

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 4, 2007**

The Skagit County Board of Commissioners met in regular session on Tuesday, September 4, 2007, with Commissioners Chair Sharon D. Dillon, Commissioner Don Munks, and Commissioner Kenneth A. Dahlstedt present.

I. TUESDAY, SEPTEMBER 4, 2007:

A. 8:00 a.m. - 10:00 a.m. Work Session - County Commissioners/County Administrator/Deputy Administrator

B. 10:00 a.m. - 11:00 a.m. Public Works Department -James E. Voetberg, P.E., Director/County Engineer

1. Discussion/Update - Inman Landfill Leachate Repairs

Gary Soresen, Water Resources Manager, informed the Commissioners that due to the failure of the automatic pump shutoff system, the leachate pond overflowed at Inman Landfill. Mr. Soresen gave the Commissioners an update on the emergency leachate system repairs.

2. Miscellaneous

Gene Sampley, Interim Manager-Natural Resources Division, gave the Commissioners a chronology of events surrounding the Cockreham Island levee extension.

Commissioner Munks asked about the issue of liability to the County if the repairs are not done and if the property owner refuses to sign the Right-of-Way Entry or the Ownership Certificate.

Mr. Sampley stated he would ask the County's legal staff and bring the answer back to the Board.

Jeff Miller, Assistant County Engineer, updated the Commissioners on chip sealing work being done. Mr. Miller informed the Commissioners the Public Works department is working with the road districts to use new materials to allow for better and smoother roads.

Commissioner Dahlstedt discussed the culvert failure on Beaver Lake Road.

C. 11:00 a.m. - 11:15 a.m. Consent Agenda

Commissioner Munks motioned to approve the Consent Agenda for Tuesday, September 4, 2007, items 1 through 26. Commissioner Dahlstedt seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, August 27, 2007. **(Approved)**

2. Record of the Proceedings for Tuesday, August 28, 2007.
(Approved)

b) ADMINISTRATIVE SERVICES:

3. Personal Services Agreement between Skagit County and Timothy R. Kiehl, L.L.C., to provide professional services regarding patient transport services in the Skagit County's EMS System. The Agreement shall commence upon the date of execution and continue through December 31, 2008. Compensation shall not exceed \$42,156.
(Contract No. C20070498)

c) ASSIGNED COUNSEL:

4. Amendment No. 1 to Personal Services Agreement No. C20070066 with John Ostlund to increase compensation by an additional \$50,000, for continued legal representation of indigent defendants, bringing the total compensation to \$75,000. All other terms and conditions of the original Agreement shall remain in effect.
(Amendment No. A20070121)
5. Personal Services Agreement with Paula Plumer to provide indigent defense services for the Office of Assigned Counsel for cases deemed conflict of interest for the Public Defender's Office. The Agreement shall commence upon the date of execution and continue until December 31, 2008. Compensation shall not exceed \$75,000.
(Contract No. C20070499)

d) BUDGET/FINANCE:

6. Amendment No. 1 to Funding Agreement No. C20070134 between Skagit County and the Anacortes Community Shelter Project to extend the expiration date to December 31, 2008. All other terms and conditions of the original Agreement shall remain in effect.
(Amendment No. A20070122)
7. Amendment No. 2 to Funding Agreement No. C20060227 between Skagit County and the Anacortes Community Shelter project to extend the expiration date to December 31, 2008. All other terms and conditions of the original Agreement shall remain in effect.
(Amendment No. A20070123)

e) COUNTY CLERK:

8. Interagency Data Sharing Agreement between the State of Washington Employment Security Department and the County Clerk for Skagit County to share confidential Unemployment Compensation (UC) information. The Agreement shall commence upon the date of execution and shall continue to December 31, 2010. **(Contract No. C20070500)**

f) EMERGENCY MANAGEMENT:

9. Mutual Aid Agreement with Skagit Transit and Skagit County Department of Emergency Management to work together, on a continuing and lasting basis, toward maximum cooperation and mutual assistance in the areas of disaster response and emergency preparedness. The Agreement shall commence upon the date of execution, remain in effect for a period of five years, and automatically be renewed for successive five-year periods. **(Contract No. C20070501)**

g) HUMAN SERVICES:

10. Personal Services Agreement with Mary Jo Greenway to provide mental health treatment services to clients participating in the Community Wellness Program. This Agreement shall commence upon the date of execution and continue through April 30, 2008. Compensation shall not exceed \$10,000. **(Contract No. C20070502)**
11. Resolution authorizing the ratification of a County Program Agreement with Washington State Department of Social Health Services - Division of Developmental Disabilities, Community Service Family Support. **(Resolution No. R20070427)**
12. County Program Agreement with Washington State Department of Social and Health Services - Division of Developmental Disabilities, Community Services Family Support and Skagit County, which promotes the inclusion of persons with developmental disabilities in community services or events by providing services in Community Resource Development, Information and Education, Parents Helping Parents, and/or Provider Support and Development. The Agreement commenced on July 1, 2007, and shall continue through June 30, 2009. Compensation to the County shall not exceed \$28,590. **(Contract No. C20070503)**
13. Resolution authorizing the ratification of a Personal Services Agreement with Skagit Preschool and Resource Center (SPARC). **(Resolution No. R20070428)**
14. Personal Services Agreement with Skagit Preschool and Resource Center (SPARC), which will provide, through its Skagit County Parent to Parent program, various services to parents of children with special needs. The Agreement commenced on August 1, 2007, and shall continue through June 30, 2009. Compensation shall not exceed \$30,375. **(Contract No. C20070504)**
15. Amendment No. 1 to Interagency Agency Agreement No. C20070326 between North Sound Mental Health Administration and Skagit County to hire Nancy Jones to conduct and develop a Skagit County mental health treatment needs assessment with the Skagit County Mental Health Advisory Board Planning Committee. The Agreement commenced on May 1, 2007, and shall continue through September 30, 2007. Maximum compensation shall not exceed \$8,000. All

other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20070124)**

16. Resolution reappointing Barb Hjort to serve a three-year term on the Skagit County Developmental Disabilities Advisory Board. Her term shall commence on September 17, 2007, and shall expire on September 16, 2010. **(Resolution No. R20070429)**
17. Resolution reappointing Mary Good to serve a three-year term on the Skagit County Mental Health Advisory Board. Her term shall commence on October 1, 2007, and shall expire on September 30, 2010. **(Resolution No. R20070430)**

h) PROSECUTING ATTORNEY:

18. Resolution authorizing the ratification of an Intergovernmental Letter of Agreement with the Department of Community, Trade and Economic Development. **(Resolution No. R20070431)**
19. Intergovernmental Letter of Agreement between the Department of Community, Trade and Economic Development (CTED) and the Skagit County Prosecuting Attorney's office to provide support victim-witness assistance services and activities. The Agreement commenced on July 1, 2007, and shall continue to June 30, 2008. Compensation shall not exceed \$18,256. **(Contract No. C20070505)**

i) SHERIFF:

20. Resolution authorizing the execution of an Interagency Agreement between Skagit County and Washington State Department of Community, Trade and Economic Development (CTED). **(Resolution No. R20070432)**
21. Intergovernmental Agreement with the Washington State Department of Community, Trade and Economic Development (CTED), which allows Skagit County to participate in the STOP Formula Grant Program. The Agreement commenced on October 1, 2006, and shall continue through September 30, 2007. Compensation shall not exceed \$15,811. **(Contract No. C20070506)**

j) PUBLIC WORKS:

22. Resolution Calling for Public Hearing to consider Consideration revision No.3 2007-2012 Six-Year Transportation Improvement Project (TIP). The hearing will take place on October 2, 2007, at 9:00 a.m., or shortly thereafter. **(Resolution No. R20070433)**
23. Personal Services Agreement with Coastal Geological Services for shoreline sediment assessment for the Skagit Marine Resources Committee (MRC). The Agreement shall commence upon the date of execution and shall continue through July 30, 2008. Compensation shall not exceed \$18,000. **(Contract No. C20070507)**

24. Amendment No. 1 to Local Agency Standard Consultant Agreement No. C20060214 with Michael R. Stansbury to increase compensation by an additional \$15,000, for management and administration of various flood, stormwater, drainage problems and concerns, bringing the total compensation to \$90,000. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20070125)**
25. Resolution authorizing the ratification of Amendment No. 1 to FCAAP Grant Agreement with the State of Washington Department of Ecology. **(Resolution No. R20070434)**
26. Amendment No.1 to FCAAP Grant Agreement No. C20050508 with the State of Washington Department of Ecology (DOE) to adjust the compensation for the County's work accomplished on the Skagit River Comprehensive Flood Hazard Management Plan project. DOE is granting the County an additional \$142,000. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20070121)**

D. 11:15 a.m. - 11:30 a.m. Miscellaneous Items

- 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, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:
 - a) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$152,192.12 (Transmittal No. C-132-07);
 - b) Warrants numbered 255706 through 256222 from Clearing Fund 696 in the total dollar amount of \$1,174,824.86 (Transmittal No. C-133-07);
- 2) Staff presented Amendment No. 2 to Interlocal Cooperative Agreement No. C20050390 between the United States of America Commodity Credit Corporation and Skagit County. This Amendment provides a listing of potential properties granting conservation easements in lieu of purchasing development rights. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20070127)**

A motion was made by Commissioner Don Munks to approve Amendment No. 2 to Interlocal Cooperative Agreement No. C20050390 between the United States of America Commodity Credit Corporation and Skagit County. This Amendment provides a listing of potential properties granting conservation easements in lieu of purchasing development rights. All other terms and conditions of the original Agreement shall remain in effect. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

- 3) Staff presented a Resolution Declaring Emergency Debris Removal from abandoned Northern Railroad (BNRR) Bridge, rescinding Resolution No. R20070402, and allowing Skagit County Public Works to enter into a Vendor Services Agreement

with Northwest Logging & Excavating. **(Resolution No. R20070435)**

A motion was made by Commissioner Don Munks to approve Resolution Declaring Emergency Debris Removal from the abandoned Northern Railroad (BNRR) Bridge, rescinding Resolution No. R20070402, and allowing Skagit County Public Works to enter into a Vendor Services Agreement with Northwest Logging & Excavating. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

- 4) Staff presented a Vendor Services Agreement with Northwest Logging & Excavation in the amount of \$90,000 for emergency drift and debris removal from the abandoned Burlington Northern Railroad (BNRR) bridge. The Agreement shall commence upon the date of execution and shall continue until debris removal is complete. **(Contract No. C20070508)**

A motion was made by Commissioner Don Munks to approve a Vendor Services Agreement with Northwest Logging & Excavation in the amount of \$90,000 for emergency drift and debris removal from the abandoned Burlington Northern Railroad (BNRR) Bridge. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

- 5) Staff presented a Construction Contract awarding the bid to Petersen Brothers, in the amount of \$487,755.95, for the 2007 Barrier Protection (Guardrail) Project #PDGR-07. **(Contract No. C20070509)**

A motion was made by Commissioner Don Munks to approve a Construction Contract awarding the bid to Petersen Brothers, in the amount of \$487,755.95, for the 2007 Barrier Protection (Guardrail) Project #PDGR-07. Commissioner Kenneth A. Dahlstedt seconded the motion, which passed unanimously.

- E. 11:30 a.m. - 11:45 a.m. Public Comment Period

During the public comment period Gerald Slind, 5864 Farm-to-Market Road, discussed the boundary line adjustment needed for access to his property.

- F. 11:45 a.m. - 11:50 a.m. Proclamation - September - Ovarian Cancer Awareness Month

Commissioner Munks read a Proclamation declaring September as Ovarian Cancer Awareness Month in Skagit County.

- G. 11:50 a.m. - 12:00 p.m. Proclamation - September, October and November 2007 - United Way Campaign in Skagit County

Commissioner Munks read a proclamation declaring September, October, and November as "United Way Campaign Months in Skagit County."

Tim Holloran, Skagit County Deputy Administrator, presented a video showing "Good Reasons to Support United Way".

The Commissioners thanked Mr. Holloran for the presentation.

H. 1:30 p.m. - 2:30 p.m. Work Session - Indoor Recreation Center

Robert Vaux, Director of Skagit County Parks and Recreation, gave a PowerPoint presentation outlining the project goals for the Indoor Recreation Center.

Mr. Vaux was accompanied by Dennis Lind of the Parks and Recreation Department, Kevin Loy, a member of Skagit County Parks and Recreation Advisory Board, and Ray Pennington a lobbyist for Skagit County.

The Commissioners thanked Mr. Vaux for the update.

I. ADJOURNMENT: Commissioner Dillon adjourned the proceedings.

J. Executive Session commenced at 3:30 p.m. and adjourned at 4:30 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Sharon D. Dillon, Chairman

Don Munks, Commissioner

Kenneth A. Dahlstedt, Commissioner

ATTEST:

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