

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, APRIL 4, 2011**

The Skagit County Board of Commissioners met in regular session on Monday, April 4, 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 1:30 p.m.

II. PLEDGE OF ALLEGIANCE

Chairman Wesen led the gallery in the salute the flag.

III. AGENDA:

- a) *8:30 a.m. - 10:00 a.m. Briefing - County Commissioners/County Administrator
- b) 1:30 p.m. - 2:00 p.m. Consent Agenda and Miscellaneous Items

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda Items 1 through 22, Ratification Agenda Items 23 through 32, vouchers and warrants for Monday, April 4, 2011. Commissioner Dillon seconded the motion.

The vote passed unanimously.

The Commissioners thanked Commissioner Stan Nelson of Dike District #22 for being present during the consent agenda just in case there were any questions regarding item number fourteen.

- c) *2:00 p.m. - 3:00 p.m. Executive Session (Potential Litigation)

IV. CONSENT AGENDA (items 1 through 22):

a) COMMISSIONERS' OFFICE:

- 1. Record of the Proceedings for Monday, March 28, 2011. **(Approved)**
- 2. Record of the Proceedings for Tuesday, March 29, 2011. **(Approved)**
- 3. Resolution in support of Skagit County Community Action Agency Community Services Block Grant funding. **(Resolution No. R20110113)**

b) AUDITOR:

- 4. Agency Agreement with the State of Washington Department of Licensing DOL Contract No. K2020 which appoints the Auditor of Skagit County as an Agent of DOL for the purpose of licensing and titling vehicles and vessels and

collecting fees, taxes, and excise taxes. The Agreement shall commence on July 1, 2011, and continue until June 30, 2013. At the discretion of DOL, this Agreement may be renewed twice for periods of no more than two years each, for a total period of performance not to exceed six years or June 30, 2017. Skagit County may seek allowable cost reimbursement pursuant to RCW 46.01.140 if expenditures for performing the services under the Agreement exceed the total revenue retained by Skagit County. **(Contract No. C20110151)**

c) BUDGET AND FINANCE:

5. Resolution awarding additional hotel/motel lodging tax funding for 2011. **(Resolution No. R20110114)**

d) COMMUNITY SERVICES:

6. Resolution to close the Community Services Developmental Disabilities Change Fund in the amount of \$100 and return it to Fund #116. **(Resolution No. R20110115)**
7. Resolution to close the Revolving Fund for the Skagit County Retired Senior Volunteer Program in the amount of \$4,000 and return it to Fund #118. **(Resolution No. R20110116)**

e) GEOGRAPHIC INFORMATION SERVICE:

8. Interlocal Cooperative Agreement with Public Utility District No. 1 of Skagit County to establish a cost sharing partnership for Pictometry aerial imagery and software. The Agreement shall commence upon the date of execution and shall continue for two years. Compensation shall not exceed \$13,000. **(Contract No. C20110152)**
9. Interlocal Cooperative Agreement with The Swinomish Indian Tribal Community to establish a cost sharing partnership for Pictometry aerial imagery and software. The Agreement shall commence upon the date of execution and shall continue for two years. Compensation shall not exceed \$8,600. **(Contract No. C20110153)**

f) HEALTH:

10. Amendment No. 28 to Washington State Department of Health Consolidated Contract No. C14962, Skagit County Contract No. C20070142, which provides additional funding to continue the Maternal and Child Health Block Grant. This Amendment increases funding by \$121,559, for a new compensation total not to exceed \$4,355,184. All other terms and conditions of the original Agreement and subsequent Amendments shall remain in effect. **(Amendment No. A20110034)**
11. Amendment No. 29 to Washington State Department of Health Consolidated Contract No. C14962, Skagit County Contract No. C20070142, which provides additional funding to continue the WIC Nutrition Program and the

ARRA Nutrition and Physical Activity Program, as well as add a new project: HIV and Adult Viral Hepatitis Prevention. This Amendment increases funding by \$29,794, for a new compensation total not to exceed \$4,384,978. All other terms and conditions of the original Agreement and subsequent Amendments shall remain in effect. **(Amendment No. A20110035)**

g) PLANNING AND DEVELOPMENT:

12. Interlocal Cooperative Agreement with the Town of Lyman for coordinated effort on the Shoreline Master Program Update. The Agreement shall commence on the date of execution and continue through June 30, 2013. Compensation shall not exceed \$7,500, and is funded by SMA Grant Agreement No. G1100205 between the State of Washington Department of Ecology and Skagit County, Skagit County Contract No. C20100625. **(Contract No. C20110154)**
13. Interlocal Cooperative Agreement with the Town of Hamilton for coordinated effort on the Shoreline Master Program Update. The Agreement shall commence on the date of execution and continue through June 30, 2013. Compensation shall not exceed \$6,000, and is funded by SMA Grant Agreement No. G1100205 between the State of Washington Department of Ecology and Skagit County, Skagit County Contract No. C20100625. **(Contract No. C20110155)**

h) PROSECUTING ATTORNEY:

14. Resolution authorizing the Elections Division of the Auditor's Office to determine if Skagit County Consolidated Dike and Drainage District No. 22's shall reorganize as Skagit County Consolidated Dike, Drainage and Irrigation Improvement District No. 22. The election shall be set for May 17, 2011. the Consent Agenda Items 1 through 22, Ratification Agenda Items 23 through 32, vouchers and warrants for Monday, April 4, 2011. **(Resolution No. R20110117)**

i) PUBLIC WORKS:

15. Resolution adopting the Integrated Pest Management Plan for Roads, Parks and Open Space and the Property and Facility Management Plan for Pollution Reduction. **(Resolution No. R20110118)**
16. Resolution awarding bid for purchase of one new latest model self propelled sweeper to Modern Machinery in the amount of \$51,214.17. **(Resolution No. R20110119)**
17. Vendor Services Agreement with Jet City Equipment to provide equipment rental for various projects. The Agreement shall commence upon the date of execution and continue for one year. Compensation shall not exceed \$100,000. **(Contract No. C20110156)**
18. Vendor Services Agreement with Pape Machinery Inc. to provide equipment rental for various projects. The Agreement shall commence upon the date of

execution and continue for one year. Compensation shall not exceed \$50,000. **(Contract No. C20110157)**

19. Temporary Easement with Jack Sekora and Wendy Sekora to conduct riparian restoration work under the Natural Resource Stewardship Program for Parcel No. P51126. The Easement shall commence on the date of execution and continue until March 15, 2021. 75% of total compensation shall be paid by the Washington State Department of Ecology Grant No. G0900062, Natural Resource Stewardship Program, Skagit County Contract No. C20080607. The remaining 25% of the total cost of the project shall be compensated by the Clean Water Fund as budgeted in the fiscal year 2011 annual budget. **(Contract No. C20110158)**

j) RISK MANAGMENT:

20. Personal Services Agreement with R.J. Appraisals to provide vehicle damage appraisal services. The Agreement shall commence on April 10, 2011, and continue until December 31, 2011. Compensation shall not exceed \$4,500. **(Contract No. C20110159)**

k) SHERIFF:

21. Resolution calling for bids for one new patrol boat. The bid opening is scheduled to take place on Monday, April 25, 2011, at 2:00 p.m. **(Resolution No. R20110120)**

l) WASHINGTON STATE UNIVERSITY COOPERATIVE EXTENSION:

22. Introductory Letter and Agreement with Washington State University Extension for the Supplemental Nutrition Assistance Program Nutrition Education, Food Sense program. This Agreement shall commence upon October 1, 2011, and shall continue through September 30, 2012. This Agreement entails a "match" of the value of the county staff and facility that houses Washington State University Extension and no compensation is requested. **(Contract No. C20110160)**

V. RATIFICATION AGENDA (Items 23 through 32):

m) COMMUNITY SERVICES:

23. Resolution authorizing the ratification of a Personal Services Agreement with Skagit County Community Action Agency to provide rental assistance vouchers and critical needs services to clients with the Jail Transition and Skagit Treatment and Engagement Program. Development of the contract terms and Scope of Work between Skagit County Community Services and Skagit County Community Action Agency delayed the finalization of the Agreement. **(Resolution No. R20110121)**
24. Personal Services Agreement with Skagit County Community Action Agency to provide rental assistance vouchers and critical needs services to clients with the Jail Transition and Skagit Treatment and Engagement Program.

The Agreement commenced on January 1, 2011, and continues until December 31, 2011. Compensation shall not exceed \$7,500. **(Contract No. C20110161)**

n) PUBLIC WORKS:

25. Resolution authorizing the ratification of Amendment No. 1 to Vendor Services Agreement No. C20090710 with Dahlman Pump & Well Drilling, Inc. A fully signed Amendment was not executed prior to the expiration of the 2010 contract. **(Resolution No. R20110122)**
26. Amendment No. 1 to Vendor Services Agreement No. C20090710 with Dahlman Pump & Well Drilling, Inc. for the installation of a 7.5 h.p. Fairbanks Morris Vertical Axial pump. This Amendment extends the Agreement from December 23, 2010, to February 28, 2011 and adds an additional \$3,500, for a new compensation amount not to exceed \$8,300. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20110036)**
27. Resolution authorizing the ratification of Amendment No. 1 to Vendor Services Agreement No. C20100104 with L B & R Logging. Rock products were necessary to repair damage which was sustained during recent storms that made Skagit County exceed the original amount of the Agreement with L B & R Logging. **(Resolution No. R20110123)**
28. Amendment No. 1 to Vendor Services Agreement No. C20100104 with L B & R Logging. This Amendment will increase the total compensation amount by \$5,000, due to the increase in rock products needed to make storm damage repairs, for a new compensation amount not to exceed \$55,000. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20110037)**

o) SHERIFF:

29. Resolution authorizing the ratification of a Lease Agreement with Smernis Enterprises, Inc. a Washington corporation, d/b/a Sound Harley-Davidson, for two Harley-Davidson motorcycles. Due to delays in the mail, the Agreement was not received in time to finalize before the commencement on March 22, 2011. **(Resolution No. R20110124)**
30. Lease Agreement with Smernis Enterprises, Inc. a Washington corporation, d/b/a Sound Harley-Davidson, for two Harley-Davidson motorcycles. The Agreement commenced on March 22, 2011, and ends March 21, 2013. Compensation shall not exceed \$4,095.40. **(Contract No. C20110162)**
31. Resolution authorizing the ratification of a Interagency Agreement with the Washington State Department of Commerce through the Public Safety Unit Community Services and Housing Division for the Skagit County Interlocal Drug Enforcement Unit to participate in the Narcotics Task Force Program. The signed Interagency Agreement was only recent received from the Washington State Department of Commerce after new funds were allocated from the U.S. Department of Justice Grant. **(Resolution No. R20110125)**

32. Interagency Agreement with the Washington State Department of Commerce through the Public Safety Unit Community Services and Housing Division for the Skagit County Interlocal Drug Enforcement Unit to participate in the Narcotics Task Force Program. The Agreement commenced on January 1, 2011, and shall continue through June 30, 2011. Compensation shall not exceed \$78,125. **(Contract No. C20110163)**

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 \$221,414.86 (Transmittal No. C-38-11); and
 - b) Warrants numbered 338778 through 339093 from Clearing Fund 696 in the total dollar amount of \$3,650,198.41 (Transmittal No. C-39-11).

VII. ADJOURNMENT:

Chairman Wesen adjourned the proceedings at 1:32 p.m.

The Commissioners attended an executive session from 2:04 p.m. to 3:07 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: Steve Fallquist. Others present were Tim Holloran, Skagit County Administrator; Henry Hash, Skagit County Public Works Director; and Mike Fathing, Public Works Project Manager.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Ron Wesen, Chairman

Kenneth A. Dahlstedt, Commissioner

Sharon D. Dillon, Commissioner

ATTEST:

Linda Hammons, Clerk of the Board