

**CROOK COUNTY COURT MINUTES
OF SEPTEMBER 20, 2023, REGULAR MEETING
Open Portion**

Be It Remembered that the Crook County Court met in a Regular Court meeting on September 20, 2023, at 9:00 a.m. in the County meeting room located at 320 NE Court Street, Prineville, Oregon 97754.

Court Members Present: Judge Seth Crawford, Commissioner Jerry Brummer, and Commissioner Brian Barney

Absentees: None

Others Present in Person or Via Zoom: Legal Counsels Eric Blaine and John Eisler; Administrative Executive Assistant Sarah Puerner; Fairgrounds Manager Casey Daly; Public Works Director Jeff Hurd; Finance Director Christina Haron; Airport Manager Kelly Coffelt; Assessor Jon Soliz; Building Official Randy Davis; Community Development Director Will Van Vactor; Human Resources Director Kim Barber; Contract County Administrator Andy Parks; Library Director Sarah Beeler; Sheriff Gautney; Budget Analyst Jamie Berger; Natural Resources Policy Coordinator Tim Deboodt; Garth Finley; Barbara Vieu; Jackie and Allan Coxey; Chris Gannon; Terry Weitman; and members of the public.

REGULAR SESSION

The meeting was **called to order at 9:00 a.m.**

Public Comment:

Jackie Coxey has been a resident of Central Oregon since she was four years old and has lived in Crook County for the past 30 years. Wanted to ask what is the Administrator supposed to do other than what the Commissioners do? Why does the County need an Administrator? Is the Administrator qualified?

Judge Crawford answered saying that Crook County is one of the fastest growing counties in Oregon and that his job has become two and the County needs someone else to step in and help with the growth of the County. He also added that anyone the County hires is qualified.

Barbara Vieu mentioned that we need to stay abreast of the growth in the County. Ms. Vieu mentioned the lime green sheet and that the CIO job opening is now being advertised. In addition, Ms. Vieu stated that we don't want to become Bend or compare us to Bend and had no idea about an Administrator being hired back in April. Requests that the County become more transparent and honest with the community members.

Consent Agenda:

1. Approve Minutes
2. Request approval of amendment to Intergovernmental Agreement for "Central Oregon Regional Collaborative," an agreement between local governments to apply for CDBG \$.
3. 2023-2025 IGA for the Financing of Local Public Health Services in Crook County Agreement #180007-1 Awards tobacco prevention funds

4. Award contract to Greenbar Excavation for the Library Patio Renovation Project
5. Renew Software Subscription and Annual Technical Support Agreement with Siemens
6. Extension of OJD Agreement re: ARPA funds
7. Amendment No. 6 to Community Mental Health Program agreement with BestCare Treatment Services, for school based health center (SBHC) services

MOTION to approve the Consent Agenda as written. Motion seconded. No discussion. Motion carried 3-0.

Discussion item #8: Presentation for \$25,000 County support request:

Requester: Andy Gallagher, District Manager for Crook County Soil and Water Conservation District

Details: Andy Gallagher, District Manager for the Crook County Soil and Water Conservation District, attended the Regular Session to present to the Court and request their support in the amount of \$25,000. The District, which primarily operates through grant funding, offers technical and financial assistance to county residents and landowners. This funding would support initiatives to enhance irrigation efficiency and water quality, and also provide a foundation for future grant writing efforts. Mr. Gallagher outlined the District's current projects, including efforts at Hampton Buttes, prescribed burns, mule deer habitat and migration, fish passage and stream improvements in Ochoco Creek, and the Sage Grouse program. This financial support request was already included in the FY24 budget during the budget approval process.

MOTION to approve the \$25,000 for the county support for the Crook County Soil and Water Conservation District. Motion seconded. No discussion. Motion carried 3-0.

Discussion item #9: FBO proposal to provide fuel and aviation services:

Requester: Kelly Coffelt, Airport Manager

Details: Airport Manager Kelly Coffelt attended the Regular Session to discuss a Fixed Base Operator (FBO) proposal from Hood Aero. The proposal outlines a five-year contract where Hood Aero would manage the airport's fuel services, as well as lease office space and several hangars. This partnership would enable the provision of multiple services immediately to pilots, including offerings currently unavailable at the airport. This arrangement is expected to be highly beneficial, not only enhancing the airport's capabilities but also serving as a positive financial venture for Crook County. A budget review indicates that outsourcing these services to a contractor like Hood Aero will lead to an increase in airport revenue and expand the available aviation services.

MOTION to approve the FBO agreement. Motion seconded. No discussion. Motion carried 3-0.

Discussion item #10: Approval of Crook County Community Corrections Biannual Plan

Requester: Aaron Boyce, Sheriff's Office

Details: Lieutenant Aaron Boyce from Parole and Probation attended the Regular Session to request approval for the Crook County Community Corrections Biannual

Plan. This plan is entirely funded by a grant from the Oregon Department of Corrections, with approximately \$2.1 million allocated for the 2023-2025 period. Mr. Boyce detailed the allocation of these funds within the Parole and Probation division of the Crook County Sheriff's Office for the next two years. The bulk of the funding will cover salaries, local control beds in the jail, and jail sanctions. This program is fully funded by the state and does not affect the general fund.

MOTION to approve the Crook County Community Corrections Biannual Plan. Motion seconded. No discussion. Motion carried 3-0.

Discussion item #11: Review inmate communications services agreement and rate schedule, with Smart Communications:

Requester: Eric Blaine

Details: Hannah Pierce, Jail Liaison from Smart Communications, attended the Regular Session to review the inmate communications services agreement and rate schedule with the Court. This system is essential for allowing incarcerated individuals in Crook County to maintain contact with their families, friends, and attorneys. The proposed agreement, which would replace an expiring contract, grants Smart Communications exclusive rights to install and operate communication equipment in the Crook County Jail. The system encompasses visitation, phone, and messaging services, which are crucial for those incarcerated to connect with the outside world. A vital component of this system is the postal and mailing services, which help limit the introduction of contraband into the facility. Additionally, the system provides inmates access to the Law Library.

MOTION to approve the Master Services Agreement with Smart Communications regarding the inmate communications services. Motion seconded. No discussion. Motion carried 3-0.

Discussion item #12: Consider Supplement to Statewide Allocation Agreement for opioid settlement funds:

Requester: Eric Blaine

Details: Legal Counsel Eric Blaine attended the Regular Session to present a supplement to the Statewide Allocation Agreement concerning opioid settlement funds. There have been numerous class action lawsuits claiming damages suffered by local public entities due to the actions of opioid manufacturers, distributors, and wholesalers. One group involved in these proceedings is known as the "Jansen" defendants. Other lawsuits have involved companies like Allergan, Teva, Walgreens, and Walmart, as well as the bankruptcy of Mallinckrodt. The State of Oregon stipulated that it would not allocate any of the Jansen settlement funds to local governments unless they signed a Statewide Settlement Agreement. This agreement mandates that 45% of the settlement funds go to the state and imposes restrictions and usage requirements on local governments. However, the original agreement did not adequately address the settlements from other (non-Jansen) lawsuits. In response, local governments and the state collaborated on a supplement, which addresses the settlements with Allergan, Teva, Walgreens, and Walmart, the Mallinckrodt bankruptcy, and any future, similar class action settlements related to the opioid epidemic.

MOTION to approve the supplement to the Statewide Allocation agreement. Motion seconded. No discussion. Motion carried 3-0.

Administrator Report:

Andy Parks noted that the County has received some complaints regarding Republic Services. There is a complaint form on our website to capture complaints in an easier fashion. Deschutes County is having similar issues with Republic Services as well.

Court Member Updates:

All Court members are going down to Klamath Falls for upcoming AOC meetings.

At 9:44 a.m. the Court convened into Executive Session under the following statute(s): 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)(f) To consider information or records that are exempt from disclosure by law, including written advice from your attorney; ORS 192.660(2)(e) For the purpose of conducting deliberations with persons designated by the governing body to negotiate real property transactions.

EXECUTIVE SESSION

At the conclusion of the Executive Session, the County Court convened back into Open Session, inviting members of the public into the meeting room.

MOTION to approve the easement with the City of Prineville. Motion seconded. No discussion. Motion carried 3-0.

MOTION to approve the easement with the City of Prineville. Motion seconded. No discussion. Motion carried 3-0.

MOTION to direct staff to correspond with the counter party as discussed in the Executive Session. Motion seconded. No discussion. Motion carried 3-0.

MOTION to direct staff and agents to correspond with the counter parties as discussed in the Executive Session and to take the additional steps as discussed in the Executive Session. Motion seconded. No discussion. Motion carried 3-0.

There being no further business before the Court, the meeting was **adjourned at 11:28 a.m.**

Respectfully submitted,

Sarah Puerner