

BE IT REMEMBERED THAT the Crook County Court met in a regularly scheduled Open Session on May 3, 2017 at 9:00 a.m. in the County meeting room located at 320 NE Court Street, Prineville, Oregon. In attendance were: County Judge Seth; County Commissioner Jerry Brummer; County Commissioner Brian Barney; County Counsel Jeff Wilson; Assistant County Counsel Eric Blaine and Regina Paul, County Counsel Legal Assistant.

Members of the public signing the attendance log: Jerry and Darlene Harpster, Prineville; Roy and Mary Beyer, Prineville; Sher Eriksen, Prineville; Dusty Flegel, Prineville; County Treasurer Kathy Gray; Stacey Bernard, Treasurer's Office; Richard L Bartels, Powell Butte; Blake Bartels, Powell Butte; Sarah Cipriano, County HR; County Sheriff John Gautney; Mitch Madden, Sheriff's Office; Tish Plasterer, Crook County Sheriff's Office; Daleena Green, Crook County Foundation; Michael Ryan, Crook County Sheriff's Office; Rebekah Burkhardt, Sheriff's Office; Jeremy Bottoms, Crook County Sheriff's Office; Kurt Klein, Crook County Sheriff's Office; Brian Bishop, Crook County Sheriff's Office; Undersheriff James Savage, Crook County Sheriff's Office; Vickie Rhoden, Crook County; Dayton C. Clement, Prineville; Muriel DeLaVergne-Brown, Crook County Health Department; Kylie Loving, Crook County Health Department; Levi Roberts, Crook County GIS; Pete Sharp, Prineville and Randy Dirks, Powell Butte.

The media was provided public notice of the meeting.

Judge Crawford called the meeting to order.

Von Thompson led the Pledge of Allegiance.

The prayer was given by Dusty Flegel, Eastside Church, Prineville, Oregon.

CONSENT AGENDA

1. Approve minutes of February 15, 2017, February 22, 2017
2. Approve Ascend/Proval software IGA with Lane County
3. Approve Crook County/WEBCO IGA Amendment No. 2
4. Approve STOP, LLC, inmate monitoring equipment lease
5. Approve OCCYSHN Cacoon services subrecipient agreement with OHSU
6. Approve Rickman aggregate pit lease with McCormack Land Co. LLC
7. Approve Video Conferencing Setup via IT Department for Legal Conference Room, \$3,000
8. Approve Temporary License Hold Harmless Agreement with Facebook
9. Approve termination of Sex Offender Treatment contract with Kyle Freeman (for remaining term May 1 – June 30, 2017).
10. Approve Professional Services Contract with Chrystal Johnson to continue Sex Offender Treatment Services for period May 1 – June 30, 2017.

The Court reviewed the Consent Agenda and made no changes.

Motion

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

Swearing in of Lieutenant Brian Bishop, new Jail Commander

Crook County's new Jail Commander Brian Bishop received his oath of office from County Sheriff John Gautney. Sheriff Gautney also issued Commander Bishop his challenge coin and explained the procedure for using the coin and the true meaning of the coin. Commander Bishop has for the last 12 years worked in the Corrections Division of the Deschutes County Sheriff's Office and is involved in community activities. Commander Bishop introduced his wife and four children.

Presentation of awards for employee years of service

The County Court presented County employee Vickie Rhoden with her 5-year service pin and certificate and County Emergency Manager Michael Ryan with his 5-year service pin and certificate.

Order 2017-26, setting an auction date for certain real property owned by Crook County and setting a minimum bid price, Stacy Bernard

Stacy Bernard, County Treasurer's Office, presented Order 2017-26, setting the date of June 6, 2017 at 2:00 p.m. as the date and time for the County's auction of foreclosed property. The auction will take place on the steps of the Sheriff's Office and will include six properties. Two of the properties, Golden Horseshoe 131534BC-5600 and 5700 must be purchased together, and they are listed together with a minimum price of \$10,000 for the two.

Motion

Judge Crawford moved and Commissioner Brummer seconded to approve Order 2017-26, setting the auction date and time, and setting minimum bid prices. The vote was 3-0, motion carried.

Public Hearing, Moon Shadow Festival, Eclipse gathering, August 18—22nd, 2017, 6500 NE McKay Creek Rd., Prineville, OR

Ann Beier and Louis Seals, County Community Development presented an application to hold Moon Shadow Festival on a ranch site out McKay Road with up to 1,000 attendees during the Eclipse event from August 18th through the 22nd. Applicants are Roy and Mary Beyer. Discussion was held on the layout, the need for the road department to approve the traffic plan, the site plan that has been submitted, staggered traffic due to the 4-day event, the good master and safety plans and the need for \$1,000 as the deposit. Questions from the public were regarding any food carts and inspections.

The applicants spoke on the traffic plan that includes developing an exit and new road for entrance into the ranch not on the pavement, and parking on their property off McKay. The camping areas will have a separate exit, and they will create an emergency exit also. They will also be putting a new electrical box in for additional electrical usage. They will use the dry creek crossing. Discussion was held on the need to involve the Fire Department and Road Department in the plan for emergency vehicles to cross.

Road master Bob O'Neal asked for maps of all the roads and for information on the signage.

Judge Crawford opened the public hearing.

Randy Dirks, Powell Butte expressed his concerns and desires; Concerns about fires and desire that this application be granted but that all food prep and services meets the laws and that there are inspections.

Ms. Beier said that the Building Inspector and Fire Department will inspect all festivals before they start. They will check water storage.

County Health Department Director advised the Court that Environmental Health will check the mobile carts and will also check the all food portions of the program.

Mr. Dirks is concerned with electric food carts and limitations of people.

Ms. Beier explained that the application is for up to 1000 people and 500 cars. Ms. Beier recommends the submittal of the traffic control plan; site visit with the fire department; \$1000 deposit and food vendor's applications one month in advance.

Motion

Commissioner Brummer moved to approve the application based on the recommendation and information received with the refund of the \$1000 if there are no calls. Commissioner Barney seconded the motion. Discussion none; the vote was 3-0, motion passed.

The \$1000 will need to be paid 30 days in advance.

Public Hearing, Oregon Cosmos 2017, Eclipse gathering, August 19—23rd, 2017, 12909 SW 126, Powell Butte, OR

Ms. Beier presented an application for Oregon Cosmos , and Eclipse gathering at 12909 SW 126, Powell Butte, Oregon during the dates of August 19th through the 23rd. This will be for self-contained camping only.

Mr. Seals advised the Court that the applicant has addressed all the issues such as potable water, disposal plan, no vendors, and no open fires. This application requires an ODOT permit for access due to the number of roads. There are multiple entrances, exits and may have flaggers. The ODOT permit has been applied for. One person owns all the property.

Applicant Richard Bartles discussed the fire worries that are being handled by 15 ponds for water and a 4,000 gallon water truck that will be available on the property. The application is for 1000, but applicant may decide to apply for more. Ms. Beier said that addition of attendees will need an amendment to the application and possibly require more deposit dollars to cover the unknowns such as Sheriff's Office calls and fires. Discussion was held on the timing of an amendment and the additional requirements. The applicant feels he has everything covered that is required. Mr. O'Neal pointed out that if the number of attendees goes over 1000, ODOT needs to know. He will check with ODOT regarding the timeline for notification.

Public Hearing

Judge Crawford opened the public hearing.

Mr. Dirks, Lodi Court, Powell Butte asked to see the site plan. Mr. Blaine provided a map.

Von Thompson asked about how many people will be expected for this overall Eclipse event and are protections in place. He is looking at the big picture.

Michael Ryan, County Emergency Manager, presented information regarding the Eclipse events. There are five planned events so far with 45,000 people for those permitted events. Each County in Central Oregon is running their own teams and to some extent into Wheeler, Grant and other counties. At this time, a total of 221,000 are coming to events, and 450,000 overall are expected to come to the counties areas to view the Eclipse, not all attending the permitted events.

Mr. Dirks and the Court discussed exiting his home and the staging areas.

Public Hearing closed

Ms. Beier described her recommended conditions:: \$1,000 deposit paid 30 days in advance; ODOT permit received; June is deadline to amend the application for more attendees, the requirement of the Fire Department to check the ingress and egress, and providing the proof of insurance.

Motion

Commissioner Brummer moved to approve the application as discussed for the event. Commissioner Barney seconded the motion. Discussion: None. The vote was 3-0, motion carried.

Crook County Foundation, update on program and activities, Daleena Green

Daleena Green presented an overview of the activities and events of the Crook County Foundation, and the plans in the upcoming year. Ms. Green provided a power point presentation that highlighted the four pillars of the foundation: arts and culture; education; community vitality and philanthropy. The Picnic in the Park event is in its 13th year, bringing in presentations that provide musical entertainment for the locals, keeping them here at home and also attracting others in, bringing dollars into the community. The foundation administers local grants and scholarships and provides community vitality through presentations such as the weekly "What's Brewing" held on issues and topics affecting Crook County. The Economic Impact includes the Potential Community Investment, Corporate Investments, Community Events, Grant Investments and Individual Investments.

Report on Youth SPArC grant, liaison Jennifer Roth, High School and SADD group representative, tobacco project, Health Department

High School Senior Jennifer Roth presented information to the Court regarding the tobacco project and steps to decrease tobacco use including prevention before the age of 18, decreasing availability, raising the legal age to buy tobacco, increasing the cost, prohibiting flavored tobacco sale and requiring a license to sell tobacco products. The program is targeting Jr. High students.

The Popsicles in the Park event will be addressing marijuana use.

Request for use of Fairgrounds Space for the Harvest Party and update on previous event.

Casey Daley presented information on the Harvest Party supported by the Eastside Church as a safe place for over 1000 kids on Halloween. There is a food drive, music, snow cones, popcorn and it's all free. This is a good safe place for the kids.

The request for funding is for Halloween 2018. Last year the cost to cover the venue was \$665.

The Court will decide on the request after budget hearing and approval.

Quarterly update from Caroline Ervin, Prineville EDCO

Caroline Ervin, Prineville EDCO Director, provided a presentation on the projects regarding businesses interested in coming to Prineville, a presentation to the Governor, Enterprise zone applications that are all in and completed, and working with realtors to have them speak about businesses interested in Prineville. Ms. Ervin presented information on hosting Waffle Wednesday, speaking to Rotary, and power availability for not just the Prineville area but in all of Central Oregon.

Ms. Ervin announced the PEDCO Annual luncheon at Meadow Lakes on June 7th.

Consider Order 2017-27, approving correction of errors pursuant to CCC 2.52

Mr. Blaine explained County Ordinance 286, which creates a process by which documents approved at a County Court meeting could thereafter be revised and re-executed without necessarily needing to wait for a subsequent County Court meeting when those revisions do not affect the substance of the originally approved document. Order 2017-27, the proposed correction, applies to a letter of opposition to Senate Bills 505 and 496. The letter was approved and signed by Court at its April 19 meeting. Unfortunately, it was later discovered that the committee to which the letter was addressed had already passed the bills on to another legislative committee. Further, SB496 had been revised such that it no longer presented the same concerns as when originally created. SB 505 has not been revised so as to remove the source of the County's concern. In order to ensure that the County's opposition be presented to the appropriate legislative committee the opposition letter was readdressed to the new committees chairs with references to SB 496 removed, focusing attention on SB 505. . He explained the process of the legislature and the letter; also how it affect the Court (by doing an order to memorialize the events) permanent record of change.

Motion

Commissioner Barney moved to approve Order 2017-27. Commissioner Brummer seconded the motion. The vote was 3-0, motion carried. Discussion-None. The vote was 3-0, motion carried.

Approve claim sheet for cost of Phase I Environmental Study, \$3,200, Jail project

Mr. Wilson presented a claim sheet for \$2,700 to be paid to GRIBI for the Environmental Site Assessment regarding the new jail project. The project task proposal was not to exceed \$3,200.

Motion

Commissioner Barney moved and Commissioner Brummer seconded the motion to approve signature of the claim sheet for \$2,700 to be paid to GRIBI for the Environmental Site Assessment re: the new jail project. Discussion-None. The vote was 3-0, motion carried.

Consider approval of Easement at Library

Mr. Wilson presented the request of a private citizen, Greg Stohl, regarding an easement across the Library parking lot to access the western boundary of his property through an existing gate for RV parking and or storage. Mr. Stohl met with the Library Board of Trustees. The Board recommends approval for an 18-foot wide access easement on the southeast corner of the Library parking lot so that

Mr. Stohl can park his RV on his property. Conditions of the easement would include that Mr. Stohl pay for all costs necessary to regrade and pave the boundary between the two properties (to provide for better access) and automatic termination of the easement if the property is no longer used as a Library Parking lot. Mr. Wilson prepared an access easement for the Court's consideration.

Motion

Commissioner Brummer moved to approve the easement for Mr. Stohl. Commissioner Barney seconded the motion. The vote was 3-0, motion carried.

Discussion regarding tuition assistance

Mr. Wilson presented information regarding tuition reimbursement. County HR Sarah Cipriano asked the Court to consider this information. She believes the process was not done correctly previously. The procedures presented today are intended to reaffirm the formal tuition reimbursement program set forth in County Code

There is a formal process for seeking reimbursement., including ; an application form, a description of the courses that will be taken, the tuition costs and a section to explain how the courses relate to County services.

Motion

Commissioner Brummer moved to approve the tuition reimbursement application process. Commissioner Barney seconded the motion. Discussion-None. The vote was 3-0, motion carried.

There being no further matters on the agenda requiring action of the Court at this time, Judge Crawford adjourned the Court meeting into Executive Sessions under ORS 192.660(2)(e) for the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions: ORS 192.660(2)(d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations: ORS 192.660(2)(h) to consult 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 Counsel met to discuss the matters before them in Executive Session under the below provisions of Oregon Revised Statutes.

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

ORS 192.660(2)(d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations

ORS 192.660(2)(h) to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

Following the discussions between County Counsels and the County Court, Judge Crawford adjourned the Court out of Executive Sessions under ORS 192.660(2)(e) for the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions: ORS 192.660(2)(d) to conduct deliberations with persons designated by the governing body to carry on labor negotiations: ORS 192.660(2)(h) to consult with counsel concerning the legal rights and duties of a

public body with regard to current litigation or litigation likely to be filed, and convened the Court back into Open Session.

Open Session

Following Executive Session, Judge Crawford convened the Court back into Open Session and invited the public in waiting back into the meeting room.

There were no decisions or motions to be made following the discussions held in Executive Session.

There being no further business before the Court, Judge Crawford adjourned the County Court meeting. The next scheduled meeting will be held on May 17, 2017.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson
Crook County Court Secretary.