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AGENDA COVER MEMO

AGENDA DATE: January 5, 2011
Memorandum Date: November 23, 2010

TO: LANE COUNTY BOARD OF COMMISSIONERS

DEPARTMENT: LANE COUNTY OFFICE OF LEGAL COUNSEL

PRESENTED BY: Stephen Vorhes, Acting County Counsel

AGENDA ITEM TITLE: IN THE MATTER OF SELECTING A NEWSPAPER TO PUBLISH MONTHLY NOTICE OF EXPENDITURES, PERSONAL PROPERTY TAX WARRANTS, AND NOTICES OF REAL PROPERTY TAX FORECLOSURE

I. MOTION

I MOVE THAT THE REGISTER GUARD BE SELECTED TO PUBLISH THE MONTHLY STATEMENT OF EXPENDITURES, PROPERTY TAX WARRANTS, AND NOTICES OF REAL PROPERTY TAX FORECLOSURE.

II. AGENDA ITEM SUMMARY

The Board is being asked to approve the selection of a newspaper of general circulation in the County for publication of various legal notices.

III. BACKGROUND/IMPLICATIONS OF ACTION

A. Board Action and Other History The County must select a newspaper of general circulation to publish the monthly statement of expenditures, ORS 294.250; the personal property tax warrants, ORS 311.615, and the notice of real property tax foreclosures, ORS 312.040. Senate Bill 74 repealed ORS 254.205 which defined the criteria for the annual selection of a newspaper of general circulation. The most relevant standards for selection now are found in ORS 193.010 and 193.020. The presented Order selecting a newspaper of general circulation will comply with those standards and other applicable laws.

B. Policy Issues The policy objective here is to ensure that the required notice is given as broad a distribution to County residents as is reasonable.

C. Board Goals The Board's second Strategic Objective is to engage and inform citizens about Lane County's services. Complying with these publication requirements is in furtherance of that objective.

D. Financial and/or Resource Considerations There are no immediate financial considerations to the proposed decision. The costs of publication only occur at the time and by the activity identified.

E. Analysis

Publication	Frequency of Publication	Public Circulation	Cost of Advertisement Classified	General Area of Coverage
Cottage Grove Sentinel	Every Wednesday	Subscribers: 3315 Readers: 6700	\$6.00 per column inch Deadline: Friday at 4:00 p.m. for Wednesday	West: Lorane East: Culp Creek South: Drain North: Creswell
Eugene Weekly	Every Thursday	Subscribers: NA Readers: 88,576	\$1.89 per line (40 characters per line) Deadline: Monday, 4:30 p.m. for Thursday publication	Florence, Oakridge, Corvallis/Albany, Cottage Grove, Eugene/Springfield
Oregon Daily Emerald	Every Weekday, M-F when school's in session.	6,000	N/A	Eugene
Register Guard	Daily	61,000 subscriptions. 143,800 readers. 155,800 on Saturday and 151,300 on Sunday	Daily legal advertising contract rate: \$2.10 per line (\$23.41 an inch) Display advertising contract rate: Mon-Tue \$27.38 per inch Wed-Thur \$32.22 per inch Fri-Sun \$34.64 per inch	Lane County, Coast to Coos Bay, North to Newport, Corvallis & SweetHome, part of Douglas County to Roseburg
Siuslaw News	Wednesdays & Saturdays	Subscribers: 2500 Readers: 6700	\$13.55 per column inch Deadline: Monday at 1:00 p.m. for Wednesday and Thursday at 1:00 p.m. for Saturday	Western Lane County (Florence Area)
Springfield Times	Fridays	1,000+		Springfield, Walterville, Lowell, Jasper, Marcola, Pleasant Hill

The selection of the appropriate newspaper depends upon whether the newspaper is one of "general circulation in the County." Clearly the Register Guard is the largest paper of general circulation to meet the purpose of providing the information and actual notice to the largest number of residents as reasonably possible.

F. Alternatives/Options There are no other realistic alternatives than the Register Guard for the monthly statement of expenditures or property tax matters.

IV. TIMING/IMPLEMENTATION

If enacted, this designation would apply until changed.

V. RECOMMENDATION

I recommend the Board designate the Register Guard to publish the monthly statement of expenditures, personal property tax warrants, and real property tax foreclosure notice.

VI. FOLLOW-UP

The recommendation and the ultimate Board decision will be communicated to the affected departments.

VII. ATTACHMENTS

Order

cc: Anette Spickard, Assessor, Department of Assessment and Taxation
Cheryl Betschart, County Clerk, Office of County Counsel
Mike Barnhart, Finance Manager, Management Services Department

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 11-01-05-

IN THE MATTER OF SELECTING A NEWSPAPER TO PUBLISH MONTHLY NOTICE OF EXPENDITURES, PERSONAL PROPERTY TAX WARRANTS, AND NOTICES OF REAL PROPERTY TAX FORECLOSURE

WHEREAS the Board of Commissioners has determined that the Register Guard is the newspaper of general circulation in the County,

WHEREAS, ORS 294.250 requires the County to select one daily or weekly newspaper of general circulation in the County to publish a monthly notice of expenditures, and

WHEREAS, ORS 311.615 requires the County to select a newspaper of general circulation in the County in which the tax collector shall publish to obtain service of personal property tax warrants, and

WHEREAS, ORS 312.040 requires the County to select a newspaper of general circulation in the County in which the tax collector shall publish to give notice of real property tax foreclosure proceedings, and

WHEREAS, the Board of Commissioners has determined that the Register Guard is the newspaper that meets the requirements of ORS 294.250, 311.615 and 312.040, now, therefore, it is hereby

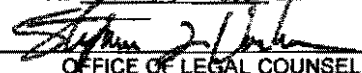
ORDERED that the Register Guard is hereby selected as the newspaper of general circulation in the County in which the monthly statement of expenditures shall be published pursuant to ORS 294.250, the personal property tax warrants shall be published pursuant to ORS 311.615, and the notices of real property tax foreclosure proceedings shall be published pursuant to ORS 312.040.

Adopted this 5th day of January 2011.

Chair, Lane County Board of Commissioners

APPROVED AS TO FORM

Date 12-28-2010 Lane County


OFFICE OF LEGAL COUNSEL