

**RECORD OF THE PROCEEDINGS
SKAGIT COUNTY BOARD OF COMMISSIONERS
MONDAY, JANUARY 6, 2025**

The Skagit County Board of Commissioners met in regular session on Monday, January 6, 2025, with Commissioners Lisa Janicki, Ron Wesen, and Peter Browning present.

I. CALL TO ORDER:

Chair Janicki called the proceedings to order at 9:00 a.m.

II. AGENDA:

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

The purpose of the briefing was for the Commissioners to provide an update on items of interest from meetings they had attended and for Administrative Services to discuss any items of interest with the Board.

Attendees:

Chair Lisa Janicki
Commissioner Ron Wesen
Commissioner Peter Browning
Deputy County Administrator Jennifer Johnson
Communications Manager Jenn Rogers

Chair Janicki recessed the proceedings at 9:30 a.m.

b) *10:00 a.m. Pledge of Allegiance

Chair Janicki reconvened the proceedings at 10:00 a.m. and led the attendees in the salute to the flag.

c) *10:00 a.m. - 11:00 a.m. Board of County Commissioners:

Chair Janicki introduced the agenda item and Senior Civil Deputy Prosecuting Attorney Will Honea.

1. Public Hearing: To Consider Testimony Regarding an Extension of Interim Ordinance Declaring an Emergency and Adopting a Moratorium on the Acceptance of Permit Applications for Certain Uses and Activities on Agricultural Lands

Mr. Honea provided an overview of the process to protect Skagit County farmland. He said that an extension was necessary to provide sufficient time for Planning Commission review and for existing businesses to obtain compliance through a Voluntary Compliance Agreement (VCA) which was a standard contract used by Skagit County Code Enforcement to ease enforcement of agreed-upon compliance terms and conditions.

The Commissioners made comments regarding soil, non-conforming uses on Ag-NRL lands, and Voluntary Compliance Agreements.

Chair Janicki opened the public hearing at 10:11 a.m.

Terry Sapp of Sedro-Woolley shared comments in support of the extension of a moratorium on events held on Ag-NRL lands and shared concerns regarding nonagricultural activities on Ag-NRL lands.

Patrick Donnelly of Sedro-Woolley shared comments in support of the extension of a moratorium on events on Ag-NRL lands and asked questions regarding soil quality.

Mr. Honea provided clarification.

Seeing no further testimony forthcoming, Commissioner Wesen made a motion to close the public hearing at 10:22 a.m. Commissioner Browning seconded the motion. The vote passed unanimously.

Mr. Honea shared that final action to approve an extension of an interim Ordinance declaring an emergency and adopting a moratorium on the acceptance of permit applications for certain uses and activities on agricultural lands was scheduled to take place on January 14, 2025.

Chair Janicki recessed the proceedings at 10:24 a.m.

d) *11:00 a.m. - 11:30 a.m. Consent Agenda, Vouchers, Warrants and Miscellaneous Items:

Chair Janicki reconvened the proceedings at 11:00 a.m.

1. Public Comment (Specifically related to the agenda item)

None provided.

2. CONSENT AGENDA ITEMS FOR FURTHER DISCUSSION:

The Commissioners discussed Consent Agenda items 3, 4, 5, 6, 7, 10 and 12.

3. CONSENT AGENDA FOR MONDAY, JANUARY 6, 2025 (items 1 through 13):

A motion was made by Commissioner Browning to approve Consent Agenda items 1 through 13 including all items requiring

ratification, vouchers and warrants for Monday, January 6, 2025. Commissioner Wesen seconded the motion, which passed unanimously.

a) COMMISSIONERS:

1. Record of the Proceedings for Monday, December 30, 2024. **(Approved)**
2. Record of the Proceedings for Thursday, January 2, 2025. **(Approved)**

b) ASSIGNED COUNSEL:

3. Personal Services Agreement with Paula Plumer, Attorney at Law to provide consultation and representation for cases considered to be conflict of interest cases for the Skagit County Public Defender's Office that have been determined to be within the scope of indigent defense. Case referrals will be from Superior Court, Juvenile Court, and District Court. Compensation is based on a rate schedule and shall not exceed \$350,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 31, 2026. **(Contract No. C20250001)**
4. Personal Services Agreement with Paula Plumer, Attorney at Law to provide indigent defense representation for Guardianship cases to clients referred by Superior Court or approved by the Presiding Judge for Assigned Counsel. Cases include those under the Uniform Guardianship Act RCW 11.130.200. Compensation is based on a rate schedule and shall not exceed \$200,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 26, 2026. **(Contract No. C20250002)**
5. Personal Services Agreement with Atreya Law Office, PLLC to provide consultation and representation for cases considered to be conflict of interest cases for the Skagit County Public Defender's Office that have been determined to be within the scope of indigent defense. Case referrals will be from Superior Court, Juvenile Court, and District Court. Compensation is based on a rate schedule and shall not exceed \$200,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 31, 2026. **(Contract No. C20250003)**
6. Personal Services Agreement with Atreya Law Office, PLLC to provide indigent defense representation for Guardianship cases to clients referred by Superior Court or approved by the Presiding Judge for Assigned Counsel. Cases include those under the Uniform Guardianship Act RCW 11.130.200. Compensation is based on a rate schedule and shall not exceed \$200,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 26, 2026. **(Contract No. C20250004)**

c) PARKS, RECREATION AND FAIR:

7. Vendor Services Agreement with Moeco LLC to provide erosion control, structure demolition, preparation of a building pad, concrete sidewalk, utility reconnections, final utility hook-ups, coordination with building supplier, providing crane access route, and surfacing restoration for the CXT at Howard Miller Steelhead Park. Compensation shall not exceed \$66,338 plus applicable sales taxes. The Agreement shall commence on the date of execution and continue for one year. **(Contract No. C20250005)**

d) PUBLIC HEALTH:

8. Personal Services Agreement with Sunrise Services, Inc. to provide outpatient substance use disorder treatment related services to Skagit County residents who meet eligibility requirements. Compensation is based on a rate schedule and shall not exceed \$5,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 31, 2025. **(Contract No. C20250006)**
9. Personal Services Agreement with Catholic Community Services of Western Washington to provide case management and recovery support services to individuals enrolled in Skagit County Family Recovery Court. Compensation is based on fee schedule and shall not exceed \$10,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 31, 2025. **(Contract No. C20250007)**
10. Personal Services Agreement with Northwest Regional Council to provide Recovery Care Coordination (RCC) Services to eligible individuals with moderate to severe behavioral health disorders. Compensation is based on a rate schedule and shall not exceed \$340,000. The Agreement is ratified to commence on January 1, 2025 and continue until December 31, 2025. **(Contract No. C20250008)**
11. Amendment No. 6 to Interlocal Cooperative Agreement No. C20230099 with North Sound Behavioral Health Administrative Services Organization, LLC (North Sound BH-ASO) Contract #North Sound BH-ASO-Skagit County-Interlocal-23 to provide coordination and subcontracting services for programs and services including Dedicated Cannabis Account Program, Jail Services Program, Trueblood funding, and the Co-Responder Program. This Amendment increases compensation by \$197,265.70 for the Dedicated Cannabis Account Program, Jail Services Program and Trueblood Program for a new total compensation amount not to exceed \$1,872,235.50. The Amendment is ratified to begin January 1, 2025 and continue until June 30, 2025. All other terms and conditions of the original Agreement and prior Amendments shall remain in effect. **(Amendment No. A20250001)**

e) PUBLIC WORKS:

12. Resolution for approval of plans and specifications and calling for bids for the 2025 March's Point (Whitmarsh) Landfill Remediation, Project #WM33-14-2. The bid opening is scheduled to take place on Monday, February 10, 2025, at 2:00 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, remote <https://us06web.zoom.us/j/87180001980?pwd=eEVGUGkxZ3NkQkhYSnhBMEo2RTQrdz09> or by phone: 1 (253) 215-8782 Meeting ID: 871 8000 1980. **(Resolution No. R20250001)**
13. Amendment No. 1 to Local Agency A&E Professional Services Negotiated Hourly Rate Consultant Agreement, Skagit County Contract No. C20240355, with TranTech Engineering, LLC for the design of the Marine Drive/Rosario Road/Marine Wye Drive Intersections Improvements Projects #ES10610-3, Federal Aid #HSIP-000S(686). This Amendment allows for the prime consultant name change from TranTech Engineering, LLC to David Evans and Associates and the condition of award DBE firm to be changed from TranTech Engineering, LLC to Roundbotix. Compensation remains the same and shall not exceed \$706,756.07. The term remains the same and shall continue until December 31, 2027. All other terms and conditions of the original Agreement shall remain in effect. **(Amendment No. A20250002)**

4. VOUCHERS AND WARRANTS:

a. Vouchers audited and certified by the auditing officer as required by R.C.W. 42.24.080, and those expense reimbursement claims certified as required by R.C.W. 42.24.090, have been recorded on a listing, which has been made available to the Board. As of this date, the Board by majority vote, did approve for payment those vouchers included in the above-mentioned list and further described as follows:

- a) ACH Transfer Request Form and Certification to Trusteed Plans Service Corporation from Clearing Fund 696 in the total dollar amount of \$1,982.71 (Transmittal No. C-337-24); and
- b) ACH Transfer Request Form and Certification to HMA from Clearing Fund 696 in the total dollar amount of \$777,752.41 (Transmittal No. C-338-24); and
- c) ACH Transfer Request Form and Certification to HealthEquity from Clearing Fund 696 in the total dollar amount of \$15,601.34 (Transmittal No. C-339-24); and
- d) ACH Transfer Request Form and Certification to Delta Dental from Clearing Fund 696 in the total dollar amount of \$12,906.60 (Transmittal No. C-340-24); and
- e) ACH Transfer Request Form and Certification to HealthEquity from Clearing Fund 696 in the total dollar amount of \$3,152.43 (Transmittal No. C-341-24); and
- f) Warrants numbered 592980 through 593247 from Clearing Fund 696 in the total dollar amount of \$2,157,350.30 (Transmittal No. C-1-25).

5. MISCELLANEOUS AGENDA (1 item):

A motion was made by Commissioner Wesen to approve Miscellaneous Agenda item 1. Commissioner Browning seconded the motion, which passed unanimously.

a) PUBLIC WORKS:

- 1. Resolution for the Declaration of Emergency for the repair of the vehicle and passenger ferry, M/V Guemes. **(Resolution No. R20250002)**

Chair Janicki recessed the proceedings at 11:07 a.m.

e) *11:30 a.m. - 11:45 a.m. Board of County Commissioners:

Chair Janicki reconvened the proceedings at 11:30 a.m.

1. Public Comment Period

Larita Humble of Lake Cavanaugh shared comments regarding garbage and recycling services, the North Shore Drive road closure and windstorms.

2. County and Individual Success Stories

The Commissioners discussed the County Road Administration Board, Guemes Island ferry service, Commissioner Browning's appointment to the Washington State Board of Health, Commissioner Wesen's appointment to a Riparian Task Force, Voluntary Stewardship Program and Puget Sound Partnership.

3. Miscellaneous (announcements, letters, etc.)

The Commissioners discussed the Parks and Recreation Advisory Board appointment of Gery Cardenas and Planning Commission vacancies open for applications in Districts 1 and 3.

~~f) 12:00 p.m. - 1:00 p.m. Washington State Association of Counties (WSAC) Virtual Assembly hosted by WSAC (Cancelled)~~

~~g) 3:00 p.m. - 4:00 p.m. Executive Session (Real Estate Acquisition - RCW 42.30.110(1)(b)) (Rescheduled to January 27, 2025 at 2:30 p.m.)~~

~~1. Call Public Meeting to Order~~

~~2. Executive Session~~

~~3. Reconvene Public Meeting for the sole purpose of Adjournment~~

III. ADJOURNMENT:

Chair Janicki adjourned the proceedings at 11:41 a.m.

*Note, to obtain an audio or video recording of this meeting; please contact the Skagit County Commissioners' office.

**BOARD OF COMMISSIONERS
SKAGIT COUNTY, WASHINGTON**

Lisa Janicki, Chairman

Ron Wesen, Commissioner

Peter Browning, Commissioner

ATTEST:

Clerk of the Board
Skagit County Board of Commissioners