

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, DECEMBER 9, 2002**

- |                            |  |
|----------------------------|--|
| 8:30 a.m. – 9:30 a.m.      | Work Session – County Administrator  |
| 9:45 a.m. – 10:00 a.m.     | Bid Opening – Demolition of a Skagit County Building at 220 Myrtle Street, Mount Vernon, and Construction of a Parking Lot |
| *T 10:00 a.m. – 11:00 a.m. | Public Hearing – To Consider Testimony Regarding Final Adoption of the 2003 Budget for Skagit County                       |
| 11:00 a.m. – 11:30 a.m.    | <b>Consent Agenda and Miscellaneous Items</b>  |
| 11:30 a.m. – 11:45 a.m.    | Public Comment Period  |
| 2:00 p.m. – 4:00 p.m.      | Executive Session – Personnel, Litigation and Land Acquisition   |

The Skagit County Board of Commissioners met in regular session on Monday, December 9, 2002 with Commissioners Don Munks, Kenneth A. Dahlstedt and Ted W. Anderson present.

**BID OPENING – DEMOLITION OF A SKAGIT COUNTY BUILDING AT 220 MYRTLE STREET, MOUNT VERNON, AND CONSTRUCTION OF A PARKING LOT.**

Roger Howard, Facilities Director, opened the following bids for the demolition of a Skagit County building located at 220 Myrtle Street, Mount Vernon, and the construction of a parking lot:

Callen Construction Co., Inc.  
P. O. Box 498  
Custer, WA 98240-0498  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$212,335

Cobra Construction Co.  
1221 Fraser Street, EE-3  
Bellingham, WA 98229  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$259,000

Dennis R. Craig Construction, Inc.  
P. O. Box 595  
Redmond, WA 98073-0595  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$253,597

GG Excavation, Inc.  
9669 Padilla Heights Road  
Anacortes, WA 98221  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$147,231

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IRI, Inc.  
P. O. Box 507  
Clear Lake, WA 98235  
Bid Bond Attached  
Addenda 1, 2 & 3 Not Provided  
Base Bid: \$222,607

Interwest Construction  
651 North Hill Boulevard  
Burlington, WA 98233  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$121,216

Premium Construction Group  
12014 20<sup>th</sup> Street, S.E.  
Everett, WA 98205  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$196,514

Strider Construction Company, Inc.  
4721 Northwest Road  
Bellingham, WA 98226  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$176,500

Wilder Construction Company  
E. Marine View Drive  
Everett, WA 98201  
Bid Bond Attached  
Addenda 1, 2 & 3 Acknowledged  
Base Bid: \$247,900

Mr. Howard advised that the bids would be reviewed and a bid award recommendation would be brought forward within the next week or so.

**PUBLIC HEARING – TO CONSIDER TESTIMONY REGARDING FINAL ADOPTION  
OF THE 2003 BUDGET FOR SKAGIT COUNTY.**

Gary Rowe, County Administrator, outlined the current budget situation and what the forecast looks like for the next five years, which was included in the preliminary 2003 annual budget. He said it was important to remind everyone that the forecast for revenues over the next five years has declined due to the increase in property taxes being limited to one percent. Together with the economy the way it is, the County hasn't seen growth in other revenues to keep up with the demand. He explained that the County needs to be concerned about what happens to Washington State. It is known that we can anticipate a decrease in state revenues when the legislators convene again in January. With those things in mind, it is easy to see that we show a forecast of a decline in growth of revenues, with the overall growth being less than three percent for all the different revenues, including taxes for the general fund. At the same time, expenditures are anticipated to grow just under five percent for the same time period, based on the current economic situation. The primary area of growth in expenditures is in salaries and benefits and with that type of gap you can conclude that cuts will be faced in the ensuing years.

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Mr. Rowe stated that the fortunate situation for the County is that we have a reserve that will help offset those decreases over the next several years. Assuming the County can set some policies and direction that can keep the balance between revenues and expenditures from widening, we should be able to maintain a minimum reserve that would prevent the County from getting themselves into financial trouble. Those policies that would have to be seriously considered are what types of staffing levels we are going to have and how to deal with capital expenditures. These are items that when combined together make a big difference in what is available for expenditures. The good news for 2003 is that we have a budget that is balanced between revenues and expenditures for the current situation, that doesn't require us to use our reserves to a great degree.

Mr. Rowe proceeded to explain a few specific issues regarding 2003 supplemental budget requests. He indicated that \$200,000 of the \$686,385 requested from Information Services, would be used for the upgrade of the Cayenta financial system. In addition, \$150,000 of the \$271,526 requested from the Planning & Permit Center would go toward County subarea plans. Applications for subarea plans must be submitted in order to apply for those funds. He feels it is an important issue that the Board needs to be proactive on.

Mr. Rowe stated that several other issues also came up in the process of reviewing the final budget. The list of requests for hotel/motel tax monies totaled \$80,000. The Board will have to decide who gets what as there is only \$54,300 available. The Treasurer is very concerned that their investment interest was increased by \$300,000. Because the County has been conservative on timber sales for the Department of Natural Resources trust lands, Mr. Rowe feels it should all work out.

Chairman Munks opened the public hearing.

Joanne Austin, Cooperative Extension, spoke about her request to have Skagit County pick up the lost funding for her position, which was previously provided by Island County in the amount of \$7,322. Several people spoke in support of Ms. Austin and the valuable programs that she is involved with.

Robert Vaux, Parks and Recreation Director, discussed the need for \$50,000 to conduct an update to the comprehensive plan. It hasn't been done for some time and it needs to be started soon for completion by the end of 2003. He also explored the possibility of a partial allotment of the request. That money would then be used to begin developing a survey asking what County residents desire.

Mr. Vaux also announced that the Fair Advisory Board has secured a Department of Agriculture grant of \$20,000, which requires a match of the same amount. It would be used to provide some much needed pavement work at the fairgrounds. The work would need to be completed by June for the opening of the Skagit County Fair.

Commissioner Anderson suggested that he contact Mr. Rowe to work out the details.

Carol Ehlers, Fidalgo Island, spoke about funding for subarea plans. Commissioner Anderson stated that Mr. Rowe had already indicated that \$150,000 would go toward subarea plans. She proposed several ways to save money in proceeding with those plans. Ms. Ehlers also seconded Mr. Vaux's proposed update on the Parks and Recreation Comprehensive Plan.

As there was no further public testimony forthcoming, Commissioner Anderson motioned to close the public hearing. Commissioner Dahlstedt seconded the motion and the public hearing was closed.

The Board said they would review the 2003 budget further and truly appreciated the synopsis that was provided by Staff.

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**CONSENT AGENDA.**

Commissioner Dahlstedt motioned to approve items 1 through 4, items 6 through 17, and items 19 through 23 of the Consent Agenda for Monday, December 9, 2002. Commissioner Anderson seconded the motion, which passed unanimously. Items 5 and 18 were pulled from the consent agenda for further review.

**COMMISSIONERS' OFFICE:**

1. Record of the Proceedings for Tuesday, November 26, 2002.
2. Record of the Proceedings for Monday, December 2, 2002.
3. Resolution to approve a name change from Bullerville Sewer District to Bullerville Utility District. **(Resolution No. R20020412)**
4. Resolution authorizing the submission of an application for a Community Development Block Grant on behalf of Skagit County Community Action Agency. **(Resolution No. R20020413)**

**BEST PLACE:**

5. Resolution to approve a sick leave transfer for Catherine Kelly, a single mother of two and an employee of the Best PLACE Administration Department since September 2001, who has been suffering from a ruptured disk and is unable to perform her job duties. **(This item was removed pending additional information)**

**GEOGRAPHIC INFORMATION SERVICES:**

6. Out-of-State Travel Request for Janice Baird to attend a three-day course on Customizing ArcIMS using the ActiveX Connector in Broomfield, Colorado from January 6-9, 2003 for a total approximate cost of \$2,218. **(Approved)**

**HEALTH DEPARTMENT:**

7. Amendment No. 2 to Interagency Agreement **No. C20020124** with the State of Washington, Department of Health. The Amendment would add funding in the amount of \$1,500, which would enable the Health Department to conduct sanitary surveys. The effective date of the Amendment shall be the date of execution and the end date shall be changed from December 31, 2002 to June 30, 2003. **(Amendment No. A20020155)**

**HUMAN SERVICES:**

8. Amendment No. 1 to Interagency Agreement **No. C20020027** with North Sound Regional Support Network (NSRSN). This Amendment would implement the consumer driven Mental Health "Consumer Oriented Projects" program in Skagit County for which \$25,872 would be received. The amendment would also allow the reduction of \$9,585, which would be a result of moving the Skagit County Quality Specialist (QS) NSRSN representative, presently housed in the office of Human Services, to the NSRSN office. The Department would no longer receive reimbursement for rent expenses associated with the QS. **(Amendment No. A20020156)**
9. Resolution establishing a State Supplementary Payment (SSP) Custodial Revolving Fund for revenue collection and payment of expenditures specifically related to each Skagit County Human Services' eligible individual with a developmental disability in the SSP program. **(Resolution No. R20020414)**

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**INFORMATION SERVICES:**

10. Vendor Services Agreement with Handy's Heating, Inc. to provide parts and labor to extend air ducting from the existing system in the Skagit County Information Services computer room, approximately 30-50 feet, to an area that is not currently serviced. The contract shall commence on November 1, 2002 and continue until October 31, 2003. Compensation shall not exceed a total of \$3,500. **(Contract No. C20020428)**
11. Out-of-State Travel Request for John Holmes to attend a three-day course on Customizing ArcIMS using the ActiveX Connector in Broomfield, Colorado from January 6-9, 2003 for a total approximate cost of \$2,418. **(Approved)**

**PLANNING & PERMIT CENTER:**

12. Resolution denying Appeal No. PL02-0628 of Habitat Watch regarding the Chuckanut Crest Golf Course and upholding the Hearing Examiner's prior decisions. **(Resolution No. R20020415)**

**PUBLIC WORKS DEPARTMENT:**

13. Resolution to Call for a Public Hearing to consider the establishment of Rocky Creek Road #97610. The hearing will be held on Monday, December 30, 2002 at 9:30 a.m. **(Resolution No. R20020416)**
14. Final Order of Vacation of Unopened County Right-of-Way along Channel Drive #43830 as petitioned by Triple J. Enterprises. **(Resolution No. R20020417)**
15. Resolution to Call for Bids for One New Latest Model Excavator. The bid opening will be held on Monday, December 30, 2002 at 1:45 p.m. **(Resolution No. R20020418)**
16. Resolution to amend Resolution **No. R20020396** for Joni Howard, which will extend the date that all donation transfers must be completed by until December 16, 2002. **(Resolution No. R20020419)**
17. Vendor Services Agreement with Paraclete Charters, Inc. to provide emergency passenger-only ferry service to and from Guemes Island. The contract shall commence on November 4, 2002 and continue until December 31, 2002. Compensation shall not exceed \$644 per day. **(Contract No. C20020429)**
18. Amendment No. 2 to Personal Services Agreement **No. C20020102** with Reid Middleton, Inc. for the La Conner-Whitney/Chilberg Road Intersection Project. The amendment will broaden the scope of work and include an additional \$28,866.80 in compensation, for a new contract total of \$117,557.28. **(This item was removed pending additional information)**
19. Resolution authorizing the execution of an Interlocal Agreement with Skagit County Water District #1. **(Resolution No. R20020420)**
20. Interlocal Agreement with Skagit County Water District #1, which will allow the County to perform work, provide materials and equipment rental upon request for roadway maintenance activities on a reimbursable basis. **(Contract No. C20020430)**

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21. Vendor Services Agreement with Overall Laundry Services, Inc. to provide linen and laundry services as estimated in the materials and sites listed in the contract. The Agreement shall commence on December 16, 2002 and continue until December 16, 2004. Compensation shall not exceed a total of \$8,000 per year, for a two-year total of \$16,000. **(Contract No. C20020431)**
22. Right-of-Entry Agreement with Marek Bucko, Parcel #P36321, for a project being proposed by Surface Water Management to relocate an existing drainage ditch on the property of Dr. Bucko, which conveys off-site roadway storm runoff. The ditch is not in a Skagit County easement in its present location. The new location will be within an unopened Skagit County right-of-way that borders the North line of the Bucko property. The stormwater runoff will cross under State Route 9 in the same culvert where the present flow is routed. **(Resolution No. R20020432)**
23. Vendor Services Agreement with Catapult Heavy Construction, Inc. to provide repairs to a broken sewer line that occurred while working on a drainage project at Big Lake. An emergency repair was necessary to stop the sewer flow. The contract shall commence and end on October 31, 2002. Compensation shall total \$460.51. **(Contract No. C20020433)**

**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 9, 2002, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Payroll warrant numbered M00010 in the total dollar amount of \$160.62. (Transmittal No. P-45-02); and

Purchase Card Electronic Payment to JP MORGAN CHASE from Clearing Fund 696 in the total dollar amount of 27,252.44. (Transmittal No. C-103-02); and

Warrants numbered 133597 through 133883 from Clearing Fund 696 in the total dollar amount of \$3,535,516. (Transmittal No. C-104-02); and

Warrants numbered 133884 through 133956 from Clearing Fund 696 in the total dollar amount of \$361,848.10. (Transmittal No. C-105-02).

2. John Moffat, Civil Attorney, spoke to the Board about filing an amicus curiae brief in support of the Snohomish County petition to the Supreme Court appealing the 9<sup>th</sup> Circuit Court of Appeals decision in Gobin v. Snohomish County. The decision restricts local land use regulatory authority over Indian lands. The estimate cost for preparing the brief is anticipated to be \$5,000 and is to be prepared by Groen, Stephens, and Klinge LLP. Commissioner Anderson motioned to file an amicus brief as outlined by Mr. Moffat. Commissioner Dahlstedt seconded the motion, which was unanimously approved.
3. Staff presented a Resolution reversing the Hearing Examiner's Order Granting Motion to Terminate Review and to remand for further proceedings of Special Use Permit Application No. PL97-0205 – Frailey Mountain Shooting Range. Commissioner Dahlstedt motioned to approve the Resolution as outlined. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. R20020421)**

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4. Brad Whaley, Finance Director, reviewed a Resolution to authorize a Call for a Public Hearing for a supplemental budget for 2002. The public hearing will be held on Monday, December 23, 2002 at 10:00 a.m. Commissioner Dahlstedt motioned to approve the Resolution as outlined by Mr. Whaley. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. R20020422)**
5. Mr. Whaley next reviewed a Resolution authorizing a Budget Line Item Change to Current Expense Fund #001 in the amount of \$181,019 and the Senior Services Fund #118 in the amount of \$2,020. Commissioner Dahlstedt motioned to approve the Resolution as outlined. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. R20020423)**
6. Mr. Whaley outlined a Resolution to accept recommendations of the Economic Development Public Facilities Project Advisory Committee for projects submitted in October 2002. The recommendation is for the City of Anacortes' Downtown Improvement Project for a total of \$70,000 to be funded from the Rural Distressed County sales tax. Commissioner Dahlstedt motioned to approve the Resolution as outlined. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. R20020424)**

**PUBLIC COMMENT PERIOD.**

No one was present for the public comment period.

**ADJOURNMENT.**

Commissioner Dahlstedt made a motion to adjourn the proceedings. Commissioner Anderson seconded the motion, which passed unanimously.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

\_\_\_\_\_  
Don Munks, Chairman

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Kenneth A. Dahlstedt, Commissioner

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Ted W. Anderson, Commissioner

ATTEST:

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JoAnne Giesbrecht, Clerk of the Board  
Skagit County Board of Commissioners