

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 26, 2007**

- 8:00 a.m. – 9:00 a.m. Work Session – County Commissioners
- 9:00 a.m. – 10:00 a.m. Work Session – County Administrator
- *T 10:00 a.m. – 10:30 a.m. Closed Record Hearing for the Preliminary Binding Site Plan Approval Request of Bayview Executive Hangars Land Division (PL06-0913)
- Closed Record Hearing for the Preliminary Short “CaRD” Land Division Approval Request by Richard and Kay Grimstead for Land Division #PL06-0364
- *T 10:30 a.m. – 11:00 a.m. Discussion – Water Quality Improvement Projects in the Samish Watershed (Sally Lawrence – Washington State Department of Ecology)
- 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 1:30 p.m. – 2:00 p.m. Discussion/Update – Boundary Review Board
- 2:00 p.m. – 4:00 p.m. Executive Session – Litigation

The Skagit County Commissioners met in regular session on Monday, March 26, 2007, with Commissioners Sharon D. Dillon, Don Munks and Kenneth A. Dahlstedt present.

CLOSED RECORD HEARING FOR THE PRELIMINARY BINDING SITE PLAN APPROVAL REQUEST OF BAYVIEW EXECUTIVE HANGARS LAND DIVISION #PL06-0913.

Brandon Black, Senior Planner, explained that on October 9, 2006, Brian Hofferth, on behalf of Bayview Executive Hangars, filed Binding Site Plan application #PL06-0913 for the creation of a ten lot Binding Site Plan on existing Lot #80 of the Skagit Regional Airport Binding Site Plan. The project proposal is to further divide existing Lot #80 into ten individual lots and construct a hangar structure of approximately 3,000 square feet on each individual lot.

Mr. Black said Planning and Development Services recommends that the Board uphold the Hearing Examiner’s approval recommendation for the preliminary Binding Site Plan Land Division of Bayview Executive Hangars.

It was moved and seconded by Commissioners Munks and Dahlstedt to authorize a resolution approving the Preliminary Plat of Bayview Executive Hangars. The motion passed unanimously. **(Resolution No. R20070161)**

CLOSED RECORD HEARING FOR THE PRELIMINARY SHORT “CaRD” LAND DIVISION APPROVAL REQUEST BY RICHARD AND KAY GRIMSTEAD FOR LAND DIVISION #PL06-0364.

Mr. Black stated that on April 13, 2006, Skagit Surveyors and Engineers, on behalf of Richard and Kay Grimstead, filed Short “CaRD” land division application #PL06-0364 for the creation of two lots through the Conservation and Reserve Development (CaRD) land division process. The project proposes to create two – one acre building sites, leaving the remaining eight acres of the parent parcel in a CaRD open space designation. The proposed project is located at 9642 Windy Ridge Lane, Bow.

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According to Mr. Black, Planning and Development Services recommends that the Board uphold the Hearing Examiner's approval recommendation for the preliminary Short Plat (CaRD Land Division) by Richard and Kay Grimstead.

It was moved and seconded by Commissioners Munks and Dahlstedt to approve the Preliminary Short Card land division for Richard and Kay Grimstead (PL06-0364). The motion passed unanimously. **(Resolution No. R20070162)**

DISCUSSION – WATER QUALITY IMPROVEMENT PROJECTS IN THE SAMISH WATERSHED (SALLY LAWRENCE – WASHINGTON STATE DEPARTMENT OF ECOLOGY).

Sally Lawrence, Washington State Department of Ecology, stated that under the Federal Clean Water Act, Ecology establishes water quality standards, develops a list of water bodies in the State that do not meet these standards, and conducts Total Maximum Daily Load (TMDL) studies. At the present time, a partnership exists coordinated through the Department of Ecology in the Samish Bay Watershed called the Samish Bay Watershed Fecal Coliform Total Maximum Daily Load Project.

Ms. Lawrence went on to summarize TMDL water quality monitoring in the Samish Watershed, which has occurred for the past year. Ecology monitored 34 stations twice each month and were able to "bracket" properties with additional monitoring where data suggested there could be a bacteria source. Their third quarter monitoring report is posted on the Ecology website.

The Commissioners thanked Ms. Lawrence for her presentation and agreed the program has been very successful thus far. Skagit County is a model for the State because of the cooperative effort in engaging the property owners to do what is right.

Steve Olsen, Skagit County Public Health Department; Bill Dewey of Taylor Shellfish; and Carolyn Kelly of the Skagit Conservation District all said they appreciate the County's support and willingness of the Department of Ecology's efforts.

CONSENT AGENDA.

Commissioner Munks motioned to approve the Consent Agenda for Monday, March 26, 2007, items 1 and 2 and items 5 through 16. Commissioner Dahlstedt seconded the motion, which passed unanimously. Items 3 and 4 were removed pending further information.

COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, March 19, 2007. **(Approved)**
2. Resolution approving the resignation of Robert E. Dean, Jr. as a Commissioner of Skagit County Dike District no. 1, effective February 2, 2007. The appointment of Jason Vander Kooy is accepted and approved as the replacement Commissioner for Dike District No. 1 and shall serve out the remaining unexpired term. **(Resolution No. R20070163)**
3. Ratification of a Resolution authorizing a capital budget expenditure of the Skagit County EMS Commission to compensate Piazza Construction, Inc. a total of \$35,151.79 for a construction project. **(Removed pending further information)**

BUDGET & FINANCE:

4. Resolution awarding grant funding for Economic Development Public Facilities projects. **(Removed pending further information)**

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HUMAN SERVICES:

5. Resolution unappointing Robert B. Adams as a Designated Mental Health Professional as he is no longer employed with Compass Health Skagit. **(Resolution No. R20070164)**
6. Resolution unappointing Robert B. Adams as a Designated Crisis Responder as he is no longer employed with Compass Health Skagit. **(Resolution No. R20070165)**
7. Resolution unappointing Patrick Tomulty as a Designated Mental Health Professional as he is no longer employed with Compass Health Skagit. **(Resolution No. R20070166)**
8. Resolution unappointing Toni Noggle and Fred Rock as County Designated Mental Health Professionals as they are no longer employed with Compass Health Skagit. **(Resolution No. R20070167)**
9. Resolution appointing Josh Cowan to serve a three year term on the Skagit County Developmental Disabilities Advisory Board beginning March 15, 2007, and expiring on March 14, 2010. **(Resolution No. R20070168)**

YOUTH & FAMILY SERVICES:

10. Personal Services Agreement with David V. McNeill, McNeill Polygraph and Investigating, to perform polygraph examinations, upon request of the Department of Youth and Family Services. The agreement commenced on March 1, 2007, and shall continue until February 28, 2009. Compensation is not to exceed a total of \$10,000. **(Contract No. C20070197)**

PUBLIC WORKS DEPARTMENT:

11. Resolution authorizing the establishment of the Lake Management District No. 4 fund. **(Resolution No. R20070169)**
12. Resolution amending Resolution **No. R20070132**, calling for a public hearing regarding the assessment of Lake Management District No. 4 (Clear Lake and Beaver Lake). The hearing will be held on Monday, April 16, 2007, at 10:00 a.m. **(Resolution No. R20070170)**
13. Resolution approving the Final Order to Vacate a 24-foot road right-of-way on Fir Island located south of Moore Road and east of Dry Slough Road. **(Resolution No. R20070171)**
14. Resolution amending Resolution **No. R20070101** increasing an Interfund loan to Hansen Creek Sub-Flood Zone Fund by \$20,000 to a maximum amount of \$100,000. **(Resolution No. R20070172)**
15. Resolution calling for bids to purchase diesel fuel for the M/V Guemes Island Ferry. The bid opening will be held on Monday, April 16, 2007, at 10:30 a.m. **(Resolution No. R20070173)**
16. Resolution rejecting all bids for the 2007 haul out and dry docking of the M/V Guemes Island Ferry. **(Resolution No. R20070174)**

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, March 26, 2007, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

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ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$99,839.70 (Transmittal No. C-38-07); and

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$8,318.70 (Transmittal No. C-40-07); and

Purchase Card Electronic Payment to JP MORGAN CHASE from Clearing Fund 696 in the total dollar amount of \$32,976.36 (Transmittal No. C-41-07);

Warrants numbered 245226 through 245723 from Clearing Fund 696 in the total dollar amount of \$1,136,745.48 (Transmittal No. C-42-07); and

Warrants numbered 245724 through 245743 from Clearing Fund 696 in the total dollar amount of \$508,795.49 (Transmittal No. C-45-07); and

Payroll warrants numbered 202768 through 203549 in the total dollar amount of \$1,044,946.28 (Transmittal No. P-11-07); and

Payroll warrants numbered 974026 through 974209 in the total dollar amount of \$230,888.20 (Transmittal No. P-12-07).

2. Staff brought forth Amendment No. 1 to Personal Services Agreement **No. C20050314** with BHC Consultants, which extends the contract termination date to December 31, 2007, and adds an additional \$25,000 in compensation for continued work on Skagit County's Critical Area Ordinance Update.

Commissioner Munks motioned to approve the amendment, which was seconded by Commissioner Dahlstedt and passed. **(Amendment No. A20070041)**

3. A ratification resolution was submitted authorizing the execution of a Personal Services Agreement with Don Slack, M.D. It was moved and seconded by Commissioners Munks and Dahlstedt to approve the resolution. The motion carried. **(Resolution No. R20070175)**
4. Staff brought forth a Personal Services Agreement with Don Slack, M.D. to provide services as the Medical Director for Skagit County and direct, delegate and participate in the supervision and medical control of Advanced Life Support and Basic Life Support emergency medical services qualified personnel of Skagit County. The agreement commenced on January 1, 2007, and is to continue through December 31, 2007. Compensation is not to exceed \$86,338.68.

Commissioner Munks motioned to approve the agreement as outlined. Commissioner Dahlstedt seconded the motion, which passed unanimously. **(Contract No. C20070198)**

5. Amendment No. 3 to Personal Services Agreement **No. C20050180** with GeoEngineers, Inc. was brought forth, which extends the term of the agreement to September 30, 2007. This allows the consultant sufficient time to incorporate new information into the draft Cockreham Island Flood Hazard Reduction Buy-Out Study, undergo internal County review, complete the final report, and present the information to the Board and landowners in the vicinity. Compensation shall remain the same at \$167,083.

A motion was made by Commissioner Munks to approve the amendment as outlined, which was seconded by Commissioner Dahlstedt and passed. **(Amendment No. A20070042)**

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6. Commissioners Munks and Dahlstedt moved and seconded approval of a resolution authorizing the execution of Grant Agreement No. G0700243 between Skagit County and Washington State Department of Ecology for the Red Creek/Hansen Creek Centennial Clean Water Grant. The motion passed. **(Resolution No. R20070176)**
7. Commissioner Munks motioned to approve Grant Agreement No. G0700243 between Skagit County and Washington State Department of Ecology for the Red Creek/Hansen Creek Centennial Clean Water Grant. Surface Water Management received a Centennial Clean Water grant in the amount of \$330,353 of which Skagit County pays a 25% share totaling \$82,588. This project is an enhancement/restoration project in Hansen Creek on the Northern State Recreational Area and on lower Red Creek just south of Highway 20. Commissioner Dahlstedt seconded the motion, which passed unanimously. **(Contract No. C20070199)**

PUBLIC COMMENT PERIOD.

Homer and Dorothy Hughes, 35023 Walders Road, Sedro-Woolley, spoke about acreage they own, which is instrumental in plans to relocate the Town of Hamilton. Mr. Hughes said there really isn't much sentiment for the move and to build a new town is a crazy idea.

Jon Aarstad, Burlington City Administrator, thanked the Board for allocating funds intended for several projects the City is working on.

DISCUSSION/UPDATE – BOUNDARY REVIEW BOARD.

Carole Korelin, Boundary Review Board Coordinator, introduced three of the four Boundary Review Board (BRB) members seated in the audience. She noted that one vacancy on the board still exists, which is a vacancy the County needs to fill.

Ms. Korelin proceeded explain the functions of the Boundary Review Board and noted that the BRB does not become involved with the majority of annexations in the County.

The Commissioners thanked Ms. Korelin and the BRB for a job well done and indicated they would get the vacancy filled right away.

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, Chair

Don Munks, Commissioner

Kenneth A. Dahlstedt, Commissioner

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ATTEST:

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