

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, JANUARY 22, 2007**

MONDAY, JANUARY 22, 2007:

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| 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. –10:30 a.m. | Update – Hamilton/Skagit Floodway Mitigation and Town Relocation Project |
| *T 10:30 a.m. – 11:00 a.m. | Discussion – On-Site Sewage Code Management Plan and Citizens Advisory Committee |
| 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.
Acquisition | Executive Session – Personnel, Litigation and Land |

The Skagit County Board of Commissioners met in regular session on Monday, January 22, 2007, with Commissioners Sharon D. Dillon, Don Munks and Kenneth A. Dahlstedt present.

**UPDATE - HAMILTON/SKAGIT FLOODWAY MITIGATION PLAN AND
CITIZENS ADVISORY COMMITTEE**

Lauren Freitas, Grants Coordinator of Hamilton Public Development Authority (PDA), presented the Commissioners with an update on Skagit Floodway Mitigation and Hamilton Relocation Program activities.

Ms. Freitas said the program is designed to leverage the urban density development potential of Hamilton, under the Growth Management Act (GMA), to mitigate 300 county floodway residences and 100 town floodway residences. Ms. Freitas explained the program will also provide affordable housing and economic development opportunities within the relocation site.

Ms. Freitas went on to say the program will enforce Washington floodplain management regulations (WAS Ch. 173-158) and Critical Areas Ordinances in their strictest sense to reduce public and private losses.

Ms. Freitas also said the program would promote successful public purchase and removal of identified flood homes. Policies and procedures are being tested with a pilot project that is pursuing the purchase of eight floodway properties damaged in November, six in Hamilton, and two in the county.

Commissioner Dahlstedt commented on the possibility of the project being done in phases. Ms. Freitas stated that was a possibility.

The Commissioners thanked Ms. Freitas for the update.

**DISCUSSION - ON-SITE SEWAGE CODE MANAGEMENT PLAN AND
CITIZENS ADVISORY COMMITTEE**

Steve Olson, Environmental Health Specialist, made a PowerPoint presentation to the Board. Mr. Olson told the Board the Skagit County Health department is required to adopt the revision of the State On-site Sewage rule (WAC 246-272A) by July 1, 2007. Mr. Olson said the Health Department is reviewing the local code for changes to be made to be in line with adopting this WAC. This WAC also requires that all 12 Puget Sound Counties incorporate a "Management Plan" addressing development and management activities for on-site sewage systems within their jurisdiction.

Mr. Olson said Skagit County's operations and maintenance program meets many of the Management Plan goals, however, the Management plan will delineate this program's plans and goals into the future.

Mr. Olson stated the individuals interested in being appointed to the 2007 On-site Sewage Ordinance Update and Public Outreach Citizens Advisory Committee were:

1. Carl Garrison, P.E.;
2. June Kite, Friends of Skagit County;
3. Pepper Beard, citizen at-large;
4. Chuck Davis, citizen at-large;
5. Gary Smith, Septic Design Services, Inc., On-site Sewage System Designer;
6. Gary Lohman, Happy Face Farms, Inc., On-site Sewage System Installer;
7. Glen Nickel, Nickel Construction, On-site Sewage System Designer and Installer; and
8. Danny Brisky, Coach Corral, Construction Industry.

Commissioner Munks moved to appoint members to the 2007 On-site Sewage Ordinance Update and Public Outreach Citizens Advisory Committee, as outlined by the Health department. Commissioner Dahlstedt seconded the motion which passed unanimously. **(Resolution No. R20070034)**

Commissioner Munks moved to approve the Consent Agenda for Monday, January 22, 2007, items 1-27. Commissioner Dahlstedt seconded the motion, which passed with a unanimous vote.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, January 16, 2007. **(Approved)**

ASSIGNED COUNSEL:

2. Personal Services Agreement with Robert Jones, Attorney at Law, to provide indigent defense representation for cases that have been deemed conflict of interest for the Public Defender's Office. The agreement commenced on January 1, 2007, and will continue through December 31, 2008. Compensation is not to exceed a total of \$15,000. **(Contract No. C20070043)**

BUDGET/FINANCE:

3. Memorandum of Agreement between Skagit County and Skagitonians to Preserve Farmland, which provides \$5,000 in Hotel/Motel funds to promote the InFARMation Travelers Information Radio Station. The agreement commenced on January 1, 2007, and shall continue through December 31, 2007. **(Contract No. C20070044)**
4. Memorandum of Agreement between Skagit County and the Skagit Performing Arts Council, which provides \$7,500 in Hotel/Motel funds to print and distribute a color calendar of Skagit County Performing Arts events. The agreement commenced on January 1, 2007, and shall continue through December 31, 2007. **(Contract No. C20070045)**
5. Resolution creating Skagit County's Insurance Cost Assessment Policy for fiscal year 2006. **(Resolution No. R20070035)**
6. Amendment No. 1 to Personal Services Agreement **No. C20050457** with Skagit County Community Action Agency, which amends the Scope of Work to include:
7) In accordance with CTED guidelines, track information on the local homeless population through use of the "Homeless Management Information System" (HMIS). All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20070009)**

FACILITY MANAGEMENT:

7. Amendment No. 2 to Building Lease **No. C20030006** between Skagit County and Case Lanting, which extends the lease agreement for property commonly known as 601 South Second Street, Mount Vernon, through December 31, 2008, at a new monthly lease amount of \$2,141.34 beginning January 1, 2007. The new lease amount includes rent for both the original leased space and an additional 260 square feet. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20070010)**

FAIRGROUNDS:

8. Resolution authorizing funding of \$1,500 as a revolving fund by warrant drawn on County Fair Fund #106 for the April Garage Sale, Antiques & More event. **(Resolution No. R20070036)**
9. Rental Agreement between Skagit County and Stanley L. and Teresa Wells for occupation of a dwelling located at 1412 Walter Street, Mount Vernon. The agreement commenced on January 1, 2007, and shall continue through December 31, 2007. Compensation for this agreement lies in the mutual benefits to be derived between the parties. **(Contract No. C20070046)**

FARMLAND LEGACY:

10. Resolution AND Interlocal Cooperative Agreement between Skagit County and the Skagit Conservation District to assist in the monitoring of conservation easements in 2007 and 2008, as well as establishing "baseline" documentation where necessary. The agreement commenced on January 1, 2007, and will

**RECORD OF THE PROCEEDINGS
MONDAY, JANUARY 22, 2007
PAGE NO. 4**

continue through December 31, 2008. Compensation is not to exceed a total of \$40,000. (**Resolution No. R20070037 and (Contract No. C20070047)**)

11. Amendment No. 6 to Interlocal Cooperative Agreement **No. C20040427** between Skagit County and the Natural Resources Conservation Service – United States Department of Agriculture, which extends the expiration date to April 1, 2007. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20070011**)

HUMAN SERVICES:

12. Personal Services Agreement with Skagit Recovery Center to provide on-site, integrated services for clients involved with Skagit County Adult Felony Drug Court. The agreement commenced on January 1, 2007, and shall continue through December 31, 2007. Compensation is not to exceed \$63,000. (**Contract No. C20070048**)
13. Resolution appointing Susan Ramaglia to serve a three year term on the Skagit County Mental Health Advisory Board, beginning January 9, 2007, through January 8, 2010. (**Resolution No. R20070038**)

INFORMATION SERVICES:

14. Amendment No. 8 to Contract **No. C20020325** with ImageSource, Inc. which modifies the compensation amount to include maintenance and support on both hardware and software. All other terms and conditions of the original contract shall remain in effect. (**Amendment No. A20070012**)

SHERIFF'S OFFICE:

15. Interagency Agreement, per Resolution No. R20040429, between Skagit County and the Everett Police Department Regional Intelligence Group. The County will provide a detective to co-locate and work with the Group. The agreement shall commence upon the date of execution and continue until terminated. As both agencies agree on the mutual benefits associated with this partnership, neither agency shall pay the other agency a fee or compensation for such co-location and work. (**Contract No. C20070049**)

YOUTH & FAMILY SERVICES:

16. Personal Services Agreement with Evan Freedman, PhD & Associates to provide specialized child, adolescent, adult and 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. The agreement commenced on January 1, 2007, and shall continue through December 31, 2009. Compensation is not to exceed \$15,000. (**Contract No. C20070050**)
17. Personal Services Agreement with Diane J. Lowry to provide specialized child, adolescent, adult and 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. The agreement commenced on January 1, 2007, and shall continue through

**RECORD OF THE PROCEEDINGS
MONDAY, JANUARY 22, 2007
PAGE NO. 5**

December 31, 2009. Compensation is not to exceed \$10,000. **(Contract No. C20070051)**

18. Personal Services Agreement with Liz Findley, M.S.W. to provide specialized child, adolescent, adult and 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. The agreement commenced on January 1, 2007, and shall continue through December 31, 2009. Compensation is not to exceed \$12,000. **(Contract No. C20070052)**

PUBLIC WORKS DEPARTMENT:

19. Right-of-Way Easement with Ro Van Nguyen and Phiphi Thi Nguyen in conjunction with the establishment of Lake Shannon Road. **(Contract No. C20070053)**
20. Easement between Skagit County and Joan Smithman for inspection, repair, replacement, renewal, removal, maintenance and operation of McElroy Slough/Blanchard Road culverts and tidegates. **(Contract No. C20070054)**
21. Resolution awarding the contract for a stability test for the Guemes Island Ferry to Everett Shipyard, Inc. for the low bid of \$19,755.36. **(Resolution No. R20070039)**
22. Vendor Services Agreement with Everett Shipyard, Inc. to provide services in connection with the Guemes Island Ferry Stability Test. The contract shall commence upon the date of execution and continue for one year. Compensation is not to exceed a total of \$19,755.36. **(Contract No. C20070055)**
23. Right-of-Way Easement with Sierra Pacific Holding Company for approximately 2.21 acres in conjunction with the establishment of Lake Shannon Road. **(Contract No. C20070056)**
24. Right-of-Way Easement with Sierra Pacific Holding Company for approximately 1.46 acres in conjunction with the establishment of Tom Higgins Lane. **(Contract No. C20070057)**
25. Personal Services Agreement with the Skagit Watershed Council to support Skagit County's efforts to educate the public, implement watershed action plan recommendations, and to protect and restore riparian habitat in order to improve the functionality and health of the County watersheds. The agreement shall become effective upon the date of execution and continue through December 31, 2007. Compensation is not to exceed a total of \$20,000. **(Contract No. C20070058)**
26. Resolution authorizing the execution of an Interlocal Agreement between Skagit County and the Skagit Conservation District to provide certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and Clean Water Program. **(Resolution No. R20060040)**

**RECORD OF THE PROCEEDINGS
MONDAY, JANUARY 22, 2007
PAGE NO. 6**

27. Interlocal Cooperative Agreement between Skagit County and the Skagit Conservation District to provide certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and Clean Water Program. The agreement shall commence upon the date of execution and continue through December 31, 2007. Compensation is not to exceed a total of \$109,000. **(Contract No. C20070059)**

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, January 22, 2007, 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 \$102,715.59 (Transmittal No. C-04-07); and

Warrants numbered 240829 through 241254 from Clearing Fund 696 in the total dollar amount of \$2,644,437.12 (Transmittal No. C-06-07); and

2. County Administrator Gary Rowe led the discussion regarding a Resolution authorizing an Interlocal Agreement between Skagit County and Washington State Department of Ecology stipulating procedures for implementing 173-503 of Washington Administrative Code as required by Settlement Agreement between Skagit County and the Washington State Department of Ecology entered into by the parties on May 16, 2006 and amended on December 19, 2006, in Thurston County Superior Court Cause No. 03-2-00668-5.

After some discussion, Commissioner Munks motioned to approve a Resolution authorizing an Interlocal Agreement between Skagit County and Washington State Department of Ecology stipulating procedures for implementing 173-503 of Washington Administrative Code as required by Settlement Agreement between Skagit County and the Washington State Department of Ecology entered into by the parties on May 16, 2006 and amended on December 19, 2006, in Thurston County Superior Court Cause No. 03-2-00668-5. **(Resolution No. R20070041) and (Contract No. C20070060)**

3. Marge Swint, Planning & Development Services, set Monday, February 5, 2007, at 10:00 a.m., for a public meeting date for the final plat approval for plat of Trumpeter Heights, submitted by Chuck Dralle. Ms. Swint stated the plat is an 11 log Long CaRD located in the Clear Lake area, off Old Day Creek Road.
4. Jean Alden, Controller, brought forth a resolution designating the FEMA applicant agent and alternate for the November 2006 FEMA Flood Event. **(Resolution R20070042)**

**RECORD OF THE PROCEEDINGS
MONDAY, JANUARY 22, 2007
PAGE NO. 7**

PUBLIC COMMENT PERIOD.

James Castleberry, 2600 East Division, commented on public safety issues and the health hazard he found in the drinking water of a home he visited. He also spoke about the hazard of having dangerous dogs in a daycare.

ADJOURNMENT.

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

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Sharon D. Dillon, Chairman

Don Munks, Commissioner

Kenneth A. Dahlstedt, Chairman

ATTEST:

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