

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 7, 2010**

The Skagit County Board of Commissioners met in regular session on Tuesday, September 7, 2010, with Commissioners Sharon D. Dillon, Ron Wesen, and Kenneth A. Dahlstedt present.

I. CALL TO ORDER:

Chair Dillon called the proceedings to order at 10:02 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

- a) * 8:00 a.m. - 10:00 a.m. Briefing- County Commissioners/Administrator
- b) 10:00 a.m. - 11:00 a.m. Skagit County Public Works - Henry Hash, Director:

1. Resolution Regarding the Abolishment and Distribution of Assets of the Sedro-Woolley Sub-Flood Control Zone

Public Works Director Henry Hash introduced Dan Berentson, Public Works Natural Resources Division Manager. About two weeks ago (August 17, 2010), the county held a public meeting to consider the abolishment of the Sedro-Woolley Sub-Flood Control Zone. Officials from Sedro-Woolley testified at that meeting, and made a recommendation to delay the abolishment for a one-year period, which will be discussed today. If it is delayed for a year, then on following advice from legal counsel, Skagit County would probably continue to assess the tax. Sedro-Woolley would subtract the sub-flood control fee from the drainage utility.

Commissioner Dahlstedt was concerned that there were work projects currently being done, and asked if there was anything in our Capital Facilities Plan or Drainage Improvement Plan for the next 12 months that would contribute to this.

Mr. Berentson stated that part of the agreement would set aside \$15,000 per year for maintenance for the next ten years from the reserve, and if abolishment was delayed for a year, we could continue to do the maintenance. The delay would be better for Sedro-Woolley because of budgetary issues. If Skagit County and Sedro-Woolley has a joint project in the future, an Interlocal Agreement could be signed. Mr. Berentson stated that it may be best to vote to abolish the Sub-Flood Control Zone effective December 31, 2011, and Public Works would continue to operate as they have been, which would allow the City of Sedro-Woolley time to plan for taking over the responsibility.

Commissioner Wesen commented that since most of the district is within the

City of Sedro-Woolley it is important to allow them enough time to go through their budgetary process.

Commissioner Dahlstedt noted that one of his concerns is working as a team. A lot of water comes into the rural drainage districts from the cities, and it is important that all pay their responsible share to move the water.

Chair Dillon agreed that the one-year delay would allow time for all partners to move forward and take care of any problems.

A motion was made by Commissioner Wesen to approve The resolution to abolish and distribute the assets of the Sedro-Woolley Sub-Flood Control Zone as of December 31, 2011. (**Resolution No. R20100306**) Commissioner Dahlstedt seconded the motion. The vote passed unanimously.

2. **Resolution to Rescind Resolution No. R20080495 Regarding Lane Restrictions for South Shore Road No.19000 and Establishing South Shore Road as a Two-Way Operation with Pull Outs**

Public Works Director Henry Hash introduced Forrest Jones, Public Works Transportation Programs and Traffic Engineering. Mr. Jones stated that a public hearing was held regarding this on August 17, 2010. Commissioner Wesen asked if any further comments or information was received. Mr. Jones stated that nothing more was received.

Commissioner Wesen asked about travel surveys and vehicle use. Commissioner Dahlstedt voiced concerns about possible road failure, if two-way, and the possibility for signaling or other adaptation.

Mr. Jones discussed some of the options which Public Works would use if there was a slide or other type of road failure.

Commissioner Dillon expressed her concerns regarding heavy trucks on the road, and asked about load restrictions going east so that the trucks cannot use the outside lane. She understood that heavy trucks would have to route around this area, and that enforcement would be required, but that this would be safer.

Mr. Jones stated that there is a current load restriction of 12,000 pounds, and that a sign for an alternate truck route is posted. Mr. Jones also noted that permits have been issued by Public Works for trucks to go against the one-way traffic to local construction sites, and that they are required to have a pilot car and stop traffic. Permits requested for these situations are carefully reviewed, and only light loads are accepted.

Commissioner Dahlstedt stated that it would be very expensive to

prepare the road for truck traffic, and that Skagit County is not in a financial position to fix it due to heavy load failure.

Jim Bloodgood, Public Works Engineer, was present and added that trucks with heavy loads are required to go the long way around, but that there are enforcement issues since this is in a remote area.

Commissioner Wesen asked how often the road was inspected.

Mr. Bloodgood responded that in bad weather it would need constant monitoring since storms can have a large impact on the condition of the road.

Commissioner Dillon thanked the department for answering all of their questions.

A motion was made by Commissioner Dahlstedt to approve to Rescind Resolution #R20080495 Regarding Lane Restrictions for South Shore Road (No.19000), and Establishing South Shore Road as a Two-Way Operation with Pull Outs, as soon as possible, and to maintain the load limit restrictions. **(Resolution No. R20100307)** Commissioner Wesen seconded the motion.

The vote passed unanimously.

3. Miscellaneous

There were no miscellaneous items for Public Works to discuss.

Chair Dillon recessed the proceedings at 10:40 a.m.

c) 11:00 a.m. - 11:30 a.m. Skagit County Historical Museum - Presentation on the City of Mount Vernon's 120th Birthday Gala

Chair Dillon reconvened the proceedings at 11:08 a.m. Jo Wolfe, Fundraising Coordinator for the Skagit County Historical Museum, was present to brief the Board on the plans for the 120th anniversary of the founding of the City of Mount Vernon.

Ms. Wolfe stated that October 9, 2010 through November 20, 2010, a special exhibit would be featured at the Museum, showcasing the history of Mount Vernon. She stated that local schools would be touring the museum at this time in order to learn the history of their hometown.

Ms. Wolfe stated that on October 7, 2010 a Gala Birthday celebration exhibit event for the City Mount Vernon will be held at 419 South First Street in Mount Vernon. Tickets are being sold for \$50 and wine and appetizers will be served.

Ms. Wolfe then shared with the Board other events and exhibits which the Skagit County Historical Museum has planned over the next year.

The Commissioners thanked Ms. Wolfe for the presentation and for sharing this information with the community.

Chair Dillon encouraged everyone to go and visit the Museum.

Commissioner Wesen asked Ms. Wolfe what hours the Museum was open.

Ms. Wolfe stated that the Museum is open from 11:00 a.m. to 5:00 p.m. Tuesday through Sunday and she also described the different exhibits being showed.

Chair Dillon recessed the proceedings at 11:16 a.m.

d) 11:30 a.m. - 11:45 a.m. Public Comment Period

Chair Dillon reconvened the proceedings at 11:30 a.m.

No one was present for the public comment period. The Commissioners shared information about upcoming events over the next few weeks.

Chair Dillon recessed the proceedings at 11:35 a.m.

e) 11:45 a.m. - 12:00 p.m. Proclamation Recognizing September 11 and 12, 2010 as Bike MS Multiple Sclerosis) Weekend in Skagit County

Chair Dillon reconvened the proceedings at 11:45 a.m. and wanted to recognize Judge David Needy in the audience.

Also present was Tina Needy, Ginger Pintner, Darrell Goodman, Jim Freeburg from the Greater Northwest Chapter of the National Multiple Sclerosis Society, and later came Valerie Jo Eddings-Hill. Those present wanted to share with the Board information about Multiple Sclerosis (MS) which is an auto-immune disease that attacks the brainstem and spine and is not a terminal illness. Symptoms caused by MS include numbness in the extremities, fatigue, incontinence, cognitive issues, and vision problems. This disease can be present and remain undiagnosed for many years. People with MS can live normal lives and many physical activities can continue.

Over 200 people in Skagit County live with MS. This disease seems to be prevalent in the temperate zones around the world.

The upcoming bike-a-thon has been held in Skagit County for about fifteen years. The home base location has changed over the years.

Currently, they are based at the Skagit County Fairgrounds, and have been since 2001. Mr. Freeburg stated that they are expecting over 2,000 participants over the weekend and hundreds of volunteers. Last year, over \$1.7 million dollars was raised. This is the only bike-a-thon in the State of Washington that attracts people from out of town and out of state.

Both Commissioners Dillon and Dahlstedt have sisters with MS and appreciate everyone present sharing this information. It is an unpredictable disease with varying day-to-day effects which are usually difficult and frustrating.

Valerie Jo Eddings-Hill shared the experience she has had with MS and appreciates all of the help, research, and therapy that the MS Society helps with.

Commissioner Wesen thanked everyone present for volunteering their time for this organization. He stated that Skagit County is privileged to have this annual event.

Commissioner Wesen read the proclamation declaring September 11 through September 12, 2010 as Bike MS Weekend in Skagit County.

The Commissioners thanked everyone for coming.

Many of those present form part of a local MS support group. Contact numbers for the support group are: 360-428-3050 or 360-428-5729 and email is: skagitmsshg@aol.com. The website for the National MS Society is msnorthwest.org.

Chair Dillon recessed the proceedings at 12:08 p.m.

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

Chair Dillon called the proceedings to order at 1:35 p.m.

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda Items 1 through 10, Ratification Agenda Items 11 through 14, vouchers and warrants for Tuesday, September 7, 2010. Commissioner Wesen seconded the motion.

The vote passed unanimously.

g) * 2:00 p.m. - 4:00 p.m. Executive Session (none scheduled as of the date of this notice)

IV. CONSENT AGENDA (items 1 through 10):

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Tuesday, August 24, 2010. **(Approved)**
 2. Record of the Proceedings for Monday, August 30, 2010. **(Approved)**
- b) AUDITOR:
3. Resolution adopting administrative rules governing production of a local voters' pamphlet, pursuant to Skagit County Code, Chapter 1.28.020. **(Resolution No. R20100308)**
- c) COMMUNITY SERVICES:
4. Amendment No. 5 to Contract No. C20090433 with the Washington State Department of Social and Health Services, Division of Behavioral Health and Recovery (DSHS-DBHR) (formerly the Division of Alcohol and Substance Abuse, DASA). This Amendment increases funding for State Grant-in-Aid by \$28,000 for fiscal year 2010, and decreases Children's Administration Chemical Dependency Professional funds in fiscal year 2011 by \$55,624, for a net decrease of \$27,624. The Award and Revenues contract page is replaced, to show a new total of \$3,032,741 for the 2009-2011 Biennium. All other terms and conditions of the original contract and Amendments No. 1 through 4 remain in effect. **(Amendment No. A20100129)**
 5. Amendment No. 2 Personal Services Agreement No. C20090501 with Rehabco Skagit Inc. This Amendment replaces paragraph one in Exhibit D, Compensation, with a new paragraph one which increases compensation by \$6,000, for a new total of \$30,000, for services outlined in Exhibit B. All other terms and conditions of the original Contract and Amendment No. 1 remain in effect. **(Amendment No. A20100130)**
 6. Personal Services Agreement with The Language Exchange, Inc. to provide interpretation services and bilingual fluency testing for clients as needed, on a prearranged basis. The Agreement shall commence on the date of execution and continue through December 31, 2010. Compensation shall not exceed \$10,000. **(Contract No. C20100431)**
- d) PARKS, RECREATION AND FAIR:
7. Funding Agreement between Skagit County and Skagit Chapter of Backcounty Horsemen to provide funding for improvements including signage, upright posts, shelter roof repair and parking lot gravel for the Lester Hilde Trail System. The Agreement shall commence on the date of execution and continue until December 31, 2010. Compensation shall not exceed \$3,000, including sales tax. **(Contract No. C20100432)**
- e) PLANNING AND DEVELOPMENT SERVICES:
8. Amendment No. 4 to Personal Services Agreement No. C20070158 with Mark Personius. This Amendment changes the GL expenditure code, and adds Environmental Protection Agency (EPA) language to Exhibit D. All other terms and conditions of the original Agreement shall remain in effect.

(Amendment No. A20100131)

- f) PROSECUTING ATTORNEY:
9. Grant Agreement between Washington State Department of Commerce Community Services and Housing Division Office of Crime Victims Advocacy and Skagit County for funding to support activities through the 2010 STOP Violence Against Women Formula Grant Program, Grant No. F10-31103-157. This Agreement shall commence on October 1, 2010, and continue through September 30, 2011. Compensation shall not exceed \$17,697. **(Contract No. C20100433)**
- g) PUBLIC WORKS:
10. Construction Contract Agreement between Skagit County and Taylor's Excavators, Inc. for the Bradshaw Road Culvert Replacement Project #ES44410-3. The Agreement shall commence upon the date of execution and shall be completed in accordance with the plans and specifications approved by the Board of Commissioners on August 16, 2010 (Resolution No. R20100275). Compensation shall not exceed \$51,959. **(Contract No. C20100434)**
- V. RATIFICATION AGENDA (Items 11 through 14):
- h) PLANNING AND DEVELOPMENT SERVICES:
11. Resolution authorizing the ratification of a Personal Services Agreement with Mark Personius. Grant funding was authorized by the Environmental Protection Agency (EPA) as of May 1, 2010, however the contract was not officially approved until July 26, 2010. Assistance with development of the Envision continuation model was needed prior to the Citizen Committee work beginning in September, 2010. **(Resolution No. R20100309)**
 12. Personal Services Agreement with Mark Personius to provide professional assistance for development of the Envision project model, on-call assistance to the Envision Skagit Citizen Committee, planning for the Smart Growth Initiative, and assistance for the Preferred Future and Smart Growth implementation. The Agreement shall commence on May 1, 2010, and continue until December 31, 2012. Compensation shall not exceed \$35,000. **(Contract No. C20100435)**
 13. Resolution authorizing the ratification of Amendment No. 1 to Contract No. C20100206 with the Washington State Department of Ecology. Delays in execution of the contract did not allow enough time to complete the work before expiration. A Ratification Resolution is required because the contract had expired prior to approval of the Amendment. **(Resolution No. R20100310)**
 14. Amendment No. 1 to Contract No. C20100206 between Skagit County and the Washington State Department of Ecology Contract No. C1000240 for the Outreach Education and Compliance for Improving Water Quality in the Samish Watershed Project. The Amendment is effective on June 30, 2010,

and extends the expiration date to December 31, 2010. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20100132)**

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) Warrants numbered 325889 through 326278 from Clearing Fund 696 in the total dollar amount of \$1,327,690.93 (Transmittal No. C-95-10).

VII. ADJOURNMENT:

Chair Dillon adjourned the proceedings at 1:39 p.m. She announced that the Commissioners have no executive sessions scheduled for today.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Sharon D. Dillon, Chair

Ron Wesen, Commissioner

Kenneth A. Dahlstedt, Commissioner

ATTEST:

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