

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
TUESDAY, MAY 6, 2008**

I. AGENDA:

- A. 8:00 a.m. - 8:30 a.m. Consent Agenda and Miscellaneous Items
- B. 8:30 a.m. - 9:00 a.m. Work Session - Operations Division/Transfer Station/Guemes Ferry

Cliff Butler, Manager of the Road Maintenance Division for Public Works, introduced Dub Queen, Chris Kowitz, Chris Seidell, Dale Klinger, Clyde Claybo, Andy Shaw, George Stucks, Ron Panzero and Kevin Renz. They each reported on current projects and updated the Commissioners regarding maintenance on the Guemes Ferry and operations at the transfer stations.

- C. 9:00 a.m. - 10:00 a.m. Public Works Department - James Voetberg, Director

- 1. Consideration of Adoption of Revision No. 2 to the 2008-2013 Six-Year Transportation Improvement Program (TIP)

Ann Marie Gutwein, Programs Manager for the Public Works Department, said the proposed revisions reflect the addition of the Guemes Island Ferry Haul Out and Maintenance for 2008, which is estimated to cost \$310,000. Changes reflected in the revision are necessary to obligate Federal funding to the Guemes Island Ferry Dock Repair, the Best/McLean Intersection Improvement Project, and the State Route 9 Pedestrian/Bicycle Safety Improvement Project.

Chairman Munks opened the public hearing; however, no public testimony was forthcoming.

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 a Resolution authorizing Revision No. 2 to the 2008-2012 Six-Year Transportation Improvement Program. **(Resolution No. R20080226)** Commissioner Dillon seconded the motion, which passed unanimously.

- 2. Signature - Resolution Relating to the Removal of the Temporary Emergency Training Levee Extension on Cockreham Island

Jim Voetberg, Public Works Director, outlined recent changes made to a

resolution to restore the Cockreham Island training levee to pre-emergency conditions.

In response to an imminent flood threat, the Skagit County Commissioners passed an emergency Resolution in January 2005, which resulted in the Public Works Department carrying out emergency repairs to the training levee. With the emergency now passed, it is necessary to remove the temporary emergency training levee extension on Cockreham Island.

Chairman Munks said they have no choice but to remove the levee extension or the County might lose its authority to build temporary walls to hold back flood waters in the future. He also said Cockreham landowners could form a dike district that would have the authority to tax property owners in order to raise revenues for flood protection.

Following comments from several Cockreham Island property owners, the Commissioners agreed to delay their vote on removing the levee until May 19, 2008, so the property owners could look into forming a dike district.

A motion was made by Commissioner Dahlstedt to approve putting the resolution on the Consent Agenda for Monday, May 19, at 11:00 a.m. Commissioner Dillon seconded the motion, which passed unanimously.

3. Presentation by the Board of Skagit County Commissioners to the Skagit County Public Works Director/County Engineer: "Certificate of Good Practice" for 2007

The County Road Administration Board (CRAB) recently issued a "Certificate of Good Practice" to the Skagit County Public Works Department for 2007. This will ensure the continued distribution of Skagit County's monthly State gas tax allotment from the Office of the State Treasurer.

Commissioner Dahlstedt read the Certificate and the Board presented it to Mr. Voetberg, on behalf of the Public Works Department.

Mr. Voetberg said the Certificate of Good Practice actually belongs to all of the employees of the Skagit County Public Works Department.

4. Miscellaneous

Mr. Voetberg reported on the Flood Control Zone District meeting. He also mentioned that one lane will be open on the bridge on Cascade River Road. The Federal Parks Department will take over the bridge and cover repair costs in the future.

- D. 10:00 a.m. - 10:30 a.m. Decision - Appeal No. PL08-0101 of the Hearing Examiner's Decision on February 28, 2008, on a Reversal to Deny Certification for Consideration for Development Permits for Tract C of Avery Lane

A motion was made by Commissioner Dahlstedt to approve affirming the Hearing Examiner's decision with an additional finding that the Hearing Examiner's Findings and Conclusions about any future application for development of Tract C are not controlling and any such application will be considered under the applicable development regulations. Commissioner Dillon seconded the motion, which passed unanimously.

- E. 10:30 a.m. - 11:00 a.m. Decision - Appeal No. PL08-0078 of the Hearing Examiner's Decision on January 16, 2008, to Deny the County's Request to Revoke, Rescind or Modify Bow Hill Mill's Special Use Permit

Commissioner Dahlstedt said the Commissioners feel they need additional time to review all of the documents in order to ensure they make the right decision.

A motion was made by Commissioner Dahlstedt to approve delaying their decision until Tuesday, May 27, 2008, at 9:00 a.m. Commissioner Dillon seconded the motion, which passed unanimously.

- F. 11:00 a.m. - 11:30 a.m. Wildfire Awareness Week in Skagit County (May 4-10, 2008) and Introduction of the Skagit County Community Wildfire Planning Program

Carolyn Kelly, Skagit Conservation District Manager, thanked the board for the opportunity to share with the community information about wildfire planning.

Firewise Coordinator Jennifer Henderman spoke about the Title III Funding Program they are proposing.

The size and severity of wildland fires continues to challenge the State's efforts to provide public safety and protect its natural resources. Communities across the State are encouraged to become Firewise Communities, working together with local businesses and public partners to reduce the risk of wildfire and increase public safety and environmental health.

John (Jack) de Yonge of Concrete read a statement regarding Firewise and Skagitwilde, which is a residential community of 14 owners in deep second-growth forest beside the Skagit River, Finney Creek and the South Skagit Highway.

Commissioner Dahlstedt read the proclamation declaring May 4-10, 2008, as Wildfire Awareness Week in Skagit County.

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

Several citizens, both farmers and land owners of Cockreham Island, expressed concerns over the proposed removal of the Cockreham Island training levee.

Chairman Munks thanked everyone for bringing forth their comments as they are appreciated. He said it is important to note that residents of Cockreham Island

came to the County and asked to be bought out.

II. CONSENT AGENDA:

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda for Tuesday, May 6, 2008, items 1 through 17 and items 25 through 40. Item Nos. 18 through 24 were removed pending additional information. Commissioner Dillon seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, April 29, 2008. **(Approved)**
2. Record of the Proceedings for Wednesday, April 30, 2008. **(Approved)**
3. Resolution appointing members to the Skagit County Emergency Medical Services Commission, effective May 1, 2008, through December 31, 2011. **(Resolution No. R20080219)**

b) ADMINISTRATIVE SERVICES:

4. Resolution ratifying a Personal Services Agreement with AMEC Earth & Environmental, Inc. **(Resolution No. R20080220)**
5. Personal Services Agreement with AMEC Earth & Environmental, Inc., to assist the County with development of a grant proposal for the West Coast Estuaries Initiative for Puget Sound, sponsored by the U.S. Environmental Protection Agency. The agreement commenced on December 1, 2007, and shall continue through December 31, 2008. Compensation is not to exceed a total of \$18,000. **(Contract No. C20080307)**
6. Conservation Easement with Gerald and Christine Bell for the purchase of one development right on approximately 53 acres for \$133,000, half of which will be funded utilizing the United States Department of Agriculture/Natural Resources Conservation Service 2006 Grant. **(Contract No. C20080308)**

c) ASSIGNED COUNSEL:

7. Personal Services Agreement with the Snohomish Public Defenders Association to provide indigent defense services referred by the Office of Assigned Counsel. The contract allows for the appointment of a second attorney to assist in the preparation of civil commitment trials. The agreement commenced March 24, 2008, and shall continue through December 31, 2010. Compensation is not to exceed a total of \$75,000. **(Contract No. C20080309)**

d) AUDITOR'S OFFICE:

8. Election Assistance for Individuals with Disabilities Grant Agreement

between the State of Washington, Office of the Secretary of State and the Skagit County Auditor's Office in the amount of \$6,505 for the purchase and installation of five handicap accessible ballot drop boxes in Skagit County. The period of performance of this agreement commenced on January 15, 2008, and was completed on or before April 30, 2008. **(Contract No. C20080310)**

e) BUDGET & FINANCE:

9. Interlocal Cooperative Agreement, per Resolution No. R20080147, between Skagit County and the City of Sedro-Woolley, which awards grant funding in the amount of \$150,000 for Economic Development Public Facilities Projects. These monies will be used for the City of Sedro-Woolley's Jameson Road Project. **(Contract No. C20080311)**
10. Interlocal Cooperative Agreement, per Resolution No. R20080147, between Skagit County and the Town of Concrete, which awards grant funding in the amount of \$100,000 for Economic Development Public Facilities Projects. These monies will be used for the Town of Concrete's Sewer Upgrade Project. **(Contract No. C20080312)**
11. Interlocal Cooperative Agreement, per Resolution No. R20080147, between Skagit County and the City of Sedro-Woolley, which awards grant funding in the amount of \$500,000 for Economic Development Public Facilities Projects. These monies will be used for the City of Sedro-Woolley's F & S Grade Road Project. **(Contract No. C20080313)**

f) CIVIL SERVICE COMMISSION:

12. Resolution appointing Paul Chaplik to continue his service on the Civil Service Commission through October 31, 2013. **(Resolution No. R20080221)**

g) EMERGENCY MANAGEMENT:

13. Amendment No. 1 to Homeland Security Grant (E07-190) Agreement No. C20070138 between the Skagit County Department of Emergency Management and the U.S. Department of Homeland Security (DHS), through the Snohomish County Department of Emergency Management. The amendment extends the expiration date to October 31, 2008; replaces Exhibit C - Detailed Budget; amends Article II - Reports; and deletes the "Milestone Timeline" from Exhibit B - Statement of Work. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080081)**
14. Homeland Security Grant (E08-098) between the Skagit County Department of Emergency Management and the U.S. Department of Homeland Security (DHS), through the Snohomish County Department of Emergency Management. DHS, through its Office of Grants and Training, will provide funds in the amount of \$107,774 to enhance the capability of state and local units of government to prevent, deter, respond to, and recover from incidents of terrorism. The agreement commenced on July 1, 2007, and shall continue

through September 30, 2009. **(Contract No. C20080314)**

h) FACILITY MANAGEMENT:

15. Amendment No. A Memorandum of Understanding No. C20040479 between Skagit County and The Emmanuel Baptist Church for the purpose of granting a mutual easement to the County for the installation, maintenance and unrestricted use of four wooden telephone poles approximately 30 feet in height on church property. The County will retain ownership of the poles. For and in consideration of this easement, Skagit County shall provide, install and maintain light fixtures on two of the most southerly poles and pay electrical costs for the operation of said light fixtures, which shall be parking lot type fixtures with photocell control switches. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080082)**
16. Operating Rental Agreement between Skagit County and Pacific Mobile Structures, Inc. for rental of a 10 x 40 mobile office with a restroom, which will be used as the Skagit County Fairgrounds Office located at 1410 Virginia Street in Mount Vernon at a cost of \$5,575. The agreement shall become effective upon the date of execution and continue through April 23, 2009. **(Contract No. C20080315)**
17. Resolution authorizing long-term monitoring and maintenance of the critical area on property described as a two-story addition and remodel of the Skagit County Commissioners - Administrative Building located at 1800 Continental Place, Mount Vernon. The City of Mount Vernon's Critical Areas Ordinance requires assurance from the applicant to have in place a monitoring and maintenance plan prior to issuing a building permit. **(Resolution No. R20080222)**

i) HEALTH DEPARTMENT:

18. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and Skagit Valley Hospital for the Chronic Disease Prevention Project. **(Removed pending further information)**
19. Interlocal Cooperative Agreement, per Resolution No. R20070231, between Skagit County and Skagit Valley Hospital for the Chronic Disease Prevention Project. The contract commenced on January 1, 2008, and shall continue through December 31, 2008. The Project is funded with the new 5930 Blue Ribbon Funds, with a total not to exceed \$40,000. **(Removed pending further information)**
20. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and Skagit Valley Hospital for the Obesity Prevention/Mount Vernon Healthy Communities Project. **(Removed pending further information)**
21. Interlocal Cooperative Agreement, per Resolution No. R20070231, between Skagit County and Skagit Valley Hospital for the Obesity Prevention/Mount Vernon Healthy Communities Project. The contract commenced on January

1, 2008, and shall continue through June 30, 2008. Compensation shall not exceed a total of \$23,000. **(Removed pending further information)**

22. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and Skagit Valley Hospital for continuation of the Community Prevention/Skagit County Healthy Communities Project. **(Removed pending further information)**
23. Resolution authorizing an Interlocal Cooperative Agreement between Skagit County and Skagit Valley Hospital for continuation of the Community Prevention/Skagit County Healthy Communities Project. **(Removed pending further information)**
24. Interlocal Cooperative Agreement between Skagit County and Skagit Valley Hospital for continuation of the Community Prevention/Skagit County Healthy Communities Project. The agreement commenced on January 1, 2008, through December 31, 2008, and compensation shall not exceed \$50,000. **(Removed pending further information)**
25. Vendor Services Agreement through Skagit County's Department of Health and Rose Nerad to provide 20 hours of training for InDesign software. The agreement shall commence on May 9, 2008, and continue through May 8, 2009. Compensation for this project is not to exceed a total of \$800. **(Contract No. C20080316)**

j) HUMAN SERVICES:

26. Amendment No. 2 to Personal Services Agreement No. C20070265 with Karleen A. Patrick, which reflects a new reimbursement rate for ARNP level therapists for the Community Wellness Program not to exceed a total sum of \$10,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080083)**
27. Amendment No. 1 to Personal Services Agreement No. C20080229 with the Mount Vernon School District for the purpose of requiring attendance at the Strengthening Families Programs Gathering. The County shall register and provide funding in an amount not to exceed \$120 for registration of up to four individuals to attend the gathering held on May 2, 2008. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080084)**
28. Amendment No. 1 to Personal Services Agreement No. C20070635 with Skagit Recovery Center, which provides comprehensive chemical dependency assessment and outpatient treatment services to juveniles, as part of Skagit County's Juvenile Drug Court Team. The amendment adds changes to Exhibit B - Scope of Work and other language as agreed upon. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080085)**
29. Resolution terminating the appointments of Mark Brandow and Melvin Coplin as Designated Crisis Responders, effective immediately. **(Resolution No. R20080223)**

30. Resolution terminating the appointments of Mark Brandow and Melvin Coplin as Designated Mental Health Professionals, effective immediately. **(Resolution No. R20080224)**
31. Amendment No. 1 to Personal Services Agreement No. C20080064 with the Anacortes School District for the purpose of requiring attendance at the Strengthening Families Programs Gathering. The County shall register and provide funding in an amount not to exceed \$120 for registration of up to four individuals to attend the gathering held on May 2, 2008. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080086)**
- k) INFORMATION SERVICES:
32. Amendment No. 2 to Agreement No. C20050253 with Handel Information Technologies, Inc., which extends the initial implementation phase to June 2, 2008, and amends the contract value by an additional \$29,925 for a new contract total of \$140,433. **(Amendment No. C20080317)**
33. Microsoft Products Purchase Agreement through Washington State DIS Technology Brokering Services, which allows for the purchase of Microsoft licenses at substantially reduced prices. The agreement shall commence on June 1, 2008, and continue through May 31, 2011. **(Contract No. C20080317)**
- l) NOXIOUS WEEDS:
34. Resolution appointing Jim Carstens to continue serving on the Noxious Weed Control Board, effective June 1, 2007, through May 31, 2011. **(Resolution No. R20080225)**
- m) PLANNING & DEVELOPMENT SERVICES:
35. Ordinance amending Skagit County Code Titles 7 and 14 to provide for new regulations for kennels in all areas of the County in order to protect public health, safety and welfare. **(Ordinance No. O20040004)**
36. Settlement Agreement between Skagit County and Kelly Hola and Carol Ciaramella in the amount of \$10,000. **(Contract No. C20080318)**
- n) PROSECUTING ATTORNEY:
37. Amendment No. 1 to Personal Services Agreement No. C20070290 with the Law Office of Dennis Scott to provide legal representation for North Cascade Secure Treatment Facility in involuntary chemical dependency hearings. This amendment extends the term of the agreement to June 30, 2008. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080088)**
- o) SENIOR SERVICES:

38. Amendment No. 1 to Grant Contract No. C20070703 between Skagit County Senior Services - Retired and Senior Volunteer Program (RSVP) and the Corporation for National and Community Services. The grant is amended to include a Fiscal Year 2008 Congressional Consolidated Appropriations Act rescission of 1.747% in the amount of \$1,132. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080089)**

p) YOUTH & FAMILY SERVICES:

39. Interlocal Cooperative Agreement, per Resolution No. R20070592, between Skagit County and Northwest Educational Service District 189 for the purpose of providing educational services to juveniles detained in the Skagit County Juvenile Detention Center. The agreement shall commence on September 1, 2008, and continue through August 31, 2009. **(Contract No. C20080319)**

q) PUBLIC WORKS DEPARTMENT:

40. Personal Services Agreement with James G. Murphy, Inc. to provide auction and transportation services for Skagit County surplus vehicles and equipment. The agreement commenced on April 1, 2008, and shall continue through March 31, 2009. Compensation shall vary depending on the services being rendered. **(Contract No. C20080320)**

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 \$99,253.51 (Transmittal No. C-53-08); and
  - b) Warrants numbered 272612 through 272981 from Clearing Fund 696 in the total dollar amount of \$2,576,722.54 (Transmittal No. C-54-08).

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Don Munks, Chairman

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Kenneth A. Dahlstedt, Commissioner

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Sharon D. Dillon, Commissioner

ATTEST:

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