

MINUTES

Eugene City Council
Harris Hall, 125 East 8th Avenue
Eugene, Oregon 97401

July 25, 2016
5:30 p.m.

Councilors Present: George Brown, Betty Taylor, Alan Zelenka, George Poling, Mike Clark, Greg Evans, *Claire Syrett via phone*, Chris Pryor

Mayor Piercy opened the July 25, 2016, meeting of the Eugene City Council.

A. WORK SESSION: City Hall Discussion

MOTION AND VOTE *with friendly*: Councilor Evans, seconded by Councilor Pryor, moved to direct the City Manager to investigate options for value engineering and possible redesign of the current City Hall phase 1 in order to be ready to rebid the project in February or March 2017, and return to council not later than November 15, 2016.

PASSED 5:3, Councilors Zelenka, Poling, and Clark opposed.

Council discussion:

- The butterfly lot should be taken off the table at this time.
- City Hall is in the wrong location and it is the wrong plan.
- There is value in engaging in conversations with the County as long as a conclusion is reached by November.
- It is advisable to accept bids now; delaying the project now will add costs.
- The County's proposal provides an opportunity to pause and work collaboratively.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to direct the City Manager to work with the County and the Court to investigate the following possibilities: (1) a new city hall on the butterfly lot and a courthouse on the full city hall block; (2) phase 1 of a new city hall as currently planned and a wrap-around courthouse; (3) other options that may arise. Factors to consider include, but are not limited to, parking, phase 2, and Farmer's Market. The joint work with the County and Court shall be completed by November 15, 2016. This motion is contingent on the County agreeing to (1) obtain a judicial declaration that removes any legal question about the deed restriction prohibiting city hall on the butterfly lot, and (2) an arrangement acceptable to the City Manager whereby the County assists the City in funding the analysis needed to evaluate the above options in this motion. **PASSED 7-1**, Councilor Zelenka opposed.

B. WORK SESSION: Cell Towers in Residential Areas

Planning Director Robin Hostick and City Attorney Anne Davies gave a summary on what the City has done on code revisions for cell towers, what they learned from other cities, and what proposed changes they are recommending.

Council discussion:

- More information about what setbacks the County requires was requested.
- Proposal looks very good; great balance without compromising residential livability.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to direct staff to prepare amendments to the city code, including items D-F as described in today's AIS, in addition to the previously directed amendments. **PASSED 8:0.**

C. ACTION: Avago Technologies Enterprise Zone Investment

Community Development Manager Denny Braud gave a brief background, update, and review of criteria on the proposed project.

Council discussion:

- Proposal helps move both Council and cross-jurisdictional goals forward.
- Avago will still pay taxes on the land.
- Granting a two-year extension providing the company meets all requirements is reasonable given the size of the investment.
- This project is well-designed and has a public benefit.
- Three million dollars is significant for Eugene in terms of lost tax money.
- Avago is a good employer and a great addition to our community; however, the additional tax exemption isn't needed because the company already got a great deal on the property.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to adopt Resolution No. 5166 for the two-year exemption extension. **PASSED 5:3,** Councilors Brown, Taylor, and Syrett opposed.

D. ACTION: Zone Change for 945/955 Coburg Road

MOTION AND VOTE: Councilor Poling, seconded by Councilor Pryor, moved to direct the City Manager to initiate the rezoning of properties at 945 and 955 Coburg Rd. to C-1. **PASSED 8:0.**

Council discussion:

- This has been an ongoing issue for many years; errors were made years ago.
- There is some concern about the City setting a precedent.
- It is not in the best interest of council to get involved in zone changes; however, this was an error on the part of City planning.
- Owner and neighbors worked together to resolve this issue and should be rewarded.

E. WORK SESSION: Rest Stop Discussion

Division Manager Mia Cariaga and Neighborhood Involvement Manager Michael Kinnison gave an update on rest proposals, potential sites, and relaxed ordinance criteria for Nightingale Health Sanctuary rest stop.

Council discussion:

- Proposed camp will have a very small footprint; camps already in existence have been good neighbors.
- This is a County issue; seems appropriate for them to help find places.
- Previous concepts were pilot programs that have worked; City should replicate them.
- Camp sites need to be dispersed around the city; relax criteria.
- In previous year, Harlow Neighbors were opposed to rest stops next to residential areas.
- Concerned about proximity to residential area, bar, and illegal camp of Ward 4 proposal.
- Most appealing thing about rest stops is they are authorized, everyone is vetted, and they are supervised.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to authorize (1) the City Manager to locate a rest stop for the NHS at either the Lone Oak or Amazon Corridor properties with the final choice left to the City Manager after further investigation and (2) up to two thousand dollars for the rest stop. **PASSED 7:1**, Councilor Clark opposed.

The meeting adjourned at 7:06 p.m.

Respectfully submitted,



Chuck Crockett
Deputy City Recorder

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1. PUBLIC FORUM

1. John Barofsky – Supported proposed CDBG projects and believed they are all worthy.
2. Diane Seals – Supported council helping New Zone Art Gallery find a new location.
3. Brittany Quick-Warner – Supported MUPTE application for Granite Properties.
4. Art Kennedy – Supported council helping New Zone Art Gallery find a new location.
5. Michael Gannon – Supported Nightingale being a part of rest stop process.
6. Sue Sierralupé – Gave an update on Occupy Medical and announced an upcoming clinic.
7. Tom Mulhern – Supported CDBG funding for recommended community projects.
8. Sally Korn Oft – Supported council helping New Zone Art Gallery find a new location.
9. Dianne Cunningham – Supported council helping New Zone Art Gallery find a new location.
10. Drix – Supported displaying an award for a former City Manager at the Hult Center.
11. Chris Cunningham – Expressed gratitude for council support of Nightingale.
12. Charleen Strow - Supported CDBG funding for recommended community projects.
13. Bodhi Richards - Supported CDBG funding for recommended community projects.
14. Tracy Joscelyn - Expressed gratitude for council support of Nightingale.
15. Robyn Hernandez - Supported CDBG funding for recommended community projects.
16. Heather Sielicki – Appreciated City efforts and continued work on homelessness.

Council discussion:

- Need to connect what is already happening with opportunities to keep New Zone going.
- Good usage of Community Development Block Grant funds.
- New Zone is important to downtown and the community.

2. CONSENT CALENDAR

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to approve the items on the Consent Calendar, except items B, F, and G. **PASSED 8:0**

VOTE ON ITEM B: PASSED 8:0

VOTE ON ITEM F: PASSED 5:3, Councilors Brown, Taylor and Clark opposed.

VOTE ON ITEM G: PASSED 8:0

3. ACTION: Appoint Members to West Eugene Enterprise Zone Public Benefit Criteria Review Task Force

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to appoint John Roberts, Jennifer McRaven and Councilors Poling and Pryor to the Public Benefit Criteria Review Task Force. **PASSED 8:0.**

4. ACTION: An Ordinance Concerning Imposition of a Three Percent Tax on the Retail Sales of recreational Marijuana; Adding Provisions to the Eugene Code, 1971; Providing For an Effective Date; and Referring the Code Amendments to the Electors of the City at the November 8, 2016 Election.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to adopt Council Bill 5156, and Ordinance concerning imposition of a three percent tax on the retail sales of recreational marijuana to be used for general government purposes. **PASSED 7:1**, Councilor Brown opposed.

Council discussion:

- This sets a terrible precedent for taxing one product.
- This should be as specific as possible on how revenues should be used.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to direct the City Manager to schedule a follow-up work session in September, on uses of the marijuana tax revenues, should that pass. **PASSED 7:1**, Councilor Brown opposed.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to appoint Councilors Syrett, Evans, and Poling to the voters' pamphlet proponent committee for the Retail Cannabis Sales Tax. **PASSED 7:1**, Councilor Brown opposed.

MOTION AND VOTE: Councilor Evans, seconded by Councilor Zelenka, moved to direct the City Manager to include on a supplemental budget sufficient appropriation offset by General Fund contingency and the Reserve for Revenue Shortfall to produce a voters' pamphlet. **PASSED 8:0**

5. PUBLIC HEARING AND POSSIBLE ACTION: An Ordinance Concerning Climate Recovery and Amending Sections 6.675 and 6.685 of the Eugene Code, 1971.

1. Howard Saxion – Sustainability Commission supports CRO amendments.
2. Mark Robinowitz – Said we need to focus more on traffic aspects to fight climate change.
3. Michael Gannon – Said the City needs to create information to understand impact of usage.
4. Coreal Riday-White – Supported climate recovery ordinance amendments with a few changes.
5. Brittany Quick-Warner – Supported CRO with community process to reach goals.
6. Debra McGee – Supported climate recovery ordinance amendments with a few small changes.
7. Alex Loznak – Supported climate recovery ordinance amendments with a few small changes.
8. Laurie Powell – Supported climate recovery ordinance amendments with a few small changes.

9. Babe O'Sullivan – Supported climate recovery ordinance amendments with a few small changes.
10. Joshua Skov – Supported climate recovery ordinance amendments with a few changes.
11. Claire Petitt – Supported climate recovery ordinance amendments with a few changes.
12. Elizabeth Brown – Supported climate recovery ordinance amendments with a few changes.

Council discussion:

- Council needs to clarify language in the ordinance and add missing benchmarks.

The meeting adjourned at 9:20 p.m.

Respectfully submitted,



Chuck Crockett
Deputy City Recorder