



BOARD OF COMMISSIONERS

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

FOR RECORDING STAMP ONLY

BOCC MEETING MINUTES

9:00 AM

WEDNESDAY June 11, 2025

Barnes Sawyer Rooms
Live Streamed Video

Present were Commissioners Anthony DeBone, Patti Adair and Phil Chang.
Also present were County Administrator Nick Lelack; Senior Assistant Legal Counsel Kim Riley;
and BOCC Executive Assistant Brenda Fritsvold.

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 DeBone called the meeting to order at 9:00 am.

PLEDGE OF ALLEGIANCE

CITIZEN INPUT: None

Commissioner Adair recognized today as the first day of the 2025 Sisters Rodeo, encouraged people to attend, and shared that her nieces are competing.

Saying it is the Chair's discretion to allow members of the audience to speak to something which is on the agenda, Commissioner Chang said some people had tried to sign up to speak at today's Board meeting about the proposal to have a safe parking program at the County's Public Safety Campus, but were denied the opportunity because that matter is listed on the published agenda.

Chair DeBone explained the reason for this rule, noted that a public hearing is not being held on that matter today, and described other ways in which people can provide input to the Commissioners.

Commissioner Adair said she had received approximately 15 emails on this subject.

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

1. Approval of Resolution No. 2025-030, extending 1.50 Limited Duration FTEs in the District Attorney's Office for three months
2. Authorization to apply for a Criminal Justice Commission Restorative Justice Grant
3. Approval of an amendment to the Intergovernmental Agreement with the Oregon Department of Transportation for Traffic Signal Maintenance
4. Consideration of Board Signature on letters thanking Jill Adams and appointing Molly Wells-Darling, for service on the Deschutes County Behavioral Health Advisory Committee
5. Consideration of Board Signature on letter thanking Donna Harris, for service on the Wolf Depredation and Financial Assistance Compensation Committee
6. Approval of the minutes of the May 13, 2025 Deschutes County Budget Committee meeting
7. Approval of the Minutes of the May 30, 2025 BOCC Legislative Update

ADAIR: Move Board approval of the Consent Agenda as presented

CHANG: Second

VOTE:

ADAIR: Yes

CHANG: Yes

DEBONE: Chair votes yes. Motion Carried 3 – 0

Commissioner DeBone acknowledged the consent agenda includes recognition of persons who are being thanked for their service on the Behavioral Health Advisory Committee and the Wolf Depredation and Financial Assistance Compensation Committee.

Commissioner Chang expressed his appreciation for the volunteer work of Donna Harris on the Wolf Depredation and Financial Assistance Compensation Committee.

ACTION ITEMS:

8. Bicycle and Pedestrian Advisory Committee 2024-2025 Annual Report and Safe Sidewalk Awards

Tanya Saltzman, Senior Planner, introduced Jennifer Letz, Chair of the Bicycle and Pedestrian Advisory Committee (BPAC) and David Green, BPAC Vice Chair.

Letz said this year, BPAC bestowed awards to every person and group nominated in recognition of their work to maintain public infrastructure for the benefit of those who use it. She expressed her appreciation for all of the work done by many individuals and groups to aid in securing, maintaining, and improving pedestrian safety.

Awards were then presented to those in attendance; those not in attendance will be mailed their certificates of recognition. The Commissioners expressed their appreciation for all of the work done by everyone recognized.

Green then presented BPAC's annual report, explaining that BPAC advises the County and all four cities on how to promote safe walking and bicycling. He shared information on the annual Central Oregon Bike and Ped Summit and noted that the County's recently adopted Transportation System Plan includes "community connections" such as ODOT's planned Lava Butte Trail along Highway 97 between Bend and La Pine. Green also reviewed the State's regulations on e-bikes, noting which bicycles are not classified or regulated as e-bikes, and summarizing proposed legislation regarding the use of e-bikes.

In response to Commissioner Adair, Green said anyone aged 16 or over does not have to wear a helmet when riding an e-bike.

Letz added that law enforcement is not seeing a large increase in e-bike crashes as the use of these rises.

Commissioner DeBone shared that CET has expanded the hours of its bus routes and offers the use of bike racks for riders.

9. Consideration of a Notice of Intent to Award a contract for a Materials Recovery Facility (MRF), Composting, and C&D Consultant Services

Tim Brownell, Director of the Solid Waste Department, explained the County's efforts to improve its diversion rate of materials by expanding the recovery and processing of Construction and Demotion (C&D) materials; developing a new

compost facility to process the full stream of vegetative waste recovered across the County; and recovering more comingled recyclable materials.

After an RFP was issued in March for consultant services, three proposals deemed responsive were submitted. Each proposal was reviewed and scored, with JR Miller & Associates identified as the proposer most likely to meet the needs of the project.

Commissioner Adair expressed appreciation for the information and stated her strong support for recycling.

Commissioner Chang said if the County is able to increase the diversion rate of materials from the landfill, Knott can continue to be used for more time. Adding that half of the fires started so far this year in Oregon escaped from burn piles, he supported encouraging people to dispose of yard waste rather than burn it.

Commissioner DeBone acknowledged that the proposed contract results from the 2019 Solid Waste Management Plan.

ADAIR: Move approval of the Notice of Intent to Award a contract to JR Miller & Associates for consultant services as described

CHANG: Second

VOTE: ADAIR: Yes
CHANG: Yes
DEBONE: Chair votes yes. Motion Carried 3 – 0

Commissioner Adair suggested that Brownell reach out to JTS in Redmond regarding the possibility of pelletizing some of the diverted wood debris collected by the County.

10. Public Hearing - Deschutes County Code Title 12 Text Amendments

Cody Smith, County Engineer / Assistant Road Director, presented draft amendments to Deschutes County Code Title 12 ("Roads, Sidewalks, and Public Places"). Smith explained the reasons for the changes and summarized current text and proposed amendments for each affected subsection.

The public hearing was opened at 9:56 am.

Ken Katzaroff referred to a letter he submitted today on this subject, saying that the changes being proposed which are not related to the State-mandated clear and objective standards should not be approved on an emergency basis but rather people should be given the opportunity to review the changes and comment on

them before they take effect since they could impact the cost of development. Adding that a case which will go before the Oregon Supreme Court may affect these changes, he suggested delaying action on them.

Commissioner DeBone asked that Smith confirm that these changes will not modify policy and will only move language from one area of the Code to another. Smith verified this, saying that the only new language states that anyone wanting to develop in a wetland or culturally sensitive area must obtain a permit from the State—this is indeed required, but was not specifically stated in the Code before.

There being no one else who wished to speak, the public hearing as closed at 10:04 am.

Noting that Katzaroff's letter arrived at 8:59 am this morning, Commissioner Chang did not see anything in it which was not adequately addressed during the hearing.

Commissioner DeBone was comfortable with proceeding to adopt the ordinance today, saying that any unintended consequences can be addressed at a later date.

CHANG: Move to close the record and proceed to deliberations

ADAI: Second

VOTE:	ADAI:	Yes
	CHANG:	Yes
	DEBONE:	Chair votes yes. Motion Carried 3 – 0

CHANG: Move approval of first and second readings of Ordinance No. 2025-012 by title only

ADAI: Second

VOTE:	ADAI:	Yes
	CHANG:	Yes
	DEBONE:	Chair votes yes. Motion Carried 3 – 0

Chair DeBone read the title of the ordinance into the record two times.

CHANG: Move adoption of Ordinance No. 2205-012 amending Title 12 (Roads, Sidewalks, and Public Places) of Deschutes County Code by emergency to take effect June 25, 2025

ADAI: Second

VOTE:	ADAI:	Yes
	CHANG:	Yes
	DEBONE:	Chair votes yes. Motion Carried 3 – 0

11. Public Hearing: FY 2026 Deschutes County Fee Schedule and consideration of Resolution No. 2025-014 adopting the Fee Schedule

Laura Skundrick, Management Analyst, distributed a corrected Fee Schedule which clarified that the "Low Income Housing Application Fee" listed in the Assessor's Office is "per account." She reviewed that the Bend Parks & Rec Board has formally approved changes to its fees which are reflected in the County's Fee Schedule and said the term "Transient Room Tax" is being changed to "Transient Lodging Tax" to align with State regulations. In addition, new TLT certificate of occupancy fees have been added to the Fee Schedule as previously directed by the Board.

The public hearing was opened at 10:17 am. There being no one who wished to speak, the public hearing was closed at 10:17 am.

ADAIR: Move approval of Resolution No. 2025-014 adopting the FY 2026 Deschutes County Fee Schedule

CHANG: Second

VOTE: ADAIR: Yes
 CHANG: Yes
 DEBONE: Chair votes yes. Motion Carried 3 – 0

The Board convened as the governing body for the 9-1-1 Service District.

12. Public Hearing: FY 2026 Deschutes County 9-1-1 Service District Fee Schedule and consideration of Resolution No. 2025-015 adopting the Fee Schedule

Management Analyst Laura Skundrick said no changes were proposed to last year's 9-1-1 Service District Fee Schedule.

The public hearing was opened at 10:19 am. There being no one who wished to speak, the public hearing was closed at 10:19 am.

CHANG: Move approval of Resolution No. 2025-015 adopting the FY 2026 Deschutes County 9-1-1 Service District Fee Schedule

ADAIR: Second

VOTE: ADAIR: Yes
 CHANG: Yes
 DEBONE: Chair votes yes. Motion Carried 3 – 0

The Board convened as the governing body for the County Extension and 4H Service District.

13. Public Hearing: FY 2026 Deschutes County Extension and 4H Service District Fee Schedule and consideration of Resolution No. 2025-016 approving the Fee Schedule

Management Analyst Laura Skundrick said no changes were proposed to last year's Deschutes County Extension and 4H Service District Fee Schedule.

The public hearing was opened at 10:20 am. There being no one who wished to speak, the public hearing was closed at 10:20 am.

Commissioner Adair said the 4-H horse show was relocated from the Fair & Expo to to Rimrock in Crook County.

ADAIR: Move approval of Resolution No. 2025-016 adopting the FY 2026 Deschutes County Extension and 4H Service District Fee Schedule

CHANG: Second

VOTE:	ADAIR:	Yes
	CHANG:	Yes
	DEBONE:	Chair votes yes. Motion Carried 3 – 0

The Board convened as the governing body for the Black Butte Ranch Service District.

14. Public Hearing: FY 2026 Black Butte Ranch Service District Fee Schedule and consideration of Resolution No. 2025-018 adopting the Fee Schedule

Management Analyst Laura Skundrick described the proposed changes to the Black Butte Ranch Service District Fee Schedule and explained the reasons for those changes.

The public hearing was opened at 10:22 am. There being no one who wished to speak, the public hearing was closed at 10:22 am.

ADAIR: Move approval of Resolution No. 2025-018 adopting the FY 2026 Black Butte Ranch Service District Fee Schedule

CHANG: Second

VOTE:	ADAIR:	Yes
	CHANG:	Yes
	DEBONE:	Chair votes yes. Motion Carried 3 – 0

The Board convened as the governing body for the Sunriver Service District.

15. Public Hearing - FY 2026 Sunriver Service District Fee Schedule and consideration of Resolution No. 2025-017 adopting the Fee Schedule

Management Analyst Laura Skundrick described the proposed changes to the Sunriver Service District Fee Schedule and explained the reasons for those changes.

The public hearing was opened at 10:23 am. There being no one who wished to speak, the public hearing was closed at 10:23 am.

CHANG: Move approval of Resolution No. 2025-017 adopting the FY 2026 Sunriver Service District Fee Schedule

ADAIR: Second

VOTE: ADAIR: Yes

CHANG: Yes

DEBONE: Chair votes yes. Motion Carried 3 – 0

The Board reconvened as the governing body for Deschutes County.

16. Consideration of Contract No. 2025-597, a Collective Bargaining Agreement between Deschutes County and the American Federation of State, County and Municipal Employees Local 3997 (AFSCME)

Erik Kropp, Deputy County Administrator, thanked those who served on the bargaining teams, said AFSCME represents more than 500 employees across seven departments, and summarized the terms which have been agreed to by both parties.

CHANG: Move approval of Contract No. 2025-597, a Collective Bargaining Agreement between Deschutes County and the American Federation of State, County and Municipal Employees Local 3997 (AFSCME)

ADAIR: Second

VOTE: ADAIR: Yes

CHANG: Yes

DEBONE: Chair votes yes. Motion Carried 3 – 0

A break was announced at 10:34 am. The meeting resumed at 10:40 am.

17. Request from Mountain View Community Development to lease property at the County's Public Safety Campus for its Safe Parking program

Kristie Bollinger, Property Manager, introduced the request from Mountain View Community Development (MVCD) to lease property at the County's Public Safety Campus for its safe parking program.

Rick Russell, MVCD executive director, described MVCD's safe parking program and the rules agreed to by participants, noting some of these were implemented at the recommendation of Deschutes County District Attorney Stephen Gunnels. MVCD currently operates the program in nine locations. More than 200 people have participated, many of which have moved on to stable housing.

Russell said MVCD is currently proposing to add another safe parking location with six spaces at the County's Public Safety Campus.

In response to Commissioner Adair, Russell said MVCD is working to make shower and laundry facilities available for program participants in Bend.

Commissioner Adair credited Ryan Rudnick with the idea to utilize the County's Public Safety Campus for safe parking.

Continuing, Russell described the oversight and case management services to be provided as well as the actions taken to notify neighboring businesses and residents of this proposal.

Responding to Commissioner DeBone, Russell said the feedback received from nearby business owners was generally favorable, although some did voice concerns which MVCD attempted to address. No opposition was received from those living in the immediate neighborhood.

Megan Perkins, Bend Mayor Pro Tem, said the City views this proposal as a valuable expansion of Bend's safe parking sites. Noting that some program participants are elderly veterans or families with children, she appreciated the provision of case management services and that no drugs or alcohol are allowed on-site.

Russell added that MVCD proposes that this site have micro-pods, which would be paid for by funds received from the State.

In response to Commissioner Chang, Bollinger said the County has received very few complaints regarding the safe parking program on County-owned property in Redmond.

Discussion ensued of other safe parking program sites, unexpected benefits of these, and sources of current and possible future funding for this program.

Commissioner DeBone said micro-shelters are different from the housing offered at Veteran's Village or living in an RV on someone's private property which is now allowed.

Commissioner Chang supported offering homeless persons an opportunity to stabilize their situation using portable, changeable shelters with an eye to moving into more permanent housing.

In response to Commissioner Chang, Russell said MVCD proposes a 12-month lease to start operations at the Public Safety Campus property as this term would enable it to apply for a property tax exemption for the land.

Commissioner DeBone objected to allowing this residential use in a commercial/Industrial area using public funds.

Saying the County needs to make sure this initiative works for the community, Commissioner Adair proposed a 90-day lease to start. Explaining that a 12-month lease is needed to secure the State funding for the pods, Russell was amenable to having an initial check-in at 90 days and also to including language in the lease allowing either party to terminate it with 90-days' notice.

Responding to Commissioner Chang, Russell said private property owners in the vicinity of MVCD's other safe parking sites appreciate that unauthorized camping is not allowed within 500 feet of the sites. Commissioner DeBone said this stipulation sounds like a threat to businesses that they might be subject to unauthorized encampments if they don't go along with the safe parking site. Russell said because MVCD understands that its safe parking program cannot operate without community support, it is motivated to secure and maintain that.

Commissioner Chang supported approving a 12-month lease as proposed.

ADAIR: Move to direct staff to draft a 12-month lease allowing MVCD to operate a safe parking program with six micro-pods at the County's Public Safety Campus, as discussed

CHANG: Second

VOTE:	ADAIR:	Yes
	CHANG:	Yes
	DEBONE:	Chair votes no. Motion Carried 2 – 1

18. First reading of Ordinance 2025-010 — Plan Amendment and Zone Change for property totaling approximately 279 acres southeast of the City of Bend (60725 Arnold Market Road)

Nataniel Miller, Associate Planner, reminded that following a public hearing, the Board had conducted deliberations and approved the requested rezone.

ADAIR: Move approval of first reading of Ordinance No. 2025-010 by title only

CHANG: Second

VOTE: ADAIR: Yes

CHANG: Yes

DEBONE: Chair votes yes. Motion Carried 3 - 0

Chair DeBone read the title of the ordinance into the record.

Commissioner Chang expressed appreciation to the Bend Parks & Rec District for being open about their planned use of the property.

Commissioner Adair shared that of the 250,576 acres in the County which are under private ownership and zoned for Exclusive Farm Use, 174 acres will be rezoned by this action. Another 448,000 acres zoned EFU are publicly-owned lands.

19. Western Rivers Conservancy request for letter supporting BLM's funding request to the Department of the Interior (Paulina Meadows / Little Deschutes River land acquisition)

Jen Patterson, Strategic Initiatives Manager, presented the request from Western Rivers Conservancy for a letter supporting the Bureau of Land Management's funding request to the Department of the Interior for the Paulina Meadows / Little Deschutes River land acquisition. Patterson added that the La Pine Chamber of Commerce has gone on record as supporting this acquisition.

In response to Commissioner Chang, Lisa Clark, Bureau of Land Management, explained that the property would be made available for dispersed recreation (day use only) following an environmental assessment. She further explained how the property would be managed.

Responding to Commissioner Chang, Nelson Mathews, director of the Conservancy, explained the availability of the federal funding.

Commissioner DeBone stated that he will abstain from voting on the request due to the source of the federal revenues and the problems encountered with

unsanctioned camping on public lands, including wildfire starts. He added that this purchase would remove privately-owned land from the property tax rolls.

Commissioner Chang said if the planned fuels reduction work is done correctly, this property could serve as a buffer protecting other areas from wildfire spreads.

Commissioner Adair said while the interest paid on the federal debt is \$1.2 trillion per year, the source of the referenced revenues are taxes on oil and gas production.

CHANG: Move to approve the request from the Western Rivers Conservancy for a letter supporting BLM's funding request to the Department of the Interior for the Paulina Meadows / Little Deschutes River land acquisition

ADAIR: Second

VOTE:	ADAIR:	Yes
	CHANG:	Yes
	DEBONE:	Chair abstains. Motion Carried 2 - 1 - 0

20. Deliberations: Reconsideration of Deschutes County 2040 Comprehensive Plan Update

Nicole Mardell, Senior Planner, reviewed the process undertaken to update the County's Comprehensive Plan, after which its adoption was appealed by Central Oregon LandWatch (COLW) to the Land Use Board of Appeals (LUBA) on three bases. Mardell referenced a memo summarizing the appellant's arguments.

Commissioner Adair suggested that Comp Plan include the number of acres of land zoned for Exclusive Farm Use as differentiated between privately-owned property and publicly-owned.

Commissioner Chang said the Plan could also state that 3,000 acres in Deschutes County have been rezoned from resource land over the last 12 years. Mardell noted that about half of those rezones have not been finalized.

Commissioner DeBone was comfortable with the Comp Plan as developed and voted on. Adding that he supported preserving options for private property owners, he said unless the State no longer allows property to be rezoned, that will continue to happen.

In response to concerns stated by COLW, Mardell advised removing new goals 9.2 and 9.3 from the Plan, saying these are not essential to the document, and reverting the language of Policies 9.2.1 to 9.3.15 back to the language used in the 2011 Plan.

Commissioner Chang said the updated Plan disregards what the majority of the County's population wants as far as the rural nature of Deschutes County and protection for farmland, groundwater resources, and wildlife habitat. He said the more resources which are directed to the development of luxury residential housing, the less are available for the development of needed affordable and middle housing.

Commissioner DeBone said while the County should be diligent as it considers proposed rezones of resource land, rezoning property from EFU to rural residential does not constitute urbanization.

Mardell reviewed the changes discussed by the Board and noted that some scrivener's errors were corrected as staff was producing the final red-lined version.

ADAIR: Move to approve the changes to the draft 2040 Comp Plan as discussed
DEBONE: Second

VOTE:	ADAIR:	Yes
	CHANG:	No
	DEBONE:	Chair votes yes. Motion Carried 2 - 1

Mardell said a draft ordinance will be brought to the Board for first reading on June 25th.

Commissioner Chang spoke to the text changes he had submitted for the Board's consideration in October, which did not move forward.

OTHER ITEMS:

- Commissioner DeBone announced a Habitat for Humanity groundbreaking on June 27th for its La Pine Sunriver's Park View Development.
- Commissioner DeBone reported on last week's COIC Board meeting, noting it was the first one attended by Matt Ertle following his appointment by the BOCC.
- Commissioner DeBone reported on yesterday's SLED meeting.
- Commissioner Adair shared that she was in Salem on Monday advocating for the passage of HB 3135.
- Commissioner Adair reported that the County is being advised to not sign a certain contract with OHA as it would subject the County to unfunded mandates. She added that the State is being fined \$500/patient/day for the lack of capacity at the State hospital.

Commissioner DeBone said a meeting has been scheduled tomorrow on the OHA contract issue.

- Commissioner Adair toured the Greenlee property yesterday.

EXECUTIVE SESSION:

At 12:28 pm, the Board entered Executive Session under ORS 192.660 (2) (e) Real Property Negotiations and ORS 192.660 (2) (h) Litigation.

The Executive Session concluded at 12:35 pm.

ADJOURN:

Being no further items to come before the Board, the meeting was adjourned at 12:35 pm.

DATED this 23rd Day of July 2025 for the Deschutes County Board of Commissioners.



ANTHONY DEBONE, CHAIR

ATTEST:



RECORDING SECRETARY



PATTI ADAIR, VICE CHAIR



PHIL CHANG, COMMISSIONER