

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
TUESDAY, JULY 29, 2008**

The Skagit County Board of Commissioners met in regular session on Tuesday, July 29, 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. Public Works Department - James E. Voetberg, Director

- 1. Final Decision - Consideration of Vacation of a Portion of Jura Way (Public Hearing Held on July 22, 2008)

Jim Voetberg, Director of Public Works, stated after reviewing the public testimony, the Public Works Department recommends denial of the vacation of the portion of Jura Way right-of-way.

The Commissioners discussed the impact to the County and to the neighborhood if the vacation is approved.

A motion was made by Commissioner Dahlstedt to deny the request to vacate a 25 foot wide by 320 foot long portion of Jura Way, known as County Road #13910, adjacent to lot 1, of Blocks 130 and 110, lying within the Plat of Gibraltar as recorded in volume 1 of Plats, page 19, Skagit County Auditor. Commissioner Dillon seconded the motion, which passed unanimously.

- 2. Update - Sinclair Island Dock

Jeff Miller, Assistant Public Works Director, provided a history of the damage to the dock on Sinclair Island. Mr. Miller went on to say the project has obtained County Shoreline Exemption Approval. He also noted the Department of Fish and Wildlife is expected to issue a Hydraulic Project Approval (HPA) within the next few days.

Mr. Miller reported there have been verbal discussions with the US Army Corps of Engineers (Corps) and the eelgrass study has been forwarded to them. The National Oceanic and Atmospheric Administration (NOAA) Fisheries Service has received comments concerning the eelgrass. He also noted Public Works is expecting approval from the Corps within a few weeks. Mr. Miller informed the Commissioners the procurement process has commenced for the float and once the Corps' approval has been received, a small works contract will commence to transport the dock to Sinclair Island. After the dock is on the Island, it will be installed and one piling will be drilled. Mr. Miller stated he expects the 55-foot dock to be installed before the end of summer. Mr. Miller said the costs will be approximately \$29,000

for new dock and \$20,000 new piling and installation.

Mr. Miller recognized staff of Public Works for cost savings they were able to achieve by developing and completing the project in-house. He also thanked George Dragseth who is the Project Manager, Jeff Levesque, Nick Tuttle, Nikki Davis and Kathy Bowen for their hard work.

The Commissioners thanked everyone for their hard work on this project.

3. Update - McLean and Best Roads Roundabout Project

Mr. Miller reported on the status of the McLean and Best Roads Roundabout Installation project. He stated the Washington State Department of Transportation (WSDOT) has approved the design of the project. He went on to say the right-of-ways needed for the roundabout have been purchased, and the National Environmental Policy Act (NEPA) permitting process is complete. Mr. Miller recognized Forest Jones, Traffic Engineer, for his hard work on the design and right-of-way completion for the project.

Mr. Miller stated he expects to have most of the utilities out of the way, and the house that is in the right-of-way, will be demolished by County crews by the end of August. He said the project will go out for bid in September and construction will occur in the fall. He also noted part of the project costs will be covered by an \$800,000 federal grant.

The Commissioners thanked Mr. Jones and Mr. Miller for moving forward with the project.

4. Miscellaneous

There were no miscellaneous items for Public Works to discuss.

C. 9:30 a.m. - 10:00 a.m. Consideration of the Hearing Examiner's Recommendation for Approval of the Following Open Space Applications:

1. David and Georgia Lang for Approximately 9.64 Acres Located Adjacent to the North Bank of Skagit River on Cape Horn Road in the Birdsvie Area (Parcel #P42622) (C/U TMB #1-2008)

Linda White of the Assessor's Office was present and available to answer questions.

A motion was made by Commissioner Dahlstedt to approve a resolution adopting a Timber Open Space Application for David and Georgia Lang for approximately 9.64 Acres Located Adjacent to the North Bank of Skagit River on Cape Horn Road in the Birdsvie Area (Parcel #P42622) (C/U TMB #1-2008). (**Resolution No. R20080374**) Commissioner Dillon seconded the motion, which passed unanimously.

2. Helen Lee for Approximately 8.7 Acres Located on Shady Lane, North and

West of Amick Road, Two Miles Southwest of Big Lake (Parcel #P16210)  
(C/U TMB #10-2007)

A motion was made by Commissioner Dahlstedt to approve a resolution adopting a Timber Open Space Application for Helen Lee for approximately 8.7 acres located on Shady Lane, North and West of Amick Road, two miles Southwest of Big Lake (Parcel #P16210) (C/U TMB #10-2007). (**Resolution No. R20080373**) Commissioner Dillon seconded the motion, which passed unanimously.

3. Leonard Parks and Susan Ferrel for Approximately 5.16 Acres on Chestnut Lane, Guemes Island (Parcel #P31439) (C/U OS #2-2007)

A motion was made by Commissioner Dahlstedt to approve an Open Space Application for Leonard Parks and Susan Ferrel for approximately 5.16 Acres on Chestnut Lane, Guemes Island (Parcel #P31439) (C/U OS #2-2007). (**Resolution No. R20080372**) Commissioner Dillon seconded the motion, which passed unanimously.

- D. 10:00 a.m. - 10:45 a.m. Update - Washington State University (WSU) Extension

Ned Zaugg, Director of Skagit County WSU Extension, introduced Kevin Zobrist who is the Extension Forester for Skagit and Snohomish Counties. Mr. Zobrist gave a PowerPoint presentation and spoke about WSU Extension's new website related to forest stewardship in Washington State.

Roger Mitchell of the Chuckanut Ridge Community, Leslie Ron of Bow, and Ed Stauffer of the Chuckanut area urged the Commissioners to support the DNR/WSU Forest Stewardship Program with funding and in every other way possible.

Adria Banks, WSU Beach Watcher Program Coordinator, provided a PowerPoint presentation and thanked Betty Carteret, Tom Richards, Tim Manns, and other graduates of the Beach Watcher Program for the many hours they have spent volunteering at local beaches.

<ftp://ftp.skagitcounty.net/CountyCommissioners/Documents/AgendaPackets/07292008/>

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

Pete Vander Meulen of 405 Hoag Road in Mount Vernon, commented on the Public Utility District No. 1 Commissioners voting to approve a resolution to place a measure on the November General Election ballot to seek authorization to provide electrical power in Skagit County.

- F. 1:30 p.m. - 2:30 p.m. Presentation by the Law & Justice Facility Task Force Regarding the Community Justice Center Site Evaluation Report

Chairman Munks stated Mike Urban and Dale Regan, who are members of the City Council of Mount Vernon, are present in the audience.

Chief Deputy of Corrections for the Sheriff's Office Gary Shand, and Charlie Wend of the State Department of Corrections, who is also the Chair of Skagit County Law & Justice Task Force, presented the Community Justice Center Site Evaluation Report.

Mr. Shand discussed two possible sites that are currently under review for a new criminal justice center facility. Mr. Wend indicated there will be a community justice summit meeting on September 15, 2008, at 4:00 p.m., at the Skagit Station located at 105 E. Kincaid in Mount Vernon. Mr. Wend said the purpose of the community justice summit meeting will be to gather citizen input for the proposed sites.

<ftp://ftp.skagitcounty.net/CountyCommissioners/Documents/AgendaPackets/07292008/>

## II. CONSENT AGENDA FOR TUESDAY, JULY 29, 2008 - 17 ITEMS:

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda for Tuesday, July 29, 2008, items 1 through 17. Commissioner Dillon seconded the motion, which passed unanimously.

### a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, July 22, 2008. **(Approved)**

### b) BUDGET & FINANCE:

2. Resolution rescinding Resolution No. 16180, establishment of the multi-department postage meter revolving fund and postage reimbursement procedure, which reclassifies \$7,500 recorded as petty cash to a postage expense in Central Services. **(Resolution No. R20080366)**
3. Interlocal Cooperative Agreement between Skagit County and the Town of Lyman, which authorizes funding in the amount of \$5,000 to aid in preserving and restoring the historic significance of the Minkler Mansion for use as the new Town Hall. The agreement shall commence upon the date of execution and continue through December 31, 2009. **(Contract No. C20080469)**

### c) DEPARTMENT OF EMERGENCY MANAGEMENT:

4. Resolution requesting proposals for Emergency Hazardous Materials Response Services for the Department of Emergency Management. **(Resolution No. R20080367)**

### d) FACILITY MANAGEMENT:

5. Resolution requesting a Statement of Qualifications for Architectural Services to assist in the planning and development of the Skagit County Regional Food Distribution Center. **(Resolution No. R20080368)**

e) HUMAN SERVICES:

6. Personal Services Agreement with Sandra Higman to provide mental health treatment services to clients participating in the Community Wellness Program. The agreement shall commence upon the date of execution and continue through December 31, 2009. Maximum compensation is not to exceed a total of \$10,000. **(Contract No. C20080470)**
7. Personal Services Agreement with MCPP Healthcare Consulting, Inc. to provide consultation and facilitation for a community forum to augment the understanding and utilization of Skagit County's mental health and substance abuse treatment system during the period of July 1, 2008, through August 31, 2008. Compensation is not to exceed a total of \$6,300. **(Contract No. C20080471)**

f) PLANNING & DEVELOPMENT SERVICES:

8. Ordinance amending the Bayview Ridge Subarea Plan, expanding the urban growth area, rezoning 502 acres from light to heavy industrial and amending Skagit County Code Title 14 to comply with the Western Washington Growth Management Hearings Board Order in Case No. 07-0002. **(Ordinance No. O20080009)**
9. Resolution extending the 2007 docket of Comprehensive Plan amendments for consideration during the 2008 docket year consistent with the Legislative procedures provisions of Skagit County Code 14.08.090. **(Resolution No. R20080369)**

g) PROSECUTING ATTORNEY:

10. Amendment No. 1 to Personal Services Agreement No. C20080038 with GORDONDERR LLP, which revises the maximum contract amount for the period of January 1, 2008, through December 31, 2008, from \$100,000 to \$50,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080143)**

h) YOUTH & FAMILY SERVICES:

11. Personal Services Agreement with Susan Radkins, MA, to provide specialized child, adolescent, adult and family assessment, evaluation and other treatment services as requested. The agreement commenced on July 1, 2008, and shall continue through June 30, 2010. Compensation is not to exceed a total of \$20,000. **(Contract No. C20080472)**

i) PUBLIC WORKS DEPARTMENT:

12. Resolution amending Resolution No. R20080319 regarding the purchase of one new latest model, two-axle truck. The original resolution was signed by the Commissioners on July 8, 2008, awarding the bid to Motor Trucks, Inc. for \$86,799.18. However, the amount of the bid for the truck, including valves for a snow plow and sander, should be \$88,799.18. The additional amount does not change the status of the low bid amount. **(Resolution No. R20080370)**
13. Construction Contract Agreement with Razz Construction, Inc. for the Samish Island Road Culvert Replacement Project No. PD30910-2 in the amount of \$128,020. This contract was advertised and awarded using the MRSC Small Works Roster. The agreement shall commence upon the date of execution and continue through December 1, 2008. **(Contract No. C20080473)**
14. Resolution authorizing a call for public hearing to consider changes to the Guemes Island Ferry Fare Schedule, rescinding Resolution Nos. R20050298, R20050405, R20060338, R20080196 and R20080288, and establishing the Guemes Island Ferry Fare Schedule. The hearing will be held on Tuesday, August 26, 2008, at 10:00 a.m. **(This item was pulled from the Consent Agenda, pending further discussion)**
15. Cooperation Agreement between The United States of America Army Corps of Engineers and Cockreham Island Levee, Skagit County, Washington for Rehabilitation of a Non-Federal Flood Control Work Job No. SKA-06-07. Also a Certification of Lands and Authorization for Entry for the Cockreham Island Levee Rehabilitation Project WA 110001-1. Flood damages to the Cockreham Island levee during the November 2006 storm event will be repaired in cooperation with the US Army Corps of Engineers. The agreement shall become effective upon the date of signature. Compensation is not to exceed a total of \$117,880. **(Contract No. C20080474)**
16. Amendment No. 3 to Vendor Services Agreement No. C20050359 with Vanderveen Family Transport, Inc., which increases the contract by \$900 for a new contract total not to exceed \$20,900. Cost of hauling the leachate exceeded the amount awarded in the contract and the additional work was performed before the contract expired. All other terms and conditions of the original contract shall remain. **(Amendment No. A20080144)**
17. Amendment No. 1 to Personal Services Agreement No. C20070685 with AMEC Geomatrix Limited, previously referred to as Geomatrix Consultants, Inc. The amendment transfers all rights and responsibilities and corrects language in the original agreement to reflect the firm's accurate corporate name. This amendment also increases the original contract by an additional \$10,000, for a new contract total of \$46,401. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20880145)**

### 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 \$67,556.37 (Transmittal No. C-88-08); and
  - b. ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$52,144.90 (Transmittal No. C-89-08); and
  - c. Warrants numbered 278300 through 278851 from Clearing Fund 696 in the total dollar amount of \$2,629,665.17 (Transmittal No. C-90-08); and
  - d. ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$506 (Transmittal No. C-91-08); and
  - e. Payroll warrants numbered 229092 through 229976 in the total dollar amount of \$1,237,940.46 (Transmittal No. P-27-08); and
  - f. Payroll warrants numbered 980022 through 980202 in the total dollar amount of \$247,055.37 (Transmittal No. P-28-08).
- 2) Staff presented an Interlocal Agreement between Skagit County and the Town of Lyman to purchase the property commonly known as the historic Minkler Mansion located at 8405 S. Main Street, Lyman, for \$393,000. The Town will purchase the property within one year of the date of mutual execution of this Agreement. Upon full payment by the Town of \$407,737, the County shall Quit Claim the property to the Town as mutually agreed by the terms of this Agreement.

Commissioner Dahlstedt made a motion to approve the agreement, which was seconded by Commissioner Dillon and passed unanimously. **(Contract No. C20080475)**

- 3) Staff presented a Real Estate Purchase and Sale Agreement for the property commonly known as the historic Minkler Mansion located at 8405 S. Main Street, Lyman, currently owned by the Town of Lyman. The Agreement shall commence upon the date of execution. Compensation is not to exceed a total of \$393,000.

Commissioner Dahlstedt made a motion to approve the agreement, which was seconded by Commissioner Dillon and passed unanimously. **(Contract No. C20080476)**

- 4) Staff presented a Resolution authorizing approval of payment for a used command vehicle for the Emergency Management Operation Manager.

Commissioner Dahlstedt moved to approve the resolution, which was seconded by Commissioner Dillon and passed unanimously. **(Resolution No. R20080371)**

#### IV. ADJOURNMENT:

Chairman Munks adjourned the proceedings.

**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