

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, SEPTEMBER 27, 2004**

8:00 a.m. – 8:45 a.m.	Work Session – Commissioners
8:45 a.m. – 9:30 a.m.	Work Session – County Administrator
*T 10:00 a.m. – 10:45 a.m.	Department Head Meeting
*T 10:45 a.m. – 11:00 a.m.	Update – Human Services Department
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 – Notice of Intention for Annexation Filed by the City of Sedro-Woolley, No. 04-10 (Janicki Property)
1:30 p.m. – 3:30 p.m.	Executive Session (As Needed) – Personnel, Litigation and Land Acquisition
*T 4:00 p.m. – 4:15 p.m.	Proclamation – 4-H Week in Skagit County – October 3-9, 2004

The Skagit County Board of Commissioners met in regular session on Monday, September 27, 2004, with Commissioners Ted W. Anderson, Don Munks and Kenneth A. Dahlstedt present.

**DEPARTMENT HEAD MEETING.**

During the monthly Department Head meeting, the following items were discussed:

- A brief update was given on the proposed new Behavioral Health Crisis Triage Center. David Asia, Substance Abuse Coordinator, indicated that plans are still under way on a new 12-bed triage facility. A public hearing will be held at the City of Mount Vernon Council Chambers on October 12, 2004, at 6:00 p.m. where public input will be received.
- County Administrator, Gary Rowe, clarified several concerns regarding the relocation of the Commissioner's Office. The offices will be moving on Monday, October 4, 2004, to the Continental Building, located at 1800 Continental Place. Interoffice mailboxes will be moved outside of the Human Resources Department. Car pool keys and hearing room reservations and keys will be coordinated through Human Resources, as well.
- Parks and Recreation Director, Bob Vaux, provided a PowerPoint presentation on the recent acquisition of the Montgomery-Duban Headlands Park, located on Fidalgo Island.
- Dyvon Havens, Horticulture Extension Agent, announced that the Festival of Family Farms will be held on October 2-3, 2004. She noted that it is in its sixth year and continues to be a great way to educate the public.
- Amanda Proudfoot of the WSU Extension Office invited everyone to attend the reading of a proclamation this afternoon proclaiming October 3-9, 2004, as National 4-H Week in Skagit County.
- Chairman Anderson announced the appointment of Keith Tyne as the new Skagit County Public Defender. Mr. Tyne has been filling in as Interim Director for the past several months in the absence of Gary Gaer.

**UPDATE – HUMAN SERVICES DEPARTMENT.**

Maile Acoba, Human Services Director, provided an update of the following items concerning the Human Services Department:

**1. 7% alcohol taxes from cities and counties**

- According to WAC, 2% of municipal and county alcohol excise taxes are to be set aside for the support of adult detoxification/sobering/stabilization services.
- In the late 1980s, county municipalities and the county itself agreed to raise their respective contributions to 7%. These additional dollars provided more realistic financial support for the 7 detox beds and assured law enforcement better access to those beds.
- Skagit Recovery Center, the service provider during this period, invoiced the cities and county directly on a quarterly basis for these dollars.
- On March 30, 2004, Skagit Recovery Center stopped providing detox services to adults in Skagit County. Their last billing for these tax dollars was for the 1<sup>st</sup> quarter of 2004 (January – March).
- In April, 2004, Skagit County Human Services contracted with Compass Health to provide sobering and stabilization services (the equivalents of detoxification services) for Skagit County (which has resulted in the development of Skagit County's Behavioral Crisis Triage Center – one program providing crisis services to both mental health and substance abusing clients).
- In April, 2004, Human Services began conversations with the county and cities to design agreements which would enable Human Services to bill quarterly for those dollars.
- Agreements with Mount Vernon, Burlington, Anacortes, and Sedro Woolley will require interlocal agreements.
- Once the interlocal agreements are in place, Skagit County Human Services can begin invoicing the cities and the counties for their respective 7% share of the alcohol excise taxes to apply to chemical dependency services.
- These tax dollars will continue to support crisis intervention, sobering, and stabilization services for Skagit County.

**2. Special Use Permit Hearing for proposed 12 bed Behavioral Crisis Triage Center (October 12, 6pm)**

- Currently, Compass Health is contracted to provide 12 beds for mental health respite, sobering, and stabilization services.
- The present facility has a 6 bed capacity.
- The proposed facility at 1601 E. College Way will allow 12 beds
- Programming at this facility has been developed in collaboration with law enforcement, emergency room personnel, and both the County Mental Health and Substance Abuse Boards.
- There appears to be some neighborhood opposition to the project
- Citizen, agency, and governmental support at this important hearing are critical to timely and successful implementation.

**3. Mental Health Court proceedings in district court**

- All necessary people are in place for an initial Mental Health Court (district court level) hearing on October 4<sup>th</sup>.
- Treatment and criminal justice staff are discussing appropriate referrals for October 4<sup>th</sup>.

**4. Update on Medicaid impact on local mental health Services**

- Historically, the NSMHA (RSN) has utilized local mental health funds as a match for federal Medicaid dollars.
- With the new Medicaid rules requiring Medicaid dollars to be used only for Medicaid clients, any funds used as match must also be used for services for only Medicaid clients.
- County Coordinators in the region are in agreement that local funds should no longer be committed as match.

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**CONSENT AGENDA.**

Commissioner Munks motioned to approve the Consent Agenda for Monday, September 27, 2004, items 1 through 26 and items 28 and 29. Commissioner Dahlstedt seconded the motion, which passed unanimously. Item 27 was removed from the agenda pending further information.

**COMMISSIONERS' OFFICE:**

1. Record of the Proceedings for Monday, September 20, 2004.
2. Record of the Proceedings for Tuesday, September 21, 2004.

**BUDGET AND FINANCE:**

3. Resolution authorizing the execution of Interlocal Cooperative Agreements regarding library services with the Cities of Anacortes, Burlington, Mount Vernon, Sedro-Woolley and the Town of Concrete. **(Resolution No. R20040342)**
4. Interlocal Cooperative Agreement with the Town of Concrete to provide funds to assist the Town in providing library services to the citizens of unincorporated Skagit County. The term of this agreement is January 1, 2004 to December 31, 2004. Compensation totals \$2,000. **(Contract No. C20040425)**
5. Interlocal Cooperative Agreement with the City of Burlington to provide funds to assist the City in providing library services to the citizens of unincorporated Skagit County. The term of this agreement is January 1, 2004 to December 31, 2004. Compensation totals \$6,118. **(Contract No. C20040426)**

**FACILITIES MANAGEMENT:**

6. Resolution awarding the bid for the Skagit County building demolition/removal and parking lot construction to Interwest Construction, Inc. for the low bid of \$210,674. **(Resolution No. R20040343)**

**FARMLAND LEGACY PROGRAM:**

7. Resolution AND Interlocal Cooperative Agreement between Skagit County and the United States of American Commodity Credit Corporation for the Farm and Ranch Lands Protection Program. The Skagit County Farmland Legacy Program has been awarded \$408,950 in matching funds for the purchase of development rights on agricultural lands in the County. The term of the agreement shall commence on the date of signature and continue through September 30, 2006. **(Resolution No. R20040344) AND (Contract No. C20040427)**

**HEALTH DEPARTMENT:**

8. Amendment No. 11 to the 2003-2004 Consolidated Contract **No. C20020436** between the Skagit County Health Department and the Washington State Department of Social and Health Services. The amendment adds an additional \$49,851 to the VFC Immunizations, Obesity Prevention, Bioterrorism Focus E and Healthy Child Care WA programs, for total contract consideration of \$1,222,910. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20040177)**
9. Amendment No. 1 to the Coordinated Prevention Grant Agreement **No. C20040058** between the Skagit County Health Department and the State of Washington Department of Ecology. The amendment adds a new project entitled "Targeted SQG's" to the Scope of Work, which will assess the current level of knowledge and practices regarding hazardous waste disposal within the Skagit

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County dental community and dry cleaners. Compensation is increased by \$15,000 for a new contract total of \$114,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20040178)**

**HUMAN RESOURCES:**

10. Resolution appointing Keith Tyne as Director of the Public Defender's Office, effective September 1, 2004. **(Resolution No. R20040345)**

**HUMAN SERVICES:**

11. Resolution appointing Barbara Hjort to the Developmental Disabilities Advisory Board effective September 17, 2004, and expiring on September 16, 2007. **(Resolution No. R20040346)**
12. Resolution appointing Marilyn Lupinacci to the Skagit County Mental Health Advisory Board effective October 1, 2004, and expiring on September 30, 2007. **(Resolution No. R20040347)**
13. Resolution re-appointing Mary Good to the Skagit County Mental Health Advisory Board effective October 1, 2004, and expiring on September 30, 2007. **(Resolution No. R20040348)**
14. Resolution appointing Peter D. Chipalla to the Developmental Disabilities Advisory Board effective September 17, 2004, and expiring on September 16, 2007. **(Resolution No. R20040349)**

**PARKS, RECREATION AND FAIR:**

15. Vendor Services Agreement with International Cash Systems LLC to provide ATM service for the duration of the 2004 Skagit County Fair. The Contractor will compensate Skagit County \$.75 per transaction. The agreement shall commence on August 10, 2004 and expire on August 14, 2004. **(Contract No. C20040428)**

**PLANNING & PERMIT CENTER:**

16. Resolution upholding the Hearing Examiner's Findings of Fact, Conclusions of Law and Decision regarding Special Use Permit Application No. PL02-0149, submitted by the Alverson Tract Owners Association. **(Contract No. C20040350)**

**PROSECUTING ATTORNEY:**

17. Partial Satisfaction and Release of Judgment as it relates to Leonard and Jeanne Halverson, which will pay \$1,211.08 for said Release. **(Approved)**

**RISK MANAGEMENT:**

18. Personal Services Agreement with Dumas and Associates to provide professional facilitation and mediation services as requested. The agreement shall commence on October 1, 2004, and continue until December 31, 2005. Compensation is not to exceed a total of \$6,000. **(Contract No. C20040429)**

**SHERIFF'S OFFICE:**

19. Resolution authorizing a call for a public hearing for the disposal of one surplus airplane. The hearing will be held on Monday, October 11, 2004, at 10:30 a.m. **(Resolution No. R20040351)**

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**TREASURER'S OFFICE:**

20. Vendor Services Agreement with McMillan Brothers Auction, Inc. to provide auctioneering services for the Skagit County surplus auction on October 1, 2004, to be held at the County road shop located at 201 East Avon in Burlington, Washington. The agreement shall commence on August 30, 2004 and continue until August 30, 2005. No compensation is being paid for this service. **(Contract No. C20040430)**

**PUBLIC WORKS DEPARTMENT:**

21. Resolution setting a construction period of three weeks for Skagit County Road Project No. 40008-3, South Fork Bridge Deck Overlay, which is scheduled to begin the day after the end of the 2004-2005 Conway School District school year. **(Resolution No. R20040352)**
22. Resolution amending Resolution **No. 014437**, establishing the Guemes Island Ferry Departure Schedule. The amendment will accommodate an 8:30 a.m. run and a 3:45 p.m. run. **(Resolution No. R20040353)**
23. Vendor Services Agreement with Island Building and Marine to provide needed maintenance to the Sinclair Island dock, conduct emergency repairs to roads, remove downed trees, unplug ditches, and transport crews to the Island for road maintenance projects. The agreement shall commence on October 5, 2004 and continue until October 5, 2005. Compensation is not to exceed a maximum of \$10,000. **(Contract No. C20040431)**
24. Resolution AND Interlocal Cooperative Agreement with the City of Mount Vernon, which allows the City to contribute \$25,000 in calendar years 2005 and 2006 in support of the Skagit River Feasibility Study. The agreement shall be from January 1, 2004 through December 31, 2006. **(Resolution No. R20040354) AND (Contract No. C20040432)**
25. Vendor Services Agreement with Ultra Tank Services, Inc. to decommission buried tanks, which includes the removal of tanks and disposal of fluid for the Town of Concrete Main Street Project. The agreement shall commence on August 9, 2004, and continue until August 9, 2005. Compensation is not to exceed a maximum of \$7,027. **(Contract No. C20040433)**
26. Supplement No. 1 to Local Agency Standard Consultant Agreement **No. C20030329** with Widener & Associates, which provides continued permit coordination and environmental support during the construction of the Goldenrod Bridge & Road Improvement Project. The amendment also extends the completion date to September 30, 2005 and provides increased compensation of \$10,304 for a new contract total of \$50,305. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20040179)**
27. Amendment No. 1 to Agreement **No. 01130** between Skagit County and Snee-oosh Land Company, which calls for the County to assume responsibility for providing electrical power and maintenance of the Snee-oosh pump and existing pipeline in its entirety. At the time the original agreement was negotiated, the Drainage Utility Fund did not exist; however, the Company now pays into the Fund and has requested that the original agreement be amended to reflect the change. All other terms and conditions of the original contract shall remain in effect. **(This item was removed from the agenda pending further information)**
28. Personal Services Agreement with Gerald E. Weed, P.E. to provide an evaluation of the organization structure of the Skagit County Public Works Department as it currently exists and review of the recently proposed departmental reorganization as presented to the County Commissioners. The agreement shall commence on October 1, 2004 and continue until December 31, 2004. Compensation shall be paid at the rate of \$133 per hour, not to exceed 100 hours. **(Contract No. C20040434)**

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29. Local Agency Standard Consultant Agreement with OTAK, Inc. to provide environmental, geotechnical, right-of-way services and project planning and/or coordination for the Anderson/LaVenture Road Extension Project. The agreement shall commence on July 27, 2004 and continue through December 31, 2005. Compensation is expected to total \$99,899. **(Contract No. C20040435)**

**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, September 27, 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 \$120,391.94 (Transmittal No. C-123-04); and

ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$220. (Transmittal No. C-124-04); and

Warrants numbered 180070 through 180328 from Clearing Fund 696 in the total dollar amount of \$1,046,404.74 (Transmittal No. C-125-04); and

Payroll warrants numbered 964096 through 964254 in the total dollar amount of \$179,319.09 (Transmittal No. P-35-04); and

Payroll warrants numbered 153012 through 154088 in the total dollar amount of \$1,007,729.95 (Transmittal No. P-36-04).

2. The Commissioners approved a Resolution authorizing the execution of Interlocal Agreements with the Cities of Anacortes, Burlington, Mount Vernon, Sedro-Woolley, and the Towns of Concrete, Hamilton, La Conner and Lyman for the purpose of collecting a sum annually, which equals 7% of each City's and Town's revenue share of liquor profits and taxes. These funds shall support continuation of Substance Abuse Treatment and Preventions programs. **(Resolution No. R20040355)**
3. Commissioner Munks motioned to approve sending letters to Senators Patty Murray and Marie Cantwell, as well as Congressman Rick Larson, in support of additional flood storage. The motion was seconded by Commissioner Dahlstedt and passed unanimously. **(Approved)**

**PUBLIC COMMENT PERIOD.**

No one was present during the public comment period.

**DISCUSSION – NOTICE OF INTENTION FOR ANNEXATION FILED BY THE CITY OF SEDRO-WOOLLEY, NO. 04-10 (JANICKI PROPERTY)**

Mr. Rowe discussed a Notice of Intention (File No. 04-10) from the Washington State Boundary Review Board of Skagit County in regards to the City of Sedro-Woolley's proposed annexation of approximately 102 acres in the unincorporated Urban Growth Area in Sedro-Woolley lying between McGarigle Road on the north and State Route 20 on the south. Mr. Rowe said there were some concerns about the irregular nature of the border and some properties that were not included.

Chairman Anderson stated that the Commissioners would be invoking the Boundary Review Board.

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Commissioner Munks motioned to invoke the Boundary Review Board for the annexation filed by the City of Sedro-Woolley, No. 04-10 on the Janicki property.

Commissioner Dahlstedt said he is extremely disappointed in Sedro-Woolley who is constantly asking the Board to follow the Growth Management Hearings Board requirements. By leaving a chunk of property in the middle, he feels this is a blatant evasion of the processes that have been put into place. He then seconded the motion, which passed unanimously.

Commissioner Munks said it is important to follow the Growth Hearings Board mandates. We can't continue to cut and paste around these cities as they expand.

**PROCLAMATION – 4-H WEEK IN SKAGIT COUNTY – OCTOBER 3-9, 2004.**

Commissioner Anderson was absent for this portion of the agenda.

Arletta Gustafson, Program Assistant for the Skagit County 4-H Program, gave a brief overview of the program and indicated that there are over 600 members in Skagit County, both in the club programs and school programs. Several members spoke to the Board about the wide variety of projects they are involved in.

Bonita Elfstrom has been a 4-H Leader for almost 35 years and has worked at both the state and county level on different projects. She has had wonderful kids throughout the years and noted that Ms. Gustafson was a one of hers that has grown up and contributed to the community beyond their 4-H years.

Ms. Gustafson presented a plaque to the Commissioners thanking them for their support of the 4-H Program throughout the years.

Commissioners Munks and Dahlstedt spoke of their experiences with 4-H and think it's a great program. Commissioner Munks then read the proclamation declaring October 3-9, 2004, as 4-H Week in Skagit County and motioned to approve it. The motion was seconded by Commissioner Dahlstedt, and carried.

**ADJOURNMENT.**

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

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Ted W. Anderson, Chairman

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Don Munks, Commissioner

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Kenneth A. Dahlstedt, Commissioner

ATTEST:

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