dahlstedt recessed the proceedings at 11:53 a.m.

f) 1:30 p.m. - 2:30 p.m. Planning and Development Services - Dale Pernula, Director:

Chair Dahlstedt reconvened the proceedings at 1:30 p.m.

1. Discussion/Possible Action - Interim Ordinance No. O20140009 Regarding Regulations on Marijuana Facilities in Specified Zones

Dale Pernula, Director; and Ryan Walters, Civil Deputy Prosecuting Attorney, noted that the proposed Interim Ordinance would prohibit outdoor growing of marijuana in any zone; any facility that does not hold a license from the Washington State Liquor Control Board would not be permitted; marijuana production and retail facilities would only be allowed specified zones.

Memorandum ~ Background ~ Adoption Schedule:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/03022015/>

The Commissioners thanked Mr. Pernula, Mr. Walters and staff for accelerating the process to find a reasonable solution toward permanent marijuana regulations.

A motion was made by Commissioner Wesen to approve the Interim Ordinance Repealing Ordinance No. O20140009 Regarding Regulations on Marijuana Facilities in Specified Zones (**Ordinance No. O20150001**) Commissioner Janicki seconded the motion.

The vote passed unanimously.

g) \*3:00 p.m. Work Session/Presentation by FFA

The work session was cancelled and will be rescheduled for a future date and time.

IV. ADJOURNMENT:

Chair Dahlstedt adjourned the proceedings at 1:48 p.m.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Kenneth A. Dahlstedt, Chair

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Lisa Janicki, Commissioner

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Ron Wesen, Commissioner

ATTEST:

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Clerk of the Board