

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 24, 2003**

8:00 a.m. – 8:45 a.m.	Work Session – Commissioners
8:45 a.m. – 9:30 a.m.	Work Session – County Administrator
10:45 a.m. – 11:00 a.m.	Public Hearing – Lease of Concrete Senior Center by Saturday Community Market Association
11:00 a.m. – 11:30 a.m.	Consent Agenda and Miscellaneous Items
11:30 a.m. – 11:45 a.m.	Public Comment Period
11:45 a.m. – 12:00 p.m.	Adoption of Resolution Authorizing Bond Issuance and Resolution to Approve Development of Interlocal Agreement with Skagit Regional Public Facility District
2:00 p.m. – 4:00 p.m.	Executive Session – Personnel, Litigation, and Land Acquisition
6:30 p.m. – 7:30 p.m.	Skagit Conservation Education Alliance Informational Forum PUD, 1415 Freeway Drive, Mount Vernon

The Skagit County Commissioners met in regular session on Monday, March 24, 2003, with Commissioners Kenneth A. Dahlstedt, Ted W. Anderson, and Don Munks present.

**PUBLIC HEARING – LEASE OF CONCRETE SENIOR CENTER BY SATURDAY
COMMUNITY MARKET ASSOCIATION.**

Sara Pritchard, Concrete Senior Center Coordinator, reviewed the request made by the Saturday Community Market Association. The association would like to lease the perimeter of the Concrete Senior Center, including the restrooms, each Saturday from May 17, 2003 through August 30, 2003 to hold the Saturday Community Market.

Commissioner Dahlstedt opened the public hearing.

Lyle McClure, 7821 Cabin Creek Road in Sedro-Woolley, spoke in support of the Saturday Community Market.

There being no further testimony, Commissioner Anderson motioned to close the public hearing. Commissioner Munks seconded the motion, which passed with a unanimous vote. The public hearing was closed.

Commissioner Anderson made a motion to approve a lease between the Concrete Senior Center and the Saturday Community Market Association. Commissioner Munks seconded and the motion was carried. **(A Lease Agreement will be brought forth at a later date)**

CONSENT AGENDA.

Commissioner Anderson moved to approve items 1 through 23 of the Consent Agenda for Monday, March 24, 2003. Commissioner Munks seconded the motion, which was unanimously approved. The Board decided to consider item 24 separately.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, March 17, 2003.

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2. Vendor Services Agreement with Carpet Center to install new blinds in the Commissioners' Hearing Room at a total cost of \$1000.38. **(Contract No. C20030123)**

EMERGENCY MANAGEMENT:

3. Hazardous Materials Emergency Preparedness Grant for printing costs of approximately 1,000 flip type brochures stop distribute to residents who live in the core SARA Title III Reporting area which is located on March's Point in Skagit County. The grant is in the amount of \$2,500 with a total project cost of \$3,124.00. The soft match would be for salary and benefit costs for the Director and Administrative Assistant/Coordinator to prepare the information to go into this brochure. **(Contract No. C20030124)**
4. Proclamation – Disaster Preparedness Month in Skagit County. The Skagit County Department of Emergency Management, in conjunction with the Region 3 Life Safety Council and the Mount Vernon Fire Department, is working on a disaster preparedness project for businesses as part of Disaster Preparedness Month in April of 2003. This year's project will include providing major employers within Skagit County with a folder of information on how they can prepare their business and employees for disaster if one was to occur during business hours. **(Approved)**

HEALTH DEPARTMENT:

5. Grant from the Department of Ecology to provide funding to inspect and test school science labs for chemical storage and practices of concern. Work is to be performed by current department staff and a contractor will be hired. DOE is providing 79% of the costs with the Health Department contributing the remaining local match of 21% from current budget. The term of the grant is from February 1, 2003 through June 30, 2004. **(Contract No. C20030125)**

HUMAN SERVICES:

6. Resolution appointing Anna Dayan to serve a three year term from March 4, 2003 through March 3, 2006 on the Skagit County Mental Health Advisory Board and also a letter thanking appointee for her willingness to serve on the board. **(Resolution No. R20030089)**
7. County Program Agreement Amendment #1063-02187 -03 (our stamped #005361 -3) for the period July 1, 2002 through June 30, 2003 between DSHS/DASA (Division of Alcohol and Substance Abuse) and the County for signature. Exhibit A -1c is the newly revised Award and Revenues page and reflects the following change: Of the \$328,942 Federal Substance Abuse Prevention and Treatment (SAPT award, \$146,108 is from the Federal Fiscal Year 2001 and \$182,834 is from the Federal Fiscal Year 2002. This amendment does not change the total maximum award for \$1,688,092.00. **(Amendment No. A20030027)**

PROSECUTING ATTORNEY:

8. Partial Satisfaction and Release of Judgment regarding Halverson, et al. v. Skagit County, per Snohomish County Cause No. 93-2-05201-2. The sum of \$958.95 shall be paid by David Jones for the release and discharge of judgment. **(Approved)**
9. A Resolution Authorizing an Interlocal Drug Task Force Investigative Cash Fund. The Interlocal Investigative Fund 170 receives monies through forfeitures, etc. generated by the SCIDEU (Skagit County Interlocal Drug Enforcement Unit). Those funds are dedicated funds and do not Impact the County General Fund either through revenues or expenditures. **(Resolution No. R20030090)**
10. Friends of Skagit County (FOSC) Settlement Agreement – Case No. 02-2-0005 . This agreement is to settle issues in Friends of Skagit County v. Skagit County, WWGMHB No. 02-2-0005. **(Approved)**

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11. Call for Public Hearing re. Amendment of Skagit County Code 7.04.060(8) related to Liability Insurance for Exotic and Wild Animals. Amendment related to liability insurance for wild and exotic animals as a result of concerns regarding the permitting requirements for such animals. **(Resolution No. R20030091)**
12. Resolution Accepting Easement for Purpose of Accessing and Maintaining Skagit County Property and Settlement Agreement. Part of settlement of Daves v. Skagit County and Hathaway lawsuit **(Resolution No. R20030092 and Contract No. C20030126)**

PUBLIC WORKS DEPARTMENT:

13. Resolution to Call for Public Hearing on Revision No. 1 for the 2003-2008 Six Year Transportation Improvement Program. **(Resolution No. R20030093)**
14. Resolution Amending the Bid Opening Date for the Haul out and Dry Docking of the M/V Guemes. The tentative schedule has been changed from June 8-10, 2003 to July 8-18, 2003. **(Resolution No. R20030094)**
15. 2002 County Road Administration Board (CRAB) 2002 Annual Certification of Good Practice, which will result in issuance of the Certificate of Good Practice by the County Road Administration Board. Each year Skagit County must certify as to its management, administration, and operations performance to secure Skagit County's share of the motor vehicle fuel tax. **(Resolution No. R20030095)**
16. Fish Passage Barrier Removal Certification for the County Road Administration Board. The attached Certification of Board Road Fund Expenditures for Fish Passage Barrier Removal is a new certification form that is required by the County Road Administration Board. The form is designed to show the amount of Road Fund money used for fish passage projects outside of the County road rights-of-way in 2002. Adherence to the 0.50% allowed limit is necessary to maintain the County's eligibility to receive funds from the Rural Arterial Trust Account administered by the County Road Administration Board. **(Approved)**
17. Resolution amending Resolution **No. 17622**, setting the 2000-2003 Solid Waste Disposal Rates. The amendment, amending Resolution No. 17622, will change the rate at the Clear Lake Compactor Site from \$12.00 per use, based on the equivalency of three standard 32-gallon residential trash cans to \$4.00 per can. This change is a result of customer complaints. This resolution amendment also extends Resolution No. 17622 indefinitely until such time that adjustment to the solid waste disposal rates are deemed necessary. **(Resolution No. R20030096)**
18. Temporary Right of Entry Construction Agreement between Skagit County and Jane Anna Chestnut, owner of Parcel No. P74121, for the purpose performing road construction improvements for Morris Street in La Conner. The County through its Public Works Department has agreed to manage this project on the Town of La Conner's behalf. **(Contract No. C20030127)**
19. Amendment No. 2 to Vendor Services Agreement **No. C20020017** between Sumas Transport, Inc. and Skagit County. The amendment increases the contract by an additional \$15,000, bringing the total contract to \$30,000 through December 31, 2003. The contract began on January 1, 2003 and ends on December 31, 2003. The contract allows the contractor to inspect the leachate pond at the Inman Landfill on a monthly basis, and when necessary to pump leachate from the pretreatment facility at Inman, etc. **(Amendment No. A20030028)**

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20. Temporary Right of Entry Construction Agreement between Skagit County and John J. and Laura Sarah Pedersen (owner) Parcel No. P74165. The agreement gives the County and its assigns the right to enter upon the land described in Exhibit "A" and shown in Exhibit "B" which is hereby incorporated by reference for the purpose of performing road construction improvements for Morris Street in La Conner. **(Contract No. C20030128)**
21. Vendor Services Agreement between Skagit County and Morris Material Handling to remove the existing Crane Operator's Chair at the Skagit County Recycling and Transfer Station on Ovenell Road in Mount Vernon; and manufacture and install a new chair, including all related radio transmitter and receiver equipment. See Attachment "A", the Scope of Work, for the breakdown of services and costs associated with this contract. The purpose and installation of this Operator's Chair by Morris Material Handling is made possible by Sole Source Resolution No. 18352. The amount of the contract is \$38,200. The contract begins on March 17, 2003 and ends on April 30, 2003. **(Contract No. C20030129)**

SENIOR SERVICES:

22. Out of State Travel Request for Jean Lewis (Senior Services Nutrition Program employee) to attend the regional Meals on Wheels meeting in Corbett, Oregon in May 2003. The cost is \$220.00 with a total cost of sending two employees \$440.00, leaving a travel budget balance of \$7,268.00. **(Approved)**
23. Out of State Travel Request for Kim Kelley (Senior Services Nutrition Program employee) to attend the regional Meals on Wheels meeting in Corbett, Oregon in May 2003. The cost is \$220.00 with a total cost of sending two employees \$440.00, leaving a travel budget balance of \$7,268.00. **(Approved)**

PLANNING AND PERMIT CENTER:

24. A Resolution denying appeal number PL03-0029 of Al McCrary and upholding the Hearing Examiner's decision to approve Shoreline Substantial Development Permit PL01-0857 and Special Use Permit PL00-0689.

Commissioner Anderson motioned to approve the Resolution as outlined. Chairman Dahlstedt seconded the motion, which was carried. Commissioner Munks voted against the Resolution. **(Resolution No. R20030097)**

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, March 24, 2003, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrant number 140559 from Clearing Fund 696 in the total dollar amount of \$4,000 (Transmittal No. C-30-03); and

Warrants numbered 140560 through 140932 from Clearing Fund 696 in the total dollar amount of \$608,747.97 (Transmittal No. C-31-03); and

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$47,613.12 (Transmittal No. C-32-03); and

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Warrants numbered 140933 through 141025 from Clearing Fund 696 in the total dollar amount of \$199,929.36 (Transmittal No. C-33-03).

2. Chal Martin, Public Works Director, presented a Resolution to Call for Bids for the Nookachamps Bridge Repair Project, ES 40001-1. Bids are to be opened on Tuesday, April 15, 2003 at 11:00 a.m. Commissioner Anderson motioned to approve the Resolution, as outlined by Mr. Martin. Commissioner Munks seconded, and the motion was carried. **(Resolution No. R20030098)**
3. The Board of County Commissioners approved sending a letter to Mary K. James, Executive Director of Friendship House, to affirm their compliance with the Consolidated Plan. Friendship House is attempting to obtain a Housing Trust Fund Grant. **(Approved)**
4. Staff presented Amendment No. 1 to Personal Services Agreement **No. C20020173** between the Skagit County Drug Court and Skagit Recovery Center. The amendment shall provide additional compensation in the amount of \$55,000. There is no fiscal impact as this is funded from the Bryne Grant. All other terms and conditions of the original contract shall remain in effect. Commissioner Anderson motioned to approve the amendment and Commissioner Munks seconded the motion, which passed with a unanimous vote. **(Amendment No. A20030029)**
5. Staff presented a Resolution proclaiming March 23-29, 2003 as "Support Our Troops Week in Skagit County." Commissioner Anderson moved to approve the Resolution and Commissioner Munks seconded the motion, which passed unanimously. **(Resolution No. R20030099)**

PUBLIC COMMENT PERIOD.

No one was present for the public comment period.

ADOPTION OF RESOLUTION AUTHORIZING BOND ISSUANCE AND RESOLUTION TO APPROVE DEVELOPMENT OF INTERLOCAL AGREEMENT WITH SKAGIT REGIONAL PUBLIC FACILITY DISTRICT.

Brad Whaley, Finance Director, presented a Resolution to the Board authorizing the issuance and sale of Limited Tax General Obligation and Refunding Bonds of the County in the aggregate principal amount of up to \$6,000,000 to finance the acquisition and renovation of a building for County use; providing for the refunding of certain outstanding bonds of the County; providing for the redemption of the outstanding bonds to be refunded; authorizing the appointment of an escrow agent and the execution of an escrow agreement related to such refunding; providing the date, form, terms, maturities, and redemption provisions of the bonds; provide for the disposition of the bond proceeds; providing for the annual levy of taxes to pay the principal of and interest on the bonds; and authorizing the sale of the bonds and the preparation of a preliminary official statement.

Commissioner Anderson made a motion to approve the Resolution, as outlined by Mr. Whaley. Commissioner Munks seconded the motion, which passed with a unanimous vote. **(Resolution No. R20030100)**

Hilary Thomas, Prosecuting Attorney's Office, asked the Board for their approval on a Resolution amending the Charter of the Skagit Regional Public Facilities District and approving a draft of an Interlocal Agreement. The Interlocal Agreement will be presented for the Chairman's signature at a later date. Commissioner Anderson moved to approve the Resolution, as outlined by Ms. Thomas. Commissioner Munks seconded the motion, which passed unanimously. **(Resolution No. R20030101)**

Commissioner Anderson excused himself from today's Executive Session, due to the 90th birthday celebration for his mother.

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ADJOURNMENT.

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

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chairman

Ted W. Anderson, Commissioner

Don Munks, Commissioner

ATTEST:

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