

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, FEBRUARY 9, 2004**

8:00 a.m. – 8:45 a.m.	Work Session – Commissioners
8:45 a.m. – 9:30 a.m.	Work Session – County Administrator
10:00 a.m. – 10:15 a.m.	Public Hearing – Proposed Amendment to a Portion of the Skagit County Code Related to the Emergency Medical Services Commission Composition
10:15 a.m. – 10:30 a.m.	Approval of 2003 Best PLACE Write-Offs/Refunds
*T 10:30 a.m. – 11:00 a.m.	Update On the McIntyre Performing Arts Center
11:00 a.m. – 11:30 a.m.	Consent Agenda and Miscellaneous Items
11:30 a.m. – 11:45 a.m.	Public Comment Period
1:00 p.m. – 2:00 p.m.	Work Session – Solid Waste
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, February 09, 2004 with Commissioners Ted W. Anderson, Don Munks and Kenneth A. Dahlstedt present.

PUBLIC HEARING – PROPOSED AMENDMENT TO A PORTION OF THE SKAGIT COUNTY CODE RELATED TO THE EMERGENCY MEDICAL SERVICES COMMISSION COMPOSITION.

Chairman Anderson opened the public hearing. County Administrator Gary Rowe explained that the code amendment was to reflect changes to the representation on the Emergency Medical Services (EMS) Commission due to the disaffiliation of Affiliated Health Services. The code is being revised to include Skagit Valley Hospital and United General Hospital instead of Affiliated Health Services.

The Commissioners had questions about the Commissioners' representation on the EMS Commission. Mr. Rowe stated that he would check into the matter.

Commissioner Munks moved to close the public hearing since no one was present to speak. Commissioner Dahlstedt seconded the motion, which carried unanimously.

Commissioner Munks moved and Commissioner Dahlstedt seconded the motion to approve the amendment to Skagit County Code Section 2.48 related to the EMS Commission composition as outlined. The motion carried unanimously. **(Ordinance No. O20040003)**

APPROVAL OF 2003 BEST PLACE WRITE-OFFS/REFUNDS.

Director Maggie Thompson presented a resolution and a list of uncollectible accounts for Best PLACE for January 1 through December 31, 2003. Only \$211 of the \$1.5 million in fees collected was deemed uncollectible. Commissioner Munks moved to approve the 2003 Best PLACE write-offs as outlined by Ms. Thompson. Commissioner Dahlstedt seconded the motion, which carried unanimously. **(Resolution No. R20040041)**

Ms. Thompson also presented a resolution to authorize approval of refunds for 2003. She provided a list and the reasons for the refunds. Commissioner Munks moved to approve the 2003 Best PLACE refunds as presented by Ms. Thompson. Commissioner Dahlstedt seconded the motion, which carried unanimously. **(Resolution No. R20040042)**

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UPDATE ON THE MCINTYRE PERFORMING ARTS CENTER.

This item was postponed due to the illness of Joan Penney, who was scheduled to provide the update.

CONSENT AGENDA.

Chairman Anderson and Commissioner Munks raised questions regarding item 3 on the Consent Agenda. It was felt that this was not a role in which Skagit County Government should be involved. Health Department Director, Peter Browning, explained the reasoning behind the contract; however, the Board decided to remove the item from the agenda pending further clarification.

Commissioner Dahlstedt asked Parks and Recreation Director, Bob Vaux, if item 7 had been put out to bid. Mr. Vaux indicated that he thought it had and will provide verification to satisfy the requirements of the State Auditor.

With that, Commissioner Munks motioned to approve the Consent Agenda for Monday, February 9, 2004, items 1 and 2 and items 4 through 29. Commissioner Dahlstedt seconded the motion, which passed with a unanimous vote. Item 3 was pulled from the agenda for further clarification.

COMMISSIONER'S OFFICE:

1. Record of the Proceedings for Monday, February 2, 2004.

EMERGENCY MANAGEMENT:

2. 2004 EMPG/SLA Contract, which is an annual contract between the Washington State Military Department and the Skagit County Department of Emergency Management. This contract provides FEMA Emergency Management Performance Grant (EMPG) funds, to the Department to supplement their budget. The award this year is \$37,698. **(Contract No. C20040057)**

HEALTH DEPARTMENT:

3. Personal Services Agreement with PFLAG SKAGIT to provide support for gay, lesbian, bisexual, transgender and questioning youth, ages 13-19 years. The agreement shall commence on January 1, 2004 and continue through December 31, 2004. Compensation is not to exceed a total of \$5,000. **(This item was removed from the Consent Agenda pending further clarification)**
4. Contract with the Washington State Department of Ecology for a "Coordinated Prevention Grant", which provides funding for mandated solid waste activities performed by the Public Health Department during 2004 and 2005. The total contract award is \$132,000, which provides a State grant share of \$99,000 and a local match of \$33,000. **(Contract No. C20040058)**

PARKS & RECREATION:

5. Resolution appointing Jerry Kaufman, Ray Andrews, Jerry Heller and Don Wick to the Fair Advisory Board. Mr. Kaufman, Mr. Andrews and Mr. Heller will serve a four-year term beginning January 1, 2004 and ending December 31, 2007. Mr. Wick will serve a one-year term ending on December 31, 2004. **(Resolution No. R20040043)**
6. Amendment No. 1 to Cooperative Collection Agreement **No. C20030464** between the Washington State Parks and Recreation Commission and Skagit County Parks and Recreation, which provides an additional \$1,731 to the original contract amount of \$34,478 for a new total of \$36,009. **(Amendment No. A20040043)**

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7. Personal Services Agreement with Skagit Surveyors and Engineers to provide necessary engineering and permitting work for the repair of a bridge located in Hamilton that is part of the Cascade Trail. The bridge was damaged during flood of the Skagit River in the fall of 2003. The agreement shall commence on January 15, 2004 and continue through January 15, 2006. Compensation is not to exceed \$27,000. **(Contract No. C20040059)**
8. Rafting Contract with Pacific Northwest Float Trips for the use of Howard Miller Steelhead Park for commercial float trip launches and exits. The agreement shall commence on January 1, 2004 and continue through December 31, 2004. Compensation shall be paid at the rate of 2% of the Company's end-of-season gross total made on the Skagit River. **(Contract No. C20040060)**
9. Resolution permitting the use of a portion of funds from the Ann Wolford Park sale to purchase the Schein property, known as the Sares Bluff Project, for a permanent park and Open Space use. **(Resolution No. R20040044)**

PLANNING & PERMIT CENTER:

10. Personal Services Agreement with Graham-Bunting & Associates to provide land use planning services as needed for calendar year 2004 at a rate of \$75.00 per hour for principal staff and \$25-\$40 per hour for support staff. The agreement shall commence on January 1, 2004 and continue through December 31, 2004. **(Contract No. C20040061)**
11. Personal Services Agreement with Kelly Services to provide front counter reception during vacations, illnesses, and other unforeseen absences. The agreement shall commence on January 1, 2004 and continue through December 31, 2004. Compensation shall not exceed a total of \$5,000. **(Contract No. C20040062)**

PROSECUTING ATTORNEY:

12. Resolution authorizing a Skagit County Anti-Profiteering Revolving Fund, which will be administered by the County Prosecuting Authority. **(Resolution No. R20030045)**
13. Personal Services Agreement with Joseph P. Mentor and Mentor Law Group, PLLC, to provide consultation and representation relating to water rights and in-stream flow issues. The agreement shall commence on January 1, 2004 and continue until December 31, 2004. Compensation shall not exceed \$75,000. **(Contract No. C20040063)**

PUBLIC DEFENDER:

14. Amendment No. 2 to Personal Services Agreement **No. C20030031** with James W. Nelson, which extends contract services through December 31, 2004. Compensation shall continue to be paid at \$4,000 a month. All other terms and conditions shall remain in effect. **(Amendment No. A20040034)**

SENIOR SERVICES:

15. Resolution **AND** Interlocal Cooperative Agreement between Skagit County and the City of Mount Vernon, which would allow Skagit County Senior Services to annually provide staff, equipment, and materials for the delivery of community based services to the senior citizens of the City. The agreement shall commence on January 1, 2004 and continue through December 31, 2004. Compensation is not to exceed a total of \$39,009. **(Resolution No. R20040046 AND Contract No. C20040064)**

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TREASURER'S OFFICE:

16. Resolution approving 2003 Property Tax Refunds totaling \$177,667.41. **(Resolution No. R20040047)**

YOUTH & FAMILY SERVICES:

17. Personal Services Agreement with Amanda Light, M.A. to provide specialized child, adolescent, adult and family assessment, evaluation and treatment for families and individuals referred by Youth and Family Services staff. The agreement shall commence on January 1, 2004 and continue through December 31, 2005. Maximum annual compensation is not to exceed a total of \$10,000. **(Contract No. C20040065)**
18. Personal Services Agreement with Early Childhood Strategies to provide evaluations of project services for the Kulshan Creek ARIS Program for the program years September 30, 2003 through September 29, 2004 and September 30, 2004 through September 29, 2005. Total compensation shall not exceed \$21,000 per program year. **(Contract No. C20040066)**
19. Personal Services Agreement with DeLlamas & Associates (Joan DeLlamas) to provide specialized child, adolescent, adult and family assessment, evaluation and treatment for families and individuals referred by Youth and Family Services staff. The agreement shall commence on January 1, 2004 and continue through December 31, 2005. Maximum annual compensation is not to exceed a total of \$10,000. **(Contract No. C20040067)**

PUBLIC WORKS DEPARTMENT:

20. Order vacating a portion of County right-of-way known as Erie Street #10890 (Dewey Beach). **(Resolution No. R20040048)**
21. Resolution calling for a Public Hearing regarding the proposed 2004 Comprehensive Solid Waste Management Plan. The hearing will be held on March 9, 2004 at 11:00 a.m. **(Resolution No. R20040049)**
22. Resolution authorizing the sale of excess property to Skagit Valley College. The property is a full-size 1995 Ford sedan, which will be used for the Park Ranger Program for the price of one dollar. **(Resolution No. R20040050)**
23. Resolution accepting the policy recommendations of the Guemes Island Ferry Schedule and Fare Task Force. **(Resolution No. R20040051)**
24. Resolution establishing the Guemes Island Ferry Passage Fare Schedule. **(Resolution No. R20040052)**
25. Resolution establishing the Guemes Island Ferry Departure Schedule. **(Resolution No. R20040053)**
26. Resolution regarding the establishment of a policy for setting the fare revenue requirement for the Guemes Island Ferry. **(Resolution No. R20040054)**
27. Supplemental No. 1 to Standard Consultant Agreement **No. C20020245** with Certified Land Services Corporation, which will provide right-of-way acquisition services for the Main Street/Town of Concrete Project. The completion date is extended to December 31, 2004. All other terms of the contract remain the same. **(Amendment No. A20040035)**

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28. Standard Consultant Agreement with Certified Land Services Corporation to provide right-of-way services relating to the Helmick Road Improvement Project. The agreement shall commence on the date of signature and continue through December 31, 2005. Compensation is expected to total \$145,050. **(Contract No. C20040068)**
29. Local Agency Agreement for State Ad and Award between the State of Washington, Department of Transportation and Skagit County for the Goldenrod Bridge and Road Improvement Project, ES9700-4. The County has requested that the State advertise, award, execute and administer the construction of the Project and the State has agreed to perform the requested work on behalf of the County. The agreement shall commence on the date of signature and continue until a Notice of Physical Completion letter is received. Compensation is expected to total \$263,885. **(Contract No. C20040069)**

MISCELLANEOUS.

1. The Skagit County Board of Commissioners presented certificates to Ed Brown and Lore Schmidt of the Assessor's Office for their outstanding work ethic.
2. Lorna Ellestad of the Public Works Department presented a letter addressed to Colonel Debra Lewis, Army Corps of Engineers. The letter requests that the Corps provide further clarification, through the submission of an additional letter, to the Economics/Operations Working Group. This would address the need to revise the Baker basin hydrology and clarifying the Corp's position on additional flood storage at the Baker River Project.

Commissioner Munks motioned to approve the letter to Colonel Lewis. Commissioner Dahlstedt seconded the motion, which passed unanimously. **(Approved)**

3. Brandon Black, Planning and Permit Center, requested a date and time for the signing of a long plat. Commissioner Munks made a motion to approve the date and time of Tuesday, February 17, 2004 at 11:45 a.m. to sign the long plat. The motion was seconded by Commissioner Dahlstedt and passed unanimously. **(Approved)**
4. 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, February 9, 2004, 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 \$98,595.20 (Transmittal No. C-16-04); and

Warrants numbered 163081 through 163386 from Clearing Fund 696 in the total dollar amount of \$3,417,939.07 (Transmittal No. C-17-04).

PUBLIC COMMENT PERIOD.

Don Bockelman, 30623 South Skagit Highway, Sedro-Woolley, spoke about a number of questions that came up during the submittal of his short plat regarding water issues.

Jim Neff, 10901 Peter Anderson Road, Burlington, expressed dismay over continued flooding on his property. He indicated that staff from the Soil Conservation District will be viewing his farming site off of Green Road in Burlington and asked if someone from Surface Water Management could be there as well. Chairman Anderson said he would check on that and get back to him.

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Bob Cushen, 24942 Graber Lane, Sedro-Woolley, said there has been confusion amongst the fire districts about the rule that Fire Marshal Fred Wefer is imposing. He would like to see the Commissioners form a committee to review all fire regulations so that everyone is on the same page.

Chairman Anderson suggested having a work session for clarification purposes. Mr. Cushen said he would talk to the other parties and schedule a work session in the near future.

Jim Hinton, 23639 Gunderson Road, Mount Vernon, echoed what Mr. Cushen said and added that there is a lot of burning that isn't being done right and that isn't being checked. Commissioner Munks said that questions have been asked but nothing has been resolved. Therefore, a work session would be a good beginning.

ADJOURNMENT.

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

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Ted W. Anderson, Chairman

Don Munks, Commissioner

Kenneth A. Dahlstedt, Commissioner

ATTEST:

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