

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
TUESDAY, FEBRUARY 15, 2011**

The Skagit County Board of Commissioners met in regular session on Tuesday, February 15, 2011, with Commissioners Ron Wesen, Kenneth A. Dahlstedt, and Sharon D. Dillon present.

I. CALL TO ORDER:

Chairman Wesen called the proceedings to order at 9:33 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

- a) \*8:30 a.m. - 9:30 a.m. Briefing - County Commissioners/County Administrator
- b) 9:30 a.m. - 9:45 a.m. Decision: Closed Record Appeal PL10-0467 Submitted by Skagit County Planning and Development Services to Revoke or Modify Special Use Permit PL08-0438 for Failing to Meet the Conditions of Approval (Special use Request (PL08-0439) Submitted by Travis Lundgren

Will Honea, Chief Civil Deputy Prosecuting Attorney, was present to discuss a Settlement Agreement between Skagit County and Travis Lundgren and Jeanette Lundgren. Mr. Honea briefed the Commissioners on the facts of the case. On May 6, 2008, the Commissioners approved Ordinance No. O20080004, creating new regulations for kennels in all areas of the County and providing for reduced permit fees and requirements for pre-existing unpermitted kennels. On July 24, 2008, Mr. Lundgren filed an application for a permit to operate a kennel and required a Hearing Examiner Special Use Permit. On March 17, 2010, the Hearing Examiner conditionally approved Mr. Lundgren's permit, stating that Mr. Lundgren needed to house the dogs in a single enclosed building between 9:00 p.m. and 8:00 a.m. There was debate over the definition of "enclosed buildings" and it is stipulated in the present agreement that the dogs can be housed in separate smaller enclosed buildings instead of one large building. During this process, Skagit County has heard from numerous residents near Mr. Lundgren's operation and they brought forth their concerns of noise and the potential for the dogs to escape. Mr. Honea stated that during the settlement process, they wanted to make sure that the neighbors' concerns were addressed.

Mr. Honea stated that the Settlement Agreement before the Commissioners included sections to control noise from the dog kennel and prevent the escape of dogs from the kennel and include the following provisions: construction of the insulated buildings for the dogs needs to be completed within 180 days; dogs shall be housed in these buildings from 9 p.m. to 8 a.m.; Mr. Lundgren will only keep 5 adult male dogs on the premises; an additional exterior door on the exercise pen will be installed as well as exterior gates which are self-closing and self-locking; Mr. Lundgren will need to apply for a permit to complete the berm which surrounds

part of the kennel area for noise reduction; Mr. Lundgren cannot expand the kennel operation beyond the existing size; all materials for permitting will be submitted within 90 days; Skagit County officials have a right of entry and inspection; and the county can seek injunctive relief so that if Mr. Lundgren does not comply with the provisions within the Settlement Agreement, Skagit County can go directly to court to settle the matter which is a less expensive and timely way to settle any future possible dispute.

Commissioner Dahlstedt stated that the neighbor's biggest concerns were for their safety and for noise reduction. Commissioner Dahlstedt wants to be sure that Mr. Lundgren, like everyone else, is held accountable and complies with the permitting process. He stated that Mr. Lundgren has not been very timely or consistent at following these rules and he shared his concerns and hopes that Mr. Lundgren would comply. He went on to say that the Settlement Agreement should produce results faster than if the issue were to continue to be debated in hearings or in court. He stated that he was glad that the neighbors' concerns will be addressed and he hopes Mr. Lundgren will be a better neighbor.

Commissioner Dillon agreed with Commissioner Dahlstedt. She stated that there were things that she wanted to accomplish for the neighbors and for the dogs. She wanted to point out that the enclosures for the dogs will be larger. She shared her expectations of Mr. Lundgren: that the enclosed structures must be completed by August 16, 2011, and that the additional security around the perimeter be installed by April 16, 2011. She asked Mr. Honea for clarification regarding Exhibit "A" in the Settlement Agreement. She stated that the enclosures are supposed to be 10' x 6', but the exhibit shows drawings of enclosures only 5' x 4' and would this be a problem?

Mr. Honea stated that this would not be a problem since the language in the Settlement Agreement is clear regarding the dimensions which the enclosed structures must be.

Commissioner Dillon stated that this has been a frustrating process and that by entering into this Settlement Agreement, Skagit County can be sure that the noise and safety concerns are addressed.

Chairman Wesen stated that this matter has taken a long time and that as Commissioners they often deal with problems between neighbors. He stated that the Settlement Agreement is a way that Skagit County can help secure the neighbors safety. He stated that he appreciated the right of entry language within the Agreement and he hopes that this outcome is a good balance for everyone. He ended by saying that neighbors need to get along and this is the best Skagit County can do right now to solve this problem.

Commissioner Dillon understands that Mr. Lundgren needs to apply for a permit to complete the berm. She asked what would happen if the berm cannot be permitted?

Mr. Honea stated that the county routinely enters into Settlement Agreements without always knowing whether something can or cannot be permitted, however some research has been performed and he does not have any reason to believe why

the berm could not be permitted.

A motion was made by Commissioner Dillon to approve that Skagit County enter into the Settlement Agreement with Travis Lundgren and Jeanette Lundgren effective February 15, 2011, and that the dates she stated for completion of the perimeter security measures (April 16, 2011) and enclosed structures (August 16, 2011) be adhered to. **(Contract No. C20110061)** Commissioner Dahlstedt seconded the motion. The vote passed unanimously.

Chairman Wesen announced that a community meeting has been scheduled on Wednesday, February 23, 2011, at 6:30 p.m. at the Mount Vernon Senior Center's craft room located at 1401 Cleveland Street in order to answer any questions the Dike Road Neighborhood may have about the Settlement Agreement.

Chairman Wesen recessed the proceedings at 9:50 a.m.

c) 10:00 a.m. - 11:00 a.m. Planning and Development Services - Gary Christensen - Director:

1. Discussion: 2010 Development Activity in Skagit County

Bill Dowe, Deputy Director of Planning and Development Services, was present to brief the commissioners on the development activity in Skagit County in 2010. Mr. Dowe showed the Commissioners various graphs depicting new homes built, plat applications and recordings, and monthly development applications. Development in Skagit County has continued to decrease. Mr. Dowe went on to say that a nationally recognized construction reporting agency, McGraw Hill, forecasts that there will be a 8% growth in new housing, which means that Skagit County would process an additional 8 new homes in 2011 (108 total estimation), and that commercial construction is estimated to remain the same.

The Commissioners did not have any questions.

2. Discussion: 2011 Fee Schedule Update

Mr. Dowe stated that the Planning and Development Services Department has always struggled with what to charge for their services. He stated that it can be a difficult balancing act since they also need to remain less dependent on the general fund. He went on to say that voters have made it clear that they do not want to have new fees or raised taxes, so it is a difficult situation that the department is faced with.

Commissioner Dahlstedt wanted to clarify Mr. Dowe's statement regarding the voters preference for raising taxes and fees. Commissioner Dahlstedt believes the voters would like everyone to be cautious about raising taxes and fees, but that they would

support an increase if it was important to them. Commissioner Dahlstedt gave the Burlington and Sedro-Woolley school bonds as examples of when voters approved an increase to taxes.

Mr. Dowe continued to discuss the department's dilemma regarding fees charged for services provided. He said that when the number of applications received drops, the department must reduce employees. He stated that the fee schedule needs to be updated since the current schedule which was put in place in 2007 was also out of date since it used figures from 2003. Mr. Dowe suggested one of three different options to implement in order to achieve balance. The first option would be to keep the fee schedule the same and add \$120/hour for projects that go overtime. The second option would have most fees remain the same, fix some of the fees that are the most unbalanced, and add \$120/hour to all projects which go overtime. The third option would be to adjust all fees in order to meet the average amount of time staff spend on each kind of project and \$120/hour added to projects that go overtime.

Commissioner Dahlstedt would like Planning and Development's fees fair and consistent when compared to other neighboring counties. He also stated that costs need to be covered. He went on to say that it is always unpopular to make rate adjustments, and small adjustments are better than large ones. Commissioner Dahlstedt believed that the first option might make the most sense. He wanted to point out that people also have the option of hiring a private consultant to do the planning and permitting work and submitting it to the department for approval as well, yet many choose to work through the department which costs the taxpayers, and is why the fees should be adjusted to have the person applying for the permit cover the costs associated with issuing the permit.

Commissioner Dillon believed that the second option would be better for Skagit County. She clarified the options with Mr. Dowe. The fee schedule update provided in the Commissioners materials showed slightly different options than what Mr. Dowe explained. Commissioner Dillon requested that smaller adjustments be made and that Planning and Development choose the second option.

Chairman Wesen asked for clarification for when fees were last changed. He went on to say that he has heard many concerns from the public that if they had known what a project of theirs was going to cost for permitting, etc., they would not have started it. Chairman Wesen would like to solve this problem and he asked what Planning and Development Services could do to accomplish this.

Mr. Dowe knows what the average cost of applications are for the department. He stated that an applicant could be informed what,

on average, a certain kind of application may cost. Mr. Dowe pointed out that if the quality of an application is poor or incomplete, the process would take longer and cost more than if the quality of an application was good and complete.

Chairman Wesen understands that people can hire professional consultants to complete the permitting process for them, however the trend seems to be that many individuals mistakenly think they can complete the process by themselves. Chairman Wesen believes the second option may be the best option since he would like projects paid for by the owners and applicants, not by the taxpayers.

Commissioner Dahlstedt agreed with the other Commissioners and decided that the second option would be the best. He stated that people should pay for their own projects as it would be fair and consistent. Commissioner Dahlstedt stated that people who work with Planning and Development Services all the time think that we are fair and charge reasonable fees, but that "first timers" are often surprised at the process and fees. Commissioner Dahlstedt would like applicants told how much their application may cost when they come to apply for their project.

Commissioner Dillon requested that each applicant be given a list showing the types of things that they may be charged for. She believes it would be nice to see this type of list in text so that an applicant can decide if it is something they would really like to do. She stated that less people would get frustrated with the permitting process.

Commissioner Dahlstedt pointed out that a detailed list showing possible costs associated with certain projects would also help people decide between building a home or buying a home. He stated a common mistake many people make when deciding to build a home is that they only plan for the cost associated with building and materials, but often leave out the costs for permitting the home, etc.

Mr. Dowe stated that Planning and Development Services would look at moving forward using the second option and would bring something back to the Commissioners to review.

### **3. Discussion: Annual Code Amendments**

**Carly Ruacho, Senior Planner, discussed the Code Amendment Concept list with the Commissioners. She stated that their department works with the code on a daily basis and that they often come across language in the code that is inconsistent or unclear. Most of the proposed changes on the concept list come from within the department. Ms. Ruacho went on to say that some of the amendments were also suggestions from the public, or came about**

because of litigation or the Growth Management Act. Ms. Ruacho stated that there are about 85 proposed amendments on the list before the Commissioners and that while most of the amendments are minor, some are more substantial, like initiating a new use or new section. Ms. Ruacho informed the Commissioners that Planning and Development Services worked with several other county departments and advisory boards to develop some of the new code language, and after the Commissioners look through the amendments, the changes will be released to the public. Ms. Ruacho asked the Commissioners to let her know if there are any concerns over this draft list of code amendments.

Commissioner Dahlstedt pointed out a few items that are currently under debate at the state level which are numbers 71, 76 and 78. He suggested that these items be stricken until the state has finished their debate on any modifications. Commissioner Dahlstedt also asked for more clarification on No. 66 regarding wells.

Ms. Ruacho explained No. 66 and stated that when a landowner builds a residence within an agricultural zone, the entire development and infrastructure for it must be contained on 1 acre of land. She stated that the department wanted the agricultural community's input on whether or not the well should also be contained on the 1 acre site, or if it could be off site (for example if the water on the 1 acre was not sufficient).

Commissioner Dahlstedt stated that water may not exist where we think it should and he would not want to make this any more difficult for a person by creating a new rule that cannot be complied with. Commissioner Dahlstedt asked for clarification on number 59 which is under rural reserve and removes the wine tasting use.

Ms. Ruacho stated that while the language shown is "removing" wine tasting use, it is not restrictive and would actually allow wine tasting to take place on multiple types of lands instead of limiting to rural reserve. Ms. Ruacho explained that by only having this language in the rural reserve section of the code, it limits wine tasting to only rural reserve land.

Commissioner Dillon would like to look at the proposed code changes in their entirety instead of having Ms. Ruacho discuss each one since time was running out. Commissioner Dillon also wanted to be sure that only the code amendments move forward which have been completely finished and that the ones which are still in debate be taken off the current list and moved onto the list for next year. Chairman Wesen asked if code amendments were an annual task and if they were limited to once a year?

Ms. Ruacho stated that code amendments could be worked on all day every day, but that they needed to balance work on them with other workloads. She stated that no other code amendments are scheduled for 2011. She said that the department tries to complete one set every year and the next adoption will be in 2012. She went on to say that the department limits changes to once a year, however, if necessary, they can be amended more

than once a year.

Chairman Wesen asked if the general public would have plenty of time to comment on the proposed code amendments before they were considered for adoption.

Ms. Ruacho assured the Commissioners that the public would have enough time to comment on the proposed list.

#### 4. Miscellaneous

Kirk Johnson, Senior Planner/Team Leader, was present to update the Commissioners on the Envision Skagit 2060 program and to inform them of an upcoming event at the Mount Vernon Lincoln Theatre, Honey I Shrunk the Lots, which looks at infilling communities and creating high quality livable communities.

Mr. Johnson also stated that the Envision Skagit 2060 Citizen Advisory Board will be discussing the big box stores and empty parking lots in our area and focusing on a plan regarding how to redevelop these areas and our aging malls. He informed the Commissioners that many sites can be redeveloped over time and include commercial space, residential space, open space, and recreating areas.

The Commissioners thanked Mr. Johnson for the update.

Mr. Johnson shared that redevelopment and infill is more beneficial for the tax base than pushing development out.

Chairman Wesen recessed the proceedings at 10:59 a.m.

- d) 11:00 a.m. - 11:30 a.m. Discussion/Possible Action: Closed Record Hearing to Review the Hearing Examiner's Recommendation of Approval for the Preliminary Plat of the "David Welts Subdivision" PL96-0058. (Located at the End of Sinnes Road, Northeast of Conway in Mount Vernon)

Chairman Wesen reconvened the proceedings at 11:00 a.m.

Brandon Black, Senior Planner was present to discuss the Preliminary Plat of the David Welts Subdivision. He re-briefed the board on the project and showed the layout of the division. Mr. Black stated that Planning and Development Services recommends that the board uphold the Hearing Examiner's findings and approve the Preliminary Plat of the David Welts Subdivision.

Commissioner Dillon understood that there were four variances requested and she asked if they were granted. Mr. Black said that the four variances were granted. Chairman Wesen opened the closed record hearing and stated that no new evidence could be submitted or discussed which was not already part of the record.

June Kite of Mount Vernon, wanted to speak for the neighborhood nearby and on behalf of Friends of Skagit County. Ms. Kite understood that this proposed

development would not be allowed if applied for today due to the current standards. She stated that she believed that this was an illegal development. She explained why Friends of Skagit County believed the development was illegal and should not be approved.

Tom Moser, attorney for the applicant of the sub subdivision, was present to answer questions and to remind the Board that they could not accept any new information.

Margaret Smith of Mount Vernon, stated that she lives near the proposed development and was saddened to hear that this project was moving forward. She shared concerns with the Commissioners regarding Lake Sixteen and its protection. She stated that many waterfowl utilize the lake and she shared concerns that the new development will negatively impact the lake.

Dennis Brooks of Mount Vernon, stated that he felt that Skagit County was “pulling a fast one” by allowing this subdivision. He stated that the lots were 1 acre in size, but needed to be at least 5 acres in size. He understood that this subdivision was applied for and approved in a small period of time when the rules for land divisions, etc. were changing. He stated that this project has been dormant for 15 years. He believes that the subdivision is against the lay and it goes against current zoning. He also shared concerns regarding the current roads to and from the subdivision, and does not think that they would handle the increase in traffic.

Sue Brooks of Mount Vernon, showed photographs of Bulson Creek and nearby ditches after rainfall. She shared her concerns regarding increased drainage problems, and road safety issues.

Seeing no further public testimony forthcoming, Commissioner Dahlstedt made a motion to close the closed record hearing, which was seconded by Commissioner Dillon. The motion passed unanimously.

Commissioner Dahlstedt stated that the Commissioners would make a decision on this matter on March 1, 2011, at 9:00 a.m.

The Commissioners thanked everyone for attending and Chairman Wesen recessed the proceedings at 11:37 a.m.

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

Chairman Wesen reconvened the proceedings at 11:40 a.m.

No one present wanted to comment.

The Commissioners discussed their upcoming trips to Washington D.C. and Olympia to discuss funding issues and road projects. Commissioner Dillon stated that lawmakers do want to hear from us and she wanted to encourage people to testify in Olympia if they wanted to



bring something to their attention. She believes that it does help when you go to voice your concerns.

Chairman Wesen agreed with Commissioner Dillon. He stated that it can be helpful to explain to the lawmakers how individuals would be affected if certain laws are passed.

Chairman Wesen recessed the proceedings at 11:45 a.m.

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

Chairman Wesen reconvened the proceedings at 1:31 p.m.

A motion was made by Commissioner Dillon to approve the Consent Agenda Items 1 through 17, Ratification Agenda Items 18 through 23, vouchers and warrants for Tuesday, February 15, 2011. Commissioner Dahlstedt seconded the motion.

The vote passed unanimously.

g) \*2:00 p.m. - 3:00 p.m. Executive Session (Litigation)

IV. CONSENT AGENDA (items 1 through 17):

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, February 7, 2011. **(approved)**
2. Record of the Proceedings for Tuesday, February 8, 2011. **(approved)**

b) ADMINISTRATIVE SERVICES:

3. Grant Agreement with Northwest Clean Air Agency to provide funding assistance to Skagit County for the costs and expenses associated with the Sustainability Programs listed in Exhibit A. The Agreement shall commence upon the date of execution and continue until June 30, 2012. Northwest Clean Air Agency shall compensate the County in the dollar amount not to exceed \$17,450. **(Contract No. C20110062)**

c) ASSIGNED COUNSEL:

4. Personal Services Agreement with Lynn Miner, Attorney at law to provide indigent defense representation for indigent defendants referred by the Office of Assigned Counsel who have been deemed conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on February 15, 2011, and continue until December 31, 2012. Compensation shall not exceed \$100,000. **(Contract No. C20110063)**

d) BUDGET AND FINANCE:

5. Funding Agreement between Skagit County and Mount Vernon Downtown Association, which awards \$1,000 of Lodging Tax funds to support activities related to the 27th Annual Tulip Festival Street Fair. The Agreement commenced on January 1, 2011, and shall continue through December 31, 2011. Funds were authorized pursuant to Resolution No. R20100417. **(Contract No. C20110064)**
- e) COMMUNITY SERVICES:
6. Personal Services Agreement with Skagit Island Association for the Education of Young Children to provide stipends to Skagit County parents and child care providers to attend the 21st Annual Connections Conference. The Agreement commences on the date of execution, and continues until June 30, 2011. Compensation shall not exceed \$1,465. **(Contract No. C20110065)**
- f) CORONER'S OFFICE:
7. Vendor Services Agreement with Mount Vernon Cemetery Inc. d/b/a Kern Funeral Home to provide a person available twenty-four hours a day, seven days a week to receive the deceased at the funeral facility or provide the Coroner's Office with access to the funeral facility. The Agreement shall commence on the date of execution, and shall continue through December 31, 2011. Compensation shall not exceed a total of \$5,000. **(Contract No. C20110066)**
- g) INFORMATION SERVICES:
8. Interlocal Public Safety Technology Service Agreement between Skagit County and the City of Burlington to provide access to Public Safety Services, which include information derived from the Spillman Public Safety System. The Agreement shall commence upon the date of execution and continue until January 1, 2014. Charges for products and services provided by the County will be based on actual costs incurred by the County. **(Contract No. C20110067)**
- h) PARKS, RECREATION & FAIR:
9. Resolution calling for bids for the Recreation and Event Center - Phase II Roof Enclosure of Tennis Courts. The bid opening is scheduled to take place on Monday, March 14, 2011, at 3:15 p.m. **(Resolution No. R20110045)**
  10. Resolution calling for a public hearing to consider a proposed revision to the Parks and Recreation current fee schedule for premier sites #7, #8, #8A, #8B, #9, #10, #12, and #13 at Howard Miller Steelhead Park in Rockport, Washington. The public hearing is scheduled to take place on Tuesday, March 1, 2011, at 11:00 a.m. **(Resolution No. R20110046)**
- i) PUBLIC WORKS:

11. Resolution awarding the bid for the temporary barge service between Anacortes and Guemes Island, Washington during the construction period for the Anacortes Ferry Dock Rehabilitation Project #FE40152-5, Federal Aid #BHS-2029(045) and Guemes Island Ferry Dock Repair Project F40153-1, Federal Aid #FBD-BHS-2029(042) to Island Transport Ferry Service, Inc. in the amount of \$29,000. **(Resolution No. R20110047)**
12. Resolution awarding the bid to vendors which the county may use for rental equipment amounts expected to exceed \$25,000 annually. The vendors include: Birch Equipment Rental, Case Power and Equipment, Godwin Pumps of America, Hertz Equipment Rental Corporation, Jet City Equipment, United Rentals Northwest, NC Machinery, Pape Machinery, Inc., and Van's Equipment Co., for a period of time beginning April 1, 2011, and ending March 31, 2012. **(Resolution No. R20110048)**
13. Resolution for the approval of maps, plans, and specifications and call for bids for the Concrete Shop Complex Fence Replacement Project #PW5-14. The bid opening is scheduled to take place Monday, March 7, 2011, at 2:00 p.m. **(Resolution No. R20110049)**
14. Vendor Services Agreement with L & S Tire Company to process recyclable rubber products collected at various Skagit County Solid Waste sites. The Agreement shall commence on the date of execution and continue until February 15, 2012. Compensation shall not exceed \$20,000. **(Contract No. C20110068)**
15. Vendor Services Agreement with Green Earth Technology, LLC to process yard waste into compost for Skagit County. The Agreement shall commence on the date of execution and continue until February 15, 2013. Compensation shall not exceed \$20,000. **(Contract No. C20110069)**
16. Vendor Services Agreement with Industrial Mowing and Spraying to mow various banks, margins, and areas within the Sedro-Woolley Sub-Flood Control Zone for Spring 2011. The Agreement shall commence on the date of execution and continue until February 15, 2012. Compensation shall not exceed \$8,980.60. **(Contract No. C20110070)**

j) SUPERIOR COURT:

17. Amendment No. 1 to Personal Services Agreement Contract No. C20090707 with Northwest Family & Children's Services. This Amendment increases compensation by \$4,500, for a new compensation amount not to exceed \$160,500. All other terms and conditions of the original Contract shall remain in effect. **(Amendment No. A20110014)**

V. RATIFICATION AGENDA (Items 18 through 23):

k) PLANNING & DEVELOPMENT:

18. Resolution authorizing the ratification of a Mitigation Project Grant Agreement with the Washington State Military Department. The Agreement was not executed prior to its commencement on September 7, 2010 due to

the delay which occurred when the administration of the contract was changed from Skagit County Public Works to Skagit County Planning and Development Services. **(Resolution No. R20110050)**

19. Mitigation Project Grant Agreement with the Washington State Military Department for Skagit County Planning and Development to acquire and demolish two flood-prone structures located in the floodplain of the Skagit River and its tributaries. The Agreement commenced on September 7, 2010, and continues through September 7, 2012. The total cost of this project is \$341,450. Skagit County's total contribution to the project shall be \$42,681, or 12.5% of the total project cost, which will be matched by the Washington State Military Department. The Federal Emergency Management Agency (FEMA) shall contribute \$256,088, or 75% of the total project cost. **(Contract No. C20110071)**

l) PROSECUTING ATTORNEY:

20. Resolution authorizing the ratification of a Personal Services Agreement with Allen R. Emerson & Associates. The Agreement was delayed due to the need to confirm pricing details. **(Resolution No. R20110051)**
21. Personal Services Agreement with Allen R. Emerson & Associates to provide court reporter and transcription series for victim, witness and/or defendants interviews and depositions. The Agreement commenced on January 1, 2011 and continues through December 31, 2011. Compensation shall not exceed \$5,000. **(Contract No. C20110072)**

m) SHERIFF:

22. Resolution authorizing the ratification of a Contract with the Humane Society of Skagit Valley. The signed Contract was not executed before the commencement date of January 1, 2011 due to negotiations of charges per animal. **(Resolution No. R20110052)**
23. Contract with the Humane Society of Skagit Valley to provide kennels for animals brought in by County representatives. The Contract commenced on January 1, 2011, and shall continue until terminated by either party. Compensation shall not exceed \$60,000 annually. **(Contract No. C20110073)**

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 335797 through 335867 from Clearing Fund 696 in the total dollar amount of \$129,063.33 (Transmittal No. C-16-11); and

- b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$11,389.39 (Transmittal No. C-17-11); and
- c) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$205,947.24 (Transmittal No. C-18-11); and
- d) Warrants numbered 335868 through 336252 from Clearing Fund 696 in the total dollar amount of \$5,267,106.81 (Transmittal No. C-19-11); and
- e) Payroll warrants number 276603 through 277309 in the total dollar amount of \$1,160,121.08 (Transmittal No. P-5-11); and
- f) Junior district payroll warrants number 991446 through 991624 in the total dollar amount of \$268,120.09 (Transmittal No. P-6-11).

VII. ADJOURNMENT:

Chairman Wesen adjourned the proceedings at 1:33 p.m.

The Commissioners attended an executive session from 2:03 p.m. to 2:49 p.m. The topic was Litigation - RCW 42.30.110(1)(i). (Matters relating to County enforcement actions, actual litigation, or potential litigation.) The following attorneys were present at the executive session and gave legal advice to the Board of County Commissioners, Richard Weyrich, and Will Honea. Also present was Gary Stoyka. Optional attendees included Dan Berentson, Henry Hash, and Tim Holloran.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Ron Wesen, Chairman

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Kenneth A. Dahlstedt, Commissioner

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Sharon D. Dillon, Commissioner

ATTEST:

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Linda Hammons, Clerk of the Board