



BOARD OF COMMISSIONERS

1300 NW Wall Street, Bend, Oregon
(541) 388-6570

FOR RECORDING STAMP ONLY

BOCC MEETING MINUTES

9:00 AM

WEDNESDAY, August 10, 2022

Barnes Sawyer &
VIRTUAL MEETING PLATFORM

Present were Commissioners Patti Adair, Anthony DeBone, and Phil Chang. Also present were Nick Lelack, County Administrator; Dave Doyle, County Legal Counsel; and Sharon Keith, Board Executive Assistant (via Zoom conference call)

This meeting was audio and video recorded and can be accessed at the Deschutes County Meeting Portal website www.deschutes.org/meetings

CALL TO ORDER: Chair Adair called the meeting to order at 9:00 a.m.

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT:

Commissioner Adair acknowledged Citizen Input received through voice mail and email.

Commissioner Adair presented a plaque received in gratitude as honorary plank owners of commemorating the commissioning of the USS Oregon. Commissioner DeBone spoke on the history of the commissioning of the USS Oregon.

Piper Lewis gave testimony on the upcoming psilocybin process. Commissioner DeBone requested a list of time, place, and manner requirements that the facility will be looking for.

Commissioner Chang commented on the need for a scale based approach rather than a zone based approach.

CONSENT AGENDA: Before the Board was Consideration of the Consent Agenda.

DEBONE: Move approval of Consent Agenda
CHANG: Second

Discussion: The Board thanked Sharon Keith, BOCC Executive Assistant and County Forester Ed Keith for their service over the years and wishes them well as they conclude employment with Deschutes County.

VOTE: DEBONE: Yes
CHANG: Yes
ADAIR: Chair votes yes. Motion Carried

1. Consideration of Resolution No. 2022-056, Increasing Appropriations within the Health Services Fund and the 2022-23 Deschutes County Budget
 2. Consideration of Purchase Agreement, Document No. 2022-298, and Dedication Deed Document No. 2022-299, from Edward J. Giroux for Right of Way for the Hunnell Road; Loco Road to Tumalo Road Improvement Project
 3. Consideration of Board Signature of Letters Appointing Jim Fister, Bill Hepburn, John Ralston, and John Shoemaker to the Sunriver Service District Managing Board
 4. Consideration of Board Signature of Letters Thanking Ron Stephens and Dennis Dishaw for their Service on the Sunriver Service District Managing Board
 5. Consideration of Board Signature of Letter Appointing Julie McFarlane to the Behavioral Health Advisory Board
 6. Consideration of Board Signature of Letter Thanking Stephanie Sahleen for Service on the Behavioral Health Advisory Board
 7. Consideration of Board Signature of Letter Appointing Lindsay Atagi to the Public Health Advisory Board
 8. Approval of Minutes of the July 20, 2022 BOCC Meeting
 9. Approval of Minutes of the July 27, 2022 BOCC Meeting
 10. Approval of Minutes of the July 27, 2022 Lobbyist Interviews
-

ACTION ITEMS:

11. Consideration of FTE Request for Criminal Justice Commission Restorative Justice Grant

District Attorney's Office Management Analyst Kathleen Meehan Coop presented via Zoom Conference Call noting the need for an additional 1.5 FTE to cover services to be provided for the District Attorney's Office EAP program to be funded with pending grant from the Criminal Justice Commission Restorative Justice program.

CHANG: Move approval
DEBONE: Second

VOTE: CHANG: Yes
DEBONE: Yes
ADAIR: Chair votes yes. Motion Carried

12. Second Reading of Ordinance No. 2022-008, an Ordinance amending Chapter 2.14 (County Internal Auditor) and Chapter 2.15 (County Audit Committee) as recommended by the County Audit Committee

County Internal Auditor presented the ordinance for the second reading.

DEBONE: Move approval of second reading of Ordinance No. 2022-008, by title only
CHANG: Second

VOTE: DEBONE: Yes
CHANG: Yes
ADAIR: Chair votes yes. Motion Carried

Commissioner Adair read the ordinance into the record by title only.

CHANG: Move adoption of Ordinance No. 2022-008
DEBONE: Second

VOTE: CHANG: Yes
DEBONE: Yes
ADAIR: Chair votes yes. Motion Carried

13. Deschutes County Board of Commissioner update for the Oregon Living with Fire Program

Joe Stutler, Senior Advisor presented the program of work for 2022. Jen Fenton, Co-Coordinator was present via Zoom conference call. The Commissioners commented on various fire concerns and options for the future. The Co-coordinators are attending meetings and webinars to find ways to support the place that they live.

14. Consideration of Approval to Pay Invoice for Insurance for excess general liability and excess cyber liability insurance

Risk Manager Erik Kropp presented the item explaining the excess and cyber liability insurance coverage. The cost of the recent invoice for Deschutes County is \$152,154 requiring Board approval for payment.

CHANG: Move approval of invoice payment
DEBONE: Second

VOTE: CHANG: Yes
DEBONE: Yes
ADAIR: Chair votes yes. Motion Carried

15. State of the County Presentation

This item was deferred to the agenda of Monday, August 15

OTHER ITEMS:

- **Psilocybin Follow-Up Discussion:** Senior Planner Tanya Saltzman and CDD Director Peter Gutowsky presented time, place, and manner regulation options in relation to psilocybin. Stephanie Marshal, Assistant Legal Counsel, spoke on the process of adopting new regulations. Commissioner DeBone expressed support with the option 1 as presented by staff. Commissioners Debone and Adair support proceeding with option 1. Commissioner Chang felt that a less conservative program of regulation would be more reflective of the public testimony received last

month. Ms. Saltzman stated the first hearing with the Planning Commission will be September 29 and a hearing before the Board of Commissioners in November.

- **Ballot Measure:** County Counsel Dave Doyle presented the ballot title and text as well as the measure summary concerning psilocybin that will be published in the paper and placed on the November ballot. Commissioner DeBone read the caption of the ballot measure into the record. Commissioner Chang requested the results of the electors in November 2020. Commissioner Adair spoke on the impact for the rural community. Recommended revisions will be made by Legal Counsel and submitted to the Clerk's Office.

EXECUTIVE SESSION: At the time of 11:09 a.m. the Board went into Executive Session under ORS 192.660 (2) (e) Real Property. The Board came out of session to go into Executive Session under ORS 192.660 (2) (a) Consideration of Employment.

ADJOURN: Being no further business brought before the Commissioners, the meeting was adjourned at 12:00 noon

DATED this 31 Day of August 2022 for the Deschutes County Board of Commissioners.



PATTI ADAIR, CHAIR



ANTHONY DEBONE, VICE CHAIR

ATTEST:


RECORDING SECRETARY
PHIL CHANG, COMMISSIONER