



**City of La Pine & Board of County Commissioners**

**Joint Meeting Agenda**

**Wednesday, October 9, 2019**

**5:30 p.m.**

**La Pine City Hall**

**16345 Sixth Street, La Pine, Oregon 97739**

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1. Call to Order
  2. Establish Quorum
  3. Pledge of Allegiance
  4. Added Agenda Items
  5. Deschutes County Sewer Loan IGA
  6. Law Enforcement Update
  7. Update on Sunriver/La Pine Economic Development
  8. Development Trends and Issues
  9. Public Comments  
3 minutes per person; when asked to the podium, please state your name and whether you live within La Pine city limits.
  10. Staff Comments
  11. Council and Commission Comments
  12. Adjourn Meeting



Deschutes County Board of Commissioners  
 1300 NW Wall St, Bend, OR 97703  
 (541) 388-6570 – Fax (541) 385-3202 – <https://www.deschutes.org/>

## **AGENDA REQUEST & STAFF REPORT**

### **For Board of Commissioners BOCC Wednesday Meeting of October 2, 2019**

**DATE:** September 24, 2019

**FROM:** Sherri Pinner, Community Development, 541-385-1712

#### **TITLE OF AGENDA ITEM:**

Consideration of Board Signature of Document No. 2019-735, La Pine Sewer Loan Interest Rate Reduction

#### **RECOMMENDATION & ACTION REQUESTED:**

Staff recommends reducing the interest rate on the La Pine Special Sewer District loan from 4.50% to 2.86% effective 7/1/2012.

#### **BACKGROUND AND POLICY IMPLICATIONS:**

The Board of County Commissioners (Board) entered into IGA #2004-092 with La Pine Special Sewer District (District), later assumed by City of La Pine through annexation in 2012, to accommodate the extension of sewer services to the entire Newberry Neighborhood. The County aided the District in constructing the increased sewer capacity through the transfer of Federal Grant funds and a County loan in the amount of \$1,130,350. Further, in 2003 the Board approved the annexation of the Newberry Neighborhood to the District conditioned upon the signing of this IGA. This loan was funded through a Full Faith & Credit Obligation in 2003 with an interest rate of 4.49% and the sewer loan had an interest rate of 4.50%. This FF&C Obligation was refunded in 2012 at a lower interest rate of 2.86%. This requested amendment to the Intergovernmental Agreement will reduce the original loan interest rate of 4.50% to 2.86%, effective July 1, 2012.

**FISCAL IMPLICATIONS:** Deschutes County collects sewer SDC's for City of La Pine and retains Sewer SDC's located within the Newberry Neighborhood as payment against the loan. Annual estimate of \$56,000.

**ATTENDANCE:** Sherri Pinner

**DESCHUTES COUNTY DOCUMENT SUMMARY**

(NOTE: This form is required to be submitted with ALL contracts and other agreements, regardless of whether the document is to be on a Board agenda or can be signed by the County Administrator or Department Director. If the document is to be on a Board agenda, the Agenda Request Form is also required. If this form is not included with the document, the document will be returned to the Department. Please submit documents to the Board Secretary for tracking purposes, and not directly to Legal Counsel, the County Administrator or the Commissioners. In addition to submitting this form with your documents, please submit this form electronically to the Board Secretary.)

Please complete all sections **above** the Official Review line.

**Date:**

**Department:**

**Contractor/Supplier/Consultant Name:**

**Contractor Contact:**

**Contractor Phone #:**

**Type of Document:** Amendment to Intergovernmental Agreement #2004-092

**Goods and/or Services:** Reduction of the loan interest rate of the La Pine Special Sewer District sewer loan assumed by City of La Pine.

**Background & History:** The Board of County Commissioners (Board) entered into IGA #2004-092 with La Pine Special Sewer District (District), later assumed by City of La Pine through annexation in 2012, to accommodate the extension of sewer services to the entire Newberry Neighborhood. The County aided the District in constructing the increased sewer capacity through the transfer of Federal Grant funds and a County loan in the amount of \$1,130,350. Further, in 2003 the Board approved the annexation of the Newberry Neighborhood to the District conditioned upon the signing of this IGA. This loan was funded through a Full Faith & Credit Obligation in 2003 with an interest rate of 4.49% and the sewer loan had an interest rate of 4.50%. This FF&C Obligation was refunded in 2012 at a lower interest rate of 2.86%. This requested amendment to the Intergovernmental Agreement will reduce the original loan interest rate of 4.50% to 2.86%, effective July 1, 2012.

**Agreement Starting Date:**

**Ending Date:**

**Annual Value or Total Payment:**

Insurance Certificate Received (check box)  
Insurance Expiration Date:

Check all that apply:

- RFP, Solicitation or Bid Process
- Informal quotes (<\$150K)
- Exempt from RFP, Solicitation or Bid Process (specify – see DCC §2.37)

**Funding Source:** (Included in current budget?  Yes  No

If **No**, has budget amendment been submitted?  Yes  No

Attachment: Doc. Summary-City of La Pine (Special Sewer District) Amendment to 2004-092 - Amd #2019-735 (2891 : La Pine Sewer Loan

Is this a Grant Agreement providing revenue to the County?  Yes  No

Special conditions attached to this grant:

Deadlines for reporting to the grantor:

If a new FTE will be hired with grant funds, confirm that Personnel has been notified that it is a grant-funded position so that this will be noted in the offer letter:  Yes  No

Contact information for the person responsible for grant compliance: Name:  
Phone #:

\_\_\_\_\_

Departmental Contact and Title: Sherri Pinner  
385-1712

Phone #: 541-

Department Director Approval: \_\_\_\_\_  
Signature Date

**Distribution of Document:** Who gets the original document and/or copies after it has been signed? Include complete information if the document is to be mailed.

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**Official Review:**

County Signature Required (check one):  BOCC  Department Director (if <\$25K)  
 Administrator (if >\$25K but <\$150K; if >\$150K, BOCC Order No. \_\_\_\_\_)

Legal Review \_\_\_\_\_ Date \_\_\_\_\_

Document Number \_\_\_\_\_

Attachment: Doc. Summary-City of La Pine (Special Sewer District) Amendment to 2004-092 - Amd #2019-735 (2891 : La Pine Sewer Loan

REVIEWED  
LEGAL COUNSEL

For Recording Stamp Only

**DOCUMENT NO. 2019-735  
AMENDING DESCHUTES COUNTY CONTRACT NO. 2004-092**

THAT CERTAIN AGREEMENT, Deschutes County Contract No. 2004-092 dated March 15, 2004, by and between DESCHUTES COUNTY, a political subdivision of the State of Oregon ("County") and La Pine Special Sewer District assumed by City of La Pine ("Contractor"), is amended, effective upon signing of all parties, as set forth below. Except as provided herein, all other provisions of the contract remain the same and in full force.

County's performance hereunder is conditioned upon Contractor's compliance with provisions of ORS 279B.220, 279B.225, 279B.230, and 279B.235, which are hereby incorporated by reference. In addition Standard Contract Provisions contained in Deschutes County Code Section 2.37.150 are hereby incorporated by reference. Contractor certifies that the representations, warranties and certifications contained in the original Contract are true and correct as of the effective date of this Amendment and with the same effect as though made at the time of this Amendment.

The above listed contract is amended as follows:

3.2 Loan

3.2.1 Promptly after the Grant funds are transferred to the District, the County will loan the District up to \$1,130,350 to pay for costs of the Project. This Loan (the "Loan") will bear interest at 2.86%percent per annum, compounded annually, effective 7/1/2012. All interest on the loan incurred prior to 7/1/2012 remains subject to the 4.50% interest rate. The County will advance Loan funds to the District upon receipt of written requests from the District's engineer. Each request shall state that the amounts requested are reasonably required to pay Project costs that are due within fourteen business days after the request is filed with the County.

CONTRACTOR: CITY OF LA PINE

\_\_\_\_\_  
Authorized Signature

Dated this \_\_\_\_\_ of \_\_\_\_\_, 20\_\_.

COUNTY:

Dated this \_\_\_\_\_ of \_\_\_\_\_, 20\_\_

BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
PHILIP G. HENDERSON, CHAIR

\_\_\_\_\_  
PATTI ADAIR, VICE CHAIR

ATTEST:

\_\_\_\_\_  
Recording Secretary

\_\_\_\_\_  
ANTHONY DeBONE, COMMISSIONER

**DESCHUTES COUNTY DOCUMENT SUMMARY**

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Please complete all sections above the Official Review line.

Date: 9/24/19

Department: Community Development (CDD)

Contractor/Supplier/Consultant Name: La Pine Special Sewer District, assumed by  
City of La Pine

Contractor Contact: Melissa Bethel

Contractor Phone #:

Type of Document: Amendment to Intergovernmental Agreement #2004-092

Goods and/or Services: Reduction of the loan interest rate of the La Pine Special Sewer District sewer loan assumed by City of La Pine.

**Background & History:** The Board of County Commissioners (Board) entered into IGA #2004-092 with La Pine Special Sewer District (District), later assumed by City of La Pine through annexation in 2012, to accommodate the extension of sewer services to the entire Newberry Neighborhood. The County aided the District in constructing the increased sewer capacity through the transfer of Federal Grant funds and a County loan in the amount of \$1,130,350. Further, in 2003 the Board approved the annexation of the Newberry Neighborhood to the District conditioned upon the signing of this IGA. This loan was funded through a Full Faith & Credit Obligation in 2003 with an interest rate of 4.49% and the sewer loan had an interest rate of 4.50%. This FF&C Obligation was refunded in 2012 at a lower interest rate of 2.86%. This requested amendment to the Intergovernmental Agreement will reduce the original loan interest rate of 4.50% to 2.86%, effective July 1, 2012.

Agreement Starting Date: 10/2/2019

Ending Date: 3/15/2054

Annual Value or Total Payment: Collection of Newberry Neighborhood SDC's, est.  
\$56,000 per year

Insurance Certificate Received (check box)  
Insurance Expiration Date:

Check all that apply:

- RFP, Solicitation or Bid Process  
 Informal quotes (<\$150K)  
 Exempt from RFP, Solicitation or Bid Process (specify – see DCC §2.37)

Funding Source: (Included in current budget?  Yes  No

If **No**, has budget amendment been submitted?  Yes  No

9/24/2019

Is this a Grant Agreement providing revenue to the County?  Yes  No

Special conditions attached to this grant:

Deadlines for reporting to the grantor:

If a new FTE will be hired with grant funds, confirm that Personnel has been notified that it is a grant-funded position so that this will be noted in the offer letter:  Yes  No

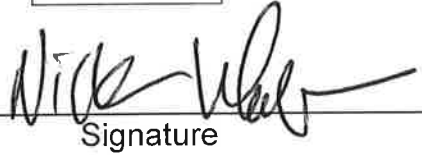
Contact information for the person responsible for grant compliance: Name:

Phone #:

Departmental Contact and Title: Sherri Pinner  
385-1712

Phone #: 541-

Department Director Approval:

  
Signature

9/24/19  
Date

**Distribution of Document:** Who gets the original document and/or copies after it has been signed? Include complete information if the document is to be mailed.

**Official Review:**

County Signature Required (check one):  BOCC  Department Director (if <\$25K)

Administrator (if >\$25K but <\$150K; if >\$150K, BOCC Order No. \_\_\_\_\_)

Legal Review \_\_\_\_\_ Date \_\_\_\_\_

Document Number \_\_\_\_\_

Attachment: Document Summary - Amendment 2019-735 (2891 : La Pine Sewer Loan Interest Rate Reduction)

REVIEWED  
\_\_\_\_\_  
LEGAL COUNSEL

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County's performance hereunder is conditioned upon Contractor's compliance with provisions of ORS 279B.220, 279B.225, 279B.230, and 279B.235, which are hereby incorporated by reference. In addition Standard Contract Provisions contained in Deschutes County Code Section 2.37.150 are hereby incorporated by reference. Contractor certifies that the representations, warranties and certifications contained in the original Contract are true and correct as of the effective date of this Amendment and with the same effect as though made at the time of this Amendment.

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CONTRACTOR: CITY OF LA PINE

\_\_\_\_\_  
Authorized Signature

Dated this \_\_\_\_\_ of \_\_\_\_\_, 20\_\_.

COUNTY:

Dated this \_\_\_\_\_ of \_\_\_\_\_, 20\_\_

BOARD OF COUNTY COMMISSIONERS

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PHILIP G. HENDERSON, CHAIR

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PATTI ADAIR, VICE CHAIR

ATTEST:

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Recording Secretary

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ANTHONY DeBONE, COMMISSIONER