

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 7, 2008**

The Skagit County Board of Commissioners met in regular session on Tuesday, October 7, 2008, with Commissioners Don Munks, Kenneth A. Dahlstedt, and Sharon D. Dillon present.

I. CALL TO ORDER:

Chairman Munks called the proceedings to order at 8:05 a.m.

II. PLEDGE OF ALLEGIANCE:

Chairman Munks led the Board in the flag salute.

III. 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. Presentation - Skagit County's Herbicide Program

Andy Shaw, Special Operations Section Manager, explained the vegetation management program and how vegetation must continually be managed to protect the structural integrity of traveled roadways.

Randy Nelson, Herbicide Applicator, said he would like to continue the herbicide management program. Commissioner Dillon stated she is concerned about the application of herbicides in Skagit County. The Commissioners discussed implementing a program to educate homeowners on the proper application of herbicides.

2. Miscellaneous

Ric Boge, Surface Water Manager, presented the schedule for the upcoming Flood Awareness Week events, which will commence on October 16, 2008, and continue through October 23, 2008.

Commissioner Dahlstedt read a proclamation declaring October 16, 2008, through October 23, 2008, as Flood Awareness Week in Skagit County.

Jim Voetberg, Public Works Director, reported that one lane on South Shore Drive on Guemes Island has been closed due bank erosion. Mr. Voetberg stated the Public Works Department is working with the residents on Guemes Island to discuss solutions to improving the road.

C. 9:30 a.m. - 9:45 a.m. Decision - Closed Record Appeal Hearing to Review the Hearing Examiner's Decision to Approve Special Use Application No. PL07-0792 for the Continued Operation of a Recreational Vehicle (RV) Appliance Repair

Business as a Home-Based Business 2, Per Skagit County Code Section 14.16.400(4)
(c)

Michele Szafran, Senior Planner, outlined the purpose of the Closed Record Hearing.

Commissioner Dillon said Mr. Pape's application indicates that he owns three parcels, P99276, P34750, and P34749. The application indicates that each parcel has a separate legal description and is a separate lot of record. The County's records indicates that P99276 and P34750 have been aggregated by a boundary line adjustment, but there is no evidence in the record that P34750 and P34749 have been aggregated into one lot.

She also stated this raises a question of whether there is evidence in the record to show that the proposed RV repair business will be operated on the lot that the dwelling is located on. She noted the drawings that Mr. Pape submitted with his application indicate that his residence is located on lot P34750 and that the business is largely conducted on the adjacent parcel, P34749. Each one of these two lots is approximately half an acre in size. Because each parcel is located in the AG-NRL zone, each is a substandard lot and development is not permitted unless certain conditions are met. Thus, the record does not establish that Mr. Pape has a development right for P34749. Also, because the lot where the proposed business will operate is separate from the residential lot, there is no dwelling for it to be incidental to.

Chairman Munks stated the use is not clearly incidental to the use of the property for residential purposes.

He said even if Mr. Pape's RV business were not largely conducted on a lot separate from the lot that the residence on, the use is not clearly incidental to the use of the property for residential purposes.

Chairman Munks noted the following:

1)	The application establishes that the RV parking, proposed shop, and necessary access will use almost 1 1/2 acres; and
2)	At 3,000 square feet, the footprint of the proposed repair shop is greater than the footprint of the residence, which is 2,876 square feet. He noted that the application describes the residence as being 3,500 square feet. However, this includes all of the floor space and not just the building's footprint. Its use does not make for a fair comparison. Even if it did, the drawings show that the proposed shop is considerably taller than the residence and will be a larger building; and
3)	The business requires its own septic system with a considerable drainfield; and
4)	The drawings indicate that almost half of the property will be consumed by parking. It depicts parking for five personal automobiles adjacent to the house. Add to that the eight spaces shown for RV parking and the parking necessary for delivery trucks, customers, and multiple repair vans, the parking demand then far exceeds the demand that is normal for a residential area; and
5)	The RV parking area, which makes up nearly one-third of the combined lots is a clear exterior indication of the business.

Chairman Munks also stated our State Supreme Court has stated that "a business use is the antonym of residential purpose." At a minimum the, to meet the "incidental" requirement, under the County Code, the business must be less intensive than the residential purpose. He said the scale of this business does not meet that standard. It dominates the half-acre residential property and takes up all of the adjacent half-acre lot.

Commissioner Dahlstedt noted the scale of this business falls in the same category as other home-based businesses that have been reversed on appeal.

He went on to say in the last three years, a number of home-based businesses have been appealed on the grounds that they were not clearly incidental to the use of the property for residential purposes. He noted the sense from the County's decisions should be clear. A business does not meet the clearly incidental test when it requires; 1) non-residential levels of parking and traffic; and 2) use of a high percentage of the property; and 3) separate septic systems, and; 4) large-scale buildings.

He also stated each of these factors applies to the proposed business and the conditions that were imposed on the special use permit do not reduce their impact. Nor do they address significant factors that further affect the scope of the proposed business. He said, the conditions do not define "temporary" and there is no restriction on persons living in their RV's while waiting for repairs to be performed. "Temporary," being something other than permanent or perpetual, is an insufficient condition. He indicated it would let someone live on the property in their RV for a week, a monthly, or all summer. He stated there would be no way for the County to enforce such a vague term. In effect, this permit would allow Mr. Pape to operate an RV park on his property. That is not permitted in the AG-NRL zone even it is related to a home based business. He stated applicants must comply with all applicable code requirements, which Mr. Pape's business does not.

Commissioner Dahlstedt found that the Hearing Examiner's decision was clearly erroneous.

A motion was made by Commissioner Dahlstedt to approve Reversing the Hearing Examiner's decision and deny the Home-Based Business 2 Special Use Permit. Commissioner Dillon seconded the motion, which passed unanimously.

D. 9:45 a.m. - 10:30 a.m. Planning & Development Services - Gary Christensen, Director

1. Discussion/Possible Action - Hearing Examiner Rules of Procedure and Mediation Services

Gary Christensen, Planning & Development Services Director, explained the proposal to formally amend the "Rules of Procedure for Hearing" of the Skagit County Hearing Examiner to allow mediation as an option to the land use hearing process.

Wick Dufford, Skagit County Hearing Examiner, and Andrea Vallee, Director

of Mediation Services, said they concurred with the proposal.

A motion was made by Commissioner Dahlstedt to approve amending the Hearing Examiner "Rules of Procedures" as proposed in Attachment A of the Memorandum from Wick Dufford, Hearing Examiner, dated April 14, 2008, and as supported and recommended by Planning and Development Services, Mediation Services, and the Prosecuting Attorney's office. Commissioner Dillon seconded the motion, which passed unanimously.

Mr. Christensen noted a resolution will be prepared and provided to the Commissioners for signature on a future Consent Agenda.

2. Discussion - County Proposal to Address Western Washington Growth Management Hearings Board (WWGMHB) Appeal Items Regarding 2005 Growth Management Act (GMA) Compliance Actions

Carly Ruacho, Senior Planner, provided a brief description of the five compliance issues and recommended corrective actions identified in the Western Washington Growth Management Hearings Board (WWGMHB) Case No. 07-2-0025c relating to an appeal of Skagit County's 2005 Growth Management Act update.

Ms. Ruacho stated Skagit County's Comprehensive Plan and Development Regulations were not in compliance with the Growth Management Act (GMA or the Act) on several matters, and the County has been given 180 days to comply with the GMA. She went on to say the compliance issues principally involve the uses permitted within limited areas of more intensive rural development (LAMIRDs) and potential inconsistencies between the Comprehensive Plan and Development Regulations. She noted the Planning & Development Services Department is accepting public comments, which must be submitted by 4:30 p.m., Friday, October 10, 2008. She also noted there will be a public hearing with the Skagit County Planning Commission on Tuesday, October 14, 2008, at 6:00 p.m. in the Skagit County Commissioners' Hearing Room.

Ms. Ruacho went on to say the Planning Commission is expected to deliberate on October 28, 2008, and their recorded motion will be presented to the Board of Commissioners at a later date.

3. Discussion - Bayview Ridge Subarea Plan - Implementation Phase 1 and 2

Mr. Christensen explained the next planning process for the Bayview Ridge Subarea Plan is to move from the planning concept and ideas to implementation. He stated the Planning & Development Services and Public Works Departments have interviewed three consultants and recommend the firm of HDR to help the County with this task. He went on to say HDR has a local presence with its Burlington office, has a long history of work on Skagit County projects, and with its nationwide offices brings extensive expertise to

implementing the Bayview Ridge Subarea Plan.

He reported in the coming weeks, a scope of work and contract will be forwarded to the Commissioners for review. He stated with Commissioner approval, work will commence this fall.

The Commissioners stated they had confidence in HDR, but they would like to make sure there is a date set for the completion of this project.

4. Miscellaneous

There were no miscellaneous items for Planning & Development Services to discuss.

- E. 10:30 a.m. - 11:00 a.m. Bid Opening - One (1) New Latest Model Pick Up Broom Sweeper Truck
- F. 11:00 a.m. - 11:30 a.m. Bid Opening - One (1) New or Used Latest Model Mini Excavator
- G. 11:30 a.m. - 11:45 a.m. Public Comment Period

There was no one present for the public comment period.

- H. 11:45 a.m. - 12:00 p.m. Proclamation - Down Syndrome Awareness Month - October, 2008

Heather Millerine, Coordinator for Skagit County Parent-to-Parent, thanked the Commissioners for declaring October 2008 as Down Syndrome Awareness Month. She also invited the Commissioners to the Buddy Walk on October 11, 2008.

Joy Coldwell a Skagit County citizen thanked Skagit County Parent-to-Parent for the services they provide to children with special needs.

Tim Holloran, Skagit County Deputy Administrator and Coordinator for Skagit County Special Olympics, thanked the Commissioners for recognizing October 2008 as Down Syndrome Awareness Month.

Commissioner Dahlstedt read a proclamation declaring October 2008 as Down Syndrome Awareness Month in Skagit County.

The Commissioners recessed the proceedings for lunch at 12:00 p.m.

- I. 2:45 p.m. - 3:00 p.m. Closed Record Public Meeting for Final Plat Approval of the Plat of Island View Court (PL05-0906) Submitted by E. C. Deming Trust and the Plat of Cedar Creek (PL06-0742) Submitted by Northern Reign Development Company

Marge Swint, Senior Planner, stated the request is to allow for the division of approximately 24 acres into four one-acre lots for residential development and one approximately 14+ acre open space lot. Ms. Swint noted an internal private plat road, onsite sewage, and private wells will serve the project. She went onto to say

the subject property is designated as Rural Reserve. She noted the property is located on Island View Way off of Colony Road in the Bow area.

A motion was made by Commissioner Dahlstedt to approve the final Plat of Island View Court (PL05-05096) submitted the E.C. Trust. Commissioner Dillon seconded the motion, which passed unanimously.

Ms. Swint reported this closed record public meeting is for the final plat approval of the Plat of Cedar Creek (PL06-0742) submitted by Northern Reign Development Co. She sated the proposed plat is the division of approximately 40 acres into nine lots created through the Conservation and Reserve Development (CaRD) process. The proposal includes eight one-acre residential lots and one approximately 29-acre lot designated as Open Space-Recreational/Amenities. An internal private plat road, onsite sewage, and individual wells will serve the project. She went on to say the subject property is designed as Rural Reserve. She stated the subject property is located south of the Mosier Road off Erna, Lane north of Sedro-Woolley.

A motion was made by Commissioner Dahlstedt to approve the final plat of the Plat of Cedar Creek (PL06-0742) Submitted by Northern Reign Development Company. Commissioner Dillon seconded the motion, which passed unanimously.

- J. 3:00 p.m. - 3:30 p.m. Proclamation - October 5-11, 2008, as 4-H Week in Skagit County

William Freitas, 4-H Extension Agent, thanked the Commissioners for declaring October 5 through 11, 2008, as 4-H Week in Skagit County.

Commissioner Dahlstedt read a proclamation proclaiming October 5, 5through 11, 2008, as 4-H Week in Skagit County.

IV. CONSENT AGENDA FOR TUESDAY, OCTOBER 7, 2008 - ITEMS 1 THROUGH 27:

Commissioner Dahlstedt made a motion to approve the Consent Agenda items 1 through 27 and the Contract Ratifications Agenda, items 27 through 42, for Tuesday, October 7, 2008.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, September 23, 2008. **(Approved)**

b) AUDITOR:

2. Political Subdivision Addendum amending provisions to authorize the Skagit County Auditor to administer a purchase card program under State contract with U.S. Bank, the contracted financial institution providing services under the existing contract, formerly JP Morgan. **(Contract No. C20080561)**

c) BUDGET & FINANCE:

3. Amendment No. 1 to Interlocal Cooperative Agreement No. C20060498 between Skagit County and the City of Mount Vernon, which extends the date of the contract to November 2009. **(Amendment No. A20080183)**
4. Interlocal Cooperative Agreement between Skagit County and the City of Burlington, which provides Burlington with \$7,718 to assist in providing library services to the citizens of unincorporated Skagit County during 2008. The agreement shall commence upon the date of execution and continue through December 31, 2008. **(Contract No. C20080562)**
5. Resolution authorizing a call for a public hearing for a supplemental budget for various departments. The hearing will be held on Tuesday, October 21, 2008, at 10:30 a.m. **(Resolution No. R20080444)**

d) HEALTH DEPARTMENT:

6. Amendment No. 1 to Centennial Clean Water Fund Grant Agreement No. C20050227 between Skagit County and the State of Washington Department of Ecology for the Skagit Septic System Improvement Pilot Project. This amendment extends the contract from December 31, 2008, to June 30, 2009. The line item budget is also re-distributed; however, there is no increase in the contract consideration. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080184)**
7. Amendment No. 11 to Consolidated Contract No. C20070142 with the Washington State Department of Health, which adds an additional \$25,667 to HCCW Child Care Health Consultation and \$5,000 to the Community Prevention Program. The Statement of Work has been amended for the On-site Management Plan, Community Prevention and Public Health Emergency Preparedness & Response Programs. Compensation is increased an additional \$30,667 for a new contract total not to exceed \$1,658,620. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080185)**

e) HUMAN SERVICES:

8. Amendment No. 2 to Personal Services Agreement No. C20070432 with Doug Andrews, which adds an additional \$5,000 to continue providing mental health services for the Community Wellness Program. This amendment authorizes an increase in the total compensation from \$10,000 to \$15,000 and removes selected services and training through December 31, 2008. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080186)**
9. Personal Services Agreement with Youthnet to provide a Substance Abuse Specialist to be stationed at Emerson High School during the 2008-2009 school year to conduct screenings, intervention and treatment to at-risk students, and provide assistance to their parents. The term shall commence upon the date of execution and continue through June 30, 2009. Compensation is not to exceed a total of \$50,287. **(Contract No.**

C20080563)

10. Personal Services Agreement with North Cascades Community Health Council to provide trained facilitators to implement and facilitate one Strengthening Families session and one booster session in the community of Sedro-Woolley. The agreement shall commence upon the date of execution and continue through June 30, 2009. Compensation is not to exceed a total of \$7,810. **(Contract No. C20080564)**
11. Amendment No. 1 to Interagency Agreement No. C20070698 with the North Sound Mental Health Administration to provide additional funding in the amount of \$2,500 for the Mental Health Forum/Summit. Total compensation shall not exceed \$67,305. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080187)**

f) PARKS & RECREATION:

12. Vendor Services Agreement with Lorric Logging to establish 11.8 acres of trees/shrubs and open 3,200 holes using a specialized hygro-tiller along Hansen Creek located at Northern State Recreation Area in Sedro-Woolley. The agreement shall commence on October 7, 2008, and continue through October 6, 2009. Compensation is not to exceed a total of \$3,105. **(Contract No. C20080565)**

g) PUBLIC WORKS DEPARTMENT:

13. Resolution amending Resolution No. R20070386, which corrects a typographical error. The grant period noted in Resolution No. R20070386 states the grant period ends on September 30, 2007; however, it was meant to read September 30, 2009. **(Resolution No. R20080445)**
14. Resolution calling for a Public Hearing regarding a franchise agreement application by Puget Sound Energy, Inc. The hearing will be held on Tuesday, October 21, 2008, at 8:30 a.m. **(Resolution No. R20080446)**
15. Resolution authorizing the establishment of a County Road Project (CRP) for the Francis Road Reconstruction Project ES79000-4. This project is included in the 2008-2013 Transportation Improvement Program (TIP) No. 3 and the Annual Construction Program Revision No. 3. **(Resolution No. R20080447)**
16. Resolution authorizing the establishment of a County Road Project (CRP) for the Bow Hill Road Reconstruction Project ES21200-6. This project is included in the 2008-2013 Transportation Improvement Program (TIP) No. 3 and the Annual Construction Program Revision No. 3. **(Resolution No. R20080448)**
17. Resolution awarding the Britt Slough Storm Sewer Conveyance Project No. WA132004 to Trimaxx Construction, Inc. for the low bid of \$150,471. **(Resolution No. R20080449)**

18. Construction Contract Agreement between Skagit County and SRV Construction, Inc. in the amount of \$236,756.25 for the Beaver Lake Road Culvert Replacement Project EO62-409-40K. Resolution No. R20080420 awarding the contract was approved by the Skagit County Commissioners on September 9, 2008. The agreement shall commence upon the date of execution and continue until the project is complete. **(Contract No. C20080566)**
19. Resolution authorizing a road closure for a portion of Beaver Lake Road for the Beaver Lake Road Culvert Replacement Project EO62-409-40K. **(Resolution No. R20080450)**
20. A temporary Construction Easement with Ron Walt for the use of a 30-foot wide strip of land adjacent to the County right-of-way on Beaver Lake Road for the installation of a new 12-foot diameter culvert. This is for the Beaver Lake Road Culvert Replacement Project EO62-409-40K. There is no monetary value attached to this easement. **(Contract No. C20080567)**
21. Amendment No. 1 to Rental Agreement No. C20070582 with Pacific Mobile Structures, Inc., which increases the contract by \$5,500 for a new contract total of \$9,500. This is necessary for the continued rental of a modular building unit for the Ferry Manager until a permanent office is in place. The amendment also extends the termination date from October 7, 2008, to a month-to-month rental, not to exceed 24 months. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080188)**
22. Local Agency Standard Consultant Agreement with Anchor Environmental, LLC for the management and administration of flood, stormwater and drainage problems and concerns. The agreement shall commence upon the date of signature and continue through August 1, 2010. Compensation is not to exceed a total of \$250,000. **(Contract No. C20080568)**
23. Amendment No. 2 to Coordinated Prevention Grant No. C20070172 with the Washington State Department of Ecology, which increases the State share of this grant by \$1,875 for a new contract total of \$50,692. This appropriation of funds will be used to purchase recycling bins and trash bags. The grant cycle ends on December 8, 2008. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20080189)**
24. Amendment No. 1 to Interlocal Cooperative Agreement No. C20080499 with Skagit County Dike, Drainage & Irrigation District #12, which extends the agreement to December 31, 2008, and increases compensation by \$324 for a new contract total of \$6,324. All other terms and conditions of the original contract shall remain effect. **(Amendment No. A20080190)**
25. Vendor Services Agreement with Crane America Services for the repair, maintenance and inspection of fixed and mobile cranes operated by Skagit County. The agreement shall commence on October 7, 2008, and continue through October 6, 2010. Compensation is not to exceed a total of \$30,000. **(Contract No. C20080569)**

h) SUPERIOR COURT:

26. Personal Services Agreement with Steve Sussman, Organizational Training and Consulting, to provide a regional, cross-jurisdictional training for all line-staff from the courts of Skagit, Island, San Juan and Whatcom Counties. The agreement shall commence on November 4, 2008, and continue through November 5, 2008. Compensation is not to exceed 4,315.20. **(Contract No. C20080570)**

i) YOUTH & FAMILY SERVICES:

27. Personal Services Agreement with Hulda Mazariegos to provide specialized child, adolescent, adult and family assessment, evaluation, treatment and other services as requested by the Department. The agreement commenced on October 1, 2008, and shall continue through September 30, 2010. Compensation is not to exceed a total of \$70,000 during the term of the agreement. **(Contract No. C20080571)**

V. CONTRACT RATIFICATIONS - ITEMS 28 THROUGH 42 :

j) HUMAN SERVICES:

28. Resolution ratifying a Personal Services Agreement with the University of Washington, Washington Institute for Mental Health Research and Training. **(Resolution No. R20080451)**
29. Personal Services Agreement with the University of Washington, Washington Institute for Mental Health Research and Training, to test those who successfully completed 40-hours of Peer Counselor Training at Skagit Valley College in July 2008. The agreement commenced on September 1, 2008, and shall continue through October 31, 2008. Compensation is not to exceed a total of \$1,000. **(Contract No. C20080572)**

k) INFORMATION SERVICES:

30. Master Services Agreement with Mainline Information Systems, Inc. to install and configure hardware and software on the new IBM servers. The agreement shall commence on the date of execution and continue indefinitely. Compensation is not to exceed a total of \$15,500. **(Contract No. C20080573)**

l) PROSECUTING ATTORNEY:

31. Resolution ratifying a Personal Services Agreement with Jason R. Kitzman, D.C. **(Resolution No. R20080452)**
32. Personal Services Agreement with Jason R. Kitzman, D.C. (Doctor of Chiropractic) to provide information and/or testimony in the case of the State v. Gromus, Skagit County Superior Court Cause No. 07-1-01098-9. The agreement commenced on June 25, 2008, and shall continue through

December 1, 2008. Compensation is not to exceed a total of \$2,700.
(Contract No. C20080574)

m) PUBLIC DEFENDER:

33. Resolution ratifying two Personal Services Agreements with Robert S. Jones, Attorney at Law, for continuation of services prior to contract signing related to mental health and chemical dependency treatment. **(Resolution No. R20080453)**
34. Personal Services Agreement with Robert S. Jones, Attorney at Law, to provide consultation and representation to clients on behalf of the Skagit County Public Defender for mental health and involuntary commitment hearings, including any jury trials as calendared by the Skagit County Clerk's Office. The agreement commenced on July 1, 2008, and shall continue through June 30, 2009. Compensation is not to exceed a total of \$2,500 per month, plus mileage. **(Contract No. C20080575)**
35. Personal Services Agreement with Robert S. Jones, Attorney at Law, to represent clients on behalf of the Skagit County Public Defender for involuntary chemical dependency treatment proceedings to be heard at the North Cascade Secure Treatment Facility (Integrated Crisis Response and Secure Detox Pilot Program), including any jury trials calendared by the Skagit County Superior Court Clerk's Office. The agreement commenced on July 1, 2008, and shall continue through June 30, 2009. Compensation is not to exceed a total of \$3,300 per month, plus mileage. **(Contract No. C20080576)**

n) PUBLIC WORKS:

36. Resolution ratifying a Vendor Services Agreement with Aqua Technix, LLC for services provided at Lake McMurray. **(Resolution No. R20080454)**
37. Vendor Services Agreement with Aqua Technix, LLC to continue providing aquatic vegetation surveys and lake management services to manage invasive and nuisance aquatic vegetation for Lake McMurray (Lake Management District #2). The agreement commenced on July 1, 2008, and shall continue through December 31, 2009. Compensation for this agreement will be funded by annual assessments and shall not exceed \$8,000. **(Contract No. C20080577)**
38. Resolution ratifying a Vendor Services Agreement with Aqua Technix, LLC for services provided at Big Lake. **(Resolution No. R20080455)**
39. Vendor Services Agreement with Aqua Technix, LLC to provide lake services to continue implementing the control strategy to manage populations of Brazilian elodea and other aquatic invasive species at Big Lake for the period of July 1, 2008, through June 30, 2010. Compensation for this agreement will be funded by annual assessments and shall not exceed \$75,000. **(Contract No. C20080578)**
40. Resolution ratifying a Vendor Services Agreement with Aqua Technix, LLC

for services provided at Erie Lake and Campbell Lake. **(Resolution No. R20080456)**

41. Vendor Services Agreement with AquaTechnex, LLC to provide aquatic vegetation surveys and lake treatment services for Lakes Erie and Campbell (Lake Management District #3). The agreement commenced on July 1, 2008, and shall continue through June 30, 2010. Compensation for this agreement will be funded by annual assessments and shall not exceed \$29,000. **(Contract No. C20080579)**

o) SHERIFF'S DEPARTMENT:

42. Leap Service Agreement between the Skagit County Sheriff's Office and NeuStar, Inc. for access to the LEAP Data Elements. The agreement commenced on September 4, 2008, and shall continue through September 3, 2011. Compensation is not to exceed \$50 per subscription, plus \$0.50 per TN. **(Contract No. C20080580)**

VI. 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) Warrants numbered 282308 through 282559 from Clearing Fund 696 in the total dollar amount of \$729,398.51 (Transmittal No. C-117-08); and
 - b) ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$506. (Transmittal No. C-118-08); and
 - c) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$192,831.06 (Transmittal No. C-119-08); and
 - d) Warrants numbered 282560 through 282800 from Clearing Fund 696 in the total dollar amount of \$1,371,765.46 (Transmittal No. C-120-08); and
 - e) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$52,889.40 (Transmittal No. C-121-08); and
 - f) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$136,479.86 (Transmittal No. C-122-08); and
 - g) Warrants numbered 282801 through 283246 in the total dollar amount of \$1,108,967.70 (Transmittal No. C-123-08); and

- h) Payroll warrants numbered 232660 through 233507 in the total dollar amount of \$1,230,936.57 (Transmittal No. P-35-08); and
 - i) Payroll warrants numbered 980708 through 980890 in the total dollar amount of \$252,515.96 (Transmittal No. P-36-08).
- 2) A Settlement Agreement was brought forth between Skagit County, Skagit County Hospital District No. 304 (aka United General Hospital), Mount Baker School District No. 507 as Plaintiffs, the State of Washington Department of Natural Resources as Defendants, and Whatcom County, City of Bellingham, Lake Whatcom Water and Sewer District and Conservation Northwest as Intervenors. This agreement is intended to resolve all claims which Plaintiffs have related to E2SSB 6731 and the Lake Whatcom Landscape Plan adopted by the Department of Natural Resources pursuant to E2SSB 6731. **(Contract No. C20080581)**

VII. ADJOURNMENT:

Chairman Munks adjourned the proceedings at 2:45 p.m.

**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