

MINUTES

Eugene City Council  
McNutt Room--City Hall

June 14, 1995  
11:30 a.m.

**COUNCILORS PRESENT:** Mayor Ruth Bascom, Nancy Nathanson, Tim Laue, Shawn Boles, Laurie Swanson Gribkov, Pat Farr, Kevin Hornbuckle, Barbara Keller

**COUNCILORS ABSENT:** Jim Torrey

I. APPROVAL OF THE ORDER OF THE AGENDA

Mr. Hornbuckle announced he would be leaving the meeting early and asked to move the West End Planning Committee item to number III.

Ms. Nathanson moved, seconded by Mr. Laue to adopt the order of the agenda as amended. The motion carried 6:1, with Ms. Keller voting in opposition.

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

A. Hyundai Public Forum

Mayor Bascom announced that Esther Rabchuk from the League of Women Voters was present to announce their public forum on the Hyundai project. Mr. Hornbuckle objected as a point of order to allowing this presentation. Ms. Rabchuk told the council that the League had offered to facilitate the forum, scheduled for Tuesday, June 20, 7-10 p.m. She said University of Oregon President Dave Frohnmayer had agreed to moderate, and that the League would be selecting panelists for the forum.

B. Panel Interview

Mayor Bascom announced that she had participated in an interview with four other people involved in the project in preparation for her cable television show, "The Mayor's Report." The program will be aired over the next few weeks on Metrovision, channel 11.

C. High Speed Rail

Mayor Bascom said she will be going to Portland on Friday for continued work on passenger rail service lobbying.

**D. Willamette Street Reopening**

Mayor Bascom alerted councilors to an information ballot which would be in tomorrow's council packet regarding separating the Willamette Street issue into three components.

**E. Public Forum**

Mr. Laue thanked the League of Women Voters for volunteering to host a public forum. He said he had been pushing for this since the beginning, and he hoped the forum would help get information to the public so that the community could move forward.

**F. NEDCO Request**

Ms. Keller referred councilors to her memo regarding a request from NEDCO to apply for coverage of their permit fees for the second phase of the Field of Dreams subdivision. She asked councilors for support to allow NEDCO to apply; there were no objections.

**G. Take Back the Park**

Ms. Keller said she has continued to participate in Washington-Jefferson "Take Back the Park" meetings. She said crime problems had returned and she will continue to work with Public Safety staff on this issue.

**H. Public Forum**

Ms. Keller expressed appreciation to the League of Women Voters for offering to facilitate the Hyundai discussion. However, Ms. Keller said she was extremely concerned that the Mayor has used the League as a way to undermine both the previously planned public forums by another group, and the ability of council itself to host an information session. Ms. Keller strongly questioned the Mayor asking the League to host a meeting in light of the fact that the Mayor had so vehemently opposed the council hosting such a forum.

Mayor Bascom responded that she did not ask the League; they volunteered.

Mr. Hornbuckle objected to the Mayor's speaking out of order.

**I. Thanks and Notes**

Mr. Boles passed out an article from The Other Paper titled "Behind the Growth Curve" for information. Mr. Boles thanked Mayor Bascom for her continued work around high speed rail. Mr. Boles thanked Ms. Keller for her work with the "take back the park" group. He then asked to flag the League's forum for further discussion later.

**J. Fire/EMS Redeployment**

Ms. Swanson Gribkov told councilors she had learned a lot during her half-day tour with the fire chief visiting fire stations, and she expressed appreciation to staff for accompanying her. She said she was pleased the council would be discussing redeployment today.

**K. Active Bethel Citizens (ABC) Meeting**

Mr. Farr told the council that 150 citizens had attended an ABC meeting, discussing issues such as the Graville property and the Terry Street extension. He commended the group for their involvement in City issues.

**L. Overtime Policy**

Mr. Farr announced that he would be leaving the meeting early today. Mr. Farr also said he supported the City's position on compensatory time and congratulated Mr. Gleason on an international award he had received.

**M. Public Forum**

Mr. Hornbuckle distributed a copy of a letter to the editor from a former police officer which was printed in the Register-Guard on June 8. He said the letter raises important points. Mr. Hornbuckle then introduced Paul Nicholson from Citizens for Public Accountability. Mr. Nicholson reported that Citizens for Public Accountability had scheduled a town hall meeting on Hyundai for 7 p.m. Monday, June 19. He said that if the Mayor would like to hold a fair and open forum perhaps a week later at an appropriate time, his group would cooperate and participate.

Mr. Hornbuckle objected strongly to the Mayor "presenting this program without council approval," stating that this "indicates how undemocratic the forum would be." He said he was pleased that the citizens group had had the courage to promote a participative process. Mr. Hornbuckle suggested that the council discuss this issue. He said the Mayor did not have the authority to set this up without council discussion.

**N. Public Forum**

Ms. Nathanson remarked that comments about motives in setting up a forum are inappropriate and probably largely inaccurate. She said the issue involves not just the City, but interagency government partners and she was pleased that a forum had been found so that every organization could participate. Ms. Nathanson explained that one reason for the delay on this issue was that council officers had selected a date to bring information to council, but had to reschedule at the request of one councilor. Ms. Nathanson stressed that the time to respond to people was sooner rather than later.

Ms. Nathanson told the council that she had met with Churchill area neighbors at their request and aired many issues including the affect on local property taxes and traffic, plans for dealing with toxic waste, protecting the



wetlands, and improving streets and bike paths. She said it had been a useful meeting and appreciated the time people took to come.

#### O. Citizens Police Academy

Ms. Nathanson congratulated citizens as well as the Public Safety Department for their work on the citizens police academy whose graduation ceremony is being held tonight.

There being sufficient time, the council returned to items flagged for further discussion.

#### Hyundai Project

Mr. Boles expressed appreciation to the council for moving the briefing to July 10 when he could be present. He suggested a schedule for turning the July 10 briefing into a community discussion as follows: 1) schedule a meeting from 5-9:30 p.m. on July 10; 2) provide written responses to all council and community questions that have been submitted by June 25 in July 6 packet; 3) from 5-6:30 p.m. staff recap of written information and extended council discussion; 4) from 6:30-8 p.m. take public comment and questions in the council chamber; and 5) from 8-9:30 p.m. return to the McNutt room, listen to staff response, engage in council discussion, and take action. Mr. Boles stressed that it is the responsibility of elected officials to hear and discuss the testimony of the public around this topic.

Mr. Boles moved, seconded by Ms. Keller, the content of the memo as summarized above.

Mr. Farr moved, seconded by Mr. Laue, to table the motion until next week.

Ms. Nathanson reminded the council of their agreement not to take action if a member requests holding it until they can be present. However, she said since this item was not on the agenda, the council has no way of knowing whether Mr. Torrey would want it held or not. Mr. Hornbuckle agreed, and said he would consider supporting the motion if it were intended to supplant the League forum which had not been approved by the council. Mr. Boles responded that it was not his intent to supplant; he said he believed the community needs all the information it can get and he supports getting additional information to the community, even though he did not support the way it came about.

Ms. Keller argued that this was not a substantive, but a procedural issue, and therefore, did not need to be deferred. She stressed the need to let people know the council is going to be fully airing concerns and listening. Ms. Keller said she would be voting against the motion to table for these reasons.

Ms. Swanson Gribkov said she could support putting off a vote until next week.

Mr. Boles reiterated that he would not be present next week. He then an-

nounced that if the majority decides to delay a vote, he wanted to be reported as supporting the main motion.

Ms. Nathanson suggested developing a poll to make sure Mr. Boles' vote is recorded; Mr. Boles opposed this suggestion.

Mr. Hornbuckle moved, seconded by Ms. Keller to add ten minutes to this discussion from the fire redeployment item. The motion failed 5:2, with Mr. Hornbuckle and Ms. Keller voting in favor.

The motion to table passed 4:3, with Mr. Hornbuckle, Ms. Keller and Mr. Boles voting in opposition.

Mr. Hornbuckle remarked that the Mayor had "set a precedent that individuals could commit City resources to community forums"; Ms. Keller agreed.

Mr. Boles commented on an issue raised earlier by Mr. Farr, stating that university professionals are not allowed to convert compensatory time to dollars, and he said that is what the controversy was about.

### III. APPOINTMENTS: MAYOR'S NOMINATIONS TO THE WEST END PLANNING COMMITTEE

Ms. Nathanson moved, seconded by Mr. Laue to appoint the Mayor's nominations to the West End Planning Committee.

Ms. Nathanson remarked that although she was pleased that councilors are interested in serving, she believed having four council members on a committee of this size was too many. Ms. Nathanson expressed a fear that four council members could overwhelm the citizen members. She also expressed regret that the reason for the four members was that some council members refused to serve unless the committee was constructed in a certain way, but she said she would support it if that is what it takes.

Mr. Hornbuckle said the motion on the table was illegitimate, since the council had agreed to putting only three members on the committee. In response to his question, Mayor Bascom told Mr. Hornbuckle that the Council Officers had decided to put four members on the committee. City Attorney Bill Gary confirmed for Mr. Hornbuckle that the motion was not inconsistent with parliamentary procedure; the motion on the table implicitly includes an amendment of the earlier decision to add a fourth councilor.

Mr. Hornbuckle moved, seconded by Mr. Laue to separate the issues of the number of councilors and who they are from the constitution of the committee. The motion passed 6:1, with Ms. Keller voting in opposition.

Ms. Nathanson moved, seconded by Mr. Laue to accept the Mayor's nominees for citizen members to the West End Planning Committee.

Mr. Boles said this was a huge committee, and he hoped that the committee would consider cutting its size. He also expressed concern that the charge

come back to the council as quickly as possible. Mr. Boles said he would support the motion.

Mr. Farr expressed support for the motion, adding that he was pleased to see a library representative on the committee.

Mr. Hornbuckle questioned the decision of who would chair the committee being made by the council officers.

Ms. Swanson Gribkov called for the question. The motion to vote immediately passed 7:1, with Mr. Hornbuckle voting in opposition. The main motion passed 7:1, with Mr. Hornbuckle voting in opposition.

Mr. Hornbuckle moved that the city council appoint three council members to be on the West End Planning Committee. The motion died for lack of a second.

Mr. Hornbuckle moved that Ms. Nathanson, Ms. Keller and Mr. Hornbuckle be appointed to serve on the West End Planning Committee. The motion died for lack of a second.

Ms. Keller moved, seconded by Mr. Laue to amend its previous action and appoint four council members to the committee: Ms. Nathanson, Mr. Hornbuckle, Mr. Torrey and Ms. Keller. The motion passed unanimously, 7:0.

Mayor Bascom told the council she would attend the first committee meeting to discuss its charge. Mayor Bascom explained that finding a committee chair can be difficult. Mr. Hornbuckle interrupted, stating that he wanted to speak to this issue earlier. Mayor Bascom continued, by reporting that John Lawless had agreed to facilitate, and the committee would be ready to begin meeting next week.

Mr. Hornbuckle objected to the process of appointing this committee, stating that the Mayor had set up the committee and the chair and now will come to the first meeting. He emphasized that the committee should decide who will chair.

Ms. Nathanson moved the agenda, then withdrew.

Mr. Hornbuckle moved, seconded by Mr. Boles to allocate five more minutes to this item from fire redeployment. The motion passed by consent with Mr. Boles, Ms. Keller, Mr. Hornbuckle and Mr. Laue voting in favor.

Ms. Keller said she had asked officers to set up a time to review whether council committee structures do the job of allowing input, and she asked to schedule a session to see if the structure is working and saving money.

Mr. Laue responded to Mr. Hornbuckle's concern by saying that the idea of

asking Julie Aspinwall-Lambert if she would be willing to chair the committee was his idea. He added that the committee was free to choose its own chair.

**IV. REVIEW RECOMMENDATIONS OF PUBLIC SAFETY COMMITTEE ON THE SCOPE OF EMS/FIRE REDEPLOYMENT**

Mr. Laue introduced this item, stating that the committee had been working since 1994. He said a public hearing on the recommended project was scheduled for Monday June 26, with a final decision scheduled for June 28. Mr. Laue told the council that the purpose today was to review the item and ask questions. He reviewed the briefing statement in the packet.

Vic Martin, Facilities Project Manager, Public Works, reviewed costs for the project as noted in the packet, focusing on changes that had been made since the beginning. He explained cost reductions that had been made after careful review, as well as contingency plans.

Ms. Nathanson asked whether a name had been developed to more adequately describe the scope of the project, which is not just redeployment, but includes training. Dave Whitlow, Public Safety Director, responded that staff has been searching for an appropriate name if the project goes forward for election.

Ms. Swanson Gribskov said she was ready to proceed with supporting the project, and that her concerns about costs had been addressed.

Mr. Boles said his concerns about how to cover increased operations and maintenance (O&M) costs through the life of the project had not been addressed. In addition, Mr. Boles asked about the analysis of the pre-emptive signals and their impact on the four-minute response time.

Ms. Keller said she was not concerned about operating expenses as long as the inflation rate is low and the City Manager continues to propose budgets that utilize the full six percent growth in the tax base. *(On July 24, 1995, Councilor Keller amended the previous sentence to indicate that she was speaking sarcastically.)* She opposed the idea of phasing, stating that phasing costs money. Ms. Keller said she supported putting this project in front of the voters only if there is a voter's pamphlet. She also remarked that on Page 6 at the bottom of the second paragraph under #3, the recommendation said the committee was requesting council review of the entire scope of the EMS/Fire Redeployment project, and she questioned whether the committee wanted the council to review the entire scope.

In response to a question by Ms. Nathanson, Mr. Whitlow responded that the \$73,000 projected operating costs would not be incurred until FY99, when the buildings are operational. He added that the revenue gain from the sale of buildings had not been factored in. Ms. Nathanson characterized the estimates as conservative.



Mr. Farr expressed appreciation for the effort that went into this proposal, adding that he wanted more information about the cost of phasing.

Mr. Gleason pointed out that because of how the department deploys itself, training is integral to its capacity to respond.

Mr. Boles asked the council to entertain the idea of phasing, arguing that estimated O&M costs were low, based on past history.

Mr. Laue opposed the idea of phasing, arguing that it pits one part of the community against another, as well as adding potentially 15 percent to the total cost. Mr. Laue encouraged the council to move ahead quickly. Ms. Keller concurred.

Mr. Hornbuckle left the meeting at 12:50 p.m.

Mr. Gleason urged the council to take a unanimous position on this issue.

Ms. Nathanson referred to the map in the packet describing where stations would be, adding that she would like to make the table of information prepared for the subcommittee available. She emphasized that this project replaces three sites with two, one of which was built by volunteer labor.

Mr. Laue moved, seconded by Ms. Nathanson to produce a voter's pamphlet if the council decided to go out with bond measure. The motion passed unanimously, 6:0.

Mr. Boles indicated that his questions had not been answered, and at the moment, he would vote in the negative. He also asked for a time line on the voter's pamphlet.

V. CONSENT CALENDAR

- A. Approval of City Council Minutes of April 10, 1995, Dinner Work Session; April 12, 1995, Lunch Work Session; April 17, 1995, Dinner Work Session; and April 19, 1995, Lunch Work Session
- B. Issuance Authority for Bond Anticipation Notes for the 1995 Santa Clara Sewer Project (Basins N, P, and R)  

Res. No. 4451--A resolution of the City of Eugene, Lane County, Oregon, authorizing the issuance and sale of Santa Clara Bond Anticipation Notes, 1995 Series N in an amount not to exceed \$6,600,000 to provide interim financing of the Santa Clara Sewer Project (Basins N, P, and R)
- C. Issuance Authority for the Sale of Special Assessment Improvement Bonds, 1995 Series L (Santa Clara Sewer Project Basins L, M, and V)



**Res. No. 4452--**A resolution of the City of Eugene, Lane County, Oregon, authorizing the issuance and sale of Special Assessment Bonds, 1995 Series L, and the execution of an SRF Loan Agreement with the Department of Environmental Quality of the State of Oregon in an aggregate principal amount of not more than \$4,500,000.

**D. Approval of Findings and Recommendations of the Hearings Official and Adoption of Resolution Forming a Local Improvement District for Lambert Street**

**Res. No. 4453--**A resolution forming a local improvement district (LID) for paving, curbs, gutters, and storm sewers on Lambert Street from Broadview Street to 350 feet west and 250 feet north. (Job #3207)

**E. Ratification of June 7, 1995, Council Officers' Recommendations**

**F. Resolution Concerning Hult Center Residency Requirements**

**Res. No. 4454--**A resolution amending the residency requirements policy for arts organizations adopted by Resolution No. 4017 (January 12, 1987).

**G. Approval of Findings and Recommendations of the Hearings Official and Adoption of Resolution forming a Local Improvement District for Construction of Sidewalks and Driveway Approaches at two School District 4J Locations**

**Res. No. 4455--**A resolution forming a local improvement district (LID) for construction of sidewalks and driveway approaches at two (2) School District 4J locations; south side of West 18th Avenue from Bailey Hill Road to 2200 feet west and north side of 30th Avenue from Harris Street to University Street. (Job #3344)

Mr. Keller asked the council to pull the minutes of April 12, 1995, lunch work session and April 17, 1995, dinner work session, and item E from the Consent Calendar. Council agreed to discuss these items at the end of the agenda.

Ms. Nathanson moved, seconded by Mr. Laue to approve items B, C, D, F, and G on the consent calendar. The motion passed unanimously, 6:0.

**VI. APPROVAL OF FINDINGS AND RECOMMENDATIONS OF THE HEARINGS OFFICIAL AND  
PASSAGE OF AN ORDINANCE LEVYING ASSESSMENTS FOR WILLAKENZIE ROAD**

Ms. Nathanson moved, seconded by Mr. Laue, to approve the Hearings Official's findings and recommendations of June 2, 1995. The motion passed unanimously, 6:0.

CB 4542--An ordinance levying assessments for paving, curbs, gutters, sidewalks, storm sewers and street light conduit on Willakenzie Road from regency Drive to 1300 feet east; and declaring an emergency. (contract 94-32)(Job #3131)

Ms. Nathanson moved, seconded by Mr. Laue that the bill, with unanimous consent of the council, be read the second time by council bill number only and that enactment be considered at this time. The motion passed unanimously, 6:0.

Ms. Nathanson moved, seconded by Mr. Laue, that the bill be approved and given final passage. The motion passed unanimously, 6:0, as ordinance 20016.

The council then returned to items pulled from the Consent Calendar. Ms. Keller pointed out that in the minutes of April 12, page 5, she had not seconded the motion by Mr. Torrey to amend; Mr. Farr said he had seconded. Ms. Keller noted that the minutes of April 17 had two first pages, page 54 should be stricken from the packet.

Ms. Keller objected to item #5, voter's pamphlet revisions and recommendations, from the June 7 Council Officers recommendations, asking why this item was back when it had been discussed and the issue rejected. Mr. Laue suggested the council had not closed on this issue. The Mayor and council agreed to look at the minutes of the meetings at which this issue was discussed to clarify its status.

Ms. Keller asked the council to pull item E.6, response to Hyundai, from the recommendations, noting that there had been a change on this issue, tabling it until the next meeting. Mr. Boles remarked that his questions had not been reflected in the council officer meeting summary. Mr. Boles asked for a written explanation for the delay in receipt of the memorandum of understanding, and a legal opinion on the enterprise zone and how that was arrived at. Mr. Gleason responded that the opinions requested by Mr. Boles were in the process of being developed. He said a packet of information is being put together with Mr. Boles' questions and others that would go out as soon as possible. Mr. Boles asked for responses to his questions prior to the July 6 packet.

Mr. Farr left the meeting at 1:10 p.m.

Ms. Nathanson supported pulling item E.6, but added that these are not minutes, but recommendations.

Ms. Keller said that item E.7, request for council work session on Willamette design, did not address the concerns she had. She said she had wanted to deal with the entire section of the street, not broken into sections, as well as have a committee to develop parameters for discussion. Ms. Keller asked for a ballot that included another option, including 8th Avenue to 18th Street. Ms. Nathanson mentioned that she had written a memo to the Mayor regarding this option, and asked to continue to work with Ms. Keller on this. However, Ms. Nathanson said the recommendation listed is accurate, despite subsequent discussion. Mayor Bascom agreed to design a ballot with Ms. Nathanson and Ms. Keller's involvement. Mr. Boles asked that the voting period be held until the 28th so that he could participate.

Ms. Nathanson pointed out that item E.9 did not accurately reflect the officers recommendation. She stressed that she had said that in the event that she was nominated by the Mayor and that council approved the nomination, that she may need to leave the Public Safety Committee because of time constraints. Ms. Nathanson said she regretted seeing this because she did not wish to presume anything, and planned to send a memo thanking the committee.

Mr. Boles moved, seconded by Ms. Keller to approve items #1 through #4, and items #7 through #11 of the council officers recommendations, and the minutes of April 12 and April 17, 1995, as amended. The motion passed unanimously, 5:0.

This meeting adjourned at 1:20 p.m.

Respectfully submitted,

  
Michael Gleason  
City Manager

(Recorded by Hannah Bradford)  
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