



For Recording Stamp Only

Deschutes County Board of Commissioners  
1300 NW Wall St., Bend, OR 97701-1960  
(541) 388-6570 - Fax (541) 385-3202 - [www.deschutes.org](http://www.deschutes.org)

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**MINUTES OF BUSINESS MEETING**  
**DESCHUTES COUNTY BOARD OF COMMISSIONERS**  
**MONDAY, AUGUST 1, 2016**

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

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*Present were Commissioners Alan Unger, Tammy Baney and Anthony DeBone. Also present were Tom Anderson, County Administrator; Erik Kropp, Deputy County Administrator; Dave Doyle, County Counsel; George Kolb, Road Department; Nick Lelack and Matt Martin, Community Development; and two other citizens. A representative of KTVZ TV was also in attendance.*

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**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.*

Chair Unger allowed a citizen to speak about something that he thinks may be slightly related to an item on the agenda.

Janet Dorgan of Redmond said she has been studying proposed Measure 97 and how it might impact the marijuana industry. It will be on the ballot in November. It is meant to make large industries pay their own way, starting out at \$25 million before they pay the costs of equipment, materials, payroll and other expenses. Farmers will be impacted. She thinks this will force people to the black market because that will avoid the taxes and maybe they can stay in business. She is worried about this going underground. Then, regulations won't be meaningful. She wants the marijuana people to understand the implications of Measure 97.

Chair Unger asked that she provide more information via e-mail or letter.

Ms. Dorgan stated that in her husband worked in the pulp and paper industry, where odor, water, and other negative impacts were a problem. The industry voluntarily worked to mitigate this. She wonders how many people would tolerate that kind of business here. It is highly regulated and a viable industry.

Commissioner Baney said that the marijuana industry is already here, and they are trying to find a balance. The County operates under the State, and is trying to find ways to have everyone work together.

Ms. Dorgan wanted to see the Board exercise the opt out and let the voters decide. Commissioner Baney said that this is already a legal business and much related to it is outside of the control of Deschutes County.

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Ms. Dorgan asked about the Tumalo sign, and why it is being paid for by public funds. She does not like how it looks. (*Item #6 on the Consent Agenda.*) Chair Unger said the County can use discretionary lottery funds for nonprofits and projects that help enhance business in Deschutes County; for this project, through an application from the Tumalo Business Association. Therefore, the business community applied for and received a small grant to allow them to complete the signage project. Commissioner Baney said that Tumalo does not have a city council or any other way to support businesses there, so this is an appropriate use of economic development funds.

## **Before the Board was Consideration of Approval of the Consent Agenda**

BANEY: Move approval.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

### **Consent Agenda Items**

4. Chair Signature of Document No. 2016-259, an Amendment to a Contract with Clean Harbors Environmental Services for Hazardous Waste Management Services
5. Chair Signature of Document No. 2016-521, Amending an Intergovernmental Agreement between Youth Village, Inc. and Health Services and Other Community Partners
6. Ratification of Board Approval of Discretionary Grant Awards:
  - “Kids in the Game” through Central Oregon Pass Program - \$1,000
  - La Pine Lodgepole Dodgers – 2017 State Snowmobile Association Convention - \$1,000
  - Tumalo Business Association – ‘Welcome to Tumalo’ Monument Sign - \$1,500
  - La Pine Rodeo Association Event - \$2,000
  - DAWNS House – Basic Toiletries and Clothing to Newly Sober Women - \$1,500
7. Board Signature of Document No. 2016-536, Amending an Improvement Agreement, Allowing a Partial Release of Bonds for Caldera Springs Resort
8. Board Signature of Minutes:
  - Work Sessions of July 18 and 27, 2016
  - Business Meetings of July 18 and 27, 2016

### **ACTION ITEMS**

9. **Before the Board was Consideration of Chair Signature of Document No. 2016-427, a Notice of Intent to Award Contract Letter to Knife River Corporation for the Paving of Dodds Road.**

George Kolb gave a brief overview of the item, noting that there were three bidders. He recommended issuing the notice of intent to award to Knife River.

DEBONE: Move approval.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

DEBONE: Chair votes yes.

**10. Before the Board was Consideration of First and Second Readings, by Title Only, and Adoption by Emergency, of Board Signature of Ordinance No. 2016-012, Rescinding the Opt Out regarding Marijuana-related Business as Established by Ordinance No. 2015-009.**

Nick Lelack provided some details of this item, referring to his staff report. Commissioner Baney stated she spoke with a City Councilwoman who said the City uses thirty days for adoption of ordinances. Commissioner Baney added that this is consistent with the cities. Commissioner DeBone stated that this coincides with the marijuana regulations that are already in place.

Chair Unger said he doesn't know why the County has a ninety-day emergency clause, perhaps tied to the State. He is comfortable going forward with this now. A lot has changed from last December. The County is ready to address the problems and to create an atmosphere of allowing opportunity but also protecting rural lifestyles.

Commissioner Baney appreciates the incredible amount of work done by the team. They won't be able to take care of all of the black market issues or solve all problems, but this is a new, legal industry and they hope to find balance.

Commissioner DeBone said that there have been a number of State bills that deal with this. The voters passed Measure 91. There has been a tremendous amount of work for everyone to adjust to this, to figure out what enforcement looks like, and how to live together as a community. There are a lot of pieces to still come together.

Chair Unger said he appreciates the County Health Department's work towards appropriately educating the public as well.

DEBONE: Move first and second readings by title only.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

DEBONE: Chair votes yes.

Chair Unger then conducted the first and second readings, by title only, declaring an emergency.

BANEY: Move adoption of Ordinance No. 2016-009, by emergency, effective September 1, 2016.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

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

#### **11. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for the 9-1-1 County Service District in the Amount of \$29,481.37.**

DEBONE: Move approval, subject to review.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

DEBONE: Chair votes yes.

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

#### **12. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for the Extension/4-H County Service District in the Amount of \$3,755.45.**

DEBONE: Move approval, subject to review.

BANEY: Second.

VOTE: DEBONE: Yes.

BANEY: Yes.

DEBONE: Chair votes yes.

**RECONVENE AS THE DESCHUTES COUNTY BOARD OF COMMISSIONERS**

**13. Before the Board was Consideration of Approval of Weekly Accounts Payable Vouchers for Deschutes County in the Amount of \$712,509.11.**

BANEY: Move approval, subject to review.

DEBONE: Second.

VOTE: BANEY: Yes.

DEBONE: Yes.

UNGER: Chair votes yes.

**14. OTHER ITEMS**

*Being no further discussion, the meeting was adjourned at 10:25 a.m.*

DATED this 15<sup>th</sup> Day of August 2016 for the Deschutes County Board of Commissioners.

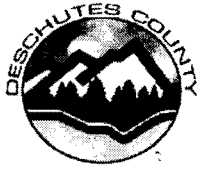
Alan Unger  
Alan Unger, Chair

Tammy Baney  
Tammy Baney, Vice Chair

ATTEST:

Bonnie Baker  
Recording Secretary

Anthony DeBone  
Anthony DeBone, Commissioner



## BOARD OF COMMISSIONERS' MEETING

### REQUEST TO SPEAK

Subject: Impact of Measure 57 on Mariposa industry  
consideration for other measures Date: 8/1/16

Name Janet Dorgan

Address Redmond

Phone #s 541-504-7096

E-mail address janetadorgan@pdd.

☐ In Favor ☐ Neutral/Undecided ☐ Opposed

Submitting written documents as part of testimony? ☐ Yes ☒ No

If so, please give a copy to the Recording Secretary for the record.



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**BUSINESS MEETING AGENDA**  
**DESCHUTES COUNTY BOARD OF COMMISSIONERS**  
**10:00 A.M., MONDAY, AUGUST 1, 2016**

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

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*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.*

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**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. **Chair Signature** of Document No. 2016-259, an Amendment to a Contract with Clean Harbors Environmental Services for Hazardous Waste Management Services
5. **Chair Signature** of Document No. 2016-521, Amending an Intergovernmental Agreement between Youth Village, Inc. and Health Services and Other Community Partners
6. **Ratification** of Board Approval of Discretionary Grant Awards:
  - “Kids in the Game” through Central Oregon Pass Program - \$1,000
  - La Pine Lodgepole Dodgers – 2017 State Snowmobile Association Convention - \$1,000
  - Tumalo Business Association – ‘Welcome to Tumalo’ Monument Sign - \$1,500
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  - DAWNS House – Basic Toiletries and Clothing to Newly Sober Women - \$1,500
7. **Board Signature** of Document No. 2016-536, Amending an Improvement Agreement, Allowing a Partial Release of Bonds for Caldera Springs Resort
8. **Board Signature** of Minutes:
  - Work Sessions of July 18 and 27, 2016
  - Business Meetings of July 18 and 27, 2016

## **ACTION ITEMS**

9. **CONSIDERATION of Chair Signature** of Document No. 2016-427, a Notice of Intent to Award Contract Letter to Knife River Corporation for the Paving of Dodds Road – *George Kolb, Road Department*  
*Suggested Action: Move signature of Document No. 2016-427.*
10. **CONSIDERATION of First and Second Readings**, by Title Only, and Adoption by Emergency, of Board Signature of Ordinance No. 2016-012, Rescinding the Opt Out regarding Marijuana-related Business as Established by Ordinance No. 2015-009 - *Nick Lelack and Matt Martin, Community Development*  
*Suggested Actions: Move and conduct first and second readings by title only; move adoption by emergency of Ordinance No. 2016-012.*

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

11. **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**

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

**RECONVENE AS THE DESCHUTES COUNTY BOARD OF COMMISSIONERS**

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

14. **OTHER ITEMS**

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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](mailto:ken.harms@deschutes.org).

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**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, 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

August 9, 2016

6:00 p.m. Regular Joint Meeting with the Redmond City Council, **Redmond City Hall**

Wednesday, August 10

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

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

Monday, August 15

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

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

Tuesday, August 16

10:00 a.m. 9-1-1 Board Meeting, **at 9-1-1**

Monday, August 22

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

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

Wednesday, August 24

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

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

August 25, 2016

1:00 p.m. Joint Meeting with City of Bend regarding a Bend Urban Growth Boundary Expansion

Monday, August 29

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

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

Tuesday, August 30

11:30 a.m. Redmond Chamber of Commerce – State of the County – **Juniper Golf Course**

Wednesday, August 31

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

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

Monday, September 5

*Most County offices will be closed to observe Labor Day.*

Tuesday, September 6

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

Wednesday, September 7

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

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

Wednesday, September 14

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

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

Monday, September 19

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

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

Tuesday, September 20

10:00 a.m. 9-1-1 Board Meeting, **at 9-1-1**

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

Monday, September 26

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

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

Wednesday, September 28

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

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

Thursday, September 29

All Day AOC District 2 Meeting – **Lakeview**



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