

ROUGHLY EDITED TRANSCRIPT

CITY OF EUGENE
WORK SESSION
JUNE 18, 2025
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MAYOR KNUDSON: WELCOME TO THE SESSION.

THANK YOU FOR JOINING US IN THIS VIRTUAL MEETING FORMAT.

FOR WORK SESSIONS LIKE THIS THERE IS NO OPPORTUNITY FOR PUBLIC COMMENT AND THOSE WISHING TO ACCESS THE MEETING CAN WATCH OUR WEBSITE, THE BROADCAST ON COMCAST CHANNEL 21 OR BY CALLING INTO ONE OF THE NUMBERS ON THE CITY OF EUGENE WEBSITE.

THANK YOU FOR JOINING US.

I CALL THE JUNE 18, 2025 WORK SESSION OF EUGENE CITY COUNCIL TO ORDER AND TURN IT OVER TO INTERIM POLICE AUDITOR LINDSEY FULTZ TO INTRODUCE OUR FIRST TOPIC.

>> HI, EVERYONE.

I'M GOING TO SHARE MY SCREEN SO I DON'T FORGET TO DO THAT PART.

JUST A MINUTE HERE.

YOU'D THINK AFTER YEARS OF PRACTICE I WOULD BE SO GOOD AT THIS, BUT EVERY TIME FEELS LIKE THE FIRST TIME.

HERE WE GO.

THANK YOU ALL FOR BEING HERE THIS AFTERNOON.

AS SHE SAID I'M LINDSEY FOLTZ, INTERIM POLICE AUDITOR.

I WILL PRESENT THE 2024 ANNUAL REPORT FOR OUR OFFICE.

SO AS A BRIEF OVERVIEW I'M GOING TO DO SOME VERY, VERY BRIEF HISTORY OF CIVILIAN OVERSIGHT IN EUGENE THEN LAUNCH INTO THE MISSION, THE STAFF AND PURVIEW OF OUR OFFICE, TALK ABOUT THE 2024 RESULTS AND THEN LOOK AT ONGOING AND EMERGING WORK.

I WILL ALSO SAY THE CIVILIAN REVIEW BOARD WILL GIVE YOU A PRESENTATION DIRECTLY AFTER MINE.

WE'LL STOP IN THE MIDDLE FOR QUESTIONS SO YOU CAN ASK ME THEN I WILL INTRODUCE THEM FOR A LITTLE ORIENTATION.

2 IN HISTORY.

I HAVE A SLIGHTLY UNIQUE VIEW.

I SERVED FOR A LONG TIME ON THE CIVILIAN REVIEW BOARD THEN POLICE COMMISSION BEFORE BECOMING STAFF AS ASSOCIATE AUDITOR AND NOW AS INTERIM AUDITOR.

I HAVE SEEN A LOT OF THINGS AND HAVE BEEN INVOLVED IN CIVILIAN OVERSIGHT IN EUGENE BEFORE IT ACTUALLY EXISTED FORMALLY.

IT'S IMPORTANT TO RECOGNIZE THE SIGNIFICANT WORK THE COMMUNITY HAS MADE OVER TIME TO SET UP THE SYSTEM SO THAT I CAN SIT IN THIS CHAIR AND DO THIS JOB BEFORE HANDING IT OFF TO THE NEXT PERSON.

I KIND OF THINK OF THE ESTABLISHMENT AS TWO MAIN PHASES.

ESSENTIALLY WE'RE ROUNDING THE CORNER ON 20 YEARS OF THE

SUCCESSFUL CHARTER AMENDMENT WHICH WAS PASSED BY AN OVERWHELMING MAJORITY OF EUGENIAN VOTERS.

COUNCIL THEN ESTABLISHING THE AUDITOR'S OFFICE, AGREEMENT BETWEEN THE POLICE UNION ON PROTOCOLS AND COUNCIL'S ESTABLISHMENT OF THE CIVILIAN REVIEW BOARD.

I THINK OF THAT AS PHASE 1, ESTABLISHING INDEPENDENT AUDITOR'S OFFICE.

THE GENESIS OF THE SYSTEM WAS EVERY CITY THAT POLICE OVERSIGHT HAS SOME REASON WHY IT STARTED.

IN OUR CASE IT WAS IN RESPONSE LESSONS LEARNED FROM REALLY EGREGIOUS VIOLATIONS DUE TO CONDUCT OF OFFICERS IN EUGENE.

THIS WORK CAME UP OUT OF WHAT WE LEARNED FROM THAT AND THINGS THAT WE WANTED TO DO AS A COMMUNITY TO ENSURE THAT IT DOES NOT HAPPEN AGAIN.

THE SECOND PHASE IS REALLY THE REFINING OF THE WORK OF THE INDEPENDENT POLICE AUDITOR'S OFFICE.

THERE WAS A CHARTER AMENDMENT THAT MADE A SMALL BUT SIGNIFICANT CHANGE THAT SAID CITY COUNCIL IS AUTHORIZED TO APPOINT AN INDEPENDENT AUDITOR TO CITY COUNCIL, SHALL APPOINT.

THIS IS IMPORTANT THAT IT PROVIDED THE FOUNDATIONAL STABILITY SO WE CAN CONTINUE TO WORK OVER TIME WITH THIS KIND OF LONG TERM SUSTAINABILITY.

THERE WAS ALSO THE PAY WORK THAT POLICE AUDITOR ORDINANCE REVIEW COMMITTEE, I THINK COUNCILOR ZELENKA WAS ON THIS COMMITTEE.

HE GOES WAY BACK.

THE ORDINANCE REVISION RECOMMENDATIONS THEN THE REVISED ORDINANCES.

THAT WORK IS SORT OF THE REFINING WORK, THE SECOND PHASE OF ESTABLISHING THE OFFICE AND INCLUDING SYSTEMS THAT WE NEED.

I WANTED TO TAKE THIS MOMENT TO OFFER MY GRATITUDE FOR THE MANY COMMUNITY MEMBERS AND LEADERS WHO GUIDED THIS WORK TO SET UP THIS SYSTEM IN A PARTICULAR MOMENT FOR PARTICULAR REASONS BUT THAT HAS BEEN VERY RESILIENT AND ADAPTABLE TO MEET EVOLVING

COMMUNITY NEEDS OVER TIME.

BECAUSE THE STRUCTURE WAS SO WELL THOUGHT OUT AND HIGHLY SUITED TO OUR COMMUNITY NEEDS AND OUR POPULATION, IT HAS BEEN REALLY EFFECTIVE AT RESPONDING TO DIFFERENT TIMES AND EVOLVING CHALLENGES.

THREE THINGS THAT FORMER AUDITOR PITCHER WOULD MENTION AND THAT I WOULD ECHO THAT HAVE COME OUT OF THIS VERY INTENTIONAL PROCESS, THREE CRITICAL STRUCTURAL INDEPENDENCE, REPORTING DIRECTLY TO COUNCIL, NOT SHARING ANY CHAIN OF COMMAND WITH EUGENE POLICE DEPARTMENT.

OUR ACCESS TO INFORMATION.

WE HAVE UNFETTERED ACCESS TO THINGS WE NEED TO DO OUR JOBS TO PROVIDE TRANSPARENCY AND TO OVERSEE INVESTIGATIONS TO DO OUR PRELIMINARY REVIEWS AND MAKE CLASSIFICATIONS AND WE HAVE A STABILITY OF FUNDING.

TALKING TO PEOPLE AROUND THE COUNTRY WHO DO THIS TYPE OF WORK THESE THREE ELEMENTS HAVE SET US UP UNIQUELY TO BE ABLE TO SUSTAINABLY AND EFFICIENTLY AND CONTINUALLY DO THE INDEPENDENT.

[AUDIO NOT UNDERSTANDABLE] WORK WE WERE ESTABLISHED TO DO.

NOW I'M GOING TO SWITCH FROM THE PAST TO SORT OF THE PRESENT FOR STAFF IN PURVIEW OF THE INDEPENDENT AUDITOR'S OFFICE.

WHILE THEY WERE CRITICAL TO ESTABLISHING STAFF DOES THE OVERSIGHT WORK DONE.

THIS IS THE TIME I ACKNOWLEDGE AND THANK TWO VERY LONG TERM STAFF MEMBERS WHO LEFT US DURING 2024, VICKI COX WHO WORKED FOR THE CITY FOR 18 YEARS, THE ORIGINAL SENIOR PROGRAM AUDITOR FOR THE OFFICE SET UP ALL OF OUR ADMINISTRATIVE SYSTEMS, TOOK IN-HOUSE OF COMMUNITY MEMBER COMPLAINTS AND CREATED AN INCREDIBLE DETAILED RECORD FOR US TO BE ABLE TO HAVE CONTINUITY OVER TIME.

THEN FORMER AUDITOR LEIA PITCHER, WHO SERVED 14 YEARS IN THIS OFFICE, THE FIRST 12 AS DEPUTY AUDITOR, THE LAST TWO AS AUDITOR.

THEY DID AN INCREDIBLE JOB HANDING THIS OFF SO WE'RE IN A POSITION NOW TO CONTINUE TO MAINTAIN THE SYSTEM AND BRING IN THE NEW AUDITOR IN A RELATIVELY SEAMLESS WAY.

I JUST WANTED TO THANK THEM FOR THEIR WORK.

ON YOUR INTERIM AUDITOR, WE HAVE INCOMING AUDITOR CRAIG WINETSKI, JOINING US AUGUST 20 OF THIS YEAR.

WE'RE LOOKING FORWARD TO CRAIG JOINING THE TEAM.

THE REST IS ROB ELLER, COORDINATOR AMANDA CORDOVA AND SPECIALIST BEATRICE OTERO HERNANDEZ.

IT'S BEEN A PRIVILEGE TO WORK WITH THIS TEAM.

WE TAKE CARE OF EACH OTHER, WE REALLY CARE ABOUT COMMUNITY.

IT'S ONE OF THOSE REALLY SPECIAL WORKPLACES AND BECAUSE OF THEM.

I JUST THANK YOU TO THE TEAM FOR SUPPORTING ME AS I BUMBLE MY WAY THROUGH THE ROLE.

IN TERMS OF PURVIEW THE MAIN THING PEOPLE THINK ABOUT AND MAIN BODY OF WORK IS COMPLAINT AND TAKING CLASSIFICATION RELATED TO EPD EMPLOYEES.

WE MONITOR INVESTIGATIONS, RECOMMEND ADJUDICATION, BEYOND COMPLAINTS WE ALSO REVIEW USES OF FORCE, VEHICLE PURSUITS.

WE ARE ALLOWED TO MAKE RECOMMENDATIONS FOR CHANGES TO POLICY AND TRAINING.

WE CAN REPORT ON TRENDS AND WE DO REALLY ROBUST COMMUNITY OUTREACH AND SUPPORT THE CIVILIAN REVIEW BOARD.

YOU'LL HEAR FROM THEM BUT IT PROVIDES TRANSPARENCY FOR OUR OFFICE.

THEY PROVIDE SORT OF CITIZENS' PERSPECTIVE ON OUR WORK AND ENSURING THAT WE'RE DOING IT IN A WAY THAT MEETS COMMUNITY EXPECTATIONS.

SO I'M GOING TO TALK ABOUT THE COMPLAINT PROCESS AND THEN GET INTO THE 2024 NUMBERS.

JUST AS A BRIEF REFRESHER THIS IS THE WAY THE COMPLAINT PROCESS WORKS.

WE DO INTAKE.

WE'RE ALLOWED TO TAKE INTERNAL COMPLAINTS WHICH WOULD BE GENERATED FROM EPD STAFF, FOR EXAMPLE.

EXTERNAL COMPLAINTS FROM COMMUNITY MEMBERS.

WE'RE ALLOWED TO TAKE ANONYMOUS COMPLAINTS, THIRD PARTY COMPLAINTS OR AUDITOR INITIATED COMPLAINTS.

THIS IS A REALLY IMPORTANT PART OF OUR SYSTEM THE WAY IT'S BEEN SET UP IT'S VERY ROBUST.

WE TAKE COMPLAINTS FROM A WIDE VARIETY OF PLACES BUT THEY ALL MEET HERE IN OUR OFFICE.

THEN WE DO A PRELIMINARY INVESTIGATION TO DETERMINE WHAT THE APPROPRIATE CLASSIFICATION FOR THAT COMPLAINT SHOULD BE.

THIS DETERMINES THE PROCESS FOR INVESTIGATION RESOLUTION.

WE THEN ROUTE IT APPROPRIATELY TO BE INVESTIGATED BY IA, OR BY AN APPROPRIATE SUPERVISOR.

IN CASES OF MISCONDUCT WE MAKE A RECOMMENDATION.

THE CHAIN OF COMMAND ALSO CREATES THESE RECOMMENDATIONS BUT THE FINAL AUTHORITY RESTS WITH THE CHIEF.

REALLY THE FINAL STEP IN THIS THAT I DIDN'T PUT ON THE SLIDE THAT THAT EXISTS IS COMMUNICATION BACK TO THE REPORTING PARTY.

THAT'S THE LAST PHASE OF THE COMPLAINT PROCESS, LETTING PEOPLE KNOW WHAT HAPPENED.

LET ME TRY SOMETHING ELSE.

THERE WE GO.

SO FOR 2024, WE HAD 320 COMPLAINTS.

THE PHONE REMAINED THE NUMBER ONE INTAKE SOURCE, THIS HAS BEEN TIME.

THE PHONE HAS BEEN THE NUMBER ONE SOURCE OF COMPLAINTS.

THIS YEAR IT WAS FOLLOWED BY OUR ONLINE PORTAL, WHICH HAS BEEN A

GREAT TOOL ALLOWING COMMUNITY MEMBERS TO COMMUNICATE WITH US, TO SUBMIT ANY MATERIALS THEY WOULD LIKE TO LIKE VIDEO OR DOCUMENTS IN A SEAMLESS FASHION AND ALLOWS US TO REPORT BACK OUT TO THEM VIA TEXT OR EMAIL, WHATEVER IS MORE CONVENIENT RATHER THAN ONLY PAPER LETTERS.

THIS IS A HUGE LEAP FORWARD FOR US, REALLY USEFUL TO PEOPLE LIKE IT IS OUR SECOND LARGEST OF INTAKES.

AFTER THE INTAKES WE DO PRELIMINARY REVIEW, THIS IS A REALLY ROBUST PROCESS STARTING IN 2022 FORMER AUDITOR PITCHER SET UP THE STAFFING SO THAT WE CAN ENGAGE IN MORE ROBUST PRELIMINARY REVIEWS THAN I THINK HAD BEEN POSSIBLE IN THE PAST.

THIS INCLUDES REVIEW OF POLICE REPORTS THAT ARE RELATED TO THE COMPLAINT, AND IF APPROPRIATE ANY COMPUTER AIDED DISPATCH RECORDS, BODY WORN VIDEOS, ROUTINE REPORTS, ANY MATERIALS THAT ARE SUBMITTED BY THE REPORTING PARTY.

THIS IS A REALLY CLOSE LOOK AT EVERY SINGLE COMPLAINT THAT COMES IN THE DOOR THAT CAN BE DOCKETED BY OUR OFFICE ON THE FRONT END.

THIS ALLOWS US TO CHOOSE THE MOST APPROPRIATE PATH AND CLASSIFY IT MORE ACCURATELY.

SOMETIMES IT IS APPROPRIATE TO DISMISS PERHAPS A REPORT ISN'T TIMELY OR IS OUTSIDE JURISDICTION OR THERE IS NO POLICY VIOLATION OR MAYBE NO ALLEGED POLICY VIOLATION THEN IT WOULDN'T BE APPROPRIATE TO FORWARD IT INTO THE SYSTEM AND WE REPORT BACK TO THE REPORTING PARTY THE FINDINGS OF OUR PRELIMINARY REVIEW.

DOING THIS IS ALSO ABSOLUTELY ONLY MADE POSSIBLE BECAUSE OF THE EXCELLENT WORKING RELATIONSHIP WE HAVE WITH EPD'S INTERNAL AFFAIRS.

THEY ARE THE DEPARTMENT THAT PROVIDES US WITH ALL THESE RECORDS.

THEY HAVE CONSISTENTLY DONE THIS IN AN ORGANIZED AND TIMELY FASHION WHICH HAS IMPROVED THE OVER ALL EFFICIENCY OF THE SYSTEM.

ONCE WE DO THE REVIEW WE CAN MAKE THE APPROPRIATE CLASSIFICATION.

THESE ARE SORT OF CHOICES OF THE CLASSIFICATION THAT WE HAVE IN OUR CURRENT SYSTEM.

THERE ARE POLICY COMPLAINTS.

THIS IS WHEN SOMEONE MAKES A COMPLAINT NOT AGAINST THE ACTIONS OF A SPECIFIC OFFICER BUT MAYBE SPECIFIC TO A POLICY.

THIS IS ROUTED TO A POLICY SERGEANT WHO WILL RESPOND AND EXPLAIN TO THEM WHAT THE POLICY IS AND RECEIVE ANY FEEDBACK THEY HAVE.

WE CAN ALSO CLASSIFY INQUIRY OR SERVICE COMPLAINT.

THESE ARE WHERE WE BELIEVE IT'S MOST APPROPRIATE FOR A SUPERVISOR TO INVESTIGATE AND RESPOND BACK OUT TO THE REPORTING PARTY SO THESE WOULD BE SORT OF LOW LEVEL QUESTIONS OR CONCERNS ABOUT OFFICER BEHAVIOR CONDUCT.

THEN STARTING WITH INCIDENT REVIEW AND ALLEGATIONS THIS IS WHERE SERIOUS MISCONDUCT HAS BEEN ALLEGED AND WE BELIEVE THAT WE NEED A MORE THOROUGH INVESTIGATION THAN OUR PRELIMINARY INVESTIGATION TO MAKE A DETERMINATION ABOUT WHETHER IT NEEDS TO BE BUMPED UP TO AN ALLEGATION OF MISCONDUCT OR MAYBE RECLASSIFIED IN A DIFFERENT WAY.

IF IT'S AN INCIDENT REVIEW OR ISSUE OF MISCONDUCT IT'S ROUTED TO INTERNAL AFFAIRS AND OUR OFFICE OVERSEES THAT INVESTIGATION.

AMONG THE FINAL MOST SERIOUS ALLEGATIONS, CRIMINAL CONDUCT.

IN THOSE CASES THAT WOULD NOT BE INVESTIGATED TYPICALLY BY INTERNAL AFFAIRS OR OUR OFFICE.

THAT WOULD BE SENT OUT TO AN OUTSIDE POLICE JURISDICTION TO DO THE INVESTIGATION TO MAINTAIN THE INTEGRITY OF THAT INVESTIGATION.

SO IN 2024, THE KINDS OF CLASSIFICATIONS WE MADE ARE HERE.

YOU CAN SEE INQUIRIES OF SERVICE COMPLAINTS ARE THE VAST MAJORITY OF THE CLASSIFICATIONS WE MAKE.

THIS IS VERY CONSISTENT OVER TIME.

HISTORICALLY THESE HAVE BEEN THE LARGEST CATEGORIES OF COMPLAINT.

THE ONE THING I WOULD NOTICE IS THE BALANCE BETWEEN INQUIRY AND SERVICE COMPLAINT HAS SHIFTED SLIGHTLY SINCE 2022 AND I WOULD ATTRIBUTE THIS TO OUR MORE ROBUST PRELIMINARY REVIEW PROCESS.

MORE THINGS ARE CLASSIFIED AS INQUIRY IF THEY END UP BEING DISMISSED

AND NOT FORWARDED TO AN EPD POLICE SUPERVISOR FOR FOLLOW-UP.

THIS IS A NET BENEFIT AND EFFICIENCY.

IT PREVENTS US FROM REPORTING THINGS TO POLICE SUPERVISORS THAT DON'T BELONG WITH THEM THAT ARE MORE APPROPRIATELY HANDLED BY OUR OFFICE.

THEN YOU CAN SEE THERE WERE 17 INTAKES CONNECTED TO CLASSIFIED 13 POLICY COMPLAINTS, 13 INCIDENT REVIEWS AND TWO ALLEGATIONS OF CRIMINAL CONDUCT.

ONE THING THAT'S A LITTLE DECEIVING ABOUT INTAKE NUMBERS IN TERMS OF HOW THEY TRANSLATE TO VOLUME OF WORK, GIVING YOU AN EXAMPLE, WE CLASSIFIED 17 INTAKES AS ALLEGATIONS OF MISCONDUCT BUT FROM THOSE 17 THAT GENERATED 51 ALLEGATIONS OF MISCONDUCT AGAINST 14 EMPLOYEES.

SO THAT PART OF THE WORK IS LESS VISIBLE WHEN YOU JUST LOOK AT INTAKE NUMBERS BUT IT'S IMPORTANT TO NOTICE, ONE INTAKE CAN EQUAL AGAINST ONE OR MORE EMPLOYEES.

THOSE NUMBERS LIKE NUMBERS OF ALLEGATIONS AND EMPLOYEES AGAINST WHICH ALLEGATIONS HAVE REMAINED RELATIVELY CONSISTENT OVER FIVE YEARS WITH A SPIKE IN 2021.

OTHERWISE ARE PRETTY CONSISTENT YEAR TO YEAR, WHICH IS SORT OF INTERESTING EVEN THOUGH INTAKE NUMBERS FLUCTUATE A LITTLE BIT MORE THIS DOESN'T CHANGE THAT MUCH YEAR TO YEAR.

WHEN IT COMES TO LOOKING AT ALLEGATIONS OF MISCONDUCT I THINK EVEN THOUGH THE MINORITY OF INTAKES THAT WE DO THEY ARE THINGS THAT I THINK ARE CAUSE OF GREATEST CONCERN TO THE COMMUNITY.

WHEN IT COMES TO DISPOSITIONS, ROUGHLY 60% OF ALLEGATIONS OF MISCONDUCT ARE SUSTAINED.

WITH ANOTHER 30% THIS LAST YEAR THAT WERE ENDED BY EMPLOYEE RESIGNATION.

THERE WERE TWO POINTS AT WHICH EMPLOYEES RESIGNED, ONE DURING AN INVESTIGATION, ONE PRIOR TO ADJUDICATION.

SO THAT'S THE VAST MAJORITY OF THE ALLEGATIONS ARE IN THOSE TWO CATEGORIES.

WE ALSO THE OTHER WAYS DISPOSITIONS THAT WE HAVE ALLEGATIONS CAN BE FOUND TO BE WITHIN POLICY.

THE BEHAVIOR HAPPENED AS ALLEGED BUT IT WAS WITHIN THE POLICIES AND STANDARDS OF EPD.

THERE WERE A COUPLE OF ALLEGATIONS THAT WERE UNFOUNDED SO WE COULD DISPROVE THEM.

THEY DID NOT OCCUR AS ALLEGED.

THEN A VERY SMALL NUMBER ALSO THAT WERE INSUFFICIENT EVIDENCE AND REALLY ONLY LIKE ONE THAT WAS STILL OPEN AT THE TIME OF THE WRITING OF THIS REPORT.

THAT'S A LOT LOWER THAN LAST YEAR.

I THINK WE HAD NINE OR TEN OPEN LAST YEAR AT THIS TIME AND THIS YEAR WE ONLY HAVE ONE AND ACTUALLY IT MAY HAVE BEEN RESOLVED BETWEEN THE TIME I WROTE THE REPORT AND TODAY.

THAT'S REALLY GOOD NEWS.

THE INSUFFICIENT EVIDENCE NUMBER IS QUITE LOW, THAT'S LEAST SATISFYING DISPOSITION IN MY OPINION.

I WOULD LIKE TO PROVE OR DISPROVE SOMETHING.

I THINK THAT'S THE BEST, IDEAL OUTCOME.

THIS INSUFFICIENT EVIDENCE BEING SO LOW IS INDICATIVE OF THOROUGH AND GOOD WORK ON THE PART OF INTERNAL AFFAIRS.

THEY ARE DOING REALLY HIGH QUALITY INVESTIGATION WHICH IN THE MAJORITY OF CASES ALLOW US TO EITHER CONCLUDE THAT IT DID OR DID NOT OCCUR.

I THINK THAT'S IMPORTANT TO HIGHLIGHT.

THIS HAS COME UP IN POLICE COMMISSION AND OTHER PLACES IN PUBLIC.

I'LL TALK ABOUT THE DISCIPLINARY PHASE AFTER AN ALLEGATION HAS SUSTAINED, THE DISCIPLINARY PROCESS.

IT IS NOT WITHIN OUR PURVIEW TO MAKE DISCIPLINARY RECOMMENDATIONS OR BE INVOLVED IN DISCIPLINE IN ANY WAY.

I'M SAYING THAT BECAUSE IT'S NOT THAT WE'RE ALLOWED TO DO IT AND WE DON'T, WE'RE NOT ALLOWED TO DO IT AND SO WE DON'T.

WHAT WE ARE ALLOWED TO DO WITH THE SYSTEM AS IT CURRENTLY STANDS IS TO MAKE A REPORT ON DISCIPLINARY TRENDS.

THIS IS WHAT WE HAVE ALWAYS DONE IN PART DURING OUR ANNUAL REPORT SO THE NEXT SLIDE IS THE EXTENT TO WHICH WE TALK ABOUT DISCIPLINE.

SO EITHER BY ALLEGATIONS OF MISCONDUCT, SUSTAINED ALLEGATIONS OF MISCONDUCT YOU CAN SEE ONE EMPLOYEE WHO HAS SUSTAINED ALLEGATIONS OF MISCONDUCT RESIGNED PRIOR TO TERMINATION.

IT IS NOT REALLY DISCIPLINE BUT THAT WAS THE OUTCOME OF THAT CASE.

THERE WERE EIGHT EMPLOYEES WHO RECEIVED DOCUMENTED COUNSELING.

THERE WAS ONE EMPLOYEE WHO RESIGNED DURING INVESTIGATION AND ONE WHO RECEIVED A WRITTEN REPRIMAND.

TIP IT FROM COMPLAINT TO THE OTHER THINGS THAT WE DO AND SOME TRENDS.

IN ADDITION TO COMPLAINTS WE LOOK AT USES OF FORCE UP TO AND INCLUDING USES OF DEADLY FORCE.

FOR THOSE THERE WAS 173 REPORTABLE USES OF FORCE.

THESE ARE ALL DOCUMENTED BY OFFICERS AND BLUE TEAMS THEN REVISED BY THEIR CHAIN OF COMMAND.

WE ARE ALSO ABLE TO REVIEW THESE THOUGH WE LOOK AT THEIR REPORT USED AND WHAT THE CIRCUMSTANCES WERE, TYPE OF FORCE USED AND OTHER FACTORS.

THEY COLLECT GREAT DATA AND THEY HAVE FOR YEARS.

THIS IS A HUGE ASSET IN MY OPINION.

OUR OFFICE WE LOOK AT POLICE REPORTS, WE LOOK AT VIDEO, AND WE CAN COMMENT ON IF WE THINK THE FORCE WAS OR WAS NOT WITHIN POLICY THEN TAKE APPROPRIATE ACTION IF NECESSARY SAYING WITH THE CHAIN OF COMMAND THEY CAN DO THE SAME IF THEY BELIEVE MISCONDUCT IS APPROPRIATE THEY CAN TAKE THAT ACTION AND FORWARD IT TO US OR WE

CAN GENERATE THAT.

I THINK THERE'S A LOT OF POTENTIAL TO DO FUTURE WORK ANALYZING THIS GREAT DATA.

THAT TYPE OF WORK HAS DEFINITELY BEEN PUT TO THE SIDE THIS LAST YEAR WITH ALL THE TRANSITIONS AND SHIFTS IN STAFFING.

IT'S NOT WORK WE HAVE HAD THE CAPACITY TO DO BUT IT'S SOMETHING TO CONSIDER FOR THE FUTURE.

FOR 2024, THERE WERE TWO USES OF POTENTIALLY DEADLY FORCE.

ONE THAT LED TO AN INJURY THAT THE SUSPECT IN THAT CASE SURVIVED.

ONE THAT LED TO A FATALITY.

OUR OFFICE IS NOTIFIED WHEN THERE ARE CRITICAL INCIDENTS WHERE THERE ARE SERIOUS INJURY OR THERE IS A FATALITY.

WE HOWEVER DO NOT TAKE LIKE THE PRIMARY LEAD IN INVESTIGATING THOSE.

THAT IS HANDLED BY THE INNER AGENCY'S DEADLY FORCE INVESTIGATION TEAM.

THAT IS A LOVELY ACRONYM FOR THAT.

THAT IS REVIEWED BY THE DISTRICT LAWFULNESS OF THE ACTION.

AFTER THE CLOSE OF THE INVESTIGATION AND THE DISTRICT ATTORNEY'S DETERMINATION, THAT'S WHEN THE INTERNAL ADMINISTRATIVE PROCESS FOLLOWS.

THE AUDITOR'S OFFICE IS PART OF THE DEADLY FORCE REVIEW BOARD THAT IS CONVENED AFTER THESE INCIDENTS AS A NONVOTING MEMBER.

THE INCIDENTS THAT OCCURRED WITHIN THE PAST YEAR FAMILIES WERE NOTIFIED IN A TIMELY FASHION.

INVESTIGATIONS WERE COMPLETE THE DISTRICT ATTORNEY DETERMINED THAT THEY WERE LAWFUL.

IN ONE CASE WE HAVE GONE THROUGH THE ADMINISTRATIVE PROCESS AND THE OTHER WE'RE STILL WAITING PENDING SOME OTHER NOT OFFICER RELATED BUT SUSPECT RELATED CRIMINAL THINGS TO EVOLVE.

THAT WILL BE COMPLETED PROBABLY WITHIN THIS YEAR.

WE CAN REPORT OUT THAT IN THE FUTURE.

IN TERMS OF TRENDS, ALMOST AT THE END HERE.

IN TERMS OF TRENDS, A COUPLE OF YEARS AGO WE STARTED NOTICING THAT IT SEEMED THERE WERE A LOT OF COMPLAINTS RECOMMENDED TO LACK OF PATROL RESPONSE OR UNTIMELY PATROL RESPONSE SO THEY CREATED A TAG IN OUR SYSTEM SO WE CAN MARK MORE EASILY.

ALMOST 10% OF OUR COMPLAINTS WERE RELATED TO COMMUNITY MEMBER CONCERNS OR LACK OF SATISFACTION WITH TIMELINESS OF PATROL RESPONSE WHICH WE THOUGHT WAS SORT OF INTERESTING.

WHAT THIS TRIGGERS IS MULTIFACETED INVESTIGATION.

THE FIRST STOP IS USUALLY TO DETERMINE WHETHER IT AND THAT IT WAS THAT THE 911 CALL, FOR EXAMPLE, WAS PROBABLY DISPATCHED 15 AND TRIAGED.

IN THIS LAST YEAR THERE WERE 31 COMPLAINTS THAT RELATED TO LACK OF RESPONSE OR UNTIMELY PATROL RESPONSE.

IN ALL BUT ONE CASE WE FOUND IT WAS DISPATCHED AND TRIAGED APPROPRIATELY.

THAT ISN'T WHERE WE THINK THE MAIN CHALLENGES LIE.

THE OTHER ONES WERE DISPATCHED CORRECTLY, TREMENDOUS ALLEGED CORRECTLY.

THERE WAS LACK OF PATROL RESOURCES AVAILABLE OR OTHER INCIDENTS GOING ON IN TOWN AT THAT TIME SIGNIFICANTLY IMPACTING PATROL RESPONSE.

SO THIS IS SOMETHING THAT WE'RE JUST NOTICING.

I THINK MORE CAN BE DONE.

EPD INTERNALLY IS WORKING ON MORE WAYS TO INTEGRATE DATA SO THEY CAN MORE ACCURATELY ALLOCATE PATROL RESOURCES BUT IT WAS WORTH NOTICING 10% OF COMPLAINTS IS SIGNIFICANT.

THE OTHER THING I NOTICED WHEN I READ THROUGH THE SUMMARY NOTES,

PEOPLE ARE MOST CONCERNED WHEN THEY ARE OBSERVING BEHAVIORS THAT ARE NEAR, IN, NEAR OR AROUND THEIR HOME.

THEY FEEL UNSAFE IN THEIR HOMES.

THE SECOND IS PEOPLE WHO FEEL UNSAFE IN THEIR PLACE OF WORK.

THIS IS NOT BUSINESS OWNERS CALLING.

USUALLY IT'S EMPLOYEES CONCERNED ABOUT BEHAVIOR GOING ON EITHER IN THE PLACE THAT THEY WORK OR NEAR AND AROUND THE PLACE THAT THEY WORK AND THEY ARE DISSATISFIED WITH THE TIMELINESS OF PATROL RESPONSE.

THE OTHER TREND I WANTED TO FOLLOW UP ON IN 2023'S REPORT WE MADE A NOTE THAT VEHICLE PURSUITS HAD SORT OF SUDDENLY JUMPED AND WE DID A LITTLE BIT CONTRIBUTING TO THAT.

IT AND FROM THE ANALYSIS THAT WHILE THERE WAS A MINOR POLICY CHANGE THAT REALLY THE MAIN CONTRIBUTING FACTOR TO THIS SIGNIFICANT CHANGE IN VEHICLE PURSUIT WAS MORE LIKELY DIFFERENCE IN UNDERSTANDING BETWEEN THE COMMAND STAFF AND LINE OFFICERS ABOUT WHAT THAT POLICY CHANGE MEANT AND HOW TO FOLLOW THAT POLICY WITHIN LIKE EXPECTATIONS.

SO YOU CAN SEE IN 2024 WE SEE A SIGNIFICANT DECREASE BACK DOWN TO WHAT OUR MORE AVERAGE LEVELS FOR VEHICLE PURSUITS IN EUGENE

ARE WHICH WE THINK IS OVERALL POSITIVE.

THE FINAL PIECE HERE WE DID A LOT OF OUTREACH IN 2024.

WE WERE AT OVER 25 COMMUNITY EVENTS FOR TABLEING AND PRESENTATIONS.

WE WERE THE PRIMARY ORGANIZER FOR THE COMMUNITY RESOURCE FAIR, THE REBRANDED NAME FOR THE PUBLIC SAFETY FORUM.

COMMUNITY ENGAGEMENT EFFORTS IN THIS STRATEGY IS THANKS TO THE TIRELESS EFFORTS OF PETE RISS, WHICH HAS ESTABLISHED AND MAINTAINED LONG TERM RELATIONSHIPS WITH A DIVERSE ARRAY OF COMMUNITY PARTNERS.

THIS ENSURES ACCESSIBILITY AND TRUST IN OUR COMPLAINT SYSTEM.

I ALSO WANT TO ACKNOWLEDGE SHE'S WIDELY UTILIZED RESOURCE WITHIN

THE CITY OF AN ORGANIZATION WHEN IT COMES TO HELPING ENSURE ACCESS FOR SPANISH COMMUNITY MEMBERS.

WE ARE SUPER FORTUNATE TO HAVE HER HOUSED IN THE OFFICE BUT MORE BROADLY AS A CITY WE REALLY BENEFIT FROM HER SKILLS AND THE RELATIONSHIPS AND THE TRUST THAT SHE HAS BUILT OVER TIME IN COMMUNITY.

SO THIS IS THE END.

LOOKING AHEAD TO THE NEW AUDITOR, WE HOPE TO MAKE A SEAMLESS TRANSITION.

THAT'S THE WORK FOR THE LAST HALF OF 2025.

WE CAN ALWAYS CONTINUE TO IMPROVE OUR CORE FUNCTIONS AND CONSTANTLY LOOK FOR WAYS TO DO THAT.

WE WILL CONTINUE TO ENGAGE ROBUSTLY WITH OUR COMMUNITY AND I WOULD SUGGEST THAT IN THE FUTURE WE CONSIDER HOW EXISTING DATA MAY BE USED TO BE ANALYZED TO PROVIDE INSIGHT INTO TRENDS.

THAT BRINGS ME TO THE END HERE.

THIS IS WHERE I SAY THANK YOU FOR LISTENING.

THANK YOU FOR THE PART YOU ALL HAVE PLAYED IN THIS SYSTEM.

AND I WOULD BE HAPPY TO ATTEMPT TO ANSWER ANY QUESTIONS WE HAVE BEFORE WE HAND IT TO THE CRB.

>> THANK YOU FOR THAT PRESENTATION OVERVIEW.

I WILL NOW OPEN THE FLOOR FOR COUNCIL DISCUSSION.

COUNCILOR CLARK: THANK YOU, MAYOR.

LINDSEY, I TOO HAVE BEEN ON COUNCIL SINCE BEFORE THERE WAS A POLICE AUDITOR'S OFFICE AND THAT'S MAYBE THE BEST POLICE AUDITOR'S ANNUAL REPORT I HAVE EVER SEEN.

>> THANK YOU.

COUNCILOR CLARK: I THINK THAT WHAT YOU PRESENTED THERE WAS EXTREMELY CLEAR BOTH IN CONTENT AND IN LAYOUT SO PEOPLE UNDERSTAND THE WORK OF YOUR OFFICE REALLY WELL.

JUST AWESOME JOB.

FANTASTIC WORK.

MY ONLY QUESTION IS FOR THE SAKE OF THOSE THAT MAY BE WATCHING THIS ONLINE.

TO EXPLAIN WHAT IS A BLUE TEAM 18 REPORT.

>> THANK YOU.

I TOTALLY USED THAT PIECE OF JARGON, DIDN'T I.

THAT'S A BACK END SYSTEM.

COMMUNITY MEMBERS WILL NEVER SEE IT BUT IT FEATURES INTO OUR MAIN DATABASE SHARED WITH I AND OUR OFFICE.

IT'S A PIECE OF SOFTWARE THAT OFFICERS USE TO ENTER THINGS LIKE USES OF FORCE IF THERE'S ANY VEHICLE ACCIDENTS OR PROPERTY DAMAGE OR THINGS LIKE THAT THAT HAPPEN IN THE COURSE OF DOING THEIR WORK THEY MAKE AN ENTRY INTO THAT SYSTEM WHICH GOES INTO THE NICE LITTLE NAVIGATION WINDOW SO WE CAN SEE THOSE THINGS AS THEY OCCUR.

IT SHOWS FORCE, USES OF FORCE, PHYSICAL PURSUIT, PROPERTY DAMAGE, RISK CLAIMS, ANY OF THOSE TYPES OF THINGS GO INTO THAT SYSTEM.

THAT'S LIKE THE KIND OF BORING ADMINISTRATIVE THINGS THAT MAKE OUR WORK REALLY POSSIBLE BECAUSE OF THE PRETTY MUCH TOTAL TRANSPARENCY BETWEEN THOSE THINGS THAT MAY BE OF GREAT COMMUNITY CONCERN AND OUR OFFICE THAT ARE INPUT INTO THE SYSTEM.

IT'S A PIECE OF SOFTWARE.

THE REPORT HAS ALL THE DETAILS OF SOMETHING LIKE IF USE OF FORCE IS USED, WHAT TYPE OF FORCE, ALL THE DETAILS, DATE, TIME, WEATHER, WERE THERE ANY WEAPONS INVOLVED, WHAT INJURIES OCCURRED TO OFFICERS OR COMMUNITY MEMBERS.

ALL OF THE WITNESSING OFFICERS, ALL THOSE ARE IN THE BLUE TEAM REPORT.

THOSE ARE THEN GENERATED -- [AUDIO NOT UNDERSTANDABLE] THAT WE HAVE ALL THAT AT OUR DISPOSAL SHOULD WE WANT TO LOOK AT IT.

AGAIN.

MAYOR KNUDSON: COUNCILOR KEATING.

COUNCILOR KEATING: THANK YOU, MAYOR.

THANK YOU, INTERIM AUDITOR.

APPRECIATE THE THOROUGH SNAPSHOT.

IT'S A GREAT TEE-UP FOR OUR INCOMING AUDITOR.

COUPLE OF QUESTIONS.

117 COMPLAINT CALLS?

IS THAT ACCURATE, IN THE CALENDAR YEAR?

>> 312.

COUNCILOR KEATING: THANK YOU.

WHAT'S THE 117 NUMBER?

>> THAT'S A GOOD QUESTION.

I'M NOT SURE EXACTLY WHICH NUMBER YOU'RE LOOKING AT.

THAT COULD BE -- I'M SORRY.

COUNCILOR KEATING: OF THE 300 PLUS CALLS THAT CAME IN, IS THERE A WAY TO GET COUNCIL OR WOULD YOU FIND IT INFORMATIVE TO PARSE OUT WHICH ONE OF THOSE CALLS ARE UNIQUE CALLS AND WHICH ARE FOLKS WHO MIGHT USE THEM MORE OFTEN THAN NOT?

>> YES.

>> IN A MUNICIPALITY OUR SIZE, 300 OR SO ODD COMPLAINTS DOESN'T SEEM LIKE A LOT, AND IT MIGHT EVEN BE LESS IN THAT THERE MIGHT BE A HANDFUL OF FOLKS WHO I DON'T MEAN THIS PEJORATIVELY, MIGHT BE FREQUENT FLYERS CALLING THE OFFICE.

I WOULD BE INTERESTED TO SEE YOU IN YOUR OFFICE AND THE INCOMING AUDITOR WOULD FIND THAT DATA POINT USEFUL AND IF YOU HAVE THE ABILITY TO TRACK THAT PIECE.

>> I WOULD SAY THIS IS 320 ROUGHLY I THINK DEDUPLICATED COMPLAINTS.

UNIQUE COMPLAINTS WITH UNIQUE INCIDENTS.

THERE ARE A SMALL HANDFUL OF WON'T BE FOR THE SAME INCIDENT.

IT IS POSSIBLE YOU MAY HAVE MULTIPLE CONCERNS DUE TO DIFFERENT INCIDENTS.

ALL THOSE HAVE TO BE LOOKED AT INDIVIDUALLY.

THESE ARE NOT DEDUPLICATED.

THESE ARE DEDUPLICATED COMPLAINTS, UNIQUE, INDIVIDUAL COMPLAINTS.

THE VAST MAJORITY ARE ALSO UNIQUE PEOPLE.

EVEN THOUGH THERE ARE SOME PEOPLE WHO MAY COMPLAIN MORE THAN ONCE EACH INCIDENCE THAT SHOWS UP HAS TO BE INDIVIDUALLY INVESTIGATED.

>> THANK YOU.

THAT'S INFORMATIVE.

WE'RE LOOKING AT ESTABLISHING TRENDS, IS THERE A WAY TO GET COUNCIL OR TO ENCOURAGE IN PARTNERSHIP WITH THE INCOMING AUDITOR NEXT TIME THERE'S A REPORT TO ILLUSTRATE -- I CAN'T RECALL IF IT WAS 14 OR 17 INCIDENTS THAT RESULTED IN AN ACTION OF SOME SORT, WHAT THE COMPLAINT WAS.

COULD WE GET A BREAKDOWN?

I WOULD FIND IT INFORMATIVE TO SEE IF THERE'S A TREND.

I DON'T WANT TO BEGIN TO GUESS WHAT THOSE COMPLAINTS ARE.

ESPECIALLY IF THERE'S LESS THAN 20 IF WE COULD HAVE LIKE A PAGE OR SLIDE DEDICATED TO THESE ARE THE COMPLAINTS, AND THIS PARTICULAR COMPLAINT OR THESE PARTICULAR COMPLAINTS ROSE TO THE TOP AS WE HEAR THEM MORE OFTEN THAN NOT.

>> ABSOLUTELY.

DETAILS ARE REALLY IMPORTANT AND CAN HELP FILL OUT THE STORY.

THEY ARE IN THE ANNUAL REPORT.

THERE IS ONE I THINK ONE GRAPHIC THAT GOES OVER WHICH PORTIONS OF WERE -- ALLEGATIONS THAT WERE MADE WHICH POLICIES WE ALLEGED WERE VIOLATED WHICH WILL TELL YOU SOME OF THAT BUT I THINK THERE'S A LOT OF WAYS WE CAN HIGHLIGHT THOSE STORIES IF THERE'S, FOR EXAMPLE, THERE WAS SOME KIND OF TREND IN CONDUCT RELATED COMPLAINTS OR USINGS OF FORCE OR SOMETHING WE COULD HIGHLIGHT THAT MORE CAREFULLY.

THANK YOU FOR THAT SUGGESTION.

COUNCILOR KEATING: THANK YOU.

MAYOR KNUDSON: COUNCILOR ZELENKA THEN WE SHOULD MOVE TO OUR CRB REPORT.

COUNCILOR ZELENKA: THANKS.

GREAT REPORT, LINDSEY.

THAT WAS VERY CLEAR.

I AGREE WITH MIKE, THAT'S ONE OF THE BEST, VERY CONCISE, VERY CLEAR.

IF ANYONE WANTS TO KNOW WHAT THE POLICE AUDITOR'S JOB IS, LOOK AT THAT PRESENTATION.

THANK YOU FOR STEPPING UP AND BEING INTERIM OR WAITING FOR CRAIG TO JOIN US IN AUGUST.

THANK YOU MUCH FOR THAT.

KEEPING THE DOORS OPEN.

I DIDN'T QUITE UNDERSTAND THE VEHICLE PURSUIT.

CAN YOU EXPLAIN THAT, WHY IS THAT DUMPED?

>> IT'S PROBABLY SOMETHING YOU'VE HEARD A LOT ABOUT.

THE PREVIOUS AUDITOR WAS REALLY INSTRUMENTAL IN LEADING THE INITIAL POLICY CHANGE THAT LED TO A VERY RESTRICTIVE POLICE PURSUIT POLICY HERE IN EUGENE.

THEY ARE TRICKY.

THEY ARE VERY RISKY TO OFFICERS, TO THE SUSPECT BEING PURSUED BUT ALSO TO THE GENERAL COMMUNITY.

THERE'S ALWAYS A CAREFUL BALANCE THAT NEEDS TO BE STRUCK BETWEEN ENGAGING IN THE PURSUIT TO APPREHEND THE SUSPECT IMMEDIATELY OR WAITING TO APPREHEND THEM IN ANOTHER WAY, IN A MORE SAFE MANNER.

IT'S FINDING ANOTHER SAFER WAY TO CONSIDER APPREHENDING THEM.

SO THERE WAS A SIGNIFICANT POLICY CHANGE MADE ABOUT TEN YEARS AGO WHICH TOOK THE AVERAGE NUMBER OF PURSUITS FROM THE HIGH DOUBLE DIGITS, 20s, DOWN INTO LIKE USUALLY SINGLE DIGITS FROM YEAR TO YEAR.

THIS IS VERY CONSISTENT FOR A LONG PERIOD OF TIME THEN WE SEE THIS JUMP.

THERE WAS A MINOR POLICY MODIFICATION THAT WAS MADE TO SLIGHTLY INCREASE THE NUMBER OF CIRCUMSTANCES WHERE A PURSUIT WAS ALLOWED AND THIS WAS SPECIFICALLY RELATED TO EXTREME UNSAFE DRIVING BEHAVIOR OBSERVED BEFORE THE OFFICERS WERE ENGAGED IN A PURSUIT.

SOMEONE IS DRIVING THE WRONG WAY ON I-105, OR APPARENTLY A HIGHLY INTOXICATED DRIVER.

THE PREVIOUS POLICY MAY HAVE BEEN TOO RESTRICTIVE.

IT WAS A MINOR MODIFICATION WAS MADE BUT A MAJOR INCREASE IN PURSUITS HAPPENED AFTER THAT.

WE THEN LOOKED AT THE BODY OF PURSUITS, THEY DIDN'T ALL CLOSELY ALIGN WITH THAT MINOR MODIFICATION SO IT SEEMED THERE WAS SOMETHING ELSE GOING ON.

WE EVALUATED A VARIETY OF FACTORS LAST YEAR IN OUR ANNUAL REPORT FOR EXAMPLE ONE OFFICER ENGAGING IN A WHOLE BUNCH OF PURSUITS ALL OF A SUDDEN, WAS IT ATTRIBUTABLE TO CHANGES IN POLICY.

THE ANSWER IS NO.

AND IT WAS MORE OF A MISUNDERSTANDING, MISCOMMUNICATION BETWEEN COMMAND STAFF TRAINING AND LINE OFFICERS.

2 ENTIRELY RESPONSIBLE FOR THIS

JUMP IN PURSUIT VOLUME AND TO ME BASED ON THE NUMBERS WITHIN THIS LAST YEAR WE HAVE HARMONIZED EXPECTATIONS AND ARE MORE CLOSELY ALIGNED WITH THE POLICY AS IT STANDS.

COUNCILOR ZELENKA: THANK YOU.

QUESTION JUST AN OPINION OF YOURS, ON THE '24 INTAKE, SLIDE 12, IT BOUNCES AROUND QUITE A BIT.

THE AVERAGE IS NOT VERY MEANINGFUL NUMBER.

WHAT DO YOU THINK CONTRIBUTES TO THE UPS AND DOWNS OF THAT.

320, 47.

IS IT JUST A CIRCUMSTANCE?

>> HARD TO SAY.

THERE ARE A LOT OF REALLY PARTICULAR THINGS THAT ARE HAPPENING IN THE BROADER COMMUNITY THAT CAN GREATLY INFLUENCE THOSE NUMBERS.

SO IN A YEAR WHERE YOU HAVE BROADER NATIONAL INCIDENTS AND THINGS GOING ON LIKE THE AFTERMATH OF THE MURDER OF GEORGE FLOYD YOU WOULD EXPECT TO SEE AN INCREASE IN COMPLAINTS FOR EXAMPLE.

JUST GENERAL AWARENESS OR A SHIFT IN COMMUNITY EXPECTATION.

I THINK THERE ARE JUST SO MANY FACTORS THAT PLAY INTO THAT.

SOMETIMES IT COULD ALSO JUST BE YOU'VE DONE A BETTER JOB HELPING PEOPLE FIND YOU AND COMMUNICATING.

THERE'S A LOT OF REASONS FOR THAT.

I WOULD SAY IF YOU LOOK OVER THE LONG TERM COMPLAINTS DO BOUNCE AROUND SOME FROM YEAR TO YEAR BUT GENERALLY HAVE TRENDED UPWARDS.

MAKES SENSE IN TERMS OF THINGS.

BUT YEAH.

WHEN IT COMES TO THE NUMBER OF ALLEGATIONS LEVELED THERE'S SOME OF THAT THOSE NUMBERS DON'T CHANGE THAT MUCH WHICH IS SORT OF INTERESTING.

EVEN THOUGH THE INTAKES SHIFT FROM YEAR TO YEAR THE OUTPUT DOESN'T CHANGE THAT MUCH.

I DON'T KNOW WHAT THAT MEANS.

SEEMS THAT'S MORE STEADY THAN THE INTAKES THEMSELVES.

>> HAS CONTRIBUTED TO THE FACT WE COUNT ALL OF THESE.

ONE YEAR WE HAD SIX TIMES AS MANY COMPLAINTS AS PORTLAND DID, WHICH IS RIDICULOUS.

THEY ARE FIVE TIMES THE POPULATION THAT WE HAVE.

IT'S JUST THE WAY THAT WE DO IT IS MUCH MORE ACCURATE AND WITH MORE OUTREACH THAN OTHER CITIES DO.

YOU CAN'T IN TERMS OF BEING ABLE TO COMPARE THEM.

THAT'S ALWAYS SOMETHING TO KEEP IN MIND WHEN WE LOOK, OH, THAT'S A LOT COMPARED TO SO AND SO.

SO AND SO, SOME CITY MAY NOT BE COUNTING THEM OR HAVE NO DOING THE OUTREACH THAT WE DO.

OTHER THAN THE 320, HOW MANY WERE INTERNAL?

WE SEE THAT TREND GROWING OVER TIME.

>> I DON'T HAVE THAT EXACT NUMBER.

I THINK IT'S USUALLY BETWEEN 15 AND 20%.

NOT HALF.

BUT IT IS SIGNIFICANT.

I PERSONALLY INTERPRET THAT TO MEAN THAT THERE IS A LARGE AMOUNT OF BUY-IN INTERNALLY WITH THE SYSTEM, THAT PEOPLE DO INTERNALLY REPORT THINGS.

KIND OF A BIG DEAL I THINK IN TERMS OF THE LEGITIMACY OF THE PROGRAM.

I WOULD -- MY RECOLLECTION IS IT'S AROUND 20% BUT I'M SURE I PUT THAT IN THE REPORT DETAILS THAT I'LL HAVE A HARD TIME POINTING MY FINGER ON THEM RIGHT NOW.

COUNCILOR ZELENKA: I THINK IT'S A PART OF THE PROGRAM, PEOPLE FEEL COMFORTABLE GOING TO MAKE THOSE INTERNAL COMPLAINTS AND THAT THEY HAVE GONE UP OVER TIME.

IT'S NOT ATTRIBUTABLE TO BAD THINGS HAPPENING INTERNALLY BUT MORE PEOPLE FEELING THEY CAN BRING THOSE COMPLAINTS TO THE POLICE AUDITOR.

THEY DO A FAIR, BIASED, AND ADJUDICATE LET'S IN AN APPROPRIATE FASHION.

I THINK THAT'S A GOOD METRIC OF HOW WELL THE AUDITOR'S OFFICE HAS BEEN DOING ITS JOB.

MAYOR KNUDSON: THANK YOU, INTERIM AUDITOR FULTZ, FOR THAT PRESENTATION, FOR THAT REPORT.

VERY APPRECIATED BY ALL OF COUNCIL, MYSELF AND I'M SURE THE PUBLIC AT LARGE.

WITH THAT THIS CONCLUDES THE POLICE AUDITOR REPORT PORTION.

LET'S MOVE TO THE CIVILIAN REVIEW REPORT.

WE HAVE A SECOND ITEM TOPIC AS WELL BY 1:30.

READY TO JUMP IN.

>> I'M GOING TO KEEP SHARING MY SCREEN AND ADVANCE THE SLIDES.

WE HAVE TWO, JOSE CORTEZ AND CAROLYN WILLIAMS GIVING THIS ANNUAL REPORT.

WE HAVE A FEW SLIDES AND THEN THEY CAN MAKE COMMENTS AT THE END.

I'M GOING TO LET YOU TAKE IT AWAY.

I'M GOING TO ADVANCE TO THE FIRST SLIDE HERE.

>> HELLO, EVERYONE.

CAN YOU HEAR ME OKAY?

>> YES, THANK YOU.

>> I'M JOSE CORTEZ.

ASSOCIATE PROFESSOR AT THE UNIVERSITY OF OREGON, I'M THE CHAIR OF THE CIVILIAN REVIEW BOARD.

I WOULD LIKE TO BEGIN BY EXPRESSING GRATITUDE FOR THE OPPORTUNITY TO PRESENT OUR ANNUAL REVIEW.

IT'S MY HONOR TO SUMMARIZE THE BOARD'S 2024 ANNUAL REPORT MANDATED BY EUGENE CITY CODE 2.2467.

IN REPRESENTS THE DEDICATED WORK OF THE BOARD OVER THE PAST YEAR AS WELL AS OUR COMMITMENT TO COMMUNITY CENTERED POLICE OVERSIGHT IN EUGENE.

I WOULD LIKE TO GIVE A SHOUT OUT TO ROB ELLER, AMANDA CORDOVA AND LINDSEY FOLTZ.

THEY ARE EXEMPLARY CITY SERVANTS TO THE PEOPLE OF EUGENE.

SPECIAL SHOUT OUT TO FORMER AUDITOR LEIA PITCHER, A TRUE LEGAL WIZARD, SOMEONE WHOSE PURSUIT OF FAIRNESS INSPIRED HER.

WITHOUT HER WORK THE TRANSITION TO A NEW LEADERSHIP WOULD HAVE BEEN VERY DIFFICULT.

SO THIS REPORT REFLECTS THE COMMITMENT OF A VOLUNTEER BOARD OF COMMUNITY ENGAGED MEMBERS.

WE THANK THE COUNCIL FOR ITS CONTINUED SUPPORT OF CIVILIAN OVERSIGHT.

SO JUST TO REMIND YOU THE CIVILIAN REVIEW BOARD EXISTS TO PROVIDE FAIR AND IMPARTIAL OVERSIGHT OF INTERNAL INVESTIGATIONS INTO POLICE CONDUCT PARTICULARLY IN CASES INVOLVING ALLEGATIONS OF MISCONDUCT, USE OF FORCE, INTERACTIONS WITH VULNERABLE POPULATIONS.

OUR GOAL IS NOT PUNITIVE BUT REFLECTIVE IN ADJUCICATIVE PROCESS.

WE SEE IT AS A SITE OF CONNECTION BETWEEN EPD AND THE PEOPLE OF

EUGENE.

IN 2024, THE CRB CONVENED NINE PUBLIC MEETINGS EXCEEDING THE FOUR REQUIRED ANNUALLY, AND WE REVIEWED EIGHT MISCONDUCT CASES, FOUR SUPERVISOR REVIEWS, ONE INTAKE CLASSIFICATION REVIEW AT THE REQUEST OF A COMMUNITY MEMBER.

ALL OF OUR MEETINGS WERE HELD IN HYBRID FORMAT ENSURING ACCESSIBLE PUBLIC COMMENT AND ENGAGEMENT AND EACH CASE WAS REVIEWED FOR THE ADEQUACY OF THE INVESTIGATION POLICY COMPLIANCE AND QUALITY OF ADJUDICATION RECOMMENDATIONS.

WE ALSO HELD I BELIEVE EIGHT TRAININGS ON TOPICS RANGING FROM BODY WORN CAMERAS TO DUI INVESTIGATIONS AND COMMUNITY COURT PRACTICES.

SO SOME OF OUR KEY THEMES AND FINDINGS NUMBER ONE BODY WORN CAMERA POLICY AND COMPLIANCE REVIEWED MULTIPLE CASES INVOLVING FAILURE TO ACTIVATE BODY WORN CAMERAS INCLUDING TWO NOTABLE CASES IN FEBRUARY AND MARCH.

BOTH OFFICERS CITED STRESS AND SITUATIONAL COMPLEXITY AS REASONS FOR THE LAPSE.

THE CRB REAFFIRMED THE NEED FOR CONSISTENT POLICY COMPLIANCE AND DISCUSSED THE LIMITATIONS OF RELIANCE ON PASSIVE TRIGGERS LIKE SIRENS.

WE REMAIN CONCERNED THAT SWAT TEAMS ARE NOT UNIFORMLY EQUIPPED WITH BODY WORN CAMERAS AND WE SEE THIS AS A SIGHT OF POLICY GAP TO FOCUS ON.

NUMBER 2 IN TERMS OF CONDUCT AND INCLUDING SEXUAL HARASSMENT AND INAPPROPRIATE CONDUCT IN THE WORKPLACE.

WE NOTED THIS CASE BORE SOME RESEMBLANCE TO A 2023 CASE, AN ISOLATED EXAMPLE OF MISCONDUCT.

WE SUPPORT THE AUDITOR'S CONTINUED DATA GATHERING AROUND THESE TRENDS.

USE OF FORCE WE REVIEWED THREE USE OF FORCE CASES IN AUGUST, OCTOBER AND DECEMBER.

IN ONE DECEMBER CASE INVOLVING PUNCHES AND KNEE STRIKES THE AUDITOR RECOMMENDED SUSTAINED FINDINGS WHILE THE CHIEF OF POLICE

ADJUDICATED ACTIONS WITHIN THE POLICY.

THESE DIFFERENCES UNDERScoreD THE IMPORTANCE IN SURFACING COMMUNITY CONCERNS.

JUST TO PAUSE BRIEFLY I THINK THIS PERHAPS HIGHLIGHTS ONE OF THE GOLD NUGGETS WE FIND IN THE CIVILIAN REVIEW BOARD WHICH IS REAL COMMUNITY DISAGREEMENT THAT HAPPENS RIGOROUSLY AND RESPECTFULLY.

I DON'T THINK I NEED TO TELL EVERYBODY HERE THAT CIVIC DISAGREEMENT, RESPECTFUL AND RIGOROUS, IN THE PURSUIT OF COMMON GOOD IS IN SHORT SUPPLY THESE DAYS BUT IT HAPPENS HERE IN OUR COMMUNITY ON THIS BOARD AND WE'RE REALLY PROUD OF THAT.

ANOTHER TOPIC TO HIGHLIGHT IS YOU SEE SOME AUTHORITY.

IN NOVEMBER WE REVIEWED A CASE WHERE AN OFFICER INITIATED A PERSONAL RELATIONSHIP WITH SOMEONE IN CUSTODY AND ENGAGED IN EXCESSIVE COMMUNICATION DURING WORK HOURS.

THE CRB UNANIMOUSLY SUPPORTED SUSTAINED FINDINGS FOR THE ABUSIVE POSITION.

PUBLIC TRUST AND INTEGRITY.

ANOTHER THING I WOULD LIKE TO POLICE AUDITOR'S OFFICE

CONTINUED TO FUNCTION WITH PROFESSIONALISM AND TRANSPARENCY.

UNDER THE LEADERSHIP OF ACTING AUDITOR LINDSEY FULTZ AND HER TEAM THE OFFICE MAINTAINED CONSISTENT INVESTIGATIVE QUALITY AND COMMUNITY RESPONSIVENESS.

WE'RE ALSO ENCOURAGED BY THE OFFICE'S PROACTIVE WORK ON THE VEHICLE PURSUIT POLICY, RESPOND TRENDS CONCERNING GENDER EQUITY AND SPECIAL UNITS ALL ARE VITAL TO SHAPING POLICY RECOMMENDATIONS IN THE COMING YEAR.

I WANT TO GIVE A PUBLIC SHOUT OUT TO MEMBERS OF THE EPD WHO SHOWED UP AT OUR MEETINGS LAST YEAR.

THAT'S A SHOUT OUT TO LINDSEY, LEIA, MARK, WHO HAVE DONE A LOT OF REALLY GOOD COMMUNITY WORK MAKING SURE THESE RELATIONSHIPS ARE THERE FOR US TO HAVE DIFFICULT CONVERSATIONS.

FOR THERE TO BE TRUST IN THIS OPERATION.

SO I THINK I CAN'T SAY ENOUGH GOOD THINGS ABOUT HOW WELL I THINK THIS IS RUNNING RIGHT NOW.

JUST A FEW RECOMMENDATIONS LOOKING AHEAD, IN 2025 WE INTEND TO ADVOCATE FOR FULL IMPLEMENTATION OF BODY WORN CAMERAS FOR SPECIALIZED UNITS.

CONTINUE MONITORING FOR PATTERNS OF CONDUCT SUGGESTING CULTURAL DEFICIENCIES.

SUPPORT NEW LEADERSHIP IN THE AUDITOR'S OFFICE WITH INSTITUTIONAL MEMORY AND PERSPECTIVE.

DEEPEN OUR PUBLIC ENGAGEMENT WITH THE AIM OF MAKING THE COMPLAINT PROCESS MORE ACCESSIBLE ESPECIALLY FOR 30 HISTORICALLY UNDERSERVED COMMUNITIES.

ON BEHALF OF THE CIVILIAN REVIEW BOARD I THANK THE REVIEW COMMITTEE, EUGENE POLICE DEPARTMENT AND YOUR COMMITMENT TO DEMOCRATIC ACCOUNTABILITY.

THIS IS A LIVING PROCESS THAT REQUIRES VIGILANT, INTEGRITY AND PUBLIC PARTICIPATION.

SO WE WELCOME SOME QUESTIONS AND LOOK FORWARD TO YOUR GUIDANCE AS WE CONTINUE THE SHARED WORK.

THANK YOU.

MAYOR KNUDSON: THANK YOU FOR THAT UPDATE AND PRESENTATION.

I'LL OPEN THE FLOOR TO COUNCIL DISCUSSION BUT I THINK GIVEN A LITTLE BIT OF TIME CONSTRAINT IF WE COULD KEEP QUESTIONS TO A MINUTE OR SO PER COUNCILOR WITH THE CLOCK STOPPING FOR ANSWERS.

ANY QUESTIONS RELATED TO THE CIVIL REVIEW BOARD'S ANNUAL REPORT?

COUNCILOR ZELENKA.

COUNCILOR ZELENKA: I DON'T HAVE ANY QUESTIONS.

I JUST WANT TO THANK ALL THE FOLKS THAT ARE ON THE CRB FOR THE TIME AND EFFORT IT TAKES TO GO THROUGH THIS, ALL THE MEETINGS THAT YOU DO UNHERALDED.

SOMETIMES THANKLESS.

SO THANK YOU FOR ALL THAT WORK AND EVERYBODY ON IT.

IT'S A DEDICATED GROUP OF PEOPLE.

YOU DO REALLY GOOD WORK READING THE REPORTS, SEEING THE END PRODUCT OF WHAT YOU COME UP WITH.

JUST WANTED TO MAKE SURE EVERYBODY FELT LIKE THE COUNCIL APPRECIATED WHAT YOU'RE DOING AND THE COMMUNITY APPRECIATES WHAT YOU'RE DOING.

MAYOR KNUDSON: ABSOLUTELY.

I WILL REITERATE THE SAME.

AS THE MAYOR I HAVE UNIQUE COMMUNITIES ACROSS THE COUNTRY, AND BOTH OF THESE STRUCTURES THAT HAVE BEEN STOOD UP THROUGH OUR COMMUNITY, INDEPENDENT POLICE AUDITOR OFFICE AS WELL AS THE CIVILIAN REVIEW OFFICE ARE SUPPORT STRUCTURES TO BUILD TRUST AND ACCOUNTABILITY THAT OTHER COMMUNITIES CERTAINLY DON'T HAVE IN PLACE FOR THE DURATION THAT THIS COMMUNITY HAS HAD ACCESS TO THIS WORK AND ENGAGEMENT.

WANT TO ECHO COUNCILOR ZELENKA'S APPRECIATION FOR EVERYTHING THAT GOES INTO THIS WORK AND ALSO FOR THIS UPDATE ON BOTH PROGRESS AND THE WORK THAT YOU'RE HOPING WILL BE PRIORITIES LOOKING INTO THE FUTURE.

WE VERY MUCH APPRECIATE THAT FEEDBACK.

WITH THAT AND SEEING NO OTHER QUESTIONS FROM COUNCIL, I WILL JUST SAY THANK YOU AGAIN AND THIS CONCLUDES OUR FIRST AGENDA ITEM FOR TODAY.

WE WILL MOVE INTO OUR SECOND ITEM.

I'LL TURN TO THE CITY MANAGER TO INTRODUCE OUR SECOND TOPIC, WORK SESSION ON PUBLIC HEALTH STANDARDS.

>> THANK YOU, MAYOR.

THANK YOU, COUNCIL.

AS YOU MIGHT RECALL, THIS PROJECT STARTED OFF INITIALLY WITH A MOTION MADE IN OCTOBER OF 2023 TO START WORK ON A PUBLIC HEALTH STANDARDS PROJECT.

THEN WE HAD SOME OTHER WORK SESSIONS WHERE WE TALKED ABOUT INDUSTRIAL ISSUES, SOME WRONG TOXIC NUISANCE.

IT GREW INTO SOMETHING HAS ALSO INCLUDED WORK FROM THE PUBLIC WORKS SUSTAINABILITY THAT BEGAN WORK ON HAZARD AND RISK ANALYSIS 3 PROJECT.

BOTH THOSE THINGS WE HAVE BEEN SORT OF MANAGING.

BECAUSE WE IMAGINE IT WOULD GROW TOGETHER AND MAKE THIS MUCH DEEPER IN THE ABILITY TO PUT IT ALL TOGETHER.

I DON'T KNOW HOW ELSE TO SAY THAT.

THEY WOULD MERGE TOGETHER CORRECTLY.

IT HASN'T HAPPENED AS SEAMLESSLY AS WE HAD HOPED.

BECAUSE OF THAT AND WE HAD A BIT OF DELAY AND STAFF WILL TALK ABOUT THAT AROUND THE RISK AND HAZARD PIECE WE DID MOVE FORWARD WITH THE COMMUNITY ENGAGEMENT YOU ASKED FOR AS PART OF THE PUBLIC HEALTH STANDARDS.

REID WILL TALK ABOUT THAT AND PROVIDE THE REPORT IN YOUR AIS.

SOME OF WHAT WE HAVE LEARNED FROM THE COMMUNITY AND SOME OF WHAT WE ARE WAITING FOR AROUND THE RISK AND HAZARD ARE HELPING US COME TO A PLACE WITH YOU, WE'RE TRYING TO BRING TOGETHER RECOMMENDATIONS THAT MEET THE URGENCY AND PEOPLE'S DESIRE TO SEE THINGS HAPPEN NOW WHILE ALSO MAKING SURE THAT WE'RE DOING THAT IN AN INFORMED BASIS.

THIS ISN'T NORMALLY WORK THAT CITIES DO, SO I WANT TO GIVE A LOT OF KUDOS TO THE TEAM FOR TRYING TO PULL TOGETHER, TO DELIVER YOU SOMETHING THAT MAKES SENSE AND FEELS RIGHT.

THAT HAS NOT BEEN AS EASY AS I WOULD HAVE HOPED IT WOULD HAVE BEEN, THAT YOU WOULD HAVE HOPED IT WOULD HAVE BEEN.

I'LL TURN IT OVER TO REID WHO IS GOING TO WALK THROUGH THE WORK SO FAR.

THANKS.

>> THANKS.

SHARE MY SCREEN.

GOOD AFTERNOON.

I'M REID VERNER.

I'M LAND USE SUPERVISOR WITH THE BUILDING AND PERMIT SERVICES DIVISION HERE TODAY TO PROVIDE AN UPDATE ON THE PUBLIC HEALTH

STANDARDS PROJECT TO SEEK COUNCIL'S DIRECTION ON DESIRED NEXT STEPS FOR THE PROJECT.

IN OCTOBER 2023 CITY COUNCIL VOTED TO INITIATE THE PROJECT.

THE GOAL WAS TO RELY ON TECHNICAL STANCE FROM A STUDY THAT THE CITY'S PUBLIC WORKS SUSTAINABILITY TEAM WAS WORKING

ON THROUGHOUT 2024.

WHILE THAT TEAM WAS WORKING THROUGH SOME CHALLENGES GETTING RESPONSES TO THEIR REQUESTS FOR PROPOSALS WE DECIDED TO MOVE

AHEAD WITH THE COMMUNITY ENGAGEMENT PROCESS AND TO START RESEARCHING EXISTING FRAMEWORK FOR INDUSTRIAL DEVELOPMENT.

THE PUBLIC WORKS DIRECTOR IS JOINING US TODAY LATER IN THIS PRESENTATION.

THIS WORK HAS BEEN FOCUSED ON FOUR ACTION ITEMS.

WE RECENTLY COMPLETED THE PUBLIC ENGAGEMENT PART OF THE PROCESS.

THE FEEDBACK WE RECEIVED FROM THE COMMUNITY.

WE HAVE ALSO BEEN ASSESSING EXISTING REGULATIONS AT THE LOCAL, STATE AND FEDERAL LEVEL IN AN EFFORT TO IDENTIFY ANY POTENTIAL GAPS IN THE REGULATIONS.

THE GOAL IS TO INCORPORATE THE COMMUNITY FEEDBACK WITH UNDERSTANDING OF THE EXISTING REGULATIONS TO HELP DETERMINE IF THERE ARE LAND USE REGULATIONS THAT WOULD HELP ADDRESS

APPROPRIATE COMMUNITY CONCERNS.

THE SCOPE IS LIMITED TO POTENTIAL CHANGES TO EUGENE'S LAND USE CODE REGARDING INDUSTRIAL DEVELOPMENT REGULATIONS WITHIN THE CITY LIMITS.

THE LAND USE CODE ESTABLISHES ALLOWED USES AND INTENSITIES IN DIFFERENT ZONES AND IMPLEMENTS DEVELOPMENT STANDARDS.

THE PROJECT FOCUSES ON THREE DESIGNATIONS.

E2, MIXED USE EMPLOYMENT, I2, LIGHT MEDIUM INDUSTRIAL AND I3, HEAVY INDUSTRIAL.

HERE'S A MAP HIGHLIGHTING THE LOCATION OF THE ZONES WITHIN THE CITY.

I2 IS IN THE BRIGHT FUSCIA -- E2 IS BRIGHT FUCHSIA, I2 IN PINK AND I3 IN PURPLE.

THOSE ARE INSIDE THE URBAN GROWTH BOUNDARIES BUT ARE CURRENTLY UNDER LANE COUNTY'S JURISDICTION.

THE INDUSTRIAL AREAS IN THE CITY ARE TYPICALLY LOCATED ALONG MAJOR TRANSPORTATION CORRIDORS.

AS THE CITY EXPANDED RESIDENTIAL AREAS FILLED IN WITH SUBDIVISIONS REPLACING MUCH OF THE OUTLYING HISTORICAL AGRICULTURAL AREAS.

THESE PATTERNS HAVE LED US TO THE CURRENT SITUATION WHERE WE HAVE RESIDENTIAL USES IN CLOSE PROXIMITY TO INDUSTRIAL LANDS.

THROUGHOUT THE INITIAL PROCESS STAFF REACHED OUT TO A BROAD SPECTRUM OF COMMUNITY MEMBERS INCLUDING AFFECTED NEIGHBORHOOD GROUPS, BUSINESSES AND ENVIRONMENTAL AND COMMUNITY GROUPS.

BETWEEN JANUARY AND MAY OF THIS YEAR THEY CONNECTED WITH OVER 250 INDIVIDUALS ACROSS 19 MEETINGS AND EVENTS.

A SUMMARY OF EACH EVENT IS PROVIDED IN THE COMMUNITY ENGAGEMENT SUMMARY IN THE AIS.

ADDITIONALLY 209 INDIVIDUALS PARTICIPATED IN A COMMUNITY SURVEY TO UNDERSTAND OPINIONS ON CONCERNS AND THOUGHTS ON POTENTIAL LAND USE CODE CHANGES.

THE FULL REPORT INCLUDING ALL OPEN-ENDED COMMENTS IS AVAILABLE ON OUR PROJECT WEBSITE OR BY FOLLOWING LINKS IN THE AIS MATERIALS.

TEAM ALSO REACHED OUT TO 18,000 PLUS INDIVIDUALS THROUGH ONLINE INFORMATION SHARING PLATFORMS.

THROUGHOUT THE ENGAGEMENT ACTIVITY THE TEAM FOCUSED ON FOUR KEY QUESTIONS.

THE FIRST ASKED ABOUT THE CONCERNS ABOUT HOUSING NEAR INDUSTRIAL AREAS.

THE SECOND WAS TO IDENTIFY WHETHER THERE WERE SPECIFIC INDUSTRIAL USES THAT WERE PARTICULARLY CONCERNING.

SO THE FEEDBACK ON HOW TO BRING THE COMMUNITY TOGETHER TO BECOME HEALTHIER WHILE BUILDING THE ECONOMY AND INCREASING LIVEABILITY IN THE CITY.

FINALLY WE ASKED FOR FEEDBACK ON WHETHER THE LAND USE CODE IS THE APPROPRIATE TOOL TO ADDRESS COMMUNITY CONCERNS.

AS THE PROJECT TEAM ANALYZED THE FEEDBACK A NUMBER OF THEMES EMERGED.

REPRESENTATIVES OF THE BUSINESS COMMUNITY SHARED THE CHALLENGES OF MANAGING A BUSINESS IN EUGENE AND WORRY THAT NEW REGULATIONS WILL RESULT IN JOB LOSSES, CONTRIBUTE TO AN ECONOMIC DOWNTURN AND NOT ACHIEVE THE GOAL OF PROTECTING PUBLIC HEALTH. COMMUNITY MEMBERS SHARED CONCERNS ABOUT THE HEALTH RISKS ASSOCIATED WITH LIVING THROUGH INDUSTRIAL USES.

THEY BELIEVE THE CITY SHOULD CHANGE REGULATIONS TO REDUCE THE LIKELIHOOD THEIR NEIGHBORHOODS WILL BE CONTAMINATED BY HEAVY INDUSTRY IN THE FUTURE.

THEY ALSO SHARED STORIES OF LOSING LOVED ONES TO RARE CANCERS NEAR THE J.H. BAXTER SITE AND FELT THE CITY SHOULD CLEAN UP EXISTING TOXINS IN THESE EXISTING NEIGHBORHOODS.

THIS IS A MAP WE BROUGHT TO FOUR OUTREACH EVENTS AND ASKED PARTICIPANTS TO INDICATE WHERE THEY LIVE.

MOST OF THE COMMUNITY AGREED THAT HEALTH IS A TOP PRIORITY AND THAT THE CITY SHOULD TRY TO STRIKE A BALANCE IN ANY REGULATORY CHANGES.

FOR INSTANCE 90% OF RESPONDENTS AGREED IT'S IMPORTANT TO CONSIDER HEALTH OF RESIDENTS LIVING IN THEIR INDUSTRY AND 87% SAID IT'S IMPORTANT TO WEIGH THE REGULATIONS.

WHERE MANY DIVERGED IS WHETHER THEY BELIEVE INDUSTRIAL ACTIVITIES ARE PROPERLY REGULATED.

52% SAID NO, 36% AGREED.

WE ALSO RECEIVED A BROAD RANGE OF OTHER FEEDBACK RELATED TO ISSUES OUTSIDE OF THE SCOPE OF THIS PROJECT INCLUDING BUT NOT LIMITED TO ADDRESSING THE LACK OF INVESTMENT IN SOME NEIGHBORHOODS, ENHANCED ENFORCEMENT AND REMEDIATION OF BROWNFIELD SITES, IMPACTS FROM THE RAILROAD AND ACTIVITIES IN THE RAILROAD RIGHT OF WAY, AND REQUIRING BUSINESSES TO PAY INTO A RISK BOX.

HERE ARE A COUPLE OF EXAMPLES OF SOME OF THE COMMENTS.

MANY RAISED CONCERNS ABOUT INDUSTRIAL DEVELOPMENT NEGATIVELY IMPACTING HEALTH OF RESIDENTS LIVING NEARBY.

ON THE OTHER HAND MANY QUESTIONED WHETHER MORE REGULATIONS WERE NEEDED.

THE PROJECT TEAM ALSO PERFORMED SOME INITIAL RESEARCH ON EXISTING REGULATIONS TO IDENTIFY POTENTIAL GAPS THAT COULD BE FILLED BY CHANGES TO THE LAND USE CODE.

SOME OF THE EXISTING REGULATORS INCLUDE OREGON'S DEPARTMENT OF ENVIRONMENTAL QUALITY OR DEQ, WHICH HAS THE PRIMARY RESPONSIBILITY OF PROTECTING AND ENHANCING OREGON'S WATER, AIR AND LAND QUALITY.

THEY MANAGE THE PROPER DISPOSAL OF SOLID AND HAZARDOUS WASTES AND HAVE THE AUTHORITY TO ISSUE PENALTIES FOR VIOLATIONS OF POLLUTION LAWS AND OTHER ENVIRONMENTAL STANDARDS.

LANE REGIONAL AIR PROTECTION AGENCY IS RESPONSIBLE FOR ISSUING AIR PERMITS IN LANE COUNTY.

THEIR PROGRAMS INCLUDE COMPLIANCE TOOLS SUCH AS EMISSIONS LIMITS, REQUIRED MONITORING, SOURCE TESTING, RECORDS KEEPING AND REPORTING OBLIGATIONS.

THEY ALSO ENFORCE A NEWER SET OF REQUIREMENTS UNDER THE CLEANER AIR OREGON ACT.

IT PROVIDES ADDITIONAL THOUGHT FOR EL RAPA TO TEST RISK ASSESSMENT AND REDUCTION PLAN TO ADDRESS THE RISKS TO THOSE WHO LIVE, WORK AND PLAY NEAR THOSE COMMERCIAL USES.

THERE ALSO EXISTS RELATED TO WASTEWATER STANDARDS THAT FOCUSES ON KEEPING POLLUTION OUT OF THE STORMWATER SYSTEM AND INCLUDING RULES THAT PREVENT STORMWATER POLLUTION BY ELIMINATING PATHWAYS THAT MAY INTRODUCE POLLUTANTS INTO THE STORMWATER SYSTEM.

EUGENE NUISANCE CODE CONTAINS RULES RELATED TO DEBRIS, ODORS CAUSED BY INDUSTRIAL USES.

EUGENE SPRINGFIELD DEPUTY FIRE MARSHALS PLAY AN ACTIVE ROLE IN REGULATING HAZARDOUS MATERIALS.

THEY WORK WITH INSPECTOR AND STANDARDS.

THEY ADMINISTER THE TOXIC RIGHT TO KNOW PROGRAM LOCALLY.

FINALLY IS THE EUGENE LAND USE CODE.

THERE ARE RULES AND REGULATIONS FOR INDUSTRIAL DEVELOPMENT DEPENDING ON THE ZONE AND USE TYPE.

ONE OPPORTUNITY THAT EMERGED AS WE WORKED IS BETTER COORDINATION WITH REGULATORY PATTERNS INCLUDING DEQ AND EL RAPA.

STATEMENT OR LUCK IS REQUIRED BY CERTAIN REGULATORY AGENCIES IN WHICH THE CITY MUST SIGN OFF ON BEFORE THE CITY ISSUES A LICENSE OR PERMIT.

IT'S CONSISTENT WITH THE CITY USE REGULATIONS.

THERE'S CURRENTLY NOTHING IN EUGENE'S LAND USE CODE THAT REQUIRES AN APPLICANT TO PURSUE OR RECEIVE THE NECESSARY PERMITS PRIOR TO RECEIVING A DEVELOP PERMIT FROM THE CITY.

THE ONLY CHECK THAT STAFF IS ABLE TO PERFORM IS TO CONFIRM THAT THE PROPOSED USE IS PERMITTED IN ACCORDANCE WITH THE LAND USE TABLE FOR THE APPLICABLE ZONE.

MAKING CHANGES TO OUR CODE TO ENSURE BETTER COORDINATION WITH REGULATORY PARTNERS IS A POTENTIAL CHANGE INCLUDED IN OPTIONS

FOR THE NEXT STEPS THAT WE'LL GET TO SHORTLY.

HOWEVER BEFORE GETTING INTO THOSE OPTIONS WE WANTED TO OUTLINE SOME OF THE CHALLENGES THIS PROJECT HAS FACED.

FIRST OFF THERE WAS AGREEMENT ON CONCEPT AND THEMES THERE'S LACK OF AGREEMENT ON WHETHER THESE ARE TOOLS TO ADDRESS PUBLIC HEALTH.

THEY WON'T STOP BAD ACTORS LIKE 39 J.H. BAXTER.

ANOTHER CONCERN IS MAKING CHANGES COULD CREATE NONCONFORMING SITUATIONS LIMITING THE ABILITY OF EXISTING BUSINESSES TO MAKE IMPROVEMENTS INCLUDING THOSE THAT COULD INCREASE IMPACTS.

ONE OF THE MAIN CHALLENGES IS THE BROAD NATURE OF USE CATEGORIES IN THE LAND USE CODE.

THEY DON'T NECESSARILY REPRESENT THE POTENTIAL IMPACT FROM USE.

A CARPENTER WHOSE BUSINESS WAS CABINET MAKING WOULD BE CONSIDERED THE SAME USE AS A MANUFACTURER.

THEREFORE IT COULD BE A CHALLENGE TO IMPLEMENT CHANGES TO SPECIFIC USES WITHOUT A BETTER UNDERSTANDING OF THE

HAZARDS AND RISKS ASSOCIATED WITH THOSE USES ON A LOCAL LEVEL.

I LIKE TO NOW TURN IT OVER TO THE PUBLIC WORKS DIRECTOR FOR AN UPDATE ON HAZARDOUS WORK.

>> GOOD AFTERNOON, MAYOR, COUNCILORS.

I'M RICH, PUBLIC WORKS DIRECTOR.

THE CITY MANAGER SHARED THE CITY SUSTAINABILITY PROGRAM HAS BEEN TASKED WITH CONDUCTING A RISK ASSESSMENT THAT WILL AMONG OTHER BENEFITS HELP INFORM THE PUBLIC HEALTH STANDARDS WORK WE'RE DISCUSSING TODAY.

AS MANAGER ALSO SHARED WE HOPED TO BE FURTHER ALONG WITH THIS WORK BY NOW.

WE HAVE EXPERIENCED DELAYS MOSTLY DUE TO CHALLENGES FINDING CONSULTANTS ABLE TO DO THE NEEDED WORK.

WE CONDUCTED TWO RFP, REQUEST FOR PROPOSAL PROCESSES AND DID NOT RECEIVE ANY PROPOSALS BOTH TIMES.

SO OUR SUSTAINABILITY STAFF SUBSEQUENTLY STARTED CONTACTING IF WE MIGHT FIND A UNIVERSITY PARTNER WILLING AND ABLE TO WORK WITH THE CITY.

THE GOOD NEWS IS THAT THE UNIVERSITY OF MICHIGAN RESPONDED AND HAS BEEN WORKING WITH STAFF ON SCOPING OF THE WORK.

GIVEN DELAYS IN LAUNCHING THE WORK AND IMPORTANCE OF GETTING TO DECISIONS STAFF IS CURRENTLY WORKING WITH THE UNIVERSITY OF MICHIGAN ON SCOPE REFINEMENTS THAT WILL HELP US COMPLETE THE HAZARDOUS RISK ASSESSMENT ELEMENTS AS WELL AS A GAP ANALYSIS HELPING US GET TO DECISIONS MORE QUICKLY.

THE GAP ANALYSIS WILL HELP US IDENTIFY POTENTIAL POLICY OR REGULATORY GAPS THAT CAN HELP INFORM NEXT STEPS ON THE PUBLIC HEALTH STANDARDS WORK THAT YOU'RE GOING ON TODAY AS WELL AS OTHER POTENTIAL CITY ACTIONS.

WE HOPE TO HAVE OUR SCOPING WORK COMPLETED SOON WITH UNIVERSITY OF MICHIGAN AND TO COMPLETE WORK WITHIN THE NEXT NINE TO 12 MONTHS.

WITH THAT I'LL TURN IT BACK OVER TO REID.

>> THANKS, RICH.

WITH THESE CHALLENGES IN MIND AND THE KNOWLEDGE THAT THE WORK IS IN PROGRESS, STAFF IS CURRENTLY SEEKING DIRECTION ON COUNCIL'S DESIRED NEXT STEPS FOR THE PROJECT.

THE FIRST OPTION IS TO DIRECT CITY MANAGER TO DRAFT LAND USE CODE AMENDMENTS TO REQUIRE THAT AN APPLICANT DEMONSTRATE THAT THEY HAVE BEEN ISSUED ALL NECESSARY PERMITS FROM POLLUTION CONTROL AGENCIES PRIOR TO THE ISSUANCE OF CITY DEVELOPMENT PERMITS.

OR THAT THE APPLICANT HAS APPLIED FOR THE NECESSARY LIKELY TO BE ISSUED.

THE SECOND OPTION IS TO DIRECT THE CITY MANAGER UPON COMPLETION OF THE ANALYSIS STUDY TO USE THE RESULTS TO DRAFT LAND USE CODE AMENDMENTS IMPLEMENTING PUBLIC HEALTH STANDARDS.

THANK YOU FOR YOUR TIME.

WE'RE HAPPY TO ANSWER ANY QUESTIONS ANYONE HAS.

MAYOR KNUDSON: THANK YOU, STAFF, FOR THAT PRESENTATION.

COUNCILOR CLARK AND COUNCILOR GROVES IN THE QUEUE.

COUNCILOR CLARK: THANK YOU, MAYOR.

THANK YOU FOR THE REPORT, REID AND RICH AS WELL.

YOUR CHALLENGES SLIDE DID A REALLY GOOD JOB OF CAPTURING THE COMMENTS I WANTED TO MAKE SO I DON'T NEED TO REVIEW ALL OF THEM, BUT TO SAY THAT I UNDERSTAND THE NEED TO MITIGATE RISK.

WE MADE A DECISION A FEW YEARS AGO IN THIS COUNTRY, I MEAN IN THE CITY, THAT WE WERE GOING TO LIVE MORE DENSELY WHICH MEANS WE MADE THE DECISION TO PUT HOUSING NEAR WHERE INDUSTRY ALREADY WAS.

THAT'S A DANGEROUS DECISION.

THIS IS ONE OF THE CONSEQUENCES.

WHEN WE LIVE MORE DENSELY IT HAS SOME RISKS.

AND I WOULD SAY THAT FOR ME, THERE'S A CHALLENGE WITH JUMPING TO THE LAND USE CODE AS AN ANSWER TO A PROBLEM WE HAVEN'T YET DEFINED.

WE DON'T KNOW, WE HAVE A BAD ACTOR, CERTAINLY TRUE.

WE HAD A BAD ACTOR THAT HURT PEOPLE AND WE WANT TO AVOID THAT IN THE FUTURE.

NO QUESTION ABOUT IT.

BUT TO JUMP TO THE LAND USE CODE RESTRICTS US IN A WAY AS A COMMUNITY AND OUR FUTURE THAT I'M NOT SURE IS IN OUR BEST INTERESTS BEFORE WE KNOW MORE THAN WE KNOW RIGHT NOW ABOUT THE RISKS OR POTENTIAL RISKS.

SO I'M IN FAVOR OF THE STAFF DOING MORE RESEARCH ESPECIALLY AS YOU MENTIONED WITH THE UNIVERSITY OF MICHIGAN, TO BE ABLE TO FIND OUT MORE DATA ABOUT THE RISKS WE COULD FACE.

WE ACTUALLY DON'T KNOW WHAT IF ANY THERE ARE.

AND THAT RISK IF ANY LIVES IN A TENSION WITH OUR DESPERATE NEED TO EXPAND MANUFACTURING IN OUR AREA AND EXPAND OUR LOCAL ECONOMY SO THAT WE CAN DO TWO THINGS, WE CAN GET PEOPLE PAID MORE FOR THE WORK THAT THEY DO, AND SO THAT WE CAN GROW OUR TAX BASE TO AFFORD THE SERVICES THAT WE WANT.

I WOULD HATE TO SEE US CREATE LIMITATIONS WITHOUT KNOWING WHAT PROBLEM WE'RE TRYING TO SOLVE FIRST AND WHETHER OR NOT IT'S A REGULATORY PROBLEM OR A LAND USE PROBLEM.

I WOULD SUGGEST WE DON'T EVEN KNOW THE ANSWER TO THAT QUESTION YET.

THANK YOU SO MUCH FOR THE WORK DONE SO FAR, AND I'LL LOOK FORWARD TO SEEING WHAT EMERGES.

THANK YOU.

MAYOR KNUDSON: COUNCILOR?

>> THANK YOU FOR THE PRESENTATION.

THIS IS SOMETHING THAT WE HAVE BEEN WAITING FOR AND I APPRECIATE YOU DOING THE WORK.

I ALSO UNDERSTAND THE CHALLENGES YOU'VE HAD IN SECURING SOMEONE WHO COULD HELP WITH THE WORK AND I'M HAPPY TO SEE THAT WE HAVE UNIVERSITY OF MICHIGAN THAT MIGHT BE STEPPING UP.

A QUESTION THAT I DO HAVE, DO WE HAVE ANYONE ON STAFF THAT'S CAPABLE OF MAKING THE ASSESSMENT THEN MAYBE BACKFILLING THOSE POSITIONS ANOTHER WAY?

>> I'LL LET RICK SPEAK TO THIS.

>> I ASSUME YOU'RE REFERRING TO THE HAZARD AND RISK ASSESSMENT?

COUNCILOR GROVES: CAN ASSIST WITH THE LOCAL EYE ON THINGS WITH UNIVERSITY OF MICHIGAN.

>> WE HAVE STAFF THAT WILL BE WORKING WITH THEM BUT WE NEED OUTSIDE EXPERTISE TO DO THIS WORK.

IT'S OUTSIDE THE SCOPE OF EXPERTISE WE HAVE IN-HOUSE.

IT'S BEEN A STRUGGLE AS TO FIND THAT EXPERTISE THAT HAS THE AVAILABILITY AND WILLINGNESS TO DO THIS WORK WITH US.

COUNCILOR GROVES: I WANT TO MAKE SURE THE PUBLIC KNOWS SOME OF THE CHALLENGES FOR WHY IT'S TAKEN THIS LONG TO GET WHERE WE ARE.

I BELIEVE THERE ARE SOLUTIONS WHERE BOTH OUR NEEDED INDUSTRY OR OUR ECONOMY CAN EXIST IN THE SAME COMMUNITY AS WE LIVE.

IT'S JUST A MATTER OF FINDING WHAT'S THE BEST WAY TO BALANCE THAT AND MAKE SURE WE'RE PROTECTING PEOPLE.

WE CAN'T HAVE ANOTHER J.H. BAXTER SITUATION.

THAT'S AT THE HEART OF THIS.

I ALSO WOULD LIKE TO HAVE A BETTER UNDERSTANDING OF WHERE THE REGULATORY INTERVENTION FAILED BECAUSE I THINK IT DID FAIL HERE.

I KNOW COMING FROM THE FIRE SIDE THAT THESE ISSUES WERE POINTED OUT IN THE PAST AND NOTHING EVER HAPPENED, NOTHING SUSTAINABLE, NOTHING MEANINGFUL EVER HAPPENED.

I WOULD LIKE TO UNDERSTAND THAT.

NO MATTER WHAT REGULATIONS WE PUT IN PLACE IF WE'RE NOT ABLE TO FOLLOW UP WE HAVE VALUATIONS, INVESTIGATIONS AND ENFORCEMENT, 4 THEM.

WE NEED MORE THAN THAT.

WE NEED A SYSTEM, AN ENTIRE SYSTEM THAT WORKS IN COOPERATION, COLLABORATION THAT HELPS PROTECT THE PUBLIC BUT ALSO PROVIDES AN AVENUE, A CHANNEL FOR OUR INDUSTRIAL AND COMMERCIAL OPERATIONS TO OPERATE.

SO IT'S STILL TRYING TO COME AT THIS FROM A COUPLE OF DIFFERENT POSITIONS AND I'M NOT CLEAR ON HOW THE BREAKDOWN OCCURRED BUT IT DEFINITELY OCCURRED AND PEOPLE SUFFERED BECAUSE OF THAT.

THERE'S MORE I CAN SAY BUT I'M RUNNING LOW ON TIME AND I WOULD LIKE TO HEAR WHAT MY COLLEAGUES HAVE TO SAY.

SO THANK YOU.

MAYOR KNUDSON: COUNCILOR ZELENKA.

COUNCILOR ZELENKA: THANKS.

BAXTER WAS A FAILURE BUT IT WASN'T FULLY A GOVERNMENT FAILURE.

IT WAS PRIVATE SECTOR AND THE CHAMBER AND THE BUSINESS COMMUNITY ALSO HAVE TO TAKE SOME RESPONSIBILITY FOR NOT PLACING ITSELF AND SETTING STANDARDS AND EXPECTATIONS ABOUT WHAT IT MEANS TO DO BUSINESS IN THE COMMUNITY BUT ALSO THE GOVERNMENT AT THE STATE AND LOCAL LEVELS.

BUT IT'S VERY HARD WHEN THERE'S A BAD ACTOR LIKE BAXTER, WHICH HAD BEEN HERE FOR DECADES AND ACTUALLY DID CRIMINAL ACTS.

VERY HARD TO MONITOR.

HOPEFULLY WE HAVE LEARNED LESSONS AND WE CAN DO BETTER MAKING SURE IT DOESN'T HAPPEN IN THE FUTURE.

WHAT'S WORSE I THINK IS THE ECOS AROUND ENVIRONMENTAL PROTECTION AND HOW IT'S NOW UNDER ATTACK ESPECIALLY WITH THE CURRENT ADMINISTRATION ELIMINATING REGULATIONS THAT WILL CAUSE PEOPLE TO GET SICK AND DIE.

WHEN YOU LOOK AT LOCAL AND NATIONAL SURVEYS ABOUT WHAT CONCERNS PEOPLE, ENVIRONMENTAL PROTECTION DOESN'T EVEN SHOW UP.

LACK OF ATTENTION TO THIS IS GOING TO COME BACK TO HAUNT US AND OUR SOCIETY.

WE HAVE SEEN THIS BEFORE IN HISTORY.

EVERYBODY KNOWS THE ADAGE THOSE WHO IGNORE HISTORY ARE BOUND TO REPEAT IT AND THAT SCARES ME.

HOPEFULLY WE DON'T GO BACK TO THE '60s AND THE '50s WHERE THE ENVIRONMENT WAS FORGOTTEN AND PEOPLE DIED BECAUSE OF IT.

IT REALLY DOES FALL BACK TO LOCAL GOVERNMENT AND STATE GOVERNMENT TO WORK ON THIS, ESPECIALLY WITH THE RETRENCHMENT OF THE FEDERAL GOVERNMENT DOING THIS STUFF BUT WE'RE HAMPERED IN WHAT WE CAN DO.

I THINK OUR OPTIONS ARE GOOD FIRST STEPS.

OPTION 1 IS A MODEST, MINIMAL ACTION.

IT'S A DOUBLE CHECK MAKING SURE THEY DO WHAT THEY ARE SUPPOSED TO ALREADY DO.

THAT'S ALL IT REALLY SAYS IN ACTION 1.

OPTION 2 IS AN AND, NOT AN OR.

I'M EAGER TO SEE WHAT COMES OUT OF THAT RESEARCH WITH MICHIGAN STATE AND WHAT WE CAN DO AS OUR NEXT STEPS ONCE WE HAVE THAT BETTER DATA.

I AGREE WE NEED MORE JOBS, MANUFACTURING JOBS CREATE HIGH INCOME JOBS AND FAMILY WAGE JOBS BUT NOT AT THE EXPENSE OF THE HEALTH OF OUR CITIZENS, ESPECIALLY PEOPLE AROUND THOSE MANUFACTURING SITES.

MAYOR KNUDSON: COUNCILOR EVANS.

COUNCILOR EVANS: THANK YOU, 4 FOR PUTTING ALL THIS TOGETHER.

I REALIZE HOW DIFFICULT THIS IS CONSIDERING THAT WE DON'T HAVE A LOT OF BEST PRACTICES AROUND THE COUNTRY FROM OUR SISTER CITIES OR EVEN AT THE STATE LEVEL TO ADDRESS SOME OF THE CHALLENGES THAT WE HAVE IN TERMS OF PUTTING SOME BUMPERS AND SOME PROTECTIONS AROUND THE PRACTICES THAT SOME INDUSTRIES HAVE THAT NEGATIVELY AFFECT RESIDENTS IN OUR COMMUNITY.

IF I GO BACK TO THE REPORT, AND I LOOK AND REMEMBER THAT IN BETHEL, IN RIVER ROAD, SANTA CLARA, MANY OF THE AREAS WERE ZONED FOR MEDIUM AND LIGHT AND HEAVIER INDUSTRIAL USAGE BEFORE PEOPLE EVEN LIVED THERE.

SO TRYING TO UNDO SOME OF THE THINGS THAT HAVE ALREADY BEEN DONE I THINK IS ONE OF THE CHALLENGES IN THIS.

BUT MY SUPPORT WOULD BE FOR I AGREE WITH ALAN IN TERMS OF LET'S SEE WHAT UNIVERSITY OF MICHIGAN COMES BACK WITH, AND ANY OTHER INTERESTED PARTIES THAT WOULD BE INTERESTED IN PUTTING TOGETHER THE KIND OF REGULATORY FRAMEWORK THAT WE NEED TO SAFEGUARD OUR RESIDENTS BUT I'M ALSO LOOKING AT THE SECOND OPTION WHICH WOULD DIRECT THE CITY MANAGER TO UPON COMPLETION OF HAZARDS AND RISK ANALYSIS STUDY TO DRAFT CODE AMENDMENTS AT THAT POINT.

THEN WE WOULD ACTUALLY HAVE MORE INFORMATION TO WORK WITH, AND I BELIEVE CLEARER INFORMATION ON HOW WE SHOULD PROCEED AND WHAT

WE CAN PROCEED ON VERSUS WHAT WE MAY NOT BE ABLE TO PROCEED ON FOR OTHER JURISDICTIONS LIKE STATE AND FEDERAL GOVERNMENT.

MAYOR KNUDSON: COUNCILOR LEECH.

COUNCILOR LEECH: THANK YOU, MAYOR.

THANK YOU, STAFF, FOR THE PRESENTATION.

I REALLY APPRECIATE THE ATTENTION TO DETAIL AND I KNOW THAT IT HAS BECOME A LITTLE MORE DIFFICULT TO IMPLEMENT THIS THAN WE HAD ORIGINALLY THOUGHT OR ASKED FOR OR PLANNED FOR SO I CAN UNDERSTAND SOME OF THE FRUSTRATIONS OF HOW LONG OF A PROCESS THIS IS AND IS TAKING.

I DO APPRECIATE THAT WE'RE DOING IT WELL, THAT WE ARE MAKING SURE THAT ALL OF THE DOTS ARE DOTTED AND IS ARE DOTTED.

IS THERE ANYTHING ELSE WE CAN DO?

A LOT OF THE PRIMARY CONCERNS FROM THE COMMUNITY ARE SURROUNDING FUEL STATIONS, FUEL TRANSFER STATIONS, WE HAVE HAD A LOT OF APPLICATIONS FOR PERMITS COMING IN FOR THESE PROJECTS.

I THINK ONE THING I HAVE HEARD IS CAN WE IMPLEMENT A BUFFER IN THE MEANTIME AND THEN ALSO THIS IDEA THAT YOU MENTIONED, REID, I THINK THAT THESE CATEGORIES ARE VERY BROAD.

CAN WE SAY I THINK YOU TOLD ME THAT THE SAME CATEGORY THAT IS FOOD STORAGE IS ALSO FUEL STORAGE.

TO ME THOSE ARE JUST SO WIDELY DIFFERENT AND SO, YOU KNOW, OBVIOUSLY FUEL STORAGE BEING MUCH MORE HAZARDOUS USAGE.

IS THERE A POSSIBILITY OF DOING MORE SPECIALIZATION WITH THESE CATEGORIES OR IS THAT JUST OUT OF OUR HANDS?

>> COUNCILOR LEECH, IT'S A GOOD QUESTION.

WE CAN GO BACK INTO THE LAND USE CODE TABLES AND DEFINE DIFFERENT USES IN DIFFERENT WAYS.

IT'S JUST HISTORICALLY THEY HAVE BEEN BROAD CATEGORIES.

AS TECHNOLOGY AND BUSINESS TYPES MOVED AWAY FROM THE LAND USE

CODE DESIGNATION.

THAT'S ONE OF OUR THOUGHT PROCESSES IS IF WE DO THAT LOCAL HAZARDOUS AND RISK ANALYSIS WE CAN HONE IN ON SPECIFICALLY WHICH ARE THEIR OWN CATEGORIES.

WE USE THE RISK AND HAPHAZARD ANALYSIS TO DRIVE CODE CHANGES.

>> I'M HAPPY TO SUPPORT THESE TO MOVE FORWARD WITH THAT REALLY FOCUSING ON WHAT IS OUR ABILITY AS CITY LEADERS TO ACTUALLY CONTROL WHAT IS COMING IN AND BEING BUILT IN OUR CITY.

A LOT OF TIMES I FEEL LIKE WE HAVE VERY, VERY LITTLE CONTROL BECAUSE OF THE ZONE VERIFICATION PROCESS WHERE WE HAVE BIG CATEGORIES AND WE GET TOLD, HEY, THIS BIG FACILITY THAT NONE OF US NECESSARILY WANT HERE WE DON'T HAVE A MECHANISM TO STOP THAT.

AND THERE'S REASONS FOR THAT BUT I REALLY WOULD LIKE TO START PICKING THAT APART.

AGAIN, THANK YOU FOR THIS.

I'M LOOKING FORWARD TO THAT ANALYSIS AND SUPPORTING THESE PIECES THAT WE CAN IMPLEMENT TODAY.

MAYOR KNUDSON: COUNCILOR GROVES THEN I'M GOING TO TURN TO THE COUNCIL PRESIDENT FOR TWO MOTIONS.

COUNCILOR GROVES: THANK YOU, MAYOR.

DO WE HAVE AN IDEA OF HOW LONG THE ASSESSMENT IS GOING TO TAKE?

SEEMS THERE'S SOME PRETTY CRITICAL INFORMATION THAT THAT WILL PROVIDE THAT WE DON'T YET HAVE.

>> WE ESTIMATE ABOUT NINE TO 12 MONTHS.

COUNCILOR GROVES: NINE TO 12 MONTHS FROM THE TIME WE SIGN AN AGREEMENT?

>> YES.

WE'RE IN THE SCOPING PHASE NOW.

WE'RE IN CONVERSATIONS WITH THE UNIVERSITY OF MICHIGAN ON SCOPING NOW.

COUNCILOR GROVES: IS THAT SOMETHING YOU THINK CAN BE WRAPPED UP RELATIVELY QUICKLY OR IS THAT A MULTI MONTH PROCESS AS WELL OR DO YOU HAVE THE FEEL?

>> YEAH, IT MAY TAKE ANOTHER MONTH OR TWO TO WRAP UP THAT WORK BUT IT'S IN PROCESS NOW.

COUNCILOR GROVES: SO IT'S NOT UNLIKELY THAT WE COULD HAVE CLEAR DIRECTION WITHIN A YEAR.

>> WE HOPE THAT WITHIN A YEAR FROM NOW WE WOULD, YES.

COUNCILOR GROVES: THANK YOU.

I JUST WANT TO ADD, AS FAR AS PRIVATE INDUSTRY HAVING RESPONSIBILITY I THINK PRIVATE INDUSTRY DOES HAVE A RESPONSIBILITY FOR THEIR OWN BEHAVIORS.

BUT PRIVATE INDUSTRY DOES NOT HAVE REGULATORY AUTHORITY.

THAT FALLS ON GOVERNMENT.

IN THIS CASE DEQ, THEN WHEN BAD THINGS HAPPEN IT'S STATE DEQ, AND FEDERAL ENVIRONMENTAL PROTECTION AGENCY, SO EPA.

THEN THERE'S SOME CITY REGULATION BUT THAT'S MOSTLY WHERE THE REGULATION FALLS.

TO MY KNOWLEDGE PRIVATE INDUSTRY HAS NO ENFORCEMENT CAPABILITY IS THAT CORRECT?

>> ARE YOU ASKING IF SELF-ENFORCEMENT ON OTHER BUSINESSES OR –

COUNCILOR GROVES: YES.

JUST TO MAKE SURE THAT THAT IS CLEAR.

THERE WERE SOME CONFUSING COMMENTS MADE EARLIER.

>> NOTHING IN PARTICULAR.

THEY COULD FILE COMPLAINTS WITH OTHER REGULATORY AGENCIES BUT BUSINESS THAT I'M AWARE OF.

COUNCILOR GROVES: THE CHAMBER OF COMMERCE HAS NO REGULATORY

AUTHORITY.

>> NOT THAT I'M AWARE OF.

COUNCILOR GROVES: THANK YOU.

MAYOR KNUDSON: I WOULD LIKE TO MOVE US TO THESE MOTIONS.

COUNCILOR ZELENKA: I WASN'T INSINUATING THAT PRIVATE ENTERPRISE HAS REGULATORY AUTHORITY NOR SHOULD THEY HAVE.

THAT'S THE PURVIEW OF GOVERNMENT BUT TO SAY PRIVATE INDUSTRY, THE AREA BUSINESSES WASH THEIR HANDS OF ANYTHING GOING ON IN THE COMMUNITY WITHOUT SETTING EXPECTATIONS ABOUT WHAT TO DO BUSINESS IN THIS COMMUNITY I THINK IS INACCURATE.

INAPPROPRIATE.

I THINK THAT THE BUSINESS COMMUNITY HAS TO POLICE ITSELF TOO.

IT'S NOT THAT THEY ARE COMPLETELY RELIANT ON THE GOVERNMENT TO DO EVERYTHING.

THERE'S A LOT OF PEOPLE IN THE BUSINESS COMMUNITY IN THE CHAMBER THAT THINK THERE SHOULD BE LESS GOVERNMENT.

IF THERE'S LESS GOVERNMENT IT FALLS ON THE BUSINESS COMMUNITY AND THE CHAMBER TO POLICE THEMSELVES MORE.

OTHERWISE WE END UP WITH DISASTERS LIKE BAXTER IN THE FUTURE.

MAYOR KNUDSON: COUNCILOR CLARK.

I'M STILL TRYING TO MOVE TO THE MOTIONS.

COUNCILOR CLARK: JUST A QUICK COMMENT.

I APPRECIATE MY FRIEND'S FURTHER POINT, BUT BASED ON WHAT I KNOW I'M NOT SURE J.H. BAXTER WAS A MEMBER OF THE CHAMBER OF COMMERCE FOR CRYING OUT LOUD.

I'M NOT SURE WHAT IT IS YOU WOULD EXPECT THAT THEY WOULD DO.

THANK YOU.

MAYOR KNUDSON: COUNCIL PRESIDENT, TURN TO YOU TO PUT THE FIRST

MOTION FORWARD.

COUNCILOR EVANS: ALL RIGHT, MAYOR.

DIRECT THE CITY MANAGER TO DRAFT LAND USE CODE AMENDMENTS TO REQUIRE THAT AN APPLICANT DEMONSTRATE PRIOR TO THE ISSUANCE OF THE CITY DEVELOPMENT PERMITS THAT EITHER, ONE, THE APPLICANT HAS BEEN ISSUED ALL NECESSARY LICENSES AND PERMITS FROM POLLUTION CONTROL AGENCIES LIKE EL RAPA AND DEQ, OR TWO, THE APPLICANT HAS APPLIED FOR NECESSARY LICENSES AND PERMITS AND LICENSES AND PERMITS ARE LIKELY TO BE ISSUED.

>> SECOND.

MAYOR KNUDSON: ANY DISCUSSION FROM COUNCIL?

SEEING NONE I'LL NOW TAKE A VOTE FOR THIS MOTION.

ALL IN FAVOR PLEASE RAISE YOUR HAND.

COUNCILOR EVANS: MAYOR?

I'LL VOTE.

MAYOR KNUDSON: I SEE ONE, TWO, THREE, FOUR -- SORRY.

PEOPLE ARE MOVING AROUND ON MY SCREEN.

ONE, TWO, THREE, FOUR, FIVE VOTES IN THE AFFIRMATIVE.

ALL OPPOSED?

COUNCILOR EVANS YOU ARE SIX.

SORRY.

>> WERE THOSE COMMENTS?

COUNCILOR EVANS: BOTH.

MAYOR KNUDSON: COUNCILOR EVANS YOU'RE IN THE AFFIRMATIVE?

COUNCILOR EVANS: YES.

SIX IN FAVOR.

ALL OPPOSED?

SOME HANDS UP IN FAVOR.

ONE OPPOSED.

DID I MISS A COUNCILOR?

COUNCILOR CLARK: MAYOR, I VOTED IN THE AFFIRMATIVE.

MAYOR KNUDSON: THAT MOTIONS PASSES WITH A VOTE OF 7-1.

COUNCIL PRESIDENT HAS THE NEXT MOTION.

>> I DON'T KNOW WHO WE'RE MISSING TODAY.

I WANT TO MAKE SURE MY VOTE WAS RECORDED.

COUNCILOR EVANS: WHO VOTED NO?

MAYOR KNUDSON: I'M SORRY.

WHO DID VOTE NO?

THE VOTE PASSES WITH A VOTE OF 8-0.

I'M SO SORRY.

HANDS ARE GOING UP AND PEOPLE ARE MOVING.

HANDS ARE STAYING UP.

THE MOTION PASSES WITH A VOTE OF 8-0.

PLEASE BRING US TO OUR SECOND MOTION.

COUNCILOR EVANS: UPON COMPLETION OF THE HAZARDOUS AND RISK ANALYSIS STUDY TO DRAFT LAND USE CODE AMENDMENTS INFORMED BY THE RESULTS OF THE HAZARD AND RISK ANALYSIS.

>> SECOND.

MAYOR KNUDSON: ANY ADDITIONAL DISCUSSION FROM COUNCIL?

COUNCILOR CLARK.

COUNCILOR CLARK: THAT SEEMS A LOT LIKE GETTING A PRESCRIPTION BEFORE ONE GOES TO THE DOCTOR.

SO I'M PROBABLY LIKELY TO VOTE AGAINST THIS BECAUSE I DON'T KNOW THAT LAND USE CODES AMENDMENTS WOULD BE THE RIGHT ANSWER BECAUSE WE DON'T YET HAVE THE INFORMATION.

I PREFER TO WAIT UNTIL WE KNOW WHAT THE PROBLEM IS BEFORE WE DIAGNOSE THE SOLUTION.

MAYOR KNUDSON: COUNCILOR GROVES.

COUNCILOR GROVES: THANK YOU, MAYOR.

I'M EAGER TO GET THIS THING MOVING BUT AT THE SAME TIME I DON'T THINK WE HAVE ALL OF THE 53 INFORMATION WE NEED.

THAT'S WHY I WAS ASKING HOW LONG IT WOULD TAKE TO GET THE INFORMATION THROUGH THE HAZARD AND RISK STUDY.

I'M INCLINED TO AGREE WITH COUNCILOR CLARK ON THIS POINT THAT I THINK WE'RE STILL MISSING INFORMATION AND BEFORE WE JUST START IMPLEMENTING THINGS WE NEED TO UNDERSTAND EXACTLY WHAT IT IS.

WE'RE COMING IN TO TRY TO MITIGATE.

I KNOW GENERALLY WE KNOW.

WOE DON'T WANT ANOTHER J.H. BAXTER.

I AGREE WITH THAT.

BUT WE STILL DON'T HAVE THE DETAILS TO MAKE A GOOD, RESPONSIBLE DECISION.

THANK YOU.

MAYOR KNUDSON: ANY ADDITIONAL DISCUSSION?

SEEING NONE, WE'LL TAKE A VOTE FOR THIS MOTION IF IT'S POSSIBLE TO USE THE SMALL RAISED HAND ICON, PLEASE DO.

ALL IN FAVOR?

ONE, TWO, THREE, FOUR, FIVE VOTES IN FAVOR.

ALL OPPOSED?

ONE, TWO, THREE.

THE MOTION PASSES WITH A VOTE OF 5-3.

THANK YOU ALL.

THIS CONCLUDES OUR AGENDA FOR TODAY.

I NOW CLOSE THE JUNE 18, 2025 CITY COUNCIL WORK SESSION.

THANK YOU ALL VERY MUCH.

WE'RE ADJOURNED.