

SKAGIT COUNTY COMMISSIONERS' AGENDA

In-person public attendance at meetings has resumed. Remote access will continue through Zoom. To join remotely use this link: <https://bit.ly/SkagitBoCCMtg> or call: 1 (253) 215-8782 Meeting ID: 871 8000 1980 Passcode: 143573.

Public comments prior to final action per RCW 42.30.20(4) must relate to the specific agenda item.

I. MONDAY, OCTOBER 10, 2022:

- a) 8:45 a.m. - 9:45 a.m. Briefing - Planning and Development Services and Central Services - Information Services, Geographic Information Services and Records Management
- b) 9:45 a.m. - 10:15 a.m. Bi-Weekly Briefing with Public Works
- c) *10:30 a.m. Pledge of Allegiance
- d) *10:30 a.m. - 11:30 a.m. Planning and Development Services – Hal Hart, Director:
 - 1. Public Hearing to Consider Testimony Regarding the Skagit County Revised 2022 Docket of Proposed Policy, Code, and Map Amendments
 - 2. Possible Action: Resolution Revising the 2022 Docket of Proposed Policy, Code, and Map Amendments
- e) 12:00 p.m. - 1:00 p.m. Washington State Association of Counties (WSAC) Virtual Assembly hosted by WSAC
- f) *1:00 p.m. - 1:30 p.m. Proclamation Recognizing October as National Disability Employment Awareness Month
- g) *1:30 p.m. - 2:30 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items:
 - 1. Public Comment (Specifically related to the agenda item)
- h) 2:30 p.m. - 3:30 p.m. Executive Session (Potential Litigation - RCW 42.30.110(1)(i))
 - 1. Call Public Meeting to Order/Roll Call
 - 2. Executive Session (Potential Litigation - RCW 42.30.110(1)(i))
 - 3. Reconvene Public Meeting/Adjournment

II. TUESDAY, OCTOBER 11, 2022:

- a) *10:30 a.m. Pledge of Allegiance
- b) *10:30 a.m. - 11:00 a.m. Public Works – Grace Kane, Director:
 - 1. Public Hearing to Consider Testimony Regarding the Proposed Special Assessment Roll, Rates, and Charges for Skagit County Lake Management District No. 1 for Big Lake
 - 2. Possible Action: Resolution Confirming and Approving the Special Assessment Roll, Rates, and Charges for Skagit County Lake Management District No. 1 for Big Lake
- c) *11:00 a.m. - 11:30 a.m. Proclamation Recognizing Flood Awareness Week
- d) *11:30 a.m. - 11:45 a.m. Board of County Commissioners:
 - 1. Public Comment Period
 - 2. County and Individual Success Stories
 - 3. Miscellaneous

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- e) *1:30 p.m. - 2:15 p.m. Planning and Development Services – Hal Hart, Director:
 - 1. Review Wireless Facilities Code Update
- f) 2:30 p.m. - 3:30 p.m. Work Session with Human Resources to Discuss Compensation Philosophy
- g) *6:00 p.m. Joint Meeting with Planning Commission (Watch the meeting live on Skagit21 Television, streamed online at www.skagitcounty.net/Skagit21 or listen to the meeting by calling: 1 (253) 215-8782 Meeting ID: 892 4400 5472 Passcode: 0982730 or join by computer: <https://us06web.zoom.us/j/89244005472?pwd=LO56TEpTc1J4YmUwT25pYjBTG1vdz09>)

III. WEDNESDAY, OCTOBER 12, 2022:

- a) 4:30 p.m. - 5:15 p.m. Briefing with Innovative Environments

IV. THURSDAY, OCTOBER 13, 2022:

- a) 7:30 a.m. Breakfast with Elected Officials (Calico Cupboard, 121 Freeway Drive, Mount Vernon)
- b) 3:00 p.m. - 3:30 p.m. Washington State Auditor Exit Conference hosted by Office of the Washington State Auditor (Commissioners Hearing Room, 1800 Continental Place, Mount Vernon or join the meeting from your computer, tablet or smartphone: <https://us06web.zoom.us/j/85499058758?pwd=VG8vRGNpNWVUMdQeEluTk1CVC9HUT09>, dial in: 1 (866) 899-4679, Meeting ID: 854 9905 8758 Passcode: 677282
- c) 3:30 p.m. - 4:30 p.m. Commissioners Briefing

FUTURE PUBLIC HEARINGS:

- Tuesday, October 18, 2022, 8:30 a.m. To Consider Testimony Regarding the Intent to Vacate a Portion of County Right-of-Way known as Lindegren Road, County Road No. 79200
- Tuesday, October 18, 2022, 9:30 a.m. To Consider Testimony Regarding the Intent to Increase Fees for Designated Forest Land and Current Use Classification Applications

NOTE: ALL TIMES ARE ESTIMATES TO ASSIST IN SCHEDULING AND MAY BE CHANGED SUBJECT TO THE BUSINESS OF THE DAY AT THE BOARD'S DISCRETION

MEETINGS WILL BE HELD AT 1800 CONTINENTAL PLACE, MOUNT VERNON, UNLESS NOTED OTHERWISE

Sessions marked with an asterisk * will be televised live on Comcast Channel 21, WAVE cable channel 21 (La Conner and surrounding areas,) and in Anacortes on Comcast channel 26 and streamed online live at www.skagitcounty.net/skagit21. Recorded meetings are re-broadcast daily at 3:00, 6:00, 9:00, 12:00 am and pm and can also be viewed ON DEMAND online at www.skagitcounty.net/Skagit21.

1. CONSENT AGENDA FOR MONDAY, OCTOBER 10, 2022 (items 1 through 23):

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, October 3, 2022.
2. Record of the Proceedings for Tuesday, October 4, 2022.
3. Record of the Proceedings for Wednesday, October 5, 2022.
4. Record of the Proceedings for Thursday, October 6, 2022.
5. Record of the Proceedings for Friday, October 7, 2022.

b) ADMINISTRATIVE SERVICES:

6. Resolution to amend Resolution No. R20210087 to add Local Assistance and Tribal Consistency Fund and designating Commissioner Lisa Janicki as the authorized official to accept the award terms and conditions and acknowledge the assurances of compliance with Title VI of the Civil Rights Act of 1964 from the U.S. Department of Treasury.
7. Resolution to amend Resolution No. R20210195 to add the Local Assistance and Tribal Consistency Fund and change the designated Skagit County staff to administer and submit information related to the Coronavirus Local Fiscal Recovery Fund and Local Assistance and Tribal Consistency Fund.

c) ASSIGNED COUNSEL:

8. Personal Services Agreement with Paula Plumer, Attorney at Law, to provide indigent defense representation to defendants referred by the Office of Assigned Counsel, Superior Court, Juvenile Court and District Court who have been deemed conflict of interest for the Skagit County Public Defender's Office. Cases include those under the Uniform Guardianship Act RCW 11.130.200. Compensation shall not exceed \$150,000. The Agreement shall commence on January 1, 2023 and continue until December 31, 2024.
9. Personal Services Agreement with Paula Plumer, Attorney at Law, to provide indigent defense representation to defendants referred by the Office of Assigned Counsel, Superior Court, Juvenile Court and District Court who have been deemed conflict of interest for the Skagit County Public Defender's Office. Cases include Class A, Class B, and Class C felonies, homicides, dependency type cases, misdemeanors and gross misdemeanors for adults and juveniles. Compensation shall not exceed \$200,000. The Agreement shall commence on January 1, 2023 and continue until December 31, 2024.
10. Personal Services Agreement with Sharon Fields, Attorney at Law, to provide indigent defense representation to defendants referred by the Office of Assigned Counsel, Superior Court, Juvenile Court and District Court who have been deemed conflict of interest for the Skagit County Public Defender's Office. Cases include Class A, Class B, and Class C felonies, homicides, dependency type cases, misdemeanors and gross misdemeanors for adults and juveniles. Compensation shall not exceed \$200,000. The Agreement shall commence on January 1, 2023 and continue until December 31, 2024.

d) HUMAN RESOURCES:

11. Collective Bargaining Agreement between Skagit County and Professional and Technical Employees (PROTEC 17): Department of Emergency Management (DEM), Public Health, Geographic Information Services (GIS), and Planning and Development Services. The Agreement shall commence on the date of adoption and continue through December 31, 2024.

e) PARKS, RECREATION AND FAIR:

12. Vendor Services Agreement with Concept Construction LLC to reconstruct the remnant trails and bridges, day-use areas, and service roads at Northern State Recreation Area. Compensation is based on a rate schedule and shall not exceed \$15,000. The Agreement shall commence on the date of execution and continue for one (1) year.
13. Personal Services Agreement with Skagit Fisheries Enhancement Group (SFEG) to provide a design that will restore a portion of the historic Wiseman Creek alluvial fan, improve spawning habitat conditions, minimize the need for gravel maintenance, restore adult and juvenile fish access, re-establish natural hydrologic functions, and other specific objectives and tasks as requested by the Parks and Recreation Director. Compensation is based on a rate schedule and shall not exceed \$16,000. The Agreement shall commence on the date of execution and continue until December 31, 2023.
14. Amendment No. 1 to Construction Contract Agreement No. C20220224 with Tiger Construction, Ltd, for the

Northern State Recreation Area Trailhead and Park Project #RCO 18-1609. This Amendment updates the quantities of fill materials including Type A and Type B topsoil, and increases compensation by \$35,580 for the additional materials needed for both the trail and plaza area. Total compensation shall not exceed \$785,649.89. The term remains the same and shall continue until project acceptance. All other terms and conditions of the original Agreement shall remain in effect.

f) PUBLIC HEALTH:

15. Interlocal Cooperative Agreement with La Conner School District to fund a school social worker in order to develop and support the Multi-Tiered System of Support (MTSS) practice and teams, increase capacity to implement or maintain programs and practices that reduce substance use/disorders, that target mental health promotion, prevention, and treatment, and provide workforce development opportunities for district employees addressing behavioral, social and emotional determinants of health and learning. Compensation from Skagit County shall not exceed \$73,000. The Agreement shall commence on the date of execution and continue until July 31, 2023.
16. Interlocal Cooperative Agreement with Sedro-Woolley School District to fund a school social worker in order to develop and support the Multi-Tiered System of Support (MTSS) practice and teams, increase capacity to implement or maintain programs and practices that reduce substance use/disorders, that target mental health promotion, prevention, and treatment, and provide workforce development opportunities for district employees addressing behavioral, social and emotional determinants of health and learning. Compensation from Skagit County shall not exceed \$79,000. The Agreement shall commence on the date of execution and continue until July 31, 2023.
17. Interlocal Cooperative Agreement with Mount Vernon School District to fund a school social worker and a migrant health nurse in order to develop and support the Multi-Tiered System of Support (MTSS) practice and teams, increase capacity to implement or maintain programs and practices that reduce substance use/disorders, that target mental health promotion, prevention, and treatment. The purpose of the migrant health nurse is to provide mental health screening and community referrals, as appropriate, to eligible students. Compensation from Skagit County shall not exceed \$103,000. The Agreement shall commence on the date of execution and continue until July 31, 2023.
18. Agreement (Contract #MRC RISE 22-1027) with the National Association of County and City Health Officials (NACCHO) to provide resources to Skagit Medical Reserve Corps to support COVID-19 response by increasing capacity to Respond, Innovate, Sustain, and Equip (RISE). Compensation to Skagit County shall not exceed \$75,000. The Agreement shall commence on the date of execution and continue until December 31, 2022.
19. Amendment No. 1 to Personal Services Agreement No. C20220387 with New Earth Recovery to operate a Recovery Café located in the City of Mount Vernon and provide comprehensive recovery support services to individuals aged 16 and older who are working toward recovery from mental health, substance use, and co-occurring disorders. This Amendment updates the Scope of Work to modify the reimbursement requirements. Compensation remains at an amount not to exceed \$380,000. The term remains the same and shall continue until October 31, 2024. All other terms and conditions of the original Agreement shall remain in effect.

g) PUBLIC WORKS:

20. Resolution to call for a public hearing to consider testimony regarding the proposed establishment and adoption of policies and procedures for operating Small Unmanned Aircraft Systems (SUAS) by the Skagit County Public Works department. The public hearing is scheduled to take place on Tuesday, October 25, 2022 at 11:00 a.m., or as soon thereafter as possible in the Skagit County Commissioners Hearing Room located at 1800 Continental Place in Mount Vernon. Attendance will be in-person or remote by computer, tablet, or smartphone: <https://bit.ly/SkagitBoCCMtg> or by phone: 1 (253) 215-8782 Meeting ID: 871 8000 1980 Passcode: 143573.
21. Construction Contract Agreement with Dakota Creek Industries, Inc. for the 2022 Haul Out and Maintenance for the Vehicle and Passenger Ferry M/V Guemes Project #FEH022-1. The Agreement shall commence on the date of execution and continue until project acceptance. Compensation pursuant to bid award Resolution No. R20220166 shall not exceed \$738,505.
22. Amendment No. 1 to Personal Services Agreement No. C20220024 with Brown and Caldwell, Inc. to provide as-needed support with the County's compliance and management of the National Pollutant Discharge Elimination System (NPDES) Western Washington Phase II Municipal Stormwater Permit (Permit), and other drainage-related planning and design activities. This Amendment extends the term of the Agreement from December 31, 2022 to December 31, 2023. Total compensation remains the same and shall not exceed \$100,000. All other terms and conditions of the original Agreement shall remain in effect.

h) SHERIFF:

23. Amendment No. 2 to Skagit County Contract No. C20210608 with Organized Crime Drug Enforcement Task Forces (OCDETF) Investigation/Strategic Initiative Number PA-WAW-0343 for fiscal year 2022 to receive reimbursement for costs incurred by the Skagit County Sheriff's Office in providing resources to joint operations/task forces. This Amendment increases compensation to Skagit County by \$3,000 for a new total amount not to exceed \$8,250.30. The term remains the same and shall continue until September 30, 2022. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

2. MISCELLANEOUS AGENDA (1 item):

a) PUBLIC WORKS:

1. Farmland Legacy Program Grant Deed of Conservation Easement with Todd W. Johnson to place a Conservation Easement to protect ten (10) acres of agricultural land on Parcel No. P28777 and eliminate one (1) residential development right for the compensation of \$120,000. The Conservation Values include protection of prime and important agricultural soils. The Agreement shall commence on the date of execution and continue in perpetuity.