

# MINUTES & NOTICE OF BOARD ACTION

BOOK 156 PAGE 1383

APPROVED May 3, 1994



## 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 9, 1994  
Following HACSA

REGULAR MEETING  
BOARD OF COUNTY COMMISSIONERS

Harris Hall  
Main Floor

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

### 1. ADJUSTMENTS TO THE AGENDA

It was observed that Item 8.c. would be moved to the afternoon meeting and that Item 8.b. is a public hearing.

### 2. PUBLIC COMMENTS

E.R. Welsh, Box 389, Oakridge, distributed copies of newspaper articles referring to his concern about stray cat problems. He remarked that since he had approached the Oakridge City Council, he has received over 100 calls and letters on this issue. Welsh stated that cats carry all the same diseases as dogs and also cats do property damage. He asked that if the Board would not take responsibility for putting a cat ordinance on the books, that they place the issue of cat control on the May ballot. Responding to Roberts, Welsh suggested that cat licensing could pay for the cost of cat regulation. Dumdi, Cornacchia and Frazier expressed some interest in contacting other jurisdictions (Multnomah County, King County [Washington], and Phoenix [Arizona]) to obtain information on their programs. Roberts indicated he was willing to look at this issue, but stressed that most people are tired of government expanding its scope. Bill Van Vactor, County Administrator, indicated that Human Resources and Management Services would be asked to briefly research this matter and prepare a written report for the Board.

Edie and Mark Greichus, Box 93, Blachly, commented that they had purchased a 60-acre parcel in 1990. Ms. Greichus reported that shortly after that, she became ill, had to quit her job and her husband had to quit his job to take care of her. She indicated that since that time, they have improved the water system, planted trees and acquired an old abandoned mobile home.

Ms. Greichus explained that on Monday they had received a notice that the mobile was illegal and that they would be fined \$100 per day beginning Friday. She stated that they had called several land use planners whose estimated charge for service was \$1500 - \$4,000. Ms. Greichus indicated that based on their \$900 per month income, it would be hard to come up with the \$400 temporary building permit. Responding to Board inquiries, Van Vactor noted that the objective of the enforcement programs is compliance, not revenue, and stated that he would talk to Roy Burns, Land Management Manager, with regard to an abeyance of the fines and a possible fee waiver. Cornacchia also asked that consideration be given to helping the Greichus' with preparation of the necessary applications.

Robert Waldron, 51 Adams Street, remarked that he had appeared before the Board previously regarding problems with the County's building department. He indicated that he had received a letter from Roger McGuckin that was not an accurate description of the events that occurred. Rust asked that Waldron submit a letter documenting his concerns and giving specific responses to McGuckin's assertions. Waldron indicated that he would submit that material tomorrow.

Linda Shaver, did not speak as she was present for an item that was approved on the agenda yesterday.

Jim Gillette, 86340 Needham Road, commented that he owns 400 acres and expressed concerns about stray cats. He observed that there is no legal resource to control cats in your own yard. Gillette remarked that he would like to see this issue on the ballot or make it legal to control them. He stressed that cats should be licensed and neutered.

## 7. CONSENT CALENDAR

Item 7.D.3 was pulled from the Consent Calendar and discussed at this time.

### D. Human Resources and Management Services

- 3) ORDER 94-3-9-10/In the Matter of Authorizing the Sale of Surplus County-Owned Real Property to the Housing Authority and Community Services Agency (Map/Tax Lot #17-02-32-41-00400, Northeast Corner at 48th & Main Street, Springfield).

Cornacchia expressed concern about three issues: 1) that a property appraised in 1991 at \$174,000 is being sold for \$16,000; 2) whether the City of Springfield has been contacted regarding their intentions for that area; and 3) that this property has sat for over 20 years with no development. He asked whether this is a long-term investment on the part of HACSA and whether they can afford to tie up their money like that. Cornacchia questioned why the property had come back to the County in foreclosure if it has commercial value/use.

Chris Todis, HACSA Executive Director, reported that HACSA has approximately \$200,000 in its reserves, so \$16,000 does not jeopardize that resource. He remarked that HACSA could have made application to request the property as a donation from the foreclosed property list at zero cost, but that was not being requested as that would require a public purpose deed restriction. Todis stated that a future plan may include selling off a portion of the acreage. Responding to Frazier, Todis noted that there is no immediate use for this piece of property for this fiscal year. Teresa Wilson, Acting County Counsel, clarified that the \$16,400 represents 15% of the price set at the Sheriff's sale. Responding to Roberts, Turk commented that a previous \$40,000 offer was by a realtor on behalf of a residential developer. Jim McCoy told Roberts that there may be some activity on a portion of the site in fiscal year '96. He observed that one concept is for an apartment complex on one section of the property and perhaps duplexes/single family on another section. Responding to Cornacchia, McCoy indicated that it was his understanding that the entire site was zoned medium-density residential. Cornacchia observed that the actual zoning is residential, but that is in conflict with the Refinement Plan and would require an amendment to the Refinement Plan or the Metro Plan. McCoy remarked that he would further discuss this matter with the City of Springfield and return with more information. There was concurrence to postpone this matter to a later date for further consideration.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held later in the meeting.

4. COMMISSIONERS' BUSINESS

a. ORAL REPORT/Lowell Fire District Board Appointments.

Frazier briefly reviewed the agenda memorandum. She indicated that after talking with the Interim Board Selection Committee, she recommends that the Board appoint two members (to give them a quorum) and allow their Board to seat the remaining two. MOTION: Appointment of Donald Morrison and Jim Matthews to the Lowell Fire District Board. Frazier MOVED, Cornacchia SECONDED. VOTE: 5-0. (ORDER 94-3-9-20 was prepared for signature.)

5. EXECUTIVE SESSION as per ORS 192.660

To be held later in the meeting.

**6. COUNTY ADMINISTRATION****a. Announcements**

Bill Van Vactor, County Administrator, remarked that a report from Roger McGuckin indicates that the Building Division is basically current with permits, with 58 pending permits as of March 1, after having a backlog of 199 permits on November 22, 1993.

- b) ORDER 94-3-9-1/In the Matter of Granting the County Administrator the Authority to Approve and Execute an Intergovernmental Agreement with Oregon Department of Corrections for Operation of a County Intensive Supervision Unit for Sex Offenders.

Donna Lattin, Community Corrections Manager, briefly reviewed the agenda memorandum and introduced Dave Cook, Director of the Lane branch of the Department of Corrections, and Joan Copperwheat, Unit Supervisor for the Sex Offender Supervision Team. Responding to Cornacchia, Lattin remarked that, with regard to supervision of these employees, this is an interim placement for the 14-month pilot project. She indicated that this unit will be autonomous and will function out of the Department of Corrections offices. MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. Responding to Cornacchia, Wilson indicated there were no other issues, other than those noted in the File Note, and she stated that it is impossible to negotiate all of the liabilities/ responsibilities in advance.

VOTE: 5-0.

- c) ORDER 94-3-9-2/In the Matter of Establishing a New Classification and Adopting a Salary Range for a Parole/Probation Officer (1 and 2) Series; and Establishing 2.0 FTE for Two Full-Time Parole/Probation Officer Positions; and 1.0 FTE for a Full-Time Community Service Worker Position.

Patty Johns, Personnel Analyst, remarked that this item is a companion Order to the preceding item. She briefly reviewed the agenda memorandum. MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

**7. CONSENT CALENDAR**

Item 7.D.3. was pulled and discussed earlier in the meeting.

- A. Approval of Minutes: January 12, 1994, Regular Meeting,  
9:00 a.m.  
January 12, 1994, Regular Meeting,  
1:30 p.m.  
January 25, 1994, Work Session,  
9:00 a.m.  
January 25, 1994, Public Hearing,  
7:00 p.m.

February 15, 1994, Public Hearing, Re: N. 19th & Yolanda, 7:00 p.m.  
February 17, 1994, Public Hearing, Re: Rails to Trails, 5:30 p.m.  
February 24, 1994, Public Hearing, Re: Lorene Hwy, 6:30 p.m.

B. County Counsel

- 1) ORDER 94-3-9-3/In the Matter of Approving the Amended Bylaws (1994) of the Lane County Law Library Advisory Committee.
- 2) ORDER 94-3-9-4/In the Matter of Amending Chapter 3 of Lane Manual to Change Meeting Time for Law Library Advisory Committee (LM 3.542).
- 3) ORDER 94-3-9-5/In the Matter of Amending Chapter 60 of Lane Manual to Revise the Law Library Fees to Include Small Claims at the Full Statutory Rate, and Setting an Effective Date of April 1, 1994.

C. Health and Human Services

- 1) RESOLUTION AND ORDER 94-3-9-6/In the Matter of Accepting an Interagency Agreement with the Oregon Health Division for the Immunization Action Plan in the Amount of \$57,506; Increasing the Appropriations for Revenues and Expenditures in the Amount of \$21,000; and Delegating Authority to the County Administrator to Sign the Interagency Agreement with the Oregon Health Division.
- 2) RESOLUTION AND ORDER 94-3-9-7/In the Matter of Accepting Plan/Amendment Approval Form (PAAF) #30 From the State of Oregon Mental Health and Development Disabilities Services Division (MHDDSD) in Community Programs for Persons with a Mental Illness; Appropriating an Additional \$14,727 in Fund 24 in the Department of Health and Human Services; and Delegating Authority to the County Administrator to Sign PAAF #30.

D. Human Resources and Management Services

- 1) ORDER 94-3-9-8/In the Matter of Authorizing the Sale of County-Owned Surplus Real Property to Floyd Aman and Executing Associated Land Sale Contract (Map #19-03-15-40, Lots 5900-6500, 7600-9000, 9600 & 9700 Located in the Area of 7th and Kings Row, Creswell).
- 2) ORDER 94-3-9-9/In the Matter of Authorizing the Sale of Surplus County-Owned Real Property to the Church of God (Map/Tax Lot #18-02-05-21-08502, 42nd and Mount Vernon Road, Springfield).

- 3) ORDER 94-3-9-10/In the Matter of Authorizing the Sale of Surplus County-Owned Real Property to the Housing Authority and Community Services Agency (Map/Tax Lot #17-02-32-41-00400, Northeast Corner at 48th & Main Street, Springfield). (PULLED)

E. Public Works

- 1) ORDER 94-3-9-11/In the Matter of Awarding a Contract to Eugene Sand & Gravel, Inc., for Asphalt Overlay - River Road Area Streets, Contract No. 93/94-13.
- 2) ORDER 94-3-9-12/In the Matter of Awarding a Contract to Pape Bros. Inc., in the Amount of \$186,391, With Trade-in, for the Purchase of One (1), New Crawler Tractor, Contract FY93/94 FS-06.
- 3) ORDER 94-3-9-13/In the Matter of Amending an Agreement with CH2M/Hill Northwest, Inc. for Construction Engineering Services for Bushnell Lane, Enid Road, Hulbert Lake Road and Sovern Lane Bridges.
- 4) ORDER 94-3-9-14/In the Matter of Amending an Agreement with OBEC Consulting Engineers for Construction Engineering Services for Pengra Covered Bridge and Unity Covered Bridge.

MOTION: Approval of the Consent Calendar, minus item 7.D.3. which was discussed earlier. Roberts MOVED, Frazier SECONDED.  
VOTE: 5-0.

8. HEALTH AND HUMAN SERVICES

- a) RESOLUTION AND ORDER 94-3-9-15/In the Matter of Accepting a Revenue Contract with Buckley House Programs, Inc. in the Amount of \$71,801; Increasing the Appropriations for Revenues and Expenditures in the Amount of \$10,452; Increasing a .5 FTE Public Health Nurse Position to 1.0 FTE; and Delegating Authority to the County Administrator to Sign the Revenue Contract With Buckley House Programs, Inc.

MOTION: Approval of the Order. Cornacchia MOVED, Roberts SECONDED.  
VOTE: 5-0.

- b) RESOLUTION AND ORDER 94-3-9-16/In the Matter of Amending Appropriations for Revenues and Expenditures in the Amount of \$17,615 in Fund 85; \$32,100 in Fund 18; and (\$706,588) in Fund 24; and to Increase an Office Assistant .22 FTE in the Department of Health and Human Services.

Rust read this item into the record. Rust opened the Public Hearing. There being no one present who wished to testify, Rust closed the Public Hearing. MOTION: Approval of the Order. Roberts MOVED, Dumdi SECONDED. VOTE: 5-0.

- c) ORDER 94-3-9-17/In the Matter of Appointing Eight Members and Reappointing Three Members to the Health Advisory Committee.

This item was pulled from today's agenda to be heard on March 15.

This meeting recessed at 10:22 a.m. to reconvene at 10:39 a.m.

### 3. COMMISSIONERS' ANNOUNCEMENTS

Dumdi reported that she, in her capacity as vice chair of the NACo Employment Steering Committee, had breakfast at the White House on Monday during her trip to NACo and had also attended a rally regarding unfunded mandates Tuesday which was held on the steps of the capital.

Dumdi referred to a recommendation by the Lane Regional Strategies Committee to affect contract changes in Regional Strategies Round II for the Industrialized Housing Incentive Fund (see February 15 memorandum to Lise Glancy on file). There were some questions regarding the timing on this matter and after clarification that the Eugene/Springfield Metropolitan Partnership had been selected through a competitive selection process, there was consensus to act on this matter today.

ORDER 94-3-9-21/In the Matter of Amending the Regional Strategies II Contract for the Industrialized Housing Incentive Fund.

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

Frazier discussed the Periodic Review and encouraged the Board to ask for inclusion of the Glenwood jurisdictional issue in the Periodic Review evaluation process. Cornacchia indicated that there was also an issue in the Gateway area regarding the SLI site/Sony area of residential land with regard to which school district that area would be in. He suggested that language be added in the Periodic Review evaluation with regard to "the need to evaluate and resolve jurisdictional issues/conflicts/questions." Responding to Roberts, Cornacchia indicated that he thinks the urban facilities portion of the Metro Plan would have some bearing on the school district issue. There was concurrence by the Board to have this language included in the Periodic Review evaluation. Cornacchia indicated that he would bring up this issue at MPC tomorrow.

### 9. RIS

- a) ORDER 94-3-9-18/In the Matter of Approving the Regional Executive Group Partnership Agreement.

Cornacchia asked that the language ", each subject to appropriate Partner approval" be added to the end of III(B)(5) in the Partnership

Agreement. There was consensus by the Board to include this language.

Frazier clarified that the language currently in IV(A)(1)(d) reflected the change requested by the Technology Management Team. Wilson and Roberts indicated that the current language does reflect that request.

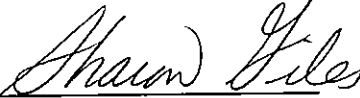
Van Vactor and Frazier mentioned that the issue of allocating RIS costs, during the shift to personal computers, would continue to be discussed by the Technology Management Team.

MOTION: Approval of the Order, including the Agreement as amended above. Dumdi MOVED, Rust SECONDED. VOTE: 5-0.

10. EMERGENCY BUSINESS

None.

There being no further business, this meeting adjourned at 11:10 a.m. to reconvene into Executive Session at 11:20 a.m.

  
Sharon Giles  
Recording Secretary