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**BEFORE THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON**

ORDER NO.  
09-8-26-9

IN THE MATTER OF AUTHORIZING AND APPROVING THE OFFICE OF LEGAL COUNSEL PROSECUTING APPROPRIATE ACTIONS REGARDING LANE COUNTY CIRCUIT COURT CASE NO. 20-09-12920

WHEREAS a sentencing Judgment and Order has been issued in Lane County Circuit Court Case No. 20-09-12920 which would require the defendant therein to be housed in another county, and

WHEREAS state law would make Lane County responsible for the expenses of such out of county confinement, and

WHEREAS Lane County has no funds budgeted with which to pay for prisoner custody in other counties, nor any agreements with other counties to confine Lane County prisoners, and

WHEREAS confining Lane County prisoners outside of the County takes away resources budgeted for, among other things, keeping prisoners in Lane County in accordance with sentencing guidelines established in conjunction with the courts, and

WHEREAS Lane County is required by law to maintain a balanced budget, and

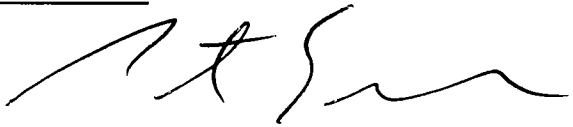
WHEREAS the Lane County jail operates under a Federal Court Order restricting the capacity of said jail, and

WHEREAS Lane County added 84 beds to its jail capacity, which beds were opened the week of the sentencing in this case, and

WHEREAS the County still lacks the capacity to hold defendants such as defendant herein for the amounts of time sentenced,

NOW THEREFORE, ITS IS HEREBY ORDERED that the Lane County Office of Legal Counsel be authorized and approved, pursuant to Lane Manual 3.064(4), to file all appropriate actions and suits to challenge that order requiring the Lane County Supervisory Authority to confine the Defendant in Lane County Circuit Court Case No. 20-09-12920 in another county if there is insufficient jail capacity in Lane County.

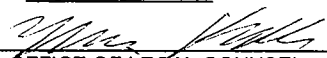
DATED this 26th day of August 2009.



Peter Sorenson, Chair, Lane County Board of Commissioners

APPROVED AS TO FORM

Date 8-26-09 Lane County



OFFICE OF LEGAL COUNSEL