

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, NOVEMBER 9, 2009**

The Skagit County Board of Commissioners met in regular session on Monday, November 9, 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 1:39 p.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

- a) *8:00 a.m. -11:00 a.m. Briefing - County Commissioners/Administrator
- b) *11:00 a.m. - 12:00 p.m. Executive Session (Potential Litigation)
- c) 1:30 p.m. - 1:45 p.m. Consent Agenda and Miscellaneous Items
- d) 1:45 p.m. -2:00 p.m. Discussion/Possible Action - Set Date and Time for Review of Binding Site Plan (BSP) of Sierra Pacific Industries #PL08-0315

Brandon Black, Senior Planner, requested the Commissioners set a time and date to review of the Binding Site Plan of Sierra Pacific Industries #PL08-0315.

A motion was made by Commissioner Wesen to approve setting Tuesday, November 16, 2009, at 9:30 a.m. to review the final Binding Site Plan (BSP) of Sierra Pacific Industries #PL08-0315. Commissioner Dillon seconded the motion, which passed unanimously.

- e) *2:00 p.m. - 4:00 p.m. Executive Session (Personnel)

IV. CONSENT AGENDA FOR MONDAY, NOVEMBER 9, 2009 (items 1 through 19):

A motion was made by Commissioner Dillon to approve the Consent Agenda items 1 through 19, Ratification items 22 through 31, for Monday, November 9, 2009. Items 20 and 21 were pulled from the agenda, pending further discussion. Commissioner Wesen seconded the motion, which passed unanimously.

a) COMMISSIONERS' OFFICE:

- 1. Record of the Proceedings for Monday, November 2, 2009. **(Approved)**

2. Record of the Proceedings for Tuesday, November 3, 2009. **(Approved)**
3. Resolution reappointing Gail Bruce to a six-year term on the La Conner Regional Library Board of Trustees. Her term is effective on September 30, 2009, and shall continue through September 29, 2014. **(Resolution No. R20090449)**

b) CONSERVATION FUTURES:

4. Conservation Easement Deed with Skagit Delta LLC for the purchase of parcel numbers 15280, 15281, 15282, 15283, 15284, and 15278 in the amount of \$260,000 for 102.35 acres, which extinguishes two development rights. The property is located at Moore and Dry Slough Roads on Fir Island. **(Contract No. C20090624)**
5. Conservation Easement Deed with Skagit Delta LLC for the purchase of parcel numbers 15772 and 15773 in the amount of \$100,000 for 28.20 acres, which extinguishes one development right. The property is located on Moore Road on Fir Island. **(Contract No. C20090625)**
6. Conservation Easement Deed with Charles and Kathleen Elde for the purchase of parcel number 23076 in the amount of \$100,000 for 39.02 acres, which extinguishes one development right. The Property is located on Bradshaw Road near Calhoun Road. **(Contract No. C20090626)**

c) FACILITY MANAGEMENT:

7. Vendor Services Agreement with Faber Brothers Construction, Inc. for the installation of 62 lineal feet of guard rail for fall protection at a portion of the roof at the Skagit County Jail, located at 600 South 3rd Street in Mount Vernon. The Agreement shall commence upon the date of execution and continue until the project is accepted. Compensation shall not exceed \$19,226.70, plus applicable sales tax. **(Contract No. C20090627)**

d) HEALTH:

8. Amendment No. 19 to Washington State Consolidated Contract No. C14962 (Skagit County Contract No. C20070142). This Amendment provides funding to continue the Adult Viral Hepatitis Prevention, Office of Drinking Water Group A, On-Going Site Management Plan, PHHS Block Grant Community Prevention, Public Health Emergency Preparedness & Responses (PHEPR), Recreational Shellfish Activities, and the WIC Nutrition Programs. This Amendment adds an additional \$94,501 to the total compensation amount, for a revised maximum contract total not to exceed \$2,934,531. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090186)**

e) HUMAN RESOURCES:

9. Amendment No. 1 to Interlocal Cooperative Agreement No. C20090257 with

Skagit Valley College for additional services to agreement item #2, and rate changes for consultation trainings with a maximum dollar amount with no dollar increase in the total contract amount. It also amends item #5 to authorize Debra Lancaster as the new college representative. All other terms and conditions of the original Agreement shall remain in effect.

(Amendment No. A20090187)

10. Amendment No. 1 to Personal Services Agreement No. C20090146 with Summit Law Group. This Amendment adds an additional \$12,000 to Exhibit "B" for representation and assistance on matters related to employment law, labor relations and litigation. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090188)**

f) HUMAN SERVICES:

11. Federal Block Grant Agreement with North Sound Mental Health Administration for the provision of funds to the Skagit County Human Services Department to provide mental health outreach to individuals who are homeless or resistant to mental health treatment services. The Agreement shall commence upon the date of execution and continue until September 30, 2010. Compensation shall not exceed \$70,000. **(Contract No. C20090628)**
12. Personal Services Agreement with National Alliance on Mental Illness (NAMI) to provide education, outreach and support programs to the community to reduce stigma about mental illness. The Agreement shall commence on January 1, 2010, and continue through December 31, 2010. Compensation shall not exceed \$13,000. **(Contract No. C20090629)**
13. Personal Services Agreement with Phoenix Recovery Services to provide substance abuse treatment services to participants in the Skagit County Family Treatment Court. The Agreement shall commence on January 1, 2010, and continue through December 31, 2010. Compensation shall not exceed \$45,000. **(Contract No. C20090630)**

g) INFORMATION SERVICES:

14. Personal Services Agreement with Hewlett Packard to provide onsite training for Lefthand SAN Basics. The Agreement shall commence upon the date of execution and continue through December 31, 2009. There is no compensation required. Compensation was paid when the initial hardware was installed. **(Contract No. C20090631)**

h) PUBLIC WORKS

15. Resolution calling for a public hearing to consider Revision 1 of the 2010-15 Six-Year Transportation Improvement Program (TIP). The public hearing will be held on November 24, 2009, at 8:00 a.m. **(Resolution No. R20090450)**
16. Vendor Services Agreement with I.M.A.C., Inc. to perform an inspection of the interior coating of the leachate pump station at the Inman Landfill. The

Agreement shall commence upon the date of execution and continue for one year from the date execution. Compensation shall not exceed \$6,692.80. **(Contract No. C20090632)**

17. Personal Services Agreement with Golder Associates, Inc. to conduct domestic water use metering study in a selected Skagit River tributary(s). Skagit County will split the cost of the study with the City of Anacortes and the Washington Department of Ecology, and will seek in-kind services from the Skagit PUD. The Agreement shall commence upon the date of execution and shall continue through December 31, 2010. Compensation shall not exceed \$88,218. **(Contract No. C20090633)**
18. Supplement No. 2 to Local Agency Standard Consultant Agreement No. C20080425 with GeoTest Services, Inc. This Supplement provides clarification to the definition of Premium Rate at 1.5 times the regular rate to include after-hour shift work as modified in Exhibit D-3. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090189)**

i) SHERIFF:

19. Interlocal Cooperative Agreement with Whatcom County's Northwest Minichain per Resolution No. 16389 to provide transportation services for prisoners. The Agreement shall commence on January 1, 2010, and shall continue through December 31, 2010. Compensation shall not exceed \$31,398. **(Contract No. C20090634)**

V. CONTRACT RATIFICATIONS (Items 20 through 31):

j) HEALTH:

20. Resolution authorizing the ratification of an Interlocal Cooperative Agreement with Skagit County Public Hospital District No. 1. The 2009 Interlocal Cooperative Agreement language could not be finalized until all parties involved with the project dealt with budget reduction issues. **(This item was pulled from the Consent Agenda pending further discussion)**
21. Interlocal Cooperative Agreement with Skagit County Public Hospital District No. 1 to continue the "Community Prevention/Skagit County Healthy Communities" project. The Agreement commenced on January 1, 2009, and shall continue until December 31, 2009. Compensation shall not exceed \$50,000. **(This item was pulled from the Consent Agenda pending further discussion)**

k) HUMAN SERVICES:

22. Resolution authorizing the ratification of a Vendor Services Agreement with Steve Strasburg. The development of an executed vendor services agreement was delayed while the parties continued to negotiate the scope of work. **(Resolution No. R20090451)**

23. Vendor Services Agreement with Steve Strasburg to provide technical assistance and facilitation for a Karaoke musical event for Skagit citizens with developmental disabilities, their caregivers and family members on October 21, 2009. The Agreement commenced on October 21, 2009, and shall continue for one year. Compensation shall not exceed \$400. **(Contract No. C20090635)**

l) PROSECUTING ATTORNEY:

24. Resolution authorizing the ratification of a Personal Services Agreement with Park Dietz & Associates, Inc. The time frame for examination and evaluation of the voluminous documents by Park Dietz & Association, Inc., is limited to less than 30 days and a signed Agreement was not received prior to the start date. **(Resolution No. R20090452)**
25. Personal Services Agreement with Park Dietz & Associates, Inc. to provide expert consultation services in connection with the State v. Isaac Zamora, Skagit County Court Cause No. 08-1-00704-8. The Agreement commenced on October 6, 2009, and shall continue through December 31, 2011. Compensation shall not exceed \$25,000. **(Contract No. C20090636)**

m) SHERIFF:

26. Resolution authorizing the ratification of an Interlocal Agreement with the Washington State Department of Commerce (WSDOC). A signed Interlocal Agreement was recently received from WSDOC because the original Agreement mixed Recovery Act, regular Justice Assistance Grant, and state funds into a single award, which has now been separated due to the political demand for unprecedented transparency in the management of these funds. **(Resolution No. R20090453)**
27. Interlocal Agreement with the Washington State Department of Commerce, which allows Skagit County to participate in the Narcotics Task Force Program. The Agreement commenced on October 1, 2009, and shall continue through June 30, 2010. Compensation shall not exceed \$192,243. **(Contract No. C20090637)**

n) YOUTH & FAMILY SERVICES:

28. Resolution authorizing the ratification of a County Program Agreement with the Department of Social and Health Services (DSHS)/Juvenile Rehabilitation Administration. The DSHS experienced administrative delays in drafting the amendment. **(Resolution No. R20090454)**
29. Amendment No. 3 to County Program Agreement No. C20060421, which extends the current Juvenile Accountability Block Grant Program Agreement with the State of Washington Department of Social and Health Services-- Juvenile Rehabilitation Administration to August 31, 2010. It also increases the amount of compensation by \$11,200 for a new contract total of \$41,200. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20090190)**

30. Resolution authorizing the ratification of an Interagency Agreement IAA10183 with the State of Washington Administrative Office the Courts. The State of Washington Administrative Office of the Courts experienced administrative delays in signing the Interlocal Agreement. **(Resolution No. R20090455)**
31. Interagency Agreement with the State of Washington Administrative Office of the Courts to process the BECCA Bill programs and services within Skagit County. The Agreement commenced on July 1, 2009, shall continue through June 30, 2011. Compensation shall not exceed \$533,642. **(Contract No. C20090638)**

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 \$112,640.51 (Transmittal No. C-137-09); and
 - b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$63,208.52 (Transmittal No. C-139-09); and
 - c) Warrants numbered 307957 through 308413 from Clearing Fund 696 in the total dollar amount of \$2,839,648.73 (Transmittal No. C-141-09); and
 - d) Payroll warrants numbered 985792 through 985970 in the total dollar amount of \$268,110.71 (Transmittal No. P-44-09); and
 - e) Payroll warrants numbered 254467 through 255245 in the total dollar amount of \$1,208,205.48 (Transmittal No. P-45-09).

VII. MISCELLANEOUS:

- 1) Trisha Logue, Budget and Finance Director, brought forward a resolution calling for a public hearing to consider authorizing a supplemental and amended budget.

A motion was made by Commissioner Wesen to approve a resolution calling for a public hearing to consider authorizing a supplemental and amended budget. The public hearing is scheduled for Tuesday, November 24, 2009, at 9:00 a.m. **(Resolution No. R20090456)** Commissioner Dillon seconded the motion, which passed unanimously.

- 2) Ryan Walters, Deputy Prosecuting Attorney, brought forward an Energy and Efficiency Assistance Grant Agreement with the U.S. Department of Energy, Office of Energy Efficiency & Renewable Energy. The Agreement includes projects related to administration, fleet evaluation, building retrofits, building energy audits, material conservation programs, and recycling. The period of performance is November 6, 2009, through November 5, 2012. Total compensation shall not exceed \$495,100.

A motion was made by Commissioner Dillon to approve an Energy and Efficiency Assistance Grant Agreement with the U.S. Department of Energy, Office of Energy Efficiency & Renewable Energy. **(Contract No. C20090639)** Commissioner Wesen seconded the motion, which passed unanimously.

- 3) The Commissioners proclaimed Friday, November 20, 2009, as National Adoption Day in Skagit County.

VIII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 1:52 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