



**CROOK COUNTY COURT
WEDNESDAY, November 13, 2019
COUNTY MEETING ROOM
320 NE COURT STREET
PRINEVILLE, OR
9:00 A.M.**

BE IT REMEMBERED THAT the Crook County Court met in a regularly scheduled meeting on November 13, 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; Assistant County Counsel Eric Blaine; Interim County Counsel Will Van Vactor and County Court Secretary Colleen Ferguson. Commissioner Brian Barney was not in attendance.

Members of the public signing the attendance log: Kim Herber, County Extension; Samara Rufener, Extension; Tim Deboodt, County Natural Resources and Jon Soliz, County Assessor.

Judge Crawford called the meeting to order and asked Kim Herber to lead the Pledge of Allegiance.

CONSENT AGENDA

1. Approve Tri-Phase Electric Notice to Proceed Letter and Construction Contract for the Library Lighting Project
2. Approve PacifiCorp Deed (Will V)
3. Approve PacifiCorp Access Easement (Will V)
4. Approve Prineville Solar Energy Project Decommissioning Plan
5. Approve Millican Solar Project Decommissioning Plan
6. Approve Specialty Courts Grant (Will V)
7. Approve Third Lease Extension with Kelso Land Surveying for Office Space for County Records Storage
8. Approve ODA Grant Runway 28

The Court reviewed the Consent Agenda and made no changes.

Motion: Commissioner Brummer moved to approve the Consent Agenda as presented. Judge Crawford seconded the motion. Vote was 2-0, motion carried.

SCHEDULED APPEARANCES

9. 4-H Program, position vacancy (Kim Herber)

Kim Herber and Samara Rufener presented information and history regarding the 4-H program in Crook County, the past and present funding and staff, and the need for additional funding and rehiring for the position of 4-H Educator. Ms. Rufener's position and time sustains the club program but leaves no time to cover the Educator position that is vacant and currently not totally funded. Potential salary, State responsibility, County responsibility and OSU responsibility was discussed.

The Court will be discussing this matter at the upcoming AOC Conference with other counties. The County is totally on board with the program and feels it is a necessity, but will try everything possible first at the state level for funding before funding locally. Tim Deboodt, Natural Resources, explained the history behind this vacancy and funding issue. He presented information on other counties and their efforts to fund the positions in their areas.

Mr. Deboodt feels that both Ms. Huber and Ms. Rufener have done a very good job in operating the Extension and 4-H programs. He explained the previous funding formula and the current lack of funding and lack of OSU commitment. The Educator position requires an employee with expertise on policy and procedure and is an OSU faculty manager that can enforce the policies and procedures. Mr. Deboodt and Commissioner Brummer will work with others at the conference to be successful in both funding and filling this position.

DISCUSSION

10. *Public Hearing re Adoption of a Text Amendment to the Accessory Dwelling Unit to the Crook County Code and Declaring an Emergency; Ordinance 313 Second Reading – Requesters: Ann Beier/Katie McDonald*

Katie McDonald and Hannah Elliott presented the staff report on Ordinance 313 along with any changes that had been requested and discussed at the first reading and included in this second reading and declaring an emergency. No comments have been received regarding Ordinance 313 and Mr. Blaine has done all the ordinance language. Mr. Blaine read the changes aloud into the record in the new paragraph which is now Section 6 and the previous Section 6 is now Section 7.

MOTION: Commissioner Brummer moved to read Ordinance 313 by title only. Judge Crawford seconded the motion. Vote was 2-0, motion carried.

Judge Crawford read Ordinance 313 by title only and opened the Public Hearing. There were no comments from the public. Judge Crawford closed the Public Hearing.

MOTION: Commissioner Brummer moved to approve and adopt Ordinance 313, adopting a text amendment to the Accessory Dwelling Unit to the Crook County Code, and declaring an emergency on this second reading. Judge Crawford seconded. Vote was 2-0, Motion carried.

Ordinance 313 will go into effect immediately.

11. *Public Hearing re Adoption of a Text Amendment to the Manufactured Dwelling and Temporary Hardship Dwelling to the Crook County Code and Declaring an Emergency; Ordinance 314 Second Reading – Requesters: Ann Beier/Katie McDonald*

Ms. McDonald and Ms. Elliott presented the staff report on Ordinance 314 including the changes that had been requested and discussed at the first reading and included in this second reading and declaring an emergency. Mr. Blaine read the changes aloud into the record that will now include a new section 3 and has changed the previous Section 3 to Section 4. He also addressed Attachment A Section 1 of the Ordinance that explains the strike out and underline and redlined language. Amendment A is not a draft, but the explanation of how Ordinance 314 has been changed. The Crook County Code will not have the redline included.

MOTION: Commissioner Brummer moved to read by title only. Judge Crawford seconded the motion. Vote was 2-0, motion carried.

Judge Crawford read Ordinance 314, Text Amendment to the Manufactured Dwelling and Temporary Hardship Dwelling to the Crook County Code and Declaring an Emergency. Judge Crawford opened the Public Hearing.

There were no comments received from the public. Judge Crawford closed the Public Hearing.

MOTION: Commissioner Brummer moved to approve and adopt Ordinance 314, Text Amendment to the Manufactured Dwelling and Temporary Hardship Dwelling to the Crook County Code and Declaring an Emergency on this Second Reading. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Additions:

Mr. Blaine presented the Central Pride Construction Agreement for signature. The Court had approved the agreement at a previous Work Session and authorized signing outside of Court. Judge Crawford and Commissioner Brummer signed the agreement at this time.

At the Work Session of November 12th, the Court heard the presentation of Jon Soliz, County Assessor, and Debbie Palmer, County Treasurer regarding Grade and Step increases for two County Appraisers with the funds within the budget. The consensus at that time by the Court was to approve the increases, both over two steps, and bring to County Court on November 13th for approval and signature.

MOTION: Commissioner Brummer moved to approve the raises in Grade and Steps over two steps for two Appraisers in the County Assessor's Office. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

At this time, Judge Crawford adjourned the Court out of Open Session and into Executive Session under 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 and ORS 192.660(2)(e) For the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions.

EXECUTIVE SESSION 9:43 a.m.

12. 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

The Court and Counsel discussed the investigation into termination of a contract and the facts to support the decision to terminate.

13. ORS 192.660(2)(e) For the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions

The Court and Counsel discussed a Note and Trust Deed.

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

OPEN

There were two motions required as a result of Executive Session discussions.

ORS 192.660(2)(h)

MOTION: Commissioner Brummer moved to direct staff to prepare the memo as discussed in Executive Session. Judge Crawford seconded the motion. Vote was 2-0, motion carried.

MOTION: Commissioner Brummer moved to direct staff to correspond with the two counter parties in the method discussed in Executive Session. Judge Crawford seconded the motion. Vote was 2-0, motion carried. There being no further business requiring action at this time, Judge Crawford adjourned the meeting. 11:36 a.m.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson, County Court Secretary