

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY COMMISSIONERS  
MONDAY, MAY 7, 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/Deputy Administrator   |
| *T 10:00 a.m. – 10:45 a.m. | Update – Washington State University Skagit County Extension Office  |
| *T 10:45 a.m. – 11:00 a.m. | Bid Opening – Lease of County-owned Property for Hay Cutting   |
| 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. | Recognition - Parks & Recreation Employee Tawni Helms  |
| *T 1:30 p.m. – 2:00 p.m.   | Consideration of the Hearing Examiner’s Recommendation for Approval for the Following Timber Open Space Applications:<br><br><ol style="list-style-type: none"><li>1. David and Linda Peterson for Approximately 19.00 Acres Located at 21741 Peter Burns Road, a Portion of Lot 2 of Short Plat #97-002 (C/U TMB #5-2006)</li><li>2. Brenda M. Lavender for Approximately 9.15 Acres Located at 12984 Summit Trail, a Portion of Lot 2 of Short Plat#PL04-0070 (C/U TMB #6-2006)</li><li>3. Ben Dodge for Approximately 9.08 Acres Located North of Colony Road (C/U TMB #7-2006)</li></ol> |
| 2:00 p.m. – 4:00 p.m.      | Executive Session – Litigation and Land Acquisition  |

The Skagit County Board of Commissioners met in regular session on Monday, May 7, 2007, with Commissioners Sharon D. Dillon and Kenneth A. Dahlstedt present. Commissioner Don Munks’ absence was excused.

**UPDATE – WASHINGTON STATE UNIVERSITY SKAGIT COUNTY EXTENSION OFFICE.**

Skagit County Extension Director Ned Zaugg gave a PowerPoint presentation titled “Paw Prints Around Skagit County.” Mr. Zaugg explained the various functions WSU Cooperative Extension provides.

Northwest District Director Jim Croft was introduced and said his home base is the Puyallup area.

Several employees provided updates with regard to WSU’s Master Gardener Program; Agriculture and Natural Resources; 4-H Youth Development; Partnership for Rural Improvement; WSU’s Distance Education Learning Center; and Family and Consumer Sciences.

Due to time constraints, the Commissioners asked Mr. Zaugg to schedule another update on June 5, 2007, at 11:00 a.m.

**BID OPENING – LEASE OF COUNTY-OWNED PROPERTY FOR HAY CUTTING.**

Parks and Recreation Director Robert Vaux was present for the bid opening; however, no bids were submitted. Mr. Vaux indicated the call for bids would be reposted.

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**CONSENT AGENDA.**

Commissioner Dahlstedt motioned to approve the Consent Agenda for Monday, May 7, 2007, items 1 through 54. Chair Dillon seconded the motion, which was carried.

**COMMISSIONERS' OFFICE:**

1. Record of the Proceedings for Monday, April 23, 2007. **(Approved)**
2. Record of the Proceedings for Tuesday, April 24, 2007. **(Approved)**
3. Record of the Proceedings for Thursday, April 26, 2007. **(Approved)**

**ADMINISTRATIVE SERVICES:**

4. Resolution delegating, with limits, executive and administrative powers and duties of the Skagit County Board of Commissioners to the Skagit County Administrator. **(Resolution No. R20070247)**
5. Resolution replacing Resolution No. R20050122 – Reimbursement for Use of Personal Vehicles, which authorizes reimbursement to the Skagit County Administrator and Deputy Administrator. **(Resolution No. R20070248)**

**BUDGET & FINANCE:**

6. Amendment No. 1 to Personal Services Agreement **No. C20070176** between Skagit County and the Skagit County Community Action Agency, which amends the Scope of Work to include managing and providing support services for the Ted W. Anderson East County Resource Center. Compensation is amended to add a \$55,000 annual payment to the Contractor and \$5,377.60 shall be reimbursed for a professional services proposal for design development of the new Skagit County Food Bank Distribution Center Project. All other terms and conditions shall remain in effect. **(Amendment No. A20070058)**
7. Interlocal Cooperative Agreement, per Resolution No. R20070182, between Skagit County and the City of Burlington, which awards \$300,000 of Distressed County Funds for the Nevitt Road Construction Project. The agreement shall become effective upon the date of execution and continue until the Project is completed, not to exceed 24 months. **(Contract No. C20070275)**

**DISTRICT COURT:**

8. Resolution establishing compensation for a part-time District Court Commissioner, which is 50% of the salary level received by the full-time District Court Commissioners. **(Resolution No. R20070249)**

**EMERGENCY MANAGEMENT:**

9. Interagency Agreement between Skagit County and the Snohomish County Region One Homeland Security District, which provides law enforcement with enhanced capabilities for detecting, deterring, disrupting and preventing acts of terrorism. This is a sub-grant from the Department of Homeland Security Law Enforcement Terrorism Prevention Program. The agreement commenced on July 1, 2006, and is to be completed by February 28, 2008. The Region shall reimburse the County up to \$132,569. **(Contract No. C20070276)**

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**FACILITY MANAGEMENT:**

10. Abbreviated Standard Form of Agreement between Skagit County and Tom Theisen, Architect, to provide services for programming, design, and construction bid document preparation for various projects. The agreement shall commence upon the date of execution and expire 60 days after final acceptance of the authorized project. Compensation is not to exceed a total of \$647,150. **(Contract No. C20070277)**

**FAIRGROUNDS:**

11. Resolution authorizing the approval of payment to JBH Construction for repairs at a County-owned home at the Fairgrounds. **(Resolution No. R20070250)**
12. Vendor Services Agreement with JBH Construction, which conducted repairs at a County-owned home at the Fairgrounds. The agreement commenced on April 7, 2007, and shall continue through April 6, 2008. Compensation is not to exceed a total of \$4,639.82. **(Contract No. C20070278)**

**FARMLAND LEGACY PROGRAM:**

13. Conservation Easement between Skagit County and John H. Ward and Mark Goss, personal representatives of the Estate of Joyce Ward, protecting farmland as part of a short plat process. **(Contract No. C20070279)**

**GEOGRAPHICAL INFORMATION SERVICES:**

14. Interlocal Cooperative Agreement, per Resolution No. R20070229, between Skagit County and the City of Burlington, to establish a cost sharing partnership for Pictometry aerial imagery and software. The agreement shall commence on the date of signature and continue through December 31, 2009. **(Contract No. C20070280)**

**HUMAN RESOURCES:**

15. Resolution ratifying a Personal Services Agreement with Vicki Norris of Anderson and Hunter Law Firm. **(Resolution No. R20070251)**
16. Personal Services Agreement with Vicki Norris of Anderson and Hunter Law Firm to provide training as requested by the Human Resource Director for an amount not to exceed \$4,500. The agreement commenced on March 15, 2007, and shall continue through December 31, 2007. **(Contract No. C20070281)**
17. Personal Services Agreement with John A. Follis of Anderson and Hunter Law Firm to provide Worker's Compensation representation as requested by the Skagit County Human Resources Director. The agreement commenced on April 15, 2007, and expires on December 31, 2007. Compensation is not to exceed \$5,000. **(Contract No. C20070282)**

**HUMAN SERVICES:**

18. Personal Services Agreement with CeCe (Cecile) Thomas to provide mental health treatment services to clients participating in the Community Wellness Program. The agreement commences upon the date of execution and continues through April 30, 2008. Compensation is not to exceed a total of \$10,000. **(Contract No. C20070283)**
19. Resolution appointing Teresa Coffey to serve a three year term on the Skagit County Substance Abuse Board, effective April 13, 2007, through April 12, 2010. **(Resolution No. R20070252)**

**INFORMATION SERVICES:**

20. Addendum No. 1 to Customer Sales Agreement **No. C20050492** with Sage Software Healthcare, Inc. (Emdeon Practice Services), which adds additional language for the Medical Manager Software and increases the compensation amount by \$300. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20070059)**
21. Personal Services Agreement with Right! Systems, Inc. to provide support of Citrix hardware/software, including but not limited to setting up VPN accounts and maintenance of these accounts. The Citrix system includes access to the County network for off-site locations. The agreement shall commence on April 23, 2007, and continue until 25 hours have been used, or until March 1, 2008, whichever comes first. Compensation is not to exceed \$4,125. **(Contract No. C20070284)**
22. E-Filing Services Agreement between Skagit County and E-Filing.com, Inc. to provide electronic filing services to the Superior Court Clerk. The contractor will also provide a web service to accept electronic documents and a method for the Clerk to accept electronic documents. The agreement shall commence upon the date of execution and continue until cancelled. There are no license fees or set up charges; however, users will pay E-Filing a fee when filing documents to Skagit County. **(Contract No. C20070285)**

**PARKS AND RECREATION:**

23. Resolution awarding the bid for the Howard Miller Steelhead Park 2007 Paving Project to Lakeside Industries for the low bid of \$43,959. **(Resolution No. R20070253)**
24. Agreement between Skagit County and Lakeside Industries for the Howard Miller Steelhead Park 2007 Paving Project for the low bid of \$43,959. The agreement shall commence upon the date of execution. **(Contract No. C20070286)**

**PLANNING & DEVELOPMENT SERVICES:**

25. Personal Services Agreement with Curt Miller, Miller Consulting, for Hamilton/Skagit River Floodway Open Space planning. The agreement shall commence upon the date of execution and continue until December 31, 2007. Compensation is not to exceed a total of \$10,000. **(Contract No. C20070287)**
26. Personal Services Agreement with Studio Cascade to provide Comprehensive Plan re-design and publication services in the amount of \$12,000. The agreement shall commence upon the date of execution and continue through March 1, 2008. **(Contract No. C20070288)**

**PROSECUTOR'S OFFICE:**

27. Release and Settlement Agreement between Skagit County and Jeffrey A. Brown and Joni M. Brown and Diversified Manufacturing, Inc. in the amount of \$700. **(Contract No. C20070289)**
28. Personal Services Agreement with the Law Office of Dennis R. Scott to provide legal representation for the North Cascade Secure Treatment Facility, as a Skagit County Special Deputy Prosecuting Attorney, in all 14 day Involuntary Chemical Dependency Hearings, pursuant to the Integrated Crisis Response and Secure Detox Pilot Program. The agreement shall commence on May 1, 2007, and continue until April 30, 2008. Compensation is not to exceed a total of \$45,000. **(Contract No. C20070290)**
29. Resolution ratifying an Intergovernmental Agreement with the Washington State Department of Community, Trade and Economic Development (CTED). **(Resolution No. R20070254)**

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30. Intergovernmental Agreement between Skagit County and the Washington State Department of Community, Trade and Economic Development (CTED), awarding a grant in the amount of \$18,000 for Domestic Violence Training. The agreement commenced on September 1, 2005, and shall continue through August 31, 2007. **(Contract No. C20070291)**
31. Resolution rescinding Resolution No. 7555 and adopting a new Skagit County Public Records policy. **(This item was removed from the agenda pending further information)**

**SHERIFF'S DEPARTMENT:**

32. Personal Services Agreement with Parker Corporate Services, Inc., dba Whatcom Security Agency, to provide security officer services for the Larry Moller Public Safety Building and the Skagit County Courthouse. The agreement shall commence on July 1, 2007, and continue through June 30, 2008. Compensation is not to exceed a total of \$205,000. **(Contract No. C20070292)**
33. Resolution authorizing the execution of an Interlocal Agreement between Skagit County and the Mount Vernon Police Department. **(Resolution No. R20070255)**
34. Memorandum of Understanding between the Skagit County Sheriff's Office and the Mount Vernon Police Department regarding law enforcement response to property owned by Skagit County and located within the city limits of Mount Vernon. The agreement shall commence upon the date of signature. **(Contract No. C20070293)**

**COUNTY CLERK'S OFFICE:**

35. Personal Services Agreement with US Archive & Imaging Services to provide digital conversion services for the Skagit County Clerk. The agreement commenced on March 15, 2007, and shall continue through December 31, 2007. Compensation is not to exceed a total of \$45,000. **(Contract No. C20070294)**

**YOUTH & FAMILY SERVICES:**

36. Personal Services Agreement with Sandra J. Higman, MSW, 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. The agreement shall commence on May 1, 2007, and continue until April 30, 2009. Compensation is not to exceed a total of \$10,000. **(Contract No. C20070295)**
37. Personal Services Agreement with United Karate Organization, Tim Salerno – Owner, to give karate lessons to ARIS clients. The agreement commenced January 1, 2007, and shall continue through December 31, 2009. Compensation is not to exceed a total of \$15,000. **(Contract No. C20070296)**
38. Resolution authorizing an Interlocal Agreement with the Children's Administration Office of Mount Vernon. **(Resolution No. R20070256)**
39. Interlocal Cooperative Agreement between Skagit County and the Children's Administration, Mount Vernon Office, to provide services for the Parenting Evaluations & Treatment for Families in Dependency Court project. The agreement shall commence on May 1, 2007, and continue through April 31, 2008. Neither the contractor nor the County will provide funding to either party for this project. **(Contract No. C20070297)**

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**PUBLIC WORKS DEPARTMENT:**

40. Resolution ratifying a contract with Lakeside Industries for road maintenance materials. **(Resolution No. R20070257)**
41. Vendor Services Agreement with Lakeside Industries to provide road maintenance materials. The contract commenced on April 1, 2007, and shall continue through March 31, 2008. Compensation is not to exceed a total of \$450,000. **(Contract No. C20070298)**
42. Vendor Services Agreement with Radar Marine, Inc. to provide marine electronic and antenna systems service products necessary for the Guemes Island Ferry. The contract shall begin on the date of execution and continue for two years. Compensation is not to exceed a total of \$5,000. **(Contract No. C20070299)**
43. Personal Services Agreement with Lauren Freitas Consulting to provide grant writing and project planning services. The agreement will commence upon the date of signature and continue through May 1, 2009. Compensation is not to exceed a total of \$15,000. **(Contract No. C20070300)**
45. Amendment No. 1 to Intergovernmental Agreement **No. C20060361** with the Washington State Department of Ecology, which increases the compensation by \$20,000 for a new contract total of \$206,500. This is for a United States Geological Survey groundwater investigation in the Lower Skagit River Basin. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20070060)**
46. Supplement No. 1 to Local Agency Standard Consultant Agreement **No. C20070189** with Leonard, Boudinot & Skodje, Inc. to provide engineering services for the Fruitdale Road and McGarigle Road Improvement Project. The supplement allows for reviewing existing right-of-way documents and preparing right-of-way packets for approximately 21 parcels. Compensation is increased by \$22,000 for a new contract total of \$251,200. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20070061)**
47. Resolution ratifying an agreement with Arrow Launch Service, Inc. **(Resolution No. R20070258)**
48. Vendor Services Agreement with Arrow Launch Service, Inc. to provide a temporary ferry passenger vessel for service between Anacortes and Guemes Island on an as-needed basis. The agreement shall commence upon the date of execution and continue through December 31, 2008. Compensation is not to exceed \$80,000. **(Contract No. C20070301)**
49. Resolution authorizing an Interfund loan in the maximum amount of \$125,000 from Current Expense Fund #001 to the Lake Management District #4, Fund #144. **(Resolution No. R20070259)**
50. Amendment No. 1 to Personal Services Agreement **No. C20060266** with Geomatrix Consultants, Inc. to provide hydrogeology and hydrology expertise to assist the County in evaluating and implementing instream flow regulations. The amendment adds Task 2, which consists of technical work related to the evaluation of instream flow mitigation actions. Additional compensation in the amount of \$20,000 is added to the contract for a new total of \$30,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20070062)**
51. Resolution ratifying a contract with Aggregates West for road maintenance materials. **(Resolution No. R20070260)**

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52. Vendor Services Agreement with Aggregates West, Inc. for the purchase of gravel and rock products for road maintenance beginning April 1, 2007, through March 31, 2009. The maximum amount payable under this contract shall be \$100,000. **(Contract No. C20070302)**
53. Resolution calling for a public hearing to consider vacating 1312.28 feet of the north end of Medford Road #94710, as requested by Duke Croney, Cowboy Campsite. This portion of the road has been designated as primitive. The hearing will take place on Tuesday, May 29, 2007, at 10:00 a.m. **(Resolution No. R20070261)**
54. Resolution calling for a public hearing to consider vacating the northern 430 feet of Samish Point Road #39600. The hearing is scheduled for Tuesday, May 29, 2007, at 10:00 a.m. **(Resolution No. R20070262)**

**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, May 7, 2007, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

Warrants numbered 247614 through 247693 from Clearing Fund 696 in the total dollar amount of \$172,975.70 (Transmittal No. C-65-07); and

ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$379.50 (Transmittal No. C-66-07); and

ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$45,927.90 (Transmittal No. C-67-07); and

ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$113,579.78 (Transmittal No. C-68-07); and

ACH Transfer Request Form and Certification to Premera Blue Cross from Clearing Fund 696 in the total dollar amount of \$11,102.97 (Transmittal No. C-69-07); and

Warrants numbered 247694 through 248063 from Clearing Fund 696 in the total dollar amount of \$1,766,540.73 (Transmittal No. C-70-07); and

Warrant number 248064 from Clearing Fund 696 in the total dollar amount of \$5,500 (Transmittal No. C-71-07); and

Warrants numbered 248065 through 248383 from Clearing Fund 696 in the total dollar amount of \$847,228.51 (Transmittal No. C-72-07).

2. Staff brought forth a resolution appointing Tim Raschko to the Forest Advisory Board for a three year term expiring January 1, 2008.

It was moved and seconded by Commissioners Dahlstedt and Dillon to approve the resolution, as outlined. The motion carried. **(Resolution No. R20070263)**

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3. A resolution calling for a public hearing was brought forth to renew a franchise agreement with Northwest Pipeline Corporation. This resolution amends Resolution No. R20070239 as typographical errors occurred in the legal notice. The new public hearing is scheduled for Tuesday, June 12, 2007, at 9:00 a.m.

Commissioner Dahlstedt motioned to approve the resolution and Chair Dillon seconded the motion, which passed. **(Resolution No. R20070264)**

4. A resolution was submitted rejecting all bids for the 2007-2009 diesel fuel purchase for the Guemes Island Ferry. Public Works determined that Reisner Distributor, Inc. and Nelson Distributing, Inc. are non-responsible due to incomplete paperwork. Also, Petroleum Traders Corporation is not a responsible bidder because they were unable to meet the requirements for fueling over water as outlined in the bid specifications. A new call for bids will be brought before the Commissioners in the near future.

A motion was made by Commissioner Dahlstedt and seconded by Chair Dillon to approve the resolution as outlined, which was carried. **(Resolution No. R20070265)**

5. It was moved and seconded by Commissioner Dahlstedt and Chair Dillon to approve a resolution awarding the bid for the 2007 Haul Out and Dry Docking of the M/V Guemes to Dakota Creek Industries for the low bid of \$221,154.84. The motion was carried. **(Resolution No. R20070266)**

**PUBLIC COMMENT PERIOD.**

During the public comment period, Dwight Washburn, Sedro-Woolley, spoke in length about the mistrust that has developed between Town of Hamilton officials and the surrounding community. Much of it has been caused by the past Urban Growth Area (UGA) request by the Town to expand beyond its needs. Mr. Washburn said that distrust is reinforced today when rhetoric is heard from Town officials that the expansion of the UGA is to allow a place for townspeople to move out of the floodplain.

Mr. Washburn turned in a petition signed by numerous folks in favor of using the previously proposed Centennial site instead of the UGA for expansion efforts.

**RECOGNITION – PARKS & RECREATION EMPLOYEE TAWNI HELMS.**

Tawni Helms, previous Director of the Skagit County Best SELF program was acknowledged for serving the County in several capacities for the last 12 years. Ms. Helms has accepted a position with Whatcom County.

The Commissioners thanked Ms. Helms for nurturing the Best SELF program along and wished her well.

**CONSIDERATION OF THE HEARING EXAMINER'S RECOMMENDATION FOR APPROVAL FOR THE FOLLOWING TIMBER OPEN SPACE APPLICATIONS:**

1. **David and Linda Peterson for Approximately 19.00 Acres Located at 21741 Peter Burns Road, a Portion of Lot 2 of Short Plat #97-002 (C/U TMB #5-2006).**

Commissioner Dahlstedt motioned to approve the Timber Open Space Application for David and Linda Peterson. Chair Dillon seconded the motion, which was carried. **(Resolution No. R20070267)**

2. **Brenda M. Lavender for Approximately 9.15 Acres Located at 12984 Summit Trail, a Portion of Lot 2 of Short Plat #PL04-0070 (C/U TMB #6-2006).**

Commissioner Dahlstedt motioned to approve the Timber Open Space Application for Brenda M. Lavender. Chair Dillon seconded the motion, which was carried. **(Resolution No. R20070268)**



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**3. Ben Dodge for Approximately 9.08 Acres Located North of Colony Road (C/U TMB #7-2006).**

Commissioner Dahlstedt motioned to approve the Timber Open Space Application for Ben Dodge. Chair Dillon seconded the motion, which was carried. **(Resolution No. R20070269)**

**ADJOURNMENT.**

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

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

\_\_\_\_\_  
Sharon D. Dillon, Chair

\_\_\_\_\_  
Don Munks, Commissioner

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Kenneth A. Dahlstedt, Commissioner

ATTEST:

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