

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, JULY 20, 2009**

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 1:30 p.m.

II. PLEDGE OF ALLEGIANCE:

Chairman Dahlstedt led the gallery in the flag salute.

III. AGENDA:

- A. *8:00 a.m. - 10:00 a.m. Briefing - County Commissioners/Administrator
- B. *10:00 a.m. - 12:00 p.m. Executive Session - Potential Litigation
- C. 1:30 p.m. - 2:00 p.m. Consent Agenda and Miscellaneous Items
- D. *2:30 p.m. - 3:30 p.m. Skagit County Flood Control Zone District Advisory Committee Meeting to Discuss Flood Management Issues in the Skagit River Basin
- E. *3:30 p.m. - 4:30 p.m. Executive Session - Personnel

IV. CONSENT AGENDA FOR MONDAY, JULY 20, 2009, ITEMS 1 through 20:

Commissioner Dillon motioned to approve the Consent Agenda for Monday, July 20, 2009, items 1 through 18, item 20 and ratification items 21 through 34. Commissioner Wesen seconded the motion, which passed unanimously. Item #19 was removed from the agenda pending further information.

a) COMMISSIONERS' OFFICE:

- 1. Record of the Proceedings for Monday, July 13, 2009. **(Approved)**
- 2. Record of the Proceedings for Tuesday, July 14, 2009. **(Approved)**

b) BUDGET & FINANCE:

- 3. Interlocal Cooperative Agreement between Skagit County and the Port of Anacortes, which awards \$100,000 in economic development funding for the Wyman's Commercial Boat Ramp Upgrade Project. The agreement shall commence upon the date of execution and continue for two years. **(Contract No. C20090439)**
- 4. Interlocal Cooperative Agreement between Skagit County and the Port of Anacortes, which awards \$500,000 in economic development funding for the Pier 1 Shipyard Redevelopment Project. The agreement shall commence upon the date of execution and continue for three years. **(Contract No.**

C20090440)

c) FACILITY MANAGEMENT:

5. Amendment No. 7 to Personal Services Agreement No. C20060100 with Voorhis Associates, Inc. to provide additional services necessary for the Community Justice Center Budget Planning Study. The amendment adds \$100,000 to the contract for a new total not to exceed \$420,425. All other terms and conditions of the original agreement shall remain in effect. **(Amendment No. A20090119)**

d) FARMLAND LEGACY PROGRAM:

6. Cooperative Agreement between the Skagit Farmland Legacy Program and the United States of America Commodity Credit Corporation acting through the Natural Resources Conservation Service for the Farm and Ranch Lands Protection Program. The agreement allows the County to accept a matching grant in the amount of \$496,500 to purchase agricultural conservation easements. The County's portion of \$496,500 will be drawn from the Conservation Futures tax that is already dedicated to the Program. The agreement shall commence upon the date of execution and continue through September 30, 2013. **(Contract No. C20090441)**

e) GEOGRAPHIC INFORMATION SERVICES:

7. Customer Service Agreement between Skagit County and the Skagit Watershed Council to provide geographic services to identify and support salmon habitat restoration efforts. The agreement shall commence upon the date of execution and continue through December 31, 2010. Compensation shall vary depending on services being provided by the County. **(Contract No. C20090442)**
8. Interlocal Cooperative Agreement between Skagit County and the Skagit River System Cooperative, which establishes a cost sharing partnership for Pictometry aerial imagery and software. The agreement shall commence upon the date of signature and continue for two years. Revenue is expected to total \$12,000. **(Contract No. C20090443)**

f) INFORMATION SERVICES:

9. Maintenance Agreement with Dynamic Imaging Systems, Inc. to provide hardware and software maintenance on the Public Safety Mug Shot System. The agreement shall commence upon the date of execution and continue through May of 2010. Compensation is not to exceed a total of \$4,698. **(Contract No. C20090444)**

g) HUMAN SERVICES:

10. Amendment No. 2 to Interagency Agreement No. C20080662 between Skagit County and the North Sound Mental Health Administration to provide for mental health administration, development, planning and special mental

health projects in Skagit County. The amendment reduces funding in the amount of \$6,577 for a new contract total not to exceed \$58,228. All other terms and conditions of the original contract, including Amendment No. 1, shall remain in effect. **(Amendment No. A20090120)**

h) MEDIATION SERVICES.

11. Interlocal Cooperative Agreement between Skagit County Mediation and Facilitation Services and Washington State University Extension Skagit County to develop and administer a Facilitation Training Program. The training will focus on learning to facilitate public meetings, retreats, and planning sessions for public and non-profit organizations. The agreement shall commence on October 15, 2009, and continue through October 23, 2009. The County will receive 40% of the net income from training participants and WSU Extension will receive 60%. **(Contract No. C20090445)**

i) PARKS & RECREATION:

12. Resolution calling for bids for Skagit County Parks & Recreation's Recreation and Event Center - Phase 1 Project. The bid opening will be held on Monday, August 17, 2009, at 2:00 p.m. **(Resolution No. R20090304)**

j) PUBLIC WORKS DEPARTMENT:

13. Resolution updating the membership rolls of the Advisory Committee and Land Use Technical Committee for the Skagit County Flood Control Zone District (FCZD). Ramon Hayes, Mayor of the Town of La Conner, is being replaced by the City of Burlington Mayor Ed Brunz on the FCZD Advisory Committee and John Doyle, Administrator for the Town of La Conner, is appointed as a representative to the FCZD Land Use Technical Committee. **(Resolution No. R20090305)**
14. Resolution awarding the North Green Street Drainage Project #WA402119 to Crest Northwest Construction, Inc. for the low bid amount of \$54,939. **(Resolution No. R20090306)**
15. Quit Claim Deed and Real Estate Excise Affidavit between Skagit County and the Port of Skagit County relinquishing ownership of Higgins Airport Way, No. 31150, from Peterson Road to State Route 20 to the Port. **(Contract No. C20090446)**
16. Right-of-Way Easement and Real Estate Excise Tax Affidavit between Skagit County and the Port of Skagit County, which grants Skagit County a right-of-way for the purpose of maintaining Higgins Airport Way, No. 31150, from Josh Wilson Road to State Route 20 for public use. **(Contract No. C20090447)**
17. Resolution awarding the bid for the Sauk Prairie Road at Gravel Creek Project PD08350-2 to Crest Northwest Construction for the low bid of \$157,380.14. **(Resolution No. R20090307)**

18. Personal Services Agreement with James G. Murphy, Inc. to provide auction and transportation services when selling surplus vehicles and equipment for Skagit County. The agreement shall commence upon the date of execution and continue for one year. The County will compensate the Contractor a 10% commission of gross auction sales. **(Contract No. C20090448)**
19. Amendment No. 1 to Interlocal Cooperative Agreement No. C20080179 between Skagit County and the Upper Skagit Indian Tribe, which increases compensation by \$325,000 for a new contract total not to exceed \$357,500 for the Hansen Creek Alluvial Fan and Wetland Restoration Project. The County will provide \$250,000 from REET funds and Fund 402 will provide \$75,000 for in-kind services in the form of materials and hauling. All other terms and conditions of the original contract shall remain in effect. **(This item was removed from the agenda pending further information)**
20. Vendor Services Agreement with Northwest Tank and Environmental Services, Inc. to provide product line testing, leak detector testing, tank monitor certification, calibrate dispensers, precision tank testing and necessary repairs as directed at County fueling facilities in Mount Vernon, Burlington and Concrete. The agreement shall commence upon the date of execution and continue for one year. Compensation is not to exceed \$2,400. **(Contract No. C20090449)**

I. CONTRACT RATIFICATIONS (Items 21 through 34):

k) COOPERATIVE EXTENSION:

21. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and Washington State University Extension (WSU) to provide educational services and materials to the citizens of Skagit County in Agriculture, Natural Resources, Forestry, Family Living, Community Resource Development, and 4-H Youth Development. Multiple reviews, rewriting and authorization routing between the two distant locations delayed the signing of the agreement. **(Resolution No. R20090308)**
22. Interlocal Cooperative Agreement between Skagit County and Washington State University Extension (WSU) to provide educational services and materials to the citizens of Skagit County in Agriculture, Natural Resources, Forestry, Family Living, Community Resource Development, and 4-H Youth Development. The agreement commenced on January 1, 2009, and shall continue through December 31, 2009. Compensation is not to exceed a total of \$104,846. **(Contract No. C20090450)**

l) HEALTH DEPARTMENT:

23. Resolution ratifying an Interlocal Cooperative Agreement between Skagit County and United General Hospital to provide free space so the County can operate the United Teen Clinic. Execution of the agreement was delayed due to extensive contract negotiations. **(Resolution No. R20090309)**
24. Interlocal Cooperative Agreement between Skagit County and United General

Hospital that allows Skagit County Public Health to utilize specific office space at the Hospital for continued operations of its United Teen Clinic. The agreement commenced on January 1, 2009, and shall continue until terminated. **(Contract No. C20090451)**

m) HUMAN SERVICES:

25. Resolution ratifying Amendment No. 4 to County Program Agreement No. C20070395 with the State of Washington Department of Social and Health Services - Division of Developmental Disabilities, which provides State funding for programs and services for developmentally disabled youth and adults in Skagit County. Although the amendment was not fully signed and in effect prior to June 24, 2009, due to budget negotiations, the various providers have continued to provide services and programs to their clients and their families. **(Resolution No. R20090310)**
26. Amendment No. 4 to County Program Agreement No. C20070395 with the State of Washington Department of Social and Health Services - Division of Developmental Disabilities, which provides State funding for programs and services for developmentally disabled youth and adults in Skagit County. The amendment replaces Section 6 - Consideration - Item D in Special Terms and Conditions to accommodate clients moving from state only employment and day services funding to waiver employment and day services. All other terms and conditions of the original contract, including Amendments 1, 2 and 3, shall remain in effect. **(Amendment No. A20090121)**
27. Resolution ratifying a Personal Services Agreement with Robert "Dee" Wilson as a guest speaker for the Family Treatment Court Conference taking place on July 17, 2009. Review of the contract terms and scope of work by Mr. Wilson delayed finalization of the Agreement. **(Resolution No. R20090311)**
28. Personal Services Agreement with Robert "Dee" Wilson to provide guest speaker services at the Skagit County Family Treatment Court Conference on July 17, 2009. The agreement commenced on July 1, 2009, and shall continue through July 30, 2009. Compensation is not to exceed a total of \$660. **(Contract No. C20090452)**

n) NOXIOUS WEEDS:

29. Resolution ratifying an Interagency Agreement between Skagit County and its agent the Skagit County Noxious Weed Control Board and the Washington State Department of Agriculture. In order to allow Spartina control to begin during the new contract process, the Control Board authorized the necessary services prior to a contract being signed by both parties. The Agreement was not received by the Department of Agriculture until June 29, 2009. **(Resolution No. R20090312)**
30. Interagency Agreement between Skagit County and its agent the Skagit County Noxious Weed Control Board and the Washington State Department of Agriculture to provide the County and its agent the Skagit County Noxious Weed Control Board funding in the amount of \$60,000 for Spartina control

and eradication. The agreement commenced on July 1, 2009, and shall continue through June 30, 2011. **(Contract No. C20090453)**

o) PUBLIC DEFENDER:

31. Resolution ratifying a Personal Services Agreement with Robert S. Jones to provide consultation and representation on behalf of the Skagit County Public Defender for mental health and involuntary commitment hearings. A signed contract was not processed in a timely manner by the Public Defender's Office prior to the commencement of services on July 1, 2009. **(Resolution No. R20090313)**
32. Personal Services Agreement with Robert S. Jones to provide consultation and representation on behalf of the Skagit County Public Defender for mental health and involuntary commitment hearings. The agreement commenced on July 1, 2009, and shall continue through June 30, 2010. Compensation is not to exceed a total of \$2,500 plus mileage annually or \$100,000 for the duration of the contract. **(Contract No. C20090454)**

p) YOUTH & FAMILY SERVICES:

33. Resolution ratifying a Fixed Price Agreement between Skagit County and the University of Washington for implementation of the Comprehensive Sex Education and Media Literacy Community Projects using the TISSAM (Taking It Seriously: Sex, Abstinence & Media) Curriculum. Administrative delays were experienced by the University with regard to certain portions of the Agreement being stricken. **(Resolution No. R20090314)**
34. Fixed Price Agreement between Skagit County and the University of Washington for implementation of the Comprehensive Sex Education and Media Literacy Community Projects using the TISSAM (Taking It Seriously: Sex, Abstinence & Media) Curriculum as developed and funded by the University's Teen Futures Media Network. The TISSAM program will provide research-based, effective pregnancy prevention programming to Mount Vernon youth. The agreement commenced on November 1, 2008, and shall continue through September 1, 2009. Compensation is not to exceed a total of \$4,000. **(Contract No. C20090455)**

V. 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) Purchase Card Electronic Payment to JP MORGAN CHASE from Clearing Fund 696 in the total dollar amount of \$26,166.40 (Transmittal No. C-92-09); and
 - b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$92,712.15

(Transmittal No. C-93-09); and

- c) Warrants numbered 301681 through 301983 from Clearing Fund 696 in the total dollar amount of \$2,125,988.75 (Transmittal No. C-94-09).

VI. OTHER BUSINESS:

- 1) Resolution declaring an emergency and waiving the bidding requirements for temporary repairs to the Anacortes Ferry breakwater wall. (**Resolution No. R20090315**)
- 2) Personal Services Agreement with Tom Ballard and Associates Consulting, Inc. to provide services related to the Director of Public Works and acting as an agent for the Board of County Commissioners. The agreement shall commence on July 22, 2009, and continue through January 31, 2010. Compensation is not to exceed a total of \$85,000. (**Contract No. C20090456**)

VII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:43 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