

BE IT REMEMBERED THAT the Crook County Court met in a regularly scheduled meeting on March 20, 2019 at 9:00 a.m. in the County meeting room located at 320 NE Court Street, Prineville, Oregon 97754. In attendance were: County Judge Seth Crawford; County Commissioner Jerry Brummer; County Commissioner Brian Barney; County Counsel Jeff Wilson; Assistant County Counsel Eric Blaine and County Court Secretary Colleen Ferguson.

Members of the public signing the attendance log: Veterans Service Officer Shannon Dearth; MaryLou Bernard, Prineville; Michael Warren, County Real Estate Agent of Record; Jon Soliz, County Assessor and Kelsey Lucas, Prineville EDCO.

The media was provided public notice of the meeting.

Adam Barney, Calvary Chapel, provided the opening prayer.

Consent Agenda

Approve Sixth Amendment to Mental Health, Substance Use Disorders, and Problem Gambling Services Agreement #153120 to reauthorize funds after the extension of the contract through June 30, 2019.

Approve 2019 Fund Exchange Agreement with ODOT for Chip Sealing of County Roads

Approve General Service Contract with Pacific Power to electric service re Airport Helibase

Approve 12th Amendment to IGA with the State for Financing of Public Health Services adding Program Element Descriptions and funds

Approve Cooperative Procurement of purchase of Microsoft Exchange Service License (NJPA purchase through Contract #100614-CDW)

~~Approve Cooperative Procurement of Windows 10 Software Licenses (NJPA purchase through Contract #100614-CDW)~~ **Remove**

Approve Letter of Support for State Legislation regarding Invasive Species Council

The Court reviewed the Consent Agenda. The Cooperative Procurement of Microsoft Exchange Service license and the General Service Contract with Pacific Power were removed from the Consent Agenda and will be discussed later in the meeting. The discussion item, Ochoco Forest Collaborative Restorative was removed from the Discussion portion of the agenda.

Motion:

Commissioner Brummer moved to approve the Consent Agenda as discussed and changed. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

DISCUSSION

The Court discussed the memo relating to the Pacific Power electrical service to the Helibase project located at Airport. The costs were discussed for the delivery of power, and no information on how much the County will receive back. Commissioner Barney believes that Connect Oregon will have push back on this, but there are not enough Central Oregon funds to make it more than a non-issue. Any funds received could go back

into the program, but he does not expect any extra funds. Commissioner Brummer discussed the reimbursement and the \$500.00 that is not explained. Mr. Wilson will bring this matter back to work session after additional research next week.

SCHEDULED APPEARANCES

Consider Special Procurement of Fiber Network; Requester – Eric Blaine

Assistant County Counsel Eric Blaine presented information on the published announcement with no comments received regarding the fiber internet network between County Offices and a redundant internet line to the IT building located at 422 NW Beaver. Two price quotes were received from TDS and LSN. Discussion held on the mg. for the connection, and the use of same methods to obtain the project bids.

Judge Crawford asked if this discussion was about building the County's own network. Mr. Blaine said this will require a vendor to maintain the network. Discussion was held regarding a previous discussion regarding this matter. Commissioner Barney moved to table this matter until everyone understands and is on the same page. This will be postponed and brought back at a future meeting.

Ochoco Forest Restoration Collaborative (OFRC)– Requester: Jerry Brummer

Commissioner Brummer has been involved with the grazing and timber programs through the OFRC. The Forest Service will be reviewing the public process for the grazing and timber programs, and Commissioner Brummer will be at the table for the meeting with the Forest Service. He will bring back the information to share with the Court members at the work Session.

Purchase Request for 2019 Toyota Tundra for Veterans Services Department; Requester: Shannon Dearth

Shannon Dearth, Crook County Veterans Service Officer presented his request to purchase a new vehicle to enhance and increase the Veterans daily activities and outreach. This purchase is within the Department's budget. He has received three bids and price quotes from Toyota vendors for specific models and features. There is one company with a vehicle that meets the criteria in the State. Discussion was held on the wrap for the vehicle, and suggesting to the company that they put their name on the wrap, and this might result in an advertising discount. Mr. Dearth will set aside funds for next year's mileage and maintenance.

Motion:

Commissioner Barney moved to accept the Kendall bid price for the new Toyota vehicle for the Veterans Service Office. Commissioner Brummer seconded the motion. The vote was 3-0, motion carried.

Exclusive Farm Use – Forest Zone Code Updates – Requester: Ann Beier & Katie McDonald

County Planning Director Ann Beier and County Planner Katie McDonald presented an update of the Farm and Forest code. Crook County along with other counties is completing this project that is state funded.

Ms. McDonald has sent a draft of the update to the consultants, and it should be returned soon. Measure 56 notices have been sent out. A public hearing on the Measure 56 and code update is scheduled for the code change on April 10, 2019 at 6:00 p.m. This will be a text amendment for the Planning Commission's review and then an Ordinance for the Court's review possible as early as May 15, 2019.

Information was provided to the Court regarding the changes in the code language, and the regulation for the Forest Zone that will have new uses. The Planning Department sees them as conditional uses and will be brought before the public hearing. Our Planning Commission chose to be more stringent than the state. Information on the new regulation tables was provided that will be much more clear and easier to read for all. Measure 56 information was sent out to 2,500 plus property owners. Information on Measure 56 is available at the Community Development and Administration desk.

Two other policy issues are coming before the Court and will involve Emergency Management and the Fire District.

Extension of Carlson Testing LLC Professional Services Contract re Jail Project

Commissioner Barney discussed the Carlson Testing LLC and the contract for the testings at the new jail site. The County has continued to use Carlson, and Commissioner Barney would like to extend the date but not fill in the amount. There will be a change order after receipt of a bid, and that will be the amount in the contract. Discussion was held on the language of the contract and creating another contract if the need arises.

Motion:

Commissioner Barney moved to approve the Carlson Testing contract for \$68,236.38. Commissioner Brummer seconded the motion. Vote was 3-0, motion carried.

Judge Crawford adjourned the Court out of Open Session and into Executive Session under ORS 192.660(2)(e) for the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions and ORS 192.660(2)(h) Consulting with Counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

EXECUTIVE SESSION

The Court and County Counsel discussed matters related to property purchases and responses to emails from an outside attorney.

Following the Executive Session discussion, Judge Crawford adjourned the Court out of Executive Session and into Open Session, inviting members of the public back into the meeting room.

OPEN SESSION

Motion:

Commissioner Brummer moved to have staff work with the County Real Estate Agent of record with negotiations as discussed in Executive Session. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

Discussion held on the objection received after 5:00 on March 19th for a public hearing today with an argument on opening the record but not on the hearing. Mr. Wilson presented information on the statutes, continuances and postponement of land use and provisions. Mr. Wilson believes the Court should hear the matter in a Public Hearing and take up the issues at the beginning, reading a script acknowledging the opening of the record and the argument not to open.

Mr. Wilson explained the process for the hearing. Discussion was held regarding double motions, and if the

hearing is opened and the record open, would it actually be a new hearing. Mr. Wilson advised the Court that it is not really a new hearing; the Court would be hearing old testimony and would hear all the testimony. This would create a huge record, but hearing the information first hand could be done. The Court members can then ask questions. Commissioner Brummer thanked Mr. Wilson for the explanation.

There will be two Public Hearings held this afternoon. Chuck Hegele's appeal hearing will be held at 1:30 p.m.. The Cooper vs. Woodward hearing will be held at 3:30 p.m. Both hearings will be held in the County meeting room, 320 NE Court St., Prineville, Oregon.

There being no further action items before the Court at this time, Judge Crawford adjourned the Court meeting.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson

Crook County Court Secretary