

BE IT REMEMBERED THAT the Crook County Court held a regularly scheduled meeting on February 1, 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 Crawford; County Commissioner Jerry Brummer; County Counsel Jeff Wilson; and County Court Secretary Colleen Ferguson. Assistant County Counsel was not in attendance today, and as of this time, the vacant Commissioner seat had not been filled.

Members of the public signing the attendance log were: Jerry and Darlene Harpster, Prineville; Teresa Herrmann, County Human Resources; Kev Alexanian, Crook County Weed Department; Tiffanie Bottoms, Crook County Road Department; Pete Sharp, Prineville; Kimberly Phillipp, Crook County Veterans Service Office; Melanie Marlow, Prineville; Casey Daly, Crook County Fairgrounds; Walt Wagner, Powell Butte; Tish Plasterer, Crook County Sheriff's Office; John Gautney, County Sheriff; Brian Bottoms, Crook County Sheriff's Office; Chris Beard, Crook County Sheriff's Office; Priscilla Johnson, Soil and Water Conservation District; Andy Gallagher, Soil and Water Conservation District; James Savage, County Under Sheriff; Rebekah Burkhardt, Crook County Sheriff's Office; Debbie Wood, Crooked River Watershed Council; Brian Huber, County Assessor; Buzzy Nelson, County Library Director; Brian Barney, Crook County; Karen Friend, Central Oregon Intergovernmental Council; Gordon Aggers, Prineville and Shannon Dearth, Crook County Veterans Service Officer.

The media was provided public notice of the meeting.

Judge Crawford called the Court meeting to order and asked Under Sheriff James Savage to lead in the Pledge of Allegiance.

Consent Agenda

- 1. Approve minutes of December 7, 2016, December 21, 2016**
- 2. Approve Professional Services Contract with Andy Parks for Budget and Long Term Financial Planning;**
- 3. Approve invoice for purchase of Laptop Computers and Docking stations for the District Attorney's office.**
- 4. Approve contract with Karpel for law enforcement interface for the District Attorney's office.**
- 5. Approve Medical Services for Jail Inmates**
- 6. Approve IGA for Building Official Services with Jefferson County**
- 7. Approve IGA for Veterans Services Officer services with Jefferson County**
- 8. Approve Commute Options Partner 2017 Agreement**
- REMOVED for Discussion 9. Approve BCD's manufactured structure registration**
- REMOVED, COMPLETED AT PRIOR MEETING 10. Approve Cinder Butte disposal agreement**
- ADD Approve Intergovernmental Agreement between Crook County and Oregon State Police regarding use of Crook County Firearms Range**
- ADD Order 2017-10, obligation of Title III funds**

The Court reviewed the Consent Agenda with Counsel. There were changes to the agenda prior to the Court meeting. In addition, item number 9 was moved to the discussion portion of the meeting. Item 3 was removed for additional quotes and item number 4 was removed.

Motion

Commissioner Brummer moved to accept the changes as discussed and approve the Consent Agenda. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Swearing in of Deputy Sheriff Brian Bottoms to Sergeant

County Sheriff John Gautney introduced Brian Bottoms, Crook County Sheriff's Deputy. Deputy Bottoms will be taking on the position of Sergeant for the Sheriff's Office. He has many years of experience with the Sheriff's Office, Prineville Police Department, Oakridge Police Department, Central Oregon Drug Enforcement and has been on the SWAT Team as a sniper.

Deputy Bottoms received his oath of office to serve as Sergeant from Sheriff Gautney, and his wife Tiffany, pinned the badge on her husband's uniform. Sergeant Bottoms is filling the position vacated with the retirement of Dave Dethman.

Central Oregon High School Rodeo Request

No one was in attendance to present this matter.

Request for Title III funding for weed programs/Kev Alexanian

Kev Alexanian, County Weedmaster, presented information on the Knapp Weed problem in the Upper Davis and Juniper Canyon Roads area that is adjacent to BLM. Residents in the area are receptive to doing the work to control the weed problem. Mr. Alexanian proposed using the newest Title III funds at \$20,000 per year for three years beginning in 2018. It will take three years to get good control of the weed, and this coincides with the strategic plans for the County.

Discussion was held on the availability of Title III funding, and the need to get control of the Knapp Weed problem.

Motion

Commissioner Brummer moved to approve \$20,000 per year for three years beginning in 2018 out of the newest Title III funds. Judge Crawford seconded the motion. Discussion was held on how quickly the Knapp Weed spreads. The vote was 2-0, motion carried.

COIC, Karen Friend, opportunity to meet with the County Court to discuss (and seek support for) proposed legislation that would amend ORS 190 to create a process by which COIC would have authority to initiate (with local government support) property tax levies to support public transit operations

Karen Friend presented information regarding ORS 190 Amendment and additional information on the revised concept. The amended 190 asks voters for property tax after City and County approve the transit tax. COIC would act as the provider keeping the transit system connected. It

will grow in each community as they approve the tax that will become a sustainable funding for the transit system. This would involve agreeing to place COIC on their ballots.

Today, Ms. Friend is confirming support for the legislative concept as proposed earlier. Discussion was held on the expansion of service level in Crook County and working together to define which areas will be taxed.

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Ms. Friend asked for the support of Crook County for LC 1266, 2017 Regular Session, that authorizes certain intergovernmental entities that operate, maintain, repair and modernize transportation facilities to impose property taxes in support of those purposes or issue general obligation bonds supported by property tax revenues if approval is obtained of the governing bodies of the affected cities and counties in the entity's territory.

Motion

Commissioner Brummer moved to support LC 1266. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Crook County Soil and Water Conservation District (CCSWCD) Update

Pricilla Johnson and Andy Gallagher of CCSWCD presented an update on the activities of the district. The County has provided \$15,000 to CCSWCD yearly to support the District. In 2016, the District hosted the annual landowner workshop in Paulina and in February, the Soil Health presentation of improving and managing soil and health. They have provided 53 landowners with assistance and have held 34 site visits, wrote eight grants, and all this on private lands. They provided small grants to 12 applicants out of 17 applications for a total of \$100,000 to private landowners. Information was presented on the Sage Grouse issues and the work done to help landowners develop conservation plans. There are 138 landowners working with 278,000 acres for plans. Andy Gallagher has been hired to work with this project, working with landowners, ODF&W and NRS. The cost will be \$325,000 over three years starting in 2015. The district is short \$138,000. An OWEB grant will provide \$78,000. Ms. Johnson requested on behalf of CCSWCD \$60,000 at \$20,000 per year over the next three years for support from the County above the \$15,000 provided by the County annually.

Commissioner Brummer discussed the OWEB grants that require 25 percent match on most funding. He suggested going to the landowners for support. Discussion was held regarding the Sage Grouse and CCAA's.

Consider manufactured structure registration IGA with Building Code Division

Crook County Assessor Brian Huber presented information regarding an Intergovernmental Agreement (IGA) between Crook County and the State of Oregon Building Code Division (BCD) and the software used for the Manufactured Home program. The agreement for the software expired and BCD now has a new software program to use. There is a new IGA

involved and most counties are not in agreement to sign this agreement. Mr. Wilson explained the agreement that Eric Blaine is working on. He discussed the mutual indemnification clause that has been an issue. At this time, he is recommending signature of the IGA.

Mr. Huber provided information on the email stream between counties and 36 different opinions on the agreement. This has to do with manufactured homes, title transfers, trip permits and state issues. If this is not done locally, the public has to take care of these documents themselves on line, and that can be a problem and not the best plan. Mr. Huber believes the local assistance is the right plan for this documentation.

Ms. Wilson recommended signature of the agreement as presented.

Motion

Judge Crawford moved to approve the IGA between Crook County and the State of Oregon Building Code Division. Commissioner Brummer seconded the motion. The vote was 2-0, motion carried.

Consider proposed dates for Library Closure

Crook County Library Director Buzzy Nielson presented a request for three additional closure dates for the library. The library is open six days a week but during holiday three day weekends, the Saturdays are very slow. He is requesting for this year: October 9th, paid, an in-service day, November 11, Veterans Day weekend with Monday off, unpaid and December 23, Christmas weekend, Saturday, unpaid. Historically the library has had the in-service day on the weekend of Columbus Day because so many other entities are closed and both other weekends are three day weekends and have been very slow on Saturday. This would mean the library on those weeks would be open only Monday through Friday, and make more efficient use of the County resources and staff time. Mr. Nielson said this has been done before, and there have been no complaints received.

Motion

Commissioner Brummer moved to approve the proposed scheduled dates for closure of the library. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Prineville Economic Development of Central Oregon (PEDCO) quarterly presentation, Caroline Ervin

Caroline Ervin, Director of PEDCO, provided a 4th quarter of 2016 update that included activities, new leads, site visits, interest in solar, conferences and projects that if all came to fruition would employ 510 employees.

Discussion was held regarding the power available at this time for new development or expansion and the large load power that will be available in the future.

Information was provided on the new businesses, businesses moving or relocating, enterprise zone interest, exempt forms, new members on the advisory board, the EDCO luncheon in Prineville February 9, the invitation only Waffle Wednesday, February 22 with Roger Lee coming to make the waffles and a speaker that will speak on Crook County now and Crook County 20 years ago.

Consider approval for Interim Director Payment, Veterans Service Office

Human Resources Teresa Herrmann presented a request for an additional salary payment for Kim Phillip for the time between November 1st and January 31 when she served as Interim Director taking on those duties as well as her own, in the Veterans Service Office. There are funds in the budget, and the amount is \$3,588.00 between her salary and the Directors salary. The precedence has been set for this action , and this would be a show of good faith.

Motion

Commissioner Brummer moved to approve the Interim Director pay to Kim Phillip. Judge Crawford seconded the motion. There was no discussion. The vote was 2-0, motion carried.

At this time, Ms. Herrman introduced the newly hired Veterans Service Office Director Shannon Dearth. The Court and Mr. Dearth discussed his background and experience, and the workings of the Veteran's Office.

Discuss request for partial refund, Breese Ranch LLC

This item was removed from the agenda and will be rescheduled for March 1, 2017.

Consider Compensation recommendations/HR, Legal and Community Development payroll changes

Ms. Herrmann presented six requests regarding regrading compensations that needed to be completed prior to March. The compensation committee met and went through the grading process and the result was the agreement that each position came out at a higher grade.

Discussion as held regarding a position in the Human Resources Department, Legal-paralegal II and four techs in the Community Development Department. The overall result would be: HR, \$4,000 increase for the 2017-2018 fiscal year; Legal, \$4,500 for the 2017-2018 fiscal year and a total of \$24,000 to \$25,000 increased annually for the four positions in the Community Development Department. Discussion was held on timing, and it was agreed that this should be for July 1st, after the budget is adopted. New job descriptions have been created and approved. Discussion was held on the annual one step increases, the process of the regrading seeming to be subjective and reviewing the regrading process after March 1st, sometime between April and January of 2018. Equity, timing, knowledge, training requirements, budgets and compensation review deadlines were discussed.

Motion

Commissioner Brummer moved to approve the Compensation Committee reviews for regrading subject to budget approval. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

At this time, Ms. Herrmann left the meeting due to a small fire on the third floor of the Courthouse in the District Attorney's office caused by some small batteries.

Consider recommendation from Insurance Committee to the Court regarding Insurance Agent of Record

The Agent of Record position for the County employee's health benefit package was put out for RFP. Three companies were interviewed. The committee recommended WHA with a savings to the County of \$14,000. The Committee was impressed with the presentation and the proposal.

Motion

Commissioner Brummer moved to award the benefit broker Agent of Record to WHA Insurance and authorize the signing of the contract outside of Court. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

Consider examples of emergency operations ordinances

This item was removed and rescheduled for the meeting of February 15.

Public comment period

There were no public comments.

There being no further business before the Court requiring action 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

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

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 met with County Counsel to review the matters before them 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. Following discussion on these matters, Judge Crawford adjourned the Court out of Executive Session and back into Open Session.

Open Session

Judge Crawford reconvened the Court back into Open Session after meeting in 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 **ORS 192.660(2)(e)** for the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions and invited the public back into the meeting room.

Motion

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

Motion

Commissioner Brummer moved to approve the settlement agreement with Credit Associates regarding Joshua Condrón's bills as discussed in Executive Sessions. Judge Crawford seconded the motion. The vote was 2-0, motion carried.

There being no further action before the Court in today's meeting, Judge Crawford adjourned today's meeting.

The next Regular Session of the Crook County Court will be held on February 15, 2017.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson
Crook County Court Secretary

