

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.

June 20, 1990
Following MWSD

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

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

1. ADJUSTMENTS TO THE AGENDA

None.

2. PUBLIC COMMENT

None.

3. PUBLIC HEARINGS

- a. PUBLIC HEARING AND ORDER 90-6-20-1/In the Matter of Adopting the 1989-90 Supplemental Budget #2 and Making Appropriations

Margo Drivas, Assistant County Administrator, presented this item to the Board and suggested that \$192,000 be removed from the proposal under General Expense-Capital Projects for the Bus Barn as this will not be expended by June 30, 1990.

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

MOTION: Approval of the Supplemental Budget #2 with amendment. Roberts MOVED, Rust SECONDED. VOTE: 3-1, Cornacchia dissenting.

- b. PUBLIC HEARING AND ORDER 90-6-20-2/In the Matter of Adopting the 1990-91 Budget, Making Appropriations and Levying Taxes

Drivas presented this item to the Board and commented that the County budget for next year is approximately \$225 million with reserves in the General Fund of \$4.3 million and the Road Fund over \$30 million.

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

MOTION: Approval of the 1990-91 Budget as presented. Rust MOVED, Roberts SECONDED.

Dumdi entered the meeting at 9:22 a.m.

Rust stated that he is proud of the services delivered by Lane County and commented that this is the most efficient level of government in the United States. He stated that the vast majority of this budget goes to roads and police services and that the average taxpayer spends around \$100 per year on County government. He stated that some of the things that will be discussed in the future with regard to County budget are greater productivity and efficiency; user fees; contracting out of services; salary reviews and revenues. He commented that the reserves are earning close to \$3 million in interest for the County and he intends to vote for this budget.

Dumdi stated that there have been concerns about the level of the budget, but that there are needs which must be addressed now. She stated that all of the Commissioners have had a hand in increasing the level of this budget and that it is being done in the best interests of the people of Lane County. VOTE: 4-1, Rogers dissenting.

Drivas acknowledged the superior staff work provided by the analysts in County Administration and stated that this was reflected in the quality of information provided and the level of discussion in the committees. She thanked the departments for their excellent cooperation.

4. COMMISSIONERS' ANNOUNCEMENTS

To be held at 10:40 a.m.

5. EXECUTIVE SESSION as per ORS 192.660

None.

6. COUNTY ADMINISTRATION

a. Announcements

Drivas reported that Jim Johnson, County Administrator, will be away until Monday.

b. ORDER 90-6-20-3/In the Matter of Amending Chapter 2 of the Lane Manual to Add Provisions on the Distribution of Public Information from County Information Counters (LM 2.860 and 2.870)

MOTION: Adoption. Rust MOVED, Rogers SECONDED. Dumdi proposed that the Board look at alternative 3 to establish a rack near Harris Hall for distribution of materials with no impact to staff or volunteers. Roberts was concerned that a free press area will have materials that are unrelated to County government and could contain hate literature, pornography, election materials, etc. Rust stated that this issue will not go away and that content-based discrimination had caused the reaction initially. He suggested that the area be cleared once a week to keep it tidy. He stated that he would not vote for this order. Cornacchia stated that he favors the idea of an information rack as he is not afraid to let society make its own choices. He stated that he was concerned that other members of the Board may censor the material placed in this rack. Roberts stated that if the Board voted to place the rack near Harris Hall, he would certainly not censor any of the materials placed in it.

MOTION: To amend the motion to delete 2.870 from the order. Roberts MOVED, Rust SECONDED. VOTE: 5-0. VOTE on the main motion: 2-3, Cornacchia, Dumdi and Rust dissenting. MOTION: To provide Lane Manual provision within 30 days for an information rack limited to legally permissible literature. Rust MOVED, Dumdi SECONDED. Roberts commented that the State of Oregon allows all material legally. Rust commented that this policy could be reviewed in the future if there are problems. VOTE: 3-2, Roberts and Rogers dissenting. Van Vactor commented that he would prepare the order within 30 days and stated that any material that violates civil law can be removed from the rack.

c. ORDER 90-6-20-4/In the Matter of Transferring \$23,500 in Revenue and Expense from the Department of Public Safety Traffic Team to the Central Lane Justice Court for Increased Court Start-Up Costs

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

7. CONSENT CALENDAR

Rust asked to have item 7.F.5. pulled from the Consent Calendar. Rogers stated that item 7.C.1. has been pulled from the Consent Calendar and will be held next week.

- A. Approval of Minutes: May 23, 1990, Joint BCC/Florence City Council Meeting, 9:30 a.m.
May 29, 1990, Work Session, 8:30 a.m.
May 30, 1990, Regular Meeting, 9:00 a.m.
- B. County Administration
- 1) ORDER 90-6-20-5/In the Matter of Closing Fund 33 Adult Corrections Center Bond Retirement Fund, Transferring the Balance of Fund 33 and any Future Receipts from Tax Levies and Penalties and Interest Thereon to Fund 15 Corrections Construction Fund, Effective July 1, 1990 12:00 a.m.
 - 2) ORDER 90-6-20-6/In the Matter of Closing Fund 37 Police Services, Transferring the Balance of Fund 37 and any Future Receipts from Tax Levies and Penalties and Interest Thereon to Fund 18 Corrections Operations, Effective July 1, 1990, 12:00 a.m.
 - 3) ORDER 90-6-20-7/In the Matter of Approval of Application to the Oregon Traffic Safety Commission for a Second Year Driving Under the Influence of Intoxicants (DUII) Traffic Safety Project Grant in the Amount of \$98,847, and Acceptance of the Grant and Delegation of Authority to the County Administrator to Execute Documents
- C. Finance and Management Services
- 1) ORDER 90-6-20-8/In the Matter of Cancellation of County Checks More than Seven Years Old and Other Items Considered as Abandoned Property More than Five Years Old

Pulled.
- D. Health and Human Services
- 1) ORDER 90-6-20-9/In the Matter of Delegating Authority to the County Administrator to Sign the Subcontracts Arising from the Second Year Funding of the Intergovernmental Agreement for FY 1989-91 #20-001 with the State of Oregon Mental Health Division
- E. Public Safety
- 1) ORDER 90-6-20-10/In the Matter of Approving Various Liquor License Renewals for Various Individuals
 - 2) ORDER 90-6-20-11/In the Matter of Authorizing a Change of Ownership/OLCC License for Richard & Karla Hayward, dba: Hwy 58 Market, Eugene

- 3) ORDER 90-6-20-12/In the Matter of Authorizing Intergovernmental Law Enforcement/Marijuana Eradication Agreement with Bureau of Land Management
- 4) ORDER 90-6-20-13/In the Matter of Approval of Contract with Palmer Phillips Electric, Inc., for Renovation of Electric Controls for Jail Doors

F. Public Works

- 1) ORDER 90-6-20-14/In the Matter of Releasing and Dedicating Parcel "A," of Reel 170-61D, Reception No. 28167 of County-Owned Real Estate, as a Portion of County Road No. 1530 (West Hillaire Road)
- 2) ORDER 90-6-20-15/In the Matter of Awarding a contract to Utility Equipment, Inc., in the Amount of \$47,989 for the Purchase of One (1) New 11-Yard Capacity Chip Box and Aerial Personnel Lift, Contract No. 89/90 FS-11
- 3) ORDER 90-6-20-16/In the Matter of Approving Amended By-Laws for the Parks Advisory Committee
- 4) ORDER 90-6-20-17/In the Matter of Amending an Agreement with OBEC Consulting Engineers to Provide Construction Engineering Services for Hills Creek and Meadowview Road (M.P. 2.03 & 2.38) Bridges
- 5) ORDER 90-6-20-18/In the Matter of Awarding a Contract to Northwest Resource Recycling for Rural Recycling Services, Contract #WM 89/90-5

Pulled.

G. RIS

- 1) ORDER 90-6-20-19/In the Matter of Approving a User Agreement Between Lane County and Oregon State Corrections for RIS and AIRS Services
- 2) ORDER 90-6-20-20/In the Matter of Approving a User Agreement Between Lane County and Oregon Department of State Police for RIS and AIRS Services
- 3) ORDER 90-6-20-21/In the Matter of Approving a User Agreement Between Lane County and City of Florence for RIS and AIRS Services
- 4) ORDER 90-6-20-22/In the Matter of Approving a User Agreement Between Lane County and Curry County for RIS and AIRS Services

- 5) ORDER 90-6-20-23/In the Matter of Approving a User Agreement Between Lane County and Coos County for RIS and AIRS Services

H. Youth Services

- 1) ORDER 90-6-20-24/In the Matter of Amending Chapter 3 of Lane Manual to Revise Provisions with Regard to Youth Development Commission (Lane County) (YDC) (LM 3.536)
- 2) ORDER 90-6-20-25/In the Matter of Amending Expiration Dates of Youth Development Commission Members

MOTION: To approve the balance of the Consent Calendar. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

F. PUBLIC WORKS

- 5) ORDER 90-6-20-18/In the Matter of Awarding a Contract to Northwest Resource Recycling for Rural Recycling Services, Contract #WM 89/90-5

Rust commented that there was an allegation that some of the paper sold to the County was not recycled as claimed. Ken Sandusky, Recycling Coordinator, stated that he had written a letter to Northwest Resource Recycling regarding the paper and that Northwest had responded personally that they had been led to believe that it was recycled. Rust stated that this may imply a credibility gap on the part of this contractor. Teresa Wilson, Assistant County Counsel, stated that this had been investigated by County Counsel and the District Attorney's Office and she advised that there may not be grounds for disqualifying this bidder. Cornacchia stated that he would like to see a response from Northwest addressing the concerns expressed today. Rust asked staff to investigate the company that sold the paper to Northwest.

MOTION: To table this pending a response from staff and a written response from Northwest Resource Recycling. Rust MOVED, Dumdi SECONDED. Cornacchia asked that the Board be notified in the future at the time that these issues occur. Roberts stated that he was content to allow staff to determine the severity and whether the Board should be involved. Rogers stated that there are allegations only in this case and that the contract is a separate issue and should be awarded. Rogers stated that the issue of Board involvement will be discussed at Goal Setting in the Fall. VOTE: 3-2, Roberts and Rogers dissenting.

This meeting recessed at 10:23 a.m. to reconvene at 10:36 a.m.

4. COMMISSIONERS' ANNOUNCEMENTS

Roberts thanked staff for all of the hard work on the budget.

Rust announced that Eugene is hosting a world class Bach Festival and a world class rock festival illustrating the diversity of Lane County.

Dumdi announced that she had been excused for the first part of the meeting as she was giving a welcoming address for a group of women at the Shilo Inn.

Cornacchia announced that he had met with mayors on the gravel road program regarding the distribution of the money. He will be sending letters to the mayors confirming what was decided and that he would give copies to the Board.

Rogers announced that the National Guard was placed on alert for the concert this weekend.

Rogers announced that he had met with the small cities on the cable consortium and that an ordinance will be back to the Board in July.

Rogers announced that he will be in Hood River at an AOC Land Use Committee meeting on Thursday and will be attending the Land Conservation and Development Commission meeting on Friday regarding developed and committed lands and the Alva Substation.

8. FINANCE AND MANAGEMENT SERVICES

- a. ORDER 90-6-20-26/In the Matter of Amending Chapter 4 of Lane Manual to Revise Portions with Regard to Investment Policies (LM 4.020)

Randy Green, Finance Manager, presented this item to the Board and stated that the County could earn a higher rate of return on a long-term investment. Cornacchia asked why there was a limitation established originally and Green stated that some agencies have gotten into trouble investing too far out and then needing the money sooner. Roberts expressed a concern about the language in 4.020(7). Rogers set this item over until after the 1:30 p.m. Public Hearing in order to allow review of this item by Legal Counsel.

9. HEALTH AND HUMAN SERVICES

- a. ORDER 90-6-20-27/In the Matter of Entering into an Intergovernmental Agreement with the Cities of Eugene and Springfield for Emergency Shelter Services; Accepting \$56,500 in Revenue from the Cities of Eugene and Springfield for Emergency Shelter Service in FY 1990-91; and to Approve the Use of \$150,000 from the Affordable Housing

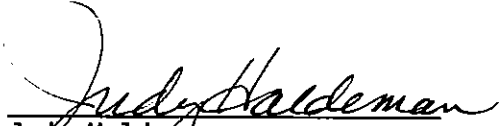
Program Fund for Emergency Shelter Services in FY 1990-91; and to Delegate Authority to the County Administrator to Sign Contracts and Subcontracts

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

10. EMERGENCY BUSINESS

None.

There being no further business, this meeting adjourned at 11:08 a.m.


Judy Haldeman
Recording Secretary