

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.

October 3, 1990  
9:00 a.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

Rogers stated that item 6. b. will be taken after Public Comment.

2. PUBLIC COMMENT

Gene Cook, testifying on behalf of Alcoholics Anonymous, asked the Board to rescind the rule prohibiting the use of Harris Hall on Sunday evening. Rogers commented that other nights of the week would be available to AA. He stated that he would be willing to bring a proposal to the Board which would allow use of the facility on Sunday evening if AA would pay for four hours of overtime for custodial staff. Roberts commented that if this were opened for one user, then it would have to be reopened for all users and further commented that he did not favor reopening the facility or the issue. Dumdi and Rust commented that they would be interested in discussions with AA. Rogers commented that he would wait to hear from AA regarding the overtime proposal.

6. COUNTY ADMINISTRATION

- b. ORDER 90-10-3-1/In the Matter of Approving County Counsel Testimony Before the Joint Interim Committee of the Judiciary (Judicial Review Act)

This item taken out of order.

Bill Van Vactor, County Counsel, presented this item to the Board. He stated that he will work with other County Counsels, after the Judicial Review Act is in final form, to pick three or four issues on

which to prepare amendments for approval. He stated that he had focused on land use in this testimony. Rust asked who the major proponents were and Van Vactor stated that they were Justices Gillette and Lindy, William Funk from the Northwest School of Law and 1000 Friends of Oregon. Cornacchia stated that he fully supported the land use section, but that he was bothered by Section 14 (4) which appears political rather than lawful (see material on file). Van Vactor commented that this issue will be limited to state agencies, but could be one of the issues that is targeted for amendment.

MOTION: To approve testimony. Rust MOVED, Dumdi SECONDED. VOTE: 5-0. Rust commented that he would like a report back from Van Vactor.

### 3. COMMISSIONERS' ANNOUNCEMENTS

Rogers announced that he had received a letter from Randy Franke of Marion County thanking Bill Van Vactor and his office for the fine assistance provided during a recent visit to Eugene.

### 4. COMMISSIONERS' BUSINESS

- a. DISCUSSION/Strengthening Lane County's "Open Meeting Law" Procedures and Clarifying the Powers of the Chair

ORDER 90-10-3-17/In the Matter of Strengthening Lane County's Open Meeting Law Procedures and Clarifying Powers of the Chair and Board Members

Rust presented this item to the Board. He suggested that the operating procedures in the policy manual be amended to strengthen the Open Meetings Law. Cornacchia commented that this is basically what is already in the Charter and that he would not support the order until he sees the importance of a change. Dumdi agreed that the Charter is already clear on this issue and that there was no need for additional language. Rust commented that he believes that there was a violation of the Open Meetings Law and that he will discuss the issue with the Legislature. Roberts commented that he could support the Board Order with the deletion of the second Whereas and without the language on page 2 of the memorandum. Van Vactor suggested that the last line of the order read "in a public meeting" rather than a regularly scheduled meeting.

MOTION: Approval with the recommended changes. Rust MOVED, Roberts SECONDED. Cornacchia stated that he could support the order with these changes. He commented that a policy was needed for ongoing issues such as the one that precipitated this discussion. VOTE: 4-1, Rogers dissenting.

## 5. EXECUTIVE SESSION as per ORS 192.660

To be held later in the meeting.

## 6. COUNTY ADMINISTRATION

## a. Announcements

None.

b. ORDER 90-10-3-1/In the Matter of Approving County Counsel Testimony Before the Joint Interim Committee of the Judiciary (Judicial Review Act)

Held earlier in the meeting.

c. ORDER 90-10-3-2/In the Matter of Ratifying the Tentative Agreement Between Lane County and the Public Works Association, Local 626

MOTION: Approval. Roberts MOVED, Dumdi SECONDED. Cornacchia asked that his comments on the previous employee contracts be incorporated by reference. VOTE: 3-2, Cornacchia and Rogers dissenting.

## d. STATUS REPORT/Human Resource Division

Jim Johnson, County Administrator, presented this item to the Board. Cornacchia commented that he appreciated the response from Johnson and stated that a high emphasis should be placed on the need for leadership in the Human Resources Department, as it has been rudderless for two to three years. He suggested that this be a component of the recruitment process. Roberts commented that he liked the action plan and suggested that recruitment be done with all deliberate speed. Rogers stated that he agreed with the memorandum and with the comments of Cornacchia that leadership is important. Johnson stated that he may personally visit the work places of the top candidates.

## 7. PUBLIC WORKS

a. DISCUSSION/FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 986/In the Matter of Refining the Eugene-Springfield Metropolitan Area General Plan by Adopting the "Eugene Airport Master Plan" Which Supersedes the "Mahlon Sweet Field Master Plan," and Adopting Savings and Severability Clauses (Second Reading and Public Hearing: October 24, 1990, 1:30 p.m., in Harris Hall Main Floor)

MOTION: Approval of First Reading and setting Second Reading and Public Hearing for October 24, 1990, at 1:30 p.m. in Harris Hall. Cornacchia MOVED, Roberts SECONDED. Dumdi stated that she has had constituents in adjacent properties express concern about the

expansion and she commented that she hopes these concerns are addressed at the Public Hearing. Rogers stated that there will be road relocations necessary and the expenses of these relocations have not been addressed. He commented that the road expenses will be an important consideration for him. Cornacchia commented that he had concerns about businesses along Airport Road and the overall concept of development zones for airport related businesses. VOTE: 5-0.

#### 8. CONSENT CALENDAR

Cornacchia asked to have items 8. D. 2. and 8. F. 6. pulled from the Consent Calendar.

- A. Approval of Minutes: September 4, 1990, Work Session  
8:30 a.m.  
September 5, 1990, Regular Meeting  
Following HACSA  
September 5, 1990, Regular Meeting  
1:30 p.m.
- B. Assessment and Taxation
- 1) ORDER 90-10-3-3/In the Matter of Approving an Untimely Filed Tax Exemption Based on Hardship in Accordance with ORS 307.475 (Melamine Decorative Laminate, Inc.)
- C. District Attorney
- 1) ORDER 90-10-3-4/In the Matter of Accepting Amendment Number One to Intergovernmental Agreement #90070 Between the Adult and Family Services Division of the State of Oregon, Department of Human Resources and Lane County; Accepting Additional Revenues Generated by the Amendment; Delegating Authority to the County Administrator to Sign the Agreement
- D. Finance and Management Services
- 1) ORDER 90-10-3-5/In the Matter of Awarding a Contract to Provide Financial Consultant Services to Lane County for the Fiscal Year Ending June 30, 1991, with Options to Renew for 1992 and 1993
- 2) ORDER 90-10-3-6/In the Matter of Authorizing the County Administrator to Enter into a Five-Year Installment Financing Agreement with US Bank for Computer Equipment and Accessories for the Regional Information System

Pulled.

## E. Public Safety

- 1) ORDER 90-10-3-7/In the Matter of Authorizing a Standard Construction Contract with Acme Roofing Company
- 2) ORDER 90-10-3-8/In the Matter of Authorizing Intergovernmental Law Enforcement Agreement with Bureau of Land Management

## F. Public Works

- 1) ORDER 90-10-3-9/In the Matter of Awarding a Contract to Willamette Valley White GMC Trucks in the Amount of \$110,180.51 for the Purchase of One, New, Solid Waste Box Rail Truck with Roll-Off Hoist, Contract FY 90/91 FS-02
- 2) ORDER 90-10-3-10/In the Matter of Awarding a Contract to Pape' Bros., Inc., in the Amount of \$92,722 for the Purchase of One, New, Integrated Toolcarrier, Contract FY 90/91 FS-03
- 3) ORDER 90-10-3-11/In the Matter of Awarding a Contract to Westate Tractor Co., Inc., in the Amount of \$26,500 for the Purchase of One, Used, Steel Wheel Static Roller, Contract FY 90/91 FS-06
- 4) ORDER 90-10-3-12/In the Matter of Awarding a Contract \$17,048.91 for the Purchase of One, New, 4-Wheel Drive Sport Utility Vehicle, Contract FY 90/91 FS-07
- 5) ORDER 90-10-3-13/In the Matter of Awarding a Contract to Berg Chevrolet Oldsmobile in the Amount of \$16,266.13 for the Purchase of One, New 3/4-Ton 4-Wheel Drive Pickup Truck, Contract FY 90/91-FS-08
- 6) ORDER 90-10-3-14/In the Matter of Entering into an Agreement with Saul & Associates for Preparing Planning Applications for Construction of the Bear Creek Bridge

Pulled.

- 7) ORDER 90-10-3-15/In the Matter of Amending a Contract with R. A. Wright Engineering for Engineering Services Associated with the Construction of Three Regional Transfer Stations

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

## D. Finance and Management Services

- 2) ORDER 90-10-3-6/In the Matter of Authorizing the County Administrator to Enter into a Five-Year Installment Financing Agreement with US Bank for Computer Equipment and Accessories for the Regional Information System

Cornacchia asked if the prior loan made from the General Fund to the Regional Information System would be paid back by this new loan from US Bank. Johnson responded that it would. Cornacchia commented that he wanted to make sure that the County was paid back for this loan.

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

F. Public Works

- 6) ORDER 90-10-3-14/In the Matter of Entering into an Agreement with Saul & Associates for Preparing Planning Applications for Construction of the Bear Creek Bridge

MOTION: Approval. Cornacchia MOVED, Roberts SECONDED. VOTE: 3-2, Cornacchia and Rust dissenting.

9. HEALTH AND HUMAN SERVICES

a. STATUS REPORT/B&H Stump Ranch

Rob Rockstroh, Director of Health and Human Services, presented this item to the Board. Cornacchia commented that the Stump Ranch was a valuable service-delivery system and asked how close the County was to reinventing them into the bidding process. Rockstroh stated that the County needed to sort out who was in charge at the Stump Ranch and commented that there was still no executive director level. Roberts asked if there were other agencies that could bid on contracts with the County for these services and Rockstroh replied that there were. Roberts stated that the objective was to provide services to the public through a competitive bid situation. He suggested that the County move forward to restore the bidding process through an RFP. Rust agreed that the bids should be reissued. Dumdi concurred with Roberts and Rust about the RFP. Rogers commented that this situation developed over a long period of time and that the Stump Ranch is quickly trying to satisfy the requirements of Lane County. He suggested that the County use the normal RFP process. Cornacchia asked if the RFP had management and responsibility built into it and Rockstroh responded that it did. Cornacchia stated that he would like the concerns of the Board addressed in the RFP.

10. YOUTH SERVICES

- a. ORDER 90-10-3-16/In the Matter of Appointing a Chair for the Youth Development Commission

Susan Sowards, Youth Development Coordinator, presented this item to the Board.

MOTION: Approval of Luanne Lynn as chair of the Youth Development Commission. Roberts MOVED, Dumdi SECONDED. Dumdi commented that Lynn was well organized and has the interests of the community at heart. VOTE: 5-0.

11. EMERGENCY BUSINESS

None.

3. COMMISSIONERS' ANNOUNCEMENTS

Roberts announced that Michael Briggs from SHARP (Sacred Heart Adolescent Recovery Program) was selected as Oregon's youth delegate to Washington, DC, and was one of ten delegates chosen to read a statement to Congress. Roberts read the statement entitled "Believe in Yourself" to the Board. Roberts stated that this young man was a tribute to Lane County and that he wished him well.

Rust announced that the Governor has declared October to be AIDS Awareness Month. He stated that there will be a benefit for Shanti on October 27 at 8:00 p.m. in Studio One at the Hult Center. He announced that there is confidential AIDS testing available at Lane County Mental Health (687-4013).


Rust announced that he had received a letter regarding a cemetery in Santa Clara, containing graves dating from 1850, which is in need of repair. He suggested that the inmate work crew be used for the cleanup on a one-time only basis. Cornacchia commented that a suggestion could be made to the Sheriff that the Board finds merit in a program of pioneer cemetery cleanup.

Dumdi thanked Roberts for attending the SHARP presentation on Friday. She stated that she had had a previous commitment.

Cornacchia commented, in reference to the announcement about Michael Briggs, that there needs to be a return to the days of family and commitment in this country and that children suffer the most when this commitment is lacking. He stated that the number of lost kids is increasing and that he is glad that this one was found.

Rogers commented that the letter composed by Briggs was touching and inspiring. Roberts commented that he appreciated the focus that the individual determines his/her own success or failure.

There being no further business, this meeting adjourned at 11:20 a.m. to Executive Session.

  
Judy Haldeeman  
Recording Secretary