

**RECORD OF THE PROCEEDINGS  
SKAGIT COUNTY BOARD OF COMMISSIONERS  
MONDAY, SEPTEMBER 28, 2015**

The Skagit County Board of Commissioners met in regular session on Monday, September 28, 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 1:39 p.m.

II. PLEDGE OF ALLEGIANCE:

Chair Dahlstedt 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 Fair; and Facilities Management Departments
- b) 1:30 p.m. - 2:30 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items
- c) \*2:30 p.m. - 3:00 p.m. Executive Session (Potential Litigation RCW 42.30.110(1)(i))

The Commissioners attended an executive session on Monday, September 28, 2015, from 2:30 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 and provided legal advice to the Board of County Commissioners: Prosecutor Rich Weyrich, Chief Civil Deputy Prosecuting Attorney Melinda Miller, and Senior Deputy Prosecuting Attorney Arne Denny. Other attendees included: Skagit County Administrator Tim Holloran, Director of Public Health and Community Services Jennifer Johnson, and Chief of Corrections Charlie Wend.

- d) \*3:00 p.m. - 4:00 p.m. Executive Session (Potential Litigation RCW 42.30.110(1)(i))

The Commissioners attended an executive session on Monday, September 28, 2015, from 3:00 p.m. to 4:10 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 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 included: Skagit County Administrator Tim Holloran, Public Works Director Dan Berentson.

IV. CONSENT AGENDA ITEMS FOR FURTHER DISCUSSION:

Chief Civil Deputy Prosecuting Attorney Melinda Miller was present to provide additional information on Consent Agenda item no. 7, an Interlocal Cooperative Agreement with the Swinomish Indian Tribal Community.

V. CONSENT AGENDA (items 1 through 10):

A motion was made by Commissioner Wesen to approve consent agenda items 1 through 10, ratification agenda items 11 through 14, vouchers and warrants for Monday, September 28, 2015. Commissioner Janicki seconded the motion.

The vote passed unanimously.

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, September 21, 2015. **(Approved)**
2. Record of the Proceedings for Tuesday, September 22, 2015. **(Approved)**
3. Resolution to appoint Jean Markert to the La Conner Regional Library Board. Jean Markert's term will begin October 1, 2015, and continue until September 30, 2020. **(Resolution No. R20150308)**
4. Resolution reappointing Brad York to the La Conner Regional Library Board. Brad York's current term expires November 1, 2015. Mr. York's new term will continue until November 1, 2020. **(Resolution No. R20150309)**

b) FACILITIES MANAGEMENT:

5. Lease Agreement with the Concrete Chamber of Commerce to lease approximately 100 square feet located at the East County Resource Center at 45770 Main Street, Concrete, WA. The purpose of the Agreement is to house the Concrete Chamber of Commerce which also operates Concrete (vehicle) Licensing business, a sub-agency of the Department of Licensing/Skagit County Auditor, and, the Visitor Information Center. The Agreement shall commence on October 1, 2015, and continue until September 30, 2020. Compensation shall not exceed \$150 per month plus leasehold tax. **(Contract No. C20150418)**
6. Vendor Services Agreement with Performance Power Concepts, Inc. to provide equipment, material, labor, documentation and services necessary to replace batteries, and AC & DC capacitors for two (2) Universal Power Supply (UPS) Eaton Model #9390-80kva units per manufacturers recommendations located at the Skagit County Data Center, 2915 East College Way, Mount Vernon. The Agreement shall commence on the date of execution and continue for six months. Compensation shall not exceed \$24,773.67. **(Contract No. C20150419)**

c) PROSECUTING ATTORNEY:

7. Interlocal Cooperative Agreement with the Swinomish Indian Tribal Community concerning the assessment, collection and contribution of Swinomish Trust Improvement Use and Occupancy Taxes to Skagit County for transition related services, EMS services, and property taxes for improvements on fee land taxed by the Tribe. The Agreement shall commence on the date of mutual execution and continue until December 31, 2015. Swinomish Indian Tribal Community shall contribute \$90,000 to the County for Use and Occupancy Tax revenues, and \$52,957 to the County exclusively towards the Medic 1 budget and property taxes for improvements on fee land taxed by the Tribe. **(Contract**

**No. C20150420)**

d) PUBLIC WORKS:

8. Resolution calling for a public hearing to consider testimony regarding the vacation of a certain County rights-of-way located within C.W. Griest's Plat of Grassmere, Section 9, Township 35, Range 8. The public hearing is scheduled to take place on Tuesday, October 20, 2015, at 8:30 a.m., or as soon as possible thereafter, in the Commissioners Hearing Room. **(Resolution No. R20150310)**
9. Resolution for the approval of maps, plans, and specifications and call for bids for the Guemes Ferry Breakwater Section Replacement Project #FEMP-6, Federal Aid #FBD-2029(051). The bid opening is scheduled to take place on Monday, October 19, 2015, at 2:30 p.m., or as soon as possible thereafter, in the Commissioners Hearing Room.
10. Resolution rescinding Resolution No. R20150295 calling for a public hearing to consider testimony regarding the 2015 - 2020 Six-Year Transportation Improvement Program Revision No. 1 to revise the Guemes Ferry Breakwater Section Replacement. This resolution cancels the public hearing which was scheduled to take place on Tuesday, October 6, 2015, at 8:30 a.m. as it is no longer necessary. **(Resolution No. R20150312)**

VI. RATIFICATION AGENDA (11 through 14):

e) FACILITIES MANAGEMENT:

11. Resolution authorizing the ratification of a Vendor Services Agreement with Bay Point, Inc. to provide emergency plumbing services for the Skagit County Jail located at 600 South 3rd Street, Mount Vernon. There was insufficient time to execute an Agreement before work needed to be performed. **(Resolution No. R20150313)**
12. Vendor Services Agreement with Bay Point, Inc. to provide emergency plumbing services for the Skagit County Jail located at 600 South 3rd Street, Mount Vernon. The Agreement commenced on August 22, 2015, and shall continue for 90 days. Compensation shall not exceed \$498.01. **(Contract No. C20150421)**

f) PUBLIC HEALTH AND COMMUNITY SERVICES:

13. Resolution authorizing the ratification of a Personal Services Agreement with Maureen Pettitt, Ph.D. to provide facilitation and support services for a data carousel through the Population Health Trust. Review of contract provisions and receipt of contract delayed the finalization before September 16, 2015. **(Resolution No. R20150314)**
14. Personal Services Agreement with Maureen Pettitt, Ph.D. to provide facilitation and support services for a data carousel through the Population Health Trust. The Agreement commenced on September 16, 2015, and shall continue until November 30, 2015. Compensation shall not exceed \$1,500. **(Contract No. C20150422)**

VII. VOUCHERS AND WARRANTS:

- a. 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 Delta Dental from Clearing Fund 696 in the total dollar amount of \$6,447.65 (Transmittal No. C-139-15); and
- b) Warrants numbered 428563 through 428926 from Clearing Fund 696 in the total dollar amount of \$4,004,133.23 (Transmittal No. C-140-15); and
- c) Payroll warrants numbered 354714 through 355420 in the total dollar amount of \$1,192,208.66 (Transmittal No. P-36-2015); and
- d) Junior District Payroll warrants numbered 810150 through 810286 in the total dollar amount of \$220,296.78 (Transmittal No. P-37-2015).

VIII. ADJOURNMENT:

Chair Dahlstedt adjourned the proceedings after announcing that Dispute Resolution Services was unable to attend their scheduled time for the proclamation regarding Conflict Resolution Month due to a conflict and that the session scheduled for Tuesday, September 29, 2015, at 10:00 a.m. was being postponed by one week.

**BOARD OF COMMISSIONERS  
SKAGIT COUNTY, WASHINGTON**

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Kenneth A. Dahlstedt, Chair

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Lisa Janicki, Commissioner

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Ron Wesen, Commissioner

ATTEST:

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Clerk of the Board