

W.4.E.1.

AGENDA COVER MEMO

AGENDA DATE: January 2, 2008
Memorandum Date: December 7, 2007

TO: LANE COUNTY BOARD OF COMMISSIONERS
DEPARTMENT: LANE COUNTY OFFICE OF LEGAL COUNSEL
PRESENTED BY: Teresa J. Wilson, 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 Senate Bill 74 repealed ORS 254.205 which defined the criteria for the annual selection of a newspaper of general circulation; therefore, the presented Order selecting a newspaper of general circulation will apply until changed.

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

<u>PUBLICATION</u>	<u>TIMES PUBLISHED</u>	<u>TOTAL CIRCULATION</u>	<u>GENERAL AREA OF COVERAGE</u>
<u>Register Guard</u>	7 times per week	67,361/day Mon-Fri 72,855/Saturday 76,031/Sunday	Eugene/Springfield/Florence/ Lane County/elsewhere in the State
<u>Cottage Grove Sentinel</u>	1 time per week	4,200/day	Cottage Grove, Creswell, Drain, Lorane and

<u>Siuslaw News</u>	2 times per week (Wednesday/Saturday)	7,000/day	surrounding area Florence, Walton, Yachats, Reedsport and surrounding areas
<u>Oregon Daily Emerald</u>	5 times per week during academic year (Sep - May)	8,500/day	Eugene, Portland, U of O Campus and general Eugene community
	3 times per week during summer months	8,500/day	

The selection of the appropriate newspaper is 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 to the largest number of residents as reasonable.

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, Department of Assessment and Taxation
Annette Newingham, Elections Manager, Management Services Department
Kay Blackburn, Finance Manager, Management Services Department

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 08-01-02-

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 _____ day of January 2008.

Chair, Lane County Board of Commissioners

APPROVED AS TO FORM

Date 12/10/07 Lane County



OFFICE OF LEGAL COUNSEL