



Eugene City Council

101 W 10th Ave., Suite 203
Eugene, OR 97401
541-682-5010 • 541-682-5414 Fax
www.eugene-or.gov

EUGENE CITY COUNCIL AMENDED AGENDA

September 26, 2022

7:30 p.m. CITY COUNCIL MEETING

As the state and community recover from the COVID-19 pandemic, City Council meetings will continue to be held in hybrid format using in person and 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>

Note: This agenda has been amended to correct a street name in City Council Minutes for July 13, 2022

**Meeting of September 26, 2022;
Her Honor Mayor Lucy Vinis Presiding
Councilors**

Claire Syrett, President
Mike Clark
Randy Groves
Jennifer Yeh

Matt Keating, Vice President
Greg Evans
Emily Semple
Alan Zelenka

7:30 p.m. CITY COUNCIL MEETING

1. COMMITTEE REPORTS AND ITEMS OF INTEREST

2. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- June 13, 2022 Work Session
- July 13, 2022 Work Session
- September 12, 2022 Work Session
- September 12, 2022 Meeting
- September 14, 2022 Work Session

B. Approval of City Council Tentative Agenda

C. Adjustment to Effective Date of City Manager Compensation Increase

3. PUBLIC FORUM

4. ACTION: An Ordinance Concerning Fireworks Restrictions and Amending Section 4.934 of the Eugene Code, 1971.

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.

For more information, contact the Council Coordinator at 541-682-5010,
or visit us online at www.eugene-or.gov.

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: September 26, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2A
Staff Contact: Sara McKinney
Contact Telephone Number: 541-682-5010

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 13, July 13, September 12, and September 14, and the meeting on September 12, 2022.

ATTACHMENTS

- A. June 13, 2022 Work Session
- B. July 13, 2022 Work Session
- C. September 12, 2022 Work Session
- D. September 12, 2022 Meeting
- E. September 14, 2022 Work Session

FOR MORE INFORMATION

Staff Contact: Sara McKinney
Telephone: 541-682-8497
Staff E-Mail: smckinney@eugene-or.gov

MINUTES

**Eugene City Council
Work Session
Eugene, Oregon
97401**

**June 13, 2022
5:30 p.m.**

Councilors Present: Claire Syrett, Matt Keating, Jennifer Yeh, Mike Clark, Randy Groves, Emily Semple, Alan Zelenka, and Greg Evans

Mayor Vinis opened the June 13, 2022, work session of the Eugene City Council in a hybrid format at 101 W 10th Avenue, Eugene OR 97401.

1. Work Session: Urban Renewal Districts

Community Development Director, Will Dowdy, Economic Development Planner, Anne Fifield, and Planning and Development Director, Denny Braud presented information regarding the Urban Renewal Districts.

Council Discussion:

- Mayor Vinis – stated appreciation for the presentation and being reminded of the Downtown Plan.
- Councilor Zelenka – noted his preference to make Urban Renewal as effective as possible; asked staff to explain the Urban Renewal District sunset process and its impact on tax income for said district; asked if the amount of taxes will get capped and returned to districts; asked for clarity about the Downtown Action Plan, referencing the plan in 2004, and asked why staff are sticking to the outdated plan; asked if there is a legal requirement to stick to the old plan; asked if the plan must be consistent with the nine elements outlined.
- Councilor Groves – asked if staff capacity will allow to the City to handle a new downtown action plan; asked if the Downtown Urban Renewal District footprint should remain the same or expand to include 5th Street, Riverfront area and midtown; asked about existing building that can be used for a new City Hall within the Urban Renewal district; asked if Urban Renewal funds can be applied toward debt services to an internal debt service bond; regarding the Climate Action Plan, asked if Urban Renewal funding can be used to supply grants for solar upgrades in the existing downtown.
- Councilor Keating – noted on page 45 of the Downtown Action Plan outlines a dozen opportunity areas beyond the urban renewal area; asked why the Urban Renewal District has not been adjusted since the 1968; asked what challenges the Urban Renewal District boundaries may present Council for a boundary expansion; asked about the timeline and legal process if Council chose to expand the Urban Renewal District; asked if a public/private partnership for an event center would meet the action plan for renewal dollars if Council approves the proposed motion.
- Councilor Syrett – noted she was ambivalent about this topic; asked who would choose the projects that would go into the draft plan if the motion is approved; asked why it is difficult to determine when the limit will be hit; noted she is proud of the projects that

have been added; stated she feels that the Urban Renewal District is being forced as a permanent fixture; noted a need for a pharmacy downtown and the completion of the park block improvements; asked about new urban renewal districts for Highway 99 and the 4 corners area but said she is uneasy if the current district will continue to go on forever.

- Councilor Clark – noted that state and local laws have had a direct impact on pharmacies closing recently; asked whether adding land to existing Downtown Renewal District would result in a new tax increment base, higher than the existing one; asked to clarify the cost to buy and add on to a building in the Riverfront District, noting the estimate was \$25 million and would take seven years to pay back; asked to clarify if a previous vote by Council stated that the Downtown Renewal District would definitely be ended and not carried out indefinitely; asked staff to bring back an analysis from the school district about how they will respond to a net loss of \$150,000 a year if Council chooses to not move forward with the district.
- Councilor Semple – stated she is very interested in a new downtown action plan, cost and benefits, noting that urban renewal funds do not have to be used; suggested sidewalks use transportation or park block funding; asked if City Hall is a project that could use Urban Renewal funding; asked how the fund would increase if a new city hall is built, since city hall would not pay taxes; noted she agrees that downtown needs a pharmacy; noted she does not like urban renewal plans; asked what projects would not get done under urban renewal; stated a preference to put funding into the General Fund rather than an urban renewal fund for more general use without being locked into specific plans.
- Councilor Yeh – noted that she thinks that urban renewal can be a good plan; noted the importance of recognizing when/if a downtown renewal plan should end; said she is interested in how a plan could be used in other areas; noted that Bethel is an area that needs more attention; asked if other areas would be considered in that planning;
- Councilor Evans – noted previous work with staff regarding urban renewal in Bethel, and asked to clarify the timeline that would assist with projects; asked staff to discuss an urban renewal district in the 1960s that funded State Street Park in Bethel and how it worked; asked if Council has the ability to do project-specific urban renewal districts; asked staff what it would take to expand the district and if a metro plan amendment would be required to include the fairgrounds and a convention center project in the Urban Renewal District.
- Mayor Vinis – asked staff about the other possible capital projects discussed when the farmer's market plan was decided; noted a challenge for Urban Renewal District expansion onto 6th and 7th avenues is whether it would generate enough income; noted her interest in looking at other areas for creating districts; asked staff to clarify the timelines for the Urban Renewal District.
- Councilor Zelenka – noted that the incremental assessed value in urban renewal, once the base is set, is slow in growing; noted new districts take a long time to grow; stated that the Lane Events Center is almost the same size as the Downtown Urban District which can only increase by about two more blocks, so it is not possible to add the Lane Event Center to the Urban Renewal District; said expansion of new district would have an impact on the General Fund and could impede General Fund programs; asked staff if the downtown project list gets updated to show items completed, not done, or deleted;

asked staff about projects that might go into the new list and how that list would be developed; asked if Council has the final say on what is on the list of projects.

- Councilor Keating – asked how the public, neighborhood associations, and stakeholders will participate in the development of plans; asked if there is a more timely way to revisit the plans; noted that urban renewal cannot cover operating costs; noted he would support some projects mentioned in this work session such as a pharmacy downtown, a Eugene events center, city hall, housing, mental health centers and the downtown loos; asked if loos could be covered by urban renewal dollars.
- Councilor Syrett – expressed appreciation for the clarifications made during this work session by staff; clarified that the Downtown plan overlaps with other plans; recognized that funds going toward the Urban Renewal District are funds that would normally go to the General Fund, which could be used for operating costs; noted that downtown does need constant attention but it does not have to be funded by urban renewal.
- Councilor Evans – noted past urban renewal plans were used to destroy Black, Indigenous, and People of Color homes and neighborhoods; asked how the urban renewal effort can avoid creating the same unintended consequences.
- Councilor Clark – urged Council to keep in mind the quality and type of projects that happen with an Urban Renewal District; noted there is a substantial population that would push to end the Urban Renewal District; stated that it is important to keep this in mind when deciding what projects to add to the list.

MOTION and VOTE: Councilor Syrett, seconded by Councilor Keating, moved to direct City Manager to create a Downtown Action Plan that is consistent with the Eugene Downtown Plan to identify opportunities, needs and inform future funding discussions. **PASSED: 8:0**

Mayor Vinis adjourned the meeting at 6:52 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Sara McKinney)
Webcast of meeting available [here](#).

MINUTES

Eugene City Council Work Session Eugene, Oregon 97401

July 13, 2022
12:00 p.m.

Councilors Present: Claire Syrett, Matt Keating, Jennifer Yeh, Mike Clark, Randy Groves, Emily Semple, Alan Zelenka, Greg Evans

Mayor Vinis opened the July 13, 2022, work session of the Eugene City Council in a hybrid format at 101 W 10th Avenue, Eugene OR 97401.

1. **WORK SESSION: Street Bond Renewal**

City Manager Sarah Medary introduced City Engineer Jenifer Willer, who presented information on a proposed street bond renewal.

Council Discussion:

- Councilor Zelenka – noted that this is an important topic; stated that he is pleased that the amount dedicated to active transportation has been increased; noted that previous bonds had project accountability mechanisms built in with a project list and review process; noted that the bike/pedestrian portion of the resolution does not have these accountability mechanisms in place; stated he intends to make motions to establish accountability mechanisms; noted that there is a \$2 million unprogrammed funds portion for future grants or other items.
- Councilor Groves – asked how much flexibility exists in the street pedestrian/bike mix that would allow for traffic calming and safety as well as street lighting; asked staff what flexibility exists within the wards to shift funding to higher priority streets; noted that he would like Council to have input on the street project list.
- Councilor Yeh – asked staff to confirm that the street project list is generated on scientific data collected by staff; asked how staff is planning to balance the equity of distribution of projects; noted the importance of trying to make projects equal between the wards; encouraged staff to be thoughtful in how the terms equality and equity are used; noted a study that showed painted bike lanes can be more dangerous; asked staff to clarify if infrastructure refers to physical structure or if it could include a painted bike lane; asked if the \$2 million flexible funds that Councilor Zelenka referred to would remain flexible if the motion he intends to make passes; asked staff to clarify that if a grant or other opportunity arose, staff could act on it with the flexible funds without needing Council approval.
- Councilor Clark – asked the City Manager to clarify information sent in an email about the public process and if the business community would be a replacement for or addition to neighborhood associations; asked if the term “business community” was intended to mean the Chamber of Commerce.

- Councilor Keating – asked if there are any roundabouts in the proposed projects; asked if there was conversation around the impact of the increased assessed value on residents; asked if staff considered lowering the rate to counteract the increased assessed property value; asked if a more eco-friendly asphalt is being used and if the lifespan of that product is greater or less than traditional asphalt; noted that he has concern about proposing a bond at this time but will vote with his colleagues to stand united.
- Councilor Zelenka – noted that Eugene was a national leader in green asphalt usage; noted that many projects on the list are maintenance projects that are meant to prevent rebuilds which is more cost-effective; noted that the rate was discussed and agreed upon during previous Council discussions on this renewal.
- Councilor Evans – stated he is pleased with the proposed project list; noted that he will need to exit the meeting early; volunteered to work on proponent committee.
- Councilor Groves – stated he appreciates that McLean Boulevard is being repaired from Chambers to Graham; stated that he has concerns about the condition and safety of McLean Boulevard from Graham to Lasater, as well as Blackburn and Kenmore Streets.
- Councilor Semple – noted that she is concerned the \$2 million unassigned funds may appear like a slush fund to the public.
- Councilor Zelenka – noted that any councilor can suggest a friendly amendment to require that Council approve the projects that will use the \$2 million unassigned funds; noted that the bike and pedestrian funds were much smaller than the proposed bond in previous bonds and a project list was not necessary; stated the increased bike and pedestrian funding makes a project list more important.

MOTION: Councilor Syrett, seconded by Councilor Keating, moved to adopt Resolution 5364, a resolution referring a GO Bond Measure to the November 2022 ballot to fund street preservation projects, walking projects, biking projects, safety projects, and street tree projects with the word ‘annually’ deleted from the first sentence of paragraph C.

MOTION TO AMEND: Councilor Zelenka, seconded by Semple, moved to amend paragraph I of the resolution so that the final two sentences of that paragraph read ‘the final project list adopted by the City Council will be completed by June 30, 2023, and will consider community feedback and guidance from the three identified committees and commissions, and any change to the adopted project list will be made by the City Council in accordance with a Council prescribed process which, depending on the scope of the change, could include soliciting feedback from the community and/or the three identified committees and commissions.

Council Discussion:

- Councilor Zelenka – noted that the intent of his motion is to put forward a deadline; asked when work would begin on the first projects to be funded; asked whether any of the proposed projects will have started if the project list deadline was changed to

November 1, 2023; stated he would like to change the date in his motion to November 1, 2023.

- Councilor Semple – accepted the change to the motion.
- Councilor Syrett – asked staff to clarify if Council would also be approving where trees are planted with the motion proposed by Councilor Zelenka; stated she does not want to approve where street trees go; noted concern for overreach in having Council decide minute details of all projects; said she would be more comfortable with the motion if it stated that Council approves a fundamental project list but additional projects can be approved by consent calendar.
- Councilor Zelenka – noted that his motion creates more flexibility than is allowed with street projects; stated his intention is for the project list to outline the number of trees and general area, not particular tree locations or curb cuts.
- Councilor Syrett – asked staff if the motion would still allow enough flexibility to take advantage of grants or other opportunities that arise; asked the City Attorney if she agrees with staff's opinion on the flexibility and interpretation of the motion.

VOTE ON MOTION TO AMEND: PASSED 8:0

MOTION TO AMEND: Councilor Zelenka, seconded by Councilor Semple, moved to amend paragraph L of the resolution to add the following sentence at the end of the paragraph: To ensure accountability and citizen involvement in walking, biking, safety and street tree projects, the City Manager will either include these projects in the work of the Citizen Street Repair Review Panel or convene a separate citizen review panel for these projects that will prepare an annual report documenting the City's use of the bond proceeds for walking, biking, safety, and street tree projects and noting whether the bond proceeds were used in compliance with the terms of this resolution.

Council Discussion:

- Councilor Clark – asked for a friendly amendment to include the business community in the motion.
- Councilor Keating – asked to clarify if the motion is creating a second oversight committee; asked staff to clarify if the existing review panel would not review biking, walking, safety, and street tree projects funded by this bond.
- Councilor Syrett – noted that the existing review panel was not directed to review biking, walking, safety, and street tree projects, and the motion would make the review process known to public and increase trust and confidence.
- Councilor Zelenka – noted that paragraph L does not explicitly mention biking, walking, safety, and street tree projects, and the motion would clarify that.

VOTE ON MOTION TO AMEND: PASSED 8:0

MOTION TO AMEND AND VOTE: Councilor Clark, seconded by Councilor Groves, moved to amend criteria B of paragraph H of the resolution to add the business community after neighborhood groups. **PASSED 8:0**

VOTE ON MAIN MOTION AS AMENDED: PASSED 8:0

MOTION AND VOTE: Councilor Syrett, seconded by Councilor Keating, moved to direct the City Manager to prepare a neutral information tabloid for the GO bond measure, and request that the City Manager include the cost for the tabloid on supplemental budget #1 in December.
PASSED 8:0

2. ACTION: Approval of Motions Relating to Production of a Voter's Pamphlet for the November 8, 2022, Election

City Manager Sarah Medary introduced the topic.

MOTION AND VOTE: Councilor Syrett, seconded by Councilor Keating, moved to direct the City Manager to publish and distribute a local voters' pamphlet for the election scheduled for November 8, 2022, on a GO bond to fund street preservation, and to authorize the expenditure of funds from the General Fund council contingency account that are required to produce that voters' pamphlet. **PASSED 7:0**, Councilor Evans absent

MOTION AND VOTE: Councilor Syrett, seconded by Councilor Keating, moved to appoint councilors Evans, Zelenka, Groves and Keating to the voters' pamphlet proponent committee for the Street Preservation GO Bond ballot measure. **PASSED 7:0**, Councilor Evans absent

3. WORK SESSION: City Manager Compensation

Mayor Vinis introduced Associate Director of the Employee Resource Center, Keri Beraldo, who presented information regarding options to consider for increasing City Manager, Sarah Medary's compensation.

Council Discussion:

- Councilor Groves – noted that Sarah Medary is a great city manager; stated it is important to remain competitive in the market; noted that City Manager Medary should be making more than the people she supervises.
- Councilor Clark – asked to clarify the range information given; noted that he is not in favor of establishing a range; reminded Council that City Manager Medary led the organization through the Covid pandemic, fires, and incredible new obstacles within her first six months as the interim manager.
- Councilor Zelenka – noted that the salary range would provide structure that is used for all other staff of the City of Eugene; stated that a range gives the City Manager room to grow into; stated that the range could be changed in the future; asked if the range would be indexed or set.
- Councilor Keating – noted that there is a natural range in comparable municipalities; stated he is in favor of making an investment in City Manager Medary; stated elected officials should be fairly compensated for the work they do; noted a desire to re-examine Council stipends in the future; stated he would like there to be an electric vehicle incentive attached to the automobile allowance in the City Manager's contract.

- Councilor Semple – asked who the highest paid executive is; asked staff to provide information on who the executives are and what their salaries are; asked what City Manager Medary’s total compensation is; stated that the salary range seems unnecessary and limiting; asked staff why a salary range is being proposed.
- Councilor Syrett – asked if City Manager Medary has received a merit increase since being appointed Interim City Manager; asked what the percentage increase is of the proposed increase from \$232,169 to \$252,013; stated that an 8.6 percent increase would right-size the salary and provide a merit increase; supported setting a salary range as an administrative tool; asked the City Attorney if she can separate the proposed motion into two separate motions; noted that a nearby organization with significantly fewer full time employees and smaller annual budget pays their general manager much more than City Manager Medary is paid.
- Councilor Yeh – stated that wage ranges are helpful; asked that staff provide information on average employee salary when this topic comes up again in the future; noted concern over pay equity issues; noted it would be helpful to have information on similar public sector jobs.
- Councilor Groves – noted that Eugene has top notch executives; noted that the City of Eugene tends to be low on the salary market.
- Councilor Zelenka – announced that he will have to leave the meeting at 1:30 p.m.

MOTION: Councilor Syrett, seconded by Councilor Keating, moved to authorize the Council President to execute an amendment to City Manager Sarah Medary’s employment contract setting Medary’s compensation at \$252,013 effective July 17, 2022, updating market adjustment pay (or MAP) references to read “cost of living allowance” (or COLA) for purposes of annual salary.

Council Discussion:

- Councilor Semple – noted that when City Manager Medary was hired, Council looked at Salem’s pay scale as it is roughly the same size as Eugene; stated that managing Eugene is harder and supported an amendment to change the compensation in the motion to \$260,000.

MOTION TO AMEND: Councilor Semple, seconded by Councilor Syrett, moved to amend the City Manager’s compensation to \$260,000 per year.

Council Discussion:

- Councilor Keating – stated that an 8.6 percent adjustment right-sizes the salary and provides a merit increase; noted that the main motion would increase City Manager’s salary by more than the annual stipend of Council members; noted that the time to discuss an additional merit increase is at the next performance review.
- Councilor Semple – reminded council that this is a competitive market and it is important to send a message that City Manager Medary’s work is appreciated; stated that an 8.6 increase would place Medary’s salary where it belongs and a 10 percent increase would provide a merit-based increase.
- Councilor Syrett – noted that she seconded the motion to amend because it is a competitive market and City Manager Medary’s performance has been exemplary.

- Councilor Clark – reiterated that City Manager Medary led the city through a pandemic, fire and massive turmoil; stated that the proposed compensation is a lot of money but still less than some smaller municipalities are paying their city managers; stated that Sarah Medary loves Eugene and leads with passion.
- Councilor Keating – noted that an 8.6 percent increase is significant; noted that City Manager Medary has changed his previous opinions of a manager/council/mayor style of government; noted that it is important to be fiscally prudent in this compensation adjustment.
- Councilor Groves – noted that he is concerned about the sticker shock to the public in approving Medary’s compensation at \$260,000; stated that he does believe that the proposed number is a good goal to work towards but has concerns about moving to that number right now.

VOTE ON MOTION TO AMEND: FAILED 3:3, opposed by councilors Keating, Groves and Yeh; councilors Evans and Zelenka absent.

MOTION: Councilor Syrett, seconded by Councilor Keating, moved to table until the Monday, July 18 work session. **VOTE: PASSED 6:0**, councilors Evans and Zelenka absent.

Mayor Vinis adjourned the meeting at 1:47 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Sara McKinney)
Webcast of meeting available [here](#).

**Eugene City Council Work Session
and Eugene Urban Renewal Agency
Meeting Eugene, Oregon 97401**

**September 12, 2022
5:30 p.m.**

Councilors Present: Claire Syrett, Matt Keating, Jennifer Yeh, Mike Clark, Randy Groves, Emily Semple, Alan Zelenka, and Greg Evans

Mayor Vinis opened the September 12, 2022, meeting of the Urban Renewal Agency in a hybrid format at 101 W 10th Avenue, Eugene OR 97401.

1. WORK SESSION: Riverfront Urban Renewal District

City Manager, Sarah Medary introduced Community Development Director, Will Dowdy, Business Development Analyst, Ananda D'Souza and Senior Financial Analyst, Maurizio Bottalico presented information on the Riverfront Urban Renewal District.

Council Discussion:

- Councilor Groves – asked if the acres being considered in the University of Oregon land swap would be included in the Riverfront Urban Renewal District; asked if there are any ideas for funding options for affordable housing in the district.
- Councilor Evans – asked staff to clarify the term ‘urban context’; asked if the proposed housing location in the material is the final location; asked on the status of partner agencies for this housing project; asked staff to clarify that raising the cap or extending the Urban Renewal District could generate more funds that could be allocated to affordable housing or the steam plant; asked if Council is considering extending the district by two or three years to fund steam plant project.
- Councilor Syrett – asked if Williams and Dame Inc. were still the developers for the affordable housing project, if not, when did this change; noted that affordable housing is a priority project for the district; noted her preference to have 75-units, not 75 rooms in the affordable housing project; noted that the vandalism at the steam plant is disturbing; voiced concern over the historic value of the building and the cost of maintaining it as an undeveloped site; noted that the Riverfront Park area can be used without additional parking; noted concern about overdeveloping parking areas.
- Councilor Semple – noted that she is not in favor of urban renewal districts but is in favor of these projects; noted that the affordable housing in this district is imperative to avoid gentrification; asked if the 75-units would be multi-bedroom units or studio units; voiced concern over the vandalism of the steam plant building.
- Councilor Zelenka – noted he would be in favor of the district sunseting in 2024; noted his priority order for the projects discussed today would be 1)housing, 2)steam plant and 3) parking; noted he is not in favor of extending and raising the cap; asked if urban renewal funding has ever been used for affordable housing projects; stated he would not be in favor of putting a large amount of funding into the steam plant project; noted he would be interested in a rate of return analysis for the steam plant project; noted that additional parking is at the bottom of his interest list for funding.

- Councilor Yeh – stated that the affordable housing project is a critical item for this district; noted that she would consider the entire project a failure if it were to not include the affordable housing; noted that it would be critical to identify if the steam plant project is worth the funding that would be required to complete it; noted that she is not in favor of funding additional parking.
- Councilor Keating – stated that he would not be in favor of using any additional land acquired for parking; noted that the World Athletics Championship event was a success without additional parking; noted if the steam plant were developed appropriately it could be a hub for small business, music, and theater; stated that affordable housing is at the top of his list for priorities.
- Councilor Clark – asked staff how many additional parking spaces are planned for this area; asked staff how many parking spaces would be needed to support the Riverfront Park and steam plant; asked how many spaces are available at Alton Baker Park.
- Mayor Vinis – noted that both affordable housing and the steam plant are priorities; noted she would prioritize affordable housing over the steam plant; asked staff to confirm what the funding goal is in extending the urban renewal district; advocated investing in the steam plant; noted that urban renewal districts are to spur economic development and that is exactly what the steam plant project would be; noted she is not in favor of investing in parking.
- Councilor Evans – asked staff what it costs per space to develop parking; asked if the proposed parking would be in front of the steam plant.
- Councilor Syrett – noted the steam plant would be an investment and she is open to discussions regarding filling the funding gap; stated she would consider the redevelopment of the riverfront would be a failure without the affordable housing project.
- Councilor Zelenka – stated he believes the project would be a failure if the affordable housing project were not completed; noted that the steam plant proposal is for a hotel; asked if there is potential to use parking at the old EWEB headquarters building; asked staff to clarify the district would be extended by four years to raise an additional \$10 million.
- Councilor Clark – stated that there are more than 200 parking spaces at the EWEB building and the building has more than 100,000 square feet that could be used for city hall; noted his desire to have a conversation regarding acquiring the EWEB building.

Mayor Vinis adjourned the meeting of the Urban Renewal Agency and opened the September 12, 2022, work session of the Eugene City Council.

2. WORK SESSION: Climate-Friendly and Equitable Communities Overview

Senior Planner, Heather O'Donnell, Transportation Planning Manager, Rob Inerfeld and Building and Permit Services Director, Lydia Bishop, presented information on the Climate-Friendly and Equitable Communities requirements.

Council Discussion:

- Councilor Clark – asked City Manager if the new Climate-Friendly and Equitable Communities projects would cost the City of Eugene \$10 million per year without any state funding allocated yet; asked City Manager who decided that this item was not

brought forth to council until after the state-level rulemaking was complete; asked who decided that the City of Eugene did not want to join other cities in a lawsuit against implementation; noted that this was an executive order by the governor and two of the three candidates running for governor would reverse this mandate.

- Councilor Syrett – noted that it would have been difficult to bring the item to Council prior to the ruling; noted that staff presented a lot of information to the state to try to prevent and change the mandates; noted that she does not think the lawsuit is the right approach.
- Councilor Groves – noted he feels conflicted about state mandates; stated this is similar to the middle housing mandate; believes the timing and cost of the issue is going to have a big impact; would like to hear more about the lawsuit.
- Councilor Zelenka – stated that this is a big deal and will be a lot of work; noted that the assumptions in slide three and four about greenhouse gases do not include any new actions that the state has taken; asked how the new items enacted incorporate into this; stated he was on the governor’s task force that helped create the rules and on the Metropolitan Planning Organization when it was created; would like to know how the city level plan was adopted; asked what needs to be done in regard to parking to comply; noted that the lawsuit is intriguing however if the suit is lost, municipalities still have to act and could fall behind on deadlines; asked how the timing of compliance and end product of the lawsuit would be.
- Councilor Keating – noted he is interested in the scenario plan; asked if the new rule contradicts the middle-housing distance to EmX that was previously adopted by Council.

Mayor Vinis adjourned the meeting at 7:02 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Sara McKinney)
Webcast of meeting available [here](#).

MINUTES

**Eugene City Council
Meeting
Eugene, Oregon 97401**

**September 12, 2022
7:30 p.m.**

Councilors Present: Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Claire Syrett, Randy Groves

Mayor Vinis opened the September 12, 2022, meeting of the Eugene City Council in a hybrid in-person and virtual format at 101 W. 10th Avenue, Suite 114, Eugene, OR 97401.

1. COMMITTEE REPORTS AND ITEMS OF INTEREST

- Mayor Vinis – shared a proclamation for National Stepfamily Day on September 16.
- Councilor Syrett – discussed a recall election currently occurring; stated that she will remain in her role and fulfill her duties until or unless her status on council changes; shared that council will review the Intergovernmental Relations Committee’s legislative priorities for the 2023 legislative session in an October Work Session; discussed her attendance at a trade union Labor Day picnic.
- Councilor Groves – discussed his attendance at a 50th anniversary celebration for a local tea company; discussed concerns about fires at Wild Iris Ridge Park; acknowledged the 21st anniversary of the attacks on September 11, 2001.
- Councilor Keating – showed appreciation for first responders who are currently fighting wildfires throughout Oregon; requested a moment of silence for the anniversary of the attacks on September 11, 2001.
- Councilor Semple – acknowledged several tragic events that occurred locally in the past week; expressed concern about mental health challenges and lack of housing; shared that there will be a council retreat at the end of the month to discuss a two-year priority-based budget; requested input from the public for potential solutions.
- Councilor Clark – shared that Saturday, September 17, is Constitution Day as well as former City Councilor Betty Taylor’s birthday.

2. CONSENT CALENDAR 1

A. Approval of City Council Minutes

- June 13, 2022 Meeting
- June 21, 2022 Public Hearing
- June 22, 2022 Work Session
- June 27, 2022 Work Session
- June 27, 2022 Meeting
- June 29, 2022 Work Session
- July 11, 2022 Work Session
- July 11, 2022 Meeting
- July 18, 2022 Public Hearing and Work Session
- July 20, 2022 Work Session
- July 25, 2022 Work Session

- July 25, 2022 Meeting and Public Hearing
- July 27, 2022 Work Session

B. Approval of City Council Tentative Agenda

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

3. PUBLIC FORUM

1. Lin Woodrich – discussed a public health overlay, road bond, and Bethel area plan.
2. John Crowder – spoke in opposition to Emerald Express bus lanes on River Road.
3. Patti Swinehart – spoke about recall election and asked questions about the process.
4. Suzanne O'Shea – spoke to homeless concerns and in favor of public health overlay.
5. Joshua Korn – shared concerns about 5G and Wi-Fi pollution.
6. William Smith – spoke about wireless safety.
7. Thomas Newman – spoke in favor of alternative transportation.
8. Chuck Areford – spoke in opposition to effort to recall Councilor Syrett.
9. Richard Locke – spoke against recall lawsuit; spoke about loitering and littering.
10. Eric Jackson – shared concerns about fentanyl in the community.

Council Discussion

- Councilor Evans – expressed that he is looking forward to discussing the public health overlay zone and the Bethel area plan; expressed his desire to have Union Pacific Railroad included in the discussion about the overlay zone.
- Councilor Groves – stated his interest in the public health overlay zone and the Bethel area plan; noted that increased housing is helping to improve some of the issues discussed; expressed concern over fentanyl in the community; noted that the Community Safety Initiative tax is making progress on some of the issues discussed.
- Councilor Clark – highlighted the importance of moving forward with the Bethel area plan; requested input from Bethel community on what outcomes they hope to achieve with the Bethel area plan.
- Councilor Keating – shared an excerpt from the Oregon State Constitution about the recall process for an elected officer; expressed his support for Councilor Syrett.

Mayor Vinis adjourned the meeting at 8:23 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Olivia Clark)

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

MINUTES

Eugene City Council Work Session Eugene, Oregon 97401

September 14, 2022
12:00 p.m.

Councilors Present: Claire Syrett, Matt Keating, Jennifer Yeh, Mike Clark, Randy Groves, Emily Semple, Alan Zelenka, and Greg Evans

Mayor Vinis opened the September 14, 2022, work session of the Eugene City Council in a hybrid format at 101 W 10th Avenue, Eugene OR 97401.

1. WORK SESSION: Financial Update

City Manager, Sarah Medary, and Finance Director, Twylla Miller presented a financial update.

Council Discussion:

- Councilor Groves – noted he has watched the City of Eugene as an organization for more than 40 years and the City has always found ways to move forward; stated that crisis is often the motivation for innovation; asked if the Public Employee Retirement System overage in early years could be saved into the reserve; asked if there is a process in place to sign up indigent patients to Oregon Health Plan at the time of ambulance call.
- Councilor Zelenka – noted that he has worked on 25 budgets for the City of Eugene and the budget always gets figured out, even with budget cuts; asked what the percent of reserves is now and planned in next year's budget; noted that reserves are very important; asked what the projected reserve percentage is in the coming years; asked staff what the current balance and trend was for the ambulance fund.
- Councilor Clark – asked staff to confirm if services currently funded by American Rescue Plan Act funds have funding once American Rescue Plan Act ends; asked staff to clarify if the presented materials include the expenditures that may be required to comply with Climate-Friendly and Equitable Communities mandates from the state.
- Councilor Keating – noted that the City of Springfield has 2-hour parking signage, not metered parking; asked if Springfield has encountered a dip in parking revenue or if their practice has increased revenue; noted that there are a few downtown parking meters that have not worked properly for months; stated that staffing levels also seem to be impacting parking enforcement and ticketing.

2. WORK SESSION: Workforce Update

Central Services Executive Director, Mia Cariaga, presented a workforce update.

Council Discussion:

- Mayor Vinis – noted that the presentation was both sobering and enlightening.
- Councilor Groves – noted that taking care of the workforce is incredibly important; asked for a breakdown on the separation numbers and what was due to retirement versus resignations; noted concern over the number of staff who are or near retirement

eligible; asked if exit interviews are showing any trends; noted he would like an annual workforce update like this one.

- Councilor Syrett – noted that workforce information is important for Council to be aware of; noted that staff members deliver public services and it is important to invest in those staff members; noted that staff stepped up during the pandemic and also suffered throughout it; stated that there is trauma in the workforce from the pandemic; noted concern that there are staff members or groups that cannot take a leave of absence due to staffing levels; asked what is being done to relieve or rectify this issue;
- Councilor Keating – asked staff to clarify the years of service slide; asked what the healthiest group in the organization is in this slide; asked what the organization is doing to better balance the needs of staff for childcare; asked if the City of Eugene has considered partnering with Lane Community College’s Early Childhood education program; noted concern over the district attorney not prosecuting non-violent crimes; noted he would like to see a work session to discuss what can be done by Council to change this issue.
- Councilor Yeh – noted appreciation for the presentation and transparency into the workforce challenges; asked staff to explain difference between temporary employee and limited duration employee; noted appreciation for the organization recognizing the pandemic impacts and working to relieve the stress of that workload on staff.
- Councilor Semple – noted that the lack of employees is an industry-wide issue; noted that the district attorney’s office is short six prosecutors and that is a major impact to the community; noted that the district attorney’s office is trying to hire more staff and there is little Council can do to change the issues that the district attorney is experiencing in hiring.
- Councilor Groves – noted that the public does not understand why criminal behavior is not being prosecuted; stated support for having a work session to discuss the district attorney’s short-staffing issue and provide a better understanding of this issue to the public; noted that shortages in many areas are impacting the quality of life for all residents.
- Mayor Vinis – noted that she and Chief Skinner are members of the Public Safety Coordinating Council, the oversight body that brings all jurisdictions together, and that maybe that they should provide a report from that committee that would provide more information to Council and the residents of Eugene.

Mayor Vinis adjourned the meeting at 1:23 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Sara McKinney)
Webcast of meeting available [here](#).

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: September 26, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2B
Staff Contact: Brooke Freed
Contact Telephone Number: 541-682-5010

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.

COUNCIL OPTIONS

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

SUGGESTED MOTION

Move to approve the items on the Tentative Working Agenda.

ATTACHMENTS

A. Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Brooke Freed
Telephone: 541-682-5010
Staff E-Mail: bfreed@eugene-or.gov



City Council Tentative Agenda

Updated September 22, 2022

As our state and community recover from the COVID-19 pandemic, City Council meetings will continue to be held using hybrid and virtual meeting technology. Materials and information about how to access these meetings will be available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>.

September 2022					
Date	Day	Time	Title	Length	Dept. Contact
23-Sept	Friday	10:00 am – 4:00 pm	Council Strategic Planning Workshop		Staff, CS
24-Sept	Saturday	9:00 am – 3:00 pm	Council Strategic Planning Workshop		Staff, CS
Expected absences for 9/23-24: none			Location: Campbell Community Center/Webcast		
26-Sept	Monday	5:30 pm	 Executive Session pursuant to ORS 192.660(2)(h) - consultation with legal counsel about litigation	30 mins	Staff, CS
			 Public Health Overlay (Work Session)	60 mins	Allie Camp, PDD
		7:30 pm	 Committee Reports and Items of Interest  Public Forum  An Ordinance Concerning Fireworks Restrictions (Possible Action)		Michael Caven, ESF
Expected absences for 9/26: none					
28-Sept	Wednesday	12 pm	 CFEC Rules: Parking Regulations (Work Session)	45 mins	Lydia Bishop, PDD
			 Sister Cities Review Discussion (Work Session)	45 mins	Jason Dedrick, CS
Expected absences for 9/28: none					



Work Session



Action



Public Hearing



Public Forum



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters



Pledge of Allegiance

September 26, 2022 Work Session – Item 2B

October 2022					
Date	Day	Time	Title	Length	Dept. Contact
10-Oct	Monday	5:30 pm	 Alternative Response Study (Work Session)	90 mins	Staff, CS
		7:30 pm	 Committee Reports and Items of Interest  Real Property Disposal: Inadvertent Reservation of ROW on 28th Avenue (Consent Calendar)  Public Forum		Jenifer Willer, PW
Expected absences for 10/10: none					
12-Oct	Wednesday	12 pm	 Eugene Springfield Fire Governance (Work Session)	90 mins	Kristie Hammitt, CS
Expected absences for 10/12: none					
17-Oct	Monday	5:30 pm	 An Ordinance Vacating a Portion of the East 5th Avenue Right-of-Way (Public Hearing)  An Ordinance Concerning Multiple-Unit Property Tax Exemptions (Public Hearing)  An Ordinance Concerning Clear and Objective Approval Criteria for Housing (Public Hearing)		Jeff Gepper, PDD Dylan Huber-Heidorn, PDD Althea Sullivan, PDD
Expected absences for 10/17: none					
19-Oct	Wednesday	12 pm	 IGR Policy and Priorities (Work Session, Possible Action)	45 mins	Ethan Nelson, CS
			 Parks and Recreation Funding (Work Session)	45 mins	Staff, PW & LRCS
Expected absences for 10/19: none					
24-Oct	Monday	5:30 pm	 Police Auditor Selection Process/Feedback (Work Session)	45 mins	Becky DeWitt, CS
			 Renter Protections, Phase 2 (Work Session)	45 mins	Genevieve Middleton, PDD

		7:30 pm	 Committee Reports and Items of Interest  Public Forum  An Ordinance Vacating a Portion of the East 5th Avenue Right-of-Way (Possible Action)  An Ordinance Concerning Multiple-Unit Property Tax Exemptions (Action)		Jeff Gepper, PDD Dylan Huber-Heidorn, PDD
<i>Expected absences for 10/24: none</i>					
26-Oct	Wednesday	12 pm	 Decarbonization Roadmap, Part 2 (Work Session)	90 mins	Matt Rodrigues, PW
<i>Expected absences for 9/28: none</i>					

UPCOMING PUBLIC HEARINGS			
Date	Topic	Description	Staff Contact
Oct 17 5:30 pm	An Ordinance Vacating a Portion of the East 5th Ave Right-of-Way	The City Council will hold a public hearing to consider an Ordinance Vacating a Portion of the East 5th Avenue Right-of-Way Located within the Boundaries of the Plat of Town Run. Proposed Ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jeff Gepper, PDD 541-682-5282
Oct 17 5:30 pm	An Ordinance Concerning Multiple-Unit Property Tax Exemptions and Amending Section 2.946 of the Eugene Code, 1971	Proposed Ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Dylan Huber-Heidorn, PDD 541-682-5475
Oct 17 5:30 pm	An Ordinance Concerning Clear and Objective Approval Criteria for Housing	City Council will hold a public hearing to consider an Ordinance Concerning Clear and Objective Approval Criteria for Housing; Amending Sections 9.0500, 9.2181, 9.2471, 9.2520, 9.2687, 9.2751, 9.2761, 9.3216, 9.3221, 9.3626, 9.3725, 9.4830, 9.5750, 9.6010, 9.6710, 9.6810, 9.6815, 9.6820, 9.6845, 9.686 9.6865, 9.6885, 9.7007, 9.8030, 9.8045, 9.8055, 9.8085, 9.8090, 9.8100, 9.8105, 9.8205, 9.8210, 9.8215, 9.8220, 9.8310, 9.8320, 9.8325, 9.8360, 9.8365, 9.8440, 9.8445, 9.8505, 9.8510, 9.8515, and 9.8520 of the Eugene Code, 1971; and Adding Section 9.5860 To That Code. Proposed Ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Althea Sullivan, PDD 541-682-5485

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Fossil Fuel Risk Bonds – TBD	Groves, Syrett	10/21/21
Gas Stations – TBD	Keating	4/15/22
Bethel Area Plan – TBD	Evans	7/22/22

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Adjustment to Effective Date of City Manager Compensation Increase

Meeting Date: September 26, 2022
Department: Central Services/City Attorney's Office
www.eugene-or.gov

Agenda Item Number: 2C
Staff Contact: Kathryn Brotherton
Contact Telephone Number: 541-682-8447

ISSUE STATEMENT

The employment contract with City Manager Sarah Medary stipulates that the City Council will, at the time of the annual performance evaluation, consider increasing Medary's compensation. It was generally decided that consideration of increasing Medary's compensation would occur *subsequent* to the annual performance evaluation, not simultaneous with the annual performance evaluation. Council first considered increasing Medary's compensation on July 13, 2022, seven months after her performance evaluation, and made a final compensation decision, increasing her salary to \$256,000, on July 18, 2022. Based on the terms of Medary's employment agreement, Medary's salary increase should have been made retroactive to January 2, 2022.

BACKGROUND

City Manager Medary was hired on June 15, 2020, with a salary of \$218,000. Her employment contract provides that she will receive cost of living/market adjustment pay at the same time each year and at the same percentage given to the non-represented employee group. Based on these adjustments, at the time of the Council's discussion of Medary's compensation in July 2022, Medary's annual salary was \$232,169.

On July 18, 2022, the Council set Medary's compensation at \$256,000, unanimously passing the following motion: "Move to authorize the Council President to execute an amendment to City Manager Sarah Medary's employment contract setting Medary's compensation at \$256,000 effective July 17, 2022, updating "market adjustment pay" (or MAP) references to read "cost of living allowance" (or COLA) for purposes of annual salary."

Based on the terms of Medary's employment contract which provides that the Council will consider increasing Medary's compensation at the same time Council conducts its annual performance evaluation of her, the motion setting Medary's increased compensation at \$256,000 should have made that increased salary retroactive to January 2, 2022, not July 17, 2022.

Also, on July 18, 2022, the Council passed a motion authorizing the Council President to execute an amendment to Medary's employment contract updating the schedule for Medary's annual performance evaluation and merit compensation increases. To reconcile the seven-month time gap between Medary's last performance evaluation and Council's compensation discussion, and to

September 26, 2022 Meeting – Item 2C

ensure that, moving forward, these two discussions are held close together, Medary's employment agreement is being amended to include the following provision: "The City Council's discussion of Medary's performance shall be scheduled to occur every year at a meeting held sometime between June 1 and July 30. The eight City Councilors shall consider increasing Medary's compensation at the same time of Medary's annual performance evaluation, or, at the latest, before July 30."

COUNCIL OPTIONS:

Council may choose to adopt or not adopt the motion making Medary's compensation established by Council on July 18, 2022, retroactive to January 2, 2022.

MOTIONS:

Move to make Medary's annual compensation of \$256,000, established by Council on July 18, 2022, retroactive from January 2, 2022, through July 17, 2022.

FOR MORE INFORMATION

Staff Contact: Kathryn Brotherton
Telephone: 541-682-8447
Staff E-Mail: kbrotherton@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Public Forum

Meeting Date: September 26, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Sara McKinney
Contact Telephone Number: 541-682-8497

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: Sara McKinney
Telephone: 541-682-8497
Staff E-Mail: smckinney@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: An Ordinance Concerning Fireworks Restrictions and Amending Section 4.934 of the Eugene Code, 1971.

Meeting Date: September 26, 2022
Department: Fire & Emergency Medical Services
www.eugene-or.gov

Agenda Item Number: 4
Staff Contact: Mike Caven
Contact Telephone Number: 541-682-7115

ISSUE STATEMENT

The City Council is scheduled to take action on a total ban of the sale and use of personal fireworks within the City limits. The draft ordinance is included as Attachment A.

Ordinance No. 20653 temporarily prohibited the use and sale of fireworks within the city limits in the areas south of 18th Ave or east of Agate Street through 2022 (Attachment B). The ordinance was signed and immediately effective in June 2021 as the City Council had declared an emergency due to drought and weather conditions. The temporary ban will expire at the end of 2022.

The draft ordinance under consideration is being brought before Council ahead of the fireworks product ordering season. Local non-profit organizations place their order for fireworks products in December to prepare for charitable sales the following June 23 through July 6.

BACKGROUND

On [July 11, 2022](#) Council President Claire Syrett proposed a motion for an ordinance to be drafted and to schedule a public hearing banning the sale and use of personal fireworks during a Eugene City Council Work Session on the topic. The draft ordinance is included in Attachment A.

On [September 19, 2022](#) City Council held a public hearing on the total ban of the sale and use of personal fireworks ordinance.

Since 2012, fireworks have been reported to have caused 11 fires in the banned area. Three of those fires took place in 2021. Attachments C and D provide additional data.

Approaches by Other Oregon Communities

In 2007, Ashland prohibited the use of fireworks throughout the city and year but allowed the legal use of smoke bombs, snakes, and party poppers. Bend and Portland both put a temporary ban in place in 2021 followed by a permanent ban in 2022. Before the ban, Portland reported 73 fireworks related fires in 2020 and 29 fireworks related fires in 2021.

PREVIOUS COUNCIL DIRECTION

[July 1, 2015 Emergency Meeting](#)

The City Council instituted a ban on the use of fireworks for the remainder of 2015 in response to drought-like conditions for the Wildland Urban Interface (WUI) for properties south of 18th Avenue and east of Agate Street. This ban also addressed the use of illegal fireworks. The Eugene Police Department (EPD) held an amnesty turn-in day of illegal fireworks and enforced the ban following information called into a tip line. EPD has continued amnesty turn-in events including July 2 and 3, 2022.

[May 14, 2018, Meeting](#)

City Council approved amending Section 1, Section 4.934 of the Eugene Code, 1971, to restrict the use of fireworks to December 31, January 1, July 3, or July 4. The code previously allowed for the use of fireworks June 23 through July 6.

[May 24, 2021, Meeting](#)

Councilor Matt Keating proposed a motion to have a public hearing banning the use and sale of fireworks during a Eugene City Council Work Session on the topic of Wildfire Preparedness. The public hearing took place on June 21, 2021 and resulted in a unanimous decision to establish Ordinance No. 20653. The ordinance identifies the areas south of 18th Avenue and east of Agate Street due to its potential threat of wildfires. A 2014 GIS analysis conducted by Lane Council of Governments identified the South Hills as a “very high” fire hazard.

[June 21, 2021, Public Hearing](#)

Eugene City Council voted unanimously to temporarily ban all fireworks in the south hills, south from 18th Avenue and east of Agate Street through 2022. This ban was a necessary step for public health and safety. The ban includes legal fireworks like fountains, flitter sparklers, ground spinners and wheels.

[July 11, 2022, Work Session](#)

Council President Claire Syrett proposed a motion for an ordinance to be drafted and to schedule a public hearing banning the sale and use of personal fireworks during a Eugene City Council Work Session on the topic.

[September 19, 2022 Public Hearing](#)

The City Council held a public hearing for this proposed ordinance.

COUNCIL OPTIONS

The City Council may:

1. Adopt the ordinance as proposed in Attachment A.
2. Schedule an additional work session to discuss modifications to the ordinance.
3. Take no action.

CITY MANAGER'S RECOMMENDATION

If the Council would like an ordinance to be adopted by January 1, 2023, the City Manager recommends adopting the ordinance as proposed in Attachment A, **OR** scheduling an additional work session to discuss modifications to the ordinance, and, if needed, an additional public hearing in November, in order to adopt an ordinance before council's winter break.

MOTION OPTIONS

1. Move to adopt the Ordinance Concerning Fireworks Restrictions and Amending Section 4.934 of the Eugene Code, 1971 as proposed in Attachment A.

OR

2. Move to schedule an additional work session to discuss modifications to the ordinance.

ATTACHMENTS

- A. An Ordinance Concerning Fireworks Restrictions and Amending Section 4.934 of the Eugene Code, 1971
- B. Ordinance No. 20653
- C. Fire Hazard Map, 2015
- D. Fireworks Related Fires 2012-2021

FOR MORE INFORMATION

Staff Contact: Mike Caven, Fire Chief
Telephone: 541-682-7115
Staff E-Mail: mcaven@eugene-or.gov

ORDINANCE NO. _____

**AN ORDINANCE CONCERNING FIREWORKS RESTRICTIONS AND
AMENDING SECTION 4.934 OF THE EUGENE CODE, 1971.**

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. Section 4.934 of the Eugene Code, 1971, is amended to provide as follows:

4.934 Fireworks Restrictions.

In addition to restrictions on the sale, possession, use, detonation or explosion of fireworks under state law, it is unlawful to:

(1) ~~Sell, Use~~, light, detonate or display any consumer fireworks anywhere in the city at any time ~~except on December 31, January 1, July 3 or July 4.~~

(2) Use, light, detonate or display any display fireworks anywhere in the city at any time except July 3 through July 5, unless specifically authorized by the city manager or designee.

For the purposes of this section, “consumer fireworks” and “display fireworks” have the meanings given in ORS 480.111.

Section 2. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this

____ day of _____, 2022

Approved by the Mayor this

____ day of _____, 2022

City Recorder

Mayor

COUNCIL ORDINANCE NO. 20653

**AN ORDINANCE PROHIBITING THE USE OF FIREWORKS
WITHIN THE CITY LIMITS IN THE AREAS SOUTH OF 18TH
AVENUE OR EAST OF AGATE STREET THROUGH THE
REMAINDER OF 2021 AND IN 2022; PROHIBITING THE SALE
OF FIREWORKS IN THE AREAS SOUTH OF 18TH AVENUE OR
EAST OF AGATE STREET IN 2022; AND DECLARING AN
EMERGENCY AND PROVIDING FOR AN IMMEDIATE
EFFECTIVE DATE.**

ADOPTED: June 21, 2021

SIGNED: June 23, 2021

PASSED: 8:0

REJECTED:

OPPOSED:

ABSENT:

EFFECTIVE: June 23, 2021



ORDINANCE NO. 20653

AN ORDINANCE PROHIBITING THE USE OF FIREWORKS WITHIN THE CITY LIMITS IN THE AREAS SOUTH OF 18TH AVENUE OR EAST OF AGATE STREET THROUGH THE REMAINDER OF 2021 AND IN 2022; PROHIBITING THE SALE OF FIREWORKS IN THE AREAS SOUTH OF 18TH AVENUE OR EAST OF AGATE STREET IN 2022; AND DECLARING AN EMERGENCY AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

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

A. Subsection (1) of Section 4.934 of the Eugene Code, 1971, restricts the use of any consumer fireworks, allowing their use only on December 31, January 1, and July 3 or 4.

B. Subsection (2) of Section 4.934 of the Eugene Code, 1971, restricts the use of any display fireworks, allowing their use only on July 3 through 5, unless specifically authorized by the City Manager.

C. Severe drought conditions exist within the City of Eugene. Therefore, it is necessary for public health and safety to disallow the use of consumer and display fireworks within Eugene in the areas south of 18th Avenue or east of Agate Street through the remainder of 2021 and in 2022, and to prohibit the sale of fireworks within Eugene in the areas south of 18th Avenue or east of Agate Street in 2022.

NOW, THEREFORE,

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

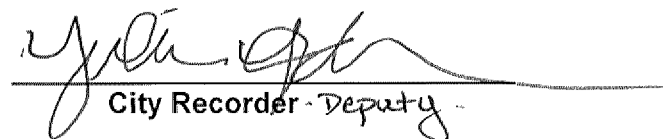
Section 1. In addition to restrictions on the use of fireworks under State law and City Code, the use, lighting, detonation or display of consumer and display fireworks is prohibited within the City of Eugene in the areas south of 18th Avenue or east of Agate Street through the remainder of 2021 and in 2022.

Section 2. The sale of fireworks within Eugene in the areas south of 18th Avenue or east of Agate Street is prohibited in 2022.

Section 3. Due to the severe drought conditions and the upcoming 4th of July holiday, an emergency is declared to exist and, pursuant to the provisions of Section 32(2) of the Eugene Charter of 2002, with the affirmative vote of two-thirds of the members of the City Council, upon adoption by the Council and approval by the Mayor, or passage over the Mayor's veto, this Ordinance shall become effective immediately.

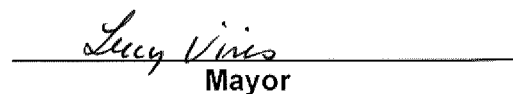
Passed by the City Council this

21st day of June, 2021.


City Recorder - Deputy

Approved by the Mayor this

23 day of June, 2021.


Mayor

