

NOTICE OF BOARD ACTION



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.

July 25, 1990
Following HACSA

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

Chair Bill Rogers presided with Steve Cornacchia, Jack Roberts and Jerry Rust present. Commissioner Ellie Dumdi was excused. Jerry Pierce, Recording Secretary.

1. ADJUSTMENTS TO THE AGENDA

One item of emergency business will be heard later in the meeting.

2. PUBLIC COMMENT

None.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held at 10:40 a.m.

4. COMMISSIONERS' BUSINESS

- a. ORDER 90-7-25-1/In the Matter of Recognizing the Game Farm Neighbors Association as a Chartered Community Organization Pursuant to LM 3.513

Jean Hurst, President of the Game Farm Neighbors Association appeared before the Board to answer any questions regarding the association's petition for recognition as a chartered community organization pursuant to LM 3.513. There was a discussion regarding public meetings laws and notification to the County of meetings. Hurst said if the requirement of a week and a half notice were to put the association in a position where they can't function and carry out their purpose and mission, the association would have to make a decision as to whether the tradeoffs of recognition are worth putting

them dead in the water on some of the issues they need to act on. She said they had agreed to follow public meeting laws.

MOTION: Approval. Cornacchia MOVED, Roberts SECONDED. VOTE: 4-0.

5. EXECUTIVE SESSION as per ORS 192.660

None.

6. COUNTY ADMINISTRATION

a. Announcements

None.

b. RESOLUTION AND ORDER 90-7-25-2/In the Matter of Supporting an Oregon Business Development Loan for Classic Brasscraft, Inc., of Creswell, Oregon

MOTION: Adoption of Resolution and Order. Cornacchia MOVED, Roberts SECONDED. VOTE: 4-0.

7. PUBLIC WORKS

a. ORDER 90-7-25-3/In the Matter of a Determination of Whether or Not to Consider the Appeal of a Remanded Hearings Official Denial of PA 2207-89 to Allow Stables, Riding Academies and Commercial Riding in a RR-5 Zone (Appellant: James Kittleson)

Jerry Kendall, Land Management, presented this item to the Board. In response to the issue of ex parte contacts, Commissioner Rust said he had met with residents months ago to hear their views. He declared himself free of prejudice.

MOTION: To not consider the appeal of a remanded hearings official denial of PA 2207-89 and to request Lane County Planning Commission to take the issue of jackpot roping and its appropriate placement in appropriate zones up at their earliest convenience. Cornacchia MOVED, Roberts SECONDED. VOTE: 4-0.

b. ORDER 90-7-25-4/In the Matter of a Determination of Whether or Not to Consider the Appeal of a Hearings Official Approval of PA 124-90 (Applicant: William Boyd; Appellant: Ray Schutte)

After a brief discussion, it was agreed that the criteria under which the Board would consider this appeal were not met.

MOTION: To not consider the appeal of a hearings official approval of PA 124-90. Rust MOVED, Cornacchia SECONDED. VOTE: 4-0.

8. CONSENT CALENDAR

Cornacchia pulled items 8. C. 2 and 8. G. 1 from the Consent Calendar.

- A. Approval of Minutes: June 13, 1990, Regular Meeting,
Following HACSA
June 13, 1990, Regular Meeting,
1:30 p.m.
June 13, 1990, Public Hearing,
7:00 p.m.
June 19, 1990, Work Session,
Following MWSD
June 20, 1990, Regular Meeting,
Following MWSD
June 20, 1990, Regular Meeting,
1:30 p.m.
June 26, 1990, Work Session, 8:30 a.m.
June 27, 1990, Regular Meeting,
Following HACSA
June 27, 1990, Regular Meeting,
1:30 p.m.

B. County Counsel

- 1) ORDER 90-7-25-5/In the Matter of Acceptance of Certificate of Election and Proclamation of Results (Extension Services and Library Program Levy)

C. Finance and Management Services

- 1) ORDER 90-7-25-6/In the matter of Selling County-Owned Real Property Map/Tax Lot Numbers:
a. 17-04-24-31-01400
b. 17-04-28-23-08100
c. 18-04-01-31-02006
d. 19-12-02-42-00100
e. 20-01-03-30-01000
- 2) ORDER 90-7-25-7/In the Matter of Authorizing the Director of the Department of Finance & Management Services to Effect Interfund Loans for Interim Financing of Equipment for the Regional Information System

Pulled.
- 3) ORDER 90-7-25-8/In the matter of Award of Bid CP 89/90-13 for Materials and Services Purchase of Elevator maintenance Services

D. Health and Human Services

- 1) ORDER 90-7-25-9/In the Matter of Accepting Amendment #27 to the 1989-91 Intergovernmental Agreement #20-001 in the Amount of \$111,376 with the State Mental Health and Developmental Disability Services Division; Delegating Authority to the County Administrator to Sign the Contract Amendment and Subsequent Subcontract Amendments in the Department of Health and Human Services
- 2) ORDER 90-7-25-10/In the Matter of Accepting an Increase of \$15,963 in Addendum #1 to the intergovernmental Agreement with the State of Oregon Crippled Children's Division; and Delegating Authority to the County Administration to Sign the Addendum

E. Public Safety

- 1) ORDER 90-7-25-11/In the Matter of Authorizing an OLCC License for David & Janie Deniman, dba: Towne & Country Store, Eugene

F. Public Works

- 1) ORDER 90-7-25-12/In the Matter of Awarding a Contract to Wildish Corvallis Construction Co., for Basing and Paving for Cedar Creek Road, Contract No. 90/91-01
- 2) ORDER 90-7-25-13/In the Matter of Awarding a Contract to Weyerhaeuser Paper Company Secondary Fiber Division for Office Paper Recycling Services
- 3) SUBDIVISION PLAT
 - a) Sea Watch Estates, PUD
City of Florence
18-12-15

G. RIS

- 1) ORDER 90-7-25-14/In the Matter of Approving Award of Bid CP 89/90-17 to Purchase Computer Equipment for Regional Information System Capacity Upgrade

Pulled.
- 2) ORDER 90-7-25-15/In the Matter of Approving Purchase Contract with Digital Equipment Corporation in Order to Acquire Additional Disk Storage Capacity for the Common Mapping System

MOTION: Approval of the balance of the Consent Calendar. Rust MOVED, Roberts SECONDED. VOTE: 4-0.

C. Finance and Management Services

- 2) ORDER 90-7-25-7/In the Matter of Authorizing the Director of the Department of Finance & Management Services to Effect Interfund Loans for Interim Financing of Equipment for the Regional Information System

MOTION: Approval. Roberts MOVED, Rust SECONDED. VOTE: 3-1, Cornacchia dissenting.

G. RIS

- 1) ORDER 90-7-25-14/In the Matter of Approving Award of Bid CP 89/90-17 to Purchase Computer Equipment for Regional Information System Capacity Upgrade

MOTION: Approval. Roberts MOVED, Rust SECONDED. VOTE: 3-1, Cornacchia dissenting.

9. COUNTY COUNSEL

- a. ORDER 90-7-25-16/In the Matter of Amending Chapter 2 of the Lane Manual Concerning Distribution of Written Information from the Harris Hall Information Counter and the Free Speech Rack (LM 2.860 and 2.870), and Directing Implementation by the County Administrator

MOTION: Set item over until next week's Board meeting. Rust MOVED, Cornacchia SECONDED. VOTE: 4-0.

10. HEALTH AND HUMAN SERVICES

- a. ORDER 90-7-25-17/In the Matter of Accepting a Revenue Contract with Sacred Heart General Hospital; Delegating Authority to the County Administrator to Sign the Contract; Appropriating an Additional \$28,000 in Revenues and Expenditures for Public Health Services in the Department of Health and Human Services; and Establishing a New Full-Time Public Health Nurse Position from July 1, 1990 to January 31, 1991, Subject to Renewal in Health and Human Services

MOTION: Approval. Cornacchia MOVED, Roberts SECONDED. VOTE: 4-0.

11. EMERGENCY BUSINESS

- a. ORDER 90-7-25-18/In the Matter of Approving a 1990/91 Contract in the Amount of \$256,608 with Passages, Inc., for Operation of the Alcohol and Drug Treatment Center for Corrections Clients; Approving Two One-Year Contract Renewals; and Delegating Authority to the County Administrator to Sign the Contract and the Contract Renewals.

MOTION: To approve the contract. Roberts MOVED, Rust SECONDED. VOTE: 4-0.

This meeting recessed at 10:00 a.m. to reconvene at 10:40 a.m.

12. COMMISSIONERS' ANNOUNCEMENTS

Cornacchia had prepared a letter that he read into the record commending Jerry Rhodes, former reporter for The Springfield News. Rhodes has accepted a position with a newspaper in Vancouver, Washington. All commissioners present endorsed the letter.

Rogers announced that two commissioners would be needed to judge photos from the Lane County Fair to determine which photos would be purchased by the County. There are three different classifications this year and a requirement that the photograph was taken inside Lane County has been added. Commissioners Rogers and Rust will perform that function.

Rogers said he had received a letter at NACO regarding partisan leadership effort to reduce the federal budget deficit through elimination of state/local income tax deduction. It was decided it would be inappropriate to comment since the County does not levy an income tax.

Commissioner Rogers said that Eugene Peace Works had requested permission to show a 17-minute videotape in lieu of equal time of public testimony during the hearing scheduled for the afternoon. He stated his intent was to allow this if few enough people had signed up to testify and if it would still allow the meeting to conclude by 5:00 p.m.

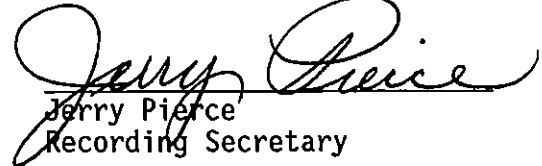
13. OTHER BUSINESS

Rob Rockstroh, Director of Health and Human Services, appeared in response to a question raised by Commissioner Rogers as to if women are included in the Passages, Inc. alcohol and drug treatment program for corrections clients. Rockstroh explained that the women's treatment center is at Sunrise for Women and that the system for men and women is and always has been at separate facilities.

John Goodson and Vern Gunderson from Public Works appeared in response to a request from Cornacchia to answer questions regarding an item Cornacchia had seen on the news the previous evening regarding a supposed illegal fill in the River Road/Maxwell area. Goodson explained that a portion on the south end of that project may potentially be a wetland area but that even if that were the case, it was covered under the federal exemption for a permit. He stated the material would be removed after the project is completed. Rust asked if there were other fills in wetland areas. Goodson said there were potentially wetland areas in the Lorane Highway project but all work in that area had been halted until a final determination was made. To his knowledge, no other depressions were in use for fills. Rust suggested that when Public Works sought an exemption to a permit process, the Board of Commissioners should be noticed early in that process, along with the Fish and Wildlife Service. Roberts said the County should be satisfied that it had done enough if it met the established criteria and asked David Williams, Assistant County Counsel,

if there would be a legal basis for a fine. Williams said there would probably be a basis for a fine in theory if established guidelines had not been followed. Rogers stated that since the laws and systems in place are being followed, it should be left alone and not require additional notice from the Public Works department. Cornacchia suggested there be an inventory of these ponds and then discuss if there are societal benefits or not to them. It was agreed the inventory be done in metro areas only as rural areas probably had no need for additional recreational sites of this type. Roberts voiced his concern that another layer of environmental concern not be added to the process but agreed that an inventory would be beneficial in future discussions. The Board asked Public Works to complete the inventory by mid-November.

There being no further business, this meeting recessed until 1:30 p.m.


Jerry Pierce
Recording Secretary