



Eugene City Council

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AMENDED AGENDA EUGENE CITY COUNCIL

July 27, 2020

**7:30 p.m. CITY COUNCIL MEETING AND
MEETING OF THE EUGENE URBAN RENEWAL AGENCY**

Due to Governor Kate Brown's Stay Home, Save Lives Executive Order to combat the spread of Covid-19, this meeting will be held remotely using virtual meeting technology. Information about online or other options for access and participation will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>

**Meeting of July 27, 2020;
Her Honor Mayor Lucy Vinis Presiding**

Councilors

Emily Semple, President
Mike Clark
Chris Pryor
Betty Taylor

Jennifer Yeh, Vice President
Greg Evans
Claire Syrett
Alan Zelenka

Note: This agenda was amended to reflect that Item 6 has been moved to Item 4.

**7:30 p.m. CITY COUNCIL MEETING AND
MEETING OF THE EUGENE URBAN RENEWAL AGENCY**

1. COMMITTEE REPORTS AND ITEMS OF INTEREST

2. CONSENT CALENDAR I

A. Approval of City Council Minutes

June 17, 2020, Work Session
June 22, 2020, Work Session
June 24, 2020, Work Session
July 13, 2020, Work Session
July 13, 2020, Meeting

B. Approval of City Council Tentative Agenda

**C. Initiation of Land Use Regulation Extending the Expiration Dates for Certain
Land Use Approvals**

July 27, 2020, Meeting

3. PUBLIC FORUM

4. Appointments to Police Commission

5. URBAN RENEWAL AGENCY ACTION: Park Blocks and Farmers Market Projects and Funding

6. ACTION: Resolution Calling a City Election on November 3, 2020, for the Purpose of Referring to the Legal Electors of the City of Eugene a Charter Amendment that Elects the Mayor and City Councilors Using the Score Then Automatic Runoff (STAR) Voting Method

Adjourn.

The Eugene City Council welcomes your interest in these agenda items. This meeting location is wheelchair-accessible. For the hearing impaired, an interpreter can be provided with 48 hours' notice prior to the meeting. Spanish-language interpretation will also be provided with 48 hours' notice. To arrange for these services, contact the receptionist at 541-682-5010. City Council meetings are telecast live on Metro Television, Comcast channel 21, and rebroadcast later in the week.

El consejo de la Ciudad de Eugene agradece su interés en estos asuntos de la agenda. El lugar de la reunión tiene acceso para sillas de ruedas. Se puede proveer a un intérprete para las personas con discapacidad auditiva si avisa con 48 horas de anticipación. También se puede proveer interpretación para español si avisa con 48 horas de anticipación. Para reservar estos servicios llame al 541-682-5010. Las reuniones del consejo de la ciudad se transmiten en vivo por Metro Television, Canal 21 de Comcast y son retransmitidas durante la semana.

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EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: July 27, 2020
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2A
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

SUGGESTED MOTION

Move to approve the minutes for the work sessions on June 17, June 22, June 24, and July 13; and the meeting on July 13.

ATTACHMENTS

- A. June 17, 2020, Work Session Minutes
- B. June 22, 2020, Work Session Minutes
- C. June 24, 2020, Work Session Minutes
- D. July 13, 2020, Work Session Minutes
- E. July 13, 2020, Meeting Minutes

FOR MORE INFORMATION

Staff Contact: Beth Forrest
Telephone: 541-682-5882
Staff E-Mail: bforrest@eugene-or.gov

MINUTES

Eugene City Council Virtual Work Session Eugene, Oregon 97401

June 17, 2020
12:00 p.m.

Councilors Present: Emily Semple, Betty Taylor, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Claire Syrett and Chris Pryor

Mayor Vinis opened the June 17, 2020, work session of the Eugene City Council.

1. **WORK SESSION: CAP2.0 Update**

Chelsea Clinton provided an update on the Community Climate Action Plan 2.0 and the Mayor's CRO Ad Hoc Work Group.

Council Discussion:

- Councilor Zelenka – thanked staff for their work; explained the process started without a definitive path but that path was created as the work continued, with a result of over 300 ideas; stated this will be a great list from which to achieve goals and maintain momentum, and this was an excellent work product and process with great ideas from the community.
- Councilor Taylor – stated it was a good idea to have the Sustainability Commission serve as the group to work on accountability; suggested the Sustainability Commission could offer to speak to neighborhood groups; stated in her experience, meetings spread around the community are not as well attended as ones held regularly at the same location.
- Councilor Syrett – thanked staff for their work; stated she likes the idea of the Sustainability Commission being the body to hold this work, and of the Sustainability Commission members speaking to neighborhood groups, which will help promote bonds among community members engaging in this work; appreciated aligning the annual report with the budget cycle and commended the public engagement for the process.
- Councilor Yeh – thanked staff for the presentation; stated she supports the Sustainability Commission reaching out to neighborhood groups; stated she is glad to hear of the reconvening of the Equity Panel and suggested making it an on-going group.
- Councilor Semple – expressed appreciation of the process; stated she looks forward to implementation and believes the Equity Panel is an essential part of that work; thanked staff for being inclusive and responsive to the community.
- Mayor Vinis – stated this is difficult work and the fact that 300 ideas were brought forward by a community survey speaks volumes of this community's potential to make needed changes; stated this was a positive process and the participants felt heard, and as the City engages in other equity work and police reform conversations, this would be a great model.

2. **WORK SESSION: Parks and Recreation Bond and Levy Update**

Parks and Open Space Director Craig Carnagey and Recreation Services Director Craig Smith provided an update on the work accomplished thus far implementing the parks and recreation bond and levy measures to renovate parks and recreation facilities, build new parks in underserved areas, improve public safety in parks, and restore park maintenance activities.

Council Discussion:

- Councilor Syrett – stated this is a great reminder of the good work the community has asked the City to undertake; stated in regard to the Riverfront Park, she is happy to see the commitment to honor the history of this part of the city and its significance to the African American community; expressed appreciation for creation of the wellness check protocol for seniors; stated she is very pleased to hear of the energy efficiency measures implemented at Echo Hollow Pool; stated the projects and work are inspiring and show what can be accomplished with the support of the community.
- Councilor Zelenka – expressed approval of the carbon footprint and energy savings at Echo Hollow Pool; asked if the new pool will be yards or meters; expressed appreciation for the wellness for seniors innovation; stated the across-the-river exhibit at Riverfront Park will be a good tribute to the community's history; stated these bond projects are stimulus projects and create jobs in the community; urged staff to keep up the good work and do more.
- Councilor Pryor – expressed deep appreciation for staff being able to keep an eye on the long-term goals, which is what capital improvement projects are, and do them in a sustainable, environmentally safe and strategic way; said he is impressed at staff's ability to be adaptable and flexible to the changing landscape, due to COVID or other situations, looking at short-term needs and situations and using them to produce something even better.
- Councilor Clark – asked what impacts there would be to the specific projects mentioned in this presentation if the Parks and Recreation System Development Charge methodology does not change.
- Councilor Yeh – stated she is impressed with the projects coming out of the City's Parks and Open Space and Recreation divisions; expressed appreciation for the variety and caliber of the programs, and staff's creativeness in thinking about how to serve the community.
- Councilor Semple – expressed appreciation for the great work staff is doing and encouraged them to keep it up.
- Mayor Vinis – stated she is open to having walking meetings with Councilors as part of the City Manager's Activity Challenge.
- Councilor Clark – congratulated Sarah Medary on her first official meeting as City Manager.

The meeting adjourned at 1:11 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Jessica Gebb)

Link to the webcast of this City Council meeting [here](#).

MINUTES
Eugene City Council and Eugene Urban Renewal Agency
Virtual Work Session
Eugene, Oregon 97401

June 22, 2020
5:30 p.m.

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Jennifer Yeh, Mike Clark, Claire Syrett, Chris Pryor, Greg Evans

Mayor Vinis opened the June 22, 2020, work session of the Eugene Urban Renewal Agency.

1. WORK SESSION: Park Blocks and Farmers Market Update

City Manager Sarah Medary and Urban Development Manager Will Dowdy provided an update on the park blocks and farmers market, including design and project process, funding, and options moving forward.

Council Discussion:

- Councilor Taylor – expressed support for scheduling a public hearing and moving forward with the farmers market; spoke about flexibility of funds and the need for restrooms.
- Councilor Syrett – concurred with moving forward with a public hearing and plans for the farmers market; spoke to the impacts of the farmers market on the local economy.
- Councilor Clark - agreed to move forward with a public hearing; asked about the SDC funding option and methodology.
- Councilor Yeh – expressed appreciation for the potential use of grants; asked about the budget for the small phase option; agreed to move forward with a public hearing.
- Councilor Pryor – agreed to proceed with public hearing; spoke about the phasing of the project.
- Councilor Zelenka – expressed appreciation about potential grants and the improvements to the design drawings; asked about Type 2 substantial plan amendment; inquired about the park blocks immediate short-term needs and the park blocks stage; agreed to move forward with the farmers market; expressed concern regarding a public hearing and educating the public on the use of Urban Renewal Agency funds; asked about amending the plan and scheduling a public hearing.
- Councilor Semple - concurred with moving forward with a public hearing and planning for the farmers market; spoke about pavement issues in the park blocks and the use of SDCs for the project; inquired about the other smaller projects occurring and restroom availability.
- Mayor Vinis – asked about the streets and curb work needed for the project; spoke about the park blocks and plaza outdoor events area; concurred with others on moving forward with the farmers market.
- Councilor Zelenka – asked about the availability of SDCs and other funding for the project; talked about amending the plan; spoke of the construction of the project as a local stimulus initiative; asked for a shortened process option.
- Councilor Clark – spoke of the need for more public comment.
- Councilor Zelenka – talked about the need for public comment and the process for moving forward.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to direct the Agency Director to schedule a Public Hearing on the Park Blocks and Farmers Market projects in order to solicit public feedback on whether the Park Blocks and Farmers Market projects should move forward, as well as the appropriate funding mechanisms for the projects. The Agency Director is further directed to schedule a meeting to allow the Agency Board to deliberate on the projects. The meeting should be scheduled after the public hearing but prior to July 30, 2020. Also, direct the Agency Director to begin the process to amend the Downtown Urban Renewal Plan to amend or remove the cap on Agency funds that may be used on the Farmers Market project. **PASSED: 8:0**

Mayor Vinis adjourned the Eugene Urban Renewal Agency and opened work session of the Eugene City Council.

2. CONSENT CALENDAR 1

- A. Approval of City Council Minutes
 - May 18, 2020, Work Session
 - May 26, 2020, Work Session
 - June 8, 2020, Work Session
 - June 8, 2020, Meeting
- B. Approval of City Council Tentative Agenda
- C. Appointment to Whilamut Citizen Planning Committee

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to approve the items on the Consent Calendar 1. **PASSED 8:0.**

The meeting adjourned at 6:22 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Carolyn Dimick-Kronberger)

Link to the webcast of this City Council meeting [here](#).

MINUTES

Eugene City Council Virtual Work Session Eugene, Oregon 97401

June 24, 2020
12:00 p.m.

Councilors Present: Emily Semple, Betty Taylor, Alan Zelenka, Jennifer Yeh, Mike Clark, Claire Syrett and Chris Pryor.

Councilors Absent: Greg Evans.

Mayor Vinis opened the June 27, 2020, work session of the Eugene City Council.

1. **WORK SESSION: Adoption of the Eugene-Springfield Area Natural Hazards Mitigation Plan 2020**

Emergency Manager Kevin Holman gave a brief presentation of the Eugene-Springfield Multi-Jurisdictional Natural Hazards Mitigation Plan (NHMP) for Council approval.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt a Resolution Adopting the Eugene-Springfield Area Multi-Jurisdictional Natural Hazards Mitigation Plan 2020 and Replacing the Plan Adopted by Resolution NO. 5126. PASSED 7:0.

Council Discussion:

- Councilor Syrett – asked whether any public comments had been received, and what the nature of the comments were.

2. **WORK SESSION: Wild Turkey Population Management**

Building and Permit Services Director Lydia Kaye introduced Chris Yee with the Oregon Department of Fish and Wildlife (ODFW), who gave a presentation on strategies enacted to reduce the wild turkey population in Eugene.

Council Discussion:

- Councilor Pryor – thanked staff and ODFW for the update; stated he was unaware of the degree to which trapping had begun and circumstances constraining that up to now; stated he is glad to hear the superflocks are beginning to break up; encouraged ODFW to also focus mitigation strategies in the south hills where turkey populations concentrate; thanked ODFW for its work.
- Councilor Syrett – expressed surprise that Ya-Po-Ah Terrace was a starting point for trapping as she did not realize there was a concentration of turkeys in the area; asked how large the flock was when trapping began at that location; expressed appreciation for the advice and partnership of ODFW in trying to mitigate the situation.
- Councilor Zelenka – thanked ODFW for its work; asked how well the feeding ban is working; asked how long the population reduction through trapping will take; offered assistance to ODFW to advocate for funding if it finds funding is reduced for this work; asked how large a flock and superflock are; asked how many flocks are in the city limits.
- Councilor Taylor – asked if trapped birds are killed and stated she is disturbed by this; stated she doesn't believe turkeys do a lot of harm.
- Mayor Vinis – stated it is helpful to know this will be a long-term process; stated that a 150-bird flock is alarming and reinforces the need to reduce the turkey population; thanked ODFW for its work.

3. **WORK SESSION: Public Safety Review Discussion**

City Manager Sarah Medary introduced the discussion, with the purpose of preparing for the July 20 Council Work Session on Public Safety Funding Review.

Council Discussion:

- Councilor Yeh – shared that the Civilian Review Board (CRB), supported by the Police Commission (PC), has requested the formation of a task force or ad hoc committee to assist in reviewing police policy; stated that Councilor Evans has a task force or committee idea as well, but would prefer he be present to articulate his ideas.
- Councilor Zelenka – stated he is committed to reform and action, both within EPD and other City institutions; stated Council has received an enormous amount of public input and should ensure everyone is heard; stated his first criteria for creation of a group is that it be an inclusive, large committee with many voices including those of Council, commissions and community groups; shared his second criteria that Council act in a timely manner while being thoughtful and deliberate, making a plan for short- and long-term actions; suggested before the July 20 work session, Council can make suggestions of different groups of people that could be on this committee.
- Councilor Pryor –stated he likes the idea of being able to work on this in an inclusive way; cautioned that accomplishing something constructive will take time and will need to be a knowledgeable and informed process capable of harnessing people’s passion and energy; stated he thinks this task force can be a good way to do this, but wants it to move along.
- Councilor Clark – thanked Chief Skinner and the police officers who helped protect the councilors’ homes during the protests; stated he would like to hear more people in the community talk about the outcomes they want to see; stated he served on the Police Commission for nine years and worked on the use-of-force policies, and noted that if Council reviews any of them, a thorough process is used; stated he was concerned to read the statement from the City’s Human Rights Commission which contained inaccuracies and misinformed ideas about how policy is created and executed in the City; stated he wants to hear from the City’s commissions but they should understand how the City works.
- Councilor Taylor – expressed appreciation to the police department and stated she is concerned for the families of police officers who are having to hear all the things said about their loved one; stated she does not believe the police department is racist, and does not believe the City has racist policies, but thinks there are people who are still racist; stated she is opposed to forming an ad hoc committee and that Council should be the committee, working with police leadership and officers; stated the local police force is being blamed for something that happened in Minneapolis when it is not the practices and policies used here; stated she is concerned about this and it is why she didn’t want to sign the Council statement which said the police and the City have racist policies when that is not true.
- Councilor Syrett – stated it does seem like Council is discussing two different ideas: consideration of budget priorities as they relate to community safety, and consideration of the City’s police policies specifically, which predicates the request from the CRB and PC to form a committee; stated she is in support of looking at a longer-term rebalancing of Community Safety expenditures and watching for opportunities in the short-term, such as dedicating increased marijuana tax revenues to homelessness and social services; expressed desire for Council to be deliberative and engage with a broad sector of the community to define clear outcomes.
- Mayor Vinis – stated the City and City Council have lamented the challenge of recruiting and including young voices and diverse voices in the City’s boards and commissions and policy-making groups, and now there is a groundswell of young and diverse voices who want to engage in civic decisions; stated she sees it an opportunity for both sides, for the City to understand who they are and their concerns, and for them the opportunity to learn about the civic system and how to make changes within that foundation and structure.

- Councilor Zelenka – stated he doesn’t see the distinction between the budget issues and the police issues, he sees them as intertwined and would not want to have two parallel processes; stated he appreciates the frustration and passion of those wanting to get this solved, but wants to act in a thoughtful way; stated we can start distinguishing things to work on in the short-term with a deadline so as not to run the risk of talk with no action; suggested we can start off with listening sessions to hear people’s ideas and have a create a summary before the Council work session on July 20; thanked police for their work.
- Councilor Yeh – thanked the police officers for being present during the protests at councilors’ homes; stated she thinks the issues are too big for one committee; expressed concern for the entire Council being on the committee and stated whatever the end result is, the majority of members should not be Councilors; stated she hopes staff is finding an opportunity to look at equity issues within the organization; stated she would like to move forward with creating the group the CRB and PC have requested as she would like to be responsive to their request and have it going before summer break.
- Councilor Clark – stated he wants to live in a community where each person in it is treated equally before the law, and thinks it has almost never been true; stated the council instituted a payroll tax to fund public safety more thoroughly, and if that narrative is to change and resources are moved away from policing, consideration should be given to getting rid of the payroll tax just created; stated he doesn’t think Council has a read on where most of the community is on these issues and until it does, should not be acting.
- Councilor Pryor – stated there are a number of changes already being considered in Salem and Washington, D.C., to which Council needs to pay attention to know how it fits into any conversations or strategies at the local level; cautioned that actions will need to be thought through to avoid any unknowns or unexpected consequences, and it will need to be a thoughtful, knowledgeable and deliberate process; stated everyone must be honest in the way they approach the process.
- Councilor Semple – stated the issue is huge and emotional, but is also an opportunity; stated Council needs to respond as quickly as possible, but also carefully and inclusively; suggested Council needs to work upstream and eliminate some of the reasons for law enforcement; stated she wants to have a more peaceful dialogue with good outcomes, and wonders how the rest of the community thinks because she cannot hear them over the group that is extremely loud.
- Councilor Taylor – agreed that not everyone is being heard and she doesn’t know anyone that doesn’t think the idea of defunding the police is appalling; stated it is an emotional topic that is causing people to be illogical; stated she was never in favor of the payroll tax and feels it should be repealed or revised because it discriminates against low-wage people and can contribute to more homelessness; stated she thinks Council should vote on whether to establish this large committee.
- Councilor Syrett – stated she voted in support of the budget and is supportive of the current plan on how the payroll tax will be allocated; stated that going forward she is willing to consider measured shifts over time to increase support for other ways to achieve public safety and feels a significant portion of her constituents would be supportive of that shift; stated she feels there are two conversations: questions about police policy that Councilor Yeh is proposing Council find a potential way to start the conversation, and how implementation of activities is supported through the budget process, whether it is homeless services, police patrols, or 911; stated these items need to be deliberated and voted on by Council before moving forward with consideration of these topics.
- Mayor Vinis – acknowledged everyone’s impatience to commit to action and encouraged patience for outcomes; stated the CRB and PC can do work on looking at specific police policies, and Council can commit itself to a large community conversation without predicting what the outcome will be.

- Councilor Zelenka – agreed how police policy and budgeting/Community Safety Initiative construct can be two different processes, and this dichotomy can also lead to two immediate actions; stated he doesn't buy into the idea of defunding police; suggested another model that would allow councilor involvement is as an ex-officio member, without voting privileges but there to hear the conversation; stated the two presumptive councilors for wards 2 and 8 need to be included too; said he thinks Eugene's story of its long legacy of reform needs to be told; in the short-term the Mayor and City Manager can collect more input to be considered at the July 20 meeting, to help Council craft a more thoughtful process.
- Councilor Clark – stated he spent a lot of time on the Police Commission writing many of these policies, including the bias-free policing policy, which involved many conversations with officers and staff in the department to understand how the impact of those policies, written by non-police people, affect their day-to-day lives; asked Council to consider what it expects of the police department and does it expect police officers to make the right decisions and behave perfectly all of the time; stated it is an important question to be fair to employees about how they are asked to do the job of keeping the community safe, enforcing and forcing people to comply with the rules.
- Mayor Vinis – stated it is her hope through a community conversation that community members can understand more about how government works and Council can get a better sense of priorities and outcomes; stated there is a dynamic process that can happen.

MOTION: Councilor Yeh, seconded by Councilor Syrett, moved to direct the City Manager to work with staff, the Human Rights Commission, the Police Commission and the Civilian Review Board to create a task force from those groups and the community, tasked with developing a plan for reviewing and making recommendations on police policy to Council and then making those recommendations.

MOTION TO POSTPONE: Councilor Clark, seconded by Councilor Taylor, moved to postpone and have the discussion prior to July 30.

Council Discussion:

- Councilor Clark – stated Councilor Evans is not present and he does not want to vote on the creation of this group without him; stated more time is needed to discuss many pieces of this motion which Council does not have at this meeting.
- Councilor Zelenka – suggested the motion could be simplified and brought back on July 20; stated Councilor Evans needs to be part of the conversation.
- Councilor Semple – stated Council needs to vote on the motion, but not today; stated she is concerned about leaving it until July 20 and agreed that Councilor Evans needs to be present.
- Mayor Vinis – suggested she and the City Manager can look for a new date, and Council and staff can come back more prepared for the conversation.
- Councilor Taylor – stated the City has a Police Commission and its function is to make recommendations on police policy, so why create another committee; stated she supports the motion to postpone.
- Councilor Yeh – stated she appreciates the direction and agrees to postpone as long as it is not to July 20; stated for the motion she will suggest three members from the HRC, PC, CRB, and City Council with an additional 4-5 community members.

VOTE ON MOTION TO POSTPONE: PASSED 7:0.

The meeting adjourned at 1:38 p.m.

Respectfully submitted,
MINUTES – Eugene City Council
Work Session

June 24, 2020

Page 4

Beth Forrest
City Recorder

(Recorded by Jessica Gebb)

Link to the webcast of this City Council meeting [here](#).

MINUTES

Eugene City Council Virtual Work Session Eugene, Oregon 97401

July 13, 2020
5:30 p.m.

Councilors Present: Betty Taylor, Emily Semple, Alan Zelenka, Jennifer Yeh, Mike Clark, Claire Syrett, Chris Pryor, Greg Evans

Mayor Vinis opened the July 13, 2020, work session of the Eugene City Council.

1. **WORK SESSION: Library Local Option Levy**

City Manager Sarah Medary and Library Services Director Will O'Hearn provided information about service options and rates for a Library Local Option Levy.

Council Discussion:

- Councilor Semple – expressed support for Option 1 and for referring a levy to the ballot to maintain services; acknowledged Option 2 may become more of a priority as a response to economic uncertainty; talked about the availability of hot spots.
- Councilor Yeh – thanked staff for the presentation; talked about Option 2 and expressed concern about the equity issues it raises by presenting services as add-ons, rather than priorities; suggested consideration of shifting funds to re-prioritize.
- Councilor Clark – spoke about equity issues that were raised; asked staff to create more pro and con factual points regarding budget issues and impacts, rather than engaging in advocacy.
- Councilor Syrett – discussed other councilors' critiques and concerns regarding equity; expressed support for Option 2; talked about connectivity and availability of hot spots.
- Councilor Zelenka – expressed support for maintaining service levels and Option 2, noting post Covid-19 resources will be critical to local recovery.
- Councilor Pryor – agreed that the budget to maintain should include equity considerations; expressed support for Option 2.
- Councilor Taylor – expressed support for Option 1; expressed concern about increasing taxes and the inherent equity of the library.
- Mayor Vinis – expressed support for Option 2; spoke about the equity issues raised in specific areas.
- Councilor Clark – noted that conversations about budget cuts due to Covid-19 are still to come and the November election environment may look very different; said it may be a stronger message to cut tax rates while providing the same level of service.
- Councilor Semple – said the extent of Option 2 advantages are not known; advocated good stewardship of money through good investments.
- Councilor Yeh – inquired about the total Library budget for non-personnel costs.
- Councilor Syrett – spoke of the previous positive levy vote; talked about the services provided by the library and its place in the recovery offering both services and diversions.
- Councilor Taylor – asked about the Library's involvement with Work Source-like services.
- Councilor Semple – talked about the familiarity of the library and the equitable services provided; expressed support for Option 2.

MOTION: Councilor Semple, seconded by Councilor Syrett, move to direct the City Manager to return to Council with a resolution referring to the November 3, 2020, ballot a measure renewing the library levy that maintains the existing library service level and adds services to assist the community in its long-term recovery efforts.

MOTION TO SUBSTITUTE and VOTE: Councilor Clark, seconded by Councilor Taylor moved to substitute to direct the City Manager to return to Council with a resolution for both Option 1 and Option 2. **PASSED 5:3**, Councilors Yeh, Syrett and Pryor opposed.

VOTE ON MAIN MOTION AS SUBSTITUTED: PASSED 8:0

2. WORK SESSION: City Policy Regarding Short-Term Rentals

City Manager Sarah Medary and Building Permit Services Director Lydia Kaye provided an update regarding short-term rentals, including public comments received, registration and licensing information, and regulation and enforcement issues.

Council Discussion:

- Councilor Clark – spoke about the licensing proposal and expressed support for Option 2.
- Councilor Taylor – asked staff about changes made to the original ordinance; read a citizen's letter regarding opposition to short-term rentals, spoke of neighborhood livability and impacts on housing stock.
- Councilor Zelenka – spoke about how other Oregon cities have used regulations with short-term rentals, expressed support for Option 1.
- Councilor Syrett – talked about the public comments received and benefits of the short-term rentals outlined in the emails; expressed support for a registration system.
- Councilor Pryor – spoke about the diversity of opinions around this issue; expressed support for a registration system, not licensing.
- Councilor Yeh – asked staff if owner-occupied data will be gathered in the registration along with contact information; inquired about the registration requirement and enforcement; expressed support for Option 2.
- Councilor Semple – inquired about the fees associated with registration.
- Mayor Vinis – asked if it could be an annual versus one-time registration; inquired about the legality of data collection for short-term rentals; said collection of data about how active the rentals are could be instructive.
- Councilor Evans – spoke of enforcement issues and ordinances already in place; expressed support for registration for data collection.
- Councilor Syrett – asked staff about specific data that would be collected through registration.
- Councilor Evans – discussed the enforcement of nuisance issues.
- Councilor Zelenka – asked about requirements for registration and issues associated with noncompliance; discussed the data to be collected, when it is collected and the enforcement of registration.
- Councilor Taylor – expressed concern about housing supply and disappointment in the direction of council's discussion.
- Councilor Semple – asked about lodging tax collection; spoke about compliance with registration requirement.
- Councilor Syrett – talked about registration compliance with Airbnb and other platforms.
- Councilor Clark – spoke about local housing supply and the high cost of housing.
- Councilor Zelenka – spoke about Portland's experience with compliance with its lodging tax.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, move to direct the City Manager to revise the June 15, 2020, ordinance to require short-term rentals to register annually and provide local contact information and return to Council for action on the revised ordinance.

MOTION TO SUBSTITUTE: Councilor Taylor, moved to substitute with the original ordinance. No second was received.

VOTE ON MAIN MOTION: PASSED 5:3, Councilors Zelenka, Clark and Taylor opposed.

The meeting adjourned at 7:04 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

(Recorded by Carolyn Dimick-Kronberger)

Link to the webcast of this City Council meeting [here](#).

MINUTES

Eugene City Council Virtual Meeting Eugene, Oregon 97401

July 13, 2020
7:30 p.m.

Councilors Present: Emily Semple, Betty Taylor, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Claire Syrett, Chris Pryor

Mayor Vinis opened the July 13, 2020, meeting of the Eugene City Council in a virtual format.

1. READING OF THE BILL OF RIGHTS AND PLEDGE OF ALLEGIANCE TO THE FLAG

In honor of Independence Day on July 4, Mayor Vinis and City Councilors read the U.S. Constitution's Preamble and Bill of Rights and led the meeting participants in reciting the Pledge of Allegiance to the Flag.

2. COMMITTEE REPORTS AND ITEMS OF INTEREST

Council Discussion

- Councilor Yeh – reported that 114 applications were submitted for the Police Commission vacancies and shared the policies the group would be addressing, including public assembly and demonstrations, civil disturbances, field force, pepper balls, handcuffing control holds and impact weapons.
- Councilor Semple – reported on the Human Rights Commission listening session on Black Lives Matter issues; encouraged the community to wear masks to protect themselves and others.
- Councilor Zelenka – said he felt Eugene, in general, was very good at complying with mask guidelines.
- Councilor Syrett – noted that masks are a matter of good hygiene; thanked Mayor Vinis and City Manager Medary for visiting her neighborhood to observe the impacts of illegal camping.
- Councilor Semple – shared some local signs using humor to encourage mask usage.
- Mayor Vinis – stated that there was good momentum building for many critical local issues.

3. CONSENT CALENDAR 1

- A. Approval of City Council Minutes
 - May 20, 2020, Work Session
 - June 10, 2020, Work Session
 - June 15, 2020, Work Session
 - June 15, 2020, Public Hearing
 - June 22, 2020, Meeting
- B. Approval of City Council Tentative Agenda

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to approve the items on the Consent Calendar 1. **PASSED 8:0.**

4. PUBLIC FORUM

- 1. Gracie Schatz – asked for accountability for Eliborio Rodrigues' death; decried racism in Eugene.
- 2. Jim Neu – said the CAP2.0 is inadequate as written and doomed to fail; noted several missing actions.

3. Kathryn Dunn – thanked council for its reasonable direction on short-term rentals.
4. Richard Self – said the City is reverting to criminalizing homelessness despite the pandemic.
5. Ed McMahon – said the proposal to ban natural gas without a public process is bad governance.
6. Annie – said the Police Department is propping up a racist and unjust system.
7. Leah Carnine – supported reallocating funds away from EPD and towards other social services.
8. Linda Heyl – expressed dissatisfaction with the CAP2.0 input process, noting a gap in commitment.
9. Keith Wohlberg – asked the council to more to address homelessness issues.
10. Peter Johnson – asked for reallocation of funds to support homeless and social services.
11. Zondie Zinke – shared the local Black Lives Matter demands to defund the police.
12. Nina Oliveira – said the Renewable Natural Gas Coalition supports clean fuel and energy.
13. Jen Smith – presented a list of grievances against the police and asked to divert their funding.
14. Gayle Marano-Brown – supported registration-only requirement for STR owners.
15. Patricia Moore – thanked council for engaging and listening to concerns of STR owners.
16. Genevieve Schaack – requested changes to policing methods and reallocation of funds.
17. Kathryn Williams – spoke about Northwest Natural’s commitment to carbon neutrality by 2050.
18. Douglas Bovee – voiced concern about police sweeps and constant relocation of homeless.
19. Deb McGee – performed a rap about the CAP2.0, noting its deficiencies.
20. Braden – spoke about revisionist history, propagating racism and injustice.
21. Marianne Senhouse – requested more training for EPD officers and independence of forensics.
22. Matthew Yook – spoke about police, climate recovery and subsidization of exclusionary industry.
23. Tyler Stewart – supported reconstruction of unjust systems and end to relocation of homeless.
24. Kristina Lang – appreciated the direction taken by council on STRs; supported registration.
25. William Smith – said there is no effective leadership on 5G issue and environmental threats.
26. Anthony Smith Iovan – complimented the Movie in the Park event; supported enforcement downtown.
27. Sarah Astra – asked for consideration of the abolition movement; encouraged more community.
28. Sam Schall – asked for more funds for Cahoots; supported STAR Voting.

Council Discussion

- Councilor Syrett – thanked Jessica Gebb for her work facilitating the meeting using the Zoom platform; said council is deeply engaged in work to address homelessness, including identification of potential microsites; announced upcoming meetings on the topic of housing and homeless services.
- Councilor Yeh – asked about the status of sanitation stations and supported restoring these services.
- Councilor Semple – expressed frustration about the Covid-19 environment and remote meeting format which make meeting with and talking to people in person difficult; commented on the state’s lack of a sales tax with regard to the impacts of STR visitors; said the City’s budget can be revised throughout the year and funds can be moved to mental health and drug addiction services.
- Mayor Vinis – announced that the City would be meeting with Lane County on July 28 to discuss homeless services and investments.

5. CONSENT CALENDAR 2

A. Adoption of a Resolution Annexing Land to the City of Eugene (Assessor’s Map 17-04-02-44; Tax Lot 1300; Located at 290 Wilkes Drive) (City File: Roderick, David and April; A 20-1)

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to approve the items on the Consent Calendar 1. **PASSED 8:0.**

6. **ACTION: An Ordinance Concerning System Development Charge Methodology; Amending Section 7.715 of the Eugene Code, 1971; and a Resolution Adopting the Parks and Recreation SDC Project Plan; Repealing Resolution NO. 4863; and Providing an Effective Date; and a Resolution Adopting Amendments to the System Development Charge Methodologies (General Methodology And Appendices A, E and F) Originally Adopted By Resolution No. 4900; Repealing Resolution No. 4929; Repealing Resolution No. 4977; Decreasing SDC Administrative Fees; Providing a Phased SDC Increase; and Providing an Effective Date**
Public Works Operations Manager Carolyn Burke and Consultant Deb Galardi gave a brief presentation on the history and status of the proposed legislation.

Council Discussion

- Councilor Clark – asked if projects would be endangered if the SDC proposal fails; said SDC increases contribute to higher housing costs.
- Councilor Zelenka – said failure to pass the proposed SDC ordinance will have a negative impact on future projects; expressed appreciation for staff's efforts to minimize the fee and slow implementation.
- Councilor Pryor – agreed with Councilor Zelenka's remarks, noting the proposal is responsive to council's input and direction.
- Councilor Yeh – said the process was lengthy but will bring about positive changes; voiced commitment to improve the overall system and address underserved areas and populations.
- Councilor Clark – said Eugene can't afford to maintain the existing parks; voiced concern that passage of the ordinance will push develop out to neighboring communities; said addressing the housing crisis has always been a priority for council and increased SDCs will make the problem worse.
- Councilor Zelenka – said Eugene will continue to attract businesses and residents with its abundance of parks.
- Councilor Semple – agreed that parks are important, but housing should be a priority.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt the proposed ordinance in Attachment A: An Ordinance Concerning System Development Charge Methodology; Amending Section 7.715 of the Eugene Code, 1971. **PASSED 6:2**, councilors Clark and Semple opposed.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt the proposed resolution in Attachment B: A Resolution Adopting the Parks and Recreation SDC Project Plan; Repealing Resolution NO. 4863; and Providing an Effective Date. **PASSED 6:2**, councilors Clark and Semple opposed.

Council Discussion

- Councilor Clark – suggested that council look at the project list, discuss specifics and consider the impacts on housing.
- Councilor Semple – said that with the changing financial environment, council should take a pause on adopting this legislation.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt the proposed resolution in Attachment C: A Resolution Adopting Amendments to the System Development Charge Methodologies (General Methodology and Appendices A, E and F) Originally Adopted By Resolution NO. 4900; Repealing Resolution No. 4929; Repealing Resolution No. 4977; Decreasing SDC Administrative Fees; Providing a Phased SDC Increase; and Providing an Effective Date. **PASSED 6:2**, councilors Clark and Semple opposed.

7. ACTION: An Ordinance Concerning Shared Micromobility Devices, Amending Section 3.005 of the Eugene Code, 1971, Adding Sections 3.570, 3.572 and 3.574 to that Code; and Authorizing a Pilot Program

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt the Ordinance Concerning Shared Micromobility Devices, Amending Section 3.005 of the Eugene Code, 1971, Adding Sections 3.570, 3.572, and 3.574 to that Code; and Authorizing a Pilot Program. **PASSED 7:1**, Councilor Taylor opposed.

8. ACTION: An Ordinance Concerning the Use of Micromobility Devices and Amending Sections 5.010 and 5.160 of the Eugene Code, 1971.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt the Ordinance Concerning the Use of Micromobility Devices and Amending Sections 5.010 and 5.160 of the Eugene Code, 1971. **PASSED 7:1**, Councilor Taylor opposed.

9. ACTION: An Ordinance Reducing the Speed Limit to 20 Miles Per Hour on Local Streets in Residential Areas

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt the Ordinance Reducing the Speed Limit to 20 Miles Per Hour on Local Streets in Residential Areas. **PASSED 7:1**, Councilor Taylor opposed.

Council Discussion

- Councilor Clark – expressed appreciation that this initiative is coming to fruition.
- Councilor Zelenka – inquired about the process for identifying the streets that will be affected.
- Councilor Semple – said this is important legislation; asked about the cost for changing the speed limit signs.

10. ACTION: An Ordinance Concerning State Traffic Laws; Amending Section 5.005 of the Eugene Code, 1971; and Providing an Immediate Effective Date

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to adopt an Ordinance Concerning State Traffic Laws; Amending Section 5.005 of the Eugene Code, 1971; and Providing an Immediate Effective Date. **PASSED 8:0**.

The meeting adjourned at 9:43 p.m.

Respectfully submitted,

Beth Forrest
City Recorder

Link to the webcast of this City Council meeting [here](#).

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: July 27, 2020
Department: City Manager's Office
www.eugene-or.gov

Agenda Item Number: 2B
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This is a routine item to approve the City Council Tentative Working Agenda.

BACKGROUND

On July 31, 2000, the City Council held a process session and discussed the Operating Agreements. Section 2 notes, in part, that "The City Manager shall recommend monthly to the council which items should be placed on the council agenda. This recommendation shall be placed on the consent calendar at the regular City Council meetings (regular meetings are those meetings held on the second and fourth Monday of each month in the Council Chamber). If the recommendation contained in the consent calendar is approved, the items shall be brought before the council on a future agenda. If there are concerns about an item, the item may be pulled from the consent calendar at the request of any councilor or the Mayor. A vote shall occur to determine if the item should be included as future council business." Scheduling of this item is in accordance with the Council Operating Agreements.

RELATED CITY POLICIES

There are no policy issues related to this item.

COUNCIL OPTIONS

The council may choose to approve, amend or not approve the tentative agenda.

CITY MANAGER'S RECOMMENDATION

The City Manager has no recommendation on this item.

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Beth Forrest

Telephone: 541-682-5882

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



City Council Tentative Agenda

Updated July 23, 2020

**** SPECIAL NOTICE ****

Due to Governor Kate Brown's Stay Home, Save Lives Executive Order to combat the spread of Covid-19, all City Council meetings will be held remotely, using virtual meeting technology. Information about how to access these meetings will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>.

July 2020					
Date	Day	Time	Title	Length	Dept. Contact
27-Jul	Monday	5:30 p.m.	 Allocation of CDBG-CV Funds  Affordable Housing Trust Funds (Work Session)  Library Levy (Work Session)	30 mins 30 mins 30 mins	Stephanie Jennings, Michael Kinnison, PDD Will O’Hearn, LRCS
		7:30 pm	 Committee Reports and Items of Interest  Initiation of Land Use Regulation Extending the Expiration Dates for Certain Land Use Approvals (Economic Recovery) (Consent Calendar 1)  Public Forum  URA-Parks Blocks and Farmers Market Projects (Action)  Resolution Referring STAR Voting to November 3, 2020, Election (Action)		 Jeff Gepper, PDD Will Dowdy, PDD Brooke Freed, CS
Expected absences for 7/27: none					
28-Jul	Tuesday	5:30 pm	 Joint Meeting with Lane County Board of Commissioners on TAC Implementation (Work Session)	2 hrs	Sarai Johnson
Expected absences for 7/28: none			NOTE: Joint Elected Officials Meeting Added		

NOTE: Joint Elected Officials Meeting Added



Work Session



Action



Public Hearing



Public Forum



Consent Calendar



Committee Reports/Items of Interest

CC Agenda Page 20



Official Matters



Pledge of Allegiance

29-Jul	Wednesday	12 pm	 City Manager Employment Agreement (Action)	40 mins	Kathryn Brotherton, CAO
			 Northwest Natural Gas Franchise Agreement (Work Session)	40 mins	Ethan Nelson, CS
			 CAP 2.0 Update (Work Session and Poss. Action)	40 mins	Chelsea Clinton, CS
<i>Expected absences for 7/29: none</i>				<i>Note: Meeting extended to 2:00 p.m.</i>	

Council Break: July 30 – September 9

September 2020					
Date	Day	Time	Title	Length	Dept. Contact
9-Sep	Wednesday	12 pm	 Fire Services (Work Session)	45 mins	Chief Heppel, Fire
			 Commercial Setbacks (Work Session)	45 mins	Chad Cramer, PDD
<i>Expected absences for 9-9: none</i>					
14-Sep	Monday	5:30 pm	 Riverfront Urban Renewal Follow-Up (Work Session)	45 mins	Amanda Nobel, PDD
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest		
			 Public Forum		
<i>Expected absences for 9-14: none</i>					
16-Sep	Wednesday	12 pm	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
<i>Expected absences for 9-16: none</i>					
16-Sep	Wednesday	6 pm	 Joint Meeting with Lane County Board of Commissioners on Airport Master Plan (Public Hearing)		Dan Halverson, PDD
<i>Expected absences for 9-16: none</i>				NOTE: Meeting Added	
21-Sep	Monday	5:30 pm <i>(schedule as needed)</i>	 Joint Meeting with Lane County on Urban Reserves Options (Work Session)	90 mins	Rebecca Gershow, PDD

21-Sep	Monday	7:30 pm	 Ordinance on Digital Sign Code (Public Hearing)		Jenessa Dragovich, PDD
			 Ordinance on Sheppard Motors Metro Plan Amendment/Zone Change (Public Hearing)		Jeff Gepper, PDD
			 Ordinance on1059 Willamette Street Development (Public Hearing)		Amanda D’Souza, PDD
Expected absences for 9-21: none					
23-Sep	Wednesday	12 pm	 Wastewater Treatment Plant Resiliency Project (Work Session)	45 mins	Dave Breitenstein, PW
			 TBD (Work Session)	45 mins	
Expected absences for 9-23: none					
28-Sep	Monday	5:30 p.m.	 TBD (Work Session)	45 mins	
			 TBD (Work Session)	45 mins	
		7:30 pm	 Committee Reports and Items of Interest		
			 Public Forum		
Expected absences for 9-28: none					
30-Sep	Wednesday	12 pm	 URA-1059 Willamette Street Redevelopment (Work Session and Action)	45 mins	Amanda D’Souza, PDD
			 TBD (Work Session)	45 mins	
Expected absences for 9-30: none					

October 2020					
Date	Day	Time	Title	Length	Dept. Contact
12-Oct	Monday	5:30 pm	 Urban Reserves Options (Work Session and Action)	45 mins	Rebecca Gershow, PDD
			 TBD (Work Session)	45 mins	

12-Oct	Monday	7:30 pm	 Committee Reports and Items of Interest  Public Forum  Ordinance on Digital Sign Code (Action)  Ordinance on Sheppard Motors Metro Plan Amend. /Zone Change (Action)  Airport Master Plan (Action)		Jenessa Draovich, PDD Jeff Gepper, PDD Dan Halverson, PDD
Expected absences for 10/12: none					
14-Oct	Wednesday	12 pm	 TBD (Work Session)  TBD (Work Session)	45 mins 45 mins	
Expected absences for 10/14: none					
19-Oct	Monday	5:30 pm <i>(schedule as needed)</i>	 TBD (Work Session)  TBD (Work Session)	45 mins	
		7:30 pm	 TBD (Public Hearing)		
Expected absences for 10/19: none					
21-Oct	Wednesday	12 pm	 TBD (Work Session)  TBD (Work Session)	45 mins 45 mins	
Expected absences for 10/21: none					
26-Oct	Monday	5:30 p.m.	 TBD (Work Session)  TBD (Work Session)	45 mins 45 mins	
		7:30 pm	 Committee Reports and Items of Interest  Public Forum		
Expected absences for 10/26: none					
28-Oct	Wednesday	12 pm	 Growth Monitoring Update (Work Session)  TBD (Work Session)	45 mins 45 mins	Heather O'Donnell, PDD
Expected absences for 10/28: none					

November 2020						
Date	Day	Time	Title		Length	Dept. Contact
9-Nov	Monday	5:30 pm	 TBD (Work Session)	45 mins		
			 TBD (Work Session)	45 mins		
		7:30 pm	 Committee Reports and Items of Interest  Public Forum			
Expected absences for 11/9: none						
11-Nov	Wednesday	12 pm	Veterans Day – no meeting			
Expected absences for 11-11: none						
16-Nov	Monday	5:30 pm <i>(schedule as needed)</i>	 TBD (Work Session)	45 mins		
			 TBD (Work Session)			
		7:30 pm	 TBD (Public Hearing)			
Expected absences for 11/16: none						
18-Nov	Wednesday	12 pm	 TBD (Work Session)	45 mins		
			 TBD (Work Session)	45 mins		
Expected absences for 11/18: none						
23-Nov	Monday	5:30 p.m.	 TBD (Work Session)	45 mins		
			 TBD (Work Session)	45 mins		
		7:30 pm	 Committee Reports and Items of Interest  Public Forum			
Expected absences for 11/23: none						
25-Nov	Wednesday	12 pm	 TBD (Work Session)	45 mins		
			 TBD (Work Session)	45 mins		
Expected absences for 11/25: none						

December 2020						
Date	Day	Time	Title		Length	Dept. Contact
9-Dec	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 12/9: none						
14-Dec	Monday	5:30 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
		7:30 pm	 Committee Reports and Items of Interest  Public Forum			
Expected absences for 12/14: none						
16-Dec	Wednesday	12 pm	 TBD (Work Session)		45 mins	
			 TBD (Work Session)		45 mins	
Expected absences for 12/16: none						

Council Break: December 17 – January 6

 Work Session	 Action	 Public Hearing	 Public Forum	 Consent Calendar
 Committee Reports/Items of Interest	 Ceremonial Matters	 Pledge of Allegiance		

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Update Sign Code for Digital Display Technology – <i>PH schedule 9/21/20</i>	Pryor	2/14/19
5G/Small Cell – include experience of other cities – <i>follow-up TBD</i>	Clark	5/20/19
Extension of Downtown Urban Renewal District	Evans	12/19/19
“Housing Status” as a Protected Class	Semple	03/12/20
Flexible Emergency Loan Fund for Small Businesses	Evans	04/23/20
Follow-Up Work Sessions to be Scheduled		
TAC Implementation – <i>joint meeting scheduled 7/28</i>		
Commercial Setbacks – <i>scheduled 9/9</i>		
Naming Policy		

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Action: Initiation of a Land Use Regulation Extending the Expiration Dates for Certain Land Use Approvals (Economic Recovery)

Meeting Date: July 27, 2020
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 2C
Staff Contact: Jeff Gepper
Contact Telephone Number: (541) 682-5282

ISSUE STATEMENT

The City Council is being asked to initiate a land use code amendment process to extend the expiration of Type II and Type III land use approvals for three years as an economic recovery tool in response to the impacts of the COVID-19 pandemic.

BACKGROUND

Earlier this year, the outbreak of the COVID-19 corona virus ushered in an unprecedented period of challenges and hardship for our community. On March 17, 2020, the City Manager declared an emergency in response to the COVID-19 pandemic. Over the last four months, the City, Lane County, and the community members of Eugene have collectively worked to slow the spread of the virus, to preserve the health of the community, and to respond to the changing needs of the community. As the pandemic evolved, the City directed resources to recovery measures, while also recognizing the need for a long-term community recovery strategy to re-establish a healthy, functioning community that will sustain itself over time. The City recognized the negative economic implications of the pandemic and responded by identifying economic recovery as one of the three priorities of the long-term recovery strategy.

One way for the City to support economic recovery is to extend the expiration dates of approved land use applications. The City's land use code provides that land use approvals are only valid for a particular period of time. When land use approvals expire, applicants are required to repeat the land use application process and obtain a new land use approval in order to develop their property, which can be a costly and time-consuming barrier to development. By extending the expiration date for certain land use approvals (Type II and Type III applications), Council would support development projects that have already undergone an extensive public process and received City approval, but may be slowed down or stalled due to the ongoing economic challenges and uncertainty related to the pandemic. By offering additional time for project to be completed, the City can support the community by giving developers more time to utilize their land use approvals. Type II land use approvals typically require Planning Director approval, and include such application types as partitions, subdivisions and site reviews. Type III land use

approvals typically require approval by a Hearings Official through a public hearings process and include such application types as tentative planned unit developments or conditional use permits.

If Council chooses to initiate an ordinance extending the expiration dates for Type II and Type III land use approvals, the ordinance will follow the adoption process for a land use code amendment; however, there will be no codified change. Rather, the ordinance would operate as a stand-alone, uncodified ordinance that only impacts the expiration of land use applications approved prior to a particular date. A three-year extension has been used in the past and is believed to be an appropriate amount of time for this recovery effort as well.

Previous Example of Timeline Extensions

On November 9, 2009, the City Council adopted Ordinance No. 20440 in response to the economic challenges brought on by the Great Recession. The City Council found that a three-year extension to unexpired Type II and Type III land use approvals would aid in the economic recovery in the wake of the economic downturn. See Attachment A for reference.

Next Steps

Any update to the City's land use regulations requires City Council initiation. Initiation does not infer support for any proposed or specific changes, rather it allows for the formal adoption process to proceed. If the Council initiates land use regulation, staff will draft an ordinance and send notice to interested parties and the State. The adoption process includes a Planning Commission public hearing and recommendation, followed by a City Council public hearing and action.

PREVIOUS COUNCIL DIRECTION

Although City Council did not provide formal direction for this proposal, at an emergency City Council meeting, the Council supported the administrative order to declare a state of emergency. This support demonstrated the Council's commitment to identifying ways, such as this proposed extension, to support our community in response to impacts of COVID-19.

COUNCIL OPTIONS

The City Council may consider the following options:

1. Initiate a land use code amendment process to extend unexpired Type II and Type III land use approvals for three years in response to the impacts of the COVID-19 pandemic.
2. Decline to initiate a land use code amendment process.
3. Direct staff to return with additional information.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends that Council initiate a land use code amendment process to extend unexpired Type II and Type III land use approvals for three years in response to the impacts of the COVID-19 pandemic.

SUGGESTED MOTION

Move to initiate a land use code amendment process to extend unexpired Type II and Type II land use approvals for three years.

ATTACHMENTS

A. Council Ordinance Number 20440

FOR MORE INFORMATION

Staff Contact: Jeff Gepper, Senior Planner

Staff Telephone: 541-682-5282

Staff e-mail: JGepper@eugene-or.gov

ORDINANCE NO. 20440

AN ORDINANCE CONCERNING TIME EXTENSIONS FOR APPROVED DEVELOPMENTS; AND PROVIDING AN EFFECTIVE DATE.

The City Council of the City of Eugene finds that:

A. To aid economic recovery in difficult economic conditions, the City Council wishes to be proactive and programmatic in granting a three-year extension to those unexpired development approvals that were granted by the city after a process that included a public notice and comment period.

B. For land use approvals that include an extended phasing plan, it is intended that the three-year extension be applied to the current phase of development and that the time periods for all phases be adjusted to accommodate the one-time extension granted by this Ordinance.

NOW, THEREFORE, based on the above findings,

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. The legislative findings attached as Exhibit A hereto are adopted in support of this Ordinance.

Section 2. The expiration dates for all Type II and III land use application approvals in effect on the date this Ordinance takes effect are hereby extended by three years. Further extensions for these land use approvals may be sought pursuant to Chapter 9 of the Eugene Code, 1971.

Section 3. For any Type II or III land use application approval with an executed performance agreement in effect on the date this Ordinance takes effect, each reference to a specific year within in the Time Schedule section of said performance agreement (referencing a commencement or a completion year) is hereby extended by three additional years.

Section 4. This Ordinance shall take effect pursuant to Section 32 of the Eugene Charter 2002, or on the date of its acknowledgement as provided in ORS 197.625, whichever is later.

Passed by the City Council this

9th day of November, 2009



Acting City Recorder

Approved by the Mayor this

10th day of November, 2009



Mayor

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Forum

Meeting Date: July 27, 2020
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Beth Forrest
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This segment allows citizens the opportunity to express opinions and provide information to the council. Testimony presented during the Public Forum should be on city-related issues and should not address items which have already been heard by a Hearings Official or are on the present agenda as a public hearing item.

SUGGESTED MOTION

No action is required; this is an informational item only.

FOR MORE INFORMATION

Staff Contact: Beth Forrest
Telephone: 541-682-5882
Staff E-Mail: bforrest@eugene-or.gov

EUGENE URBAN RENEWAL AGENCY

AGENDA ITEM SUMMARY



Action: Park Blocks and Farmers Market Projects and Funding

Meeting Date: July 27, 2020
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 4
Staff Contact: Will Dowdy
Contact Telephone Number: 541-682-5340

ISSUE STATEMENT

The Agency Board will consider comments from the public hearing and possibly take action on the specific improvements to be constructed as part of the Park Blocks and Farmers Market projects and whether Urban Renewal funds will be utilized.

BACKGROUND

On July 20, 2020, the Agency Board held a public hearing to hear from community members about whether the Park Blocks and Farmers Market projects should move forward, and if so, how they should be funded. The AIS for this work session was produced prior to the public hearing. Staff will provide a supplementary memo in advance of the work session on July 27. Attachment A is the public hearing AIS without attachments.

AGENCY BOARD OPTIONS

Options will be provided in a separate memo after the Public Hearing on July 20 and before the work session.

ATTACHMENTS

A. AIS for July 20, 2020, Public Hearing

FOR MORE INFORMATION

Staff Contact: Will Dowdy
Telephone: 541-682-5340
Staff E-Mail: wdowdy@eugene-or.gov

EUGENE URBAN RENEWAL AGENCY

AGENDA ITEM SUMMARY



Public Hearing: Park Blocks and Farmers Market Projects & Funding

Meeting Date: July 20, 2020
 Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 1
 Staff Contact: Will Dowdy
 Contact Telephone Number: 541-682-5340

ISSUE STATEMENT

The public is invited to comment on whether the Park Blocks and Farmers Market projects should move forward, and if so, how they should be funded. Following the public hearing, the specific improvements to be constructed and whether Urban Renewal funds will be utilized will be considered by the Agency Board at a work session on July 27.

BACKGROUND

The City of Eugene is working to accommodate the current and future needs of the Lane County Farmers Market and Eugene's City Hall, while reimagining the existing Park Blocks and restoring the former northwest block (occupied today by the Butterfly Lot). The vision is to locate efficient and accessible government services, provide a permanent location for a year-round public Farmers Market, create a central gathering space for both the immediate neighborhood and broader community, strengthen 8th Avenue as downtown's connection to the river, and continue the momentum of downtown revitalization.

In June 2016, City Council amended the Downtown Urban Renewal Plan to include the Park Blocks and Farmers Market as projects eligible for urban renewal funds, as well as a public process that must be followed before Urban Renewal funds can be used for the projects. In June 2017, City Council, in partnership with the Lane County Board of Commissioners, announced the agreement for the City and Agency to each acquire half of the Butterfly Lot property as the future home of the City Hall and Farmers Market (north and south portions of the property, respectively). The City Council and Agency Board approved the purchase in June 2017 and the property was purchased in January 2019. In May 2019, City Council gave further endorsement to the project by authorizing the design work for a City Hall on the north half of the Butterfly Lot site, and in October, the Agency Board authorized further design work for the Park Blocks and Farmers Market based on the Concept Design.

On June 22, 2020, the Agency Board reviewed the projects and passed a motion directing the Agency Director to schedule this public hearing, a subsequent work session for action (set for July 27), and starting a process to amend/remove the cap on funds eligible for the Farmers Market. (See the "Urban Renewal" section below for more information on the last part of the motion.)

Project Descriptions

The design for the Park Blocks and Farmers Market is the work of Cameron McCarthy Landscape Architecture and Planning and FFA Architecture and Interiors. Their design is built on an extensive public engagement process and Concept Design led by Cameron McCarthy. (See Attachment A for a description of the public engagement.)

The initial Concept Design was presented to City Council in October of 2019; the Schematic Design (current phase) was presented to the Agency Board on June 22, 2020. The City Hall project is on an independent timeline and is at the beginning of the Schematic Design phase; it will be presented to Council at a later date. Since the beginning of the City's State of Emergency due to the COVID-19 pandemic, staff has paused all design progress on the Park Blocks, Farmers Market and City Hall until we receive further direction from Council/Agency Board.

Park Blocks

Through Schematic Design, the team has continued to refine the Park Blocks design working closely with stakeholders such as the Eugene Saturday Market, performing arts groups and the Downtown Ambassadors. The design team led by Cameron McCarthy has maintained fidelity to the vision established with community engagement, while honing in on details of paving and utility layouts with the goal of creating a flexible space that can be used for regular large scale events like the Eugene Saturday Market as well as for other community events both large and small. Feedback from downtown operations staff has led to the publicly accessible restroom being moved to the southwest Park Block from its earlier planned location in the Farmers Market pavilion. See Attachment B for images. The estimated total cost of the Park Blocks project is \$10-11M. A minimal level of improvement could be implemented as an initial phase; for example, adding a standalone restroom facility would be an estimated \$200,000 after engineering, utility work and installation. In such a case, the other improvements could be constructed in a later phase.

Farmers Market Pavilion and Plaza

On February 24, staff shared a concept for the Farmers Market Pavilion design that takes inspiration from the greenhouses used by our farmers to shelter and cultivate crops year-round, and employs economical materials, including wood and transparent polycarbonate. The Schematic Design responds to community comments received at the open house held on February 4, 2020. While maintaining the simple shapes and light atmosphere within the Pavilion, the design team led by FFA has lowered the pavilion's profile and enhanced the connection to the adjacent properties on W. Park Street. Large sliding barndoor doors open the pavilion to the outdoor plaza, creating a large unified area for the Lane County Farmers Market to grow. Lighting within the plaza makes a festive atmosphere for regular market days and special evening events. See Attachment B for images. The estimated total cost of the Farmers Market project is \$9-10M. A reduced level of improvement could be implemented as an initial phase; for example, making plaza improvements to restore the northwest Park Block and provide an outdoor site for the Lane County Farmers Market would be an estimated \$4-5M. This would include demolishing the Butterfly Lot (costs split with the City Hall project), new utilities throughout the site, paving, landscaping,

July 27, 2020 Meeting – Item 4

lighting, and improvements to the abutting streets. In such a case, the pavilion could be a later phase.

Right of Way Improvements for both Farmers Market & Park Blocks

Throughout the project, a widely shared value has been connection: connection between the four Park Blocks, and connection to the buildings and businesses that surround them. This is primarily achieved in the treatment of the Rights of Way as curbless streets. These streets combine a holistic approach to safety with ease of movement between the Park Blocks, Farmers Market, City Hall and adjacent businesses. The Schematic Design has also incorporated the 8th Avenue bike lane that was designed during the Central Eugene In Motion process. The Schematic Design continues to retain on street parking for access to local businesses that surround the Park Blocks. See Attachment B for images. The estimated total cost of the Right of Way Improvements is \$2-4M. The scope of the first phase of Right of Way improvements is contingent to the phasing of the Park Blocks and Farmers Market.

Financial Considerations

City Council reviewed a list of potential funding sources at a work session on February 24, which is included in Attachment D. The Agency Board included these projects in the 2016 Amendment to the Downtown Urban Renewal Plan that makes them eligible for Urban Renewal funds. See below for more information on Urban Renewal.

Urban Renewal

The 2016 Plan Amendment provides that the Farmers Market is eligible for \$4.5M and Park Blocks and Open Spaces is eligible for \$5.2M. The Agency used \$1.25M to purchase the southern portion of the Butterfly Lot. To utilize the remaining \$3.25M eligible for the Farmers Market project and any funds for Park Blocks, Agency deliberation (step#4 below) and budget action would be needed. To remove the cap on the use of tax increment funds for any individual project requires a plan amendment even though the overall spending limit of the district (i.e. maximum indebtedness) remains the same. The Agency Board started the process to amend the plan on June 22. (See Attachment E for a summary of the Plan amendment process.)

The public involvement process required by the 2016 Plan Amendment outlines four steps that give the Agency Board more information about the projects before action. The process steps are:

- 1) An opportunity for the community to share aspirations and vision for the projects.
- 2) A presentation by staff to the Agency Board summarizing the public engagement, sharing cost estimates and presenting funding mechanisms.
- 3) A public hearing on whether the projects should move forward and how they should be funded.
- 4) Agency Board deliberation about using Urban Renewal funds for the projects, and subsequent action.

The Concept Design process conducted last year fulfilled the requirements of step #1. Step #2 was begun at the Agency Board's work session on October 30, 2019, which summarized the public engagement, and at Council's work session on February 24, 2020, which included a list of funding options; and Step #2 was completed at the Agency Board's work session on June 22, 2020 with the presentation of the Schematic Design and cost estimates. This public hearing is Step #3. After the public hearing, the Agency Board will have the opportunity to deliberate and take action (#4) on July 27, 2020.

Proposed Next Steps

Agency Board action on the Park Blocks and Farmers Market projects and funding options, including the use of Urban Renewal funds, is tentatively scheduled for July 27. If approved the sequence of possible steps is:

- Staff will have the consultant team complete construction drawings for the Park Blocks and/or Farmers Market.

- Council/Agency Board will take action on budget authorization for construction funds.

- Construction of the improvements.

PREVIOUS COUNCIL / AGENCY BOARD DIRECTION

[June 13, 2016, Work Session](#)

City Council passed two motions and approved Ordinance 20564 to amend the Downtown Urban Renewal Plan to increase the spending limit and include the Park Blocks and Farmers Market as new projects.

MOTION TO AMEND AND VOTE: Councilor Syrett, seconded by Councilor Poling, moved to amend to raise the amount of the spending limit by an additional million dollars to be added to the LCC project. PASSED 5:3, Councilors Brown, Taylor and Zelenka opposed.

MOTION TO AMEND AND VOTE with friendly: Councilor Zelenka, seconded by Councilor Brown, moved to amend under section A, 2nd sentence beginning with the effective date of the 2016 amendment, the Agency will also be able to use tax increment funds in the plan area to help create an improved permanent Farmers' Market not to exceed \$4 million, as well as to improve any public parks, public plazas, restrooms, open spaces, streets, and sidewalks within the plan area not to exceed \$5.2 million. Subsection B [high speed fiber] and the end of the sentence add the language not to exceed \$3 million of tax increment funds. Under subsection C [Old LCC/1059 Willamette] after "the Agency may provide" insert up to \$6 million of tax increment funds as part of the redevelopment. PASSED 5:3, Councilors Taylor, Poling and Clark opposed.

[December 14, 2016, Work Session](#)

Following the Coordinated Downtown Development report by Cameron McCarthy, which explored location options for City Hall, the Lane County Courthouse and Farmers Market, City Council deliberated over the preferred option of the three scenarios described in the analysis. At this work session, Council directed the City Manager to negotiate the purchase of the Butterfly Lot and sale of the former City Hall site, for the purpose of implementing "Scenario C," a City Hall and Farmers Market on the site of the Butterfly Lot.

[June 26, 2017, City Council Work Session and Agency Board Meeting](#)

City Council authorized the City Manager to purchase the northern half of the Butterfly Lot from Lane County to be the site of the new City Hall. Immediately following this action, a meeting of the Urban Renewal Agency Board was convened, and the Board directed the Agency Director to purchase the southern half of the Butterfly Lot to be the site of an expanded Farmers Market.

MOTION AND VOTE: Councilor Zelenka, seconded by Councilor Clark, moved to authorize the City Manager to enter into a purchase and sale agreement and an intergovernmental agreement with Lane County and the Urban Renewal Agency consistent with the terms of the property exchange deal sheet and contingent upon the Lane County Board of Commissioners accepting an identical property exchange deal sheet no later than close of business June 27, 2017. PASSED 7:0.

MOTION AND VOTE: Councilor Zelenka, seconded by Councilor Clark, moved to authorize the Agency Director to enter into a purchase and sale agreement and an intergovernmental agreement with Lane County and the Eugene City Council consistent with the terms of the property exchange deal sheet and contingent upon the Lane County Board of Commissioners accepting an identical property exchange deal sheet no later than close of business June 27, 2017. PASSED 7:0.

[May 15, 2019, City Council Work Session](#)

City Council authorized the City Manager to take the necessary next steps to design City Hall for the northern half of the Butterfly Lot.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to direct the City Manager to take the necessary next steps to design City Hall on the Butterfly Lot in planning for the Town Square. PASSED 7:1, Councilor Clark opposed.

[October 30, 2019, Agency Board Work Session](#)

The Agency Board directed the Agency Director to advance the Park Blocks and Farmers Market design based on the proposed Concept Design and return for work sessions in early 2020.

MOTION AND VOTE: Councilor Taylor, seconded by Councilor Semple, moved to direct the Agency Director to advance the Town Square design based on the proposed Concept Design and return for work sessions in early 2020. PASSED 6:1, Councilor Taylor opposed.

[February 10, 2020 City Council Work Session](#)

City Council directed the City Manager to design City Hall without additional floors of leasable real estate; without underground parking; to achieve LEED Silver certification; and to a seismic standard above Life Safety, with the intent of City Hall being repairable after an earthquake.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to direct the City Manager to design City Hall without additional floors of leasable real estate. PASSED 5:4, Mayor Vinis broke the tie and voted in favor with Councilors Zelenka, Yeh, Syrett, and Pryor.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to direct the City Manager to design City Hall without underground parking. PASSED 7:1, Councilor Taylor opposed.

July 27, 2020 Meeting – Item 4

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to direct the City Manager to design City Hall to achieve LEED Silver certification. PASSED 6:2, Councilors Clark and Evans opposed.

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to direct the City Manager to design City Hall to a seismic standard above Life Safety, with the intent of City Hall being repairable after an earthquake. PASSED 6:2, Councilors Clark and Evans opposed.

February 24, 2020, Council Work Session

Staff spoke about the design and construction steps of the Town Square project, including the Park Blocks and Farmers Market projects. Additionally, staff discussed the potential scope, phasing and funding options for the project. Additional funding options are described in Attachment D, "Draft Potential Funding Sources for Town Square," which was sent to Council ahead of the February 24, 2020 work session.

June 22, 2020, Agency Board Work Session

MOTION AND VOTE: Councilor Semple, seconded by Councilor Yeh, moved to "direct the Agency Director to schedule a Public Hearing on the Park Blocks and Farmers Market projects in order to solicit public feedback on whether the Park Blocks and Farmers Market projects should move forward, as well as the appropriate funding mechanisms for the projects. The Agency Director is further directed to schedule a meeting to allow the Agency Board to deliberate on the projects. The meeting should be scheduled after the public hearing but prior to July 30, 2020." Also moved to "direct the Agency Director to begin the process to amend the Downtown Urban Renewal Plan to amend or remove the cap on Agency funds that may be used on the Farmers Market project." PASSED 8:0.

ATTACHMENTS

- A. Public Process Results (public engagement summary excerpted from the Eugene Town Square Concept Design Final Report by Cameron McCarthy, 2019)
- B. Design Images for the Park Blocks and Farmers Market with associated Rights of Way
- C. Costs & Identified Funding Sources for Park Blocks and Farmers Market
- D. Draft Potential Funding Sources for Town Square (Feb. 24, 2020)
- E. Urban Renewal Plan Amendment Process

FOR MORE INFORMATION

Staff Contact: Will Dowdy
Telephone: 541-682-5340
Staff E-Mail: wdowdy@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: A Resolution Calling a City Election on November 3, 2020,
For the Purpose of Referring to the Legal Electors of the City of Eugene a
Charter Amendment that Elects the Mayor and City Councilors Using the
Score Then Automatic Runoff (STAR) Voting Method

Meeting Date: July 27, 2020
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 5
Staff Contact: Brooke Freed
Contact Telephone Number: 541-682-5616

ISSUE STATEMENT

Council will consider placing a Charter Amendment that elects the Mayor and City Councilors using the Score Then Automatic Runoff (STAR) Voting Method on the November 2020 ballot.

BACKGROUND

At their work session on June 10, 2020, the City Council directed staff to return with a resolution that would refer the STAR Voting initiative to the November 3, 2020, ballot, and include cost estimates for implementation (one-time costs, ongoing costs, and cost savings).

Currently, candidates for Mayor and City Councilor appear on the primary election ballot in May of a regular election year. If a candidate receives a majority of votes cast for a position in the May primary, that candidate's name is the only name placed on the November general election ballot. If no candidate receives a majority of votes cast for the position in the May primary, the names of the two candidates who received the highest number of votes appear on the November general election ballot.

Unless Council directs otherwise, a Eugene voters' pamphlet is published by the Eugene City Recorder for primary, general, or special elections at the expense of the City and includes information on City candidates, City measures, and EWEB candidates.

The Lane County Clerk is responsible for administering City of Eugene elections (ORS 246.200). Under Oregon Statute, the county clerk furnishes the required ballots for regular primary and general elections (ORS 254.185). Unless a city charter or ordinance provides otherwise, the ballots used for state and county elections include city offices and measures, if the county clerk considers it practicable (ORS 254.035). Prior to each election, the county clerk shall make every reasonable effort to acquaint electors with the ballot format to be used in the election and the methods used to mark ballots to cast a valid vote (ORS 254.071).

Using the STAR voting system, the May primary step would be eliminated for the offices of Mayor and City Councilor, with these candidates voted on only at the November general election. For the November election, voters would be given a ratings ballot for the Mayor and City Council candidates, on which each voter rates every candidate with a number from 0 to 5, with 0 being the lowest score and 5 being the highest score. The ballot would inform the elector of how votes are to be cast and how votes will be tallied. A voter could give the same score to more than one candidate for the same office. Candidates who are given no score would receive a zero.

The scores for each candidate would then be totaled, and the two highest-rated candidates selected as finalists. In the instant-runoff round, the finalist who was given a higher rating on a greater number of ballots is elected to office.

Election Costs

The Lane County Clerk is responsible for administering City of Eugene elections (ORS 246.200), and as such, City of Eugene staff necessarily consulted with Lane County to prepare cost information related to implementation and election processes that would be administered by the county.

Current Election Costs

Currently, the City of Eugene incurs a cost of **\$20,000 to \$25,000 for regular primary elections** for the printing and postage of voters' pamphlets which contain candidate statements for mayoral, city council, and EWEB races, as well as any ballot measures.

The City of Eugene incurs a cost of **\$0 to \$25,000 for regular general elections**. Voters' pamphlets are only produced for a general election if there is a runoff or a ballot measure and when produced average \$20,000 to \$25,000 for printing and postage.

For a Eugene Special Election, the City of Eugene typically incurs a cost of **\$20,000 to \$25,000** for printing and postage for a voters' pamphlet for special elections, **and up to an additional \$230,000 for all other special election costs** including ballot development, printing, mailing, collection, tabulation, certification, and reporting, administered by Lane County.

One-time Cost for Implementation of STAR

The implementation of a new voting system is controlled by state statute, and the approval and certification process is outlined in ORS 246.550 and ORS 246.560 and OAR 165-007-0350.

Lane County has advised that **"all of the costs of development of the necessary software and any additional costs of an election (e.g., form of ballot and additional postage) would need to be entirely borne by the City of Eugene"** and **"The city would be responsible for any costs incurred to implement a new voting system"** including **"vendor development of necessary software, federal lab testing, state testing and certification, voter education, and election costs to implement this change"** (see Attachment B). Lane County did not provide specific estimates for these costs. Benton County, Oregon, estimated the cost of implementation of their new voting system, Rank Choice Voting, at \$200,000.

Ongoing Election Costs

Under the STAR voting system, City of Eugene staff estimate election costs of **\$20,000 to \$25,000 for regular primary elections** for the printing and postage of voters' pamphlets which would contain candidate statements for EWEB, as well as any ballot measures.

Staff estimate election costs of **\$20,000 to \$25,000 for regular general elections** for the printing and postage of voters' pamphlets which would contain candidate statements for mayoral, city council races, as well as any ballot measures, **in addition to "any additional costs of an election (e.g., form of ballot and additional postage)"** related to the STAR voting system as noted by Lane County in their memo (Attachment B). In the absence of an estimate from Lane County, City of Eugene staff estimate that ongoing regular general election costs could be up to \$230,000 (based on the cost the City of Eugene incurs for Lane County to administer a City of Eugene special election).

Staff anticipate that Eugene Special Election costs would remain the same as current costs for special elections with **\$20,000 to \$25,000** for printing and postage for a voters' pamphlet for special elections, **and up to an additional \$230,000 for all other special election costs** including ballot development, printing, mailing, collection, tabulation, certification, and reporting, administered by Lane County.

Cost Savings Potential

City code requires production of a voters' pamphlet for any City-referred measure (EC 2.993[2]) and directs the city manager to publish a voters' pamphlet containing candidate statements, unless the city council waives the requirement (EC 2.993[4]). If there are neither EWEB candidate statements nor City ballot measures for the primary election, the STAR voting method's elimination of the primary election for the Mayor and Council will save the City approximately \$20,000 to \$25,000 per primary election. The City will not realize this primary election savings if there are either EWEB candidate statements or City ballot measures for the primary election, unless the city council waives the requirement.

Voters' Pamphlet

If the motion to refer STAR Voting to the November 2020 ballot passes, two additional motions related to the production of a Voters' Pamphlet will need to be considered.

Eugene Code requires the City Manager to publish and distribute a local voters' pamphlet for elections in which a City measure is on the ballot. The time required for printing a pamphlet and preparing it for mailing are set by production schedules of mailing services and commercial printers. Pamphlet content and deadlines for its preparation and mailing are established by Eugene Code 2.993 through 2.997. To meet these deadlines, Council action is requested at this meeting.

Production of a voters' pamphlet is not a regularly budgeted item and thus requires a request for additional funds. Production costs for the voters' pamphlets the past few years have averaged between \$20,000 and \$25,000 (including postage).

In addition, EC 2.996(1)(b) establishes that for City Council-referred measures, the voters'

pamphlet argument in favor and the rebuttal to the opposition argument are to be prepared by one or more of the councilors who voted in favor of the measure.

PREVIOUS COUNCIL DIRECTION

[June 10, 2020, City Council Work Session](#)

MOTION: I move to direct the City Manager to return on July 13, 2020, with a resolution calling a City election on November 3, 2020, for the purpose of referring to the legal electors of Eugene a Charter amendment that elects the mayor and councilors using the Score Then Automatic Runoff (STAR) voting method, and include cost estimates for implementation: one-time costs, on-going costs, as well as cost savings. PASSED 6:2

COUNCIL OPTIONS

Council could adopt the resolution as presented in Attachment A, make changes to the resolution, or take no action. If Council decides to place a measure on the ballot, they could choose to have staff prepare a neutral information tabloid or decide not to do so.

POSSIBLE MOTION

I move to adopt a Resolution Calling A City Election on November 3, 2020, For the Purpose of Referring to the Legal Electors of the City of Eugene a Charter Amendment that Elects the Mayor and City Councilors Using the Score Then Automatic Runoff (STAR) Voting Method.

If that motion passes:

I move to direct the City Manager to include on a supplemental budget sufficient appropriation offset by General Fund contingency and the Reserve for Revenue Shortfall to produce a voters' pamphlet.

I move to appoint _____ to prepare the written argument in favor of the city measure, and the rebuttal to the argument in opposition to the measure for the Voters' Pamphlet.

ATTACHMENTS

- A. Referral Resolution with Attached STAR Voting Charter Amendment
- B. Memo from Lane County regarding STAR Voting cost information

FOR MORE INFORMATION

Contact: Brooke Freed
Telephone: 541-682-5616
Staff E-Mail: bfreed@eugene-or.gov

RESOLUTION NO.

A RESOLUTION CALLING A CITY ELECTION ON NOVEMBER 3, 2020, FOR THE PURPOSE OF REFERRING TO THE LEGAL ELECTORS OF THE CITY OF EUGENE A CHARTER AMENDMENT THAT ELECTS THE MAYOR AND CITY COUNCILORS USING THE SCORE THEN AUTOMATIC RUNOFF (STAR) VOTING METHOD.

The City Council of the City of Eugene finds as follows:

A. The City Council has determined that the electors should vote on a Charter Amendment that would replace the current method of electing the Mayor and City Councilors with the Score Then Automatic Runoff (STAR) voting method. The Charter Amendment was written and proposed by advocates of the STAR voting method who narrowly failed to get the Charter Amendment on the ballot through the initiative process.

B. Based on information received from Benton County, which could implement Ranked Choice Voting in November 2020 after the voting method was approved by voters in 2016, the initial, one-time cost to implement a new voting system to replace the current method of electing the Mayor and City Councilors with the STAR voting method, including vendor development of software, federal lab testing, state testing and certification, and voter education, is estimated to be, at least, \$200,000. Information received from Lane County states that the costs to implement this change would need to be borne by the City of Eugene. The on-going increase to the City's current general election costs that the City will incur by utilizing the STAR voting method could include costs for ballot development, printing, mailing, collection, tabulation, certification, and reporting, these potential costs are estimated to be up to \$230,000 per general election. If there are neither EWEB candidate statements nor City ballot measures for the primary election, the STAR voting method's elimination of the primary election for the Mayor and Council will save the City approximately \$20,000 per primary election. The City will not realize this primary election saving if there are either EWEB candidate statements or City ballot measures for the primary election.

C. If the Charter Amendment is approved by the voters, the first general election to utilize the STAR voting method will occur November 2022 or later.

NOW, THEREFORE, based on the above findings,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EUGENE, a Municipal Corporation of the State of Oregon, as follows:

Section 1. Pursuant to the authority of subsection (3) of Section 2.971 of the Eugene Code, 1971, a city election is called for the purpose of referring to the legal electors of the City of Eugene an amendment to the Eugene Charter as set forth in Attachment A.

Section 2. The City Council orders this city election be held in the City of Eugene, Oregon, concurrently with the election on November 3, 2020, in accordance with the provisions of Chapter 254 of the Oregon Revised Statutes, and the ballots shall be counted and tabulated and the results certified as provided by law.

Section 3. The City Recorder is directed to give not less than ten days' notice of the city election by publication of one notice in the Register Guard, a newspaper published in the City and of general circulation within the City.

Section 4. This Resolution shall become effective immediately upon its adoption.

The forgoing Resolution adopted the ____ day of July, 2020.

City Recorder

Proposed Amendments to Eugene City Charter, Sections 20 and 24:

Section 20. Election.

(1) Immediately after the votes at any municipal election have been canvassed and tallied as provided in subsection (4) of this Section, the city manager or designee shall issue a certificate of election to each person declared by the canvassers to have been elected. The certificate shall be prima facie evidence of the facts therein stated, but the city council shall be the judge of the election and qualifications of the mayor and councilors, and in case of a contest between two or more persons claiming to be mayor or councilor, shall determine the contest.

(2) Election of municipal officers under this Section shall be held at the November election according to STAR Voting as described in subsections (3) and (4) of this Section.

(3) A ballot shall be delivered to each registered elector, regardless of party affiliation. The ballot shall direct the elector to score each candidate appearing on the ballot on a scale of zero to five, with zero being the lowest score possible and five being the highest score possible. If an elector leaves a candidate's score blank, the elector's score for that candidate shall be counted as zero. An elector may give the same score to multiple candidates in the same race. The ballot shall inform the elector of how votes are to be cast and how votes will be tallied under subsections (3) and (4) of this Section, respectively. These instructions shall contain, at a minimum, the information presented in subsection (5) of this Section.

(4) STAR Voting elects the majority favorite between the two highest-scoring candidates, determined as follows:

(a) For each office for which a candidate appears on the ballot, the vote tally system shall calculate the sum total of the scores received by each candidate and then determine the two candidates who received the greatest total scores. Those two candidates will be deemed the "finalists" for that office.

(b) Of the two finalists identified under subsection (4)(a) of this Section, the vote tally system shall determine in whose favor each elector's ballot was cast, as follows: Each elector's vote will be considered cast in favor of the finalist whom that elector gave the greater score. If an elector gave both finalists the same score, that elector's ballot will be considered a vote of no preference between the finalists.

(c) The finalist in whose favor a greater number of votes are cast as determined under subsection (4)(b) of this Section shall be entitled to a certificate of election to office.

(5) The following basic information shall be included in the ballot's instructions, presented in clear and accessible language:

In STAR Voting, each voter, or "elector," scores each candidate appearing on the ballot on a scale from zero (worst) to five (best).

If an elector leaves a candidate's score blank, the elector's score for that candidate is counted as zero.

An elector wishing to express no preference between two or more candidates may do so by giving them the same score.

The Electors' scores are summed, and the two highest-scoring candidates are deemed finalists. The finalist that a greater number of electors preferred will be elected to office.

(5) The City Council shall, by ordinance, establish rules for the orderly administration of the election using STAR Voting as described in subsections (3) and (4) of this Section, including rules to determine the prevailing candidate in cases of a tie-vote at any stage of STAR Voting.

Section 24. Vacancies - Filling.

(1) The Eugene Water & Electric Board shall fill a vacancy on the board by appointment within ninety days after the vacancy occurs.

(2) The council shall fill a vacancy in any other elective city office by appointment within ninety days after the vacancy occurs. A person so appointed shall hold office until the successor to the office is duly elected and qualifies therefor.

(3) If the position of a city councilor or mayor becomes vacant more than 100 calendar days prior to the [May] **November election of any year, an election to fill that vacancy shall be conducted in the same year. If the position of city councilor or mayor becomes vacant less than 100 days prior to the [May] **November** election of any year, the election to fill that vacancy shall be conducted the next year. *[If a candidate for election to a vacated position achieves a majority of all votes cast for that position in the May election, that candidate shall assume office the following July 1, notwithstanding Section 21 of this charter.]* The term of office of any person elected to fill a vacancy shall expire when the term of the vacated position expires.**

(4) Notwithstanding subsection (3), if the election required by this Section 24 would occur in the fourth year of the term of the vacated position, then no election to fill the vacancy will be held. Instead, the individual appointed under subsection (2) will remain in office through the expiration of the term of the vacated position.



LANE COUNTY ADMINISTRATION

PUBLIC SERVICE BUILDING / 125 EAST 8TH AVENUE / EUGENE, OR 97401 / (541) 682-4203 / FAX (541) 682-4616

July 13, 2020
Brooke A. Freed
Director, City of Eugene Manager's Office

Via e-mail to, BFreed@eugene-or.gov, no hard copy to follow USPS

Re: Request for STAR Voting cost information

Dear Ms. Freed,

I understand the Eugene City Council is considering referring the proposed STAR Voting measure. The measure is currently the subject of litigation with both the City and County clerk-named as defendants. The City has requested information regarding the potential cost of implementing the proposed measure.

First it is important to understand the creation and implementation of a new voting software is controlled by state statute. The certification approval process is set in the Oregon Revised Statutes at ORS 246.550 and 246.560 and the Oregon Administrative Rule 165-007-0350. Oregon law establishes a rigorous and detailed process that understandably is lengthy, often taking years to complete. The goal of this process is to ensure that a new voting process is reliable, repeatable, verifiable and not subject to interference or fraud.

It is difficult to estimate how long the process might take in this case because it depends upon a number of different factors including, but not limited to, the vendor's current development capacity and the difficulty in creating the software, as well as the required testing and certification process. The uncertainty is magnified in this case because the proposed STAR Voting system as proposed in not being used in any other jurisdiction in the United States. For all of these reasons it is almost impossible to estimate the cost of implementing the STAR Voting system.

To further demonstrate the near impossibility of estimating the cost of creating and implementing a new voting system, the estimates of two Oregon counties are illustrative. Benton County has estimated the cost of their new system, Rank Choice Voting, at \$200,000, while Washington County has estimated the cost for the same system at \$500,000. Bear in mind this is for a developed voting system which as mentioned above, is not the case for the STAR Voting system. For all of those reasons, I am reluctant to offer a specific number because the range is so wide as to be almost meaningless.

There have been arguments by the proponents of this measure the adoption of the STAR Voting system will result in cost savings. This argument appears to be based upon the premise that there will be costs savings in the form of fewer run-off elections. The primary and general election ballot size would remain the same, whether a runoff for a city candidate was on the ballot or not. In fact, there is a possibility that an additional

ballot page may need to be printed in order to separate the two types of voting methods. This would actually lead to an increase in costs. Further analysis would have to be conducted to answer these questions should it be approved by voters.

Finally all of the costs of development of the necessary software and any additional costs of an election (e.g., form of ballot and additional postage) would need to be entirely born by the City of Eugene. Since the STAR Voting method is not currently an approved and certified system in Oregon, it would be important for the city to include language for any referred measure or adopted resolution concerning the cost implications. The city would be responsible for any costs incurred to implement a new voting system. This would include any costs for vendor development of necessary software, federal lab testing, state testing and certification, voter education, and election costs to implement this change.

I am sure that you looking for more definitive costs; however, the County wants to be completely transparent and doesn't want to provide inaccurate information to the City Council for use in making a decision on a referral of the measure.

Sincerely,



Robert Tintle,
Financial Services Manager

On behalf of:
Greg Rikhoff
Lane County Operations Director

Cc:em: C. Betschart Lane County Clerk, S. Dingle, Lane County Counsel, B. Miller
Eugene Assistant City Attorney

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Appointments to Police Commission

Meeting Date: July 27, 2020
Department: Police
www.eugene-or.gov

Agenda Item Number: 6
Staff Contact: Jeremy Cleversey
Contact Telephone Number: 541-682-5852

ISSUE STATEMENT

This item is to fill four vacancies on the Police Commission following an extension of the recruitment period to respond to requests for greater diversity on this advisory group.

BACKGROUND

Each year, the Council makes appointments to boards, committees and commissions. Chapter 2 of the Eugene Code addresses standing committees to the City Council and the appointment process for these committees. For most standing committees created in the Code, the Council is the appointing authority. The normal recruitment period for boards, committees and commissions begins in January unless a resignation occurs mid-term. The Mayor nominates candidates and the Council appoints members to this commission.

On June 8, 2020, Mayor Vinis, following a request from Police Chief Chris Skinner, announced that she was extending the recruitment period for the Police Commission vacancies in order to attract a more diverse pool of candidates. The recruitment ended on July 10; 114 applications for four vacant positions were received. An interview subcommittee of the Police Commission comprised of Sean Shivers (Chair), Silverio Mogart, Terry Robertson and Vi Huynh reviewed each application and conducted 27 interviews between July 15 and July 22, 2020, before forwarding four recommendations to the Mayor. Mayor Vinis is nominating all four candidates for appointment.

RELATED CITY POLICIES

The Eugene Police Commission is a **12-member citizen body** that acts in an advisory capacity to the City Council, Chief of Police and the City Manager on police policy and resource issues. The commission was created by City Ordinance 20136 in December 1998.

COUNCIL OPTIONS

The City Council may:

1. Appoint the candidates nominated by the Mayor.
2. Appoint other candidates after reviewing all the applications.

July 27, 2020, Meeting – Item 6

CITY MANAGER'S RECOMMENDATION

The City Manager has no recommendation on this item; the appointments are made by the Council.

SUGGESTED MOTION

Move to appoint Shawntel Robertson to the Police Commission for a four-year term beginning July 27, 2020, and ending on June 30, 2024.

Move to appoint Bonnie Dominguez to the Police Commission for a four-year term beginning July 27, 2020, and ending on June 30, 2024.

Move to appoint Maisie Davis to the Police Commission, for a four-year term beginning July 27, 2020, and ending on June 30, 2024.

Move to appoint Dallas Boggs to the Police Commission, to the unexpired term of Terry Robertson, ending on June 30, 2023.

ATTACHMENTS

A. Police Commission Applications

FOR MORE INFORMATION

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