

BE IT REMEMBERED THAT the Crook County Court met in a regularly scheduled meeting on May 2, 2018 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: Jane and Gordon Aggers, Prineville; Patrick Lair, Ochoco National Forest Service (FS); Shane Jeffries, Ochoco National Forest Service (FS) ; County Clerk Cheryl Seely; Dennis Teitzel, Bureau of Land Management (BLM); John Breese, Prineville; Kathy Gray, Treasurer; Sandy Cohen, Bowman Museum; Audra Oliver, Prineville; County HR Director Kim Barber; Deb Shaw, County HR; County Sheriff John Gautney; Nate Trammell, Crook County Community Development and Hailey Barth, Central Oregon Intergovernmental Council (COIC).

The media was provided public notice of the meeting.

Judge Crawford called the meeting to order and asked John Breese to lead the Pledge of Allegiance.

Consent Agenda

1. Order 2018-25 – Appointment to the Bowman Museum Advisory Board
2. Approve Amendment 4 to IGA 153120 adding funds to the Financing of Community Mental Health
3. Approve PacificSource Community Mental Health Program Amendment for services through March 31, 2018
4. Approve Professional Services Contract with PBS Engineering for Environmental Monitoring Services at the Crook County Landfill
5. Approve Administrative Service Agreement and Group Annuity Contract Amendment with BCI Group-**removed**
6. Approve Professional Services Contract with Summer Sears re Internal Audit Services-**removed**
7. Approve Services Grant with Bonneville Power Administration for Noxious Weed Treatment
8. Approve Tri-County Memorandum of Understanding Supporting the Communicable Disease Modernization Grant for Regional Outbreak Prevention
9. Approve Jail Bed Rental Intergovernmental Agreement with Jefferson County
10. Approve Construction Contract with CS Construction for Annex Building Repair
11. Approve First Amendment with Tri-County Paving for Fairgrounds Pavement Project
12. Approve Order 2018-31 - Increased Appropriations – Health Promotion (Diabetes Prevention and Health Fair)
13. Approve Order 2018-29 - Increased Appropriations – Mental Health Promotion (MMHP Grant)
14. Approve Order 2018-33 - Increased Appropriations – State Support Public Health
15. Approve Order 2018-35 - Transfer Appropriations – Grant Fund
16. Approve Order 2018-28 - Increased Appropriations – Campaign for Tobacco-Free Kids
17. Approve Order 2018-34 - Increased Appropriations – Mental Health Promotion (QPR Facilitator Training)
18. Approve Order 2018-30 - Increased Appropriations – Women Infants & Children
19. Approve Order 2018-32 – Increase Appropriations – Health Department (Smoke-Free Oregon)
20. Approve First Amendment to Intergovernmental Agreement with CCPRD re Ochoco Lake Campground
21. Approve First Amendment to Intergovernmental Agreement with CCPRD re RV Park

The Court reviewed the Consent Agenda removing item number 6, Professional Services contract with Summer Sears, removing item number 5, Administrative Service Agreement and Group Annuity Contract Amendment with BCI Group, and added the approval of the of the Road Dedication for Skate Park Subdivision.

Motion

Commissioner Brummer moved to remove item number 6, Professional Services contract with Summer Sears, remove item number 5, Administrative Service Agreement and Group Annuity Contract Amendment with BCI Group, and adding the approval for signature of the Skate Park Subdivision Road Dedication map. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

Ochoco National Forest Update by Forest Supervisor Shane Jeffries

Ochoco National Forest Supervisor Shane Jeffries presented information on the National Forest and the Crooked River Grasslands. He provided an update on the proposed Helibase at the Airport and the lease agreement. Information on the prior fire year and the pre- season fire training simulation with EMS, County and Law Enforcement for this year was provided along with the appreciation of the positive relationships that have been forged through the working together on the fire projects. Mr. Jeffries explained the program for prescribed burning this spring, working with the helicopter operation and burning over 7000 acres. Work is being done on the Highway 26 corridor, smoke will be visible and in the communities, but will take care of property closer to the communities and private land. He provided information on the fire activity expected in June and July and the expectation of above normal activity in August with the potential for a large fire in Central Oregon.

Mr. Jeffries described the coordinated effort for funding on the highway to Walton Lake and up to Ochoco Ranger Station. The County and FS combined a grant to take care of the road. The environmental impact has been done and now the weed control program has been put into place in hopes of no further spreading of the noxious weeds. Information was provided on logging projects locally with all but one having Central Oregon workers and purchasers. Information was also provided on the Ochoco Summit project that is now in litigation and the Wildhorse Herd summit that has included the Malheur and Murders Creek Herd, and making significant steps on the wild horse herds.

Judge Crawford asked about the Walton Lake area and the safety zone still in effect. Mr. Jeffries explained the laminated root rot disease that has affected the trees in that area, and causes them to fall easily. There is proposed work planned, pushing forward to find a resolution on the root rot problem, working with the collaborative and the possibility of changing the trees to more sterile species that are not affected by the laminated root rot. Young trees are growing and will be very visible. With the County and the Natural Resource Manager engaged, the support will help the project move forward and will be appreciated.

Commissioner Brummer discussed the stewardship processes and the differences between the conventional and stewardship authority and the defrayed costs and value coming out of the projects.

Commissioner Barney discussed the Heliport program with Mr. Jeffries. Mr. Jeffries is very appreciative and pleased to be working with Crook County, Prineville and Airport Manager Kelly Coffelt on this program.

Title III Funding request for creating GIS mapping for the Post Paulina Fire District area: John Breese

John Breese explained to the Court the history of the Post Paulina Fire Association that was started several years ago by George Foster Senior. The rangeland involved in this association is large. Tyler Groo developed a small map, and now Mr. Breese and Commissioner Brummer are working together with GIS to create a larger map from this that will add names and addresses of the ranches, the equipment placed at the ranches and the availability of the equipment, and will assist in coordination of the people to fight the fires. The maps will be laminated. The association is recognized and on BLM land, so there will be water to put on the fires. Mr. Breese said this may not be the fastest association but is very dedicated. Mr. Breese really appreciated all the assistance in making this a priority to get the first responders out to the area of fire quickly and to know what equipment is available to help is fighting the fires. Commissioner Brummer thanked Levi Roberts, GIS, for the map that also gives the times expected to reach different areas. Mr. Breese requested \$1,215.00 in Title III funding to help with the costs incurred with creating the mapping.

Motion

Commissioner Brummer moved to use Title III funds in the amount of \$1,215.00 to pay for GIS time and materials in creating the Post Paulina Fire Association maps. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

BLM Update, Dennis Teitzel

Dennis Teitzel BLM Supervisor provided briefing papers to the Court members and information on cell towers and grid management expansion, grazing allotments, and Millican and Williamson Road allotments. He provided information on a 500-acre burning treatment in the Paulina-Suplee area and Juniper Acres treatments. Information on firewood cutting tied into allotments totaling about 300 acres was provided.

Mr. Teitzel provided information on property located 20 miles east of Prineville, 16S 18E, a trespass area that would involve removing buildings and selling up to 17 acres to an individual. An update on the Waibel Ranches work on Teeters Road was provided. The FLAP grant was endorsed and BLM will be responsible for maintenance. Commissioner Crawford asked about a shooting range. Mr. Teitzel said he would like to discuss a shooting range on the Millican area. The Court expressed its appreciation of the conversations and working together with Mr. Teitzel and the BLM.

Order 2018-23, renaming of a portion of a private road, SW Ridge Lane to SW Red Cloud Lane; Nate Trammell

Nate Trammell, Community Development, presented information regarding renaming a portion of SW Ridge Lane to SW Red Cloud Lane. The renaming is helpful to the residents and has been signed off in approval by all the residents that would be involved.

Judge Crawford opened a public hearing. There being no comments received, the public hearing was closed.

Motion

Commissioner Barney moved to approve Order 2018-23, renaming a portion of SW Ridge Lane to SW Red Cloud Lane. Commissioner Brummer seconded the motion. The vote was 3-0, motion carried.

Public Hearing, Ordinance 306, amending Title 18 and the Comprehensive Plan and declaring an emergency, 2nd reading, vote; removal of Ordinance 259, Eric Blaine

Assistant County Counsel Eric Blaine presented Ordinance 306 that if approved with the emergency clause will go into effect on June 16, 2018. He provided information on Ordinance 259 approved by the County after the appeal of the last remand. Today, this process memorializes Ordinance 306 and will nullify Ordinance 259 at that time. It will be a code change, but is not currently on the on-line code so the effect to the public is minimal.

Judge Crawford explained that this is sad at this point. Eight years including the two years spent by the Planning Commission on Ordinance 259 was used to accomplish a request of the state for this ordinance. The state decided they did not like the ordinance, and now this good plan has been turned down due to a 300-foot issue.

Motion

Commissioner Brummer moved to read Ordinance 306 by title only. Commissioner Barney seconded the motion. Judge Crawford read the title of the ordinance. There was no discussion. The vote was 3-0, motion carried.

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

Motion

Commissioner Brummer moved to approve Ordinance 306 as presented. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

The Court discussed the now nullified Ordinance 259 and said they had believed it was a good thing for the community and environment.

Consider Selection Committee's evaluation of bidders' submittals for On-Call Engineering and Planning Consulting Services RFP

Mr. Wilson reported on the review of responses by the RFP committee for On-Call Engineering and Planning Consulting Services. Three responses were received with two being in compliance with the bidding requirements. The recommendation was to award the contract to Anderson Perry and Associates with the highest rating by the committee and the best qualified.

Motion

Commissioner Barney moved to award the bid to Anderson Perry and Associates as the best qualified bidder. Commissioner Brummer seconded the motion. The vote was 3-0, motion carried.

Consider Order 2018-24, approving the Crook County Natural Hazard Mitigation Plan 2018 update

Mike Ryan, Crook County Sheriff's Office and Emergency Management, and Hallie Barth, Central Oregon Intergovernmental Council (COIC) presented the update of the Crook County Natural Hazard Mitigation Plan (CCNHMP) for 2018. The last approved of the CCNHMP was in 2011. This is a FEMA Federal requirement. Discussion was held regarding ongoing mitigation, the secured funding, the initial grant award and the extensions needed due to FEMA delay on funding. Today, Mr. Ryan and Ms. Barth are asking for the adoption of the updated version for 2018. The City of Prineville will be adopting the plan on May 8, 2018.

Judge Crawford thanked Mr. Ryan and Ms. Barth for all the work done on this project.

Mr. Ryan said the promulgation letter has been prepared.

Motion

Commissioner Brummer moved to adopt Order 2018-24, the 2018 updated Crook County Natural Hazard Mitigation Plan. Commissioner Barney seconded the motion. There was no discussion. The vote was 3-0, motion carried.

There being no further business before the Court requiring action in Open Session at this time, Judge Crawford adjourned the Court into Executive Session. Mr. Blaine corrected the Executive Session notice to include ORS 192.660(2)(d), ORS 192.660(2)(h) and ORS 192.660(2)(a) instead of another (2)(d).

EXECUTIVE SESSION:

Judge Crawford convened the Court into Executive session under ORS 192.660(2)(d) to conduct deliberations with persons you have designated to carry on labor negotiations; ORS 192.660(2)(h) consulting with Counsel concerning the legal rights and duties of a public body with regarding to current litigation or litigation likely to be filed and ORS 192.660(2)(a)to consider the employment of a public officer, employee, staff member or individual agent.

A five minute break was called.

The Court reconvened following the break and continued the discussion regarding salary, duties, insurance company directions, and building of trust.

The Court discussed an ongoing issue of damage caused to the garage doors at the Fairgrounds and the collection of the costs to repair the damage.

Following the discussions, Judge Crawford adjourned the Court out of Executive Session under ORS 192.660(2)(d) to conduct deliberations with persons you have designated to carry on labor negotiations; ORS 192.660(2)(h) consulting with Counsel concerning the legal rights and duties of a public body with regarding to current litigation or litigation likely to be filed and ORS 192.660(2)(a)to consider the employment of a public officer, employee, staff member or individual agent, convened the Court back into Open Session and invited members of the public back into the meeting room.

OPEN SESSION

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

ORS 192.660(2)(d)

Motion

Commissioner Brummer moved to accept the Road Union proposal as discussed in Executive Session. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

ORS 192.660(2)(a)

Motion

Commissioner Brummer moved to instruct staff to proceed with the advice suggested by CIS as discussed in Executive Session. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

ORS 192.660(2)(h)

Motion

Commissioner Brummer moved to instruct staff to proceed on the insurance matter as discussed in Executive Session. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

There being no further matters before the Court requiring action, Judge Crawford adjourned the meeting at 1:00 p.m.

The next regularly scheduled meeting will be held May 16, 2018 in the Paulina School at Paulina, Oregon.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson,
Crook County Court Secretary

