

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
Monday, December 18, 2000**

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| 10:00 a.m. – 10:15 a.m. | CONSENT AGENDA & MISCELLANEOUS ITEMS. |
| 10:30 a.m. – 11:30 a.m. | Public Hearing - To Consider Testimony regarding amending the 2000 Budget for the following Funds in the approximate amounts noted: Current Expense #001, \$370,000; Public Health #101, \$396,684; Elections #113, \$40,000; Medic I #123, \$200,000; Solid Waste #401, \$1,068,000; and Equipment Rental Revolving #501, \$263,468. |
| 11:30 a.m. – Noon | Presentation by Economic Development Association of Skagit County (EDASC) regarding Washington Community Economic Revitalization Team (WA-CERT) Grant Funding. |
| 1:30 p.m. – 2:30 p.m. | Executive Session – Personnel, Litigation and Land Acquisition. |

The Skagit County Board of Commissioners met in regular session on Monday, December 18, 2000, with Commissioners Harvey Wolden, Robert Hart and Ted W. Anderson present.

CONSENT AGENDA.

Commissioner Hart moved to approve the Consent Agenda for Monday, December 18, 2000, items 1-17. Commissioner Anderson seconded the motion, which passed unanimously.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, December 11, 2000.
2. Record of the Proceedings for Tuesday, December 12, 2000.
3. Re-Appointment of Colleen Fisher to the Parks & Recreation Advisory Board for the term July 1, 2000 through June 30, 2003. **(Resolution No. 18116)**
4. Appointment of Curtis Metz to the Parks & Recreation Advisory Board for the term July 1, 2000 through June 30, 2003. **(Resolution No. 18117)**
5. Resolution providing a Defense to the Skagit County Treasurer in a lawsuit by Gordon Ross Henderson. **(Resolution No. 18118)**
6. Resolution providing a Defense to Skagit County Public Defender, Mark E. Seitter, Gary Gaer, Skagit County Prosecuting Attorney, Erik Pedersen, Gene Willett and Skagit County in a lawsuit by Michael J. Major and Mark R. Major. **(Resolution No. 18119)**
7. Resolution with Certifications of Compliance for CDBG Public Services Grant on behalf of the Skagit County Community Action Agency. **(Resolution No. 18120)**
8. Personal Services Agreement with the Economic Development Association of Skagit County (EDASC) to perform tasks relative to the study of the feasibility of constructing a cold storage/cold atmosphere facility. The total amount of compensation during the term of the Agreement, which is March 1, 2000 through March 1, 2001, shall not exceed \$35,000. **(Contract No. 05143)**

RECORD OF THE PROCEEDINGS

Monday, December 18, 2000

Page #2

BEST PLACE:

9. Addendum to Professional Services Agreement with the Skagit Valley YMCA changing the monthly compensation amount of \$4,372 per month for the after school and Saturday Late-night Programs to \$5,888 per month. **(Contract No. 05038)**

PARKS & RECREATION:

10. Resolution containing a Request for Qualifications for a Feasibility Study for a Multi-Use Event Center on the Northern State Property owned by Skagit County. Submittals are due January 19, 2001. **(Resolution No. 18121)**

HUMAN SERVICES:

11. Amendment to Interagency Work Order with DSHS – Division of Developmental Disabilities adding \$4,330 to the 1999 – 2001 biennial contract for the community access program, allowing funds to follow a client who moved from Snohomish County to Skagit County. The Work Order increases from a maximum of \$1,393,777 to \$1,398,107. **(Contract No. 04490)**

INFORMATION SERVICES:

12. Network Access Agreement with the State Department of Information Services, Telecommunication Services Division, for Multi-Homed Internet Access for Skagit County utilizing DIS. The agreement commences upon execution by signature of both parties and shall continue for 24 months. **(Contract No. 05144)**

TREASURER:

13. Resolution designating listed banks as depositories for all public funds held as set forth by the Public Deposit Protection Commission. **(Resolution No. 18122)**

PUBLIC WORKS DEPARTMENT:

14. Resolution calling for Public Hearing re: revisions to the 2001 – 2006 Six-Year Transportation Improvement Program. The public hearing is scheduled for January 9, 2001, at 9:00 a.m. **(Resolution No. 18123)**
15. Standard Consultant Agreement with KPFF Consulting for geotechnical studies, retaining wall review and construction services required for the Guemes Ferry/Anacortes Parking Lot Improvement Project. The expiration date of this agreement is November 30, 2001, and the maximum amount payable is \$20,000. **(Contract No. 05145)**
16. Supplement No. 1 to the Professional Services Agreement with Larry's Auto & Truck Parks, Inc. for the removal of tires and other rubber products collected at the County's Recycling & Transfer Station. This supplement provides for a \$40 per trip fee to be paid to Contractor when the County requests removal of these products from the Transfer Station. The supplement does not alter the original scope of work or compensation. **(Contract No. 04637)**
17. Supplement No. 1 to Professional Services Agreement with MSE Environmental, Inc. (Ensco, Inc.) for the disposal of household hazardous waste and the moderate risk waste collected at the Household Waste Facility. The agreement term is extended from July 1, 2000 through June 30, 2001, and becomes the first of four possible extensions to the original agreement. The cost of disposal remains the same. **(Contract No. 04511)**

RECORD OF THE PROCEEDINGS

Monday, December 18, 2000

Page #3

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 18, 2000, the Board, by a majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrants numbered 85053 through 85495 from Clearing Fund 696 in the amount of \$638,110.61 (Transmittal No. C-83-00).

2. On behalf of Mediation Services, Staff presented an Interlocal Agreement with the Washington State Department of Social and Health Services wherein the County will provide mediation services for recommended vocational rehabilitation services clients for the period November 1, 2000, through June 30, 2001. DSHS will pay the County \$350 per case up to six hours. Mediation services in excess of six hours, including follow-up mediation sessions, shall be an additional \$250 per case. Commissioner Anderson moved to approve the Interlocal Agreement as presented, and Commissioner Hart seconded the motion. The motion passed with a unanimous vote. **(Contract No. 05146)**
3. On behalf of the Best SELF Program, Staff presented a Resolution listing non-collectible accounts and writing such accounts off as recommended by the Director in the total amount of \$8,394.53. Commissioner Hart moved to approve the Resolution as presented. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. 18124)**
4. Staff presented a Resolution and Centennial Clean Water Fund Loan and Grant Agreement for the Clean Water District: Edison Subarea, for construction of a drainfield. The total cost of the project is \$400,000, and the total eligible cost is \$360,000, with \$40,000 being the recipient's share. Commissioner Hart moved to approve the Resolution and Grant Agreement. Commissioner Anderson seconded the motion, which passed with a unanimous vote. **(Resolution No. 18125, Contract No. 05148)**
5. Staff presented a Loan Agreement with the Washington State Department of Ecology, Washington State Water Pollution Control Revolving Fund for the loan amount of \$40,000 with zero percent interest for twenty years. This is pursuant to the previously approved Grant Agreement from the Centennial Clean Water Fund. Commissioner Hart moved to approve the Grant Agreement as presented. Commissioner Anderson seconded the motion, which passed unanimously. **(Contract No. 05147)**
6. Alicia Huschka, Budget/Finance Director, presented a Resolution Modifying Skagit County's Cost Assessment Policy. She briefly explained minor changes to the attached indirect cost assessment policies and procedures. Commissioner Hart moved to approve the Resolution as presented by Ms. Huschka, and Commissioner Anderson seconded the motion. The motion passed with a unanimous vote. **(Resolution No. 18126)**
7. Ms. Huschka presented a Resolution Establishing 2000 Cost Allocation to County Funds. Commissioner Hart moved to approve the Resolution. Commissioner Anderson seconded the motion, and it was unanimously approved. **(Resolution No. 18127)**
8. On behalf of the Public Works Department, Staff presented a Local Agency Standard Consultant Agreement with Perteet Engineering, Inc. to provide environmental documentation, permitting, studies, public outreach, preliminary engineering, and preparation of plans, specifications and

RECORD OF THE PROCEEDINGS

Monday, December 18, 2000

Page #4

estimates for constructed wetland for the Morris Street Improvement Project. The maximum amount payable is \$359,700, to be completed by December 31, 2002. Commissioner Hart moved to approve the contract as presented, and Commissioner Anderson seconded the motion. The motion passed with unanimous approval. **(Contract No. 05149)**

9. Brian Cladoosby, Chairman of the Swinomish Tribe, reviewed the progress that the County and Tribe had made that culminated in a Memorandum of Understanding for establishing procedures for cooperative land use planning. Consequently, an application was submitted to the Harvard School for the "Honoring Nations Program," a program which identifies and honors outstanding examples of cooperative governance. He reviewed the particulars of the program, and advised that the Tribe submitted an application for acknowledgement of the cooperative work between the Tribe and County. Consequently, the Tribe was selected as one of the 8 high award winners, receiving a \$10,000 award. Mr. Cladoosby thanked the Board for their hard work for all of the citizens of Skagit County, and for the cooperative spirit in working with the Tribe. He expressed his gratitude to outgoing Commissioners Wolden and Hart for their contribution in this regard.

Commissioner Hart thanked Mr. Cladoosby and other members of the Tribal Senate for their contributions, noting that this is not the end of the road, and that tensions still exist. He stated that people who live in communities and share a sense of place can build greater bridges than through formal relationships.

Commissioner Wolden concurred with Commissioner Hart's comments, stating that the Memorandum of Understanding is looked upon as something favorable and right. He expressed his hope that the good relationship with the Tribe can continue on with the new Board to work through problems and find solutions.

10. Steve Cox, Public Works ER&R Manager, reported on increased usage of the Guemes Ferry due to increased truck traffic and construction projects on the island. He indicated that revenues would be significantly higher than past years, over \$400,000.

PUBLIC HEARING – TO CONSIDER TESTIMONY REGARDING AMENDING THE 2000 BUDGET FOR THE FOLLOWING FUNDS IN THE APPROXIMATE AMOUNTS NOTED: CURRENT EXPENSE #001, \$370,000; PUBLIC HEALTH #101, \$396,684; ELECTIONS #113, \$40,000; MEDIC I #123, \$200,000; SOLID WASTE #401, \$1,068,000; AND EQUIPMENT RENTAL REVOLVING #501, \$263,468.

Alicia Huschka, Budget/Finance Director, explained that it would be necessary to do one final budget amendment to the 2000 Budget. She proceeded to review those funds affected. These included changes to the Current Expense Fund consisting of increases to the insurance cost allocation, and a necessary increase to the contract with Buck & Gordon regarding Growth Management Act items. She reviewed the transfer to Elections of \$40,000 for the additional work required during the general election. Upon query from Chairman Wolden, she reported that the County would absorb this cost with no money being reimbursed by the State. She reviewed the extra costs of aggravated murder cases being borne by the Prosecuting Attorney's Office.

Ms. Huschka next reviewed the need to increase Public Health Fund #101 by \$396,684 for reimbursement for vaccine received in lieu of cash. She explained that this is done at the end of the year to control the budget and expenditures relating to the various vaccines administered by the Health Department.

She reviewed the need for an increase to Medic I, which represents revenues received from property tax.

Ms. Huschka next discussed the increases to Solid Waste for demolition of the incinerator, provision of a truck to the litter crew, installation of a water line at Benson Heights Road pertaining to the closure of the Inman Landfill, repair to the main cylinder of the compactor, and additional tonnage received. Also in the

RECORD OF THE PROCEEDINGS

Monday, December 18, 2000

Page #5

Public Works arena, was an increase to the Equipment Rental Revolving Fund #501 for the additional cost of the installation of the road oil tans, which were inadvertently not budgeted. There is also an increased amount for the Leonard Ridge hardware installation and radio costs.

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

Commissioner Anderson moved to adopt the 2000 Skagit County Budget as explained by Ms. Huschka. Commissioner Hart seconded the motion, which passed with a unanimous vote. **(Resolution No. 18128)**

PRESENTATION BY ECONOMIC DEVELOPMENT ASSOCIATION OF SKAGIT COUNTY (EDASC) REGARDING WASHINGTON COMMUNITY ECONOMIC REVITALIZATION TEAM (WA-CERT) GRANT FUNDING.

Don Wick, Executive Director of the Economic Development Association of Skagit County (EDASC), gave a quarterly update of the WA-CERT projects. He advised that seven additional projects had been submitted for the Board's consideration on the priority list.

He reviewed the basic parameters of the submittal by the Port of Anacortes for the proposed redevelopment of the Pier 1 Facility. He reported that the proposed redevelopment of the Pier 1 facility is an important industrial development opportunity that will not only provide economic stability for the surrounding Skagit County area, but will also help to sustain the tradition of Anacortes' working waterfront.

Bob Elsner, Director of Planning & Projects for the Port of Anacortes, stated that this is a phased project which began in 1997. The Port is requesting \$250,000 at this time to assist with the efforts to move this project forward. He stated that the Port is seeking all kinds of funding for the environmental planning process. He stated that this is a very strategic piece for the Port, noting that existing tenant, Dakota Creek, could bid and construct larger vessels with the improvements planned.

Commissioner Hart asked about the effects of the Fidalgo Bay Plan on this project. Mr. Elsner responded that the mitigation element of the plan did not meet all of the needs of the Port's project. In discussions with regulatory agencies, the Port would like to see more in-kind mitigation for existing habitat.

Mr. Wick next reviewed the request of the Town of Lyman for \$4,000 for comprehensive plan and development regulations. He stated that he believed that the Town had already obtained funding. He indicated that the Town should be included on the priority list, until receipt of funding has been confirmed.

Mr. Wick next reviewed five submittals from the City of Sedro Woolley. These five projects include: 1) Re-routing of F&S Grade Road/Moore Street; 2) Ferry Street Right-of Way, 3) John Liner/Jones Road Railroad Underpass; 4) Curtis Street Sewer to Northwest Hardwoods Mill; and 5) Township Sewer Upgrade.

Gloria Riveria, Sedro Woolley Planning & Community Development, proceeded to review in detail the scope of the projects submitted by Sedro Woolley. She stated that the City's ranking of the projects for the City of Sedro Woolley are as follows: SR 20 Sewer Line currently on the WA-CERT Priority List, then Northern State (currently on the list), Township Sewer Project, Ferry Street Right-of-Way, Curtis Street Sewer, F&S Grade Road Reconfiguration, John Liner/Jones Road Underpass, and the Thrifty Food Intersection.

Commissioner Anderson indicated that he would not move the Northern State project from the position it currently holds. Further, he indicated that the Northern State project is not a project of the City of Sedro Woolley and should not be included on their list.

RECORD OF THE PROCEEDINGS

Monday, December 18, 2000

Page #6

Ms. Riveria clarified that the City's ranking would be: SR 20, Township Sewer, Ferry Street Right of Way, Curtis Street Sewer, F&S Grade Road Reconfiguration, John Liner/Jones Road Underpass, and the Thrifty Foods Intersection.

Mr. Wick indicated that project readiness is of the utmost importance in establishing priority.

After a brief discussion, Chairman Wolden asked Mr. Wick to put together a revised listing and explanation of each project for the Board's consideration. Mr. Wick indicated that he would put together such a list and be back before the Commissioners by December 26th.

ADJOURNMENT.

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

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Harvey Wolden, Chairman

Robert Hart, Commissioner

Ted W. Anderson, Commissioner

ATTEST:

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