

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 26, 2015**

The Skagit County Board of Commissioners met in regular session on Tuesday, May 26, 2015, with Commissioner Lisa Janicki, and Commissioner Ron Wesen present. Chair Kenneth A. Dahlstedt excused.

I. CALL TO ORDER:

Commissioner Wesen called the proceedings to order at 10:31 a.m. and excused Chair Dahlstedt's absence.

II. PLEDGE OF ALLEGIANCE:

Commissioner 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 with Public Works; Planning and Development Services; Parks, Recreation, and Fairgrounds, and Facilities Management

b) 10:30 a.m. - 10:45 a.m. Public Works - Dan Berentson, Director:

Dan Berentson, Director, noted that on Thursday, June 11, 2015, at 10:30 a.m. there would be a ribbon cutting ceremony for the Skagit County Low Impact Development (LID) Parking Lot. He said that the parking lot would be used to demonstrate several LID techniques. Mr. Berentson reported that the County had received some funding from the Washington State Department of Ecology for the LID Parking Lot Project.

1. Proclamation Recognizing June 7, through June 13, 2015, as "Commitment to Water Quality through Low-Impact Development Week" in Skagit County

Dianne Crane, Engineering Technician and Project Manager, explained that the LID Demonstration Parking Lot would be used to demonstrate to the public viable alternatives to conventional development methods. Ms. Crane provided information about the methods being used in the parking lot to manage the flow and quality of stormwater which include pervious concrete and rain gardens.

Commissioner Janicki read the Proclamation recognizing June 7, through June 13, 2015, as "Commitment to Water Quality through Low Impact Development Week" in Skagit County and encouraged all Skagit County residents to embrace low impact development to minimize stormwater impacts.

2. Miscellaneous

There were no miscellaneous items for Public Works to discuss.

Commissioner Wesen recessed the proceedings at 10:40 a.m.

c) 10:45 a.m. - 11:30 a.m. Public Health and Community Services - Jennifer Johnson, Director:

1. Proclamation Recognizing May 2015 as "Drug Court Month in Skagit County"

Jennifer Johnson, Director of Public Health and Community Services, noted that Skagit County Drug Court had been in operation since 1997 and has had 243 graduates since its inception. Ms. Johnson said that the success of the program was largely due to the Drug Court Team which include Judge Mike Rickert, Prosecutor Rich Weyrich; Public Defender Keith Tyne; Sergeant Ron Coakley; Sergeant Mike Don; and the treatment team at Phoenix Recovery.

Rich Weyrich, Prosecuting Attorney, said that he put the first person into Drug Court when he was a defense attorney. He went on to speak about how participants enrolled in drug court programs were saving money for taxpayers versus the costs associated with them being in jail.

Michael Rickert, Superior Court Judge, spoke about the history of the Skagit County Drug Court Program and thanked Drug Court Coordinator Kelli Frazier for her hard work since the Program's inception. Judge Rickert recognized several Drug Court members who were present in the gallery. He explained the requirements to enter Drug Court and noted that if candidates successfully completed the abstinence based two-year program their charges were dismissed.

The following members of Drug Court shared their personal experiences and the benefits of being enrolled in the Program: Angela, Beau, Troy, Collin, Stephen, and Dean.

Sergeant Coakley said that he was part of the Drug Court Team and discussed the benefits of the Program and that part of the requirements of being enrolled in the Program was that the participants were obligated to pay restitution to the victims of their crimes prior to graduating from the Program.

Corky Hundahl, Phoenix Recovery Intervention Specialist, announced that there would be a car wash event to benefit the Oasis Teen Shelter taking place at Phoenix Recovery on Saturday, May 30, 2015, from 12:00 p.m. to 4:00 p.m.

Commissioner Janicki read the Proclamation recognizing May 2015 as Drug Court month in Skagit County.

2. Miscellaneous

There were no miscellaneous items for Public Health and Community Services to discuss.

Commissioner Wesen recessed the proceedings at 11:15 a.m.

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

1. County and Individual Success Stories

There was no one present to provide County and Individual Success Stores.

2. Public Comment Period

Sam Bull of 618 West Hazel Street in Mount Vernon commented on traffic and various negative aspects of living close to the Skagit County Fairgrounds that created disruptions in his neighborhood.

3. Miscellaneous Announcement

There were no miscellaneous of announcements.

Commissioner Wesen recessed the proceedings 11:47 a.m.

e) 11:45 a.m. - 12:00 p.m. Facilities Management - Dan Fitting, Director:

1. Presentation: Skagit County Truck City Site Remedial Action

Marc Estvold, Project Manager, introduced Justin Clary and Yen-Vy Van with Maul Foster & Alongi, Inc. of 329 North State Street in Bellingham.

Mr. Clary spoke about the environmental clean-up preparation for the proposed new jail facility. Ms. Van noted that there was environmental contamination at the Truck City site that needed be addressed prior to the construction of the jail.

Mr. Clary said that in order to protect the County from environmental liability associated with the acquisition of the property, the County had entered into a Prospective Purchaser Consent Decree (PPCD) with the State of Washington Department of Ecology (DOE) during the acquisition process. He said that the PPCD contained a clean-up action plan that detailed the actions the County needed to take to remediate the site. Mr. Clary said that the PPCD provided a mechanism for funding from DOE in order to accomplish clean-up of the site.

Ms. Van noted that there were five primary tasks of the remediation plan which include demolition of two existing roof canopies and associated fuel dispenser facilities, removal of the existing truck scale, decommissioning and removal of four underground storage tanks, hazardous material removal and abatement, excavation and disposal of petroleum contaminated soil and site restoration at the site.

Mr. Estvold reported that the clean-up work would be bid separately from the main jail project because it was considered specialized work. The clean-up work was anticipated to take approximately four to six weeks after issuance of the notice to proceed and should be completed prior to starting construction of the main Jail project.

There was a discussion about the engineers estimate for the cost of the project which was approximately \$600,000 not including Washington State Sales Tax.

Mr. Estvold provided a presentation to update the Commissioners on the progress of the Skagit County Jail Facility Project and noted that project was in the final design phase. He reported that a second engineer's estimate had estimated the project was approximately \$3.9 million over budget. He discussed the strategies being used bring the project back in line.

Jail Budget Realignment:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/05262015/>

2. Resolution to Call for Bids to Begin Site Preparation for the New Proposed Jail Facility Located at 3216 Old Highway 99 South Road, Mount Vernon (Bid opening is scheduled to take place on Monday, June 15, 2015, at 2:30 p.m. or as soon thereafter as possible)

A motion was made by Commissioner Janicki to approve Resolution to call for bids to begin site preparation for the new proposed jail facility located at 3216 Old Highway 99 South Road, Mount Vernon. The bid opening is scheduled to take place on Monday, June 15, 2015, at 2:30 p.m. or as soon thereafter as possible. **(Resolution No. R20150186)** Commissioner Wesen seconded the motion.

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

3. Miscellaneous

There were no miscellaneous announcements made.

Commissioner Wesen recessed the proceedings at 12:17 p.m.

- f) 1:30 p.m. - 2:00 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items
- g) *2:00 p.m. - 3:00 p.m. Executive Session (Litigation - RCW 42.30.110(1)(i))

Commissioner Lisa Janicki, and Commissioner Ron Wesen attended an executive session on Tuesday, May 26, 2015, from 2:01 p.m. to 2:50 p.m. Chair Dahlstedt's absence was excused. 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: Prosecuting Attorney Rich Weyrich; Senior Deputy Prosecuting Attorney Will Honea; and Senior Deputy Prosecuting Attorney Arne Denny. Other attendees: County Administrator Tim Holloran; Planning and Development Services Director Dale Pernula; Senior Planner Betsy Stevenson; and Deputy Prosecuting Planning Jill Dvorkin.

- h) *3:30 p.m. - 4:30 p.m. Emergency Medical Services Monthly Meeting (Anacortes City Hall, 904 - 6th Street, Anacortes)

IV. CONSENT AGENDA FOR TUESDAY, MAY 26, 2015 (items 1 through 9):

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

A motion was made by Commissioner Janicki to approve the Consent Agenda items 1 through 9, vouchers, and warrants for Tuesday, May 26, 2015. Commissioner Wesen seconded the motion.

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

- a) COMMISSIONERS:

1. Record of the proceedings for Tuesday, May 19, 2015. **(Approved)**

b) AUDITOR:

2. Amendment No. 2 to Agency Agreement No. K2020-01 / 29-01, Skagit County Contract No. C20110151, with the State of Washington Department of Licensing (DOL) 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. Amendment No. 1 commenced on July 1, 2013, and expires on June 30, 2015. The purpose of this Amendment is to exercise the option to extend the period of performance by one (1) year, as noted under the Special Terms and Conditions, No. 3 of the original Agreement. The new period shall commence on July 1, 2015, and continue until June 30, 2016. All other terms and conditions of the original Agreement and subsequent Amendment shall remain in effect, including the option to allow Skagit County to seek allowable reimbursement pursuant to RCW 46.01.140 if expenditures for performing the services under the Agreement exceed the total revenue retained by the County. **(Amendment No. A20150083)**

c) COMMUNITY SERVICES:

3. Amendment No. 1 to Professional Service/Consultant Agreement No. C20140206 with Paul Schissler Associates, Inc. to coordinate and promote planning and area cooperation regarding affordable housing efforts. The purpose of this Amendment is to modify the Scope of Work in order to complete a Community Development Block Grant (CDBG) General Purpose application for an Affordable Housing Homebuyers Program pursuant to Washington State Department of Commerce requirements. This Amendment increases compensation by an additional \$15,000 for a new compensation amount not to exceed \$70,000 which is partially funded by a CDBG Planning-Only Grant Agreement No. C20130428 with the Washington State Department of Commerce Local Government and Infrastructure Division, Contract No. 13-65400-035 and Skagit County. All other terms and conditions of the original Agreement shall remain in effect including the termination date of October 31, 2015. **(Amendment No. A20150084)**
4. Amendment No. 1 to Personal Services Agreement No. C20140546 with Phoenix Recovery Services to provide services to individuals enrolled in the Drug Court Program. The purpose of this Amendment is to provide additional mental health counseling and drug testing services to individuals enrolled in the Program. This Amendment increases compensation by an additional \$17,500 for a new compensation amount not to exceed \$57,500. All other terms and conditions of the original Agreement shall remain in effect including the termination date of December 31, 2015. **(Amendment No. A20150085)**

d) INFORMATION SERVICES:

5. Software Subscription Agreement with Duo Security, Inc. to provide up to 150 subscribed users with a two-factor secure authentication login in order to remotely access the County's network. The Agreement shall commence on the date of execution and continue until terminated. The Agreement has an initial yearly compensation of \$5,400. **(Contract No. C20150230)**

e) PARKS, RECREATION AND FAIR:

6. Vendor Services Agreement with Neptune Marine, LLC to remove the south deflector boom at the Swinomish Channel boat launch, located at 10825 Josh Green Lane in Mount Vernon (State Route 20 - under the Berentson Bridge), replace and retrofit all hardware on the boom, salvage or replace any missing pile hoops and reinstall the south deflector boom. The Agreement shall commence on the date of execution and continue for one year. Compensation shall not exceed \$9,212 plus applicable taxes. **(Contract No. C20150231)**

7. Vendor Services Agreement with Dahl Electric, Inc. to provide electrical services, including the anticipated annual maintenance activities for the Skagit County Fairgrounds, and other Skagit County Parks and Recreation facilities on an as needed basis. The Agreement shall commence on the date of execution and continue for one year. Compensation shall not exceed \$9,500 and is based on a fee schedule. **(Contract No. C20150232)**

f) **PLANNING AND DEVELOPMENT SERVICES:**

8. Resolution delegating authority to the Director of Planning and Development Services to object to Washington State Liquor and Marijuana Licenses. **(Resolution No. R20150187)**

g) **RISK MANAGEMENT:**

9. Amendment No. 1 to Personal Services Agreement No. C20140653 with Summit Law Group, PLLC to provide representation and assistance on matters related to employment law, labor relations/negotiations and litigation. The purpose of this Amendment is to amend the Scope of Work Exhibit "A" to include Employment Law related trainings. All other terms and conditions of the original Agreement shall remain in effect including the termination date of December 31, 2015, and the compensation amount not exceeding \$50,000 which is based on a fee schedule. **(Amendment No. A20150086)**

V. **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 422652 through 423047 from Clearing Fund 696 in the total dollar amount of \$1,926,893.44 (Transmittal No. C-72-15); and

b) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$124,774.99 (Transmittal No. C-73-15); and

c) Payroll warrants numbered 349102 through 349787 in the total dollar amount of \$1,129,061.44 (Transmittal No. P-20-2015); and

d) Junior District Payroll warrants numbered 809095 through 809220 in the total dollar amount of \$203,176.20 (Transmittal No. P-21-2015).

VI. **ADJOURNMENT:**

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

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chair

Lisa Janicki, Commissioner

Ron Wesen, Commissioner

ATTEST:

Clerk of the Board