

MINUTES & APPROVED 6/5/96 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.

February 20, 1996
1:30 p.m.

WORK SESSION
BOARD OF COUNTY COMMISSIONERS

Commissioners'
Conference Room

Bobby Green presided with Steve Cornacchia, Ellie Dumdi, Jerry Rust and Cindy Weeldreyer present. Zoanne Gilstrap, recording secretary.

11. DISCUSSION/Marginal Lands.

John Cole, Mike Farthing, Harry Taylor, Mike Evans, Kent Howe, Al Cooper, Jim Mann and Michael Copely were present for the discussion.

John Cole stated that the purpose today was to review the marginal lands statutes and to discuss six ambiguities within the legislation and to, hopefully, settle on the approaches that Lane County takes in reviewing marginal land applications.

Cole wanted to reiterate the understanding that exists with both the staff and the consultants that marginal lands are a subset of State of Oregon resource lands and because they are not of a low density residential development, they are a land use within the resource listing and can be treated as such.

Cooper said that marginal lands are resource lands. He explained that many people believe that if the land can grow something, it is not marginal lands. He stated that that is a position that is inconsistent with the legislative history, Board policy and the law. Cooper said it is not the question of will it grow something but how well it grows and that is what the other tests are all about.

The following issues were discussed (see material on file) and decided upon.

1. Board took staff recommendation.
2. Board took staff recommendation.
3. A decision was made to take an average timber price from 1977-96, which would be fairly stable, and then apply the consumer price index to the 1983 amount of \$10,000.00 with an update on an annual basis.
4. A discussion ensued regarding the language of the determination. A decision was made that this would include all contiguous property and that the benefit of the doubt would not be given to the applicant; the applicant would have to demonstrate that this piece of property was not managed as part of their operation. There was agreement by the Board to the inclusion of language to consider only the contiguous property during the five year period.
5. Board agreed with recommendation.
6. Board agreed with recommendation.

Green stated that there was consensus on all six of these issues.

Cole stated he would prepare a summary of this discussion and make it available to the parties as well as the public.

12. ADJUSTMENT TO THE AGENDA

Van Vactor stated that Craig Starr, Public Works, was present to report back on behalf of the Solid Waste Executive Group (SWEG).

Starr said that one of the last proposals by SWEG was a \$2.00 per load fee increase which was not accepted. He explained that that issue went back to SWEG and the proposal developed at that meeting was a \$1.00 per load on self haul, a reduction in recycling credit from \$1.50 to \$1.00 and reductions in the funding provided from tipping fees for the Land Management Division Nuisance program and for the Parks department, which could be up to 50%.

Cornacchia said he would not support any reduction in the Nuisance Abatement program. He stressed that he would not agree to reduce resources that would, in effect, reduce FTE for compliance officers.

Weeldreyer stated that it was her understanding that they were going to look for efficiencies but that it did not include eliminating the compliance positions.

Cornacchia asked if there was Board consensus to continue compliance officer service as it currently operates.

Rust asked how \$40,000 could be cut out of a program and not have some effect. He indicated that he wanted to let the division managers see what they could come up with and that he thought the whole Board was interested in the compliance program. He stated that he was unwilling to say that there would be no impact whatsoever.

Weeldreyer stated that part of the SWEG meeting was to determine whether or not to continue the group to analyze operational efficiencies. She commented that if the Board supported the recommendations, there would be more specific information on what the cuts would look like on operational deficiencies.

Rust responded that those cuts needed to be identified as far as what they will be and where they will come from.

Starr summarized that aside from the Land Management Nuisance program funding, that the rest of the SWEG proposals were acceptable. He stated that he understood that there is direction to maintain the effectiveness of the compliance program.

Van Vactor reiterated the recommendation that self haulers will pay \$1.00 more and lose 50 cents in recycling credits.

Starr stated that per the committee recommendations and today's discussion, he would bring those fee changes to the Board in the form of an order.

The following item was continued from the morning session.

3. COMMISSIONERS' ANNOUNCEMENTS

Dumdi said she has a request from Harry Taylor who is working with a group in the Elmira/Veneta area that want to resurrect Applegate Trail Days. She stated that they would like a waiver of the County's \$1,155.00 temporary permit filing fee. Dumdi reported that Taylor said that as a first year non-profit organization, a waiver would provide a great boost toward restarting this local event. She told him that she would bring this before the Board and that there might be a possibility of a reduction but she did not think they would waive the whole fee.

Cornacchia suggested discussing this issue with Ben Wilson, Lane Management Manager, and find out how that would affect the work load.

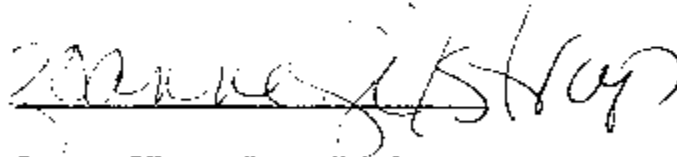
Van Vactor said that Land Management is on a fee basis and that waiving that fee would reduce their revenue.

Dumdi noted that the CIP hearing before the Roads Advisory Committee was next Wednesday at 7:00 p.m.

Cornacchia reported that next Monday is the League of Women Voters' debate with Larry Salmony.

Green said that to follow up on the Finance & Audit Committee, he needed clearer direction on what the Board wants from that committee in terms of operation efficiency. He said the Finance & Audit Committee hopes to have something back to the Board by March.

There being no further business, this meeting adjourned at 3:59 p.m.



Zoanne Gilstrap, Recording Secretary