

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 29, 2009**

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

Commissioner Ron Wesen's absence was excused from the proceedings.

I. CALL TO ORDER:

Chairman Dahlstedt called the proceedings to order at 11:34 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

a) 11:30 a.m. - 12:00 a.m. Public Hearing to Consider Levy Rates/Possible Action:

Trisha Logue, Budget and Finance Director, provided a brief presentation regarding the levy rates and levy amounts. Ms. Logue explained the Commissioners are considering a \$1,000,000 levy shift from the Road Levy to the General Levy.

Ms. Logue stated with the passage of Initiative 747 in 2001, property tax collection was limited to a one percent increase. She went on to say as assessed home values increase, levy rates decrease and when values decrease, levy rates increase.

Chairman Dahlstedt opened the public hearing at 11:43 a.m.

Richard Bowyer of 310 South 9th Street in Mount Vernon said he was bothered that property taxes are not equitable and indicated government on every level should learn to live on a budget and not increase property taxes.

Sedro-Woolley Councilmember Tony Splane of 714 Sapp Road in Sedro-Woolley asked why the County could not meet their budget without taking the one percent increase.

John Schmidt of 7425 F&S Grade Road in Skagit County asked why an increase is necessary.

Seeing no further public testimony forthcoming, Commissioner Dillon made a motion to close the public hearing at 11:52 a.m. Chairman Dahlstedt seconded the motion, which passed.

Commissioner Dillon moved to approve a resolution making a declaration of substantial need for the purposes of setting the property tax limit factor for the 2010 tax levy. Chairman Dahlstedt seconded the motion, which passed.

Commissioner Dillon moved to approve a resolution authorizing a shift from the Road Levy to the General Levy, in the amount of \$1,000,000. Chairman Dahlstedt

seconded the motion, which passed.

Commissioner Dillon moved to approve the property tax limit factor increases for the 2010 general levy, road levy, Conservation Futures levy, Emergency Medical Services levy, and the property tax increase for 2010 general levy, road levy, Conservation Futures levy, and Emergency Medical Services levy. Chairman Dahlstedt seconded the motion, which passed.

Commissioner Dillon moved to approve a Resolution authorizing a diversion of \$1,350,000 of Road Levy for Traffic Law Enforcement. Chairman Dahlstedt seconded the motion, which passed.

1. Resolution Making a Declaration of Substantial Need for Purposes of Setting the Limit Factor for the General, Road, Conservation Futures and Emergency Medical Services Property Tax Levies for 2010 (**Resolution No. R20090533**)
2. Resolution Authorizing a Shift of \$1,000,000 from the Road Levy to the General Fund Levy for 2010 (**Resolution No. R20090534**)
3. Resolution Authorizing the Property Tax Limit Factor Increase for the 2010 General Levy (**Resolution No. R20090535**)
4. Resolution Authorizing the Property Tax Increase for the 2010 Skagit County General Levy (**Resolution No. R20090536**)
5. Resolution Authorizing the Property Tax Limit Factor Increase for the 2010 Road Levy (**Resolution No. R20090537**)
6. Resolution Authorizing the Property Tax Increase for the 2010 Skagit County Road Levy (**Resolution No. R20090538**)
7. Resolution Authorizing the Property Tax Limit Factor for the 2010 Conservation Futures Levy (**Resolution No. R20090539**)
8. Resolution Authorizing the Property Tax Increase for the 2010 Skagit County Conservation Futures Levy (**Resolution No. R20090540**)
9. Resolution Authorizing the Property Tax Limit Factor Increase for the 2010 Emergency Medical Services Levy (**Resolution No. R20090541**)
10. Resolution Authorizing the Property Tax Increase for the 2010 Skagit County Emergency Medical Services Levy (**Resolution No. R20090542**)
11. Resolution Authorizing a Diversion of \$1,350,000 of Road Levy for Traffic Law Enforcement (**Resolution No. R20090543**)

Chairman Dahlstedt recessed the proceedings at 12:09 p.m.

- b) 1:30 p.m. - 1:45 p.m. Consent Agenda and Miscellaneous Items

- c) 1:45 p.m. - 2:00 p.m. Public Comment Period

Chairman Dahlstedt reconvened the proceedings at 1:48 p.m.

Skagit County Deputy Prosecuting Attorneys Sloan Johnson of La Conner, and Erik Pederson of Mount Vernon both commented on item number 15, a Personal Services Agreement with Tom Ballard & Associates, which was passed on the Consent Agenda on Tuesday, December 29, 2009. They said the compensation amount paid was too high.

Seeing no further public comment forthcoming, Commissioner Dillon made a motion to close the public comment period at 1:55 p.m. Chairman Dahlstedt seconded the motion, which passed unanimously.

- d) 2:00 p.m. - 2:15 p.m. Decision - Town of Hamilton Vacant Council Seat

Chairman Dahlstedt reconvened the proceedings at 2:01 p.m.

Commissioner Dillon made a motion to approve appointing Jennifer Benjamin to the Hamilton Town Council. Chairman Dahlstedt seconded the motion, which passed. **(Resolution No. R20090553)**

IV. CONSENT AGENDA FOR TUESDAY DECEMBER 29, 2009 (items 1 through 26):

Commissioner Dillon made a motion to approve the Consent Agenda items 1 through 26, Ratification Agenda items 27 through 30, vouchers, warrants, and miscellaneous items for Tuesday, December 29, 2009. Chairman Dahlstedt seconded the motion, which passed.

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, December 15, 2009. **(Approved)**
2. Record of the Proceedings for Monday, December 21, 2009. **(Approved)**
3. Record of the Proceedings for Tuesday, December 22, 2009. **(Approved)**

b) ADMINISTRATIVE SERVICES:

4. Interlocal Agreement with Skagit Council of Governments to provide funding for the Resource Conservation Manager program for 2009-2011 and for additional funding to hire 0.5 FTE for support staff. The Agreement shall commence on January 1, 2010 and continue until December 31, 2011. Compensation shall not exceed \$80,000. **(Contract No. C20090712)**

c) BUDGET/FINANCE:

5. Resolution authorizing an interfund loan in the amount of \$300,000 from the General Fund to the Planning and Development Services Fund. **(Resolution No. R20090544)**
6. Resolution authorizing the allocation of 2163 Homeless Housing and

Assistance Funds for 2010. **(Resolution No. R20090545)**

7. Resolution authorizing the allocation of 2060 Low-Income Housing Funds for 2010. **(Resolution No. R20090546)**
8. Resolution awarding Hotel/Motel Tax Funding for 2010. **(Resolution No. R20090547)**
9. Resolution authorizing an interfund loan in the maximum amount of \$200,000 from the General Fund to the Unemployment Compensation Fund to be repaid in full by December 31, 2012. **(Resolution No. R20090548)**

d) CORONER:

10. Personal Services Agreement with Carl Wigren MD to provide autopsy services and on-scene investigations as needed. The agreement shall commence on January 1, 2010 and shall continue through December 31, 2010. Compensation shall not to exceed a total of \$79,473. **(Contract No. C20090713)**
11. Person Services Agreement with Daniel Selove MD to provide autopsy services and on-scene investigations as needed. The agreement shall commence on January 1, 2010 and shall continue through December 31, 2010. Compensation shall not to exceed a total of \$20,000. **(Contract No. C20090714)**

e) FACILITY MANAGEMENT:

12. Amendment No. 3 to Vendor Services Agreement No. C20080087 with Northwest Moving Services, Inc. to provide labor and materials necessary to relocate and move County offices as directed by the Facility Management Department. This Amendment increases compensation by an additional \$20,000, for a new Agreement total not to exceed \$72,050. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090224)**

f) HUMAN RESOURCES:

13. Personal Services Agreement with Skagit Business & Staffing LLC to provide on-call general office staffing as requested by the Human Resources Director. The Agreement shall commence on December 31, 2009, and continue until December 31, 2010. Compensation shall not exceed \$5,000. **(Contract No. C20090715)**
14. Personal Services Agreement with Terri Ano, PhD to provide professional services as requested by the Human Resource Director, which include application of Job Evaluation Tool and various Human Resource related projects. The Agreement shall commence on December 31, 2009, and continue until December 31, 2010. Compensation shall not exceed \$10,000. **(Contract No. C20090716)**

15. Personal Services Agreement with Tom Ballard and Associates Consulting, Inc. to provide consulting services for Skagit County. The Agreement shall commence on January 1, 2010, and continue until December 31, 2010. Compensation shall not exceed \$386,000. **(Contract No. C20090717)**
 16. Personal Services Agreement with Summit Law Group PLLC to provide representation and assistance for employment law. The Agreement shall commence on December 31, 2009, and continue until December 31, 2010. Compensation shall not exceed \$25,000. **(Contract No. C20090718)**
- g) PARKS AND RECREATION:
17. Resolution calling for a public hearing regarding the revision of the Parks and Recreation current fee schedules for Skagit Valley Playfields and Dream Field. The public hearing is scheduled for Tuesday, January 12, 2010, at 9:00 a.m. **(Resolution No. R20090549)**
- h) PLANNING AND DEVELOPMENT SERVICES:
18. Ordinance adopting certain 2008 Comprehensive Plan amendment proposals to amend the Skagit County Comprehensive Plan and Comprehensive Plan/Zoning Map. **(Ordinance No. O20090013)**
- i) PROSECUTING ATTORNEY:
19. Interlocal Cooperative Agreement with Tulalip Tribes, beda?chelh Program for the Skagit County to provide child forensic interview services as requested. The Agreement shall commence on January 1, 2010, and continue through December 31, 2010. Compensation shall vary depending on services rendered. **(Contract No. C20090719)**
- j) PUBLIC WORKS:
20. On-call emergency event Personal Services Agreement with Geo/Test Services, Inc. to provide for services/products related to engineering/inspection, geotechnical engineering, environmental services and materials testing. The Agreement shall be activated upon official declaration of an emergency by the Board of County Commissioners and continue for no more than one year. Compensation shall not exceed \$100,000. **(Contract No. C20090720)**
 21. Personal Services Agreement with Western Washington Agricultural Association to allow for their continuation of support on issues related to drainage, clean water, and fish habitat and restoration for the mutual benefit of Skagit County and the agricultural community. The Agreement is to meet the requirement of Skagit County Code 6.68 Clean Water (Shellfish Protection) District for 2010. The Agreement shall commence on January 1, 2010, and continue until December 31, 2010. Compensation shall not exceed \$20,000. **(Contract No. C20090721)**
 22. Personal Services Agreement with Skagit Fisheries Enhancement Group for

education outreach, riparian habitat restoration, and monitoring activities in order to improve water quality, protect the public's health, and for healthy fisheries. The Agreement is to meet the requirement of Skagit County Code 6.68 Clean Water (Shellfish Protection) District for 2010. The agreement shall commence January 1, 2010, and continue until December 31, 2010. Compensation shall not exceed \$30,000. **(Contract No. C20090722)**

23. Personal Services Agreement with Skagit Conservation Education Alliance to assist Skagit County in water quality education. The Agreement is to meet the requirement of Skagit County Code 6.68 Clean Water (Shellfish Protection) District for 2010. The Agreement shall commence on January 1, 2010, and continue until December 31, 2010. Compensation shall not exceed \$12,000. **(Contract No. C20090723)**
24. Personal Services Agreement with Skagit Watershed Council to support its work as Lead Entity for salmon recovery in the Skagit and Samish River watershed and for support in Skagit County's efforts to educate the public, implement watershed action plan recommendations, and to protect and restore riparian habitat in order to improve the functionality and health of the County Watersheds. The Agreement shall commence on January 1, 2010, and continue until December 31, 2010. Compensation shall not exceed \$30,000. **(Contract No. C20090724)**
25. Interlocal Agreement with Skagit Conservation District to complete certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County Critical Areas Ordinance and Clean Water Program in 2010. The Agreement shall commence on January 1, 2010, and continue until December 31, 2010. Compensation shall not exceed \$243,000. **(Contract No. C20090725)**

k) RISK MANAGEMENT:

26. Personal Services Agreement with Listen Audiology Services Inc. to provide audiology testing for Skagit County employees. The Agreement shall commence on December 31, 2009, and continue until December 1, 2010. Compensation shall not exceed \$5,000. **(Contract No. C20090726)**

V. RATIFICATION AGENDA (Items 27 through 30)

l) PARKS AND RECREATION:

27. Resolution authorizing the ratification of a Personal Services Agreement with Professional Western Rodeo Association. A signed Agreement was not received prior to the commencement of services, as these fees were unknown until an invoice from the vendor was received. The cost for these services are determined by the actual number of paid entries for the 2009 rodeo held on August 14, and 15, 2009, and the actual number of paid entries is not known until after the event is completed. **(Resolution No. R20090550)**
28. Personal Services Agreement with Professional Western Rodeo Association for the services of an event secretary, two event judges, and two event timers for the 2009 Skagit County Fair Rodeo. The Agreement commenced on

August 14, 2009, and was completed on August 15, 2009. Compensation shall not exceed \$500. **(Contract No. C20090727)**

m) HUMAN RESOURCES:

29. Resolution authorizing the ratification of an Amendment of a Personal Services Agreement with Daphne Schnieder & Associates. The Skagit County Human Resources Department required more services than was originally anticipated in the original Agreement. **(Resolution No. R20090551)**
30. Amendment No. 1 to Personal Services Agreement No. C20090579 with Daphne Schnieder and Associates, which amends Exhibit "B" Compensation by increasing the Agreement total by an additional \$7,000 for investigative services as requested by the Human Resources Director, for a new Agreement total not to exceed \$17,000. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20090225)**

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 Xpress Flex from Clearing Fund 696 in the total dollar amount of \$518 (Transmittal No. C-163-09); and
 - b) ACH Transfer Request Form and Certification to Trusteed Plan Service Corporation from Clearing Fund 696 in the total dollar amount of \$160,835.94(Transmittal No. C-164-09); and
 - c) Warrants numbered 311407 through 311407 from Clearing Fund 696 in the total dollar amount of \$\$1,236.33 (Transmittal No. C-165-09); and
 - d) Payroll warrants numbered 986387 through 986600 in the total dollar amount of \$297,247.36 (Transmittal No. P-50-09).

VII. MISCELLANEOUS:

- 1) Resolution appointing Don Munks Skagit County Assessor, effective October 1, 2009. **(Resolution No. R20090552)**

VIII. ADJOURNMENT:

Chairman Dahlstedt adjourned the proceedings at 2:02 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