

MINUTES & BOOK 156 PAGE 1437 APPROVED May 11, 1994 NOTICE OF BOARD ACTION 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 30, 1994
Following HACSA

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS

Harris Hall
Main Floor

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

1. ADJUSTMENTS TO THE AGENDA

Rust indicated that there was a possibility that Item 12.a. would be heard after Item 6.b.

2. PUBLIC COMMENTS

Jayne Vasconcellos, 944 West 5th, indicated that he was the new director of the Centro Latinoamericano. He stated that the Diversity Task Force Report was very well written. With regard to a sentence on page 2 that states "the task force would not attempt to address the broader societal issues but attempt to identify and focus on those issues and concerns within the County's power to impact," Vasconcellos remarked that he interprets that to mean that employment of Hispanics and other minorities would be an area in which the County could have the strongest impact. With regard to a sentence on page 9: "The very real concern is that this report will raise expectations in the communities of color...that have no realistic chance of becoming reality," he stressed that implementation should have "teeth" and become a reality. With regard to a statement on page 10, "The County as employer," Vasconcellos emphasized again that that is probably the most important issue. He referred to a statement of page 15, "Hire people who have bilingual or multilingual skills," and stated that it is important for Lane County to set an example.

Guadalupe Quinn, 3820 Greenwood, remarked that the Task Force has done a lot of good work. She stated her concern that the report needs an implementation piece and that the communities hope it is not just another plan that doesn't happen. Quinn stressed that the County needs to show their commitment. She expressed concern as to why this issue was on the

agenda at 9:00 a.m. when people are working. Responding to Dumdi, Quinn stated that the communities are getting advisory committee notices, but would like to see them in Spanish, too.

Jamina Terrazas, 2710 High Street, reiterated Quinn's concern regarding this 9:00 a.m. meeting time. She stated that in order to get feedback, these meetings need to be at a time that is workable for everybody.

Jan Oliver, 1320 Evergreen Drive, observed that the Board generally makes appointments to people that they know or know of. She suggested that it behooves elected officials to do business differently - to get out and get to know people of color. With regard to the report, Oliver stated the need for more emphasis on evaluation. She also suggested that diversity "trainings" could be collaborative with other agencies.

Lynn Burdett, 89066 Bridge Street, Springfield, noted that she is chair of the Lane County Human Rights and Affirmative Action Committee. She supported comments made by previous speakers. She asked the Board to demonstrate their support through action, not rhetoric. Burdett reported statistics on minorities population and bias crimes in the state. With regard to the recommendation of a Diversity Initiatives Implementation Committee, Burdett offered her strong support and suggested that a few members of communities of color not presently represented on the HR&AA Committee be appointed, in addition to some members of the committee. With regard to vacancies on advisory committees, etc., she suggested that more leeway be provided between the time a vacancy is announced and the application needs to be in. Burdett urged the Board to adopt the report.

Joe Rivera, 435 West 6th, Junction City, also spoke to the issue of the timing of this meeting. He remarked that equal access is not as valuable without equal service. Rivera commented that information needs to be provided in Spanish and other languages. He stressed that the time is now to pay attention and open more doors. Rivera urged people to complete the training process and move forward.

Bobby Green, 1754 N. Danebo Street, urged the Board to adopt the Task Force recommendations. Green also spoke to the issue of agenda item 12.a., the minority youth advocate project. He stressed that the program is needed, is already in place and needs continued funding. Green observed that these advocates have a large impact and that this is an opportunity for the Board to put into place one of the goals of the Diversity Task Force Report.

Peter Wotton, East 20th, commented that his life has been greatly enriched by working with people of color. He stressed that the most important thing is to do what is said will be done.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held later in the meeting.

4. EXECUTIVE SESSION as per ORS 192.660

None.

5. COUNTY ADMINISTRATION

a. Announcements

None.

b. DISCUSSION AND ACTION/The Task Force on Issues of Diversity for Lane County Government.

Noting that everyone had had an opportunity to read the report (see material on file), George Russell, Director of Human Resources and Management Services, observed that he had tried to facilitate the Diversity Task Force and capture their concepts and thoughts on paper. He recognized, and asked that the Board recognize, the people who had contributed to the report, as listed on page 1. Russell stressed that the Task Force purpose and expectations were intended to identify and focus on issues - to draw a road map. He emphasized some speakers' concern that there be visible impacts and results of the report. Russell urged the Board to begin by adopting the Policy Statement. Dumdi suggested that the word "future" be removed from the first sentence of the Policy Statement.

Roberts commended Russell and the other Task Force members. He noted that this is the beginning of the process and that the goal was to look at concrete goals and objectives. Roberts indicated that the purpose of the Task Force was to deal with things that Lane County can do. He observed concern for messages that are sent and suggested that if this presentation had been given at a night meeting, the Board would have been criticized for not having implementation yet. Roberts stated that by having this report at a regularly scheduled meeting, the Board would be showing that they are making a commitment to make this a part of the County's regular operating business. He stressed that not all of the issues raised in the report require a lot of money; some just require an ongoing commitment to look at things differently.

Rust thanked all the Task Force members. He remarked on the "six stages" identified on page 5, and expressed his hope that the County push to the upper level. Rust concurred with Oliver's suggestion of linking up with other agencies for training. He recommended adoption of the Policy Statement and then moving forward with some serious follow-up. Rust suggested a second meeting in the spring for more feedback.

Bill Van Vactor, County Administrator, acknowledged Russell's skill in facilitating the Task Force and writing the report. He also concurred with the report's specific recommendations. Van Vactor indicated that if the report is adopted, he would follow up on Recommendation #4, regarding a budget proposal for the next fiscal year.

Dumdi observed the good work and acknowledged that this is the starting point. Dumdi indicated that she would make sure this report doesn't end up "on the shelf" during the duration of her tenure. She remarked that it sets the tone for future Boards.

Cornacchia suggested that before the Board adopt this report, the Communities of Color also have an opportunity to adopt it. He expressed concern about what the term "adopt" will mean, questioning whether there will be resources to fund the action initiatives, and stressing the need to follow through on any action taken. Cornacchia also indicated that the term "class," in the second sentence of paragraph 2 in the Policy Statement, was a problem for him. He suggested all of these issues need further consideration. Roberts concurred on scheduling an evening meeting to obtain feedback from the Communities of Color. Rust suggested adopting the Policy Statement and then holding a meeting on proposed follow-up. He indicated that the Policy Statement could be amended later, if necessary. Dumdi agreed regarding adopting the concept and fine tuning it later. Russell asked that, at a minimum, the Board accept the report, and hopefully adopt the Policy Statement, as an expression of commitment. Rust suggested an evening meeting within the next two to three weeks at which the proposed Policy Statement and the recommendations of the Task Force Report would be discussed with the communities of color. Cornacchia stated that he would like to hear from the County Administrator on which of the recommendations are realistic for the County to undertake. Rust commented that this report is the "what," not the "how." With regard to the issue of determining what can be done, Russell indicated that the Task Force recommended establishing a "Diversity Initiatives Implementation Committee," consisting of employees, union representation, etc., that would meet over a period of several months and make recommendations. Cornacchia expressed concern regarding the creation of unfulfillable recommendations. Roberts stressed that progress occurs through unattainable objectives.

Rust noted that there was only one concern voiced regarding the Policy Statement and asked that it be cleared up, so the Policy Statement could be adopted today. Roberts observed that "class" recognizes the perception of different classes, whether that is correct or not. Cornacchia disagreed, indicating that the Board would be giving credence to classism, by being asked to "respect and value" the differences such as class. Quinn indicated that the importance of including class is that people who are poor and/or homeless are clearly excluded in many ways from many systems/services

and are treated differently. She suggested that that is an issue of classism and that it is important to leave it in the Policy Statement. Cornacchia stated that he could not "value and respect" that. Rust remarked that the Statement conveys that everyone is valued and respected, regardless of any issue of diversity. Cornacchia stressed that he was not ready, emotionally or intellectually, to adopt the Policy Statement today and Roberts countered that he did not want to see the Policy adopted on a 3-1 vote. Vasconcellos explained that the term "class" is valid as it is a commonly used term, such as in "middle-class neighborhood," etc. He suggested that it is essentially based on income. Vasconcellos stressed that if the efforts of the Task Force cannot be agreed upon, it will send a bad message. Roberts emphasized that income is not the same as class. He remarked that racial discrimination is class structured. Roberts expressed concern over the denial of class as a problem and stated that he was reluctant to dilute the Board's commitment. Cornacchia indicated that he was not trying to deny that classes are assigned, but stressed that they are "artificial" as they are created by someone else. Mark Harris, 1741 West 10th, remarked that class is another reality, just like institutional racism. He stressed that there are class distinctions beyond income, based on relative power and other factors. Harris suggested there is enough leeway within the Task Force document to adopt the Policy Statement today.

Responding to Cornacchia's question of the term "celebration," Oliver implored him to listen to the audience and understand that everyone deserves to be celebrated and that there is something of value in all various class realities. Cornacchia responded that he does not appreciate people being assigned into classes and feels it is wrong, as he does not look at people as being in classes. Oliver replied that skin color discrimination is wrong and expressed concern that Cornacchia was putting roadblocks in the work that has been done. Referring to page 5 of the report, Roberts noted that denial of class differences falls into the category of "Cultural Blindness." Russell, indicating that he was expressing the frustration of the audience, noted that there were many substantive issues in the report and questioned why the discussion was being focused on one word. Rob Rockstroh, Director of Health and Human Services, encouraged the Board to not get hung up on language, but to center on partnership and acknowledge the need to make changes. He remarked that the reality is that there is a "dominator" model and there are power differentials.

Noting that his comments have raised emotional responses, Cornacchia apologized for his inability to adequately explain what is going on inside his head and heart. Rust stated that it is time to accept the Diversity Task Force Report, vote on the Policy Statement, and change the wording later, if necessary, and then set a public meeting. **MOTION:** Acceptance of the Diversity Task Force Report and adoption of the Policy Statement. Roberts MOVED, Cornacchia SECONDED.

Cornacchia remarked that, while he really wished to have more time to think about the issue and hear from others, he would vote for the Motion, but would reserve the right to change his mind on a few particulars. VOTE: 4-0. Rust received concurrence that included with the Motion is the expectation that a follow-up meeting with the Communities of Color would be set during April.

This meeting recessed at 10:46 a.m. to reconvene at 11:04 a.m.

12. YOUTH SERVICES

The following items were taken out of order.

- a. ORDER 94-3-30-22/In the Matter of Appropriating \$14,000 to Department of Youth Services to Continue the Minority Youth Advocate Project.

Steve Carmichael, Director of Youth Services, reviewed this item for the Board. He indicated that some other federal funds have been found, so the request is now for \$12,500 instead of the \$14,000 listed in the agenda memorandum. Linda Wilson, Intake Supervisor, indicated that during this fiscal year there were over 3,000 referrals to intake and that there was a disproportionate number of youth of color. She observed the need for early intervention. Wilson introduced Quadalupe Quinn, Marcus Woods and Terrell Ayo, the three Minority Youth Advocates, who presented examples of success stories with youth they had worked with. Rust noted that there is no question about the value of the project or the budget problems. Responding to Roberts, Carmichael remarked that since there is budget direction to have no additions for the next fiscal year and it is unclear about future federal funding, the future of this program for the next fiscal year is up in the air. Roberts observed that it would be possible for Carmichael to shift other priorities within his department, but Carmichael indicated it would not be included in the base budget. Responding to Cornacchia, Carmichael indicated that it may be possible to modify the '93-'95 YDC budget as there is currently \$101,000 unallocated.

Cornacchia remarked that it would not be appropriate to abandon this program and indicated that he would like to see this program in the base budget, questioning whether all of Carmichael's other programs were of a higher priority. He indicated that he would like the unallocated dollars to be looked at today and stated that, if direction were given to the County Administrator to find funds for this program, he would offer \$4,500 from his personal office budget to go toward this program. Expressing concern about long term impacts, Dumdi stressed that it is better to spend dollars up front. Responding to Dumdi, Carmichael stated that the cost of the program for the next fiscal year, without federal funding, would be approximately \$14,000 per quarter, based on this year's figures. Carmichael indicated that the next meeting of the Commission on Children and Families was April 7 and he could approach them at that time regarding funding towards this program. Roberts stated that he could not support any additional allocation from the general fund (reserves), but would like

to see the program continued and would like the CCF dollars looked at. Responding to Van Vactor, Carmichael stated that he would explore funding for the continuation of this fiscal year and for the next fiscal year with the CCF. Consensus was reached to attempt to find \$12,500 of previously allocated, unexpended resources; that Cornacchia was willing to offer a \$4,500 challenge grant out of his personal office reserves toward this project; and that Carmichael would take this matter to CCF for discussion.

- b. ORDER 94-3-30-23/In the Matter of Approving a Plan Amendment to the Lane County Commission on Children and Families Comprehensive Plan for 1993-95 to Create a Court Appointed Special Advocate Program.

MOTION: Approval of the Order. Cornacchia MOVED, Roberts SECONDED.
VOTE: 4-0.

- c. ORDER 94-3-30-24/In the Matter of Approving an Application for \$60,000 for 1994-96 to the National Court Appointed Special Advocate Association by the Lane County Commission on Children and Families.

MOTION: Approval of the Order. Dumdi MOVED, Roberts SECONDED.
VOTE: 4-0.

5. COUNTY ADMINISTRATION (Continued)

- c. PRESENTATION AND REPORT/Lane County Dislocated Worker Program.

This item was rescheduled to the next week.

- d. REPORT BACK/Overview of United Front Trip to Washington, D.C., February 27 - March 2, 1994.

This item was rescheduled to the next week.

6. PUBLIC WORKS

- a. ORDER 94-3-30-1/In the Matter of Affirming a Hearings Official Decision Which Reversed the Planning Director's Approval of a Site Review Permit for Expansion of a Quarrying Operation Within the QM/Quarry and Mining Operations District (PA 1237-93) (Oregon Rock Products, Inc., Applicant/Appellant; and Donn & Doris Kirk, Appellants).

MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. Cornacchia indicated he would abstain as he was not present for the original decision. VOTE: 3-0-1, Cornacchia abstaining.

- b. ORDER 94-3-30-2/In the Matter of Appointing One Member to the Parks Advisory Committee.

MOTION: Approval of the Order appointing John McWade to the Parks Advisory Committee. Cornacchia MOVED, Roberts SECONDED. VOTE: 4-0.

7. PLATS

- a. Marina Vista Estates
City of Lowell
19-01-15
- b. Hidden Oaks Estates
Lane County
17-05-30
- c. Rockridge PUD
City of Eugene
18-003-18
- d. Shelter Cove, Phase V
Lane County
18-12-15 & 16

MOTION: Approval of the Plats. Roberts MOVED, Dumdi SECONDED.
VOTE: 4-0.

8. CONSENT CALENDAR

- A. Approval of Minutes: December 21, 1993, Regular Meeting, Following HACSA
December 22, 1993, Public Hearing, 1:30 p.m.
January 26, 1994, Regular Meeting, Following HACSA
January 26, 1994, Regular Meeting, 1:30 p.m.
February 2, 1994, Regular Meeting, 9:00 a.m.
February 2, 1994, Regular Meeting, 1:30 p.m.
February 9, 1994, Regular Meeting, 9:00 a.m.
February 9, 1994, Regular Meeting, 1:30 p.m.
February 14, 1994, Joint Meeting/BCC Veneta, 5:30 p.m.

B. County Administration

- 1. ORDER 94-3-30-3/In the Matter of Appointing a Justice Pro Tempore for the Florence Justice Court for 60 Days.

2. ORDER 94-3-30-4/In the Matter of Appointing a Justice Pro Tempore for the Central Lane Justice Court for 60 Days.
3. ORDER 94-3-30-5/In the Matter of Appointing a Justice Pro Tempore for the Oakridge Justice Court for 60 Days.
4. ORDER 94-3-30-6/In the Matter of Transferring \$67,684 in Community Corrections Act Grant Funds from General Expense, Materials and Services, to the Department of County Administration to Fund the Intensive Supervision Unit for Sex Offenders.

C. Assessment and Taxation

1. ORDER 94-3-30-7/In the Matter of Refunds to Teresa C. Folts; Sea Lion Caves; DAG Trusts Partnership; Weyerhaeuser Company; and Chef Francisco, Inc.

D. Human Resources and Management Services

1. ORDER 94-3-30-8/In the Matter of Authorizing the County Administrator to Execute an "Option to Purchase/Sale Agreement" with Brian Duke Bevans for Surplus County-Owned Real Property (Map/Tax Lot #18-02-02-21-08400, 71st & E Street, Springfield).
2. ORDER 94-3-30-9/In the Matter of Increasing the Petty Cash Fund for the Lane County Law Library.

E. Public Works

1. ORDER 94-3-30-10/In the Matter of Awarding a Contract to Wildish Construction Co. for A.C. Overlays - Coburg Industrial Way, Power Line Road, Camp Creek Road, Harlow-Hayden Bridge Road, Debra Drive South, Rose Blossom Dr. South, Blossom Area Streets and Rattlesnake Road, Contract No. 93/94-12.
2. ORDER 94-3-30-11/In the Matter of Awarding a Contract to James W. Fowler Co. for Grading, Basing and Paving Lorane Highway, Fox Hollow Road to Territorial Hwy. (M.P. 11.3 to M.P. 14.4), Contract No. 93/94-14.
3. ORDER 94-3-30-12/In the Matter of Awarding a Contract to Morse Bros., Inc. for A.C. Overlays - Applegate Trail, Awbrey Lane, Meadowview Road West, Huston Road South and Perkins Road, Contract No. 93/94-15.
4. ORDER 94-3-30-13/In the Matter of Awarding a Contract to Eugene Sand & Gravel, Inc. for Oil Rock and Sanding Production Various Stockpile Sites, Contract No. 93/94-17.

5. ORDER 94-3-30-14/In the Matter of Granting a Five Year Lease to Bring Recycling to Occupy a Two Acre Parcel of County Property Located at Franklin Blvd. and Seavey Lp. Rd. (Tax Lot 18-03-11-3-0100).
6. ORDER 94-3-30-15/In the Matter of Accepting a Deed of Land to be Used as a Public Road Easement and County Road for Irvington Drive (17-04-02).

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

9. DISTRICT ATTORNEY

- a. ORDER 94-3-30-16/In the Matter of Approving a Grant Application to the Oregon Community Foundation in the Amount of \$34,030 to Provide a Computerized Network for the Child Advocacy Center.

MOTION: Approval of the Order. Cornacchia MOVED, Roberts SECONDED. VOTE: 4-0.

- b. ORDER 94-3-30-17/In the Matter of Approving a Grant Application to the Edward Byrne Memorial State and Local Formula Grant Program in the Amount of \$44,018 to Provide Staff, Equipment, and Training for a One-Year Period.

MOTION: Approval of the Order. Dumdi MOVED, Roberts SECONDED (for discussion). Responding to Roberts, Solin indicated that Item 9.b. and 10.a. were not competitive as the grant applications are divided by topic before they are scored. Responding to Roberts, Teresa Wilson, Acting County Counsel, remarked that approving the application of the grant does not commit the Board to accept the grant if the match falls through. Solin indicated that in this case, the match was in hand.

10. HEALTH AND HUMAN SERVICES

- a. ORDER 94-3-30-18/In the Matter of Granting the County Administrator the Authority to Approve a Grant Application for Submission to the Edward Byrne Memorial State and Local Formula Grant Program in the Amount not to Exceed \$250,000 to Establish a Drug Court in Lane County.

MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. Rob Rockstroh reviewed this item and noted that the match has been obtained. Judge Larson observed that this saves criminal justice dollars in several places, including indigent defense, corrections supervision and public safety. Responding to Cornacchia, Larson stated that the District Attorney will not do the assignments as a new criteria has been developed. Responding to Van Vactor, Rockstroh indicated that no general fund dollars will be used, however there

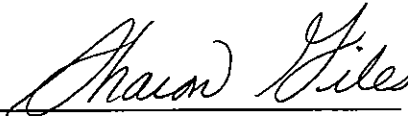
will be an increased workload for contract monitoring. Larson remarked that additional funding would be sought for Donna Lattin's evaluation component. VOTE: 4-0.

- b. PUBLIC HEARING/RESOLUTION AND ORDER 94-3-30-19/In the Matter of Holding a Public Hearing; Accepting PAAFS 31, 32, 33, 34, and 35 of the Intergovernmental Agreement #20-001 with the State Mental Health and Developmental Disabilities Services Division; Reducing \$374,468.80 in Appropriations of Revenues and Expenditures in Fund 24 for Developmental Disabilities Services in the Department of Health and Human Services; Delegating Authority to the County Administrator to Sign the PAAFS and Subsequent Contract Amendments Per Exhibit A.

Rust opened the Public Hearing. There being no one present who wished to testify on this issue, Rust closed the Public Hearing. MOTION: Approval of the Order. Cornacchia MOVED, Dumdi SECONDED. VOTE: 4-0.

Further items on the agenda were moved to the afternoon meeting.

There being no further business, this meeting adjourned at 11:55 p.m.



Sharon Giles
Recording Secretary