

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, APRIL 18, 2011**

The Skagit County Board of Commissioners met in regular session on Monday, April 18, 2011, with Commissioners Ron Wesen, and Kenneth A. Dahlstedt 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. - 10:30 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 3, 5 through 28, Ratification Agenda Items 29 through 36, vouchers and warrants for Monday, April 18, 2011. Chairman Wesen seconded the motion. The vote passed unanimously. Commissioner Sharon D. Dillon's absence was excused

Chairman Wesen announced that item No. 4 was removed and would be considered on April 19, 2011.

- c) \*3:00 p.m. - 4:00 p.m. Executive Session (none scheduled at this time)

IV. CONSENT AGENDA (items 1 through 28):

a) COMMISSIONERS' OFFICE:

- 1. Record of the Proceedings for Monday, April 11, 2011. **(Approved)**
- 2. Record of the Proceedings for Tuesday, April 12, 2011. **(Approved)**

b) ADMINISTRATIVE SERVICES:

- 3. Amendment to Skagit County Contract No. C20100345 with the Washington State Department of Commerce, Energy Office (Formerly Energy Policy Division) which funds the Skagit Council of Governments Resource Conservation Manager (RCM) program's electrician. This Amendment increases compensation by \$19,000 for the base RCM program to explore continuation of the program after its scheduled end in November 2011. Compensation shall not exceed \$75,000. All other terms and conditions of

the original Agreement shall remain in effect. **(Amendment No. A20110043)**

4. Resolution in honor of Earth Day 2011 challenging county employees to increase energy conservation and to recognize employees for being good energy stewards. **(Pulled for consideration on April 19, 2011)**

c) BUDGET AND FINANCE:

5. Resolution awarding grant funding for Economic Development / Public Facilities Projects to the Economic Development Association of Skagit County, the City of Mount Vernon, the City of Sedro-Woolley, the Town of La Conner, the City of Burlington, and the City of Anacortes for the 2011 calendar year. **(Resolution No. R20110140)**

d) GEOGRAPHIC INFORMATION SERVICE:

6. Interlocal Cooperative Agreement with The Skagit River System cooperative 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 to Skagit County shall not exceed \$13,000. **(Contract No. C20110168)**

e) HEALTH:

7. Agreement with the National Association of County and City Health Officials through Contract #MRC 11 1451 through a grant from the Department of Health and Human Services Grant No. IMRCSG101005-01, CFDA No. 93.008 to fund the Samish Medical Reserve Corps (MRC) project. The Agreement shall commence on the date of execution, and shall continue until July 31, 2011. Grant compensation shall not exceed \$5,000. **(Contract No. C20110169)**
8. Amendment No. 3 to Contract No. C20100038 with the State of Washington Department of Ecology (Agreement No. G1000459). This Amendment increases compensation by \$18,983 for an additional quarter of activities within the scope of work of the Solid Waste Enforcement Program for a new total not to exceed \$94,931. All other terms and conditions of the original contract and previous amendments shall remain in effect. **(Amendment No. A20110044)**
9. Amendment No. 30 to Washington State Department of Health Consolidated Contract No. C14962, Skagit County Contract No. C20070142, which reduces funding for the WIC Nutrition Program by \$13,103 due to a new project which was not accepted, adds \$165 for the WIC Farmer's Market 2011 effort, and reduces the Drinking Water Group A Technical Assistance Program by \$1,000. The new compensation total shall not exceed \$4,371,040. All other terms and conditions of the original Agreement and subsequent Amendments shall remain in effect. **(Amendment No. A20110045)**

f) HUMAN RESOURCES:

10. Amendment No. 2 to the Labor Agreement between the Skagit County Prosecuting Attorney, Skagit County, and Skagit County Prosecuting Attorney's Legal Support Staff, Local 176-PS, Council #2, AFSCME, Skagit County Contract No. C20070656. This Amendment adds language to Articles 8, 9, 12, and 13, and alters Article 16 in order to extend the Labor Agreement by one year, ending December 31, 2013. **(Amendment No. A20110046)**
11. Memorandum of Agreement between the Board of County Commissioners and the Prosecuting Attorney's Legal Support Staff AFSCME Local 176-PS regarding the 2011 closure days. **(Contract No. C20110170)**
12. Amendment No. 2 to the Labor Agreement between the Skagit County Public Defender, Skagit County, and Skagit County Public Defenders' Local 176-PD, Council #2, AFSCME, Skagit County Contract No. C20070563. This Amendment adds language to Articles 9, 10, and 19, and alters Article 21 in order to extend the Labor Agreement by one year, ending December 31, 2013. **(Amendment No. A20110047)**
13. Memorandum of Agreement between the Board of County Commissioners and the Public Defender's Office AFSCME Local 176-PD regarding the 2011 closure days. **(Contract No. C20110171)**
14. Amendment No. 2 to the Labor Agreement between Skagit County and Skagit County Sheriff's Office Staff Local 176-SO, Council #2, AFSCME, Skagit County Contract No. C20080645. This Amendment adds language to Articles 7, 9, and 10, effective on the date of execution, and shall remain in effect until and through December 31, 2014. **(Amendment No. A20110048)**
15. Memorandum of Agreement between the Board of County Commissioners and the Sheriff's Office Support Staff AFSCME Local 176-SO regarding the 2011 closure days. **(Contract No. C20110172)**

g) PROSECUTING ATTORNEY:

16. Resolution amending Skagit County Resolution No. R20100433. **(Resolution No. R20110141)**
17. Resolution rescinding Resolution No. R20100117 regarding Skagit County Consolidated Dike and Drainage District No. 22. **(Resolution No. R20110142)**

h) PUBLIC WORKS:

18. Resolution to rescind Resolution No. R20100298 and designating a County Engineer for Skagit County. **(Resolution No. R20110143)**
19. Resolution amending Resolution No. R20100213 adopting a policy regarding organizational structure for the Skagit County Public Works Department.

**(Resolution No. R20110144)**

20. Resolution calling for public hearing regarding authorization of use of eminent domain powers and determination declaring the acquisition of land or property associated with the Anderson/La Venture Road extension Cedardale to Blodgett project No. STPUS-7337 (005) and Anderson/La Venture Road extension Blodgett to Blackburn Project No. STPUS-7337 (004) to be a public use and necessary for county purposes. The public hearing is scheduled for Tuesday, May 17, 2011, at 9:30 a.m. **(Resolution No. R20110145)**
  21. Resolution awarding bid for the complete engine rebuild of one Cummins KTA-19 M3 diesel engine for the vehicle and passenger ferry M/V Guemes to Tri County Diesel Marine, Inc. in the amount of \$52,500. **(Resolution No. R20110146)**
  22. Supplemental Agreement No. 1 to Local Agency Standard Consultant Agreement No. C20100113 with Herrera Environmental Consultants, Inc. The purpose of this Supplemental Agreement is to amend Section 1, Scope of Work, to reflect modeling and design needs. The Agreement will also be extended by one and a half years, for a new completion date of October 31, 2012. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20110049)**
  23. Utility Easement with Puget Sound Energy, Inc. for the Skagit County Transfer and Recycling Station Project #WMP50-11. This easement warrants to Puget Sound Energy, Inc. a nonexclusive perpetual easement for installing and maintaining electrical utility systems on Skagit County owned real property. No compensation was expended for this easement. **(Contract No. C20110173)**
  24. Interlocal Cooperative Agreement with Skagit River System Cooperative to mitigate flood hazards and restore critical riparian habitat in the Skagit River Delta by working on Johnson and Carpenter Creeks. The Agreement shall commence on the date of execution and continue through December 31, 2012. Compensation shall not exceed \$83,000. **(Contract No. C20110174)**
  25. Interlocal Cooperative Agreement with Washington Traffic Safety Commission for the partial funding of the Manager of the Skagit County Target Zero Task Force through a biennial grant. This Agreement shall commence on July 1, 2011, and continue through June 30, 2013. Funding from the Washington Traffic Safety Commission shall not exceed \$85,790. Funding from Skagit County shall not exceed \$77,134. **(Contract No. C20110175)**
  26. Construction Contract Agreement in the amount of \$48,582.45 with Fidalgo Paving and Construction, LLC for the Ferry Terminal Asphalt Overlay Project #FEAO-10. **(Contract No. C20110176)**
- i) SHERIFF:

27. Maintenance Contract with Cross Match Technologies to provide periodic repair and maintenance on three fingerprint systems located at the Sheriff's office, the Jail, and the Youth and Family Services Juvenile Detention Facility. The Contract shall commence on June 1, 2011, and continue through May 31, 2012. Compensation shall not exceed \$5,258.52. **(Contract No. C20110177)**

j) SUPERIOR COURT:

28. Amendment No. 1 to Skagit County Contract No. C20070316 Program Agreement with the Washington Department of Social and Health Services, Division of Child Support (Contract No. 0763-15102) which allows Court Commissioners to preside over family law judicial proceedings in Superior Court to expedite the establishment, modification, and enforcement of court orders in Title IV-D child support matters. This Amendment extends the Agreement through June 30, 2016, and amends Items No. 2, Statement of Intent, No. 3, DSHS Division of Child Support Duties, and No. 4, Counties Duties. All other terms and conditions of the Agreement shall remain in effect. **(Amendment No. A20110050)**

V. RATIFICATION AGENDA (Items 29 through 36):

k) COMMUNITY SERVICES:

29. Resolution authorizing the ratification of an Interlocal Cooperative Agreement with the Mount Vernon School District to support the development of a film that markets supported employment and addresses the supported employment needs of Skagit youth with disabilities. Review of the contract terms delayed the finalization of the Interlocal Agreement. **(Resolution No. R20110147)**
30. Interlocal Cooperative Agreement with the Mount Vernon School District to support the development of a film that markets supported employment and addresses the supported employment needs of Skagit youth with disabilities. The Agreement commenced on April 1, 2011, and shall continue through December 20, 2011. Compensation shall not exceed \$2,000 and is funded by Millage funds. **(Contract No. C20110178)**

l) PROSECUTING ATTORNEY:

31. Resolution authorizing the ratification of a Personal Services Agreement with Carl Wigren, M.D. to provide expert witness services related to the case of the State of Washington v. Devin Smith, Skagit County Cause No. 09-1-00611-2. The dates for trial in this case were continued beyond the end date of the contract, and pre-trial work was required of Dr. Wigren until the week of the trial date. Since Dr. Wigren's invoice included work after the end date of the contract, and the contract expired before an amendment could be put in place, it is necessary to ratify the Agreement in order to compensate Dr. Wigren. **(Resolution No. R20110148)**
32. Personal Services Agreement with Carl Wigren, M.D. to provide expert witness services related to the case of the State of Washington v. Devin

Smith, Skagit County Cause No. 09-1-00611-2. The Agreement commenced on September 1, 2010, and continued until February 21, 2011. Compensation shall not exceed \$5,380. **(Contract No. C20110179)**

m) SHERIFF:

33. Resolution authorizing the ratification of an Agreement with the Washington Association of Sheriffs and Police Chiefs (Contract No. WSMI 10104) which allows for participation in a U.S. Department - Office of Community Oriented Policing Services Methamphetamine Initiative Grant. The Agreement was only recently received from the Washington Association of Sheriffs and Police Chiefs after allocating funds for Skagit County from the U.S. Department of Justice Grant. **(Resolution No. R20110149)**
34. Agreement with the Washington Association of Sheriffs and Police Chiefs (Contract No. WSMI 10104) which allows for participation in a U.S. Department - Office of Community Oriented Policing Services Methamphetamine Initiative Grant. The Agreement commenced on January 1, 2011, and continues through December 31, 2012. Grant compensation shall not exceed \$18,525. **(Contract No. C20110180)**

n) YOUTH AND FAMILY SERVICES:

35. Resolution authorizing the ratification of a Personal Services Agreement with Sterling Reference Laboratories, a division of Regional Toxicology Services, LLC to provide drug and alcohol testing. The contract was not received in time to fully execute before the commencement of services on March 1, 2011. **(Resolution No. R20110150)**
36. Personal Services Agreement with Sterling Reference Laboratories, a division of Regional Toxicology Services, LLC to provide drug and alcohol testing. The Agreement commenced on March 1, 2011, and continues until December 31, 2012. Compensation shall not exceed \$25,000. **(Contract No. C20110181)**

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 339472 through 339753 from Clearing Fund 696 in the total dollar amount of \$3,898,819.95 (Transmittal No. C-42-11).

VII. ADJOURNMENT:

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

Chairman Wesen announced that there were no executive sessions scheduled for Monday,

April 18, 2011.

**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