

# MINUTES & NOTICE OF BOARD ACTION

BOOK 153 PAGE 0569

APPROVED

July 14, 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.

June 30, 1993  
Following HACSA

REGULAR MEETING  
BOARD OF COUNTY COMMISSIONERS

Harris Hall  
Main Floor

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

### 1. ADJUSTMENTS TO THE AGENDA

One item of Emergency Business was identified.

### 2. PUBLIC COMMENTS

Brian Simonitch, 208 East 2nd, commented that he works for the Childrens' Services Division, but is speaking today on behalf of himself. He stated that HB2004 will require some type of County response and he hopes that the County will review it and choose to oppose it. He explained that this bill would return services to the way they were prior to the early 1970's.

Pat Loewinger, 2961 Mill Street, stated that she also spoke for herself and indicated that the Board had received a letter from the Oregon Public Employees Union regarding HB2004. She asked whether the County was aware of the level of services it would be required to perform. She cited issues of liability, legal services and the potential loss of federal funding as concerns regarding HB2004. In response to a question from Rust, Loewinger indicated that she feels a statewide system allows for more equality for smaller counties. Responding to Roberts, she stated that coordination would be more difficult if the counties chose to provide separate services.

Andrew McGuire, 2600 Wayside Lane, Springfield, also expressed concerns regarding HB2004. He stated that he is one of the shop stewards at the Lane County Children's Services Division, but was speaking on his own behalf. He spoke in favor of preventive services. He indicated that CSD deals with crisis situations. He remarked that without a statewide system, local law enforcement would be required to perform all

investigations. He emphasized that they are not always qualified or trained.

Linda Crockett, 4482 Paddock Drive, indicated that she has been an employee of CSD for 16 years, but is speaking as a private citizen. She stated that she realized the need for prevention, but was concerned that child protective funds would be transferred to the prevention side. She noted that she is opposed to a county-based system. She stated that accountability is important to provide an equal basis for all children in Oregon, particularly in the coordination of adoptions.

Cornacchia noted that the Board had not taken a position on HB 2004. Roberts stated that he appreciated the input, but personally favors in a decentralized model. He agreed that transition problems would be difficult, particularly in light of Ballot Measure 5. He asked the speakers to forward their specific suggestions to assist the Board in helping formulate the final bill, as he thinks it will probably go through in some form. He stated that he will recommend support of the bill with some reservations.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held at approximately 10:40 a.m.

4. EXECUTIVE SESSION as per ORS 192.660

To be held later in the day.

5. COUNTY ADMINISTRATION

a. Announcements

Bill Van Vactor, Acting County Administrator, mentioned receipt of a recent notice from the Oregon Economic Development Department confirming a grant for the Child Advocacy Center. He indicated that the cost of administration had been deleted from the grant; therefore, the District Attorney's office was now responsible for its administration and noted that Peter Thurston could be a potential candidate for this grant administration.

Van Vactor reported that Lane County had been notified by the National Association of Counties that Lane County Youth Services' "Community Service Program" had received a NACo Achievement Award.

Van Vactor observed the retirement today of Cora Barde, Document Resource Center Supervisor. He read a memo he had dictated reflecting on Barde's 15 years of service to Lane County and commended Barde on her continual positive attitude.

## b. LEGISLATIVE UPDATE/Oral Report

Russell Barnett, Legislative Assistant to Marcia Morgan, reported to the Board on current legislation of interest to the Board (see material on file).

Roberts indicated his support of HB2004 with the stipulation that the language regarding "maintenance of effort" be clarified, that some provisions be included for the transfer of current employees, and that the bill continue to receive policy direction from local commissions. MOTION: Support HB2004 with changes outlined above. Roberts MOVED, Dumdi SECONDED. In response to a request for clarification from Rust, Roberts indicated that if state funding was to decrease, then the County's responsibilities would diminish. Roberts indicated that John Ball, Larry Campbell and Ann Aiken all support shifting programs to the counties, noting that AOC was more skeptical. Cornacchia expressed concern regarding liability, accountability, and employee transfer. He stated that he is in favor of the concept, but could not be supportive of a motion to support this bill at this time. Roberts responded that he feels that Lane County's ability to serve is better than the State's. He indicated that he wanted Lane County to be on record that it welcomes this opportunity, although it still wants some issues resolved. Dumdi stated that society has changed and there is a need for more local control, if the funding dollars are there. Cornacchia reiterated his position regarding supporting the concept, but not supporting local control at any cost. He stated that he is comfortable with the current position and would like to see AOC work for continued changes to the bill. Rust indicated that he was willing to take a "leap of faith" to see if a two year pilot program would work. He stressed the importance of children and that these issues will not just go away. Frazier stated that she concurred with Cornacchia. She commented that, in concept, HB2004 is premised on local control; but, in reality, the language is still there that makes actions subject to state approval. She stated this bill could have a large impact on children. Roberts and Dumdi noted that this would be similar to the CCAC and YDC where the state must give approval of the plan, but there is local control over decisions. Frazier stated she feels the process has yet to be defined. VOTE: 3-2, Cornacchia and Frazier dissenting.

This meeting recessed at 10:30 a.m. to reconvene at 10:43 a.m.

3. COMMISSIONERS' ANNOUNCEMENTS

Frazier commented that there would be parades in both Cottage Grove and Creswell on the 4th of July.

Dumdi mentioned a parade on the 4th of July in Harrisburg, in which the Junction City community is involved.

Dumdi reminded everyone that the rodeo would be in Lane County during the 4th of July weekend.

Dumdi expressed concern regarding the split vote in Junction City regarding the gay rights measure. She cautioned people to be careful about singling out any particular group.

Noting the Junction City ballot measure, Roberts stated that the legislature might put a gay rights measure on the ballot. He suggested this not be done and that the issue be given an opportunity to rest for awhile.

Referring to the celebration of the 4th of July, Roberts noted that it gives Americans the freedom to do such things as write letters to the editor.

Citing a recent letter to the editor condemning the American system, Cornacchia stated that the United States has its problems, but it is the best there is by far.

In reference to the discussion regarding HB2004, Cornacchia stated that he had called AOC during the break and that Paul Snyder stated that he had a letter on his desk which would have two signatures on it--the President of AOC and the House Speaker--wherein the Speaker would agree, in this letter to the Senate, to all County-proposed changes to HB2004.

Cornacchia announced the retirement of Pete Maas, a property appraiser in Assessment and Taxation, and a reception in his honor today at 2:00 p.m.

Cornacchia referred to a letter from FEMA regarding the 90-day appeal period following publication of the flood plain elevations. He stated that the County would need to be the appellant. He requested that Van Vactor work with the Land Management Division regarding County requirements and the establishment of a Land Management phone connection.

Cornacchia stated that he had participated in a conference call with Peter Yu regarding the local impact of Clinton's proposed forest plan, which is expected to be released July 1. He stated that he believes the County's message had gotten through. He indicated that the Association of Oregon Counties had been asked to support the President's plan and the response had been that parts of it could be supported, while others were rejected. Citing various potential methodologies, Cornacchia noted that the counties are looking at a true guarantee and that AOC is adamant against being removed from the timber harvest sharing program. He noted that Congressman DeFazio was in favor of limiting the state's ability to manipulate any plan which might remove the road and schools requirement and allow entry into the road fund for general purpose government. Cornacchia stated that he feels the O & C Association has had a positive effect to this point. Roberts thanked Cornacchia, Doug Robertson and Rocky McVay for their hard work in this effort and commended DeFazio, Senator Hatfield and Jim Lyons for their work.

6. PUBLIC WORKS

- a. ORDER 93-6-30-1/In the Matter of Appointing One Member and Reappointing Two Members to the Parks Advisory Committee.

Bob Keefer, Parks Manager, reviewed this item for the Board. MOTION: Approval of the Order. Dumdi MOVED, Roberts SECONDED. VOTE: 5-0.

- b. ORDER 93-6-30-2/In the Matter of Approving an Intergovernmental Agreement with the City of Cottage Grove Regarding Delegation of Planning and Building Regulation Functions in Conjunction with a Contract Zoning Request (Applicant: City of Cottage Grove on Behalf of Property Owner Mt. David Development Corporation - Fred Brown.

Al Couper, Associate Planner, reviewed this item for the Board. MOTION: Approval of the Order. Frazier MOVED, Dumdi SECONDED. VOTE: 5-0.

- c. THIRD READING, DELIBERATION AND ACTION/Ordinance No. PA 1040/In the Matter of Amending the Rural Comprehensive Plan Diagram from "Agricultural Lands" to "Residential" and Amending the Zoning Map from "Exclusive Farm Use" (EFU) to "Rural Residential" (RR-5) for Map No. 17-15-18, Tax Lot 1600 (part) (Applicant: Reed).

Cornacchia read this Ordinance into the record. MOTION: Approval of the Ordinance. Roberts MOVED, Frazier SECONDED. The Secretary polled the Board. VOTE: 5 Ayes.

- d. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 1044/In the Matter of Adopting Land Use Designation Amendments Within the Urban Growth Boundary of the Cottage Grove Comprehensive Plan, and Adopting a Savings and Severability Clause.

Cornacchia read this Ordinance into the record. MOTION: Approval of the First Reading and Setting Second Reading and Public Hearing July 14, 1993, 1:30 p.m. in Harris Hall. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

7. CONSENT CALENDAR

- A. Approval of Minutes: April 14, 1993, Regular Meeting, 1:30 p.m.  
April 28, 1993, Regular Meeting 1:30 p.m.  
(Amended)  
June 7, 1993, Special Meeting, 1:35 p.m.  
June 16, 1993, Regular Meeting  
Following HACSA  
June 16, 1993, Regular Meeting, 1:30 p.m.

B. Assessment and Taxation

- 1) ORDER 93-6-30-3/In the Matter of a Refund to Seneca Sawmill Company.

C. Health and Human Services

- 1) ORDER 93-6-30-4/In the Matter of Approving a Three-Year Contract with Sacred Heart Hospital, Not to Exceed \$4,986,981 for the Operation of the Lane County Psychiatric Hospital and Delegating Authority to the Acting County Administrator to Sign the Contract Attached as Exhibit A.
- 2) ORDER 93-6-30-5/In the Matter of Accepting an Intergovernmental Agreement with the State of Oregon Child Development and Rehabilitation Center, Oregon Health Sciences University in the Amount of \$35,716; and Delegating Authority to the Acting County Administrator to Sign the Agreement.
- 3) ORDER 93-6-30-6/In the Matter of Delegating Authority to the Acting County Administrator to Sign the Plan/Amendment Approval Form (PAAF) Attached as Exhibit A in Order to Receive Funding from the 1993-95 Intergovernmental Agreement Received from the Oregon Mental Health and Developmental Disabilities Services Division.

D. Human Resources and Management Services

- 1) ORDER 93-6-30-7/In the Matter of Closing Park Lands Fund (Fund 34) and Solid Waste Bond Retirement Fund (Fund 32) and Directing Proceeds.
- 2) ORDER 93-6-30-8/In the Matter of Providing Animal Control Services for the City of Eugene for Fiscal Year 1993-94 Under a One-Year Revenue Contract.
- 3) ORDER 93-6-30-9/In the Matter of Authorizing Selling Surplus County-Owned Real Property Adjacent to 385 South 34th Street, Springfield, Oregon to Jay Thomas (Map/Tax Lot #17-02-31-34-00500).
- 4) ORDER 93-6-30-10/In the Matter of Authorizing the Acting County Administrator to Execute Contract Renewals with Diamond Parking and Tiffany Food Service.
- 5) ORDER 93-6-30-11/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.
- 6) ORDER 93-6-30-12/In the Matter of Authorizing Selling Surplus County-Owned Real Property Adjacent to 37207 Wallace Creek Road,

Springfield, Oregon (Map/Tax Lots 18-02-11-00-00600 [Parcel A] and 18-02-11-00-00701 [Parcel B]) to Casey and Rebecca Jones for \$58,500 and Executing the Associated Land Sale Contract.

- 7) ORDER 93-6-30-13/In the Matter of Amending Chapter 60 of Lane Manual to Establish a Fee to Charge Employees for Providing Duplicate W-2s (LM 60.823).

E. Public Safety

- 1) ORDER 93-6-30-14/In the Matter of Authorizing Intergovernmental Law Enforcement Agreement with City of Creswell.

F. Public Works

- 1) ORDER 93-6-30-15/In the Matter of Awarding a Contract to Eugene Sand & Gravel, Inc., for Grading, Basing and Paving - Short Mountain Access Road and Glenwood Disposal Site, Contract No. 92/93-27.
- 2) ORDER 93-6-30-16/In the Matter of Awarding a Contract for the Purchase and Delivery of Geotextile Fabric to be Used in the Construction of a Municipal Solid Waste Landfill and Authorizing the Acting County Administrator to Execute the Order.
- 3) ORDER 93-6-30-17/In the Matter of Awarding a Contract for the Purchase and Delivery of Geogrid Reinforcement to be Used in the Construction of a Municipal Solid Waste Landfill and Authorizing the Acting County Administrator to Execute the Contract.
- 4) ORDER 93-6-30-18/In the Matter of Amending Chapter 60 of Lane Manual to Make Corrections and Housekeeping Revisions to Order 93-6-2-2 Regarding Fees to County Solid Waste Facilities (LM 60.875), Effective August 1, 1993.
- 5) ORDER 93-6-30-19/In the Matter of Amending Chapter 60 of Lane Manual to Make Revisions Regarding Acceptance of Tires for Disposal at County Solid Waste Facilities (LM 60.875(2)(c)).
- 6) ORDER 93-6-30-20/In the Matter of Dedicating a Parcel of County-Owned Land for Public Road Purposes (21-35-10).
- 7) ORDER 93-6-30-21/In the Matter of Releasing and Dedicating a Reserve Strip in Jaynes Plat, Book 32, Page 26, a Parcel of County-Owned Real Estate, as a Public Road (Curry Avenue) (17-04-24)
- 8) ORDER 93-6-30-22/In the Matter of Releasing, Dedicating and Accepting a Reserve Strip, a Parcel of County-Owned Real Estate, as a County Road (Fremont Avenue) (18-02-19).

- 9) ORDER 93-6-30-23/In the Matter of Releasing and Dedicating Parcel "A," Fifth Addition to Bell Estates, Book 52, Page 16, a Parcel of County-Owned Real Estate, as a County Road (17-04-02) (Altura Street).
- 10) ORDER 93-6-30-24/In the Matter of Releasing and Dedicating Parcels "BB" and "K," Lynnbrook Subdivision, Book 64, Page 28, Parcels of County-Owned Real Estate, as County Roads (17-04-02, 03) (Victoria Lane and Hyacinth Street).
- 11) ORDER 93-6-30-25/In the Matter of Approving the Establishment of Shenstone Drive, Brotherton Avenue and Risdén Place (Part of the Lynnbrook II Subdivision) as County Roads.


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

8. EMERGENCY BUSINESS

ORDER 93-6-30-27/In the Matter of Approving Funds for \$423,000 for Deposit with the State of Oregon in Lieu of a Workers' Compensation Surety Bond.

Katherine Warner, Risk Manager, presented this item to the Board. MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0

There being no further business, this meeting adjourned into Executive Session at 11:34 a.m.

  
Sharon Giles  
Recording Secretary