

SKAGIT COUNTY COMMISSIONERS' AGENDA

In-person public attendance at meetings has resumed. Remote access will continue through Zoom. To join remotely use this link: <https://bit.ly/SkagitBoCCMtg> or call: 1 (253) 215-8782 Meeting ID: 871 8000 1980 Passcode: 143573

Public comments prior to final action per RCW 42.30.20(4) must relate to the specific agenda item

I. MONDAY, MARCH 18, 2024:

- a) 8:45 a.m. - 9:45 a.m. Briefing – Public Works and Department of Emergency Management
- b) 9:45 a.m. - 10:45 a.m. Briefing with Planning and Development Services
- c) 12:00 p.m. - 1:00 p.m. Washington State Association of Counties Virtual Assembly hosted by WSAC
- d) *1:30 p.m. Pledge of Allegiance
- e) *1:30 p.m. - 2:00 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items:
 - 1. Public Comment (Specifically related to the agenda item)
- f) 4:00 p.m. - 4:45 p.m. Briefing with Innovative Environments

II. TUESDAY, MARCH 19, 2024:

- a) 7:00 a.m. Boys & Girls Clubs of Skagit County Annual Breakfast (McIntyre Hall, 2501 East College Way, Mount Vernon)
- b) *9:00 a.m. Pledge of Allegiance
- c) *9:00 a.m. - 9:30 a.m. Public Works – Grace Kane, Director:
 - 1. Presentation: Engineering Projects Completed in 2023
 - 2. Miscellaneous
- d) *10:00 a.m. - 11:00 a.m. Closed Record Hearing: Appeal No. PL24-0001 Submitted by Skagit River System Cooperative Regarding the Hearing Examiner's Decision on Shoreline Substantial Development Permit No. PL22-0196 for a Residential Stair Assembly to Access Similk Beach for Fox
- e) *11:00 a.m. - 11:30 a.m. Public Health – Keith Higman, Director:
 - 1. Presentation: Meals on Wheels
 - 2. Miscellaneous
- f) *11:30 a.m. - 11:45 a.m. Board of County Commissioners:
 - 1. Public Comment Period
 - 2. County and Individual Success Stories
 - 3. Miscellaneous
- g) 4:00 p.m. - 5:00 p.m. Work Session with Budget and Finance

III. WEDNESDAY, MARCH 20, 2024:

- a) 9:00 a.m. Skagit Council of Governments (SCOG) - Transportation Policy Board Meeting (Burlington City Council Chambers, 833 South Spruce Street, Burlington with remote option hosted by SCOG)

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- b) 9:30 a.m. Skagit Council of Governments (SCOG) – Growth Management Act Steering Committee Meeting (Burlington City Council Chambers, 833 South Spruce Street, Burlington with remote option hosted by SCOG)
- c) 10:00 a.m. Skagit Council of Governments (SCOG) - Board of Directors Meeting (Burlington City Council Chambers, 833 South Spruce Street, Burlington with remote option hosted by SCOG)
- d) 11:00 a.m. Skagit Transit (SKAT) Board of Directors Meeting (Burlington City Council Chambers, 833 South Spruce Street, Burlington with remote option hosted by SKAT)
- e) 3:00 p.m. - 4:30 p.m. County Connects – Get to Know: Emergency Management Services

IV. THURSDAY, MARCH 21, 2024:

- a) 1:00 p.m. - 4:00 p.m. Washington State Association of Counties (WSAC) Timber Counties Caucus Meeting (206 10th Avenue SE, Olympia with remote option hosted by WSAC)
- b) 6:00 p.m. Unified Command Virtual Community Meeting: Response Update Olympic Pipeline gasoline spill Conway, WA hosted by Unified Command

V. FRIDAY, MARCH 22, 2024:

- a) 5:30 p.m. Annual Skagit Valley Tulip Festival Gala Fundraiser (Swinomish Casino & Lodge, 12885 Casino Drive, Anacortes)

FUTURE BID OPENINGS:

- Monday, April 1, 2024, 3:30 p.m. Purchase of 100 Pieces of Large Woody Debris (Logs with Attached Rootwads) For Use in in-water Habitat Projects
- Monday, April 8, 2024, 1:00 p.m. South Blanchard Culvert Replacement Project #WA402241

FUTURE PUBLIC HEARINGS:

- Monday, March 25, 2024, 11:30 a.m. To Consider Testimony Regarding an Interim Ordinance/Moratorium No. O20240001 Pursuant to RCW 36.70A.390 and RCW 36.70.795
- Monday, March 26, 2024, 11:45 a.m. To Consider Testimony Regarding Amending the 2024 Skagit County Budget

REQUEST FOR PROPOSALS OR QUALIFICATIONS (RFP/RFQ):

- Thursday, March 28, 2024, 3:30 p.m. Work Order and Asset Management System for the Facilities Management Department

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

MEETINGS WILL BE HELD AT 1800 CONTINENTAL PLACE, MOUNT VERNON, UNLESS NOTED OTHERWISE

Sessions marked with an asterisk * will be televised live on Comcast Channel 21, WAVE cable channel 21 (La Conner and surrounding areas,) and in Anacortes on Comcast channel 26 and streamed online live at www.skagitcounty.net/skagit21. Recorded meetings are re-broadcast daily at 3:00, 6:00, 9:00, 12:00 am and pm and can also be viewed ON DEMAND online at www.skagitcounty.net/Skagit21.

2. CONSENT AGENDA FOR MONDAY, MARCH 18, 2024 (items 1 through 29):

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, March 11, 2024.
2. Record of the Proceedings for Tuesday, March 12, 2024.
3. Record of the Proceedings for Wednesday, March 13, 2024.
4. Record of the Proceedings for Thursday, March 14, 2024.

b) ASSIGNED COUNSEL:

5. Amendment No. 1 to Personal Services Agreement No. C20230417 with North County Public Defense, PLLC to provide indigent defense representation to defendants referred by the Office of Assigned Counsel, Superior Court, Juvenile Court and District Court who have been deemed conflict of interest cases for the Skagit County Public Defender's Office. This Amendment includes new language in Exhibit "B" regarding registration and reimbursement for the Skagit County Odyssey Portal through the Skagit County Clerk's Office. Compensation remains the same and shall not exceed \$206,250. The term remains the same and shall continue until December 31, 2024. All other terms and conditions of the original Agreement shall remain in effect.
6. Amendment No. 1 to Interlocal Cooperative Agreement No. C20230584 with the City of Anacortes to provide indigent defense screening services for in-custody clients pursuant to RCW 10.101.020. This Amendment updates screening services language of paragraph 2, Responsibilities, and paragraph 3, Term, to reflect the implementation of the updated Responsibilities. Compensation to Skagit County remains the same and shall not exceed \$40 for each referral from Office of Assigned Counsel with a five percent annual increase to the referral fee, beginning January 2025. The term remains the same and shall continue until December 31, 2026. All other terms and conditions of the original Agreement shall remain in effect.

c) BUDGET AND FINANCE:

7. Amendment No. 1 to Interlocal Cooperative Agreement No. C20230349 with Port of Anacortes to award \$500,000 of Economic Development/Public Facilities Projects grant funds to support Bartholomew Site Pavement Improvements Project. This Amendment extends the term of the Agreement from March 31, 2024 to October 31, 2024 to provide additional time to complete the project. All other terms and conditions of the original Agreement shall remain in effect.
8. Amendment No. 1 to Interlocal Cooperative Agreement No. C20230350 with the Port of Anacortes to award \$500,000 of Economic Development/Public Facilities Projects grant funds to support Curtis Wharf Access Improvement Project – Phase 2. This Amendment extends the term of the Agreement from May 1, 2024 to October 31, 2024 to provide additional time to complete the project. All other terms and conditions of the original Agreement shall remain in effect.
9. Amendment No. 3 to Interlocal Cooperative Agreement No. C20220486 with Port of Anacortes to award \$250,000 of Economic Development/Public Facilities Projects grant funds to support Curtis Wharf Access Improvement Project. This Amendment extends the term of the Agreement from May 1, 2024 to October 31, 2024 to provide additional time to complete the project. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
10. Amendment No. 2 to Interlocal Cooperative Agreement No. C20220237 with Washington State University (WSU) to award \$250,000 of Economic Development/Public Facilities Projects grant funds to support Phase 2 of the Plant Growth Facility Project. This Amendment extends the expiration date from March 30, 2024 to March 31, 2025 to complete construction. Compensation remains the same and shall not exceed \$250,000. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

d) EMERGENCY MANAGEMENT:

11. Agreement with Snohomish County to accept a pass-through Grant Agreement, Number E24-125-Skagit, from the Washington Military Department and the U.S. Department of Homeland Security to provide funds to prevent, protect against, and respond to catastrophic and or terrorist events. Funding provides for a range of preparedness activities, including planning, organization, equipment purchase, training exercises, and management and administration. Compensation to Skagit County shall not exceed \$29,347. The Agreement is ratified to commence on September 1, 2023 and continue until February 28, 2026.

e) FACILITIES MANAGEMENT:

12. Standard AIA B103 Architect Agreement with Carletti Architects P.S. to provide design services for the Skagit County Administration Building 3rd Floor Remodel Project located at 700 South 2nd Street in Mount Vernon. Compensation is based on a fee schedule and shall not exceed \$260,585. The Agreement shall commence on the date of execution and continue until project completion in 2025.
13. Vendor Services Agreement with Feller Heating and Air Conditioning to replace existing commercial roof top units and install new rooftop and ductless HVAC systems at the Skagit County Parker Building located at 1700 East College Way in Mount Vernon. Compensation shall not exceed \$81,464. The Agreement shall commence on the date of execution and continue until December 31, 2024.

f) PUBLIC HEALTH:

14. Resolution authorizing Chair Browning to electronically sign the submission of Amendment No. 18 to Skagit County Contract No. C20210602 with the Washington State Department of Health (DOH Contract No. CLH31025) to increase funding by an additional \$33,676 for a total contract amount of \$9,683,910 to support Public Health's programming.
15. Amendment No. 18 to Skagit County Contract No. C20210602 with the Washington State Department of Health (DOH Contract No. CLH31025) for the delivery of public health services in Skagit County. This Amendment amends the Statements of Work for Public Health programs and increases compensation by \$33,676 for a new total compensation amount not to exceed \$9,683,910. The term remains the same and shall continue until December 31, 2024. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
16. Amendment No. 4 to Contract No. C20220326 with Washington State Health Care Authority, HCA Contract Number K6105, for Recovery Support Services. This Amendment reduces funding from \$485,833 to \$470,710. The term remains the same and shall continue until June 30, 2024. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.

g) PUBLIC WORKS:

17. Resolution awarding the bid for the Little Fisher Creek Restoration Project #WA402234 to Highline Construction in the amount of \$286,491.96.
18. Vendor Services Agreement with Beaver Lake Quarry for the procurement of road maintenance materials such as gravel and rock products as listed in "Exhibit A". Compensation shall not exceed \$150,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
19. Vendor Services Agreement with Skagit Aggregates for the procurement of road maintenance materials such as gravel and rock products as listed in "Exhibit A". Compensation shall not exceed \$100,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
20. Vendor Services Agreement with Miles Sand & Gravel for the procurement of road maintenance materials such as gravel and rock products as listed in "Exhibit A". Compensation shall not exceed \$500,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
21. Vendor Services Agreement with Martin Marietta for the procurement of road maintenance materials such as gravel and rock products as listed in "Exhibit A". Compensation shall not exceed \$200,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
22. Vendor Services Agreement with Lakeside Industries for the procurement of road maintenance materials such as gravel and rock products as listed in "Exhibit A". Compensation shall not exceed \$1,200,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
23. Vendor Services Agreement with Granite Construction for the procurement of gravel and specialty mixed asphalt products as listed in "Exhibit A". Compensation shall not exceed \$150,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
24. Vendor Services Agreement with McAsphalt Industries for the procurement of road maintenance materials as listed in "Exhibit A". Compensation shall not exceed \$1,750,000. The Agreement shall commence on April 1, 2024 and continue until March 31, 2025.
25. Street Waste Facility Use Agreement with Whirlwind Services, Inc. to dispose of waste generated from cleaning streets and stormwater drainage systems. Contractor shall pay the established fees which are outlined in Skagit County's Solid Waste Disposal Rates. The Agreement shall commence on the date of execution and continue for two years.

26. Personal Services Agreement with The Language Exchange, Inc. to provide interpreting, translation, and transcription services upon request for Skagit County Public Works. Compensation shall not exceed \$10,000. The Agreement shall commence on the date of execution and continue until December 31, 2025.
27. Amendment No. 2 to Grant Agreement No. C20220442 with Washington State Recreation and Conservation Office through the Salmon Recovery Funding Board to help fund the Skagit Basin Fish Passage Final Designs, Project Number 22-1766P, for the design of eleven projects for future construction. This Amendment updates the scope of work to substitute 999114 – Unnamed Creek at Tyee Road culvert from Project 22-1766 for the CR26- Carpenter Creek at Cascade Ridge Drive culvert from Project 21-1473 due to an award of funding for work. Compensation remains the same and shall not exceed \$1,917,600. The term remains the same and shall continue until December 31, 2025. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.
28. Amendment No. 1 to Escrow Agreement No. C20200725 with U.S. Bank National Association to establish an escrow account to serve as the account for the Whitmarsh Landfill Settlement (Contract No. C20200013) funds from Shell Oil Company, Texaco, and the State of Washington Department of Natural Resources to be used to pay for the remediation of the Whitmarsh Landfill Site located in Anacortes. This Amendment updates Schedule A to revise the annual fee from \$1,500 to \$1,650 and updates the authorized signers on Schedule B. All other terms and conditions of the original Agreement shall remain in effect.

h) RISK MANAGEMENT:

29. Administrative Services Agreement with Healthcare Management Administrators, Inc. (HMA) to provide claims processing and other ministerial services for the Skagit County employee/dependents health plan. Compensation is based on a fee schedule. The Agreement is ratified to commence on January 1, 2024 and continue through December 31, 2024 and will be renewed annually.

3. MISCELLANEOUS AGENDA (items 1 through 2):

a) PUBLIC HEALTH:

1. Resolution to call for a public hearing to consider testimony regarding the HOME Investments Partnerships Program 2024 Annual Action Plan. The public hearing is scheduled to take place on April 23, 2024, at 11:45 a.m., or as soon thereafter as possible in the Skagit County Commissioners Hearing Room located at 1800 Continental Place in Mount Vernon. Attendance will be in-person or remote by computer, tablet or smartphone: <https://bit.ly/SkagitBoCCMtg> or by phone: 1 (253) 215-8782 Meeting ID: 871 8000 1980.

b) PUBLIC WORKS:

2. Amendment to Grant Deed of Conservation Easement No. C20160212 and Conversion Reimbursement Agreement No. C20230037 with Marc E. Breckenridge to remove the home site that consists of approximately 1.6 acres from the Grant Deed of Conservation Easement (C20160212) that had been placed on it and surrounding property known as Skagit County Parcel number P33966. Approximately 76.15 acres will remain encumbered by the easement. This Amendment allows for the separation of the 1.6 acre home site from the Grant Deed of Conservation Easement without impacting its intended purpose and outlines the reimbursement costs to be paid by Marc E. Breckenridge to complete the conversion. All other terms and conditions of each Agreement shall remain in effect.