

**April 20, 2009**

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 1:33 pm.

II. PLEDGE OF ALLEGIANCE:

Chairman Dahlstedt led the gallery in the flag salute.

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, APRIL 20, 2009, ITEMS 1 THROUGH 15:

Commissioner Dillon motioned to approve the Consent Agenda, items 1 through 8, items 10 through 15, Ratification Agenda items 16 and 17, Vouchers, Warrants and Miscellaneous items as presented for Monday, April, 20, 2009. Item 9 was removed pending further review. The motion was seconded by Commissioner Wesen and passed unanimously.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, April 7, 2009. **(Approved)**
2. Record of the Proceedings for Wednesday, April 8, 2009. **(Approved)**
3. Record of the Proceedings for Monday, April 13, 2009. **(Approved)**
4. Record of the Proceedings for Tuesday, April 14, 2009. **(Approved)**

b) BUDGET & FINANCE:

5. Resolution awarding grant funding for Economic Development Public Facilities Projects as follows: EDASC, Business Development - \$50,000; EDASC, Operations (County Share) - \$47,000; EDASC, Operations (Cities Share) - \$30,000; Town of La Conner, Maple Avenue Overlay - \$128,809; Port of Skagit County, Fiber Optics Connection - \$100,000; Port of Anacortes, Pier 1 Shipyard Redevelopment - \$500,000; Port of Anacortes, Wyman's Commercial Boat Ramp Upgrade - \$100,000; City of Mount Vernon, Downtown and Waterfront Flood Control Project - \$500,000; and the Port of Skagit County, Industrial Building - \$350,000. **(Resolution No. R20090178)**

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6. Contract between Skagit County and the Town of La Conner for the Maple Avenue Overlay Project. The agreement shall commence on April 20, 2009, and continue until April 20, 2011. Compensation is not to exceed a total of \$128,809. **(Contract No. C20090274)**
- c) FACILITY MANAGEMENT:
  7. Resolution awarding the bid for the Skagit County Courthouse Masonry Restoration and Repair Project to Ebenal General, Inc. in the amount of \$166,000, plus applicable sales tax. **(Resolution No. R20090179)**
- d) MEDIATION SERVICES:
  8. Amendment No. 1 to Contract No. C20080293 with Dispute Resolution Center of Kitsap County, which updates the statement of work and the budget to reflect additional funding in the amount of \$9,047, for a new contract total not to exceed \$32,087. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090048)**
- e) PLANNING & DEVELOPMENT SERVICES:
  9. Amendment No. 1 to Vendor Services Agreement No. C20090147 with Dally Environmental to provide additional facilitation services for the Skagit Alternative Futures project. The contract is currently funded through an EPA grant in the amount of \$39,600. Additional fund raising is being sought; therefore, the contract will be amended when that funding becomes available. This amendment allows additional compensation of \$34,700, for a new contract total not to exceed \$39,600. All other terms and conditions of the original contract shall remain in effect. **(This item was removed pending further review)**
- f) PUBLIC WORKS DEPARTMENT:
  10. Resolution calling for bids for approximately 150 pieces of large woody debris (logs with attached rootwads) to use as fish habitat. The bid opening will be held on Monday, May 11, 2009, at 2:00 p.m. **(Resolution No. R20090180)**
  11. Resolution authorizing the semi-annual advertisement for the Skagit County On-Call Emergency Vendor List. **(Resolution No. R20090181)**
  12. Interlocal Cooperative Agreement between Skagit County and the Town of Concrete to perform work and provide materials and equipment rental upon request for roadway maintenance activities on a reimbursable basis. The agreement shall commence upon the date of execution and continue through December 31, 2013. **(Contract No. C20090275)**

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13. Vendor Services Agreement with Smokey Point Concrete, Inc. for the procurement of road maintenance materials for an amount not-to-exceed \$100,000. The agreement shall commence upon the date of execution and continue through March 31, 2010. **(Contract No. C20090276)**
  14. Interlocal Agreement between Skagit County and the Skagit Conservation District, which allows the contractor to perform work on a reimbursable basis. The County received a grant from the Washington Department of Ecology to help create Skagit County's Natural Resource Stewardship Program. The goal of the grant is to fund smaller riparian and habitat restoration projects on streams that are water quality impaired. The agreement will allow the District to assist in the implementation of its Program by working with local landowners to develop restoration projects. The agreement shall commence upon the date of execution and continue through December 31, 2013. Compensation is not to exceed a total of \$40,000. **(Contract No. C20090277)**
  15. Comprehensive Landfill Remediation and Land Division Agreement between Skagit County, Windward Real Estate Services, Inc. and David A. Welts to provide for the capping and remediation of the closed Sinnes Road Landfill, transfer of landfill property to County ownership and stipulating conditions for development of surrounding properties currently owned by Windward Real Estate Services, Inc. and Mr. Welts. The agreement shall commence upon the date of signature. Although there are no direct costs associated with this contract, it does commit the County to perform some tasks that do have costs. The design of the landfill will be done by an outside consultant for an estimated cost of \$150,000. Costs for long-term monitoring and maintenance of the landfill will be approximately \$40,000 per year. The Solid Waste budget has sufficient funds for this agreement. **(Contract No. C20090278)**
- V. CONTRACT RATIFICATIONS, ITEMS 16 THROUGH 17:
- g) PUBLIC WORKS DEPARTMENT:
16. Resolution ratifying Supplemental Agreement No. 3 to Local Agency Standard Consultant Agreement No. C20060199 with Northwest Hydraulic Consultants to continue management and administration of flood, stormwater and drainage problems/concerns in Skagit County. The contract completion date was missed due to several changes in Public Works staff. **(Resolution No. R20090182)**
  17. Supplemental Agreement No. 3 to Local Agency Standard Consultant Agreement No. C20060199 with Northwest Hydraulic Consultants, which extends the duration of the contract to April 1, 2011. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090049)**

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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 \$98,508.70 (Transmittal No. C-56-09); and
  - b) Warrants numbered 295672 through 296093 from Clearing Fund 696 in the total dollar amount of \$5,406,099.40 (Transmittal No. C-57-09).

VII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:43 p.m. He indicated the Commissioners would be going into executive session at 2:00 p.m. to discuss matters related to potential litigation for approximately an hour.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Kenneth A. Dahlstedt, Chairman

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Sharon D. Dillon, Commissioner

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Ron Wesen, Commissioner

ATTEST:

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