



Eugene City Council

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EUGENE CITY COUNCIL AGENDA

July 8, 2019

5:30 p.m. CITY COUNCIL WORK SESSION
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401

Meeting of July 8, 2019;
Her Honor Mayor Lucy Vinis Presiding

Councilors

Betty Taylor, President
Mike Clark
Chris Pryor
Jennifer Yeh

Emily Semple, Vice President
Greg Evans
Claire Syrett
Alan Zelenka

5:30 p.m. CITY COUNCIL WORK SESSION
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401

- 1. Committee Reports and Items of Interest**
- 2. WORK SESSION: Parks and Recreation System Development Charge Methodology Update**
- 3. WORK SESSION: Municipal Court Presiding Judge**

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EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Work Session: Parks and Recreation System Development Charge Methodology Update

Meeting Date: July 8, 2019
Department: Public Works
www.eugene-or.gov

Agenda Item Number: 2
Staff Contact: Carolyn Burke
Contact Telephone Number: 541-682-4914

ISSUE STATEMENT

With the adoption of the Parks and Recreation System Plan in July 2018, a new project list and priorities for project implementation were established. The project list and priorities are the basis for an updated System Development Charge methodology. This work session is an opportunity for City Council to learn about the update process and discuss future implementation. No council action is requested at this time.

BACKGROUND

In July of 2018, City Council unanimously adopted *Picture. Plan. Play. A Vision and Implementation Plan for Eugene's Parks and Recreation System*, commonly referred to as the Parks and Recreation System Plan. This plan was built on the input of over 12,000 individuals who participated in a multi-year, award-winning public engagement process. The plan outlines a vision to be implemented over the next 30 years including: renovating existing facilities; acquiring land and building new facilities in unserved areas of town; completing connections throughout the park, path and trail system; and engaging partners to leverage resources and improve services.

In a strong show of support for the plan and for the value residents place on Parks and Recreation in Eugene, a bond and levy were passed in May of 2018. Just over one year into the implementation of the levy, significant achievements have been made in the operations, maintenance and safety of the park system. Numerous bond-funded capital projects are underway.

The implementation of the Parks and Recreation System Plan will require multiple capital funding sources, including bond measures, SDC's, grants, donations and partnerships. SDC's are specifically targeted towards funding portions of the system that are required to support an expanding population. For this reason, SDC fees are applied to the construction of new residential and commercial development. This SDC fee is based on the cost of projects that are planned to occur over the next 20 years that will help meet the park and recreation needs of new growth. Those projects comprise the Draft Parks and Recreation SDC Project List that is included as Attachment A. Ongoing conversations with stakeholders such as the Lane County Homebuilders and Eugene-Springfield Chamber of Commerce are in progress.

A second council work session is planned for September, after which a draft methodology update will be published for public review. A public hearing will be held to obtain input from stakeholders and the general public in November or December with additional council work sessions and action to follow.

PREVIOUS COUNCIL DIRECTION

[July 16, 2018, Public Hearing](#)

City Council unanimously adopted *Picture. Plan. Play. A Vision and Implementation Plan for Eugene's Parks and Recreation System*. The projects and priorities in this plan are the basis for the Parks and Recreation SDC methodology update.

COUNCIL OPTIONS

This work session is for informational purposes, no action is required at this time.

CITY MANAGER'S RECOMMENDATION

This work session is for informational purposes, no action is required at this time.

SUGGESTED MOTION

This work session is for informational purposes, no action is required at this time.

ATTACHMENTS

A. Draft Parks and Recreation SDC Project List

FOR MORE INFORMATION

Staff Contact: Carolyn Burke, Parks and Natural Resource Planning Manager

Telephone: 541-682-4914

Staff E-Mail: cburke@eugene-or.gov

Parks and Recreation SDC Project List (Draft: June 20, 2019)

Project Number	Facility Type	Project Name	Timeframe (Priority)	Total Cost	Rehabilitation Costs	New Capacity Costs	Growth Cost	Growth % of Total Project \$
B1	Nhood	Acquire new neighborhood park sites in underserved areas (Bc; Be)	2	\$1,800,000	0	\$1,800,000	\$1,800,000	100%
B2	Community	Golden Gardens Park general park development to serve Ba	1	\$1,000,000	0	\$1,000,000	\$885,307	89%
B5	Rec Facility	Multi-field sports complex	1/2	\$25,100,000	0	\$25,100,000	\$17,642,178	70%
B7	Nhood	Andrea Ortiz Park development and access improvements	1	\$800,000	0	\$800,000	\$800,000	100%
B8	Nhood	Build playground at Echo Hollow Pool to serve Bd	1	\$200,000	0	\$200,000	\$194,081	97%
B13	Community	Bethel Community Park spray play	1	\$400,000	0	\$400,000	\$174,938	44%
B14	Community	Bethel Community Park running trail (Trail Plan #44)	2	\$75,000	0	\$75,000	\$40,182	54%
B15	Natural Area	Enhance and provide interpretation for Bethel Community Park wetland	2	\$20,000	14,000	\$6,000	\$341	2%
B17	Community	Petersen Park community garden	2	\$200,000	0	\$200,000	\$168,690	84%
B25	Natural Area	Fir Butte habitat restoration (BLM)	2	\$40,000	26,000	\$14,000	\$797	2%
B26	Natural Area	Willamette Daisy Meadow and Green Hill to Fern Ridge habitat restoration	2	\$50,000	25,000	\$25,000	\$1,423	3%
B28	Natural Area	A2 Channel to Meadowlark Prairie Trail acquisition (Trail Plan #C9)	1/2	\$1,280,000	0	\$1,280,000	\$685,778	54%
B29	Other	Farm Belt Trail connection from Hwy 99 to A2 Channel trail acquisition (Trail Plan #C10)	1/2	\$700,000	0	\$700,000	\$375,035	54%
B30	Natural Area	Kalapuya High School to Dragonfly Bend trail acquisition (Trail Plan #38)	2	\$500,000	0	\$500,000	\$267,882	54%
B33	Natural Area	West Eugene Wetlands at Greenhill to Fern Ridge Reservoir/ Fir Butte Road trail development (Trail Plan #29)	2	\$100,000	0	\$100,000	\$50,514	51%
B35	Nhood	Improve access to Irwin Park from Bb	1	\$75,000	0	\$75,000	\$6,317	8%
B36	Nhood	Improve access to Malabon Elementary playground to serve Bd	1	\$75,000	0	\$75,000	\$6,317	8%
B37	Nhood	Improve access to Petersen Park to serve Bf	1	\$50,000	0	\$50,000	\$9,372	19%
B41	Systemwide	Eugene Recreational Walking Routes Planning/ Neighborhood Greenways: Bethel	1	\$150,000	0	\$150,000	\$28,115	19%
B42	Rec Facility	Echo Hollow Pool expansion/ remodel	1	\$10,500,000	3,967,000	\$6,533,000	\$3,741,388	36%
B43	Rec Facility	Petersen Barn expansion/ remodel	2	\$6,771,527	1,196,000	\$5,575,527	\$1,857,533	27%
C1	Metro	Riverfront Park and Plaza at former EWEB site to serve CCa	1	\$4,500,000	0	\$4,500,000	\$4,500,000	100%
C2	Metro	Acquire land or easement in front of SMJ house	2	\$750,000	0	\$750,000	\$750,000	100%
C3	Metro	Acquire land at 4j admin site	2	\$1,000,000	0	\$1,000,000	\$1,000,000	100%
C4	Community	City Central dog park (location TBD)	2	\$250,000	0	\$250,000	\$109,336	44%
C5	Metro	Downtown play area to serve CCa	1	\$1,000,000	0	\$1,000,000	\$970,405	97%
C13	Metro	Washington/Jefferson Park master plan and renovation	2	\$500,000	100,000	\$400,000	\$58,897	12%
C14	Metro	Washington/Jefferson Park basketball court rehabilitation	1	\$150,000	30,000	\$120,000	\$22,492	15%
C17	Metro	Skinner Butte Park habitat restoration	1/2	\$80,000	20,000	\$60,000	\$8,835	11%
C18	Metro	Skinner Butte Park pedestrian trails (Trail Plan #43)	1/2	\$142,000	0	\$142,000	\$71,730	51%
C24	Metro	Owen Rose Garden Management Plan & Renovation	2	\$25,000	12,500	\$12,500	\$2,343	9%
C27	Metro	South Bank running trail (Trail Plan #32)	1	\$250,000	0	\$250,000	\$126,286	51%
C31	Nhood	Eugene Recreational Walking Routes Planning / N'hood Greenways: City Central	2	\$150,000	0	\$150,000	\$150,000	100%
C32	Rec Facility	Campbell Community Center expansion/ remodel	1	\$5,000,000	1,667,178	\$3,332,822	\$1,118,269	22%
C33	Rec Facility	River House Outdoor Center expansion/ remodel	2	\$2,979,000	45,000	\$2,934,000	\$977,486	33%
E2	Systemwide	Implement comprehensive signage improvements	1/2	\$150,000	105,000	\$45,000	\$8,435	6%

Project Number	Facility Type	Project Name	Timeframe (Priority)	Total Cost	Rehabilitation Costs	New Capacity Costs	Growth Cost	Growth % of Total Project \$
E5	Systemwide	Develop and implement a comprehensive approach to locating inclusive play	1/2	\$800,000	240,000	\$560,000	\$104,963	13%
E6	School	Update school playground usage agreements and partner to provide renovations as needed	1/2	\$1,000,000	500,000	\$500,000	\$93,717	9%
E8	Systemwide	Develop and implement a comprehensive approach to locating multi-generational playgrounds/exercise equipment	1/2	\$1,000,000	0	\$1,000,000	\$187,433	19%
E9	Systemwide	Continue to make ADA accessibility improvements throughout system	1	\$300,000	0	\$300,000	\$56,230	19%
E11	Other	P'tanque Court Improvements	2	\$30,000	0	\$30,000	\$30,000	100%
E14	Metro	River visioning project implementation to improve safe access to the Willamette River for swimming, fishing, paddling and nature viewing while maintaining or improving habitat for fish and wildlife	1/2	\$6,000,000	0	\$6,000,000	\$883,454	15%
E15	Natural Area	Amazon Creek water trail feasibility study	2	\$75,000	0	\$75,000	\$37,886	51%
E16	Natural Area	Trail Plan Special Studies	1/2	\$50,000	0	\$50,000	\$25,257	51%
E18	Other	Bicycle related facilities including mountain bike skills park, pump track and educational traffic garden	2	\$100,000	0	\$100,000	\$50,514	51%
E19	Natural Area	Feasibility study of bike/ped bridge over Willamette River to connect to Springfield	2	\$100,000	0	\$100,000	\$50,514	51%
E22	Natural Area	Access and parking improvements at high-use trailheads	1	\$1,000,000	0	\$1,000,000	\$752,571	75%
RS1	Nhood	Acquire new neighborhood park sites in underserved areas (RSc; RSd; RSg; RSh)	1/2	\$2,800,000	0	\$2,800,000	\$2,800,000	100%
RS2	Metro	Acquire and build urban plaza to serve RSc	1/2	\$2,000,000	0	\$2,000,000	\$1,469,479	73%
RS3	Community	Santa Clara Community Park acquisition	1/2	\$2,500,000	0	\$2,500,000	\$2,500,000	100%
RS4	Community	Santa Clara Community Park development	1/2	\$5,000,000	0	\$5,000,000	\$4,426,537	89%
RS5	Community	Santa Clara Community Park running trail (Trail Plan #37)	2	\$150,000	0	\$150,000	\$80,365	54%
RS7	Nhood	Ferndale Park development	1	\$1,000,000	0	\$1,000,000	\$970,405	97%
RS8	Nhood	Lone Oak Park development	2	\$1,000,000	0	\$1,000,000	\$970,405	97%
RS9	Nhood	Ruby Park development	1	\$750,000	0	\$750,000	\$727,804	97%
RS10	Nhood	Terra Linda Park development	2	\$1,000,000	0	\$1,000,000	\$970,405	97%
RS12	Nhood	West Bank/ Hillcrest Site	2	\$750,000	0	\$750,000	\$727,804	97%
RS14	Nhood	West Bank Park playground(s) to serve RSe and RSh	1	\$700,000	0	\$700,000	\$679,283	97%
RS15	Community	RR/SC community garden (location TBD)	1	\$200,000	0	\$200,000	\$168,690	84%
RS16	Community	RR/SC dog park (location TBD)	1	\$250,000	0	\$250,000	\$109,336	44%
RS17	Community	RR/SC spray play at Santa Clara Community Park	2	\$350,000	0	\$350,000	\$153,071	44%
RS30	Other	Farm Belt Trail connection from Hileman Landing to Hwy 99 trail acquisition (Trail Plan #C10)	1/2	\$1,000,000	0	\$1,000,000	\$535,764	54%
RS31	Linear	West Bank Path running trail (Trail Plan #31)	2	\$252,000	0	\$252,000	\$127,296	51%
RS32	Nhood	Improved crossing of Irvington, at Arrowhead	1	\$75,000	0	\$75,000	\$6,317	8%
RS39	Nhood	Eugene Recreational Walking Routes Planning / N'hood Greenways: RR/SC	1	\$150,000	0	\$150,000	\$150,000	100%
SE1	Nhood	Acquire new neighborhood park sites in underserved areas (SEb; SEf)	2	\$1,250,000	0	\$1,250,000	\$1,250,000	100%
SE2	Community	Acquire Amazon Park inholdings	1	\$500,000	0	\$500,000	\$500,000	100%
SE4	Natural Area	Tugman Park habitat restoration	2	\$50,000	30,000	\$20,000	\$1,138	2%
SE18	Metro	Hendricks Park rehabilitation	2	\$500,000	200,000	\$300,000	\$44,173	9%
SE12	Community	Westmoreland Park tennis court renovation	2	\$650,000	260,000	\$390,000	\$73,099	11%

Project Number	Facility Type	Project Name	Timeframe (Priority)	Total Cost	Rehabilitation Costs	New Capacity Costs	Growth Cost	Growth % of Total Project \$
SE17	Natural Area	Habitat renovation in Amazon ash forest and wet prairie sites	1/2	\$50,000	17,500	\$32,500	\$1,850	4%
SE19	Metro	Hendricks Park Rhododendron Garden management plan and rehabilitation	1/2	\$150,000	60,000	\$90,000	\$16,869	11%
SE22	Metro	Hendricks Park Forest Management Plan implementation and habitat restoration	2	\$250,000	125,000	\$125,000	\$18,405	7%
SE24	Metro	Wayne Morse Family Farm nature play to serve SEb	2	\$100,000	0	\$100,000	\$14,724	15%
SE25	Natural Area	Wayne Morse habitat restoration	2	\$50,000	25,000	\$25,000	\$1,423	3%
SE36	Natural Area	Amazon Creek habitat restoration	1/2	\$1,400,000	700,000	\$700,000	\$39,838	3%
SE39	Natural Area	Moon Mountain habitat restoration	2	\$50,000	30,000	\$20,000	\$1,138	2%
SE42	Natural Area	Implement Mariposa Woodlands (Spencer Butte) habitat restoration management plan	1	\$75,000	37,500	\$37,500	\$2,134	3%
SE44	Natural Area	Spur and neighborhood connector trails in various locations acquisition (Priority 2) (Trail Plan #5, 7, 8, 9, 10, 13, 15, 16)	2	\$250,000	0	\$250,000	\$133,941	54%
SE45	Natural Area	Moon Mountain to 30th Avenue trail connector loop acquisition (Trail Plan #21)	2	\$945,000	0	\$945,000	\$506,297	54%
SE46	Natural Area	Ribbon Trail to Bloomberg Park trail acquisition (Trail Plan #22)	2	\$250,000	0	\$250,000	\$133,941	54%
SE47	Natural Area	Suzanne Arlie Park to 30th Avenue trail acquisition (Trail Plan #C7)	1/2	\$900,000	0	\$900,000	\$482,188	54%
SE48	Natural Area	30th Avenue to Moon Mountain Park trail acquisition (Trail Plan #C8)	2	\$200,000	0	\$200,000	\$107,153	54%
SE49	Natural Area	Moon Mountain to Willamette River basin trail acquisition (Trail Plan #C12)	2	\$200,000	0	\$200,000	\$107,153	54%
SE50	Natural Area	South Eugene Meadows pedestrian trail (Trail Plan #3)	2	\$65,000	0	\$65,000	\$32,834	51%
SE51	Natural Area	South Eugene Meadows to Ridgeline Trail at Willamette Street (Trail Plan #4)	1	\$275,000	0	\$275,000	\$138,914	51%
SE52	Natural Area	Spur and neighborhood connector trails in various locations (Priority 1) (Trail Plan #11, 14, 17)	1	\$175,000	0	\$175,000	\$88,400	51%
SE54	Natural Area	Spencer Butte restroom improvements	1	\$250,000	0	\$250,000	\$14,228	6%
SE55	Natural Area	Spencer Butte Park west side pedestrian trail (Trail Plan #12a)	1	\$100,000	0	\$100,000	\$50,514	51%
SE56	Natural Area	Spencer Butte Park barrier-free trail (Trail Plan #39)	1	\$30,000	0	\$30,000	\$15,154	51%
SE57	Metro	Suzanne Arlie Park master plan implementation	2	\$500,000	150,000	\$350,000	\$51,535	10%
SE58	Natural Area	Suzanne Arlie Park Ridgeline Trail extension (Trail Plan #18)	1	\$260,000	0	\$260,000	\$131,337	51%
SE59	Natural Area	Suzanne Arlie Park connector trails and trailhead (Trail Plan #19)	2	\$625,000	0	\$625,000	\$315,714	51%
SE61	Natural Area	Moon Mountain Park shared-use trail and trailhead (Trail Plan #20)	2	\$350,000	0	\$350,000	\$176,800	51%
SE65	Nhood	Eugene Recreational Walking Routes Planning / N'hood Greenways: Southeast Eugene	2	\$150,000	0	\$150,000	\$150,000	100%
SW1	Nhood	Acquire new neighborhood parks in underserved areas (Swa; SWc/f; SWg)	2	\$2,100,000	0	\$2,100,000	\$2,100,000	100%
SW3	Nhood	Mattie Reynolds Park development	1	\$1,000,000	0	\$1,000,000	\$970,405	97%
SW4	Nhood	Warbling Creek Park development	2	\$1,000,000	0	\$1,000,000	\$970,405	97%
SW5	Community	Southwest spray play (location TBD)	2	\$350,000	0	\$350,000	\$153,071	44%
SW6	Community	Southwest dog park (location TBD)	2	\$250,000	0	\$250,000	\$109,336	44%
SW7	Nhood	Amazon channel playground to serve SWd	1	\$250,000	0	\$250,000	\$242,601	97%
SW8	Natural Area	Melvin Miller nature play to serve SWg	1	\$100,000	0	\$100,000	\$97,040	97%
SW11	Community	Churchill Sports Park renovation	2	\$1,250,000	625,000	\$625,000	\$553,317	44%
SW13	School	Churchill HS tennis court renovation (4J)	1	\$650,000	195,000	\$455,000	\$85,282	13%

Project Number	Facility Type	Project Name	Timeframe (Priority)	Total Cost	Rehabilitation Costs	New Capacity Costs	Growth Cost	Growth % of Total Project \$
SW18	Linear	Fern Ridge Path linear park enhancements	1	\$500,000	250,000	\$250,000	\$46,858	9%
SW21	Natural Area	Murray Hill habitat restoration	2	\$60,000	39,000	\$21,000	\$1,195	2%
SW22	Natural Area	Wild Iris Ridge habitat restoration	1/2	\$75,000	37,500	\$37,500	\$2,134	3%
SW25	Natural Area	Willow Creek Rd to West 11th Ave trail acquisition (Trail Plan #C2)	2	\$525,000	0	\$525,000	\$281,276	54%
SW26	Natural Area	Murray Hill to Wild Iris Ridge trail acquisition (Trail Plan #C3)	2	\$805,000	0	\$805,000	\$431,290	54%
SW27	Natural Area	Wild Iris Ridge to Fern Ridge Path trail acquisition (Trails Plan #C4)	1	\$276,000	0	\$276,000	\$147,871	54%
SW28	Natural Area	Wild Iris Ridge to Blanton Road and South Eugene Meadows trail acquisition (Trail Plan #C5)	1/2	\$4,000,000	0	\$4,000,000	\$2,143,057	54%
SW31	Natural Area	Wild Iris Ridge (south end) shared-use trail (Trail Plan #2)	2	\$150,000	0	\$150,000	\$75,771	51%
SW33	Natural Area	Murray Hill shared-use trail (Trail Plan #41)	2	\$145,000	0	\$145,000	\$73,246	51%
SW34	Nhood	Eugene Recreational Walking Routes Planning / N'hood Greenways: Southwest Eugene	1	\$150,000	0	\$150,000	\$150,000	100%
SW35	Rec Facility	New multipurpose community center and pool facility	1/2	\$18,200,000	0	\$18,200,000	\$6,063,480	33%
W1	Nhood	Acquire new neighborhood park sites in underserved areas (Wb; Wc; Wf; Wh)	2	\$2,500,000	0	\$2,500,000	\$2,500,000	100%
W2	Nhood	Striker Field development	1	\$3,200,000	0	\$3,200,000	\$3,105,296	97%
W3	Nhood	Chase Commons development	1	\$1,000,000	0	\$1,000,000	\$970,405	97%
W20	School	Sheldon HS tennis court renovation (4J)	2	\$150,000	75,000	\$75,000	\$14,058	9%
W23	Metro	Alton Baker Park (west) master plan update and renovation	1/2	\$7,500,000	2,250,000	\$5,250,000	\$773,022	10%
W24	Metro	Alton Baker lighting improvements	1/2	\$1,750,000	437,500	\$1,312,500	\$238,727	14%
W26	Metro	Alton Baker Park Canoe Canal feasibility study and restoration	1/2	\$6,000,000	2,400,000	\$3,600,000	\$530,073	9%
W27	Metro	Whilamut Natural Area of Alton Baker Park master plan update and implementation	1/2	\$200,000	100,000	\$100,000	\$18,189	9%
W28	Natural Area	East Bank Path near Beltline to Armitage Park feasibility study	2	\$125,000	0	\$125,000	\$63,143	51%
W29	Natural Area	Acquire natural areas along the Willamette River, north of Beltline	2	\$1,000,000	0	\$1,000,000	\$1,000,000	100%
W30	Natural Area	Delta Ponds bridge and Debrick Slough trail (Trail Plan #34)	1	\$1,000,000	0	\$1,000,000	\$505,143	51%
W37	Nhood	Increase access to Sheldon Sports Park from We	1	\$148,000	0	\$148,000	\$12,465	8%
W38	Nhood	Increase access to Bond Lane Park from Wg	1	\$75,000	0	\$75,000	\$6,317	8%
W39	Systemwide	Eugene Recreational Walking Routes Planning/ Neighborhood Greenways: Willakenzie	1	\$150,000	0	\$150,000	\$28,115	19%
W40	Rec Facility	Sheldon Community Center Expansion/ remodel	1/2	\$10,585,611	3,002,000	\$7,583,611	\$2,526,542	24%
W40	Rec Facility	Sheldon Pool Expansion/ remodel	1	\$5,968,170	0	\$5,968,170	\$3,472,057	58%
TOTAL							\$93,430,049	44%

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Work Session: Municipal Court Presiding Judge

Meeting Date: July 8, 2019
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Becky DeWitt
Contact Telephone Number: 541-682-5616

ISSUE STATEMENT

This work session is an opportunity to for City Council to interview interim Presiding Judge Greg Gill for consideration for the position of the Municipal Court Presiding Judge. This is a follow up to the January 9, January 28, and April 17, 2019, work sessions on this topic.

BACKGROUND

The presiding Municipal Court judge performs and oversees all judicial functions of the Eugene Municipal Court. At the January 9 work session, council expressed an interest in exploring hiring the municipal judge as a regular employee that reports directly to council as the City Manager and Police Auditor do. Council also expressed an interest in involving the entire council in discussions about the parameters, qualifications and process for hiring a judge.

At the January 28, 2019, work session, City staff presented information related to options for filling the municipal judge position which included draft code amendments as well as a draft job description for the municipal judge.

Based on this information, City Council directed the City Manager to present the proposed code amendments for public hearing which was held April 15, 2019. In addition, they directed the City Manager to schedule time for council discussion regarding the job description and salary for the municipal judge position and to schedule a future date for council to have the opportunity to interview the current associate judge in consideration for a direct appointment into the municipal judge position.

Following the April 15, 2019 public hearing, council adopted the proposed ordinance that amended the code to allow Council to hire the presiding judge as either a City employee or an independent contractor. During their April 17, 2019, work session, Council approved a job description and salary framework for this position.

This work session is an opportunity for council to interview Interim Presiding Judge Greg Gill. Staff will work with council to establish a series of questions related to this role prior to the work session. To maximize the time, and to provide an opportunity for follow up questions, Judge Gill will be provided these questions in advance.

PREVIOUS COUNCIL DIRECTION

January 9, 2019, Work Session

Councilors expressed general support for keeping the delineation of the council's three employees as clear as possible; pursuing a salaried model, rather than contracted employee; and involving the entire council in a discussion about the parameters, qualifications and process for hiring a new judge.

January 28, 2019, Work Session

Councilors reiterated their support for transitioning to a salaried model for the Municipal Court Presiding Judge and for pursuing a direct-appoint of Judge Greg Gill.

MOTION: Councilor Clark, seconded by Councilor Syrett, moved to direct the City Manager to 1) bring back the proposed code language in the AIS, Attachment A to a public hearing to make the City Judge a council employee and 2) to schedule as soon as practicable an interview with Judge Gill to consider the possibility of direct appointment of him. PASSED 7:1, Councilor Taylor opposed.

April 15, 2019, Public Hearing

No testimony was provided on the proposed ordinance, which adds the option of hiring the Presiding Judge as a City employee.

MOTION: Councilor Taylor, seconded by Councilor Semple, moved to adopt Council Bill 5204, an ordinance concerning appointment of presiding Municipal Judge and amending section 2.011 of the Eugene Code, 1971. PASSED 8:0.

April 17, 2019, Work Session

Councilors discussed salary options and expressed support for the proposed job description.

MOTION: Councilor Taylor, seconded by Councilor Semple, moved to move forward with the presiding municipal judge's contract salary consistent with option two and with a job description consistent with Attachment A to the agenda item summary. PASSED 8:0

COUNCIL OPTIONS

Council is scheduled to meet in executive session [pursuant to ORS 192.660(2)(a)] on July 10 to deliberate and discuss next steps regarding this role.

ATTACHMENTS

- A. Approved job description
- B. Résumé for Judge Greg Gill

FOR MORE INFORMATION

Staff Contact: Becky DeWitt
Telephone: 541-682-5616
Staff E-Mail: bdewitt@eugene-or.us

Presiding Municipal Court Judge

Bargaining Unit: Non-Represented

Salary: TBD

DEFINITION:

The Presiding Municipal Court Judge reports to the Eugene City Council, performs and oversees all judicial functions of the Eugene Municipal Court, and ensures conformance with municipal, state, federal, and other legal requirements.

DISTINGUISHING CHARACTERISTICS

The Presiding Judge shall have all inherent authority, statutory powers, and duties of a justice of the peace within the jurisdictional limits of the city. This position is characterized by the Presiding Judge maintaining the independence of the Court in performing all the legal and statutory requirements.

SUPERVISION RECEIVED AND EXERCISED

Receives general supervision from the City Council.

Exercises direct supervision over the Associate and Assistant Municipal Court Judges.

EXAMPLES OF DUTIES – Duties may include, but are not limited to, the following:

Provides regular updates and reports to Eugene City Council.

Presides over trials and renders judgements for misdemeanor traffic and non-traffic crimes, violations of city ordinances, traffic violations, parking violations, and any other cases within the jurisdiction of the Municipal Court.

Presides over pretrial disposition conferences, arraignments, motion hearings, traffic hearings, jury and non-jury trials and various other court settings as required for the City of Eugene.

Presides over specialty court dockets such as Community Court and Mental Health Court.

Presides over in-custody appearances at the Lane County Adult Corrections facility.

Authorizes issuance of search and arrest warrants.

Writes opinions, stays current with municipal and state law and changes.

Accomplishes, by lawful means, notices of jury duty, summonses, and all other orders of the court necessary for the proper conduct thereof and, within the limit set by the penalty and state law, may prescribe the security amounts, fine or forfeiture for violation of any provision of this code.

Represents Municipal Court on a variety of City committee and task teams, establishing productive and positive relationships with community groups, stakeholders and municipal court staff.

Works with the Court Administrator and other judges to establish the policies, procedures and priorities for the Court, including establishing policies regarding security amounts, fines and the entry and docketing of judgments and all other matters touching the conduct of proceedings in the Court.

Works closely with the Court Administrator to build a culture committed to innovative programs and achieving a high performance court. This is accomplished through implementation of best practices in case flow management, data analysis, and employee engagement.

Works closely with the Court Administrator to stay within the annual budget allocation for the Municipal Court.

Sets standards for judicial conduct and decision-making in the Court.

Responsible for assigning cases, conducting judicial meetings and providing training for associate and assistant judges as necessary.

In consultation with the Associate Municipal Judge, appoints the Assistant Municipal Judges from active members of the Oregon State Bar Association in good standing.

Ensures implementation of, and adherence to the City's Affirmative Action Plan and diversity initiatives. Facilitates judicial development on such issues as diversity and creating a respectful working environment.

Performs other duties, as required.

QUALIFICATIONS

Knowledge of:

Oregon law on traffic violations, traffic procedure, Oregon evidence code, misdemeanor crimes and criminal procedure.

Pertinent federal, state and local laws, codes and regulations.

Current social, political and economic trends related to the operations and issues of municipal government and criminal justice.

Ability to:

Work closely with the Court Administrator with regards to court programs, policy development and implementation; determine how to work effectively and collaboratively with a variety of stakeholders by identifying potential problems and opportunities.

Conduct court room proceedings in a neutral environment.

Work closely with the Court Administrator with regards to non-judicial functions of the Municipal Court System and to create and maintain a collaborative, welcoming, respectful, and productive work environment.

Communicate with a variety of cross-cultural audiences clearly, concisely and effectively, both orally, including public speaking, and in writing.

Listen effectively to individuals and groups to build trust and fairness.

Maintain confidentiality.

Operate standard office equipment and learn case management software.

Training and Experience:

The Presiding Municipal Judge must have a Juris Doctorate from an accredited university and have at least five (5) years' experience as a practicing attorney in municipal law, criminal law, trial experience, or as an administrative hearings officer, arbitrator or judge, or any equivalent combination of experience and training that demonstrates possession of the required knowledge, skills, and abilities.

Active Member and in good standing with the Oregon State Bar.

Compliance with Oregon State Statute 2017 ORS 221.142 Qualifications for Municipal Judges.

Desired but not required, is experience in Community Court Administration or other form(s) of alternative jail programs.

Additional Requirements:

Candidates for this position are subject to a police background investigation and must obtain Law Enforcement Data System (LEDS) clearance.

Candidates must also possess or have the ability to obtain and maintain an appropriate, valid, Oregon driver's license, and respond to incidents within a reasonable amount of time.

Working Conditions:

This position primarily works in a fast-paced courtroom setting, deals with distraught individuals and challenging interactions. While performing the duties of this job, the employee may have prolonged periods of sitting, using a keyboard or similar device, and focusing on a computer screen. Periodic attendance at meetings or activities outside of normal working hours.

Court is held at three locations Lane County Adult Correctional Facility, Eugene Public Library, and the Eugene Municipal Courthouse.

GREGORY EDWARD GILL

Attorney at Law

Gardner Potter Budge, *LLC*

696 Country Club Road

Eugene, OR 97401

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541.687.9001 – office

ggill@gardnerpotter.com

Oregon State Bar Number: 077199

Work Experience

Interim Presiding Municipal Court Judge
December 2018 to Present

Eugene Municipal Court
Eugene, OR

- Preside over all Eugene Municipal Court criminal and traffic dockets.
- Work closely with court administration, staff and other judges to ensure sound and continuing court policy and procedures regarding any matter that may come before the Court or may affect the court in any way.
- Supervise all Eugene Municipal Court judges, including conducting regular judges meetings.
- Community Court Primary Judge.
- Represent the Eugene Municipal Court at different city, community and speaking engagements. Remain involved with different and appropriate work groups, committees, panels and boards.
- All other general duties of the Eugene Municipal Court Presiding Judge.
- All general duties and responsibilities as outlined in “Associate Municipal Court Judge” and “Assistant Municipal Court Judge,” below.

Associate Presiding Municipal Court Judge
November 2016 to December 2019

Eugene Municipal Court
Eugene, OR

- Responsible for the training and continued education/compliance of Eugene Municipal Court Judges.
- Responsible for judicial scheduling and coverage regarding all Eugene Municipal Court dockets.
- All general duties and responsibilities as outlined in “Assistant Municipal Court Judge,” below.
- Act as Presiding Judge during the absence of the appointed Presiding Municipal Court Judge, including representing Eugene Municipal Court at city presentations, events, meetings, search committees and other tasks as designated by the Presiding Judge.
- Act as Community Court Judge during the absence of the appointed Presiding Municipal Court Judge., and fully participate in Community Court program.

[Work Experience heading – continued next page]

Assistant Municipal Court Judge
October 2013 through October 2016

Eugene Municipal Court
Eugene, OR

- Preside over criminal trials, both six-person jury trials and trials to the court.
- Preside over criminal arraignments – including those held in-custody at the Lane County Adult Correctional Facility; preside over changes of plea and sentencing dockets, and violation and traffic level trials.
- Remain current with all criminal law and procedure, including municipal, state and federal law.
- Preside over criminal motion hearings (both pre-trial and post-conviction) including suppression, demurrer, and other criminal evidentiary motion hearings.
- Review applications for search/seizure warrants - telephonic or otherwise – and approve/issue as appropriate upon the required statutory showing of proof by the City of Eugene; review of Probable Cause Affidavits regarding determination of whether probable cause to hold a defendant in-custody exists and whether a defendant should remain in custody; and conduct other out-of-court “paper” hearings.
- Conduct settlement conferences and facilitate negotiations as needed between the prosecution and the defense regarding pending criminal matters.

Attorney - Partner
September 2009 through Present

Gardner Potter Budge Spickard & Cascagnette L.L.C.
Eugene, OR

- Criminal Defense: Contract Attorney for indigent defense - Circuit Court for the State of Oregon in Lane County, Oregon, and for the Municipal Court for the City of Eugene, Oregon (through October 2013). Includes trials, investigations, advising defendants regarding his or her legal options, file and argue motions, negotiate resolutions, and argue sentencing on behalf of the defendant.
- General litigation practice: General litigation in criminal defense, family, real estate, estate planning and business/commercial law to include trials, drafting pleadings, motions, judgments, trusts and wills, trust deeds/documents, and hearing memoranda; advising clients on litigation strategy and resolution; negotiating settlement agreements.

City Prosecutor
April, 2010 through June 2013

City of Coburg, Oregon

- Municipal Prosecution: Intake/Review Coburg Police/Lane County Sheriff reports, file criminal complaints, work closely and in tandem with City of Coburg Chief of Police. Prosecution of Criminal charges, including trials, investigation, suppression and omnibus and other hearings, and sentencing hearings. Negotiate with criminal defense attorneys regarding appropriate resolutions. Provide training and information to Coburg City Police regarding general criminal procedure and advise individual cases.

[Work Experience heading – continued next page]

Associate Attorney

Arnold Gallagher Percell Roberts & Potter, P.C.

July 2008 through August, 2009

Eugene, OR

- General Civil Litigation Attorney: Trials - both jury and bench - including preparation of exhibits, witnesses and trial memoranda, and depositions, and mostly concerning commercial contract disputes.
- Draft pleadings, motions, judgments and hearing memoranda, including complaints, answers, motions to dismiss, motions for summary judgment, requests for production, motions for preliminary injunctions and temporary restraining orders.
- Appeals: Research and author successful appellate briefs.
- Advise clients on litigation strategy and resolution. Negotiate with opposing counsel and unrepresented parties.
- Draft detailed contracts and settlement agreements.

Judicial Law Clerk

Honorable Karsten H. Rasmussen

August 2007 through June 2008

Eugene, OR

- Lane County Circuit Court for the State of Oregon
- Civil Motions Assignment - Performed legal research and wrote memoranda/recommendations on a weekly and an “as required” basis regarding the civil motions docket and ex parte matters. Researched, drafted and prepared judicial opinions and orders regarding civil and criminal matters.
- Judicial Law Clerk duties during criminal and civil jury trials and other hearings.

Hearings Officer

Office of Student Conduct/Judicial Affairs

August 2005 to August 2007

University of Oregon - Eugene, OR

- Work closely with the City of Eugene Police and University of Oregon Department of Public Safety; charged students with violations of the University of Oregon Conduct Code such as drug and alcohol offenses, theft, physical assault, possession of weapons, verbal, physical, and sexual harassment, cheating, plagiarism and academic dishonesty.
- Presided and decided over 660 student conduct cases in the 2005-2006 and 2006-2007 academic years.
- Interpreted, applied and ensured compliance with applicable Oregon Administrative Rules and with federal rules.

Captain - United States Marine Corps

Camp Lejeune, NC

1999 to 2003: *Active Duty*

2003 to 2007: *Inactive Reserve*

- Combat Arms Platoon Commander - Field Artillery. Directed daily and long term training exercises involving at least 65 Marines; arranged and supervised military training exercises for up to 125 Marines; evaluated commissioned and non-commissioned officers and platoon leaders on proper tactics, techniques, and procedures. Platoon level disciplinary hearings and counsel.

[Work Experience heading – continued next page]

- Maintained multiple accounts of at least \$1,000,000 of inventory material, including confidential and sensitive equipment and weaponry.
- Artillery Liaison Officer to affiliated Infantry and Tank Companies and Close and Deep Air Support Squadrons in order to integrate fire support into combined arms operations.
- National Defense Medal, Department of Defense; Overseas Deployment Ribbon, Department of Defense; Top 25% of graduating class and First Place Physical Fitness Award, Officer Basic Course, Fort Sill, OK.

Education/Scholarships

University of Oregon School of Law Juris Doctorate – May, 2007

Eugene, OR

- Graduate Teaching Fellowship – Office of Student Conduct (20-25 hours per week)
 - Fellowship provided full law school tuition waiver and monthly stipend.
- Prosecution Clinic – District Attorney’s Office - Lane County Courthouse – Eugene, OR
- Judicial Externship – Honorable Karsten H. Rasmussen – Lane County Courthouse – Eugene, OR

Whitman College BA - May, 1998

Walla Walla, WA

Bachelor of Arts – Major: Philosophy – Minor: Geology

- Whitman College Academic Scholarship, 1994-1998
- Discipline/Standards Committee Chair, Tau Kappa Epsilon Fraternity
- Lacrosse and Cross Country Teams

University of St Andrews January - June 1997

St Andrews, Scotland

- Studied Legal and Moral Philosophy, Environmental Geology and Scottish History.