

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, MAY 20, 2024:

- a) 8:00 a.m. - 9:00 a.m. Executive Session (Potential Litigation - RCW 42.30.110(1)(i))
 - 1. Call Public Meeting to Order
 - 2. Executive Session
 - 3. Reconvene Public Meeting for the Sole Purpose of Adjournment
- b) 9:00 a.m. - 9:45 a.m. Briefing – Public Works and Department of Emergency Management
- c) 9:45 a.m. - 10:45 a.m. Planning and Development Services Monthly Briefing
- d) 12:00 p.m. - 1:00 p.m. Washington State Association of Counties Virtual Assembly hosted by WSAC
- e) *1:00 p.m. Pledge of Allegiance
- f) *1:00 p.m. - 1:30 p.m. Proclamation Recognizing May 19 through May 25, 2024 as Emergency Medical Services Week
- g) *1:30 p.m. - 2:00 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items:
 - 1. Public Comment (Specifically related to the agenda item)
- h) *2:00 p.m. - 2:30 p.m. Public Works – Grace Kane, Director:
 - 1. Public Hearing/Possible Action: To Consider Testimony Regarding an Ordinance Amending Skagit County Code Chapter 12.19 to Clarify and Revise the Drainage Utility Rate Structure
 - 2. Miscellaneous
- i) *2:30 p.m. - 3:00 p.m. Public Works – Grace Kane, Director:
 - 1. Public Hearing/Possible Action: To Consider Testimony Regarding Proposed Rates and Charges for the Skagit County Drainage Utility Assessment
 - 2. Miscellaneous
- j) 5:00 p.m. - 6:00 p.m. Guemes Island Ferry Electronic Ticketing Community Meeting (Guemes Island Community Center, 7549 Guemes Island Road, Anacortes)

II. TUESDAY, MAY 21, 2024:

- a) *8:30 a.m. Pledge of Allegiance
- b) *8:30 a.m. - 9:30 a.m. Public Works – Grace Kane, Director:
 - 1. Public Hearing: To Consider Testimony Regarding Proposed Solid Waste Disposal Rates
 - 2. Presentation: County Road Administration Board (CRAB) Certificate of Good Practice to Skagit County Engineer Grace Kane
 - 3. Miscellaneous

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- c) *9:30 a.m. - 10:00 a.m. Skagit Transit's Long Range Transit Plan Presentation by Chief Executive Officer Crystle Stidham
- d) *10:00 a.m. - 11:00 a.m. Closed Record Hearing: Closed Record Appeal No. PL23-0537 of the Hearing Examiner's Decision on File No. PL23-0324 Regarding Abandoned Use Determination

III. WEDNESDAY, MAY 22, 2024:

- a) 1:00 p.m. - 2:00 p.m. Sue Krienen Early Learning Center Site Visit (Sue Krienen Early Learning Center, 2011 N. Laventure Road, Mount Vernon)

IV. THURSDAY, MAY 23, 2024:

- b) 3:00 p.m. - 4:00 p.m. Commissioners Briefing

TUESDAY, MAY 21, 2024:

*12:00 p.m. (or soon thereafter)

BID OPENING (Clerk of the Board & Public Works Staff)

Upfitting of One (1) Skagit County Sheriff Department Transit Cargo Van

FUTURE PUBLIC HEARING:

Tuesday, May 28, 2024, 10:30 a.m.

To Consider Testimony Regarding the Adoption of the Skagit County Americans with Disabilities Act (ADA) Transition Plan within Public Rights-of-Way

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, MAY 20, 2024 (items 1 through (29)):

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, May 13, 2024.
2. Record of the Proceedings for Tuesday, May 14, 2024.

b) FACILITIES MANAGEMENT:

3. Resolution awarding the bid for the Skagit County Crisis Stabilization Center to Dawson Construction in the amount of \$15,476,000.
4. Amendment No. 2 to Personal Services Agreement No. C20230059 with Pacific MicroRem, Inc. for a closed-end lease of X-ray imaging systems and a service agreement for a county-owned X-ray system to deliver imaging capability for baggage and other small items at security checkpoints in Skagit County buildings. This Amendment increases compensation from \$30,000 to an amount not to exceed \$60,000. The term remains the same and shall continue until January 31, 2025. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

c) HUMAN RESOURCES:

5. Consulting Agreement with Gallagher Benefit Services, Inc. to provide consulting and/or brokerage services. As compensation for its services under this Agreement, Gallagher will receive carrier commissions and/or direct fees, as set forth in the Compensation Disclosure Statement (Exhibit B). The Agreement shall commence on June 1, 2024 and continue until June 1, 2025.

d) INFORMATION SERVICES:

6. Resolution authorizing a Request for Proposals (RFP) for a Financial Published Data System. The closing date and time for proposals to be submitted to the Skagit County Commissioners Office shall be Thursday, July 11, 2024 at 3:30 p.m.
7. Resolution authorizing electronic submission of a contract with the Cybersecurity and Infrastructure Security Agency.

e) OFFICE OF JUVENILE COURT:

8. Interlocal Cooperative Agreement with Snohomish County to provide housing for juvenile detainees in the Skagit County Juvenile Detention Facility. Compensation shall not exceed \$150 per day per juvenile. The Agreement shall commence on the date of execution and continue until April 5, 2026.

f) PLANNING AND DEVELOPMENT SERVICES:

9. Resolution confirming conformity with SB-5290 Consolidated Review of Residential Building Permits.

g) PUBLIC DEFENDER:

10. Personal Services Agreement with Wesley Vanderheyden to provide investigation services as requested by the Skagit County Public Defender including, but not limited to, witness interviews, preparation of witness interview reports or transcripts, locating witnesses, service of subpoenas, preparation of diagrams, photographing items of evidentiary value, obtaining records, and court testimony. Compensation shall not exceed \$156,000 annually and is based on per hour rate not to exceed 15 hours of work per case, unless approved in writing by the Public Defender. The Agreement is ratified to commence on May 1, 2024 and continue until December 31, 2026.

h) PUBLIC HEALTH:

11. Resolution authorizing Chair Browning to execute a Trust and Estates Dispute Resolution Act (TEDRA) Agreement on behalf of the County related to the Estate of Lora Luise Newman.
12. Amendment No. 1 to Contract No. 243018-NUTR, Skagit County Contract No. C20240033, with Northwest Regional Council to provide meals and nutritional support through Congregate and Home Delivered Meals. This Amendment increases compensation to Skagit County from \$436,621 to an amount not to exceed \$456,322 and extends the term of the Agreement to continue until September 30, 2024. All other terms and conditions of the original Agreement shall remain in effect.
13. Amendment No. 1 to Professional Services Contract No. K7237, Skagit County Contract No. C20230533 with Washington State Health Care Authority to provide Substance Use Disorder short-term housing subsidies for Recovery Support Services using opioid abatement funds, for people with substance use disorders who are homeless or at risk of being homeless. This Amendment increases compensation from \$150,000 to an amount

not to exceed \$300,000 and extends the term of the Agreement from June 30, 2024 to continue until June 30, 2025. All other terms and conditions of the original Agreement shall remain in effect.

14. Amendment No. 5 to Contract No. C20220326 with Washington State Health Care Authority, HCA Contract Number K6105, for Recovery Support Services. This Amendment increases compensation from \$470,710 to an amount not to exceed \$632,110, extends the term of the Agreement from June 30, 2024 to June 30, 2025, updates nondiscrimination language, amends the “Statement of Work”, adds federal attachments, and adds a new reporting matrix exhibit. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.

i) PUBLIC WORKS:

15. Resolution to issue a Request for Qualifications (RFQ) for Professional Engineering and Environmental Services for three (3) Skagit County Fish Passage Improvements Projects: Bulson Road – Bulson Creek (CR142), Project #ES80750-3; Starbird Road – Unnamed Creek (CR80), Project #ES82000-4; and Cascade Ridge Drive – Carpenter Creek (CR26) – Project #ES82020-1. The closing date for submittal of statements of qualifications is 4:00 p.m. on Thursday, June 13, 2024.
16. Resolution awarding the bid and appropriating funds for the 2024 HMA Overlay Project #ESHMA24-1 to Lakeside Industries, Inc. in the amount of \$650,346. The bid opening was held on May 6, 2024.
17. Interlocal Cooperative Agreement with Skagit Conservation District to authorize Skagit County to work with the District on a reimbursable basis for their assistance in meeting Title III funding priorities through the implementation of a county-wide Community Wildfire Protection Plan, and Firewise Communities/USA Program. Compensation shall not exceed \$36,358.38. The Agreement shall commence on June 16, 2024 and continue until June 1, 2025.
18. Vendor Services Agreement with Cummins, Inc. to provide engine control components incorporated into the ferry main engines and related materials and technical support to inspect and repair the engines for the Guemes Island Ferry, M/V Guemes, as authorized by (and pursuant to the terms of) a sole source resolution (Skagit County Resolution No. R20160153), dated May 31, 2016. Compensation shall not exceed \$150,000. The Agreement shall commence on May 22, 2024 and continue until May 22, 2026.
19. Services & Funding Agreement No. 4600015609 with Puget Sound Energy, Inc. (PSE) for the Lorenzan Creek Final Design. Compensation to Skagit County shall not exceed \$190,150. The Agreement is ratified to commence on May 9, 2024 and shall continue until December 31, 2027.
20. Amendment No. 3 to Vendor Services Agreement No. C20200404 with Reisner Distributor Inc. for the provision of Card Lock Fueling Services for county vehicles and other equipment. This Amendment reflects the Contractor’s name change from Reisner Distributor Inc. to Nel/Son Distributing, Inc., dba NELSON-REISNER, increases compensation from \$4,050,000 to an amount not to exceed \$4,850,000 and extends the term of the Agreement to continue until August 24, 2025. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect.
21. Amendment No. 1 to Vendor Services Agreement No. C20230263 with Northwest Center Services dba Lithtex NW to print ferry tickets for the Skagit County ferry system. This Amendment extends the term of the Agreement from May 26, 2024 to May 26, 2025. Compensation remains the same and shall not exceed \$9,999. All other terms and conditions of the original Agreement shall remain in effect.
22. Amendment No. 2 to Local Agency A&E Professional Services Agreement No. C20220365 with Exceltech Engineering, Inc. for the design of eleven (11) Skagit County Fish Passage Improvement Projects. This Amendment amends Phase 2 Scope of Work, updates the rates, and increases compensation from \$1,173,345.93 to an amount not to exceed \$1,937,501.88. The completion date remains the same and shall continue until December 31, 2026. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.
23. Amendment No. 1 to Vendor Services Agreement No. C20240141 with McAsphalt Industries for the procurement of road maintenance materials. This Amendment updates Exhibit “A” to include pages 1 through 3 which were inadvertently omitted (although such pages 1 through 3 were included in the original bid packet). Compensation remains the same and shall not exceed \$1,750,000. The term remains the same and shall continue until March 31, 2025. All other terms and conditions of the original Agreement shall remain in effect.
24. Amendment No. 2 to Vendor Services Agreement No. C20210243 with United Site Services of Nevada, Inc. to furnish and maintain portable toilet units at Guemes Ferry Dock, Ovenell Transfer Station, Sauk Transfer Station, Bonnar’s Trading Post, Clear Lake Transfer Station, Bayview Edison Road/W. Edison Lane Intersection, and four county-owned units in the Burlington Yard. This Amendment increases compensation from \$48,000 to an amount not to exceed \$72,000 and extends the term from May 24, 2024 to May 24, 2025. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

25. Amendment No. 2 to Personal Services Agreement No. C20210486 with Cowling & Company LLC dba Widener & Associates for Environmental Permitting Services as needed, on a task order basis on non-federally funded capital projects. This Amendment updates the compensation rates. Total compensation remains the same and shall not exceed \$200,000. The term remains the same and shall continue until October 18, 2024. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.
26. Amendment No. 1 to Interlocal Cooperative Agreement No. C20200613 with the City of Sedro-Woolley and Skagit County to allow each party to provide mutual assistance on minor projects and work and services on a reimbursable basis. This Amendment updates paragraphs 4.1 – 4.2, changing the overhead charge from 9% to 15% for both parties. The term remains the same and shall continue until December 31, 2025. All other terms and conditions of the original Agreement shall remain in effect.

j) RISK MANAGEMENT:

27. Personal Services Agreement with TPSC Benefits to complete and file the Prescription Drug Data Collection Report (RxDC) for calendar year 2023. Compensation shall not exceed \$3,500. The Agreement is ratified to commence on May 1, 2024 and continue until June 2, 2024.
28. Personal Services Agreement with Summit Law Group, PLLC to provide at the request and direction of Skagit County Prosecuting Attorney or designee, Human Resources Director, Chief Deputy or Deputy Attorney or the Risk Manager, representation and assistance on matters related to employment law and litigation. Compensation is based on a rate schedule and shall not exceed \$75,000. The Agreement is ratified to commence on January 1, 2024 and continue until December 31, 2024.
29. Personal Services Agreement with Summit Law Group, PLLC to provide at the request and direction of Skagit County Prosecuting Attorney, Human Resources Director, Deputy Civil Attorney and/or designee, representation and assistance on matters related to labor relations/negotiations and any related litigation. Compensation is based on a rate schedule and shall not exceed \$75,000. The Agreement is ratified to commence on January 1, 2024 and continue until December 31, 2024.

2. MISCELLANEOUS AGENDA (items 1 through 3):

a) PARKS, RECREATION AND FAIR:

1. Quit Claim Deed with Washington State Department of Natural Resources (Grantee) and Skagit County (Grantor) for parcel numbers P124374 and P124375 for state forestlands. Abbreviated legal description: The northeast quarter of Section 24, Township 33 North, Range 5 East, W.M. containing 400 acres, more or less conveyed to the Washington State Department of Natural Resources by Deed dated October 20, 2005, in Skagit County, and recorded per Auditor File Number 200510200072. The Quit Claim Deed shall be recorded and become effective immediately upon recording.

b) PUBLIC HELATH:

2. Amendment No. B to Interagency Agreement No. C20220443 with Washington State Department of Commerce through the Community Development Block Grant Program Public Services Grant, Contract No. 22-62210-012, to provide public services through Community Action of Skagit County for the East County Resource Center to assist low-and moderate-income persons. This Amendment increases compensation from \$124,000 to an amount not to exceed \$189,000 and extends the term from June 30, 2024 to June 30, 2025. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.
3. Amendment No. 3 to Personal Services Agreement No. C20230345 with Community Action of Skagit County for the provision of Tenant Based Rental Assistance (TBRA) with Federal HOME Funding through the Skagit HOME Consortium. This Amendment increases compensation from \$171,062.82 to an amount not to exceed \$190,402.78. 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.