



BOARD OF COMMISSIONERS

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

FOR RECORDING STAMP ONLY

BOCC MEETING MINUTES

9:00 AM

WEDNESDAY, June 29, 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:

- *Robert Byrtue* presented comment on opposition of a proposed drug rehab facility development within the Somerset neighborhood.
- *Jon Hayes* presented comment on opposition of a proposed drug rehab development in the Somerset neighborhood.
- *Gail Webber* presented comment on a proposed drug rehab development within the Somerset neighborhood.

- *Jim Webber* presented comment on a proposed drug rehab development in the Somerset neighborhood.
- *Priscilla Addy* presented opposition to the proposed Northwest Addiction Center being developed in a residential area.
- *Erin Clifford* presented opposition to the proposed addiction center on behalf of her parents living in the Somerset neighborhood.
- *Linda Finney* presented comment on the proposed drug addiction development within their neighborhood.
- *Scott Wyden* presented comment of opposition for a drug addiction facility located in the Somerset neighborhood reading from County Code the purpose of a MUA property zone.

The Board thanked the citizens for their input and concerns and will research the issue with staff.

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

DEBONE: Move approval of Consent Agenda
 CHANG: Second

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

1. Consideration of Purchase Agreement, Document No. 2022-283, and Dedication Deed, Document No. 2022-284, from the Larry R. and Nancy L. Green Revocable Trust for Right of Way for the Hunnell Road: Loco Road to Tumalo Road Improvement Project
2. Consideration of Board Signature on Letter of Thanks to Shelly Sandford and Letter of Appointment to Linda Ray to the River Forest Acres Special Road District.
3. Consideration of Board Signature on Letters of Thanks to John Lyda and Michael Gemmet, Letters of Appointment to Susan Waddell and Philip Zerzan, and Letters of Reappointment to Rikki Goede and Lee Ferguson to

the Black Butte Ranch County Services District. Also, to Letter of Reappointment to Rick Hartnack to the Budget Committee.

ACTION ITEMS:

CONVENE AS THE GOVERNING BODY OF DESCHUTES COUNTY 9-1-1 SERVICE DISTRICT

4. PUBLIC HEARING and Consideration of Board Signature of Resolution No. 2022-035 Deschutes County 9-1-1 Service District FY 2022-23 Budget Adoption

Budget Manager Dan Emerson presented. Commissioner Adair opened the public hearing. Hearing no testimony, Commissioner Adair closed the public hearing.

CHANG: Move approval of Resolution No. 2022-035, adopting the fiscal year 2022-2023 Deschutes County 9-1-1 Service District budget in the sum of \$28,445,477. Imposing and categorizing ad valorem property taxes at the tax rate of \$0.3618 per \$1,000 of assessed value and appropriating amounts set forward in the resolution.

DEBONE: Second

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

5. Discussion to review the L3Harris Ten-Year Radio Maintenance Agreement

DC 9-1-1 Director Sara Crosswhite and Systems Manager Jonathan Spring presented the item for consideration. The cost of the maintenance agreement is included in the department's budget.

6. Consideration of Chair Signature of Document No. 2022-524, L3Harris Ten-Year Radio Maintenance Agreement

From the discussion of Item #5, a capacity upgrade will be made to allow for the system expansion.

DEBONE: Move approval of Document No. 2022-524

CHANG: Yes

VOTE: DEBONE: Yes

CHANG: Yes

ADAIR: Chair votes yes. Motion Carried

Commissioner Adair acknowledged the leadership of Ms. Crosswhite and the team at DC 9-1-1.

7. Consideration of Contract No. 2022-575, a Collective Bargaining Agreement Between the Deschutes County 9-1-1 Service District and the Deschutes 9-1-1 Employees Association.

Deputy County Administrator Whitney Hale, DC 9-1-1 Director Sara Crosswhite, and DC 9-1-1 Dispatcher Megan Happ presented the labor agreement for consideration.

The Board recognized the value of the work done by staff at DC 9-1-1. Ms. Hale reviewed changes in the contract and the addition of a memorandum of understanding.

CHANG: Move approval of Document No. 2022-575

DEBONE: Second

VOTE: CHANG: Yes

DEBONE: Yes

ADAIR: Chair votes yes. Motion Carried

DEBONE: Move approval of Director's signature on Memorandum of Understanding Document No. 2022-576

CHANG: Second

VOTE: DEBONE: Yes

CHANG: Yes

ADAIR: Chair votes yes. Motion Carried

CONVENE AS THE GOVERNING BODY OF DESCHUTES COUNTY EXTENSION AND 4H SERVICE DISTRICT

8. **PUBLIC HEARING** and Consideration of Board Signature of Resolution No. 2022-037 Deschutes County Extension and 4H Service District FY 2022-23 Budget Adoption

Budget Manager Dan Emerson presented. Commissioner Adair opened the public hearing. Hearing no testimony, Commissioner Adair closed the public hearing. Commissioner Chang expressed concerns he has heard in the community on vacant positions at Extension 4H Services and hopes the budget is able to address this concern.

DEBONE: Move approval of Resolution No. 2022-037, adopting the fiscal year 2022-2023 Deschutes County Extension and 4-H Service District budget in the sum of \$1,014,593. Imposing and categorizing ad valorem property taxes at the tax rate of \$0.0224 per \$1,000 of assessed value and appropriating amounts set forward in the resolution.

CHANG: Second

VOTE: DEBONE: Yes

CHANG: Yes

ADAIR: Chair votes yes. Motion Carried

CONVENE AS THE GOVERNING BODY OF THE SUNRIVER SERVICE DISTRICT

9. **PUBLIC HEARING** and Consideration of Board Signature of Resolution No. 2022-039 Sunriver Service District FY 2022-23 Budget Adoption

Budget Manager Dan Emerson presented. Commissioner Adair opened the public hearing. Hearing no testimony, Commissioner Adair closed the public hearing.

CHANG: Move approval of Resolution No. 2022-039, adopting the fiscal year 2022-2023 Sunriver Service District budget in the sum of \$26,875,881.

DEBONE: Second

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

CHANG: In addition to the motion, move approval of imposing and categorizing ad valorem property taxes at the tax rate of \$3.3100 per \$1,000 of assessed value for operations and \$0.04700 per \$1,000 of assessed value for a local option tax and appropriating amounts set forward in the resolution.

DEBONE: Second

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

CONVENE AS THE GOVERNING BODY OF THE BLACK BUTTE RANCH SERVICE DISTRICT

10. **PUBLIC HEARING** and Consideration of Board Signature of Resolution No. 2022-041 Black Butte Ranch Service District FY 2022-23 Budget Adoption

Budget Manager Dan Emerson presented. Commissioner Adair opened the public hearing. Hearing no testimony, Commissioner Adair closed the public hearing.

DEBONE: Move approval of Resolution No. 2022-041, adopting the fiscal year 2022-2023 Black Butte Ranch Service District budget in the sum of \$2,731,505. Imposing and categorizing ad valorem property taxes at the tax rate of \$1.0499 per \$1,000 of assessed value for operations and \$0.6500 per \$1,000 of assessed value for a local option tax and appropriating amounts set forward in the resolution.

CHANG: Second

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

CONVENE AS THE GOVERNING BODY OF THE COUNTYWIDE LAW ENFORCEMENT DISTRICT #1

11. PUBLIC HEARING and Consideration of Board Signature of Resolution No. 2022-042 Countywide Law Enforcement District (District #1) FY 2022-23 Budget Adoption

Budget Manager Dan Emerson presented. Commissioner Adair opened the public hearing. Hearing no testimony, Commissioner Adair closed the public hearing.

CHANG: Move approval of Resolution No. 2022-042, adopting the fiscal year 2022-2023 Countywide Law Enforcement District budget in the sum of \$43,879,689. Imposing and categorizing ad valorem property taxes at the tax rate of \$1.0500 per \$1,000 of assessed value and appropriating amounts set forward in the resolution.

DEBONE: Second

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

CONVENE AS THE GOVERNING BODY OF THE RURAL LAW ENFORCEMENT DISTRICT #2

12. PUBLIC HEARING and Consideration of Board Signature of Resolution No. 2022-043 Rural Law Enforcement District (District #2) FY 2022-23 Budget Adoption

Budget Manager Dan Emerson presented. Commissioner Adair opened the public hearing. Hearing no testimony, Commissioner Adair closed the public hearing.

DEBONE: Move approval of Resolution No. 2022-043, adopting the fiscal year 2022-2023 Rural Law Enforcement District budget in the sum of \$14,804,277. Imposing and categorizing ad valorem property taxes at the tax rate of \$1.4300 per \$1,000 of assessed value and appropriating amounts set forward in the resolution.

CHANG: Second

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

RECONVENE AS THE GOVERNING BODY OF DESCHUTES COUNTY

Item #17 was moved to the current discussion: **Consideration of Resolutions Declaring Fire Prevention Code of the Redmond Fire and Rescue District effective within Deschutes County**

Fire Chief Tom Mooney presented the Resolutions for consideration. County Counsel Dave Doyle clarified the state statute obligations for the County to review and approve the district's ordinances to the extent applicable within portions of the unincorporated county.

DEBONE: Move approval of Board Signature of Resolution No. 2022-049 and Resolution No. 2022-050

CHANG: Second

VOTE: DEBONE: Yes

CHANG: Yes

ADAIR: Chair votes yes. Motion Carried

13. PRESENTATION: Upper Deschutes Watershed Council 2022 Update to Deschutes County Commissioners

Administrative Analyst Laura Skundrick introduced the annual Service Partner report. Kris Knight, Executive Director presented the Upper Deschutes Watershed Council report.

14. Consideration of American Rescue Plan Act Funding Proposals

Budget Manager Dan Emerson presented the item and introduced Pastor Rick Russel of Redmond Mountain View Fellowship and their request for ARPA funding for a safe parking program for the homeless population. John Roberts, acting Redmond City Manager and Redmond Police Chief Devin Lewis presented comment on the City's interest in this program.

The Board expressed support.

DEBONE: Move approval of \$200,000 of ARPA allocation for the Redmond Safe Parking Program request.

CHANG: Second

VOTE: DEBONE: Yes

CHANG: Yes

ADAIR: Chair votes yes. Motion Carried

Mr. Emerson reported on other funding requests.

DEBONE: Move approval of \$30,000 allocation of ARPA funding for the La Pine Senior Center request

CHANG: Second

VOTE: DEBONE: Yes

CHANG: Yes

ADAIR: Chair votes yes. Motion Carried

Mr. Emerson reported a request in the amount of \$100,000 was received from the Ronald McDonald House charities. Commissioner Adair expressed interest in supporting the Friends of the Children program for their upcoming request.

Commissioner Chang would prefer waiting for further allocations until additional proposals are submitted by community organizations. Commissioner DeBone also supports further allocations at a future date. Commissioner Adair requested the next ARPA update on July 20, 2022.

15. Oregon Department of Energy Community Renewable Energy Grant Program Application

Facilities Director Lee Randall presented the grant opportunity along with Facilities Project Coordinator Josh Clawson, DCSO Lt. William Bailey, and via Zoom conference call Road Department Director Chris Doty, Fleet Manager Randy McCulley, and Fair & Expo Center Director Geoff Hinds. Mr. Randall reviewed four potential projects that are being considered through this grant program.

The Board expressed support of the grant application. Staff were given direction to contact Oregon Department of Energy to inquire on the number of projects that would be considered.

DEBONE: Move approval of County Administrator's signature of grant applications to the Oregon Department of Energy Community Renewable Energy Grant Program.

CHANG: Second

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

16. Resolution regarding public use fire restrictions on unprotected lands and County owned lands

County Forester Ed Keith presented the annual Resolution for consideration for fire restrictions on unprotected lands within Deschutes County. The restrictions mirror those of the Oregon Department of Forestry. The restrictions end by default on October 15, 2022 but can be rescinded sooner by the Board should the conditions warrant. Commissioner Chang inquired if the regulations can be enforced especially in consideration of homeless camps. County Code does give the ability to state if an activity is not allowed. Mr. Keith noted there have been multiple fires caused by activity by homeless camps causing risk to life and safety.

CHANG: Move approval of Resolution No. 2022-048
DEBONE: Second

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

RECESS: At the time of 12:22 p.m. the Board went into recess and reconvened the meeting at 1:19 p.m.

17. 2022 Greater Redmond Community Wildfire Protection Plan update

County Forester Ed Keith presented the document and reviewed the items included in the process for the update. There are seven Community Wildfire Protection Plans in Deschutes County that are reviewed every five years by community partners. Mr. Keith noted there is a public comment period for

community input on the document and is posted through Project Wildfire. Commissioner DeBone advocates for a press release for community awareness. Discussion held on the FireFree program. Mr. Keith will send out the July newsletter with the statistics of community response for the program. Commissioner Chang inquired on the benefits of the CWPP. Mr. Keith reported the CWPP assists in prioritizing treatment to reduce risk to communities within the wildfire urban interface as well as providing supporting documentation for grant applications. The infrastructure bill has funding opportunities for community wildfire defense funds and one condition of application for funding private lands treatment is for the CWPP to be up to date. The risk assessment maps will also be used for the layers of risk through Senate Bill 762.

CHANG: Move approval of Document No. 2022-573

DEBONE: Second

VOTE: CHANG: Yes

DEBONE: Yes

ADAIR: Chair votes yes. Motion Carried

18. Preparation for Public Hearing: Eden Properties Plan Amendment and Zone Change (247-21-001043-PA, 1044-ZC)

Associate Planner Haleigh King and CDD Planning Manager Will Groves presented the discussion. The request for plan amendment and zone change relates to approximately 710 acres to the west of Terrebonne and north of Highway 126. Discussion held on setting options for the upcoming Public Hearing. The public hearing will be held on Wednesday, August 17, 2022 and noticed for 2:00 p.m. and continued at 5:30 p.m.

Commissioner Chang recommends having input from ground water experts for an understanding of groundwater extraction and impacts on farmers. Mr. Groves will contact Oregon Water Resources.

19. Discussion – Prioritizing Discretionary Text Amendments Identified in the Community Development Department (CDD) 2022-23 Work Plan.

CDD Planning Manager Will Groves presented the proposed text amendments requesting Board direction for priorities for the department to address recognizing the current vacancy rate of staff in Community Development Department.

20. Consideration of Board approval of document #2022-574, an Oregon Health Authority grant.

Director of Behavioral Health Janice Garceau and Health Department Business Officer Cheryl Smallman presented the item for consideration. The funding was received today by Deschutes County.

CHANG: Move approval of Document No. 2022-574

DEBONE: Second

VOTE: CHANG: Yes

DEBONE: Yes

ADAIR: Chair votes yes. Motion Carried

OTHER ITEMS:

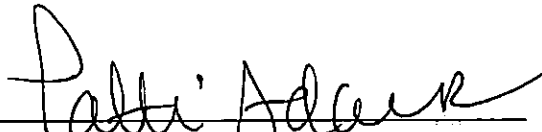
- CDD Director Peter Gutowsky and CDD Planning Manager Will Groves responded to the Citizen Input comments this morning regarding the Somerset neighborhood concerns of a proposed drug and alcohol treatment facility. Mr. Gutowsky reported on the County Code and State Law relative to this type of development. Mr. Groves spoke on residential facilities and multi-family dwellings. Mr. Doyle commented on the outright permitted use process. With this particular application, Mr. Lelack noted that neighborhood notification was not required.

EXECUTIVE SESSION: *None scheduled.*

ADJOURN

Being no further business brought before the Commissioners, the meeting was adjourned at 3:06 p.m.

DATED this 27 Day of July 2022 for the Deschutes County Board of Commissioners.



PATTI ADAIR, CHAIR



ANTHONY DEBONE, VICE CHAIR

ATTEST:



RECORDING SECRETARY



PHIL CHANG, COMMISSIONER