

MINUTES & NOTICE OF BOARD ACTION

BOOK 151 PAGE 2508

APPROVED February 9, 1993



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.

January 19, 1993
Following HACSA

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Commissioners'
Conference Room

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

1. **ADJUSTMENTS TO THE AGENDA**

Cornacchia noted that Item C. 2) would be pulled off the Consent Calendar and discussed separately.

2. **PUBLIC COMMENTS**

None.

3. **COMMISSIONERS' ANNOUNCEMENTS**

Dumdi mentioned that Ed Stelfox, Museum Manager, was in the process of completing a historical review of past Lane County Commissioners.

4. **EXECUTIVE SESSION as per ORS 192.660**

To be held later in the meeting.

5. **COUNTY ADMINISTRATION**

a. Announcements

ORDER 93-1-19-15/In the Matter of Calling an Election for the Annexation of Certain Territory to the Siuslaw Library District.

Terry Wilson, Acting County Counsel, stated that Elections had certified signatures regarding "Objections to Annexation to Siuslaw Public Library District" and explained that there will need to be an election. She noted there were time constraints in order to get this

issue on the March ballot. MOTION: Place this matter on the March ballot contingent upon certification of signatures and approval of the Boundary Commission. Roberts MOVED, Dumdi SECONDED. VOTE: 4-0.

- b. ORDER 93-1-19-1/In the Matter of an Election Authorizing a Three-Year Serial Levy for Law Enforcement and Jail Programs.

Wilson introduced this item and distributed a copy of the new Ballot Title. MOTION: Approval of the Order, with revised title. Dumdi MOVED, Roberts SECONDED. VOTE: 4-0.

- c. ORDER 93-1-19-2/In the Matter of an Election Authorizing a Five-Year Serial Levy for the Lane County Extension Service.

Wilson reviewed this item for the Board. MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. VOTE: 4-0.

6. PUBLIC WORKS

- a. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 1031/In the Matter of Amending the Policy Section of Chapter IV of the Eugene-Springfield Metropolitan Area General Plan to Streamline and Clarify the Plan Amendment Process and Adopting a Severability Clause.

Cornacchia read this Ordinance into the record. MOTION: Approval of the First Reading and Setting Second Reading and Public Hearing on February 4, 1993, at 7:00 p.m. in Springfield City Hall. Roberts MOVED, Dumdi SECONDED. VOTE: 4-0.

- b. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance 2-93/In the Matter of Amending Lane Code Chapter 12 to Conform to Revisions in Chapter IV of the Eugene-Springfield Metropolitan Area General Plan Concerning the Plan Amendment Process.

Cornacchia read this Ordinance into the record. MOTION: Approval of the First Reading and Setting Second Reading and Public Hearing on February 4, 1993, at 7:00 p.m. in Springfield City Hall. Roberts MOVED, Dumdi SECONDED. VOTE: 4-0.

- c. DISCUSSION/Transfer of Herman Peak Road to Lane County as a County Road and the Transfer of Maintenance Responsibility of Baker Beach Road to the Siuslaw National Forest (SNF).

To be heard at Time Certain: 3:00 p.m.

- d. ORDER 93-1-19-3/In the Matter of Approving a Project Design for Improvements of Fox Hollow Road from Cline Road South to the Existing Improved Section.

To be heard at Time Certain: Following Item 9.C.

7. CONSENT CALENDAR

- A. Approval of Minutes: None.
- B. County Administration
 - 1) ORDER 93-1-19-4/In the Matter of Reappointing a Member to the Lane County Budget Committee.
- C. County Counsel
 - 1) ORDER 93-1-19-5/In the Matter of Amending ORDER 92-12-16-1 to Reflect Approved Changes to the Urban Transition Road Program.
 - 2) ORDER 93-1-19-6/In the Matter of Awarding a Contract to James G. Evangelista for a Mural in the Public Service Building.
- D. Assessment and Taxation
 - 1) ORDER 93-1-19-7/In the Matter of a Refund to First Interstate Bank of Washington.
- E. Human Resources and Management Services
 - 1) ORDER 93-1-19-8/In the Matter of Consenting to the Partitioning and Sale of Parcel #19-03-14-31-01600 (300 S. 2nd, Creswell, Oregon) by the Contract Purchaser and Authorizing the County Administrator to Execute an Affidavit of Consent.
- F. Public Safety
 - 1) ORDER 93-1-19-9/In the Matter of Authorizing Modification to Intergovernmental Agreement with United States Bureau of Prisons for Inmate Housing and Electronic Surveillance Program.
- G. Public Works
 - 1) ORDER 93-1-19-10/In the Matter of Accepting a Deed of Land to be Used as a Public Road Easement and County Road for Jasper Road (18-02-05).
 - 2) ORDER 93-1-19-11/In the Matter of Accepting Deeds of Land to be Used as a Public Road Easement and County Road for Parvin Road (19-01-21).

Item 7.C.2) was pulled from the Consent Calendar.

MOTION: Approval of the balance of the Consent Calendar. Roberts MOVED, Dumdi SECONDED. VOTE: 4-0.

7. C. County Counsel

- 2) ORDER 93-1-19-6/In the Matter of Awarding a Contract to James G. Evangelista for a Mural in the Public Service Building.

Bill Van Vactor, Acting County Administrator, commented that he had begun receiving electronic messages late last week, particularly from Jerry Ross in RIS. He stated that the specific issue regarded the right of the arts community to review the rendering. Van Vactor asked the Board if they wished to invite others to participate in review of the rendering. Roberts noted that the contract did not preclude the Board from bringing in others, so he sees no problem with approval of the contract. Frazier commented that the public comment portion of each Board meeting could have been utilized anytime prior if anyone had had concerns. Dumdi remarked that Doug Beauchamp from the Lane Arts Council was already involved and that the Board has heard nothing from the arts community. MOTION: Approval of the Order. Frazier MOVED, Roberts SECONDED. VOTE: 4-0.

8. ASSESSMENT AND TAXATION

- a. ORDER 93-1-19-12/In the Matter of Delegating Authority to Acquire Outside Counsel for an Appeal Regarding the Bus Barn and Transferring \$4,000 from the Appropriated Reserve to Materials and Services in General Expense.

Van Vactor briefly reviewed this item for the Board, noting County Counsel's conflict of interest. In response to a question from Roberts, Jim Gangle, Assessor, stated that at the appeal stage, the County would be represented by County Counsel and the Assessor would be represented by outside counsel. Cornacchia expressed concern that the \$4,000 figure was somewhat high based on the narrow grounds and small set of facts. Gangle stated that the attorney had given an estimate of 20 hours for an associate and regular attorney. In response to a question from Frazier, Gangle and Roberts indicated that the law firm in question did have some expertise in this area. MOTION: Approval of the Order. Roberts MOVED, Cornacchia SECONDED. Dumdi expressed concern that the County is paying to pursue against itself. Frazier indicated she would support the Order, but suggested that getting a second price quote would be good business practice. VOTE: 4-0.

9. HUMAN RESOURCES AND MANAGEMENT SERVICES

- a. DISCUSSION/ORDER 93-1-19-13/In the Matter of Establishing an Additional 1.25 FTE in the Department of Finance and Management Services/Capital Construction Fund (HVAC Project).

George Russell, Director of Human Resources and Management Services, reviewed this item for the Board, noting that in the reorganization

with the HVAC project, there was a preference for utilizing in-house personnel in process and implementation. MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. Cornacchia commented that he was still trying to understand where an additional .25 FTE was coming from. After discussion, he stated he understood that it was coming from a .75 Risk Management position. VOTE: 4-0.

10. PUBLIC SAFETY

- a. ORDER 93-1-19-14/In the Matter of Amending Chapter 60 of Lane Manual to Revise Certain Provisions with Regard to Disposal of Unclaimed Personal Property in the County's Possession and County-Owned Surplus Property (LM 60.405).

Roberts briefly reviewed the changes in this amendment. MOTION: Approval of the Order. Roberts MOVED, Frazier SECONDED. VOTE: 4-0.

This meeting recessed into Executive Session at 2:44 p.m. to reconvene at 3:21 p.m.

6. PUBLIC WORKS

- c. DISCUSSION/Transfer of Herman Peak Road to Lane County as a County Road and the Transfer of Maintenance Responsibility of Baker Beach Road to the Siuslaw National Forest (SNF).

Ollie Snowden, County Engineer, reviewed this item with the Board. MOTION: Conceptual approval, as recommended. Roberts MOVED, Dumdi SECONDED. VOTE: 4-0.

- d. ORDER 93-1-19-3/In the Matter of Approving a Project Design for Improvements of Fox Hollow Road from Cline Road South to the Existing Improved Section.

Snowden reviewed this item with the Board. MOTION: Adopt findings and proceed with design. Frazier MOVED, Roberts SECONDED. VOTE: 4-0.

11. EMERGENCY BUSINESS

None.

There being no further business, this meeting adjourned at 3:28 p.m.


Sharon Giles
Recording Secretary