

BE IT REMEMBERED THAT the Crook County Court met in Open Session on December 3, 2014 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: Jodi Stills, Road Department; Darlene Harpster, Prineville Citizen; James Rejzeh, Oregon Military Department; Dave Dethman, Crook County Sheriff's Office; Gentry Richardson, Oregon Military Department; Jim Lord, Century West Engineering; Matt Rogers, Century West Engineering; County Human Resources Director, Stephanie Blind; County GIS, IT Director Steve Dougill and ATS, Crook County IT Brad Brown.

The media was provided public notice of the meeting.

Judge McCabe called the meeting to order and asked Jodi Stills to lead in the Pledge of Allegiance.

Consent Agenda

- 1. Approve Lease Extension with OSU**
- 2. Approve Mental Health Promotion and Prevention grant subaward**
- 3. Approve Crook County Human Services Amendment to Service Provider Contract**

The Court reviewed the Consent Agenda. There were no changes or additions made.

Motion

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

Court to consider weight restrictions on Millican Road

County Counsel Jeff Wilson provided handouts to the Court members. Judge McCabe provided a background review on the Millican Road issues that involve the oversized loads causing deterioration of the road. The County has been talking with ODOT about possible solutions and funding.

County Planning Director explained how Millican Road had transformed over the years from a lightly used road to gain access to Prineville Reservoir and public lands to a more heavily traveled truck route. . Over the years, base has been added up to Reservoir Road. Congress passed a bill for funding and the Millican Road was built up and extended to the East from Reservoir Road to Highway 20 . ODOT asked the County to accept oversize loads over the road, and in 2002-2003, the County agreed and accepted the oversized loads. The road West of Reservoir Road started to deteriorate, and since that time County Roadmaster Penny Keller had been active in seeking funding to work on that portion of the road. The Trucking Association has sent letters to ODOT regarding the road deterioration, and those letters were used to try for federal funding. The proposed funding is now at \$3 million from Western Federal Highway; plus an additional \$2 million from County funds. The proposed cost was \$10 million and is now down to \$7.9 million. The issue is what will happen if the road starts deteriorating due to the many oversized loads taking advantage of the Millican Road. Les Schwab trucks and other trucks will not be affected up to 105,000 pounds with the dual axels.

Discussion has been held as to what to do. The entire road West of Reservoir Road is a chip seal road, not asphalt. This summer, OFAC and OTC met in Bend, and Bill Zelenka and Judge McCabe attended the meetings to discuss Millican Road. Millican Road is a major road for oversize over dimension loads. This would affect the economy if the road could not be used. Century West Engineering has been working with the County and has found the road could be used for quite a while if a weight restriction were put in place.

Discussion was held regarding the pavement condition index. The oversized loads going on Millican have been a benefit to ODOT and Highway 97. However, there is no revenue received to pay for damage caused from the oversize usage. The County only receives \$8.00 per oversize load permits, and that does not cover the repair costs. Last year and each year, it takes approximately \$100,000 to provide upkeep, fill potholes and take care of the 50 to 60 feet of deterioration that seems to happen overnight.

Judge McCabe said that ODOT is proposing that the County serve as Project Manager and the County is saying no. ODOT and Deschutes County think the repair should be piece meal and Crook County's position is to do all 15 miles and the last 15 to 18 miles if repaired correctly.

Jim Lord of Century West Engineering joined the discussion. Century West is working with Crook and Deschutes County to move forward on the project. There is a \$3 million dollar funding gap. Western Federal Lands will be asked to repurpose the existing Grant to help pay for the reconstruction.

Mr. Lord said if just a portion of the road is repaired, the County will have to continue fixes on the road, and there will be a need for maintenance funds into the future. If it is not all done, the process will have to be repeated over and over. If all is done now and done right, it could be 20 years before the need was there again.

Discussion was held regarding the Lone Pine Road that was done in 2009 with a cement- infused base with a five-inch asphalt on top of that base. The road has held up under hundreds of trucks traveling over it in all kinds of weather. Discussion was held regarding the needed width of the Millican Road to accommodate the over width, oversize, over height and overweight loads.

Discussion was held regarding the preparation needed to be put in place in case the weight restriction would be placed on Millican Road. Permits would have to be revoked; annual permittees would have to be contacted so they could put an alternate plan into place. Even if weight restrictions are approved, the process would still take two to three weeks to implement. Discussion was held regarding putting the weight restriction into place by an order process and if that would be the way to handle this. The trucking industry has been notified, and the County is working with that industry now.

Judge McCabe said he did not want anyone leaving today's meeting thinking the restriction would affect regular loads such as cattle, hay and Les Schwab trucks. No restrictions are on the scope of weight and size that those loads would fall into.

Mr. Lord said that at this time, if funding and everything were in place to do the construction, it probably would not begin until the summer of 2016, one and one-half years away. Discussion was held regarding the comment period on the proposed grant modification before the end of the week.

Discussion regarding the process for the results determined by the Compensation Committee

County Human Resources Director Stephanie Blind presented information on employee changes that were presented to the Compensation Committee by Department Heads. Some of the positions went up

two to three grades based on job description. Ms. Blind said she would like to see as part of the process for compensation changes to have the Department Heads present the information to the Court following the meeting of the Compensation Committee. Information was provided that addressed the current process for changes in employee grades and steps, and classifications based on the job description only, not the person.

Since there were several to be discussed, Judge McCabe asked to go ahead and table this discussion for a few minutes and allow the Sheriff's Office to do the brief presentation for purchase of a replacement boat.

Consider purchase of Sheriff's Office Marine Patrol replacement boat

Sheriff's Sargent Dave Dethman presented the information regarding the Marine Patrol Division of the Sheriff's Office and the problem of being short one boat all last year, the 1997 20-foot Alumaweld that was taken off line for fractures and cracks in the hull.

Sargent Dethman contacted three companies for bids as is required by the County. Two did not bid, the third, Liquid Technologies dba River Wild Boats in Grant Pass submitted a bid for an 18-foot Center Console Marine Patrol Boat at the cost of \$37,500 with a \$7,500 for the trade-in of the motor on the 1997 20-foot Alumaweld Inboard Jet boat for a total of \$30,000.

Due to the payment protocol used by the Oregon State Marine Board, the County must pay for the purchase first and submit a request for reimbursement.

Motion

Commissioner Crawford moved to approve the purchase of the 18-foot Marine Patrol Boat from River Wild Boats for \$37,500. Commissioner Fahlgren seconded the motion adding the information of the \$7,500 trade-in on the motor and the damaged Alumaweld boat for a net total of \$30,000. The vote was 3-0, motion carried.

Compensation Committee (continued)

The first position discussed that was reviewed by the Compensation Committee is a position in the Juvenile Department of Probation Counselor. There was a re-review based on the LGPI Assessment and request of the Department Head. This position is originally a 7 but has been assessed as a grade 8. There are now four in the department at the same level. This position now has the duties and responsibilities as the other four, and the department head is asking that this position have a grade change to an 8.

The second position is in the Community Development Department changing the grade for the position from and Assistant Planner to that of Planner. This is a new position and was not in the LGPI study. The Assistant Planner has spent several years learning the planning duties and responsibilities. The Community Development Department was asked to wait on filling the position vacated with the retirement of a planner a few years ago. The person filling this position has been as Assistant Planner and is now doing full planning work, handling 90 percent of the day-to-day planning. A Grade 9 is being requested for this position that had no previous grade established.

Commissioner Fahlgren asked for more explanation on the position. The steps to being qualified for this position are experience, learned knowledge and time in the position. The position does not do the same projects as the Senior Planner or Director; this is a day-to-day housing and building level position.

There is no retro pay being requested. This change would become effective from this point forward. The Planning Director recommended Grade 8, but the Committee came back with a recommendation to Grade 9.

The third position is a position change in the County Counsel office from Legal Assistant to Paralegal Legal Assistant. County Counsel Jeff Wilson asked for a review from LGPI on the position. The comparable positions were graded at a 7, with the position in his office currently at a 5 and at the top step with no chance for advancement. Mr. Wilson presented this request to Ms. Blind on September 18, 2014 for review and this change has been waiting the longest. There is no retro pay involved; the position will carry on from this time if approved.

A brief discussion was held between Commissioner Fahlgren and Ms. Blind regarding the other positions for review that are with the Library. There is more discussion needed before these are presented to the Court.

The Court discussed with Ms. Blind the recommendation regarding the Committee review and then presentation by the Department Head to the Court. Changes that would be more efficient going forward with the compensation review process were discussed.

Commissioner Crawford suggested continuing the committee so we do not have to do the LGPI program again, but do a review by the Compensation Committee of the positions every two years to make sure they are accurate and competitive with other counties.

Darlene Harpster discussed with the Court the LGPI study that seems to have errors. Judge McCabe said they were no errors but inconsistencies. This process now with the Compensation Committee is adjusting what the County believes LGPI missed or underscored. Discussion was held that the County didn't plan to use this company again. The County now has a base to work from and will attempt to do a review every two years to keep the employee compensations current.

Motion

Commissioner Fahlgren moved to approve the recommended changes in position grades as presented here today. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

The Court took a short break.

| **Court to consider sponsorship of one senior citizen meal at the Soroptimist Senior Center for one year. Cost is approximately \$990.00 per year. Home delivered meals or on-site meals available .**

Judge McCabe presented the request from the Prineville Soroptimist organization. The request is that the County consider sponsoring one senior per month for one year for meals, either served at the center or home delivered, at the cost of \$3.75 per meal, \$990.00 per year.

Motion

Commissioner Fahlgren moved to approve \$990.00 from Non-Department Miscellaneous to sponsor one meal per day per month for a year for one senior. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

Consider amended County Holiday Schedule

County Court Secretary Colleen Ferguson presented the amended County Holiday Schedule that includes the closure of the County Offices at noon on Christmas Eve. The Court wants to provide a benefit for Christmas to the employees and believes that providing the four-hour paid early closure will benefit all employees equally and the cost for this is already in the budget.

Motion

Commissioner Fahlgren moved to allow the County offices to close at noon on December 24, 2015, Christmas Eve. Commissioner Crawford seconded the motion. A brief discussion on banked day rules was held. The vote was 3-0, motion carried.

There being no further action items before the Court at this time, Judge McCabe adjourned the Court out of Open Session and into Executive Session under ORS 192.660(2)(m)(E), To discuss information about review or approval of programs relating to the security of data transmissions by whatever means provided.

Executive Session under ORS 192.660(2)(m)(E), To discuss information about review or approval of programs relating to the security of data transmissions by whatever means provided.

The Court met with Counsel and GIS personnel to discussed computer policy and procedure. Following discussion, Judge McCabe adjourned the Court out of Executive Session and back into Open Session.

Open Session

Judge McCabe convened the Court into Open Session after adjourning from Executive Session under ORS 192.660(2)(m)(E), To discuss information about review or approval of programs relating to the security of data transmissions by whatever means provided and invited any public waiting back into the Court meeting.

Motion

Judge McCabe moved to accept the information as presented. Commissioner Crawford seconded the motion. The vote was 2-0, motion carried. Commissioner Fahlgren was unavailable during this motion.

Judge McCabe adjourned the Court out of Open Session and into Executive Session under ORS 192.660(2)(h), For the purpose of consulting with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed

Executive Session, ORS 192.660(2)(h).

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Judge McCabe convened the Court into Executive Session under ORS 192.660(2)(h), For the purpose of consulting with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed.

The Court and Counsel met on this matter. Following discussion, Judge McCabe adjourned the Court out of Executive Session under ORS 192.660(2)(h), For the purpose of 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 convened the Court back into Open Session.

Open Session

Judge McCabe reconvened the Court into Open Session following the Executive Session , ORS 192.660(2)(h) For the purpose of 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 invited any public waiting back into the meeting.

Motion

Commissioner Fahlgren moved to direct staff to prepare the letters as discussed in Executive Session. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

Miscellaneous

Commissioner Fahlgren discussed the need to get the County voices heard by the Forest Service during the comment period regarding salvage logging. County Counsel will draft the comment letter for the County Court to sign and submit to the Forest Service by tomorrow.

Motion

Commissioner Fahlgren moved to authorize the Court members to sign the comment letter outside of Court to the Forest Service regarding enlarging the scope of salvage logging. Commissioner Crawford seconded the motion. The vote was 3-0, motion carried.

There being no additional items before the Court requiring action today, Judge McCabe adjourned the meeting.

Respectfully submitted,

Colleen Ferguson

Crook County Court Secretary