

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 18, 2008**

The Skagit County Board of Commissioners met in regular session on Tuesday, March 18, 2008, with Commissioners Don Munks, Kenneth A. Dahlstedt, and Sharon D. Dillon present.

I. AGENDA:

- A. 8:00 a.m. - 8:30 a.m. Consent Agenda and Miscellaneous Items
- B. 8:30 a.m. - 9:30 a.m. Planning & Development Services - Gary Christensen, Director
 - 1. Discussion - Bayview Ridge Subarea Plan and Western Washington Growth Management Hearings Board Decision, Status of Compliance and Follow-Up Actions

Jeroldine Hallberg, Senior Planner, provided a status report for Bayview Ridge. She described the County actions to comply with the Western Washington Growth Management Hearings Board order and provided an overview of the master site planning process to implement the plan.

Ms. Hallberg presented some of the major issues that were in the Western Washington Growth Management Hearings Board Case #07-0002, Final Decision and Order. She also presented a timeline for the Bayview Ridge Subarea Plan. Ms. Hallberg indicated the Plan would be brought to the Commissioners for a decision by August 6, 2008.

Commissioner Dahlstedt and Chair Munks commented on the future growth in the Bayview area, the need for another school for the area, and the need to complete this Plan this year. Commissioner Dillon commented on the concept of a walkable plan for the Bayview Ridge Plan.

Gary Christensen, Director, explained that the efforts proposed by the Department today needs to be completed by August 6, 2008, to address the outstanding compliance issues before the Western Washington Growth Management Hearings Board. He stated this is an important step towards a final resolution on planning efforts for the Bayview Ridge Sub-Area Plan.

Jon Sitkin of 1500 Railroad Avenue in Bellingham said he has worked on this project on behalf of Mr. John Bouslog for well over ten years. Mr. Sitkin commented on the best strategic path to provide the developers of Bayview Ridge residential and industrial lands certainty and predictable terms of investments into public infrastructure that will facilitate the new school development in the Bayview Ridge Comprehensive Plan.

The Commissioners thanked staff for the status report.

- 2. Discussion/Possible Action - Planning Commission Recorded Motion and Board of County Commissioners' Options Relating to Adoption of Kennel Regulations

Carly Ruacho, Senior Planner, discussed the options regarding the proposed development regulations pertaining to dog and cat kennels within all unincorporated areas of the County.

Ms. Ruacho outlined the following four options:

1.	Direct staff to schedule a public hearing on kennel regulations as originally released;
2.	Direct staff to make edits to proposed kennel regulations and schedule a public hearing on modified regulations;
3.	Remand matter back to the Planning Commission with specific instructions for further review; and
4.	Lift the moratorium and return to currently adopted kennel regulations.

The Commissioners stated they would like to move forward on the proposed ordinance after some modifications have been made. They also agreed there needed to be a public hearing scheduled after the ordinance has been modified.

A motion was made by Commissioner Dahlstedt directing staff to make edits to the proposed kennel regulations and schedule a public hearing on the modified regulations. Commissioner Dillon seconded the motion, which passed unanimously.

3. Discussion/Possible Action - 2008 Work Program Resolution Designating Mandatory and Discretionary Projects

Mr. Christensen discussed the Planning and Development Services Department's long-term work program and addressed ongoing planning and administrative projects as well as the list of Trailing Issues (new projects) identified through the 2005 GMA Update process. He also explained the difference between the work program projects and activities that are listed as either mandatory or discretionary.

Commissioner Dahlstedt stated he wants to make sure the resolution being presented to the Board today contains all the necessary components to ensure the Bayview Ridge Sub-Area Plan is completed this year. Commissioners Dillon and Munks agreed with Commissioner Dahlstedt.

Mr. Christensen requested the Commissioners postpone taking any action on passing the work program so that the Board can be assured that it is updated to reflect their directives. He stated this item would be brought back to Board in the near future.

The Commissioners agreed that they would like to have the Resolution modified to reflect their directives.

4. Miscellaneous

Ms. Hallberg gave the Commissioners a brief update of the open space and greenbelts plan.

C. 9:30 a.m. - 10:30 a.m. Public Health Department - Peter Browning, Director

1. Introduction of New Employees

Sandy Pacciotti, Communicable Disease Manager, introduced Vivian Keller and Jill Eelkema who are new employees to the Skagit County Health Department.

2. State Board of Health to Address the Skagit County Board of Health

Craig McLaughlin, Executive Director of the State Board of Health and Keith Higman, the Environmental Health Officer from the State Board of Health explained the role of the State Board of Health.

3. Skagit County Response to Department of Health Standards for Public Health

Dorothy Downes of the Skagit County Health Department provided the Washington State Department of Health Standards for Public Health practices. She stated these standards serve as the framework for on-going public health operations for all local health jurisdictions. She went on to say that there are multiple standards and each has specific measures. Ms. Downes indicated future funding will be assessed against these standards for allocated funds from the State Health Department to local public health departments.

4. Child and Family Health Update

Jennifer Walton, Child/Family Health Supervisor gave a brief overview of the child and family health programs in 2007. She also informed the Commissioners of the plans for 2008.

5. Illegal Dumping in Skagit County

Alex Von Cube, Population and Health Information Manager, presented the Illegal Dumping in Skagit County Report.

Matt Kaufman, Environmental Health Specialist, explained his goal is to change people's behavior on illegal dumping.

6. Health Code Adoption Ordinance Draft

Corinne Story, Environmental Health Supervisor, discussed the settlement agreement between Skagit County and the City of Anacortes regarding

amendments to the drinking water code, Skagit County Code 12.48, which includes a provision that the Health Department establish codes that delineates how Health codes are adopted.

Ms. Story presented a rough draft of a proposed ordinance. She stated this will be brought forward for adoption by the Commissioners at a later date.

7. TB Testing and Up-to-Date Immunization Records for Foreign Born Community College and University Students **(There was no action taken on this item)**
8. Miscellaneous **(There were no miscellaneous items for the Health Department)**

- D. 10:30 a.m. - 11:30 a.m. Public Hearing - To Consider Whether, or Which, Applications and/or Proposals to Amend the Skagit County Comprehensive Plan and/or Comprehensive Plan Land Use/Zoning Map Should be Placed on the Docket of Annual Amendments

Commissioner Munks stated the public comment period for written testimony has been extended to 4:30 p.m., Friday, March 21, 2008. Comments must be submitted to the Planning and Services Department.

Ms. Ruacho explained the public hearing today is to take testimony on proposals that should be placed on the docket. She explained, the docket is the list of comprehensive plan amendments that are going to be worked on this year. She also explained there will be additional public hearings at a later date when they have a list of items that are placed on the docket.

Chairman Munks opened the public hearing.

Mr. Sitkin said there is an immediate and pressing need for a change in the zoning regulation that would allow approval of a new school to be located at Bayview Ridge. He indicated there are solutions that could be made to allow the school to be located at the proposed site that would not tie the project into a batching process. He also said the issue could be resolved through a text amendment to the existing codes and regulations to allow a school in that zoning designation. Mr. Sitkin urged the Commissioners to direct the Planning and Services Department staff to initiate a development regulation amendment to allow schools to be located in the BayView Ridge Community Center zone and allow an exception for schools to the 15,000 square foot limitation. He also requested a comprehensive plan amendment to allow the adjustment of the Bayview Ridge light industrial into the area that is currently BR-CC.

Maryann Manville with Skagit Surveyors at 806 Metcalf Road in Sedro-Woolley stated she was here today representing the Windward Group's request for a map error correction on their property on Guemes Island. She said she did not believe this map error is relevant to the sub-area planning process and should be placed on the current docketing cycle.

John Leander of 7960 Thomas Road in Bow stated he was present today on behalf of the Burlington-Edison School District. Mr. Leander spoke in support of Mr. Sitkin's presentation.

Sue Sherman of 614 106 Place SW of Everett commented on the change in the zoning on her property to industrial forest. She went on to say the change restricts her from building a house on her property.

Bill Schmidt of 6939 Gallagher Road of Concrete commented on the need to get small-lot industrial forest properties out of industrial forest and into secondary forest. He also commented on mineral resource overlay and requested the County take the mineral resource overlay out of the Comprehensive Plan.

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

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

Rob Johnson of 19213 Dry Slough Road Mount Vernon thanked Skagit County for 25 years of support of Hartford Life's Deferred Compensation Plan.

II. CONSENT AGENDA:

There was a brief discussion held on Consent Agenda item number 6, relating to the process the County used to award funding for the Economic Development Public Facilities Projects for 2008.

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda for Tuesday, March 18, 2008, items 1 through 37 Commissioner Dillon seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, March 11, 2008. **(Approved)**

b) AUDITOR'S OFFICE:

2. Interlocal Cooperative Agreement between Skagit County and the City of Anacortes to provide a secure and accessible site for placement of a County election ballot drop box on City property for voters of Skagit County to deposit ballots during elections. The agreement shall begin at the time of installation and continue until the drop box is no longer utilized. **(Contract No. C20080191)**
3. Interlocal Cooperative Agreement between Skagit County and the City of Burlington to provide a secure and accessible site for placement of a County election ballot drop box on City property for voters of Skagit County to deposit ballots during elections. The agreement shall begin at the time of installation and continue until the drop box is no longer utilized. **(Contract No. C20080192)**

4. Interlocal Cooperative Agreement between Skagit County and the City of Sedro-Woolley to provide a secure and accessible site for placement of a County election ballot drop box on City property for voters of Skagit County to deposit ballots during elections. The agreement shall begin at the time of installation and continue until the drop box is no longer utilized. **(Contract No. C20080193)**
5. Interlocal Cooperative Agreement between Skagit County and the Town of La Conner to provide a secure and accessible site for placement of a County election ballot drop box on City property for voters of Skagit County to deposit ballots during elections. The agreement shall begin at the time of installation and continue until the drop box is no longer utilized. **(Contract No. C20080194)**

c) BUDGET & FINANCE:

6. Resolution awarding grant funding for Economic Development Public Facilities Projects for 2008, as follows **(Resolution No. R20080147)** :

City of Anacortes	Short Plat Development	\$250,00
City of Burlington	North Burlington Boulevard	\$400,00
Town of Concrete	Sewer Upgrade	\$100,00
Town of Hamilton	Water System Upgrade	\$496,04
Town of La Conner	Pioneer Park Road	\$150,00
City of Mount Vernon	Anderson/LaVenture	\$250,00
City of Mount Vernon	Freeway Drive Reauthorization	\$330,00
Port of Skagit County	Fiber Optics	\$300,00
City of Sedro-Woolley	F & S Grade Road	\$500,00
City of Sedro-Woolley	Jameson Road	\$150,00
Skagit County	Anderson/LaVenture	\$250,00
United General Hospital	Remodel	\$200,00
Island Hospital	Expansion/Renovation Project	\$200,00

d) FACILITY MANAGEMENT:

7. Vendor Services Agreement with Great Floors Commercial Sales to provide and install carpet in a building located at 1700 East College Way, Mount Vernon. The agreement shall commence upon the date of execution and continue for one year. Compensation is not to exceed a total of \$50,200. **(Contract No. C20080195)**

e) HUMAN SERVICES:

8. Amendment No. 1 to Personal Services Agreement No. C20070550 with Elizabeth "Liz" Findley, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080035)**
9. Amendment No. 1 to Personal Services Agreement No. C20070212 with Linda Seales, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080036)**
10. Amendment No. 1 to Personal Services Agreement No. C20070696 with Mark Backlund, MD, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080037)**
11. Amendment No. 1 to Personal Services Agreement No. C20070245 with Judy E. Farrar, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080038)**
12. Amendment No. 1 to Personal Services Agreement No. C20070267 with Evan B. Freedman, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080039)**
13. Amendment No. 1 to Personal Services Agreement No. C20070325 with Douglas P. Chandler, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080040)**
14. Amendment No. 1 to Personal Services Agreement No. C20070466 with Dion L. Menser, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080041)**
15. Amendment No. 1 to Personal Services Agreement No. C20070213 with Judith E. McCarthy, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080042)**

16. Amendment No. 1 to Personal Services Agreement No. C20070215 with Anthony J. Vecchione, Jr., which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080043)**
17. Amendment No. 1 to Personal Services Agreement No. C20070502 with Mary Jo Greenway, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080044)**
18. Amendment No. 1 to Personal Services Agreement No. C20070246 with Sharil L. Follman, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080045)**
19. Amendment No. 1 to Personal Services Agreement No. C20070399 with Sea Mar Community Health Centers, which extends the length of the contract through December 31, 2008. This allows continuance of counseling services to clients participating in the Community Wellness Program. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080046)**
20. Resolution ratifying a Personal Services Agreement with Ellis Amdur to provide Crisis Intervention Team trainings. **(Resolution No. R20080148)**
21. Personal Services Agreement with Ellis Amdur to provide four days of Crisis Intervention Team (CIT) trainings in March and October 2008. The contract commenced on March 1, 2008, and shall continue through December 31, 2008. Compensation is not to exceed a total of \$6,200. **(Contract No. C20080196)**
22. Amendment No. 1 to Personal Services Agreement No. C20080035 with Catholic Community Services, which increases the number of hours that a Chemical Dependency Professional or Trainee shall provide chemical dependency screening, education, counseling, and referral services to juveniles in Skagit County's Juvenile Detention Facility. Compensation is increased by an additional \$14,000 for a new contract total of \$28,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080047)**
23. Resolution ratifying a Personal Services Agreement with United General Hospital. **(Resolution No. R20080149)**
24. Personal Services Agreement with United General Hospital, which allows the

hiring of one bilingual FTE to provide substance abuse prevention, intervention, support, and services to youth and families under the Westview Neighborhood Outreach Project located in the City of Burlington. The agreement commenced on February 1, 2008, and shall continue through December 31, 2008. Total compensation is not to exceed \$68,541. **(Contract No. C20080197)**

f) INFORMATION SERVICES:

25. Resolution authorizing the transfer of surplus computer equipment to the Burlington-Edison School District. **(Resolution No. R20080150)**

g) PARKS & RECREATION:

26. Vendor Services Agreement with The Wizard of Ooze to provide delivery, rental, pumping, cleaning and removal of portable chemical toilets. The agreement shall commence on March 19, 2008, and continue through March 18, 2009. Compensation is not to exceed a total of \$16,920. **(Contract No. C20080198)**

27. Amendment No. 2 to Standard Form of Agreement No. C20070243 with Sink Combs Dethlefs, which adds additional compensation in the amount of \$3,924.79 for preparation and travel to a public meeting in July 2007, by The Sports Management Group. The new maximum contract amount is not to exceed \$218,345.50. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080048)**

h) PLANNING & DEVELOPMENT SERVICES:

28. Personal Services Agreement with Reid Middleton, Inc. for assistance with the preparation of the revised Bayview Ridge Subarea Plan with compensation not to exceed \$20,000. The agreement shall commence upon the date of execution and continue through December 31, 2008. **(Contract No. C20080199)**
29. Personal Services Agreement with Sehome Planning & Development Services to provide land use planning services for the period March 1, 2008, through December 31, 2008. Compensation is not to exceed a total of \$15,000. **(Contract No. C20080200)**

i) SENIOR SERVICES:

30. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and the Department of Corrections to assist with the Skagit County Nutrition Project. **(Resolution No. R20080151)**
31. Interlocal Cooperative Agreement between Skagit County and the Department of Corrections to prepare and deliver frozen meals and dinner rolls for the Skagit County Nutrition Project. The Contractor will be paid \$1.85 per frozen dinner meal, \$1.55 per frozen breakfast meal, and \$.09 per individually packaged dinner roll. Compensation is not to exceed a total of

\$18,500. The agreement commenced on January 1, 2008, and shall continue through December 31, 2008. **(Contract No. C20080201)**

j) SUPERIOR COURT:

32. Intergovernmental Cooperation Agreement between Skagit County and the Skagit Transit Authority, which allows Skagit County Superior Court's bailiff and jurors to utilize Skagit Station in the event of an emergency and/or in the event the Courthouse is required to be evacuated. This is to keep the jurors separated from the trial judge, court staff, attorney, witnesses and others. The agreement shall commence on March 17, 2008, and continue for a period of five years. **(Contract No. C20080202)**

k) YOUTH & FAMILY SERVICES:

33. Amendment No. 1 to Personal Services Agreement No. C20070237 with Inslee & Maxwell Associates, which amends Exhibit B - Compensation and adds an additional \$20,000 for a new contract total not to exceed \$40,000. The contractor provides specialized child, adolescent, adult and family assessment, evaluations, treatment and various other services as requested. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080049)**

l) PUBLIC WORKS DEPARTMENT:

34. Resolution establishing a revolving fund for the Skagit County Public Works Department in the amount of \$1,000 to be used to pay for recording fees, registrations, and other items as authorized. **(Resolution No. R20080152)**
35. Resolution authorizing a County Road Project to be known as the South Skagit Highway MP4 Project #PD07000-9. The Skagit River is eroding the bank at Milepost 4 and threatens the South Skagit Highway. During preliminary engineering, alternative solutions to the bank erosion at this site will be determined. Meanwhile, emergency measures will be taken if necessary. This project is included in the 2008-2013 Transportation Improvement Program Revision 1 and the 2008 Annual Construction Program Revision 1 as an emergent project. **(Resolution No. R20080153)**
36. Summary of Offer for the purchase of property for the Best/McLean Road Intersection Improvement Project #ES44000-5. The property is owned by Stacy Ann Fregeau-Gross, as her separate property, and Wilfred A. and Helen M. Fregeau, husband and wife. The Summary of Offer in the amount of \$230,000 reflects property values listed on the appraisal. **(Contract No. C20080203)**
37. Resolution updating the membership of the Hansen Creek Sub-Flood Control Zone District Advisory Committee to include Danno White. **(Resolution No. R20080154)**

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 \$141,170.78 (Transmittal No. C-32-08); and
 - b) Warrants numbered 2698001 through 269445 from Clearing Fund 696 in the total dollar amount of \$1,329,871.69).

IV. ADJOURNMENT:

Commissioners Munks 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