MINUTES OF BUSINESS MEETING
DESCHUTES COUNTY BOARD OF COMMISSIONERS
WEDNESDAY, JUNE 8, 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 and Deputy County Administrator Erik Kropp; Dave Doyle, County Counsel; Chris Doty, Road Department; Nick Lelack and Matt Martin, Community Development; and approximately ten other citizens. No representatives of the media were in attendance.

1. CALL TO ORDER

   Chair Unger called the meeting to order at 10:00 a.m.

2. PLEDGE OF ALLEGIANCE

3. CITIZEN INPUT

   None was offered.
DEBONE: Move to approve the consent agenda including the business meeting of May 16 and the Budget Committee meeting minutes, but not the other minutes as listed at this time.

BANEY: Second.

VOTE: DEBONE: Yes.
      BANEY: Yes.
      UNGER: Chair votes yes.

CONSENT AGENDA

4. Board Signature of Document No. 2016-347, a Fund Exchange Agreement regarding ODOT and County Responsibilities regarding the Exchange of Surface Transportation Program (STP) Funds

5. Board Signature of Documents No. 2016-342, 2016-343 and 2016-344, Deeds and Documents relating to a Fire Fuels Treatment Agreement

6. Board Signature of Order No. 2016-026, Approving and Confirming the Sale of Certain Real Property Acquired by Deschutes County


8. Board Signature of Document No. 2016-346, Approving a Gate Permit for SW 53rd Street


10. Chair Signature of Document No. 2016-254, Amending a Lease Agreement with the State Building Codes Division

11. Board Signature of Minutes:
    - Work Sessions: May 16, 23 and 25, 2016
    - Business Meetings: May 16, 23 and 25, 2016
    - Budget Meetings: May 31 (overview, COVA, EDCO, grant funding) and June 1 (elected officials’ compensation)

ACTION ITEMS

12. Before the Board was the Reading of a Proclamation, Declaring June 15, 2016 “Elder Abuse Awareness Day” in Deschutes County.
Karen Ruesing, State APD District manager, she introduced four other adult protective services workers (APS Specialists): Kara Simmons, Tasha Holly, Patty Thomason and Danny Cupps. Ms. Ruesing said she has been with the agency for 25 years and started out as the only provider. There has been a big increase in the population and the need over those years.

She explained that self-neglect and financial exploitation are the biggest concerns. The aging population in this area is growing a lot. They sometimes work in Wheeler, Lake and Klamath counties as well. Ms. Holly added that they have gotten much busier over time. They offer a 24-hour hotline for callers, and they try to get back to them quickly. They have a great arrangement with both law enforcement and the D.A. They are also on the 2-1-1 registry.

Chair Unger said he has an elderly aunt and understands some of the challenges. A lot of this has to do with educating the family and knowing when to intervene.

Ms. Ruesing said the Proclamation is meant to bring awareness, and there is a conference planned at St. Charles to include speakers from the Department of Justice, a former protective services specialist, and a Deputy D.A.

Commissioner Baney asked if they have an idea of how many cases they handle. Ms. Holly replied that they are getting ten to fifteen new cases every month. Ms. Ruesing added that they receive about 140 calls per month, with about half of those converting into cases.

Chair Unger stated that this is an important service and they want to support it. Local governments need to stand with them sometimes to make sure it does not get lost in the process.

Commissioner Baney stated that the Board receives a number of requests for the reading of Proclamations, and they make a choice as to which ones are most important. They do not take this lightly. She read the Proclamation at this time.

BANEY: Move approval.
DEBONE: Second.

VOTE: BANEY: Yes.
       DEBONE: Yes.
       UNGER: Chair votes yes.
13. **Before the Board was Consideration of Second Reading, by Title Only, and Adoption of Ordinance No. 2016-009, Ratifying Creation of the Oregon Association of County Engineers & Surveyors.**

Chris Doty gave a brief overview of the item, and said these agencies have been working together for years. Chair Unger stated that this is a very important organization and he is glad they have finally formalized what they do.

**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.

**DEBONE:** Move adoption of Ordinance No. 2016-009.

**BANEY:** Second.

**VOTE:**

**DEBONE:** Yes.

**BANEY:** Yes.

**UNGER:** Chair votes yes.

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

14. **Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for the 9-1-1 County Service District (two weeks) in the Amount of $134,522.42.**

**BANEY:** Move approval, subject to review.

**DEBONE:** Second.

**VOTE:**

**BANEY:** Yes.

**DEBONE:** Yes.

**UNGER:** Chair votes yes.
CONVENED AS THE GOVERNING BODY OF THE EXTENSION/4-H COUNTY SERVICE DISTRICT

15. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for the Extension/4-H County Service District (two weeks) in the Amount of $276.64.

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

16. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for Deschutes County (two weeks) in the Amount of $2,044,981.04.

Tom Anderson said that about half of this amount is for road work, mostly for the Powell Butte roundabout program and overlay projects.

BANEY: Move approval, subject to review.
DEBONE: Second.

VOTE: BANEY: Yes.
DEBONE: Yes.
UNGER: Chair votes yes.

17. OTHER ITEMS

A. Before the Board was Consideration of Board Signature of Order No. 2016-023, Establishing and Forming the Deschutes County 9-1-1 Service District.

David Doyle said this is the final procedural step required for formation of the new District. They just got the abstract of votes a couple of days ago but it needs to be ratified.
Commissioner DeBone said that they will not be levying a higher amount for a few years. The financial vision goes for fifteen years, and they really dialed in on the right amount. Chair Unger thanked the voters for their support.

BANEY: Move approval.
DEBONE: Second.

VOTE: BANEY: Yes.
DEBONE: Yes.
UNGER: Chair votes yes.

B. Before the Board was Consideration of Board Signature of a Letter Accepting the Resignation of Sasha Sulia from the Noxious Weed Advisory Board, and Thanking her for her Service.

BANEY: Move approval.
DEBONE: Second.

VOTE: BANEY: Yes.
DEBONE: Yes.
UNGER: Chair votes yes.

C. Before the Board was Consideration of Board Signature of a Letter Appointing Jeff Amaral to the Noxious Weed Advisory Board, through December 31, 2017.

DEBONE: Move approval.
BANEY: Second.

VOTE: DEBONE: Yes.
BANEY: Yes.
UNGER: Chair votes yes.

Commissioner Baney has been giving a lot of consideration about the marijuana issue and wonders why there are differing deadlines for different aspects. She would like to propose the idea of the Board considering reading next week’s regulations by emergency with an effective date more in line with what was already adopted.
Medical marijuana regulations will take effect immediately. The recreational regulations do not go into effect until the ban is lifted. Unfortunately, they have to use the word “emergency”, but there are concerns regarding impacts to law enforcement, code enforcement and medical issues. Otherwise, the regulations won’t go into place until the opt out is lifted. She would like them to articulate this now, and then talk about the opt out ban ordinance relating to recreational marijuana later in the summer.

Chair Unger said he supports with the emergency adoption, because the State has blurred the lines so badly, and created less clarity.

Commissioner DeBone stated that having two different sets of effective dates is awkward. There are a lot of questions about what is effective when and why. He is not against this to start, and they will see if they can get there.

Nick Lelack and Matt Martin stated that with the help of County Counsel, they can change the language of the ordinances accordingly.

Commissioner Baney said that in the past, they have talked about determining an effective date of less than 90 days for emergency ordinances, and instead have it be 30 days like the cities. They have done this on occasion to be more consistent with laws passed by the cities or to comply with State law. She asked if they can set a specific timeframe for these ordinances to be effective. She wants to try to reign in the medical marijuana regulations as soon as possible.

David Doyle said that they already adopted the medical marijuana regulations by emergency and those were effective at that time, on June 1. Commissioner DeBone stated that the others just had first reading, so all that needs to be changed for those for the second reading is adding the emergency language.

Mr. Lelack asked if the Board needs some kind of additional timeframe between first and second readings, or if they want to just set an effective date after second readings, other than it being immediately. Mr. Doyle stated that they can indicate the timeframe next week. It could be immediately, or some other number of days out.

Commissioner DeBone mentioned the opt out passed last year, and said he is not opposed to discussing this some more next week.
18. **ADJOURN**

*Being no further discussion, the meeting was adjourned at 10:30 a.m.*

DATED this 22nd Day of June 2016 for the Deschutes County Board of Commissioners.

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Alan Unger, Chair

Tammy Baney, Vice Chair

ATTEST:

Anthony DeBone, Commissioner

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Bonnie Baker

Recording Secretary
BUSINESS MEETING AGENDA

DESCHUTES COUNTY BOARD OF COMMISSIONERS

10:00 A.M., WEDNESDAY, JUNE 8, 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 Document No. 2016-347, a Fund Exchange Agreement regarding ODOT and County Responsibilities regarding the Exchange of Surface Transportation Program (STP) Funds

5. **Board Signature** of Documents No. 2016-342, 2016-343 and 2016-344, Deeds and Documents relating to a Fire Fuels Treatment Agreement

6. **Board Signature** of Order No. 2016-026, Approving and Confirming the Sale of Certain Real Property Acquired by Deschutes County

7. **Board Signature** of Document No. 2016-240, Amending a Janitorial Services Agreement for the Sheriff’s Office

8. **Board Signature** of Document No. 2016-346, Approving a Gate Permit for SW 53rd Street


10. **Chair Signature** of Document No. 2016-254, Amending a Lease Agreement with the State Building Codes Division

11. **Board Signature** of Minutes:
    - Work Sessions: May 16, 23 and 25, 2016
    - Business Meetings: May 16, 23 and 25, 2016
    - Budget Meetings: May 31 (overview, COVA, EDCO, grant funding) and June 1 (elected officials’ compensation)

ACTION ITEMS

12. **THE READING of a Proclamation**, Declaring June 15, 2016 “Elder Abuse Awareness Day” in Deschutes County - *State Agency Representatives*

13. **CONSIDERATION of Second Reading**, by Title Only, and Adoption of Ordinance No. 2016-009, Ratifying Creation of the Oregon Association of County Engineers & Surveyors – *Chris Doty, Road Department*

    *Suggested Actions: Move second reading by title only; conduct second reading; move adoption.*
CONVENE AS THE GOVERNING BODY OF THE 9-1-1 COUNTY SERVICE DISTRICT

14. **CONSIDERATION of Approval** of Weekly Accounts Payable Vouchers for the 9-1-1 County Service District (two weeks)

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

15. **CONSIDERATION of Approval** of Weekly Accounts Payable Vouchers for the Extension/4-H County Service District (two weeks)

RECONVENE AS THE DESCHUTES COUNTY BOARD OF COMMISSIONERS

16. **CONSIDERATION of Approval** of Weekly Accounts Payable Vouchers for Deschutes County (two weeks)

17. **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.

18. **ADJOURN**

   To watch this meeting on line, go to:
   

   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.
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.)

Monday, June 6
1:30 p.m. Administrative Work Session – could include executive session(s)

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

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.
ADDITIONS TO BUSINESS MEETING AGENDA

DESCHUTES COUNTY BOARD OF COMMISSIONERS

WEDNESDAY, JUNE 8, 10:00 A.M.

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

A. CONSIDERATION of Board Signature of Order No. 2016-023, Establishing and Forming the Deschutes County 9-1-1 Service District

Suggested Actions: Move Board signature of Order No. 2016-023.

B. CONSIDERATION of Board Signature of a Letter Accepting the Resignation of Sasha Sulia from the Noxious Weed Advisory Board, and Thanking her for her Service

C. CONSIDERATION of Board Signature of a Letter Appointing Jeff Amaral to the Noxious Weed Advisory Board, through December 31, 2017