

MINUTES & NOTICE OF BOARD ACTION

APPROVED *April 25, 1996*

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 20, 1996
Following HACSA

REGULAR MEETING
BOARD OF COUNTY COMMISSIONERS
AND
LANE COUNTY BUDGET COMMITTEE

Harris Hall
Main Floor

Chair Bobby Green, Sr. presided over the beginning of this joint meeting of the Board of Commissioners and the Budget Committee, with Steve Cornacchia, Ellie Dumdi, Jerry Rust and Cindy Weeldreyer present. Lay Budget Committee members Peter Bartel, Marie Bell, Carol Jones and Del Phelps were also present. Sharon Giles, Recording Secretary.

1. ADJUSTMENTS TO THE AGENDA

Green explained the process for an extended Public Comment period this morning. Lay members of the Budget Committee introduced themselves: Peter Bartel, Marie Bell, Carol Jones and Del Phelps. (Bud Stewart was not present.) [As the meeting progressed throughout the day, Items 4.a., 4.b., 6.b., 7.a., 7.b. and 7.c. were postponed to the next meeting. Van Vactor indicated he would ask Ollie Snowden to prepare an interim memorandum regarding the 30th Avenue slide.] The balance of the agenda was dealt with during the afternoon session.

2. PUBLIC COMMENTS

David Oaks, 134 Cross Place, stated that he is co-coordinator of Support Coalition, a local non-profit organization working on human rights and alternatives for people in psychiatric institutions and with mental disability disorders. He indicated that he works with a group called SAFE, a mental health consumer group that meets every Monday. Oaks remarked that

they were promised a small drop-in center near Lane County's Mental Health facility on Garden Way, but that location didn't work out due to privacy issues. He reported that there was an emergency meeting yesterday with Rob Rockstroh, Steve Manela and Al Levine, during which they discussed that SAFE has found a storefront in Springfield for a peer-run drop-in center with a low budget of \$1,000 monthly. Oaks stated that there are several possibilities for funding this, including Lane County Psychiatric Hospital aftercare funds or inclusion in the new levy. He stressed that programs of this type save the County money in the long run.

Georgette Moore, 94929 Marcola Road, stressed that she wants a food trailer in front of her home. She indicated that she wants more time to talk over her problems with the Board to discuss the situation and a possible zoning change. Green reminded Moore that she has already been before the Board and a decision has been made. Green indicated that he would direct the County Administrator to contact Moore to see if there is Board support to discuss the issue again. Moore emphasized that she wants to support her children in a healthy way from her home. Rust explained that this is a zoning and planning issue, and her proposal is in conflict with County zoning. He suggested that Moore go after expert advice in the area of planning and zoning, perhaps working with a land use consultant to find a way for the project to work within the law. Green remarked that Weeldreyer is the East Lane County commissioner and there is also Jane Burgess that she can work with. Weeldreyer indicated that she has met with Moore, and for many reasons she cannot support the project. Rust summarized that under current ordinance, the project doesn't work as this is a residential area and Moore is wanting to do a commercial venture.

Bob Richards, 3648 Plumtree, stated that he is with Willamette Family Treatment/Buckley Detox which operates a sobering station which is funded with part of the present sheriff's levy. He indicated that he wants to explain the potential impacts if the resources are not continued after the current levy expires. Richards reported that they serve approximately 5,000 people per year and work closely with law enforcement agencies in the County. He noted that they are able to keep folks out of other facilities. Richards remarked that if funding does not continue, there will be no option except to close. He indicated that as many as 30 intoxicated people enter Buckley per day and the facility saves police officers hours of booking time which is extremely cost effective. Richards urged the Board to be sure these resources are continued in the next levy.

Eben Fodor, 394 East 32nd, reminded everyone that the sheriff's levy was defeated by the public by 70%, but expressed concern that public input this time has been limited. He remarked that the same group who worked on the previous levy is now working on the next levy. Fodor suggested that the County include a public involvement process countywide to have a dialogue about the budget. He proposed the allocation of \$350,000 for a process to involve the public in a planning process for the next 10 to 20 years. Responding to Bell, Fodor stated that he was at the Budget meeting Monday night, but was not given the

opportunity to speak. Bell observed that there had been an opportunity for public input later in the meeting after Fodor left. She remarked that it would be more helpful if Fodor would speak to the proposal that came out of Monday night's meeting. Fodor questioned why costs for the Forest Work Camp have decreased and costs for the 48-bed expansion seem to have gone up.

Steve Moe, P.O. Box 847, Springfield, indicated that he is here representing the Glenwood Community. He explained that the Board had received a levy proposal from Jan Clements, candidate for Sheriff, yesterday and he urged the Board to consider it seriously.

Donna Lattin, 876 Leigh Street, stressed that it is critically important to pass the upcoming levy. She remarked that it must be modest, simple and justifiable, offering support for a 2-year levy that renews the present levy and covers the deficit. Lattin noted that the original levy included the Forest Work Camp and she proposed that it be put back into the serial levy package. She stated that other issues that should be looked at include book-in problems, pretrial custody and funding for the Public Safety Coordinating Council. Lattin summarized that there are many worthy prevention efforts in the current proposal, but she suggested holding the line and asking the Department of Children and Families to try to address those items.

Emily Heilbrun, P.O. Box 50127, commented that she is coordinator of the Domestic Violence Council. She briefly reviewed the Domestic Violence Council programs and thanked the Board for including \$40,000 in funding for the program in its levy proposal. Heilbrun reported that Womenspace will be bidding on the contract.

Art Shapiro, 2742 Bowmont, indicated he was here to discuss process. He stated that it is discouraging to find there are five times each year to present a tax levy. Shapiro commented that if the County could manage on \$20 million rather than \$80 million, then why did it ask for \$80 million. He remarked that it is disgusting that the Board will not accept the view of the majority of the people. Shapiro stressed that if the original levy had been more moderate, it might have passed. He suggested that the Board find people who objected to the previous levy and bring them into the conversation.

Jim Hale, 1995 Theresa Avenue, stated his belief that the last levy proposal failed because people were concerned about taxation without representation and that the fixed rate allows for annual increases. He proposed that the Board be consistent and offer the rural area adequate police protection. Hale stressed that rural people should be able to vote independently on their police issues. He encouraged the Board to put out two levies, with one being a separate levy regarding rural patrol and let the voters know that the County will not enact the tax unless the majority of rural residents approve the matter. Hale summarized that the Board should downsize the proposed levy by about \$4 million to account for the Sheriff's current police services costs and put that money into a separate levy.

Kathy Baker, 37466 Jasper Road, encouraged the Board to deal with this issue as a simple law enforcement package, adding more deputies for patrol, increasing funding for the jail and adding back the Forest Work Camp. Responding to Rust, Baker agreed that she could make a case that the psychiatric hospital and drug/alcohol treatment are legitimate functions of law enforcement, but that she still believes it is necessary this time to focus on strict law enforcement issues.

Judy Collins, 547 Scott Avenue, Creswell, stated that she is appalled that the Board doesn't think it is necessary to add rural patrols to the levy. Collins emphasized that if something happened to her husband, who is a deputy sheriff, she would hold the Board responsible.

Green closed Public Comment. He gave 24-hour notice that the Board may reconvene at 9:00 a.m. tomorrow if today's business regarding the levy is not finalized. Bell expressed concern that the public has accused the committee of not listening, as the Budget Committee had made rural patrol a priority in the first levy. Rust explained that to add one more deputy per shift, with 3 shifts per day, seven days per week, costs about \$400,000; thus if the levy is loaded up with more rural patrols, the costs will go up significantly.

There was concurrence to suspend today's other Board business, recess and then reconvene this meeting as the Budget Committee in the Board Conference Room (see below).

Board Agenda Items 3, 5, 6.a., 8 and 9 were dealt with during the afternoon session of the Board meeting.

Items 4.a., 4.b., 6.b., 7.a., 7.b. and 7.c. were rolled over for two weeks.

3. **COMMISSIONERS' ANNOUNCEMENTS**

Were held during the afternoon session.

4. **COMMISSIONERS' BUSINESS**

- a. **ORDER 96-3-20-1/In the Matter of Appointing One Member to the Metropolitan Wastewater Management Commission.**

This item was postponed for two weeks.

- b. **REPORT BACK/Policy and Procedures Standing Committee.**

This item was postponed for two weeks.

5. EXECUTIVE SESSION as per ORS 192.660

Held at 3:42 p.m. following the afternoon portion of the Budget Committee meeting.

6. COUNTY ADMINISTRATION

a. Announcements

Bill Van Vactor, County Administrator, made a brief announcement at the end of the afternoon session of the Board concerning his upcoming vacation.

b. DISCUSSION/The Role of County Administration's Management Analysts.

This item was postponed for two weeks.

7. PUBLIC WORKS

a. DISCUSSION/Governor's Transportation Initiative.

This item was postponed for two weeks.

b. ORDER 96-3-20-2/In the Matter of Adopting Findings and a Final Decision on the Appeal of the Hearings Official Denial of PA 0518-93 for Confirmation of a Vested Right to Locate a Mobile Home Within an Impacted Forest Lands (F-2) Zone on Tax Lot 600, Assessor's Map 16-04-14 (Appellant/Applicant: Millard).

This item was postponed for two weeks.

c. ORAL REPORT BACK/30th Avenue Slides and Possible Short Term Safety Measures.

This item was postponed for two weeks.

8. CONSENT CALENDAR

A. Approval of Minutes: None.

B. Assessment and Taxation

1) ORDER 96-3-20-3/In the Matter of Granting Property Tax Exempt Status Pursuant to ORS 307.475 (Vivian F. Wood).

C. Human Resources and Management Services

- 1) ORDER 96-3-20-4/In the Matter of Award of Bid LCP 95/96-07 for Requirements Purchase of Printing Services.

D. Public Works

- 1) ORDER 96-3-20-5/In the Matter of Releasing, Dedicating, and Accepting Lot "A," Fox King Hill Subdivision, Book 23, Page 30, a Parcel of County Owned Real Estate, as a Public Road (18-04-05) (Kellmor Street).

The Consent Calendar was dealt with in the Board's afternoon session.

9. HEALTH AND HUMAN SERVICES

- a. PUBLIC HEARING/RESOLUTION AND ORDER 96-3-20-6/In the Matter of Holding a Public Hearing; Accepting Plan/Amendment Approval Form 19 and Document D0139 to the 1995-97 Intergovernmental Agreement #20-001; Awarding a Subcontract to OTAC and Subcontract Amendments per Exhibit A; Reducing Appropriations of Revenue and Expenditure in Fund 86 by \$27,724; and Authorizing the County Administrator to Sign the Documents.

This item was dealt with in the Board's afternoon session.

10. REVIEW ASSIGNMENTS

11. EMERGENCY BUSINESS

None.

This Board/Budget Committee meeting recessed at 10:00 a.m. to be reconvened as the Budget Committee at 10:17 a.m. by Bartel.

Green announced that McManus has other obligations today and would like to make his presentation now.

McManus distributed a handout outlining the impacts of decisions related to funding 48-bed double bunking and/or reopening 60 beds of the Forest Work Camp. He reported that 48-bed double bunking at the jail will give 31,536 "inmate bed days," dealing with 4,505 inmates and that 60 beds in the work camp would provide 39,420 inmate bed days, dealing with 1,314 inmates. Responding to Cornacchia, McManus reported that neither option will eliminate the matrix, but that either would take care of approximately half of the matrix.

Harclerod noted that the number of matrixes may not go down as the "net is widened" and more customers come into the system. McManus agreed, citing that outside agencies continue to provide an increased workload. McManus reported that he would like to consider using revenue from the Forest Work Camp to deal with the book-in problem. He indicated that when the work camp is up and running there is revenue between \$250,000 - \$300,000 annually. There was a brief discussion about net costs/revenues with regard to the work camp.

Responding to inquiries, Pat Dawley reported that the cost per bed for the 48 additional beds at the jail is \$45.90 per day and for the 60 beds at the work camp, the cost is \$80.80 per day. Rust added that the true cost at the work camp is closer to \$70 because of revenue. He also stated that there is more quality time at the work camp because of the availability of treatment and services. Clague noted that a federal court order says that every bed in the jail cannot be full all the time. McManus indicated that the bed cost at the Forest Work Camp in the second year is \$62. Paul Sacht, responding to Bartel, discussed treatment programs available for inmates of the work camp.

There was consensus to allow participants to discuss any potential changes to the plan produced on March 18.

Bell remarked that there seems to be four areas that need to be revisited, including the Forest Work Camp, rural patrol, book-in and pretrial supervision.

Weeldreyer proposed revisiting rural patrols and providing for a scaled back version, adding 5.5 FTE which allows for one deputy per shift for a cost of approximately \$374,000.

Jones observed that the taxpayer is paying 39 cents per thousand under the current levy and now the County is proposing 84 and 82 cents. She suggested the need to assess what the taxpayer wants to pay and then trying to fit in the services in order of priority.

Phelps offered support for Weeldreyer's rural patrol proposal. He also remarked that he is interested in doing something about the bed situation, is not willing to add book-in into the levy and is supportive of the District Attorney figures, but beyond that is not supportive of anything else on the list as it may not pass.

Green distributed and reviewed a handout outlining his business approach to reviewing line items in the levy. He also suggested calling this the Lane County Public Safety Levy instead of the Sheriff's Levy. While acknowledging that the additional options are public-safety related, Green stated that his bottom line is current year serial levy programs, the deficit and funding for the PSCC, with nothing added from "below the line." Bell responded that every time an officer sits in book-in for long periods of time it is a waste.

Dumdi offered support for increasing rural patrol by 5.5 or 6 FTE. She proposed deleting CCA replacement dollars and putting in pretrial supervision.

Cornacchia remarked that this exercise is leading towards a product that is not something he will want to sell. He stressed that adding one rural deputy, for example, does not add that much to the end product. Cornacchia offered support for status quo, emphasizing the need to educate people by showing them that the level they want to pay for is what they get.

Rust indicated that he would support the increased rural patrol, would be willing to delete the CCA replacement dollars and PSCC staffing. He explained that, with regard to PSCC staffing, the County has partners and can find funds to get the County's \$200,000 2-year share. Rust offered support for the domestic violence funds. He agreed to let the Sheriff use his revenue plan to deal with book-in. Green stated that he generally concurs with Cornacchia, but wants funding for PSCC. He indicated that would bring the rate to 74 cents. He suggested utilizing his business approach when considering any add-ons.

Weeldreyer stressed that it would be less than responsible if the County does not provide capacity regarding SB1145. She remarked that she is strongly in support of 48 beds, the Forest Work Camp's 60 beds and reconsideration of pretrial supervision. Weeldreyer added that the book-in problem needs to be addressed. She also offered support for the domestic violence funding and adding the 5.5/6.0 FTE deputies for rural patrols. With regard to PSCC, Weeldreyer remarked that it is not fair for Lane County to pay the entire load. Dumdi concurred with regard to PSCC, asking that each jurisdiction put in \$71,000.

Bartel indicated that he is committed to a range of 70 cents per thousand for the levy, agreeing with Jones on the need to shape the proposal to work within that figure.

MOTION: Reducing PSCC staffing line item to \$100,000. Rust MOVED, Cornacchia SECONDED. Harclerod emphasized that city residents will argue that they are county residents, too, adding that there will be a battle at the PSCC. Bartel expressed concern that putting this item into the levy shows a lack of commitment. VOTE: 8-1, Bartel dissenting.

MOTION: Delete the \$333,000 for two line items regarding CCA replacement dollars. Rust MOVED, Dumdi SECONDED. VOTE: 9-0.

MOTION: Delete the Juvenile Girls A&D line item. Weeldreyer MOVED, Cornacchia SECONDED (for discussion). Weeldreyer remarked that there are other treatment programs at other places around the state. Bell took exception, commenting that this would be putting their most needy women in another county away from family and friends. Harclerod suggested that perhaps 6 of the planned 14 boys' beds at the new juvenile facility could be for girls as the facility is being developed in pods. Bell indicated that if she has to choose between property and personal crimes, she will not stand for rural patrol to take precedence over these types of programs. Cornacchia agreed, remarking that the bottom three items (domestic violence coordinator, high risk infants, and juvenile girls alcohol and drug program) are more impactive/valuable than one deputy on a rural patrol or 48-bed double bunking. VOTE: 1-8, Weeldreyer in the affirmative.

After a brief discussion regarding the High Risk Infants program, there was no motion made to make any changes to the allocation previously assigned for this program.

MOTION: To increase rural patrols by 6.0 FTE for a cost of about \$401,000. Dumdi MOVED, Phelps SECONDED. Responding to Green, McManus indicated that the effect would be that response times will not go higher and may reduce insignificantly, but employees will have back-up for high risk calls. **VOTE:** 8-1, Bartel dissenting.

Rust left the meeting at 12:06 p.m.

Garnick reported that the levy figure presently stands at 84 cents, with the deletions above and the add-back of rural patrol.

Jones indicated that she cannot come back for the afternoon session, but expressed her preference for the Forest Work Camp beds over the 48 jail beds.

The Budget Committee recessed at 12:10 p.m. to reconvene at 2:28 p.m. after the Board of Commissioners' 1:30 p.m. session. Stewart and Jones were absent from the afternoon Budget meeting.

Judge Darryl Larson spoke regarding the drug court program which is presently on a federal block grant. He reported that there are two years left during which the County can reapply for the grant, which needs a 25% cash match. Larson suggested that the Board build into the levy \$50,000 to fund the hard cash match portion of the grant to assure the ability to get the dollars in the third and fourth years of the grant. He stressed that this program saves police agencies money. Larson emphasized that this is the most effective drug program that the local system has and is the least costly on a per person basis. Responding to Phelps, Larson reported that about \$337 per case for indigent defense is saved in addition to \$200 in police overtime per case. Rust added that the real costs also include lessening the impact with regard to thefts, property crimes, jail use, police time, etc. Larson continued that the criminality rate decreases dramatically with this program.

MOTION: To include \$100,000 (\$50,000 per year) in the levy proposal for the drug court matching funds. Rust MOVED, Dumdi SECONDED. Cornacchia remarked on the upcoming exercise with the PSCC to coordinate the entire system and now the group is being asked to sanction one component outside of the planning process and consider it a priority. He added that this is just one of many very good programs. Rust observed that Rob Rockstroh had put this item on one of his earlier request lists. **VOTE:** 2-6, Rust and Phelps in the affirmative.

Harclerod began the next portion of the meeting by noting that the current levy is at 39 cents, stating that if it goes to 58 cents (just the replacement levy and the deficit), the cost already increases by 48%. He stressed the need to pass something this time to avoid \$7 to \$8 million in cuts. Harclerod suggested that an alternative may be to go for a one year levy, covering the deficit and

the levy at a cost of 52 cents. He stated that if that passes, then there will be an opportunity for a more reflective planning process. Harclerod lobbied on behalf of a very conservative approach.

Bartel agreed that a one year levy is the best option. Rust objected to changing course to a one year levy, citing that the group has built a plan by consensus and he is prepared to move forward with that. He recalled that the previous levy attempt was a 3-year, \$84 million levy. Rust continued that the County has heard the message and is now proposing a 2-year, \$24 million levy. He stressed that the group has shown great leadership and that this is a sellable levy. Dumdi stated that the group is responding to the voters by including a modified increase in rural patrols.

Bartel was excused from the meeting at 2:53 p.m. and Phelps took over as chair.

Green stated that he is not in favor of a one year levy, but could support a 2-year bare bones levy (current levy plus deficit) plus \$200,000 (\$100,000 per year) for PSCC at a total cost of 68 cents per thousand. Weeldreyer declared that the County needs some corrections capacity and that she is supportive of 48 jail beds and 60 beds at the Forest Work Camp. She added that she is willing to look at pretrial supervision and perhaps not add one deputy for rural patrol. Cornacchia indicated that his baseline is levy replacement, deficit, Forest Work Camp, 6.0 FTE increased rural patrol and the \$100,000 per year funding for PSCC. There was a brief discussion regarding staffing numbers required for 48 beds. Dumdi concurred with Cornacchia's position. Phelps stressed the need to get the levy proposal down to a level that the voter will accept. He offered support for the Forest Work Camp, the 6.0 FTE increased rural patrol, the reduced PSCC funding, proposed funding for the Juvenile Justice Center Shelter and the District Attorney numbers. Bell remarked that the County needs to give the public a clear choice. Rust indicated that a scaled down version for him would be the levy, the deficit, the Forest Work Camp, Juvenile Shelter, the \$40,000 for domestic violence and perhaps a scaled down high risk infant amount. He stated that he was willing to drop juvenile girls' A&D on the basis that 6 beds for girls be included in Pathways.

Following up on Bell's comments, Cornacchia asked if the County could offer two separate measures, i.e., an "A" levy which would just cover the deficit and the levy rollover, and "A+" which would be the same as "A" plus the options agreed to on Monday night, adding the 6.0 FTE rural patrol and eliminating the CCA replacement dollars option. Teresa Wilson, County Counsel, remarked that it would need to be clear that if both passed, then only "A+" would be levied. Weeldreyer asked that pretrial supervision be included and Cornacchia agreed.

Bill Van Vactor, County Administrator, noted that the existing levy now does not have either the 48 beds or the Forest Work Camp.

Phelps asked for feedback on the concept of two levies (A and A+). Cornacchia, Dumdi, Bell and Weeldreyer said they were in favor. Rust indicated that he prefers a single, but is okay with two. Green remarked that he does not think the public will buy the higher priced option. Rust stated that there may be some concern that since the Forest Work Camp was in the original base levy, it should

be included in the A levy. Weeldreyer noted that the Board had made a commitment to reopen the Forest Work Camp in one year. Green emphasized that if the voters reject both levies, there must be the commitment to follow through and make the related cuts. Responding to Rust's concerns, Harclerod observed that moving the Forest Work Camp back up into the A package and taking jail security and putting it in the deficit would then have raised the "A" package by \$1.3 million, which would raise the rate from 58 to 66 cents per thousand.

MOTION: To offer an A and A+ levy for 2 years (with figures to be determined below). Cornacchia **MOVED**, Weeldreyer **SECONDED**. Green asked again that there be explicit commitment that if both measures fail, then the County won't go back out in September and will do the cuts as outlined. VOTE: 6-1, Rust dissenting.

Development of the "A" levy.

MOTION: That the "A" levy include the present levy, as it exists today (outlined on the blue summary sheet), and the deficit at \$1.5 million. Cornacchia **MOVED**, Rust **SECONDED**. Weeldreyer stated that she would not support this motion without the Forest Work Camp. VOTE: 5-2, Dumdi and Weeldreyer dissenting (citing their concerns that the Forest Work Camp should be in the basic A levy). (Motion fails for lack of majority.)

Bartel returned to the meeting at this time and was briefed on the current discussions. It was decided to vote on the above Motion again.


MOTION: That the "A" levy include the present levy, as it exists today (outlined on the blue summary sheet), and the deficit at \$1.5 million. Cornacchia **MOVED**, Rust **SECONDED**. Bartel received clarification that the "A" levy is \$7.5 million in year one. VOTE: 6-2, Dumdi and Weeldreyer.

Development of the "A+" levy.

Bell spoke in favor of including pretrial supervision in the A+ levy.

MOTION: That the "A+" levy include everything in the "A" levy, plus 48-jail beds, 60-bed work camp, 6.0 FTE rural patrol increase, PSCC staffing at \$100,000 per year, Juvenile Justice Center shelter in the second year, District Attorney at \$375,000, pretrial supervision, domestic violence coordinator, high risk infants, juvenile girls' A&D in the second year, minus the two CCA replacement dollar figures. Cornacchia **MOVED**, Rust **SECONDED**. VOTE: 8-0.

The Budget Committee adjourned at 3:30 p.m., with the Board of Commissioners being reconvened into Executive Session at 3:42 p.m.



Sharon Giles
Recording Secretary



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