

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
Monday, December 13, 1999**

10:00 a.m. – 10:15 a.m.	Public Comment Period
	<b>CONSENT AGENDA. MISCELLANEOUS.</b>
10:30 a.m. – 11:00 a.m.	Discussion – Bids for the Clerk’s Office Remodel.
11:00 a.m. – 11:30 a.m.	Work Session – Review of Community Litter Clean-Up Program.
11:30 a.m. – Noon	Public Hearing – To Consider Testimony regarding the availability of Community Development Block Grant (CDBG) funds and how these funds may be used to assist low- and moderate-income individuals, including the provision of public services, community and public facilities, economic development and affordable housing, through an application of the Skagit County Community Action Agency.
*T 1:30 p.m. – 2:00 p.m.	Presentation of Recommendations for Infrastructure Projects Utilizing Distressed County Sales Tax Funds.
2:00 p.m. – 3:00 p.m.	Work Session – Update on Drainage Utility Activities.

The Skagit County Board of Commissioners met in regular session on Monday, December 13, 1999, with Commissioners Ted W. Anderson, Harvey Wolden, and Robert Hart present.

**PUBLIC COMMENT PERIOD.**

Jerry Robinson, 23015 Concord Lane, Sedro Woolley, discussed a required wetland reconnaissance of his property. He reviewed several documents with the Board, including a letter from Greg Geleyense of the Planning & Permit Center. He noted that his lot was established in 1982. He felt that there was unfairness in how it was determined that he was required to do a wetlands reconnaissance compared to other properties in his immediate area. He complained about the fees he had to pay regarding the wetlands reconnaissance and the lack of experience of personnel in the Planning & Permit Center in making this type of determination.

Chairman Anderson agreed that the Permit Center should not be selective and should apply rules equally across the board.

Commissioner Hart briefly reviewed several short plat rules and the need to comply with new wetlands regulation. He stated that the question came down to whether the County should require everyone to get a wetlands reconnaissance, or should the people on staff make the determination of which properties would obviously need a wetlands reconnaissance and which properties would not need a wetlands reconnaissance. He stated that it would have been easy to just require everyone to obtain a wetlands reconnaissance for an approximately cost of \$400. Upon a comment from Mr. Robinson that Mr. Geleyense has no certification, Commissioner Hart replied that eight or nine inspectors had some basic training, with enough expertise to waive a wetland reconnaissance if it is so warranted. The option is to have everyone have the wetlands reconnaissance and pay approximately \$400

Commissioner Wolden reiterated Commissioner Hart’s comments about requiring everyone to have a wetlands reconnaissance.

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Chairman Anderson confirmed with Mr. Robinson that the Planning & Permit Center had him complete a checklist. He further stated that as a Commissioner, it is hoped that the laws are applied uniformly, but often staff errs on the side of safeguarding wetlands. He suggested that perhaps it would be prudent to train staff more extensively, even though that is an expensive proposition. He briefly commented on the procedure of looking for indicator species. He indicated to Mr. Robinson that he would review his particular situation and make sure fair and equitable treatment was practiced.

Tom Solberg, 19019 Minnie Road, Burlington, spoke regarding the indiscriminate use of indicator plants and the need to be uniform in applying regulations. He next spoke about the successful meeting of the 6094 Citizens Advisory Committee (CAC). He indicated that Gary Christensen, Assistant Planning Director, made certain promises at the CAC meeting that are reasonable and acceptable. Mr. Solberg indicated that the Growth Management Act (GMA) was supposed to slow rural development, but that in Skagit County growth has stopped dead in its tracks, with no houses being built, and no businesses expanding to the rural areas. He stated that if the Board lets the Alger area in as a study area, as Mr. Christensen said, he would agree to hold off any further critical comments.

### CONSENT AGENDA.

Commissioner Wolden moved to approve the Consent Agenda for Monday, December 13, 1999, items 1-15. Commissioner Hart seconded the motion, which passed with a unanimous vote. The Consent Agenda was approved.

### COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, December 6, 1999.
2. Record of the Proceedings for Tuesday, December 7, 1999.

### SENIOR SERVICES:

3. Frozen Meal Service Agreement with the Department of Corrections Correctional Industries, d.b.a. First Choice Foods for the preparation and delivery of frozen meals and dinner rolls to the Skagit Nutrition project site at the Burlington Community Center at the rate of \$1.60 per frozen meal delivered in a Dual Ovenable Tray, and \$0.07 per dinner roll for the period January 1, 2000 through December 31, 2000. **(Contract No. 04680)**

### PUBLIC WORKS DEPARTMENT:

4. Resolution Establishing County Road Project No. 789000-4, Francis Road. **(Resolution No. 17684)**
5. Summary of Offer – Cook Road Project. **(Approved)**
6. Ordinance Amending Skagit County Code Section 10.04.030 to revise the speed limit on Biz Point Road, #13300, from 35 miles per hour to 25 miles per hour. **(Ordinance No. 17685)**
7. Professional Services Agreement with Dames & Moore, Inc. to provide initial field reconnaissance to examine the soils exposed in the slide area of Prevedell Road and estimate soil parameters to be used in the preliminary analysis of stabilization options. Compensation is not to exceed \$11,500, and the contract will be effective through February 28, 2000. **(Contract No. 04681)**
8. Supplement No. 1 to Standard Consultant Agreement with KCM Construction Management & Inspection, Inc. The supplement makes correction to the salary rates contained in Exhibit D, but the maximum amount payable remains at the same amount of \$100,000. **(Contract No. 04494)**

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9. Supplement No. 1 to Professional Services Agreement with Chinook Enterprises wherein Chinook provides landscaping services at the Burlington Road Maintenance Shop and at the Recycling and Transfer Station. The supplement extends the Agreement through October 31, 2000 and adds \$7,812 in compensation, bringing the total contract amount to \$15,252 (1999 = \$7,440 and 2000 = \$7,812). **(Contract No. 04324)**

### YOUTH AND FAMILY SERVICES:

10. Personal Services Agreement with Vanessa Soderberg Kleinman to provide specialized child, adolescent, adult and family assessment, evaluation and treatment (group and/or individual), consultations and monitoring. Compensation ranges from \$60 for individual therapy to \$20 for travel. The contract begins August 1, 1999, and will continue until terminated. **(Contract No. 04682)**

### HUMAN SERVICES:

11. Interlocal Cooperative Agreement with the Sedro Woolley School District for the reimbursement of substance abuse prevention services, with services beginning September 1, 1999 and continuing until June 10, 2001, for a not-to-exceed amount of \$15,000. **(Contract No. 04683)**

### PROSECUTING ATTORNEY'S OFFICE:

12. Personal Services Agreement with Port Gardner Counseling Services, Inc. to provide sexual deviancy evaluation of Robert Neitzelt for a rate of \$1,000. The contract begins September 1, 1999, and will continue until terminated. **(Contract no. 04684)**

### INFORMATION SERVICES:

13. Interlocal Cooperative and Customer Service Agreement with the City of Sedro Woolley for the purchase of goods and services. The contract is effective on the date of execution and remains in full force and effect until terminated by either party. **(Contract No. 04685)**

### ASSESSOR:

14. Amendment to Vendor Services Agreement with S.A. Newman, Forest Engineers, Inc., changing compensation from \$9,100 to \$9,300 in 1999. All other conditions of the contract remain the same. **(Contract No. 02689)**

### CLERK'S OFFICE:

15. Appointment of Dawn L. Jones as Deputy County Clerk. **(Approved)**

### 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, December 13, 1999, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Payroll warrants numbered 44438 through 45204 in the total dollar amount of \$761,990.51 (Transmittal No. P-45-99);

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Payroll warrants numbered 952332 through 952390 in the total dollar amount of \$71,457.88 (Transmittal No. P-46-99); and

Warrants numbered 58890 through 59351 from Clearing Fund 696 in the total dollar amount of \$1,347,771.02 (Transmittal No. C-90-99).

2. Staff presented a Call for Public Hearing regarding Supplemental Budget to reflect additional receipted revenues not anticipated in the 1999 Budget. The public hearing is scheduled for Monday, December 27, at 10:30 a.m. Commissioner Wolden moved to approve the Call for Public hearing as presented by Staff, and Commissioner Hart seconded the motion. The motion passed with a unanimous vote. **(Resolution No. 17686)**
3. Staff presented Amendment No. 2 to a Personal Services Agreement with Wheeler Consulting Group wherein \$18,335 in compensation would be added to the contract. Commissioner Wolden moved to approve the Amendment No. 2 as presented by Staff. Commissioner Hart seconded the motion, and the motion carried unanimously. **(Contract No. 04446)**

### **DISCUSSION – BIDS FOR THE CLERK'S OFFICE REMODEL.**

Roger Howard, Facilities Director, reviewed that bids were opened last week for the remodeling project for the County Clerk's Office. He stated that nine bids were received. Upon review of the submitted bids, Mr. Howard was unable to recommend the award to the lowest bidder due to failure to complete the appropriate bid form and supply the list of subcontractors as required by State law. He briefly outlined the requirements of the pertinent State law in this regard. The contractor has admitted making a mistake, and Mr. Howard has thus declared their bid non-responsive.

Mr. Howard recommended awarding the bid to the second lowest bidder, Paragon Construction, at a bid of \$110,000, which bid is \$1,000 higher than the lowest bid.

Commissioner Hart moved to approve the award of bid for the remodel of County Clerk's Office to Paragon Construction for \$110,000 as recommended by Mr. Howard. The motion was seconded by Commissioner Wolden and passed with a unanimous vote. **(Resolution No. 17687)**

### **PUBLIC HEARING – TO CONSIDER TESTIMONY REGARDING THE AVAILABILITY OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS AND HOW THESE FUNDS MAY BE USED TO ASSIST LOW- AND MODERATE-INCOME INDIVIDUALS, INCLUDING THE PROVISION OF PUBLIC SERVICES, COMMUNITY AND PUBLIC FACILITIES, ECONOMIC DEVELOPMENT AND AFFORDABLE HOUSING, THROUGH AN APPLICATION OF THE SKAGIT COUNTY COMMUNITY ACTION AGENCY.**

Bill Shuler, Skagit County Community Action Agency Executive Director, expressed his appreciation to the County for their willingness to sponsor the Agency for the Community Development Block Grant (CDBG) funds. He reviewed the legislative history of the funding, and stated that the monies allow Community Action to maintain the agency and its work. He reviewed briefly what the funds are used for including the central administrative system, legal foundation funds, and emergency services to the community.

Chairman Anderson opened the public hearing.

Karen Parnell, Deputy Director for the Community Action Agency, thanked the Board for supporting Community Action in this matter. She stated that the dollars passed through the County support programs in education, emergency assistance, critical needs, and the development of community programs for seniors. She stated that this grant helps stretch dollars and serve more individuals that could normally be served.

There being no further public comment forthcoming, Commissioner Hart moved to close the public hearing. Commissioner Wolden seconded the motion, which passed unanimously. The public hearing was closed.

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Commissioner Hart moved to support the application of the Skagit County Community Action Agency for CDBG funds. Commissioner Wolden seconded the motion, which passed with a unanimous vote. **(Resolution to be provided by Staff at a Later Date)**

**PRESENTATION OF RECOMMENDATIONS FOR INFRASTRUCTURE PROJECTS UTILIZING DISTRESSED COUNTY SALES TAX FUNDS.**

Mike Woodmansee, County Administrator, stated that he was before the Board on behalf of the Public Facility Project Review Committee to present an update on the committee's actions, and to present a Resolution for the Board's consideration, which would memorialize the culmination of the Committee's review of the submitted projects.

Mr. Woodmansee gave a brief review of the actions of the Legislature in 1998 in authorizing several counties within the state, including Skagit County, to collect a rebate from the sales tax to bring money back into Skagit County for public facility infrastructure projects. The Legislature further added another 400ths of a percent to the tax in 1999, with no sales tax increases locally. He reviewed that the Board had previously enacted both of the approved tax rebates, had assembled a committee to consider projects, and had advertised throughout the County for suggested projects. A total of 15 projects were received from various entities throughout the County for the Committee's review. He reviewed the structure of the committee, the particulars of each project, and the types of projects that are allowed under the relevant legislation.

The seven-member Project Review Committee consisted of the Chairman of the Board of Commissioners, County Administrator, one city Mayor, one town Mayor, one Port Executive, the Executive Director of EDASC, and one business community representative. The County Finance Director facilitates the review process.

Mr. Woodmansee stated that the Committee gave careful consideration to each of the proposed 15 projects, and gave preference to projects that could begin within 12 months and completed within 24 months. Further preference was given to projects that had matching dollars to contribute, which complied with local land use regulations and which would immediately create much-needed jobs in the County.

The Committee met twice, and each member evaluated each of the projects. It was the unanimous recommendation of the Committee to endorse the following projects for funding.

Port of Skagit County WIN Project	\$149,000 Grant	25% Funding
Town of Hamilton Water System	\$436,650 Grant	25% Funding
City of Anacortes Industrial Park	\$85,000 Grant	53% Funding
City of Mount Vernon Sewer Improvements	\$2,000,000 Grant	44% Funding
Bouslog Properties Infrastructure	\$320,000 Grant	50% Funding
PUD No. 1 Marblemount Water System	\$200,000 Grant	25% Funding
Wallace Property Sewer Extension	\$800,000 Grant	41% Funding
City of Anacortes March Point Road Project	\$900,000 Grant	51% Funding

Mr. Woodmansee stated that the other 7 projects were set aside and that the applicants would be so informed. He commented briefly on the complexity of some of the approved projects, and that legal review may require the Bouslog and Wallace projects to be sponsored by the City of Burlington. Mr. Woodmansee stated that the total of these proposed projects is slightly less than \$5,000,000 and that the County could issue bonds if desired to enhance

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the capability to fund projects in the future. Mr. Woodmansee advised that the Committee recommended adopting a twice yearly submittal process rather than a once per year process.

Skye Richendrfer, Mayor of City of Mount Vernon, thanked the Board for enacting the sales tax rebate. He stated that the Committee discussed at considerable length the notion of bonding and was highly supportive of same. He commented that utilization of these monies provides a mechanism to develop tremendous job opportunities for Skagit County.

Chairman Anderson commented that the Committee was very well-balanced and brought varying talents to the table, but that the final list was the result of reaching consensus through an enjoyable process.

Commissioner Wolden made a motion to accept the recommendation of the Committee, for the projects listed by Mr. Woodmansee, and to authorize bonding for an additional \$8,000,000. He further moved that to accept the recommendation of the Committee wherein a six-month interval for project applications would be instituted. Commissioner Hart seconded the motion, which passed unanimously. **(Resolution No. 17688)**

Mr. Woodmansee also presented a press release in this regard for the Board's signature.

Chairman Anderson thanked the members of the committee for their work.

**ADJOURNMENT.**

Chairman Anderson made a motion to adjourn the proceedings. Commissioner Wolden seconded the motion and it passed unanimously.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Ted W. Anderson, Chairman

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Harvey Wolden, Commissioner

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Robert Hart, Commissioner

ATTEST:

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Patti J. Chambers, Clerk of the Board  
Skagit County Board of Commissioners