



Eugene City Council

500 E 4th Ave., Suite 302
Eugene, OR 97401
541-682-5010 • 541-682-5414 Fax
www.eugene-or.gov

EUGENE CITY COUNCIL AGENDA

September 22, 2025

7:30 p.m. CITY COUNCIL MEETING

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 September 22, 2025;
Her Honor Mayor Kaarin Knudson Presiding

Councilors

Greg Evans, President
Eliza Kashinsky
Jennifer Yeh
Mike Clark

Lyndsie Leech, Vice President
Matt Keating
Alan Zelenka
Randy Groves

7:30 p.m. CITY COUNCIL MEETING

1. COMMITTEE REPORTS AND ITEMS OF INTEREST

2. CONSENT CALENDAR 1

A. Approval of City Council Minutes

A. July 14, 2025 Meeting

B. Approval of City Council Tentative Agenda

C. A Resolution Requesting that Jurisdiction Over Portion of Gilham Road be Transferred to the City of Eugene

D. An Ordinance Vacating a Portion of Leo Harris Parkway

E. A Resolution Adopting a Policy Providing that the Affirmative Defense Described in ORS 166.370(3)(g) Does Not Apply to the Possession of Firearms in City Buildings Where Official City Meetings Are Held.

3. PUBLIC COMMENT

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



Committee Reports and Items of Interest

Meeting Date: September 22, 2025
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 1
Staff Contact: Rosa Roach
Phone: 541-682-8497

ISSUE STATEMENT

This portion of the agenda provides an opportunity for the Mayor, Councilors, and City Manager to raise issues, present ad hoc motions, introduce resolutions and report on committee activities and actions. The time allotted for "Items" is subject to change to accommodate emerging issues.

BACKGROUND

Per Council Operating Agreements adopted on October 23, 2023 (Resolution 5387), at regular meetings held on the second and fourth Mondays of each month, the first item on the agenda or following Ceremonial Matters and the Pledge of Allegiance, shall be "Committee Reports and Items of Interest from Mayor, City Council and City Manager."

ATTACHMENTS

None.

FOR MORE INFORMATION

Staff Contact: Rosa Roach, City Council Coordinator
Telephone: 541-682-8497
Staff E-Mail: rroach@eugene-or.gov

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Approval of City Council Minutes

Meeting Date: September 22, 2025
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2A
Staff Contact: Rosa Roach
Phone: 541-682-8497

ISSUE STATEMENT

This is a routine item to approve City Council minutes.

BACKGROUND

Per City Council Operating Agreements, written minutes shall be taken for all City Council meetings in accordance with the Oregon Attorney General's Public Records and Meetings Manual. The minutes must give a true reflection of the matters discussed but need not be a full transcript, verbatim or recording.

As a matter of courtesy and efficiency a councilor should notify the Mayor and other councilors that they intend to propose an amendment to the minutes and should propose replacement text in advance of the meeting at which those minutes are scheduled to be approved. If the proposed amendment is a simple factual, grammatical, or spelling correction, the amendment may be proposed without consulting the minutes recorder. If the proposed amendment is substantive in nature or seeks to clarify the speaker's intent, the councilor should notify the minutes recorder and request verification of the proposed amendment.

SUGGESTED MOTION

Move to approve the minutes for the meeting on July 14, 2025.

ATTACHMENTS

- A. July 14, 2025 Meeting

FOR MORE INFORMATION

Staff Contact: Rosa Roach, City Council Coordinator
Telephone: 541-682-8497
Staff E-Mail: rroach@eugene-or.gov

MINUTES**Eugene City Council Meeting
Eugene, Oregon 97401****July 14, 2025
7:30 p.m.**

Councilors Present: Eliza Kashinsky, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Lyndsie Leech, and Randy Groves

City Council President Evans opened the July 14, 2025, meeting of the Eugene City Council in hybrid in-person and virtual format at 500 E. 4th Avenue, Eugene, OR 97401, North Building.

1. CEREMONIAL MATTERS

Councilor Evans mentioned proclamations for Independence Day, the Day of Compassion, and the 35th Anniversary of the American with Disabilities Act.

2. COMMITTEE REPORTS AND ITEMS OF INTEREST

- Councilor Groves – shared updates from the Intergovernmental Relations Committee regarding the outcomes of the 2025 legislative session.
- Councilor Yeh – shared updates from the July 10 Police Commission meeting.
- Councilor Keating – noted his attendance at the July 10 Lane Regional Air Protection Meeting (LRAPA); noted they discussed the Department of Environmental Quality's (DEQ) vehicle inspection program.

3. CONSENT CALENDAR 1**A. Approval of City Council Minutes**

- June 9, 2025 Work Session
- June 9, 2025 Meeting
- June 18, 2025 Work Session

B. Approval of City Council Tentative Agenda

MOTION: Councilor Leech, seconded by Councilor Zelenka, moved to approve the items on Consent Calendar 1.

VOTE: 8:0 PASSED

IN FAVOR: Kashinsky, Keating, Zelenka, Yeh, Clark, Evans, Leech, and Groves.

OPPOSED: None.

4. CONSENT CALENDAR 2**A. Approval of A Resolution Requesting that Jurisdiction Over Portions of Crow Road, Greenhill Road, and La Porte Drive be Transferred to the City Of Eugene**

MOTION: Councilor Leech, seconded by Councilor Zelenka, moved to approve the items on Consent Calendar 2.

VOTE: 8:0 PASSED

IN FAVOR: Kashinsky, Keating, Zelenka, Yeh, Clark, Evans, Leech, and Groves.

OPPOSED: None.

5. PUBLIC COMMENT

1. Lin Woodrich – spoke about safety issues in the Bethel area.
2. Steven Gilbert – spoke about the impacts of homelessness.
3. Ken Willis – spoke about data governance issues with Flock cameras.
4. Geoffrey Gordon – spoke about the Police Commission and the Eugene Police Department.
5. Ken Rothman – spoke in support of the City's sanctuary policy.
6. Rob Sheldon – spoke about safety and privacy issues with Flock cameras.
7. Kelly Sutherland – spoke about safety issues in downtown Eugene.
8. Janet Ayres – spoke about the Chambers connector project issues.
9. Naphtali Renshaw – spoke in favor of the City voicing support for immigrants.
10. Andrea Coit – spoke about safety issues in downtown Eugene.
11. Craig Wanichuk – spoke about safety issues in downtown Eugene.
12. Franchesca Perez – spoke in favor of decriminalizing psychedelics.
13. Heather Scott – spoke against working with airlines who contract with Immigration and Customs Enforcement (ICE).
14. Carrie Hellwig Christopher – spoke about safety issues in downtown Eugene.
15. Ron Green – spoke about safety issues in downtown Eugene.
16. Randall Collis – spoke about safety issues in downtown Eugene.
17. Bob Bussel – spoke against Avelo Airline operating out of Eugene Airport.
18. Jenny Bennett – spoke about safety issues in downtown Eugene.
19. Bill O'Brien – spoke against a proposed Amazon facility.
20. Katie Wilgus – spoke about safety issues in downtown Eugene.
21. Charlie Rojas – spoke about project delays with the Chambers connector.
22. Vivian Bennett – spoke about safety issues in downtown Eugene.
23. Ky Fireside – spoke about safety and privacy issues with Flock cameras.
24. Anne Bridgman – asked Council to speak against Avelo Airlines.
25. Josh Easterlund – spoke in favor of decriminalizing psychedelics.
26. Chloe Longworth – spoke about safety and privacy issues with Flock cameras.
27. David Igl – spoke about local historical figures.
28. Randy Prince – spoke in favor of a local warning system for fires.
29. Sarah Cassell – spoke about safety issues in downtown Eugene.
30. Michaela Marcotte – spoke about safety issues in downtown Eugene.
31. Bailey Gilmore – spoke about safety and privacy issues with Flock cameras.
32. Irina Pack – spoke about safety issues in downtown Eugene.
33. Kamryn Alexandria Stringfield – spoke against the actions of ICE in the city.
34. John Crowder – spoke about safety issues in the River Road area.
35. Boris Wiedenfeld-Needham – asked Council to publicly condemn ICE's actions.
36. Vicki Gray – spoke about safety issues in downtown Eugene.
37. Danny Patch – spoke about traffic issues in Eugene.

Council Discussion:

- Councilor Kashinsky – noted her appreciation for the evening’s speakers and encouraged those who did not get a chance to speak to reach out via email; noted she works downtown and is familiar with downtown safety issues; affirmed her commitment to ensuring downtown is a safe, welcoming place for all to enjoy.
- Councilor Keating – noted his appreciation for speaker Vivian’s comments about her experiences downtown; noted Senator Manning recently supported and help to pass Senate Bill 1191, which protects individuals asserting their constitutional rights during law enforcement interactions; stated his support for Resolution 5174 and Ordinance 20579, affirming Eugene’s status as a welcoming and inclusive city for all residents, including immigrants.
- Councilor Yeh – noted the Police Auditor has initiated an investigation into complaints related to an incident on July 1; noted Council takes the sanctuary city ordinance seriously; encouraged those who are curious about the Flock license plate readers to watch the recording of the July 10 Police Commission meeting.
- Councilor Groves – noted his appreciation for speaker Vivian’s comments about her experiences downtown; noted there are safety issues across the City, including in downtown, Highway 99 North, River Road/Santa Clara, and the West 11th corridor; noted physical improvements can lead to increased safety, like the lighting along the Fern Ridge bike path; noted City Hall was purchased for 12 million dollars and allowed the City to stop paying several leases.
- Councilor Leech – noted the delayed construction of the Chambers connector project is due to contractor permitting issues and not related to the City’s sanctuary status; spoke in support of the City’s sanctuary ordinance; stated she will keep looking into Flock camera issues; noted while the City cannot control which airlines operate out of the Eugene Airport, she does condemn those that participate in deportations; thanked those who commented about safety issues in downtown.

Councilor Evans adjourned the meeting at 9:26 p.m.

Respectfully submitted,

Katie LaSala
City Recorder

(Recorded by Cherish Bradshaw)

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

EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Approval of Tentative Working Agenda

Meeting Date: September 22, 2025
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2B
Staff Contact: Katie LaSala
Phone: 541-682-5010

ISSUE STATEMENT

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

BACKGROUND

Per City Council Operating Agreements, at each regular meeting of the Council, the City Manager shall present the Tentative Agenda. This shall be placed on the Consent Calendar. If there are any concerns about the items on the Tentative Agenda, it may be removed at the request of any councilors from the Consent Calendar and discussed separately.

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. City Council Tentative Working Agenda

FOR MORE INFORMATION

Staff Contact: Katie LaSala
Telephone: 541-682-5010
Staff E-Mail: klasala@eugene-or.gov



City Council Tentative Agenda

Updated September 18, 2025

Materials and information about how to access meetings available at <https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials>

September 2025

Date	Day	Time	Title	Length	Dept Contact
22-Sept	Monday	5:30 pm	Library Levy Discussion (Work Session)	60 min	Joshua Bates, LRCS Angela Ocaña, LRCS
			City Manager Recruitment – Stakeholder Feedback and Upcoming Process (Work Session)	30 min	Mia Cariaga, CS
<i>Work Session Location: City Hall Council Chambers and Virtual</i>					
22-Sept	Monday	7:30 pm	Committee Reports and Items of Interest Street Right of Way Jurisdictional Transfers Request (Consent Calendar 1) Leo Harris Parkway Right-of-Way Vacation (Consent Calendar 1) A Resolution Adopting a Policy that the Affirmative Defense Described in ORS 166.370(3)(g) Does Not Apply to the Possession of Firearms in Certain City Buildings (Consent Calendar 1) Public Comment		Doug Singer, PW Nick Gioello, PDD Kathryn Brotherton, CS
<i>Meeting Location: City Hall Council Chambers and Virtual</i>					
24-Sept	Wednesday	12:00 pm	Charter Review Process: Council-requested Research (Work Session)	45 min	Jason Dedrick, CS
			Eugene Springfield Fire Governance Update (Work Session)	45 min	Sarah Medary, CMO
<i>Work Session Location: Virtual Only</i>					

October 2025

Date	Day	Time	Title	Length	Dept Contact
8-Oct	Wednesday	12:00 pm	Automatic License Plate Recognition (ALPR) Camera System (Work Session)	45 min	Chief Skinner, EPD
			Council Operating Agreements Updates (Work Session)	45 min	Katie LaSala, CS
<i>Work Session Location: Virtual Only</i>					



Work Session



Action



Public Hearing



Public Comment



Consent Calendar



Committee Reports/Items of Interest



Ceremonial Matters



Pledge of Allegiance

13-Oct	Monday	5:30 pm	 Police Commission Annual Report and Work Plan (Work Session)	45 min	Klaree Boose, EPD
			 Topic Pending Confirmation (Work Session)	45 min	Staff
Work Session Location: City Hall Council Chambers and Virtual					
13-Oct	Monday	7:30 pm	 Ceremonial Matters  Committee Reports and Items of Interest  Low Income Rental Housing Property Tax Exemption (LIRHPTE): Park Run (Priority Council Action)  Interim Appointment to Civilian Review Board (Consent Calendar 1)  UO Land Agreement - Approval of Community Benefit Project (Consent Calendar 1)  Public Comment		Laura Hammond, PDD Beatriz Otero Hernández, PA Carolyn Burke, PW Craig Carnagey, PW
Meeting Location: City Hall Council Chambers and Virtual					
15-Oct	Wednesday	12:00 pm	 Update on CAP2.0 and GHG inventory (Work Session)	45 min	Ian Penn, PW
			 N. Butterfly Lot – Development Team Selection (URA Work Session)	45 min	Amanda D'Souza, PDD Eric Brown, PDD
Work Session Location: Virtual Only					
20-Oct	Monday	5:30 pm	 Low Income Rental Housing Property Tax Exemption (LIRHPTE) Code Update - Ordinance to align with HB3232 (Public Hearing) Community Input regarding City Manager Recruitment	90 min	Laura Hammond, PDD Mia Cariaga, CS
Public Hearing Location: City Hall Council Chambers and Virtual					
22-Oct	Wednesday	12:00 pm	 ESF Governance (Work Session)	90 min	Staff, CS
Work Session Location: Virtual Only					
27-Oct	Monday	5:30 pm	 Library Levy Discussion Cont'd (Work Session)	60 min	J. Bates, LRCS A. Ocaña, LRCS
			 Topic Pending Confirmation (Work Session)	30 min	Staff
Expected Absence: S. Medary Work Session Location: City Hall Council Chambers and Virtual					
27-Oct	Monday	7:30 pm	 Committee Reports and Items of Interest  Low Income Rental Housing Property Tax Exemption (LIRHPTE) Standards & Guidelines Update - Ordinance & Resolution (Priority Council Action)  Consent Calendar 1		Laura Hammond, PDD

			 Approval of a Resolution Annexing Land at 3241 Downing Street (A25-07 3241 Downing Street) (Consent Calendar 2)		Nick Gioello, PDD
			 Approval of a Resolution Annexing Land at 2588 Dale Avenue (A25-09 2588 Dale Ave) (Consent Calendar 2)		Nick Gioello, PDD
			 Public Comment		
<i>Expected Absence: S. Medary</i>			<i>Meeting Location: City Hall Council Chambers and Virtual</i>		

November 2025					
Date	Day	Time	Title	Length	Dept Contact
10-Nov	Monday	5:30 pm	 <i>Topic Pending Confirmation</i> (Work Session)	90 min	Staff
<i>Work Session Location: City Hall Council Chambers and Virtual</i>					
10-Nov	Monday	7:30 pm	 Pledge of Allegiance  Ceremonial Matters  Committee Reports and Items of Interest  Consent Calendar 1  Public Comment		
<i>Meeting Location: City Hall Council Chambers and Virtual</i>					
12-Nov	Wednesday	12:00 pm	 Urban Growth Strategies Update (Work Session)	45 min	Terri Harding, PDD
			 Franklin Boulevard Update (Work Session)	45 min	Rob Inerfeld, PW
<i>Work Session Location: Virtual Only</i>					
17-Nov	Monday	5:30 pm	 Comcast of Oregon II, Inc. Cable Franchise Extension (Public Hearing)  Transient Lodging Tax Code Amendment (Public Hearing)  <i>Topic Pending Confirmation</i> (Public Hearing)		Jay Runte, CS Neil Obringer, CS Staff
<i>Public Hearing Location: City Hall Council Chambers and Virtual</i>					
19-Nov	Wednesday	12:00 pm	 Sustainability Commission Annual Report and Work Plan (Work Session)	45 min	Ian Penn, PW
			 <i>Topic Pending Confirmation</i> (Work Session)	45 min	Staff
<i>Work Session Location: Virtual Only</i>					

24-Nov	Monday	5:30 pm	 Executive Session pursuant to ORS 192.660(2)(f) (ORS 192.355(1) and ORS 192.355(2)) and ORS 192.660(2)(a) (Executive Session)	90 min	Staff
<i>Work Session Location: City Hall Council Chambers and Virtual</i>					
24-Nov	Monday	7:30 pm	 Committee Reports and Items of Interest  Comcast of Oregon II, Inc. Cable Franchise Extension (Possible Action)  Transient Lodging Tax Code Amendment (Possible Action)  Urban Growth Strategies Initiation of Plan and Code Amendments (Possible Action)  Public Comment		Jay Runte, CS Neil Obringer, CS Staff, PDD
<i>Meeting Location: City Hall Council Chambers and Virtual</i>					

Council Winter Break Dec 11 – Jan 11

ADDITIONAL INFORMATION FOR UPCOMING PUBLIC HEARINGS

Date/Time	Topic/Title	Description	Staff Contact
Oct 20, 2025 5:30pm	Low Income Rental Housing Property Tax Exemption (LIRHPTE) Code Update - Ordinance to align with HB3232	The City Council will hold a public hearing to consider an ordinance to allow limited equity cooperatives in the City of Eugene to be eligible for the Low-Income Rental Housing Property Tax Exemption (LIRHPTE) if they were constructed or converted before February 12, 1990. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Laura Hammond, PDD 541-682-5502 lhammond@eugene-or.gov
Nov 17, 2025 5:30pm	Comcast of Oregon II, Inc. Cable Franchise Extension	The City Council will hold a public hearing to consider an ordinance concerning the Comcast of Oregon II, Inc. Cable Franchise Extension. This public hearing will provide opportunity for public comment on a proposed ordinance extending Comcast's cable television franchise agreement until December 31, 2026. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Jay Runte, CS 541-682-5590 jrunte@eugene-or.gov
Nov 17, 2025 5:30pm	Transient Lodging Tax Code Amendment	The City Council will hold a public hearing to consider an ordinance concerning an amendment to the Transient Lodging Tax Code. The proposed ordinance will be posted online: https://www.eugene-or.gov/1781/Proposed-Ordinances	Neil Obringer, CS 541-682-5022 nobringer@eugene-or.gov

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Establishing a Right-of-Way Ordinance to Expedite Utility Permitting - TBD	Leech/Yeh	8/1/25
Flock Cameras Information Work Session – 10/8/25	Yeh	9/8/25

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



A Resolution Requesting that Jurisdiction Over Portion of Gilham Road be Transferred to the City Of Eugene

Meeting Date: September 22, 2025
Department: Public Works
www.eugene-or.gov

Agenda Item Number: 2C
Staff Contact: Doug Singer
Phone: 541-682-8460

ISSUE STATEMENT

This item is a recommendation to the City Council to request the Jurisdictional Transfer of a previously annexed Lane County Road from the County to the City of Eugene.

BACKGROUND

To encourage compact urban growth and sequential development within Eugene's Urban Growth Boundary (UGB), the Metro Plan provides that, ultimately, all land within the UGB (including streets) will be annexed into the City and provided with a minimum level of urban services. Eugene's Public Works Department is requesting the jurisdictional transfer of the recently annexed portion of right-of-way for Gilham Road in order to provide urban services and encourage development by bringing the facilities within this road segment under the City of Eugene's ownership. The facilities within this road segment are currently owned by Lane County.

This Jurisdictional Transfer supports a cooperative Lane County and City urban upgrades project on Gilham Road, which aims to improve safety for people walking and biking. On June 12, 2025, the City of Eugene and Lane County entered into an Intergovernmental Agreement in which the City agreed to provide a portion of local match funding for Lane County's federally-funded urban upgrades project. After Lane County completes the project and transfers jurisdiction of the infrastructure, the City will proceed with stormwater improvements and sidewalk infill along the northern portion of Gilham Road from Don Juan Avenue to Sterling Park Place.

Annexation (sometimes also called "incorporation") is the legal process by which land becomes part of a city. Annexed land may include publicly or privately owned property and it often includes streets. A street's location within the Eugene city limits does not mean that the street is, necessarily, a city street. For example, there are both county roads and state highways located within the Eugene city limits. After annexation brings a county road into the city limits, formal jurisdictional transfer is needed to transfer to the City the responsibility for the road's improvement and repair. Such jurisdictional transfer may be proposed by the County or requested by the City. When the City requests the jurisdictional transfer of a county road, the transfer actually occurs only after the County holds a public hearing and adopts an order to surrender the road to the City, giving the City the authority over the road's infrastructure. The annexation of street right-of-way and the jurisdictional transfer of a street from the County to the City does not change the annexation status of adjacent properties.

The proposed resolution, at Attachment A to this AIS, would constitute the City Council's request

September 22, 2025 Meeting – Item 2C

that Lane County transfer to the City its jurisdiction over the following road segment, which has been previously annexed on October 28, 2024 (Council Resolution No. 5425) by the City of Eugene but remains under Lane County's jurisdiction:

- County Road No. 2283 (Gilham Road): From the intersection of Ayres Road to Don Juan Avenue

RELATED CITY POLICIES

This topic is related to the [City of Eugene Strategic Plan](#) Focus Areas of Urgent Community Needs and the Strategic Goal to stabilize the cost of housing as this request supports more consistent delivery of services and infrastructure planning for housing and development. This topic supports the Cost Effectiveness and Financial Policies in the [2035 Transportation System Plan](#), specifically, the policy "In collaboration with ODOT and Lane County, develop criteria that trigger logical phased jurisdictional transfer of streets and highways." One of the Housing Implementation Pipeline High Priority Policies and Programs is to prioritize infrastructure planning and prioritization to areas within the UGB. In order to effectively plan, construct and manage this infrastructure, the right of way is annexed and jurisdiction is transferred to the City.

PREVIOUS COUNCIL DIRECTION

None.

COUNCIL OPTIONS

1. Adopt the resolution at Attachment A to this AIS, to request that Lane County transfer to the City's jurisdiction over this portion of Gilham Road.
2. Adopt the Resolution at Attachment A to this AIS with modifications as determined by the City Council.
3. Direct the City Manager to schedule another work session on the proposed resolution.
4. Take no action.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends adoption of the resolution at Attachment A to this AIS.

SUGGESTED MOTION

Move to adopt the Resolution at Attachment A to this AIS titled "A Resolution Requesting that Jurisdiction over this Portion of Gilham Road be Transferred to the City of Eugene."

ATTACHMENTS

- A. A Resolution Requesting that Jurisdiction over a Portion of Gilham Road be Transferred to The City of Eugene
 - Exhibit A: Map of the Portion of Gilham Road to be Transferred

FOR MORE INFORMATION

Staff Contact: Doug Singer, Development Services Manager

Telephone: 541-682-8460

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

RESOLUTION NO. _____

A RESOLUTION REQUESTING THAT JURISDICTION OVER A PORTION OF GILHAM ROAD BE TRANSFERRED TO THE CITY OF EUGENE.

The City Council of the City of Eugene finds that:

A. The City Council finds it expedient and in the best interests of the City to acquire jurisdiction over a portion of County Road No. 2283 (Gilham Road) as more particularly described and depicted in Exhibit A attached to this Resolution and incorporated herein by reference.

B. The Board of County Commissioners of Lane County, Oregon has authority under provisions of ORS 373.270 to release jurisdiction over county roads within the limits of the City of Eugene and should be requested to do so.

NOW, THEREFORE,

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

Section 1. In accordance with ORS 373.270(6), the City of Eugene hereby requests that Lane County take action in accordance with ORS 373.270 to surrender jurisdiction of the portion of County Road No. 2283 (Gilham Road) that is described and depicted in Exhibit A attached to this Resolution and which lies within the corporate limits of the City of Eugene.

Section 2. Upon its passage, the City Manager shall forward a copy of this Resolution to the Lane County Administrator for consideration by the Lane County Board of County Commissioners, seeking final Board action in response to this request.

Section 3. Upon adoption of an order of the Board of County Commissioners of Lane County surrendering jurisdiction of any or all of the above described portion of county road, the full and absolute jurisdiction over that portion of road for all purposes of repair, construction, improvement, and the levying and collection of assessments therefor, shall vest in the City of Eugene and the City shall have the same jurisdiction over the road or portion thereof as by its charter and the laws of the state are given or granted it over any of the public streets and alleys of the City.

The foregoing Resolution adopted the ____ day of _____, 2025.

City Recorder

Gilham Road (County Road No. 2283)
Legal Description for Jurisdictional
Transfer - Ayers Road to Don Juan
Avenue

A strip of land variable feet in width lying on both sides of the centerline of Gilham Road, in Section 8, Township 17 South, Range 3 West of the Willamette Meridian, Lane County, Oregon, as surveyed by Lane County in 2020; the centerline and widths in feet being described as follows:

Beginning at Engineers' Centerline Station L 21+00.00 POT, said station being North 0°06'26" East 2,100.00 feet from a 2-3/4 inch Lane County Surveyor's Office brass cap marking the Southeast Comer of the A.B. Stevens Donation Land Claim No. 40, Township 17 South, Range 3 West of the Willamette Meridian, said centerline station being on the east line of said claim; run thence North 0°06'26" East, along the east line of said claim, 1363.95 feet to Engineers' Centerline Station L 34+63.95 POT, said Engineer's Centerline Station being opposite of and at right angles to the northerly right of way line of Don Juan Avenue, County Road No. 1749, and there ending, all in Lane County, Oregon.

The widths in feet of the strip of land herein described are as follows:

<u>STATION TO STATION</u>		<u>WIDTH ON WEST SIDE OF CENTERLINE</u>
L 21+00.00 POT	L 21+43.00 POT	55.66 ft. tapering on a straight line to 30.50 ft.
L 21+43.00 POT	L 23+09.64 POT	30.50 ft.
L 23+09.64 POT	L 23+09.64 POT	30.50 ft. to 28.86 ft.
L 23+09.64 POT	L 27+89.01 POT	28.86 ft. tapering on a straight line to 28.64 ft.
L 27+89.01 POT	L 27+89.01 POT	28.64 ft. to 31.45 ft.
L 27+89.01 POT	L 28+90.00 POT	31.45 ft. tapering on a straight line to 31.39 ft.
L 28+90.00 POT	L 28+93.95 POT	31.39 ft. tapering on a straight line to 35.34 ft.
L 28+93.95 POT	L 29+43.95 POT	35.34 ft. tapering on a straight Line to 35.42 ft.
29+43.95 POT	L 29+48.00 POT	35.42 ft. tapering on a straight line to 31.36 ft.

Exhibit A

STATION TO STATION

L 29+48.00 POT	L 34+01.00 POT
L 34+01.00 POT	L 34+03.95 POT
L 34+03.95 POT	L 34+63.95 POT

WIDTH ON WEST
SIDE OF CENTERLINE

31.36 ft. tapering on a straight
line to 31.10 ft.

31.10 ft. tapering on a straight
line to 34.00 ft.

34.00 ft. tapering on a straight
line to 31.07 ft.

STATION TO STATION

L 21+00.00 POT	L 21+26.00 POT
L 21+26.00 POT	L 21+26.00 POT
L 21+26.00 POT	L 21+43.00 POT
L 21+43.00 POT	L 21+43.00 POT
L 21+43.00 POT	L 23+18.65 POT
L 23+18.65 POT	L 23+18.64 POT
L 23+18.64 POT	L 27+69.64 POT
L 27+69.64 POT	L 27+69.62 POT
L 27+69.62 POT	L 30+39.53 POT
L 30+39.53 POT	L 31+25.67 POT
L 31+25.67 POT	L 32+20.50 POT

WIDTH ON EAST
SIDE OF CENTERLINE

26.27 ft. tapering on a straight
line to 26.28 ft.

26.28 ft. to 27.50 ft.

27.50 ft.

27.50 ft. to 26.29 ft.

26.29 ft. tapering on a straight
line to 26.37 ft.

26.37 ft. to 28.82 ft.

28.82 ft. tapering on a straight
line to 28.81 ft.

28.81 ft. tapering on a straight
line to 21.00 ft.

21.00 ft.

21.00 ft. tapering on a straight
line to 19.04 ft.

19.04 ft. tapering on a straight
line to 19.11 ft.

STATION TO STATIONWIDTH ON EAST
SIDE OF CENTERLINE

L 32+20.50 POT L 32+20.47 POT

19.11 ft. tapering on a straight
line to 28.98 ft.

L 32+20.47 POT L 34+63.95 POT

29.98 ft.

Except Therefrom: All that portion of County Road No. 302 surrendered to the City of Eugene pursuant to Lane County Board of Commissioners Order No. 87-12-16-1.

The bearings used herein are based on the Oregon Coordinate Reference System (OCRS), Eugene Zone, NAD83 (CORS 2011), Epoch 2010.00, as shown on County Survey File No. 45271, on file at the Lane County Surveyor's Office, Lane County, Oregon.

GILHAM ROAD TO BE TRANSFERRED

S.W.1/4 SEC. 8 T.17S. R.3W. W.M.
Eugene, Lane County, Oregon



NO SCALE

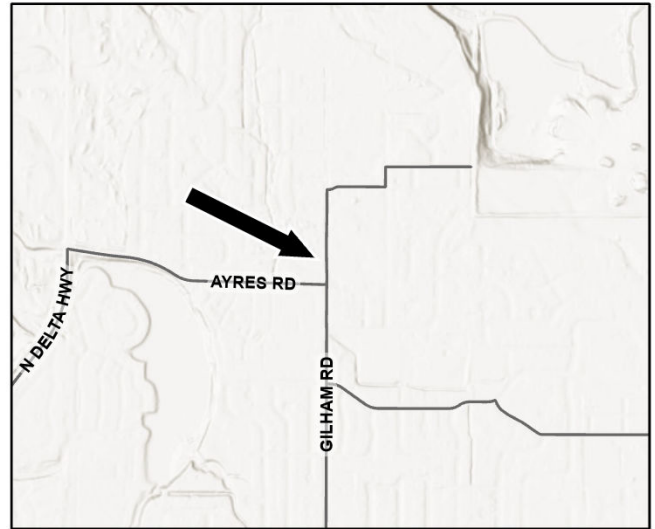
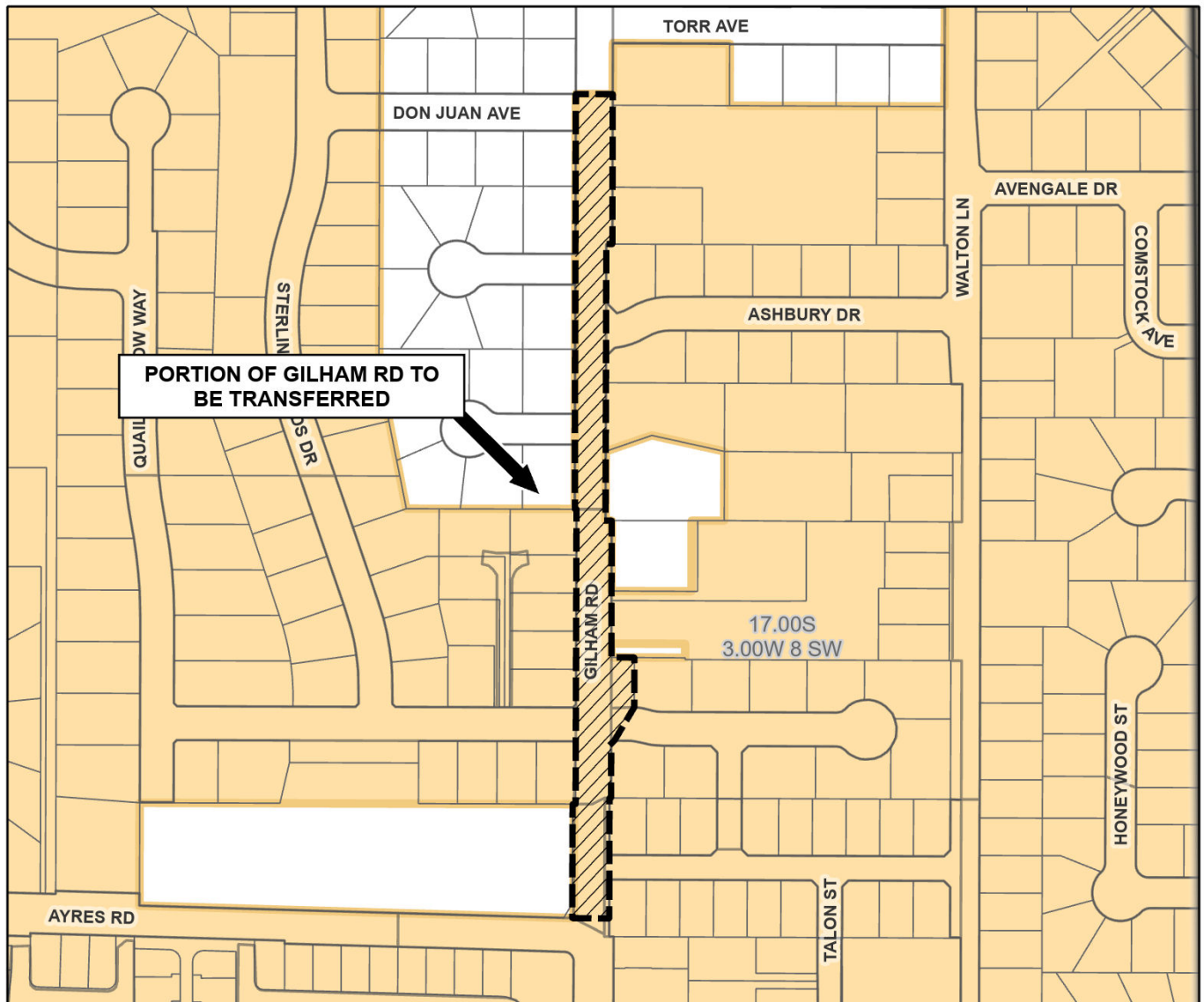
Legend



Annexed Road Segment to
be Transferred



Eugene City Limits



SR2507_1518

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



An Ordinance Vacating a Portion of Leo Harris Parkway

Meeting Date: September 22, 2025
Department: Planning and Development
www.eugene-or.gov

Agenda Item Number: 2D
Staff Contact: Nicholas Gioello
Phone: 541-682-5453

ISSUE STATEMENT

This item is scheduled for City Council to take action on a request for a right-of-way vacation submitted by the applicant, the University of Oregon (City File VRI 25-02). The University has requested a vacation of a remnant portion of improved public right-of-way that is no longer needed due to the recent realignment of Leo Harris Parkway. The subject segment of right-of-way is located south of Martin Luther King Jr. Boulevard. A vicinity map and aerial photo of the proposed vacation area is provided as Attachment A and the Ordinance is provided as Attachment B to this AIS.

BACKGROUND

The University has requested vacation of a segment of right-of-way that was formerly part of the right-of-way for Leo Harris Parkway and that is located south of Martin Luther King Jr. Boulevard. This vacation is requested as the last step in the realignment of Leo Harris Parkway, which the City Council approved in concept in January 2023 as part of an outline of terms for an agreement with the University. The agreement, which was then executed in December 2023, sets out the terms for a land swap agreement under which the City will transfer land to the University and the University will transfer land to the City. Per the agreement, vacation of the portion of the existing Leo Harris Parkway Right-of-Way no longer serving the public interest, once the realignment of Leo Harris Parkway is completed, is a condition of closing.

The vacation process serves as a means to evaluate the need for public ways as land develops and uses change over time, and to address the manner in which the City may dispense with public ways. Public ways are defined by the Eugene Code as follows: “Any street, road, alley, right-of-way, pedestrian or bicycle easement or accessway, or utility easement for public use that is controlled by the city, county, or state.” Leo Harris Parkway is a public way.

The area proposed to be vacated includes approximately 1.72 acres (75,279 square feet) of former Leo Harris Parkway public right-of-way. Leo Harris Parkway provides a public access loop around the Autzen Stadium complex and connects to Martin Luther King Jr. Boulevard to the southeast of the stadium. The University completed the construction of the realigned portion of Leo Harris Parkway in June 2025, which is now available for public use, and the City has recorded the new alignment as the current right-of-way for Leo Harris Parkway. The segment of right-of-way proposed for vacation is no longer part of the right-of-way for Leo Harris Parkway and it has no independent use.

The area proposed for vacation abuts property that is zoned either PL Public Land or R-1 Low-

September 22, 2025 Meeting – Item 2D

Density Residential, with the /WR Water Resources Conservation overlay. All properties abutting the area to be vacated are owned by the City and the University and are developed as Alton Baker Park to the east and south and the Autzen Stadium complex to the west and north.

More details about this request can be found in the full record of application materials to date, which will be provided separately to Councilors. Otherwise, application materials can be made available to the public in hardcopy or electronic format upon request. As a courtesy, the materials can also be accessed online here:

<https://pdd.eugene-or.gov/LandUse/SearchApplicationDocuments?file=VRI-25-0002>

Consent of Abutting and Affected Property Owners

In accordance with Oregon Revised Statutes (ORS) 271.080, the applicant has provided evidence of consent to the vacation from owners of at least two-thirds of the property within the “affected area.” In this case, ORS 271.080 identifies the “affected area” as the land lying on either side of the proposed vacation area to the next lateral street or 200 feet, and 400 feet beyond each terminus of the proposed vacation area.

The applicant has provided a consent form confirming that consent for the proposed vacation has been obtained from the owners of 100 percent of the abutting property and 98.8 percent of the affected area, which exceeds the minimum requirements of ORS 271.080 and Eugene Code (EC) 9.8710.

A map showing the affected area, and the area of property owner consent, is included in the application file for reference.

Utilities

Public Works has reviewed this application and the surrounding facilities and infrastructure affected by the request and has coordinated with the University of Oregon to ensure continued access to utilities. All franchise utilities have been relocated to the new location and are operational, therefore letters of concurrence from the franchise facilities are not necessary.

Procedural Summary

This request for vacation is being considered in accordance with EC 9.8700-9.8725 and ORS 271.080-271.230, and procedures in EC 9.7445-9.7455. The public hearing will be conducted consistent with quasi-judicial procedures as set forth in EC 9.7065-9.7095.

Notice of the public hearing regarding the requested vacation has been provided in the following manner: On August 15, 2025, notice was mailed to owners of property within 100 feet of the vacation area and to interested parties. On September 4, 2025, public notice was posted in the immediate vicinity of the requested vacation; and on September 9, 2025, legal notice was published in The Register-Guard newspaper. The September 15, 2025 public hearing was conducted in accordance with quasi-judicial procedures in State law and as set forth in EC 9.7065-9.7095.

Applicable Criteria

In making a decision on the proposed right-of-way vacation, the Council must apply the following approval criterion:

The city council shall approve, or approve with conditions and reservations of easements, the vacation of improved public right-of-way, public ways acquired with public funds, or

September 22, 2025 Meeting – Item 2D

undeveloped subdivision and partition plats, or portions thereof, including public right-of-way and improved public easements located therein, only if the council finds that approval of the vacation is in the public interest.

Findings demonstrating compliance with these requirements can be found in Exhibit C to the proposed vacation Ordinance attached as Attachment B to this AIS.

RELATED CITY POLICIES

None

PREVIOUS COUNCIL DIRECTION

[January 23, 2023 Work Session](#)

City Council voted to approve an Outline of Terms that was provided with the AIS for the Council meeting on that date. The approved Outline of Terms included a requirement that the University construct and be responsible for all costs associated with Leo Harris Parkway realignment. As relevant to this application to vacate the old alignment, the approved Outline of Terms stated:

“[T]he University will apply for, and the City Council will hold a hearing on, the vacation of the City’s interest in the portion of the existing Leo Harris right-of-way that is replaced by the newly constructed / realigned roadway. The City Council’s approval of these Terms will serve as evidence that the vacation associated with the Road Work is in the public interest as defined in the City’s road vacation approval criteria at EC 9.8725.”

Councilor Groves, seconded by Councilor Keating, moved to approve the Outline of Terms included in Attachment A and authorize the City Manager to enter into an agreement with the UO consistent with these terms.

Passed 7:1 (opposed by Councilor Keating)

[September 15, 2025 Public Hearing](#)

City Council held a public hearing on an ordinance vacating a portion of Leo Harris Parkway. No written public testimony was received prior to the close of the public record. At the public hearing, two members of the public spoke; one member expressed a neutral position, and the other member expressed opposition to the requested vacation. However, neither individual raised any issues or concerns with the vacation request or the applicable approval criteria that require a staff response. Additionally, Councilor Keating requested clarification on the exact location of the area to be vacated, and if the vacation would affect access to the Cuthbert Amphitheater. Councilor Groves asked why the vacation occurs at this late stage of the improvement process. Emily Jerome, Assistant City Attorney, provided the requested clarifications during the public hearing and no additional staff response is required.

COUNCIL OPTIONS

The City Council may:

1. Adopt the Ordinance as proposed in Attachment B to this AIS.
2. Adopt the Ordinance with specific modifications as determined by the City Council.
3. Take no action

CITY MANAGER'S RECOMMENDATION

The City Manager recommends adoption of the Ordinance, as provided in Attachment B.

SUGGESTED MOTION

Move to adopt an Ordinance vacating a portion of Leo Harris Parkway, as provided in Attachment B to this AIS.

ATTACHMENTS

- A. Vicinity Map and Aerial Map of Vacation Request
- B. Ordinance
 - a) Exhibit A – Legal Description
 - b) Exhibit B – Site Plan
 - c) Exhibit C - Findings

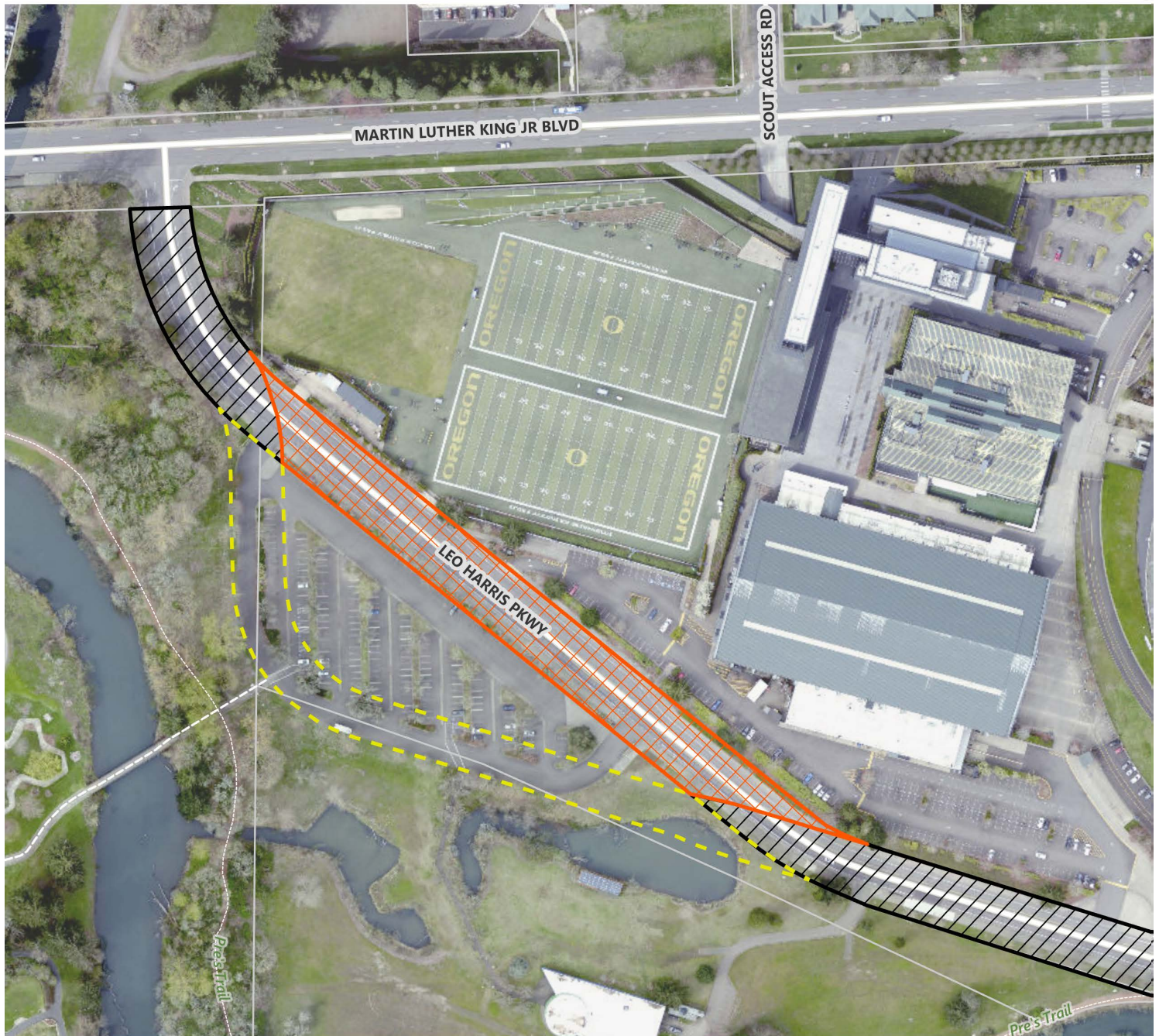
FOR MORE INFORMATION

Staff Contact: Nicholas Gioello, Associate Planner
Telephone: 541-682-5453
Staff E-Mail: Ngioello@eugene-or.gov



Vacating a Portion of Leo Harris Parkway Vicinity and Aerial Imagery Map (VRI 25-02)

Attachment A

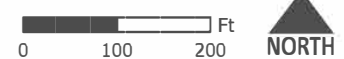


- Taxlots
- Eugene UGB
- Subject Property**
 - Right of way area to be vacated
 - Existing right of way excluded from vacation area
 - Road relocated here



Caution: This map is based on imprecise source data, subject to change, and for general reference only.

Created on 8/27/2025
by City of Eugene Planning Division



ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF LEO HARRIS PARKWAY.

The City Council of the City of Eugene finds that:

A. The City Council of the City of Eugene approved an agenda that set a public hearing to be held at 7:30 p.m. on September 15, 2025, in Council Chambers, for the purpose of hearing protests and remonstrances to the proposed vacation of the following described right-of-way:

The right-of-way identified as a portion of Leo Harris Parkway located south of Martin Luther King Jr. Boulevard which is more particularly described in Exhibit A and depicted on Exhibit B attached to this Ordinance.

B. Notice was duly and regularly given of the public hearing, and on September 15, 2025, the City Council held a public hearing and heard all objections to the proposed vacation.

NOW, THEREFORE,

THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council of the City of Eugene finds that notice of the public hearing on the proposed vacation was published and posted as required by law, that consents required by EC 9.8710(6) and ORS 271.080(2) and any needed statements of concurrence from affected utility providers have been filed in the proceedings, and that vacation of the right-of-way described in Exhibit A and depicted on Exhibit B attached to this Ordinance is in the public interest, as described in the Findings attached as Exhibit C to this Ordinance and hereby adopted in support of this Ordinance.

Section 2. The right-of-way described and depicted on Exhibits A and B attached to this Ordinance is hereby vacated and shall revert pursuant to the statutes of the State of Oregon.

Section 3. The City Recorder is directed to file a certified copy of this Ordinance with the Recorder of Lane County, Oregon, together with a map or plat of said property, and a certified copy of this Ordinance shall be filed with the Lane County Assessor and another certified copy shall be filed with the Lane County Surveyor.

Passed by the City Council this

_____ day of _____, 2025.

Approved by the Mayor this

_____ day of _____, 2025.

City Recorder

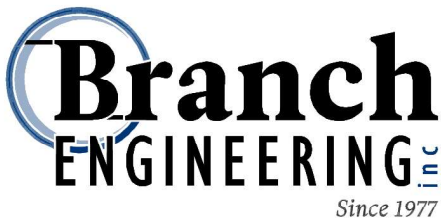
Mayor

EXHIBIT A

Legal Description
Leo Harris Pkwy Vacation

Located in the Southeast Quarter of Section 29, Township 17 South, Range 3 West, W.M. in Eugene, Lane County, Oregon, being a portion of a variable width strip of land known as Leo Harris Parkway, originally established by a Resolution of the Lane County Commissioners as stated in Reel 94, Page 352 and later adopted by the Eugene City Council per Resolution No. 4661, further referenced by Engineer's Centerline "L3" as shown on County Survey File 31225; that portion being vacated is located and described as lying between the south margin of Martin Luther King Jr. Blvd and Engineer's Centerline Station "L3 20+74.77".

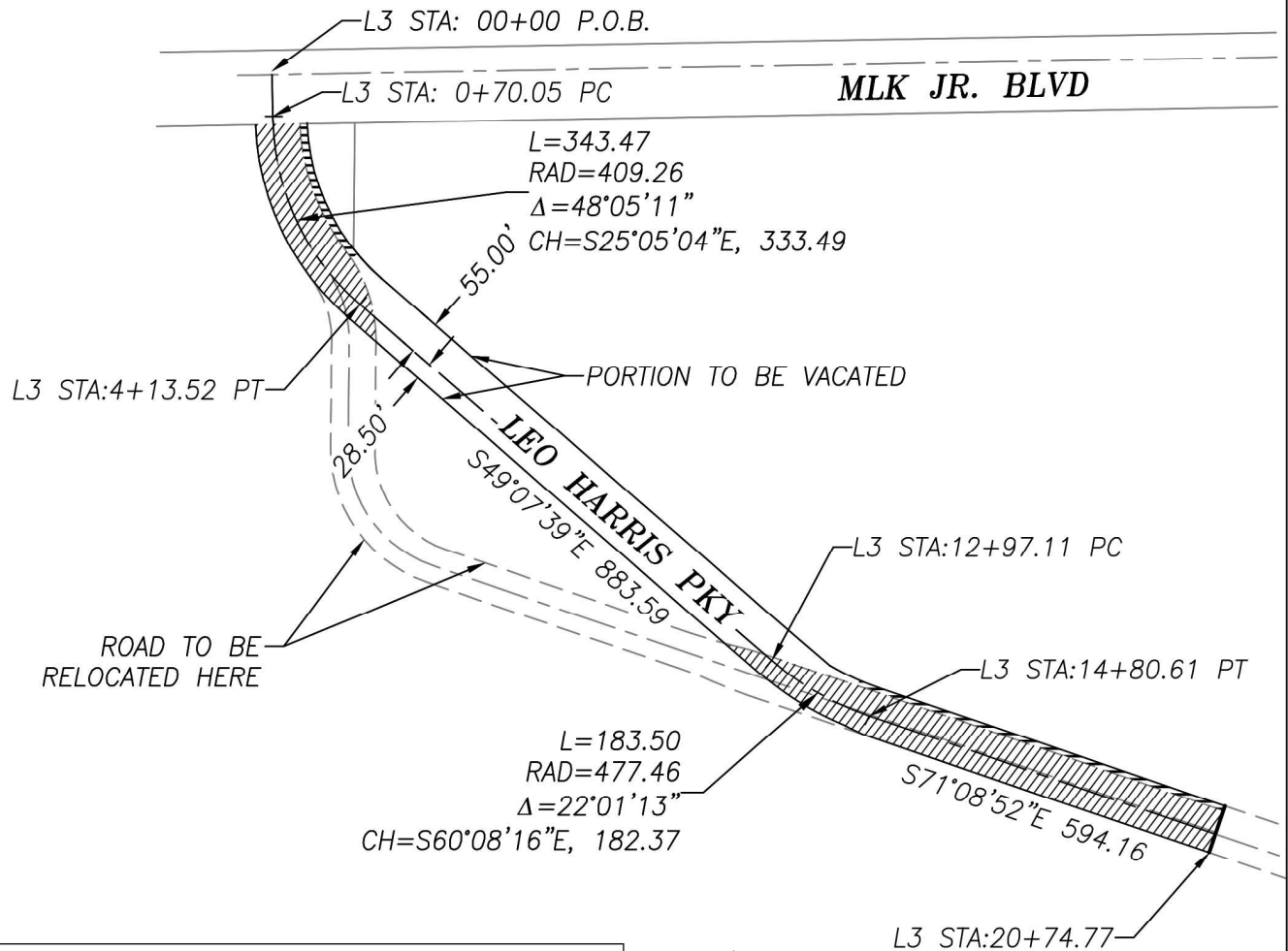
EXCEPT: Those portions of land described in that certain DECLARATION OF RIGHT-OF-WAY recorded as Instrument No. 2025-015529, Lane County Deeds and Records.



310 5th Street
Springfield, OR 97477
p: 541.746.0637

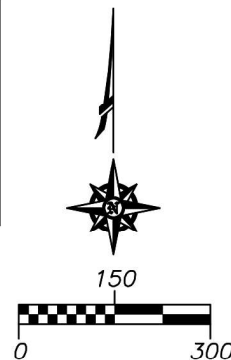
www.BranchEngineering.com

EXHIBIT B
LOCATION MAP
LEO HARRIS PARKWAY VACATION
MAY. 7, 2024
SCALE: 1"=300'



Legend

- Existing ROW excluded from vacation area
- Land within vacation but outside of street



PROJECT No. 21-197

FINDINGS IN SUPPORT OF VACATING A PORTION OF LEO HARRIS PARKWAY

APPLICATION OVERVIEW

Name (File Number):	Leo Harris parkway UO (VRI 25-02)
Applicant:	University of Oregon
Subject Property:	Former Segment of Right-of-Way for Leo Harris Parkway
Zoning:	Abutting properties zoned PL Public Land and R-1 Low-Density Residential, with /WR Water Resources Conservation Overlay
Location:	1.72 acres of improved right-of-way, located south of Martin Luther King Jr. Boulevard and east of Autzen Stadium

BACKGROUND

The University of Oregon (the applicant) filed a request for vacation of a segment of improved public right-of-way that was formerly part of the right-of-way for Leo Harris Parkway. Leo Harris Parkway has been realigned and constructed to the southwest of the area to be vacated. The University completed the construction of a realignment of this segment of Leo Harris Parkway in June 2025, which is now available for public use, and the City has recorded the new alignment as the current right-of-way for Leo Harris Parkway. The segment of right-of-way proposed for vacation is no longer part of the right-of-way for Leo Harris Parkway and it has no independent use.

The area proposed to be vacated is a total of 1.72 acres or 75,279 square feet of public right-of-way. The area of vacation is the portion of Leo Harris Parkway just south of its intersection with Martin Luther King Jr. Boulevard and extending from the point where the newly constructed right-of-way centerline diverges from the existing right-of-way centerline and extends until the centerlines reconverge approximately 1,100 feet to the southeast. The Applicant and the City own all properties abutting the right-of-way to be vacated. Abutting properties are zoned either PL Public Land or R-1 Low-Density Residential, with the /WR Water Resources Conservation overlay.

FINDINGS

The vacation process serves as a means to evaluate the need for public ways as land develops and uses change over time, and to address the manner in which the City may dispense with public ways. Public ways are defined by the Eugene Code as follows: "Any street, road, alley, right-of-way, pedestrian or bicycle easement or accessway, or utility easement for public use that is controlled by the city, county, or state."

This request for vacation is being considered in accordance with Sections 9.8700 – 9.8725 of the Eugene Code (EC) and Oregon Revised Statutes (ORS) 271.080 – 271.230, and processed pursuant to EC 9.7445 – 9.7455. EC 9.8710(3) requires that any vacation of an improved right-of-way be considered and decided upon by the City Council in accordance with the procedures in EC 9.7445 through 9.7455. The public hearing is being conducted consistent with quasi-judicial procedures in State law and as set forth in EC 9.7065 – 9.7095.

The University has constructed the realigned portion of Leo Harris Parkway and bore all costs associated with the realignment, including design, permitting, construction, and related City staff costs. The new alignment has been recorded as the City right-of-way for Leo Harris Parkway, such that the vacation of the former right-of-way does not result in any loss of improvement costs or value to the City of Eugene. The vacated area will be included in a land swap agreement between the City and the University that takes into account the value of the vacated area. Therefore, EC 9.8710(5) does not require that the University pay a special assessment for the vacation.

In accordance with ORS 271.080, the applicant has provided evidence of consent to the vacation from the owners of at least two-thirds of the property within the affected area. ORS 271.080 defines the affected as the land lying on either side of the vacated area to the next lateral street or 200 feet, and 400 feet beyond each terminus of the right-of-way to be vacated. The applicant and the City own 98.8% of the real property affected and the City has signed the required consent form. The applicant has demonstrated it exceeds the requirements of ORS 271.080 and EC 9.8710.

The City of Eugene Public Works Department has reviewed this vacation application, as well as the surrounding facilities and infrastructure affected by the request. All franchise utilities have been relocated to the new location and are operational, therefore letters of concurrence are not necessary.

Compliance with Approval Criterion

Per EC 9.8725, the sole approval criterion applicable to vacation of improved public right-of-way requires City Council to find that approval of the requested vacation is in the public interest. The full text of the approval criterion is provided below, followed by findings demonstrating compliance:

EC 9.8725: Approval Criteria for the Vacation of Improved Public Right-of-Way, Public Ways Acquired with Public Funds, and Undeveloped Subdivision and Partition Plats. The city council shall approve, or approve with conditions and reservations of easements, the vacation of improved public right-of-way, public ways acquired with public funds, or undeveloped subdivision and partition plats, or portions thereof, including public right-of-way and improved public easements located therein, only if the council finds that approval of the vacation is in the public interest.

On January 23, 2023, the City Council approved the terms of a land swap agreement between the City and University to acquire approximately 4 acres of property owned by the City as part of its Alton Baker Park, and for the City to acquire approximately 8 acres of riverfront real property that is owned by the University. The University needed additional land between Leo Harris Parkway and Martin Luther King Jr. Boulevard to construct two new outdoor football practice fields as replacements for the outdoor practice fields displaced by a new indoor practice facility on the University's Autzen Stadium Complex land. This required the realignment of Leo Harris Parkway, making the subject segment of former Leo Harris Parkway a right-of-way remnant without independent use.

On January 23, 2023, the City Council voted to approve an Outline of Terms that was provided with the AIS for the Council meeting on that date. The approved Outline of Terms included a requirement that the University construct and be responsible for all costs associated with Leo Harris Parkway realignment. As relevant to this application to vacate the old alignment, the approved Outline of Terms stated:

"[T]he University will apply for, and the City Council will hold a hearing on, the vacation of the City's interest in the portion of the existing Leo Harris right-of-way that is replaced by the newly constructed / realigned roadway. The City Council's approval of these Terms will serve as evidence that the vacation associated with the Road Work is in the public interest as defined in the City's road vacation approval criteria at EC 9.8725."

The University completed the re-construction and re-alignment of this portion of Leo Harris Parkway in June 2025, which is now available for public use and provides the same level of access as was served by the previous alignment. The agreement executed by the University and City demonstrates that the vacation of a portion of Leo Harris Parkway and land transfer to the University furthers the interests of both public agencies and is therefore in the public interest.

The above findings demonstrate that vacation of the subject portion of Leo Harris Parkway is in the public interest. This determination is based on the conclusion that the vacation of the improved right-of-way will provide an opportunity for the efficient use of land and will not negatively impact the City's transportation system, surrounding uses, or emergency access.

Conclusion

Based on the above facts and the terms of the Ordinance, the applicant's requested vacation of a portion of Leo Harris parkway public right-of-way is in the public interest.

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



A Resolution Adopting a Policy Providing that the Affirmative Defense Described in ORS 166.370(3)(g) Does Not Apply to the Possession of Firearms in City Buildings Where Official City Meetings Are Held.

Meeting Date: September 22, 2025
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 2E
Staff Contact: Kathryn Brotherton
Phone: 541-682-8447

ISSUE STATEMENT

The proposed City Council Resolution adopts a policy providing that the concealed handgun license affirmative defense does not apply to the possession of firearms in certain city buildings. This Resolution is based on the City Council's adopted 2025 legislative policies and the Oregon legislature's adoption of Senate Bill (SB) 243.

BACKGROUND

The City Council's 2025 Eugene-State Legislative Priorities included securing the authority for local governments to prohibit firearms in public buildings, similar to the authority statutorily granted to school districts by the legislature in 2023. During the 2025 legislative session, the Oregon Legislature adopted SB 243, that, among other things, authorizes the governing body of a city to adopt a policy prohibiting firearms in public buildings where official meetings are held. Based on the existing statutory framework of ORS 166.370, which makes possessing a loaded or unloaded firearm in a public building a felony, but provides in subsection (3)(g) that the prohibition does not apply to persons with a valid concealed handgun license, SB 243 allows the City to adopt a policy that overrides the concealed handgun license exemption (the exemption is described in SB 243 as an affirmative defense to the crime). SB 243 is attached to this AIS as Attachment B.

Based on the Council's 2025 legislative priorities and the Oregon Legislature's 2025 adoption of SB 243, Attachment A to this AIS is a City Council Resolution adopting a policy providing that the concealed handgun license affirmative defense does not apply to the possession of firearms in City buildings where official meetings are held. If the Resolution is approved by Council, prior to enforcing the Council policy, City staff will post clearly visible signs at all "normal points of entry to the buildings subject to the policy . . . indicating that the affirmative defense described in ORS 166.370(3)(g) does not apply" and will post a notice on the City's website identifying all building subject to the Council's policy, as required by SB 243.

PREVIOUS COUNCIL DIRECTION

[January 22, 2025 Work Session](#)

Councilor Zelenka, seconded by Councilor Clark, moved to adopt the 2025 Eugene State and Federal Policies document and the 2025 Eugene State Priorities document as approved by the IGR

September 22, 2025 Meeting – Item 2E

Committee.

Passed 5:1 (Opposed by Councilor Clark)

The 2025 Eugene-State Legislative Priorities, included the following priority:

5. Secure authority for local governments to prohibit firearms in public buildings.

HB 2007 from the 2023 session is the basis for a 2025 bill being led by Metro. Specifically, the bill would:

‘Authorize[] governing bodies of certain public entities that own or control public building[s] to adopt policy, ordinance or regulation or precluding affirmative defense for possession of firearms in public building and adjacent grounds by concealed handgun licensees. Provides that in prosecution for possession of firearm in building or on grounds subject to such policy, ordinance or regulation, concealed handgun licensee affirmative defense is not complete defense, but results in Class A misdemeanor conviction punishable by 364 days’ imprisonment, \$6,250 fine, or both.’

COUNCIL OPTIONS

Council has the option of adopting or not adopting a policy providing that the concealed handgun license affirmative defense does not apply to the possession of firearms in certain City buildings.

CITY MANAGER’S RECOMMENDATION

The City Manager recommends that the City Council adopt the Resolution.

SUGGESTED MOTION

Move to adopt a Resolution Adopting a Policy Providing that the Affirmative Defense Described in ORS 166.370(3)(g) Does Not Apply to the Possession of Firearms in City Buildings Where Official City Meetings Are Held.

ATTACHMENTS

- A. Resolution Adopting a Policy Providing that the Affirmative Defense Described in ORS 166.370(3)(g) Does Not Apply to the Possession of Firearms in City Buildings Where Official City Meetings Are Held
- B. Senate Bill 243

FOR MORE INFORMATION

Staff Contact: Kathryn Brotherton, City Attorney

Telephone: 541-682-5447

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

RESOLUTION NO. ____**A RESOLUTION ADOPTING A POLICY PROVIDING THAT THE AFFIRMATIVE DEFENSE DESCRIBED IN ORS 166.370(3)(g) DOES NOT APPLY TO THE POSSESSION OF FIREARMS IN CITY BUILDINGS WHERE OFFICIAL CITY MEETINGS ARE HELD.****The City Council of the City of Eugene finds that:**

A. The 2025 Eugene-State Legislative Priorities, approved by the Eugene City Council on January 22, 2025, included the following priority:

5. Secure authority for local governments to prohibit firearms in public buildings.

HB 2007 from the 2023 session is the basis for a 2025 bill being led by Metro. Specifically, the bill would:

‘Authorize[] governing bodies of certain public entities that own or control public building[s] to adopt policy, ordinance or regulation or precluding affirmative defense for possession of firearms in public building and adjacent grounds by concealed handgun licensees. Provides that in prosecution for possession of firearm in building or on grounds subject to such policy, ordinance or regulation, concealed handgun licensee affirmative defense in not complete defense, but results in Class A misdemeanor conviction punishable by 364 days’ imprisonment, \$6,250 fine, or both.’

B. During the 2025 legislative session, the Oregon Legislature adopted Senate Bill (SB) 243, with an effective date of September 25, 2025. Among other things, SB 243 amends ORS 166.377 to add a new subsection (3), that new subsection authorizes the governing body of a city, a county, or a district to:

adopt a policy, ordinance or regulation providing that the affirmative defense described in ORS 166.370(3)(g), concerning persons licensed to carry a concealed handgun under ORS 166.291 and 166.292, does not apply to the possession of firearms within a building owned or controlled by the governing body that is used by the governing body for official meetings.

C. SB 243 requires any governing body that adopts a policy allowed under ORS 166.377’s new subsection (3) to: (1) post a clearly visible sign, at all normal points of entry to the buildings subject to the policy, indicating that the affirmative defense described in ORS 166.370(3)(g) does not apply; and, (2) post a notice on the governing body’s website identifying all buildings subject to the policy.

D. The City of Eugene owns or controls a number of buildings in which official meetings (meetings subject to Oregon Public Meetings law) are held. In furtherance of the legislative priority set forth in finding A, the City Council desires to adopt a policy providing that the affirmative defense described in ORS 166.370(3)(g), concerning persons licensed to carry a

concealed handgun under ORS 166.291 and 166.292, does not apply to the possession of firearms within any building owned or controlled by the City in which official meetings of the City are held.

NOW, THEREFORE,

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

Section 1. The City Council of the City of Eugene adopts the following policy in accordance with ORS 166.377(3):

The affirmative defense described in ORS 166.370(3)(g), concerning persons licensed to carry a concealed handgun under ORS 166.291 and 166.292, does not apply to the possession of firearms within any building owned or controlled by the City of Eugene that is used by the City of Eugene for official meetings.

Section 2. Followings its passage by the City Council, this Resolution shall become effective on September 26, 2025.

The foregoing Resolution adopted the ____ day of September, 2025.

City Recorder

83rd OREGON LEGISLATIVE ASSEMBLY--2025 Regular Session

Enrolled Senate Bill 243

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Judiciary)

CHAPTER

AN ACT

Relating to firearms; creating new provisions; amending ORS 166.262, 166.370 and 166.377 and sections 10 and 13, chapter 1, Oregon Laws 2023; and prescribing an effective date.

Be It Enacted by the People of the State of Oregon:

SHORT TITLE

SECTION 1. Section 2 of this 2025 Act and the amendments to ORS 166.262, 166.370 and 166.377 by sections 3 to 5 of this 2025 Act shall be known and may be cited as the “Community Safety Firearms Act.”

RAPID FIRE ACTIVATORS

SECTION 2. (1) A person commits the crime of unlawful transport, manufacture or transfer of a rapid fire activator if the person knowingly:

- (a) Transports a rapid fire activator into this state; or**
- (b) Manufactures, sells, offers to sell or transfers a rapid fire activator.**

(2) A person commits the crime of unlawful possession of a rapid fire activator if the person knowingly possesses, purchases or receives a rapid fire activator.

(3)(a) Unlawful transport, manufacture or transfer of a rapid fire activator is a Class B felony.

(b) Unlawful possession of a rapid fire activator is a Class A misdemeanor.

(4) This section does not apply to:

(a) A peace officer, or other person employed by a law enforcement agency, who possesses a rapid fire activator in accordance with authorization given to the peace officer or other person by the law enforcement agency.

(b) A person who has registered a machine gun in accordance with federal law and the rapid fire activator is possessed for use only in, and is necessary for the proper function of, the lawfully registered machine gun.

(5) As used in this section:

(a) “Binary trigger system” means a device that, when built into, installed in or attached to a firearm, allows the firearm to fire both when the trigger is pulled or depressed and when the trigger is released.

(b) “Bump stock” means a device that, when built into, installed in or attached to a firearm, increases the rate of fire of the firearm by using energy from the recoil of the firearm to generate a reciprocating action that facilitates repeated activation of the trigger.

(c) “Burst trigger system” means a device that, when built into, installed in or attached to a firearm, allows the firearm to discharge two or more rounds with a single pull or depression of the trigger by altering the trigger reset.

(d) “Firearm” has the meaning given that term in ORS 166.210.

(e) “Forced reset trigger” means a device that, when built into, installed in or attached to a firearm, mechanically forces the trigger to reset into a firing position after each round is fired.

(f) “Hellfire trigger” means a device that, when built into, installed in or attached to a firearm, disengages the trigger return spring when the trigger is pulled or depressed.

(g) “Machine gun” has the meaning given that term in ORS 166.210.

(h) “Peace officer” has the meaning given that term in ORS 133.005.

(i)(A) “Rapid fire activator” means any device, including a removable manual or power-driven device, part or combination of parts, constructed so that, when built into, installed on or attached to a firearm:

(i) The rate at which the trigger is activated increases to a faster rate than is possible for the firearm without the device; or

(ii) The rate of fire increases to a faster rate than is possible for a person to fire the firearm without the device.

(B) “Rapid fire activator” includes, but is not limited to, a bump stock, forced reset trigger, trigger crank, hellfire trigger, binary trigger system, burst trigger system, switch, auto sear or a copy or similar device, regardless of the producer or manufacturer.

(j) “Switch” or “auto sear” means a device that, when built into, installed in or attached to a firearm, applies force to a firearm’s trigger bar to prevent the bar from limiting the weapon to firing only one round each time the trigger is pulled or depressed.

(k) “Trigger crank” means a device that, when built into, installed in or attached to a firearm, repeatedly activates the trigger of the firearm through the use of a crank, level or any other part that is turned in a circular motion.

PUBLIC AREA RESTRICTIONS

SECTION 3. ORS 166.370 is amended to read:

166.370. (1)(a) Any person who intentionally possesses a loaded or unloaded firearm or any other instrument used as a dangerous weapon, while in or on a public building, shall upon conviction be guilty of a Class C felony.

(b) Notwithstanding paragraph (a) of this subsection, in a prosecution under this section for the possession of a firearm within the Capitol, within the passenger terminal of a commercial service airport with over one million passenger boardings per year, **within a building subject to a policy described in ORS 166.377 (3)** or on school grounds subject to a policy described in ORS 166.377 (1), if the person proves by a preponderance of the evidence that, at the time of the possession, the person was licensed under ORS 166.291 and 166.292 to carry a concealed handgun, upon conviction the person is guilty of a Class A misdemeanor.

(2)(a) Except as otherwise provided in paragraph (b) of this subsection, a person who intentionally possesses:

(A) A firearm in a court facility is guilty, upon conviction, of a Class C felony. A person who intentionally possesses a firearm in a court facility shall surrender the firearm to a law enforcement officer.

(B) A weapon, other than a firearm, in a court facility may be required to surrender the weapon to a law enforcement officer or to immediately remove it from the court facility. A person who fails to comply with this subparagraph is guilty, upon conviction, of a Class C felony.

(C) A firearm in a local court facility is guilty, upon conviction, of a Class C felony if, prior to the offense, the presiding judge of the local court facility entered an order prohibiting firearms in the area in which the court conducts business and during the hours in which the court operates.

(b) The presiding judge of a judicial district or a municipal court may enter an order permitting the possession of specified weapons in a court facility.

(c) Within a shared court facility, the presiding judge of a municipal court or justice of the peace district may not enter an order concerning the possession of weapons in the court facility that is in conflict with an order entered by the presiding judge of the circuit court.

(3) Subsection (1)(a) of this section does not apply to:

(a) A police officer or reserve officer, as those terms are defined in ORS 181A.355.

(b) A parole and probation officer, as defined in ORS 181A.355, while the parole and probation officer is acting within the scope of employment.

(c) A federal officer, as defined in ORS 133.005, or a certified reserve officer or corrections officer, as those terms are defined in ORS 181A.355, while the federal officer, certified reserve officer or corrections officer is acting within the scope of employment.

(d) A person summoned by an officer described in paragraph (a), (b) or (c) of this subsection to assist in making an arrest or preserving the peace, while the summoned person is engaged in assisting the officer.

(e) An honorably retired law enforcement officer.

(f) An active or reserve member of the military forces of this state or the United States, when engaged in the performance of duty.

(g) A person who is licensed under ORS 166.291 and 166.292 to carry a concealed handgun, except as provided in subsection (1)(b) of this section.

(h) A person who is authorized by the officer or agency that controls the public building to possess a firearm or dangerous weapon in that public building.

(i) An employee of the United States Department of Agriculture, acting within the scope of employment, who possesses a firearm in the course of the lawful taking of wildlife.

(j) Possession of a firearm on school property if the firearm:

(A) Is possessed by a person who is not otherwise prohibited from possessing the firearm; and

(B) Is unloaded and locked in a motor vehicle.

(k) A person who possesses a firearm in the passenger terminal of a commercial service airport, if the firearm is unloaded and in a locked hard-sided container for the purposes of transporting the firearm as checked baggage in accordance with federal law.

(4)(a) Except as provided in subsection (1)(b) of this section, the exceptions listed in subsection (3)(d) to (k) of this section constitute affirmative defenses to a charge of violating subsection (1)(a) of this section.

(b) A person may not use the affirmative defense described in subsection (3)(e) of this section if the person has been convicted of an offense that would make the person ineligible to obtain a concealed handgun license under ORS 166.291 and 166.292.

(5)(a) Any person who knowingly, or with reckless disregard for the safety of another, discharges or attempts to discharge a firearm at a place that the person knows is a school shall upon conviction be guilty of a Class C felony.

(b) Paragraph (a) of this subsection does not apply to the discharge of a firearm:

(A) As part of a program approved by a school in the school by an individual who is participating in the program;

(B) By a law enforcement officer acting in the officer's official capacity; or

(C) By an employee of the United States Department of Agriculture, acting within the scope of employment, in the course of the lawful taking of wildlife.

(6) Any weapon carried in violation of this section is subject to the forfeiture provisions of ORS 166.279.

(7) Notwithstanding the fact that a person's conduct in a single criminal episode constitutes a violation of both subsections (1) and (5) of this section, the district attorney may charge the person with only one of the offenses.

(8) As used in this section, "dangerous weapon" means a dangerous weapon as that term is defined in ORS 161.015.

SECTION 4. ORS 166.377 is amended to read:

166.377. (1) The governing board of a public university listed in ORS 352.002, the Oregon Health and Science University Board of Directors, the governing board of a community college or a district school board as defined in ORS 332.002 may adopt a policy providing that the affirmative defense described in ORS 166.370 (3)(g), concerning persons licensed to carry a concealed handgun under ORS 166.291 and 166.292, does not apply to the possession of firearms on the grounds of the schools controlled by the board.

(2) A board that adopts a policy under **subsection (1) of this section** shall:

(a) Post a clearly visible sign, at all normal points of entry to the school grounds subject to the policy described in subsection (1) of this section, indicating that the affirmative defense described in ORS 166.370 (3)(g) does not apply.

(b) Post a notice on the board's website identifying all school grounds subject to the policy described in subsection (1) of this section.

(3) The governing body of a city, a county or a district as defined in ORS 198.010 may adopt a policy, ordinance or regulation providing that the affirmative defense described in ORS 166.370 (3)(g), concerning persons licensed to carry a concealed handgun under ORS 166.291 and 166.292, does not apply to the possession of firearms within a building owned or controlled by the governing body that is used by the governing body for official meetings.

(4) A governing body that adopts a policy under subsection (3) of this section shall:

(a) Post a clearly visible sign, at all normal points of entry to the buildings subject to the policy described in subsection (3) of this section, indicating that the affirmative defense described in ORS 166.370 (3)(g) does not apply.

(b) Post a notice on the governing body's website identifying all buildings subject to the policy described in subsection (3) of this section.

SECTION 5. ORS 166.262 is amended to read:

166.262. A peace officer may not arrest or charge a person for violating ORS 166.250 (1)(a) or (b) or 166.370 (1)(a) if the person has in the person's immediate possession:

(1) A valid license to carry a firearm as provided in ORS 166.291 and 166.292, unless the person possesses a firearm within the Capitol, within the passenger terminal of a commercial service airport with over one million passenger boardings per year, **within a building subject to a policy described in ORS 166.377 (3) or on school grounds subject to a policy described in ORS 166.377 (1);**

(2) Proof that the person is a law enforcement officer; or

(3) Proof that the person is an honorably retired law enforcement officer, unless the person has been convicted of an offense that would make the person ineligible to obtain a concealed handgun license under ORS 166.291 and 166.292.

BALLOT MEASURE 114 (2022) APPLICATION

SECTION 6. Section 10, chapter 1, Oregon Laws 2023, is amended to read:

Sec. 10. ORS 166.503, 166.505 and 166.508 and the amendments to ORS 166.412, 166.435, 166.436 and 166.438 by sections [3] 6 to 9, [of this 2022 Act] chapter 1, Oregon Laws 2023, apply to firearm transfers conducted on or after [the effective date of this 2022 Act] March 15, 2026.

SECTION 7. Section 13, chapter 1, Oregon Laws 2023, is amended to read:

Sec. 13. The provisions of [this 2022 Act] **ORS 166.355** apply to [all actions taken on or after the effective date of this 2022 Act, unless expressly stated otherwise herein. This 2022 Act may be known and cited as the Reduction of Gun Violence Act] **the manufacture, importation, possession, use,**

purchase, sale or transfer of a large-capacity magazine occurring on or after March 15, 2026.

OPERATIVE DATES

SECTION 8. Sections 1 and 2 of this 2025 Act and the amendments to ORS 166.262, 166.370 and 166.377 by sections 3 to 5 of this 2025 Act become operative on the 91st day after the date on which the 2025 regular session of the Eighty-third Legislative Assembly adjourns sine die.

CAPTIONS

SECTION 9. The unit captions used in this 2025 Act are provided only for the convenience of the reader and do not become part of the statutory law of this state or express any legislative intent in the enactment of this 2025 Act.

EFFECTIVE DATE

SECTION 10. This 2025 Act takes effect on the 91st day after the date on which the 2025 regular session of the Eighty-third Legislative Assembly adjourns sine die.

Passed by Senate May 29, 2025

Received by Governor:

Repassed by Senate June 27, 2025

.....M.,....., 2025

Approved:

.....
Obadiah Rutledge, Secretary of Senate

.....M.,....., 2025

.....
Rob Wagner, President of Senate

.....
Tina Kotek, Governor

Passed by House June 25, 2025

Filed in Office of Secretary of State:

.....M.,....., 2025

.....
Julie Fahey, Speaker of House

.....
Tobias Read, Secretary of State

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Public Comment

Meeting Date: September 22, 2025
Department: Central Services
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Rosa Roach
Phone: 541-682-8497

ISSUE STATEMENT

This item allows members of the public the opportunity to express opinions and provide information to the council. Comments presented during the public comment period should be on city-related issues and should not address items which have already been heard by a Hearings Official, items on the present agenda as a public hearing item, or items related to a quasi-judicial matter after the official record has been closed.

BACKGROUND

Per City Council's operating agreement, speakers at the public comment period will be limited to two and a half minutes and the total time will be limited to 90 minutes total. Speakers will be randomized, and no persons will be allowed to submit a "Request to Speak" form more than 30 minutes prior to the start of the meeting. Persons wishing to speak must sign up to do so not later than 5 minutes after the meeting has been opened by the Mayor or presiding officer.

At the end of the public comment period each member of the Council has the opportunity to respond to comments made. The time allocated to each member of the Council for such responses shall be up to three minutes.

FOR MORE INFORMATION

Staff Contact: Rosa Roach, City Council Coordinator
Telephone: 541-682-8497
Staff E-Mail: rroach@eugene-or.gov