

MINUTES & NOTICE OF BOARD ACTION

BOOK 153 PAGE 0395

APPROVED

Approved 5/26/93



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.

March 31, 1993
9:00 a.m.

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

The meeting convened at 9:12 a.m. Chair Steve Cornacchia presided with Marie Frazier, Jack Roberts, Jerry Rust and Ellie Dumdi present. Jane Burgess, Recording Secretary.

Cornacchia commented that there would be a discussion at the O&C Counties meeting tomorrow on the expenditure of funds for public lands issues. Rust stated it was time to evaluate membership in AOC and O&C. Cornacchia stated that he was very supportive of AOC on legislative matters and if a change occurs in the way national lands are managed in the Northwest, an O&C Association may not continue to exist. Roberts voiced his opinion that the County is concerned about national forest receipts, O&C receipts, local economies and management of the natural resources, not just dollars and cents. He added that someone at the forest summit conference should address all those issues.

Cornacchia questioned the national forest management policies and suggested the outcome would be a blocked off national park from British Columbia to Northern California. Rust disagreed, stating that jobs and predictable supplies of timber would be produced. Cornacchia countered that all old growth would be off limits and there would be no receipts for O&C lands. Subsequently, the County would be bankrupt. Cornacchia declared that the County must have an industrial base. Roberts added that the County must look at a post timber-base economy to become competitive in today's marketplace. Rust stated that the timber industry will always exist in Lane County. Roberts cautioned not overlooking the greater demands on services with the dislocation of timber workers and added that the County will have to fight for everything it gets and that a strategy must be developed to keep the timber industry alive. Frazier stated that the timber industry is facing less jobs, less revenue, less timber cut and that an effort should be made to present a balanced view at the forest summit. The Board concurred.

1. ADJUSTMENTS TO THE AGENDA

NOTE: Time Certain Item - PW Item 7c.
Time Certain Item - HR&MS Item 15a.
Time Certain Item - HR&MS Item 15b.

2. PUBLIC COMMENTS

None.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held at 10:40 a.m.

None.

This meeting recessed at 9:37 a.m. to convene the HACSA meeting.

Meeting reconvened at 9:38 a.m.

The following items were taken out of order.

8. PUBLIC WORKS

c. ORDER 93-3-31-32/In the Matter of Appointing One Member to the McKenzie River Watershed Council

MOTION: Approval of Commissioner Frazier as the appointed member of the McKenzie River Watershed Council. Dumdi MOVED, Rust SECONDED.

VOTE: 5-0. Cornacchia and Roberts volunteered to serve as alternates in Frazier's absence.

9. CONSENT CALENDAR

Items F. a. and Addendum Order 93-3-31-35 were pulled from the Consent Calendar.

A. Approval of Minutes: March 2, 1993, Work Session, 9:00 a.m.
March 2, 1993, Work Session, 1:30 p.m.
March 3, 1993, Regular Meeting, 9:00 a.m.
March 3, 1993, Regular Meeting, 1:30 p.m.
March 4, 1993, Joint Meeting/Lane County BCC and Douglas County BCC, 9:00 a.m.

B. County Counsel

1) ORDER 93-3-31-6/In the Matter of Initiating Dissolution of the Westridge Water District.

- 2) ORDER 93-3-31-7/In the Matter of Amending Chapters 2, 3, 9, 10, 12, 15, 21, 54, 60 and 62 of Lane Manual to Make Certain Housekeeping Changes Due to the County Reorganization.
- 3) ORDER 93-3-31-8/In the Matter of Amending Chapter 2 of Lane Manual to Increase Fees for Lane Manual and Lane Code Subscriptions (LM 2.050 and 2.090).
- 4) ORDER 93-3-31-9/In the Matter of Amending Chapter 3 of Lane Manual to Delete Information and Communication Systems as Criminal Justice Agency from Delegations and Authorizations (LM 3.815).

C. Assessment and Taxation

- 1) ORDER 93-3-31-10/In the Matter of Refunds to John Hancock Properties Ltd., Farm Credit Bank of Spokane and Starfire Lumber Co.

D. Human Resources and Management Services

- 1) ORDER 93-3-31-11/In the Matter of Authorizing Selling Surplus County-Owned Real Property as Described in Attached Exhibit "A" [(A) J.K. Compton; (B) Sahr; (C) R. Compton; (D) Harkey & Sahr; (E) Hartsell; and (F-G) Ladd] and Executing Associated Land Sale Contracts.
- 2) ORDER 93-3-31-12/In the Matter of Authorizing the Acting County Administrator to Execute a Lease Extension with Evans & Wheatley Employment Agency as Lessee for Office Space Located in the Oak Court Building, 540 Oak Street, Eugene, Oregon.
- 3) ORDER 93-3-31-13/In the Matter of Authorizing Selling Surplus County-Owned Real Property to the City of Florence for \$1,447.23 (Map/Tax Lot #18-12-27-31-02800, Southwest Corner of Greenwood Avenue and Ninth Street, Florence).

E. Public Works

- 1) ORDER 93-3-31-14/In the Matter of Awarding a Contract to Holm II, Inc., for Grading, Basing, Paving and Structure - North Siuslaw Road Bridge (Br. No. 18-11W-8C) at M.P. 5.71, Contract No. 92/93-13.
- 2) ORDER 93-3-31-15/In the Matter of Awarding a Contract to Holm II, Inc., for Grading, Basing, Paving and Structure - Danstrom Road Bridge (Br. No. 19-2W-7) at M.P. 0.24, Contract No. 92/93-14.

- 3) ORDER 93-3-31-16/In the Matter of Awarding a Contract to 2-G, Inc., dba: 2-G Construction for Grading, Basing, Paving and Structure - Office Covered Bridge (Br. No. 21-3E-7), Contract No. 92/93-16.
- 4) ORDER 93-3-31-17/In the Matter of Amending an Agreement with CH2M/Hill Northwest, Inc., to Provide Construction Engineering Services for Silk Creek Road Bridge and Letz Creek Road Bridge.
- 5) ORDER 93-3-31-18/In the Matter of Amending Agreements with OBEC Consulting Engineers to Provide Construction Engineering for Green Hill Road Bridge, Danstrom Road Bridge and Office Covered Bridge.
- 6) RESOLUTION AND ORDER 93-3-31-19/In the Matter of Acquiring Fee or Other Interests in Portions of Certain Real Properties for the Reconstruction and Improvement of Green Hill Road Railroad Crossing.
- 7) ORDER 93-3-31-20/In the Matter of Awarding a Contract to Salem Ford New Holland, Inc., in the Amount of \$257,400 for the Purchase of Four (4) Rubber Tire 4x4 Tractors with Brushcutters, with Four Trade-Ins, Contract FY 92-93 FS-09.
- 8) ORDER 93-3-31-21/In the Matter of Accepting a Deed of Land to be Used as a Public Road Easement and County Road for River Loop No. 1 (17-04-01).
- 9) ORDER 93-3-31-22/In the Matter of Accepting a Deed of Land to be Used as a Public Road Easement and County Road for Hansen Lane (17-04-25).
- 10) ORDER 93-3-31-23/In the Matter of Accepting a Deed of Land to be Used as a Public Road Easement and County Road for Briggs Hill Road (18-05-36).
- 11) ORDER 93-3-31-24/In the Matter of Vacating Portions of Two Public Roads, Fourth Street and Commercial Place, Both Adjacent to Lots 12 through 22, Block 115, and the Alley in Block 115, all in the Second Amended Plat of Fern Ridge, as Platted and Recorded in Book 6, Page 28, of Lane County Oregon Plat Records, Without a Public Hearing and Adopting Findings of Fact (16-05-35).
- 12) ORDER 93-3-31-25/In the Matter of Authorizing and Intergovernmental Agreement Between Lane County and the City of Eugene for Reimbursement of Overlay Project Costs for the Portion of 30th Avenue from Spring Blvd. to Agate Street under City Jurisdiction.

13) SUBDIVISION PLATS

- a. Ashford Park
City of Eugene
17-03-21
- b. Country Club West, First Addition
City of Eugene
17-03-30
- c. Shelter Cove, Phase 2
City of Florence
18-12-15 & 16

F. Youth Services

- a. ORDER 93-3-31-26/In the Matter of Authorizing a Capital Expenditure from the Budget of the Department of Youth Services in an Amount not to Exceed \$12,000 for Establishing a Work Station and Purchase of a Chipper for the Community Service Program.

CONSENT CALENDAR ADDENDUM ORDERS

ORDER 93-3-31-33/In the Matter of Amending Chapter 15 of Lane Manual to Delete the Circuit Court from the List of Agencies to Which Notice of Renaming a Road Should be Sent (LM 15.030(3)(f)).

ORDER 93-3-31-34/In the Matter of Authorizing Selling Surplus County-Owned Real Property as Described in Attached Exhibit "A" (Forrester, Harrison, Frevler, Trottier, Sangiolo, Goodwin).

ORDER 93-3-31-35/In the Matter of Authorizing Selling Surplus County-Owned Real Property Consisting of a Chipper Which was Part of a Real Property Foreclosure of the WestCoast Hardwoods Mill - 544 N. Fork Siuslaw Road, Florence, Oregon (Map/Tax Lot #18-12-24-00-01100-202) and Authorizing the Acting County Administrator to Execute a Bill of Sale.

ORDER 93-3-31-36/In the Matter of Increasing the Revolving Fund for the Lane County Department of Health and Human Services.

ORDER 93-3-31-37/In the Matter of Awarding a Contract to Kip Construction Co., for Grading, Paving and Structures (2) for Cottage Grove-Lorane Road (Silk Creek) Bridge - Bridge No. 20-4W-24C and Letz Creek Road (Letz Creek) Bridge - Bridge No. 20-5W-20E, Contract No. 92/93-15.

ORDER 93-3-31-38/In the Matter of Vacating a Portion of Zumwalt Street in the Kelso Addition to Irving, as Platted and Recorded in Book 14, Page 8, Lane County Oregon Plat Records Without a Public Hearing and Adopting Findings of Fact (17-04-09)

ORDER 93-3-31-39/In the Matter of Acceptance of Certificate of Election and Proclamation of Results (Siuslaw Library District Annexation).

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

Cornacchia announced that the County will be kicking off April as Child Abuse Prevention Month.

4. COMMISSIONERS' BUSINESS

- a. ORDER 93-3-31-1/In the Matter of Appointing Members of the Rural Community Improvement Council (RCIC) Advisory Committee.

Dumdi reported that she and Frazier had arrived at a list of appointees. For the West Lane District, Dumdi recommended Ken Hobson, Si Ellingson and Janet Hunton. For the East Lane District, Frazier recommended Joe Brown, Vernie Johnson, Paula Iannuzo and Don McClure.

Cornacchia voiced concern about representation for the rural governments. Frazier assured Cornacchia they would be represented. Roberts was concerned that the applications were not available for review at the meeting. Frazier stated that the committee structure can be modified if it proves unworkable.

MOTION: Approval of Order 93-3-31-1. Dumdi MOVED, Frazier SECONDED. VOTE: 5-0.

5. RESOLUTIONS

RESOLUTION 93-3-31-2/In the Matter of Proclaiming April Child Abuse Prevention Month.

MOTION: Approval. Dumdi MOVED, Frazier SECONDED. Cornacchia commented that, with meager resources, the County was doing as much as possible by providing monetary support to Jasper Mountain and the Relief Nursery. Dumdi added that there is more awareness of this issue across the County in the smaller communities. She noted that Womenspace had recently opened an office in Junction City.

VOTE: 5-0.

6. EXECUTIVE SESSION as per ORS 192.660

None.

7. COUNTY ADMINISTRATION

- a. Announcements

None.

8. PUBLIC WORKS

- a. ORDER 93-3-31-3/In the Matter of Initiating a Text Amendment to the Eugene-Springfield Metropolitan Area General Plan to Allow Water Service to be Extended to the Short Mountain Landfill Property Including the David N. Burks Regional Public Safety Training Facility.

Mike Copely, Associate Planner, Public Works, introduced this item (see material on file) and outlined the process for final approval of the general plan. MOTION: Approval. Rust MOVED, Dumdi SECONDED. VOTE: 5-0.

- b. ORDER 93-3-31-4/In the Matter of Authorizing the Lane County Building Official to Implement a "QUICK START" Agreement Procedure for Residential Building Permits.

Roger McGuckin, Building Official, Public Works, introduced this item, stating that approval would allow certain permits to begin construction prior to issuance of the permit. He added that this was not a panacea for the permit process, but merely a means to facilitate processing in certain cases. Steve Vorhes, Assistant County Counsel, opined that technical changes in Lane Manual would have to be made to accommodate this item. MOTION: Approval. Dumdi MOVED, Roberts SECONDED.

Frazier asked David Suchart, County Auditor, if passage of the QUICK START program would create more paperwork and add more inspectors. Regarding the paperwork issue, Suchart replied no, because the amount of requests for this service will not impact the County. Suchart stated he could not answer the question on the need for more inspectors. VOTE: 5-0.

- c. PUBLIC HEARING AND ORDER 93-3-31-5/In the Matter of Hearing an Appeal of a Decision by the Public Works Director to Uphold Facility Permit Conditions for Construction of 6th Street from "B" to "E" Streets Located in the Second Amended Plat of Fern Ridge (Alvadore)

To be held at 11:00 a.m.

9. CONSENT CALENDAR

Items F. a., B. 1), and 9 A. were pulled from the Consent Calendar.

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

Note: the Board approved the balance of the Consent Calendar for the second time during the meeting.

- A. Approval of Minutes: March 2, 1993, Work Session, 9:00 a.m.
 March 2, 1993, Work Session, 1:30 p.m.
 March 3, 1993, Regular Meeting, 9:00 a.m.
 March 3, 1993, Regular Meeting, 1:30 p.m.
 March 4, 1993, Joint Meeting/Lane County
 BCC and Douglas County BCC, 9:00 a.m.
 to read at 1:30.

Rust requested a change in the record of minutes of March 4, 1993, Joint Meeting/Lane County BCC and Douglas County BCC.

MOTION: Approval of minutes of March 4, 1993, Joint Meeting/Lane County BCC and Douglas County BCC as amended. Rust MOVED, Roberts SECONDED. VOTE: 5-0.

B. County Counsel

- 1) ORDER 93-3-31-6/In the Matter of Initiating Dissolution of the Westridge Water District.

Acting County Counsel Teresa Wilson reported that although the Westridge Water District is a functioning entity and is in the process of filing the appropriate forms, by statute the County must enact this order. MOTION: Approval. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

Cornacchia announced that item F. a. would be combined with addendum item W. 9. D. 5) and dealt with at the 1:30 meeting.

10. HEALTH AND HUMAN SERVICES

- a. RESOLUTION AND ORDER 93-3-31-27/In the Matter of Accepting Amendment #36 to the 1991-93 Intergovernmental Agreement #20-001 with the State of Oregon Mental Health and Developmental Disabilities Services Division; Reducing Appropriations for Revenues and Expenditures in the Amount of \$286,515 in Programs for the Mentally Ill and Persons with Developmental Disabilities, Delegating Authority to the Acting County Administrator to Sign the Letter of Acceptance and the Associated Subcontract Amendments as per Exhibit A.

Cornacchia opened the Public Hearing.

There being no one to testify, Cornacchia closed the Public Hearing.

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

11. HUMAN RESOURCES AND MANAGEMENT SERVICES

- a. ORDER 93-3-31-28/In the Matter of Authorizing Preparations for Issuance of Bonds to Finance the L-COG Building.

MOTION: Approval. Roberts MOVED, Dumdi Seconded. VOTE: 3-2, Cornacchia and Frazier dissenting.

- b. ORDER 93-3-31-29/In the Matter of Appointing Two Members to the Human Rights and Affirmative Action Advisory Committee.

MOTION: Approval of reappointing Alan Brown and appointing Adam Young to the Human Rights and Affirmative Action Advisory Committee. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

12. RIS

- a. ORDER 93-3-31-30/In the Matter of Approving an Agreement to Provide Regional Information System Computer Test Facilities to Prime Factors.

Cornacchia and Frazier reported that they had questions concerning this item and would like further information. This item held until the 1:30 meeting.

3. COMMISSIONERS' ANNOUNCEMENTS

Roberts announced that the County should be very proud of the vote of confidence it received from the voters, noting that it was a 67 percent positive vote on a money measure. Roberts expressed hope that others in government will take that message and provide voters with a clear understanding of the issues to be voted on.

Cornacchia thanked District Attorney Doug Harclerod, Sheriff Bob McManus and ex-mayor Jeff Miller (Eugene) for their efforts in supporting passage of the levy.

Frazier announced that a vote on the Bear Creek Bridge issue will occur on May 14, and asked staff to be ready to discuss construction and placement items.

Meeting recessed at 10:38 a.m. to reconvene at 11:00 a.m.

Meeting reconvened at 11:01 a.m.

8. PUBLIC WORKS

- c. PUBLIC HEARING AND ORDER 93-3-31-5/In the Matter of Hearing an Appeal of a Decision by the Public Works Director to Uphold Facility Permit Conditions for Construction of 6th Street from "B" to "E" Streets Located in the Second Amended Plat of Fern Ridge (Alvadore)

Cornacchia identified Irene and Julius DePaepe as the appellant.

John Goodson, Public Works Director, and Lloyd Holtcamp, Senior Engineering Associate, provided background on this order, stating

that the appellant has objected to a requirement for a 24-foot road width to serve their development.

Cornacchia called for declaration of ex parte contacts. Frazier, Rust, Dumdi, Roberts and Cornacchia reported none.

Cornacchia opened the public hearing.

Irene DePaepe, 27279 6th Street, Alvadore, recommended approval of Option Three or Option Four as outlined by Public Works. DePaepe identified several roads in the area which are less than 24 feet in width and seem to provide adequate public access.

Julius DePaepe, recommended approval of Option Three.

Louette Harmon, 90931 B Street, Alvadore, stated she was in favor of maintaining the country atmosphere as much as possible, avoiding traffic access through the area. She recommended having E Street vacated with a private road put through it.

Cornacchia closed the public hearing.

Roberts asked if the division lots could later be subdivided, requiring a widening of the streets. Holtcamp said that would be determined by soil and septic conditions.

Dumdi recommended widening of the streets to 24 feet in order to accommodate planned future development. Rust supported widening of the street to 20 feet, or an E Street access, given the limited nature of the development. Cornacchia supported a width of 18 feet, stating that the 24 foot requirement doesn't apply to this situation. Frazier and Roberts voiced support for an 18 foot width, concurring with previous comments.

MOTION: Approval of waiver with the requirement that Public Works will research the E Street option and report back to the Board. Rust MOVED, Roberts SECONDED. VOTE: 5-0.

13. EMERGENCY BUSINESS

ORDER 93-3-31-93/In the Matter of the Acceptance of Certificate of Election and Proclamation of Results Siuslaw Library District Annexation.

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

There being no further business, this meeting adjourned at 11:46 a.m.


Jane Burgess, Recording Secretary