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**AGENDA COVER MEMO**

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AGENDA DATE: May 7, 2003

TO: LANE COUNTY BOARD OF COMMISSIONERS

DEPT.: LANE COUNTY ADMINISTRATOR'S OFFICE

PRESENTED BY: John R. Arnold, Management Analyst II

AGENDA ITEM TITLE: In the matter of adopting the Legislative Committee recommendations and approving additional Title III Projects for FY 03-04.

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**I.MOTION:** MOVE TO APPROVE BOARD ORDER 03-05-07-xx ADOPTING THE LEGISLATIVE COMMITTEE RECOMMENDATIONS AND APPROVING ADDITIONAL TITLE III PROJECTS FOR FY 03-04.

**ISSUE OR PROBLEM:** The "Secure Rural Schools and Community Self-Determination Act of 2000" requires that projects funded under Title III meet the criteria found under the six allowable uses. The Board has previously approved a variety of ongoing programs and shall consider the addition of 6 new projects for FY 03-04.

**DISCUSSION:** The projects proposed in this Board Order contain previously approved ongoing programs, and 6 new additional programs.

A. Background: The County's budget process requires the Board to approve the Title III project allocation now so that FY 03-04 projects supported by these funds can be approved by the Budget Committee. On February 15, 2003, Lane County published a 45-day public notice in the Register Guard. This notice listed the projects for consideration by the Legislative Committee and invited public comment. The County received three additional project submissions from non-profit organizations, but did receive any public comment related to the proposed projects.

In an earlier Board Order, the proposed FY 03-04 P.L. 106-393 allocation was determined to be 49% to Title II and 51% to Title III. This split remains unchanged from the prior year. The Title III portion provides approximately \$4.6 million dollars in new revenue, combined with \$1.6 million dollars in carryover fund balance from the previous two years. In total, the available Title III funds are \$6.2 million dollars.

B. Analysis The Legislative Committee has provided a recommendation to the Board for the allocation of Title III funds to existing ongoing programs and 6 additional new programs. The Committee reviewed 11 new project proposals. Included in these proposals

were a number of conservation easements, three educational programs submitted by non-profit entities and other projects related to planning and employee benefits. Attached is a list of the County's ongoing Title III programs and their base budget cost for FY 03-04. Also included is a list of all proposed new projects and the recommended Legislative Committee list.

The fuel break permit planning program is under review by the Land Management Division. If the permit fee associated with this activity is raised to cover actual costs, there would be an estimated \$65,000 available for other projects. An opportunity may exist to use this \$65,000 for long range planning activities. It is important to note that while some long range planning activities may be eligible for reimbursement under Title III, staff has not yet reviewed the activities involved in long range planning and are unable to verify the eligibility of these activities. However, on the surface, the potential exists that some of these activities would be eligible. It is anticipated that these issues may be resolved prior to Board consideration of this matter. However, due to the current uncertainty, staff has not altered the allocation of \$65,000 to LMD planning. The Board may consider whether it wishes to fund either of these activities depending on the outcome of both the fee increase for fuel break activity and the eligibility of long range planning activities.

Of the approved new projects, five are conservation easements, and the other creates an employee benefit reserve to offset potential unemployment costs associated with the termination of Title III projects in the event that P.L. 106-393 is not reauthorized after 2006. The benefit reserve project appears because the Board had earlier requested its development.

Approval of the package as presented will fully fund all previously identified on going programs, currently budgeted at \$4,716,213 and commit \$721,000 in new spending for FY 03-04. In total, the Board is being asked to approve \$5,437,213 in Title III projects for the Budget Committee to review for FY 03-04.

C. Alternatives/Options

The Board may consider funding only the programs that were previously approved, revise the Legislative Committee recommendations, or add additional projects to the Legislative Committee report.

D. Implications

The decision made in this Board Order effectively limits the ability of the County to fund additional projects in future years without either reducing the cost of ongoing programs or changing the split between Title II and Title III, currently set at 49% to Title II and 51% to Title III. Some of the current fund balance reserves will be used to fund ongoing and one-time projects in FY 03-04.

E. Recommendations Adopt the order as drafted and approve the recommendations of the Legislative Committee.

F. Timing Decisions contained in these orders are needed to complete the FY 03-04 budget and move the projects toward Budget Committee review.

IV. IMPLEMENTATION/FOLLOW-UP:

The new projects approved by the Board will be developed into add packages and moved through the County's formal budget process. The existing ongoing projects are already included in the County's Base Budget for FY 03-04.

V. ATTACHMENTS:

- A. Proposed Board Order selecting new Title III projects for FY 03-04 w/ Attachment 1: Total Proposed FY 03-04 Title III Uses.
- B. Memo Attachment: Total Proposed FY 03-04 Title III Uses
- C. Memo Attachment: Projected financial impact of approving the Board Order as drafted.

IN THE BOARD OF COUNTY COMMISSIONERS  
OF LANE COUNTY, OREGON

ORDER NO. 03-5-07

) IN THE MATTER OF ADOPTING THE  
) LEGISLATIVE COMMITTEE  
) RECOMMENDATIONS AND  
) APPROVING ADDITIONAL TITLE III  
) PROJECTS FOR FY 03-04.

WHEREAS, the Lane County Legislative Committee was directed by the Board to review, rank and recommend projects for reimbursement from Title III of the Secure Rural Schools and Community Self-Determination Act of 2000; and

WHEREAS, the Legislative Committee provided the required 45-day public comment notice, reviewed 11 proposed uses of Title III funds and recommended 6 projects shown in Attachment B to the Board for Title III funding in FY 2003-2004; and

WHEREAS, the Board of Commissioners have previously approved the ongoing programs found in Attachment B.

NOW, THEREFORE, IT IS HEREBY ORDERED that Lane County adopt the recommendation of the Legislative Committee and approve the new Title III projects found in Attachment B for FY 03-04.

ADOPTED, this \_\_\_\_ day of May, 2003

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Peter Sorenson, Chair  
Lane County Board of Commissioners

**Total Proposed FY 03-04 Title III Uses**

Projected FY 02-03 Ending Carryover Fund Balance \$	1,613,000.00
Projected FY 03-04 Title III Revenue \$	4,638,706.00
Projected FY 03-04 Interest Earnings \$	34,790.00
<b>100% Projected Available Title III Revenue \$</b>	<b>6,286,496.00</b>

**PREVIOUSLY ADOPTED ONGOING TITLE III USES**

<b>Search, Rescue, and Emergency Services \$</b>	<b>1,268,718</b>	
Search and Rescue \$	261,000	Fund the cost of providing SAR services on Federal lands including a portion of the SAR volunteer coordinator, volunteer training, operating expenses, helicopter operating expenses, materials and supplies and indirect expenses.
National Dunes Deputies \$	48,820	Fund the cost of Sheriff's Deputies who provide emergency services on the Dunes National Recreational Area in Lane County.
Forest Lands Emergency Services \$	958,898	Fund the cost of Sheriff's Deputies who provide emergency services on Federal lands including personnel, materials and supplies and indirect expenses. This would include the National Forests and BLM.
<b>Community Service Work Camps \$</b>	<b>3,052,900</b>	
Forest Work Camp \$	2,735,203	Provide up to six inmate work crews to perform community service on Federal lands including but not limited to the removal of non-native plant species, repair and maintenance of existing infrastructure and the improvement of habitat. The funds will be used to pay for the salary and benefits of County employees, camp expenses and the indirect costs of these work crews.
Juvenile Forest Work Team \$	317,697	Provide one work crew starting January, 2002 to perform community service on Federal lands including but not limited to the removal of non-native plant species, repair and maintenance of existing infrastructure and the improvement of habitat. The funds will be used to pay for the salary and benefits of County employees and the indirect costs.
<b>Easement Purchases \$</b>	<b>194,500</b>	
McKenzie River Easement \$	194,500	Purchase a conservation easement in the vicinity of Goodpasture Bridge.
<b>Fire Prevention and County Planning</b>	<b>\$65,000</b>	

LMD Planning\* \$65,000 \*Qualifying planning tasks related to wild fire prevention and the mitigation of development effects on adjacent federal lands. If fuel break permit fee is increased, the funding may be eligible for reimbursement under long range planning activities. The eligibility of long range planning activities has not yet been determined and additional staff work would be required before the County could confidently seek reimbursement for those activities.

Forest Related Educational Opportunities \$ 26,615  
 Oregon Forestry Education \$ 26,615

Provide K through 12 school children in Lane County with periodic education and research opportunities in natural resources and conservation at the Natural Resources Education Center of the Oregon Gardens in Silverton, Oregon

Title II/III Countywide Coordination Indirect Cost \$ 108,480 Provides federal Title II/III coordination to all County departments and federal agencies within Lane County.

Recommended Opening Title II Program Use \$ 4,162,218

LEGISLATIVE COMMITTEE RECOMMENDATIONS FOR ADDITIONAL FY 03-04 PROJECTS

Benefit Reserve Account \$ 231,000 Establish an employee benefit reserve in the event that P. L. 106-393 is not renewed and the County needs to pay the unemployment benefits of Lane County employees.

Conservation Easements \$ 490,000  
 Staffordshire, Prichard, Dilley, Giustina (4 properties, 16.86 acres) \$ 10,000 Purchase four properties identified by the Parks Department as desirable for conservation easements.  
 Russell Creek Basin Wetlands \$ 480,000 Purchase conservation easement of wetland areas adjacent to Lane Community College.

Recommended FY 03-04 New Programs Total \$ 721,000

Recommended FY 03-04 Total Title II/III Use \$ 5,377,218

Projected FY 04-05 Governor Fund Total \$ 8,928,300

**REJECTED NEW FUNDING REQUESTS BY LEGISLATIVE COMMITTEE**

METRO Waterways Feasibility	\$	100,000	Feasibility Phase study to identify potential easement parcels in metro area
Green Island Conservation Easement	\$	500,000	Purchase conservation easement on Green Island
Lane Arts Council- ArtsWorks	\$	65,000	Forest related arts education program
Lane Arts Council-Arts Connection	\$	30,000	Forest related arts education program
Willamette Res. & Educ. Network	\$	135,000	West Eugene Wetlands Educational Center

**Total Proposed FY 03-04 Title III Uses**

Projected FY 02-03 Ending Carryover Fund Balance	\$	1,613,000.00
Projected FY 03-04 Title III Revenue	\$	4,638,706.00
Projected FY 03-04 Interest Earnings	\$	34,790.00
<del>Projected FY 03-04 Title III Revenue</del>	<del>\$</del>	<del>6,286,496.00</del>

**PREVIOUSLY ADOPTED ONGOING TITLE III USES**

<b>Search, Rescue, and Emergency Services</b>	<b>\$</b>	<b>1,268,718</b>	
Search and Rescue	\$	261,000	Fund the cost of providing SAR services on Federal lands including a portion of the SAR volunteer coordinator, volunteer training, operating expenses, helicopter operating expenses, materials and supplies and indirect expenses.
National Dunes Deputies	\$	48,820	Fund the cost of Sheriff's Deputies who provide emergency services on the Dunes National Recreational Area in Lane County.
Forest Lands Emergency Services	\$	958,898	Fund the cost of Sheriff's Deputies who provide emergency services on Federal lands including personnel, materials and supplies and indirect expenses. This would include the National Forests and BLM.
<b>Community Service Work Camps</b>	<b>\$</b>	<b>3,052,900</b>	
Forest Work Camp	\$	2,735,203	Provide up to six inmate work crews to perform community service on Federal lands including but not limited to the removal of non-native plant species, repair and maintenance of existing infrastructure and the improvement of habitat. The funds will be used to pay for the salary and benefits of County employees, camp expenses and the indirect costs of these work crews.
Juvenile Forest Work Team	\$	317,697	Provide one work crew starting January, 2002 to perform community service on Federal lands including but not limited to the removal of non-native plant species, repair and maintenance of existing infrastructure and the improvement of habitat. The funds will be used to pay for the salary and benefits of County employees and the indirect costs.
<b>Easement Purchases</b>	<b>\$</b>	<b>194,500</b>	
McKenzie River Easement	\$	194,500	Purchase a conservation easement in the vicinity of Goodpasture Bridge.
<b>Fire Prevention and County Planning</b>	<b>\$</b>	<b>\$65,000</b>	



LMD Planning\* \$65,000 \*Qualifying planning tasks related to wild fire prevention and the mitigation of development effects on adjacent federal lands. If fuel break permit fee is increased, the funding may be eligible for reimbursement under long range planning activities. The eligibility of long range planning activities has not yet been determined and additional staff work would be required before the County could confidently seek reimbursement for those activities.

**Forest Related Educational Opportunities \$ 26,615**  
 Oregon Forestry Education \$ 26,615  
 Provide K through 12 school children in Lane County with periodic education and research opportunities in natural resources and conservation at the Natural Resources Education Center of the Oregon Gardens in Silverton, Oregon

Title II/III Countywide Coordination Indirect Cost \$ 108,480 Provides federal Title II/III coordination to all County departments and federal agencies within Lane County.

**Recommended Oregon Title III Program FY 03-04 \$ 16,915**

**LEGISLATIVE COMMITTEE RECOMMENDATIONS FOR ADDITIONAL FY 03-04 PROJECTS**

**Benefit Reserve Account \$ 231,000** Establish an employee benefit reserve in the event that P. L. 106-393 is not renewed and the County needs to pay the unemployment benefits of Lane County employees.

**Conservation Easements \$ 490,000** Purchase four properties identified by the Parks Department as desirable for conservation easements.  
 Staffordshire, Prichard, Dilley, Giustina (4 properties, 16.86 acres) \$ 10,000  
 Russell Creek Basin Wetlands \$ 480,000 Purchase conservation easement of wetland areas adjacent to Lane Community College.

**Recommended FY 03-04 New Programs Total \$ 721,000**

**Recommended FY 03-04 Total Total \$ 8,972,183**

**Proposed FY 04-05 General Fund Total \$ 8,972,830**

**REJECTED NEW FUNDING REQUESTS BY LEGISLATIVE COMMITTEE**

METRO Waterways Feasibility	\$	100,000	Feasibility Phase study to identify potential easement parcels in metro area
Green Island Conservation Easement	\$	500,000	Purchase conservation easement on Green Island
Lane Arts Council- ArtsWorks	\$	65,000	Forest related arts education program
Lane Arts Council-Arts Connection	\$	30,000	Forest related arts education program
Willamette Res. & Educ. Network	\$	135,000	West Eugene Wetlands Educational Center

**Financial Impact of Approving Board Order As Drafted**

**Projected Revenue**

	FY03-04	FY04-05	FY 05-06	FY 06-07
Projected Title III Revenues	\$ 4,673,496	\$ 4,699,009	\$ 4,760,096	\$ 4,821,977
Projected Carryover Acct Balance	\$ 1,613,606	\$ 849,889	\$ 419,627	\$ (358,114)
<b>Projected Total Available Revenue</b>	<b>\$ 6,287,102</b>	<b>\$ 5,548,898</b>	<b>\$ 5,179,723</b>	<b>\$ 4,463,863</b>

**On-going Lane County Title III Uses**

Search and Rescue	\$ 261,000	\$ 283,185	\$ 307,256	\$ 333,372
National Dunes Deputies	\$ 48,820	\$ 52,970	\$ 57,472	\$ 62,357
Forest Lands Emergency Services	\$ 958,898	\$ 1,040,404	\$ 1,128,839	\$ 1,224,790
Forest Work Camp	\$ 2,735,203	\$ 2,967,695	\$ 3,219,949	\$ 3,493,645
Juvenile Forest Work Team	\$ 317,697	\$ 344,701	\$ 374,001	\$ 405,791
Oregon Forestry Education	\$ 26,615	\$ 26,615	\$ 26,615	\$ 26,615
Forest Zone Development Permits	\$ 65,000	\$ 65,000	\$ 65,000	\$ 65,000
Conservation Easement	\$ 194,500	\$ -	\$ -	\$ -
Title II/III Coordination Indirect	\$ 108,480	\$ 117,701	\$ 127,705	\$ 138,560
<b>Sub Total</b>	<b>\$ 4,776,218</b>	<b>\$ 4,998,271</b>	<b>\$ 5,306,897</b>	<b>\$ 5,750,130</b>

**Proposed New Projects**

Benefit Reserve Account	\$ 231,000	\$ 231,000	\$ 231,000	\$ 231,000
Parks Conservation Easements (4 parcels)	\$ 10,000			
Russell Creek Wetlands Easement	\$ 480,000			
<b>Sub Total</b>	<b>\$ 721,000</b>	<b>\$ 231,000</b>	<b>\$ 231,000</b>	<b>\$ 231,000</b>
<b>Total Projects Combined</b>	<b>\$ 5,497,218</b>	<b>\$ 5,229,271</b>	<b>\$ 5,537,897</b>	<b>\$ 5,981,130</b>

<b>Projected Title III Revenue</b>	<b>\$ (658,114)</b>	<b>\$ (1,517,267)</b>
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