

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, APRIL 22, 2024:

- a) 8:45 a.m. - 10:15 a.m. Briefing - Public Works, Planning and Development Services, Public Health, Emergency Medical Services, Parks, Recreation and Fair
- b) 10:30 a.m. - 12:00 p.m. Work Session with Human Resources
- c) 12:00 p.m. - 1:30 p.m. Work Session with Human Resources
- 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) *2:00 p.m. - 2:30 p.m. Proclamation Recognizing May 2024 as Wildfire Awareness Month
- g) 4:00 p.m. - 5:00 p.m. Washington State Office of Public Defender's (OPD) FY 2025-2027 OPD Budget Development Listening Session hosted remote by OPD
- h) 5:00 p.m. Community Meeting - District 1 (Anacortes Senior Activity Center, 1701 22nd Street, Anacortes)

II. TUESDAY, APRIL 23, 2024:

- a) *8:45 a.m. Pledge of Allegiance
- b) *8:45 a.m. - 9:45 a.m. Public Works - Grace Kane, Director:
 - 1. Presentation - 2023 Annual Bridge Report
 - 2. Presentation - ADA Transition Plan
 - 3. Miscellaneous
- c) *9:45 a.m. - 10:15 a.m. Proclamation Recognizing April 28, 2024 through May 5, 2024 as Soil and Water Stewardship Week
- d) *10:15 a.m. - 11:15 a.m. Planning and Development Services - Jack Moore, Director:
 - 1. Public Hearing to Consider Testimony Regarding Proposed Petitions for the 2024 Docket to Amend the Skagit County Comprehensive Plan, Land Use/Zoning Map, or Development Regulations
 - 2. Miscellaneous
- e) *11:30 a.m. - 11:45 a.m. Board of County Commissioners
 - 1. Public Comment Period
 - 2. County and Individual Success Stories
 - 3. Miscellaneous (announcements, letters, etc.)
- f) *11:45 a.m. - 12:00 p.m. Public Health - Keith Higman, Director:
 - 1. Public Hearing/Possible Action to Consider Testimony Regarding HOME Funding Annual Action Plan for 2024

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- g) *12:00 p.m. - 12:30 p.m. Proclamation Recognizing May 6, 2024 through May 12, 2024 as Skagit Kids Read Week
- h) *1:00 p.m. - 2:30 p.m. Planning and Development Services - Jack Moore, Director:
 - 1. Washington State Department of Natural Resources Presentation Regarding Tsunami Hazards
 - 2. Miscellaneous

III. WEDNESDAY, APRIL 24, 2024:

- a) 2:00 p.m. - 3:00 p.m. Commissioners Briefing

IV. THURSDAY, APRIL 25, 2024:

- a) 6:00 p.m. Rhythm of Giving - A Fundraiser for Skagit County Meals on Wheels (Bertelsen Winery, 20598 Starbird Road, Mount Vernon)

MONDAY, APRIL 22, 2024: *BID OPENING (Clerk of the Board and Information Services Staff)*

*3:00 p.m. (or soon thereafter) Host Hardware and Software System Replacement Project

FUTURE BID OPENINGS:

Monday, April 22, 2024, 10:30 a.m. 2024 HMA Overlay Project #ESHMA24-1 (***Bid opening was rescheduled to Monday, May 6, 2024 at 11:00 a.m.***)

Tuesday, April 30, 2024, 10:30 a.m. Skagit County Crisis Stabilization Center

REQUEST FOR PROPOSALS (RFP):

Thursday, May 16, 2024, 3:30 p.m. Campground Reservation System for Parks and Recreation 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.

1. CONSENT AGENDA FOR MONDAY, APRIL 22, 2024 (items 1 through 33):

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, April 15, 2024.
2. Record of the Proceedings for Tuesday, April 16, 2024.
3. Record of the Proceedings for Wednesday, April 17, 2024.
4. Resolution to appoint Kim Mower (District 3) and Cindy Kleinhuizen (District 3) to the Agricultural Advisory Board. Ms. Mower is appointed to the position vacated by Murray Benjamin and will serve the remainder of the term that expires on December 31, 2024. Cindy Kleinhuizen is appointed to the position vacated by Tim Van Hofwegen and will serve the remainder of the term that expires on December 31, 2026.

b) ASSIGNED COUNSEL:

5. Amendment No. 2 to Personal Services Agreement No. C20220411 with Paula Plumer, Attorney at Law, 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 for the Skagit County Public Defender's Office. This Amendment corrects Amendment No. 1 and increases compensation by an additional \$175,000 for a new compensation amount not to exceed \$375,000. The term remains the same and shall continue until December 31, 2024. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

c) FACILITIES MANAGEMENT:

6. Vendor Services Agreement with Hi Mark Construction Inc. to supply all labor, materials, parts, testing, equipment, and supervision for a prevailing wage project to install a new storefront room/walls, provide double doors/glass and increase storage capacity adding an additional wall for the Skagit County Elections Department located in the former hearing rooms of the Skagit County Administration Building located at 700 South 2nd Street in Mount Vernon. Compensation is based on a fee schedule and shall not exceed \$64,937.28 including all applicable taxes. The Agreement shall commence on the date of execution and continue until September 1, 2024.
7. Personal Services Agreement with ALL4 LLC, to provide hazardous material surveys and testing at properties designated by the Facilities Management Department. Compensation is based on a fee schedule and shall not exceed \$20,000 plus applicable taxes. The Agreement shall commence on the date of execution and continue for two (2) years with an option to extend for one (1) additional year.

d) HUMAN RESOURCES:

8. Memorandum of Agreement, Amendment No. 3, to Labor Agreement No. C20220373 between Skagit County and Skagit County Public Works AFSCME Local 176, Council #2. This Amendment updates Attachment B and D to reflect the 2023 Compensation Study results and is ratified to commence on January 1, 2024 and continue until December 31, 2024.

e) INFORMATION SERVICES:

9. Resolution awarding the bid to install a new audio-visual system for the conference room and training room of the Skagit County Health Department office located at 301 Valley Mall Way, Suite 110 in Mount Vernon to Dimensional Communications Inc. in the amount of \$225,000.
10. Vendor Services Agreement with Dimensional Communications Inc. to supply all labor and materials necessary for a new audio-visual system for the conference room and training room of the Skagit County Health Department office located at 301 Valley Mall Way, Suite 110 in Mount Vernon. Dimensional Communications Inc. will also train staff on the use of the new systems. Compensation is based on a rate schedule and shall not exceed \$225,000. The Agreements shall commence on the date of execution and continue until December 31 2024.
11. Professional Services Agreement and Statement of Work with Cayenta, a division of N. Harris Computer Corporation to upgrade and convert software to Cayenta v9.2 and Oracle to SQL Server. Compensation is based on a fee schedule and shall not exceed \$436,750. The Agreement shall commence on the date of execution and continue until December 31, 2026.

f) PARKS, RECREATION AND FAIR:

12. Personal Services Agreement with ALL4 LLC to inspect Skagit County Park properties for asbestos containing materials (ACM) and lead based paint (LBP) for demolition certification and abatement assessment. Compensation is based on a fee schedule and shall not exceed \$10,000 plus applicable taxes. The Agreement shall commence on the date of execution and continue until December 31, 2025.

g) PUBLIC HEALTH:

13. Personal Services Agreement with Equitable Multilingual Services to provide interpreter and translation services as requested by Skagit County Public Health. Compensation is based on reimbursement fee schedule and shall not exceed \$15,000. The Agreement shall commence on the date of execution and continue until December 31, 2024.
14. Resolution to authorize Chair Peter Browning to sign documents to participate in a settlement with Janssen Pharmaceuticals related to the Washington State-Wide Opioid Settlement Agreement.

h) PUBLIC WORKS:

15. Amendment No. 6 to Grant Agreement No. C20230364 with the Washington State Conservation Commission (2023-25 Biennium Contract No. K2425) to continue implementation of the Voluntary Stewardship Program (VSP) plan work. This Amendment decreases compensation by \$31,812.50 because a landowner opted out of the VSP Program. The new total compensation amount shall not exceed \$\$698,099.65. The term remains the same and shall continue until June 30, 2025. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
16. Personal Services Agreement with Cowling & Company LLC dba Widener & Associates to assist Skagit County with the completion of the required procedures and documentation for Federal Emergency Management Agency (FEMA) Public Assistance for the Concrete Sauk Valley Road North Osterman Creek Culvert - Fish Passage A&E project. Compensation is based on fee schedule and shall not exceed \$29,802. The Agreement shall commence on the date of execution and continue for an initial term of two (2) years with the option to extend for up to two (2) additional years.
17. Amendment No. 1 to Personal Services Agreement No. C20220138 with Cowling & Company LLC dba Widener & Associates to assist Skagit County with the completion of the required procedures and documentation for the Federal Emergency Management Agency (FEMA) January 2022 DR (Disaster Recovery) Projects to repair infrastructure within Skagit County damaged during the heavy snow, rain, and runoff emergency event that occurred in or about January 1 through January 16, 2022. This Amendment extends the term of the Agreement for one (1) year and shall continue until March 28, 2025 to allow additional time to complete the work, and updates compensation rates to be effective January 1, 2024. Compensation remains the same and shall not exceed \$35,416.80. All other terms and conditions of the original Agreement shall remain in effect.
18. Amendment No. 1 to Personal Services Agreement No. C20220122 with Cowling & Company LLC dba Widener & Associates to assist the County with repairs to County infrastructure that was damaged during the November 2021 heavy rain and flood events. Widener & Associates will assist with the completion of the required Federal Emergency Management Agency (FEMA) and Washington Emergency Management Division for Public Assistance (PA) Projects procedures and documentation. This Amendment updates the scope of work and fee schedule and increases compensation from \$35,416.80 to an amount not to exceed \$64,816.80. This Amendment also extends the term of the Agreement by one (1) additional year and shall continue until March 21, 2025 to allow additional time to complete the work. All other terms and conditions of the original Agreement shall remain in effect.
19. Construction Contract Agreement with Interwest Construction, Inc. to provide all work, furnish tools, materials, equipment and transportation required for the construction of Fisher Creek Restoration at Cedardale - Schedule "C" (Project #ES70550-5) and Starbird - Schedule "S" (Project ES82000-3) RCO Project #21-1458R; Federal Aid #PROTECT 2029(060). Compensation was awarded by Resolution No. R20240061 and shall not exceed \$4,661,473.50. The Agreement shall commence on the date of execution and continue until project acceptance.
20. Landowner Agreement with Jennifer L. Lewis and Nicholas C. Lewis to remove an approximately 3.5-acre monoculture of invasive vegetation (particularly Himalayan blackberry and knotweed) growing in the riparian zone and install native plants at 2406 Walker Valley Road in Mount Vernon. Compensation will be funded by the Washington State Conservation Commission (SCC) 2023-25 Biennium Contract No. K2425 and pursuant to Skagit County Agreement No. C20230364 . The Agreement is ratified to commence on July 1, 2023 and continue until June 30, 2025.
21. Personal Services Agreement with Land Title and Escrow Company to provide title services and/or escrow services which will be assigned on a task assignment basis. Fees will be identified and payable as designed per task assignment. Compensation shall not exceed \$5,000. The Agreement shall commence on the date of execution and continue until April 30, 2025.
22. Landowner Agreement with Robert Dorsey to control invasive weeds (particularly English ivy, English laurel, English holly) in preparation for riparian planting at 29717 South Skagit Highway in Sedro-Woolley. Compensation will be funded by the Washington State Conservation Commission (SCC) 2023-25 Biennium

Contract No. K2425 and pursuant to Skagit County Agreement No. C20230364. The Agreement is ratified to commence on July 1, 2023 and continue until June 30, 2025.

23. Resolution to call for bids for Public Works Upfitting of One (1) Skagit County Sheriff Department Transit Cargo Van. The bid opening is scheduled to take place on Tuesday, May 21, 2024, at 12:00 p.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 Passcode: 143573.
24. Resolution awarding the bid for the South Blanchard Culvert Replacement Project #WA402241 to Konnerup Construction in the amount of \$421,541.76. The bid opening was held on April 8, 2024.
25. Amendment No. 1 to RCO (Recreation and Conservation Office) Project Agreement No. C20200112 with Washington State Recreation and Conservation Office through the Salmon Recovery Funding Board for the grant award to Skagit County in the amount of \$328,951 for the Sauk Tributary Culvert Replacement Final Design Project #18-1491P. Skagit County will provide 15% of the cost in the amount of \$58,059 for a total project cost of \$387,010. The grant will allow for the complete design work for the replacement and improvement of two fish passage barrier culverts that will result in additional fish habitat. This Amendment replaces Amendment No. A20210042 and extends the term from April 25, 2021 to October 25, 2021. All other terms and conditions of the original Agreement shall remain in effect.
26. Amendment No. 2 to RCO (Recreation and Conservation Office) Project Agreement No. C20200112 with Washington State Recreation and Conservation Office through the Salmon Recovery Funding Board for the grant award to Skagit County in the amount of \$328,951 for the Sauk Tributary Culvert Replacement Final Design Project #18-1491P. Skagit County will provide 15% of the cost in the amount of \$58,059 for a total project cost of \$387,010. The grant will allow for the complete design work for the replacement and improvement of two fish passage barrier culverts that will result in additional fish habitat. This Amendment replaces Amendment No. A20210164 and extends the term from October 25, 2021 to June 30, 2022. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.
27. Amendment No. 3 to RCO (Recreation and Conservation Office) Project Agreement No. C20200112 with Washington State Recreation and Conservation Office through the Salmon Recovery Funding Board for the grant award to Skagit County in the amount of \$328,951 for the Sauk Tributary Culvert Replacement Final Design Project #18-1491P. Skagit County will provide 15% of the cost in the amount of \$58,059 for a total project cost of \$387,010. The grant will allow for the complete design work for the replacement and improvement of two fish passage barrier culverts that will result in additional fish habitat. This Amendment replaces Amendment No. A20240046 and extends the term from October 25, 2021 to June 30, 2023. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
28. Amendment No. 4 to RCO (Recreation and Conservation Office) Project Agreement No. C20200112 with Washington State Recreation and Conservation Office through the Salmon Recovery Funding Board for the grant award to Skagit County in the amount of \$328,951 for the Sauk Tributary Culvert Replacement Final Design Project #18-1491P. Skagit County will provide 15% of the cost in the amount of \$58,059 for a total project cost of \$387,010. The grant will allow for the complete design work for the replacement and improvement of two fish passage barrier culverts that will result in additional fish habitat. This Amendment reduces the scope from two Final Designs to one Final and one Preliminary. The Final Design deliverable for North Osterman culvert will be amended to a Preliminary Design deliverable. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
29. Amendment No. 5 to RCO (Recreation and Conservation Office) Project Agreement No. C20200112 with Washington State Recreation and Conservation Office through the Salmon Recovery Funding Board for the grant award to Skagit County in the amount of \$328,951 for the Sauk Tributary Culvert Replacement Final Design Project #18-1491P. Skagit County will provide 15% of the cost in the amount of \$58,059 for a total project cost of \$387,010. The grant will allow for the complete design work for the replacement and improvement of two fish passage barrier culverts that will result in additional fish habitat. This Amendment extends the term from June 30, 2023, to April 30, 2024 All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
30. Personal Services Agreement with Confluence Environmental Company to allow for the completion of a Skagit Shoreline Needs Assessment in support of the Skagit Marine Resources Committee's (MRC) goal to produce an inventory of prioritized conservation and restoration projects. Compensation is based on a task schedule and shall not exceed \$40,000. The project was awarded a federal National Oceanic and Atmospheric Administration (NOAA) Grant to help support Skagit MRC project Administration. The Agreement shall commence on the date of mutual execution and shall continue until December 31, 2024.
31. Amendment No. 3 to Interlocal Cooperative Agreement No. C20230495 with Skagit Conservation District to allow the County to work with the District on a reimbursable basis for assistance to be provided by the District to the County in meeting Voluntary Stewardship Program (VSP) enhancement goals through implementation

of site-specific projects. The following District projects will be funded: Skagit River Maple LLC invasive plant removal, hedgerow wetland planting, and forest restoration; and Stewart invasive plant removal and reforestation along the slough. This Amendment increases compensation from \$134,125 to an amount not to exceed \$176,062.50 to continue completing various agricultural VSP projects. The term of the Agreement remains the same and shall continue until June 30, 2025. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.

32. Amendment No. 4 to Personal Services Agreement No. C20190267 with Century West Engineering Corporation to provide professional engineering and design services to Skagit County Public Works on an as-needed basis for non-federally funded capital road projects. This Amendment extends the term to October 31, 2025. Compensation remains the same and shall not exceed \$550,000. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.

i) SHERIFF:

33. Vendor Services Agreement with Stericycle, Inc., to provide for the collection and disposal of Regulated Biomedical Waste as defined under WAC 480-70-226 at the Skagit County Community Justice Center located at 201 Suzanne Lane in Mount Vernon (or other location). Compensation is based on a minimum of \$10 per month plus any additional fees for disposal of medical wastes. The Agreement shall commence on the date of execution and continue for 60 months.

2. MISCELLANEOUS AGENDA (item 1):

a) PLANNING AND DEVELOPMENT SERVICES:

1. Resolution adopting the Public Participation Program for the 2025 Comprehensive Plan Period Update.