

MINUTES

Eugene City Council
McNutt Room--City Hall

January 18, 1995
11:30 a.m.

COUNCILORS PRESENT: Nancy Nathanson, Tim Laue, Shawn Boles, Bobby Green, Kevin Hornbuckle, Barbara Keller, Laurie Swanson Gribskov, Jim Torrey.

The adjourned meeting of January 11, 1995, of the Eugene City Council was called to order by Her Honor Mayor Ruth Bascom.

I. APPROVAL OF THE ORDER OF THE AGENDA

Mayor Bascom indicated that councilors would be allowed five minutes for items since there was sufficient time.

Mr. Laue moved, seconded by Mr. Green, to approve the order of the agenda. The motion passed unanimously, 8:0.

II. ITEMS FROM THE MAYOR, CITY COUNCIL, AND CITY MANAGER

A. People's Weekly World

Mr. Hornbuckle recommended two transcripts of Martin Luther King, Jr.'s speeches and an article on voting rules and democracy in this week's issue of People's Weekly World.

B. Alice Soderwall Memorial

Mr. Hornbuckle said that Alan Stein of Stargate was organizing a memorial for Alice Soderwall scheduled for January 30. Ms. Keller noted that the Amazon Neighbors have been collecting money for a memorial plaque and asked Mr. Hornbuckle to communicate this to Mr. Stein.

C. Street Crime Ordinances

Mr. Hornbuckle asked for an explanation memorandum from the Department of Public Safety about why two of the three proposed street crime ordinances have been dropped from consideration. He added that the City had spent much money entertaining these ordinances, which were essentially unconstitutional.

Mr. Boles pointed out that the council had, in fact, instructed staff to draft the ordinances. He asked to discuss this further at the end of the meeting,

time permitting, adding it was his understanding that public testimony would be taken on all the ordinances.

Mr. Laue recalled that the issue came before the council from the Council Committee on Public Safety and the council asked staff to draft ordinances on four issues (curfews, vehicle forfeitures, SOAP & SODA, and aggressive panhandling). The council itself withdrew consideration of the curfew ordinance, but the others were referred to the Human Rights Commission (HRC) for discussion, to be followed by a joint public hearing. He said it was his understanding that at the public hearing staff would recommend adopting an ordinance related to aggressive panhandling and not going forward with the others because of due process and constitutional problems, pending resolution of pending litigation. Mr. Laue said the actions taken were appropriate.

Mayor Bascom said that council officers discussed the ordinances at great length and decided to hold the public hearing on just the one on panhandling, with a work session in the McNutt Room on the other two following the hearing.

D. Storm Water Financing

Mr. Hornbuckle said he hoped that Council Officers would reschedule the issue of storm water financing as suggested in his memorandum.

Mr. Boles recalled that the council's vote on this item precluded further work on storm water financing, unless there is a council vote to bring the item back.

E. Developmental Impact Financing

Mr. Boles said a scoping report on development impact financing was forthcoming to the council.

F. Measure 8 Lawsuit

Mr. Boles expressed concern that Council Officers "authorized the City's participation in the lawsuit" as stated in the City Manager's memorandum. He said that the officers do not have that authority so the council needed to ratify the decision before going forth with it. He added that he had yet to find that in a form that could be ratified by the council. Mr. Boles asked to discuss this further later in the meeting, time permitting. He asked the City Attorney to comment on whether the Charter authorized the Council Officers to authorize the City's participation in the lawsuit.

Mr. Gleason agreed that the officers did not have the authority to engage the City in a lawsuit. He noted that municipalities are the only agencies that can raise the issue of home rule, and have effective standing. He explained that he consulted with Council Officers, presenting it as a cost neutral/reduction issue and they agreed the City should enter the lawsuit so he went forward with it.

G. Farewell

Mr. Torrey thanked Mr. Green for his service to the City.

H. Apology

Mr. Laue apologized to the Mayor, the council, and the community for being out of order and losing his temper at the last meeting.

I. Council Committee on Working Relationships (CCWR)

Mr. Laue noted that the CCWR membership has been reduced to three.

J. Council Committee on Public Safety (CCPS)

Mr. Laue said the CCPS would report on the DPS transition to community policing and the capital requirement for fire redeployment on February 8.

K. Masonic Cemetery

Mr. Laue flagged the item for discussion later in the meeting, time permitting.

L. Willamette Street

Ms. Nathanson said Council Officers raised the issue of the opening of Willamette Street at Mr. Torrey's request. Acknowledging ballot measure deadlines, Ms. Nathanson said she would introduce a motion later in the meeting to direct staff to investigate the deadlines and process options for an election on whether to open Willamette Street to motorized and nonmotorized vehicles, and report to the council on January 23 or 25. She added that the intent, if the motion passed, would be to schedule a work session/action on the item in February.

M. Council Accomplishments

Mr. Green said it would be very useful to access a compilation of the council's accomplishments, specifically by ward. He asked staff to devise a way of doing that for councilors wishing to have it on hand at neighborhood meetings.

N. Oregon Transportation Commission (OTC)

Mr. Green reported on the OTC January 17 meeting.

Mayor Bascom added that the meeting underscored the importance of lobbying State Legislators.

O. Parks Department

Mr. Green thanked the Parks Department for its assistance in planting a tree

honoring Dr. Martin Luther King (MLK), Jr., at the park bearing his name.

Mr. Hornbuckle said that he hoped staff would honor the people around the park by watering it to avoid losing both the park and the tree.

P. Thank-You

Mr. Green expressed his appreciation for the support he has received during his tenure on the council, adding that the January 23 meeting may be his last.

Q. Martin Luther King (MLK) Celebration

Ms. Swanson Gribkov expressed appreciation for the City's and community's work on the MLK Celebration.

R. Gang Prevention Partnership

Ms. Swanson Gribkov reported on the Gang Prevention Partnership Executive Committee's January 12 meeting, saying its recommendation following Tim Crowe's visit would be presented at the meeting this evening of the Coordinating Committee, a group of 31 individuals representing interested community agencies.

S. Car Camp Trailer

Ms. Keller recalled that the trailer used by the camp host at the homeless car camp was donated to the City by the 4J School District. She said that the Willamette Institute for Science & Technology Center (WISTEC) has expressed interest in the trailer (including assistance moving it) and she asked staff for information and cost of donating the trailer, given the center's support of the car camp. Mr. Boles asked that the discussion with WISTEC include the possibility of getting the trailer back if the car camp is established again next year. The council concurred in the request for information.

T. Council Committee Assignments

Mayor Bascom said that council assignments would be made after Mr. Green's replacement is seated. She added that councilor preferences would be distributed and individuals should begin negotiating apparent conflicts.

U. Special Meeting

Mayor Bascom gave details for the special meeting this evening to interview candidates for Mr. Green's seat on the council.

V. Council Process

Mayor Bascom said the council needs to clarify its process, specifically "orders of the day." She noted that "moving to vote immediately" and "moving to extend discussion by taking the time from another item" seemed to be working and should be continued. She said information would be distributed.

W. Downtown Parking

Mr. Gleason said that officers decided to bring a public/private parking proposal to the council, including a staff analysis.

X. Restrictive Access Developments

Mr. Gleason asked for clarification on restrictive access developments. The council confirmed that included in the request was developments with gates restricting access as well as developments with fences around them.

III. APPROVAL OF CITY COUNCIL MINUTES

Ms. Nathanson moved, seconded by Mr. Laue, to approved the City Council minutes of October 10, 1994, Meeting; October 24, 1994, Dinner Work Session; and October 26, 1994, Lunch Work Session. Roll call vote. The motion passed, 7:0:1; with Ms. Swanson Gribskov abstaining.

IV. APPOINTMENTS: FERRY STREET CORRIDOR CITIZEN ADVISORY COMMITTEE

Ms. Nathanson moved, seconded by Mr. Laue, to appoint Jenny Sirnio, Paul Nicholson, Jerry Rust, Bill Morrisette, Rob Bennett, and Neale Hyatt to the Ferry Street Corridor Citizen Advisory Committee. Roll call vote.

In response to a question from Mr. Green, Mr. Boles said the group was scheduled to report to the council in sufficient time to make either the September or November election deadlines.

Mr. Torrey said he supported the motion but asked that particular attention be given to the people who live in the area and those with business interests.

Ms. Swanson Gribskov echoed Mr. Torrey's concerns.

Ms. Nathanson asked staff to pull files on the meetings that the previous Ferry Street Advisory Committee held four or five years ago in those neighborhoods to address particular problems and possibly involve the same people.

Mr. Boles agreed that that would be helpful information for the reconstituted committee, pointing out that the previous Citizen Advisory Committee failed to obtain any support.

The motion passed unanimously, 8:0.

**V. RATIFICATION OF COUNCIL OFFICERS' RECOMMENDATIONS OF
DECEMBER 13, 1994**

Ms. Nathanson moved, seconded by Mr. Laue, to approve the Council Officers' recommendations of December 13, 1994. Roll call vote.

Ms. Keller said she was having trouble with the items appearing on the council's tri-annual work plan, e.g., the Little-Davis Bacon Act. She said she was also concerned that housing issues were being grouped under a large project and it may not be useful to process those in that way. She asked them to rethink those, using Ms. Nathanson's and her recommendations distributed previously by memorandum. Ms. Keller also questioned the scheduling of a work session on a Library Sinking Fund, suggesting instead that a discussion on sinking funds in general take place within the Budget Committee.

Mr. Boles said Hillary Kittleson, Budget Committee staff, has also made that recommendation and he has no objection. The council concurred.

Mr. Boles said the tri-annual work plan was to reflect progress toward adopted council goals and the attendant decisions with regard to scheduling and resource allocation--a process for managing the council's goals.

At Mr. Hornbuckle's request, Ms. Keller said it was her understanding the Bacon Act issue was raised when the City was considering acquiring the Atrium. Mr. Hornbuckle asked the officers to reschedule the item.

Ms. Nathanson expressed concern with council agenda control, and asked the council to be very careful about requesting work sessions adding items before 1) there was some agreement on goals, and 2) a list of everything on the council's work plan was developed. She suggested that requests for information be handled in reports.

Mr. Green suggested that councilors requesting additional work session items make recommendations for cutting items in their place.

Mr. Torrey expressed support for Mr. Green's suggestion.

In response to a question from Ms. Keller, Mayor Bascom said that in adopting the Council Officers' minutes, the council would also be approving the City Manager's salary. Ms. Keller said she would oppose the motion for that reason.

Mr. Hornbuckle said he was opposed to the motion for the same reason. He asked the council to consider the issue of paying its members, which in turn would allow sufficient time to attend to all the issues it faces.

The motion passed, 6:2; with Ms. Keller and Mr. Hornbuckle opposed.

There being enough time, the council returned to previous issues.

II. ITEMS (CONTINUED)

A. Street Crime Ordinances

Mr. Boles said the council has not changed its mind about the proposed ordinances and that public testimony should be taken on all. He noted that he asked that the ordinances be created, in part because of information released by DPS saying that police did not have the tools to do their jobs.

Mr. Hornbuckle asked for a status report on the ordinances.

Mr. Gleason explained that analysis on the proposed ordinances revealed legal and constitutional problems, adding that the City of Portland had begun to withdraw activities around some of those ordinances.

Ms. Nathanson explained that Council Officers were advised that these issues should be treated separately to avoid implementing an ordinance that would have to be rewritten shortly or to hold up implementation of an ordinance without any problems.

Mr. Laue said the public process is used to identify problems, adding that problems have been identified with the vehicle forfeiture ordinance and with the "Stay Out of Areas of Prostitution/Drug Activity" ordinances so the focus of the public hearing is actions that can happen soon.

Ms. Keller expressed concern with the resources that had been expended on the ordinances but said that the public had the expectation that input would be taken on all the ordinances. She was opposed to limiting the hearing and expressed concern with the process, noting that the officers made a decision that changed a council decision without consulting the council.

Mr. Torrey said he was not inclined to move forward with ordinances that raised legal problems but agreed with Ms. Keller's concern about the officers' process.

At the Mayor's request for a motion, Ms. Boles said that at the moment the public hearing should be scheduled on all the proposed ordinances. Ms. Bascom asked the council to affirm that.

Mr. Hornbuckle expressed concern with the inefficiency of having legal staff work on things that are not useful to the council.

Mr. Boles said that it was entirely possible that the council would agree with the officers, but his concern was with the process. He said the council committed to have a public hearing to get public input and to discuss that input with the HRC before deliberating toward a decision. Part of the information collected, he said, may come from the City Manager and staff but the council should stay with the process it agreed on, i.e., collecting the information and then making the decision.

Mr. Boles moved, seconded by Ms. Keller, to reaffirm the council's commitment to a public hearing on all the ordinances it agreed should go to a public hearing on January 23.

Mr. Hornbuckle moved, seconded by Mr. Laue, to amend the motion to include only the "aggressive panhandling" ordinance for the public hearing.

Mr. Boles noted that the amendment removed from consideration any ordinances that have an effect beyond the downtown mall and the west university neighborhood, without a public hearing.

Mr. Green said he opposed the amendment.

Ms. Keller also opposed the amendment, saying the public will provide valuable input for implementing future ordinances.

Ms. Swanson Gribskov agreed that taking broader testimony was better.

Mr. Torrey opposed the amendment, saying the hearings did not preclude the council from airing the legal problems.

Mr. Gleason said if the council defeats the amendment, it should consider relabeling the hearing because staff will recommend that the ordinances, as drafted, not be implemented as unconstitutional. He said accepting testimony on all was not a "fatal" flaw.

Ms. Nathanson said it was inefficient to take public testimony and do work on ordinances knowing that, in order to implement them, further work and another public hearing will be required. She noted that the City's legal staff indicated there were legal problems last November. She agreed with Mr. Gleason that the public hearing should be recast if all the ordinances are to be addressed.

Mr. Boles called the question on the amendment. The motion calling the question failed, 5:4; with Mayor Bascom joining councilors Hornbuckle, Laue, Nathanson, and Torrey in opposition.

Mr. Hornbuckle said the council either had to hold a public hearing on the ordinance it was likely to consider or a public hearing on that ordinance and the "alleged misbehaviors" that some say creates the need for the ordinance. If the hearing considers all, he said he would "take part in the hearing to use it as a forum to explain why the City Council wants to spend money on things that are unconstitutional."

Mr. Laue said he supported Mr. Hornbuckle's amendment because he could not, in good faith, go to a public hearing for possible enactment, with two ordinances that he believed to be fundamentally in conflict with the Oregon and United States Constitution.

The motion to amend passed, 5:4; with Mayor Bascom joining coun-

cilors Hornbuckle, Laue, Nathanson, and Torrey in favor.

The main motion passed, 5:4; as amended, with Mayor Bascom joining councilors Swanson Gribbskov, Laue, Nathanson, and Torrey in favor.

Addressing a question from Mayor Bascom, City Attorney Bill Gary said that those not speaking to the ordinance on aggressive panhandling at the public hearing would be out of order, based on the motion just passed.

B. Storm Water Financing

Mr. Hornbuckle moved, to reschedule a work session on the funding of the storm water program, not to include any referral to voters. The motion died for lack of a second.

C. Measure 8

Mr. Boles asked if the City Manager, in consultation with the Mayor, and current president and past vice president, could commit the City to being party to a lawsuit without ratification by the council. Mr. Gary responded that Council Officers did not have the authority to authorize the City to file a lawsuit. He said this case was unique because it dealt with the core fundamental powers of the City and it may be appropriate for the council to ratify the Manager's action. In the absence of any action by the council, the City has become a party to the lawsuit and it was within the authority of the manager to do so. It also is within the council's authority to overrule him.

Mr. Boles argued there was confusion between reactive participation in a lawsuit (where the City is sued) and the proactive choice to join with others in a lawsuit without the authority of the council to do so. His question, he said, was a proactive act, does the manager have the authority to commit the City to a lawsuit without ratification by the council. Mr. Gary said the manager does have the authority. Mr. Boles said the memorandum distributed indicated that "the Council Officers authorized" the City's participation and if that was not required, it simply would have been cast as information. He noted his continued concern with the way these kinds of issues are processed. Mr. Boles said he welcomed the City's participation around the home rule issue, but objected to the way in which this was processed.

Ms. Keller moved to refer the discussion on the intent and the effect of the lawsuit and the City's participation in it to the Intergovernmental Relations Committee. The motion died for lack of a second.

Mr. Hornbuckle said he agreed completely with Mr. Boles' comments.

Mr. Laue said it is his understanding that it is entirely within the purview of the City Manager to involve the City in the lawsuit

Mr. Laue moved, seconded by Mr. Torrey, to ratify the City's participation in the lawsuit, to clarify the issues of initiative

and referendum, particularly around that general area.

Mr. Boles expressed support for the motion to participate in the suit for the reasons stated before.

Mr. Torrey said he supported the motion but urged the City Manager to seek the council's direction in future actions.

Ms. Swanson Gribkov asked for clarification on how the City of Portland differed from the City's Mayor, as per a recent editorial in The Register Guard. Mr. Gary said there was no difference in terms of the council's, the City of Eugene's, or the City of Portland's home rule authority. The difference is that the politics in Portland was such that the City was unwilling to make a commitment to participate and that the Mayor, as the Mayor, made a decision to participate. He said his concern was who has standing to raise the home rule issue. He said the City of Eugene clearly has that authority; the Mayor can assert the authority but probably does not have legal standing to assert the right for the City of Portland. Mr. Gary noted that the City of Eugene's participation in the lawsuit is important so that there is a municipality whose authority is being threatened by the passage of that measure.

Ms. Keller expressed support for the motion, but in no way supported the process.

The motion passed unanimously, 8:0.

C. Masonic Cemetery

Mr. Laue noted that the issue was dropped at the last meeting due to time constraints.

Mr. Laue moved, seconded by Mr. Torrey, that once ownership of the Masonic Cemetery is transferred from Masonic Lodge #11 to the Masonic Cemetery Association, Inc., the nonprofit should be approached to ascertain its willingness to legally donate the Eugene and Mary Skinner gravesite to the City of Eugene.

Mr. Boles said that this in no way committed the City to ongoing financial support to the current Masonic Cemetery, but expressed concern that the gravesite would have financial implications.

Ms. Nathanson said the motion was intended to set the stage for the second motion, and asked for the second motion.

Ms. Keller said the second motion would be to enter into a contract with a nonprofit, which may or may not be with the Masonic Cemetery Association, to care for the gravesite and provide tours, etc.

Mr. Laue said that his intent was that this be the only motion for the day.

Ms. Swanson Gribskov clarified that the motion entailed assessing interest from the nonprofit.

Mr. Green said he was opposed to the motion, which would eventually place the City in ownership of the cemetery.

The motion passed, 7:1; with Mr. Green opposed.

D. Willamette Street Opening

Ms. Nathanson moved, seconded by Mr. Laue, to direct staff to investigate the deadlines and process options for an election on whether to open Willamette Street to motorized and nonmotorized vehicles and report to the council on January 23.

Ms. Keller cautioned against rushing the item forward before it was ready for an election, adding the haste may jeopardize a positive outcome.

Mr. Boles said he supported the motion, noting it was a request for staff to start gathering information. He said it could be done gracefully, as evidenced by the opening of Olive Street.

Mr. Hornbuckle moved the orders of the day, noting that the meeting time was over. Mayor Bascom reiterated that the orders of the day had not been clarified.

Ms. Keller left the meeting.

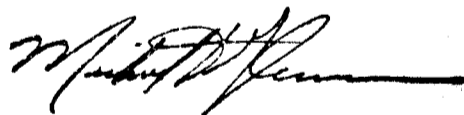
Mr. Torrey urged support for the motion.

The motion passed, 6:1; with Mr. Hornbuckle opposed.

Mayor Bascom said the other items flagged for further discussion could be taken up at another time.

The meeting adjourned at 1:35 p.m.

Respectfully submitted,



Micheal Gleason
City Manager

(Recorded by Yolanda Paule)
cc113018.015

MINUTES

Eugene City Council

**SPECIAL MEETING
Planning Conference Room--City Hall**

**January 18, 1995
7 p.m.**

COUNCILORS PRESENT: Nancy Nathanson, Tim Laue, Shawn Boles, Bobby Green,
Kevin Hornbuckle, Barbara Keller, Laurie Swanson
Gribskov, Jim Torrey.

The special meeting of January 18, 1995, of the Eugene City Council was called to order by Mayor Ruth Bascom.

I. INTERVIEWS FOR CITY COUNCIL VACANCY IN WARD 6

A. Process Check

The council decided to interview each candidate before deliberating in any way. It also decided that each candidate would be asked the same questions by the same people, and then other councilors could ask any further questions.

Mr. Green said that he would participate in the discussion, but he would not be voting on the appointment.

B. Interview of Tom Gilbert

The council welcomed Tom Gilbert, the first candidate for the City Council Ward 6 position.

Ms. Nathanson explained that both candidates would be asked the same initial questions as well as appropriate follow-up questions.

Mr. Gilbert responded to each of the following questions in turn:

- 1) What specific examples can you give us regarding your community involvement within Ward 6?
- 2) What would you list as your top priority as a City Councilor?
- 3) Why would you be a good representative of Ward 6?
- 4) What do you see as the most pressing needs of our Eugene community?

Follow-up questions included the following: 1) what issues on the November ballot did Mr. Gilbert perceive as the most important; 2) how Mr. Gilbert felt about the prevailing wage rates; 3) how would Mr. Gilbert describe Ward 6; 4) how would Mr. Gilbert go about communicating to the people of Ward 6 the elements of the road funds, etc.; 5) what did Mr. Gilbert recommend be done at City Hall to bridge the gap between politicians and the community; 6) would Mr. Gilbert describe his community involvement in areas other than Ward 6; 7) how would Mr. Gilbert balance his concerns; 8) how did Mr. Gilbert define and differentiate between regressive taxation and progressive taxation; 9) what were Mr. Gilbert's plans for his first 30 days in office; 10) was Mr. Gilbert in favor of the library that appeared on the November Voter's Pamphlet; 11) what were Mr. Gilbert's opinions about Ballot Measures 9 and 13; and 12) how would Mr. Gilbert expand on public safety.

Mr. Gilbert was asked the following final question: was there a question the council did not ask that he would like to answer?

C. Process Check

The council decided to move ahead and interview Pat Farr before deliberating.

D. Interview Pat Farr

The council welcomed Pat Farr, the second candidate for the vacant City Council Ward 6 position.

Ms. Nathanson explained that both candidates would be asked the same initial questions as well as appropriate follow-up questions.

Mr. Farr responded to each of the following questions in turn:

- 1) What specific examples can you give us regarding your community involvement within Ward 6?
- 2) What would you list as your top priority as a City Councilor?
- 3) Why would you be a good representative of Ward 6?
- 4) What do you see as the most pressing needs of our Eugene community?

Follow-up questions included the following: 1) what November ballot measures highlighted themselves to Mr. Farr; 2) did Mr. Farr know what Ballot Measure 5 was and how it had affected the city; 3) how did Mr. Farr come to be on the school board; 4) did Mr. Farr think that City Councilors should be paid; 5) how did Mr. Farr see the City and the council getting involved in Ward 6; 6) how was Mr. Farr and the school board effective in passing school bonds; and 7) what were Mr. Farr's plans for the first 30 days in office.

Mr. Farr was asked the following final question: was there a question the council did not ask that he would like to answer?

E. Debrief and Discussion

Councilors agreed to one by one express their evaluation of the two candidates and then create a motion to appoint one of the candidates.

Ms. Swanson Gribskov said she felt that either candidate would represent Ward 6 well. She said that while Mr. Gilbert had a broad based approach to the issues, she leaned toward appointing Mr. Farr because of his level of involvement within Ward 6.

Mr. Green said that Mr. Gilbert was very thoughtful about his approach to the library and he brought up some good perceptions and points about the elitist form of government in Eugene. He said that he had worked with Mr. Farr for years and he supported his appointment to the vacant position.

Mr. Boles said that the council was fortunate to have these two candidates before them. He said he was struck by the depth of Mr. Gilbert's characterization of Ward 6. He voiced some concern about Mr. Farr's knowledge of taxation. He said he supported Mr. Gilbert's appointment.

Mr. Laue stated that Mr. Gilbert was innovative and had a good sense of community, but he thought Mr. Gilbert's issues were more global than local. He said that he appreciated Mr. Gilbert's statement about senior citizens. Mr. Laue continued, saying that he appreciated Mr. Farr's sense of what needed to be done in the Bethel district. He said he liked Mr. Farr's emphasis on "grass-roots" organization. He said he was leaning toward supporting Mr. Farr's appointment.

Ms. Nathanson said that both candidates spoke to the feeling of disenfranchisement in Ward 6. She said that Mr. Farr seemed to know more about the physical nature of the area, while Mr. Gilbert expressed more of the psychology of the area. She said that she was leaning toward supporting the appointment of Mr. Farr.

Ms. Keller stated that she appreciated Mr. Gilbert's continual emphasis on public safety. She said that while Mr. Farr had quite a bit of budgeting experience and a strong history of service, she was concerned about his knowledge about tax mechanisms. She said that she was supporting Mr. Gilbert's nomination.

Mr. Hornbuckle said he appreciated Mr. Gilbert's obvious sincerity, but he felt that some of Mr. Gilbert's ideology was weak. Mr. Hornbuckle stated that he would abstain from voting unless his vote was needed to elect Mr. Farr to the position. He said that he was concerned about Mr. Green's previous relationship with Mr. Farr biasing his vote. He added that he would not participate in this purely rubber stamp procedure.

Mr. Green said that he had already heard Mr. Hornbuckle's objections to his participating in the process. He added that his reasons for leaving the council and accepting the County Commissioner seat had nothing to do with money, and that Mr. Hornbuckle was out of line.

Mr. Torrey said he was concerned with the councilors' comments about the candidates' knowledge regarding taxation. He said that the council asked for representation from all levels of the community, and it would be sending an incorrect message if the council impugned a candidate's ability to serve because he/she did not know the technicalities of taxation.

Mr. Torrey stated that both Mr. Gilbert and Mr. Farr had done an excellent job, and either would serve Ward 6 well. He said that he would support Mr. Farr's appointment because he had a stronger grasp on "grass-roots" politics.

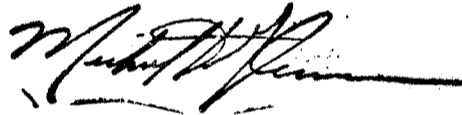
Mayor Bascom stated that she was impressed with both candidates, but she was particularly taken with Mr. Farr's emphasis on increasing small business development.

Ms. Keller said she felt it was important to have a unanimous appointment.

Ms. Keller moved, seconded by Mr. Boles, to appoint Pat Farr to the vacant City Council Ward 6 position. The motion passed by a vote of 6:0, with Mr. Hornbuckle abstaining and Mr. Green not participating in the vote.

The meeting adjourned at 8:20 p.m.

Respectfully submitted,



Micheal Gleason
City Manager

(Recorded by Jennifer Self)
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