

BE IT REMEMBERED THAT the Crook County Court met in a regularly scheduled meeting on October 21, 2020 at 9:00 a.m. in the County meeting room located at 320 NE Court Street, Prineville, Oregon. In attendance were : County Judge Seth Crawford; County Commissioner Jerry Brummer; County Commissioner Brian Barney; County Counsel Eric Blaine; Assistant County Counsel John Eisler, and County Court Secretary Colleen Ferguson. Dennis Marshall; Ann Beier, Planning Director; Bob O'Neal County Roadmaster; Sidney Chandler, IT and Jeremy Thamert were in the meeting room. Several attended by Webex.

Judge Crawford called the meeting to order. Jeremy Thamert led the Pledge of Allegiance and Chris Cookston gave the morning prayer.

Consent Agenda:

- 1. August 22, 29, Sept 5 Special Executive Open Portion of Meeting**
- 2. Approve Order 2020-52, Adjustments to 2021 County Budget for Health Grants**
- 3. Approve Order 2020-53, Intrafund Appropriations to 2021 County Budget**
- 4. Approve Order 2020-54, Appointment to PLA 1 Special Road District**
- 5. Approve Center for Tech and Civic Life Election 2020 Grant Agreement**
- 6. Approve Task Order #6 for Runway 28 Threshold Relocation: Phase II**
- 7. Approve Task Order #7 for Runway 28 Threshold Relocation: Phase II**
- 8. Approve Lease for Commercial Property – Potential Justice Center Site**
- 9. Approve Grandview Subdivision Plat Map**
- 10. Approve Memorandum of Understanding with DEQ for Permitting Onsite Wastewater Treatment Systems**

The Court reviewed the Consent Agenda. Item number 8 was moved to the discussion portion of the meeting.

MOTION:

Commissioner Brummer moved, and Commissioner Barney seconded to approve the Consent Agenda as presented with the change of moving item number 8 to discussion. Vote was 3-0, motion carried.

The Court signed the Grandview Subdivision Plat Map, Item 9 on the Consent Agenda, and presented it to Dennis Marshall. Mr. Marshall thanked the Court for working with him to complete the process with the subdivision.

Announce Successful Bidder of Heavy Truck Chassis & Dump Bed Procurement

County Roadmaster Bob O'Neal presented information on the recent RFP for equipment for the County Road Department. One bid was received from Peterson Trucks of San Leandro, California, at \$170,510.59 for a new Heavy Truck Chassis and Dump Bed: \$113,990.25 for the chassis and \$56,520.34. There was one deficiency in the bid; the Columbia Body price for the dump bed reflects F.O.B. Clackamas instead of Crook County. Given that only one bid was received, the County could proceed with this purchase as the lowest non-responsive bid. The Road Department had budgeted \$170,000 for the new truck, and although this is slightly over, Mr. O'Neal and the County Counsel recommend approval. Mr. O'Neal explained that the Road Department received \$10,000 rebate from a January lawsuit regarding the 2012 International recalls and will use that toward the purchase of the truck and dump bed.

MOTION:

Commissioner Brummer moved, and Commissioner Barney seconded the motion to approve the purchase of the heavy-duty truck chassis and dump bed at the bid price of \$170,510.59 from Peterson Trucks. The vote was 3-0, motion carried.

Brasada Ranch Extension-Phase 6 Re-Plat (corrected to be Phase 5 re-plat)

County Counsel present a request from Brasada Ranch regarding requesting an extension to complete the infrastructure of the re-plat. Due to the pandemic and under the circumstances, they will not be able to complete the project. Ann Beier, Planning Director, corrected the Phase number to Phase 5. They are asking for additional time to reconsider their product. Mr. Eisler sent a letter to Brasada, and they are asking if they should ask for a 2-year extension.

The Court agreed by consensus to extend the project. Counsel will bring back the new document for signature at a future meeting.

Community Development Purchase of 2021 Ford Ranger Truck

Planning Director Ann Beier presented the annual request from Community Development for the replacement of one vehicle for the inspectors. This year the department would like to purchase a Ford Ranger. Three quotes were received. The best quote and best value to the County was from Robberson Ford. The cost will be \$25,000 plus change. The 2021 vehicle will be ordered now and arrive later next year.

MOTION:

Commissioner Barney moved, and Commissioner Brummer seconded to award the Bid for the Ford Ranger to Roberson Fleet as reflecting the best value to the County. Vote was 3-0, motion carried.

Order 2020-51, Findings of Fact for an Emergency Procurement of Increased Internet Capabilities

County Counsel Eric Blaine presented a proposed project from IT and an authorization to proceed on an emergency basis. Mr. Blaine prepared a memo outlining the purpose and need for the emergency clause. If there were to be a large outbreak of the COVID-19 in Crook County, the County may not have the band width or connection to respond and be infeasible of use. Mr. Blaine explained the designation of a certain portion to the vendor. Cost would be just less than \$100,000. As of this time,

no contract has been returned from Prinetime. Mr. Blaine discussed the ownership of the fiber to lie with the vendor or City. The implications are that the owner would maintain the fiber and the other entity would have to pay. If the County were the owner, it would have to maintain the fiber, but the vendor would pay.

Order 2020-51 is the finding of fact for the emergency without bidding and procurement intermediate on emergency basis.

If the County did experience an outbreak, and the hospital were to be overrun, the Fairgrounds would be the go-to area, and the Fairgrounds does not have the capacity for the computer needs. The findings of the County concern funding. CRF funds of \$98,700.95, under the current interpretation of the CARES Act services, would require the work to be completed prior to December 30, 2020. Bills do not have to arrive prior to the 30th, but the project must be completed, leaving a narrow window of time. IT can contribute \$30,000 if some of the work might extend beyond the 30th. Mr. Blaine explained the treasury guidance for the project, the timeline, work and payment. The statute is open to a lot of interpretation. There is a lot of gray area that could create a lot of risk. Mr. Blaine said the County would have a good faith argument. A special meeting may be required to complete all the terms of the documents.

MOTION:

Commissioner Barney moved, and Commissioner Brummer seconded to approve Order 2020-51. Vote was 3-0, motion carried.

Soil & Water Conservation District (SWCD) Memorandum of Understanding (MOU)

Ms. Beier presented the information regarding the approval on October 19 by the SWCD to set up a physical agency to hold mitigation funds. The document will be signed by the SWCD. Discussion held regarding the Court signing the document outside of Court after signature of SWCD. Mr. Eisler said the Court could sign now and send document off for SWCD signatures. The funding will be handled through the Community Development where the mitigation requirements are handled, and there will be a portion received as administrative funding. Commissioner Barney believes the funds should be in their hands.

MOTION:

Commissioner Barney moved and Commissioner Brummer seconded to approve the MOU regarding the Habitat Mitigation funding. Vote was 3-0, motion carried.

Announce Successful Bidder for Apron Phase II RFP

Mr. Eisler presented the information regarding the successful bidder for the Airport Apron Phase II project and Precision Approach Engineering approval. Four bids were received. High Desert Aggregate and Paving, Inc. is the best bid at \$493,181, \$50,000 less than the Engineer's estimate. Bids ranged from \$493,181 to \$795,054.50. This project is funded 100% by FAA grant funds.

MOTION: Commissioner Brummer moved, and Commissioner Barney seconded to approve the award to High Desert Aggregate and Paving, Inc at \$493,181 and to sign documents outside of Court. Vote was 3-0, motion carried.

**Approve Lease for Commercial Property – Potential Justice Center Site
(Item #8 from the Consent Agenda)**

The Court reviewed the Commercial Lease for the property on which to locate the proposed Justice Center project. This includes an option to extend the lease for another year. The architecture designs services were discussed. This is a simple 1 to 2-year lease.

MOTION:

Commissioner Barney moved, and Commissioner Brummer seconded to approve the Commercial Lease with Greg and Leslie Lynch. Vote was 3-0, motion carried.

Energy Trust project

This matter was discussed yesterday, October 20, 2020, during the County Work Session. This is a project for the original section of the Sheriff's Office for replacement of the failing lighting fixtures that would qualify for a rebate through Energy Trust. Facilities Manager Jeremy Thamert had two bids at yesterday's meeting, but one more bid was required. Today the third bid was received but is not eligible for a rebate. The three bids were reviewed by the Court.

MOTION:

Commissioner Barney moved and Commissioner Brummer seconded to award Gel Energy Solutions the lighting project, representing the best value to the County. Vote was 3-0, motion carried.

Judge Crawford asked for any comments from members of the audience, in person and on Webex. There were no comments received. Judge Crawford adjourned the Court at 9:50 a.m.

The Court will hold the Solar Land Use Appeals Public Hearings in the County meeting room beginning at 1:30 p.m. this afternoon.

Respectfully submitted,

Colleen Ferguson
Crook County Court Secretary