

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, MAY 11, 2009**

I. CALL TO ORDER.

Chairman Dahlstedt called the proceedings to order at 11:03 a.m.

II. PLEDGE OF ALLEGIANCE.

Chairman Dahlstedt led the gallery in the flag salute.

III. AGENDA.

*8:00 a.m. - 11:00 a.m. Briefings - County Commissioners/Administrator

*11:00 a.m. - 11:15 a.m. Recognition of Dick Whitmore - Forest Advisory Board Member

*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. RECOGNITION OF DICK WHITMORE - FOREST ADVISORY BOARD MEMBER.

Kendra Smith, Natural Resource Lands Policy Coordinator, said it is a bittersweet time for her, but nevertheless an opportunity to recognize Dick Whitmore, a member of the Forest Advisory Board (FAB).

Ms. Smith spoke of Mr. Whitmore's varied career, his leadership skills and public outreach abilities. During his tenure, he was a Charter Board member providing thoughtful considerations to the Board of County Commissioners on issues pertaining to the forest practice industry and natural resources. Mr. Whitmore's list of contributions goes on and on.

Dave Chamberlin, Chair of the Forest Advisory Board, said he is shocked Mr. Whitmore is leaving the Board and added that he would be sorely missed. According to Mr. Chamberlin, Mr. Whitmore is a real inspiration and has been an active member and major contributor to the FAB. Mr. Chamberlin said he appreciated the fact that Mr. Whitmore is a plain spoken man, which prevented folks from having to read between the lines to understand his intent. His involvement with the FAB will be deeply missed.

Several members of the Forest Advisory Board, including representatives from the timber industry, thanked Mr. Whitmore for his dedication and service throughout the years.

The Commissioners also thanked Mr. Whitmore for his years of service, wished him good luck in the future and presented him with a recognition plaque. T

Chairman Dahlstedt noted that the Commissioners are committed to supporting Skagit County's timber industry.

Mr. Whitmore said it's been a pleasure working with a group of foresters who believe in doing the right thing. He said he's very honored and humbled by the kind words said today.

V. CONSENT AGENDA FOR MONDAY, MAY 11, 2009, ITEMS 1 THROUGH 18:

Commissioner Wesen motioned to approve the Consent Agenda, items 1 through 8, items 10 through 18, Ratification Agenda items 19 through 22, vouchers, warrants and miscellaneous items as presented for Monday, May 11, 2009. Item 9 was removed pending further information. Commissioner Dillon seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, May 4, 2009. **(Approved)**
2. Record of the Proceedings for Tuesday, May 5, 2009. **(Approved)**
3. Record of the Proceedings for Wednesday, May 6, 2009. **(Approved)**

b) BUDGET & FINANCE:

4. Resolution awarding 2009 Hotel/Motel funds to the City of Mount Vernon for "Way-Finding Signs" in the amount of \$5,000 and to Sea Explorer for the "2009 Pacific Challenge" in the amount of \$2,500. **(Resolution No. R20090200)**

c) GEOGRAPHIC INFORMATION SERVICES:

5. Interlocal Cooperative Agreement, per Resolution No. R20070229, between Skagit County and Skagit County Dike, Drainage and Irrigation District #12, which establishes a cost sharing partnership for Pictometry aerial imagery and software. The agreement shall commence upon the date of execution and continue for two years. **(Contract No. C20090320)**
6. Interlocal Cooperative Agreement, per Resolution No. R20070229, between Skagit County the Skagit Conservation District, which establishes a cost sharing partnership for Pictometry aerial imagery and software. The agreement shall commence upon the date of execution and continue for two years. **(Contract No. C20090321)**

d) HEALTH DEPARTMENT:

7. Memorandum of Understanding with North Sound 2-1-1 Volunteers of America Western Washington, which will refer callers from the County to the Skagit County Public Health Agency who are seeking client services. The agreement shall commence upon the date of execution and continue until terminated. There is no financial consideration for these services. **(Contract No. C20090322)**

e) HUMAN SERVICES:

8. Amendment No. 1 to Interlocal Agreement No. C20070600 with the North Sound Mental Health Administration, which facilitates safe transition services to mentally ill offenders who are intending to be released from jail into the community. The amendment adds additional funding in the amount

of \$5,000 from Island/San Juan County for jail transition services. The new contract total shall not exceed a maximum of \$176,060. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090060)**

f) INFORMATION SERVICES:

9. Resolution authorizing the transfer of surplus computer equipment to the City of Mount Vernon. **(This item was removed pending further information)**
10. .US Locality Domain Name Registration Terms and Conditions document, which sets forth terms and conditions governing the County's use of the domain name from NeuStar, Inc. **(Contract No. C20090323)**

g) PLANNING & DEVELOPMENT SERVICES:

11. Amendment No. 1 to Personal Services Agreement No. C20090147 with Dally Environmental to provide facilitation services for the Alternative Futures Project. The amendment extends the contract through December 31, 2012, replaces the Scope of Work and increases compensation by \$36,592 for a new contract total of \$41,492. \$39,600 of this contract is funded through an EPA (Environmental Protection Agency) Grant. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20090061)**

h) PUBLIC WORKS DEPARTMENT:

12. Resolution calling for a Public Hearing regarding the application for franchise agreements with Wave Broadband, dba Cedar Communications, LLC and WaveDivision II, LLC to grant nonexclusive authorization to make reasonable and lawful use of the right-of-way located within the franchise areas to construct, operate, maintain, reconstruct, repair and upgrade a system for providing cable services. The hearing will be held on Tuesday, June 2, 2009, at 8:00 a.m. **(Resolution No. R20090201)**
13. Amendment No. 2 to Armored Car Service Agreement No. C20070171 with Garda CL Northwest, Inc., which updates Schedule A - Rates and Schedules. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090062)**
14. Interlocal Agreement between Skagit County and the Town of La Conner for the 2009 Maple Avenue Resurfacing Project. The County agrees to be the "Certifying Agency" authority for this project. The contract shall commence upon the date of execution and continue through December 31, 2009. The projected cost of \$396,000 is fully covered by grant funds acquired by La Conner. **(Contract No. C20090324)**
15. Personal Services Agreement with AMEC Geomatrix, Inc. to design and prepare necessary documents to install an earthen cap and associated remedial structures for the former Sinnes Road Landfill. The agreement shall commence upon the date of execution and continue through June 30,

2010. Compensation is not to exceed a total of \$164,290. **(Contract No. C20090325)**

16. Amendment No. 3 to Coastal Zone Management Fund Grant Agreement No. C20070462 between Skagit County and the State of Washington Department of Ecology to redefine Task 4 - Port of Anacortes Beach Enhancement Project at "O" Avenue so the grant can be used to fund the Port's comprehensive design for shoreline restoration because the actual "in-water" shoreline work was delayed and will not begin until July 15, 2009, due to fish window restrictions. Anacortes will be funding actual shoreline restoration work. The amendment would also revise the deliverable deadlines for Task 4 and Task 5 - Low Impact Development Projects. Because culvert replacement has been delayed until 2010, Task 3 - Whitmarsh Pocket Estuary Restoration will need to be eliminated and the money allocated will be redistributed to Task 10 - Fidalgo Bay Water Quality Sampling to fund an additional round of sampling. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090063)**

i) YOUTH & FAMILY SERVICES:

17. Personal Services Agreement with Judy E. Farrar, LMHC, to provide specialized child, adolescent, adult and family assessment, evaluation and treatment, consultation, education classes, monitoring with written reports as required and training as referred by the Department. The contract shall commence on June 1, 2009, and continue through May 30, 2011. Compensation is not to exceed an annual amount of \$20,000. **(Contract No. C20090326)**
18. Interlocal Agreement between Skagit County and Northwest Educational Service District 189 to provide educational instruction to juveniles confined within the Skagit County Juvenile Detention Center, pursuant to ESD's agreements with a local school district. The agreement shall commence September 1, 2009, and continue through August 31, 2010. **(Contract No. C20090327)**

VI. CONTRACT RATIFICATIONS, ITEMS 19 THROUGH 22:

j) MEDIATION SERVICES:

19. Resolution ratifying a Personal Services Agreement with The Language Exchange to provide interpreting and translation services for non-English speaking Mediation clients. **(Resolution No. R20090202)**
20. Personal Services Agreement with The Language Exchange to provide interpreting and translation services for non-English speaking Mediation clients. The agreement commenced on January 1, 2009, and shall continue through December 31, 2009. Compensation is not to exceed a total of \$2,000. **(Contract No. C20090328)**
21. Resolution ratifying an Interlocal Agreement between Skagit County's Mediation & Facilitation Services Department and Washington State University's Extension Agency to develop and administer a Facilitation

Training Program. **(Resolution No. R20090203)**

22. Interlocal Cooperative Agreement between Skagit County's Mediation & Facilitation Services Department and Washington State University's Extension Agency to develop and administer a Facilitation Training Program. The agreement commenced on March 19, 2009, and shall continue through May 21, 2009. Compensation is not to exceed a total of \$500. **(Contract No. C20090329)**

VII. 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 \$130,650.76 (Transmittal No. C-64-09); and
 - b) Warrants numbered 296927 through 297622 from Clearing Fund 696 in the total dollar amount of \$2,240,578.89 (Transmittal No. C-65-09); and
 - c) Payroll warrants numbered 244994 through 245783 in the total dollar amount of \$1,221,435.97 (Transmittal No. P-17-09); and
 - d) Payroll warrants numbered 983627 through 983822 in the total dollar amount of \$259,017.76 (Transmittal No. P-18-09).

VIII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:42 p.m.

BID OPENING: APPROXIMATELY 150 PIECES OF LARGE WOODY DEBRIS.

David Walde, Project Manager for the Skagit County Public Works Department, opened the following bids for the large woody debris removal project:

Barker's Wood Chipping Service, Inc.
P. O. Box 5006
Bellingham, WA 98227
Bid Bond Enclosed
Addendum Acknowledged
Total Bid Amount: \$86,670.00

Nielsen Brothers
P. O. Box 2789
Bellingham, WA 98227
Bid Bond Enclosed
Addendum Acknowledged
Total Bid Amount: \$158,535.00

NW Chip & Grind, Inc.
4243 Hannegan Road
Bellingham, WA 98226
Bid Bond Enclosed
Addendum Acknowledged
Total Bid Amount: \$108,659.85

CVL
P. O. Box 597
Duvall, WA 98019
Bid Bond Enclosed
Addendum Acknowledged
Total Bid Amount: \$83,584.50

Mr. Walde indicated the bids would be reviewed, followed by a recommendation.

BID OPENING - COUNTY LEGAL PRINTING FOR 2009 - 2010.

JoAnne Giesbrecht, CMC, Clerk of the Board, opened the following bid for legal printing services for 2009 - 2010 for Skagit County:

Skagit Publishing
1215 Anderson Road
Mount Vernon, WA 98274
Total Bid Amount: \$7.00 per column inch for publications submitted via e-mail
\$8.00 per column inch for publications submitted via facsimile

Ms. Giesbrecht indicated the bid would be reviewed and a recommendation would be forthcoming.

**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