

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, AUGUST 4, 2003**

8:00 a.m. – 8:45 a.m.	Work Session – Commissioners
8:45 a.m. – 9:30 a.m.	Work Session – County Administrator
9:30 a.m. – 9:45 a.m.	Decision – Consideration of Franchise Agreement for the City of Mount Vernon – Fiber Optic Telecommunications System
9:45 a.m. – 10:00 a.m.	Briefing – Draft Resolution Regarding the Election of Freeholders for a Home Rule Charter
10:00 a.m. – 10:45 a.m.	Department Head Meeting
10:45 a.m. – 11:00 a.m.	Consideration and Possible Action – Hearing Examiner Recommendation to the Board of County Commissioners Regarding Preliminary Plat Request #PL03-0016 for “Red Tail Flats” by John Raby
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.	Discussion and Possible Action – Set a Public Hearing for City Urban Growth Area Interim Development Regulations
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, August 4, 2003, with Commissioners Kenneth A. Dahlstedt, Ted W. Anderson, and Don Munks present.

DECISION – CONSIDERATION OF FRANCHISE AGREEMENT FOR THE CITY OF MOUNT VERNON – FIBER OPTIC TELECOMMUNICATIONS SYSTEM.

A public hearing was held regarding this matter on Monday, July 28, 2003 at 10:30 a.m. The Franchise Agreement would authorize the City of Mount Vernon to construct, erect, alter, improve, renew, replace, repair, operate, and maintain a fiber optic telecommunications system across and along certain roads and highways in Skagit County.

Commissioner Anderson motioned to approve the agreement as presented. Commissioner Munks seconded the motion, which passed with a unanimous vote. **(Contract No. C20030344)**

BRIEFING – DRAFT RESOLUTION REGARDING THE ELECTION OF FREEHOLDERS FOR A HOME RULE CHARTER.

County Administrator, Gary Rowe, presented a draft resolution regarding the election of freeholders for a home rule charter. He explained that the draft includes comments by Erika Kubischta, Skagit County Elections Supervisor, which deal mainly with legal requirements.

At the November 2003 General Election, a proposal will be submitted to elect a board of freeholders for the purpose of framing a County charter, and at the same election, a board of freeholders would be chosen to draft the new charter if the proposal is approved by an affirmative vote of the majority of the electors voting thereon.

Chairman Dahlstedt stated that this ballot issue will be extremely confusing to voters and suggested that additional information be given so that people clearly understand what they are voting on. Skagit County

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Auditor, Norma Brummett, indicated that the voter's pamphlet will contain information on every proposed issue. However, she feels it would inappropriate to do any more for this election than for any other election. Ballot instructions will be given but other than that, Ms. Brummett has no other suggestions as to how to make the issue less confusing.

Mr. Rowe advised that based on this discussion, the resolution will be further edited and presented to the Board next week.

DEPARTMENT HEAD MEETING.

Bob Vaux, Skagit County Parks, Recreation and Fair reminded everyone that the Skagit County Fair opens this week and runs from August 6-9 from 10 a.m. to 10 p.m. every day. This year's major entertainment headliner is Mark Chesnutt.

Health Department Director, Peter Browning, said we are now in the midst of rabies season and alerted folks to the fact that extreme caution should be used when dealing with animals that may be infected with the virus. He also spoke about the desire to resurrect the Wellness Program. A volunteer group is needed, which should include a variety of average County employees. He encouraged those interested to contact either himself or Billie Kadrmas, Safety Coordinator.

Chairman Dahlstedt noted that he gave blood last week and expressed the fact that there is currently a blood shortage. If anyone wishes to donate blood, he encouraged them to contact the Puget Sound Blood Bank.

Chal Martin, Public Works Director, reported that he and Chairman Dahlstedt attended a "changing of the guard" ceremony for the U.S. Army Corps of Engineers for the Seattle district last week, as well as a meeting sponsored by Congressman Rick Larson regarding homeland security.

Facilities Management Director, Roger Howard, provided an update on the recent move by the Public Works Department to a new site located at 1800 Continental Place in Mount Vernon.

Sheriff Rick Grimstead, briefed those in attendance about procedures that should be followed in the event of a bomb scare or bomb threat. He said the Sheriff's office is not set up to evacuate anything other than the immediate area. Decisions to evacuate should be up to the Department Heads/Elected Officials. He indicated that the Commissioner's office will be notified first in the event there is a bomb scare.

Mr. Rowe said the County has a safety committee but also needs to look at courthouse security, which would include the possibility of installing security cameras in various areas around the campus.

Chairman Dahlstedt said it is important to identify areas where employees can go in the event of an emergency instead of sending them out into the street. Every department should have an evacuation plan in place.

CONSIDERATION AND POSSIBLE ACTION – HEARING EXAMINER RECOMMENDATION TO THE BOARD OF COUNTY COMMISSIONERS REGARDING PRELIMINARY PLAT REQUEST #PL03-0016 FOR "RED TAIL FLATS" BY JOHN RABY.

Brandon Black, Planning and Permit Center, stated that following a public hearing on June 25, 2003, the Skagit County Hearing Examiner issued a recommendation of approval for preliminary plat request #PL03-0016 (Red Tail Flats) on July 21, 2003. The proposal is to subdivide approximately 45 acres of Rural Reserve (RRV) designated parcel into 9 one-acre size single-family residential lots and open space, using the Conservation and Reserve Development (CaRD) land division process.

Commissioner Anderson moved to adopt the Findings and Recommendation of the Hearing Examiner for preliminary plat approval, subject to the conditions recommended and as outlined by Mr. Black. Commissioner Munks seconded the motion, which passed unanimously.

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Mr. Black noted that a document will be provided for signature after legal review.

CONSENT AGENDA.

Commissioner Anderson motioned to approve items 1 through 11, item 13, and items 15 through 27 on the Consent Agenda for Monday, August 4, 2003. Commissioner Munks seconded the motion, which passed unanimously. Item 12 was removed and item 14 was voted on under the miscellaneous agenda.

ADMINISTRATIVE SERVICES:

1. Out-of-State Travel Request for County Administrator Gary Rowe to attend the NACo Conference in Milwaukee, WI on July 10-15, 2003 for a total approximate cost of \$1,509.50. **(Approved)**
2. Resolution authorizing a call for a public hearing regarding the amendment of Skagit County Code 3.16 to create a Lodging and Tax Advisory Committee. The public hearing will be held on Monday, August 18, 2003 at 10:00 a.m. **(Resolution No. R20030264)**

COMMISSIONERS' OFFICE:

3. Record of the Proceedings for Monday, July 28, 2003.

CONSERVATION FUTURES:

4. Conservation Easement protecting farmland owned by Victor and Judith Jensen. The easement will extinguish all development rights and approximately 73.87 acres of farmland located in the Bow area at a cost of \$49,982.17. **(Contract No. C20030345)**

HEALTH DEPARTMENT:

5. Resolution authorizing the execution of an interlocal agreement with Skagit County Public Hospital District Nos. 1 and 304. **(Resolution No. R20030265)**
6. Interlocal Cooperative Agreement between Skagit County and Skagit County Public Hospital District Nos. 1 and 304, doing business as Affiliated Health Services. Staff will be provided for the Regence Blue Shield Physical Activity for Health Project. As a pass-through agency, the Health Department will provide fiscal management. The agreement shall commence on February 1, 2003 and continue through September 30, 2003. Compensation is not to exceed a total of \$20,000. **(Contract No. C20030346)**
7. Resolution authorizing the execution of an interlocal agreement with Skagit County Public Hospital District Nos. 1 and 304. **(Resolution No. R20030266)**
8. Interlocal Cooperative Agreement between Skagit County and Skagit County Public Hospital District Nos. 1 and 304, doing business as Affiliated Health Services. Staff will be provided for the Skagit County Health Department's Physical Activity Project. The agreement shall commence on March 18, 2003 and continue through December 31, 2003 and compensation shall not exceed a total of \$19,800. **(Contract No. C20030347)**
9. Resolution establishing an update to the Schedule of Charges for the Skagit County Health Department. **(Resolution No. R20030267)**

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HUMAN SERVICES:

10. Personal Services Agreement with Washington Vocational Services to continue providing developmental disabilities individual employment services for the period July 1, 2003 through October 31, 2003. Services shall be reimbursed at a rate of \$500 per month, per client. **(Contract No. C20030348)**
11. Amendment No. 4 to Personal Services Agreement **No. 05375** with Skagit Recovery Center. The Scope of Work is amended to cover changes for substance abuse treatment services due to the fact that additional funds in the amount of \$29,153 have been received. **(Amendment No. A20030103)**
12. Out-of-State Travel Request for David Asia to attend the 16th Annual National Prevention Network Conference in Albuquerque, NM from August 24-28, 2003 for a total approximate cost of \$1,180. **(This item has been removed as the request has been withdrawn)**

PLANNING & PERMIT CENTER:

13. Ordinance amending Skagit County Code 14.08.020 regarding submittal procedures for Comprehensive Plan/Zoning Map Amendment applications, proposing to change municipal Urban Growth Area boundaries. **(Ordinance No. O20030023)**
14. Resolution upholding the Hearing Examiner's Findings of Fact, Conclusions of Law and Decision regarding application SPU #PL99-0132, Shorelines Substantial Development and Variance #PL99-0130 and Critical Areas Variance #PL99-0131 by Concrete Nor'West. **(This item will voted on separately under miscellaneous)**

PROSECUTING ATTORNEY:

15. Personal Services Agreement with Cynthia Weed of Preston, Gates and Ellis to provide advice to the County concerning legal requirements applicable to the authorization, issuance and sale of bonds. The agreement shall commence on January 15, 2003 and continue until April 30, 2003. Compensation is not to exceed \$12,600. **(Contract No. C20030349)**
16. Personal Services Agreement with Jennifer C. Schroeder to provide transcription services upon the specific request of a County department. The agreement shall commence on January 1, 2003 and continue until services are no longer needed. Compensation shall be at the agreed rate per page for transcription and/or copy costs, with a minimum transcript charge of \$25. **(Contract No. C20030350)**
17. Personal Services Agreement with Connie Ann Atterton to provide transcription services upon the specific request of a County department. The agreement shall commence on January 1, 2003 and continue until services are no longer needed. Compensation shall be at the agreed rate per page for transcription and/or copy costs, with a minimum transcript charge of \$25. **(Contract No. C20030351)**

SENIOR SERVICES:

18. Amendment No. 2 to Federal Grant **No. C20030005** with the Corporation for National Services. This amendment reflects the award of an additional \$2,440 to assist Senior Services in carrying out a national service program as authorized by the Domestic Volunteer Service Act of 1973. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20030104)**

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19. Resolution authorizing the execution of an Interlocal Agreement between Skagit County and Island Hospital, including the bid award for congregate and home delivered meals for senior citizens. **(Resolution No. R20030268)**
20. Resolution authorizing the execution of an Interlocal Agreement between Skagit County and the Department of Corrections, DBA First Choice Foods, including the bid award for frozen home delivered meals for senior citizens. **(Resolution No. R20030269)**

SHERIFF'S DEPARTMENT:

21. Resolution awarding the bid for the purchase of one 26-30 foot aluminum boat to Armstrong Marine of Port Angeles for the total bid price of \$97,411 plus sales tax. **(Resolution No. R20030270)**
22. Out-of-State Travel Requests for Skagit County Sheriff, Rick Grimstead, County Administrator, Gary Rowe, and Jail Chief, Gary Shand, to attend training provided by the U.S. Department of Justice, National Institute of Corrections. The training will occur in Post Falls, ID from August 11-14, 2003 for a total approximate cost per person of \$304. **(Approved)**

YOUTH & FAMILY SERVICES:

23. Amendment No. 1 to Personal Services Agreement **No. C20030114** with the Child Welfare League of America, which will extend reimbursement for the consultant as well as other expenses in the amount of \$19,500. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20030105)**

PUBLIC WORKS:

24. Letter of Appreciation to Public Works Controller, Trisha Logue, for her conscientious effort in resolving a number of on-going State Audit findings. **(Approved)**
25. Letter of Appreciation to Congressman Rick Larsen for his leadership in garnering support of Skagit County's Federal delegation for the Skagit River Flood Prevention/Salmon Restoration Project and the increase of Corps of Engineers funding for the Skagit River Flood Feasibility Study to \$1 million dollars. **(Approved)**
26. Out-of-State Travel Request for Public Works Director, Chal Martin, to travel to Portland, OR from August 14-15, 2003 to meet with several agency representatives regarding several projects. The total approximate cost is expected to be \$175. **(Approved)**
27. Resolution awarding the bid for the 2003 Bridge Painters Maintenance Cleaning and Painting Project, ES40089-1 and ES40099-1 to Americoat Painting Company for a total bid of \$245,500. **(Resolution No. R20030271)**

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, August 4, 2003, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$71,915.97; and

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Warrants numbered 149407 through 150002 from Clearing Fund 696 in the total dollar amount of \$1,245,885.51.

2. Staff presented a Resolution upholding the Hearing Examiner's Findings of Fact, Conclusions of Law and Decision regarding application SPU #PL99-0132, Shorelines Substantial Development and Variance #PL99-0130 and Critical Areas Variance #PL99-0131 by Concrete Nor'West. Commissioner Munks motioned to approve the resolution and Chairman Dahlstedt seconded the motion, which was carried. Commissioner Anderson voted against the action. **(Resolution No. R20030272)**

PUBLIC COMMENT PERIOD.

No citizens were present for the public comment period.

DISCUSSION AND POSSIBLE ACTION – SET A PUBLIC HEARING FOR CITY URBAN GROWTH AREA INTERIM DEVELOPMENT REGULATIONS.

John Moffat, Chief Deputy Prosecuting Attorney, reported that at the urging of the Western Washington Growth Management Hearings Board in Case No. 03-2-0013c, the County has been engaged in negotiations with the cities regarding adoption of updates to city development regulations and interlocal agreements. To keep these negotiations moving forward, the Planning & Permit Center recommends that the Board schedule a public hearing in August to consider proposed interim development regulations for application in the unincorporated Urban Growth Areas of Anacortes, Burlington, Mount Vernon and Sedro-Woolley.

Commissioner Munks motioned to approve a public hearing on Monday, August 25, 2003 at 10:00 a.m. as outlined by Mr. Moffat. Commissioner Anderson seconded the motion, which passed unanimously. Deliberation and possible action will then take place on Tuesday, August 26, 2003 at 10:00 a.m.

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

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ATTEST:

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