

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, SEPTEMBER 28, 2009**

The Skagit County Board of Commissioners met in regular session on Monday, September 28, 2009, with Commissioners Sharon D. Dillon, and Ron Wesen present.

I. CALL TO ORDER:

Commissioner Dillon called the proceedings to order at 1:30 p.m.

II. PLEDGE OF ALLEGIANCE:

Commissioner Dillon led the gallery in the salute to the flag.

III. AGENDA:

- a) *8:00 a.m. -9:30 a.m. Briefing - County Commissioners/Administrator
- b) *10:00 a.m. - 11:00 a.m. Opening of Farm Power Dairy Digester Renewable Energy Plant - Rexville Facility (18866 Beaver Marsh Road, Mount Vernon)
- c) 1:30 p.m. - 2:00 p.m. Consent Agenda and Miscellaneous Items
- d) *2:00 p.m. - 4:00 p.m. Executive Session - (None Scheduled as of Date of this Notice)

IV. CONSENT AGENDA FOR MONDAY, SEPTEMBER 28, 2009 (items 1 through 18):

A motion was made by Commissioner Wesen to approve the Consent Agenda Items 1 through 15 and 17 through 18, Ratification Agenda Items 19 through 28 and 31 through 42, vouchers and warrants for Monday, September 28, 2009. Commissioner Dillon seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

- 1. Record of the Proceedings for Monday, September 21, 2009. **(Approved)**
- 2. Record of the Proceedings for Tuesday, September 22, 2009. **(Approved)**

b) ADMINISTRATIVE SERVICES:

- 3. Personal Services Agreement between Paul Schissler Associates, Inc. to provide grant writing and planning services particular to the State of Washington Community Development Block Grant Program or other funding sources for the possible acquisition and renovation of the Skagit Family Resource Center occupied by the Skagit County Community Action Agency and other non-profit agencies serving low- and moderate-income residents,

and, for the purpose of seeking funding for other county projects or facilities, as directed by the County Administrator. The Agreement shall commence upon the date of execution and continue until June 30, 2010. Skagit County's compensation shall not exceed \$7,000. Skagit County Community Action Agency's compensation shall not exceed \$7,000. Total combined compensation shall not exceed \$14,000. **(Contract No. C20090574)**

4. Amendment No. 1 to Interlocal Cooperative Agreement No. C20090028 with the University of Washington. The amendment adds language to the "Special Provisions" paragraph, which will bring the contract into compliance with the Environmental Protection Agency restrictions and requirements for the Alternative Futures Project. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090154)**

c) FACILITIES MANAGEMENT:

5. Amendment No. 1 to Personal Services Agreement No. C20090103 with Gustafson & Associates to provide additional property appraisal reports required in conjunction with the new jail facility site location. This Amendment adds an additional \$5,000, for a new contract total not to exceed \$17,000. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090155)**
6. Amendment No. 3 to Vendor Services Agreement No. C20070562 with Austin's Window Cleaning, Inc. This Amendment adds an additional \$2,909, for a new contract total not to exceed \$10,834 (plus applicable tax). All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090156)**
7. Lease Agreement between Skagit County and the Concrete Chamber of Commerce to lease approximately 100 square feet at 45770 Main Street, Concrete, known as the Ted W. Anderson East County Resource Center. The purpose of the Agreement is to provide day-to-day operations for Concrete Licensing, a sub-agency of the Department of Licensing/Skagit County Auditor. The Agreement shall commence on October 1, 2009, and continue until October 1, 2014. Compensation shall not exceed \$150 per month. **(Contract No. C20090575)**
8. Amendment No. 1 to Vendor Services Agreement No. C20080362 with Magnitude 9 Communications. This Amendment adds an additional \$8,000, for a new contract total not to exceed \$18,477.92 (plus applicable sales tax). All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090157)**

d) HEALTH DEPARTMENT:

9. Amendment No. 17 to 2007-2011 Consolidated Contract (C14962) Skagit County Contract No. C20070142, with the State of Washington Department of Health to provide funding to continue the HCCW Child Care Health Consultation, On-Site LMP Implementation and Recreational Shellfish programs. This Amendment adds an additional \$133,548, for a new contract total not to exceed \$2,725,153. All other terms and conditions of the original

Agreement shall remain in effect (**Amendment No. A20090158**)

10. Amendment No. 18 to 2007-2011 Consolidated Contract (C14962) Skagit County Contract No. C20070142, with the State of Washington Department of Health. This Amendment adds an additional \$114,877 for the continuation of Public Emergency & Response program through August 9, 2010, for a new contract total not to exceed \$2,840,030. All other terms and conditions of the original Agreement shall remain in effect. (**Amendment No. A20090159**)

e) HUMAN RESOURCES:

11. Amendment No. 1 to Personal Services Agreement No. C20090123 with Skagit Business & Staffing LLC. This Amendment adds an additional \$4,000, for a new contract total not to exceed \$9,000. All other terms and conditions of the original Agreement shall remain in effect. (**Amendment No. A20090160**)

f) HUMAN SERVICES:

12. Amendment No. 1 to DSHS Agreement No. 0963-68059, County Program Agreement No. C20090433 with DSHS - Division of Alcohol & Substance Abuse for the continuation of the alcohol and substance abuse treatment, and prevention services in the community. This Amendment adds an additional \$312,101, for a new contract total not to exceed \$2,723,203. All other terms and conditions of the original Agreement shall remain in effect. (**Amendment No. A20090161**)

g) PARKS AND RECREATION:

13. Resolution to award the bid for the construction of the Skagit County Recreation and Event Center - Phase I project to Faber Brothers Construction for an amount not to exceed \$981,000. (**Resolution No. R20090396**)

h) PROSECUTING ATTORNEY:

14. Amendment No. 1 to Personal Services Agreement No. C20090186 with Orland D. Freeman, which adds the provision for personal service of legal documents for the Skagit County Civil Division. All other terms and conditions of the original Agreement shall remain in effect. (**Amendment No. A20090162**)

i) PUBLIC WORKS:

15. Vendor Services Agreement with Kamps Painting for pavement markings using Thermo Plastic on various roads in the County. The Agreement shall commence upon the date of execution and continue for one year. Compensation shall not exceed \$17,000. (**Contract No. C20090576**)
16. Amendment No. 1 to Vendor Services Agreement No. C20090262 with Cemex Pacific Holdings, LLC to cover additional maintenance material

needed. This Amendment adds an additional \$500,000, for a new contract total not to exceed \$1,000,000. **(This item was pulled pending further discussion)**

j) SENIOR SERVICES:

17. Amendment No. 1 to Contract No. C20090063 with Northwest Regional Council, Northwest Washington Area Agency on Aging to provide nutritionally balanced congregate and home-delivered meals to seniors age 60 years of age and older in Skagit County. This Amendment adds an additional \$35,398, for a new contract total not to exceed \$260,266. Amendment changes include the increase in Title III C-2 funds of \$1,033, decrease in NSIP funds of \$7,854, one-time award of ARRA funds in the amount of \$34,129, one-time award of Farmer's Market funds in the amount of 8,090. All other terms and conditions of the original Contract shall remain in effect. **(Amendment No. A20090163)**
18. Amendment No. 4 to Grant Contract No. C20070703 between Skagit County Senior Services - Retired and Senior Volunteer Program (RSVP) and the Corporation for National and Community Services. Amendment to this grant for Fiscal Year 2009 moves funds from Volunteer Expenses to Volunteer Support category. The total grant amount remains the same. All other terms and conditions of the original Contract shall remain in effect. **(Amendment No. A20090164)**

V. RATIFICATION AGENDA ITEMS (19 THROUGH 42)

k) CORONER:

19. Resolution authorizing the ratification of a Vendor Services Agreement with Evans Funeral Chapel & Crematory, Inc. A change to the fee schedule was renegotiated to meet the reduction in the Skagit County Coroner's 2009 budget, effective June 17, 2009. **(Resolution No. R20090397)**
20. Amendment No. 1 to Vendor Services Agreement No. C20090367 with Evans Funeral Chapel & Crematory, Inc. This Amendment changes the fee structure for area funeral homes for 2009. **(Amendment No. A20090165)**
21. Resolution authorizing the ratification of a Vendor Services Agreement with Lemley Chapel. A change to the fee schedule was renegotiated to meet the reduction in the Skagit County Coroner's 2009 budget, effective June 17, 2009. **(Resolution No. R20090398)**
22. Amendment No. 1 to Vendor Services Agreement No. C20090184 with Lemley Chapel. This Amendment changes the fee structure for area funeral homes for 2009. **(Amendment No. A20090166)**
23. Resolution authorizing the ratification of a Vendor Services Agreement with Hulbush Funeral Home & Cremation Services, Inc. A change to the fee schedule was renegotiated to meet the reduction in the Skagit County Coroner's 2009 budget, effective June 17, 2009. **(Resolution No.**

R20090399)

24. Amendment No. 1 to Vendor Services Agreement No. C20090212 with Hulbush Funeral Home & Cremation Services, Inc. This Amendment changes the fee structure for area funeral homes for 2009. **(Amendment No. A20090167)**
25. Resolution authorizing the ratification of a Vendor Services Agreement with Affordable Burial & Cremation Services, LLC. A change to the fee schedule was renegotiated to meet the reduction in the Skagit County Coroner's 2009 budget, effective June 17, 2009. **(Resolution No. R20090400)**
26. Amendment No. 1 to Vendor Services Agreement No. C20090214 with Affordable Burial & Cremation Services, LLC. This Amendment changes the fee structure for area funeral homes for 2009. **(Amendment No. A20090168)**
27. Resolution authorizing the ratification of a Vendor Services Agreement with Mount Vernon Cemetery, Inc. dba Kern Funeral Home. A change to the fee schedule was renegotiated to meet the reduction in the Skagit County Coroner's 2009 budget, effective June 17, 2009. **(Resolution No. R20090401)**
28. Amendment No. 1 to Vendor Services Agreement No. C20090213 Mount Vernon Cemetery, Inc. dba Kern Funeral Home. This Amendment changes the fee structure for area funeral homes for 2009. **(Amendment No. A20090169)**

l) FACILITIES MANAGEMENT:

29. Resolution authorizing the ratification of a Vendor Services Agreement with DS Waters dba Crystal Springs. The County needed the new vendor to start services immediately prior to receiving the signed document from the contractor in order to secure safe drinking water being available for the Skagit County Courthouse and the Sheriff's Office. **(This item was pulled pending further discussion)**
30. Vendor Services with DS Waters dba Crystal Springs to provide 13 hot/cold water dispensers and weekly bottled water delivery at the County Courthouse, located at 205 W. Kincaid St. in Mount Vernon, Administration Building Room 124 (Building Maintenance), Law Library, Court Clerk's Office, Superior Court Administration, Superior Court Rooms 1, 2, and 3, Records Management, District Court Probation, Prosecuting Attorney Offices, Assigned Counsel and the Sheriff's Office. The Agreement commenced on September 4, 2009, and shall continue for two years. Compensation shall not exceed \$7,500. **(This item was pulled pending further discussion)**

m) HEALTH DEPARTMENT:

31. Resolution authorizing the ratification of an Interagency Agreement C1000082 with the State of Washington Department of Ecology. The

contract was received for execution by the County after the contract start date of July 1, 2009. **(Resolution No. R20090402)**

32. Interagency Agreement No. C1000082 with the State of Washington Department of Ecology to provide funding in the amount of \$124,029 for the continuation of the Local Source Control Partnership program. The Contract commenced on July 1, 2009, and shall continue through June 30, 2011. Compensation shall not exceed \$124,029. **(Contract No. C20090577)**
33. Resolution authorizing the ratification of a Grant Agreement with the State of Washington Department of Ecology. The contract was received for execution by the County after the contract start date of July 1, 2009. **(Resolution No. R20090403)**
34. Remedial Action Grant Agreement No. G1000136 with the State of Washington Department of Ecology to continue the Site Hazard Assessment program. Compensation shall not exceed \$45,800. The Agreement commenced on July 1, 2009, and shall continue through June 30, 2011. **(Contract No. C20090578)**
35. Resolution authorizing the ratification of an amendment to Personal Services Agreement with Cecilia Meintel. On July 1, 2009, new language in the statement of work was required by the Department of Social and Health Services; however the language was not readily available for timely execution of subcontracts. **(Resolution No. R20090404)**
36. Amendment No. 1 to Personal Services Agreement No. C20090215 with Cecilia Meintel to add Exhibit "D" MSS Transition Plan, Exhibit "E" ICM Transition Plan, and replaces Exhibit "B" with a new Exhibit "B-1". There will no longer be a requirement of or reimbursement for Tobacco Cessation and Family Planning performance measures. Compensation has been reduced by \$7,500, for a new contract total not to exceed \$22,500. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090170)**

n) HUMAN RESOURCES:

37. Resolution authorizing the ratification of a Personal Services Agreement with Daphne Schneider & Associates. A signed contract was not received prior to the commencement of services needed. **(Resolution No. R20090405)**
38. Personal Services Agreement with Daphne Schneider & Associates to provide investigative services for the Human Resources Director. The Agreement commenced on September 10, 2009, and shall continue until December 31, 2009. Compensation shall not exceed \$10,000. **(Contract No. C20090579)**

o) SENIOR SERVICES:

39. Resolution authorizing ratification of a contract with the Washington Association of Retired Senior Volunteer Program Directors. Receipt of a fully signed contract was not received by Skagit County prior to the

commencement of services. **(Resolution No. R20090406)**

40. Contract with the Washington Association of Retired Senior Volunteer Program Directors, which maintains and increases senior involvement in community programs giving priority to using funds to place Retired and Senior Volunteers in the areas of education, tutoring, English as a second language, drug abuse education, housing, homeless and respite care. The Contract commenced on July 1, 2009, and shall continue through June 30, 2011. Compensation shall not exceed \$27,626. **(Contract No. C20090580)**

p) YOUTH AND FAMILY SERVICES:

41. Resolution authorizing the ratification of an amendment to an Interlocal Cooperative Agreement with the Sauk-Suiattle Indian Tribe. The Sauk-Suiattle Indian Tribal authorities experienced administrative delays in signing the amendment. **(Resolution No. R20090407)**
42. Amendment No. 1 to Interlocal Cooperative Agreement No. C20070457 with the Sauk-Suiattle Indian Tribe. This Amendment increases the daily rate of housing juveniles in Skagit County Juvenile Detention to \$124 per day per juvenile. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090171)**

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 from Clearing Fund 696 in the total dollar amount of \$93,350.83 (Transmittal No. C-122-09); and
 - b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$56,660.01 (Transmittal No. C-123-09); and
 - c) Warrants numbered 305407 through 305842 from Clearing Fund 696 in the total dollar amount of \$2,482,160.09 (Transmittal No. C-124-09); and
 - d) ACH Transfer Request Form and Certification to Xpress Flex from Clearing Fund 696 in the total dollar amount of \$429.00 (Transmittal No. C-125-09); and
 - e) Payroll warrants numbered 252132 through 252901 in the total dollar amount of \$1,169,738.40 (Transmittal No. P-37-09); and
 - f) Payroll warrants numbered 985246 through 985436 in the total dollar

amount of \$275,188.35 (Transmittal No. P-38-09); and

- g) Payroll warrants numbered 985437 through 985437 in the total dollar amount of \$1,710.25 (Transmittal No. P-39-09).

VII. ADJOURNMENT:

Commissioner Dillon adjourned the proceedings at 1:33 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chairman

Sharon D. Dillon, Commissioner

Ron Wesen, Commissioner

ATTEST:

Linda Hammons, Clerk of the Board
Skagit County Board of Commissioners