



Eugene City Council

125 E. 8th Ave., 2nd Floor
Eugene, OR 97401-2793
541-682-5010 • 541-682-5414 Fax
www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

October 25, 2017

12:00 p.m. CITY COUNCIL WORK SESSION

**Bascom/Tykeson Room
Eugene Public Library
100 West 10th Avenue
Eugene, Oregon 97401**

**Meeting of October 25, 2017;
Her Honor Mayor Lucy Vinis Presiding**

Councilors

Alan Zelenka, President
Emily Semple
Claire Syrett
Jennifer Yeh

Mike Clark, Vice President
Greg Evans
Chris Pryor
Betty Taylor

12:00 p.m. CITY COUNCIL WORK SESSION

Bascom/Tykeson Room, Eugene Public Library, 100 West 10th Avenue

Mayor: *I call the October 25, 2017, City Council work session to order.*

A. WORK SESSION:

Eugene Public Library - Year 1 Levy Report

B. WORK SESSION:

Draft Ordinance Concerning Fireworks Restrictions

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.

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



Work Session: Eugene Public Library - Year 1 Levy Report

Meeting Date: October 23, 2017

Department: Library, Recreation, and Cultural Services

www.eugene-or.gov

Agenda Item Number: A

Staff Contact: Connie Bennett

Contact Telephone Number: 541-682-5363

ISSUE STATEMENT

The purpose of this work session is to report on the first year of the expanded “Library of the Future” services, provided with levy funding.

BACKGROUND

On November 3, 2015, the City of Eugene voters approved Measure 20-235 to fund expanded Eugene Public Library services for five years beginning in July 2016. The expanded services promised in the levy were in three categories:

1. More hours and access
2. More programs for all ages
3. More materials and technology

Accountability and transparency were built into the levy measure through an annual review by the citizen Library Advisory Board. Library Advisory Board members are: Joe Gonzales (Chair), Kelly Johnson, Beth Walsh (Bethel Branch), Miriam Clark (Sheldon Branch), Lance Keith, Tristan Bentzinger (youth representative), Connie Regali (Friends of the Eugene Public Library), and Julia Whitmore (Eugene Public Library Foundation).

RELATED CITY POLICIES

This item relates to the following Council Goals:

- Accessible and Thriving Culture and Recreation: A community where arts and outdoors are integral to our social and economic well-being and are available to all.
- Sustainable Development
- Effective and Accountable Municipal Government

It also supports the implementation of priority strategies identified in the Library of the Future report.

COUNCIL OPTIONS

None; this is an informational item.

CITY MANAGER'S RECOMMENDATION

Not applicable.

SUGGESTED MOTION

Not applicable.

ATTACHMENTS

- A. Memo to City Manager Jon Ruiz from the Eugene Public Library Advisory Board Chair, Joe Gonzales.
- B. Eugene Public Library: Year 1 Levy Report

FOR MORE INFORMATION

Staff Contact: Connie Bennett, Library Services Director

Telephone: 541-682-5363

Staff E-Mail: connie.j.bennett@ci.eugene.or.us



Date: October 9, 2017

To: Jon Ruiz, Manager
City of Eugene

From: Joe Gonzales, Chair
Eugene Public Library Advisory Board

Subject: Report on the 1st Year of the Library Levy

On November 3, 2015, the City of Eugene voters approved Measure 20-235 to fund expanded Eugene Public Library services for five years beginning in July 2016. The citizen Library Advisory Board has the responsibility to annually review the levy performance to ensure accountability and transparency; this is the report on the levy's first year.

As you will read in the attached report, the focus of the Eugene Public Library's first year of the levy implementation is: "*Promises made, Promises kept.*" The expanded services promised in the levy were in three categories:

1. More Hours and Access

Promises made: The Library promised to add 22 hours each week at the neighborhood Bethel and Sheldon Branches bringing each to a total of 48 open hours across six days. Also promised were restorations of the Sunday morning hours at the Downtown Library.

Promises kept: As soon as the levy was approved, the Library went to work to prepare for expanded hours. They were successfully able to implement the new hours on the very first day of the levy funding, Friday, July 1, 2016. This has translated into increased access and use of all three library locations.

2. More Programs for All Ages

Promises made: The Library promised to increase free events by 33% over the course of the levy with a particular emphasis on areas identified as community priorities: early literacy, activities for teens, and "Maker" opportunities. The Library further promised to provide more free programs off-site and to bring these services to parts of the community not currently served by one of the three branch locations.

Promises kept: Library programs were increased 25% in all priority areas, well on the way to the eventual goal of 33%. During the first year, the off-site services were prototyped in a leased van and specifications were developed for the purchase of a custom van to increase efficiency in future years of the levy.

3. More Materials and Technology

Promises made: Return the Library's budget for books, movies, eBooks, and etc., to pre-recession levels. And, increase the community's Internet access at the Bethel and Sheldon Branches by providing laptops for patrons.

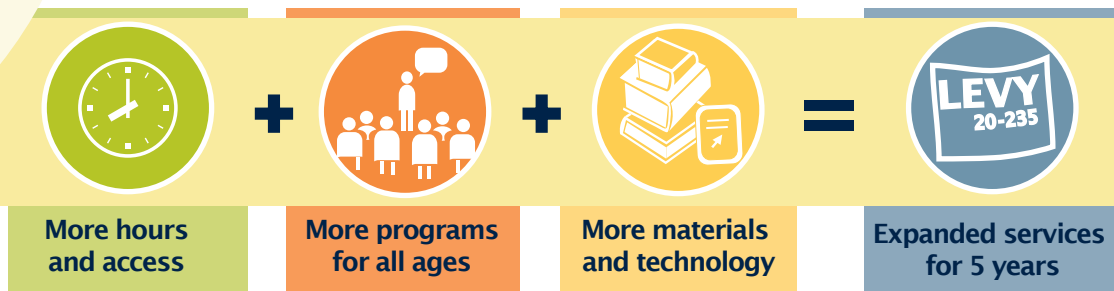
Promises kept: The Library's spending on new materials increased 11% in FY17, restoring to pre-recession levels and providing quicker availability for in-demand items. A new service of lending laptops was developed at the two neighborhood branches in the Spring of 2017 in which patrons could borrow a laptop for two days.

In closing, the Eugene Public Library Advisory Board takes great pride in reporting to you the resounding success of the first year of the levy.



Year 1 Levy Report

Building Our Expanded Services



On November 3, 2015, City of Eugene voters approved Measure 20-235 to fund expanded Eugene Public Library services for five years beginning in July 2016.

Eugene Public Library (EPL) supports an informed community, lifelong learning, and the love of reading by providing access for all city residents to the universe of ideas and information. The levy funds provide increased hours, free programs, and materials and technology at all Eugene Public Library locations: Downtown, Bethel, and Sheldon. These expansion areas were selected in response to the community needs expressed during *Library of the Future* community engagement efforts.

This report covers the time period of July 1, 2016 to June 30, 2017 (FY17).



More Hours and Access

Levy Promise: The levy added 22 hours each week at the neighborhood Bethel and Sheldon Branches, bringing each to a total of 48 open hours across six days. Sunday morning hours were restored at the Downtown Library.

Increased open hours began July 1, 2016.

FY17 Open Hours - Total Visitors for the Year

Library visits: 1,137,194 (10% increase from last year)

Increased hours provided more opportunities for cardholders to come and borrow materials.

Circulation in FY17

Downtown Library: 2,140,644

Bethel Branch: 153,253

Sheldon Branch: 208,367

Electronic Materials: 187,427

2,689,691 (10% increase from last year)

Total Registered Borrowers: 101,655 which is an increase of 2,895 from the previous year.



Expanding the volunteer program at EPL contributed to the increased access offered to all Eugeneans. In FY17, 92 new volunteers joined existing EPL volunteers, now totaling 267 community members volunteering.



More Programs for All Ages

Levy Promise: Increasing events by 33% over the life of the levy with a particular focus on priorities identified by the community: support for young readers and their parents; activities and programs for teens; and “maker” opportunities (access to tools and skills training for individuals or small businesses, including new technologies). An additional priority was to deliver more Library programs off-site.

Adults, teens, and kids are informed, entertained, and inspired at EPL programs.

In FY17, the total number of programs delivered was 1,755, well on the way to our goal of 1,800.

Total attendance at programs was 53,058. The FY17 total programs was an increase of 25% over FY16.

YOUNG READERS: Research shows that language-rich activities help young children develop the skills they’ll need as they grow into learning to read. The mainstay program for skill development is Storytimes, which provide pre-literacy skill development for the kids and training for their parents. With levy funds, additional Storytimes were added and the off-site Storytime-To-Go program was expanded.

After a STEAM (Science, Technology, Engineering, Art, Math) storytime, Michelle and her little girl Rosey said it was “awesome.” Later that week, Michelle and Rosey attended another storytime. Michelle shared, “After we got home from STEAM Storytime Rosey decided she wanted to be a scientist, and now after Preschool Storytime she wants to be a princess scientist!”

The number of preschool programs provided has increased at all three locations, up 9.5% over last year.

FY17: 958 programs for young children; 29,230 attendance.

TEENS: The number of programs provided to teens has increased at all three locations, up 57% over last year.

FY17: 133 programs for teens; 1,564 attendance.



*“It’s a safe space
and being around
books makes me happy.”*

Malcolm

MAKER: “Maker” refers to traditional do-it-yourself projects and high-tech projects. The Library holds free maker workshops. In addition, Library cardholders have access to workshops and independent project work in the Maker Hub Open Lab and Media Lab on the Downtown Library’s 3rd floor. The Maker Hub opened in Spring 2016.

The Media Lab offers state-of-the-art audio, video, and design equipment and software. FY17 Media Lab uses: 1,467.

Open Lab offers ways to develop skills and use tools in an open, unguided environment; volunteers operate the Open Lab. Open hours of the Lab are building up, most recently increased to 4 hours every day of the week. FY17 Open Lab uses: 1,300

OFF-SITE: This past year Library staff researched and analyzed potential off-site programs in order to select the most effective offerings. A van was leased to aid in the efficient delivery of off-site programs. All the supplies and equipment were stored on the van, saving the costly staff time of loading and unloading.

In the next year, a custom van will be purchased saving money over the long run and increasing efficiency even more.

At one of the visits to Cornerstone apartment complexes, five-year-old Kenneth was using a saw to build a DIY wood helicopter with the assistance of staff member Rob Foltz. When Rob told Kenneth he was doing a fantastic job, Kenneth proudly and seriously said this was the first time in his whole life that he used a saw.

After the development stage, programs were delivered at a variety of locations: apartment complexes, community events, schools, etc., and that list will continue to grow.

FY17: 265 off-site events; 5,568 reached.



More Materials and Technology

***Levy Promise:** The Library's budget for books, movies, eBooks, etc., returned to pre-recession levels, providing quicker availability of in-demand items. New laptops increased internet access at Bethel and Sheldon Branches.*

MATERIALS: EPL maintains a diverse collection of Library materials in a variety of formats, responsive to community needs. In response to the community's strong request, the ability to check out magazines was added back. The video portion of the collection was enhanced with the addition of Blu-ray, which was an instant hit for cardholders.

Total Number of Physical Items: 495,155

Total Number of Electronic Items: 616,218

Number of Materials Increased: 120,610 (11% increase from last year)

TECHNOLOGY: Bridging the digital divide for community members who lack access is a critical role of EPL. In order to provide maximum increase of computer access in the small Branch locations, EPL added laptops available for checkout. Patrons can borrow a laptop for two days; they can use the laptop at the Branch or take it home. The laptops have the capability to connect to wi-fi and have the same software available on the other EPL computers.

Sara, a student at Lane Community College, borrowed a laptop to do her homework. Sara calls the lending laptops a "great service."

Laptop lending was implemented in Spring of 2017. Each Branch has 6 laptops, and 95 people had borrowed them by June 30, 2017.





Accountability and Transparency

Levy Promise: To ensure accountability and transparency, the measure specified provisions including: separate levy fund budget and accounting (as per state law); annual staff summary of spending and performance measures; annual review by the citizen Library Advisory Board; and an annual City Manager's report to City Council.

Prior to the levy, EPL's level of service was supported by \$10.6 million per year from the City of Eugene's General Fund (FY16), plus donation funds.

The Library Local Option Levy is set at \$2.7 million per year for five years, in accordance with state law restrictions regarding how levies are structured.

FY17 Levy Funds

Total Revenue: \$2,559,486

Total Expenses: \$1,627,590

For this first year, expenses were intentionally held below available revenue. Some FY17 funds have been reserved as part of budget planning for the full five years. While the levy will provide the same amount of revenue every year, spending will increase each year due to continued expansion of services as well as inflation and other factors. Funds are being budgeted in order to ensure the ability to fulfill levy promises throughout the full five years.

Total Library Expenditures FY17

General Fund: \$10,719,521

Levy Funds: \$1,627,590

Miscellaneous Trust : \$265,334

EPL has created a section of the website where community members can get information about the specific expanded services supported with levy funds: www.eugene-or.gov/3354/Levy-information . These pages are updated throughout the year with current information. After review from the Library Advisory Board and City Council this report will be available on EPL's website.

  541-682-5450

www.eugene-or.gov/library



EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Work Session: Draft Ordinance Concerning Fireworks Restrictions

Meeting Date: October 25, 2017
Department: Fire
www.eugene-or.gov

Agenda Item Number: B
Staff Contact: Fire Chief Joe Zaludek
Contact Telephone Number: 541-682-7115

ISSUE STATEMENT

Over the past few years, Council has considered a complete ban of fireworks with exceptions for professional event displays and within designated locations in Eugene. The efforts since 2014 have been to focus on education and enforcement. Impacts from the pervasive use of fireworks include the risk of injuries and property damages from fires, and the noise generated from them disrupts the quality of life for military veterans, senior citizens, animals, refugees, and community members at-large.

On October 11, 2017, the City Council passed a motion directing the City Manager to bring back an ordinance for a work session that bans citywide all personal fireworks except quiet personal fireworks (sparklers and quiet fountains), limits the days quiet personal fireworks can be used to December 31, January 1, July 3 and 4, and limits the days for commercial firework displays to July 3-5, and to provide information to the Council regarding the potential impacts of limiting commercial displays to July 3-5. The purpose of this work session is to provide City Council with the requested draft ordinance and allow for further discussion and direction. Regarding Council's direction to limit personal fireworks to those that are quiet, the attached draft ordinance limits the discharge of personal fireworks to those that do not generate a plainly audible effect louder than 60dBA at the property line. The 60dBA limitation is based on current City code provisions regulating certain residential noises.

BACKGROUND

For Eugene, the purchase and use of Oregon legal fireworks is regulated through the Eugene Fire Code. Legal fireworks may be purchased only from Oregon-permitted fireworks retailers and stands. Oregon law bans possession, use or sale of fireworks that fly, explode or travel more than six feet on the ground or 12 inches in the air (e.g., firecrackers, bottle rockets, M-80s and similar devices). The state regulates fireworks for storage, public viewing events and public use. There have been no local amendments to the Oregon Fire Code, therefore, ORS 480.110 through 480.165, and OAR 837-12-0600 through 837-12-0675, govern fireworks sales, storage and use, public display, and retail sales respectively, and apply in their entirety within the city of Eugene.

Retail sales of permitted fireworks and related products occur within the city of Eugene from June 23 through July 6 each year. After that period, sales cease and all unsold items must be returned to the wholesaler. All retail sales locations in the city are inspected by Eugene Springfield Fire Marshal's Office staff. Annually, there are about 43 retail outlets permitted and inspected, of which

28 are in Eugene and 15 are in Springfield. It is important to note that authorized public displays also generate a variety of noise complaints and impact the quality of life for many residents.

The City Council instituted a ban in Eugene on fireworks in July 2015 in response to drought-like conditions for the Wildland Urban Interface (WUI) for properties south of 18th Avenue and east of Agate Street. Over the past few years, increased fire patrols have been deployed to observe and report illegal fireworks use and to provide public education. Designated locations create a problem for the City or property owner due to the potential for property damage and injury when a high number of participants using fireworks are in close proximity to one another.

Statutory Fines Currently in Place

The following shows ORS related to fireworks enforcement with maximum penalties:

- ORS 480.120 Unlawful Sale/Possession of Fireworks (Class B Misd) 6months jail, \$2,500
- ORS 164.315 Arson I/II (Class A/C Felony) 20 years prison, \$375,000/ 5 years, \$125,000
- ORS 164.335 Reckless Burning (Class A Misdemeanor) 1 year jail, \$6,250
- ORS 164.365 Criminal Mischief 1 (Class C Felony) 5 years, \$125,000
- ORS 166.384 Manufacture of a Destructive Device (Class C Felony) 5 years, \$125,000
- ORS 166.382 Possession of a Destructive Device (Class C Felony) 5 years, \$125,000

Current enforcement and prevention activities include the Oregon State Fire Marshal's Office working with the U.S. Postal Service and other private parcel carriers to identify, confiscate and take enforcement actions on illegal shipments through the U.S. Mail. In addition, the Eugene Springfield Fire Department responds locally to suspicious shipments identified by the U.S. Postal Service, as well as other private parcel carriers and appropriate enforcement actions are taken against violators prior to July 4. The Eugene Police Department conducts an amnesty turn in for all fireworks. During the evening hours of July 3 and 4 each year, all fire suppression companies are detailed to tour their respective areas, serving as a deterrent to inappropriate behaviors, along with additional Eugene Police Patrol units and the Metro Explosive Disposal Unit.

COUNCIL OPTIONS

1. Direct the City Manager to schedule a public hearing on the draft ordinance.
2. Make changes to the draft ordinance and direct the City Manager to schedule a public hearing on the revised draft ordinance.
3. Take no action at this time to schedule a public hearing.

ATTACHMENTS

- A. Draft Ordinance Concerning Fireworks Restrictions

FOR MORE INFORMATION

Staff Contact: Fire Chief Joseph Zaludek

Telephone: 541-682-7115

Staff E-Mail: joe.s.zaludek@ci.eugene.or.us

ORDINANCE NO. _____

**AN ORDINANCE CONCERNING FIREWORKS RESTRICTIONS AND
AMENDING SECTIONS 4.934 AND 4.996 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)** ~~[4] 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** [June 23 through July 6 or other times as authorized by the city manager in administrative rules adopted pursuant to section 2.019 of this code. For purposes of this section, "fireworks" has the meaning given in Oregon Administrative Rule 837-012-0610 (2014)].~~
 - (2)** ***Use, light, detonate or display on December 31, January 1, July 3 or July 4 any consumer fireworks that produce plainly audible effects, such as bangs, whistles or screeches, which exceed a maximum noise level of 60 dBA at any point on the property line of the affected residential property.***
 - (3)** ***Use, light, detonate or display any display fireworks anywhere in the city at any time except July 3 through July 5.***

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

Section 2. Subsection (8) of Section 4.996 of the Eugene Code, 1971, is added to provide as follows:

4.996 Administrative Civil Penalty.

- (8)** ***In addition to, and not in lieu of any other enforcement mechanism authorized by this code the city manager or designee may impose upon the person responsible for violation of section 4.934 of this code, an administrative civil penalty as provided by section 2.018 of this code.***

Section 3. 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 _____, 2017

Approved by the Mayor this

____ day of _____, 2017

City Recorder

Mayor