

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY COMMISSIONERS
MONDAY, JULY 12, 2004**

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| 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. | Bid Opening – One Self-Propelled Street Sweeper |
| 9:45 a.m. – 10:00 a.m. | Bid Opening – Skagit County Courthouse/Administration Building HVAC Improvements |
| 10:00 a.m. – 10:15 a.m. | Bid Opening – Skagit County Hearing Room Audio/Video Equipment and Installation |
| 10:15 a.m. – 10:45 a.m. | Consent Agenda and Miscellaneous Items |
| 10:45 a.m. – 11:00 a.m. | Public Hearing – 2004 Budget Amendments |
| 11:00 a.m. – 11:15 a.m. | Public Comment Period |
| 11:15 a.m. – 2:00 p.m. | Quarterly Luncheon with Area Mayors (Ferry Street Grill & Bar - 208 Ferry Street, Sedro-Woolley) |
| *T 2:00 p.m. – 3:00 p.m. | <u>Planning and Permit Center – Lou Haff, Interim Director</u> <ol style="list-style-type: none">1. Request to Schedule a Time for a Public Meeting to Approve a Final Planned Unit Residential Development (“PURD”)2. Status Report and Update on Work Program Projects3. Miscellaneous |
| *T 3:00 p.m. – 4:00 p.m. | <u>Public Works Department – Chal Martin, Director</u> <ol style="list-style-type: none">1. Presentation – Morris Street Improvement Project and Roundabout Plaque2. Discussion – 2005-2010 Six-Year Transportation Improvement Program3. Discussion – Anderson/La Venture Road Extension Project4. Discussion – Potential Cockreham Island Buy-Out Study5. Signature – Letter from the Board to the Lake McMurray Lake Management District6. Discussion – FERC Relicensing7. Miscellaneous |
| 4:00 p.m. – 4:30 p.m. | Work Session – Operations Division Manager/Road District Maintenance Supervisors |

The Skagit County Commissioners met in regular session on Monday, July 12, 2004 with Commissioners Ted W. Anderson, Don Munks and Kenneth A. Dahlstedt present.

BID OPENING – ONE SELF-PROPELLED STREET SWEEPER.

Dub Queen and Greg Dennis from Public Works opened the following bids for one new latest model self-propelled street sweeper:

Clyde West
9615 W. Marginal Way South
Seattle, WA 98108

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Bid Bond Enclosed
Total Bid Amount: \$37,202.46

Western Power & Equipment
12406 Mukilteo Speedway
Mukilteo, WA 98275
Bid Bond Enclosed
Total Bid Amount: \$36,224.49

Special Asphalt Products
P. O. Box 83295
Portland, OR 97283
Bid Bond Enclosed
Total Bid Amount: \$33,458

Ben-Ko-Matic Brush & Equipment
12715 NE Whitaker Way
Portland, OR 98230
Bid Bond Enclosed
Total Bid Amount: \$36,274.66

Mr. Queen indicated that the bids would be reviewed and a recommendation would be forthcoming.

BID OPENING – SKAGIT COUNTY COURTHOUSE/ADMINISTRATION BUILDING HVAC IMPROVEMENTS

Facility Management Director, Roger Howard, opened the following bids for HVAC improvements to the Skagit County Courthouse/Administration Building:

Design Air, Ltd.
8657 South 190th Street
Kent, WA 98031
Bid Bond Enclosed
Base Bid Amount: \$227,400
Alternate No. 1: \$29,500

Ebenal General, Inc.
4326 Pacific Highway
Bellingham, WA 98226
Bid Bond Enclosed
Base Bid Amount: \$149,000
Alternate No. 1: \$34,700

Roosendaal-Honcoop Construction, Inc.
5977 Guide Meridian
Bellingham, WA 98226
Bid Bond Enclosed
Base Bid Amount: \$161,200
Alternate No. 1: \$28,000

Mr. Howard said the bids would be reviewed and he would then bring forward a recommendation.

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BID OPENING – SKAGIT COUNTY HEARING ROOM AUDIO/VIDEO EQUIPMENT AND INSTALLATION.

Mr. Howard received one bid for the installation of audio/video equipment for the Skagit County Hearing Room as follows:

Dimensional Communications
1220 Anderson Road
Mount Vernon, WA 98274
Bid Bond Enclosed
Base Bid Amount: \$92,524
Alternate No. 1: \$2,779
Alternate No. 2: \$2,540
Alternate No. 3: \$2,999
Alternate No. 4: \$1,150

Mr. Howard said the bid would be reviewed and a recommendation would be forthcoming.

CONSENT AGENDA.

Commissioner Munks motioned to approve the Consent Agenda for Monday, July 12, 2004, items 1 through 27. Commissioner Dahlstedt seconded the motion, which passed unanimously.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, July 6, 2004.

BUDGET & FINANCE:

2. Resolution awarding additional Hotel/Motel tax funding of \$10,000 to the Skagit County Chamber Executive Director's Association and \$10,000 to be set aside for the 2010 Olympics from 2004 funds. **(Resolution No. R20040241)**
3. Interlocal Cooperative Agreement, per Resolution No. R20040093, between Skagit County and Northwest Youth Services to distribute \$32,523 in low-income housing funds per Substitute House Bill 2060. The agreement shall commence on the date of execution and remain in effect through December 31, 2004. **(Contract No. C20040298)**

CORONER:

4. Personal Services Agreement with Daniel Selove, M.D. to provide autopsy services effective August 1, 2004 through December 31, 2005. Compensation shall vary depending on the services being rendered. **(Contract No. C20040299)**

EMERGENCY MANAGEMENT:

5. Personal Services Agreement with Alan V. Brunacini to conduct a seminar on the Incident Command System and response to Weapons of Mass Destruction incidents. The agreement shall commence on May 20, 2004 and end on May 21, 2004. Compensation will total \$4,000. **(Contract No. C2040300)**

FACILITY MANAGEMENT:

6. Amendment No. 1 to Vendor Services Agreement No. C20030353 with Culligan Water, Inc. to provide an additional dispenser and weekly bottled water delivery to the Office of Assigned Council. All other terms and conditions of the original contract shall remain in effect. The

current contract amount is sufficient to cover the additional cost. (**Amendment No. A20040128**)

GEOGRAPHIC INFORMATION SYSTEMS:

7. Addendum No. 1 to Order Supplement **No. C20040020** (Geobase & MSAG Public Safety System Services) of Customer Service Agreement **No. C20040448** between Skagit County and Skagit 911. The addendum sets forth an amendment to Section 7.2.1, Supplemental Costs For Professional Development, which further specifies how the professional development allowance is to be partitioned between the County and the Customer and changes the professional development allowance from \$3,000 per year to \$6,000 per budget year. All other terms and conditions of the original agreements shall remain in full force and effect. (**Amendment No. A20040129**)

HUMAN SERVICES:

8. Amendment No. 1 to County Program Agreement **No. C20030441** with the State of Washington, Department of Social and Health Services, which transfers client funds in the amount of \$25,860 to Snohomish County for clients with developmental disabilities who have relocated from Skagit County to Snohomish County, thus reducing the original contract amount to \$1,504,894. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20040130**)
9. Interlocal Cooperative Agreement, per Resolution **No. R20030282**, between Skagit County and Educational Service District 105, which will act as the fiscal agent for the Northwest High Intensity Drug Trafficking Area (HIDTA) Federal funding from the Office of National Drug Control Policy. These funds, in the amount of \$35,000, allow for continued support to the Kulshan Creek Neighborhood Station Outreach Substance Abuse Prevention Project in the City of Mount Vernon. The agreement became effective on January 1, 2004 and shall continue through December 31, 2004. (**Contract No. C20040301**)
10. Personal Services Agreement with Compass Health to provide Substance Abuse Treatment Crisis Services such as emergency interventions and sobering services. The agreement shall commence on April 1, 2004 and continue through June 30, 2005. Compensation shall not exceed a total of \$220,338. (**Contract No. C20040302**)

PLANNING & PERMIT CENTER:

11. Personal Services Agreement with Berryman & Henigar, Inc. to provide services for the preparation of the Fidalgo Island Subarea Plan. The agreement shall commence on June 1, 2004 and continue through November 30, 2005. Compensation shall not exceed the maximum budget of \$69,575. (**Contract No. C20040303**)
12. Personal Services Agreement with Ravenhead Municipal Services to aid in the daily operations, bookkeeping and Sub-Area Board chores for the Edison Sub-Area Clean Water District. The agreement shall commence on July 2, 2004 and continue through July 2, 2006. Compensation shall not exceed a total of \$20,299.92. (**Contract No. C20040304**)
13. Amendment No. 3 to Washington State Water Pollution Control Revolving Fund Loan Agreement **No. 005147** between the State of Washington Department of Ecology and Skagit County. This allows the County to be reimbursed for funds in the amount of \$1,400 already spent on eligible billings, thereby increasing the total loan amount to \$57,500. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20040131**)

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YOUTH & FAMILY SERVICES:

14. County Program Agreement (ESSB 5903 Disposition Alternatives) between Skagit County and the State of Washington Department of Social and Health Services to provide services to youth in their local communities as an alternative to having them committed to Juvenile Rehabilitation. The effective date of the amendment is July 1, 2004 and it will continue through June 30, 2005. No additional compensation is being paid. **(Contract No. C20040305)**
15. Interlocal Cooperative Agreement, per Resolution No. 17300, between Skagit County and the La Conner School District to provide services to Latino youth, which will reduce the occurrence of truancy and school dropout. This contract will allow for County provision of five hours of Truancy Specialist time per week to work with Latino youth and their families in the Kulshan Creek neighborhood of Mount Vernon. The agreement shall commence on July 1, 2004 and continue through May 31, 2005 for a total amount of \$5,542. **(Contract No. C20040306)**
16. Personal Services Agreement with Judith Bosworth to provide specialized child, adolescent, adult and/or family assessment, evaluation, and treatment (group and/or families), consultation, education classes, monitoring with written reports as required, court testimony, and training as referred by the Department. The agreement shall commence on July 1, 2004 and continue until June 30, 2006. Compensation shall not exceed a total of \$10,000. **(Contract No. C20040307)**

PUBLIC WORKS:

17. Resolution authorizing an appropriation of \$15,000 in support of the Skagit Watershed Council and its salmon recovery efforts in Skagit County. **(Resolution No. R20040242)**
18. Resolution authorizing an appropriation of \$15,000 in support of the Skagit Fisheries Enhancement Group and its salmon recovery efforts in the Skagit and Samish River Watersheds. **(Resolution No. R20040243)**
19. Amendment No. 2 to Personal Services Agreement **No. C20020407** with Semrau Engineering and Surveying for the Bayview Watershed Study. This amendment revises the Scope of Work to allow for Phase II of the study, which includes additional hydraulic modeling and the Capital Facilities Plan. It also adds an additional \$98,800 to the contract for a new total of \$183,341 and extends the expiration date from December 31, 2004 to September 30, 2005. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20040132)**
20. Supplemental Agreement No. 2 to Standard Consultant Agreement **No. C20020245** with Certified Land Services Corporation to provide right-of-way acquisition services for the Main Street/Town of Concrete Project. The agreement will increase the maximum amount payable by \$900 for a new contract amount of \$20,900. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20040133)**
21. Interagency Agreement between Skagit County and the State of Washington Department of Natural Resources to provide reimbursement of \$20,000 in expenses incurred during the removal phase of a creosote log inventory and removal project along Skagit County marine shorelines on behalf of the Skagit Marine Resources Committee. The agreement shall commence on June 15, 2004 and continue through June 30, 2005. **(Contract No. C20040308)**
22. Local Agency Standard Consultant Agreement with Pharos Corporation for property appraisals and right-of-way services for the Farm to Market Road Project. The agreement shall commence on the date of execution and continue through June 30, 2006. Compensation is not to exceed \$31,533.87. **(Contract No. C20040309)**
23. Street Light Contract between Skagit County and Intolight (Puget Sound Energy) to furnish street light installation for the Guemes Ferry Parking Lot. The installation fee is \$19,295.22 plus a

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monthly facility and energy fee. The contract shall become effective on the date of execution.
(Contract No. C20040310)

24. Supplement No. 1 to Standard Consultant Agreement **No. C20040186** with Pacific International Engineering, PLLC related to the Skagit River Flood Reduction Project. This amendment will allow costs budgeted per task to be exceeded with written permission of the Public Works Director, as long as the total contract maximum amount payable is not exceeded. It will become effective on June 1, 2004. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20040134)**
25. Lease Agreement with NEXXPOST/Hasler Leasing for the replacement of the Public Works postage machine and meter. The agreement shall commence on April 1, 2004 and continue through April 1, 2009 for a total cost of \$6,780. **(Contract No. C20040311)**
26. Resolution awarding the contract for the Main Street Reconstruction Project No. ES 9700-5 to Snelson Companies, Inc. **(Resolution No. R20040244)**
27. Construction Contract with Snelson Companies, Inc. to provide for the construction of approximately 1,800 feet of Main Street in the Town of Concrete, Project No. ES 9700-5, for a total of \$1,134,900.75. The agreement shall commence on the date of execution and continue until the project is completed. **(Contract No. C20040312)**

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, July 12, 2004, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrants numbered 174228 through 175082 from Clearing Fund 696 in the total dollar amount of \$4,019,782.59 (Transmittal No. C-89-04); and

Warrants numbered 175083 through 175225 from Clearing Fund 696 in the total dollar amount of \$182,605.32 (Transmittal No. C-90-04); and

ACH Transfer and Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$50,546.22 (Transmittal No. C-91-04); and

Payroll warrants numbered 963362 through 963500 in the total dollar amount of \$167,885.94 (Transmittal No. P-25-04); and

Payroll warrants numbered 147953 through 148972 in the total dollar amount of \$1,080,623.45 (Transmittal No. P-26-04).

PUBLIC HEARING – 2004 BUDGET AMENDMENTS.

Budget/Finance Administrator, Trisha Logue, outlined the proposed 2004 budget amendments. Chairman Anderson opened the public hearing.

Louie Requa, Skagit Surveyors and Engineers, questioned the trail between Burlington and Sedro-Woolley and asked if grant money was involved. Ms. Logue indicated that it was not. Mr. Requa said his company was asked by the City of Sedro-Woolley to research that proposal; however, the work ended suddenly when a determination was made that there was no separation between the State highway right-

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of-way and the Burlington Northern right-of-way at District Line Road. Chairman Anderson remarked that the proposal has now been brought back to life.

There being no further public testimony, Commissioner Munks motioned to close the public hearing, which was seconded by Commissioner Dahlstedt. The public hearing was closed.

Commissioner Munks motioned to approve the 2004 budget amendments as outlined by Ms. Logue. Commissioner Dahlstedt seconded the motion, which passed unanimously. **(Resolution No. R20040245)**

PUBLIC COMMENT PERIOD.

Mr. Requa spoke about a compliance order from the Western Washington Growth Management Hearings Board, No. 03020012-c, regarding the City of Sedro-Woolley and Friends of Skagit County vs. Skagit. He said the decision that was made invalidated Resolution No. R20030160, which was the Commissioner's decision not to adopt Sedro-Woolley Ordinance No. 1428-02, imposing certain requirements on the subdivision of property within the Urban Growth Area (UGA). Mr. Requa asked if there was a section in that ordinance which gives the Public Works Department the authority to decide what infrastructure requirements are needed for a CaRD short plat in the UGA. He also asked if there would be any change to the Interim Ordinance prior to the first compliance deadline of August 3, 2004 so that an application could be submitted with the assurance of a letter of completeness.

Chairman Anderson responded that Interim Director, Lou Haff, would be addressing this issue during this afternoon's Planning and Permit Center agenda.

David Faddis, 48021 Moen Road, Concrete, raised questions with regard to money that has been spent following the October 2003 flooding of Bacon Creek. He asked the Board for assistance to help with this situation. Chairman Anderson suggested that Burton Reanier, Interim Surface Water Manager, review the situation and see if Public Works could provide technical assistance.

PLANNING & PERMIT CENTER – LOU HAFF, INTERIM DIRECTOR

1. Request to Schedule a Time for a Public Meeting to Approve a Final Planned Unit Residential Development ("PURD").

Brent Morrow of the Planning & Permit Center asked the Board to schedule a date and time to hold a public meeting to approve a final Planned Unit Residential Development for Pressentine Ranch, PL00-0853. Commissioner Munks motioned to set aside Monday, August 9, 2004 at 9:30 a.m. for the meeting, which was seconded by Commissioner Dahlstedt and passed unanimously.

2. Status Report and Update on Work Program Projects.

Tim DeVries and other Planning & Permit Center employees conducted an evening training for the building community with regard to the new International Residential Code. Mr. DeVries stated that the session was attended by over 100 people and was very successful and well received.

Mr. Haff spoke about projects that were determined to be incomplete by the new lot certification ordinance. The Growth Management Hearings Board order, with respect to UGAs, states that we are to stop allowing development that doesn't produce approved urban standards. Some short plat activity was being allowed, which was a compromised urban standard. Mr. Haff said he wasn't comfortable approving any projects in the manner that he would have two months ago without speaking to the Commissioners.

Mr. Haff suggested that his department work with the County's legal staff to reach a solution that would cure the Hearings Board order or at least reach consistency with it. Until that is done, Mr. Haff said his comfort level is not very high in approving projects that are in this interim status.

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The Board asked Mr. Haff to handle this matter in an expeditious manner. Chairman Anderson also asked that street and sidewalk standards be discussed as well.

Gary Christensen, Assistant Director, provided summary reports on the Fidalgo Island Subarea Planning Process, the Guemes Island Coastal Zone Management Grant and Subarea Planning Process, and the Bayview Ridge Subarea Planning Process.

Associate Planner, Guy McNally, reviewed the progress being made with regard to the Master Planned Resort, the Forest Natural Resource Land Reclassification, and the 2005 Growth Management Act Update on Comprehensive Plan and Development Regulations.

3. Miscellaneous.

Kirk Johnson, Senior Planner, briefed the Board on the following subjects:

- a) Deadline for the 2004-2005 Comprehensive Plan Amendment Proposals
- b) Implementation of Ordinance No. O20040010, Sign Code
- c) Non-motorized Transportation Plan
- d) Processing of the 2003 Amendments to the Comprehensive Plan

Mr. Morrow requested the Board's approval to install a private grinder pump station and connect to a sewer force main located on the west side of Highway 99 North Road (P107975). He indicated that this is pursuant to an existing Interlocal Cooperative Agreement.

Commissioner Munks made a motion to approve the request as presented. Commissioner Dahlstedt seconded the motion and it passed unanimously.

PUBLIC WORKS DEPARTMENT – CHAL MARTIN, DIRECTOR

1. Presentation – Morris Street Improvement Project and Roundabout Plaque.

Director, Chal Martin, presented a plaque to former Skagit County Commissioner, Bob Hart, in addition to the three current County Commissioners. The plaques are being given to recognize the efforts of all of those involved with the Morris Street Improvement Project and the Roundabout in La Conner.

2. Discussion – 2005-2010 Six-Year Transportation Improvement Program.

County Engineer, Steve Flude, reviewed the following new road projects that are among those being considered for inclusion on the 2005-2010 Six-Year Transportation Improvement Program:

- Anderson/ LaVenture extension
- Lake Terrace/Little Mountain Road
- A new Skagit River Bridge
- Study of Interstate 5 at the Hickox Road exit

Mr. Flude said a public meeting will take place at the Sedro-Woolley Senior Center on Tuesday, July 13, 2004 from 6-8 p.m. to receive public input.

3. Discussion – Anderson/LaVenture Road Extension Project.

Mr. Flude discussed the proposed Anderson/LaVenture Road Extension Project, which would extend the Interstate 5 Anderson Road exit to LaVenture Road. He provided a photograph of the area and indicated that this would be a good package to present to our federal and state legislators.

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4. Discussion – Potential Cockreham Island Buy-Out Study.

Mr. Reanier provided a brief review of the Cockreham Island Buy-out proposal. He said there are 154 properties that should be considered, which total 1,600 acres. There may be up to 40 families involved in relocating from these lands.

Chairman Anderson stated that there needs to be a total buy-out, and all the buildings must be removed so that the land can be restored to its natural state.

Mr. Martin said the Department would like to begin the analysis using drainage utility funds and then proceed with the restoration work with financial help from Puget Sound Energy and Seattle City Light.

Commissioner Munks said he thinks the Tribes should be a financial partner as well because this project will provide fish restoration. Mr. Reanier said the Upper Skagit Indian Tribe has been invited to participate in deliberations, and they are in agreement with the proposal. Commissioner Dahlstedt also stressed the importance of asking the Tribe for financial participation.

5. Signature – Letter from the Board to the Lake McMurray Lake Management District.

Public Works Administrator, Dave Brookings, presented a letter to the Board addressed to the Lake McMurray Lake Management District #2 Advisory Committee members. It is in response to recent correspondence received from the Advisory Committee regarding their concerns about the lake level at Lake McMurray. Mr. Brookings indicated that the letter explains what measures the County has taken to address lake level concerns and proposes a study to further define the problem and recommend solutions.

Commissioner Dahlstedt motioned to sign the letter to the Lake McMurray Lake Management District #2 Advisory Committee as presented. Commissioner Munks seconded the motion, which passed unanimously.

6. Discussion – FERC Relicensing.

Mr. Martin said a counter proposal was received from Puget Sound Energy for flood control in the Baker system. There are several contingencies attached; however, he finds it encouraging that discussions are continuing.

A discussion ensued in regard to the specifics of the proposal.

7. Miscellaneous.

There were no miscellaneous Public Works items to discuss.

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

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Don Munks, Commissioner

Kenneth A. Dahlstedt, Commissioner

ATTEST:

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