

BE IT REMEMBERED THAT the Crook County Court met in Regular Session on June 1, 2016 at 9:00 a.m. in the County meeting room located at 320 NE Court Street, Prineville, Oregon. In attendance were: County Judge Mike McCabe; County Commissioner Ken Fahlgren; County Commissioner Seth Crawford; County Counsel Jeff Wilson; Assistant County Counsel Eric Blaine and County Court Secretary Colleen Ferguson.

Members of the public signing the attendance log were: Angie Gilley, Veterans Service Officer; John Novak, Prineville; Karen Yeargain, Crook County Health Department; Chris Gannon, Crooked River Watershed Council; Teresa Herrman, Crook County HR; Sarah Bucholz, Crook County HR; Gordon Gillespie, Bowman Museum; Emma Reynolds, Crook County Health Department (CCHD); Renee Sheehy, CCHD; Kathy Gray, Crook County Treasurer; Jane Aggers, Prineville; Jerry M. Brummer, Prineville; Sher Eriksen, Prineville; Dave Scott, Prineville; Richard Kludt, Crook County Road Department; Camille Wood, Crook County Library Director; Cindy York, Crook County Library ; Eloise Brummer, Bowman Museum; Jim Burnett, Crook County Cemetery District; Crook County Sheriff John Gautney; Scott Grasle, Crook County Juvenile; Jodi Snyder, Crook County Road Department; Kathleen Cuddy, Prineville; Don Wood, Prineville; Bill Mintiens, Jakie Spring Media; Brenda Comini, Early Learning Hub; Casey Daly, Crook County Fairgrounds Manager and Muriel DeLaVergne-Brown, Crook County Health Department.

The media received public notice of the meeting.

Judge McCabe opened the County meeting and asked County Road Master Bob O'Neal to lead the Pledge of Allegiance.

Consent Agenda

1. Approve Order 2016-35, adopting Crook County Title VI Program Plan
2. Approve Order 2016-36, Increased appropriations, Several departments
3. Approve Order 2016-37, Appropriation transfers, Several departments
4. Approve Order 2016-38, Increased appropriations, Title III 313-0013 and Title III 313-0014, revenue and expenses
5. Approve Order 2016-39, Increased appropriation transfer
6. Approve Order 2016-41, Appropriation transfer for Personnel services
7. Approve Order 2016-42, Increased appropriations in the amount of \$3,000.00
8. Approve Saving Grace Lease extension and Amendment
9. Approve 8th amendment to IGA 147786 for Financing of Community Addictions and Mental Health Services
10. Approve Lutheran Community Services Northwest Seventh Amendment to Contract for Services
11. Approve Plat of Prineville Air Hangar Condominium W.O. 09-3902
12. Approve Diabetes Prevention Program/sub grant with PacificSource
13. Approve renewal agreement w/Advantage Dental for WIC services
14. Approve new agreement w/Advantage Dental for SBHC services
15. Approve document transfer agreement with WEBSCO, re: Early Learning Hub

The Court reviewed the Consent Agenda. County Counsel removed items number 13 and 14. These items were just received this morning and have not been reviewed.

Motion

Commissioner Crawford moved to approve the Consent Agenda as presented removing items number 13 and 14. Commissioner Fahlgren seconded the motion. The vote was 3-0, motion carried.

Public Hearing, Budget Hearing on changes to the approved budget -Historical Society and County

Bowman Museum Director Gordon Gillespie introduced the Bowman Museum Board of Directors and Advisory Board. He explained the process of preparing the Historical Society Budget.

County Treasurer Kathy Gray presented changes to the approved budget that was drafted during the Budget Hearing sessions. Ms. Gray explained the changes involved in restructuring the Crook County Human Services and Family Resource Center under the direction of Health Department Director Muriel DeLaVergne-Brown. She provided information on maintenance and utility costs, administration and Human Resource costs, the Sheriff's Office totals, and Road Department and Weed Control expenses.

Judge McCabe opened the public hearing on the changes to the budget. There were no comments received. The public hearing was closed.

Motion

Commissioner Fahlgren moved to approve Order 2016-41. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

(This motion was an incorrect motion. Order 2016-41 was approved in the Consent Agenda. The document to have been voted on was the changes to the budget. The changes were submitted again on June 15, 2016 along with the public hearing. The vote was corrected to include only the changes to the budget)

Presentation of "Years of Service" certificates and pins/ 53 employees and elected officials

The Court together with Human Resources began a new program to recognize employees for their years of loyal service to Crook County and the Community. This is the first year for the program and it started in a big way with the County Court members along with Human Resources staff, Teresa Herrmann and Sarah Bucholz presenting "Years of Service" certificates and pins to 53 employees and elected officials with years of service ranging from 5 years to 35 years. These presentations covered employees and elected officials with service dates from January through May.

This is the beginning of a monthly program that will award the certificate and pins on a monthly basis to the employees and elected officials.

Pavement Management Report by Bob O'Neal, County Roadmaster

County Roadmaster Bob O'Neal presented the results of the Road Management Report. This program involves inspections of all the roads in the county and video. The index is 0 to 100 and over all the PCI for the county roads was 81. Most are in the 70's. Mr. O'Neal explained that it is easier to maintain the roads when they are kept up, and the County Road Department has a schedule to keep the roads in good condition. It costs less to maintain roads that are in good condition. Mr. O'Neal explained the costs per square yard for repair of roads depending on their condition ranging from \$1.00 per yard to \$20.00 to \$40.00 per yard. It will cost 31 million over the next 10 years to keep the roads at 81 PCI.

Mr. O'Neal presented scenarios for deferred projects and recommendations regarding the projects. He discussed cold mix and hot mix repairs, and the purchase of a hot box to keep hot mix that would pay for itself in three years. After that it would be a \$6,000 to \$8,000 savings yearly. Mr. O'Neal discussed grants that could help with funding. The current funding is not adequate to keep the roads in the same condition as they are now. Right now the pavements are in really good condition.

Commissioner Fahlgren asked about bridges. Mr. O'Neal said the bridges are a bi-annual inspection done by the state. Right now there are six bridges that need attention. He is putting in for funding to get one bridge done this year.

Judge McCabe discussed charging a tax for rock where the gravel owner pays the County a tax on the sale of rock. Discussion was held on road taxes that are charged.

Commissioner Crawford discussed trucks registered in Deschutes County but working in Crook County and said he agreed with the Judge regarding taking the resources out of our County. Discussion was held regarding ways to save money to be used for patching, chip sealing and shoulder work.

Mr. O'Neal said this is a draft report. He has sent back comments and will receive a hard copy back to use as a tool. Discussion was held regarding the road schedule as recommended and the number of maintenance items that will not be done at this time due to budget. He is working on grants to help with the costs incurred for the Millican, Juniper Canyon and Upper Country roads.

Judge McCabe said he felt this is a good report. He wished it had had DRAFT written on it as he believed it was the final. Mr. Wilson said he had also thought it was final. Mr. Wilson said that his department will send out a questionnaire to other counties regarding any tax on exported rock that may be charged. Judge McCabe suggested contacting Columbia County regarding that particular tax.

Mr. O'Neal added that Crook County is in really good shape now. Many counties are in dire straits.

Presentation of "After the Earthquake" Cascadia by Don Wood

Don Wood, Prineville, presented an "After the Earthquake" program along with handouts to the Court. This is regarding the Cascadia event that could happen anytime between now and 5 years from now. He presented information regarding the roads up the grade possibly coming down and the subduction earthquake, describing how the land would move in the Prineville/Crook County valley. He said that until 1988, Oregon did not realize it had an earthquake problem. He described the Cascadia fault line and discussed what could be lost. He presented information regarding the beginning to rebuild after three weeks, the locations available North of town or up the grade. Redmond and Bend will not have the same problems as Prineville because they are not on the valley floor.

Commissioner Fahlgren discussed meetings on the East side of the state and the event that will be held regarding actions to be taken the first three weeks after Cascadia. Mr. Wood would like to see the City and County Planning Commissions plan for rebuilding after the event. He believes it may become a trade with farming down on the valley floor and the community up above.

Crook County Health Department Director Muriel DeLaVergne-Brown has been appointed through the State Preparedness as Resilience Office. There will be an exercise taking place to prepare for the Cascadia event statewide. It will be the largest ever held.

Proclamation for Elder Abuse Awareness Day

Frank King, supervisor for the Tri-County Adult and Family Services Division stated his department receives 15 to 20 calls regarding Crook County. State wide there is a number increase and Crook County is no different. Calls involve seniors neglecting themselves and the Division is working to stop the neglect and move them into a better situation. There are six investigators working out of Bend and one is in Crook County almost every day or week.

Judge McCabe asked how they find out about the needs of the elderly. Mr. King explained that most information comes from police, hospital and the reporting line. The reporting line is the number one resource for referrals. Judge McCabe asked how the Community gets a list so they know who the people are needing assistance. Mr. King explained that most of that information is bound by HIPAA. Veterans can contact the Veterans Department. Many of the referrals are Medicaid or state assisted. Mr. King said people are always encouraged to report problems and provide support. He added that adults do have the right to decline services.

Judge McCabe announced that June 16, 2015 is Elder Abuse Awareness Day. He will read the proclamation at the June 15, 2016 County Court meeting.

#21 *(Removed) Presentation of update on Natural Resources Plan by Russ Rhoden (Due to the unavailability of Mr. Rhoden, this item has been removed)*

Consider approval of funding for storage area under grandstands for Fairgrounds/ \$3,600

The Court considered the approval of funding for storage area under grandstands for Fairgrounds. This matter was presented by Fairgrounds Manager Casey Daly and Fair Board members at an earlier Court Session. The amount requested is \$3,600. The storage will be built under the covered grandstands and will be protected. The costs are only for materials, there will be volunteers to build the insulated unit that will have permanent power for heating and lights. The Court discussed raising the request to \$4,000 and using funding from Capital Outlay.

Motion

Commissioner Crawford moved to approve \$4,000. Commissioner Fahlgren seconded the motion. The vote was 3-0, motion carried.

Discussion was held regarding use of the storage for bicycle storage for the Police Department for their bicycle project for the kids at Christmas. The unit will be available for the bicycle storage.

Consider Summary of Pre Bond Professional Services

County Counsel Jeff Wilson referred to his memo of May 20, 2016 as a follow up from the discussion held on May 18, 2016 at County Court. He reviewed the project of the new jail, location and necessity to seek bond approval in November 2016. The recommendation of May 18 for pre-bond services was provided along with the mixed conversation regarding two companies being considered for the pre-bond service. Those companies are DLR and Kirby Nagelhaut. There has been continuing conversation with both companies regarding services and service contracts

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Today, Mr. Wilson has a summary of both contracts and is comparing side by side for the pre-bond work. Both are adequate. DLR contains more.

Kirby Nagelhaut is not to exceed \$78,000, has the timeline for completion to meet the needs for placing the bond on the ballot and includes a summary of scope of services.

DLR is not to exceed \$100,000, has the timeline for completion to meet the needs for placing the bond on the ballot, includes a summary of scope of services, will continue to retain HSR Architects and pay their fees, and includes all costs and refundable costs.

Mr. Wilson discussed pre-bond services and bond support. DLR details the bond support included. None is included by Kirby Nagelhaut. Mr. Wilson explained the importance of bond support. He once again recommended DLR as the contracted pre-bond company with notice to proceed on June 6, 2016. The bond support work will be concluded by October 17, 2016, confirmed.

DLR has sent a final contract with the existence and necessity to stay within the budget of not to exceed 17 million dollars including soft costs, with the 10 to 13 million the preference.

Discussion was held regarding the companies. Mr. Wilson has researched both companies and he believes DLR goes above and beyond what Kirby Nagelhaut says they can do.

Motion

Commissioner Fahlgren moved to accept the DLR contract as the company to do the pre-bond work for the proposed jail project. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

Consider Request from Dr. Jacob Crawford for a social gathering permit

Ann Beier, Assistant Planning Director, presented information regarding mass gatherings and social gatherings. Ms. Beier presented information regarding the first use of the new applications with the request for the Crawfest to be held on property owned by Dr. Jacob Crawford. This event has occurred over the last five years. Last year, there was only one week for the application to be processed for the permit for the event.

Ms. Beier presented information associated with the application. The on-site visit was approved. The Sheriff has concerns regarding the work load of the Deputies because the Crawfest is the same weekend as the horse races. The horseraces are scheduled for the same weekend at the Fairgrounds, and that stretches the Sheriff's Department personnel. There were numerous complaints in 2012, some from Brasada and others calling on from Bend to complain about the noise from the music. The main issues stemmed from an incident on July 10, 2015 when the Sheriff's Deputies were trying to serve a civil paper to Dr. Crawford. The deputies were stopped at the gate and not allowed on the premises. There were numerous complaints and a serious sexual assault complaint and investigation on going. Dr. Crawford was compliant in helping with that complaint at that time.

The Sheriff is asking the Court to look at the costs involved. There will have to be overtime due to the two big events.

Roadmaster Bob O'Neil said the Road Department received no complaints regarding the roads last year. The Sheriff said most of the complaints were of music going all night.

Commissioner Fahlgren asked about the requirement that the music was cut off at midnight. That did not happen according to the complaints. There were issues due to the number of people and the amount of alcohol.

Discussion was held regarding private security. Fairgrounds Manager Casey Daly said that last year during Rodeo, they had tried to bring in extra security and no one was available at that time. He believes it will be difficult to find any private security for the event.

The dates for the event will be July 15 through the 18th. Friday and Saturday night have been the issues.

Judge McCabe asked Mr. Beier and Sheriff Gautney to meet together and bring back the facts and the costs associated with the event. Sheriff is available only on Monday or Tuesday of next week.

Discussion was held regarding the concern of the advertising of times for the event; the fact that Dr. Crawford is trying to follow the rules of the application; operating the event so that neighbors will not be up all night with the music; closing down at 10:00 p.m. with the music; the amount of extra security that will be needed with at least four deputies; covering the costs for the deputies, and the option to turn down the application due to previous complaints. Sheriff Gautney said he will have the cost numbers by Monday or Tuesday.

Consider bids for Juniper Canyon Leveling Course

County Roadmaster Bob O'Neil presented information regarding the Juniper Leveling Courts, the last step on the Juniper Canyon project. Three bids were received for the project. Perrigo was high, High Desert was the low bid. The bid is \$462,455.00 for the thin lift overlay from the Fire Hall on Juniper Canyon Road to the Boat Dock Road.

Mr. Wilson recommended awarding the bid to High Desert and approving signature outside of Court.

Judge McCabe made the disclosure that High Desert had put the roads in his subdivision eight years ago, and he will receive no financial gain with the award of this bid.

Motion

Commissioner Crawford moved to award the bid to High Desert for the Juniper Canyon Leveling Course from the Juniper Canyon Fire Station to the County Boat Dock Road, 4.3 miles and authorizing signature outside of Court. Commissioner Fahlgren seconded the motion. The vote was 3-0, motion carried.

Consider bids for RV Pavement Project

Mr. Wilson presented the report on the RV Park Pavement Project. The bid opening for the pavement project was conducted on May 26, 2016, with one bid received from contractor 7 Peaks Paving LLC at the amount of \$41,303.40. The bid is in compliance with the bid instructions, and the price is within the remaining budget (grant funds). Mr. Wilson recommended awarding the bid to 7 Peaks Paving LLC and signing outside of Court.

Motion

Commissioner Crawford moved to award the RV Park Pavement Project to 7 Peaks Paving LLC at \$41,303.40 and authorizing signature outside of Court. Commissioner Fahlgren seconded the motion. The vote was 2-0, motion carried. (Judge McCabe was unavailable and did not participate during this motion).

There being no further business requiring action before the Court and no Executive Session scheduled, Judge McCabe adjourned the meeting.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson
Crook County Court Secretary