

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 26, 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.

11. COMMISSIONERS' ANNOUNCEMENTS

Dumdi announced that she had received a call from a resident of the Spencer Creek area regarding a deficiency of available water. The concerned residents would like to restrict the frivolous use of water and reserve it for necessary purposes. The residents were asking for Board support of a letter that will go to the State Water Resources Board. Roberts stated that he would sign a letter of support for the Spencer Creek residents.

Roberts announced that there will be SAVE awards presented at Public Works tomorrow at 11:00 a.m. He and Rust will attend a Friends of the Museum meeting at 12:00 p.m., Cornacchia will address the Rubicon Society at 12:00 p.m. tomorrow and Dumdi will be at the Southern Willamette Private Industry Council meeting.

Dumdi announced that she would be addressing Girl's State at the University of Oregon on Thursday. Roberts, Rust and Cornacchia will attend the Taft Seminar on Thursday. Roberts announced that the Sponsors program will have a ground breaking ceremony on Friday at 11:00 a.m. and Dumdi announced that the Bach Festival is in progress.

12. PUBLIC HEARINGS

- a. SECOND READING AND PUBLIC HEARING/Ordinance No. PA 1001/In the Matter of Amending the Rural Comprehensive Plan Designation and Corresponding Zoning, Applying to Unacknowledged Land Remanded by the Oregon Supreme Court, Located Within Plot 413, Repealing Prior Comprehensive Plan Designation and Zoning, Adopting a Severability Clause and Findings in Support of this Action

Roberts read the ordinance into the record. Roy Burns, Land Management Manager, commented that this was the final action on the Developed and Committed Exception Areas. He stated that Cornacchia, when he was Chair of the Board of Commissioners, had opted to continue to defend the Rural Comprehensive Plan and the Board has stayed steady in its support of that position. Harvey Hoglund, Associate Planner, presented a brief history of the process used with the Developed and Committed Exception Areas. He stated that this ordinance does what the County was instructed to do by the Land Conservation and Development Commission.

Roberts opened the Public Hearing.

Don Rasmussen, 34072 Seavy Loop Road, testified that his property was contiguous with the property in question. He stated that he is in favor of the predominant use for this property being agricultural. He stated that horses have been grazed on the property in the past.

MOTION: Approval of Ordinance No. PA 1001. Rust MOVED, Dumdi SECONDED. Cornacchia commented that it was interesting that after two years of being involved in this process, that it boils down to one piece of property. He expressed his irritation with the length of time and the resources that had been expended in the process.

VOTE: Cornacchia, Dumdi, Frazier, Roberts and Rust AYE. Roberts extended his appreciation to the Land Management staff who have worked hard on this issue and stated that he was glad that the Board had made the decision to follow-through for the benefit of the property owners involved.

- b. SECOND READING AND PUBLIC HEARING/Ordinance 8-91/In the Matter of Amending Lane Code 5.165, 5.220 and 5.225 to Define the Term Delinquent, Clarify the Definition of Owner, Establish New Fees and Declaring an Emergency

Roberts read the ordinance into the record. Mike Campbell, Animal Regulation Manager, presented this item to the Board. He stated that this ordinance would redefine "owner" to include those people who may not be the legal owner, but are in custody of the animal and in control of the animal. It establishes a delinquency fee for the delinquent payment of the license fee to encourage timely payment of fees. This ordinance will increase the cost of a regular dog license for senior citizens as well as non-senior citizens. Campbell stated that the definition of delinquent had changed from the First Reading and now reads 30 days rather than five days after the expiration date of the license. Bill Van Vactor, County Counsel, stated that this would not be a substantial change.

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

Cornacchia commented that he would not support an increase in the fees for senior citizens. Dumdi stated that she would concur with Cornacchia and commented that she was pleased with the inclusion of a delinquency fee. MOTION: To adopt this ordinance. Rust MOVED, Dumdi SECONDED. MOTION: To amend this motion to eliminate the increase for senior citizen licensing fees. Cornacchia MOVED, Dumdi SECONDED. VOTE on amended motion: 3-2, Roberts and Rust dissenting. VOTE on main motion as amended and with new language: Cornacchia, Dumdi, Frazier, Roberts and Rust AYE.

The following items were held over from the morning meeting.

5. COUNTY ADMINISTRATION

- h. ORDER 91-6-26-5/In the Matter of Amending Chapter 60 of Lane Manual to Revise Certain Lane County Historical Museum Fees (LM 60.015) and Remove Provisions with Regard to Shelton-McMurphy House (LM 60.100)

MOTION: Approval. Cornacchia MOVED, Roberts SECONDED. MOTION: To amend the motion to increase the general admission fees to the museum to \$3 for adults, \$2 senior and \$1 youth. Dumdi MOVED, Cornacchia SECONDED. Ed Stelfox, Museum Manager, commented that this increase could cause the museum to have fewer visitors and less revenue. Rust stated that he would not support an increase over \$2 for adults. VOTE on amended motion: 0-5, motion fails. MOTION: To amend motion to charge \$2 for adults, \$1 for seniors and \$.75 for youth. Frazier MOVED, Dumdi SECONDED. VOTE: 4-1, Roberts dissenting. Rust commented that the news media do not pay for entrance to the museum and Stelfox commented that the museum was getting publicity. Cornacchia was concerned that school children were being charged to visit the museum. Frazier commented that the County should charge the media to use the museum library. Rust suggested that the Finance and Audit Committee discuss the issue of fees for the media. MOTION: To amend motion to charge the media for use of the museum. Frazier MOVED. Motion dies for lack of second. VOTE on main motion: 3-2, Cornacchia and Frazier dissenting.

- e. ORDER 91-6-26-4/In the Matter of Delegating Authority to the County Administrator to Amend the Intergovernmental Agreement with the Cities of Eugene and Springfield Concerning the Metropolitan Wastewater Management Commission to Redefine the Service Area Boundaries

This item taken out of order. MOTION: Approval. Cornacchia MOVED, Dumdi SECONDED. VOTE: 5-0.

- i. ORDER 91-6-26-6/In the Matter of Adopting the 1991-92 Cascades West Economic Development District Overall Economic Development Program for Lane County

Jim Zelenka, L-COG, presented this item to the Board. MOTION: Approval. Cornacchia MOVED, Dumdi SECONDED. Dumdi commented that there were a number of projects included which would benefit the smaller communities. VOTE: 5-0.

6. PUBLIC WORKS

- b. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 1002/In the Matter of Amending the Lane County Rural Comprehensive Plan Designation Applying to Tax Lots 300 and 301, Map 18-02-12, from Forest Marginal Lands, and Rezoning from F-2 (Impacted Forest) to ML (Marginal Lands), Adopting Findings and a Severability Clause

Roberts read the ordinance into the record. MOTION: Approval of the First Reading and setting Second Reading and Public Hearing July 17, 1991, 1:30 p.m. in Harris Hall. Dumdi MOVED, Cornacchia SECONDED. VOTE: 5-0.

7. CONSENT CALENDAR

A. Approval of Minutes:

May 22, 1991, Joint Meeting BCC/Roads Advisory Committee, 7:00 p.m.
 May 23, 1991, BCC Meeting with Justice Peterson, 1:45 p.m.
 May 29, 1991, Joint Meeting BCC/Florence City Council, 6:30 p.m.
 June 4, 1991, Work Session, 9:00 a.m.
 June 5, 1991, Regular Meeting Following HACSA
 June 5, 1991, Regular Meeting 1:30 p.m.

B. County Administration

- 1) ORDER 91-6-26-8/In the Matter of Appointing a Justice Pro Tempore for the Central Lane Justice Court for 60 Days
- 2) ORDER 91-6-26-9/In the Matter of Appointing a Justice Pro Tempore for the Florence Justice Court for 60 Days
- 3) ORDER 91-6-26-10/In the Matter of Appointing a Justice Pro Tempore for the Oakridge Justice Court for 60 Days
- 4) ORDER 91-6-26-11/In the Matter of Granting the County Administrator Authority to Execute 1991-92 Agreements for Intergovernmental and Association Dues

C. Finance and Management Services

- 1) ORDER 91-6-26-12/In the Matter of Amending Order 91-5-1-14 Regarding Equipment Purchase of Used IBM Computer Memory to Clarify Future Financing Intention

- 2) ORDER 91-6-26-13/In the Matter of Providing Animal Control Services for the City of Eugene for Fiscal Year 1991-92 Under a One-Year Revenue Contract
- 3) ORDER 91-6-26-14/In the Matter of Authorizing the County Administrator to Enter into a Food and Vending Services Agreement and License with Tiffany Food Service to Manage the Cafeteria Facilities for the 1991-92 Fiscal Year, with Two One-Year Renewal Options
- 4) ORDER 91-6-26-15/In the Matter of Accepting Proposals to Provide Investment Services to Lane County for the Fiscal Year Ending June 30, 1992, with Options to Renew for Fiscal Years Ending 1993 and 1994
- 5) ORDER 91-6-26-16/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

D. Health and Human Services

- 1) ORDER 91-6-26-17/In the Matter of Delegating Authority to the County Administrator to Sign Subcontracts Listed in Exhibit A in the Department of Health and Human Services Totaling \$116,990 for Comprehensive Assistance to Homeless Families under a Grant Agreement Between the US Department of Housing and Urban Development and Lane County
- 2) ORDER 91-6-26-18/In the Matter of Delegating Authority to the County Administrator to Sign a Subcontract with the United Way/DHR Volunteer Program for FY 91/93 in the Amount of \$108,732
- 3) ORDER 91-6-26-19/In the Matter of Accepting Revenues in the Amount of \$896,900 from the Cities of Eugene and Springfield to Manage, Coordinate and Implement the Intergovernmental Human Service Program; to Approve the Intergovernmental Agreement Between Lane County and the Cities of Eugene and Springfield; and to Delegate Authority to the County Administrator to Sign the Intergovernmental Agreement, and Subcontracts as Listed in Exhibit A in the Department of Health and Human Services for Fiscal Year 1991/1992
- 4) ORDER 91-6-26-20/In the Matter of Accepting Amendment #43 to 1989-91 Intergovernmental Agreement #20-001 with the Oregon Mental Health and Developmental Disabilities Services Division and Reducing Appropriations for Revenues and Expenditures in the Amount of \$106,172 in Programs for the Mentally Ill, Developmentally Disabled and Alcohol/Drug Abusing

- 5) ORDER 91-6-26-21/In the Matter of Awarding Subcontracts in the Amount of \$841,442, and Delegating Authority to the County Administrator to Sign the Subcontracts per Exhibit A

E. Public Safety

- 1) ORDER 91-6-26-22/In the Matter of Approving Various Liquor License Renewals for Various Individuals
- 2) ORDER 91-6-26-23/In the Matter of Approving Various Liquor License Renewals for Various Individuals
- 3) ORDER 91-6-26-24/In the Matter of Authorizing Intergovernmental Law Enforcement Agreement with City of Veneta

F. RIS

- 1) ORDER 91-6-26-25/In the Matter of Approving a User Agreement Between Lane County and Curry County for RIS and AIRS Services
- 2) ORDER 91-6-26-26/In the Matter of Approving a User Agreement Between Lane County and Coos County for RIS and AIRS Services
- 3) ORDER 91-6-26-27/In the Matter of Approving a User Agreement Between Lane County and City of Coos Bay for RIS and AIRS Services
- 4) ORDER 91-6-26-28/In the Matter of Approving a User Agreement Between Lane County and Oregon Department of State Police for RIS and AIRS Services

Roberts pulled 7. B. 2) and 7. D. 3) from the Consent Calendar. MOTION: Approval of the balance of the Consent Calendar. Rust MOVED, Dumdi SECONDED. VOTE: 5-0.

7. CONSENT CALENDAR

B. County Administration

- 2) ORDER 91-6-26-9/In the Matter of Appointing a Justice Pro Tempore for the Florence Justice Court for 60 Days

Roberts stated that Cindy Nicholson had requested that there be another person added to the Pro Tem appointment; Susan Nobel. MOTION: To approve the appointment of Mary "Chris" Yandell and Susan Nobel as Justices Pro Tempore for the Florence Justice Court. Cornacchia MOVED, Dumdi SECONDED. VOTE: 5-0.

D. Health and Human Services

- 3) ORDER 91-6-26-19/In the Matter of Accepting Revenues in the Amount of \$896,900 from the Cities of Eugene and Springfield to Manage, Coordinate and Implement the Intergovernmental Human Service Program; to Approve the Intergovernmental Agreement Between Lane County and the Cities of Eugene and Springfield; and to Delegate Authority to the County Administrator to Sign the Intergovernmental Agreement, and Subcontracts as Listed in Exhibit A in the Department of Health and Human Services for Fiscal Year 1991/1992

Roberts distributed a revised Exhibit A which adjusts the amount appropriated for Looking Glass. MOTION: Approval with new Exhibit A. Cornacchia MOVED, Dumdi SECONDED. VOTE: 5-0.

8. HEALTH AND HUMAN SERVICES

- a. ORDER 91-6-26-29/In the Matter of Appointing Four Members to the Public Welfare Board

Rob Rockstroh, Director of Health and Human Services, presented this item to the Board. MOTION: Approval of the recommendation of the Committee to appoint Gary Gitner, Shirley Kaping, Jayne Mickles and Philip Smith to the Public Welfare Board. Cornacchia MOVED, Dumdi SECONDED. VOTE: 5-0. MOTION: To appoint Jeff Hoyt as Chair of this Committee. Rust MOVED, Frazier SECONDED. VOTE: 4-1, Roberts dissenting.

- b. ORDER 91-6-26-30/In the Matter of Acceptance of the 1991-93 Intergovernmental Agreement #20-001 in the Amount of \$26,566,062 with the State of Oregon Mental Health and Developmental Disabilities Services Division and Delegating Authority to the County Administrator to Sign the Letter of Acceptance and the Subcontracts as per Exhibit A

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

- c. ORDER 91-6-26-31/In the Matter of Amending Chapter 60 of the Lane Manual to Revise Department of Health and Human Services Fees (LM 60.840) Effective July 1, 1991

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

9. YOUTH SERVICES

- a. ORDER 91-6-26-32/In the Matter of Approving an Application for Funds by the Youth Development Commission

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

10. OTHER BUSINESS

ORDER 91-6-26-33/In the Matter of Approving an Intergovernmental Agreement with the State of Oregon to Deliver Community Corrections Services During the 1991/1993 Legislative Biennium

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

There being no further business, this meeting recessed at 2:52 p.m. for Executive Session.


Judy Haldeman
Recording Secretary