

W. 11.B.1.

AGENDA COVER MEMO

AGENDA DATE: January 7, 2004

TO: Lane County Board of Commissioners

PRESENTED BY: Teresa J. Wilson, County Counsel

AGENDA ITEM TITLE: In the Matter of Selecting Newspapers to Publish Ballots Monthly Statement of Expenditures, Personal Property Tax Warrants, And Notices of Real Property Tax Foreclosures

I. MOTION

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

II. ISSUE OR PROBLEM:

By statute the Board must designate the newspapers to publish ballots, the monthly statement of expenditures, personal property tax warrants and foreclosure lists at its first regular meeting of the year.

III. DISCUSSION

A. Background. At the first meeting of the year, the County must select two newspapers of general circulation to publish sample ballots. ORS 254.205. It must also select a weekly or daily paper of general circulation to publish the monthly statement of expenditures. ORS 294.250. And it must select a paper of general circulation to publish the personal property tax warrants and the notice of real property tax foreclosures. ORS 311.615, 312.040.

B. 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	72,846/day Mon-Fri 80,795 Saturday 77,281 Sunday	Eugene/Springfield/Lane Co./elsewhere in the State
<u>Springfield News</u>	2 times per week (Wednesday/Friday)	10,500/day	Springfield/up the McKenzie to McKenzie Ridge/ Mohawk, Glenwood, Pleasant Hill and Dexter areas and Eugene
<u>Siuslaw News</u>	2 times per week (Wednesday/Saturday)	7,000/day	Coastal areas from Newport to Reedsport and Eugene
<u>Oregon Daily Emerald</u>	5 times/wk (academic yr. Sept.-May) 2 times/wk (summer)	10,000/day 6,500/day	U of O Campus and general Eugene community

The statutory criterion for 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. Based on total circulation and range of coverage, the Springfield News is the second largest paper. As a matter of practice, the Elections Division routinely also publishes ballots in the Siuslaw News when there is a local issue on the ballots.

C. Alternatives/Options. None.

D. Recommendation. I recommend the Board designate the Register Guard and Springfield News to publish ballots and the Register Guard to publish the monthly statement of expenditures, personal property tax warrants, and real property tax foreclosure notices.

E. Timing. Per ORS 254.205, the selection must occur at the first regular meeting of the calendar year.

IV. ATTACHMENTS

Board Order

TJW:lmI

cc Jim Gangle, Director, Department of Assessment and Taxation
David Suchart, Director, Department of Human Resources and Management Services

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

ORDER NO. 04-01-07-

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

WHEREAS, ORS 254.205 requires the County to select two newspapers of general circulation in the County to publish sample ballots, and

WHEREAS the Board of Commissioners has determined that the Register Guard and the Springfield News are the two newspapers of general circulation in the County which meet the requirements of ORS 254.205, and

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 and the Springfield News are hereby selected for 2004 as the two newspapers in which the ballots shall be published so long as the newspapers comply with ORS 254.205, and it is further

ORDERED that the Register Guard is hereby selected for 2004 as the newspaper 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 7th day of January 2004.

Chair, Lane County Board of Commissioners

APPROVED AS TO FORM

Date 12/18/03 Lane County

Teresa J. White
OFFICE OF LEGAL COUNSEL