

SKAGIT COUNTY COMMISSIONERS' AGENDA

Meetings are held at 1800 Continental Place, Mount Vernon unless noted otherwise. Access for some meetings provided through Zoom: <https://bit.ly/SkagitBoCCMtg> or 1 (253) 215-8782 #871 8000 1980

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

I. MONDAY, AUGUST 12, 2024:

- a) 8:45 a.m. - 9:45 a.m. Briefing – Planning and Development Services, Facilities, and Public Health
- b) 10:00 a.m. - 10:30 a.m. Public Works Monthly Briefing
- c) *10:45 a.m. Pledge of Allegiance
- d) *10:45 a.m. - 11:45 a.m. Planning and Development Services - Jack Moore, Director:
 - 1. Discussion/Public Comment: Adopting Amendments to Skagit County Code Titles 14 and 15 Regarding Permits and Application Procedures
 - 2. Possible Action: Ordinance Adopting Amendments to Skagit County Code Titles 14 and 15 Regarding Permits and Application Procedures
- e) *11:45 a.m. - 12:15 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items:
 - 1. Public Comment (Specifically related to agenda item)
- f) 2:00 p.m. Skagit County STAR Center Groundbreaking Ceremony (1420 State Route 20, Sedro-Woolley)

II. TUESDAY, AUGUST 13, 2024:

- a) *10:30 a.m. Pledge of Allegiance
- b) *10:30 a.m. - 11:30 a.m. Public Works - Grace Kane, Director:
 - 1. Presentation/Public Hearing to Consider Testimony Regarding a Non-Exclusive Franchise Agreement with Ziplly Fiber Northwest, LLC for Right-of-Entry, Use, and Occupation of the Public Rights-of-Way to Construct, Operate, and Maintain its Facilities for Purposes of Offering and Providing Network Services, Including Telecommunications Service
 - 2. Possible Action: Resolution Authorizing the Execution of a Non-Exclusive Franchise Agreement with Ziplly Fiber Northwest, LLC
 - 3. Possible Action: Telecommunications Franchise Agreement with Ziplly Fiber Northwest, LLC to allow Right-of-Entry, Use, and Occupation of the Public Rights-of-Way to Construct, Operate, and Maintain its Facilities for Purposes of Offering and Providing Network Services, Including Telecommunications Service
 - 4. Presentation: 2025 Equipment Rental and Revolving Fund (ER&R) Rates
 - 5. Miscellaneous
- c) *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.)
- d) 12:00 p.m. - 1:00 p.m. County Connects Meet & Greet

Continued OVER...

- e) 5:00 p.m. Public Informational Hearing hosted by Tenaska: Goldeneye Energy Storage Project's Application for Certification (ASC) submitted to the Washington Energy Facility Site Evaluation Council (EFSEC) for a Battery Energy Storage System (BESS) (Sedro-Woolley Community Center, 703 Pacific Street, Sedro-Woolley)

III. WEDNESDAY, AUGUST 14, 2024:

- a) 2:00 p.m. - 5:00 p.m. Executive Session (Review Qualifications of Job Applicant - RCW 42.30.110(1)(g))
1. Call Public Meeting to Order
 2. Executive Session
 3. Reconvene Public Meeting for the sole purpose of Adjournment

IV. THURSDAY, AUGUST 15, 2024:

- a) 7:00 a.m. - 9:00 a.m. Forest Advisory Board (FAB) Meeting with remote option hosted by FAB
- b) 10:00 a.m. Skagit Senior Day in the Park (Maiben Park, 1011 Greenleaf Avenue, Burlington)

V. FRIDAY, AUGUST 16, 2024:

- a) 9:00 a.m. - 10:30 a.m. Commissioners Briefing

MONDAY, AUGUST 12, 2024: *BID OPENING (Clerk of the Board and Public Works Staff)*

*12:30 p.m. Transfer Station Plastic Recycling Services

*12:45 p.m. Hydraulic Maintenance and Repair Services

FUTURE BID OPENING:

Monday, August 19, 2024, 1:00 p.m. Hewlett Packard Computer Hardware

FUTURE PUBLIC HEARING:

Monday, September 9, 2024, 11:00 a.m. To Consider Testimony Regarding an Interim Ordinance/Moratorium No. O20240003 Pursuant to RCW 36.70A.390 and RCW 36.70.795

REQUEST FOR PROPOSALS (RFP):

Tuesday, August 23, 2024, 3:30 p.m. Remote Access System

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

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, AUGUST 12, 2024 (items 1 through 29):**a) COMMISSIONERS:**

1. Record of the Proceedings for Monday, August 5, 2024.
2. Record of the Proceedings for Tuesday, August 6, 2024.
3. ~~Record of the Proceedings for Friday, August 9, 2024.~~ **(meeting cancelled)**
4. Resolution to appoint Nicole Roozen to fill the vacancy on the Lodging Tax Advisory Committee which was vacated by Carol Thomas.

b) ASSIGNED COUNSEL:

5. Personal Services Agreement with Angelyn Gates, Attorney at Law, to provide indigent defense representation to defendants referred by Superior Court, Juvenile Court and District Court who have been deemed conflict of interest cases for the Skagit County Public Defender's Office. Compensation is based on a rate schedule and shall not exceed \$75,000. The Agreement is ratified to commence on July 1, 2024 and continue until December 31, 2024.

c) BUDGET AND FINANCE:

6. Resolution to rescind and amend Resolution No. R20240146 to award grant funding for Economic Development/Public Facilities Projects for 2024. This Resolution corrects the amount awarded to the Economic Development Alliance of Skagit County (EDASC) from \$300,000 to \$350,000. The funding awarded in the amount \$350,000 to the Lincoln Theatre Foundation via Resolution No. R20240146 shall instead be awarded to the owner of the property the City of Mount Vernon.

d) EMERGENCY MEDICAL SERVICES:

7. Interlocal Agreement with the City of Anacortes, City of Burlington, City of Mount Vernon, City of Sedro-Woolley, and Aero Skagit to provide trauma-verified ambulance services on a twenty-four (24) hours per day (7) days per week basis, with appropriate personnel, ambulances and equipment in accordance with WAC Chapter 246-976, North Region EMS & Trauma Care Patient Care Procedures, and other applicable laws, regulations, ordinances, and established policies of the Skagit County Medical Program Director. Compensation for the 2025-2030 EMS Levy Cycle is forecasted to be \$72,495,015 and funding to each provider will be provided on a monthly basis as outlined in Exhibit "C". The Agreement shall commence on January 1, 2025 and continue until December 31, 2030.

e) FACILITIES MANAGEMENT:

8. Amendment No. 1 to Standard AIA B103 Architect Agreement No. C20240133 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. This Amendment increases the scope of services. Compensation is increased from \$260,585 to an amount not to exceed \$339,018. The term remains the same and shall continue until project completion in 2025. All other terms and conditions of the original Agreement shall remain in effect.
9. Vendor Services Agreement with Guardian Security Inc. to perform annual confidence testing of fire alarm systems, pull stations, smoke, and heat detectors pursuant to local fire codes at various Skagit County locations. Compensation shall not exceed \$100,000. The Agreement shall commence on August 24, 2024 and continue for two (2) years with the option to extend for one (1) additional year.

f) INFORMATION SERVICES:

10. Resolution rescinding Resolution Nos. R20240017, Resolution No. R20240069, and directing Central Services to enter into an Agreement with the Washington State Administrator of the Courts for Skagit County's Adult Supervision Case Management Services system.

g) PARKS, RECREATION AND FAIR:

11. Personal Services Agreement with Reid Middleton, Inc. to provide engineering design services for the Skagit County Guemes Island Trail Project. Compensation is based on a fee schedule and shall not exceed \$35,000. The Agreement shall commence on the date of execution and continue until December 31, 2025.

h) PUBLIC DEFENDER:

12. Personal Services Agreement with Kathleen Kinberg 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.

i) PUBLIC HEALTH:

13. Interlocal Cooperative Agreement with Burlington-Edison School District to fund a school social worker in order to develop and support a Multi-Tiered System of Support (MTSS) practice and teams, increase capacity to implement or maintain programs and practices that prevent or reduce substance use and that target mental health promotion, prevention, and treatment, and to provide workforce development opportunities for district employees addressing behavioral, social and emotional determinants of health and learning. Skagit County shall reimburse the District an amount not to exceed \$77,000. The Agreement is ratified to commence on August 1, 2024 and shall continue until July 31, 2025.
14. Personal Services Agreement with Work Opportunities to provide “Individualized Employment”, “Group Supported Employment”, and “Community Inclusion” services to eligible individuals with developmental disabilities. Compensation is based on a fee schedule and shall not exceed \$200,000. The Agreement is ratified to commence on July 1, 2024 and continue until June 30, 2025.
15. Interlocal Cooperative Agreement with the Samish Indian Nation to distribute low-income housing funds pursuant to Substitute House Bill 2163. Compensation shall not exceed \$41,750. The Agreement is ratified to commence on July 1, 2024 and continue until July 30, 2025.
16. Personal Services Agreement with Skagit Domestic Violence and Sexual Assault Services to staff an emergency shelter that operates seven (7) days a week and provides twenty-one (21) shelter beds for women and children fleeing domestic violence. Compensation is based on reimbursement for services and shall not exceed \$57,800. The Agreement is ratified to commence on July 1, 2024 and continue until June 30, 2025.
17. Personal Services Agreement with Sherwood Community Services to provide “Individualized Employment”, “Group Supported Employment”, and “Community Inclusion” services to eligible individuals with developmental disabilities. Compensation is based on a fee schedule and shall not exceed \$30,000. The Agreement is ratified to commence on June 1, 2024 and continue until June 30, 2024.
18. Personal Services Agreement with Sherwood Community Services to provide “Individualized Employment”, “Group Supported Employment”, and “Community Inclusion” services to eligible individuals with developmental disabilities. Compensation is based on a fee schedule and shall not exceed \$700,000. The Agreement is ratified to commence on July 1, 2024 and continue until June 30, 2025.
19. Personal Services Agreement with Anacortes Family Center to provide staffing at an emergency shelter for approximately 60 families. Compensation is based on a reimbursement schedule and shall not exceed \$292,350. The Agreement is ratified to commence on July 1, 2023 and continue until June 30, 2024.
20. Personal Services Agreement with STEPS to provide early intervention services for children aged birth to three (3) years old with developmental disabilities. Compensation is based on a reimbursement fee schedule and shall not exceed \$20,500. The Agreement is ratified to commence on July 1, 2024 and continue until June 30, 2025.
21. Personal Services Agreement with Dan Rivas to support North Star communications and humanize North Star’s impact on the Skagit County community with stories and progress reports. Compensation is based on a reimbursement schedule and shall not exceed \$12,000. The Agreement is ratified to commence on July 15, 2024 and continue until December 31, 2025.
22. Memorandum of Understanding with North Sound Accountable Community of Health to provide Skagit County with \$100,000 to provide diversion and emergency motel shelter for people who are unhoused or at risk of losing their housing. The Agreement is ratified to commence on July 1, 2024 and shall continue until July 1, 2025.

j) PUBLIC WORKS:

23. Resolution calling for a public hearing to consider testimony regarding the sale or disposal of county surplus property consisting of vehicles and equipment. The public hearing is scheduled to take place on Tuesday, August 27, 2024 at 8:45 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 Passcode: 143573.

24. Amendment No. 5 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. This Amendment renames the D. Stewart Stream Crossing Project to Macken Stream Crossing and the Dykstra Livestock Pipeline Project to Curry Livestock Project. This Amendment also increases compensation from \$353,562.50 to an amount not to exceed \$384,762.50. 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.
25. Interlocal Cooperative Agreement with Whatcom County to provide mutual assistance on minor projects and services on a reimbursable basis. Whatcom County will reimburse Skagit County for the actual cost incurred for work, materials, and use of Skagit’s equipment, wages for operator(s) provided by Skagit to operate the equipment; and 17.61% of the total cost shall be added for overhead costs for accounting, billing, and administrative services. The Agreement shall commence on the date of execution and continue through May 21, 2027.
26. Amendment No. 1 to Personal Services Agreement No. C20230408 with Skagit Fisheries Enhancement Group to provide services to support the Barrel Springs Restoration Project. This Amendment adds Fisher Creek Fish Removal to the original scope of work, raising the total number of fish removal locations to five (5). This Amendment adds an additional \$6,000 for a new compensation amount not to exceed \$46,000. All other terms and conditions of the original Agreement shall remain in effect.
27. Joint Funding Agreement with the U.S. Department of the Interior U.S. Geological Survey (USGS) Agreement No. 25YGJFA07000 for Water Resource Investigations for the operation and maintenance of streamgages on the Skagit, Sauk, and Samish Rivers. Skagit County will contribute \$49,662 towards operation and maintenance costs. The Agreement shall commence on October 1, 2024 and continue until September 30, 2025.

k) RISK MANAGEMENT:

28. Client Authorization to Bind Coverage Agreement with Gallagher Risk Management Services LLC for marine vessels owned and operated by Skagit County. Annual premiums shall not exceed \$147,318. The Agreement is ratified to commence on August 1, 2024 and continue until August 1, 2025.
29. Resolution updating appointments and designations as they relate to Skagit County’s relationship with the Washington Counties Risk Pool.

2. MISCELLANEOUS AGENDA (items 1 through 8):

a) PLANNING AND DEVELOPMENT SERVICES:

1. Amendment No. 5 to Personal Services Agreement No. C20210178 with FACET NW, Inc. for the provision of on-call planning and review services. This Amendment clarifies that the previous total compensation amount outlined in Amendment No. 4 should not exceed \$194,000. This Amendment also adds an additional compensation amount of \$25,000 to assist with on-call planning services tasks for a new compensation amount not to exceed \$219,000. 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.

b) PUBLIC HEALTH:

2. Subrecipient Agreement with Community Action of Skagit County to administer the Community Development Block Grant (CDBG) Program services for the East County Critical Needs and Homeless Services Project pursuant to CDBG award Contract No. 22-62210-012. Compensation shall not exceed \$63,000. The Agreement is ratified to commence on July 1, 2024 and continue until terminated.
3. Personal Services Agreement with Community Action of Skagit County to staff and operate its ten (10) unit interim housing Family Development Center. Compensation is based on a reimbursement basis and shall not exceed \$207,450. The Agreement is ratified to commence on July 1, 2024 and continue until June 30, 2025.
4. Subaward Agreement with Opportunity Council to provide Tenant Based Rental Assistance (TBRA) in Island County with Federal HOME Funding through the Skagit HOME Consortium. Compensation shall not exceed \$43,022. The Agreement is ratified to commence on June 1, 2024 and continue until December 31, 2025.
5. Personal Services Agreement with Chinook Enterprises to provide “Individualized Employment”, “Group Supported Employment”, and “Community Inclusion” services to eligible individuals with developmental disabilities. Compensation is based on a fee schedule and shall not exceed \$2,000,000. The Agreement is ratified to commence on July 1, 2024 and continue until June 30, 2025.

c) PUBLIC WORKS:

6. Landowner Agreement with Heath Benson to install up to three (3) livestock watering facilities to allow livestock access to water at 26910 Duffy Road 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 shall commence on the date of execution and continue for ten (10) years.
7. Amendment No. 11 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 switches project Outcome #41 from one landowner to another, Dykstra is switched to Curry. Compensation shall remain the same and shall not exceed \$1,198,609.01. 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.
8. Landowner Agreement with Joshua J. Maxwell and Krissa L. Maxwell to install or reposition wood to complete up to two (2) structures of large woody debris along approximately 50' of Walker Creek to stabilize the bank of the creek where it abuts the pasture. The property is located at 24528 Wiseman Lane 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 shall commence on the date of execution and continue for ten (10) years.