

MINUTES & NOTICE OF BOARD ACTION

BOOK 149 PAGE 1046

APPROVED 11.6.91



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.

October 9, 1991
Following Board
of Health

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

None.

2. PUBLIC COMMENTS

Greg Wasil, 84517 S. Hideaway Hills Road, commented on the Pacific Power and Light project. He stated that he had received notice from PP&L three weeks ago regarding a proposed zone change to allow the lines to be increased to 500 KV. He stated that PP&L filed an environmental impact statement nine years ago and that neighbors were being given three weeks to respond. He stated that he is concerned about health issues, cancer and childhood leukemia, timber, property values, right-of-way, aesthetics, noise and safety. He would like the Bonneville Power Authority study committee to include this line in their study and asked for more time for the study.

Rust commented that this should be allowed to come before the BPA study group and asked if the County could make a request for a delay with the Planning Commission. Roberts commented that the neighbors should request a delay from the Hearings Official and encouraged Wasil to do everything he could along the way and to keep records. The Board concurred.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held later in the meeting.

4. EXECUTIVE SESSION as per ORS 192.660

To be held at 1:30 p.m.

5. COUNTY ADMINISTRATION

a. Announcements.

None.

6. PUBLIC WORKS

a. ORDER 91-10-9-1/In the Matter of Amending Chapter 18 of Lane Manual to Revise Parks Provisions in LM 18.110(1) to Increase User Fees

Bob Keefer, Parks Manager, presented this item to the Board and commented that the Parks Advisory Committee had recommended the fee increase. Rust said that he is pleased with the four-year plan and would approve a modest fee increase. Cornacchia commented that he appreciated what Bill Chapman had begun with the four-year plan and would support moorage fees for maintenance and improvement of facilities, but not for use in other parts of the County system. Keefer commented that he intended to have these funds set aside for maintenance. MOTION: Approval of the order. Dumdi MOVED, Rust SECONDED. VOTE: 5-0.

b. THIRD READING AND DELIBERATION/Ordinance No. PA 1007/In the Matter of Amending the Rural Comprehensive Plan from "Forest Land" to "Marginal Land" and Rezoning from "F-2/Impacted Forest Lands" to "ML/Marginal Land" for Tax Lots 704 and 714, Map 19-02-10, and Adopting a Savings and Severability Clause (PA 4109-90/Ericson)

Jerry Kendall, Planner, presented this item to the Board. MOTION: Approval of the Third Reading and setting Fourth Reading and Deliberation on October 23, 1991, at 1:30 p.m. in Harris Hall. Rust MOVED, Dumdi SECONDED. VOTE: 5-0.

c. ORDER 91-10-9-2/In the Matter of a Determination of Whether or Not to Consider the Appeal of a Hearings Official Denial of PA 488-91 to Allow a Bed and Breakfast in an EFU Zone (Appellant: Jim Goodpasture)

Jerry Kendall, Planner, presented this item to the Board. He stated that the Hearings Official had denied the bed and breakfast and that there was an issue of a non-conforming use. Kendall stated that the appeal had been withdrawn and that any future reference for the non-conforming use will be held through the infraction process. MOTION: To not consider the appeal of the Hearings Official denial of PA 488-91. Rust MOVED, Dumdi SECONDED. Cornacchia commented that improper land use allegations have been made and he wondered if the enforcement process had been undertaken. Kendall commented that

nothing had been done yet with regard to the duplex issue. Cornacchia stated that he would like to have a written response to describe the communication process within the department in a situation such as this and why the decision was made not to send this to the enforcement division. Kendall stated that he would respond to Cornacchia in writing. He stated that generally he kept in touch with the compliance officer and, in this case, he was waiting for a final order from the Board prior to referral. Cornacchia commented that he would accept this explanation in this matter. Rust stated for the record that he had an ex parte contact with Bill Goodpasture and Vernie Johnson and that he had no prejudice in this case. VOTE: 5-0.

7. CONSENT CALENDAR

A. Approval of Minutes: None.

B. County Administration

- 1) ORDER 91-10-9-3/In the Matter of Delegating Authority to the Lane Economic Committee to Hold a Public Hearing to Receive Suggestions for Lane County's Regional Strategy.

C. Assessment and Taxation

- 1) ORDER 91-10-9-4/In the Matter of A Refund to Rosboro Lumber.

D. Finance and Management Services

- 1) ORDER 91-10-9-5/In the Matter of Award of Bid CP 91/92-03 for Requirements Purchase of Lab Testing Services.

E. Health and Human Services

- 1) ORDER 91-10-9-6/In the Matter of Accepting Amendment #3 to the 1991-93 Intergovernmental Agreement #20-001 with the State Mental Health and Developmental Disabilities Services Division; Awarding a Subcontract to the Oregon Supported Living Program in the Amount of \$43,980; Delegating Authority to the County Administrator to Sign the Contract and Subcontract Amendment and Appropriating \$34,939 in Revenues and Expenditures for Developmental Disabilities Services.

- 2) ORDER 91-10-9-7/In the Matter of Awarding Three Subcontracts per Exhibit A, for Services to Individuals with Developmental Disabilities and Delegating Authority to the County Administrator to Sign the Subcontracts.

F. Public Works

- 1) RESOLUTION, NOTICE OF HEARING AND ORDER 91-10-9-8/In the Matter of the Vacation of County Road No. 2022, Melevin Way-of-Necessity Now Commonly Known as Melevin Road, in Section 7, Township 19 South, Range 2 West of the Willamette Meridian
- 2) RESOLUTION AND FINAL ORDER 91-10-9-9/In the Matter of Vacating a Portion of Lexington Avenue, as Dedicated in the Plat of Midway Park, Book 4, Page 32, Lane County, Oregon Plat Records, Without a Public Hearing, and Adopting Findings of Fact (17-003-34)
- 3) ORDER 91-10-9-10/In the Matter of Awarding a Contract to Pape Bros. Inc., in the Amount of \$171, 127, with Trade-Ins, for the Purchase of One (1) New Crawler Tractor, Contract No. FY 91/92 FS-02

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

8. COUNTY COUNSEL

a. DISCUSSION/Potential Charter Amendments

Teresa Wilson, Assistant County Counsel, presented this item to the Board. Cornacchia asked the Board to consider the benefit to the public of either of these amendments and to consider the costs. Rust agreed with a minimalist approach and Dumdi stated that she sees these amendments as housekeeping. Roberts commented that there was some risk here as these are small time bombs waiting for someone to make a mistake. Wilson commented that she could set these aside until there is a greater issue for the Charter. The Board concurred that this should be put on hold.

3. COMMISSIONERS' ANNOUNCEMENTS

Frazier read a resolution into the record proclaiming National Extension Week.

RESOLUTION No. 91-10-9-11/In the Matter of Proclaiming October 13-19, 1991 to be National Extension Homemaker Week in Lane County, Oregon. MOTION: Approval of the resolution. Frazier MOVED, Rust SECONDED. VOTE: 5-0.

Frazier, Rust and Craig Starr will meet with Westfir regarding the covered bridge in the near future.

Rust announced that he had written a letter to Al Johnson, Attorney, regarding the task of changes in zoning and planning to diversify housing opportunities.

Dumdi announced that the Association of Oregon Counties met in Roseburg last week. She presented a news piece from Jackson County regarding its

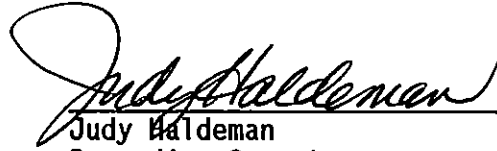
money and how it is spent. She suggested that Lane County use this format to disseminate information to citizens.

Roberts announced that two positions will be opening up on the Fair Board and that applications are available.

9. EMERGENCY BUSINESS

None.

This meeting recessed at 10:15 a.m. to reconvene at 1:30 p.m. for Executive Session.


Judy Haldeman
Recording Secretary