



Eugene City Council

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EUGENE CITY COUNCIL AGENDA

December 12, 2022

5:30 p.m. CITY COUNCIL WORK SESSION

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>

Meeting of December 12, 2022; Her Honor Mayor Lucy Vinis Presiding

Councilors

Greg Evans, President
Mike Clark
Jennifer Yeh
Alan Zelenka

Matt Keating, Vice President
Randy Groves
Emily Semple

5:30 p.m. CITY COUNCIL WORK SESSION

1. **WORK SESSION: Interim Council Appointment, Ward 7**
2. **WORK SESSION: Intergovernmental Relations Follow-up Discussion**

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: Appointment of Interim Ward 7 City Councilor

Meeting Date: December 12, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 1
Staff Contact: Katie LaSala
Contact Telephone Number: 541-682-5882

ISSUE STATEMENT

This item is to take action on the appointment of the interim Ward 7 City Councilor.

BACKGROUND

On October 3, 2022, Lane County Elections Office and the Eugene City Recorder certified the election results recalling Claire Syrett from the office of City Councilor for Ward 7.

Applications from residents interested in filling the interim council vacancy were solicited from October 6 to November 9, 2022. Ten candidates applied for the position and five were interviewed by the City Council on December 5, 2022. The person appointed by Council will serve until a successor is duly elected (May 2023) and takes office in July 2023. The elected successor would serve the remainder of the council term through January 2025.

The Eugene Charter Section 24(2) outlines the process for filling a vacancy on the City Council:

- (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.

Based on the date of the vacancy, Council has until January 1, 2023 to make the interim appointment (within 90 days after the vacancy occurs).

PREVIOUS COUNCIL DIRECTION

[October 5, 2022 Special Meeting](#)

City Council held a special meeting to review and approve the proposed appointment process to fill the Ward 7 vacancy.

[December 5, 2022 Special Meeting](#)

City Council held a special meeting to interview selected applicants for interim Ward 7, City Councilor.

COUNCIL OPTIONS

The City Council may appoint one of the candidates interviewed on December 5, 2022 or choose another course of action.

The Council has until January 1, 2023 to make the interim appointment (within 90 days after the vacancy occurs).

SUGGESTED MOTION

Move to appoint _____ to Interim Ward 7 City Councilor.

ATTACHMENTS

None

FOR MORE INFORMATION

Staff Contact: Katie LaSala
Telephone: 541-682-5882
Staff E-Mail: KLaSala@eugene-or.gov

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Work Session: Intergovernmental Relations -2023 Legislative Priorities

Meeting Date: December 12, 2022
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2
Staff Contact: Ethan Nelson
Contact Telephone Number: 541-682-5245

ISSUE STATEMENT

This work session is in follow-up to the October 19, 2022 Council Work Session on 2023 Legislative Priorities. At that work session, City Council approved the *2023 Eugene State and Federal Policy Document* and the *2023 Eugene State Priorities Document*, and made the request that staff return for a work session to discuss and provide direction a set of topics.

BACKGROUND

In 2013 the City Council passed a resolution calling for a more efficient process to establish and implement legislative policy. The process focuses City resources on high priority items to be reviewed and approved by the Council's Intergovernmental Relations (IGR) Committee rather than staff bringing all City-related legislation to the committee.

In previous legislative sessions, the IGR Manager provided regular updates on Priority 1 bills to the IGR Committee and updates as needed to the full City Council. Current IGR Committee Members include: Councilors Evans, Groves, and Yeh. Mayor Vinis regularly attends IGR Committee meetings as a non-voting member. The IGR Committee meets regularly, generally on a weekly to every other week basis during active legislative sessions, and monthly when the legislature is not in session. IGR Committee meetings are posted on the City's website and open to the public via Zoom. More information on the IGR Committee and testimony provided on priority bills can be found at the IGR Program webpage here: <https://www.eugene-or.gov/368/Intergovernmental-Relations>

2023 Preparation

In preparation for the 2023 Oregon Assembly (January 17-June 8, 2023), IGR staff presented the *2023 Eugene State and Federal Legislative Policy Document*, and the *2023 Eugene State Priorities Document* to the IGR Committee at their September 7, 2022 meeting, whereby it was approved and sent to Council for discussion and action. City Council approved both documents at the October 19th Work Session.

Follow-up from October 19, 2022 Work Session

At the October 19th work session, councilors requested a follow-up meeting to get more information about and potentially act on the following items: IGR/Council engagement process,

2023 funding/capital priorities, potential Measure 110 position, update on state mental and behavioral health system. Additionally, staff will be sharing recommendations from the Resilient and Efficient Buildings Task Force, Climate Friendly and Equitable Communities (CFEC) update, and updated language on rental housing to align with current Council policy.

At their December 7, 2022 meeting, the IGR Committee approved the recommendations included in Attachment C- *IGR Update Memo* dated 12/7/22. This memo will serve as the basis for the December 12 Council Work Session presentation and discussion. Both Attachment A: *2023 Eugene State and Federal Legislative Policy Document-amended 12/7/22* and Attachment B: *2023 Eugene State Priorities Document-amended 12/7/22* include revisions included in the *IGR Update Memo* for City Council adoption.

PREVIOUS COUNCIL DIRECTION

February 11, 2013 City Council Regular Meeting

The City Council passed unanimously, *Resolution 5081*, which created the current process for establishing and lobbying the City's legislative priorities.

November 22, 2021 City Council Work Session

City Council passed the motion, *"Adopt the 2022 City of Eugene-State and Federal Legislative Policy and the 2022 Oregon Priorities. Provide full Council with weekly written reports during the session, and a process for bringing up concerns from non-IGR Council Members and minority opinions. Add as policy, support keeping the Eugene Emeralds in Eugene."*

October 19, 2022 City Council Work Session

City Council adopted the *2023 Eugene State and Federal Policy Document* and the *2023 Eugene State Priorities Document* and directed staff to return with updates on key items.

COUNCIL OPTIONS

1. Move to adopt the recommended changes to the 2023 Eugene State and Federal Policies Document and the 2023 Eugene State Priorities Document as approved by the IGR Committee.
2. Move to amend the 2023 Eugene State and Federal Policies Document.
3. Move to amend the 2023 Eugene State Priorities Document.
4. Take no action

CITY MANAGER'S RECOMMENDATION

City Manager recommends adopting the recommended changes to the *2023 Eugene State and Federal Policies Document* and the *2023 Eugene State Priorities Document* as approved by the IGR Committee.

SUGGESTED MOTION

Move to adopt the recommended changes to the 2023 Eugene State and Federal Policies Document and the 2023 Eugene State Priorities Document as approved by the IGR Committee.

ATTACHMENTS

- A. 2023 Eugene State and Federal Legislative Policy Document-amended 12/7/22
- B. 2023 Eugene State Priorities Document-amended 12/7/22
- C. IGR Update Memo-12/7/22

FOR MORE INFORMATION

Staff Contact: Ethan Nelson

Telephone: 541-682-5245

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

IGR Webpage: <https://www.eugene-or.gov/368/Intergovernmental-Relations>



2023 State and Federal Legislative Policy

Approved by Eugene Intergovernmental Relations Committee 12/7/22

Changes from 10/19/22 version in highlight

Support Housing Opportunities and Financial Stability for Eugene Residents, and Addressing the Homelessness Crisis.

1. Eugene supports the preservation and expansion of programs and tools to fund the development, preservation, **and protections** of housing affordable to low-income persons.
2. Eugene supports the preservation and expansion of funding for human services, emergency housing assistance, and other programs to meet the needs of homeless persons and those at risk of homelessness.
3. Eugene supports the preservation and expansion of land use and community planning tools that enable the development of affordable housing.
4. Eugene supports the preservation and expansion of tools to support financial stability, savings, and asset development for low-income persons.
5. Eugene supports the establishment of stronger linkages between the housing, land use, education, and health systems at the state level to expand housing opportunities. Eugene also supports additional opportunities for state/local coordination and collaboration.
6. Eugene supports increased state funding for addiction treatment and recovery, including sobering and detox, in order to increase Eugene community members access to wrap around services and continuity of care as they transition from homeless to stably housed.
7. Eugene supports state funding for mental health outreach, services, and treatment designed to transition persistently homeless individuals with mental health conditions to housing and treatment.
8. Eugene supports state funding for publicly operated emergency shelters and permanent supportive housing investments designed to transition homeless individuals and families into stable housing situations.
9. Eugene supports efforts to ensure Oregon residents do not experience discrimination in housing and may access appropriate information and complaint systems.
10. Eugene supports **legislation that** increases the stability of renter households and maintains appropriate protections for landlord-**tenant relations**.
11. Eugene supports state funding that improves energy efficiency in housing, reducing the energy burden and overall cost of housing.
12. Eugene supports state direct funding to cities to address the unhoused crisis, including financial support for: acquisition and rehabilitation for emergency shelter and safe sleep sites, operations for emergency shelter and safe sleep sites, sanitary services, debris removal from abandoned camps, support services for individuals and families experiencing homelessness, including housing navigation, medical, behavioral health, and mental health care, resource enhancement for cities and non-profit partners for houseless service provision, culturally appropriate programs that stabilize individuals and families through food assistance, supportive service information and referrals, and support for community engagement and education

2023 State and Federal Legislative Policies

Securing Local Finance Options

1. Proposals to restructure or change the state's tax and revenue system must allow local government's continued authority to finance the level of services needed by their residents.
2. City governments are the most practical and effective providers of urban municipal services, and state or county tax policies should avoid raising revenues for duplication of city services by other jurisdictions.
3. Eugene opposes the levying of property taxes by the state to fund services that are deemed the responsibility of the state.
4. Eugene supports the ability to maintain local flexibility over revenue systems, retain local apportionment of revenue from state gas, liquor, beer and wine taxes, marijuana taxes and other state-imposed taxes and fees, and the preservation and enhancement of state shared revenues.
5. Eugene opposes the granting of new exemptions, deferrals, or forgiveness of property taxes by the Legislature without reimbursement of the revenue forgone by cities.
6. Eugene supports the repeal of local government preemptions created by state or federal agencies or legislation and opposes federal or state pre-emption of local taxation authority.
7. Eugene opposes subsidizing through taxes, services, or changes to revenue sharing formulas those businesses or households in unincorporated areas.
8. Eugene supports maintaining current tax and fee authority regarding System Development Charges (SDCs) and Urban Renewal Districts.

General Government

1. Eugene supports the exemption from disclosure of attorney-client privileged records under the Public Records Law.
2. Eugene opposes changes in state public records laws that place undue financial burden on municipalities to comply or restrict a municipality's ability to represent its interest throughout an appeal process.

Economic Development

1. Eugene will look for opportunities to strengthen and fund the local entrepreneurial ecosystem.
2. Support local authority to develop infrastructure that provides new economic development opportunities, especially in the area of emerging technology industries. Eugene supports the inclusion of high-speed broadband telecommunications network funding in state-funded infrastructure projects.
3. Eugene supports bioscience as a primary economic driver and supports funding for physical spaces and programs to connect the University of Oregon's Knight Campus to existing and future bioscience firms.
4. Eugene supports the Cultural Arts sector as a primary economic driver.
5. Eugene supports the existing ability of cities and municipal utilities to own, operate, construct and provide telecommunications services, including high-speed broadband.
6. Eugene supports keeping the Eugene Emeralds in Eugene.

2023 State and Federal Legislative Policies

Land Use

1. Eugene opposes legislation that eliminates or weakens existing methods of annexation.
2. Eugene opposes state or federal legislative or regulatory pre-emption of local land use laws and authorities.
3. To the extent the legislature establishes mandates that require Eugene to take certain actions, Eugene supports legislation that provides clarity, and incorporates flexibility to the extent possible. Eugene also supports timely and efficient state technical support and funding to provide assistance in implementation of such mandates.
4. Eugene supports legislation that streamlines the Urban Growth Boundary expansion and the Urban Reserves establishment processes, providing clarity, and incorporating flexibility to the extent possible. In addition, Eugene supports allowing the adoption of Rural Reserves outside of the Eugene Metro area.
5. Eugene supports the removal of regulatory barriers to housing affordability, availability, and diversity and to mixed-use development without sacrificing local control.
6. Eugene supports actions that incentivize multi-family and mixed-use development along transit corridors.
7. Eugene seeks appropriate funding from the Legislature to Cities to implement new Legislation or Agency Regulatory Action related to climate and land-use mandates.

Information Technology, Telecommunications, and Municipal Right of Way (ROW)**Authority.**

1. Eugene broadly defines telecommunications activities, services, and facilities to include wireless and wireline voice (including VOIP-voice over internet protocol), data, and video, including cable system communications, and high-speed broadband services such as IPTV (Internet Protocol TV), OTT (Over the Top Programming), and Internet Access.
2. Eugene supports City Ordinance 20083 authority and responsibility to manage the public rights of way (ROW), especially for issuing permits for installations and city pole use contracts for wireless facilities.
3. Eugene supports the City Ordinance 20083 authority to determine and collect fair and reasonable compensation, including in-kind services, for use of public infrastructure and public rights of way.
4. Eugene supports the existing ability of cities and municipal utilities to own, operate, construct and provide telecommunications services, including high-speed broadband.
5. Eugene supports the 2015 net neutrality provisions and opposes actions that would decrease open access to the internet through tiered pricing structures or other strategies.
6. Eugene supports improvements and funding for ensuring effective cyber-security systems and IT modernization at state and local government levels.
7. Eugene supports the preservation and expansion of funding for affordable and accessible broadband services.

Public Safety*Includes Fire/EMS, Courts, Law Enforcement, and Prosecution.*

1. Eugene opposes efforts to increase supervisor representation.
2. Eugene supports the narrow use of polygraph testing for pre-employment screening for sworn police officials.
3. Eugene supports increased funding and training for Special Teams to include Urban Search and Rescue (USAR).

2023 State and Federal Legislative Policies

4. Eugene opposes efforts to remove fire department authority to provide input concerning fire department access and water supply on proposed development projects, and to administer all provisions of the Fire Code for maintenance of the built environment.
5. Eugene supports enhancing the effectiveness of the state's emergency communications system through an increase in the 9-1-1 tax.
6. Eugene supports afterschool funding for youth that contributes to the prevention and reduction of juvenile crime, including early childhood literacy programs, such as the Imagination Library program.
7. Eugene supports funding for state-wide Teen Courts or Peer Courts that provide early intervention into first time juvenile offenders, reducing recidivism.
8. Eugene supports state and federal funding for local government public safety emergency operations, disaster preparedness, and capital facilities.
9. Eugene supports state and federal funding and policy support for local government community justice style programs.
10. Eugene supports state-wide efforts that increase police accountability through application of consistent professional standards, implementation of 21st Century Policing-including the reduction of use of force and increased use of de-escalation techniques, and transparency of disciplinary actions.
11. Eugene supports funding to neighborhoods or areas susceptible to wildland fire, commonly known as the Wildland Urban Interface (WUI), through prevention, education, mitigation efforts such as but not limited to fuels reduction and building codes.
12. The City of Eugene supports statute changes and new programs that reduce time needed to transfer incarcerated defendants who lack fitness to proceed to the Oregon State Hospital but do not negatively impact the law enforcement, the City of Eugene Criminal Justice System or the welfare of the Eugene community.
13. Eugene supports legislation that accelerates the implementation of and increases the transparency of Ballot Measure 110's addiction treatment centers. Additionally, Eugene supports legislation that creates incentives for offenders to seek treatment.

Transportation

1. Eugene opposes federal or state pre-emption of local permitting and trip fee collection authority of Transportation Network Companies (TNCs) and/or Mobile Service Providers (MSPs).
2. Eugene supports policy that ensures the greatest possible flexibility for the use of funds to meet local needs, and that grant priority funding for projects when a local match is available
3. Eugene supports local option transportation system funding alternatives, including local option fuel taxes and local transportation system maintenance fees.
4. Eugene will continue to seek right of way and construction funding for the Beltline Hwy Project from River Road to Coburg Road
5. Eugene supports funding opportunities to address safety on local and state roadways.
6. Eugene supports legislation that allows broader use of fixed automated speed enforcement cameras.
7. Eugene supports state funding for intercity rail service, and more frequent and more reliable, higher-speed, customer-friendly passenger rail between Eugene and Portland.
8. Eugene supports additional planning and construction funds for local communities to establish railroad quiet zones, improve safety at grade crossings, upgrade rail beds and acquire rights-of-way to facilitate "passing" areas for passenger trains and freight trains.

Environment and Natural Resources

1. Eugene supports measures that protect or improve surface water and groundwater quality, including potential drinking water sources.
2. Eugene supports funding, programs, and land use planning tools that protect native ecosystems, preserve intact habitats for migratory species, and protect against invasive species.
3. Eugene supports continuation of funding for the implementation of place-based water resources planning projects by the Oregon Water Resources Board and its implementing partners.
4. Eugene supports appropriate limitations on fill and/or removal of wetlands.
5. Eugene supports funding for constructing, maintaining, evaluating and renovating “green” stormwater infrastructure such as bioswales, green roofs and porous pavement.
6. Eugene supports a science-based approach to waterway and wetland protections under the federal Clean Water Act and related state statutes.
7. Eugene supports practical exclusions from regulation under the federal Clean Water Act and any related state statutes for constructed green infrastructure stormwater management facilities.
8. Eugene supports fair and equitable water quality permit fees and accountability for demonstrating progress toward meeting commitments made by regulatory agencies collecting the fees.
9. Eugene supports initiatives that assist designated management agencies in meeting their TMDL obligations related to temperature, bacteria, turbidity, and mercury.
10. Eugene supports measures that facilitate economical and environmentally sound practices for managing wastewater and stormwater infrastructure, including maintaining minimum flows to protect infrastructure and reduce the risk of corrosive gas formation.
11. Eugene supports funding and programs to implement measures identified in the regional Natural Hazards Mitigation Plan such as street tree planting programs, enhanced fuels reduction programs, restoration of riparian systems and other efforts to reduce the impact of flood, fires, landslides, and extreme storm events.
12. Eugene supports a statewide prescription drug ‘take-back’ program.

Climate Recovery

1. Eugene supports state and federal measures to place a price on carbon emissions through mechanisms such as a carbon tax/fee or a cap and trade program.
2. Eugene supports all implementation aspects of Department of Environmental Quality's 2050 Vision for Materials Management.
3. Eugene supports state funding for electric vehicles and small electric vehicles, electric vehicle infrastructure, fleet incentives, and electric vehicle education programs.
4. Eugene supports state funding for walking, biking and transit infrastructure projects.
5. Eugene supports funding that improves public transportation efficiency.
6. Eugene supports legislation that improves energy efficiency in the Oregon Building Code in alignment with Executive Order 17-20.
7. Eugene supports legislation that calls for Extended Producer Responsibility, in an effort to reduce lifecycle greenhouse gas emissions, and “Right to Repair” legislation, which requires manufacturers to share information necessary for repairs.

2023 State and Federal Legislative Policies

8. Eugene supports legislation that allows for changes to the Oregon Building Code to allow for greater use of reused materials in building construction and incentives for adaptive reuse of existing buildings.
9. Eugene supports local government's ability to adopt the OR State Reach Code as the base energy efficiency code for local construction.

Public Health & Wellness

1. Eugene supports Oregon initiatives that connect youth and families to nature, such as Outdoor School and Oregon's Children's Outdoor Bill of Rights.
2. Eugene supports initiatives that promote active, healthy lifestyles through Park and Recreation services.

Equity and Inclusion

1. Eugene supports initiatives that affirm the promotion of rights included in the International Declaration of Human Rights.
2. Eugene supports legislation that condemns all forms of hate, xenophobia, racism, white supremacy, Anti-Semitism, Islamophobia, homophobia, transphobia, ableism, sexism and other forms of bigotry. This includes timely condemnation of actions against certain groups in relation to specific events (i.e. discrimination against Asians and Asian-Americans in connection to the origins of COVID-19).
3. Eugene supports legislation that protects refugees, regardless of citizenship status.
4. Eugene supports legislation that affirm the City of Eugene's practices of not collecting or maintaining information about the political, religious or social views, associations or activities of any individual, group, association, organization, corporation, business or partnership unless such information directly relates to an investigation of criminal activities.
5. Eugene supports legislation that recognizes and celebrates the heritage of the Kalapuya people as original caretakers of the land in which Eugene is located.
6. Eugene supports legislation that includes consideration of equity in the distribution of public resources aimed at removing barriers or correcting historic inequities towards marginalized groups.
7. Eugene supports state and federal legislation that expands protections for people based on source of income, familial status, sexual orientation, and gender identity; regardless of citizenship status.



2023 Eugene State Priorities

The City of Eugene top priorities advance the City Council's vision and goals of Safe Community for Community Wellbeing; Sustainable and Accountable Development; Accessible and Thriving Culture, Parks and Recreation; Equitable, Effective, Accountable Municipal Government; and Fair, Stable and Adequate Financial Resources. These priorities were approved by Eugene City Council on October 19, 2022. Proposed pre-session edits are provided for IGR Committee Consideration on December 7, 2022, moving to action by the City Council on December 12, 2022.

1. Long term direct funding to cities for unhoused emergency response.

Eugene seeks direct funding to cities from the State of Oregon to address the unhoused crisis, specifically, **Eugene requests \$7.5M annually**. State funding will provide financial support for: acquisition and rehabilitation for emergency shelter and safe sleep sites, operations for emergency shelter and safe sleep sites, sanitary services, debris removal from abandoned camps, support services for individuals and families experiencing homelessness, including housing navigation, medical, behavioral health, and mental health care, resource enhancement for cities and non-profit partners for houseless service provision, culturally appropriate programs that stabilize individuals and families through food assistance, supportive service information and referrals, and support for community engagement and education

2. Seek Funding for Priority Project(s)

- a. **Clear Lake Road Infrastructure**. Requesting \$8.5M for Phase One to extend infrastructure to serve economic development, housing, future recreation, and future fire station needs.
- b. **Crow Road Infrastructure**. Requesting \$4.1M to extend infrastructure to serve housing production.
- c. **Community Center Clean Air Upgrades**. Requesting \$2M to upgrade 2-4 Community Centers in Eugene to serve as clean air shelters.
- d. **Police Body and Dash Cameras**. Requesting \$1M to match the \$1.6M of city funds to replace existing body/dash cameras and expand the system.

3. Support the creation of an Oregon Cybersecurity Center of Excellence.

[HB 4155](#) from the 2022 Session would create a state, local government, and educational institutional center that would provide the framework for addressing cybersecurity issues in Oregon. This includes workforce training, grants to local governments, centralized infrastructure, and a Managed Security Operations Center (thereby providing the opportunity for local government fiscal savings).

4. Attorney/Client Privilege for Public Agencies

Pursue [HB 2478](#) from 2021 Session, relating to lawyer-client privileged public records. The bill amends ORS 192.390 to explicitly include attorney-client privileged communications in

2023 Eugene State Priorities

the list of exemptions that are not subject to the 25-year expiration. The privilege exists independently of Oregon Public Records law. However, a clarification and confirmation is needed to ensure attorney-client privilege is treated the same in the public sector as it is in the private sector.

5. Support increased state investment in mental health and behavioral health systems.

The City of Eugene supports an increased level of investment from the state to address the systemic challenges within the mental and behavioral health systems, and an expansion of eligible entities receiving state funding for mental health and crisis support services.

Including:

- **Support, Priority 1:** Amending HB 2417 (2021) to allow cities as eligible entities for direct funding for providing Mobile Crisis Response Services. Currently, cities are eligible to receive state funding for mobile crisis response services, but only via a grant from a county. Eugene, Portland, and other cities desire the ability to receive state funding directly.
- **Support, Priority 1:** OHA POP 404: 988 & Behavioral Health Crisis System: 988 Call Center and Crisis Stabilization Centers. OHA proposes \$340M to meet the requirements of the HB2417 (2021) by expanding 988 call center capacity and providing access to crisis stabilization centers (CSCs) across Oregon.
- **Support, Priority 1:** OHA POP 429: 988 & Behavioral Health Crisis System: Payer Parity for Behavioral Health Crisis Services. OHA proposes \$2.1M to support Payer Parity system change. Payor parity for behavioral health crisis services would mean mandating all payors to cover behavioral health crisis services provided in the following settings: (a) A crisis walk-in facility; (b) An evaluation and treatment facility that can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and which is licensed or certified as such by the Oregon health Authority; (c) all agencies licensed or certified by the OHA that provide outpatient crisis services; (d) An agency that provides medically managed or medically monitored withdrawal management services; or (e) A mobile crisis team that provides crisis response services in the community.

6. Resilient Efficient Buildings Task Force Recommendations

Eugene supports the top three Task Force recommendations as Priority One concepts, including:

- Promote, incentivize, and/or subsidize energy efficiency and heating/cooling efficiency increases,
- Promote, incentivize, and/or subsidize heat pumps,
- Decarbonize institutional/public buildings,

2023 Eugene State Priorities**7. Seek a minor revision to SB 1565 (2022) to support city parking operations efficiencies.**

[SB 1565](#) requires that public services provide options for cash payments. Due to operational changes within the City's parking program (including at Eugene Airport), Eugene seeks a minor amendment to provide exemptions for certain types of payments, as well as clarifying language related to currency and coinage.

8. Support the exemption from the sharing of public records for certain documents related to cybersecurity plans and systems.

To enhance the security of City of Eugene information technology systems and assets, the City seeks an exemption to the sharing of public records be created by the OR Legislature for public agencies regarding plans and systems (including contractual documents) related to cybersecurity. A similar exemption was passed in [Georgia](#), Kansas, Michigan, Vermont and [Washington](#) to exempt certain cybersecurity information from disclosure under public records laws.



Memorandum

Date: December 7, 2022

To: IGR Committee

From: Ethan Nelson, IGR Manager

Subject: Updates and Proposed Revisions to 2023 Policy and Priorities.

At the November 19th City Council work session, councilors requested a follow-up meeting (scheduled for Dec 12) to receive more information about and potentially act on the following items: IGR/Council engagement process, 2023 funding/capital priorities, potential Measure 110 position, update on state mental and behavioral health system. Additionally, staff will be sharing recommendations from the Resilient and Efficient Buildings Task Force, Climate Friendly and Equitable Communities (CFEC) update, and updated language on rental housing to align with current Council policy. These items are summarized below with IGR Manager Recommendations for action.

IGR Committee Engagement with City Council

In response to the direction from City Council on 11/22/21, the IGR Committee developed a process for greater engagement with City Council which was outlined in a February 6, 2022 email to City Council. This broadened engagement included developing a process for non-IGR Councilors to bring a policy issue to the Committee, regular legislative updates from the IGR Manager during the session, and regular updates from the Committee by the Committee Chairperson during the Reports period of City Council meetings. The weekly legislative updates will resume in mid-January 2023, corresponding with the start of the 2023 Legislative Session. Outside of City Council Work Sessions, no items have been brought forward by non-IGR Committee Councilors for consideration to the IGR Committee, IGR Manager, Mayor Vinis, or the City Manager. Despite this dearth of activity, the IGR Committee approved additional actions that the IGR Manager will complete to further Council engagement, they are listed below:

- Existing: All Councilors are encouraged to bring items of interest for follow up by the IGR Committee to the IGR Members, the IGR Manager, City Manager, or Mayor at any time.
- Existing: IGR Chair will provide regular updates to the Council during the 'Committee Updates and Items of Interest' section of the meetings.
- **New:** Outside of Session, one update per month, during Items of Interest, by the IGR Chair at the first Monday meeting. This will share with Council the outcomes from the monthly IGR Committee Meeting. The IGR Manager will send this update to the Chair prior to the meeting.
- **New:** During Session, two updates per month to the Council, during Items of Interest, by the Chair, including Committee Meeting outcomes and Priority Bill Update. The IGR Manager will send this update to the Chair prior to the meeting.

- Existing: IGR Manager will provide weekly a Priority Bill Update Email to the full Council when the Legislature is in session.
- **New:** During Session, the weekly Priority Bill Update Email will be included within the weekly Council packets.

IGR Manager Recommendation: *Move to include this IGR Engagement process as part of the next update to Council Working Agreements.*

State Funding Priorities for 2023

The five projects below represent the top priorities for seeking state funding during the 2023 legislative session. They are based on Council Priorities, community input, city fiscal needs, and align with the Legislature's and Governor-Elect Kotek's priorities.

1. [Unhoused Response](#). Annual appropriation of \$7.5M direct to City of Eugene to support the city's efforts at 50% of current FY23 expenditure. Source: TBD/State General Fund
2. [Clear Lake Road Infrastructure](#). Requesting \$8.5M for Phase One to extend infrastructure to serve economic development, housing, future recreation, and future fire station needs. Source: Lottery Bonds or potential agency allocation as part of state investment in economic development.
3. [Crow Road Infrastructure](#). Requesting \$4.1M to extend infrastructure to serve housing production. Source: Lottery Bonds or potential agency allocation as part of state investment in housing production.
4. [Community Center Clean Air Upgrades](#). Requesting \$2M to upgrade 2-4 Community Centers in Eugene to serve as clean air shelters. Source: agency allocation as part of state investment in emergency management/clean air initiatives, as well as potential federal funding via IJA/IRA through a state grant.
5. [Police Body and Dash Cameras](#). Requesting \$1M to match the \$1.6M of city funds to replace existing body/dash cameras and expand the system. Source: unknown. Federal funding requests have been made and were unsuccessful.

IGR Manager Recommendation: *Move to include these as part of the 2023 Eugene State Priorities Document, amending the existing placeholder for capital construction projects.*

REBuilding Task Force

The Resilient and Efficient Buildings Task Force produced their DRAFT Report for the Nov 23 meeting. The following recommendations are included in the report.

1. Promote, incentivize, and/or subsidize energy efficiency and heating/cooling efficiency increases;
2. Promote, incentivize, and/or subsidize heat pumps;
3. Decarbonize institutional/public buildings;
4. Promote, incentivize, and/or subsidize air purification systems;
5. Assess and disclose material-related emissions;
6. Modify Energy Trust of Oregon's mission;
7. Building performance standards;
8. Align energy efficiency programs with state's climate goals; and
9. Enact energy-efficient building codes.

IGR Manager Recommendation: *Move to include #1-3 as part of the 2023 Eugene State Priorities Document, amending the existing placeholder for the REBuilding Task Force.*

Rental Housing Revision

At the Dec 7 meeting, IGR Committee directed IGR Manager to bring back revisions to the 'Eugene State and Federal Policy Document' to align with adopted Council policy from Phase One Rental Housing project. The information below is the proposed edit for #10 in the "Support Housing Opportunities and Financial Stability for Eugene Residents, and Addressing the Homelessness Crisis" Section.

10. Eugene supports **legislation that efforts to create a balanced set of landlord-tenant laws to increase the stability of renter households and maintains appropriate protections for landlord-tenant relations.**

IGR Manager Recommendation: *Move to adopt this revision in the 2023 Eugene State and Federal Policy Document.*

Behavioral Health Updates

There are a number of Legislative Concepts (LC)s that are pre-session filed, as 'study' bills. These act as placeholders for bill concepts that are still being developed. In addition, the OHA proposed budget includes investments in BH systems, services, and infrastructure. With Governor-elect Kotek winning the race and with the retirement of OHA Director Allen, the [proposed budget](#) will likely stay similar as the Governor navigates a new leader for OHA.

Below is a section with recommendations that can replace #5 'Support increased state investment in mental health and behavioral health systems' in the *2023 Eugene State Priorities Document*

- **Support, Priority 1: Amending HB 2417 (2021) to allow cities as eligible entities for direct funding for providing Mobile Crisis Response Services.** Currently, cities are eligible to receive state funding for mobile crisis response services, but only via a grant from a county. Eugene, Portland, and other cities desire the ability to receive state funding directly.
- **Support, Priority 1: OHA POP 404: 988 & Behavioral Health Crisis System: 988 Call Center and Crisis Stabilization Centers.** OHA proposes \$340M to meet the requirements of the HB2417 (2021) by expanding 988 call center capacity and providing access to crisis stabilization centers (CSCs) across Oregon.
- **Support, Priority 1: OHA POP 429: 988 & Behavioral Health Crisis System: Payer Parity for Behavioral Health Crisis Services.** OHA proposes \$2.1M to support Payer Parity system change. Payor parity for behavioral health crisis services would mean mandating all payors to cover behavioral health crisis services provided in the following settings: (a) A crisis walk-in facility; (b) An evaluation and treatment facility that can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and timely and appropriate inpatient care to persons suffering from a mental disorder, and which is licensed or certified as such by the Oregon health Authority; (c) all agencies licensed or certified by

the OHA that provide outpatient crisis services; (d) An agency that provides medically managed or medically monitored withdrawal management services; or (e) A mobile crisis team that provides crisis response services in the community.

Below is a section with recommendations to add to the *2023 Eugene State and Federal Policy Document* in the Public Safety section.

- The City of Eugene supports statute changes and new programs that reduce time needed to transfer incarcerated defendants who lack fitness to proceed to the Oregon State Hospital but do not negatively impact law enforcement, the City of Eugene Criminal Justice System or the welfare of the Eugene community.
- Eugene supports legislation that accelerates the implementation of and increases the transparency of Ballot Measure 110's addiction treatment centers. Additionally, Eugene supports legislation that creates incentives for offenders to seek treatment.

IGR Manager Recommendation: *Move to replace #5 'Support increased state investment in mental health and behavioral health systems' in the 2023 Eugene State Priorities Document with the three recommendations; add to the 2023 Eugene State and Federal Policy Document in the Public Safety section the two proposed items related to the Mosman Decision and Measure 110.*

Climate Friendly and Equitable Community.

On November 21, a group of 13 Oregon cities and Marion County sued the State of Oregon-Department of Land Conservation and Development (DLCD) in the Oregon Court of Appeals. The plaintiffs seek two actions from the court: a review of the rules the agency adopted and a stay on the implementation of those rules during the course of the judicial review.

The Coalition is evaluating all avenues, including potential legislation, to achieve what they've been requesting for almost a year and what they seek via the lawsuit - pausing implementation of the current rules and requiring that DLCD go back to the table with local governments.

IGR Manager Recommendation: *Take no action. Reconsider in January after the Court of Appeals releases their decision and review any proposed bills once they are released*