

**BE IT REMEMBERED THAT** the Crook County Court met in an Open Session on April 20 at 9:00 a.m. in the Paulina School located at 70020 SE Paulina City Road, Paulina Oregon 97751. 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 including students of the Paulina School were: Linda Smith, Crook County Fair Board; Darlene Harpster, Prineville; Barbara Lee Hoppes, Prineville; Cheri Rasmussen, Principal; Muriel DeLaVergne-Brown, Director of Crook County Health Department and Human services; Brook Gray, Post; Holli Kingsbury, Post; Shirley McCullough, Prineville; Cheryl Ingersoll, Paulina; Pete Sharp, Prineville; Jodie Fleck, Post, Tom Jay, Prineville; Lisa McLean, Paulina; Tyler Groo, Paulina; Gary Bedortha, Paulina; Jamie Bedortha, Paulina; Upper grades of the Paulina School; Wanda Schnabele, Paulina; Frank and Donna Lein, Prineville; Tim Ray, Crook County Fair Board; Casey Daley, Manager, Crook County Fairgrounds; John Gautney, Crook County Sheriff; Kurt Brittner, Paulina; Tom Case, Prineville; Tim Deboodt, Extension and Gail Merritt, Crook County Fair board.

Judge McCabe opened the meeting and student Elaina Stahancyk led the Pledge of Allegiance.

### **Consent Agenda**

- 1..Approve minutes of February 17, 2016
  - 2..Approve Order #2016-29, In the Matter of Appointments to the Crook County Compensation Board
  - 3..Approve Dept. Agriculture Wolf Depredation program grant agreement
  - 4..Approve High Desert Aggregate & Paving—Change Order No. 1
  - 5..Approve CAFFA Grant
  - 6..Approve Lease Agreement between City of Prineville and Crook County for space at Ochoco Park for the electronic reader board
  - 7..Approve Personnel Salary change, Crook County Sheriff's Office
  - 8..Approve Indoor Arena Restoration Project re: Central Oregon Disaster Restoration
  - 9..Approve Indoor Arena Restoration Project re: American Sprinklers, Inc.
  - 10..Approve Financing of Public Health Services—2015-17 IGA # 148006
  - 11..Approve Seventh Amendment to IGA 147786 for Financing of Community Addictions and Mental Health Services
  - 12..Approve fiber service agreements (Library and Road Dept.) with Bend Broadband
  - 13..Approve Healthy Families subcontract with High Desert Education Service District
  - 13A. Approve Avalon Decl. & Amendment
- Possible addition of approvals of merit increases

The Court and County Counsels reviewed the Consent Agenda. Assistant County Counsel explained item number 12 and recommended the approval of the Consent Agenda as presented.

### **Motion**

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

**Accept award of OWEB Grant Award, \$15,000 to support Post/Paulina Rangeland Fire Protection Association**

Commissioner Fahlgren expressed the appreciation of the Court of Dr. Tim Deboodt, Extension, for obtaining an OWEB Grant for \$15,000 to support the Post/Paulina Rangeland Fire Protection Association. Discussion was held regarding the application and those involved in the grant: Mike Ryan Sheriff's Office, Dr. Deboodt and Libby Stahancyk, and Erin Young, Chair, applying for a separate grant for \$17,500 for equipment and gear. The funds will be a pass through fund.

Dr. Deboodt announced that Ron Davis, former Soil Consultant with NRCS, recently passed away. He spent most of his career working in Crook County. Dr. Deboodt announced the time for his funeral services and said he wanted to recognize Mr. Davis for all his good work here in Crook County. The Court recognized Mr. Davis for his involvement, participation and contributions to the County. He will indeed be missed.

Judge McCabe took a moment to introduce some of the individuals attending. Kathy Gray, County Clerk; Muriel DaLaVergne-Brown, Health Department; Linda Smith, Gail Merritt and Tim Ray, Fair Board and Christmas in the Pines; Casey Daly, Fairgrounds Manager, and Sheriff Gautney. Candidates for Commissioner Tom Jay and Jodi Fleck were in attendance.

Judge McCabe thanked Cherie Rasmussen, Principal, for allowing the Court to use the newly remodeled meeting room and for allowing the Court to bring lunch for all the students and those attending that wished to stay for lunch with the students.

**Motion**

Commissioner Fahlgren moved to accept the OWEB grant. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

**Presentation of PauMau Club regarding funding/ field trip to the Community Hall**

Cheryl Ingersoll, PauMau Club (Paulina-Maury) secretary, presented information regarding the club's ownership and management of the Community Hall. The hall is in desperate need to expand and modernize. The hall has been used for many and by many for 80 years. There is a need for a new heat source, indoor plumbing and to become a safer area in which to serve the community. The club is initiating a grant that would help fund some of the improvements and along with donated labor and time, the improvements can all be completed. The club is asking the County to waive the county development fees for the project.

Ms. Ingersoll invited members of the Court and others to attend a tour of the community hall following the meeting and understand the proposed improvements. She introduced other members of the club that were in attendance.

Judge McCabe and the Court discussed with the members of the club the working together on the project that would involve inspectors coming out to inspect the work and give any suggestions that might make the project come together to create a safe and more comfortable hall for all to use as a community gathering area.

### **Motion**

Commissioner Fahlgren moved to work with the PauMau Club, waiving fees and working with the inspectors on the project. Commissioner Crawford seconded the waiving of the filing and inspection fees. The vote was 3-0, motion carried.

### **Request for funding—Tri-County High School Rodeo and High School Rodeo Finals**

Casey Daly presented information on the funding request of the Tri-County High School Rodeo and High School Rodeo Finals to waive the fees for use of the Fairgrounds facility. The waiver amount requested is a total of \$5,350. Judge McCabe explained to the public that when these requests are received, the Fairgrounds cannot absorb the costs and stay in operation. The Court backfills the costs to the Fairgrounds from other County funding.

### **Motion**

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

### **Request for funding—Kids Center, Commissioner Fahlgren**

Commissioner Fahlgren presented the request for \$8,000 in funding for the Kids Center, the same as last year, from Crook County to help in the costs involved for the Kids Center to continue providing services to the Crook County area. He explained the needs and read the number of children and families that have received services from the Kids Center over the last year. In addition to the services received, 268 adults have taken part in the Kids Center sponsored Darkness to Light training.

This funding comes from lottery dollars. The Court will look at the video lottery dollars during budget hearing and consider the request.

### **Public Hearing, Ordinance 288, second reading, establishing procedures for Environmental Health Administrative procedures**

Assistant County Eric Blaine and Ms. DeLaVergne-Brown presented information regarding the Environmental Health inspection program that is managed locally rather than by the State, the requirement that the County to adopt a process regarding Civil Penalty as the result of inspections, and the requirement of a third party hearings officer. This ordinance puts all rules into one place, one chapter of the County and will be more user friendly. Today is the second reading.

### **Motion**

Commissioner Crawford moved to read Ordinance 288 by title only on the second reading. Commissioner Fahlgren seconded the motion. Judge McCabe read Ordinance 288 by title only. The vote was 3-0, motion carried.

Judge McCabe opened the public hearing.

Trent Smith asked if this is for private clubs or just restaurants. Mr. Blaine explained when inspections are done both for private functions open to the public that will be serving meals to the public and charging, and restaurants. Requirements were discussed regarding licensing and inspections by the

County Environmental Health Inspector that are performed in both Jefferson and Crook County. Jodie Fleck asked about the updating of the rules and regulations. Mr. Blaine explained that there is a periodic review done in the County Counsel's office and alerts that are received through public health are forwarded on to the County Counsel. This ordinance clarifies the procedures. Upon approval, Ordinance 288 will go into effect in 90 days.

**Motion**

Commissioner Fahlgren moved to approve Ordinance 288 on the second reading. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

**Public Hearing, Ordinance 294, second reading, creating a County exemption to ad valorem property taxation for the surviving spouses of certain emergency services personnel**

Mr. Blaine explained the purpose of Ordinance 294 and the emergency clause that will have this ordinance go into effect in the County at the same time as the operative State statute goes into effect. This will allow the County to provide an exemption of ad valorem property tax assessment to surviving spouses of certain emergency service personnel up to \$250,000. The ordinance is narrowly focused and will not apply after remarriage. There will be a form required and the spouse must meet the required criteria. Department of Revenue has not yet issued the form. The new exemption goes into effect June 2<sup>nd</sup>, 2016. The emergency clause will have the ordinance go into effect sooner than 90 days to correspond with the State.

Discussion was held on where the application will be reviewed. Mr. Blaine said all applications will be reviewed through the Assessor's office.

**Motion**

Commissioner Crawford moved to read Ordinance 294 by title only. Commissioner Fahlgren seconded the motion. Judge McCabe read Ordinance 294 by title only. The vote was 3-0, motion carried.

Judge McCabe opened the public hearing.

Trent Smith asked a question regarding eligibility. If someone moves into the County from a different county, are they eligible. Mr. Blaine explained the yes, the exemption is for where the real property is located.

There being no further comments, Judge McCabe closed the public hearing.

**Motion**

Commissioner Crawford moved to approve Ordinance 294 as presented. Commissioner Fahlgren seconded the motion. Judge McCabe re-read Ordinance 294 by title. The vote was 3-0, motion carried.

**ADDITION: Hear request for funding assistance, coyote depredation**

Kirk Winebarger representing the Paulina Area Ranches presented information regarding the 15 year program dealing with coyote depredation in which the County has cost shared for most of it. This involves hiring a helicopter and aerial gunning. He said that after 15 years, this program is starting to make a difference in the percentage of mule deer and does a great job for protection of livestock. Today,

they are requesting that the Court approve cost share funding. Discussion was held regarding the increase in juniper growth and the best plan for the program to continue. Trent Smith said this also reduces the depredation of the Sage Grouse.

Mr. Winebarger presented additional information regarding the mule deer initiative and said that from 25 years ago until now, the mule deer are inching their way back. There have also been two mild winters that have help with the population increase. Discussion was held that this used to be the area to come for deer hunting years ago.

Mr. Winebarger said any amount would be good, one half would be wonderful. He presented information regarding the bill from the helicopter agency and the additional costs that were incurred such as the motel bill and fuel bill. Mr. Winebarger discussed the training of the pilots and the rancher's directions on how new pilots should fly for this purpose. The coyotes are helicopter wise.

Mr. Winebarger said the costs are higher this year, \$26,715.00.

The Court will consider this request during the budget hearings.

### **Consider offer to purchase County Owned Property at 129 NW 4<sup>th</sup> Street**

County Counsel Jeff Wilson presented the offer to purchase County owned foreclosed commercial property located at 129 NW 4<sup>TH</sup> Street, Prineville. This property has gone through the 2015 tax foreclosure Sheriff's auction and is now available to the public. Mike Warren II, Agent of Record, is handling the sale. The asking price is \$92,000. Low offers had been received, and the value had been reduced to \$80,000. A \$70,000 offer had been received and accepted with conditions attached. The property is in very poor condition. The person making the \$70,000 offer has now withdrawn the offer. A new offer has been received from Iverson and Ramsey for \$47,500 with a \$1,000 earnest money deposit.

A letter from Mr. Warren suggests countering back at \$50,000. Commissioner Fahlgren said he believes the Court should come back with \$50,000 and listen to the realtor.

### **Motion**

Commissioner Crawford moved to counter the offer at \$50,000. Commissioner Fahlgren seconded the motion. The vote was 3-0, motion carried.

Judge McCabe thanked the Paulina School staff for hosting today's County Court meeting.

### **Discussion on Rager Ranger Station and the future of the facility**

Judge McCabe said he did not believe the Court knows enough about the situation and condition of the Rager Ranger Station to make a decision today.

Tyler Groo said he was interested in the nature of the proposal today. Mr. Groo has lived here for 40 years and had lived and worked at Rager for many of those year. Judge McCabe spoke of envisioning private industry utilizing the ranger station and the Court sending a letter to the Forest Service to hold off marketing the station until the County can do it's due diligence in researching cost, uses and the condition of the ranger station. Trent Smith asked if this would be a purchase or management and Judge McCabe said the Court does not know at this time.

Pete Sharp asked if the letter was drafted by the Court to the Forest Service. Judge McCabe said yes. Mr. Sharp presented his ideas and information regarding the ranger station, the condition, the possibility of the County taking over management and turning it into an asset to Paulina and the County, year round use for recreation, use for police training and the cost being small to move in and open it up. It could be a neat little town sitting on the edge of the forest.

Tom Case spoke on the infrastructure on the ranger stations. Many towns would love the infrastructure and several houses are already there for use. He feels different things could be done. It could be a small town surrounded by forests. He encouraged the Court to look into this. He said there are many organizations that would step up and help, and he feels there are lots of possibilities. Ms. Ingersoll asked if the facilities would be ran by the County or Forest Service and Mr. Case said both.

Trent Smith spoke of it being a safety issue to think the County would put people out there, and he encouraged the Court to delve into this deeply.

Kirk Winebarger added that the Court would need to check with the ranchers and the store owners and also check to see about hunting seasons. He said in the camping industry, campers seem to like to go off by themselves. There is a lot to consider if it is to be managed as a business venture.

Tom Jay asked if it is a concern to the Paulina residents to have people in the area. Mr. Smith said it is a huge issue. A road issue with bicycles and people stopping right in the road and a truck and trailer coming around and have to stop suddenly and problems around this. Discussion was held regarding the really good condition of the County's roads.

Further discussion was held regarding use of the ranger station for outdoor schools and church camps, getting the ranchers involved in running the project and timelines to get information into the Forest Service before they do away with the facility completely. People that use the area for horseback riding, snowmobiling and hiking might use the facility well.

The letter to the Forest Service is in draft form at this time. Discussion was held regarding the Ochoco Ranger Station and people still living in some of the homes there. Plans are to have a chance to speak with the Forest Supervisor and take a tour of the ranger station.

### **School Needs**

Mike asked Ms. Rasmussen if there were any needs for the school that the County could help with.

Mr. Winebarger provided information regarding a track meet and fixing a track at the school. Possibly the County could provide cinders and roller to help with the track. Ms. Rasmussen said the County Road Department has been amazing to help the school when needed.

Lisa McLean, Paulina School Secretary, said there is a need for a sage rat trapper. They are thick.

Judge McCabe said he will talk to the County Road Department about use of the cinders and the County Weedmaster regarding weeds.

The Court discussed the new remodel of the school with Ms. Rasmussen. There are no bleachers in the gym. It is really a nice gym, but they ran out of funding before the bleachers were added.

**Courthouse security**

Mr. Wilson discussed with the Court the request from the Sheriff's Office to purchase a new metal detector to be used for security screening at the back entrance to the Courthouse. That was discussed at this week's Tuesday weekly work session. The DA and County will share the cost. The purchase order is created and has been signed by Judge McCabe.

**Motion**

Commissioner Fahlgren moved authorize purchase of the new security metal detector for the Courthouse with the District Attorney paying half from the DA Asset Forfeiture Fund and one half from the County Court reserve fund. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

The Court will be taking a tour of the new portion of the school including the gym, then on to the Community Hall and back to the school to have lunch with the students.

There being no further business to be acted on today by the Court, Judge McCabe adjourned the meeting.

Respectfully submitted,

***Colleen Ferguson***

Colleen Ferguson  
County Court Secretary