

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, APRIL 7, 2014**

The Skagit County Board of Commissioners met in regular session on Monday, April 7, 2014, with Chair Ron Wesen, and Commissioner Sharon D. Dillon present. Commissioner Kenneth A. Dahlstedt excused.

I. CALL TO ORDER:

Chair Wesen called the proceedings to order at 10:00 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

a) *9:00 a.m. - 10:00 a.m. Briefing - County Commissioners/County Administrator

b) 10:00 a.m. - 10:30 a.m. Proclamation: April 9th as Arbor Day in Skagit County

Skagit Conservation District Manager Carolyn Kelly, Public Information and Education Coordinator Kristi Carpenter, and Forester Al Craney discussed the history of Arbor Day and the importance of trees and healthy forests. They encouraged people to celebrate Arbor Day by planting a tree and native plant which was originally proposed in 1872 by J. Sterling Morton to the Nebraska Board of Agriculture. For more information on Arbor Day or what type of tree or plant to select for your space, Skagit Conservation District can be reached at (360) 428-4313. Website: www.skagitcd.org
Commissioner Dillon read the Proclamation recognizing Wednesday, April 9, 2014, as Washington State Arbor Day and Friday, April 25, 2014, as National Arbor Day, and urged all Skagit County citizens to celebrate Arbor Day and to support efforts to protect trees and woodlands.

Chair Wesen recessed the proceedings at 10:19 a.m.

c) 10:30 a.m. - 10:45 a.m. Update from Safe Kids Skagit/Island County: Tulip Pedal

Chair Wesen reconvened the proceedings at 10:31 a.m. and introduced Bill Craig from Skagit/Island Safe Kids.

President of the Board of Directors of Skagit/Island Safe Kids Jim Lippert was also present. Mr. Craig and Mr. Lippert informed the Commissioners that the annual Tulip Pedal would be held at the La Conner Elementary School on April 19, 2014 and they said that there were 20, 40, and 60 mile-long races, each with beautiful views of Skagit County. Mr. Craig said that proceeds from the Tulip Pedal help supported Skagit County Emergency Medical Services and the Safe Kids Chapter.

Mr. Craig and Mr. Lippert shared that the Safe Kids Chapter was part of a country-wide coalition that was dedicated to preventing child injuries sustained by falls, motor vehicle accidents, choking, poisoning, and fires. Skagit County Medic One was the lead agency in Skagit County and they attended fairs and other events providing car seats and helmets at a discounted rate, and held clinics at various locations to teach people how to properly use car seats. For more information, the number to call: (360) 428-3230.

The Commissioners thanked Mr. Craig and Mr. Lippert for their work and Chair Wesen recessed the proceedings at 10:42 a.m.

d) **11:00 a.m. - 11:30 a.m. Proclamation: May 1st as National Day of Prayer in Skagit County**

Chair Wesen reconvened the proceedings at 11:00 a.m. and introduced Sharon Eldridge.

Sharon Eldridge and George Eldridge, Coordinators for the National Day of Prayer Task Force, thanked the Commissioners for their service and encouraged all denominations of faith to come together and join one another in prayer on the steps of the Skagit County Superior Courthouse on Thursday, May 1, 2014.

Chair Wesen read the proclamation recognizing May 1, 2014, as a National Day of Prayer.

Chair Wesen recessed the proceedings at 11:12 a.m.

e) **11:30 a.m. - 11:45 a.m. Board of County Commissioners:**

Chair Wesen reconvened the proceedings at 11:32 a.m.

1. **Public Comment Period**

Carol Ehlers of Fidalgo Island was present to discuss the errors contained within the Shoreline Master Plan regarding access, assumed beaches, cliffs, and the presence of danger. She also discussed the need for a map showing all forms of public access in Skagit County. Ms. Ehlers shared two articles with the Commissioners regarding the Oso mudslide: one, which reported on the debt associated with the mudslide, and, the other, which reported on the failure to acknowledge the warning signs of the pending slide.

Ed Stauffer of Alger was present to share information regarding his recent visit to the Mississippi Delta and to encourage the Commissioners to lead Skagit County government in a way that benefited the citizens.

2. **Miscellaneous Announcements**

The Commissioners did not make any miscellaneous announcements.

f) **11:45 a.m. - 12:15 p.m. Public Hearing: To Consider Testimony Regarding a Proposal to Amend Skagit County Code Chapter 14.44, Enforcement/Penalties**

Chair Wesen reconvened the proceedings at 11:50 a.m. and introduced Civil Deputy Prosecuting Attorney Ryan Walters.

Mr. Walters briefed the Commissioner's on the proposed revisions to Skagit County Code 14.44, Enforcement/Penalties. Mr. Walters indicated that some sections were being revised since they were not legally defensible and other sections were poorly written and being revised for that reason. Mr. Walters said that, if adopted, the proposed revisions would assist with some of Skagit County's current code enforcement cases.

Chair Wesen opened the Public Hearing at 11:46 a.m.

Ellen Bynum, staff from Friends of Skagit County was present to address the proposed changes. She thanked Skagit County for wanting to make the code more understandable, but also shared concerns about changing the intent and scope of law and shared concerns regarding the Commissioners ability to legally make the changes or if they should go through a different process. Ms. Bynum also discussed the legal terms and definitions and suggested the Commissioners gather additional advice on their ability to change 14.44.

Randy Good of Sedro-Woolley was present to suggest that the changes be routed through the Planning

Commission with additional public input and process.

Carol Ehlers of Fidalgo Island was present and asked that notices published in the newspaper list a contact person. Ms. Ehlers said that the proposed corrections made sense but she saw some difficulties with the language and using the word "may".

Ed Stauffer of Alger was present to request that the Commissioners carefully question all changes to the law and to make decisions for the benefit of those they represented.

Chair Wesen asked if anyone wanted to provide additional testimony, and no one did.

Commissioner Dillon shared that the proposal to amend Skagit County Code 14.44 was brought forward by the Prosecuting Attorney's Office since they often consulted with Planning and Development Services on Skagit County Code compliance issues.

A motion was made by Commissioner Dillon to approve closing the public hearing and making a decision on the matter on Tuesday, April 22, 2014, at 1:00 p.m. Chair Wesen seconded the motion.

The vote passed unanimously. Commissioner Kenneth A. Dahlstedt's absence was excused

- g) 1:30 p.m. - 2:00 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items

Chair Wesen reconvened the proceedings at 1:30 p.m.

A motion was made by Commissioner Dillon to approve consent agenda items 1 through 10, ratification agenda items 11 through 14, vouchers and warrants for Monday, April 7, 2014. Chair Wesen seconded the motion.

The vote passed unanimously. Commissioner Kenneth A. Dahlstedt's absence was excused

- h) *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:

1. Record of the Proceedings for Monday, March 31, 2014. **(Approved)**
2. Resolution awarding bid for the County legal printing for 2014 - 2015 to Skagit Publishing at the rate of \$10.25 per column inch. **(Resolution No. R20140103)**

b) COMMUNITY SERVICES:

3. Personal Services Agreement with Catholic Community Services to provide mental health and substance use disorder treatment services for up to ten (10) Skagit County Youth Recovery Court participants. The Agreement shall commence on April 10, 2014, and continue until December 31, 2015. Compensation shall not exceed \$132,000. **(Contract No. C20140165)**
4. Amendment No. 1 to Long-Term Payable County Program Agreement No. C20130183 with Washington State Department of Social and Health Services (DSHS) Agreement Number 1363-73772 to specify the procedure by which DSHS will assess and, if necessary, adjust the Long-Term Payable compensation it provides to the County. This Amendment extends the term of the Agreement, ending June 30, 2015. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20140037)**

c) CORONER:

5. Vendor Services Agreement with Evans Funeral Chapel & Crematory, Inc. to have staff available twenty-four (24) hours a day, seven (7) days a week to receive the deceased at the funeral facility or provide the Coroner's Office with a key and alarm code to the funeral facility. The Agreement shall commence on the date of execution and continue until December 31, 2014. Compensation shall not exceed \$5,000, which is based on a fee structure that consists of set charges for the type of work performed including each transfer, transport, indigent, and autopsy performed. **(Contract No. C20140166)**

d) PROSECUTING ATTORNEY:

6. Amendment No. 1 to Personal Services Agreement No. C20130614 with Skagit Business & Staffing, LLC to provide testing services and on-call general office and clerical assistance. This Amendment increases compensation by \$1,000 for additional services. Compensation shall not exceed \$3,000. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20140038)**

e) PUBLIC WORKS:

7. Resolution regarding approval of contract specifications and call for bids for Haul Out and Maintenance for the Vehicle and Passenger Ferry M/V Guemes. The bid opening is scheduled for Monday, April 28, 2014, at 2:00 p.m. **(Resolution No. R20140104)**
8. Vendor Services Agreement with Handy's Heating, Inc. to replace the furnace located at the County Sign Shop building in Burlington. The Agreement shall commence on the date of execution and continue for one year. Compensation shall not exceed \$4,000. **(Contract No. C20140167)**
9. Vendor Services Agreement with EnCon Northwest, LLC for the Davis Slough Bridge Project (South Skagit Highway) #ES7000-11, SRFB Project #13-1052R to purchase barriers to allow for safe single lane of travel through the project site during construction of the bridge. The Agreement shall commence on the date of execution and continue for one year. Compensation shall not exceed \$13,900. **(Contract No. C20140168)**

f) RISK MANAGEMENT:

10. Personal Services Agreement with EHS - International, Inc. to conduct air quality testing and prepare summary reports and recommendations as requested. The Agreement shall commence upon the date of execution and continue until December 31, 2014. Compensation shall not exceed \$10,000 which is based on a fee schedule. **(Contract No. C20140169)**

V. RATIFICATION AGENDA (items 11 through 14):

g) COMMUNITY SERVICES:

11. Resolution authorizing the ratification of an Interlocal Cooperative Agreement with the City of Anacortes for the provision of administrative and professional care services to senior citizens. The City of Anacortes experienced administrative delays in finalizing the Agreement and it was important to continue to provide these crucial services to Skagit County residents. **(Resolution No. R20140105)**
12. Interlocal Cooperative Agreement with the City of Anacortes for the provision of administrative and professional care services to senior citizens. The Agreement commenced on January 1, 2014, and shall continue until December 31, 2014. Compensation to Skagit County shall not exceed \$29,928. **(Contract No. C20140170)**

h) INFORMATION SERVICES:

13. Resolution authorizing an Interlocal Technology Service Agreement with the City of Anacortes for the provision of technology services. A signed Agreement was only recently received from the City. **(Resolution No. R20140106)**

14. Interlocal Technology Service Agreement with the City of Anacortes for the City of Anacortes for the provision of technology services. The Agreement commenced on January 1, 2014, and shall continue until December 31, 2016. Skagit County shall invoice the City on a quarterly basis based on a service for compensation fee schedule. **(Contract No. C20140171)**

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 400945 through 400945 from Clearing Fund 696 in the total dollar amount of \$22,487.50 (Transmittal No. C-47-14); and
 - b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$154,111.44 (Transmittal No. C-48-14); and
 - c) Warrants numbered 400946 through 401301 from Clearing Fund 696 in the total dollar amount of \$2,095,992.51 (Transmittal No. C-49-14).

VII. MISCELLANEOUS:

a) ADMINISTRATIVE SERVICES:

1. Resolution awarding grant funding for Economic Development Public Facilities Project to the Port of Skagit in the amount of \$500,000.

Budget and Finance Director Trisha Logue presented the miscellaneous item for the Commissioners consideration. Ms. Logue and the Commissioners discussed the request and the timing of the dispersal from the rural distressed county sales tax fund. Commissioner Dillon and Chair Wesen debated the award.

A motion was made by Chair Wesen to approve the Resolution awarding the funding to the Port of Skagit in the amount of \$500,000 so that they could move their project forward. No seconder was required.

The vote failed on a 1 - 1 vote with Chair Wesen dissenting. Commissioner Kenneth A. Dahlstedt's absence was excused

VIII. ADJOURNMENT:

Chair Wesen adjourned the proceedings at 1:39 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Ron Wesen, Chair

Kenneth A. Dahlstedt, Commissioner

Sharon D. Dillon, Commissioner

ATTEST:

Clerk of the Board