

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, JUNE 29, 2009**

The Skagit County Board of Commissioners met in regular session on Monday, June 29, 2009, with Commissioners Kenneth A. Dahlstedt, Sharon D. Dillon, and Ron Wesen present.

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 1:32 p.m.

II. PLEDGE OF ALLEGIANCE:

Chairman Dahlstedt led the gallery in the pledge to the flag.

III. AGENDA:

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

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

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

IV. CONSENT AGENDA FOR MONDAY, JUNE 29, 2009, ITEMS 1 through 42:

A motion was made by Commissioner Dillon to approve the Consent Agenda for Monday, June 29, 2009, items 1 through 42, Ratification Agenda Items 43 and 44, vouchers, and warrants as listed. Commissioner Wesen seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, June 16, 2009. **(Approved)**
2. Resolution re-appointing Louise Deskey to the Skagit County Northwest Senior Services Board beginning July 1, 2009, and expiring on June 30, 2012. **(Resolution No. R20090272)**
3. Resolution re-appointing Bill Pliska to the Skagit County Northwest Senior Services Board beginning July 1, 2009, and expiring on June 30, 2012. **(Resolution No. R20090273)**
4. Resolution amending Resolution No. 18364 regarding the Skagit Regional Public Facilities District, acknowledging the composition of the current Public Facilities District Board and redefining the position designations and term expiration dates of the Board positions. **(Resolution No. R20090274)**

5. Resolution appointing Robert Hancock to complete Tory Bushey's term on the La Conner Regional Library Board of Trustees, which is due to expire on March 31, 2012. **(Resolution No. R20090275)**
- b) AUDITOR'S OFFICE:
6. Resolution rescinding Contract No. C20090152 between the Skagit County Auditor and Subagent Beverly Harrington, dba Skagit Auto Licensing, Inc. **(Resolution No. R20090276)**
 7. Contract between the Skagit County Auditor and Subagents Beverly Harrington, Suzanne Metzmeier, Danielle DeBruine and Scot Ford, dba Skagit Auto Licensing, Inc. to provide vehicle and licensing services. The agreement shall commence upon the date of execution and continue through June 30, 2012. **(Contract No. C20090405)**
- c) BUDGET/FINANCE:
8. Amendment No. 2 to Interlocal Cooperative Agreement No. C20070321 between Skagit County and Public Utility District No. 1 of Skagit County for the Fiber Optic Transmission Facility Project. The amendment revises the compensation amount from \$500,000 to \$291,399.62 to reflect a narrowed Scope of Work. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090088)**
 9. Amendment No. 2 to Interlocal Cooperative Agreement No. C20060175 between Skagit County and Public Utility District No. 1 of Skagit County for the Town of Concrete Fiber Optic Project Phase I.1. The amendment revises the compensation amount from \$190,000 to \$118,640.32 to reflect a narrowed Scope of Work. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090089)**
 10. Resolution authorizing an Interfund Loan in the maximum amount of \$2 million dollars from the General Fund to the Facility Improvement Fund. **(Resolution No. R20090277)**
 11. Resolution establishing statutory dates for the FY 2010 Budget schedule. **(Resolution No. R20090278)**
- d) FACILITY MANAGEMENT:
12. Amendment No. B to Grant Agreement No. C20070584 between Skagit County and the State of Washington Department of Archaeology and Historic Preservation for the County Courthouse Window/Masonry/Roof/Lighting Rehabilitation Project, which extends the expiration date to June 30, 2010. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090090)**
- e) FAIRGROUNDS:
13. Resolution calling for a public hearing to consider increasing admission fees

for the 2009 Skagit County Fair and Rodeo. The hearing will be held on Tuesday, July 14, 2009, at 11:00 a.m. **(Resolution No. R20090279)**

f) HEALTH DEPARTMENT:

14. Interlocal Cooperative Agreement between Skagit County through its Public Health Department and the Superintendent of Public Instruction, State of Washington to provide health and sanitation evaluations of food service management companies. The agreement shall commence upon the date of execution and continue through August 31, 2009. Compensation is not to exceed a total of \$810. **(Contract No. C20090406)**

g) HUMAN SERVICES:

15. Amendment No. 2 to Personal Services Agreement No. C20070398 with Rehabco Skagit, Inc., which decreases the per hour service rates as of July 1, 2009, due to State budget cuts and extends the contract through August 31, 2009. Compensation is increased by \$33,000 for a new contract total not to exceed \$353,000. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090091)**
16. Amendment No. 2 to Personal Services Agreement No. C20070400 with Rehabco Skagit, Inc., which extends the length of the contract through August 31, 2009. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090092)**
17. Personal Services Agreement with Pioneer Human Services to hire one FTE (Full Time Employee) Chemical Dependency Professional, which will be outstationed at the Region 3 headquarters of the Division of Children and Family Services in Arlington (Smokey Point). The agreement shall commence on July 1, 2009, and continue through June 30, 2010. Maximum compensation is not to exceed \$70,951. **(Contract No. C20090407)**
18. Amendment No. 1 to Personal Services Agreement No. C20080439 with Compass Health, which extends the length of the contract through September 30, 2009. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090093)**
19. Personal Services Agreement with Phoenix Recovery Services to provide mental health and substance abuse treatment for persons with methamphetamine addiction, funded by the State of Washington Office of Financial Management. The agreement shall commence on July 1, 2009, and continue through June 30, 2010. Compensation shall not exceed a total of \$90,000. **(Contract No. C20090408)**
20. Amendment No. 4 to Personal Services Agreement No. C20080197 with United General Hospital to hire a .6 FTE (bilingual) to provide implementation and coordination of the Alcohol Excise Tax Program. This will stabilize the utilization of a facility in a neighborhood known as Westview, maintains a Memorandum of Understanding with the Burlington

Police Department that addresses law enforcement strategies, provides documentation of meetings and increases the contract by \$35,000 for a new contract total not to exceed \$103,541. All other terms and conditions of the original contract, including Amendments 1, 2 and 3, shall remain in effect. **(Amendment No. A20090094)**

21. Amendment No. 3 to Personal Services Agreement No. C20080444 with Skagit Recovery Center, which extends the contract through September 30, 2009, and adds additional funds in the amount of \$54,980 for alcohol and substance abuse treatment services for a new contract total not to exceed \$950,000. All other terms and conditions of the original contract, including Amendments 1 and 2, shall remain in effect. **(Amendment No. A20090095)**
22. Amendment No. 2 to Personal Services Agreement No. C20070409 with Chinook Enterprises, which decreases the minimum service levels and funding rates as of July 1, 2009, due to State budget cuts from the Department of Social and Health Services - Division of Developmental Disabilities. The amendment also extends the contract through August 31, 2009, and increases compensation by \$10,000 for a new contract amount not to exceed \$1,235,000. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090096)**
23. Amendment No. 2 to Personal Services Agreement No. C20080488 with Sea Mar Community Health Center, which extends the contract through September 30, 2009, and removes ADATSA Assessment and Treatment Services from the Scope of Work. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090097)**
24. Amendment No. 1 to Personal Services Agreement No. C20090285 with United General Hospital, which adds additional funding in the amount of \$8,640 and extends the length of the contract through September 30, 2009, for the Strengthening Families Coordinator. The new maximum contract total shall not exceed \$18,720. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090098)**
25. Amendment No. 5 to County Program Agreement No. C20070464 between Skagit County and the State of Washington Department of Social and Health Services - Division of Alcohol and Substance Abuse to provide funding for adult and youth treatment and prevention programs. The amendment increases the contract amount by \$11,350 for a new contract total not to exceed a maximum of \$6,382,098. All other terms and conditions of the original contract, including Amendments 1 through 4, shall remain in effect. **(Amendment No. A20090099)**

h) **PARKS & RECREATION:**

26. Contract between Skagit County through its Parks & Recreation Program and the Washington State Department of Community, Trade and Economic Development, which awards funding in the amount of \$987,500 for the

design and construction of Phase 1 of the Skagit Recreation and Event Center, located in Mount Vernon. The agreement shall commence upon the date of execution and continue through June 30, 2011. **(Contract No. C20090409)**

i) PEST CONTROL:

27. Vendor Services Agreement through the Department of Horticultural Pest and Disease Control Board and Pratt Pest Management to provide tree spraying services where apple maggots have been identified. The agreement shall commence on July 1, 2009, and continue through September 30, 2009. Compensation is not to exceed a total of \$6,000. **(Contract No. C20090410)**

j) PUBLIC WORKS DEPARTMENT:

28. Resolution rejecting all bids for the Guemes Island Ferry Holding Lane Asphalt Paving Project #FE18410-2. **(Resolution No. R20090280)**
29. Resolution calling for a public hearing to consider establishing Higgins Airport Way #31150 as a County Road. The hearing will be held on Tuesday, July 21, 2009, at 8:00 a.m. **(Resolution No. R20090281)**
30. Amendment No. 3 to Personal Services Agreement No. C20070175 with URS Corporation, which adds an additional \$7,500 in compensation and extends the contract through June 30, 2010, which is necessary to continue services required leading into design plans for the Transfer Station. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090100)**
31. Interagency Agreement between Skagit County and the State of Washington Department of Ecology, which provides funding in the amount of \$92,100 for the County's Community Litter Cleanup Program. The agreement shall commence on July 1, 2009, and continue through June 30, 2011. **(Contract No. C2009411)**
32. Amendment No. 2 to Interlocal Cooperative Agreement No. C20060504 between Skagit County and the Samish Indian Nation for the Fidalgo Bay Contaminant Assessment Project. The amendment increases compensation by \$1,647 for a new contract total not to exceed \$35,091. This will allow the contractor to be reimbursed for an additional round of water quality sampling in Fidalgo Bay and is one of the 14 Marine Resources Committee projects that is 100% funded through the Washington Department of Ecology Grant Agreement No. G0800009. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090101)**
33. Amendment No. 2 to Interlocal Cooperative Agreement No. C20070567 between Skagit County and the Skagit Conservation District for the Car Wash Kit Project. The amendment increases compensation by \$1,499 for a new contract total not to exceed \$25,999. This will allow the contractor to be reimbursed for producing an educational DVD for the kits and is one of the 14 Marine Resources Committee projects that are 100% funded through the

Washington Department of Ecology Grant Agreement No. G0800009. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090102)**

34. Contract Agreement, per Resolution No. R20090194, with Intolight, a marketing division of Puget Sound Energy, for lighting services at the Best Road and McLean Road Roundabout Project. The agreement shall commence upon the date of execution and continue through December 31, 2009. Compensation is not to exceed a total of \$41,727.13. **(Contract No. C20090412)**
35. Vendor Services Agreement with Printwise, Inc. to provide services for printing and storing of various tickets and brochures for the Guemes Island Ferry. The agreement shall commence upon the date of execution and continue for two years. Compensation is not to exceed a total of \$14,293.76. **(Contract No. C20090413)**
36. Amendment No. 1 to Contract No. C20090170 between Skagit County and the Washington State Military Department and the Federal Emergency Management Agency for the provision of funds for the December 2008 - January 2009 severe winter storm and record/near record snow event. The amendment replaces the Special Terms and Conditions and the Compensation Schedule. No other changes are required; therefore, all other terms and conditions of the original grant shall remain in effect. **(Amendment No. A20090103)**
37. Amendment No. 1 to Vendor Services Agreement No. C20090293 with Calypso Restoration to provide vegetation maintenance of County owned property enrolled in the Conservation Reserve Enhancement Program (CREP). The amendment adds an additional task for the purchase and installation of approximately 3,500 feet of beaver fencing. An additional \$12,000 is added to the contract for a new total not to exceed \$21,850. Total cost of the purchase, including installation, shall be fully reimbursed by the Skagit Conservation District under Contract No. C20040417. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090104)**

k) RISK MANAGEMENT:

38. Resolution authorizing continuing relationships with the Washington Counties Risk Pool and related appointments and designations of/for each member County. **(Resolution No. R20090282)**

l) YOUTH & FAMILY SERVICES:

39. County Program Agreement between Skagit County and the State of Washington Department of Social and Health Services - Division of Treatment and Intergovernmental Programs to provide fee-for-service funding to expand evidence based treatment and training programs administered by local juvenile courts. The agreement shall commence on July 1, 2009, and continue through June 30, 2011. **(Contract No. C20090414)**

40. Interlocal Cooperative Agreement between Skagit County and the City of Mount Vernon to provide summer recreation for youth as an opportunity to enhance self-esteem, provide positive role models, provide clean/sober activities as well as other positive physical and social outcomes. The agreement shall commence on July 1, 2009, and continue through June 30, 2011. Maximum compensation is not to exceed a total of \$4,000. **(Contract No. C20090415)**
41. Amendment No. 1 to Interlocal Cooperative Agreement No. C20090399 between Skagit County and the Mount Vernon School District, which clarifies the responsibilities of the Department of Youth & Family Services with regard to a Truancy Specialist position hired to serve the School Districts and the County Juvenile Court in implementing the truancy portion of the BECCA Bill. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090105)**
42. Amendment No. 1 to Personal Services Agreement No. C20070592 with the Skagit County Community Action Agency to continue providing the Juntos Podemos ("Together We Can") Program, which extends the term of the contract through June 30, 2011, and increases the maximum reimbursement amount to \$94,656. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090106)**

V. CONTRACT RATIFICATIONS, ITEMS 43 and 44:

m) DEPARTMENT OF EMERGENCY MANAGEMENT:

43. Resolution ratifying a U. S. Department of Homeland Security Emergency Management Performance Grant. The agreement was just now received due to the 18 month fiscal year of FEMA (Federal Emergency Management Agency). **(Resolution No. R20090283)**
44. U. S. Department of Homeland Security Emergency Management Performance Grant between Skagit County's Department of Emergency Management and the Washington State Military Department. The contract provides funding in the amount of \$51,595 to local jurisdictions and tribes, which supports their emergency management operating budgets in an effort to enhance their emergency management programs. **(Contract No. C20090416)**

VI. VOUCHERS AND WARRANTS:

- 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 in the total dollar amount of \$118,541.60 (Transmittal No. C-81-09); and

- b) ACH Transfer Request Form and Certification to Xpress Flex in the total dollar amount of \$434.50 (Transmittal No. C-82-09); and
- c) Warrants numbered 299675 through 300034 in the total dollar amount of \$5,820,706.32 (Transmittal No. C-83-09); and
- d) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation in the total dollar amount of \$55,230.64 (Transmittal No. C-84-09); and
- e) Warrants numbered 300035 through 300569 from Clearing Fund 696 in the total dollar amount of \$1,961,251.09 (Transmittal No. C-85-09); and
- f) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$135,397.78 (Transmittal No. C-86-09); and
- g) Warrants numbered 300570 through 300609 from Clearing Fund 696 in the total dollar amount of \$526,924.59 (Transmittal No. C-87-09); and
- h) Payroll warrants numbered 247376 through 248173 in the total dollar amount of \$1,254,632.93 (Transmittal No. P-23-09); and
- i) Payroll warrants numbered 984185 through 984378 in the total dollar amount of \$269,869.04 (Transmittal No. P-24-09).

VII. OTHER BUSINESS:

- 1) Staff presented Amendment No. 1 to Interlocal Cooperative Agreement No. C20070240 between Skagit County and the City of Sedro-Woolley for the Fruitdale Road and McGarigle Road Improvement Project. The amendment replaces and supersedes prior terms of the agreement.

A motion was made by Commissioner Dillon to approve an Amendment No. 1 to Interlocal Cooperative Agreement No. C20070240 between Skagit County and the City of Sedro-Woolley for the Fruitdale Road and McGarigle Road Improvement Project. The amendment replaces and supersedes prior terms of the agreement. (**Amendment No. A20090107**) Commissioner Wesen seconded the motion, which passed unanimously.

- 2) Staff presented Amendment No. 1 to Interlocal Cooperative Agreement No. C20060549 between Skagit County and the City of Sedro-Woolley for the SR-9 Pedestrian/Bicycle Safety Improvement Project. The amendment replaces and supersedes prior terms of the agreement.

A motion was made by Commissioner Dillon to approve Amendment No. 1

to Interlocal Cooperative Agreement No. C20060549 between Skagit County and the City of Sedro-Woolley for the SR-9 Pedestrian/Bicycle Safety Improvement Project. The amendment replaces and supersedes prior terms of the agreement. (**Amendment No. A20090108**) Commissioner Wesen seconded the motion, which passed unanimously.

VIII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:36 p.m.

**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