

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, OCTOBER 23, 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 9:30 a.m. – 10:00 a.m.                Work Session – Status of Temporary Worker Housing Program in Skagit County
- \*T 10:00 a.m. – 11:00 a.m.                Planning & Development Services – Gary Christensen, Director  
1.        Discussion – Award of Washington State CTED Growth Management Services 2007 GMA Regional Collaboration Competitive Grant  
2.        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.                Proclamation – Adult Literacy Week in Skagit County – October 22-28, 2006
- 1:30 p.m. – 4:30 p.m.                      2007 Budget Work Session

The Skagit County Board of Commissioners met in regular session on Monday, October 23, 2006, with Commissioners Kenneth A. Dahlstedt, Ted W. Anderson and Don Munks present.

**WORK SESSION – STATUS OF TEMPORARY WORKER HOUSING PROGRAM IN SKAGIT COUNTY.**

A work session was held to gain the Boards' feedback regarding future involvement by Skagit County Environmental Health in temporary working housing (labor camps) in Skagit County.

Corinne Story, Environmental Health Supervisor, explained that during the 2006 season, the County's Health Department and the State Department of Health (DOH) performed joint inspections, per the current contract with DOH. The current contract with DOH requires joint inspections, joint investigations and some cross-over of permitting duties.

Ms. Story stated that DOH does have jurisdiction over temporary worker housing as well as administering a temporary worker housing construction standard code. This code is a different Washington Administrative Code that is parallel with the Uniform Building Code.

Ms. Story went on to say, DOH maintains a memorandum of understanding with Washington State Department of Labor & Industries to participate in investigations of wage and hour issues and other fair labor standards. The added duties of labor standards issues were uncomfortable for the Skagit Health Department because staff is not trained nor do they have jurisdiction in administering these enforcement issues.

Ms. Story said they were re-negotiating their contract with DOH prior to December 31, 2006, and are considering revising their duties to be Environmental Health only. They would not do joint inspections with DOH but would be available if there was an emergency situation that the State needed help with. This revision in duties would gain efficiency, and hopefully allow more time to provide outreach to migrant workers regarding overall public health concerns.

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According to Ms. Story, the bigger picture is that there is a low-income housing shortage. Temporary workers are one part of the picture, and a very important part to Skagit County. Safe and adequate housing is an important factor in protecting the health of the public. Infighting between agencies is not a good use of energies that could, perhaps, be used toward addressing this larger public health picture.

Commissioner Anderson questioned whether the Health Department would work with the State to allow the Department to do these inspections while working within the guidelines set forth by the State.

Ms. Story advised that the Health Department is currently working under the State's guidelines to perform inspections and that 2006 is a training year for the County. The Department would pursue working with the State if that is the Boards' desire.

The Commissioners agreed that the majority of growth in Skagit County occurs mainly in the cities and the County cannot provide services without adequate funds from both the State and the cities. The Commissioners urged the Skagit County Public Health Department to work with the State in administrating temporary working housing inspections at the local level.

Ms. Story said the Health Department would work with the State to have some involvement with inspections in a way that is acceptable, both to the local health department and the growers.

The Commissioners thanked Ms. Story for the update.

**PLANNING & DEVELOPMENT SERVICES – GARY CHRISTENSEN, DIRECTOR**

**1. Discussion – Award of Washington State CTED Growth Management Services 2007 GMA Regional Collaboration Competitive Grant.**

Gary Christensen, Planning & Development Services Director, informed the Commissioners that Skagit County has been selected by the State of Washington Department of Community, Trade and Economic Development (CTED) to receive a Regional Collaboration Competitive grant award in the amount of \$75,000. The grant is being awarded through Growth Management Services to develop a vision, identify appropriate funds and properties, and devise a financial strategy for implementing open space within and between the Urban Growth Areas (UGAs) of the County.

Mr. Christensen went on to say that Skagit County drafted the proposal and coordinated with the Skagit Council of Governments (SCOG) and the Town of Hamilton to enhance the County's opportunity to receive funding under the grant program. Skagit County Planning and Development Services will serve as the project manager and a consultant will be hired under contract to assist. The UGA open space/greenbelt corridor planning project is expected to start this fall (2006) and be completed by July, 2007.

Mr. Christensen thanked Kirk Johnson and Jeroldine Hallberg for their time and professional effort in the preparation of the grant application. Additional support was received from SCOG, the Town of Hamilton, and Beckwith Consulting Group of La Conner.

Mr. Christensen also pointed out that this study would address public concern issues related to trespassing on private lands. This study is not an attempt to designate vast areas of privately owned land that would be available for public use.

**2. Miscellaneous.**

- a) Marge Swint, Associate Planner, asked the Board to schedule a public meeting on Tuesday, November 7, 2006, to consider final plat approval for the Plat of Buchanan Acres, submitted by Jeff and Susan DeVries

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Commissioner Anderson motioned to authorize a public meeting as outlined by Ms. Swint. The motion was seconded by Commissioner Munks and passed unanimously.

- b) Bill Dowe, Building Official, asked the Board to a schedule public hearing on Monday, November 13, 2006, at 10:00 a.m. to consider testimony regarding a proposed fee schedule for Planning & Development Services.

Commissioner Anderson motioned to authorize a public meeting as outlined by Mr. Dowe. The motion was seconded by Commissioner Munks and passed unanimously.

**CONSENT AGENDA.**

Commissioner Anderson motioned to approve the Consent Agenda for Monday, October 23, 2006, items 1 through 31. Commissioner Munks seconded the motion, which passed unanimously.

**COMMISSIONERS' OFFICE:**

1. Record of the Proceedings for Monday, October 16, 2006. **(Approved)**
2. Record of the Proceedings for Tuesday, October 17, 2006. **(Approved)**

**ASSIGNED COUNSEL:**

3. Personal Services Agreement with Jenifer Howson, Attorney at Law, to provide legal representation to indigent defendants referred by the Office of Assigned Counsel for cases that have been deemed conflict of interest for the Public Defender's Office. The contract became effective July 26, 2006, and terminates on January 31, 2008. Compensation shall not exceed \$10,000. **(Contract No. C20060456)**
4. Personal Services Agreement with Roy Howson, Attorney at Law, to provide legal representation to indigent defendants referred by the Office of Assigned Counsel for cases that have been deemed conflict of interest for the Public Defender's Office. The contract became effective July 26, 2006, and terminates on January 31, 2008. Compensation shall not exceed \$10,000. **(Contract No. C20060457)**

**BUDGET AND FINANCE:**

5. Amendment No. 1 to Interlocal Cooperative Agreement No. C20050414 between Skagit County and the Town of Hamilton, which limits payments for vendor invoices to Reichardt & Ebe Engineering, Inc., the contractor selected for construction. **(Amendment No. A20060129)**

**FARMLAND LEGACY PROGRAM:**

6. Grant Deed of Conservation Easement protecting farmland owned by Howard Jurgensen. The easement will retire one development right on 61.05 acres on Field Road in Bow at a cost of \$116,000. Half of the cost of the easement is being paid with a 2004 grant from the USDA-NRCS. **(Contract No. C20060458)**

**HEALTH DEPARTMENT:**

7. Amendment #13 to Consolidated Contract **No. C20050048** with the Washington State Department of Health, which adds an additional \$67,918 to the contract for a new contract total of \$1,349,495. This amendment adds funding to the Local Prevention, Immunization, Public Health Emergency Preparedness & Response (PHEPR), and Pandemic Influenza

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Preparedness programs. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20060130)**

**HUMAN RESOURCES:**

8. Resolution authorizing adoption the Washington State Department of Retirement Systems Deferred Compensation Program. **(Resolution No. R20060350)**

**HUMAN SERVICES:**

9. Personal Services Agreement with Skagit Domestic Violence & Sexual Assault Services to provide \$35,000 for continued support to the Kulshan Creek Neighborhood Station Outreach Substance Abuse Prevention Project in the City of Mount Vernon. The agreement is retroactive to January 1, 2006, and shall end on December 31, 2006. **(Contract No. C20060459)**

**PROSECUTING ATTORNEY:**

10. Amendment #1 to Personal Services Agreement **No. C20060171** with Mentor Law Group, LLC, which modifies the compensation total for the year from \$200,000 to \$295,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20060131)**

**SENIOR SERVICES:**

11. Resolution AND Interlocal Agreement between Skagit County and the City of Anacortes to allow Skagit County Senior Services to provide staff, equipment and materials for the delivery of community based services to the senior citizens of the City of Anacortes. The agreement shall commence on January 1, 2007, and continue through December 31, 2007. Compensation shall not exceed \$27,673. **(Resolution No. R20060351 AND Contract No. C20060460)**
12. Resolution AND Interlocal Agreement between Skagit County and the Town of Concrete to allow Skagit County Senior Services to provide staff, equipment and materials for the delivery of community based services to the senior citizens of the Town of Concrete. The agreement shall commence on January 1, 2007, and continue through December 31, 2007. Compensation shall not exceed \$7,063. **(Resolution No. R20060352 AND Contract No. C20060461)**

**SHERIFF'S OFFICE:**

13. Resolution authorizing the transfer of radio equipment to the City of Anacortes as part of a subgrant from the Department of Homeland Security – Law Enforcement Terrorism Prevention Program. (Per Contract No. C20050517 and Amendment No. A20060059) **(Resolution No. R20060353)**
14. Resolution authorizing the transfer of radio equipment to the City of Burlington as part of a subgrant from the Department of Homeland Security – Law Enforcement Terrorism Prevention Program. (Per Contract No. C20050517 and Amendment No. A20060059) **(Resolution No. R20060354)**
15. Resolution authorizing the transfer of radio equipment to the City of Mount Vernon as part of a subgrant from the Department of Homeland Security – Law Enforcement Terrorism Prevention Program. (Per Contract No. C20050517 and Amendment No. A20060059) **(Resolution No. R20060355)**

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16. Resolution authorizing the transfer of radio equipment to the City of Sedro-Woolley as part of a subgrant from the Department of Homeland Security – Law Enforcement Terrorism Prevention Program. (Per Contract No. C20050517 and Amendment No. A20060059) **(Resolution No. R20060356)**
17. Resolution authorizing the transfer of radio equipment to the Swinomish Indian Tribe as part of a subgrant from the Department of Homeland Security – Law Enforcement Terrorism Prevention Program. (Per Contract No. C20050517 and Amendment No. A20060059) **(Resolution No. R20060357)**
18. Resolution authorizing the transfer of radio equipment to the Upper Skagit Indian Tribe as part of a subgrant from the Department of Homeland Security – Law Enforcement Terrorism Prevention Program. (Per Contract No. C20050517 and Amendment No. A20060059) **(Resolution No. R20060358)**
19. Personal Services Agreement with C. Maxwell, Inc. dba Inslee, Maxwell & Associates to provide mental health services to jail and juvenile detention inmates. The agreement shall commence on January 1, 2007, and continue through December 31, 2007. Compensation shall not exceed \$75,000. **(Contract No. C20060462)**

**YOUTH & FAMILY SERVICES:**

20. Amendment No. 2 to Personal Services Agreement **No. C20040519** with Charles M. Britt, M.A., which provides a contract increase in the amount of \$25,000 to cover currently anticipated annual expenses during the contract period. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20060132)**
21. Personal Services Agreement with Hulda Mazariegos to provide specialized child, adolescent, adult and/or family assessment, evaluation and treatment (group and/or individual and/or families), consultation, education classes, monitoring with written reports as required, and training as referred by the County and accepted for services by the Contractor. The agreement commenced on October 1, 2006, and shall continue until September 30, 2008. Compensation shall not exceed \$10,000. **(Contract No. C20060463)**

**PUBLIC WORKS:**

22. Resolution calling for a Public Hearing for proposed changes to the roll, rates, and charges for Lake Management District No.3 for Lakes Erie and Campbell. The public hearing will be held on November 21, 2006, at 9:00 a.m. **(Resolution No. R20060359)**
23. Resolution authorizing Small Works Roster award of contract to Dunlap Towing Company for the 2006-2007 Creosote Removal Project, with compensation not to exceed \$18,242. **(Resolution No. R20060360)**
24. Resolution requesting qualifications for consultants to conduct an evaluation of proposals received from solid waste system operations request for proposals. **(Resolution No. R20060361)**
25. Resolution authorizing the appointment of Kirk Johnson, Senior Planner, to fill Skagit County vacancy on the Hamilton Public Development Authority board of directors., previously filled by Chal Martin, for the duration of Mr. Martin's term through December 31, 2007. **(Resolution No. R20060362)**
26. Amendment No. 1 to Vendor Services Agreement **No. C20060390** with Crane America, Inc., which adds language "and other GL codes as needed" to the existing contract for on-call repairs, maintenance and inspection of fixed and mobile cranes operated by Skagit county.

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All other terms of the original contract shall remain in effect. (**Amendment No. A20060133**)

27. Amendment No. 1 to Interlocal Agreement **No. C20050040** between Skagit County and Dike District #3, which extends the contract completion date to September 1, 2007. The time extension will allow the County and the District to complete the re-vegetation portion of the Johnson Road crossing of the Hill Ditch/Carpenter Creek dredging project. All other terms of the original contract shall remain in effect. (**Amendment No. A20060134**)
28. Amendment No. 2 to Personal Services Agreement **No. C20050180** with GeoEngineers, Inc., which revises the Scope of Work to include tasks outlined in Exhibit "A-1". Compensation is increased by \$36,000 for a new contract total of \$167,083 to cover the additional work. The term has been extended to March 31, 2007, which will ensure sufficient time for public outreach as the Cockreham Island Flood Hazard Reduction Buy-Out Study is completed. All other terms of the original contract shall remain in effect. (**Amendment No. A20060135**)
29. Third Party Member Disputes Review Board Consultant Agreement with John Hunt, dba Hunt, Coborn and Associates. The consultant shall serve on a dispute review board that will provide dispute resolution services on the Helmick Road Construction Project. The agreement shall commence upon the date of execution and continue through December 31, 2007. Compensation shall not exceed \$10,000. (**Contract No. C20060464**)
30. Resolution ratifying a Vendor Services Agreement with Tint Shack for window-work in the crew room on the Guemes Island Ferry. (**Resolution No. R20060363**)
31. Vendor Services Agreement with Tint Shack for window tint-work in the crew room of the Guemes Island Ferry. The contract commenced on August 2, 2006, and shall continue for one year. Compensation is not to exceed a total of \$950. (**Contract No. C20060465**)

**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 23, 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 \$155,749.80 (Transmittal No. C-124-06); and

Warrants numbered 234463 through 234956 from Clearing Fund 696 in the total dollar amount of \$1,838,968.93 (Transmittal No. C-125-06).

2. Janice Marlega, Assistant Public Works Director, asked the Board to reopen a public hearing, which was held on October 2, 2006, to reconsider the vacation of the unopened right-of-way on Guemes Island. The public hearing would be reopened on Monday, November 20, 2006, at 10:00 a.m.

Commissioner Anderson motioned to authorize the reopening of the public hearing as outlined by Ms. Marlega. The motion was seconded by Commissioner Munks and passed unanimously. (**Resolution No. R20060364**)

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3. Ms. Marlega asked the Board to sign a resolution authorizing the ratification of Aquatic Weeds Management Fund Grant Agreement No. G0700034 with the State of Washington Department of Ecology.

Commissioner Anderson motioned to sign the resolution as outlined by Ms. Marlega. The motion was seconded by Commissioner Munks and passed unanimously. **(Resolution No. R20060365)**

4. Ms. Marlega next asked the Board to sign a resolution in support of Washington State Department of Transportation's proposal to reduce the speed limit on Interstate 5 between the George Hopper exit 229 and Highway 20 exit 230 in Burlington, Washington, from 70 miles per hour to 60 miles per hour.

Commissioner Anderson motioned to sign the resolution as outlined by Ms. Marlega. The motion was seconded by Commissioner Munks and passed unanimously. **(Resolution No. R20060366)**

**PUBLIC COMMENT PERIOD.**

No one was present for the public comment period.

**PROCLAMATION – ADULT LITERACY WEEK IN SKAGIT COUNTY – OCTOBER 22-28, 2006.**

Commissioner Anderson read a proclamation declaring October 22-28, 2006, as Adult Literacy Week.

Lynn Christofersen, Skagit County Community Action Agency, thanked the Board and invited them to attend a reception at the WorkSource Center at 2021 East College Way, Mount Vernon, on October 24, 2006, from 4:30 p.m. to 5:30 p.m.

The Commissioners thanked all those in attendance.

**ADJOURNMENT.**

Commissioner Anderson 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