

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, NOVEMBER 22, 2010**

The Skagit County Board of Commissioners met in regular session on Monday, November 22, 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 1:30 p.m.

II. PLEDGE OF ALLEGIANCE

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

III. AGENDA

- a) \*8:30 a.m. - 10:00 a.m. Briefing - County Commissioners/County Administrator
- b) \*10:00 a.m. - 11:00 a.m. Executive Session (Litigation)
- c) 1:30 p.m. - 2:00 p.m. Consent Agenda and Miscellaneous Items
- d) \*2:00 p.m. - 3:00 p.m. Executive Session (Personnel)

IV. CONSENT AGENDA FOR MONDAY, NOVEMBER 22, 2010 (items 1 through 24):

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda Items 1 through 14, Items 16 through 24, Ratification Agenda items 25 through 26, and vouchers and warrants for Monday, November 22, 2010. The vote passed unanimously.

Commissioner Wesen seconded the motion.

a) COMMISSIONERS' OFFICE:

- 1. Record of the Proceedings for Monday, November 15, 2010. **(Approved)**
- 2. Record of the Proceedings for Tuesday, November 16, 2010. **(Approved)**

b) APPOINTMENTS, COMMISSIONERS:

- 3. Resolution appointing Wendell Carlson to fulfill an unexpired term vacated by John Ozuna, Commissioner Position 2 for Skagit County Dike District No. 25. The term will expire in February, 2012. **(Resolution R20100396)**

c) ASSIGNED COUNSEL:

- 4. Personal Services Agreement with the Snohomish County Public Defenders Association, Attorneys at Law, to provide consultation and representation for indigent defendants deemed to be a conflict of interest for the Skagit County

Public Defender's Office. The Agreement shall commence on January 1, 2011, and continue until December 31, 2011. Compensation shall not exceed \$100,000. **(Contract No. C20100535)**

5. Personal Services Agreement with Geraldine Coleman, Attorney at Law to provide consultation and representation for indigent defendants deemed to be a conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on January 1, 2011, and continue until December 31, 2012. Compensation shall not exceed \$100,000. **(Contract No. C20100536)**
6. Personal Services Agreement with Kelli Armstrong-Smith, Attorney at Law, to provide consultation and representation for indigent defendants deemed to be a conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on January 1, 2011, and continue until December 31, 2012. Compensation shall not exceed \$100,000. **(Contract No. C20100537)**
7. Personal Services Agreement with Kelli Armstrong-Smith, Attorney at Law, to provide consultation and representation for DSHS Civil Commitment cases for indigent defendants deemed to be a conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on January 1, 2011 and continue until December 31, 2011. Compensation shall not exceed \$100,000. **(Contract No. C20100538)**

d) BUDGET & FINANCE:

8. Resolution authorizing a call for a Public Hearing to consider the 2011 Skagit County budget. The Public Hearing will be held on Tuesday, December 7, 2010 at 9:00 a.m. **(Resolution No. R20100397)**
9. Resolution authorizing a call for a Public Hearing to consider the 2011 Emergency Medical Services (EMS) and Central Valley Ambulance Authority (CVA) budgets. The Public Hearing will be held on Tuesday, December 14, 2010 at 9:30 a.m. **(Resolution No. R20100398)**

e) COMMUNITY SERVICES:

10. Personal Services Agreement with Chinook Enterprises to hire an activities coordinator to support the duties of the officers of People 1st. The Agreement shall commence on the date of execution, and continue until December 31, 2011. The Agreement is funded by local millage. Compensation shall not exceed \$3,613. **(Contract No. C20100539)**
11. Personal Services Agreement with People 1st of Skagit County to provide recreational and self-advocacy services to individuals with disabilities in Skagit County. The Agreement shall commence on the date of execution and continue until December 31, 2011. The Agreement is funded by local millage. Compensation shall not exceed \$4,627. **(Contract No. C20100540)**
12. Personal Services Agreement with Phoenix Recovery Services to provide chemical dependency services to individuals enrolled in Skagit County

Family Treatment Court. The Agreement shall commence on January 1, 2011, and continue until December 31, 2011. The Agreement is funded by the 0.1% Sales Tax fund. Compensation shall not exceed \$15,000. **(Contract No. C20100541)**

13. Personal Services Agreement with Eugene Aisenberg to provide consultation, coordination, direction, public presentations and written conclusions regarding a needs assessment process focused on transforming youth mental health and substance abuse programming. The Agreement shall commence on December 1, 2010, and continue until September 30, 2011. The Agreement is funded by the 0.1% Sales Tax fund. Compensation shall not exceed \$30,000. **(Contract No. C20100542)**

f) CONSERVATION FUTURES:

14. Amendment No. 1 to Personal Services Agreement No. C20090694 with Northwest Real Estate Valuation, LLC, adding Task #4, Drainage Utility Projects, and authorizing new GL expenditure codes for this task. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20100173)**

g) FACILITIES:

15. Amendment No. 2 to Personal Services Agreement No. C20090042 with Graham-Bunting Associates, for wetland monitoring at the Skagit County Administration Building, located at 1800 Continental Place. This Amendment adds \$13,700 for a new total not to exceed \$18,800, and extends the ending date to December 31, 2018. All other terms and conditions of the original contract shall remain in effect. **(This item was deleted from the current agenda.)**

h) GEOGRAPHIC INFORMATION SERVICES:

16. Resolution authorizing the purchase of Pictometry Oblique Aerial Imagery from the General Services Administration schedule, waiving competitive bidding. **(Resolution No. R20100399)**
17. General Services Administration Task Order and Licensing Agreement with Pictometry International Corp. for the purchase and licensing of Pictometry aerial imagery products. The agreement shall commence on the date of execution and continue for six years. Annual compensation will vary by year; total compensation for the six-year agreement is not to exceed \$325,427.94 plus applicable sales tax. Products and costs are to be shared with ten other agencies. **(Contract No. C20100543)**

i) PLANNING & DEVELOPMENT SERVICES:

18. Amendment No. 3 to Personal Services Agreement No. C20070527 with Graham-Bunting & Associates for land use planning services. This Amendment extends the termination date of the Agreement to December 31, 2011, and adds GL expenditure codes. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20100174)**

19. Amendment No. 5 to Personal Services Agreement No. C20070158 with Mark Personius for on-call planning services. This Amendment extends the termination date of the Agreement through December 31, 2011, and adds \$25,000 in compensation, for a new total of \$225,000. All other terms and conditions of the original contract shall remain in effect. **(Amendment No. A20100175)**

j) PROSECUTING ATTORNEY:

20. Quit Claim Deed and Real Estate Tax Affidavit for the Estate of H. Victoria Miceli, via Denise M. Wolff, Personal Representative, for Parcel No(s) P71193 and P71090. The property is located in the Bayview area. **(Contract No. C20100544)**

k) PUBLIC WORKS:

21. Resolution Calling for Statements of Qualifications for 2011 Engineering and Land Surveying Services Consultant Roster. **(Resolution No. R20100400)**

22. Resolution Calling for Statements of Qualifications for 2011 Personal Services Consultant Roster. **(Resolution No. R20100401)**

l) SHERIFF:

23. License and Sale Agreement with the National Curriculum & Training Institute, Inc. for reproduction, distribution, and use of "Preventing Sexual Misconduct" curricula, including a \$1,200 License Fee, reproduction rights for 100 individuals, and Facilitator Certification Training for a minimum of 20 persons. The Agreement shall commence on December 1, 2010, and continue for one year. Compensation shall not exceed \$10,200. **(Contract No. C20100545)**

24. Interlocal Agreement with the Town of La Conner relating to provision of law enforcement services for the years 2011, 2012, and 2013. The Agreement shall commence on January 1, 2011 and continue through December 31, 2013. Compensation for 2011 shall not exceed \$325,000; compensation for 2012 shall not exceed \$350,000; and compensation for 2013 shall not exceed \$367,500. **(Contract No. C20100546)**

IV. RATIFICATION AGENDA (Items 25 through 26)

a) COMMUNITY SERVICES:

25. Resolution authorizing the ratification of a Program Agreement with the State of Washington, Department of Social and Health Services (DSHS), Division of Behavioral Health and Recovery (DBHR) to provide Residential Substance Abuse and Treatment services in the Skagit County Jail. Negotiation of contract terms delayed finalization of the Agreement. **(Resolution No. R20100402)**

26. Program Agreement with the State of Washington, Department of Social and Health Services (DSHS), Division of Behavioral Health and Recovery (DBHR) to provide Residential Substance Abuse Treatment (RSAT) services for offenders in the Skagit County Jail. The Agreement commenced on October 1, 2010, and shall continue through June 30, 2011. Compensation shall not exceed \$127,497. **(Contract No. C20100547)**

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 \$84,324.43 (Transmittal No. C-121-10); and
  - b) Warrants numbered 330432 through 330432 from Clearing Fund 696 in the total dollar amount of \$86,467.88 (Transmittal No. C-122-10); and
  - c) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$182,690.84 (Transmittal No. C-123-12); and
  - d) Warrants numbered 330433 through 330898 from Clearing Fund 696 in the total dollar amount of \$182,690.84 (Transmittal No. C-124-10).

VII. ADJOURNMENT:

Chair Dillon adjourned the proceedings at 1:32 p.m.

Chair Dillon announced that the Discussion and Update from the Ports of Skagit County and Anacortes, which was scheduled for Tuesday, November 23, 2010 at 9:00 a.m., was cancelled due to technical difficulties (caused by an electrical outage resulting from today's windstorm). Tomorrow's agenda will begin at 9:30 a.m. with the presentation of the 2011 Skagit Count Preliminary Budget.

The Commissioners attended an executive session from 10:05 a.m. to 10:51 a.m. The purpose of the executive session related to Litigation - RCW 42.30.110(1)(i) (Matters relating to County enforcement actions, actual litigation, or potential litigation.) The attendees were Chair Dillon, Commissioner Wesen, Commissioner Dahlstedt, County Administrator Tim Holloran, Chief Prosecuting Attorney Will Honea, Deputy Prosecuting Attorneys Arne Denny and Ryan Walters, and Planning Director Gary Christensen.

The Commissioners attended an executive session from 2:00 p.m. to 3:20 p.m. The purpose of the executive session related to Personnel Disciplinary Matters - RCW 42.30.110(1)(f). (Matters relating to complaints against County employee or elected official.) The attendees were Chair Dillon, Commissioner Wesen, Commissioner Dahlstedt, County Administrator Tim Holloran, Human Resources Director Billie

Kadmas, Investigations Division Chief Will Reichardt, and Corrections Division Chief Gary Shand.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Sharon D. Dillon, Chair

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Ron Wesen, Commissioner

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Kenneth A. Dahlstedt, Commissioner

ATTEST:

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