

MINUTES & NOTICE OF BOARD ACTION

BOOK 142 PAGE 1861

APPROVED 2-28-90

LANE COUNTY BOARD OF COMMISSIONERS



This document, upon approval in a public meeting by the Board of County Commissioners, serves as official minutes of such meetings as required under the Open Meetings Law, ORS 192.650.

Pursuant to notice made by mailing agendas to news media, a selected list of jurisdictions and individuals in Lane County, a meeting of the Board of County Commissioners was held.

Questions should be directed to The Board Office Specialist 3, ext. 4203.

January 24, 1990
1:30 p.m.

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

Chair Bill Rogers presided with Steve Cornacchia, Ellie Dumdi, Jack Roberts and Jerry Rust present. Judy Haldeman, Recording Secretary.

1. ADJUSTMENTS TO THE AGENDA

None.

2. PUBLIC COMMENT

None.

3. COMMISSIONERS' ANNOUNCEMENTS

Dumdi announced that her assistant, Sharon Giles, will attend the Bonneville Power Administration hearing on her behalf this evening at Twin Oaks School.

Cornacchia announced that the amount of O&C receipts projected for Lane County for next year will be \$15,270,000.

Rogers announced that the citizens group on school finance had made a recommendation to change the distribution formula on US Forest Service receipts from the current 75 percent to counties and 25 percent to school districts to a 50/50 split. There was also a recommendation to impose a five percent severance tax on all federal timber cut in western Oregon. He stated that this Board had taken a position in the past against both of these proposals. It was the Board consensus to oppose the 50/50 split and the majority of the Board agreed to oppose the severance tax.

4. PUBLIC HEARINGS

- a. PUBLIC HEARING AND ORDER 90-1-24-1/In the Matter of Legalization of a Portion of Harvest Lane Being in Section 24, Township 17 South, Range 3 West, Willamette Meridian (NBA & PM 11/29/89) (Bob Ezell)

Bob Ezell, Surveyor, presented this item to the Board. He stated that this road could be legalized if it has been traveled and used for 10 years or more and that this was first used as a County road in 1911. The County right-of-way lies outside of the existing roadway in some areas and the Board has the option of moving the road to the County right-of-way or legalizing the road in its present path. Cornacchia stated that he had had ex parte contacts occasionally on this issue, but that they would have no impact on his decision. He stated that he had grown up less than a mile from this area and had been using the river for the last 30 years.

Rogers open the Public Hearing.

Dave Aurand, 1453 Vera Drive, presented three more letters to the Board and stated that he had used this area for 10 years.

Jim Hutchison, 3150 East Main Street, Springfield, District Fish Biologist for the Oregon Fish and Wildlife Department, stated that he is anxious to start the boat ramp and that legal access was needed.

Gary Rodakowski, 45461 Goodpasture Road, Vida, stated that he grew up on Harvest Lane and that it has not changed at all.

Tom Mohr, 3843 Kevington, President of the Northwest Steelheaders, stated that the road should be legalized where it currently stands.

Ted Bryant, 1745 Grove Street, stated that he had used Harvest Lane since the mid 40s.

Frank Cronin, 3313 Baldy View Lane, stated that he had written a letter to Williams and that would suffice for his testimony.

Lloyd Harris, 3445 Harris, stated that he had used this road since 1920 and that it should remain open and accessible.

John Ziback, 87860 Fawn Way, Springfield, stated that he had used this road hundreds of times and that it should remain open to the public.

Cliff Coddling, 57101 North Bank Road, stated that access to the river was needed between Hayden Bridge and Armitage Park.

Harold Gillis, 975 Oak Street, Suite 920, stated that he is representing Proden. He stated that trespass does not create public use of a road. He entered a computer printout into the record which

listed each time Harvest Lane was mentioned in calls to the Sheriff's office.

Joe Proden, 2290 Hayden Bridge Road, stated that the issue is that the County is trying to take his property and that it has been posted over the years.

W. D. McBee, 2100 Hayden Bridge, stated that the sportsmen should look out for the ownership of this property and commented that the County cannot acquire property by adverse conditions. He suggested that the County buy the property from Proden or go through condemnation procedures.

There being no one else present to testify, Rogers closed the Public Hearing.

The Board discussed the fact that the landowner had protested the use of his property and discussed the options available. Gillis commented that there would be no objection to the County constructing a road in the County right-of-way, the concern is the location of the road. Dave Williams, Assistant County Counsel, suggested that the Board keep the proceedings open if they were to consider moving the road. Rust stated that the County had a legal right to take this road, but suggested that this be held in abeyance to consider moving the road to the County right-of-way or negotiate a purchase of the Proden property. Ezell commented that he could have a report to the Board on February 28 regarding the cost of the options discussed. Roberts suggested that there be some negotiations between the Prodens and the Oregon Department of Fish and Wildlife with County staff present.

6. COUNTY ADMINISTRATION

This item taken out of order.

- c. ORDER 90-1-24-2/In the Matter of Approving the Application for Great Start Planning Funds for 1989-90

MOTION: Approval. Cornacchia MOVED, Roberts SECONDED. VOTE: 5-0.

5. EXECUTIVE SESSION as per ORS 192.660

(Commissioners' Conference Room)

Held later in the day.

8. 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.)

This item taken out of order.

- A. Approval of Minutes: December 11, 1989, Joint Meeting,
BCC and Fair Board, 1:30 p.m.
December 12, 1989, Work Session,
9:00 a.m.
- B. County Administration
- 1) ORDER 90-1-24-3/In the Matter of Approving Submission of Assessment and Taxation Budget to the Oregon Department of Revenue
 - 2) RESOLUTION AND ORDER 90-1-24-4/In the Matter of Approving and Recommending to the USDA-Forest Service an Exchange of Non-Federal and Federal Lands in the Siuslaw National Forest (Davidson Industries)
 - 3) ORDER 90-1-24-5/In the Matter of Approving Participation in an Association of Oregon Counties' Study of the Siuslaw, Umpqua and Willamette National Forest Management Plans and Authorizing up to \$1,500 to be Expended from the General Fund Appropriated Reserve
 - 4) ORDER 90-1-24-6/In the Matter of Appointing Commissioners Cornacchia and Roberts to the Natural Resources Standing Committee
- C. Finance and Management Services
- 1) ORDER 90-1-24-7/In the Matter of Awarding a Contract to Atterton Painting in the Amount of \$76,000 for the Annex, Delta and Museum Reconditioning
- D. Public Safety
- 1) ORDER 90-1-24-8/In the Matter of Transferring an Appropriation in the FY 89/90 Budget in the Amount of \$20,993 from General Expense to Public Safety for the Purpose of Establishing and Funding a Full-Time Lieutenant Position in the Department of Public Safety
- E. Public Works
- 1) ORDER 90-1-24-9/In the Matter of Accepting a Grant to Renovate the Restroom at Baker Bay Park and Authorizing the County Administrator to Sign Project Agreements

- 2) RESOLUTION AND ORDER 90-1-24-10/In the Matter of Vacating a Portion of County Road Number 639 (O.C. Stanwood Road) Without a Public Hearing, and Adopting Findings of Fact (19-12-12)

MOTION: Approval of the Consent Calendar. Roberts MOVED, Cornacchia SECONDED. VOTE: 5-0.

7. PUBLIC WORKS

- a. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance 1-90/In the Matter of Amending Lane Code Chapter 13 to Comply with Chapter 772, Oregon Laws 1989, Make Changes to Definitions and Procedures for the Processing of Land Divisions, Amend Criteria for the Approval of Partitions, Replats and Subdivisions, Add a Severability Clause, and Declare an Emergency

Rogers read the ordinance into the record.

Bill Van Vactor, County Counsel, stated that the proposal refers to the Board making final decisions with regard to "ways of necessity" which have been transferred to Circuit Court and he advised that this reference be stricken from the ordinance. This will be discussed further in two weeks.

MOTION: To adopt the First Reading and set Second Reading and Public Hearing for February 7, 1990, at 1:30 p.m. in Harris Hall. Dumdi MOVED, Roberts SECONDED. MOTION: To amend the previous motion to delete Lane Code 13.050(5)(a)(ii)(3). Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

This meeting recessed at 4:09 p.m. to reconvene at 4:20 p.m. in Executive Session and at 4:38 p.m. in Regular Session.

6. COUNTY ADMINISTRATION

- a. Announcements

None.

- b. DISCUSSION/County Administrator Performance Appraisal (Comm. Rogers)

Cornacchia stated that he had given an overall rating of 9 for the County Administrator and considered his performance exemplary. Dumdi stated that she had given him an overall rating of 8 or 9, with a 10 for integrity. She stated that his external skills are outstanding, he projects a positive image for Lane County and his attention to detail is exemplary. Rust stated that Johnson was the most outstanding administrator in Lane County's history and one of the top in the state. He stated that he had clear and concise communication skills and a good public image. He suggested that Johnson hold managers accountable for affirmative action and that he take a tighter approach

to the coming fiscal crisis. He stated that overall he would give him an outstanding rating. Roberts stated that based on his impressions from the outside, Johnson's image is positive and he is an asset to Lane County. He stated that his on-the-job experience confirms this impression and that he would rate him a 10 for integrity. Rogers stated that he was giving him a lower rating than he had in the past as he had allowed personnel situations to deteriorate until drastic action was necessary and suggested that Johnson spend more time with the departments. He stated that Johnson has had general success and that he would rate him a 10 on communications, public contact and integrity. Rogers stated that he would give him a rating of 6 overall and recommended a mid-term evaluation in June.

MOTION: To move an exceptional rating of 9 overall for the County Administrator. Rust MOVED, Dumdi SECONDED. MOTION: To amend the motion to give an overall rating of 8 for the County Administrator. Cornacchia MOVED. Motion dies for lack of a second. MOTION: To move a rating of 8 or above for the County Administrator. Roberts MOVED, Cornacchia SECONDED. Rust stated that he would not agree to anything less than a 9. Dumdi stated that he is exceptional. VOTE: 4-1, Rust dissenting.

Dumdi suggested that a joint workshop be held during goal setting between Board, County Administration staff, key managers and supervisors to identify the scope of problems being experienced in County departments.

This meeting recessed at 5:15 p.m. to reconvene at 6:00 p.m.

PUBLIC HEARING/Draft Housing Plan

Rogers opened the Public Hearing.

Emily Schue, City Counselor, Eugene, stated that she appreciated the efforts of the Board of Commissioners and the task force. She stated that the City Council is interested in working with the Board on homelessness.

Bill Morrisette, Mayor, City of Springfield, urged the Board to look hard at expanding the role of the Housing Authority and to look at surplus receipts that may be in the County budget to alleviate the homeless problem.

Dennis Reynolds, 1491 Jefferson, Child Care Service Area Committee chair for the Youth Development Commission, commented that the YDC Child Care Service Area Committee has identified homelessness as one of the top three priorities needing attention to benefit children. He urged the Board to pursue strategies to fund the recommendations of the report of the Lane County Task Force on Homelessness and Affordable Housing.

Greg Colt, 967 1/2 West 8th, commented that it is difficult to find an accessible place to live in Lane County when you are in a wheelchair. He commented that the issue of homelessness needs to be addressed as soon as possible.

Richard Austin, 2 Coburg Road, discussed options for developing low-cost housing both for renters and owners. He proposed a building block construction with prefabricated segments which would cost \$10 per square foot (see material on file).

Penny Anderson, 81 East 14th, representing the League of Women Voters, stated that there was a critical need for affordable housing and asked Lane County to find the money to implement the task force report as soon as possible.

Bill Whiteman, 1642 Grover, Cottage Grove, applauded the Board for showing leadership in the homeless situation in Lane County. He stated that the Board should discuss where housing units should be placed in the community and asked the Board not to include the business tax as a funding mechanism.

Gary Rayer, 2064 Friendly Street, urged the Board to support the task force report.

Ruth Dynes, 3955 East 17th, asked the Board to consider building shelters similar to those constructed following the San Francisco earthquake in 1906 to house the homeless.

Jane Heidegger, 2810 Warren Street, President of Eugene Churchwomen United, stated that her group has a commitment to act to end the impoverishment of women and children and urged the Board to provide more low cost housing.

Libby Mills, 3277 Kinsrow, representing students from St. Paul's school, stated that her school had written 200 letters to the Lane County Board of Commissioners asking for more help for the homeless. She stated that it was unclear whether the Board was going to help, though they had responded to the children that they would help the homeless. She stated that "if this is the kind of government I have; I don't think that the homeless are the only ones in trouble".

Florence Petersen, 1201 Satre, representing St. Paul's Church, stated that many churches are doing a great deal to help with the homeless issues and can do no more.

John Phillips, 89084 Blue View, representing St. Mary's Episcopal Church, stated that statistics are not real until you actually meet some of the people involved.

Wayne Ford, 28394 Cantrell Road, representing the Homeless Action Coalition, urged the Board to take ownership of the report and to provide full funding for an end to homelessness.

Father Albert Felice Pace, 1850 Emerald, representing Newman Center, urged the Board, the City of Eugene and the City of Springfield to endorse this report and solve the problem.

Sandra Luks, 3687 Vine Maple Street, commented that there were homeless children in her school and that school was the most stable thing in their lives.

Suzanne Baker, 8619 Thurston Road, Springfield, stated that her husband was laid off and that they were in need of affordable housing.

This meeting recessed at 6:58 p.m. to reconvene at 7:05 p.m.

Cornacchia excused at 6:58 p.m. to attend a Bonneville Power Administration hearing.

Patricia Zilm, 8651 Thurston Road, Springfield, commented that she had been homeless and had lived in the Opportunity Shelter. She stated that she did not believe that anyone should have to be homeless and urged more low-cost housing.

Gregory Hazarabedian, 260 East 2nd Avenue, representing the National Lawyers Guild, stated that political rights without economic rights are not enough. He stated that this problem should be solved by the national government, but has fallen to local governments and he urged acceptance of the recommendations in the report.

Sister John Backenstos, 55408 West Delta, Blue River, urged low-cost housing for people in the rural areas.

Betty Beveridge, 855 North A, Springfield, representing the St. Alice Community Services Office, stated that 800 families per month are being served by this office. She suggested that regulations be waived and something done now.

Dan Davis, 1 East Broadway, presented a plan for low cost housing on Roosevelt Boulevard.

Jean Tate, 5008 Blanton Road, task force member, stated that she would second some of the innovative ideas that have been mentioned. She stated that the most difficult thing about this report is the financing and suggested that an across-the-board business license tax is not too onerous.

Laurie Swanson and Lynette Williams, 1025 Willamette Street, representing the Private Industry Council, stated that there is a need for housing for single, adult men.

Carole Bruhl, 708 West 4th Avenue, suggested that a sales tax is the answer to fair taxation and she asked the Board to act compassionately.

Gary Kutcher, 85560 Svarverud Road, commented in favor of the task force plan as a bare minimum. He asked the Board to decriminalize camping, provide safe camping facilities for the homeless and consider rent control.

Shirley Kaping, 260 Crona, Junction City, Junction City City Council member, stated that adequate, affordable housing was needed.

Lester Stoner stated that there would be high costs to the taxpayer for this housing and stated that adding more money to the problem is not the answer.

This meeting recessed at 8:05 p.m. to reconvene at 8:16 p.m.

Dorothy Sistrom, 3386 Loma Linda Drive, stated that the numbers served at the Community Family Soup Kitchen are increasing and she urged the Board to help by implementing the task force recommendations.

Rosemary Batori, 1080 Patterson, stated that she is a concerned citizen and would be willing to pay more taxes to help with homelessness.

Tony Harlan, P. O. Box 11715, stated that he works at the soup kitchen at Patterson School and attends Shasta Middle School.

Kendall Carroll, a resident at the Opportunity Center, testified in favor of the proposed projects.

Victoria Nelson, 1995 Amazon Parkway, stated her need for low-income housing.

Pamela King, 1995 Amazon Parkway, stated her need for low income-housing.

Gloria Griffith, 90984 Hill Road, Springfield, representing Birth to Three, urged the Board to provide low-income, low-cost housing.

Walt Lawrence, 1160 Jackson, stated that ice rinks and airports have become priorities over housing and every human being deserves food, shelter and the right to dignity. He commented that a business license tax is one way to help solve the homeless problem.

Rogers stated that the Board of Commissioners had invited all of the Lane County Legislative Delegation to attend this meeting and that not one of them had shown up.

Debra Michaels, representing the Lane County Relief Nursery, stated that 31 of the 88 children in the nursery are homeless. She stated that this community has a vision that housing is a right not a privilege. She suggested that the housing developed should have families in mind; with garden space and playgrounds for children.

Ernest Unger, 1542 West First, of the Eugene Mission, stated that the number one unmet need in the community is certainly affordable housing.

He suggested that single room occupancy units need to be built to replace the hotels torn down during urban renewal.

Jenny Ulum, 1255 Hilyard, Director of Community Relations at Sacred Heart General Hospital, stated that health hazards are increased with homelessness and poverty.

Denise Sustello, 89299 Fir Butte Road, stated that she owned a trailer park in Eugene and that she had an adjoining acre of land that could not be developed since it was in an industrial zone. She stated that she is willing to help homelessness with this property, but needed the help of the County, city and state regarding the zoning.

Joe Softich, 2612 Emerald Street, manager of the Food Box Room at Catholic Community Services, urged the Board to approve the recommendation of the task force.

Rabbi Yitzhak Hankin, 90 West 31st, stated that "we are all responsible for each other" and urged the Board to accept the report of the task force and continue the process.

Reverend George Pasek, 1025 G Street, Springfield, member of the Springfield Housing Task Force and Habitat for Humanity, commented that wages are very low in Eugene compared to Wyoming, even though Wyoming was in a recession. He stated that one of the responsibilities of people is to shelter the homeless poor.

Paul Randall, 21 N. Grand Street, Whiteaker School, stated that there were 18 children at his school who were homeless. He stated that the heart of a community is shown by how it deals with its disadvantaged citizens, especially its children.

Michael Dawson, 355 East 19th, #11, representing the Eugene/Springfield Solidarity Network, stated that working people know and understand that the hundreds of homeless people in this community are part of our own ranks and that it was time for a solution to this problem.

Bob Reuschlein, 956 1/2 West 4th, #3, presented examples of homelessness to the Board.

Marjory Ramey, 1740 Fairmount, Director of Housing at the University of Oregon, encouraged the Board to accept the report as presented. She stated that the University is dedicated to becoming part of the solution to homelessness.

Cornacchia reentered the meeting at 9:10 p.m.

Al Johnson, 1991 Madison, task force member, encouraged the Board to streamline the regulatory process with regard to housing.

Kevin Hayden, 55 Corliss Lane, stated that the task force proposal is a bare minimum and that there will be a new wave of homelessness next year.

This meeting recessed at 9:22 p.m. to reconvene at 9:32 p.m.

Susan McMichael, 1030 Willamette, #2, stated that there is a failure to realize that children are our greatest asset and that they need adequate food and education in addition to a home.

Carrie Patterson, P. O. Box 1384, stated that she lives at the Opportunity Shelter and that she would like to have a home.

Barbara Nixon, 440 Maxwell, stated that churches are very active in the community and that her church had housed homeless families.

Gerry Gaydos, 2820 Emerald Street, stated that the Board needs to be fiscally responsible, but that that did not mean that the issues cannot be addressed. He stated that the Board needs to keep the vision of a caring and emphatic community when looking at this plan to see ways of implementing it.

Ron Chase, 1775 West 14th, representing Sponsors Inc., stated that ex-offenders need affordable housing in order to succeed. He urged the Board to accept the entire plan as the cost of not having affordable housing is greater than the cost of implementing the plan.

Randy Prince, P. O. Box 927, stated the Board should ask the Legislators to change the state law regarding property taxes falling equally on land and buildings. He asked the Board to consider building less parking structures and encourage the use of mass transit with more emphasis on bicycle paths.

Henry Morrison, 410 East 11th, #1, representing the Lane County Tenants' Council, stated that high rent is driving people out into the street and that more low-cost housing is needed.

Thomas Brandt, 37056 Boiler Creek Road, Marcola, suggested that trailers could be instant housing and that people could be put to work building their own housing with some surplus materials.

Larry Wentz, 415 Monroe Street, encouraged the Board to remove the regulations about camping along the river.

Gretchen Schintz, 93 West 25th, asked the Board to consider shared housing and rooms for rent to help alleviate the homeless problem and suggested that rent control be looked at along with a small subsidy for people in danger of becoming homeless.

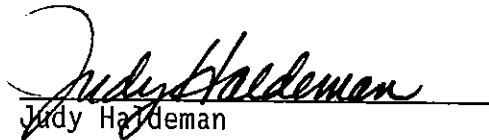
Bob Rounsley stated that he had been speaking with the people in the street for the last three months and asked the Board to do something for the children.

Margaret Nichols, Eugene School District Superintendent, gave a written statement to encourage the Board to act positively for kids.

Katherine Maris, 3725 E Street, Springfield, also wrote asking the Board to enforce a permanent solution.

There being no one else present who wished to testify, Rogers closed the Public Hearing.

There being no further business, this meeting adjourned at 10:25 p.m.


Judy Haldeman

Recording Secretary