

MINUTES & NOTICE OF BOARD ACTION

APPROVED July 24, 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.

May 1, 1996

REGULAR MEETING

Harris Hall

Following Bd. Of Health BOARD OF COUNTY COMMISSIONERS

Main Floor

Chair Bobby Green, Sr. presided with Ellie Dumdi and Cindy Weeldreyer present. Steve Cornacchia and Jerry Rust excused. Sharon Giles, Recording Secretary.

1. ADJUSTMENTS TO THE AGENDA

None.

2. PUBLIC COMMENTS

Cal Speckman, 37499 Wheeler Road, spoke regarding the Fisher Dike situation (Item W.4.a.). He expressed concern about the future of the dike, noting that residents have no control about upstream changes.

Lynn Brown, 37438 Riverside Drive, Pleasant Hill, spoke on the Fisher Dike issue. She expressed concern that the neighborhood was not informed in 1986 that the dike district had been dissolved.

Keith Sherman, 37521 Riverside Drive, Pleasant Hill, indicated that he had personally financed the additional repairs that were done on the Fisher Dike, noting that there is still money due to him on the actual repair. He asked how the County would pursue repayment of the \$28,000 and asked questions about the actual amounts in the totals.

Tina Rosa, 812 West 10th, commented on the HIV prevention program. She indicated that funding is painfully insufficient. Rosa stressed that AIDS cases have doubled in the past four years. She urged the Board to try to address these problems.

Richard Suttmeire, 37397 Riverside Drive, Pleasant Hill, stated that the Fisher Dike issue requires more cooperation between the citizens and cooperation with the County. He urged the Board not to take action today.

3. COMMISSIONERS' ANNOUNCEMENTS

To be held at approximately 10:40 a.m.

4. COMMISSIONERS' BUSINESS

- a. REPORT BACK AND ORDER 96-5-1-1/In the Matter of An Assessment Policy to Reimburse the County's General Fund for the Expenditure of \$42,128.18 Made During the Emergency Repair of the Fisher Dike on the Middle Fork of the Willamette River below the Dexter Dam in the Pleasant Hill Area.

Weeldreyer reviewed the agenda memorandum (see material on file), observing that there was a verbal agreement with local residents affected by this emergency that any balance owing after lawful charges to the County's special funds would be repaid by benefiting property owners before June 30, 1996. She expressed hope that County Administration could develop a monthly payment assessment plan. Weeldreyer recommended that the Road Fund cover phase two costs and that residents cover phase one costs as outlined in Option 3 (see material on file).

Green indicated that he would like Legal Counsel to discuss an assessment policy. Stephen Vorhes, Assistant County Counsel, stated that legally there is a mechanism for assessing for public improvements in the Charter which could be used as a model. He continued that a lien could be attached on the property which continues through transfer of ownership and allows for payments over time. Vorhes stressed that the policy decisions would need to come from the Board. Green asked if it is required to charge an interest rate. Vorhes indicated that otherwise the question would be whether the fund was being made whole, but that it was within the Board's discretion to decide the interest rate. Responding to Green, Weeldreyer stated that financial circumstances differ among residents, indicating that she would like the flexibility to offer a payment plan. Vorhes recommended that the assessment policy be channeled through the Road Fund process.

Weeldreyer stated that she had explored economic development and contingency funds with the County Administrator. Bill Van Vactor, County Administrator, noted that \$5,000 more could be taken from contingency but that would deplete the fund totally. Weeldreyer remarked that at the time the emergency was occurring, the residents asked the County to step in and were told that the County expected that the General Fund would be reimbursed. Dumdi remarked that this decision would set a precedent and that there were other similar situations in the County and the state. She

expressed support for formulating a policy that would work for all of these situations. Weeldreyer emphasized that she would like to see the Governor address a statewide solution for dissolved dike districts.

MOTION: Approval of the Order. Weeldreyer MOVED, Dumdi SECONDED. Green commended Weeldreyer for her tenacity in getting the Board to help during this emergency situation. He remarked that he was looking for a collaborative way for this to work. Public Works was directed to provide a detailed breakdown to property owners and the Board. VOTE: 3-0 Van Vactor suggested that LCOG could be asked to help with future planning regarding diking districts.

5. RESOLUTIONS

- a. RESOLUTION 96-5-1-2/In the Matter of Designating the Month of May 1996 Sexual Assault Awareness Month.

Green read this Resolution into the record. There was a brief discussion of the services provided by Sexual Assault Support Services. Green noted that there is a component of the A Plus levy that would provide for a domestic violence coordinator.

MOTION: Approval of the Resolution. Dumdi MOVED, Weeldreyer SECONDED.
VOTE: 3-0.

6. EXECUTIVE SESSION as per ORS 192.660

Held yesterday.

7. COUNTY ADMINISTRATION

- a. Announcements

Van Vactor announced meeting dates for the next two weeks.

8. PUBLIC WORKS

- a. FIRST READING AND SETTING SECOND READING AND PUBLIC HEARING/Ordinance No. PA 1082/Renaming Crimson Court, Eclipses Court, Gilham Court Number One, and Gilham Court Number Two to Gilham Road (Second Reading and Public Hearing: June 12, 1996, 1:30 p.m., Harris Hall, Main Floor).

Green read this Ordinance into the record.

MOTION: Approval of the First Reading and setting Second Reading and Public

Hearing for June 12, 1996 at 1:30 p.m. Weeldreyer MOVED, Dumdi SECONDED.
VOTE: 3-0.

9. CONSENT CALENDAR

- A. Approval of Minutes: February 14, 1996, Regular Meeting, 1:30 p.m.
 April 9, 1996, Work Session, 9:00 a.m.
- B. County Counsel
 - 1) ORDER 96-5-1-3/In the Matter of Agreeing to be Bound by the Appellate Decision Involving the LTD Initiative.
 - 2) ORDER 96-5-1-4/In the Matter of Awarding a Contract for Claims Management Services.
- C. Health and Human Services
 - 1) ORDER 96-5-1-5/In the Matter of Increasing Appropriations in Revenues and Expenditures in the Amount of \$5,000, as Per Revision #8 to the 1995/96 Intergovernmental Agreement with the Oregon Health Division.
 - 2) ORDER 96-5-1-6/In the Matter of Appropriating an Additional \$28,882 in Revenues and Expenditures in Fund 86 for Services to Individuals with Developmental Disabilities (PAAF 22)
- D. Human Resources and Management Services
 - 1) ORDER 96-5-1-7/In the Matter of Award of Bid LCP 95/96-09 for Construction Purchase of Lane County Courthouse--Public Service Building, and Maintenance Facility Fire Alarm System Upgrade.
 - 2) ORDER 96-5-1-8/In the Matter of Authorizing the County Administrator to Execute a Management Agreement with the City of Oakridge for the Management by the City of the Willamette Activity Center.
- E. Public Works
 - 1) ORDER 96-5-1-9/In the Matter of Awarding a Contract to Pacific Utility Equipment Company in the Amount of \$87,881 for the Purchase of One (1), New Service Truck with Aerial Personnel Lift, with Trade-In, Contract FY95/96 FS-08(a).

- 2) ORDER 96-5-1-10/In the Matter of Designating the Use of Funding from the Lane County Road Funds for the Construction of an Alleyway and Road Funds Eligible Improvements to Assist St. Vincent de Paul's Bagley Downs Housing in the City of Eugene.

F. Regional Information System

- 1) ORDER 96-5-1-11/In the Matter of Approving the Addition of 1.0 FTE Accounting Clerk II Position Effective May 4, 1996, and the Elimination of a .5 FTE Office Assistant Position on August 31, 1996, in the Regional Information System.

G. Youth Services

- 1) ORDER 96-5-1-12/In the Matter of Appropriating to the Budget of the Department of Youth Services \$18,000 in Revenue and Expense for Wraparound Services to Delinquent Youth.

Van Vactor recommended that Item E.2. be pulled from the Consent Calendar and postponed to a later date.

MOTION: Approval of the balance of the Consent Calendar. Weeldreyer MOVED, Dumdi SECONDED. VOTE: 3-0.

10. HEALTH AND HUMAN SERVICES

- a. ORDER 96-5-1-13/In the Matter of Appointing Two Members to Fill Vacancies to the Mental Health Advisory Committee.

Weeldreyer briefly reviewed this item for the Board, observing that one of the applicants is an employee of Directions. She asked that this item be pulled for this week until more information is acquired. There was consensus to do so.

- b. ORDER 96-5-1-14/In the Matter of Approving the Lane County HIV Prevention Plan for FY 1996/97 and Submitting the Plan to the Oregon Health Division.

Doug Dewitt and Karen Gillette provided detail on the HIV prevention plan (see material on file). Dewitt expressed concern about the lack of funding dollars for this issue. Responding to Green, Dewitt reported that the risk of transmission through blood transfusion is extremely minimal. He added that there are risks to the heterosexual community, but they are not at as high risk at this time as those identified in the agenda memorandum. Dewitt explained to Van Vactor that drug injection contributes to the high transmission rates in Lane County.

MOTION: Approval of the Order. Dumdi MOVED, Weeldreyer SECONDED. VOTE: 3-0.

11. REVIEW ASSIGNMENTS

The County Administrator, County Counsel and Public Works are to work on Fisher Dike assessment procedures. Public Works is to provide an accounting regarding the Fisher Dike to Weeldreyer for distribution. The Board Secretary is to provide a tape of this meeting to Weeldreyer.

Items 9.E.2. and 10.a. were postponed to a later date.

12. EMERGENCY BUSINESS

None.

3. COMMISSIONERS' ANNOUNCEMENTS

Weeldreyer announced the Oakridge Tree Planting Festival this weekend.

Dumdi commented that the Olympic Torch is arriving this weekend and that the Florence Rhododendron Festival is the weekend of May 20

Green reported on receipt of a letter from Florence Mayor Roger McCorkle requesting that the two jurisdictions keep lines of communication open. Van Vactor explained that they specifically requested that if Lane County gets a request for a gaming center around the Florence area, that they be notified.

With regard to a letter from Governor Kitzhaber regarding salmon restoration information, Dumdi stated that is something that OCZMA can help with. There was consensus that Green will discuss the matter with Van Vactor to determine the appropriate action.

There being no further business, this meeting adjourned at 10:56 a.m.



Sharon Giles
Board Secretary