

**IV. METROPOLITAN NATURAL RESOURCES STUDY--DRAFT WORK PROGRAM, SCOPING ISSUES, AND CITIZEN ADVISORY COMMITTEE**

Neil Bjorklund, Planning and Development, stated that the staff presentation was separated into two pieces, 1) action on the Citizen Advisory Committee (CAC) membership; and 2) discussion about several issues relating to earlier work on Metro Natural Resources. He noted that the two pieces had been presented to all three planning commissions and their comments were included in the agenda packets. He noted that the week following Thanksgiving, both the Lane County Board of Commissioners and the Springfield City Council reviewed the materials and asked for more time to discuss the issues. He said that both bodies directed their staffs to come back with responses to a number of issues relating to the criteria for determining if a goal five site is significant and what areas would be inventoried in a new inventory process. He reported that the County Commissioners suggested that all three elected bodies meet to discuss the parameters of the Metro Natural Resources study.

Ms. Norris reminded the council that they could bring consideration of a Eugene-only natural resources plan back to the trimester work planning session.

Mr. Boles commented that the Metropolitan Policy Committee (MPC) was a dispute-resolution body and was a natural point for these kinds of conflicts. He noted that both Lane County and Springfield had both "put off" their adoption of previous work or their willingness to commit to this work, and he thought the MPC would be the place to resolve both the content and the timing of the work plan activities.

Ms. Keller said she wanted to continue to work with the other jurisdictions, but she also wanted to ensure that Eugene's environment was adequately protected. She said that before this issue came back to the council, there needed to be discussion about what the councilors were looking for in terms of membership on the CAC.

Mr. Laue reiterated the importance of discussing a Eugene plan at the trimester work planning session. He indicated his disappointment that the jurisdictions had not moved more quickly with this issue.

Mayor Bascom suggested that she write a letter to the other jurisdictions indicating the council's interest in working with them on these issues.

Mr. Torrey said he was prepared to support the motion, and he supported having divergent points of view represented on the CAC.

Ms. Nathanson moved, seconded by Mr. Laue, to direct the City Manager to include a discussion of applying the Natural Resources Study ordinances to the City of Eugene in the February Trimester work plan session and direct the Mayor to write a letter to Lane County and Springfield explaining the Eugene City Council's interest in the study. The motion passed unanimously, 7:0.

**V. UTILITY CONSUMPTION TAX FOR AFFORDABLE HOUSING**

CB 4559--An ordinance concerning a utility consumption tax for affordable housing; adding section 3.725, 3.727, 3.729, 3.731, 3.733, 3.735, 3.739, 3.741, 3.743, 3.747, 3.749, and 3.999 to the Eugene Code, 1971; and providing an effective date.

CB 4560--An ordinance calling a city election to be conducted by the Lane County Elections Department on the 12th day of March 1996, for the purpose of referring to the legal electors of the City of Eugene for their approval or rejection, a measure amending the Eugene Charter of 1976 related to imposition of utility consumption tax under specific conditions.

Rich Weinman, Planning and Development, stated that these two ordinances were required in order to place the utility consumption tax for affordable housing on the ballot in March 1996. He said he sent the draft ordinances to the councilors the previous month and had not received comments.

Ms. Nathanson moved, seconded by Mr. Laue, that CB4559, with unanimous consent of the council, be read the second time by council bill number only and that enactment be considered at this time.

Mr. Weinman stated that there were some minor tweakings to the ordinance that were more administrative in nature. He noted that staff could come back at a future date to address those minor changes.

Ms. Nathanson said she wanted the council to consider the kind of budgetary and accounting assurances put in place. She said it was of great interest to the committee that the City be able to show and demonstrate how the funds are being spent, so she was interested in having a separate account for these monies.

Ms. Keller stressed the importance of low-income housing and its place in the community. She said that the council would be asking the members of the community to contribute to helping to solve a problem that truly does affect us all.

Mr. Laue said that this issue was a major element and component of goal number three, and he hoped that the council would work hard to make this happen.

Mr. Boles said that it was not his choice as a way to fund low-income housing, but it was the will of the council, so he would support it. He reminded the council that if the ballot measure failed, the members had made a commitment to find \$1 million, not to find \$1 million through a utility tax.

Mr. Hornbuckle said that some people who don't currently pay property taxes will be helping to pay for this, and he reiterated Mr. Boles' point about finding \$1 million dollars. He added that if the ballot measure failed, the council could use the majority preference vote to propose progressive as well as regressive taxation and let the voters decide on the taxing option.

Mr. Torrey commented that if the intent was to get this ballot measure passed then the councilors needed to be prepared to stand behind what it was they were passing. He said that the community had many questions about this tax. He said if it did not pass, the council could set a priority of expenditures within the existing general fund budget to find the \$1 million, but the easier task would be to get the community support of this utility tax.

Mayor Bascom said she was in support of this measure because there was a basic fairness issue. She said she was proud of the council for addressing this issue.

The motion passed unanimously, 7:0.

Ms. Nathanson moved, seconded by Mr. Laue, that the bill be approved and given final passage. The motion passed unanimously, 7:0, and became Ordinance 20033.

Ms. Nathanson moved, seconded by Mr. Laue, that CB4560, with unanimous consent of the council, be read the second time by council bill number only and that enactment be considered at this time.

Mr. Hornbuckle said that he had proposed that the City pay for the return postage on the mail-out ballots. He noted that the State will not allow that because the State's purpose in mail voting is to decrease cost and not to increase voter turnout. He proposed that the City pay for the postage, and noted that voter turnout would be even higher if the State was willing to pay for the postage.

Ms. Keller noted that the City Council did have a choice to not put this on ballot and simply to pass the tax, but the councilors felt it was important to involve the community in this process.

The motion passed unanimously, 7:0

Ms. Nathanson moved, seconded by Mr. Laue, that the bill be approved and given final passage.

Mr. Hornbuckle, referring to section C, asked the City Attorney if the council was legally compelled to propose an extension of this in 10 years.

Mr. Klein said that the council was not compelled to do so, rather the tax had a 10-year sunset.

The motion passed unanimously, 7:0, and became Ordinance 20034.

**VI. PERMIT AND SDC CHARGES FOR AFFORDABLE HOUSING**

Mayor Bascom said there was a recommendation to discontinue discussion on this item.

Ms. Nathanson moved, seconded by Mr. Laue, to table the additional discussion of funding permits and SDC charges for low-income housing until April, when the results of the utility consumption tax ballot measure is known.

Ms. Keller said the councilors should vote to table, if it still allowed them to pull the item off the table earlier than April if necessary.

The motion passed unanimously, 7:0

**VII. ACCESS CENTER FOR ADULTS WITHOUT CHILDREN**

Mr. Weinman stated that the Access Center proposal originated in the City Council, and the idea was to create a place for adults without children. He noted that there was a significant need for this within the community. He added that the center would provide telephone access, counseling services, message service, showers, mail access, brown bag lunches, job referrals, transportation tokens, etc. He said that it would provide some dispersal of services.

Mr. Weinman stated that staff had created a proposal. He said that the City would have to elect a service provider through an open process, but believes that only one agency will be interested, St. Vincent dePaul. He said that the staff at St. Vincent dePaul had a location in mind on Highway 99 near the intersection of Elmira Road. He said that project could potentially begin service within 30 days and would require almost no capital outlay from public funds. He said that St. Vincent dePaul was prepared to contribute \$69,000 annually to the project.

Mr. Weinman stated that Lane County had a Federal grant called the Safe Haven Grant, which can be used to provide service-related costs for an access center. He noted that Lane County could contribute \$50,000 annually for three years to fund the project. He noted that the problem was the grant was not available to be spent until the residential component of the program exists. He said that if the City wanted to have the service operating now, then it would need to pay \$50,000 for administration costs for the first 6 months. He said that Eugene would have to pledge to a longer term commitment of support because the grant was a three-year grant. He said there would have to be at least a three-year commitment to make the project happen. He said the intergovernmental human services (IHSC) fund was a potential future source of funding, but this project did not come up in the most recent budgeting

process. He noted that Womenspace was interested in the project as a supporter (not a service provider).

Ms. Nathanson moved, seconded by Mr. Laue, to approve up to \$50,000 from the contingency fund to support the establishment and operation of an access center for homeless adults without children. Expenditure of the funds will be contingent upon at least matching funding from other sources and the City Manager negotiating necessary contracts to operate the services.

Mr. Laue said he would support the motion, and he hoped that it could eventually be funded through IHSC. He said that he had discussed the issue with County officials who believed the process could be expedited and noted that staff was going before the commissioners during the week to move the project along. He said that several service providers had called him and expressed interest in this idea. He said he was excited because this was a 30-day project that would have an immediate impact. He added that he did not believe the City would have to spend the full \$50,000 in the future.

Ms. Nathanson echoed Mr. Laue's sentiments about the amount of money spent by the City. She said she was pleased at this action.

Responding to Mr. Boles' question about the \$1.4 million, Mr. Weinman responded that the Federal money had already been appropriated for all three years.

Mr. Boles said he supported the motion with the understanding that the three year commitment of the project was not called out in the motion and was not indicated by passing this motion.

Mr. Farr expressed his support for the motion, and he appreciated Mr. Torrey bringing this to the council's attention. He noted concern about the location of the facility in that it might be too remote from the people who needed it.

Mr. Weinman stated that St. Vincent dePaul was interested in this project because of the location. He said that it was right on the main bus route and was very well situated and close to other support programs.

Mr. Hornbuckle said that the minority on the council was pushing hard for this project. He commented that the political forces were such that this project was going to go into effect. He said that this was not coming from the private sector because St. Vincent dePaul was focused on providing service to the public sector. He said that the genesis of the project was public, the money was primarily public, the implementation will be public, and the bulk of the responsibility remains public. He said that he could not serve on the IHSC in the next year because it was an awful experience to try to find money that simply was not available.



Mayor Bascom commented that staff had not ascertained whether or not Springfield could participate, but it would be nice if the City Council could offer their partnership to a Eugene-Springfield project.

Ms. Keller said that she hoped the council would not think of the project as a six-month project because it was a long-term need in the community. She reminded the council that this was not a replacement for the car camp, and the council would continue to see the problems created by not having a place for people to legally sleep, urinate, and live. She said that would continue to haunt the community until the problem is dealt with efficiently. She added that it was important to not "dump" yet another project on IHSC.

Mr. Laue moved, seconded by Mr. Farr, to drop the last sentence of the main motion.

Mr. Boles said that he thought dropping the last sentence would reduce the council's leverage.

Ms. Norris said that the City would still have the ability to negotiate.

Ms. Nathanson said she wanted to make it clear that this motion was for housekeeping purposes and not because the council had abandoned the concept of cooperative financial support.

The amendment to the main motion passed unanimously, 7:0.

The main motion passed unanimously, 7:0.

#### VIII. MEMORANDUM OF UNDERSTANDING WITH HYUNDAI ELECTRONICS AMERICA

Mayor Bascom said she would begin by giving each councilor time to express concern about this topic, and then the council would discuss each of the 11 items and Mr. Boles' suggestions for changes.

Mayor Bascom expressed concern that the city had 1500 acres of wetlands in West Eugene, 300 of which was designated as developable, and she believed the City should proceed with the development of that land.

Ms. Keller, quoting the July 24, 1995, minutes, noted that "Ms. Swanson Gribbskov offered a friendly amendment that the City Manager would bring back to council for approval the results of the negotiation effort." She said that she would have hoped that the City Manager would have reviewed the council's list of items in order to insure that they were included in the Memorandum of Understanding (MOU). She said it would be hard for her to delineate that any of the council's concerns were included in the MOU. She added that the MOU would be between the City, the company, and other regulating agencies. She said that the council should send this proposal back to the City Manager with direction to do the job that he was directed to do in the first place.

Mr. Boles said that the motion that was passed originally was an attempt to capture many of the issues present in the covenant and specify them in another form. He said that there was never any question that this would come back to the council, and he was disappointed that it had come back to the council in its current form and that he received it late on Friday. He said to hide the deliberations around this was "pretend government," and he was glad that the council had finally scheduled a public work session around this topic. He said it was his understanding that negotiations involved an iterative process, wherein the City Manager would work with the council to create a negotiation.

Mr. Torrey said that the process had been as open as any process he had seen in his 30 years in the community. He said the issue had been discussed openly in public forums and among the council. He said that the form of government was a council-City Manager form of government, and they were doing the public business in the public. He said the council had the opportunity to accept, reject, or to table a voluntary action on the part of the applicant. He reiterated that Hyundai did not have to participate in this action.

Mr. Farr said that this had been a very open process. He said that the City of Eugene allowed public input where it did not happen in other parts of the nation. He said Eugene was not subject to unbridled growth. He added that the MOU was comprehensive and exceeded what could honestly be expected of a company.

Mr. Hornbuckle, referring to page 32 of the July 24, 1995, minutes, said that this MOU was not supposed to return to the council in this form. He said that this MOU came back to the council despite what the staff was directed to do. He said the process had not been public, but rather this was a form of filibuster because this MOU came back as a "one-shot deal." He said Mr. Boles' suggestions should be given sufficient time for discussion.

Ms. Nathanson said that this project had already met the rules and criteria that were in existence at the time of application, and what the council was discussing concerned actions above and beyond the normal expectations of companies. She added that council had already directed staff to proceed on several specific items recommended by the CCEE and to bring back the remainder of items with priorities, time lines, and costs for further consideration. She said that she supported the MOU and there had been plenty of discussion surrounding this issue.

Mayor Bascom said when she received the MOU she thought it had followed through with Ms. Nathanson's motion of July 24.

Mr. Boles commented that normally when something was brought to council a process and a forum is provided for deliberation. He said that the MOU came back to council with no mechanism for collective review, modification, deliberation, and/or approval. Further, it was presented so close to a self-imposed deadline that it was almost impossible to go through an iterative cycle with respect to the issue. He said that they were doing the council business in public only because of an adjustment to the process to insure that

it was done publicly. He added that his intent was to repair the document. He said that his suggestions were an introduction of moderate oversight and monitoring provisions.

Mr. Torrey said that he hoped the council would proceed. He noted that if the United States Army Corps of Engineers granted the permit then the council would have lost any opportunity to implement the MOU, and the council could not legally stop Hyundai from proceeding with development,

Ms. Keller reiterated her point that bringing issues back to council meant bringing it back before the entire council. She said that no other firm had the amount or variety of toxic use that this plan envisions; no other firm used the amount of water that this plan envisions; no other firm used the amount of wastewater capacity that this firm envisions; and no other firm had the amount of tax subsidy that this plan envisions, so extraordinary protective measures were necessary. She noted that she had a great many additions to the MOU and noted that the council needed more time to deliberate about this issue, so she hoped to either reject this MOU or table it for further discussion.

Mr. Farr noted that golf courses in Arizona utilized 1 million gallons of water a day, so 2 million gallons did not seem to be such a large an amount in comparison. He said that he had known of the MOU points since October 9, 1995, and he thought it was well written.

Ms. Nathanson reminded the council that it created the process of the MOU because there were extraordinary circumstances involved with this company. She said that the council agreed that there were extraordinary circumstances. She said that she was disappointed in the timing of this issue and felt it could have been better.

Mayor Bascom said that she would not open up this issue for an exhaustive discussion, but rather each of the original 11 points would be voted on in straw polls, and then the motion would be voted on in its entirety.

Straw votes on each item

- Point 1--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.
- Point 2--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.
- Point 3--The vote passed, 5:2, with Mr. Boles and Mr. Hornbuckle voting in opposition.
- Point 4--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.
- Point 5--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.
- Point 6--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.
- Point 7--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.



Point 8--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.

Point 9--The motion passed, 6:1, with Mr. Hornbuckle voting in opposition.

Point 10--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.

Point 11--The vote passed, 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in opposition.

Ms. Nathanson moved, seconded by Mr. Laue, to direct the City Manager to sign the proposed refinements to the Memorandum of Mutual Understanding.

Mr. Boles moved, seconded by Ms. Keller, to amend the motion by striking item 11, and substitute Hyundai agrees to reimburse the City for extraordinary staff expenses incurred, including the cost for hiring a special consultant by the City and permitting and monitoring the Eugene facility during the operating life of the Eugene plant.

Mr. Boles questioned how the councilors could support item 11 in the MOU. He said that either it would not cost the City of Eugene \$300,000 to do these tasks, in which case the City would have no right to the money; or it would cost more than that, in which case the City would be subsidizing the corporation. He asked how that could not be the case.

Ms. Norris stated that when meeting with Hyundai, staff looked at the worst case scenario for staff cost. She noted that it appeared that \$100,000 would be that amount. Hyundai would be billed for expenses incurred and not for more than that amount.

The amendment failed 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in favor.

Mr. Laue moved the previous question.

The vote, requiring a 2/3 majority, failed 5:2 with Ms. Keller and Mr. Hornbuckle voting in opposition.

Ms. Keller said she would like to ask to ask the City Manager to add additional wording to the MOU that would assure protection of water and air quality, assure employment opportunities, and include family wage jobs.

Abe Farkas, Planning and Development, stated that these items were incorporated in the MOU. He said that staff attempted to make reference to those items in the memorandum sent to councilors.

Ms. Keller moved, seconded by Mr. Boles, to give the MOU back to the City Manager to insure the inclusion of the stated issues and

the various regulatory agencies. The amendment failed 4:3, with Ms. Keller, Mr. Boles, and Mr. Hornbuckle voting in favor.

Mr. Hornbuckle stated that the council minority needed to stop asking an illegitimate authority to do what is right. He said that he went for the basic problem and while there were a lot of little truths in the staffs' words, added up they did not comprise a larger truth or right action. He said that he would vote against the MOU.

Ms. Keller called for the orders of the day.

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

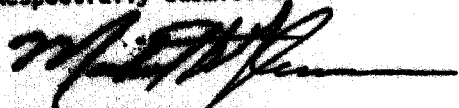
**IX. INTERGOVERNMENTAL AGREEMENT FOR CRIMINAL JUSTICE PLANNING SERVICES**

Ms. Keller left the meeting at 1:25 p.m.

Mr. Laue moved, seconded by Mr. Boles, to direct the City Manager to enter into a 190/1145 intergovernmental agreement with Lane County and Springfield. The motion passed unanimously, 6:0.

The council adjourned at 1:30 p.m.

Respectfully submitted,



Michael Gleason  
City Manager

(Recorded by Jennifer Self)  
cc113006.125

## MINUTES

Eugene City Council  
McNutt Room--City Hall

December 6, 1995  
11:30 a.m.

COUNCILORS PRESENT: Nancy Nathanson, Tim Laue, Shawn Boles, Pat Farr, Kevin Hornbuckle, Barbara Keller, Jim Torrey

COUNCILORS ABSENT: Laurie Swanson Gribkov

The adjourned meeting of December 4, 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 reminded members that items VIII and IX had been added to the agenda.

Ms. Nathanson moved, seconded by Mr. Laue, to approve the order of the agenda.

Ms. Keller suggested that the council remove the Permit and SDC charges from the current agenda.

Mr. Laue noted that the council had postponed that item to a date certain.

Ms. Keller said that she would vote against accepting the agenda because it contained too many items for the council to move through them with a good deliberative process.

Ms. Nathanson said that she planned to make a motion to postpone further discussion on item VI, so that would alleviate some of the time constraints.

The motion passed, 5:2, with Ms. Keller and Mr. Hornbuckle voting in opposition.

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

#### A. Churchill Area Neighbors (CAN) Meeting

Ms. Nathanson thanked the members of the CAN and the citizens and City staff who attended the last CAN meeting. She explained that the format of the meeting was a panel discussion regarding various development and transporta-

tion issues. She noted that the meeting was a good way to present information to the neighborhood organization. She said that the City Planning staff was being watchful for open space that could be utilized as parkland.

**B. Churchill High School Cheerleaders**

Ms. Nathanson congratulated the cheerleading squad on being selected as one of three Oregon teams to be invited to the USA Nationals. She noted that the competition would take place in Anaheim, California in March 1996.

**C. Council Committee on Automation**

Ms. Nathanson noted that she would send a memorandum to the council members to update them about the most recent committee discussions.

**D. El Centro LatinoAmericano**

Mr. Boles asked for the council's permission to entertain a one-time request from El Centro LatinoAmericano with respect to an interagency proposal to provide additional emergency medical services in the Whiteaker area. He said the request was for contingency funds and added that the materials would be presented to the members in January 1996.

**E. Department of Public Safety (DPS) Lighting Program**

Mr. Boles noted that DPS was beginning a program to increase lighting in high crime areas, specifically motion detector lighting. For more information, he said to contact Dave Whitlow or Thad Buchanan, DPS.

**F. Growth Management Study Forums**

Mr. Boles reminded members that this evening the first of two forums concerning the growth management study would be held, and he encouraged the councilors and members of the community to attend.

Mr. Torrey voiced his support for community involvement in the forums.

**G. Elections**

Mr. Hornbuckle stated that the primary election for the United States Senate seat had been productive of all the bad things to be expected from "all or nothing campaigns." He said that the candidates ran negative campaigns and essentially the wealthiest candidates won the nominations. He said that this method of election was the basic problem and would exacerbate the political alienation and disenfranchisement even more in the run-off. He asserted his support of preference voting.

Mr. Hornbuckle reiterated his earlier point that the Charter adopted in 1944 was done so illegally. He read the question as follows: "Shall the Charter of the City of Eugene be amended adopting a City Manager form of government and



authorizing the common council to levy in addition to existing levies not to exceed a \$1 million continuing annual tax upon the dollar valuation upon all of the taxable property in the City of Eugene in support of the domestic budget? This levy will be in addition to and in excess of the Constitutional 6 percent limitation upon the City's tax levy." He stated that this was obviously a two-part question and his understanding of the City Attorney's judgment was that this was unconstitutional at that time. He said that he asserts that the City's current form of government was therefor illegitimate.

City Attorney Glenn Klein stated that he had not given any opinion as to the constitutionality of the 1944 Charter Amendment. He said that it did not matter if the Charter was adopted illegally in 1944 because it was completely revised in 1976. He said there was no argument that the 1944 amendment did violate the one-subject rule and added that he could write an opinion if the council desired. He noted that his opinion would state that the existing form of government is legal.

Mr. Hornbuckle stated that the vote on the Charter in 1976 was about reformatting the Charter, and there were to be no substantive changes. He said there was no possibility to discuss the form of government, and his assertion remained that the Oregon Constitution in 1944 required the separation of questions on the ballot.

Mr. Klein stated that in 1976 the voters approved the existing Charter. He said that his opinion was that the Charter and the form of government was valid.

Mr. Hornbuckle asserted that the people of Eugene had never had a legitimate opportunity to discuss, debate, and vote on their form of government.

Ms. Keller asked Mr. Hornbuckle to consider a remedy to the situation and bring it to the council.

#### H. National League of Cities Conference

Mr. Farr said that he had attended the conference and would send a memorandum to the councilors highlighting the event.

#### I. Letter Supporting a Ban on Logging

Mr. Farr stated that he did not sign the letter supporting the ban on logging in the Warner Creek Burn area because he it was difficult for him to make a last minute decision about whether or not to support or oppose something of that nature. He indicated that he would have liked to have more time to make that decision. He added that he was from Tillamook County and because it had very little virgin timber left he had a strong feeling for the virgin timber in Lane County. He noted that it was possible to manage forests, as had been done in Tillamook.



**J. Apartment Complex on Poole Street**

Mr. Torrey read from a letter he had received from a constituent concerning the development of an apartment complex on Poole Street. The letter read, "Are the City's penalties so small that it is easier for developers to cut trees and pay the penalty? What is an appropriate penalty for removing three 40 year-old trees from a highly visible portion of Gillespie Butte?" Mr. Torrey stated his agreement with the letter and noted that if the City had a law then it should be enforced to the highest degree and if councilors did not like the law then they should work to change it.

Ms. Keller noted that both she and Mr. Boles had asked for the tree ordinance to come back before the council to determine its effectiveness. She said that one of the major issues to discuss are the penalty amounts.

**K. Council Committee on Environment and Economics (CCEE)**

Ms. Keller said that the committee had been on hiatus awaiting the Army Corps of Engineers' decision. She said the committee would need to meet in January 1996.

**L. Department of Land Conservation and Development (DLCD) Ruling about Citizen Participation**

Mayor Bascom read from the DLCD's rulings, noting that, "A community may have one of three bodies for citizen involvement, 1) an independent body; 2) the Planning Commission; or 3) the governing body." Mayor Bascom said that the council needed to examine the current structure.

**M. West University Park**

Deputy City Manager Linda Norris stated that the City had temporarily closed the West University Park because of significant crime problems. She said staff would continue to report to council about future options.

**N. Additional Lighting at Blair and Adams streets**

Ms. Norris stated that the council's request for additional lighting between Blair and Adams streets was being put into effect.

**III. BICYCLE FRIENDLY CITY AWARD**

Diane Bishop, Public Works Transportation, announced that Bicycling Magazine had named Eugene as one of the 10 best cities for cycling. She noted that publisher, Mike Greehan, would be present at 1:30 p.m. to present the award to Mayor Bascom. She added that this was the third such award Eugene had won from Bicycling Magazine, the other two coming in 1988 and 1990. She said that business representatives and manufacturers, advocacy groups, and bicycling clubs had been invited to attend the award ceremony.