

MINUTES & NOTICE OF BOARD ACTION

APPROVED 4-10-90

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.

March 14, 1990
Following HACSA

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

1. ADJUSTMENTS TO THE AGENDA

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

Rogers announced that there would be a Public Hearing at 1:30 p.m. on Ordinance 3-90 and that the Board would discuss the recommendation for the Justice of the Peace for the Springfield Court following the Public Hearing.

2. PUBLIC COMMENT

None.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held at 10:40 a.m.

4. COMMISSIONERS' BUSINESS

- a. ORDER 90-3-14-1/In the Matter of Appointing a Member of the Budget Committee to Serve on the Intergovernmental Human Services Committee

MOTION: To nominate Rob Laney to the Intergovernmental Human Services Committee. Dumdi MOVED, Rogers SECONDED. Rust commented that Bartel would be an outstanding committee member, though that would make two members from South Eugene. **VOTE:** 5-0. Dumdi stated that she had recommended Laney because he has experience in social services.

- b. Rogers presented this item to the Board.

ORDER 90-3-14-2/In the Matter of Disbanding the Current Sister County Task Force and Directing the County Administrator to Establish a New Task Force

MOTION: Approval. Roberts MOVED, Dumdi SECONDED. Cornacchia stated that he will not longer be supporting the sister city program. VOTE: 4-1, Cornacchia dissenting.

5. RESOLUTIONS

- a. RESOLUTION 90-3-14-3/In the Matter of Proclaiming March 12-16, 1990, to be Employ the Older Worker Week

Dumdi read the resolution into the record and introduced Fred Jasmer.

MOTION: Approval. Dumdi MOVED, Rust SECONDED. Jasmer thanked the Board for helping to increase the recognition of older workers and noted that the older worker has a strong work ethic, is healthier and has no child care problems. VOTE: 5-0.

6. EXECUTIVE SESSION

None.

7. COUNTY ADMINISTRATION

- a. Announcements

None.

8. PUBLIC WORKS

- a. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 977/In the Matter of Amending the Eugene-springfield Metropolitan General Plan to Modify the Descriptions of Land Use Designations Known as "Heavy Industrial," "Light-Medium Industrial," and "Special Light Industrial"

Rogers read the ordinance into the record.

MOTION: Approval of the First Reading and setting Second Reading and Public Hearing March 28, 1990, at 1:30 p.m. in Harris Hall. Dumdi MOVED, Cornacchia SECONDED. VOTE: 5-0.

- b. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 978/In the Matter of Amending the Rural Comprehensive Plan from "Forest" to "Agriculture" and Rezoning from "F-2" to "E-40" for a Portion of Tax Lot 3300, Map 19-01-02 (PA 3593-89; Weimers)

MOTION: Approval of the First Reading and setting Second Reading and Public Hearing March 28, 1990, at 1:30 p.m. in Harris Hall. Dumdi MOVED, Cornacchia SECONDED. VOTE: 5-0.

9. CONSENT CALENDAR

BEGINNING OF CONSENT CALENDAR * * * * *

- A. Approval of Minutes: February 26, 1990, Retreat, 9:00 a.m.
February 27, 1990, Retreat, 9:00 a.m.

B. County Administration

- 1) ORDER 90-3-14-4/In the Matter of Approving the Lane County Information Systems Strategic Plan and Authorizing the Information Systems Standing Committee to Proceed with and Monitor the Implementation of the Strategic Plan

C. Health and Human Services

- 1) ORDER 90-3-14-5/In the Matter of Accepting Amendment #10 to the 1989-91 Intergovernmental Agreement #20-001 with the State Mental Health Division; Delegating Authority to the County Administrator to Sign the Letter of Acceptance and Subsequent Subcontract Amendments; Appropriating an Additional \$38,631 in Mental Health and Developmental Disabilities Services in the Department of Health and Human Services

C. Health and Human Services

- 2) ORDER 90-3-14-6/In the Matter of Accepting Amendment #11 to the 1989-90 Intergovernmental Agreement #20-001 with the State Mental Health Division; Delegating Authority to the County Administrator to Sign the Contract Amendment and Subsequent Subcontract Amendments; Appropriating an Additional \$90,006 in Revenues and Expenditures for Developmental Disabilities Services in the Department of Health and Human Services
- 3) ORDER 90-3-14-7/In the Matter of Accepting Amendment #12 to the 1989-90 Intergovernmental Agreement #20-001 with the State Mental Health Division; Delegating Authority to the County Administrator to Sign the Contract Amendment and Subsequent Subcontract Amendments; Transferring \$37,276 in Appropriations from the Lane County Developmental Disabilities Program to Pearl Buck Center

D. Public Works

- 1) ORDER 90-3-14-8/In the Matter of Awarding a Contract to Kendall Ford, Inc., in the Amount of \$30,990 for the Purchase of Two (2) New, 1990 Cab and Chassis, Contract 89/90 FS-07
- 2) ORDER 90-3-14-9/In the Matter of Awarding a Contract to Kendall Ford, Inc., in the Amount of \$15,650 for the Purchase of One (1) Crew-Cab and Chassis with Dual Rear Wheels, Contract No. 89/90 FS-08
- 3) ORDER 90-3-14-10/In the Matter of Awarding a Contract to Holm II, Inc., for Layng Covered Bridge (Mosby Creek) (Bridge No. 21-3W-1) and Earnest Covered Bridge (Bridge No. 16-1W-8), Contract No. 89/90-16
- 4) ORDER 90-3-14-11/In the Matter of Amending an Agreement with OBEC Consulting Engineers to Include Construction Engineering Services for Earnest and Layng Covered Bridges

D. Public Works

- 5) RESOLUTION AND FINAL ORDER 90-3-14-12/In the Matter of Vacating the Lot Lines Common to Lots 1 & 2, Lots 2 & 3, and the Westerly Lot Line of Lot 1, in Block 6, Plat of Glen Ada, Book W, Page 261, Without a Public hearing, and Adopting Findings of Fact (18-12-34)
- 6) ORDER 90-3-14-13/In the Matter of Accepting a Deed of Land to be Used as a Public Road Easement and as a County Road (Winberry Creek Road) (19-15-16)
- 7) ORDER 90-3-14-14/In the Matter of Adopting Supplemental Developed and Committed Findings in Support of Ordinance No. PA 884 for:

Plot 061, Exception #1;	Plot 063 Exception #2
Plot 064, Exception #3;	Plot 066 Exception #1
Plot 067, Exception #1;	Plot 068 Exception #1
Plot 073, Exception #1;	Plot 092 Exception #1
Plot 099A, Exception #1;	Plot 102 Exception #1
Plot 105, Exception #1;	Plot 110 Exception #PF
Plot 115, Exception #2;	Plot 117 Exception #1
Plot 118, Exception #1;	Plot 134 Exception #2
Plot 139, Exception #1S;	Plot 140 Exception #1
Plot 157, Exception #1;	Plot 157 Exception #3
Plot 164, Exception #2;	Plot 165 Exception #2
Plot 222, Exception #1;	Plot 226 Exception #2
Plot 236, Exception #1;	Plot 271 Exception #1
Plot 272, Exception #1;	Plot 335 Exception #1
Plot 358, Exception #3;	Plot 372 Exception #1
Plot 398, Exception #2;	Plot 400 Exception #1
Plot 400, Exception #3;	Plot 402 Exception #2

Plot 419, Exception #5;	Plot 428 Exception #2
Plot 437, Exception #3;	Plot 440 Exception #1
Plot 449, Exception #1;	Plot 456 Exception #1
Plot 456, Exception #3;	Plot 460 Exception #2
Plot 461, Exception #1;	Plot 493 Exception #1
Plot 509, Exception #1;	Plot 511 Exception #1
Plot 520, Exception #1;	Plot 525 Exception #1
Plot 527, Exception #1;	Plot 528 Exception #1
Plot 529, Exception #1;	Plot 529 Exception #2
Plot 532, Exception #1;	Plot 537 Exception #1
Plot 541, Exception #1;	Plot 542 Exception #2
Plot 559, Exception #2;	Plot 583 Exception #1
Plot 593, Exception #1;	Plot 598 Exception #1
Plot 619, Exception #1;	Plot 627 Exception #2
Plot 628, Exception #1;	Plot 629 Exception #1

Item 9. B. 1. was pulled from the Consent Calendar.

MOTION: Approval of the remainder of the Consent Calendar. Dumdi MOVED, Rust SECONDED. VOTE: 5-0.

9. B. County Administration

- 1) ORDER 90-3-14-4/In the Matter of Approving the Lane County Information Systems Strategic Plan and Authorizing the Information Systems Standing Committee to Proceed with and Monitor the Implementation of the Strategic Plan

MOTION: Approval subject to budgetary constraints. Rust MOVED, Roberts SECONDED. VOTE: 4-1, Cornacchia dissenting.

10. COUNTY COUNSEL

- a. ORDER 90-3-14-15/In the Matter of Adopting Findings and Remanding the Appeal of the Lane County Hearings Official Approval of a Conditional Use Permit to Allow Stables, Riding Academies and Commercial Riding in an RR-5 District (PA 2207-89)

MOTION: Approval. Rust MOVED, Roberts SECONDED. Cornacchia asked if there had been a response from either side on this issue and Stephen Vorhes, Assistant County Counsel, stated that he had not heard from them. Cornacchia commented that the findings are in the form of individual Commissioner's comments and are not necessarily Board position. Rogers commented that he would like more direction from the Board for the Hearings Official.

By consensus, the Board agreed to strike finding (g) under Commercial Riding and concurred that the current level of commercial riding activity was incompatible in this neighborhood. The Board concurred that finding (d) should be modified to read "the level and frequency of this activity is incompatible in a rural residential zone"; finding

(j) should follow (d); finding (g) should be modified to read "the noise and nuisance ordinances shall be criteria in assessing the impact of this activity in a rural residential zone; and finding (i) should be deleted. Rust commented that it would be cleaner down the line to deny this permit and make a County-wide policy regarding commercial riding through the Planning Commission. Cornacchia disagreed and asked that the Hearings Official minimize the impacts and return this to the Board.

This item will be considered this afternoon when the changes have been completed.

11. EMERGENCY BUSINESS

ORDER 90-3-14-16/In the Matter of Accepting a Grant from the Oregon Economic Development Department; Delegating Authority to the County Administrator to Execute Agreements; and Appropriating \$40,000 in Revenues and Expenditures in the General Expense of the General Fund for FY 89/90

MOTION: Approval. Rust MOVED, Roberts SECONDED. VOTE: 5-0. Dumdi commented that the County had applied for \$20,000 and had received \$40,000 from the Oregon Economic Development Department.

This meeting recessed at 10:32 a.m. to reconvene at 1:30 p.m.

Rust excused.

3. COMMISSIONERS' ANNOUNCEMENTS

Rogers announced that he had received a letter from a Jasper Road resident regarding jurisdiction and that he had referred it to the County Administrator.

12. a. SECOND READING AND PUBLIC HEARING/Ordinance No. 3-90/In the Matter of Amending Chapter 13 of Lane Code to Add Language Omitted by Ordinance No. 1-90 (LC 13.050(5)(a)(ii) and Declaring an Emergency

Rogers read the ordinance into the record.

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

MOTION: Approval. Roberts MOVED, Dumdi SECONDED. The secretary polled the Board. Cornacchia, Dumdi, Roberts and Rogers AYE.

11. EMERGENCY BUSINESS

ORDER 90-3-14-17/In the Matter of Designating Recommendations to the Governor for Appointment of a New Justice of the Peace in the Central Lane Justice District, Lane County, Oregon

Rogers stated that the subcommittee had recommended William G. Simmons as the Justice of the Peace and presented background information on Simmons for the Board.

MOTION: Approval of the appointment of Simmons and approval of the letter to the Governor recommending Simmons. Roberts MOVED, Dumdi SECONDED.
VOTE: 4-0.

10. COUNTY COUNSEL

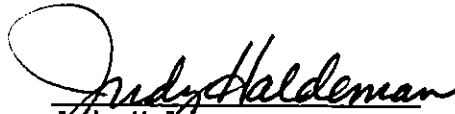
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Continued from earlier in the meeting.

Vorhes presented the revisions to the findings which had been agreed upon by the Board and recommended that the word "may" be underlined in paragraphs a. and f. under Commercial Riding. Cornacchia suggested that the words "further fact finding and deliberation is necessary on this application to determine the appropriate level of activity acceptable as commercial riding in this residential zone" be added to paragraph f. and agreed that "may" should be underlined.

MOTION: To approve amended Board Order as it has been further amended above and in paragraph h. under Standards for Approval. Dumdi MOVED, Roberts SECONDED. VOTE: 4-0.

There being no further business, this meeting adjourned at 1:58 p.m.


Judy Haldeman
Recording Secretary