

# MINUTES & NOTICE OF BOARD ACTION

BOOK 148 PAGE 1243

APPROVED 6-26-91



## 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 5, 1991  
Following HACSA

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. ADJUSTMENTS TO THE AGENDA

Item 7. D. 1) will be pulled from the Consent Calendar and discussed at a later date. There will be one item of Emergency Business; a plat approval for Country Club Office Park.

### 2. PUBLIC COMMENTS

Steven Mueller, 65 Lund Drive, urged the Board to include Lund Drive in the sewer-related pavement repairs. He stated that sewer lines were installed on Lund Drive last summer and by the end of the winter the road was a field of potholes.

Dumdi and Roberts agreed to look into this matter for Mr. Mueller.

Bob Bodine, 04554 Blanco Street, Florence, commented on a letter from Marilyn Adkins, received yesterday by the Board which states that Lane County approved the subdivision and the building permit for her house on Collard Lake and therefore, retains certain responsibilities. He commented that the County was spending money on sewer-related expenses in River Road/Santa Clara and had considered spending Road Funds for the downtown mall and that he was against both of these expenditures. He asked why there was no money to help with the Clear Lake watershed in Florence.

### 3. COMMISSIONERS' ANNOUNCEMENTS

To be held at 10:40 a.m.

4. EXECUTIVE SESSION as per ORS 192.660  
None.

5. COUNTY ADMINISTRATION

- a. Announcements

None.

- b. ORDER 91-6-5-1/In the Matter of Approval for Cash and Noncash Awards in the SAVE Program - Randall, Simas, Gross, Hibler, Grenfe, Bishop and Dutton

MOTION: Approval of awards for the SAVE program. Dumdi MOVED, Rust SECONDED. VOTE: 5-0.

9. YOUTH SERVICES

- a. ORDER 91-6-5-19/In the Matter of Appointing Five Members to the Youth Development Commission

This item taken out of order.

MOTION: Approval of the appointment of Hughes, DeSpain, Klemp, Lofaren and Toke to the Youth Development Commission. Dumdi MOVED, Rust SECONDED. VOTE: 5-0. Dumdi commented that she knew DeSpain and Klemp personally and that these were very good appointments. Roberts commented that the YDC has shown a lot of imagination and diligence in working through some difficult issues.

6. PUBLIC WORKS

- a. ORDER 91-6-5-2/In the Matter of Entering into an Intergovernmental Agreement with the City of Eugene for Road Repair and Reconstruction Necessitated by Sanitary Sewer Construction in the River Road Area in an Amount Not to Exceed \$689,017.86

Ollie Snowden, County Engineer, presented this item to the Board. He explained that this order would authorize the intergovernmental agreement to pay the City of Eugene. He stated that there will be no five percent administration fee billed to the County. He stated that the agreement with the City of Eugene allowed the city to request monthly progress payments from the County, but this agreement has not been exercised. The city would prefer to submit one bill to the County at the conclusion of the work and include a request for reimbursement for short term financing at approximately 6.5 percent. Snowden commented that the not to exceed would be \$661,997.55 though the final bill could be more or less than this amount. Cornacchia asked if this was an authorization rather than a reimbursement and Jim Johnson, County Administrator, responded that it was an

authorization. MOTION: Approval of the order in an amount not to exceed \$661,997.55. Dumdi MOVED, Rust SECONDED. VOTE: 5-0.

- b. ORDER 91-6-5-3/In the Matter of Amending an Intergovernmental Agreement with the City of Eugene for Road Repair and Reconstruction Necessitated by Sanitary Sewer Construction in the River Road Area

Snowden commented that this order relates to last year's agreement with the understanding that there may need to be a contract amendment. MOTION: Cornacchia MOVED, Dumdi SECONDED. VOTE: 4-1, Frazier dissenting.

- c. ORDER 91-6-5-4/In the Matter of Approving the Expenditure of County Road Funds for Sewer-Related Pavement Repair on Local Access Roads (Non-County Maintained) in the River Road Area

Snowden commented that this was a single project and was not part of continuing maintenance. MOTION: Approval. Cornacchia MOVED, Dumdi SECONDED. Dumdi asked for a discussion on Lund Drive. Snowden commented that Lund Drive was a local access road and the County policy is that if a road is paved, it will be repaved and if it is gravel, the Eugene contractor would place three inches of rock on the road and regrade it. He stated that he felt that the County obligation is complete. Cornacchia commented that the County should go back and give them what they had before, if it is determined that the road condition is less than it was prior to the sewer. Bill Van Vactor, County Counsel, commented that the statute allows a one-time improvement on local access roads. Roberts asked the Public Works Department to look at this, discuss it with the City of Eugene, if necessary and report back to the Board. VOTE: 5-0.

- d. ORDER 91-6-5-5/In the Matter of Adopting the Revised "Plan to Reduce the Amount of Plastic Entering the Lane County Landfill"

Ken Sandusky, Recycling Coordinator, presented this item to the Board. MOTION: Approval. Cornacchia MOVED, Dumdi SECONDED. Rust commented that recycled paper was used on this Agenda item. He stated that 18 percent of the volume at the landfill was plastic and asked Sandusky where the County was heading. Sandusky stated that he had been working with Goodwill Industries to obtain processing equipment for plastics recycling and that education on recycling is continuing. Cornacchia commented that the mulching operation at the landfill was not open to the public and he did not understand why clippings were going into the landfill, especially in the spring. Sandusky responded that Solid Waste is trying to get the operation going, but is behind schedule. Rust stated that it would be useful to get a report on woody waste. Sandusky will report progress to the County Administrator. VOTE: 5-0.

- e. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 1001/In the Matter of Amending the Lane County Rural Comprehensive Plan Designation and Zoning for Unacknowledged Land Located Within Plot 413, Repealing Prior Plan and Zoning Designations, Adopting Findings and Adopting a Severability Clause

MOTION: Approval of the First Reading and setting Second Reading and Public Hearing on June 26, 1991, at 1:30 p.m. in Harris Hall. Cornacchia MOVED, Dumdi SECONDED. VOTE: 5-0. Cornacchia commented that he wished that credit would be given to the Planning Department and an earlier Board of Commissioners for making good decisions all along on these properties. Dumdi stated that 1000 Friends of Oregon and the Land Conservation and Development Commission were invited to come down and look at this property and they refused to do so. Roberts commented that the County does deserve plaudits for sticking with this and seeing it through. The County had been responsible to the impacts on the property owners and it would be helpful if the Legislature would look at this as a model. Rust commented that 1000 Friends says very little about the massive clear cutting by the huge timber companies, but focuses on the 20 and 40 acre small woodlots that are among some of the more productive lands in the state. Dumdi and Cornacchia applauded the work of Harvey Hoglund, Associate Planner, for his efforts.

#### 7. CONSENT CALENDAR

- A. Approval of Minutes: April 30, 1991, Work Session, 9:00 a.m.  
April 30, 1991, Work Session, 1:30 p.m.  
May 1, 1991, Regular Meeting Following HACSA  
May 1, 1991, Regular Meeting 1:30 p.m.
- B. County Counsel
- 1) ORDER 91-6-5-6/In the Matter of Initiating the Dissolution of Siuslaw Parks and Recreation District
- C. Finance and Management Services
- 1) ORDER 91-6-5-7/In the Matter of Selling County Real Property Map/Tax Lot Numbers:
- a) 19-01-15-00-00900; South of 39478 & 39486 Highway 58, Dexter, Oregon
  - b) 17-03-34-14-09514; Four Lots North of 815 Prescott Lane, Springfield
  - c) 17-04-28-24-05200; Adjacent to 505 Sandstone Way, Eugene

## D. Health and Human Services

- 1) ORDER 91-6-5-8/In the Matter of Awarding Subcontract to Family Resources for WIC Services in the Amount of \$101,868 and Delegating Authority to the County Administrator to Sign the Subcontract

## E. Public Safety

- 1) ORDER 91-6-5-9/In the Matter of Authorizing Intergovernmental Law Enforcement Agreement with City of Creswell
- 2) ORDER 91-6-5-10/In the Matter of Approving Various Liquor License Renewals for Various Individuals
- 3) ORDER 91-6-5-11/In the Matter of Approving Various Liquor License Renewals for Various Individuals

## F. Public Works

- 1) ORDER 91-6-5-12/In the Matter of Approving the Amended Bylaws of the Vegetation Management Advisory Committee
- 2) RESOLUTION AND FINAL ORDER 91-6-5-13/In the Matter of Vacating a Portion of a Public Road, Known as Spring Boulevard, as Dedicated in the Plat of Southern Heights, Book 6, Page 35, Lane County Oregon Plat Records, Without a Public Hearing, and Adopting Findings of Fact (18-03-16)
- 3) RESOLUTION AND FINAL ORDER 91-6-5-14/In the Matter of Vacating a Portion of Second Avenue in the Plat of Hubert, Platted and Recorded in Book 6, Page 32, Lane County Oregon Plat Records, Without a Public Hearing, and Adopting Findings of Fact (16-05-10)
- 4) ORDER 91-6-5-15/In the Matter of Renewing a Wetlands Consulting Services Contract with Wilbur TERNYK/Onno Housing for FY 1991-1992
- 5) ORDER 91-6-5-16/In the Matter of Renewing a Wetlands Consulting Services Contract with David Evans and Associates, Inc., for FY 1991-1992
- 6) SUBDIVISION PLAT
  - a) Wild Creek  
Lane County  
19-02-19

## G. Youth Services

- 1) ORDER 91-6-5-17/In the Matter of Approving Bylaws for the Youth Development Commission

Roberts commented that item 7. D. 1) had been pulled from the Consent Calendar and will return to the Board on June 26, 1991. MOTION: To approve the balance of the Consent Calendar. Rust MOVED, Dumdi SECONDED. VOTE: 5-0.

## 10. EMERGENCY BUSINESS

SUBDIVISION PLAT Country Club Office Park, City of Eugene, 17-03-30

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

## 8. HEALTH AND HUMAN SERVICES

- a. PUBLIC HEARING, RESOLUTION AND ORDER 91-6-5-18/In the Matter of Accepting Amendment #41 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 \$23,932 in Programs for Individuals with Developmental Disabilities

Rob Rockstroh, Director of Health and Human Services, presented this item to the Board. Roberts opened the Public Hearing. There being no one present who wished to testify, Roberts closed the Public Hearing. MOTION: Approval. Cornacchia MOVED, Dumdi SECONDED. VOTE: 5-0.

## 3. COMMISSIONERS' ANNOUNCEMENTS

Frazier announced that she would like to have a Work Session presentation by the compliance staff in Land Management. The Board concurred. Cornacchia commented that he knew some retired officers who had volunteered to help in the compliance office and that he had forwarded this suggestion to Roy Burns, Land Management Manager. There will be a work session for the Board in 30 days.

Rust announced that he had been in Washington DC to testify to the Forestry and Family Farm Subcommittee of the Agriculture Department. The Oregon representatives on this panel were Bob Smith and Mike Kopetski with Peter DeFazio sitting in. Rust stated that he testified about community stability and suggested that the federal government spend some money to manage its forests more productively. Rust stated that the allowable sale quantity had been 5.3 last year and that it would be less than half of this next year. Jack Ward Thomas targeted the BLM lands as crucial for spotted owl habitat because of the checker board nature of the BLM lands and the fact that the intervening lands have been cut over completely. Rust stated that there should be a bill this year that will resolve this

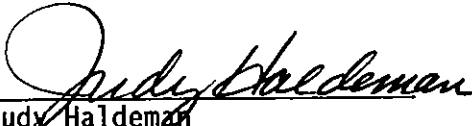
in a way similar to the Jack Ward Thomas approach, with an attempt made to insulate the harvest from legal challenges. Rust commented that this was a crucial time and that there should be a weekly presence monitoring this over the next two months with reports from the elected representatives. Roberts asked Rust and Cornacchia to take the lead in this regard, particularly with DeFazio's office.

Dumdi commented that 50 percent of the land in Oregon was publicly owned and that Oregon is not receiving much help from the federal government in replacing lost revenues.

Roberts announced that he had attended the Fair Board meeting last night. He reported that the Fair Board had approved an increase in the rental fees charged at the ice arena and that season passes were reviewed. Steve McCulloch, Fair Board Manager, has renegotiated with Kelly Services to reduce the cost from 42 to 37 percent, which could have a significant impact on the budget. He stated that the Fair Board is continuing to deal seriously with budget issues and to respond to the concerns of the user groups. Roberts stated that the Fair Board is taking the matter of the Fair Board Manager very seriously and is scheduled to evaluate him at the next meeting.

Dumdi announced that the Rural Resource Development Council had decided to have some agricultural education activities during the Fair and that McCulloch had been very cooperative.

There being no further business, this meeting adjourned at 10:29 a.m.

  
Judy Haldeman  
Recording Secretary