



BOARD OF COMMISSIONERS

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

FOR RECORDING STAMP ONLY

BOCC MEETING MINUTES

9:00 AM

Wednesday, October 27, 2021

BARNES & SAWYER ROOMS
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 DeBone called the meeting to order at 9:00 a.m.

PLEDGE OF ALLEGIANCE:

CITIZEN INPUT: *None presented*

Commissioner Adair announced that the COVID Update today will include the break through COVID positive case numbers.

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

ADAIR: Move approval of Consent Agenda
CHANG: Second

Discussion: Commissioner Chang is interested in exploring the tax foreclosed property receipts. Commissioner DeBone acknowledged the information received from Finance.

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

1. Consideration of Board Signature of Resolution No. 2021-074, Converting FTE Within the Clerk's Office and 2021-2022 Deschutes County Budget
 2. Consideration of Board Signature of Order No. 2021-058, Approving and Confirming the Sale of Certain Real Property Acquired by Deschutes County
 3. Consideration of Board Signature to Thank Linda Ray of River Forest Acres Special Road District
 4. Consideration of Board Signature to Appoint Kate Reed to the River Forest Acres Special Road District
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ACTION ITEMS:

- 1. Consideration of Board Signature of Document No. 2021-651, Bend La Pine School District Intergovernmental Agreement**

Public Health Manager Tom Kuhn and Healthy Schools Supervisor Aimee Snyder presented the item via Zoom conference call. Mr. Kuhn noted a total of seven staff would be hired to cover the services in the agreement.

ADAIR: Move approval of Document No. 2021-651
CHANG: Second

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

2. PUBLIC HEARING: to Approve the conveyance of County-owned property to the City of Redmond and Consideration of Board Signature of Order No. 2021-053, Authorizing the Deschutes County Property Manager to execute the documents associated with the conveyance of County owned property located south of SW Salmon Avenue and SW 35th Street and east of SW Salmon Court, Redmond

Property Manager Kristie Bollinger presented the purpose of the public hearing on the matter. Commissioner DeBone opened the public hearing and called for testimony. Seeing none, Commissioner DeBone closed the public hearing.

Commissioner Chang inquired on the City of Redmond's design for open space and Ms. Bollinger noted they are not in the design phase yet.

ADAIR: Move approval of Order No. 2021-053
CHANG: Second

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

3. PUBLIC HEARING: to Approve the conveyance of County-owned property to the City of Redmond and consideration of Board Signature for Order No. 2021-054, Authorizing the Deschutes County Property Manager to execute the documents associated with the conveyance of County owned property located at the southeast corner of NW Greenwood Avenue and NW 32nd Street Redmond

Property Manager Kristie Bollinger presented the purpose of the public hearing on the matter. Commissioner DeBone opened the public hearing

and called for testimony. Seeing none, Commissioner DeBone closed the public hearing.

Commissioner DeBone inquired if the surrounding property owners have been notified and Ms. Bollinger stated notifications will be sent to the property owners.

CHANG: Move approval of Order No. 2021-054
ADAIR: Second

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

OTHER ITEMS:

- Commissioner Chang spoke on the 1017 Project that was discussed during the last ARPA discussion and researched the project and finds that he supports their work. He has also contacted the High Desert Food and Farm for the possibility of offering ARPA funds.

4. Discussion of Whether to hear appeal of Hearings Officer's approval of an application on remand from LUBA and Oregon Court of Appeals to establish Phase A-1 of the Thornburgh Destination Resort and Consideration of Board Order No. 2021-059

CDD Director Peter Gutowsky introduced Planner Angie Brewer. Via Zoom conference call was Angie Brewer and Assistant Legal Counsel Adam Smith. Ms. Brewer presented the staff report regarding whether to hear or decline hearing the appeal on the matter. Staff recommendation is to decline to hear the appeal. Sr. Planner Will Groves reported on the phases of this application involving the issue of water sources. Mr. Gutowsky reviewed the history of the Master Plans for the Thornburgh Destination Resort throughout the past 16 years. Discussion held on the community's concerns with water usage. Mr. Smith provided clarity on the pending legal issue

(population limit on destination resort) that has been appealed to the Oregon Supreme Court. Smith noted that the Court is not required to hear the appeal.

ADAIR: Move approval of Order No. 2021-059 declining to hear the appeal

CHANG: Second

VOTE: ADAIR: Yes

CHANG: Yes

DEBONE: Chair votes yes. Motion Carried

5. COVID19 Update

Health Services Staff Dr. George Conway, Nahad Sadr-Azodi presented the update. Health Services Staff via Zoom conference call were Dr. Michael Johnson, Emily Freeland, Rita Bacho, and Cheryl Smallman. Presentation is attached to the record.

6. Status Update regarding Consideration of Cascade Medical Transport as a Proposed Subcontractor to Provide Certain Ambulance Services for the La Pine Rural Fire Protection District

Sr. Assistant Legal Counsel Chris Bell presented the status update. Present via Zoom conference call were Tom Kuhn, ASA Advisory Committee Administrator; Chief Ken Kehmna, and Chief Mike Supkis. Commissioner DeBone confirmed this is a status update regarding this item.

Chief Kehmna presented the update from the last meeting of the Central Oregon Fire Chiefs Association and noted there is no opposition expressed for La Pine moving forward. One concern raised was the likelihood of a large ambulance provider and continuity of ambulance services in the future.

Chief Supkis noted the resources are desperately needed and asked the

Board to consider moving forward.

Tom Kuhn expressed his support of moving forward with the contract with CMT. His concerns were that specific locations were identified in the contract rather than services to the general community. He also noted concerns with staging the ambulance in Bend to create a much longer response time.

Commissioner Chang noted concerns with the way the contract is structured noting specific locations for service and not phrased to provide adequate levels of service and response for the community. He asks that the contract be revised. Chief Supkis noted he is not opposed to take out the four addresses listed in the contract.

The proposed contract is an agreement between the La Pine Fire District and Cascade Medical Transport. County Counsel Doyle recommended a Board Order of approval (to include as an Exhibit, a copy of the final agreement between La Pine and CMT). The Board (Chang and DeBone) recommend amending the contract to eliminate the specified four service addresses. Commissioner Adair expressed concern for CMT's business model if not able to specify locations for their service. Mr. Bell also recommended removing the signature line for Deschutes County from the contract. The Order will be presented to the Commissioners next week.

RECESS: At the time of 11:58 a.m. the Board went into recess and reconvened at 1:00 p.m.

7. Update on SB391 / Rural Accessory Dwelling Units

Community Development Department Sr. Planner Tanya Saltzman provided the staff update and draft of code language pertaining to Senate Bill 391 and timeline expected for next steps. CDD Director Peter Gutoswky commented on coordination for legislative terminology. Commissioner DeBone recommended seeking clarity during the upcoming short legislative session. County Administrator Lelack commented on the process of the State placing this item within local county control. Ms. Saltzman commented on upcoming

discussions with local agencies regarding emergency evacuation access, potential public outreach process, and steps through the Planning Commission. Commissioner DeBone requested an analysis on the parcel size as well as those relative to the need for onsite wastewater disposal and treatment.

OTHER ITEMS:

- Commissioner Adair reported on the COVA Meeting yesterday
 - Commissioner DeBone met with a Commissioner from Lake County yesterday
 - Commissioner Chang spoke on discussions at this month's joint meeting with the City of Sisters and proposed investments for affordable housing and winter weather shelters.
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EXECUTIVE SESSION:

County Counsel Doyle noted the Litigation executive session identified on the Agenda is no longer needed at this time.

Doyle also made note that the Board could exclude the media from executive sessions held to discuss labor negotiations.

At the time of 1:43 p.m., the Board went into Executive Session under ORS 192.660 (2) (d) Labor Negotiations. Media was not excluded. The Board came out of Executive Session at 2:23 p.m.

At the time of 2:23 p.m., the Board went into Executive Session under ORS 192.660 (2) (e) Real Property Negotiations. The Board came out of Executive Session at 2:39 p.m.

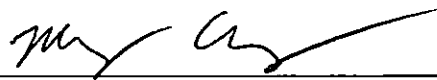
Commissioner DeBone announced the Joint Meeting with the City of La Pine this evening at 5:30 p.m.

ADJOURN: Being no business brought before the Commissioners, the meeting was adjourned at 2:40 p.m.

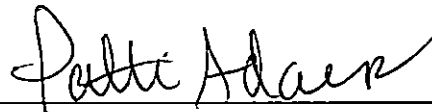
DATED this 3 Day of November 2021 for the Deschutes County Board of Commissioners.



ANTHONY DEBONE, CHAIR



PHIL CHANG, VICE CHAIR



PATTI ADAIR, COMMISSIONER

ATTEST:



RECORDING SECRETARY