

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 2, 2009**

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 1:31 p.m.

II. PLEDGE OF ALLEGIANCE:

Chairman Dahlstedt led the gallery in the flag salute.

Commissioner Dillon motioned to approve the Consent Agenda, items 1 through 16, Ratification Agenda items 17 through 22, Vouchers, Warrants and Miscellaneous items as presented on Monday, March 2, 2009.

III. AGENDA: *8:00 a.m. - 11:00 a.m. Briefing - County Commissioners/Administrator

1:30 p.m. - 2:00 p.m. Consent Agenda and Miscellaneous Items

*2:00 p.m. - 4:00 p.m. Executive Session - Potential Litigation

IV. CONSENT AGENDA FOR MONDAY, MARCH 2, 2009, ITEMS 1 THROUGH 16:

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, February 23, 2009. **(Approved)**
2. Record of the Proceedings for Tuesday, February 24, 2009. **(Approved)**
3. Resolution re-appointing Cynthia Pugh to the Darrington Library District Board of Trustees for a five-year term beginning February 19, 2009, through February 18, 2014. **(Resolution No. R20090089)**

b) FACILITY MANAGEMENT:

4. Amendment No. 2 to Vendor Services Agreement No. C20070568 with Electric West, Inc. to provide minor electrical work as requested. Compensation is increased by an additional \$6,000 for a new contract total not to exceed \$17,500. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090016)**
5. Personal Services Agreement with Lawhead Architects P.S. to provide master planning/program services and construction bid documents for the Skagit County Regional Food Distribution Center Addition and Remodel Project located in Sedro-Woolley. The agreement shall commence upon the date of execution and continue through December 31, 2010. Compensation is not to exceed a total of \$159,840. **(Contract No. C20090138)**

6. Amendment No. 2 to Vendor Services Agreement No. C20070118 with Commercial Fire Protection, Inc. to perform maintenance inspections and hydrostatic testing on fire extinguishers in various locations. Compensation is increased by \$250 for a new contract total of \$4,250. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090017)**
7. Amendment No. 1 to Personal Services Agreement No. C20090043 with Roger S. Howard, dba Howard Consulting, LLC. Under the direction of the Skagit County Parks and Recreation Director, the contractor shall manage a CTED (Community, Trade and Economic Development) grant project for the County. The scope includes a roof structure and possibly side walls to provide a full or partial enclosure of the existing tennis courts located at Skagit Valley College, commonly known as the Joan Armstrong Tennis Courts. Final project scope shall be based on review of design options and funds available. Additional funding in the amount of \$25,000 is added to the original contract for a new total not to exceed \$29,500. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090018)**

c) HEALTH DEPARTMENT:

8. Resolution calling for a public hearing to consider revisions to the Schedule of Charges for the Public Health Department. The hearing will be held on Tuesday, March 17, 2009, at 1:30 p.m. **(Resolution No. R20090090)**

d) MEDIATION SERVICES:

9. Personal Services Agreement with Roger Ridgway to provide training, mediation and facilitation services. The agreement shall commence on February 20, 2009, and continue through December 31, 2009. Compensation is not to exceed a total of \$10,000. **(C20090139)**
10. Personal Services Agreement with Duane Collette to provide training and facilitation services, commencing on March 1, 2009, through December 31, 2009. Compensation is not to exceed a total of \$10,000. **(Contract No. C20090140)**

e) PROSECUTING ATTORNEY:

11. Resolution providing a legal defense to Brian Schrader, Izabela Kammerer, Anthony Smith and James Shuler in a lawsuit by Angelo Gutierrez. **(Resolution No. R20090091)**

f) PUBLIC WORKS DEPARTMENT:

12. On-Call Emergency Event Vendor Services Agreement with Colony Sand & Gravel, dba Calendar Construction, Inc. to provide services/products related to barricades/portable, bridge construction, culvert pipe, erosion control, generators/stationary and/or portable, heavy equipment, ice, marine contractors, pipeline repair, pipe/various, portable heaters, portable lighting systems, pumps, resurfacing/street repair/construction, rock/screenings, rip

rap, sand and gravel, sewer/water materials, tree removal/trimming and waste hauling. The agreement shall commence upon the date of official declaration of an emergency by the Board of Skagit County Commissioners and continue for one year. Compensation is not to exceed a total of \$100,000. **(Contract No. C20090141)**

13. On-Call Emergency Event Vendor Services Agreement with Interest Construction, Inc. to provide services/products related to bridge construction, debris removal, erosion control, hazardous materials containment, heavy equipment, pipeline repair, recycling, resurfacing/street repair/construction, rock/screenings/rip rap, sand and gravel, sandbags and waste hauling. The agreement shall commence upon the date of official declaration of an emergency by the Board of Skagit County Commissioners and continue for one year. Compensation is not to exceed a total of \$100,000. **(Contract No. C20090142)**

g) SHERIFF:

14. Resolution authorizing the disposal of excess property, which involves the transfer of a 1981 Cadillac Gage C507 Armored Peacekeeper to the Oak Harbor Police Department in exchange for a 1993 VT150 Armored Personnel Carrier. **(Resolution No. R20090092)**

h) TREASURER:

15. Interlocal Cooperative Agreement between Skagit County and the Housing Authority of Skagit County to provide investment services, effective March 25, 2009, through March 24, 2012. **(Contract No. C20090143)**

i) YOUTH & FAMILY SERVICES:

16. Amendment No. 2 to Personal Services Agreement No. C20070237 with Inselee & Maxwell Associates to provide mental health services. The amendment replaces Exhibit B, which describes compensation/reimbursement rates and increases that amount by \$10,000 for a new contract total of \$50,000. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090019)**

V. CONTRACT RATIFICATIONS, ITEMS 17 THROUGH 22:

j) CONSERVATION FUTURES:

17. Resolution ratifying an Interlocal Cooperative Agreement with the Skagit Conservation District for assistance in meeting Title II funding priorities through the development of a County-wide Community Wildfire Protection Plan. The agreement was not processed prior to the commencement of services. **(Resolution No. R20090093)**
18. Interlocal Cooperative Agreement with the Skagit Conservation District for assistance in meeting Title II funding priorities through the development of a

County-wide Community Wildfire Protection Plan. The agreement commenced on January 1, 2009, and shall continue through December 31, 2009. Total payments to the District shall not exceed \$37,530. **(Contract No. C20090144)**

19. Resolution ratifying a Personal Services Agreement with Northwest Real Estate Valuation LLC to perform services in connection with the Farmland Legacy Program. The agreement was not processed prior to the commencement of services. **(Resolution No. R20090094)**
20. Personal Services Agreement with Northwest Real Estate Valuation LLC to conduct property evaluations, conduct and review appraisals, review/adjust the Farmland Legacy Program pricing formula and provide appraisal services as necessary to carry out the property acquisition goals for salmon protection and recovery. The agreement commenced on January 1, 2009, and shall continue through December 31, 2009. Compensation is not to exceed a total of \$75,000. **(Contract No. C20090145)**

k) HUMAN RESOURCES:

21. Resolution ratifying a Personal Services Agreement with Summit Law Group to provide legal services. The contract was not signed and returned prior to the commencement of services. **(Resolution No. R20090095)**
22. Personal Services Agreement with Summit Law Group to provide legal counsel for labor negotiations/relations, litigation and employment law. The agreement commenced on February 15, 2009, and shall continue through December 31, 2009. Compensation is not to exceed a total of \$25,000. **(Contract No. C20090146)**

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) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$55,671.94 (Transmittal No. C-31-09), and
 - b) ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$440 (Transmittal No. C-32-09); and
 - c) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$129,530.69 (Transmittal No. C-33-09); and
 - d) Warrants numbered 292518 through 292863 from Clearing Fund 696 in the total dollar amount of \$1,697,116.80 (Transmittal No. C-34-09); and

- e) Payroll warrants numbered 240964 through 241775 in the total dollar amount of \$1,132,364.87 (Transmittal No. P-07-09).
- 2) Resolution calling for an update of vendor lists for maintenance material and rental equipment.

A motion was made by Commissioner Dillon to approve a Resolution calling for an update of vendor lists for maintenance material and rental equipment. **(Resolution No. R20090096)** Commissioner Wesen seconded the motion, which passed unanimously.

- 3) Ratifying Resolution and Personal Services Agreement with Dally Environmental for initial facilitation services for the Skagit Watershed Alternative Futures Project.

A motion was made by Chairman Dahlstedt to approve a Ratifying Resolution and Personal Services Agreement with Dally Environmental for initial facilitation services for the Skagit Watershed Alternative Futures Project. **(Resolution No. R20090097 and Contract No. C20090147)** which passed unanimously.

- 4) Interlocal Cooperative Agreement between Skagit County and Washington State University to perform a study of the Skagit County agricultural economy. The agreement shall commence upon the date of signature and continue through June 2010. Compensation is not to exceed a total of \$102,000.

A motion was made by Chairman Dahlstedt to approve an Interlocal Cooperative Agreement between Skagit County and Washington State University to perform a study of the Skagit County agricultural economy. The agreement shall commence upon the date of signature and continue through June 2010. Compensation is not to exceed a total of \$102,000. **(Contract No. C20090148)** which passed unanimously.

VII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:35 p.m. and indicated the Board would be going into executive session at 2:00 p.m. to discuss matters of potential litigation.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chairman

Sharon D. Dillon, Commissioner

Ron Wesen, Commissioner

ATTEST:

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