



For Recording Stamp Only

Deschutes County Board of Commissioners
1300 NW Wall St., Bend, OR 97703-1960
(541) 388-6570 - Fax (541) 385-3202 - www.deschutes.org

MINUTES OF BUSINESS MEETING
DESCHUTES COUNTY BOARD OF COMMISSIONERS
WEDNESDAY, APRIL 13, 2016

Commissioners' Hearing Room - Administration Building - 1300 NW Wall St., Bend

Present were Commissioners Alan Unger, Tammy Baney, and Anthony DeBone. Also present were County Administrator Tom Anderson; Deputy County Administrator Erik Kropp; Wayne Lowry, Finance; County Legal Counsel David Doyle; John Hummel and Ashley Bailey, District Attorney's Office; Steve Reinke, 911; Peter Gutowsky, Community Development; and Mike McArthur, Executive Director of the Association of Oregon Counties.

1. CALL TO ORDER

Chair Alan Unger called the meeting to order at 10:00 a.m. and noted the adjustments to be made to this meeting's agenda.

Items #4 and #5 under the Consent Agenda will be pulled for discussion.

The minutes of the meetings of April 4 and 6, 2016 will be pulled for discussion at this afternoon's Work Session.

Two Proclamations have been added to the agenda.

Item #7 regarding an appeal by Tumalo Irrigation District will be pulled from the agenda for further review by County Counsel.

2. PLEDGE OF ALLEGIANCE

3. CITIZEN INPUT

None was offered.

CONSENT AGENDA

4. **Before the Board was Consideration of Signature of Resolution No. 2016-009, Authorizing the Refinancing of Obligation Bonds.**

Wayne Lowry, Finance Director/Treasurer, noted this Resolution gives authority to refinance the obligation bonds originally issued in 2007 for the solid waste recycling facility, which will decrease the interest rate from 4.25% to 2% and result in substantial savings.

DEBONE: Move approval of signature.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

5. **Before the Board was Consideration of Signature of Document No. 2016-221, an Option Agreement with BioGreen Sustainable Energy Company for the Purchase of Property in the La Pine Industrial Park.**

DEBONE: Move approval of signature.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

6. **Board Signature** of Minutes:

- Work Session: April 4, 2016
- Business Meeting: April 6, 2016

Action: Approval was deferred to the Work Session.

ACTION ITEMS

7. Before the Board was the Reading of a Proclamation Declaring National Crime Victims' Rights Week.

Commissioner Baney noted this proclamation was read yesterday on the Courthouse steps, but could not be adopted because of a lack of quorum. John Hummel, District Attorney, and Ashley Beatty, Victim's Assistance Program Coordinator, were introduced to present the proclamation.

The ceremony yesterday morning was in honor of supporting victims of violence. The 32nd annual ceremony was celebrated with three winners of awards for service to victims of crime: Lisa Cummings, Saving Grace; Sgt. Eric Beckwith, Redmond Police Department; and Evander McIver, former Deputy District Attorney. The Commissioners expressed their gratitude for their commitment to the community.

Commissioner DeBone read into the record the Proclamation declaring April 10 – 16 2016 as National Crime Victims' Rights Week.

DEBONE: Move adoption.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair votes yes.

8. Before the Board was the Reading of a Proclamation Declaring National Public Safety Telecommunicators' Week

Steve Reinke, 911 Communications Director, explained this proclamation honors men and women in this country who serve as the voice on the other end of the phone, assisting people in their time of emergency.

Commissioner Baney pointed out the connection between this and the prior Proclamation, since the 911 operators are the first to receive calls from victims of crime. Commissioner DeBone stated the telecommunicators are on the job 24 hours and 365 days of the year, and provide a serious resource for those emergency times.

Commissioner Unger read into the record the Proclamation declaring April 10 – 16, 2016 as National Public Safety Telecommunicators' Week.

UNGER: Move adoption.

BANEY: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

9. Before the Board was Consideration of Board Signature of Findings and a Decision on the Tumalo Irrigation District Lot of Record Appeal.

Action: This item was pulled from the agenda for further review.

10. Before the Board was Consideration of Signature of Document No. 2016-166, Findings and Decision regarding the Dowell Declaratory Ruling Appeal.

Peter Gutowsky, Community Development Department Planning Manager, explained this document relates to a declaratory ruling on the maintenance or homeowner's agreement on a cluster development parcel. He recalled that on January 13, 2016, the Commissioners took testimony at a public hearing and on March 2, 2016, the Commissioners directed Community Development Department staff to prepare a decision. The packet includes the decision, on page 17 are listed the requirements, and page 19 describes two exhibits. The conditions were read into the record.

Commissioner Baney commended staff on a great job in working with both parties.

BANEY: Move approval and signature of the decision.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

11. Before the Board was Consideration of Second Reading by Title Only, and Adoption of Ordinance No. 2016-004, Amending Code Chapter 13.08 to Reflect Current State DEQ Reference Materials and Allowable Fees.

David Doyle said that this serves as the second reading by title only, and no changes have been made.

BANEY: Move second reading by title only.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

Chair Unger conducted the second reading, by title only.

BANEY: Moved adoption of Ordinance No. 2016 -004.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

CONVENED AS THE GOVERNING BODY OF THE 9-1-1 COUNTY SERVICE DISTRICT

12. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for the 9-1-1 County Service District in the Amount of \$13,232.88.

DEBONE: Move approval, subject to review.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair Votes yes.

CONVENED AS THE GOVERNING BODY OF THE EXTENSION/4-H COUNTY SERVICE DISTRICT

13. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for the Extension/4-H County Service District in the Amount of \$1,280.94.

DEBONE: Move approval, subject to review.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair Votes yes.

RECONVENED AS THE DESCHUTES COUNTY BOARD OF COMMISSIONERS

14. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for Deschutes County in the Amount of \$1,182,760.80.

Mr. Anderson reported the vouchers include a payment made to Shamrock Construction for work done on the Powell Butte Highway roundabout project.

DEBONE: Move approval, subject to review.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

UNGER: Chair Votes yes.

15. OTHER ITEMS

Chair Unger welcomed Mike McArthur, Association of Oregon Counties Executive Director. Mr. McArthur commented it was a pleasure to be in Deschutes County and he enjoys visiting with the various County Commissioners.

16. ADJOURN

Being no further discussion, the meeting adjourned at 10:39 a.m.

DATED this _____ Day of _____ 2016 for the Deschutes County Board of Commissioners.

Alan Unger, Chair

Tammy Baney, Vice Chair

ATTEST:

Anthony DeBone, Commissioner

Recording Secretary

RECONVENED AS THE DESCHUTES COUNTY BOARD OF COMMISSIONERS

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VOTE: DEBONE: Yes.

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Chair Unger welcomed Mike McArthur, Association of Oregon Counties Executive Director. Mr. McArthur commented it was a pleasure to be in Deschutes County and he enjoys visiting with the various County Commissioners.


16. ADJOURN

Being no further discussion, the meeting adjourned at 10:39 a.m.

DATED this 27th Day of April 2016 for the Deschutes County Board of Commissioners.




Alan Unger, Chair



Tammy Bahey, Vice Chair

ATTEST:


Recording Secretary



Anthony DeBone, Commissioner



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BUSINESS MEETING AGENDA

DESCHUTES COUNTY BOARD OF COMMISSIONERS

10:00 A.M., WEDNESDAY, APRIL 13, 2016

Commissioners' Hearing Room - Administration Building - 1300 NW Wall St., Bend

Pursuant to ORS 192.640, this agenda includes a list of the principal subjects anticipated to be considered or discussed at the meeting. This notice does not limit the ability of the Board to address additional subjects. Meetings are subject to cancellation without notice. This meeting is open to the public and interested citizens are invited to attend. Business Meetings are usually recorded on video and audio, and can be viewed by the public live or at a later date; and written minutes are taken for the record.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. CITIZEN INPUT

This is the time provided for individuals wishing to address the Board, at the Board's discretion, regarding issues that are not already on the agenda. Please complete a sign-up card (provided), and give the card to the Recording Secretary. Use the microphone and clearly state your name when the Board Chair calls on you to speak. PLEASE NOTE: Citizen input regarding matters that are or have been the subject of a public hearing not being conducted as a part of this meeting will NOT be included in the official record of that hearing.

If you offer or display to the Board any written documents, photographs or other printed matter as part of your testimony during a public hearing, please be advised that staff is required to retain those documents as part of the permanent record of that hearing.

CONSENT AGENDA

4. **Board Signature** of Resolution No. 2016-009, Authorizing the Refinancing of Obligation Bonds
5. **Board Signature** of Document No. 2016-221, an Option Agreement with BioGreen Sustainable Energy Company for the Purchase of Property in the La Pine Industrial Park
6. **Board Signature** of Minutes:
 - Work Session: April 4, 2016
 - Business Meeting: April 6, 2016

ACTION ITEMS

7. **CONSIDERATION of Board Signature** of a Findings and a Decision on the Tumalo Irrigation District Lot of Record Appeal – *Cynthia Smidt, Community Development*

Suggested Action: Move approval and signature of Findings/Decision.

8. **CONSIDERATION of Board Signature** of Document No. 2016-166, Findings and Decision regarding the Dowell Declaratory Ruling Appeal – *Peter Gutowsky*

Suggested Action: Move approval and signature of Findings/Decision.

9. **CONSIDRATION of Second Reading** by Title Only, and Adoption of Ordinance No. 2016-004, Amending Code Chapter 13.08 to Reflect Current State DEQ Reference Materials and Allowable Fees – *David Doyle, County Counsel*

Suggestion Actions: Move second reading by title only; move adoption.

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

10. **CONSIDERATION of Approval** of Weekly Accounts Payable Vouchers for the 9-1-1 County Service District

CONVENE AS THE GOVERNING BODY OF THE EXTENSION/4-H COUNTY SERVICE DISTRICT

11. **CONSIDERATION of Approval** of Weekly Accounts Payable Vouchers for the Extension/4-H County Service District

RECONVENE AS THE DESCHUTES COUNTY BOARD OF COMMISSIONERS

12. **CONSIDERATION of Approval** of Weekly Accounts Payable Vouchers for Deschutes County

13. **OTHER ITEMS**

These can be any items not included on the agenda that the Commissioners wish to discuss as part of the meeting, pursuant to ORS 192.640.

At any time during the meeting, an executive session could be called to address issues relating to ORS 192.660(2)(e), real property negotiations; ORS 192.660(2)(h), litigation; ORS 192.660(2)(d), labor negotiations; ORS 192.660(2)(b), personnel issues; or other executive session categories. Executive sessions are closed to the public; however, with few exceptions and under specific guidelines, are open to the media.

14. **ADJOURN**

To watch this meeting on line, go to:

<http://www.deschutes.org/bcc/page/board-meeting-videos>

Please note that the video will not show up until recording begins.

You can also view past meetings on video by selecting the date shown on the website calendar.



Deschutes County encourages persons with disabilities to participate in all programs and activities. To request this information in an alternate format please call (541) 617-4747, or email ken.harms@deschutes.org.

FUTURE MEETINGS:

(Please note: Meeting dates and times are subject to change. All meetings take place in the Board of Commissioners' meeting rooms at 1300 NW Wall St., Bend, unless otherwise indicated. If you have questions regarding a meeting, please call 388-6572.)

Tuesday, April 12

10:00 a.m. Crime Victims' Rights Week Ceremony – **at the Courthouse**

Wednesday, April 13

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Friday, April 15

12:00 noon Family Access Network Annual Luncheon – Summit High School

Monday, April 18

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Tuesday, April 19

10:00 a.m. 911 User Board Meeting, at 911

Wednesday, April 20

12:00 noon Oregon Transportation Tour and Meeting – **Eagle Crest, Redmond**

Monday, April 25

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Wednesday, April 27

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Thursday, April 28

11:30 a.m. Civic Engagement Meeting – Natural Resources – **La Pine Grange**

Monday, May 2

10:00 a.m. Board of Commissioners' Business Meeting (**includes a public hearing on SB 3400 and marijuana issues**)

Tuesday, May 3

3:30 p.m. Regular Meeting of Public Safety Coordinating Council

Wednesday, May 4

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Tuesday, May 10

6:30 p.m. Joint Meeting with Redmond City Council, **Redmond City Hall**

Wednesday, May 11

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Thursday, May 12

7:30 p.m. Centennial Theatrical Production – **Deschutes Historical Museum**

Monday, May 16

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Tuesday, May 17

10:00 a.m. 911 User Board Meeting, at 911

Wednesday, May 18

11:00 a.m. REDI (Redmond Economic Development, Inc.) Luncheon Meeting, **at Redmond Airport**

Monday, May 23

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Wednesday, May 25

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Monday, May 30

Most County offices will be closed to observe Memorial Day.

Tuesday, May 31 – Friday, June 3

Budget Week

Monday, June 6

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Tuesday, June 7

3:30 p.m. Regular Meeting of Public Safety Coordinating Council

Wednesday, June 8

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

June 13 and 14

Association of Counties' Spring Conference – Umatilla County

Monday, June 20

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Wednesday, June 22

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Monday, June 27

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Wednesday, June 29

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Monday, July 4

Most County offices will be closed to observe Independence Day.

Tuesday, July 5

3:30 p.m. Regular Meeting of Public Safety Coordinating Council

Wednesday, July 6

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Wednesday, July 13

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Monday, July 18

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Monday, July 25

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Wednesday, July 27

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Monday, August 1

10:00 a.m. Board of Commissioners' Business Meeting

1:30 p.m. Administrative Work Session – could include executive session(s)

Tuesday, August 2

3:30 p.m. Regular Meeting of Public Safety Coordinating Council

Wednesday, August 3

Opening Day at the Deschutes County Fair



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ADDITION TO BUSINESS MEETING AGENDA
DESCHUTES COUNTY BOARD OF COMMISSIONERS
10:00 A.M., WEDNESDAY, APRIL 13, 2016

Commissioners' Hearing Room - Administration Building - 1300 NW Wall St., Bend

THE READING of a Proclamation, Declaring April 10 – 16, 2016 to be National Public Safety Telecommunicators' Week – *Steve Reinke, 9-1-1 Operations Director*

THE READING of a Proclamation, Declaring April 10 – 16, 2016 to be National Crime Victims' Rights Week – *Ashley Beatty, Victims' Assistance Program Coordinator, District Attorney's Office*