

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, NOVEMBER 7, 2005**

8:00 a.m. – 8:45 a.m.	Work Session – County Commissioners
8:45 a.m. – 9:30 a.m.	Work Session – County Administrator
*T 9:45 a.m. – 10:00 a.m.	Discussion/Possible Action – Fourth Superior Court Judge
*T 10:00 a.m. – 11:00 a.m.	Budget Work Session
11:00 a.m. – 11:30 a.m.	Consent Agenda and Miscellaneous Items
11:30 a.m. – 11:45 a.m.	Public Comment Period
1:30 p.m. – 3:30 p.m.	Executive Session – Personnel, Litigation and Land Acquisition

The Skagit County Board of Commissioners met in regular session on Monday, November 7, 2005, with Commissioners Don Munks, Kenneth A. Dahlstedt and Ted W. Anderson present.

**DISCUSSION/POSSIBLE ACTION – FOURTH SUPERIOR COURT JUDGE.**

County Administrator Gary Rowe stated that the Washington State Legislature last provided for an increase from two to three Superior Court Judges in July of 1992. House Bill 1112 was adopted by the Washington State Legislature allowing a total of four Superior Court Judges. Mr. Rowe said approval of the additional Superior Court Judge at this time would allow time for the appointment by the Washington State Governor to be completed by January 1, 2006. The Board of Commissioners agree to pay, without reimbursement from the State, the expenses of the additional judicial position, including but not limited to, expenses incurred for court facilities.

Commissioner Dahlstedt motioned to approve a Resolution authorizing a fourth Superior Court Judge for Skagit County Superior Court. Commissioner Anderson seconded the motion, which passed unanimously. **(Resolution No. R20050383)**

Commissioner Dahlstedt also motioned to approve sending a letter to Governor Gregoire informing her of Skagit County's decision. The motion was seconded by Commissioner Anderson and passed. **(Approved)**

**BUDGET WORK SESSION.**

Mr. Rowe updated the Commissioners on material he presented to them several weeks ago regarding the budget forecast for 2006.

Chairman Munks and Commissioner Anderson both agreed that cuts should not be made to the Best SELF Program.

Mr. Rowe indicated that another budget work session is scheduled for Tuesday, November 15, 2005.

**CONSENT AGENDA.**

Commissioner Dahlstedt motioned to approve the Consent Agenda for Monday, November 7, 2005, items 1 through 35. Commissioner Anderson seconded the motion, which passed unanimously.

**COMMISSIONERS' OFFICE:**

1. Record of the Proceedings for Monday, October 24, 2005.

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2. Record of the Proceedings for Tuesday, October 25, 2005.
3. Resolution re-appointing Denny LeGro to the Housing Authority of Skagit County Board effective October 23, 2005, and expiring on October 22, 2010. (**Resolution No. R20050384**)
4. Resolution accepting the resignation of Terry Bowser and the retirement of Rick Smith from the Skagit County Emergency Medical Services Commission and appointing Theodore P. (Pat) Cummings as the representative for Rural Fire Districts and Dave Cooper into the membership position for the Director of Skagit 9-1-1, to the Skagit County Emergency Medical Services Commission. (**Resolution No. R20050385**)

**ADMINISTRATIVE SERVICES:**

5. Resolution authorizing a Public Hearing regarding a proposal to amend Skagit County Code 6.68 to establish a Clean Water (Shellfish Protection) Program and a related Resolution establishing the budget and rates for the program. The Hearing will be held on Monday, November 21, 2005, at 1:30 p.m. (**Resolution No. R20050386**)
6. Letter from the Skagit County Board of Commissioners to Richard Klein denying his request for flood damage compensation. (**Approved**)
7. Amendment No. 2 to Interagency Agreement **No. C20040447** with the Skagit Conservation District, which extends the expiration date to June 30, 2006, and increases the maximum amount of compensation by \$21,904.59 for a new contract total of \$56,904.59. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20050174**)

**BUDGET/FINANCE:**

8. Personal Services Agreement with the Skagit County Community Action Agency who will draft and obtain County approval on a "10-year plan" to reduce homelessness in Skagit County by 50% between 2005 and 2015, in accordance with SHB 2163 and SHB 5757. The agreement shall commence on August 1, 2005, and continue through December 31, 2006. Compensation is not to exceed a total of \$30,000. (**Contract No. C20050457**)
9. Personal Services Agreement with the Skagit County Community Action Agency who agrees to monitor the compliance of contracts established by the County with local organizations utilizing Homeless Prevention funds associated with SHB 2060 and SHB 2163. The agreement shall commence on August 1, 2005, and continue through December 31, 2006. Compensation is not to exceed a total of \$25,000. (**Contract No. C20050458**)

**FACILITY MANAGEMENT:**

10. Standard Form of Agreement between Skagit County and Blythe Plumbing & Heating, Inc. to conduct the boiler replacement at the Skagit County Larry E. Moller Public Safety Building. The contract shall commence upon the date of execution and continue for thirty days. Compensation is not to exceed the low bid of \$30,818. (**Contract No. C20050459**)
11. Resolution calling for bids for the remodel of the Skagit County Coroner's Office and the Sheriff's Office. The bid opening will be held on December 5, 2005, at 11:45 a.m. (**Resolution No. R20050387**)
12. Resolution awarding the bid for the HVAC Upgrade in the Skagit County Prosecutor's Office – Courthouse Annex to DK Systems, Inc. for the low bid of \$32,436. (**Resolution No. R20050388**)

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**MEDIATION SERVICES:**

13. Resolution AND Interlocal Cooperative Agreement between Skagit County Mediation Services and Mount Vernon School District #320. The agreement would provide Mount Vernon schools with facilitation services for its diversity task force. The agreement shall commence on August 1, 2005, and continue through March 31, 2006. Compensation in the amount of \$2,500 will be paid by the schools. **(Resolution No. R20050389 AND Contract No. C20050460)**

**HEALTH DEPARTMENT:**

14. Resolution AND Interlocal Cooperative Agreement between Skagit County and the Sedro-Woolley School District for the purchase of the Welcome Baby! Bookmobile for the sum of \$10. The agreement shall commence on August 10, 2005, and continue through December 31, 2005. **(Resolution No. R20050390 AND Contract No. C20050461)**
15. Resolution AND Interlocal Cooperative Agreement between Skagit County and the Washington State Department of Ecology to provide continuation of the Site Hazard Assessment Program. The agreement shall commence on July 1, 2005, and continue through June 30, 2007. The amount of the contract is \$56,200. **(Resolution No. R20050391 AND Contract No. C20050462)**
16. Amendment No. 5 to Interagency Agreement **No. C20050048** (Consolidated Contract) with the Washington State Department of Health, which adds \$119,463 to the contract for a new contract total of \$967,608. This funding provides for the continuation of the Public Health Emergency Preparedness and Response Program (aka Bioterrorism Preparedness) through August 2006. In addition, several sections of the boilerplate have been revised and replaced. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20050175)**
17. Amendment No. 2 to Interlocal Cooperative Agreement **No. C20050173** with Skagit Valley Hospital for the Obesity Prevention/Mount Vernon Healthy Communities Project. The amendment adds an additional \$4,250 to the July-December 2005 contract period. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20050176)**

**HUMAN RESOURCES:**

18. Resolution amending Section 6 – Employee Benefits, of the Skagit County Policies and Procedures Manual. **(Resolution No. R20050392)**
19. Resolution approving the transfer of sick leave for an employee in the Auditor's Office. **(Resolution No. R20050393)**

**HUMAN SERVICES:**

20. Resolution abolishing Resolution No. R20020414 dated December 19, 2002, which had established the Developmental Disabilities Custodial Revolving Fund that is no longer necessary. **(Resolution No. R20050394)**

**INFORMATION SERVICES:**

21. Resolution authorizing the transfer of surplus computer equipment to the City of Sedro-Woolley. **(Resolution No. R20050395)**

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22. Software Maintenance Agreement with Accela, Inc. to maintain and support the Permits Plus software in use by the Department of Planning and Developmental Services. The agreement shall commence on September 30, 2005, and continue until October 1, 2006. Compensation totals \$5,104.40. **(Contract No. C20050463)**

**PARKS & RECREATION:**

23. Resolution AND Interlocal Cooperative Agreement between Skagit County and Concrete School District #11 for the delivery of the Best SELF enrichment program at Concrete Elementary School. The agreement shall commence on June 1, 2005, and continue through August 31, 2005. **(Resolution No. R20050396 AND Contract No. C20050464)**

**PROSECUTING ATTORNEY:**

24. Personal Services Agreement with Mike Patterson, attorney for Lee, Smart, Cook, Martinson & Patterson, P.S., Inc. to provide consultation, representation and services relating to the review and possible litigation matter described as Hoyland-Smith/Halvorson. The agreement shall commence on August 1, 2005, and continue until December 31, 2005. Compensation shall not exceed a total of \$20,000. **(Contract No. C20050465)**

**SENIOR SERVICES:**

25. Amendment No. 1 to Contract No. **C20050031** between the Skagit County Senior Services Nutrition Program and the Northwest Regional Council Area Agency on Aging to provide nutritionally balanced congregate and home-delivered meals to seniors in Skagit County. An additional \$3,829 was awarded for the Senior Farmer's Market Nutrition Program and there was a decrease of \$11,830 for the USDA reimbursement. The new contract total is \$215,899. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20050177)**

**YOUTH & FAMILY SERVICES:**

26. Personal Services Agreement with the Skagit County Community Action Agency to implement Juntos Podemos – “Together We Can,” an integrated set of programs to strengthen learning opportunities for Latino youth and build positive relationships with Latino parents. This is through the Skagit Literacy Program as described in the 2005-2007 Skagit County Readiness to Learn Grant. The agreement shall commence on July 1, 2005, and continue until June 30, 2007. Maximum biennial reimbursement for services provided shall not exceed \$47,328. **(Contract No. C20050466)**
27. Amendment No. 1 to Personal Services Agreement **No. C20050035** with James Erno-Pearce, LMFT, which adds an additional six hours per week of professional service for Latino children and families in the Sedro-Woolley School District. It also adds \$6,000 to the contract for a new contract total of \$16,000. **(Amendment No. A20050178)**

**PUBLIC WORKS:**

28. Resolution AND Interlocal Cooperative Agreement between Skagit County and the Hamilton Public Development Authority to provide the framework for mutual participation towards movement of the Town of Hamilton. The agreement shall commence on January 1, 2005, and continue through December 31, 2009. **(Resolution No. R20050397 AND Contract No. C20050467)**
29. Resolution authorizing the adoption the 2006 Annual Construction Program for roads, bridges, ferry and corresponding equipment purchases. **(Resolution No. R20050398)**

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30. Resolution calling for a Public Hearing to consider the establishment of a Private Road known as Double Creek Lane #50029 as a County Road. The hearing will be held on Tuesday, November 22, 2005, at 9:00 a.m. (**Resolution No. R20050399**)
31. Resolution calling for bids for one used Athey Force Feed Loader, which will replace an existing 1983 unit currently in the County fleet. The bid opening will be held on Monday, November 21, 2005, at 11:45 a.m. (**Resolution No. R20050400**)
32. Resolution for Declaration of Emergency for the dry docking of the Guemes Ferry for emergency repair work during the period October 30 through November 6, 2005. (**Resolution No. R20050401**)
33. Resolution regarding Declaration of Emergency at the Ovenell Transfer Station. (**Resolution No. R20050402**)
34. Amendment No. 2 to Vendor Services Agreement **No. C20050178** with Arrow Launch Service, Inc., which adds \$150,000 to the compensation due to the unanticipated length of service needed during the 2005 Guemes Ferry haul out for a new contract total of \$230,000. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20050179**)
35. Supplemental Agreement No. 2 to Local Agency Standard Consultant Agreement **No. C20040390** with Shearer Design LLC, which adds an additional \$1,500 to the contract for a new maximum total of \$60,450 for the South Fork Bridge #40008 Deck Overlay Project. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20050180**)

**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.

On October 31, 2005, 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 \$58,954.76 (Transmittal No. C-138-05); and

Warrants numbered 208652 and 209117 from Clearing Fund 696 in the total dollar amount of \$1,722,138.93 (Transmittal No. C-141-05).

As of this date, November 7, 2005, 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 \$128,583.86 (Transmittal No. C-142-05); and

ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$264 (Transmittal No. C-143-05); and

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$53,737.50 (Transmittal No. C-144-05); and

Warrants numbered 209118 through 209528 from Clearing Fund 696 in the total dollar amount of \$3,815,157.81 (Transmittal No. C-145-05)

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**PUBLIC COMMENT PERIOD.**

John Schultz, Attorney for Dike Districts 1 and 12, Burlington, expressed his displeasure regarding notification of a Public Hearing on the proposed Clean Water (Shellfish Protection) Program Ordinance. Mr. Schultz stated that he had learned on Friday, November 4, 2005, that the Commissioners would be considering whether to approve the hearing on Monday, November 21, 2005. He said he felt there was not sufficient time to prepare documents necessary for the hearing.

Commissioner Anderson said the Public Hearing would be held on Monday, November 21, 2005; however, the Board could issue a Notice of Continuation at that time.

Howard Gulley, Anacortes, spoke of problems related to the ballots that were recently mailed by the Skagit County Auditor.

Rich Royston, Mount Vernon, asked the Commissioners to consider adopting a resolution addressing the need for a traffic officer to deal with traffic violators in Skagit County.

Phyllis McKeehen of Josh Wilson Road in Burlington stated that she is dismayed with the visual trashing of Skagit County farmland in conjunction with the signs being erected by Quadrant Homes. Ms. McKeehen said directional signs are everywhere and feels that if one development is allowed to advertise in this manner, others will follow.

John Wagness, Anacortes, asked the Commissioners to have a No Trespassing Order removed, which was issued by the Skagit County Health Department.

**ADJOURNMENT.**

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

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

\_\_\_\_\_  
Don Munks, Chairman

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Kenneth A. Dahlstedt, Commissioner

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Ted W. Anderson, Commissioner

ATTEST:

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