

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 8, 2008**

The Skagit County Board of Commissioners met in regular session on Tuesday, January 8, 2008, with Commissioners Don Munks, Kenneth A. Dahlstedt, and Sharon D. Dillon present.

I. AGENDA:

A. 8:00 a.m. - 8:30 a.m. Election of Chairman of the Board and Committee Assignments

A motion was made by Commissioner Dahlstedt to approve appointing Skagit County Commissioner Don Munks of District One as the new Chairman of the Board for 2008. Commissioner Dillon seconded the motion, which passed unanimously.

A motion was made by Commissioner Dahlstedt to approve the committee assignments for 2008, as prepared by the Clerk of the Board. Chairman Munks seconded the motion, which passed unanimously.

Chair Munks outlined the change in the Commissioners' schedule for 2008. He explained the hearings will be held Tuesdays beginning at 8:00 a.m., rather than Mondays. He stated this change would give the Commissioners an opportunity to have briefings and executive sessions on Mondays.

B. 8:30 a.m. - 8:45 a.m. Consent Agenda

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda for Tuesday, January 8, 2008, items 1 through 34. Commissioner Dillon seconded the motion, which passed unanimously.

II. CONSENT AGENDA:

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, December 24, 2007.
(Approved)

b) ADMINISTRATIVE SERVICES:

2. Personal Services Agreement with Paul Schissler Associates, Inc. to provide grant writing and planning services particular to the State of Washington Community Services Facilities Grant Program, the Washington Community Development Block

Grant Program and other tasks as assigned. The agreement shall commence upon the date of signature and continue through December 31, 2008. Compensation is not to exceed a total of \$15,000. **(Contract No. C20080001)**

c) ASSIGNED COUNSEL:

3. Personal Services Agreement with Susan Goolsbee, Attorney at Law, to provide consultation and representation relating to cases considered to be conflict of interest for the Skagit County Public Defender's Office. The agreement shall commence upon the date of signature and continue through December 31, 2008. Compensation is not to exceed a total of \$75,000. **(Contract No. C20080002)**

d) BUDGET AND FINANCE:

4. Resolution authorizing the allocation of 2060 Funds for various low-income housing projects for 2008. **(Resolution No. R20080001)**
5. Resolution authorizing the allocation of 2163 Funds for various homeless housing assistance projects for 2008. **(Resolution No. R20080002)**
6. Memorandum of Agreement between Skagit County and the Skagit Valley Farm Tour for the use of Tourism Tax Funds in the amount of \$15,000 for 2008, per Resolution No. R20070575. **(Contract No. C20080003)**
7. Memorandum of Agreement between Skagit County and the Skagit Valley Tulip Festival for the use of Tourism Tax Funds in the amount of \$10,000 for 2008, per Resolution No. R20070575. **(Contract No. C20080004)**
8. Memorandum of Agreement between Skagit County and the Skagit County Historical Society for the use of Tourism Tax Funds in the amount of \$18,000 for 2008, per Resolution No. R20070575. **(Contract No. C20080005)**

e) FACILITY MANAGEMENT:

9. Vendor Services Agreement with CPI Plumbing & Heating to disconnect and install a new PVI Water Heater at the Public Safety Building at a total cost of \$11,350 (plus tax). The agreement shall commence upon the date of execution and continue through January 7, 2009. **(Contract No. C20080006)**

f) HUMAN RESOURCES:

10. Personal Services Agreement with John A. Follis, Anderson and Hunter Law Firm, to provide Workers Compensation representation as requested by the Skagit County Human Resources Director. The agreement commenced on January 1, 2008, and shall continue through December 31, 2008. Compensation is not to exceed \$5,000. **(Contract No. C20080007)**

g) HUMAN SERVICES:

11. Personal Services Agreement with NAMI (National Alliance for the Mentally Ill) to provide education and outreach programs to mental health professionals, consumers, family members and high school students. The agreement commenced on January 1, 2008, and shall continue through December 31, 2008. Compensation shall not exceed a total of \$12,000. **(Contract No. C20080008)**
12. Personal Services Agreement with Sunrise Services, Inc. to provide a FTE supported Employment Specialist to serve up to 25 clients in the Mental Health Court, Jail Transition, Family Treatment Court, and Adult Drug Court programs. The term of the contract shall be from January 1, 2008, through December 31, 2008. The agreement shall be fee-for-service and compensation is not to exceed a total of \$100,000. **(Contract No. C20080009)**
13. Resolution authorizing the execution of an Interlocal Agreement with the Mount Vernon School District. **(Resolution No. R20080003)**
14. Interlocal Cooperative Agreement between Skagit County and the Mount Vernon School District to provide enhanced mental health intervention and treatment services for children or youth and their families, grades K through 8, who are identified with mental health issues. The term of this agreement shall be November 1, 2007, through August 31, 2009. **(Contract No. C20080010)**
15. Personal Services Agreement with Phoenix Recovery Services, LLC to provide intensive outpatient treatment in a stand alone group providing services for up to 15 clients, and collaborate with the Family Treatment Court Team. The agreement shall commence on January 1, 2008, and continue through December 31, 2008. Compensation is not to exceed a total of \$118,260. **(Contract No. C20080011)**
16. Personal Services Agreement with Compass Health services for the Children's Crisis Services Program. The agreement shall become effective on January 1, 2008, and continue through December 31, 2008. Compensation is not to exceed a total of \$5,000. **(Contract No. C20080012)**

h) MEDIATION SERVICES:

17. Interagency Agreement between Skagit County and North Sound Mental Health Administration, which allows Mediation Services to provide Mental Health Ombuds and Quality Review services for mental health clients in the service area of Skagit, Whatcom, San Juan, Island, and Snohomish Counties. Provision of these services requires the employment, support, and oversight of two full-time employees. NSMHA will fully fund the cost of these services estimated to be \$144,581 through the term of the contract, which commences on January 1, 2008, and continues through December 31, 2008. **(Contract No. C20080013)**

i) PROSECUTING ATTORNEY'S OFFICE:

18. Resolution ratifying a Personal Services Agreement with Bart Freedman and Kirkpatrick & Lockhart Preston Gates Ellis LLP law firm. **(Resolution No. R20080004)**
19. Personal Services Agreement with Bart Freedman and Kirkpatrick & Lockhart Preston Gates Ellis LLP law firm to provide legal counsel, representation and negotiation services as requested. The agreement commenced on September 20, 2007, and shall continue through December 31, 2007. Compensation shall not exceed a total of \$10,000. **(Contract No. C20080014)**

j) SHERIFF'S OFFICE:

20. Resolution ratifying Interagency Agreement between Skagit County and the State of Washington Department of Community, Trade and Economic Development. **(Resolution No. R20080005)**
21. Interagency Agreement between Skagit County and the State of Washington Department of Community, Trade and Economic Development to provide reimbursement for the cost of completing the inventory of services and resources available to offenders in Skagit County. The agreement commenced on September 1, 2007, and shall continue through January 1, 2008. Compensation is not to exceed a total of \$1,600. **(Contract No. C20080015)**
22. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and the Washington State Association of Counties Financial Services Corporation. **(Resolution No. R20080006)**
23. Interlocal Cooperative Agreement between Skagit County and the Washington State Association of Counties Financial

Services Corporation, which allows for the participation in the County Inmate Program to reduce the cost of providing inmate health care. The agreement commenced on May 1, 2007, and shall continue through April 30, 2009. **(Contract No. C20080016)**

k) TREASURER:

24. Resolution authorizing the cancellation of uncollectible Personal Property taxes. **(Resolution No. R20080007)**

l) PUBLIC WORKS:

25. Resolution Designating FEMA Applicant Agent and Alternate Agenda for December 3, 2007 **(Resolution No. R20080008)**
26. Resolution Calling for a Public Hearing to Consider the Proposed Revisions to Skagit County Code Regarding Speed Limits (Hearing Scheduled for January 22, 2008, at 10:00 a.m. **(Resolution No. R20080009)**
27. Resolution authorizing the Execution of an Interlocal Agreement between Skagit County and the Skagit Conservation District. **(Resolution No. R20080010)**
28. Interlocal Agreement with the Skagit Conservation District (Stormwater Permit Activities) **(Contract No. C20080017)**
29. Resolution authorizing the execution of an Interlocal Cooperative Agreement with Skagit Transit. **(Resolution No. R20080011)**
30. Interlocal Cooperative Agreement with Skagit Transit and Skagit County to perform work and provide materials and equipment rental upon request for roadway maintenance activities on a reimbursable basis. The agreement shall commence on February 5, 2008, and continue through December 31, 2012. **(Contract No. C20080018)**
31. Resolution authorizing the execution of an Interlocal Cooperative Agreement with the City of Burlington. **(Resolution No. R20080012)**
32. Interlocal Cooperative Agreement between Skagit County and the City of Burlington to perform work and provide materials and equipment rental upon request for roadway maintenance activities on a reimbursable basis for the City of Burlington. The agreement shall become effective on February 5, 2008, and continue through December 31, 2012. **(Contract No. C20080019)**

33. Conservation Easement between Skagit County and Kori R. Turk and Carolyn J. Turk in connection with the Red Creek Reconstruction Project No. PD97-4 on Helmick Road.
(Contract No. C20080020)
34. Conservation Easement between Skagit County and William R. and Gema M. Kelton in connection with the Red Creek Reconstruction Project No. PD07-4 on Helmick Road.
(Contract No. C20080021)

C. 8:45 a.m. - 9:00 a.m. Miscellaneous Items

D. 9:00 a.m. - 9:30 a.m. Public Hearing - To Consider an Ordinance Adopting Additional Controls for Public Disturbance Noises

Arne Denny of the Prosecutor's office stated the new ordinance should make it easier for the Sheriff's Office to confront ongoing noise problems in the County. He said the new ordinance, if approved by the Board, would go into effect immediately and it would give deputies the authority to write citations without going to the trouble of recording sound levels with a metering device.

Chairman Munks opened the public hearing.

Tom Plank of 5821 Cane's Court, Edison, gave Webster's definition of noise. He also spoke in favor of approving the noise ordinance. Carol Ehlers of 3998 Windcrest Lane, West Fidalgo Island, spoke in favor of the noise ordinance. Ms. Ehlers indicated the definition that allowed 150 feet from the noise needed to be changed. Ms. Ehlers also spoke about spot zones of mining, and kennels in residential areas.

Randolph King of District 5 Fire Department spoke in favor of the noise ordinance. Jan Davis, 5544 Smith Road, Bow, asked about the guidelines and remedies of the noise ordinance. Roger Mitchell of 1155 Chuckanut Ridge Drive, Edison, spoke in favor of the noise ordinance. Anya Davis of 5848 Farm to Market Road, Edison, spoke in favor of the noise ordinance.

A motion was made by Commissioner Dahlstedt to approve closing the public hearing. Commissioner Dillon seconded the motion, which passed unanimously.

A motion was made by Commissioner Dahlstedt to approve an Ordinance Adopting Additional Controls for Public Disturbance Noises. **(Ordinance No. O20080001)** Commissioner Dillon seconded the motion, which passed unanimously.

E. 10:00 a.m. - 10:15 a.m. Proclamation - Skagit County Prescription Drug Discount Card

Commissioner Dahlstedt read a Proclamation presenting the Skagit County Prescription Drug Discount Card in cooperation with NACo.

F. 10:30 a.m. - 11:30 a.m. Public Works Department - James E. Voetberg, P.E., Director/County Engineer

1. Discussion/Possible Action - Resolution and Interlocal Agreement between Skagit County and the Skagit County River System Cooperative Regarding the Bryson Road Buyout Project.

Jan Flagan, Assistant Surface Water Manager, presented a picture of the project and explained the proposal. Ms. Flagan stated the proposal is to buy out four properties to enable the river to migrate. A portion of the rock along the westbank will be removed. Jeff Miller, Assistant Director, stated this is a small portion of a grant funded project from the Salmon Recovery Fund.

The Commissioners stated they were in support of this project.

A motion was made by Commissioner Dahlstedt to approve a Resolution authorizing the execution of an Interlocal Agreement between Skagit County and the Skagit River System Cooperative Regarding the Bryson Road Buyout Project. (**Resolution No. R20080017**) Commissioner Dillon seconded the motion, which passed unanimously.

A motion was made by Commissioner Dahlstedt to approve the execution of an Interlocal Agreement. (**Contract No. C20080023**) Commissioner Dillon seconded the motion, which passed unanimously.

2. Review - 2007 Drainage Utility Accomplishments.

Ms. Flagan discussed how the Drainage Utility program develops its projects. Ms. Flagan indicated several watershed plans have been completed some of which included the Bay View Ridge and the Big Lake Watershed Drainage Plan. She stated the South Fidalgo Island management plan has been initiated.

Ms. Flagan went on to discuss the 2008 projects plan which include Big Lake, S. Westview Rd., Storm Drain and Interceptor - S. Westview, Blue Heron Discharge Line, Samish Island, Similk Beach Pump Replacement, Upper Edison Culvert Replacement and S. Fidalgo Stormwater Management Plan.

The Commissioners thanked Ms. Flagan and staff for the update.

3. Miscellaneous Items.

Mr. Miller indicated there were no miscellaneous items for the Public Works Department today.

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

No was present for public comment period.

III. 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, 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 \$66,641.41 (Transmittal No. C-192-07); and
 - b) ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$363 (Transmittal No. C-194-07); and
 - c) Warrants numbered 263797 through 2963798 from Clearing Fund 696 in the total dollar amount of \$266.87 (Transmittal No. C-195-07); and
 - d) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$185,326.29 (Transmittal No. C-196-07); and
 - e) Warrants numbered 263799 through 264292 from Clearing Fund 696 in the total dollar amount of \$1,264,836.11 (Transmittal No. C-197-07); and
 - f) Warrants numbered 264293 to 264578 from Clearing Fund 696 in the total dollar amount of \$558,836.31 (Transmittal No. C-01-08); and
 - g) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$50,067.57 (Transmittal No. C-02-08); and
 - h) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$37,452.07 (C-03-08).
- 2) Resolutions to ratify and authorize an Interlocal Agreement between Skagit County and the Washington State Department of Health for access to the SkillSoft library of on-line courses. (The contract was approved December 24, 2007 - C20070695) **(Resolution No. R20080013)**
- 3) Resolution authorizing the authority to contract with the Washington State Department of Health for access to the SkillsSoft library of on-line courses. **(Resolution No. R20080014)**

- 4) Resolution declaring a sole source provider for a mid-level multiple frequency disruptor. **(Resolution No. R20080015)**
- 5) Resolution re-appointing Paul Chaplik to serve a six-year term on the Civil Service Commission, effective November 1, 2007, through December 31, 2013. **(Resolution No. R20080016)**
- 6) Vendor Services Agreement with Marc Steiner to provide training for a 24-hour Parent/Teen Mediation Training series. The agreement shall commence on January 31, 2008, and continue through February 2, 2008. Compensation is not to exceed a total of \$3,300. **(Contract No. C20080022)**

ADJOURNMENT:

The Commissioners adjourned the proceedings.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Don Munks, Chairman

Kenneth A. Dahlstedt, Commissioner

Sharon D. Dillon, Commissioner

ATTEST:

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