

BOOK 151 PAGE 1316
**MINUTES &
NOTICE OF BOARD ACTION**

APPROVED 9-2-92



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.

July 22, 1992
9:00 a.m.

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

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

1. **ADJUSTMENTS TO THE AGENDA**

Jim Johnson, County Administrator, identified an item of Emergency Business and an item to be discussed during County Administration Announcements.

2. **PUBLIC COMMENTS**

Judith Van, 89205 Old Coburg Road, distributed material to the Board for review. She commented that her neighborhood is in the Urban Growth Boundary and their main concern is the connection of Chad Drive onto Old Coburg Road. She stated that the residents were not notified about the Willakenzie Plan development. She indicated that Mr. Tollenar from the City of Eugene assured the neighbors that they had veto power over construction on or about the road until annexation. She said the City has begun road work and it is a hardship on the residents. Johnson indicated that he had met with Van, done some research and that the Commissioners could question Allan Lowe from the city during the Third Reading of Ordinance PA 1020 being held later in the meeting.

Deanna Fent, 89317 Old Coburg Road, elaborated on the historic nature of the neighborhood. She indicated that the road was built in 1850 and her home was built in 1885. In response to a question from Roberts, Fent remarked that, if the road was widened, the old trees would probably be removed. Frazier noted that there would also be a zone change and an increase in traffic volume due to the road widening.

Tom Mohr, 3843 Kevington Avenue, urged the Commissioners to support the McKenzie River Cooperative Maintenance Plan. He stated that interagency cooperation has been good on McKenzie River issues.

Gladys Parks, 3049 1/2 Willamette, commented that she is a Vista worker assigned to Catholic Community Services and is speaking on behalf of the Peer Mentorship Project. She stated that she has worked as an advocate for abused children. She remarked that abusive parents are usually isolated without any support and lack skills needed to care for their children. She indicated that the Peer Mentorship Project will initially work with ten people who have demonstrated a desire to improve themselves to facilitate self improvement. This will include technical, professional or academic training, advising, mentoring, assisting with transportation and linking them with resources to enable them to move on and become self-sufficient. Parks stated that she was seeking endorsement of the project and resources for funding to purchase bus passes for participants. Rust recommended that this request be forwarded to the Joint Social Services Committee through Steve Manela. Roberts suggested putting together a resolution of support for the project.

Alex Cuyler, 411 Perry Street, Springfield, stated that he was requesting that BRING Recycling be included in the Diversion Credit Program. He commented that collection of recyclables is the most expensive component of the system. He remarked that BRING has never been included in the program for garbage haulers and that they incur many of the same costs as haulers, including trucks, maintenance and drivers. He mentioned that the recycling markets had deteriorated and BRING cannot afford to provide the services without the assistance of Lane County. He said BRING's drop sites provide a recycling opportunity to those residents of Lane County who do not have curbside collection. Roberts indicated that RRAC's recommendation had been to extend the credit to the commercial accounts. Cuyler stated that the request now is to extend the credit to residential accounts and that is presently excluded by Lane Manual. Rust offered to research this issue with Mike Turner and return with options.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held at 10:40 a.m.

4. COMMISSIONERS' BUSINESS

Presentation of NACo Awards.

Dumdi reported that the County had received six Achievement Awards from the National Association of Counties. She presented award certificates to the recipients.

5. EXECUTIVE SESSION as per ORS 192.660

None.

6. COUNTY ADMINISTRATION

a. Announcements

Jim Johnson, County Administrator, referred to a letter received from the Fernridge Community Coalition and asked approval from the Board for a draft response letter. Cornacchia stated that he did not think the questions had been answered adequately, especially related to assuring no more than 40,000 people on the site at one time. Dumdi suggested a meeting of concerned citizens and concert promoters. Rust indicated his support of Johnson's response. Frazier concurred with Cornacchia's concerns. Cornacchia suggested that the organizers prepare a written contingency plan to present to the neighborhood group. Johnson indicated that he would send this letter now with an explanation that a follow up letter would be sent after a meeting with Eric Langford, Kit Kesey and the private security director to discuss the concerns expressed.

b. PUBLIC HEARING AND ORDER 92-7-22-1/In the Matter of Calling an Election for the Formation of the Blue/McKenzie Rural Fire Protection District.

Teresa Wilson, Assistant County Counsel, introduced this item. Dumdi opened the Public Hearing. There being no one present who wished to testify, Dumdi closed the Public Hearing. MOTION: Approval of the Order. Rust MOVED, Roberts SECONDED. VOTE: 5-0.

7. PUBLIC WORKS

a. ORDER 92-7-22-2/In the Matter of Entering into an Intergovernmental Agreement with the Eugene Water and Electric Board and the Oregon Department of Fish and Wildlife for Improved Routine Maintenance of River Access Sites Along the McKenzie River as Outlined in the McKenzie River Cooperative Maintenance Plan and Delegating the Authority to the County Administrator to Sign the Agreement.

Bob Keefer, Parks Manager, reviewed the packet material. He distributed copies of a map of the affected area. Roberts asked if the ODFW financial commitment was firm. Jeff Ziller, District Biologist for ODFW, indicated that he was not able to make an absolute commitment at this time. Rust commented that this Agreement is a model of coordination and suggested a press release. Keefer noted that he felt funds could be generated if ODFW were unable to fund their portion. MOTION: Approval of the Order. Rust MOVED, Frazier SECONDED. VOTE: 5-0.

b. DISCUSSION/Accepting an Offer from the Department of Land Conservation and Development (DLCD) to Mediate Issues Related to an Intergovernmental Agreement Between Lane County and the Heceta Water District.

Bill Van Vactor, County Counsel, presented this item. He indicated that DLCDC has a list of impartial mediators. In response to a question from Cornacchia, Van Vactor stated that the results of the mediation would not bind the Board of Commissioners in its future decision-making. MOTION: Accept the Mediation Offer from DLCDC. Rust MOVED, Roberts SECONDED. VOTE: 5-0.

- c. THIRD READING AND SETTING FOURTH READING AND PUBLIC HEARING/Ordinance PA 1020/In the Matter of Amending the Eugene/Springfield Metropolitan Area General Plan to Adopt the Willakenzie Refinement Plan, Adopt Related Amendments to the Metro Area General Plan Diagram, Adopt Related Amendments to Transplan, Adopt Related Amendments to the Public Facilities Plan; and Adopting a Savings and Severability Clause. (Fourth Reading & Public Hearing: August 12, 1992, 1:30 p.m. in Harris Hall Main Floor)

Michael Copely, Associate Planner, highlighted the supplemental material dated July 6, distributed a modified ordinance to replace the previous one, and suggested that any subsequent hearing be limited to the changes. In response to a question from Roberts, Allan Lowe, City of Eugene, stated that, at the present time, sidewalks are proposed for both sides of Delta between Ayers Road and Beltline; however, the City of Eugene will make the final determination when the project is put forward for construction and did not want to address this question in the Refinement Plan. Lowe indicated that the property to the west of Delta and north of the telephone company operations is outside of the Urban Growth Boundary. Roberts requested that a footnote be added noting that properties outside the Urban Growth Boundary, or that are not allowed to develop, not be assessed for the sidewalks in that area. Lowe stated that this was possible.

Roberts also stated that he thought it was inappropriate to burden existing property owners for the widening of Ayers Road. Lowe indicated that the impact on properties could be minimized by meandering or narrowing to two lanes in some places. Frazier remarked that there would be less impact on an unbuilt subdivision than on existing residences and wants to see that change. Jim Croteau, City of Eugene, commented that the proposed alternate location of the collector would impact another existing subdivision's streets, so it is a choice of impacts. The Board concurred that the extent of the impact on each area needed to be considered and were in favor of a tour of the sites, which Lowe said he would arrange. Croteau asked that another mechanism be used, other than a footnote in the plan, regarding Delta's sidewalks so that it would not have to go back to the City Council. The Board noted that they wished to have their choices specified and recorded at this time.

With reference to Gillespie Butte, Lowe indicated that all properties that could be impacted have been heard from and are satisfied.

Low displayed a map detailing design drawings regarding the street system relative to Old Coburg Road. He indicated that barriers would be placed at the end of Chad Drive as it intersects with Old Coburg Road, keeping it closed to through traffic but making it available for emergency access. Lowe explained that if Transplan were amended, then Chad Drive would be opened up. He also stated that the fire lane was a requirement for the development of the Register-Guard property. Roberts observed that if Chad Drive were opened up, it would create increased traffic on Old Coburg Road, eventually requiring widening of that road. Frazier asked if there were a way to maintain rural flavor while still having growth. Lowe responded that planners would be willing to look at meandering around trees. Cornacchia suggested a tour of the three areas at issue, followed by a work session and also asked that specific notice of any future public hearing be given to property owners in subdivisions on both sides of Ayers Road. MOTION: Approval of the Third Reading and Setting Site Tour beginning at 9:00 a.m. followed by Fourth Reading in the Commissioners' Conference Room on September 8, 1992. Rust MOVED, Frazier SECONDED. VOTE: 5-0.

This meeting recessed at 11:20 a.m. to reconvene at 11:40 a.m.

- d. SIXTH READING AND FINAL ACTION AND ADOPTION OF MOTION APPROVING WEST EUGENE WETLANDS SPECIAL AREA STUDY AS AMENDED/Ordinance No. PA 1019/In the Matter of Adopting the West Eugene Wetlands Special Area Study, a Refinement to the Eugene-Springfield Metropolitan Area General Plan, and Adopting a Severability Clause.

Dumdi read this ordinance into the record. Copely presented this item to the Board. Roberts reiterated that he supported the plan because the effect of the Wetlands plan is to mitigate or minimize the adverse impacts on property owners. Dumdi noted that she was voting no because of possible future impacts on farmlands north of Eugene. MOTION: Approval. Roberts MOVED, Cornacchia SECONDED. VOTE: Cornacchia, Roberts and Rust AYE; Dumdi and Frazier NAY.

8. CONSENT CALENDAR

Cornacchia requested that items 8.b.2 and 8.e.1 be pulled from the Consent Calendar.

- A. Approval of Minutes: June 23, Regular Meeting, 9:00 a.m.
June 23, Regular Meeting, 1:30 p.m.
- B. Health and Human Services
- 1) ORDER 92-7-22-3/In the Matter of Awarding a Subcontract to White Bird Clinic in the Amount of \$35,970 and Delegating Authority to the County Administrator to Sign the Subcontract.
 - 2) ORDER 92-7-22-4/In the Matter of Entering Into a Three Year Contract with the City/County Insurance Services Trust (CIS) for General Liability and Auto Liability for the Intergovernmental Narcotics Enforcement Team.

Pulled.

C. Public Safety

- 1) ORDER 92-7-22-5/In the Matter of Approving an OLCC Liquor License (Change Partnership) for Creth A. & Cynthia L. Mayr and Donald W. & Michelle Brown dba: Duffy's Tavern, Mapleton.
- 2) ORDER 92-7-22-6/In the Matter of Approving an OLCC Liquor License (Change Ownership) for James P. & Karen M. Carney dba: Nimrod Service & Country Store, Vida.
- 3) ORDER 92-7-22-7/In the Matter of Authorizing Boating Safety/Law Enforcement Intergovernmental Agreement with Oregon State Marine Board.

D. Public Works

- 1) ORDER 92-7-22-8/In the Matter of Awarding a Contract to Anderson's Erosion Control, Inc. for Wetland Construction of Government Road, Mile Post 1.7, Contract No. 92/92-06.
- 2) SUBDIVISION PLAT
 - a. First Addition to Estates North
City of Eugene
17-04-11

E. RIS

- 1) ORDER 92-7-22-9/In the Matter of Approving Extension of an IBM Equipment Maintenance Corporate Service Amendment to Continue Reduced Maintenance Rates for Eligible Equipment.

Pulled.

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

B. Health and Human Services

- 2) ORDER 92-7-22-4/In the Matter of Entering Into a Three Year Contract with the City/County Insurance Services Trust (CIS) for General Liability and Auto Liability for the Intergovernmental Narcotics Enforcement Team.

Cornacchia asked what the cost of this item was to General Fund. Van Vactor stated that there was no cost to the General Fund. MOTION: Approval of the Order. Cornacchia MOVED, Roberts SECONDED. VOTE: 5-0.

E. RIS

- 1) ORDER 92-7-22-9/In the Matter of Approving Extension of an IBM Equipment Maintenance Corporate Service Amendment to Continue Reduced Maintenance Rates for Eligible Equipment.

MOTION: Approval of the Order. Roberts MOVED, Cornacchia SECONDED. VOTE: 4-1, Cornacchia dissenting.

9. OTHER BUSINESS

ORDER 92-7-22-10/In the Matter of Approval of Oregon Business Development Fund Project Proposal by Willamette Pass Ski Corporation.

Roberts presented this item. He explained that this is a recommendation to the Oregon Business Development Fund and required no financial commitment on the part of Lane County. MOTION: Approval of the Resolution. Roberts MOVED, Cornacchia SECONDED. VOTE: 5-0.


3. COMMISSIONERS' ANNOUNCEMENTS

Roberts commented that on Saturday he had attended the NAACP picnic and had participated in the Coburg Golden Years parade. He also announced his planned participation in the River Road Park District parade being held on July 25.

Dumdi appointed Rust and Frazier as the interviewing team for vacancies on the Lane County Planning Commission.

Dumdi expressed condolences to the family of Ed Putschler, former Public Works employee, who recently passed away.

There being no further business, this meeting adjourned at 12:05 p.m.


Sharon Giles
Recording Secretary