

October 31, 1979  
Following HA/URA  
Meeting

REGULAR MEETING  
BOARD OF COUNTY COMMISSIONERS

Harris Hall

1. COMMISSIONERS' ANNOUNCEMENTS AND BUSINESS

a. WELCOME to Elmira High School Students

Rutherford extended a welcome to 50 Elmira High School students from the senior class who are studying government, and their teacher Dick Garce. He announced that two students would be liaison with County government to keep their class informed.

b. Committee Reports

1) Lane Council of Governments

Freeman reported that there was continuing improvement in the activities of this group.

2) Oregon Coastal Zoning Management Association

Rutherford reported on a meeting in Coos Bay and announced that the next meeting would be in Florence early in December. At Coos Bay they had toured a Japanese log-hauling ship. He said they had also heard a report from Delane Muncy, who was making a study of wet lands.

c. REPORT BACK/Energy Efficiency Program

Rust and his assistant, Gerry Mackie, presented a comprehensive report which recommended the funding of a full-time energy strategist position for the remainder of the fiscal year to work in connection with the General Administrator's office. The General Administrator said that the report established some very high expectations, and that two or three weeks would be needed to look at what might be done. Rust spoke briefly on the need for the County to organize to use energy efficiently internally such as in the fleet services, etc. Weinstein referred to the previous Office of Appropriate Technology which, he said, had petered out. He said the federal and state government would preempt anything the County planned and that he would not vote in favor of any staffing.

Rust moved to refer the report to the General Administrator for review and comment; Rutherford seconded; all voted aye and the motion carried. t'Hooft inquired what had happened to the grant proposal and Rust said that it was applied for and it would probably be approved and go to the energy hotline at the University of Oregon.

2. GENERAL ADMINISTRATOR'S REPORT

a. REPORT BACK/Ad Hoc Task Force Regarding Community Juvenile Services Act (SB 121)

Mark Pangborn, General Administration, reported on the five meetings held by the Planning Committee and presented a series of issues regarding Lane County participation in the Juvenile Services Act which he recommended to be directed to a Technical Advisory Committee to be appointed by the Commissioners. The state law allowed a membership of from 11 to 21 on the Technical Advisory Committee. Freeman moved that the board direct the Community Relations Division to post for applications for a Technical Advisory Committee, the membership of which shall conform to the guidelines of the local commission as outlined in the Community Juvenile Services Act (SB 121) and that the membership shall generally be representative of the area recommended for membership on page two of the Task Force recommendations but shall not exceed a total of 15 members on the committee. In addition, the Community Relations Division was directed to coordinate the appointment process with the presiding juvenile court justice as required in the Act. Also that notice hereby be given to the state Community Juvenile Services Commission of intent to participate on an investigative basis in the Community Juvenile Services Act providing a favorable response to the questions outlined in the Task Force report was achieved. And finally, the Board requested a report from the local Commission on the status of its intent to participate no later than January 15, 1980. Rust seconded the motion.

Pangborn pointed out that a commission would be necessary if participation in the Act was approved, and that it would be advisable to use the same people who served on the Task Force since they would have the background for it. t'Hooft expressed strong reservations about the Act because of difficulties with the previous Community Corrections Act. Rust said he had followed the development of the current Act very closely and he felt heed had been given to the difficulties with the previous Act in the framing of the current one. He cited the fact that juvenile programs were among those cut back the hardest in the current budget, and that there was a potential for \$60,000 per month support under the program.

Morgan spoke about staffing of the Technical Advisory Committee, stressing the importance of keeping the Committee advised and steered in the right direction. He thought it would require at least a half-time position and that it should be provided by Juvenile Administration. There would be a choice between operating independently of the present system or with full integration, getting them involved directly as soon as possible.

Rutherford raised the question of local control and degree of commitment, and Rust assured that the County could pull out at any time. Pangborn stated that three other counties were also considering participation. Morgan stated that in fairness to Juvenile Administrator Lenarduzzi he would suggest continuing the subject of staffing to the following week. On the question, all voted aye and the motion carried.

- b. ORDER 79-10-31-1 Ratification of Oregon Nurses' Association Contract
- c. ORDER 79-10-31-2 Ratification of Sheriff's Contract Agreements, Local 2257

- d. ORDER 79-10-31-3 Salary Adjustments for Court Reporters Effective July 7, 1979

Rust moved approval of Orders 79-10-31-1, 79-10-31-2 and 79-10-31-3; Rutherford seconded; all voted aye and the motion carried.

- e. ORDER 79-10-31-4 Spay Neuter Clinic Salaries

Morgan explained that all employees of the Spay Neuter Clinic would be at step three of the salary range and be eligible for merit increases in six months because of previous commitments. The proposed salary schedule had approval of the City of Eugene. t'Hooft moved that the salary schedule presented be established for the Lane County Spay/Neuter Clinic effective October 31, 1979; Freeman seconded; all voted aye and the motion carried.

- f. ORDER 79-10-31-5 Setting Salaries for the Tax Assessor and Sheriff Effective July 7, 1979

Rust moved that the recommendation of the budget committee concerning the classifications of Director of Public Safety and Director of Assessment and Taxation be approved and that they receive a six percent adjustment retroactive to July 7, 1979; t'Hooft seconded; all voted aye and the motion carried.

- g. DISCUSSION AND ACTION/Tri-Agency Dues for FY 78-79

Pangborn reported that a fiscal review had been made and recommended that the matter be deferred until an audit had been completed. He also reported that the next meeting of the policy board would be receiving proposals from Greenhill and that staff would prepare an alternative plan. He stated that Tri-agency was receiving 15 to 20 extra dogs per week due to the closing of Greenhill. Rust moved to continue the matter until the audit was completed on Tri-agency books; Rutherford seconded; all voted aye and the motion carried.

- h. DISCUSSION AND ACTION/Recovery of Indirect Costs From State Grants and Contracts

Morgan stated that the County was recovering about 16 percent of the indirect costs for administering state grants and contracts, and he proposed an amended contract with the state to include these administrative costs as part of the grant rather than drawing from the General Fund. General Administration was endeavoring to identify places where the County was contributing to indirect costs in connection with grants, and it was determined so far that at least an excess of \$100,000 could be recovered in this way. Rutherford inquired about federal contracts, and Morgan replied that allowance for administration costs were made. Rutherford moved that Lane County adopt the policy of recovering indirect costs from state grants and revenue contracts and that the GAO implement this policy as part of the grant/revenue contract management process; Freeman seconded; all voted aye and the motion carried.

3. CONSENT CALENDAR

(All items listed here are considered to be routine by the Board of Commissioners and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Calendar and will be considered separately.)

- a. Approval of Minutes (None)
- b. Assessment and Taxation
  - 1) ORDER 79-10-31-6 Serving, by Publication of Warrants, for Collection of Delinquent Taxes on Personal Property
- c. Environmental Management
  - 1) FIRST READING AND SETTING A PUBLIC HEARING (Second Reading: November 15, 1979, 7:30 p.m., Oaklea Middle School, Junction City) Ordinance On. 763 "Industrial Triangle" Amendment to Willamette-Long Tom Subarea Plan
- d. Finance
  - 1) ORDER 79-10-31-7 Amending an Award of Bid to NBC Fire Engines, BOARD ORDER 79-7-24-11, for the Purchase of One Fire Truck for Dexter Rural Fire Protection District, Prospective Contract P 79-23
- e. General Administration
  - 1) ORDER 79-10-31-8 Budget Transfer for Wage Settlements From Annual Adjustments to Operating Departments
  - 2) ORDER 79-10-31-9 Contracts Signed by the General Administrator for September 1979.
- f. Legal Matters
  - 1) CONTINUED ORDER 79-10-24-1 Waiving Zoning and Conditional Use Permit Application Fees for Six Months in the Western One-Half of the Willamette-Long Tom Subarea
- g. Plat Approvals (No business)
- h. Public Safety (No business)
- i. Public Works (No business)

Item 3.b.1) was delayed at the request of Weinstein for publication of notice. Item 3.c.1) Rust moved approval. Rutherford suggested that the motion should include directions to the planning staff to provide

further information on usability, locality, parcel size, encroachment problems, access, etc. On being assured that such material would be available to the Board before the public hearing Rutherford seconded the motion; all voted aye and the motion carried. Item 3.e.2) a correction was made on summary sheet two, the next to the last item, where the name should read Zilkoskie's Auto Electric. Rutherford and t'Hooft both raised questions about the project called Citizens Against Toxic Sprays. Rust objected strongly, saying that the same process should apply to all CETA contracts. The item was restored to the total list to be voted on, with the request for further information on this particular item. After a brief discussion of 3.f.1), Freeman moved approval of the remaining items on the Consent Calendar including 3.f.1); t'Hooft seconded; all voted aye and the motion carried.

4. PUBLIC HEARINGS

- a. CONTINUED THIRD READING, PUBLIC HEARING AND ACTION/Ordinance 9-79 Amending Chapter 10 of Lane Code to Add Standards for Residential Outdoor Storage of Inoperable Vehicles and Parts, Junk and Refrigerators and Freezers, Add Appropriate Definitions and Make General Housekeeping Revisions to the Entire Definition Section

Helen Elliott, Permit Processing, requested continuance to December 19. Chairman Freeman opened the public hearing and no one spoke. Rust moved to continue to December 19 at 9:00 a.m. Freeman seconded. t'Hooft suggested instructing staff about modifying the manual; Legal Counsel Hendriksen stated that staff had been working on it but needed Board direction as to whether the fees should be \$25 each for all of the first ten days, with \$100 per day after that. On the question all voted aye and the motion carried.

- b. ORDER 79-10-31-10 Liquor License Application of Fred L. Benoit and Mary Bell L. Benoit, dba: Chateau Benoit, Veneta (Winery/New Outlet)
- c. ORDER 79-10-31-11 Liquor License Application of Walter A. and Esther L. Clark, dba: Row River Store and Tavern, Dorena (Package Store License - Additional Privilege)

A public hearing was held on both of the above Orders; nobody spoke. Rust moved approval; Freeman seconded; all voted aye and the motion carried.

- d. Transfer of a County-Owned Lot to the Housing Authority

Stevenson, HCD, provided some information about this property which had come to the County through a tax foreclosure. A public hearing was held and no one spoke. Rust moved that Tax Lot 1600 map 19-03-14-24, acquired by Lane County through tax foreclosure, be transferred to the Lane County Housing Authority at no cost; Freeman seconded. t'Hooft raised the question of the property being transferred to a private owner, at which time the County should recover the unpaid taxes from

the purchase price. Rust and Freeman accepted the amendment to the motion to read "at the appraised value" in place of "at no cost." On the question, all voted aye and the motion carried.

5. COMMITTEE APPOINTMENTS

a. CONTINUED/Housing and Community Development Advisory Committee

Stevenson, HCD, stated that the Board should name a representative from the private sector to the HCD Advisory Committee. Rutherford nominated John Meadows, an architect; t'Hooft seconded. Weinstein said he would like to name Joseph B. Skaggs as an alternate, and Freeman suggested that he might be considered for the next open position. On the motion all voted aye and Meadows was appointed.

6. ASSESSMENT AND TAXATION (No business)

7. COMMUNITY HEALTH AND SOCIAL SERVICES (No business)

8. DISTRICT ATTORNEY (No business)

9. EMPLOYMENT AND TRAINING (No business)

10. ENVIRONMENTAL MANAGEMENT

a. APPROVAL/Application for Funds to Acquire McKenzie River Property in the Amount of \$200,000

Charles Schrader, Parks and Open Space Director, presented a motion to apply for grant funds from the Heritage Conservation and Recreation Service for \$200,000 to acquire the Keppel property on the McKenzie River, with Mr. Keppel donating a 50 percent share of the property value for the local match required. He stated that the project had been presented to the budget committee during the FY 79-80 budget process and adopted as part of the budget for a total price of \$250,000. Since then the Real Estate Division had appraised the property's value at \$376,000 as of October 12, 1979, with a probable increase in value of about one percent per month, so that by the time the needed appraisals are received and time allowed for filing the grant application and obtaining approval from the state, the fair market value may be around \$400,000. The property has about 2400 lineal feet on the McKenzie River and is a wild area suitable for nature study and to be kept in its natural state because of its unique characteristics. Because of this fact, maintenance costs would be very low, estimated to be between \$200 and \$300 per year. After considerable discussion of maintenance costs, the amount of land being removed from the tax rolls, the large amount of land already in the parks system, etc., Morgan suggested the desirability of having a long-term plan of park expansion and/or acquisition but suggested that this proposed application could be made. t'Hooft moved to apply for grant funds from the Heritage Conservation and Recreation Service for \$200,000 to acquire the Keppel property on the McKenzie River to be used for recreational purposes; Rust seconded. Schrader stated that this area could be put on permanent hold but that sites of this kind were becoming more and more difficult to come by. On the question,

Rutherford and Weinstein voted no; the other three Commissioners voted aye and the motion carried.

- 11. FINANCE (No business)
- 12. GENERAL SERVICES (No business)
- 13. HOUSING AND COMMUNITY DEVELOPMENT
  - a. DISCUSSION AND ACTION/Request for Assistance From Small Cities for Housing and Urban Development Block Grant Administration

Jim Johnson, HCD explained that Lane County HCD administers HUD Housing and Community Development block grant programs for the cities of Lowell, Veneta, Florence, Creswell, and Oakridge. Rutherford moved that the Lane County Department of HCD assist small cities in writing preapplications to HUD for block grant funds, and further that if funded, the small cities' grants would be administered by Lane County HCD; t'Hooft seconded. Rutherford stated that this was truly a function of the County. On the question all voted aye and the motion carried.

- 14. JUDICIAL ADMINISTRATION (No business)
- 15. JUVENILE DEPARTMENT (No business)
- 16. LEGAL MATTERS (No business)
- 17. PUBLIC LANDS (No business)
- 18. PUBLIC SAFETY (No business)
- 19. PUBLIC WORKS (No business)
- 20. REGIONAL INFORMATION SYSTEMS (No business)
- 21. EMERGENCY BUSINESS

- a. Plat Approvals/Somerset Estates

Rust moved approval; t'Hooft seconded; all voted aye and the motion carried.

- 22. EXECUTIVE SESSION as per ORS 192.660 (Commissioners' Conference Room)

- a. Litigation; b. Personnel Matters; c. Negotiations

Rust moved to adjourn to Executive Session as per ORS 192.660 for purposes of litigation, personnel matters and negotiations; Freeman seconded; all voted aye and the motion carried.

*Patricia Charles*  
 Recording Secretary for the Board