

# MINUTES & NOTICE OF BOARD ACTION

BOOK 146 PAGE 2189

APPROVED April 3, 1991

## 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.

February 27, 1991  
1:30 p.m.

REGULAR MEETING  
BOARD OF COUNTY COMMISSIONERS

Harris Hall  
Main Floor

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

1. a. PUBLIC COMMENT

Ellen Hyman, 3411 Willamette, representing Birth to Three, commented that the State Department of Education has been funding a program called "Together for Children" to serve families in need (see material on file). This program is in jeopardy of being cut completely from the state budget. She asked for support from the Board is requesting that local legislators preserve the funding for this program.

2. COUNTY ADMINISTRATION

- a. ORDER 91-2-26-2/In the Matter of Approving Submission of Assessment and Taxation Budget to the Oregon Department of Revenue

MOTION: Rust MOVED, Dumdi SECONDED. VOTE: 5-0. Jim Johnson, County Administrator, commented that he had had excellent cooperation from Jim Gangle, Assessor, and from his staff as this budget was being prepared. Cornacchia asked for information about how this budget would be presented to the Department of Revenue and Johnson commented that he would inform the Chair of the Board when a decision was made.

- b. ORDER 91-2-26-1/In the Matter of Authorizing the County Administrator to Execute an Intergovernmental Agreement Granting \$132,000 in Road Funds to the City of Springfield and \$50,000 in Road Funds to the City of Eugene

This item was carried over from the meeting on Tuesday, February 26, 1991. MOTION: Approval of the order. Rust MOVED, Dumdi SECONDED.

Cornacchia asked if there was a compelling reason not to mention the use of the Community Development Block Grant monies in this order and Roberts commented that the concern was raised by Legal Counsel. He stated that there was no reason to assume that the cities will not follow through on these projects. He stated that Councilor Decker from the City of Springfield had stated that if there was any problem at all with Springfield agreeing to do this, Springfield would not enter into the agreement. VOTE: 5-0. Roberts added that it may be a good idea to have a discussion about whether there is a legal problem when a jurisdiction has competing programs, one of which happens to be a Road Fund program. He commented that as long as there was a good working relationship with the other jurisdictions, it may not be necessary.

#### 4. OTHER BUSINESS

ORDER 91-2-27-3/ In the Matter of Deleting a County-Owned Property from a Sheriff's Sale, Map Number 17033034400

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

#### 3. PUBLIC HEARINGS

- a. PUBLIC HEARING AND ORDER 91-2-27-1/In the Matter of Granting a Utility Easement to the University of Oregon Adjacent to the Pathway Between the Autzen Footbridge and Autzen Stadium and Accepting the University's Proposal for Lighting the Pathway

Bob Keefer, Parks Manager, presented this item to the Board. He stated that the Parks Advisory Committee had recommended that the Board grant the easement and proceed with the intergovernmental contract for maintenance of the lighting system.

Roberts opened the Public Hearing. There being no one present who wished to testify, Roberts closed the Public Hearing.

Rust commented that there were lights on the pathway at one time and that they were vandalized and torn out. He commented that it was good to have the University participating in this way. Cornacchia commented that this is a continuation of the relationship and partnership between the University of Oregon, the Eugene community and Lane County regarding this portion of Alton Baker Park.

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

- b. PUBLIC HEARING AND FINAL ORDER 91-2-27-2/In the Matter of the Surrender of Four County Roads or Portions Thereof to the City of Oakridge

Tom Drechsler, Senior Engineering Associate, presented this item to the Board and recommended approval of the order.

Roberts opened the Public Hearing. There being no one present who wished to testify, Roberts closed the Public Hearing. Cornacchia asked if this action entitled the City of Oakridge to the payment of Road Funds on a per mile basis. Johnson stated that it was his understanding that it did.

MOTION: Approval of the surrender. Rust MOVED, Dumdi SECONDED.  
VOTE: 5-0.

- c. SECOND READING AND PUBLIC HEARING/Ordinance PA 994/In the Matter of Amending the Eugene-Springfield Metropolitan Area General Plan to Apply New Industrial Land Use Designations to Two Sites Located Within the Urban Growth Boundary of the City of Eugene, and to modify the Text of the Plan Accordingly, and Adopting a Savings and Severability Clause

Michael Copely, Associate Planner, presented this item to the Board. Dumdi asked if this future designation would be more flexible than the current designation and Copely stated that it would.

Roberts opened the Public Hearing.

John McCulley, 1385 Oak Street, testified that he was representing property owners between Enid and Aubrey and urged the Board to approve the request for a zone change. He stated that a serious effort has been made to market these properties, but the I-4 zoning was so restrictive that there has been no interest in the property at all.

Robert Bodine, 04550 Blanco Street, Heceta Beach, commented that the property which is being rezoned should be identified.

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

MOTION: Approval of Ordinance PA 994. Dumdi MOVED, Rust SECONDED.  
VOTE: Cornacchia, Dumdi, Frazier, Roberts and Rust AYE.

- d. SECOND READING AND PUBLIC HEARING/Ordinance 2-91/In the Matter of Amending Lane Code Chapters 10 and 11 to Adopt Revised Sign Code Regulations, to Amend and Consolidate the Administrative Code, to Adopt Administrative Civil Penalty Provisions and to Amend Solar Access Regulations for Urbanizable Lands Within the Eugene Urban Growth Boundary; and Adopting a Savings and Severability Clause

Michael Copely, Associate Planner, presented this item to the Board and stated that staff recommended approval of this ordinance.

Roberts opened the Public Hearing.

Mark Mikkelsen, 3525 Greenwood Street, representing Santa Clara Rural Fire Protection District, asked the County to amend the sign code for government agencies to allow the Fire District to use its reader board for public service announcements.

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

Dumdi read from a letter from the Fire District containing three recommendations which they had made: 1) to exempt existing government agencies outside of city limits but inside the Urban Growth Boundary; 2) to amend the sign code to allow government agencies to use portable reader board signs to inform the public of current issues which affect their health and welfare; or 3) specifically grant a conditional use permit to allow the Fire District to use the reader board outside of the city limits.

Cornacchia asked what the difference was between this reader board and the reader board at the Hult Center and Roberts commented that the reader board at the Hult Center may have been grandfathered in as it was in place prior to the ordinance change and Dumdi commented that the reader board at the Hult was permanent. Roberts commented that he had a problem with creating an exemption for government when all of the businesses must comply with these ordinances. Cornacchia stated that he agreed that government should not be treated differently though he would be interested in listening to a discussion about the legitimate public use of a reader board. He commented that the City of Eugene seemed to be more interested in regulation than in service to the public. The Board discussed who qualified as a government agency and what the uses would be for a reader board. The City of Eugene would allow a permanent reader board in a preapproved location and Rust commented that the Board should move forward on this ordinance with that understanding.

MOTION: Approval of the ordinance. Rust MOVED, Roberts SECONDED.  
VOTE: Cornacchia, Dumdi, Roberts and Rust AYE and Frazier NAY.

1. b. COMMISSIONERS' ANNOUNCEMENTS

Dumdi commented that she had attended a dune users workshop in Dunes City on Saturday, February 23 which included a variety of activities on the dunes.

Cornacchia commented that in spite of his chiding of others for putting global issues on the County agenda he had something to say. "God bless our president, Mr. Chaney, General Powell, General Schwarzkopf and all of their staff. I think our country and the world has been well served by each of these individuals and also God bless our troops and the families of those who have fallen in battle in the last week." He stated that this has touched him profoundly and brought up some memories. He stated that his belief has been

reaffirmed in the original foundation and principles which this country is supposed to be guided by. He stated that he is very proud of his country and the men and women who serve it and he thinks that we owe them and the Middle East owes them a round of applause and a hearty thank you.

Dumdi seconded the sentiments of Cornacchia. She stated that she has a sign in the back of her car that says "We Support Our Troops", but that does not mean that she condones war, it simply means that she has a deep feeling for those people who are volunteering for their country.

Roberts commented that he had also resisted talking about this issue, but felt that from time to time it was important that the feelings of the Board be known and he appreciated Cornacchia sharing these thoughts. He stated that he is heartened by the fact that American and allied casualties have been very light and that this was an unexpected result though it did not happen by accident. He stated that he would hope that in the future there would not be a similar circumstance that would lead American forces into battle, but if the need arises he hopes that this country would have the kind of leadership and determination that was shown here. In the long run, this saves not only lives, but also freedom.

There being no further business, this meeting adjourned at 2:43 p.m. for Executive Session.

  
Judy Haldeman  
Recording Secretary