

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, OCTOBER 2, 2006**

- 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 10:00 a.m. – 11:00 a.m.                Public Works Department – Gene Sampley, Interim Director
1.        Public Hearing – Consideration of Vacation of Unopened County Right-of-Way on Guemes Island, South of Guemes Island Road
  2.        Public Hearing – Consideration of Revision #2 to the 2006-2011 Six-Year Transportation Improvement Program (TIP)
  3.        Proclamation – Flood Awareness Week in Skagit County/Activity Schedule
  4.        Miscellaneous
- 11:00 a.m. – 11:30 a.m.                      Consent Agenda and Miscellaneous Items
- 11:30 a.m. – 11:45 a.m.                      Public Comment Period
- \*T 11:45 a.m. – 12:00 p.m.                Announcement – People 1<sup>st</sup> of Skagit County Legislative Reception
- \*T 1:00 p.m. – 1:15 p.m.                    Discussion/Possible Action – Resolution Fixing the Final Principal Amounts and Interest Rates of the Limited Tax General Obligation Bonds and Approving the Acceptance of a Bid for the Purchase of Said Bonds
- 1:30 p.m. – 3:30 p.m.                      Executive Session – Personnel, Litigation and Land Acquisition

**PUBLIC WORKS DEPARTMENT – GENE SAMPLEY, INTERIM DIRECTOR**

**1.        Public Hearing – Consideration of Vacation of Unopened County Right-of-Way on Guemes Island, South of Guemes Island Road.**

Janice Marlega, Assistant Public Works Director, stated that Howard and Carol Pellett requested the vacation of an unopened right-of-way on Guemes Island, south of Guemes Island Road. Ms. Marlega provided photographs of the area and noted that the Department recommends approval of the vacation request at no costs, except for the costs of the public hearing.

Chairman Dahlstedt opened the public hearing.

Howard Pellett, 5293 Guemes Island Road, Anacortes, said he had no idea there were people objecting to the vacation. He feels the right-of-way would increase the allowable lot size and put property back on the tax rolls.

Bob Hughes of Guemes Island spoke of a letter sent to the Commissioners on June 12, 2006, asking for a modification to the proposed vacation of easement.

R. W. Reinholt, 5349 Guemes Island, Anacortes, said the accesses are for the public – not for launching boats, and would be ideal for parking.

David Ashbach, 5462 Guemes Island Road, Anacortes, doesn't think it is prudent or reasonable for the County to dispose of this property when it could be used to keep parked cars off the narrow roadway.

There being no further public testimony, Commissioner Anderson motioned to close the public hearing. The motion was seconded by Commissioner Munks and passed. The public hearing was closed.

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Commissioner Munks motioned to defer a decision on this matter until the Board has time to review all aspects of the request to vacate with staff. The motion was seconded by Commissioner Anderson and carried.

**2. Public Hearing – Consideration of Revision #2 to the 2006-2011 Six-Year Transportation Improvement Program.**

Ann Marie Gutwein, Public Works, reviewed the addition to the 2006-2011 Six-Year Transportation Improvement Program (TIP), including new rural arterial program projects.

Chairman Dahlstedt opened the public hearing.

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

Commissioners Anderson and Munks approved and seconded adopting the proposed revisions to the 2006-2011 Six-Year TIP, which passed unanimously. **(Resolution No. R20060427)**

**3. Proclamation – Flood Awareness Week in Skagit County/Activity Schedule.**

Commissioner Anderson read the proclamation declaring October 16-20, 2006 as Flood Awareness Week in Skagit County.

Ric Boge, Surface Water Manager, provided a list of events that will be scheduled during the month of October, including coordination meetings with the local Dike Districts, Department of Emergency Management, cities and other agencies. Scheduled activities aim at preparing Public Works staff for flood fight operations in the case of a flood event. According to Mr. Boge, the week's events will also provide educational information to the public regarding actions that can be taken by the citizens to help reduce flood damage.

Gene Sampley, Interim Public Works Director, indicated that the new Colonel for the US Army Corps of Engineers would also be in Skagit County during flood week.

**4. Miscellaneous.**

Mr. Sampley announced that during the annual Washington State Association of Counties (WSAC) conference in Spokane last week, the County and the Town of Concrete were honored with a special award for the Concrete Main Street Reconstruction Project. Janice Marlega and Commissioner Munks were present to receive the award.

**CONSENT AGENDA.**

Commissioner Anderson motioned to approve the Consent Agenda for Monday, October 2, 2006, items 1 through 3 and items 5 through 28. Commissioner Munks seconded the motion, which passed unanimously. Item 4 was removed pending further information.

**COMMISSIONERS' OFFICE:**

1. Record of the Proceedings for Monday, September 25, 2006. **(Approved)**

**ASSIGNED COUNSEL:**

2. Personal Services Agreement with the Snohomish County Public Defender's Association to provide legal representation to defendants appointed by the Office of Assigned Counsel that are conflict cases for the Skagit County Public Defender's Office. The agreement shall commence on

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July 26, 2006 and continue through January 31, 2008. Compensation shall not exceed \$15,000.00. **(Contract No. C20060427)**

**BUDGET & FINANCE:**

3. Resolution authorizing a call for public hearing on October 16, 2006, to supplement the 2006 budget. **(Resolution No. R20060325)**
4. Resolution fixing the final principal and interest amounts of the limited tax general obligation bonds, 2006, authorized by Resolution #R20060308 and approving the acceptance of a bid for the purchase of said bonds. **(Removed pending further information)**

**HEALTH DEPARTMENT:**

5. Amendment #11 to Consolidated Contract **No. C20050048** from Washington State Department of Health, which provides \$10,704 of additional funding for the HCCW Infant/Toddler and WIC/USDA programs. Total contract compensation is not to exceed \$1,267,213 and the duration remains January 1, 2005, through December 31, 2006. All other terms and conditions of the original agreement remain in effect. **(Amendment No. A20060115)**
6. Amendment #12 to Consolidated Contract **No. C20050048** from Washington State Department of Health, which provides \$14,364 of additional funding for the Pandemic Influenza Preparedness program. Total contract compensation is not to exceed \$1,281,577 and the duration remains January 1, 2005 through December 31, 2006. All other terms and conditions of the original agreement remain in effect. **(Amendment No. A20060116)**

**HEARING EXAMINER:**

7. Personal Services Agreement with C. Thomas Moser to act as Hearing Examiner Pro Tem on an as-needed basis. The agreement shall commence on August 1, 2006, and continue until terminated. Contractor shall be compensated at the rate of \$105.00 per hour. **(Contract No. C20060428)**

**HUMAN SERVICES:**

8. Amendment No. 2 to Personal Services Agreement **No. C20050311** with Chinook Enterprises, which adjusts the per hour service rate effective July 1, 2006, from \$60.00 to \$60.60 due to a 1% vendor rate increase for the Developmental Disabilities Person to Person Employment Retention Program for the period July 1, 2006, through June 30, 2007. There is no change in the overall maximum compensation. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20060117)**
9. Amendment No. 2 to Personal Services Agreement **No. C20050312** with Chinook Enterprises, which adjusts the per hour service rate effective July 1, 2006 from \$58.60 to \$59.20 due to a 1% vendor rate increase for developmental disabilities Individual Supported Employment, Group Supported Employment and Pre-Vocational Services programs for the period July 1, 2006, through June 30, 2007. There is no change in the overall maximum compensation. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20060118)**
10. Interlocal/Interagency Agreement between North Sound Mental Health Administration and Skagit County for facilitating safe transition services to mentally ill offenders who are intending to be released from confinement into community services. These individuals will be provided services that will expedite, facilitate and coordinate their return to the community. Maximum compensation is \$59,453 with the contract covering the period September 1, 2006, through June 30, 2007. **(Contract No. C20060429)**

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**MEDIATION SERVICES:**

11. Contract between Skagit County, through its Mediation Services Department, and Skagit Valley College, through its Business Resource Center. The purpose of this agreement is to offer a Basic Conflict Resolution training series. Students will be charged a fee of \$90.00 per student for the four class series. Skagit Valley College will pay Skagit County Mediation Services fifty percent (50%) of workshop revenue from students paying the full registration fee if the minimum enrollment requirements are met. The agreement shall commence on October 10, 2006, and continue through October 31, 2006. **(Contract No. C20060430)**

**PARKS & RECREATION:**

12. Resolution to adopt an enforceable infraction fine for failure to pay boat launch fees at the Swinomish boat launch facility. **(Resolution No. R20060326)**
13. Resolution urging park users to refrain from smoking at Montgomery-Duban Headlands and Sharpe Parks. **(Resolution No. R20060327)**
14. Easement agreement and Quit Claim Deed between Skagit County Parks and Recreation and Gilbertson Land Company for easement access across Centennial Trail. **(Contract No. C20060431)**

**PLANNING & DEVELOPMENT SERVICES:**

15. Resolution to reappoint Dave Hughes to the Skagit County Planning Commission for a period of four years beginning on November 4, 2006, and expiring on November 3, 2010. **(Resolution No. R20060328)**

**PUBLIC DEFENDER:**

16. Personal Services Agreement with Robert S. Jones to represent clients on behalf of the Skagit County Public Defender for involuntary chemical dependency treatment proceedings to be heard at the North Cascade Secure Treatment Facility (Integrated Crisis Response and Secure Detox Pilot program) including any jury trials calendared by the Skagit County Superior Court Clerk's Office. The Agreement shall commence on September 1, 2006, and continue until June 30, 2007. Total compensation shall not exceed \$100,000. **(Contract No. C20060432)**

**YOUTH & FAMILY SERVICES:**

17. Personal Services Agreement with Kathy Mohebbi, dba Planning & Meeting Management Services, to provide support and facilitation to the Community Juvenile Justice Coalition – Northwest Juvenile Justice Council, which has been developed by the Juvenile Court Administrators of Island, San Juan, Skagit and Whatcom Counties. The agreement shall commence on September 15, 2006, and continue through September 15, 2007. Total compensation shall not exceed \$13,220. **(Contract No. C20060433)**

**PUBLIC WORKS DEPARTMENT:**

18. Request for Proposals for rental of ferry passenger vessels for service between Anacortes and Guemes Island. **(Resolution No. R20060329)**
19. Resolution authorizing an annual advertisement announcing Skagit County's participation in the Lynnwood Shared Small Works Roster. **(Resolution No. R20060330)**

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20. Change Order #3 to Contract **No. C20050398** with Culbertson Marine Construction for Guemes Ferry Sidewalk Relocation Project, FE8-21. **(Amendment No. A20060119)**
21. Resolution Amending the Solid Waste Advisory Committee (SWAC) Membership for 2006. **(Resolution No. R20060331)**
22. Resolution authorizing Interlocal Aquatic Weeds Management Fund Grant Agreement No. G0700034 with the State of Washington Department of Ecology for the eradication of the invasive weed Brazilian elodea in Beaver Lake. The grant agreement is effective from June 1, 2006, through December 31, 2010. **(Resolution No. R20060332)**
23. Interlocal Grant Agreement and Aquatic Weeds Management Fund Grant Agreement No. G0700034 between the State of Washington Department of Ecology and Skagit County. The Department of Ecology is awarding this early infestation grant for the eradication of the invasive weed Brazilian elodea in Beaver Lake. The Department of Ecology's contribution will be \$37,625 and Skagit County's contribution will be \$5,375, for a total project cost of \$43,000. The grant is effective from June 1, 2006, through December 31, 2010. **(Contract No. C20060434)**
24. Vendor Services Agreement between Land Title Company and Skagit County. The Contractor will provide title reports based on County supplied right-of-way plans and parcel numbers. The Agreement shall commence on October 1, 2006, and continue until October 31, 2008. Total compensation shall not exceed \$15,000.00. **(Contract No. C20060435)**
25. Resolution to ratify the Vendor Services Agreement with Recycle Systems, LLC for continued services prior to contract signing for on-call compactor repairs and maintenance at the Solid Waste Transfer Station and outlying sites. **(Resolution No. R20060333)**
26. Vendor Services Agreement with Recycle Systems, LLC for on-call compactor repairs and maintenance at the Solid Waste Transfer Station and outlying areas. This contract began on March 17, 2006, and will continue until March 18, 2008. Total compensation shall not exceed \$100,000. **(Contract No. C20060436)**
27. Personal Services Agreement with Staton-Masten Associates, Inc. dba BlueRidge Associates, for serving on a Dispute Review Board that will provide dispute resolution services on the Helmick Road Construction Project. The Agreement shall commence on October 2, 2006, and continue until December 31, 2007. The total compensation shall not exceed \$10,000. **(Contract No. C20060437)**
28. Local Agency Standard Consultant Services Agreement with W&H Pacific to provide preliminary engineering and construction administrative support services for the Best/McLean Road Intersection Project. The Agreement shall commence on October 1, 2006, and continue until December 31, 2008. Total compensation shall not exceed \$51,150.00. **(Contract No. C20060438)**

**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, October 2, 2006, 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 \$113,010.62 (Transmittal No. C-112-06); and

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Electronic Payment Certification Form to JP MORGAN CHASE from Clearing Fund 696 in the total dollar amount of \$33,713.64 (Transmittal No. C-113-02); and

ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$316.34 (Transmittal No. C-115-06); and

Warrants numbered 233199 through 233743 from Clearing Fund 696 in the total dollar amount of \$2,199,863.06 (Transmittal No. C-116-06).

2. Vendor Services Agreement with Troxel Enterprises for the construction of a picnic shelter at the Northern State Recreation Area. The contract commenced on August 14, 2006, and compensation is not to exceed \$4,608.

Commissioners Anderson and Munks approved and seconded the contract as outlined. The motion carried. **(Contract No. C20060439)**

**PUBLIC COMMENT PERIOD.**

Commissioner Anderson excused himself for the remainder of today's session.

Dave Chamberlin spoke of his concerns on behalf of the Forest Advisory Board regarding Planning Commission deliberations related to forest issues.

Rich Royston, 2405 Austin Lane #101, Mount Vernon, expressed his displeasure with the Housing Authority's refusal to recycle. He also spoke about the Skagit Valley Farm and Map Guide he has developed that is becoming more and more popular in a variety of areas.

**ANNOUNCEMENT – PEOPLE 1<sup>ST</sup> LEGISLATIVE RALLY.**

David Wilder, President of People 1<sup>st</sup> in Skagit County, announced the Region 3 Legislative Reception, which will be held on Wednesday, October 11, 2006, from 4 p.m. to 7 p.m. at McIntyre Hall. Topics of discussion include: transportation; changes in Medicare and Medicaid; disabled voter outreach; and the High School Transition Program.

**DISCUSSION/POSSIBLE ACTION – RESOLUTION FIXING THE FINAL PRINCIPAL AMOUNTS OF INTEREST RATES OF THE LIMITED TAX GENERAL OBLIGATION BONDS AND APPROVING THE ACCEPTANCE OF A BID FOR THE PURCHASE OF SAID BONDS.**

A brief introduction of the proposed resolution by Budget/Finance Administrator Trisha Logue was given. The County's Financial Advisor Susan Musselman said bonds totaling \$7,610,000 were sold through a competitive sale to Stifel Nicolaus & Company, Inc. Those funds will be used to reimburse the County for the cost of the Continental Building as well as the design and construction of a new Public Health building.

Commissioner Munks motioned to approve the resolution as outlined, which was seconded by Chairman Dahlstedt and passed. **(Resolution No. R20060334)**

**MISCELLANEOUS.**

Staff brought forth an agreement between Skagit County and Donald K. Moore Construction for the removal of the Hamilton timber trestle in the amount of \$44,000.

Commissioner Munks motioned to approve the agreement and Chairman Dahlstedt seconded. The motion carried **(Contract No. C20060440)**

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**ADJOURNMENT.**

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

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Kenneth A. Dahlstedt, Chairman

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Ted W. Anderson, Commissioner

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Don Munks, Commissioner

ATTEST:

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