

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 30, 2015**

The Skagit County Board of Commissioners met in regular session on Monday, March 30, 2015, with Chair Kenneth A. Dahlstedt, Commissioner Lisa Janicki, and Commissioner Ron Wesen present.

I. CALL TO ORDER:

Chair Dahlstedt called the proceedings to order at 1:30 p.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

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

Jennifer Johnson, Director of Public Health and Community; and Environmental Health Manager, Corinne Story, provided information on Consent Agenda item No. 6 Amendment No. 1a to Consolidated Contract No. C17124 with the State of Washington Department of Health, Skagit County Contract No. C20140646, for the delivery of public health services as described in Exhibit A, Statement of Work.

Emily Derene, Habitat Restoration Specialist, provided information about the Consent Agenda item No. 7; Resolution calling for bids and specifications for the purchase of approximately 120 pieces of large woody debris for use in stormwater and restoration projects and Ratification Agenda item No. 38 Grant Agreement with the Washington State Department of Ecology (DOE), Agreement No. WQC-2015-SkCoPW-00034, to contribute funding for the restoration and enhancement of Trumpeter and Nookachamps Creeks.

Mike Elde, Equipment Division Manager, provided more information about Consent Agenda item No. 15; Vendor Services Agreement with McAsphalt Industries Limited for the procurement of Road Maintenance Materials which include specialty and mixed asphalt products as listed in Exhibit "A".

Jim Mickel, Public Works Controller, provided information on Consent Agenda item No. 21, Amendment No. 2 (Change Order No. 4) to Construction Contract Agreement No. C20140379 with Fisher and Sons, Inc., for the construction of Skagit County Low Impact Development Demonstration Parking Lot Project #WA402164.

Dan Berentson, Public Works Director, updated the Commissioners on the pump that was recently installed at Britt Slough.

b) *2:30 p.m. - 3:30 p.m. Executive Session (Litigation -RCW 42.30.110(1)(i))

Chair Kenneth A. Dahlstedt, Commissioner Lisa Janicki, and Commissioner Ron Wesen attended an executive session on Monday, March 30, 2015, from 2:35 p.m. to 3:00 p.m. The purpose of the executive session 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 provided legal advice to the Board of County Commissioners: Prosecutor Rich Weyrich; Chief Civil Deputy Prosecuting Attorney Melinda Miller; and Civil Deputy Prosecuting Attorney Will Honea. Other attendees: County Administrator Tim Holloran.

- c) *3:30 p.m. - 4:30 p.m. Executive Session (Litigation -RCW 42.30.110(1)(i))

Chair Kenneth A. Dahlstedt, Commissioner Lisa Janicki, and Commissioner Ron Wesen attended an executive session on Monday, March 30, 2015, from 3:30 p.m. to 4:07 p.m. The purpose of the executive session 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 provided legal advice to the Board of County Commissioners: Prosecutor Rich Weyrich; Chief Civil Deputy Prosecuting Attorney Melinda Miller; and Civil Deputy Prosecuting Attorney Arne Denny. Other attendees: Sheriff Will Reichardt; Planning and Development Services Director Dale Pernula; and Senior Planner Brandon Black.

- d) *5:30 p.m. "Raise the Roof" 2nd Annual Dinner Auction to Benefit Skagit Habitat for Humanity (13 Moons Restaurant at Swinomish Casino and Lodge ~ 12885 Casino Drive, Anacortes)

IV. CONSENT AGENDA FOR MONDAY, MARCH 30, 2015 (items 1 through 22):

A motion was made by Commissioner Wesen to adjourn Consent Agenda items 1 through 22, Ratification Agenda items 23 through 38, vouchers and warrants, for Monday, March 30, 2015. Commissioner Janicki seconded the motion.

The vote passed unanimously.

a) COMMISSIONERS:

1. Record of the proceedings for Monday, March 23, 2015. **(Approved)**
2. Record of the proceedings for Tuesday, March 24, 2015. **(Approved)**

b) BUDGET AND FINANCE:

3. Resolution calling for a public hearing to consider testimony regarding amending the 2015 Skagit County Budget. The public hearing is scheduled to take place on Tuesday, April 14, 2015, at 10:00 a.m. or as soon thereafter as possible. **(Resolution No. R20150123)**

c) COMMUNITY SERVICES:

4. Amendment No. 1 to Personal Services Agreement No. C20140608 with Colibri Facilitation to provide Person-Centered Planning services to youth, families and school district staff throughout Skagit County. The purpose of this Amendment is to revise the General Ledger (GL) codes, and add additional information to Exhibit "B", Scope of Work to provide facilitated planning staff development activities for the Public Health and Community Services Department to prepare for strategic planning and adaptation to the changing roles of healthcare integration internally and externally. This Amendment increases compensation by an additional \$6,200 for a new compensation amount not to exceed \$11,200. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20150044)**
5. County Program Agreement with the Washington State Department of Social & Health Services (DSHS) Agreement No. 1563-32958 regarding Long-Term Payable funds to support the following DSHS programs: Behavioral Health and Service Integration Administration; Mental Health and/or Alcohol and Substance Abuse; Developmental Disabilities Administration; Aging and Long-Term Support Administration; and/or Children's Administration. The Agreement enables the County to be able to draw down money from State. The Agreement shall commence on July 1, 2015, and continue until June 30, 2016.

(Contract No. C20150147)

d) PUBLIC HEALTH:

6. Amendment No. 1a to Consolidated Contract No. C17124 with the State of Washington Department of Health, Skagit County Contract No. C20140646, for the delivery of public health services as described in Exhibit A, Statement of Work. The purpose of this Amendment is to add Statements of Work for Emergency Preparedness & Response; National Estuary Program (NEP) Onsite Sewage Management Rounds 3, 4, and 5. This amendment allocates an additional \$121,450 for a new compensation amount not to exceed \$488,436. All other terms and conditions of the original Agreement shall remain in effect including the termination date of December 31, 2017. **(Amendment No. A20150045)**

e) PUBLIC WORKS:

7. Resolution calling for bids and specifications for the purchase of approximately 120 pieces of large woody debris for use in stormwater and restoration projects. The bid opening is scheduled to take place on Monday, April 20, 2015, at 2:45 p.m. or as soon thereafter as possible. **(Resolution No. R20150124)**
8. Vendor Services Agreement with Martin Marietta Materials for the procurement of Road Maintenance Materials which include gravel and rock products listed in Exhibit A. This Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$250,000. **(Contract No. C20150148)**
9. Vendor Services Agreement with NW Relining, LLC to provide equipment rental for various projects with expected annual expenditures to exceed \$25,000. The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$50,000. **(Contract No. C20150149)**
10. Vendor Services Agreement with Van's Equipment Co. to provide equipment rental for various projects with expected annual expenditures to exceed \$25,000. The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$200,000. **(Contract No. C20150150)**
11. Vendor Services Agreement with Roadwise, Inc. for the procurement of Road Maintenance Materials which include road salt as listed in Exhibit "A". The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$100,000. **(Contract No. C20150151)**
12. Vendor Services Agreement with ISCO Industries, Inc. for the procurement of Road Maintenance Materials which include culvert lining as listed in Exhibit "A". The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$100,000. **(Contract No. C20150152)**
13. Vendor Services Agreement with Hilfiker Retaining Walls for the procurement of Road Maintenance Materials which include slope stabilization products as listed in Exhibit "A". The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$50,000. **(Contract No. C20150153)**
14. Vendor Services Agreement with Granite Construction for the procurement of Road Maintenance Materials which include gravel and specialty and mixed asphalt products as listed in Exhibit "A". The Agreement shall commence on the

date of execution and continue through March 31, 2016. Compensation shall not exceed \$50,000. **(Contract No. C20150154)**

15. Vendor Services Agreement with McAsphalt Industries Limited for the procurement of Road Maintenance Materials which include specialty and mixed asphalt products as listed in Exhibit "A". The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$1,500,000. **(Contract No. C20150155)**
16. Vendor Services Agreement with LB&R Logging/Casey's Pit for the procurement of Road Maintenance Materials which include gravel and rock products listed in Exhibit "A". The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$100,000. **(Contract No. C20150156)**
17. Vendor Services Agreement with Ericksen & Svendsen Inc. for the procurement of Road Maintenance Materials which include gravel products listed in Exhibit "A". The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$50,000. **(Contract No. C20150157)**
18. Vendor Services Agreement with Lakeside Industries for the procurement of Road Maintenance Materials which include gravel, rock, and specialty and mixed asphalt products as listed in Exhibit A. This Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$1,000,000. **(Contract No. C20150158)**
19. Vendor Services Agreement with Hertz Equipment Rental Corporation to provide equipment rental for various projects with expected annual expenditures to exceed \$25,000. The Agreement shall commence on the date of execution and continue through March 31, 2016. Compensation shall not exceed \$150,000. **(Contract No. C20150159)**
20. Vendor Services Agreement with Concrete Nor'west for the procurement of Road Maintenance Materials which include gravel and concrete products as listed in Exhibit "A". The Agreement shall commence on the date of execution and continue for one year. Compensation shall not exceed \$50,000. **(Contract No. C20150160)**
21. Amendment No. 2 (Change Order No. 4) to Construction Contract Agreement No. C20140379 with Fisher and Sons, Inc. for the construction of Skagit County Low Impact Development Demonstration Parking Lot Project #WA402164. The purpose of this Change Order is to include the sales tax of \$52,000.51 as required by Washington State tax law (Rule 170); and the additional costs of materials in the amount of \$29,473.07 for a new compensation amount not to exceed \$668,427.76. All other terms and conditions of the original Agreement and subsequent Change Orders shall remain in effect. **(Amendment No. A20150046)**
22. Equipment Loan Agreement with Turner Designs for the loan of a Trilogy Laboratory Fluorometer and Fluorescein module to test its usefulness in onsite septic system dye testing. If the equipment meets the needs of the Pollution Identification and Correction (PIC) program, it would allow the County to pinpoint sources of septic system leaks. The Agreement shall commence on April 6, 2015, and continue until April 23, 2015. This loan is at no cost to Skagit County. **(Contract No. C20150161)**

V. RATIFICATION AGENDA (items 23 through 38):

f) COMMUNITY SERVICES:

23. Resolution authorizing the ratification of Amendment No. 12 to DSHS County Program Agreement No. 1163-27323, Skagit County Contract No. C20110367, with the State of Washington Department of Social and Health Services (DSHS) to provide funding for chemical dependency prevention services. Negotiation of the terms of Amendment No. 12 delayed the finalization of the Amendment. **(Resolution No. R20150125)**
24. Amendment No. 12 to DSHS County Program Agreement No. 1163-27323, Skagit County Contract No. C20110367, with the State of Washington Department of Social and Health Services (DSHS) to provide funding for chemical dependency prevention services. The purpose of this Amendment is to modify Section 9, list of County's/Contractors regarding Prevention and/or Treatment Services. All other terms and conditions of the original Agreement and subsequent Amendments shall remain in effect including the compensation amount to Skagit County not to exceed \$5,611,196. **(Amendment No. A20150047)**
25. Resolution authorizing the ratification of Amendment No. 1 to Personal Services Agreement No. C20140271 with Rehabco to provide Pathways to Employment and Community Access services to eligible individuals with development disabilities. Review of the Amendment provisions and receipt of the Amendment delayed finalization. **(Resolution No. R20150126)**
26. Amendment No. 1 to Personal Services Agreement No. C20140271 with Rehabco to provide Pathways to Employment and Community Access services to eligible individuals with development disabilities. The purpose of this Amendment is to revise the General Ledger (GL) code that was used for the original Agreement. All other terms and conditions of the original Agreement shall remain in effect including termination date of June 30, 2015, and the compensation amount not to exceed \$153,408 which is funded by the Department of Social and Health Services, Division of Developmental Disabilities (DSHS-DDD). **(Amendment No. A20150048)**
27. Resolution authorizing the ratification of an Interlocal Cooperative Agreement with the City of Mount Vernon to provide Senior Services through the Skagit County Senior Center. There was not sufficient time to execute the Interlocal Agreement before expenses needed to be incurred. **(Resolution No. R20150127)**
28. Interlocal Cooperative Agreement with the City of Mount to provide Senior Services through the Skagit County Senior Center. The Agreement commenced on January 1, 2015, and continues through December 31, 2015. Compensation to Skagit County shall not exceed \$53,856. **(Contract No. C20150162)**

g) EMERGENCY MEDICAL SERVICES:

29. Resolution authorizing the ratification of an Interlocal Cooperative Agreement with Skagit County Fire District #7 to provide reimbursement funds to the District for the purchase of disposable emergency medical service supplies for use in the Basic Life Support (BLS) first-response treatment of the patients. A finalized Agreement was not processed prior to the dissolution of the Emergency Medical Services (EMS) Commission. **(Resolution No. R20150128)**
30. Interlocal Cooperative Agreement with Skagit County Fire District #7 to provide reimbursement funds to the District for the purchase of disposable emergency medical service supplies for use in the Basic Life Support (BLS) first-response treatment of patients. The County will reimburse the District up to the amount of \$2,002.69 for the year 2014 for disposable emergency medical service supplies. **(Contract No. C20150163)**
31. Resolution authorizing the ratification of an Interlocal Cooperative Agreement with the City of Mount Vernon to provide reimbursement funds to the City for

the purchase of disposable emergency medical service supplies for use in the Basic Life Support (BLS) first-response treatment of patients. A finalized Agreement was not processed prior to the dissolution of the Emergency Medical Services (EMS) Commission. **(Resolution No. R20150129)**

32. Interlocal Cooperative Agreement with the City of Mount Vernon to provide reimbursement funds to the City for the purchase of disposable emergency medical service supplies for use in the Basic Life Support (BLS) first-response treatment of patients. The County will reimburse the City up to the amount of \$18,286.48 for the year 2014 for disposable emergency medical service supplies. **(Contract No. C20150164)**
33. Resolution authorizing the ratification of an Agreement (Contract #MRC 15-1027) with the National Association of County and City Health Officials (NACCHO) to provide grant funding to Skagit County to build the capacity of the Medical Reserve Corps (MRC) unit. A signed contract was not executed prior to the commencement of services on January 7, 2015. **(Resolution No. R20150130)**
34. Agreement (Contract #MRC 15-1027) with the National Association of County and City Health Officials (NACCHO) to provide grant funding to Skagit County to build the capacity of the Medical Reserve Corps (MRC) unit. The Agreement commenced on January 7, 2015, and continues until July 31, 2015. Funding to Skagit County shall not exceed \$3,500. **(Contract No. C20150165)**

h) PROSECUTING ATTORNEY:

35. Resolution authorizing the ratification of Amendment No. 1 to Personal Services Agreement No. C20140644 with Mark R. McClung, MD to provide expert witness evaluation and testimony in the area of forensic psychiatry in the matter of the State v. Andrew Ford Smith, Skagit County Superior Court Cause No. 13-1-00857-1. A signed Amendment was not executed prior to the commencement of services due to the immediacy of the matter and the necessity for some examination of the records. **(Resolution No. R20150131)**
36. Amendment No. 1 to Personal Services Agreement No. C20140644 with Mark R. McClung, MD to provide expert witness evaluation and testimony in the area of forensic psychiatry in the matter of the State v. Andrew Ford Smith, Skagit County Superior Court Cause No. 13-1-00857-1. The purpose of this Amendment is to change the term on the Agreement from a start date of December 29, 2014, to December 16, 2014, to reflect the date that services commenced. All other terms and conditions of the Agreement shall remain in effect including the compensation amount not to exceed \$15,000. **(Amendment No. A20150049)**

i) PUBLIC WORKS:

37. Resolution authorizing the ratification of a Grant Agreement with the Washington State Department of Ecology (DOE), Agreement No. WQC-2015-SkCoPW-00034, to contribute funding for the restoration and enhancement of Trumpeter and Nookachamps Creeks. A finalized Grant Agreement was not received because the funding reimbursement period only recently became available. **(Resolution No. R20150132)**
38. Grant Agreement with the Washington State Department of Ecology (DOE), Agreement No. WQC-2015-SkCoPW-00034, to contribute funding for the restoration and enhancement of Trumpeter and Nookachamps Creeks. The Agreement funding commenced on December 1, 2014, and expires on November 30, 2017. DOE will contribute \$248,663 in funding with Skagit County providing a match of \$82,887.67 **(Contract No. C20150166)**

VII. 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 \$65,650.07 (Transmittal No. C-50-15).
 - b) ACH Transfer Request Form and Certification to Delta Dental from Clearing Fund 696 in the total dollar amount of \$53,000.79 (Transmittal No. C-51-15); and
 - c) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$215,979.66 (Transmittal No. C-52-15)
 - d) Warrants numbered 419888 through 420207 from Clearing Fund 696 in the total dollar amount of \$3,446,176.43 (Transmittal No. C-53-15); and
 - e) Payroll warrants numbered 346313 through 347006 in the total dollar amount of \$1,090,365.80 (Transmittal No. P-11-2015);

VII. ADJOURNMENT:

Chair Dahlstedt adjourned the proceedings at 2:01 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chair

Lisa Janicki, Commissioner

Ron Wesen, Commissioner

ATTEST:

Clerk of the Board