

BE IT REMEMBERED THAT the Crook County Court held an Open Session on January 6, 2016 beginning 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: Jerry and Darlene Harpster, Prineville; Casey Daly, Crook County Fairgrounds; Melanie Marlow, Prineville; Deena Wegner, County HR Director; Sarah Bucholz, HR Administrative Assistant; Gail Merritt, Crook County Fair Board; Tim Ray, Crook County Fair Board; Eric Bush, Prineville; Bill Mintiens, Jackie Spring Media, LLC; Tom Jay, Prineville; County Judge Dan Joyce, Malheur County and Pete Sharp, Prineville.

The media was provided public notice of the meeting.

Judge McCabe called the meeting to order and lead the Pledge of Allegiance.

County HR Director Deena Wegner introduced Sarah Bucholz, new HR Administration Assistant. Ms. Bucholz provided a brief summary of her background. She is a graduate of Crook County High School.

Consent Agenda

1. Approve Minutes of October 21, 2015, November 4, 2015, November 10, 2015, November 30, 2015
2. Approve Order 2016-01, Designation of Newspapers of Record
3. *Remove per Treasurer* Approve Order 2016-02, Appropriations transfer, Crook County Treasurer to Human Resources
4. Approve Order 2016-03, and Intergovernmental Agreement with ODOT, Millican Road
5. Approve Realtor of Record contract extension
6. Approve Subscriber Agreement—Assignment and Assumption of Contract and Intangibles to COCC
7. Approve Financing of Public Health Services—2015-17 IGA #148006 Amendment 3
8. Approve 2015-2017 Victims of Crime Act grant agreement
9. Approve Amendment 1 to IGA # 148151, environmental health funding agreement
10. Approve 2015-2018 County Strategic Plan
11. Approve 2016 Commute Options Plan
12. Approve License Agreement with Taylor NW LLC for use of County property as staging area.
13. Approve Employment Agreement between Crook County and Lionel Chadwick to perform Executive Director Services for WEBCO
13. A Order 2016-07, In the matter of amending the Crook County Employee Policy Handbook regarding Insurance Committee

The Court reviewed the Consent Agenda removing item number 3, Order 2016-02. There were no additional changes.

Motion

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

PUBLIC HEARING: First Reading, Ordinance 286, authorizing the County Counsel's office to correct typos and scriveners' errors in County ordinances, orders, resolutions, and similar documents

Assistant County Counsel Eric Blaine presented the staff report on Ordinance 286. He explained a scrivener error, when one word is intended but another word is typed and typos. This ordinance came about when a decimal point was missing on the fee schedule and without the decimal point, one injection fee was \$3,000 instead of \$30.00. When the error was discovered, it had to be brought back to court with a public hearing. He explained how Ordinance 286 would correct the process for correction and the timeline involved. After this is approved and adopted, it will go to Code publishing and allow them to correct for one-line codes. The first reading will be today, the second reading will be at the January 20, 2016 meeting. There is no emergency clause, so it will go into effect 90 days after adoption.

Motion

Commissioner Crawford moved to read Ordinance 286 by title only. Commissioner Fahlgren seconded the motion. Judge McCabe read Ordinance 286 by title only. The vote was 3-0, motion carried.

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

Motion

Commissioner Fahlgren moved to approve Ordinance 286 as presented on the first reading. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

PUBLIC HEARING: Second reading of Ordinance 287, Amending Chapter 2.08 of the Crook County Code and declaring an emergency

County Counsel Jeff Wilson provided the staff report for the second reading of Ordinance 287. The first reading was in December. This Ordinance was drafted at the recommendation of the County Clerk. The intent is to establish a process and the steps of the process, to fill a vacancy on the County Court within 90 days. This is the second reading and has an emergency clause so the ordinance will go into effect immediately upon approval and adoption.

Motion

Commissioner Fahlgren moved to read Ordinance 287 by title only. Commissioner Crawford seconded the motion. Judge McCabe read Ordinance 287 by title only. The vote was 3-0, motion carried.

Judge McCabe opened the public hearing. Darlene Harpster asked if there would be a citizen committee. Mr. Wilson explained there would be no committee, but that public comments could be provided. No further comments were received. Judge McCabe closed the public hearing.

Motion

Commissioner Crawford moved to approve Ordinance 287 including an emergency clause as presented on the second reading. Commissioner Fahlgren seconded the motion. The vote was 3-0, motion carried. The ordinance will go into effect immediately.

Prineville PEDCO quarterly update / Caroline Ervin

Caroline Ervin, Prineville Economic Development of Central Oregon (PEDCO) provided a quarterly update to the Court. She reported on major project, two renewable energy project moving forward and six new leads that include a wide range of job creation and capital investment. Ms. Ervin provided information regarding a new marketing manager with EDCO. An article regarding Data Centers in Central Oregon has been put out to dispel myths regarding the centers.

Ms. Ervin has attended informative meetings regarding incentives and a Cannabis panel. Information was provided on ten companies utilizing the Prineville/Crook County Enterprise Zone. She provided information on Business Oregon and incentives not eligible to be used by the Cannabis program.

| Information -was provided on a Strategic Planning session that took place in mid-November, creating a plan and areas of focus.

Ms. Ervin reported on the Civil War Rally and Auction that was held and raised \$171,000. At the Bend Venture Conference, \$620,000 was distributed. EDCO is hiring a new Bend manager.

Ms. Ervin will be out on maternity leave for three months. During that time Roger Lee and Jon Stark are available. Ms. Ervin will be available intermittently.

The Court wished Ms. Ervin well. There were no questions or comments from the Court or the audience.

ADDITION Order 2016-04, In the matter of exempting structural repairs at the Indoor Arena from Competitive bidding pursuant to Crook County Code 3.12.100 and declaring an emergency

County Counsel presented Order 2016-04 regarding the Fairgrounds indoor arena bids for repair of the fire system that froze on New Year's Day and exploded. The insurance company sent out Service Master to look at the situation and provide an estimate. The walls and insulation will have to all be pulled back from the walls.

Fairgrounds Manager Casey Daly said the amount of the estimate is more than he can sign for and is uncomfortable signing it. The arena is used all the time especially in the winter and brings in revenue. The Fire Department is working with the Fairgrounds to provide protection during this down time.

Mr. Blaine provided information regarding an emergency procurement when the County does not go through the process of competitive quotes. Documents have been received from Service Master. Total repairs could exceed \$50,000. American Sprinklers is working on a bid for repair or replacement of the system with a dry system. They hope to have it prepared by next week.

Casey Kump, Crook County Fire and Rescue will allow the use of the arena to continue as long as there is a fire watch during events or use. Discussion was held that this is a reasonable compromise.

Judge McCabe said that Chuck Hegele, American Sprinklers, is the only purveyor here in Central Oregon. There are split pipes and joints in many places. Discussion was held regarding replacing with a dry system. The insurance wants to repair it to how it was before. The Court discussed the need to sit down with the insurance adjuster and maybe come up with a lump settlement to put toward the dry system. Mr. Hegele, American Sprinklers has given hours and hours of time working on the current system.

Further discussion was held on the dry system being so much better and the need to fix it right away because the arena is the biggest asset in the Fairgrounds. Judge McCabe recommended looking in to a lump sum settlement to put toward the new system. Mr. Daly will go out for quotes for Service Master and locals that could take care of the removal of debris before the new system can be installed.

The order will be brought back at the next meeting.

Judge Joyce, Malheur County

Judge McCabe introduced County Judge Joyce from Malheur County. Judge Joyce was in town visiting and decided to attend the County Court meeting today. His daughter Katy is a new employee at the Extension Office.

REMOVED to be discussed at a future time Consider Agreement between Crook County Community Coalition and Crook County authorizing the County Treasurer to act as fiscal agent for and pay Crook County Community Coalition bills

Order 2016-06, appointments to Boards and Committees

| The Court discussed the appointments on Order 2016-06. Laura York has applied to serve again on the County Budget Board. The Court agreed they would like to have Ms. York serve again on the -Budget Board.

Motion

Commissioner Fahlgren moved to approve Order 2016-06, appointment to Boards and Committees. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

The Court thanked all the community volunteers that dedicate their time and services to the Crook County Community.

Extend Listing Agreement on 4th Street Property with Realtor of Record and discuss possible price reduction.

| Jeff Wilson presented information regarding the current listing with the Realtor of Record that expired in December 2015, the listing of foreclosed property located at 129 NW 4th Street, Prineville, Oregon. The Realtor suggests reducing the asking price for the property at 129 NW 4th Street from the current listing at \$92,000 down to \$70,000 or \$72,000. The Court discussed the asking price for the property and the amount of interest that had been given to the good location of the property. Judge McCabe suggested listing at \$80,000. The Commissioners agreed ~~that~~ on \$80,000 as the asking price.

Motion

Commissioner Fahlgren moved to extend the listing and approve the change order to reduce the property to \$80,000. Discussion was held regarding limited room for negotiations. Commissioner Crawford seconded the motion. The vote was 3-0.

There being no further business before the Court in Open Session, Judge McCabe 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) To conduct 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) To conduct deliberations with persons designated by the governing body to negotiate real property transactions

Judge McCabe convened the Court 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) To conduct deliberations with persons designated by the governing body to negotiate real property transactions.

The Court and Counsels discussed the matters called under the Executive Session. Following the discussion, Judge McCabe adjourned the Court out of 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) To conduct deliberations with persons designated by the governing body to negotiate real property transactions and into Open Session.

Open Session

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

Motion

Commissioner Fahlgren moved to instruct staff to contact Steven O'Dell as was discussed in Executive Session. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

There being no further business before the Court requiring action at this time, Judge McCabe adjourned the County Court meeting.

Respectfully submitted,

Colleen Ferguson

Colleen Ferguson
Crook County Court Secretary
Executive Administrative Assistant