

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, NOVEMBER 2, 2015**

The Skagit County Board of Commissioners met in regular session on Monday, November 2, 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 10:35 a.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; Public Health, and Emergency Medical Services Departments
- b) *10:00 a.m. - 10:30 a.m. Executive Session (Personnel Disciplinary Matters - RCW 42.30.110(1)(f))

Chair Kenneth A. Dahlstedt, Commissioner Lisa Janicki, and Commissioner Ron Wesen attended an executive session on Monday, November 2, 2015, from 10:00 a.m. to 10:32 a.m. The purpose of the executive session was Personnel Disciplinary Matters - RCW 42.30.110(1)(f). (Matters relating to complaints against County employee or elected official.) Other attendees: County Administrator Tim Holloran; Human Resource/Risk Management Director Jessica Neill Hoyson; and Senior Civil Deputy Prosecuting Attorney Melinda Miller.

- c) 10:30 a.m. - 11:30 a.m. Discussion with the Department of Natural Resources Deputy Supervisor of Uplands Kyle Blum Regarding Blanchard Forest; Forest Fires; and the Marbled Murrelet

Kyle Blum, Department of Natural Resources (DNR) Deputy Supervisor for State Uplands, provided a PowerPoint presentation regarding the progress for the long-term conservation planned for the Marbled Murrelet; sustainable harvest calculations which would set harvest levels on DNR managed lands for the next decade; and an update on the effort to receive full funding for the core zone for the Blanchard Strategy.

Mr. Blum complimented Kendra Smith for her hard work and dedication as a Blanchard State Trust Lands advocate on behalf of Skagit County and expressed appreciation to Skagit County as a trust beneficiary.

Mr. Blum explained that DNR was working on updating the 1997 Habitat Conservation Plan (HCP) and that DNR and United States Fish and Wildlife Service (USFWS) were serving as co-lead agencies to adopt a strategy that would be in place for the next 50 years. He spoke about the five alternatives that had been agreed upon by DNR and USFWS staff and explained

that the alternatives would be presented to the Board of Natural Resources at a meeting on November 3, 2015, for their approval for analysis and environmental review. He explained that alternatives contained different acreages of long-term forest cover on DNR managed lands. Mr. Blum said that he expected to move forward with the work on the draft Environmental Impact Statement (EIS) after a recommendation had been received from the Board of Natural Resources. The draft EIS would then be available for public comment and DNR staff would brief the Board of Natural Resources during the EIS public comment process, and depending on the nature of the public comments received, he anticipated having a final long term strategy plan ready by the end of 2016.

There was a discussion about the Endangered Species Act; forestry management best practices; funding of the Blanchard area core zone and timber sales outside of the core zone.

DNR PowerPoint Presentation:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/11022015/>

Chair Dahlstedt recessed the proceedings at 11:30 a.m.

d) 11:30 a.m. - 11:45 a.m. Proclamation Recognizing November as Hospice Month

Chair Dahlstedt reconvened the proceedings at 11:33 a.m.

Hospice of the Northwest Foundation Executive Director Wendy Rohrbacher introduced Hospice of the Northwest Services, Mount Vernon Executive Director Jean Leib; Hospice of the Northwest Foundation Development Coordinator Kacey Shoemaker, and Trustee of the Hospice of the Northwest Foundation Dianne Goddard. Ms. Rohrbacher explained that Hospice of the Northwest had served the community for more than 25 years.

Ms. Rohrbacher provided a video which is available for viewing on Hospice of the Northwest Foundation's website and can be located at: <http://www.hospicenw.org/> entitled "Kolten's Story".

Commissioner Janicki read the proclamation recognizing November 2015 as National Hospice Palliative Care Month in Skagit County and encouraged everyone to increase their understanding and awareness of care at the end of life and to observe this month with appropriate activities and programs.

Chair Dahlstedt recessed the proceedings 11:51 a.m.

e) 1:30 p.m. - 2:15 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items

f) 2:15 p.m. - 2:45 p.m. Appointment of Skagit County District Court Judge

Chair Dahlstedt reconvened the proceedings at 2:16 p.m.

Human Resources/Risk Management Senior Manager Donnie LaPlante reported that the Skagit County District Court Judges approached the Board of Skagit County Commissioners requesting that an additional District Court Judge be added to assist with the high volume of District Court cases. He noted that the County Commissioners supported the request and the State Legislature approved the request on June 30, 2015. Mr. LaPlante explained the process that was used to select the eleven candidates and noted that all of the eleven candidates were interviewed and out of those, three candidates were selected to move onto the final interview.

Chief Civil Deputy Prosecuting Attorney Melinda Miller provided information about the Secretary of State's opinion that the newly appointed Judge would be required to run for reelection in the general election in November of 2016 and in the quadrennial election in November 2018.

The Commissioners spoke about the merits of all of the candidates.

A motion was made by Commissioner Janicki to approve to appoint Tom Verge to the District Court Judge position number three commencing on January 1, 2016. **(Resolution No. R20150349)** Commissioner Wesen seconded the motion.

The vote passed on a 2 - 1 vote with Chair Dahlstedt dissenting.

g) *2:45 p.m. - 4:30 p.m. Executive Session (none scheduled as of the date of this notice)

IV. CONSENT AGENDA DISCUSSION ITEMS:

Chair Dahlstedt reconvened the proceedings at 1:31 p.m.

Facilities Management Director Dan Fitting provided information about Consent Agenda item No. 5.

Public Health Director Jennifer Johnson provided additional information about Consent Agenda item No. 8.

Behavioral Health Program Coordinator provided additional information about Consent Agenda items No. 9 and No. 10. Ms. Hinman noted that Cities of Anacortes, Burlington, Towns of Concrete, Hamilton and Lyman contributed 10%; Town of La Conner contributed 7%; Cities of Mount Vernon and Sedro-Woolley contributed 2% of their sales tax of alcohol to the County to support the Skagit County Crisis Center.

Water Resource Section Manager Michael See discussed Consent Agenda item No. 12.

V. CONSENT AGENDA FOR MONDAY, NOVEMBER 2, 2015 (items 1 through 15):

A motion was made by Commissioner Janicki to approve the Consent Agenda item 1 and items 3 through 15, vouchers and warrants for Monday, November 2, 2015. Commissioner Wesen seconded the motion.

The vote passed unanimously.

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, October 26, 2015. **(Approved)**
2. Record of the Proceedings for Tuesday, October 27, 2015. **(Pulled for consideration on a future Consent Agenda)**
3. Resolution to reappoint Greg Lee and Murray Benjamin to the Agricultural Advisory Board. Mr. Lee and Mr.

Benjamin's three-year term shall end on December 31, 2018. **(Resolution No. R20150346)**

b) ASSIGNED COUNSEL:

4. Personal Services Agreement with the Snohomish County Public Defender Association to provide consultation and representation services to defendants that are considered to be conflict of interest cases for the Skagit County Public Defender's office and that have been determined to be within the scope of indigent defense. The Agreement shall commence on January 1, 2016, and continue until December 31, 2016. Compensation shall not exceed \$134,182 for sixty (60) case assignments. **(Contract No. C20150476)**

c) FACILITIES MANAGEMENT:

5. Water Service Contract with Public Utility District No. 1 of Skagit County to secure water service for property located at 201 Suzanne Lane in Mount Vernon, Assessor Tax Parcel No. P119263. The Agreement shall commence on the date of execution and is non-terminating. Skagit County shall pay the system development fee of \$110,375. **(Contract No. C20150477)**

d) INFORMATION SERVICES:

6. Interlocal Agreement with Skagit Valley Hospital Hospice for sixty (60) hours of audio-visual production services. The Agreement shall commence on the date of execution and continue until the completion of 60 hours of audio-visual production services. Compensation shall not exceed \$6,000 and is based on a production schedule. **(Contract No. C20150478)**
7. Purchase Reimbursement Agreement No. PRA16002 between Washington State Administrative Office of the Courts (AOC) and Skagit County Superior Court for the purchase of seven (7) desktop computers and monitors. The Agreement shall commence on the date of execution and continue until February 12, 2016. AOC will reimburse Skagit County up to \$700 for each desktop computer, and \$200 for each monitor, or the actual costs, whichever is lower. **(Contract No. C20150479)**

e) PUBLIC HEALTH:

8. Personal Services Agreement with Joan Penney to schedule, prepare, organize and execute meetings for key leaders and stakeholders to define and build the structure for a County-wide summit on the issues around homelessness and the need for affordable housing in Skagit County. The summit will be conducted in mid to late January of 2016. The Agreement shall commence on the date of execution and continue until January 31, 2016. Compensation shall not exceed \$10,000 and is based on an hourly fee schedule. **(Contract No. C20150480)**
9. Amendment No. 2 to Personal Services Agreement No. C20140545 with Pioneer Human Services to provide management of the sixteen (16) bed, adult, voluntary Skagit County Crisis Center to provide integrated state-certified sub-acute detoxification and mental health crisis stabilization services. The purpose of this Amendment is to extend the term of the contract from December 31, 2015, to March 31, 2016. This Amendment increases compensation by an additional \$125,000 for a new compensation amount not to exceed \$633,212 which is funded by the .1% sales tax. All other terms and conditions of the original Agreement and subsequent Amendment shall remain in effect. **(Amendment No. A20150159)**

10. Amendment No. 2 to Personal Services Agreement No. C20150018 with Phoenix Recovery Services to provide time limited financial assistance to individuals and families with mental health and substance abuse issues who are homeless and in need of short-term assistance to either acquire and/or sustain housing. The purpose of this Amendment is to increase compensation by an additional \$9,500 in order to accommodate additional clients in need of assistance. All other terms and conditions of the original Agreement shall remain the same including the end date of December 31, 2015. The new compensation shall not exceed \$25,000 and is funded by the .1% sales tax. **(Amendment No. A20150160)**

f) PUBLIC WORKS:

11. Resolution amending Skagit County Resolution No. R20150085 appointing new members and alternates to the Skagit County Marine Resources Committee (MRC) and updating the membership roster. Resolution No. R20150085 shall be amended as follows: Sarah Tchang shall be appointed to replace Teri Switalski, representing the Port of Anacortes interest group, and Teri Switalski shall be appointed as Sarah Tchang's alternate; Todd Woodard shall be appointed to replace Christine Woodward, representing the Samish Indian Nation interest group, and Christine Woodward shall be appointed as Todd Woodard's alternate; and all other current members shall be reappointed in their capacities. **(Resolution No. R20150347)**
12. Resolution to call for a public hearing to consider testimony regarding a proposal to amend Skagit County Code 6.68 "Clean Water (Shellfish Protection) District" to establish a flat per parcel charge for the assessment of Clean Water Program rates and charges instead of the rate being based on the average or actual amounts of impervious surface per parcel. The public hearing is scheduled to take place on Monday, November 16, 2015, at 11:00 a.m., in the Commissioners' Hearing Room. **(Resolution No. R20150348)**
13. Amendment No. 2 to Personal Services Agreement No. C20140052 with Eric Nelson to provide monitoring of conservation easements for the Farmland Legacy Program. The purpose of this Amendment is to extend the expiration date of the Agreement from December 31, 2015, to December 31, 2016. This Amendment also increases the annual compensation by an additional \$40,000 for a new compensation amount not exceed \$120,000. All other terms and conditions of the original Agreement and subsequent Amendment shall remain in effect. **(Amendment No. A20150161)**

g) RISK MANAGEMENT:

14. Personal Services Agreement with End Results Training, LLC to provide specialized training for Skagit County Sheriff's Department and Juvenile Detention Correction employees. Training will include defensive tactics; Taser use; proper pat/frisk search; proper use of force; scenario training; court/medical transport; proper verbal skills; complaint/combatative cuffing; ground survival tactics; documentation of force; and other trainings as requested. The Agreement shall commence on the date of execution and continue until December 31, 2016. Compensation shall not exceed \$10,000 and is based on a fee schedule. **(Contract No. C20150481)**

h) SHERIFF:

15. Memorandum of Agreement with the NW LEARN Board c/o Northwest Regional Council to formalize the loan of funds from the NW LEARN Board Regional Balance to Skagit County Sheriff. NW LEARN Board will loan the Skagit County Sheriff \$47,000 in Regional Funds to obtain digital connectivity on Devil's Mountain and complete the simulcast system. Skagit County Sheriff shall repay the \$47,000 with no interest at a minimum of \$10,000 per year for the first

four years to the extent there is still money due, and in the fifth year any remaining balance shall be due in full. The Agreement shall commence on January 1, 2016, and continue until December 31, 2021, or until the full amount of \$47,000 is repaid to the NW LEARN Regional Fund Balance. **(Contract No. C20150482)**

VI. MISCELLANEOUS AGENDA (items 1 through 4):

Emergency Medical Services Director Mark Raaka was present to provide additional information about Miscellaneous Agenda items No. 1 through 4.

A motion was made by Commissioner Janicki to approve Miscellaneous Agenda items 1 through 4. Commissioner Wesen seconded the motion.

The vote passed unanimously.

a) EMERGENCY MEDICAL SERVICES:

1. Personal Services Agreement with Hollis Consulting to conduct team building training for Central Valley Ambulance Authority Medical Service Officers, Field Training Officers and Administrative personnel on November 16, and November 17, 2015, and communication and relationship building skills training on February 8, and February 9, 2016. The Agreement shall commence on November 1, 2015, and continue until March 31, 2016. Compensation shall not exceed \$4,000 for four days of training. **(Contract No. C20150483)**
2. Interlocal Cooperative Agreement with Fire District No. 7 for the provision of trauma verified basic life support (BLS) services. The County will reimburse the Fire District for the costs of implementing and maintaining of the electronic Patient Care Report (ePCR) data collection system, dispatch fees as well reimbursement for disposable supplies with documentation until the implementation of the centralized Skagit County EMS ordering system is in place. The Agreement shall commence upon the date of execution and continue until December 31, 2018. Compensation is based on a fee schedule. **(Contract No. C20150484)**
3. Interlocal Cooperative Agreement with Fire District No. 14 for the provision of trauma verified basic life support (BLS) services. The County will reimburse the Fire District for the costs of implementing and maintaining of the electronic Patient Care Report (ePCR) data collection system, dispatch fees as well reimbursement for disposable supplies with documentation until the implementation of the centralized Skagit County EMS ordering system is in place. The Agreement shall commence upon the date of execution and continue until December 31, 2018. Compensation is based on a fee schedule. **(Contract No. C20150485)**
4. Interlocal Cooperative Agreement with Fire District No. 17 for the provision of trauma verified basic life support (BLS) services. The County will reimburse the Fire District for the costs of implementing and maintaining of the electronic Patient Care Report (ePCR) data collection system, dispatch fees as well reimbursement for disposable supplies with documentation until the implementation of the centralized Skagit County EMS ordering system is in place. The Agreement shall commence upon the date of execution and continue until December 31, 2018. Compensation is based on a fee schedule. **(Contract No. C20150486)**

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 Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$76,327.92 (Transmittal No. C-161-15); and
 - b) ACH Transfer Request Form and Certification to Delta Dental from Clearing Fund 696 in the total dollar amount of \$56,737.73 (Transmittal No. C-162-15); and
 - c) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$138,996.01 (Transmittal No. C-163-15); and
 - d) Warrants numbered 430692 through 431100 from Clearing Fund 696 in the total dollar amount of \$3,856,732.21 (Transmittal No. C-164-15).

VIII. ADJOURNMENT:

Chair Dahlstedt adjourned the proceedings at 2:26 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Kenneth A. Dahlstedt, Chair

Lisa Janicki, Commissioner

Ron Wesen, Commissioner

ATTEST:

Clerk of the Board