

MINUTES OF DIRECTORS MEETING

LANE COUNTY MASS TRANSIT DISTRICT

September 9, 1970

The regular monthly meeting of the Board of Directors of Lane County Mass Transit District was held in the City Hall at Eugene, Oregon, at 7:30 P.M. on September 9, 1970. Present were the following:

Craig Robinson, President  
Al Brandt, Vice President  
Lewis Hoffman, Secretary  
Russ Fryburg, Treasurer  
Fred Brunner  
Leonard Wildish  
Fred Dyer, Temporary Executive Secretary  
Richard Bryson, Counsel

Absent: R. W. McDuffie.

MINUTES:

Reading of the minutes of the meeting of August 26, 1970 was dispensed with as copies had been mailed to all members. On motion of Mr. Wildish, seconded by Mr. Brandt, the Board voted unanimously to approve the minutes of the meeting of August 12, 1970.

ORDINANCE NO. 2, SERVICE AREA:

On motion of Mr. Hoffman, seconded by Mr. Wildish, the Board voted unanimously to adopt Ordinance No. 2, entitled "An Ordinance Classifying and Designating a Service Area". The President of the Board, Mr. Robinson, then published the Ordinance by announcing its passage and directed that a copy of the ordinance be kept available at the district office for public inspection.

FINANCE:

On motion of Mr. Hoffman, seconded by Mr. Fryburg, the following resolution was unanimously adopted:

R E S O L U T I O N

"WHEREAS, Lane County Mass Transit District was formed for the purpose of providing a mass transit system for the people of this district; and

"WHEREAS, this district was not formed in time to prepare any budget prior to the commencement of the fiscal year beginning July 1, 1970, and has no budget; and

"WHEREAS, Emerald Transportation System, Inc., operator of the mass transit system in this district, has repeatedly stated its determination to cease operations on September 1, 1970, unless its buses and other physical assets are purchased or leased effective as of that date, and unless its operating cash losses are reimbursed by the City of Eugene; and

"WHEREAS, the City of Eugene is willing to contract with the Emerald Transportation System, Inc., to continue operating the bus system on the reimbursement of cash operating losses if this district will agree to reimburse the City of Eugene therefor, effective as of September 1, 1970; and

"WHEREAS, the Board of Directors of Lane County Mass Transit District finds itself faced with an emergency from the first moment of its existence, which emergency it could not have foreseen or prevented and which becomes increasingly critical and affects the entire object and purpose of the district;

"NOW THEREFORE, BE IT HEREBY RESOLVED: That the Board of Directors of Lane County Mass Transit District declares that an emergency exists and declares the existence of an unforeseen occurrence and of a condition which could not have been foreseen at the time of the preparation of any budget for the current year and declares that it has received a request for services and facilities the cost of which shall be supplied by the City of Eugene on the basis that this district will reimburse the City of Eugene, necessitating a greater expenditure of public money for the specific purpose of operation of a mass transit system in this district than has been budgeted therefor in order to provide such services for which this district is responsible;

"BE IT FURTHER RESOLVED: that in order to meet emergency and said unforeseen occurrence and condition and said request for services and facilities the president and treasurer of this district be and they are hereby authorized to borrow up to \$60,000.00 at an interest rate not to exceed five percent (5%) per annum, and to spend the same for payment of rental for the leasing of the buses and other physical assets of Emerald Transportation System, Inc., on a lease-option basis at \$1,600.00 per month and for the payment to the City of Eugene in such amounts as may be required from time to time to reimburse said City for its expenditures to keep the said mass transportation system in operation from the date and on the basis hereinabove more particularly specified."

The Board's attorney, Mr. Bryson, was requested to prepare an opinion as to whether the District can lawfully reimburse the City of Eugene for its expenses in keeping the bus system in operation back to April 1, 1970.

TAXATION:

A report to the Board was made by Messrs. Dyer, Robinson,

and Fryburg concerning the work session held by some of the Board Members with the State Department of Revenue representatives in Salem on September 3, 1970. It was reported to the Board that the session with the Revenue Department centered on methods of simplifying procedures for administration of the tax and the efficient use of computers as methods of materially reducing the costs of administering the income tax. Further word is expected from the Department of Revenue after the matter has received further study.

The Board's attorney, Mr. Bryson, was requested to prepare an opinion as to whether the District could lawfully impose an income tax on the income of people residing within the service area, without also taxing the earnings within the service area of people living outside the service area.

BUDGET:

Mr. Fred Dyer was appointed Budget Officer. Mr. Dyer presented a proposed Budget, which was discussed by the Board and some changes and corrections were submitted by the Board to Mr. Dyer.

GENERAL MANAGER:

Mr. Robinson reported that he had discussed the selection of a General Manager with a nationwide employment service which advised him that they could not recommend that this Board of Directors employ them as the expense would be too great in proportion to the size of this District's operations. Mr. Robinson then appointed a committee on the selection of a General Manager consisting of Craig Robinson, Fred Brunner and R. W. McDuffie.

ADVISORY COMMITTEE:

Mr. Robinson presented a list of suggested names for membership on the Advisory Committee and after some discussion Mr. Robinson undertook to give the matter further study.

ADJOURNMENT:

On motion duly seconded the Board voted unanimously to adjourn until September 30, 1970 at 7:30 P.M.

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Secretary