

BE IT REMEMBERED THAT the Crook County Court met in a regularly scheduled meeting on February 6th, 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 Brian Barney; County Counsel Jeff Wilson; Assistant County Counsel Eric Blaine and County Court Secretary Colleen Ferguson. Commissioner Jerry Brummer was not available for today's meeting.

Members of the public signing the attendance log: Jane and Gordon Aggers, Prineville; Dave and Pat King, Prineville; Jimmy and Heather O'Daniel, Prineville; Stanley Flynn, Christmas in the Pines, Prineville; Carol Bonkosky, Prineville; Gail Merritt, Christmas in the Pines; Dean Hanes, Prineville; Rebekah Burkhardt, Sheriff's Office; Mike Ryan, Sheriff's Office, Tish Plasterer, Sheriff's Office; John Gautney, Crook County Sheriff; Deputy, Sheriff's Office; Kelsey Lucas, Prineville; Michael Warren, County Realtor of Record; Dan McNary, Prineville; Terry and Susanne Moore, Gerke Rd, Prineville; Tim Deboodt, Natural Resources, Prineville; Casey Daly, Crook County Fairgrounds and Jason Carr, Prineville.

The media was provided public notice of the meeting.

Judge Crawford called the meeting to order and asked Stanley Flynn to lead the Pledge of Allegiance. Mile Wilson offered the opening prayer.

Consent Agenda

1. Approve Minutes of the December 18, 2018 Work Session and Minutes of the December 20, 2018 Special Session of the Crook County Court
2. Approve Order 2019-04 Disposal of Unclaimed Property
3. Approve Order 2019-05 Appointments to Boards and Committees
4. Approve Elevator Inspection and Maintenance Contract with AVS
5. Approve Task Order No. 4 to Professional Services Contract with Precision Approach for Funding and Expense Mgmt. Services for Capital Improvements for the Airport Project

The Court reviewed the Consent Agenda. County Counsel Jeff Wilson added a letter to the FAA to pursue the Aquifer Project.

Motion

Commissioner Barney moved to approve the Consent Agenda as presented with the addition of the letter to the FAA. Judge Crawford seconded the motion, The vote was 2-0, motion carried.

Swearing-In Ceremony for Stephanie Wilson and Scott Durr as Corrections Deputies; the Promotion of Mitch Madden to Sergeant; and the Promotion of Eric King to Detective; Requesters: Sheriff's Office

Sheriff Gautney swore in three members to the Sheriff's Office Deputy staff. Stephanie Wilson was sworn in as a new Corrections Deputy for the Jail; Scott Durr, serving 2012 to 2018 as reserve was appointed as a new Jail Corrections Deputy; Mitch Madden, with the Sheriff's Office since 2010 was promoted to Sergeant and Eric King was promoted to Detective. Badges were presented. The Jail Corrections Officers wear clothe badges while on

duty in the jail, and were presented with those badges. Detective Madden removed his Detective badge in order to receive his Sergeant badge and Eric King was presented with his Detective badge. The challenge coin was explained and issued to those that did not already have one. Sheriff Gautney said this is bringing staff up to fill the facility. Ms. Wilson is the first hire for the new jail, the hiring will be finished in the spring, and inmates will be in the jail in July.

Christmas in the Pines update; Requesters: Stanley Flynn and Gail Merritt

Gail Merritt, volunteer for Christmas in the Pines event and Fair Board member, presented information on Christmas in the Pines. This event started in 2013 and this year finished the 6th year of bringing Joy and Spirit to the new year. This year there were 2500 pounds of food donated by 5000-6500 attendees going through the lighted event. Over 4000 pounds of food went to the Holiday Partnership for food boxes and then on to the Lutheran Community Services Northwest with the rest. The event begins the day after Thanksgiving and goes through the day after Christmas. This event is created and manned by 18 great volunteers, some part time and some all the time. Mr. Flynn presented information on the need to upgrade the electrical system. They are still using extension cords to connect to the power sources. This is a safety issue. There is also a need for a golf cart and new trailer to help with the transporting of display materials around the Fairgrounds. The last thing to be discussed was redoing the lights on Casey's Big Tree. The Christmas in the Pines organization is asking the Court for \$8,000 but would take anything offered. They are trying to get grants and business donations. EOFF Electric has given many donations and discounts. The Court will be checking into lottery funds and advise the organization prior to August. The volunteers can make their own electrical cords for this totally volunteer and oh so wonderful event.

2nd Annual Ochoco Creek Instream Cleanup scheduled for March 16, 2019; Requester: Carol Bonkosky

Carol Bonkosky came to present a request for help with her Rotary Project that is done by Community Volunteers. Last year, she organized an in-stream cleanup of the Ochoco Creek, one certain area through town. Over 10 cubic yards were removed from the stream last year. There are more volunteers this year and the cleaning area is being extended. They would like to get the trash out of the creek before the high water season. This year, Prineville Disposal Inc, (PDI) will again for the second year donate a 10- yard dumpster and transport up to the landfill. The request to the County from Ms. Bonkosky is to cover the dumping fees.

Motion

Commissioner Barney moved to donate the dumping fees at the landfill for this cleanup of the Ochoco Creek project. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Crook County FFA's request for County support for a funding bill the Oregon FFA has introduced in Salem; Requester: Jeff Papke / Tim Deboodt / FAA

Future Farmers of America (FFA) Advisor Don McNary and President Daisy Forseth ask for support of HB 2444, providing for FFA education, Agricultural education, classroom combined with the FFA piece for Career Learning. In 2011, FAA left the Department of Education for funding. The program is now funded by the FAA foundation and a tremendous amount of grants. The schools could bring this back as a secondary program. Career and technical education results in high graduation figures. Oregon 155 Agriculture has 13,000 students, 6,500 FFA members, and there is a cost for the students. The cost is \$15.00 per student or Chapter affiliation. Mr. McNary explained that the Crook County School District support his position with an FAA stipend and summer pay, but not every teacher in the state receives this type of funding. Mr. McNary discussed the costs of supporting the Agriculture and FFA Students, and travel and new opportunities. Both Ag and FFA are working to build up

presence at the Oregon State Fair. It takes \$600,000 to allow districts to pay teachers extended contracts. Mr. McNary has a 30-day extended contract. This bill would allow for funding to pay others that don't have the same funding source as Crook County. Mr. McNary and Ms. Forseth asked the County to sign the letter of support for HB2444. Commissioner Barney is a strong advocate of the FFA. Judge Crawford said he is always impressed with the FFA Students. Ms. Forseth has been with FFA for four years and this helped her to become an officer and learn public speaking skills and compete in contests. Mr. McNary appreciated Ms. Forseth and her hard work as President. He asked again for a letter of support on County letterhead in support of HB2444.

Discussion of two offers for County-owned Property at 15260 SE Easy Street (1) \$28,000 Offer from Michael Smith; and, (2)\$28,450 Offer from Joseph Hogrefe – Requester: Mike Warren

County Realtor of Record Michael Warren, Crook County Properties, presented two offers on a piece of County owned foreclosed property. He presented information regarding an addendum that did not agree to an escalator clause. The addendum increases the value to \$29,000. Mr. Warren recommends accepting the first offer from Michael Smith of \$28,000 that will change to \$29,000.

Motion

Commissioner Barney moved to accept the offer from Michael Smith to purchase County owned property located at 15260 SE Easy Street for \$29,000. Judge Crawford seconded the motion. The vote was 2-0, motion carried. Judge Crawford signed the sales paperwork at this time.

Second Amendment Draft Letter – Requester: Seth Crawford

Judge Seth Crawford presented information on SB501, an extreme limitation on gun rights. He explained his request to approve a letter (that has been available for review) that will go out to gun rights organizations across the states asking them to join together in support against this bill and in helping educate our communities and legislature regarding this important issue. The Sheriff spoke on this bill being written on individual gun rights and as a constitutional change effort.

Mr. McDaniel presented his thoughts that this bill saying that scary is a gross understatement. He is a gun owner and discussed the idea of limiting our defenses to 5 rounds. Mr. McDaniel said there are actually 15 bills, 501 is only one and the other 14 are standalone bills. Information regarding swearing an oath to support the constitution and if laws are passed that go against the constitution, it is not fair for law enforcement to have to make a decision of law versus constitution. Rural Eastern Oregon at a fundamental level will not and cannot follow this legislation. This is the most radical legislation. He commends the Court for writing the letter to ask for help. Mr. McDaniel added that options are limited, and this Court is representing the constituents very well.

A member of the audience that is a trap shooter provided information on trap shooting as a sport that also goes along with teaching kids the right way to use the gun, not as a deadly weapon. She spoke about the number of rounds that she uses in a day, 125. The five round law is ridiculous.

Another member of the audience talked about SB501 allowing 5 rounds, and the only weapon to hold 5 rounds are none, but holding 2 rounds would be the shotgun or derringer.

A discussion was held on the consequences of possessing a gun, if arrested it would be a felony and that goes against the US Constitution and the State. Also, the bill states that guns not only must be locked up, they must have a gun lock as well as be placed in the locked safe.

Jason Carr spoke on law enforcement and recreation, educational, and training of the use of weapons.

A citizen spoke on the letter being well written and would like to push the legislators. This matter would be out of the hands of the County. Judge Crawford pointed out that we as a small county cannot afford to fight this alone. We need to ask for help of others to join with Crook County is sending out letters and other correspondence with information regarding opposition to this bill and the hardship that would be put on the rural communities in Oregon and other states. Judge Crawford is going to be talking with members of the Association of Oregon Counties. This letter from Crook County is just a first step.

Another citizen spoke of the proposed magazine size of 5 bullets. If this is allowed to reduce the gun capacity, it would allow them to continuously chip away at our rights. All proposed legislation is in committee right now. This bill is not scheduled for a hearing yet at this time.

Mr. McDaniel thinks that 70 % of the rural citizens are gun owners. These proposed laws would end in charges that could be a felony. Another bill is the ammunition limit. He said that personally, he felt the efforts and resources could better be used to treat Mental Health issues.

Motion

Commissioner Barney moved to approve the distribution of the 2nd Amendment letter. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Public Hearing – Opportunity for Comment; Order 2018-55, Amendment #4 to the County Fee Schedule

Assistant County Counsel Eric Blaine presented Order 2018-55, Amendment #4 to the County Fee Schedule. The Court reviewed the changes of fees for the Landfill.

Judge Crawford opened the public hearing. There were no comments received.

Motion

Commissioner Barney moved to approved Order 2018-55, Amendment #4 as presented. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

There being nothing further requiring any action in Open Session, Judge Crawford adjourned the Court out of Open Session and into Executive Session under ORS265C.620 Determination of projects for Tax Exemption, and ORS192.660(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 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

ORS 265C.620 Determination of projects for Tax Exemption

The Court met with County Counsel and Jason Carr to discuss projects that can qualify for some of the Tax Exemption programs.

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

A very brief update was provided regarding a possible litigation issue.

Following the discussions, Judge Crawford adjourned the Court out of Executive Session and into Open Session. The Court took a brief break.

Open Session

Judge Crawford convened the Court into Open Session and invited members of the public back into the meeting room.

There were no decisions to be made on the 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.

Regarding the matter heard under ORS 265C.620 Determination of projects for Tax Exemption, there was a motion to be made.

Motion

Commissioner Barney moved to direct staff to continue as discussed in Executive Session. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

There being no further business before the Court requiring action at this time, Judge Crawford adjourned the meeting at 11:25 a.m.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson
Crook County Court Secretary