

Approved June 17, 2015

BE IT REMEMBERED THAT Crook County Court met in a regular session on April 15, 2015 at 6:00 p.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: Chris Gannon, Crooked River Watershed Council, Prineville; Jerry and Darlene Harpster, Prineville; Jim Waetjen, Prineville; Kristin Dodd, Oregon State Forestry, Prineville; Dave Scott, Prineville; Sher Eriksen, Prineville; County Treasurer Kathy Gray; Stacy Bernard, Treasurer's Office; Crook County Fairgrounds Manager Casey Daly; Mill Mintiens, Prineville; Gail Merritt, Crook County Fair Board and Crook County Sheriff Jim Hensley.

The media was notified of today's meeting.

Judge McCabe called the meeting to order and asked Chris Gannon to lead everyone in the Pledge of Allegiance.

Consent Agenda

1. Approve Order 2015-22, In the matter of appropriation transfer, General Fund Non-Dept./General Fund Treasurer
2. Approve Service agreement between Crook County Clerk's Office and Amerititle
3. Approve Intergovernmental Agreement/ Crook County Health Department and State of Oregon Public Health Division/ IGA #148182
4. Approve vasectomy services agreement, St. Charles Health System

The Court reviewed the Consent Agenda and approved as presented.

Motion

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

Judge McCabe asked to remove item number 10 on the agenda, Consider approval of Order 2015-17, In the matter of vacating a portion of Moffitt Road (without a hearing), for further review and discussion.

Kristin Dodd, Department of Forestry proposed District Boundary Change, Update on other Department Specific projects

Kristin Dodd presented the purposed Department of State Forestry district boundary changes and realignment that came out of the Classification Committee meetings and process. The change takes 60 landowners into the district protection area. All are also protected by the Crook County Fire District. This proposal has also been taken to the Board of Forestry. There will be a public hearing on the boundary changes and realignment on May 26, 2015 at 6:00 p.m. at the Crook County Library. Letters are being sent out to the landowners. Oregon Department of Forestry will protect the land and Crook County Fire District will protect the structures. There will be a cost of \$2.05 per acre and \$.71 cents an acre for grazing. A minimum assessment will be set for small acreages.

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The Court discussed with Ms. Dodd the overlapping coverage and taxing. Commissioner Fahlgren served on the committee during the classification process and said that looking at the entire county, there is very little change in the total amount of acreage.

Other updates

Assessment rates for the FY2016 draft budget changed from timber rate in FY 2015 of \$1.74 per acre up to \$2.05 if approved. Ms. Dodd said they are trying to keep costs lean; projections could be looking at another big fire year. She said the rates will be known for sure in a month.

Judge McCabe said he believes part of the reason for the fire is the forest's condition. He feels we are penalized due to the forest conditions. Discussion was held about the Bailey Butte fire and if the Forest Service is going far enough with the salvage logging and reforestation. Ms. Dodd said the Oregon Department of Forestry has been given funding from State and has six million dollars to help the Forest Service with the care of the lands.

Discussion was held on the frustration of the timber tract; if the fire starts on private land and goes to federal lands, funds go to the Federal: but if the fires start on Federal to private, the Federal pays nothing.

Ms. Dodd provided information on the preparation for the fire season. Additional aviation assets have been secured that will be housed locally. There will be two single engine tankers here in Prineville with additional stage two helicopters housed in Fossil as well as other aviation assets in the district. Ms. Dodd said the fire season is not looking good. Discussion was held on the Lloyds of London insurance premium and the huge deductible; but there is reluctance to not have the insurance because if it is dropped, it may never be able to be picked up again.

The Court asked Ms. Dodd to come back again and suggested that Crook County Airport could sell fuel to the John Day and Fossil aviation. Ms. Dodd said she has been talking with the local Airport manager Kelly Coffelt about a facility at the airport that would be permanent.

Order 2015-23, Scheduling Foreclosure Property Sale/ Stacy Bernard

The Court reviewed with Stacy Bernard, Treasurer's Office, Order 2015-23 and the list of foreclosed properties set to go to auction. Commissioner Fahlgren asked to remove the number six property located on Thompson Court. County Counsel is still working on getting the titles to the structure.

Motion

Commissioner Fahlgren moved to approve Order 2015-23, the foreclosed property going to auction, deleting the number six property located on Thompson Court. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

Goering, LUBA Remand meeting

A brief discussion was held on the Goering LUBA remand matter that has been continued to a Special Land Use meeting on April 24, 2015. There may be one non-land use contract presented at that meeting as well.

Deschutes River Conservancy

Chris Gannon, Director of the Crook County Water Shed Council, asked the two formal letters of support for grant programs. One letter is to NOAH for a grant program to help fund the Opal Springs project. The second letter is to go to Senator Merkley asking for his support of the project. Discussion was held on the water project and the water system in Jefferson County.

The Court and Mr. Gannon discussed the Natural Resources program that is a seamless track for the students to go through the school system on into the college system. In the time of 2011 to now, there have been 421 credit hours earned, a lot of good has been done and certification have been earned.

Motion

Commissioner Fahlgren moved to sign the support letter for the NOAH grant application and the letter to Senator Merkley asking for his support of the program and use of grant funds. Commissioner Crawford seconded the motion. The vote is 3-0, motion carried.

Commissioner Fahlgren and Mr. Gannon discussed the tracking of steel head in the rivers, some up to the base of Bowman Dam. Judge McCabe discussed with Mr. Gannon the juniper eradication, water shed and sage-grouse.

Discussion/ Internet merchant account, Ignite Payments/Wells Fargo Bank, Fairgrounds ticketing contract, Casey Daly, Fairgrounds manager

Fairgrounds Manager Casey Daly and Fair Board Chair Gail Merritt appeared to discuss the county contract that will be used for on- line ticketing for a Fairground's Event. Discussion was held regarding the extract payment fee from anyone signing up on-line, the terms and language of the contract, and the risks that the County may take with this 24 month contract. The company that is holding this event has worked with this ticketing company before and recommends using the company for this event.

Assistant County Counsel Eric Blaine has worked with Mr. Casey on this contract.

Motion

Commissioner Fahlgren moved to accept the contract for ticketing with the company Ignite for a concert to be held Friday night of the Fair. Commissioner Fahlgren seconded the motion. The vote was 3-0, motion carried.

Public Hearing, Fee Schedule Amendment, Order 2014-40, Amendment 3

Mr. Blaine presented the information regarding the amended fee schedule due to the Building Codes division amending fees. These are pass-through fees, basically housekeeping. The County is required to charge what the State requires. This is more formatting than with actual fees.

This is Order 2014-40, Amendment 3. Judge McCabe opened the Public Hearing for comments. There being none, Judge McCabe closed the public hearing.

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Motion

Commissioner Fahlgren moved to approve Order 2014-40 Amendment 3 as presented. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

Announcement

Judge McCabe spoke with the audience regarding the evening meetings beginning at 6:00 p.m. and the smaller than hoped for turnout. The staff people attending have to be paid or earn comp-time. The timing in the evening has made a hardship on several of the presenters. Judge McCabe proposed scheduling all County Court meetings in the mornings at 9:00 a.m. unless there is a special need for an evening meeting. If that is the case, an evening meeting will be held. Any town hall or meeting requiring an evening session can be held as an evening event. County Court has a meeting scheduled for April 24, 2015. The announcement of the scheduling time change will be made at the May 6, 2015 meeting.

There being no further items requiring action of the Court, Judge McCabe adjourned the open session, thanked the audience for their attendance and convened the Court into Executive Session under ORS 192.660(2)(h) To consult with counsel concerning legal rights and duties of a public body with regard to current litigation or litigation likely to be filed . Two matters will be heard under the ORS 192.660(2)(h) code.

Executive Session

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

The Court discussed the matters involved in today's Executive Sessions with the County Counsel. Following discussion, Judge McCabe adjourned the Court out of Executive Sessions under ORS 192.660(2)(h) To consult with counsel concerning legal rights and duties of a public body with regard to current litigation or litigation likely to be filed and back into Open Session.

Open Session

Judge McCabe called the Court back into Open Session after adjourning out of Executive Session under ORS 192.660(2)(h) To consult with counsel concerning legal rights and duties of a public body with regard to current litigation or litigation likely to be filed, and invited any members of the public waiting back into the meeting room.

No decisions resulting from the Executive Session discussions were made.

There being no further matters before the Court, Judge McCabe adjourned the meeting. The next Special Meeting will be held on April 24th, 2015.

Respectfully Submitted,

Colleen Ferguson

Colleen Ferguson
Crook County Court Secretary.