

SKAGIT COUNTY COMMISSIONERS' AGENDA

I. SUNDAY, DECEMBER 19, 2010:

- a) *2:30 p.m. – 3:30 p.m. Skagit Habitat for Humanity – Home Dedication Celebration
(1011 Polte Road, Sedro-Woolley)

II. MONDAY, DECEMBER 20, 2010:

- a) *8:30 a.m. – 10:30 a.m. Briefing - County Commissioners/County Administrator
- b) 1:30 p.m. – 2:00 p.m. Consent Agenda and Miscellaneous Items
- c) *2:00 p.m. – 3:00 p.m. Executive Session (Potential Litigation)

III. TUESDAY, DECEMBER 21, 2010:

- a) *7:00 a.m. – 8:45 a.m. Skagit Conservation District Annual Partnership Meeting (Best Western Cotton Tree, 2300 Market Street, Mount Vernon)
- b) 8:45 a.m. – 9:00 a.m. Budget and Finance – Trisha Logue, Director:
1. Public Hearing to Consider Testimony Regarding the 2010 Budget Amendment
- c) 9:00 a.m. – 9:30 a.m. Budget and Finance – Trisha Logue, Director:
1. Public Hearing to Consider Testimony Regarding the 2011 Levy Rates
- d) 10:30 a.m. – 11:30 a.m. Planning and Development Services - Gary Christensen, Director:
1. Discussion and Possible Action: Special Use Modification Request (PL10-0471) for the Hillside Motel Expansion to Extend the Permit Expiration Timeframe (PL07-0407, Condition No. 13) by Two Years
- e) 11:30 a.m. – 11:45 a.m. Public Comment Period
- f) 3:00 p.m. – 3:30 p.m. Presentations: Certificates of Commendation for Jerry Jewett, Skagit County Planning Commission and Paul Koetje, Skagit County Board of Equalization
- g) 3:30 p.m. – 4:30 p.m. Planning and Development Services, Gary Christensen, Director:
1. Continuance: Closed Record Hearing to Consider the Hearing Examiner's Recommendation for Denial Regarding Variance Request PL10-0298 by Victor Benson to allow modification of Variance V88-002
2. Discussion and Possible Action: Planning Commission Recommendation on the Guemes Island Subarea Plan
3. Miscellaneous

IV. WEDNESDAY, DECEMBER 22, 2010:

- a) *8:00 a.m. – 9:30 a.m. Breakfast with Elected Officials (Calico Cupboard, 121 Freeway Drive, Mount Vernon)

V. FRIDAY, DECEMBER 24, 2010:

CHRISTMAS HOLIDAY OBSERVED – COUNTY OFFICES CLOSED

Continued OVER....

FUTURE PUBLIC HEARINGS:

Tuesday, December 28, 2010, 9:30 a.m. To Consider Testimony Regarding Amending the 2010 Skagit County Budget

Tuesday, January 4, 2011, 11:00 a.m. To Consider Testimony Regarding Revision No. 1 to the 2011 – 2016 Six-Year Transportation Improvement Program (TIP)

NOTE: ALL TIMES ARE ESTIMATES TO ASSIST IN SCHEDULING AND MAY BE CHANGED SUBJECT TO THE BUSINESS OF THE DAY AT THE BOARD'S DISCRETION

Except for the items marked with an asterisk *, these sessions will be telecast live on Comcast Channel 21 and re-broadcast on Wave broadband - Channel 3, Thursdays at 12:00 noon and at 7:00 p.m.; Anacortes AT&T Cable - Channel 10, Fridays at 2:00 p.m. and at 7:00 p.m.; and Comcast Channel 21 daily at 12:00 noon and 6:00 p.m.

IV. CONSENT AGENDA FOR MONDAY, DECEMBER 20, 2010 (items 1 through 28):

a) COMMISSIONERS' OFFICE:

1. Record of the Proceedings for Monday, December 13, 2010.
2. Record of the Proceedings for Tuesday, December 14, 2010.

b) ASSIGNED COUNSEL:

3. Personal Services Agreement with Roy Howson and Jennifer Howson, Howson Law Firm, Attorneys at Law, to provide indigent defense representation for indigent defendants referred by the Office of Assigned Counsel who have been deemed conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on January 1, 2011, and shall continue through December 31, 2012. Compensation shall not exceed \$100,000.
4. Personal Services Agreement with Jennifer Bouwens, Attorney at Law, to provide indigent defense representation for indigent defendants referred by the Office of Assigned Counsel who have been deemed conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on January 1, 2011, and shall continue through December 31, 2012. Compensation shall not exceed \$100,000.
5. Personal Services Agreement with Paula Plumer, Attorney at Law, to provide indigent defense representation for indigent defendants referred by the Office of Assigned Counsel who have been deemed conflict of interest for the Skagit County Public Defender's Office. The Agreement shall commence on January 1, 2011, and shall continue through December 31, 2012. Compensation shall not exceed \$100,000.

c) BUDGET & FINANCE:

6. Resolution to adopt the 2011 Emergency Medical Services Budget.

d) COMMUNITY SERVICES:

7. Amendment No. 1 to Interlocal Agreement No. C20090610 with North Sound Mental Health Administration. This Amendment modifies the end date from September 30, 2011, to June 30, 2011; reduces funding by \$5,658 for a new total not to exceed \$174,342; and updates section D.5 Financial Provision – Reimbursement Requirements. All other terms and conditions of the original Agreement shall remain in effect.
8. Amendment No. 1 to Personal Services Agreement No. C20090520 with Compass Health. This Amendment updates Exhibit "C", Compensation, by adding five additional social skills workshops to families and caregivers, and to adults with developmental disabilities. Compensation is increased by \$1,597.50, for a new total not to exceed \$3,343.50. All other terms and conditions of the original Agreement shall remain in effect.
9. Resolution authorizing the allocation of mental health and developmental disabilities millage funding for 2011.
10. Interlocal Cooperative Agreement between Skagit County and Department of Corrections to prepare and deliver frozen meals and dinner rolls to the Skagit county Nutrition Project. Skagit County shall pay the Department of Corrections \$1.95 per frozen dinner meal, and \$0.13 per individually and bulk packages dinner roll. The Agreement shall commence on January 1, 2011, and shall continue through December 31, 2011. Compensation shall not exceed \$15,140.

e) CONSERVATION FUTURES:

11. Conservation Easement Deed between Skagit County and Stanley Edward Knutzen and Marsha R. Knutzen to extinguish two development rights on 99.61 acres comprised of Parcels P34842, P34845, P34875, and P4878 in the amount of \$249,000. The United States Department of Agriculture will reimburse Skagit County a total of \$124,500. The Easement shall commence on the date of execution.

12. Interlocal Cooperative Agreement between the Skagit Conservation District and Skagit County. The Conservation District shall be responsible for monitoring county held conservation easements on agricultural land and establishing baseline documentation, as well as assisting the Farmland Legacy staff in delivering reports and information to partner agencies. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$40,000.

f) DISTRICT COURT PROBATION:

13. Interlocal Cooperative Agreement between Skagit County and the City of Sedro-Woolley for probation services. The Agreement shall commence on January 1, 2011, and shall continue through December 31, 2013. Skagit County will bill the City of Sedro-Woolley quarterly and compensation shall be on a per case basis. The City shall compensate the County \$50 for each month said defendant is on active supervision, not to exceed a maximum of \$1,200 per defendant/case. In cases involving pre-sentence supervision, supervision of mandatory community service or determination of restitution, the maximum per defendant/case shall be \$150.
14. Interlocal Cooperative Agreement between Skagit County and the City of Anacortes for probation services. The Agreement shall commence on January 1, 2011, and shall continue through December 31, 2013. Skagit County will bill the City of Anacortes quarterly and compensation shall be on a per case basis. . The City shall compensate the County \$50 for each month said defendant is on active supervision, not to exceed a maximum of \$1,200 per defendant/case. In cases involving pre-sentence supervision, supervision of mandatory community service or determination of restitution, the maximum per defendant/case shall be \$150.

g) HEALTH:

15. Amendment No. 1 to Personal Services Agreement No. C20100519 with Kulshan Pediatric Dentistry. This Amendment corrects the dates and compensation amount listed in Exhibit "B" by replacing it with Exhibit "B-1". Compensation is reduced by \$800, for a total not to exceed \$10,400. The duration of the contract remains the same, continuing through May 31, 2011. All other terms and conditions of the Agreement shall remain in effect.

h) PROSECUTING ATTORNEY:

16. Resolution Appointing the Central Valley Ambulance Authority Board Membership. Roy Hari, Marty Coble, and Rusty Feay will be re-appointed to two-year terms commencing January 1, 2011, and ending December 31, 2012. Rolla "Skip" Ritchey will be replacing and completing Loren Dahl's term commencing January 1, 2010, and ending December 31, 2012. Todd Olson will be replacing and completing Dean Klinger's term commencing January 1, 2010, and ending December 31, 2012.

i) PUBLIC WORKS:

17. Resolution regarding approval of maps, plans, and specifications and call for bids for the temporary passenger-only ferry service between Cap Sante Boat Haven in Anacortes and Guemes Island during the construction period for the Anacortes Ferry Dock Rehabilitation Project #FE40152-5, Federal Aid #BHS-2029(045) and Guemes Island Ferry Dock Repair Project F40153-1, Federal Aid #FBD-BHS-2029(042). The bid opening is scheduled for Tuesday, January 18, 2011, at 2:00 p.m.
18. Resolution to call for bids for the procurement of maintenance materials with annual purchases expected to exceed \$25,000 for upcoming Public Works projects. The bid opening is scheduled for Monday, January 10, 2011, at 2:00 p.m.
19. Personal Services Agreement with Skagit Fisheries Enhancement Group to assist Skagit County in completing certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and

Clean Water Program in 2011. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$30,000.

20. Personal Services Agreement with Western Washington Agricultural Association to assist Skagit County in completing certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and Clean Water Program in 2011. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$20,000.
21. Personal Services Agreement with The Skagit Watershed Council to assist Skagit County in completing certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and Clean Water Program in 2011. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$30,000.
22. Personal Services Agreement with The Skagit Conservation Education Alliance to assist Skagit County in completing certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and Clean Water Program in 2011. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$12,000.
23. Interlocal Agreement between Skagit County and Skagit Conservation District to assist Skagit County in completing certain tasks related to the implementation of agricultural and other best management practices consistent with Skagit County's Critical Areas Ordinance and Clean Water Program in 2011. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$243,000.

j) SHERIFF:

24. Personal Services Agreement with C. Maxwell, Inc. d/b/a Inslee, Maxwell & Associates to provide mental health services to jail and juvenile detention inmates. The Agreement shall commence on January 1, 2011, and continue through December 31, 2015. Compensation shall not exceed \$85,000 per calendar year.
25. Interlocal Agreement between Skagit County and Whatcom County (Parks and Recreation) to provide use of the Plantation Rifle Range to the Sheriff's Patrol and Correctional staff. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed (1) 18 8-hour days for a total of \$10,179; and (2) additional days, if any, to be mutually agreed upon and paid within 30 days.
26. Amendment No. 1 to Interagency Agreement No. C20100289, WSP Contract No. C100895FED, between the Washington State Patrol and the Skagit County Sheriff's Office, which supports a Federal Grant for domestic cannabis eradication/suppression. This Amendment increases compensation by \$5,858.16, for a new total not to exceed \$36,858.16. All other terms and conditions of the original Agreement shall remain in effect.

k) SUPERIOR COURT:

27. Personal Services Agreement with Northwest Family and Children's Services to provide Guardian ad Litem services required for dependency cases filed and heard in Skagit County Superior Court. Northwest Family and Children's Services will provide legal representation for proceedings that qualify for such representation at public expense. The Agreement shall commence on January 1, 2011, and continue through December 31, 2011. Compensation shall not exceed \$156,000.

l) TREASURER:

28. Resolution accepting the report of the Treasurer's annual designation of financial institutions qualifying as public depositories for Skagit County.

V. RATIFICATION AGENDA (Items 29 through 44):

m) PLANNING & DEVELOPMENT:

29. Resolution authorizing the ratification of a SMA Grant Agreement No. G1100205 between the State of Washington Department of Ecology and Skagit County for the Comprehensive Shoreline Master Program Update Project. A delay occurred in negotiating the Grant Agreement and so a completed Agreement was not fully executed before July 1, 2010.
30. SMA Grant Agreement No. G1100205 between the State of Washington Department of Ecology and Skagit County for the Comprehensive Shoreline Master Program Update Project. This Agreement commenced on July 1, 2010, and it continues through June 30, 2013. Compensation shall not exceed \$740,000.

n) PROSECUTING ATTORNEY:

31. Resolution authorizing the ratification of a Personal Services Agreement with Candace K. Belair and Belair Training. The only date available for the group training is December 20, 2010. Candace K. Belair is scheduled to provide the group training prior to the execution of the contract.
32. Personal Services Agreement with Candace K. Belair and Belair Training to provide one group training and several 3:1 three-hour video coaching sessions for deputy prosecutors. This Agreement shall commence on December 20, 2010, and continues through January 31, 2011. Compensation shall not exceed \$7,000.

o) PUBLIC WORKS:

33. Resolution authorizing the ratification of Amendment No. 1 to Cooperative Agreement No. C20100373 between the U.S. Environmental Protection Agency (EPA) No. PO-00J09601-0 and Skagit County. Due to Title 40 Code of Federal Regulations (CFR) 31.36, reclassification of budget categories was necessary with the sub awardee partner agencies, which Amendment No. 1 corrects.
34. Amendment No. 1 to Cooperative Agreement No. C20100373 between the U.S. Environmental Protection Agency (EPA) No. PO-00J09601-0 and Skagit County. This Amendment revises the budget categories for sub awardees from "Contractor" to "Other", changes the EPA Project Officer, and revises administrative condition 4. Funding remains the same. The effective start date of this Amendment is June 1, 2010, and it shall continue through May 31, 2013. All other terms and conditions of the original Agreement remain in effect.
35. Resolution authorizing the ratification of an Agreement for Grant Sub award between Skagit County and Skagit Conservation District. Due to the time required to fully execute the United States Environmental Protection Agency (EPA) Cooperative Grant Amendment and the need to begin work as soon as possible, it was necessary to obtain authorization for the EPA for work to start effective June 1, 2010.
36. Agreement for Grant Sub award between Skagit County and Skagit Conservation District to assist Skagit County with meeting tasks set forth in United States Environmental Protection Agency Cooperative Grant Agreement PO-00J09601-0 for the Clean Samish Initiative: Pollution Identification and Correction Program. The effective start date of this Agreement is June 1, 2010, and it shall continue through May 31, 2013. Compensation shall not exceed \$261,600.
37. Resolution authorizing the ratification of an Agreement for Grant Sub award between Skagit County and Skagit Conservation Education Alliance. Due to the time required to fully execute the United States Environmental Protection Agency (EPA) Cooperative Grant Amendment and the need to begin work as soon as possible, it was necessary to obtain authorization for the EPA for work to start effective June 1, 2010.

38. Agreement for Grant Sub award between Skagit County and Skagit Conservation Education Alliance to assist Skagit County with meeting tasks set forth in United States Environmental Protection Agency Cooperative Grant Agreement PO-00J09601-0 for the Clean Samish Initiative: Pollution Identification and Correction Program. The effective start date of this Agreement is June 1, 2010, and it shall continue through May 31, 2013. Compensation shall not exceed \$36,840.
39. Resolution authorizing the ratification of an Agreement for Grant Sub award between Skagit County and Skagit Fisheries Enhancement Group. Due to the time required to fully execute the United States Environmental Protection Agency (EPA) Cooperative Grant Amendment and the need to begin work as soon as possible, it was necessary to obtain authorization for the EPA for work to start effective June 1, 2010.
40. Agreement for Grant Sub award between Skagit County and Skagit Fisheries Enhancement Group to assist Skagit County with meeting tasks set forth in United States Environmental Protection Agency Cooperative Grant Agreement PO-00J09601-0 for the Clean Samish Initiative: Pollution Identification and Correction Program. The effective start date of this Agreement is June 1, 2010, and it shall continue through May 31, 2013. Compensation shall not exceed \$20,490.
41. Resolution authorizing the ratification of an Agreement for Grant Sub award between Skagit County and Western Washington Agricultural Association. Due to the time required to fully execute the United States Environmental Protection Agency (EPA) Cooperative Grant Amendment and the need to begin work as soon as possible, it was necessary to obtain authorization for the EPA for work to start effective June 1, 2010.
42. Agreement for Grant Sub award between Skagit County and Western Washington Agricultural Association to assist Skagit County with meeting tasks set forth in United States Environmental Protection Agency Cooperative Grant Agreement PO-00J09601-0 for the Clean Samish Initiative: Pollution Identification and Correction Program. The effective start date of this Agreement is June 1, 2010, and it shall continue through May 31, 2013. Compensation shall not exceed \$22,500.
43. Resolution authorizing the ratification of an Agreement for Grant Sub award between Skagit County and Samish Nation. Due to the time required to fully execute the United States Environmental Protection Agency (EPA) Cooperative Grant Amendment and the need to begin work as soon as possible, it was necessary to obtain authorization for the EPA for work to start effective June 1, 2010.
44. Agreement for Grant Sub award between Skagit County and Samish Nation to assist Skagit County with meeting tasks set forth in United States Environmental Protection Agency Cooperative Grant Agreement PO-00J09601-0 for the Clean Samish Initiative: Pollution Identification and Correction Program. The effective start date of this Agreement is June 1, 2010, and it shall continue through May 31, 2013. Compensation shall not exceed \$33,000.