

SKAGIT COUNTY COMMISSIONERS' AGENDA

Washington State Governor Inslee issued Proclamation 20-28 which among other things, temporarily prohibits in-person public attendance at meetings subject to the Open Public Meetings Act (OPMA). See information provided below about how to join a meeting remotely.

I. MONDAY, OCTOBER 26, 2020:

- a) 8:45 a.m. - 9:45 a.m. Briefing - County Administrator, Planning and Development Services, Parks, Recreation, Fair and Facilities Management Departments (Listen to the meeting by calling: 1 (646) 749-3112 Access Code: 650 552 429 or join by computer: <https://global.gotomeeting.com/join/650552429>)
- b) 9:45 a.m. - 10:15 a.m. Bi-Weekly Briefing with Public Works (Listen to the meeting by calling: 1 (646) 749-3122 Access Code: 133 905 349 or join by computer: <https://global.gotomeeting.com/join/133905349>)
- c) 12:00 p.m. - 1:00 p.m. Commissioners may attend a Virtual Assembly hosted by Washington State Association of Counties (WSAC)
- d) *1:30 p.m. - 2:30 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items (Watch the meeting live on Skagit21 Television, streamed online at www.skagitcounty.net/Skagit21 or listen to the meeting by calling: 1 (872) 240-3212 Access Code: 944 178 613 or join by computer: <https://global.gotomeeting.com/join/944178613>)
- e) 2:30 p.m. - 3:30 p.m. Work Session with Facilities Management Department (Listen to the meeting by calling: 1 (872) 240-3311 Access Code: 715 170 109 or join by computer: <https://global.gotomeeting.com/join/715170109>)
- f) 3:30 p.m. - 4:30 p.m. Executive Session (None Scheduled as of the Date of this Notice)

II. TUESDAY, OCTOBER 27, 2020:

- a) *10:45 a.m. - 11:00 a.m. Planning and Development Services - Brandon Black, Senior Planner: (Watch the meeting live on Skagit21 Television, streamed online at www.skagitcounty.net/Skagit21, or listen to the meeting by calling 1 (872) 240-3412 Access Code: 404 951 245 or join by computer: <https://global.gotomeeting.com/join/404951245>
 - 1. Public Meeting to Review the Final Plat of Samish Heights #PL13-0067
 - 2. Possible Action - Sign the Final Plat Mylar of Samish Heights #PL13-0067 by Chair Ron Wesen
- b) *11:00 a.m. - 11:15 a.m. Board of County Commissioners: Watch the meeting live on Skagit21 Television, streamed online at www.skagitcounty.net/Skagit21, or listen to the meeting by calling 1 (872) 240-3311 Access Code: 745 784 773 or join by computer: <https://global.gotomeeting.com/join/745784773>
 - 1. Deliberations/Possible Action - Decision on Closed Record Appeal No. PL 20-0344 Submitted by Lowell Ashbach Jr. Regarding the Hearing Examiner's Decisions PL 19-0605 and PL 20-0306 in the Matter of the Appeal of a Critical Areas Variance by Melvin and Deanna Elvebak
- c) *11:30 a.m. - 11:45 a.m. Board of County Commissioners (Watch the meeting live on Skagit21 Television, streamed online at www.skagitcounty.net/Skagit21, or listen to the meeting by calling: 1 (571) 317-3122 Access Code: 768 879 253 or join by computer: <https://global.gotomeeting.com/join/768879253>):
 - 1. County and Individual Success Stories
 - 2. Public Comment Period
 - 3. Miscellaneous Announcements

Continued *OVER...*

- d) 1:00 p.m. - 4:30 p.m. Board of Health Retreat (Listen to the meeting by calling: 1 (312) 757-3121 Access Code: 527 749 605 or join by computer: <https://global.gotomeeting.com/join/527749605>)

III. WEDNESDAY, OCTOBER 28, 2020:

- a) *3:00 p.m. - 4:30 p.m. Board of Health Meeting: (Watch the meeting live on Skagit21 Television, streamed online at www.skagitcounty.net/Skagit21, or listen to the meeting by calling: 1 (872) 240-3311 Access Code: 564 051 773 or join by computer: <https://global.gotomeeting.com/join/564051773>)
1. Possible Action - Resolution to call for a remotely held public hearing for the consideration of adopting the revised public health schedule of charges regarding vital records. The remotely held public hearing is scheduled for Monday, November 16, 2020, at 11:00 a.m.

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

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.

IV. CONSENT AGENDA FOR MONDAY, OCTOBER 26, 2020 (items 1 through 25):**a) COMMISSIONERS:**

1. Record of the Proceedings for Monday, October 19, 2020.
2. Record of the Proceedings for Tuesday, October 20, 2020.
3. Resolution to re-appoint Elizabeth Detillion to an additional three-year term on the Skagit County Parks and Recreation Advisory Board. Ms. Detillion's new term shall expire on December 31, 2023.

b) ADMINISTRATIVE SERVICES:

4. Personal Services Agreement with Northwest Innovation Resource Center to develop a program to support innovative small businesses and startups that, due to COVID-19, are no longer able to operate with their current strategy and are reinventing their businesses to adapt. Compensation is based on a reimbursement fee schedule and shall not exceed \$11,750, which is funded via the Washington State Department of Commerce, Skagit County Contract No. C20200207. The Agreement is ratified to commence on October 12, 2020, and continue until November 30, 2020.
5. Funding Agreement with the Anacortes School District to advance educational access and mitigate transmission of COVID-19 in the school environment, as described in Resolution No. R20200178. Through this contract, the County will distribute funds provided by Section 601(a) of the Social Security Act, as added by Section 5001 of the Coronavirus Aid Relief, and Economic Security ("CARES Act") via the Washington State Department of Commerce, Skagit County Contract No. C20200207. Compensation shall not exceed \$134,150. The Agreement shall commence on the date of execution and continue until November 20, 2020.
6. Funding Agreement with the Darrington School District to advance educational access and mitigate transmission of COVID-19 in the school environment, as described in Resolution No. R20200178. Through this contract, the County will distribute funds provided by Section 601(a) of the Social Security Act, as added by Section 5001 of the Coronavirus Aid Relief, and Economic Security ("CARES Act") via the Washington State Department of Commerce, Skagit County Contract No. C20200207. Compensation shall not exceed \$2,500. The Agreement shall commence on the date of execution and continue until November 20, 2020.
7. Funding Agreement with the Conway School District to advance educational access and mitigate transmission of COVID-19 in the school environment, as described in Resolution No. R20200178. Through this contract, the County will distribute funds provided by Section 601(a) of the Social Security Act, as added by Section 5001 of the Coronavirus Aid Relief, and Economic Security ("CARES Act") via the Washington State Department of Commerce, Skagit County Contract No. C20200207. Compensation shall not exceed \$23,000. The Agreement shall commence on the date of execution and continue until November 20, 2020.
8. Funding Agreement with Mount Vernon Christian High School to advance educational access and mitigate transmission of COVID-19 in the school environment, as described in Resolution No. R20200178. Through this contract, the County will distribute funds provided by Section 601(a) of the Social Security Act, as added by Section 5001 of the Coronavirus Aid Relief, and Economic Security ("CARES Act") via the Washington State Department of Commerce, Skagit County Contract No. C20200207. Compensation shall not exceed \$14,900. The Agreement shall commence on the date of execution and continue until November 20, 2020.

c) ASSIGNED COUNSEL:

9. Personal Services Agreement with Snohomish County Public Defenders Association to provide consultation and representation relating to cases referred by the Office of Assigned Counsel that are considered to be conflict of interest cases for the Skagit County Public Defender's Office and have been determined to be within the scope of indigent defense. Case referrals will be from Superior Court, Juvenile Court, and District Court. Compensation shall not exceed \$192,952 and is based on a rate schedule. The Agreement shall commence on January 1, 2021, and continue until December 31, 2021.

d) BUDGET AND FINANCE:

10. Interlocal Cooperative Agreement with the City of Anacortes to assist in providing library materials to the residents of unincorporated Skagit County during 2020. Compensation shall not exceed \$14,692. The Agreement shall commence on the date of execution and continue through December 31, 2020.
11. Interlocal Cooperative Agreement with the City of Mount Vernon to assist in providing library materials to the residents of unincorporated Skagit County during 2020. Compensation shall not exceed \$14,054. The Agreement shall commence on the date of execution and continue through December 31, 2020.
12. Amendment No. 1 to Funding Agreement No. C20190526 with Skagit Valley Festival of Family Farms which awards \$25,000 of Lodging Tax funds to support marketing and operations of special events and festivals as authorized by Resolution No. R20190193. This Amendment allows the awarded funds to be used for

operations in addition to the uses in the original Agreement. The termination date remains the same and shall end on December 31, 2020. All other terms and conditions of the original Agreement shall remain in effect.

13. Amendment No. 1 to Funding Agreement No. C20190527 with Skagit Racing Association which awards \$6,000 of Lodging Tax funds to support marketing and operations of special events and festivals as authorized by Resolution No. R20190193. This Amendment allows the awarded funds to be used for operations in addition to the uses in the original Agreement. The termination date remains the same and shall end on December 31, 2020. All other terms and conditions of the original Agreement shall remain in effect.

e) INFORMATION SERVICES:

14. Vendor Services Agreement with Dimensional Communications Inc. to add integrated Zoom functionality to court room systems to upgrade courtrooms in Skagit County Superior Court to comply with Washington Court Rule CrR 3.4, Standards for Video Conference Proceedings. Compensation is based on a rate schedule and shall not exceed \$155,579, excluding Washington State tax. The Agreement is ratified to commence on October 10, 2020, and shall continue until December 31, 2020.
15. Contract with CDW-G to provide Microsoft Volume Licensing (EA Agreement) per Department of Enterprise Services contract with Microsoft. This contract will be a set price with fluctuation in additional licenses purchased as approved and needed by departments. Compensation is estimated to not exceed \$400,000 per year for the core contract. The Agreement shall commence on the date of execution and continue until August 31, 2023.

f) OFFICE OF JUVENILE COURT:

16. Interlocal Cooperative Agreement with the Anacortes School District to jointly fund the BECCA Case Manager position to serve the School Districts and the Skagit County Office of Juvenile Court in implementing the truancy portion of the BECCA Bill as outlined by RCW and WAC. Compensation to Skagit County shall not exceed \$2,582. The Agreement is ratified to commence on September 1, 2020, and continue through August 31, 2021.
17. Personal Services Agreement with 3rd Millennium Classrooms to provide online courses for the Office of Juvenile Court (OJC) to use as appropriate for youth referred to OJC. Compensation is based on a fee schedule and shall not exceed \$8,000. The Agreement shall commence on January 1, 2021, and continue until December 31, 2022.

g) PARKS, RECREATION AND FAIR:

18. Amendment No. 1 to Personal Services Agreement No. C20200009 with Carletti Architects, P.S. to prepare construction documents, permits, drawings and bid packets for the asphalt removal/replacement project for a portion of the fairgrounds along vehicle thoroughfares, buildings C, D, E and F at the fairgrounds, and, to prepare documents for replacing the roof of the bathroom structure at the new parking lot and trailhead at Presentin Park. This Amendment extends the term of the Agreement from December 31, 2020, to December 31, 2021. Compensation remains at an amount not to exceed \$25,000. All other terms and conditions of the original Agreement shall remain in effect.
19. Temporary Construction Permit # 020SKAO3 with Washington State Department of Transportation (WSDOT) for Project SR 20 Fish and Lorenzan Creek Fish Passages (XL 6026) SR 20 MP 88.54-89.01. This project will improve fish passage of Fish and Lorenzan Creeks by replacing culverts underneath SR 20. The work is expected to take place approximately June 2021, through November 2021. A plant establishment period of three years is required by project permits. This period will begin once the initial planting is completed; approximately November 2021 through November 2024. The Agreement shall commence on the date of execution and continue until November 1, 2024.

h) PUBLIC DEFENDER:

20. Amendment No. 1 to Personal Services Agreement No. C20190010 with Geoff McCann, McCann & McCann, PLLC, to provide legal defense services to defendants who qualify as indigent and who are charged with offenses in Skagit County District Court. This Amendment updates Exhibit "A" Scope of Work to include: The Contractor shall retain all closed client files for a minimum of five (5) years, or such longer period as required by case law or the rules of professional conduct. This Amendment also updates Exhibit "B" Compensation which is increased from \$96,000 to an amount not to exceed \$108,000. The increase in compensation reflects the increase in complex domestic violence and DUI cases assigned to the contractor. All other terms

and conditions of the original Agreement shall remain in effect including the termination date of December 31, 2020.

i) **PUBLIC HEALTH:**

21. Interlocal Cooperative Agreement with Sedro-Woolley School District to implement substance use prevention services with the Sedro-Woolley School District in order to prevent and reduce the misuse and abuse of alcohol, tobacco, marijuana, opioids, and other drugs. All activities must be delivered in accordance with the standards and protocols set forth by the Washington State Community Prevention and Wellness Initiative (CPWI) Guide and other terms of the Agreement. Compensation shall not exceed \$82,500.03, and is funded by the State of Washington Health Care Authority (HCA) funds, Exhibit “C” HCA Intent to Fund. The Agreement is ratified to commence on September 30, 2020, and continue until June 30, 2021.

j) **PUBLIC WORKS:**

22. Personal Services Agreement with The Watershed Company to compile, review, and document work products in support of the County’s Voluntary Stewardship Program in accordance with the tasks outlined in Exhibit “A” Scope of Work. Compensation is based on an hourly rate schedule and shall not exceed \$40,000. The Agreement shall commence on the date of mutual execution and continue until December 31, 2021.

23. Interlocal Cooperative Agreement with the Town of La Conner to work with the Town for the Rainbow Bridge Lighting Project. The Project consists of the Town removing and discarding the existing lighting equipment and installing new lighting equipment on the Rainbow Bridge. The Rainbow Bridge (Bridge #40039) is owned, operated, and maintained by the County. The County shall provide approximately one-third (1/3) of the Town’s estimated construction costs for the Project which shall not exceed \$3,000. Total cost for the Project shall not exceed \$8,991.93 as described in Exhibit “A”. The Agreement shall commence on the date of mutual execution, and continue until completion of the Project (as mutually determined by the Parties in writing), or until December 31, 2021, after which time, the Agreement will automatically renew for an additional one-year term on January 1 of each subsequent year thereafter.

24. Toxics Cleanup Remedial Action Grant Program Agreement No. TCPRA-1921-SkCoPW-00017 with the State of Washington Department of Ecology (DOE) to cover the implementation of remediation activities and applicable post-closure work at March Point (Whitmarsh) Landfill. Total cost of the project is \$5,000,000; DOE’s share is \$2,500,000 and Skagit County share is \$2,500,000. The Agreement is ratified to commence on July 1, 2019, and continue until June 30, 2021.

k) **SHERIFF:**

25. Amendment No. 1 to Organized Crime Drug Enforcement Task Forces (OCDETF) Investigation/Strategic Initiative Number PA-WAW-343 (Skagit County Contract No. C20200218) for fiscal year 2020, for the purpose of receiving reimbursement for costs incurred by the Skagit County Sheriff’s Office in providing resources to joint operations/task forces. This Amendment decreases compensation by \$13,381.23 because Skagit County did not experience any further expenses prior to the termination date of the Agreement. The new compensation amount to Skagit County shall not exceed \$1,618.77. All other terms and conditions of the original Agreement shall remain in effect, including the termination date of September 30, 2020.

V. **MISCELLANEOUS AGENDA:**

a) **ADMINISTRATIVE SERVICES:**

1. Amendment No. 1 to Personal Services Agreement No. C20200521 with the Opportunity Council to plan Skagit County’s Childcare Assistance grant program. The goal of the program is to assist childcare organizations in mitigating the impacts that COVID-19 has caused on their business, thus helping to sustain the childcare sector and availability of childcare in Skagit County. This Amendment updates Exhibit “A” Scope of Work to include administering the program and providing grants to eligible childcare providers. This Amendment also updates the period of reimbursement from March 1, 2020, through November 30, 2020, to March 1, 2020, through November 24, 2020. Compensation for eligible expenses is based on a fee schedule and is increased from \$33,152 to an amount not to exceed \$460,172. All other terms and conditions of the original Agreement shall remain in effect including the termination date of November 30, 2020.