

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, OCTOBER 23, 2017**

The Skagit County Board of Commissioners met in regular session on Monday, October 23, 2017, with Chair Ron Wesen, Commissioner Kenneth A. Dahlstedt, and Commissioner Lisa Janicki present.

I. CALL TO ORDER:

Chair Wesen called the proceedings to order at 9:31 a.m.

II. PLEDGE OF ALLEGIANCE:

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

III. AGENDA:

a) *8:30 a.m. - 9:30 a.m. Briefing - Commissioners/County Administrator with Public Works, Planning and Development Services, Parks, Recreation and Facilities Management Departments

b) 9:30 a.m. - 10:00 a.m. Public Works - Dan Berentson, Director:

Public Works Director Dan Berentson and County Engineer Paul Randall-Grutter were present to introduce the agenda item.

Transportation/Programs Section Manager Forrest Jones provided a PowerPoint presentation outlining the quiet zone policy and procedures. Mr. Jones noted that County staff had determined that the current policies and procedures for the creation of railroad quiet zones, pursuant to Resolution No. R20150318, and the current terms of the Railroad Quiet Zone Funding Agreement with Blanchard Quiet Zone, LLC, Skagit County Control No. C20160297, were not consistent with or appropriate for use with the proposed establishment of a Blanchard area railroad quiet zone.

Link to PowerPoint Presentation:

<ftp://ftp.skagitcounty.net/countycommissioners/documents/agendapackets/10232017/>

1. Public Hearing to Consider Testimony Regarding Amendments to Policies and Procedures for the Creation of Railroad Quiet Zones in Skagit County

Chair Wesen opened the public hearing at 9:36 a.m.

Steve Reimer, Tom Wake, and Oscar Graham of the Blanchard area addressed concerns they had about terminating the current funding agreement without having a new agreement in place.

Mr. Reimer suggested that changes should be made to the proposed Resolution that would authorize the new funding agreement to supersede the old agreement. He indicated that this would provide for a seamless transition from the old agreement to the new and the community would not be left without an agreement. Mr. Reimer said that the amount of \$17,909 that the community had already paid under the old agreement should be transferred to the new agreement which would leave a balance to be paid back to the Blanchard Quiet Zone, LLC.

Seeing no further public testimony forthcoming, Commissioner Dahlstedt made a motion to close the public hearing at 9:43 a.m. Commissioner Janicki seconded the motion which passed unanimously.

Civil Deputy Prosecuting Attorney Steve Fallquist addressed the communities concerns about the gap in time caused by the termination of the old agreement. He said that the intent of the proposed Resolution was that the new agreement would supersede any

previous agreement. Mr. Fallquist recommended that the Commissioners approve the Resolution to amend the policies and procedures for the creation of a railroad quiet zone in Skagit County.

There was a discussion about the cost-sharing amount and the Commissioners directed Public Works to present the new Funding Agreement on the Consent Agenda on Monday, October 30, 2017.

2. Possible Action: Motion to Approve a Resolution to Amend the Policies and Procedures for the Creation of a Railroad Quiet Zone in Skagit County

A motion was made by Commissioner Dahlstedt to approve the Resolution to amend policies and procedures for the creation of railroad quiet zones in Skagit County. **(Resolution No. R20170208)** Commissioner Janicki seconded the motion.

The vote passed unanimously.

Chair Wesen recessed the proceedings at 9:53 a.m.

- c) 1:00 p.m. - 1:30 p.m. Certificate of Commendation for Barbara Gibbons - Public Works Department

Chair Wesen reconvened the proceedings at 1:00 p.m. and excused Commissioner Janicki's absence.

Public Works Director Dan Berentson and County Engineer Paul Randall-Grutter were present to introduce the agenda item.

Water Quality Analyst Rick Haley, Executive Assistant Katie McCulloch, and Survey Technician Bob Prater shared stories about Ms. Gibbons tenure with Public Works and wished her well in her retirement.

Ms. Gibbons thanked her coworkers and said that she had enjoyed her time with Skagit County.

The Commissioners thanked Ms. Gibbons for her many years of service with Skagit County and presented her with a certificate of commendation.

Chair Wesen recessed the proceedings at 1:29 p.m.

- d) 1:30 p.m. - 2:30 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items
- e) *2:30 p.m. - 4:30 p.m. Executive Session (None Scheduled as of the Date of this Notice)

There were no executive sessions scheduled for the week of October 23, 2017.

IV. CONSENT AGENDA ITEMS FOR FURTHER DISCUSSION:

Solid Waste Division Manager Margo Gillaspay provided additional information about Consent Agenda item no. 13.

Water Resources Technician Tracy Alker provided additional information about Consent Agenda item no. 15.

Surface Water Section Manager Jan Flagan provided additional information about Consent Agenda item no. 16.

V. CONSENT AGENDA FOR MONDAY, OCTOBER 23, 2017 (items 1 through 16):

A motion was made by Commissioner Dahlstedt to approve the Consent Agenda items 1 through 16, including all items requiring ratification, vouchers and warrants for Monday, October 23, 2017. Chair Wesen seconded the motion.

The vote passed unanimously. Commissioner Lisa Janicki's absence was excused

a) COMMISSIONERS:

1. Record of the Proceedings for Wednesday, October 11, 2017. **(Approved)**
2. Record of the Proceedings for Monday, October 16, 2017. **(Approved)**
3. Record of the Proceedings for Tuesday, October 17, 2017. **(Approved)**

b) EMERGENCY MEDICAL SERVICES:

4. Amendment No. 6 to Personal Services Agreement No. C20140640 with City of Anacortes for the provision of trauma and verified ambulance services 24 hours per day/7 days per week. This Amendment updates Exhibit "B" Compensation to reflect the 2% increase authorized in the adopted budget. The 2017 monthly compensation amount shall not exceed \$70,331.04. The term remains the same, ending December 31, 2018. All other terms and conditions of the original Agreement and subsequent Amendments remain in effect. **(Amendment No. A20170122)**

c) FACILITIES MANAGEMENT:

5. Resolution to declare an emergency and waive the bidding requirements due to the need to repair leaks on the roof at the Skagit County Commissioners' Administrative Building located at 1800 Continental Place in Mount Vernon. **(Resolution No. R20170209)**
6. Vendor Services Agreement with Hytech Roofing Inc. to repair leaks on the roof at the Skagit County Commissioners' Administrative Building located at 1800 Continental Place in Mount Vernon. Compensation shall not exceed \$5,285 plus applicable sales tax. The Agreement is ratified to commence on September 25, 2017, and shall continue for four months from the date of execution. **(Contract No. C20170478)**
7. Personal Services Agreement with Carletti Architects, P.S. to provide security improvements to the reception area at the Commissioners' Administrative Building, located at 1800 Continental Place in Mount Vernon. The work includes research, construction documents, technical specifications, and construction administration for various tenant improvements and security upgrades with the existing Skagit County Commissioners' and Planning Departments. Compensation shall not exceed \$50,000 and is based on fee schedule. The Agreement shall commence on the date of execution and shall continue until December 31, 2018. **(Contract No. C20170479)**

d) PUBLIC HEALTH:

8. Resolution to call for a public hearing to consider testimony regarding the final report for Planning Only Community Development Block Grant for a Housing Needs Assessment in partnership with Skagit Council of Governments. The programming period was July 2016 through September 2017. The public hearing is scheduled to take place on Monday, November 6, 2017, at 11:30 a.m., or as soon thereafter as possible, in the Skagit County Commissioners' Hearing Room. **(Resolution No. R20170210)**
9. Amendment No. 1 to Personal Services Agreement No. C20170173 with Community Action of Skagit County to provide rental assistance vouchers issued by Compass Health Skagit for a minimum of ten (10) eligible clients enrolled in the Assertive Community Treatment (PACT) Program. This Amendment increases compensation from \$37,000 to \$57,000, which is funded by the 1/10th of 1% chemical dependency or mental health treatment sales tax. The term of the Agreement is extended from December 31, 2017, to June 30, 2018, to align with the funding sources fiscal year. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20170123)**
10. Amendment No. 1 to Personal Services Agreement No. C20160561 with Community Action of Skagit County to provide administration services through the Tenant-Based Rental Assistance Program. This Amendment extends term of the Agreement from December 31, 2017, to June 30, 2018, to align with the funding sources' fiscal year. Compensation remains at an amount not to exceed \$25,000. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20170124)**

11. Amendment No. 1 to Personal Services Agreement No. C20160525 with Community Action of Skagit County to process mileage reimbursement requests to Meals on Wheels Volunteers. This Amendment replaces Exhibit "B" Compensation, and increases compensation from \$11,000 to \$13,000 due to an increase of Meals on Wheels enrollment and the need for delivered meals. The term of the Agreement remains the same, ending on December 31, 2017. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20170125)**
 12. Interlocal Cooperative Agreement with North Sound Behavioral Organization to provide funds to enhance access to Wraparound with Intensive Services (WISe) for children and their families in Skagit County. Compensation shall not exceed \$30,000 and is funded by the 1/10th of 1% chemical dependency or mental health treatment sales tax. The Agreement shall commence on the date of execution and continue until December 31, 2017. **(Contract No. C20170480)**
- e) PUBLIC WORKS:
13. Amendment No. 1 to Vendor Services Agreement No. C20170273 with Overhead Door Company of Bellingham for inspection and repair of roll-up doors at the Skagit County Recycling and Transfer Station. This Amendment reflects the additional repairs that were discovered during the inspection of the 15-rollup doors at the Skagit County Transfer and Recycling Station. Compensation is increased by an additional \$12,000 for a new compensation amount not to exceed \$22,000. The terms remains the same, ending on June 11, 2018. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20170126)**
 14. Amendment No. 1 to Vendor Services Agreement No. C20150461 with Lithtex NW to print, store, and supply single ride tickets, commuter punch card tickets, and miscellaneous tickets for the Guemes Island Ferry. This Amendment exercises the County's option pursuant to paragraph 5 of the original Agreement to extend the term for one (1) year. The term of the Agreement shall be extended from October 19, 2017, to October 18, 2018. **(Amendment No. A20170127)**
 15. Grant Agreement No. SEANWS-2017-SkCoPW-00002 with Northwest Straits and the Washington State Department of Ecology to help support Skagit County Marine Resources Committee's (MRC) operations and projects which include Fidalgo Bay Day, Salish Sea Stewards, pinto abalone, and Kids on the Beach. Compensation to Skagit County shall not exceed \$74,000 and is funded through the Puget Sound Partnership's Puget Sound Action Agenda: Technical Investigations and Implementation Assistance Program, CFDA #66.123. The Agreement is ratified to commence on October 1, 2017, and shall continue until September 30, 2018. **(Contract No. C20170481)**
 16. Interlocal Cooperative Agreement with Drainage and Irrigation Improvement District 17 to replace the Big Ditch outlet infrastructure with two, 8' x 10' side-hinged aluminum tidegates, attached to a winged, 30 foot-wide concrete structure with the remaining void spanning Big Ditch to be diked as needed. The tidegate replacement project is also intended to benefit surface water management properties that are assessed by District 17 and by the Skagit County Drainage Utility. The County shall reimburse District 17 for a portion of the cost of the replacement in an amount not exceed \$25,000. The Agreement shall commence on the date of execution shall continue until September 1, 2018. **(Contract No. C20170482)**

VI. MISCELLANEOUS AGENDA (items 1 through 3):

Facilities Management Coordinator Ken Hansen provided additional information about Miscellaneous Agenda item no. 1.

Commissioners Dahlstedt discussed Miscellaneous Agenda item no. 2.

Prosecutor Rich Weyrich and Senior Civil Deputy Prosecuting Attorney Will Honea provided additional information about Miscellaneous Agenda item no. 3.

a) FACILITIES MANAGEMENT:

1. Lease Agreement with Eagles Nest View LLC to lease premises located at 1129 Dale Lane,

Unit A, in Mount Vernon to provide storage for Skagit County records. The base monthly rental shall be \$1,250 for the first year, \$1,289 for the second year, and \$1,328 for the third year. The Agreement shall commence on the date of execution and shall continue for three years. **(Contract No. C20170483)**

A motion was made by Commissioner Dahlstedt to approve Miscellaneous Agenda item no. 1. Chair Wesen seconded the motion.

The vote passed unanimously. Commissioner Lisa Janicki's absence was excused

b) **PARKS, RECREATION AND FAIR:**

2. Real Estate Purchase and Sale Agreement between Michael Balise and Magda Moss-Balise (sellers) and Skagit County (buyer) for the purchase of real property commonly known as Skagit County Assessor Tax Parcel No. P45194 in Skagit County. Purchase price shall be \$115,500 payable to the seller at closing. The Agreement shall commence on the date of execution. **(Contract No. C20170484)**

A motion was made by Commissioner Dahlstedt to approve Miscellaneous Agenda item no. 2. Chair Wesen seconded the motion.

The vote passed unanimously. Commissioner Lisa Janicki's absence was excused

c) **PROSECUTING ATTORNEY:**

3. Resolution authorizing the legal action in the name of Skagit County against Opioid Manufacturers and other appropriate or necessary persons to abate the harm caused by opioid products. **(Resolution No. R20170211)**

A motion was made by Commissioner Dahlstedt to approve Miscellaneous Agenda item no. 3. Chair Wesen seconded the motion.

The vote passed unanimously. Commissioner Lisa Janicki's absence was excused

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 \$164,693.85 (Transmittal No. C-140-17); and
 - b) Warrants numbered 469584 through 469912 from Clearing Fund 696 in the total dollar amount of \$5,636,889.95 (Transmittal No. C-141-17).

VIII. **ADJOURNMENT:**

Chair Wesen adjourned the proceedings at 2:00 p.m.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Ron Wesen, Chair

Kenneth A. Dahlstedt, Commissioner

Lisa Janicki, Commissioner

ATTEST:

Clerk of the Board