

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, SEPTEMBER 5, 2022:

LABOR DAY HOLIDAY – COUNTY OFFICES CLOSED

II. TUESDAY, SEPTEMBER 6, 2022:

- a) 8:30 a.m. - 9:15 a.m. Briefing - Planning and Development Services, Public Health, Public Works, and Department of Emergency Medical Services
- b) *9:30 a.m. Pledge of Allegiance
- c) *9:30 a.m. - 10:30 a.m. Board of County Commissioners Public Hearing to Consider Testimony Regarding an Ordinance Banning Offsite Compensatory Mitigation on Skagit Valley Farmland
 - 1. Possible Action: Ordinance Banning Offsite Compensatory Mitigation on Skagit Valley Farmland
- d) *10:30 a.m. - 11:30 a.m. Public Works - Grace Kane, Director:
 - 1. Public Hearing/Possible Action to Consider Testimony Regarding Revision No. 2 to the 2022-2027 Six-Year Transportation Improvement Program (TIP)
 - 2. Update on Project Status and Upcoming Change Order Overview for the Farm to Market / Josh Wilson Intersection Improvements Project #ES31010-4
 - 3. 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
- f) 1:00 p.m. - 2:00 p.m. Special Washington State Association of Counties (WSAC) Virtual Assembly hosted by WSAC
- g) *3:00 p.m. - 3:30 p.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items:
 - 1. Public Comment (Specifically related to the agenda item)
- h) 3:30 p.m. - 4:30 p.m. Executive Session (None scheduled as of the date of this notice)

III. WEDNESDAY, SEPTEMBER 7, 2022:

- a) 9:30 a.m. - 10:15 a.m. Briefing with Innovative Environments

IV. THURSDAY, SEPTEMBER 8, 2022:

- a) 7:30 a.m. Breakfast with Elected Officials (Calico Cupboard, 121 Freeway Drive, Mount Vernon)
- b) 3:00 p.m. - 4:00 p.m. Commissioners Briefing

Continued OVER...

V. FRIDAY, SEPTEMBER 9, 2022:

- a) 8:00 a.m. - 9:00 a.m. Work Session with Planning and Development Services

FUTURE PUBLIC HEARINGS:

Tuesday, September 13, 2022, 11:00 a.m. To Consider Testimony Regarding the Authorization of the Submittal of the 2021-2022 Community Development Block Grant Public Service Final Report to the Washington State Department of Commerce

Monday, September 19, 2022, 1:00 p.m. To Consider Testimony Regarding the HOME American Rescue Plan (HOME-ARP) 2021 Substantial Amendment

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 TUESDAY, SEPTEMBER 6, 2022 (items 1 through 22):

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, August 29, 2022.
2. Record of the Proceedings for Wednesday, August 31, 2022.
3. Resolution to appoint David Christianson to fill position 1 on the Skagit County Drainage and Irrigation District No. 17 Board of Commissioners until the next special district general election.

b) ADMINISTRATIVE SERVICES:

4. Personal Services Agreement with Northwest Agriculture Business Center to provide Skagit Valley producers access to available resources for business development support and implement an economic recovery program for Skagit Valley producers establishing new wholesale markets to promote Genuine Skagit Valley to increase sales that were lost because of the COVID-19 pandemic. Compensation is based on a quarterly fee schedule of \$23,700 per quarter and shall not exceed \$190,000. The Agreement shall commence on the date of execution and continue until September 30, 2024.

c) DISTRICT COURT:

5. Grant Agreement No. GRT23001 with Washington State Administrative Office of the Courts (AOC) to provide funding to identify individuals who are before the court with substance use disorders or other behavioral health needs and engage those individuals with community-based therapeutic interventions within Skagit County. Compensation is based on a fee schedule and shall not exceed \$205,714. The Agreement is ratified to commence on July 1, 2022 and continue until June 30, 2023.
6. Grant Agreement No. IAA23978 with Washington State Administrative Office of the Courts (AOC) to provide funding to support community justice counselors, or similar positions that work with municipal and district court drug and therapeutic court programs. Compensation is based on a fee schedule and shall not exceed \$200,000. The Agreement is ratified to commence on July 1, 2022 and continue until June 30, 2023.

d) EMERGENCY MANAGEMENT:

7. Resolution designating applicant agent Don McDermott, Director of Emergency Management or his alternate, Bob Dolhanyk, Chief of Emergency Management and authorizing them to execute the Skagit County Natural Hazard Mitigation Plan application and payment requests to the Washington State Military Department, Emergency Management Division through the State of Washington Hazard Mitigation Grant Program on behalf of Skagit County. All Agreements, including the Grant Agreement, if awarded, will be executed by the Skagit County Board of Commissioners.

e) FACILITIES MANAGEMENT:

8. Amendment No. 2 to Personal Services Agreement No. C20200615 with ATS Automation, Inc. to provide building automation control system support updates and inspections for multiple facilities. This Amendment adds maintenance of an additional Alerton Control System for HVAC control and monitoring at the Evaluation and Treatment Center located at 1420 State Route 20 in Sedro-Woolley. Compensation is increased from \$110,000 to an amount not to exceed \$125,000. The term remains the same and shall continue until December 31, 2023. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

f) OFFICE OF JUVENILE COURT:

9. Interlocal Cooperative Agreement with Concrete School District to jointly fund the BECCA Case Manager position to serve the School District and the Skagit County Office of Juvenile Court in implementing the truancy portion of the BECCA Bill as outlined by RCW and WAC. Compensation to Skagit County shall not exceed \$1,247. The Agreement is ratified to commence on September 1, 2022 and continue through August 31, 2023.

g) PLANNING AND DEVELOPMENT SERVICES:

10. Amendment No. 2 to Personal Services Agreement No. C20200462 with BERK Consulting, Inc. to assist with the Department's Workplan and conduct outreach and assessment of Agritourism in Skagit County. This Amendment adds engagement activities to the Agritourism Exploration and Analysis project to reach a wider audience and to hear more diverse ideas about agritourism. Compensation is increased from \$74,440 to an amount not to exceed \$107,240. The term remains unchanged and shall continue until August 1, 2023. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

h) PUBLIC DEFENDER:

11. Personal Services Agreement with Tallan Paul 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 is based on an hourly rate schedule and shall not exceed \$110,833. The Agreement is ratified to commence on September 1, 2022 and continue until December 31, 2022.

i) PUBLIC HEALTH:

12. Facility Use Agreement for rental of McIntyre Hall Performing Arts and Conference Center for the Population Health Trust's Powerful Partnerships event taking place on Wednesday, September 14, 2022. Compensation is based on a fee schedule and shall not exceed \$5,000. The Agreement shall commence on September 14, 2022 and continue until September 14, 2022.
13. Advertising Agreement with Skagit Publishing for COVID communication advertising of 50,000 GoSkagit digital impressions and two (2) 3 x 10 color print ads per month. Compensation is based on a monthly fee schedule and shall not exceed \$8,750. The Agreement is ratified to commence on August 1, 2022 and continue until February 28, 2023.
14. Amendment No. 1 to Subaward Agreement No. C20220121 with Tenfold Health LLC to assist in the development of a county-wide shared vision and framework for the delivery of behavioral health, and homeless housing services working closely with elected officials, county staff, community providers and stakeholders. This Amendment updates the Scope of Work to add local behavioral health expertise to the North Star Project. Compensation is increased from \$244,500 to an amount not to exceed \$269,250 which is funded through the American Rescue Plan Act (ARPA). The term remains unchanged and shall continue until December 31, 2022. All other terms and conditions of the original Agreement shall remain in effect.
15. Personal Services Agreement with Sedro-Woolley School District to develop a Multi-Tiered System of Support (MTSS) practice teams, increase school attendance, academic achievement and address the social and emotional determinates of health and learning. Compensation is based on a fee schedule and shall not exceed \$100,000 which is funded through the American Rescue Plan Act (ARPA). The Agreement is ratified to commence on September 1, 2022 and continue until August 31, 2023.

j) PUBLIC WORKS:

16. Amendment No. 1 to Personal Services Agreement No. C20190246 with the Skagit Fisheries Enhancement Group to provide services in Skagit County for the Cedar Grove Pedestrian Bridge Crossing Project. Services include project management, permitting support, fish sampling, and public outreach. This Amendment updates Exhibit "B" Consultants Compensation Rates. Compensation remains unchanged and shall not exceed \$40,000. The term remains the same and shall continue until December 31, 2022. All other terms and conditions of the original Agreement shall remain in effect.
17. Change Order No. 1 to Vendor Services Agreement No. C20220316 with TrueNorth Steel, Inc. to provide for the purchase and delivery of a 30-foot prefabricated vehicle bridge to exclude cattle from the Little Fisher Creek. This Change Order modifies the delivery date of the bridge from August 15, 2022 to September 19, 2022 due to the need to improve the abutment system design to consider the soil bearing strength and accommodating for property lines. Compensation is increased from \$48,300.48 to an amount not to exceed \$55,618.05. The term remains the same and shall continue until August 15, 2023. All other terms and conditions of the original Agreement shall remain in effect.
18. Amendment No. 1 to Vendor Services Agreement No. C20200503 with Overhead Door Company of Bellingham LLC to inspect and make needed adjustments and repairs to eleven (11) roll-up doors at the Skagit County Transfer and Recycling Station, located at 14104 Ovenell Road in Mount Vernon. This Amendment extends the term of the Agreement from September 21, 2022 to September 21, 2023. Compensation remains at an amount not to exceed \$24,000. All other terms and conditions of the original Agreement shall remain in effect.
19. Interlocal Cooperative Agreement with the City of Mount Vernon to provide reimbursable services on behalf of the City regarding the development and implementation of a stormwater source control program intended to satisfy the requirements of the City's National Pollutant Discharge Elimination System (NPDES) Western Washington Phase II Municipal Stormwater Permit. Compensation to Skagit County is based on a reimbursement fee schedule and shall not exceed \$50,000. The Agreement is ratified to commence on September 1, 2022 and continue until December 31, 2023.
20. Public Assistance Grant Agreement No. D22-257 with the Washington State Military Department and the Federal Emergency Management Agency (FEMA) to receive payments for emergency work caused by severe storms, straight-line winds, flooding, landslides, and mudslides as identified under Presidential Disaster

Declaration No. FEMA-4650-DR-WA. Compensation to Skagit County shall be determined based upon approved project worksheets. The Agreement is ratified to commence on December 26, 2021 and continue until March 29, 2026.

21. Resolution to award the bid for the Haul Out and Maintenance for the Vehicle and Passenger Ferry M/V Guemes Project #FEH022-1 to Dakota Creek Industries, Inc. in the amount of \$738,505.

k) RISK MANAGEMENT:

22. Amendment No. 2 to Personal Services Agreement No. C20210625 with SDSpro, LLC to provide SDSpro On-Demand (SaaS) Annual Lease Program which includes SDSpro Application, Unlimited Employee SDS Access via intranet, Integrated Backup, Web Inventory Manager License (WIM), and Chemical Authorization Request (CAR). This Amendment provides for the purchase of SDSprovider Essential Advantage - Acquisition and Indexing Service. Annual fee and online hosting fee are increased by \$1,246 for 2022. Annual compensation for 2022 and 2023 is estimated at \$5,041 for a new estimated amount not to exceed \$9,246 plus any applicable taxes. All other terms and conditions of the original Agreement and prior Amendment shall remain in effect.

2. MISCELLANEOUS AGENDA (items 1 through 4):

a) PUBLIC HEALTH:

1. Resolution to call for a public hearing to consider testimony regarding the HOME Consortium of Skagit, Island and Whatcom Counties' Consolidated Annual Performance and Evaluation Report (CAPER) for the Plan Year 2021. The public hearing is scheduled to take place on Monday, September 26, 2022, at 10:30 a.m., or as soon thereafter as possible in the Skagit County Commissioners Hearing Room. 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.
2. Resolution approving the FY 2022 HOME Investment Partnerships' Agreement from the U.S. Department of Housing and Urban Development (HUD) and designating Chair Peter Browning as the authorized representative to sign the Agreement.
3. Funding Approval and HOME Investment Partnerships Agreement, Grant No. M22-DC530210, with the U.S. Department of Housing and Urban Development (HUD) for the provision of \$1,057,317 in funding for affordable housing and rental assistance services in Skagit, Island, and Whatcom Counties. The period of performance for this Agreement is from August 22, 2022, to September 1, 2030.
4. Resolution to approve the submission of 2021-2022 Community Development Block Grant Public Services closeout report to the Washington State Department of Commerce for Community Action of Skagit County programs at the East County Resource Center located at 45770 Main Street in Concrete.