

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, MARCH 21, 2016**

The Skagit County Board of Commissioners met in regular session on Monday, March 21, 2016, with Chair Lisa Janicki, Commissioner Ron Wesen, and Commissioner Kenneth A. Dahlstedt present.

I. CALL TO ORDER:

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

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

- a) *8:30 a.m. - 9:30 a.m. Briefing - County Commissioners/County Administrator with Public Works; Planning and Development Services; Public Health and Emergency Medical Services
- b) 1:30 p.m. - 2:30 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items
- c) *2:30 p.m. - 3:30 p.m. Executive Session (Potential Litigation (RCW 42.30.110(1)(i)))

The Commissioners attended an executive session on Monday, March 21, 2016, from 2:30 p.m. to 3:35 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 and Director of Public Works Dan Berentson.

The Commissioners attended an executive session on Monday, March 21, 2016, from 3:40 p.m. to 4:00 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 Civil Deputy Prosecuting Attorney Will Honea. Other attendees included: Skagit County Administrator Tim Holloran, Director of Planning and Development Services Dale Pernula, Assistant Director of Planning and Development Services Ryan Walters and Code Compliance Officer Sandra Perkins.

- d) *5:00 p.m. - 6:00 p.m. Community Action Board Social (Woolley Market, 829 Metcalf Street, Sedro-Woolley)

IV. DISCUSSION CONSENT ITEMS:

Human Services Manager Rebecca Clark provided additional information on Consent Agenda item #14.

Construction Section Manager David Walde provided additional information on Consent Agenda item #16.

River Improvement/Watershed Planner Kara Symonds provided additional information on Consent Agenda item #18 and #19.

Operations Manager Bob Hicks provided additional information on Consent Agenda item #33.

Commissioner Ron Wesen provided additional information on what he learned about Consent Agenda items #11, #12, and #23 since Parks, Recreation, and Fair Director Brian Adams and EMS Director Mark Raaka were unable to attend session and answer questions.

V. CONSENT AGENDA FOR MONDAY, MARCH 21, 2016 (items 1 through 21):

A motion was made by Commissioner Wesen to approve Consent Agenda items 1 through 21, Ratification Agenda items 22 through 27, vouchers and warrants for Monday, March 21, 2016. Commissioner Dahlstedt seconded the motion.

The vote passed unanimously.

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, March 14, 2016. **(Approved)**
2. Record of the Proceedings for Tuesday, March 15, 2016. **(Approved)**
3. Resolution appointing Kathleen Jett to the Skagit County Planning Commission to fill the vacant position in District 1. Her term will end on August 31, 2017. **(Resolution No. R20160079)**

b) ADMINISTRATIVE SERVICES:

4. Amendment A to Agreement No. C20150385 with Washington State Military Department's Emergency Management Division and State Enhanced 911 Funds, Contract Number E16-033, for the reimbursement of eligible coordinator professional development expenses incurred described in WAC 118-66-060 and E911 policies (which includes attending Advisory Committee meetings, Travel Reimbursement Policy, Coordinator Forum Policy, Training Policy, Public Education Policy.) This Amendment adjusts the funds based on updated expenditures and projected revenues, and decreases compensation by \$1,400. The term remains the same, ending August 15, 2016. Reimbursement to Skagit County shall not exceed \$53,100. **(Amendment No. A20160029)**

c) BUDGET AND FINANCE:

5. Resolution to correct Resolution No. R20160066 establishing 2015 Cost Allocations to County Funds. **(Resolution No. R20160080)**
6. Funding Agreement with the City of Burlington to distribute economic development funds pursuant to RCW

82.14.370. Funds will be used to reimburse the City for the expense of membership in the Economic Development Association of Skagit County. The Agreement commenced on January 1, 2016, pursuant to Resolution No. R20150384, and ends on December 31, 2016. Compensation shall not exceed \$7,500. **(Contract No. C20160127)**

d) HUMAN RESOURCES:

7. Labor Agreement between the Skagit County Prosecutor, Skagit County and Skagit County Prosecuting Attorneys' Guild for the period of January 1, 2014 through December 31, 2016 providing a 2% wage adjustment for 2015 and 2016 respectively. **(Contract No. C20160128)**

e) INFORMATION SERVICES:

8. Resolution declaring a sole source provider for the purchase of Spillman Technology for a public safety system software upgrade for the procurement of five (5) additional Fire Mobile Licenses for Fire District No. 6 and No. 14. **(Resolution No. R20160081)**
9. Addendum No. 20 to Contract No. 00484 with Spillman Technologies, Inc. for the procurement of the additional Spillman Fire Mobile Licenses for Fire District No. 6 and No. 14. This Addendum increases compensation by \$4,069 including sales tax and excluding ongoing maintenance costs. The new estimated compensation amount shall not exceed \$891,478. All other terms and conditions of the original Agreement and subsequent Addendum's shall remain in effect. **(Amendment No. A20160030)**
10. Amendment No. 1 to Personal Services Agreement No. C20150578 with Ivoxy Consulting, LLC to provide troubleshooting, configuration, architecture recommendations, training and other functions as needed to assist Skagit County in the management and operation of the NetApp Storage Area Network and VMWare Virtual Server system environment. This Amendment increases compensation by \$15,000 in order to perform a survey of Skagit County's virtual network and perform updates that may be needed at that time. The term remains the same, ending December 31, 2016. Compensation shall not exceed \$35,000 plus applicable taxes and is based on a rate schedule. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20160031)**

f) PARKS, RECREATION AND FAIR:

11. Agreement with the State of Washington Department of Agriculture Fairs Program to provide grant funds for the completion of a new roof on Building F at the Skagit County Fairgrounds located at 479 West Taylor Street, Mount Vernon. Total project cost shall not exceed \$30,784.71, of which Skagit County will be reimbursed half by the Washington State Department of Agriculture in the amount of \$15,392.35. **(Contract No. C20160129)**
12. Personal Services Agreement with Sturdy Engineering Corporation to measure existing structure, (Building C, Skagit County Fairgrounds) analyze existing dead and snow loading, design and detail center column connections to transfer loads to existing concrete slab or detail new footing for columns in order to ensure building stabilization. The Agreement shall commence on the date of execution and continue until December 31, 2016. Compensation shall not exceed \$1,200. **(Contract No. C20160130)**

g) PUBLIC HEALTH:

13. Resolution calling for a second public hearing to consider testimony regarding the 2016-2017 Action Plan to the HOME

Investment Partnerships Program. The second public hearing is scheduled for Tuesday, May 3, 2016, at 10:30 a.m. or as soon thereafter as possible in the Commissioners' Hearing Room. **(Resolution No. R20160082)**

14. Amendment No. 2 to Personal Services Agreement No. C20150318 with Denna Vandersloot dba Vandersloot Training and Consulting to provide a treatment model to high quality integrated behavioral health services for individuals with chronic substance use disorders and/or mental illness. The purpose of this Amendment is to extend the term from June 30, 2016, to December 31, 2016, and increase compensation by \$100,000 for the continuation of research and consultation regarding transition of behavioral health services and models from North Cascades Gateway Center. Scope of Work will also include regional behavioral health planning and jail behavioral health services. Total compensation shall not exceed \$130,000 and is totally funded by North Sound Behavioral Health Organization. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20160032)**
15. Interlocal cooperative Agreement with North Sound Behavioral Health Organization, LLC to enhance access to Wraparound with Intensive Services (WISE) for children and their families in Skagit County. This Agreement shall commence on the date of execution and continue until March 31, 2016. Compensation shall not exceed \$29,167. **(Contract No. C20160131)**

h) PUBLIC WORKS:

16. Resolution for the approval of maps, plans, and specifications and call for bids for the abandoned railroad bridge removal of large woody debris project #WA110021. The bid opening is scheduled to take place on Monday, April 11, 2016, at 2:30 p.m. or as soon as possible thereafter in the Commissioners' Hearing Room. **(Resolution No. R20160083)**
17. Vendor Services Agreement with Ericksen & Svendsen Inc. for the procurement of Road Maintenance Materials which include gravel products as listed in "Exhibit A". This Agreement shall commence on the date of execution and continue through March 31, 2017. Compensation shall not exceed \$50,000. **(Contract No. C20160132)**
18. Grant Deed of Conservation Easement between Skagit County and Nelson Properties LLC to extinguish two development rights on 130 acres, Parcel numbers P15892, P15901, P15903, P15905, P15907, P15924, and P15941. The Agreement shall commence on the date of execution and continue into perpetuity. Compensation shall not exceed \$350,000, of which the Washington State Recreation and Conservation Office will reimburse Skagit County in the amount of \$119,000 pursuant to Agreement No. C20150452. **(Contract No. C20160133)**
19. Grant Deed of Conservation Easement between Skagit County and Nelson Properties LLC to extinguish one development right on 24 acres, Parcel number P15877. The Agreement shall commence on the date of execution and continue into perpetuity. Compensation shall not exceed \$130,000, of which the Washington State Recreation and Conservation Office will reimburse Skagit County in the amount of \$48,350 pursuant to Agreement No. C20150452. **(Contract No. C20160134)**
20. Vendor Services Agreement with Powerscreen of WA 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, 2017. Compensation shall not exceed \$50,000. **(Contract No. C20160135)**
21. Vendor Services Agreement with Pape Machinery, Inc. 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, 2017. Compensation shall not exceed \$100,000. **(Contract No. C20160136)**

VI. RATIFICATION AGENDA (items 22 through 37):

i) EMERGENCY MEDICAL SERVICES:

22. Resolution authorizing the execution of a Personal Services Agreement with ESO Solutions, Inc. to provide onsite training for the implementation of the EPCr system for all Advanced and Basic Life Support Providers in Skagit County. The Agreement was not executed before commencement of services due to the delay in receiving a signed, finalized copy of the contract terms. **(Resolution No. R20160084)**
23. Personal Services Agreement with ESO Solutions, Inc. to provide onsite training for the implementation of the EPCr system for all Advanced and Basic Life Support Providers in Skagit County. The Agreement commenced on May 25, 2015, and continues until March 31, 2016. Total compensation shall not exceed \$8,485. **(Contract No. C20160137)**

j) PROSECUTING ATTORNEY:

24. Resolution authorizing the execution of a Personal Services Agreement with Mark R. McClung, MD, to provide expert witness services and testimony in the matter of the State of Washington v. Jason Becketl, Skagit County Superior Court Cause No. 15-1-00003-8. An Agreement could not be executed before services were needed for the review of records. **(Resolution No. R20160085)**
25. Personal Services Agreement with Mark R. McClung, MD, to provide expert witness services and testimony in the matter of the State of Washington v. Jason Becketl, Skagit County Superior Court Cause No. 15-1-00003-8. The Agreement commenced on February 1, 2016, and shall continue until July 31, 2017. Compensation shall not exceed \$15,000 and is based on a rate sheet. **(Contract No. C20160138)**
26. Resolution authorizing the execution of a Personal Service Contract with the Washington State Criminal Justice Training Commission (WSCJTC) to secure the expertise of Rosemary Kaholokula with facilitating practice interviews to assist the WSCJTC during sessions of course #5357 held during 2016. Sufficient notice was not provided to execute the Contract before services were requested. **(Resolution No. R20160086)**
27. Personal Service Contract with the Washington State Criminal Justice Training Commission (WSCJTC) to secure the expertise of Rosemary Kaholokula with facilitating practice interviews to assist the WSCJTC during sessions of course #5357 held during 2016. The Contract commenced on March 3, 2016, and ends on June 30, 2016. Compensation shall not exceed \$2,100. **(Contract No. C20160139)**

k) PUBLIC HEALTH:

28. Resolution authorizing the execution of a Personal Services Agreement with The Arc, Whatcom County, to provide growth of community resources for parents and caregivers in Skagit County. After document review, receipt of the Agreement occurred after the date of commencement. **(Resolution No. R20160087)**
29. Personal Services Agreement with The Arc, Whatcom County, to provide growth of community resources for parents and caregivers in Skagit County. The Agreement commenced on January 1, 2016, and shall continue until December 31, 2016. Compensation shall not exceed \$15,000 and is funded by State Millage Funds. **(Contract No. C20160140)**

30. Resolution authorizing the execution of an Agreement with Educational Service District 105, ESD 105 Contract No. 9001500061, for Northwest High Intensity Drug Trafficking Area Prevention/Public Education Initiative to aid in the reduction of adverse behaviors and support treatment and provide effective demand-reduction programs. It was important to continue to provide services before execution of the Agreement. **(Resolution No. R20160088)**
31. Agreement with Educational Service District 105, ESD 105 Contract No. 9001500061, for Northwest High Intensity Drug Trafficking Area Prevention/Public Education Initiative to aid in the reduction of adverse behaviors and support treatment and provide effective demand-reduction programs. The Agreement commenced on January 1, 2015, and shall continue until December 31, 2016. Compensation to Skagit County shall not exceed \$7,600. **(Contract No. C20160141)**
32. Resolution authorizing the execution of a Grant Agreement with the Washington State Department of Commerce, Contract No. 15-62210-019, through the Community Development Block Grant (CDBG) Program Economic Opportunity Grant for the infrastructure assistance for a farm microenterprise business. Administrative delays were experienced by the Department of Commerce in drafting an Agreement with Skagit County for the award of the funds. **(Resolution No. R20160089)**
33. Grant Agreement with the Washington State Department of Commerce, Contract No. 15-62210-019, through the Community Development Block Grant (CDBG) Program Economic Opportunity Grant for the infrastructure assistance for a farm microenterprise business. The Agreement commenced on August 27, 2015, and shall end on December 30, 2018. Compensation from the U.S. Department of Housing and Urban Development shall not exceed \$900,000. **(Contract No. C20160142)**

l) PUBLIC WORKS:

34. Resolution authorizing the execution of U.S. Homeland Security Grant Agreement No. E16-173 between Skagit County and the Washington State Military Department for emergency management performance and prevention activities. Grant documents were not received from the Washington State Military Department until February 2016 for execution. **(Resolution No. R20160090)**
35. U.S. Homeland Security Grant Agreement No. E16-173 between Skagit County and the Washington State Military Department for emergency management performance and prevention activities. The Agreement commenced on June 1, 2015, and shall continue until August 31, 2016. Compensation to Skagit County shall not exceed \$60,555. **(Contract No. C20160143)**

m) SHERIFF:

36. Resolution authorizing the acceptance of an award of funds from a Federal Financial Assistance Grant Application, Federal Award Identification No. 3316FAS160153, between the Washington State Parks and Recreation Commission and Skagit County to assist local marine law enforcement and boating safety programs. The Award Letter was not received in time to execute before March 1, 2016. **(Resolution No. R20160091)**
37. Washington State Parks & Recreation Commission 2016 Marine Patrol Federal Financial Assistance Grant Award Letter, Federal Award Identification No. 3316FAS160153, for marine law enforcement and boating safety programs. The grant period commenced on March 1, 2016, and continues until September 30, 2016. Compensation to Skagit County

shall not exceed \$18,395.58. **(Contract No. C20160144)**

VII. MISCELLANEOUS AGENDA (1 item):

a) INFORMATION SERVICES:

1. Interlocal Cooperative Agreement between Skagit County, the City of Mount Vernon, and Skagit 911 to install redundant fiber optic lines on the East side of property located at 2911 East College Way. This Agreement shall commence on the date of execution and continue until December 31, 2017. Total compensation shall not exceed \$20,000, of which Skagit County shall pay two-thirds and Skagit 911 shall pay one-third to the City of Mount Vernon. **(Contract No. C20160145)**

Information Services Director Mike Almvig provided information regarding the fiber optic project and Chair Janicki announced that she would be abstaining from voting on the matter since she had already signed the Agreement as Chair of the EMC Commission for Skagit 911.

A motion was made by Commissioner Wesen to approve the Interlocal Cooperative Agreement between Skagit County, the City of Mount Vernon, and Skagit 911 to install redundant fiber optic lines on the East side of property located at 2911 East College Way. Commissioner Dahlstedt seconded the motion.

The vote passed unanimously.

IX. ADJOURNMENT:

Chair Janicki adjourned the proceedings at 1:51 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Lisa Janicki, Chair

Ron Wesen, Commissioner

Kenneth A. Dahlstedt, Commissioner

ATTEST:

Clerk of the Board