

# **EUGENE CITY COUNCIL AGENDA**

February 24, 2025

# 7:30 p.m. CITY COUNCIL MEETING

City Council meetings are held in a hybrid format using in person and virtual meeting technology. Information about online or other options for access and participation will be available at <a href="https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials">https://www.eugene-or.gov/3360/Webcasts-and-Meeting-Materials</a>

# Meeting of February 24, 2025; Her Honor Mayor Kaarin Knudson Presiding

#### Councilors

Greg Evans, President Mike Clark Matt Keating Jennifer Yeh Lyndsie Leech, Vice President

Eliza Kashinsky Randy Groves Alan Zelenka

# 7:30 p.m. CITY COUNCIL MEETING

- 1. COMMITTEE REPORTS AND ITEMS OF INTEREST
- 2. CONSENT CALENDAR 1
  - A. Approval of City Council Minutes
    - December 9, 2024 Work Session
    - February 18, 2025 Public Hearing
  - B. Approval of City Council Tentative Agenda
- 3. CONSENT CALENDAR 2
  - A. A Resolution Requesting That Jurisdiction Over Portions Of County Road Nos. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, And Wilkes Drive Be Transferred To The City Of Eugene
- 4. ACTION: An Ordinance Extending The Sunset Date Of Ordinance No. 20701
  (Temporary Establishment Of "Safe Parking" And "Safe Tent" Sites That
  Are Larger Than Allowed Under Section 4.816 Of The Eugene Code, 1971)
- 5. ACTION: An Ordinance Concerning State Traffic Laws; Amending Section 5.005 of the Eugene Code, 1971; and Providing an Immediate Effective Date
- 6. PUBLIC COMMENT

The Eugene City Council welcomes your interest in these agenda items. This meeting location is wheelchair-accessible. For the hearing impaired, an interpreter can be provided with 48 hours' notice prior to the meeting. Spanish-language interpretation will also be provided with 48 hours' notice. To arrange for these services, contact the receptionist at 541-682-5010. City Council meetings are telecast live on Metro Television, Comcast channel 21, and rebroadcast later in the week.

El consejo de la Ciudad de Eugene agradece su interés en estos asuntos de la agenda. El lugar de la reunión tiene acceso para sillas de ruedas. Se puede proveer a un intérprete para las personas con discapacidad auditiva si avisa con 48 horas de anticipación. También se puede proveer interpretación para español si avisa con 48 horas de anticipación. Para reservar estos servicios llame al 541-682-5010. Las reuniones del consejo de la ciudad se transmiten en vivo por Metro Television, Canal 21 de Comcast y son retransmitidas durante la semana.

For more information, contact the Council Coordinator at 541-682-5010, or visit us online at www.eugene-or.gov.

# **EUGENE CITY COUNCIL AGENDA ITEM SUMMARY**



# Approval of City Council Minutes

Agenda Item Number: 2A Meeting Date: February 24, 2025 **Department: Central Services** Staff Contact: Natalie Venhuda www.eugene-or.gov

Contact Telephone Number: 541-682-8497

#### **ISSUE STATEMENT**

This is a routine item to approve City Council minutes.

# **BACKGROUND**

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

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

# **SUGGESTED MOTION**

Move to approve the minutes for the public hearing and work session on December 9, 2024 and February 18, 2025.

#### **ATTACHMENTS**

A. December 9, 2024 Work Session

B. February 18, 2025 Public Hearing

# FOR MORE INFORMATION

Natalie Venhuda, City Council Coordinator Staff Contact:

Telephone: 541-682-8497

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

# **MINUTES**

# Eugene City Council Work Session Eugene, Oregon 97401

December 9, 2024 5:30 p.m.

**Councilors Present:** Emily Semple, Matt Keating, Alan Zelenka, Jennifer Yeh, Mike Clark, Greg Evans, Lyndsie Leech, and Randy Groves

Mayor Vinis opened the December 9, 2024, work session of the Eugene City Council in hybrid in-person and virtual format at 500 E. 4th Avenue, Eugene, OR 97401, North Building.

# 1. WORK SESSION: Update on Building Decarbonization Strategies

City Manager Sarah Medary introduced Danielle Klinkebiel, Climate Policy Analyst, and Ian Penn, Sustainability Manager, who presented an update on implementing strategies for building decarbonization identified through community engagement.

# Councilor Discussion:

- Mayor Vinis noted her appreciation for the succinct presentation; noted concern about potential prohibitions that would restrict local authority; stated interest in the connection between incentivizing housing construction and increasing energy efficiency.
- Councilor Yeh noted her appreciation for the information on local grants; stated her appreciation for their realistic approach to the work and commitment to communication; asked about the current utilization of the home energy auditing program.
- Councilor Keating thanked staff for their timely, clear, and critically important work; asked about the potential for a smog check program; noted his enthusiasm for their work.
- Councilor Groves asked about the cost to retrofit a house to be electric; stated it is valuable to know the cost of converting older homes to electricity when strategizing about revenue.
- Councilor Clark noted the possibility of the voluntary home energy audit becoming mandatory; asked whether that would be a local or state mandate.
- Councilor Evans noted some states have preemptively banned restrictions on natural gas; asked if a similar proposal was expected for Oregon.
- Councilor Zelenka stated there is not much focus on the largest share of emissions which are transportation emissions; noted appreciation for the team's level of community outreach; noted appreciation for their plans for leveraging state and federal resources; stated communication about rebates and tax credits is key to the utilization of those programs; noted three cities in Oregon now require home energy scores.
- Councilor Leech asked about top funding priorities; asked if the incentive navigator
  would be a dual role with the home energy auditor; asked if geothermal energy is a viable
  energy source for Eugene; asked if geothermal energy can be retrofitted or only utilized by
  new construction.

MINUTES – Eugene City Council Work Session December 9, 2024

Page 1

- Mayor Vinis asked if vendors of heating and cooling systems were included in community outreach; noted her excitement about working with business and building vendors around climate opportunities.
- Councilor Zelenka stated the Sustainability Commission should focus on actions that reduce the most greenhouse gas emissions; noted his appreciation for how they prioritized the twelve projects; asked about next steps to work with businesses to decarbonize buildings; stated there are many options for people looking for decarbonization incentives.
- Councilor Keating expressed interest in outreach efforts, workshops, and next steps related to commercial business decarbonization; suggested creating a public energy efficiency letter grade system to incentivize and inform the public about the decarbonization efforts of local businesses.

# 2. WORK SESSION: Climate & Sustainability Revenue Options

City Manager Sarah Medary introduced Twylla Miller, Chief Financial Officer, who presented on potential revenue sources for funding decarbonization and greenhouse gas emission reduction.

# Councilor Discussion:

- Councilor Groves noted his concern about introducing new fees at this time; asked if Gresham received Contributions in Lieu of Tax (CILT) revenue from PG&E.
- Councilor Zelenka stated the reason we have Eugene Water and Electric Board (EWEB) pay a CILT is because you cannot have a franchise fee on a government utility; stated it has been three years since he put forth a Council poll about climate and homelessness revenue; noted his interest in investigating a bond or levy to fund action around climate and homelessness; stated support for increasing the franchise fee on Northwest Natural; noted interest in raising the construction excise tax to fund affordable housing; noted interest in the proposed climate impact fee.
- Councilor Clark stated his concern about increasing the number and amount of local fees; spoke in favor of a Senate 844 agreement for a weatherization program to help low-income homes reduce utility costs and carbon emissions; asked what would be needed to work with Northwest Natural on a weatherization program; stated support for improving our working relationship with Northwest Natural; stated hope that an improved relationship would result in financial benefit to the community.
- Councilor Yeh noted her appreciation for the work of staff and the revenue committee; asked about the potential timeline for a weatherization program; asked about staffing and potential costs for the program; stated interest in a natural gas supplier tax as a funding source for programs like weatherization; asked if staff have suggestions about how Council can support them.
- Councilor Leech stated support for a natural gas supplier tax; stated interest in the
  proposed navigator position; noted the challenges in accessing weatherization incentives;
  stated interest in further information on the climate impact fee; noted she is not ready to
  move forward with a levy.

- Councilor Clark asked if there should be a vote to bring something back for Council action; spoke in opposition to raising the natural gas supplier tax given that EWEB is raising its rates eight percent in the next year.
- Councilor Groves spoke in favor of including EWEB in electrification discussions; stated a supplier tax will increase rates paid by the community.
- Councilor Zelenka stated a potential supplier tax or franchise fee should include a
  portion set aside for rental assistance; spoke in favor of starting with smaller,
  administrative ideas.

The meeting was adjourned at 7:02 p.m.

Respectfully submitted,

Katie LaSala City Recorder

(Recorded by Cherish Bradshaw)

Link to the webcast of this City Council meeting <u>here</u>.

#### **MINUTES**

# Eugene City Council Public Hearing Eugene, Oregon 97401

February 18, 2025 5:30 p.m.

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

**Councilors Absent:** Matt Keating

Mayor Knudson opened February 18, 2025, public hearing of the Eugene City Council in hybrid in-person and virtual format at 500 E. 4th Avenue, Eugene, OR 97401, North Building.

1. PUBLIC HEARING: An Ordinance Concerning State Traffic Laws; Amending Section 5.005 of the Eugene Code, 1971; and Providing an Immediate Effective Date.

Mayor Knudson opened the public hearing.

Assistant City Manager, Kristie Hammitt, introduced the topic and provided background information.

There were no speakers for the public hearing.

Mayor Knudson closed the public hearing.

2. PUBLIC HEARING: An Ordinance Concerning Stormwater Management Facilities; Amending Sections 7.010 and 7.143 of the Eugene Code, 1970; and Providing an Effective Date.

Mayor Knudson opened the public hearing.

Assistant City Manager, Kristie Hammitt, introduced the topic and provided background information.

There were no speakers for the public hearing.

Mayor Knudson closed the public hearing.

3. PUBLIC HEARING: An Ordinance Concerning Stormwater Management; Amending Sections 9.6791, 9.6792, 9.6793, and 9.8030 of the Eugene Code, 1971; and Providing An Effective Date.

Mayor Knudson opened the public hearing.

Assistant City Manager, Kristie Hammitt, introduced the topic and provided background information.

1. Dane Butler – spoke in favor of simple efficient updates, noted concern for the ordinance impact on existing approvals given by the City.

Mayor Knudson closed the public hearing.

# Council Discussion:

- Councilor Clark asked staff to address concerns outlined by the speaker; stated his preference for making it easier and more efficient to manufacture new homes.
- Councilor Groves stated his concern about confusion of shifting standards, asked how the City can make conditions for developers more predictable; stated he is in favor of more discussion before a vote is held; does not feel that state mandates for phasing in and out changes are adequate; stated a desire to see the City to perform more outreach to the building community.
- Councilor Zelenka noted that staff addressed his concerns related to how many changes were initiated by the City versus being a state or federal mandates; stated strong support of changes that protect and improve our water sources.
- 4. PUBLIC HEARING: An Ordinance Extending The Sunset Date Of Ordinance No. 20701 (Temporary Establishment Of "Safe Parking" And "Safe Tent" Sites That Are Larger Than Allowed Under Section 4.816 Of The Eugene Code, 1971)

Mayor Knudson opened the public hearing.

Assistant City Manager, Kristie Hammitt, introduced the topic and provided background information.

1. Jack Boisen – spoke in favor of the proposed ordinance.

Mayor Knudson closed the public hearing.

# **Council Discussion:**

- Councilor Clark asked what the financial impact of extending the sunset date
  will be on the City's budget; asked if these programs will receive new funds and
  when current budgeted funds are exhausted; asked staff to confirm that funding
  is secured through June 2025.
- Councilor Groves asked if the ordinance is only extended by one year due to funding; stated the program is expensive but important for helping to reduce the impact of houselessness on the City; stated partner agencies have managed the programs very well.

- Councilor Kashinsky asked staff to confirm that this ordinance allows safe sleep sites to exist; asked if those sites would have to close without the extension; asked if it is possible to eliminate the sunset portion of the ordinance to allow programs to continue without annual reapproval by Council; asked staff to confirm that making this ordinance permanent would not make any one site or funding permanent.
- Councilor Yeh would like to consider making this permanent in the future; thanked St Vincent DePaul (in attendance) for their work on the safe sleep sites; stated her support of extending the sunset date.
- Mayor Knudson stated appreciation for the provider network that manages the sites, noted that the City's top item in statewide lobbying is to secure long-term funding for these types of programs.

Mayor Knudson adjourned the meeting at 6:08 p.m.

Respectfully submitted,

Katie LaSala City Recorder

(Recorded by Sara McKinney)
Link to the webcast of this City Council meeting <a href="here">here</a>.

# EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



# Approval of Tentative Working Agenda

Meeting Date: February 24, 2025

Department: Central Services

Www.eugene-or.gov

Agenda Item Number: 2B

Staff Contact: Katie LaSala

Contact Telephone Number: 541-682-5010

# **ISSUE STATEMENT**

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

# **BACKGROUND**

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

#### **COUNCIL OPTIONS**

The council may choose to approve, amend or not approve the tentative agenda.

# **SUGGESTED MOTION**

Move to approve the items on the Tentative Working Agenda.

# **ATTACHMENTS**

A. City Council Tentative Working Agenda

# FOR MORE INFORMATION

Staff Contact: Katie LaSala, City Recorder

Telephone: 541-682-5010

Staff E-Mail: <u>klasala@eugene-or.gov</u>



# **City Council Tentative Agenda**

# Updated February 21, 2025

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

February 2025						
Date	Day	Time	Title	Length	Dept Contact	
24-Feb	Mon	5:30 pm	Urgent Community Needs: Downtown & Public Spaces Update (Strategic Workshop) 90 min		Ray Brown, EPD Michelle Parkins, PDD cil Chambers and Virtual	
24-Feb	Mon	7:30 pm	Committee Deports and Itams of Interest	ty nan coun	CII CHambers and virtual	
24-760	MOII	7.30 pm	Committee Reports and Items of Interest  Box Consent Calendar 1			
			Right of Way Jurisdictional Transfer Requests (Consent Calendar 2)		Doug Singer, PW	
			Safe parking/tent sunset extension (Possible Action)		Regan Watjus, PDD	
			An Ordinance Concerning State Traffic Laws (Possible Action)		Travis Smith, CPO	
			Public Comment			
			Meeting Location: Ci	ty Hall Coun	cil Chambers and Virtual	
26-Feb	Wed	12:00 pm	Topic Pending Confirmation (Work Session)	45 min	Staff	
			Human Rights Commission Annual Report and Biennial Work Plan (Work Session)	45 min	Fabio Andrade, CS	
				Work Sessio	n Location: <b>Virtual Only</b>	

	March 2025					
Date	Day	Time	Title	Length	Dept Contact	
10-Mar	Mon	5:30 pm	MUPTE Applications – Riverfront Parcels 9 and 10 (Work Session and Possible Action)	90 min	Dylan Huber-Heidorn, PDD	
	Work Session Location: City Hall Council Chambers and Virtual					
10-Mar	Mon	7:30 pm	Ceremonial Matters			
			Committee Reports and Items of Interest			



**Work Session** 









Public Hearing Public Comment Consent Calendar



Committee Reports/Items of Interest



**Q** Ceremonial Matters



Pledge of Allegiance

# Attachment A

	চ্চত্ৰ Consent Calendar 1		
	2025-2031 Capital Improvement Program (Public Hearing and Action)		Kacia Edison, CS
	An Ordinance Concerning Stormwater  Management Facilities; Amending Sections 7.010 And 7.143 Of The Eugene Code, 1971; And Providing An Effective Date. (Action)		Doug Singer, PW
	An Ordinance Concerning Stormwater Management; Amending Sections 9.6791, 9.6792, 9.6793, And 9.8030 Of The Eugene Code, 1971; And Providing An Effective Date. (Action)		Doug Singer, PW
	Public Comment		
	Meeting Location: Ci	ty Hall Coun	cil Chambers and Virtual
12-Mar   Wed   12:00 pm	Topic Pending Confirmation (Work Session)	45 min	Staff
	Topic Pending Confirmation (Work Session)	45 min	Staff
		Work Sessio	n Location: <b>Virtual Only</b>

# Note: Council Spring Break March 13 - April 8

UPCOMING PUBLIC HEARINGS					
Date/Time	Topic/Title	Description	Staff Contact		
Mon. Mar 10,	2025-2031 Capital	The City Council will hold a public hearing to	Kacia Edison, CS		
7:30pm	Improvement Program	consider adoption of the Proposed Capital	KEdison@eugene-or.gov		
		Improvement Program (CIP) for fiscal years 2026	541-682-6820		
		through 2031. The Proposed CIP will be reviewed			
		by the City's Budget Committee on February 12,			
		2025, and is posted online at			
		https://www.eugene-or.gov/371/Capital-			
		Improvement-Program			

Approved Work Session Polls to be Scheduled	Councilor	Date Approved
Gas Stations – Oct 18, 2023; follow-up work session - TBD	Keating	4/15/22
USD Clean Fuels Transloading Project - TBD	Leech	11/1/24
Shopping Carts in Parks and Scrap Metal Sales Requirements - TBD	Groves	11/6/24

# EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



A Resolution Requesting That Jurisdiction Over Portions Of County Road Nos. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, And Wilkes Drive Be Transferred To The City Of Eugene

Meeting Date: February 24, 2025

Department: Public Works

Agenda Item Number: 3A

Staff Contact: Doug Singer

<u>www.eugene-or.gov</u> Contact Telephone Number: 541-682-8460

#### **ISSUE STATEMENT**

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

### **BACKGROUND**

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

Working with Lane County, City staff have evaluated several road segments previously annexed by the City of Eugene, but still under the County's jurisdiction.

The jurisdictional transfer of streets from the County to the City does not change the annexation status of adjacent properties.

At a Work Session on February 14, 2024, staff provided background on the jurisdictional transfer process and several streets for jurisdictional transfer. At that work session, staff communicated a proposal to bring jurisdictional transfer recommendations to City Council on a regular basis consistent with City Council policies and adopted plans.

The proposed resolution, at Attachment A to this AIS, would constitute the City Council's request that Lane County transfer to the City its jurisdiction over the following road segments, which have been previously annexed by the City of Eugene but remain under Lane County's jurisdiction:

- South Willamette Street: 225 feet south of Spencer Crest Drive to the southern city limits.
  This proposed transfer would give the City jurisdiction over the remainder of Willamette
  Street within the Urban Growth Boundary. This transfer would allow the City to provide
  safety improvements on Willamette Street necessary for the construction of the South
  Eugene Meadows Park Trailhead Parking Expansion Project.
- Hunsaker Lane: From the intersection of River Road to Ross Lane. Transfer of jurisdiction over Hunsaker Lane will enable the City to implement urban upgrades including safety improvements for walking and biking.
- Maxwell Road: From the intersection of Prairie Road to Union Pacific Railroad right-of-way.
   Transfer of jurisdiction over Maxwell Road will enable the City to construct sidewalks from Prairie Road to the Maxwell Bridge.
- Howard Avenue: From the intersection of North Park Avenue to River Road. In cooperation
  with Lane County, the City recently constructed a Safe Routes to School project on Howard
  Avenue implementing safety improvements for walking and biking. Jurisdictional transfer
  would allow the City to maintain and operate the facilities.
- North Park Avenue: From the intersection of Maxwell Road to Howard Avenue. In cooperation with the City, Lane County recently constructed urban upgrades to North Park Avenue that include safety improvements for walking and biking and stormwater quality facilities. Transfer of the jurisdiction would allow the City to maintain and operate the facilities.
- River Loop #1: From the intersection of Wilkes Drive to the city limits. This segment of
  River Loop #1 fronts Santa Clara Community Park. This jurisdictional transfer would
  enable the City, as part of the Santa Clara Community Park project, to make planned
  frontage improvements within the right of way along the park as part of the Phase 2
  construction of Santa Clara Community Park.
- River Loop #2: From the intersection of Robbie Street to the city limits. This segment of River Loop #2 fronts Santa Clara Community Park. This jurisdictional transfer would enable the City, as part of the Santa Clara Community Park project, to make planned frontage improvements within the right of way along the park as part of the Phase 2 construction of Santa Clara Community Park.
- Wilkes Drive: From the intersection of River Road to River Loop 1. Lane County and the
  City are cooperating to scope and design urban upgrades to Wilkes Drive from River Road
  to River Loop #1 using federal funds through the Metropolitan Planning Organization
  (MPO). It is anticipated that the City will be the lead agency in the design and construction
  process. This jurisdictional transfer will allow the City to maintain and operate the
  facilities.

# **RELATED CITY POLICIES**

This topic is related to the <u>Strategic Plan</u> Focus Areas of Urgent Community Needs and the Strategic Goal to stabilize the cost of housing as this request supports more consistent delivery of services and infrastructure planning for housing and development.

This topic supports the Cost Effectiveness and Financial Policies in the <u>2035 Transportation</u> <u>System Plan</u>, specifically, the policy "In collaboration with ODOT and Lane County, develop criteria that trigger logical phased jurisdictional transfer of streets and highways."

One of the <u>Housing Implementation Pipeline</u> High Priority Policies and Programs is to prioritize infrastructure planning and prioritization to areas within the Urban Growth Boundary (UGB). In order to effectively plan, construct and manage this infrastructure, the right of way is annexed and jurisdiction is transferred to the City.

# PREVIOUS COUNCIL DIRECTION

None.

# **COUNCIL OPTIONS**

- 1. Adopt the resolution at Attachment A to this AIS, to request that Lane County transfer to the City jurisdiction over portions of County Road Nos. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, and Wilkes Drive.
- 2. Adopt the Resolution at Attachment A to this AIS with modifications as determined by the City Council.
- 3. Direct the City Manager to schedule another work session on the proposed resolution.
- 4. Take no action.

#### CITY MANAGER'S RECOMMENDATION

The City Manager recommends adoption of the resolution at Attachment A to this AIS, to request that Lane County transfer to the City jurisdiction over portions of County Road Nos. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, and Wilkes Drive (no County Road number).

#### **SUGGESTED MOTION**

Move to adopt the Resolution at Attachment A to this AIS entitled "a resolution requesting that jurisdiction over portions of County Road Nos. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, and Wilkes Drive be transferred to the City of Eugene."

#### **ATTACHMENTS**

A. Resolution including legal descriptions and maps of:

Rd 113 and Rd 2249 S. Willamette Street: southwest of Spencer's Crest Drive to the city limits

Rd 1080 and 1226 Hunsaker Lane: River Road to Ross Lane

Rd 1008 Maxwell Road: Prairie Road to Union Pacific Railroad Rd 1072 Howard Road: North Park Avenue to River Road Rd 1413 North Park Avenue: Howard Avenue to Maxwell Road Rd 18 River Loop #1: Wilkes Road to the city limits Rd 644 River Loop #2: Robbie Street to the city limits Wilkes Drive (No County Road No.): River Road to River Loop #1

# FOR MORE INFORMATION

Staff Contact: Doug Singer, Development Services Manager

Telephone: 541-682-8460

Staff E-Mail: <u>DSinger@eugene-or.gov</u>

RESOLUTION NO.	
----------------	--

A RESOLUTION REQUESTING THAT JURISDICTION OVER PORTIONS OF COUNTY ROAD NOS. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, and WILKES DRIVE BE TRANSFERRED TO THE CITY OF EUGENE.

# The City Council of the City of Eugene finds that:

- **A.** The City Council finds it expedient and in the best interests of the City to acquire jurisdiction over portions of the following county roads as particularly described in Exhibit A attached to this Resolution and incorporated herein by reference, all of which lie within the corporate limits of the City of Eugene: County Road Nos. 113 (S. Willamette Street), 2249 (S. Willamette Street), 1080 (Hunsaker Lane), 1226 (Hunsaker Lane), 1008 (Maxwell Road), 1072 (Howard Road), 1413 (N. Park Avenue), 18 (River Loop #1), 644 (River Loop #2), and Wilkes Drive (no County Road number).
- **B.** The Board of County Commissioners of Lane County, Oregon has authority under provisions of ORS 373.270 to release jurisdiction over county roads within the limits of the City of Eugene and should be requested to do so.

#### NOW, THEREFORE,

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

<u>Section 1</u>. In accordance with ORS 373.270(6), the City of Eugene hereby requests that Lane County take action in accordance with ORS 373.270 to surrender jurisdiction to the City of Eugene the portions of the following county roads that are described in Exhibit A attached to this Resolution, all of which lie within the corporate limits of the City of Eugene: County Road Nos. 113, 2249, 1080, 1226, 1008, 1072, 1413, 18, 644, and Wilkes Drive (no County Road number).

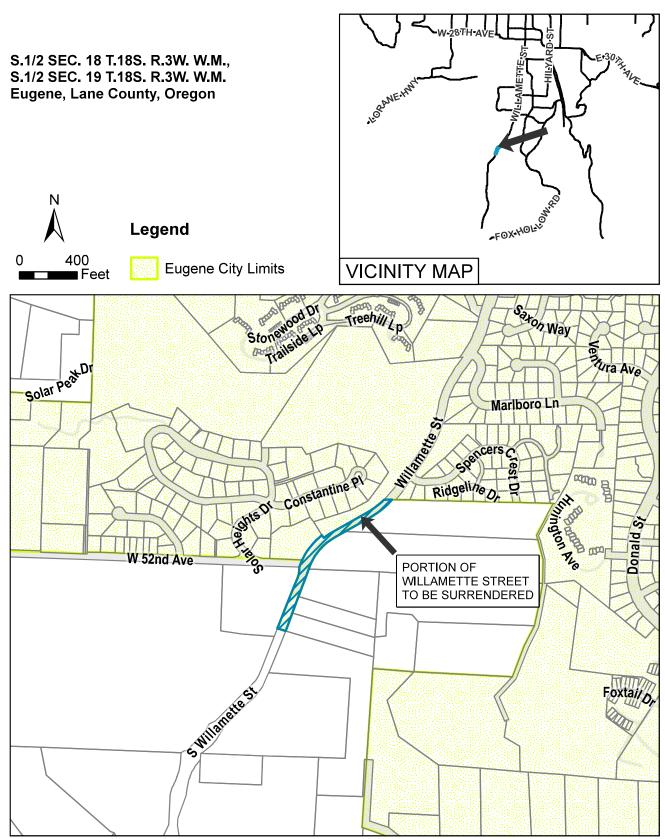
<u>Section 2</u>. Upon its passage, the City Manager shall forward a copy of this Resolution to the Lane County Administrator for consideration by the Lane County Board of County Commissioners, seeking final Board action in response to this request.

Section 3. Upon adoption of an order of	•	
County surrendering jurisdiction of any or all of the	ne above described portion	ons of county road, the
full and absolute jurisdiction over that portion of	road for all purposes o	f repair, construction,
improvement, and the levying and collection of a	assessments therefor, sha	all vest in the City of
Eugene and the City shall have the same jurisdic charter, and the laws of the state are given or gran of the City.		•
The foregoing Resolution adopted the	day of	, 2025.
	City Recorder	
	City Recorder	

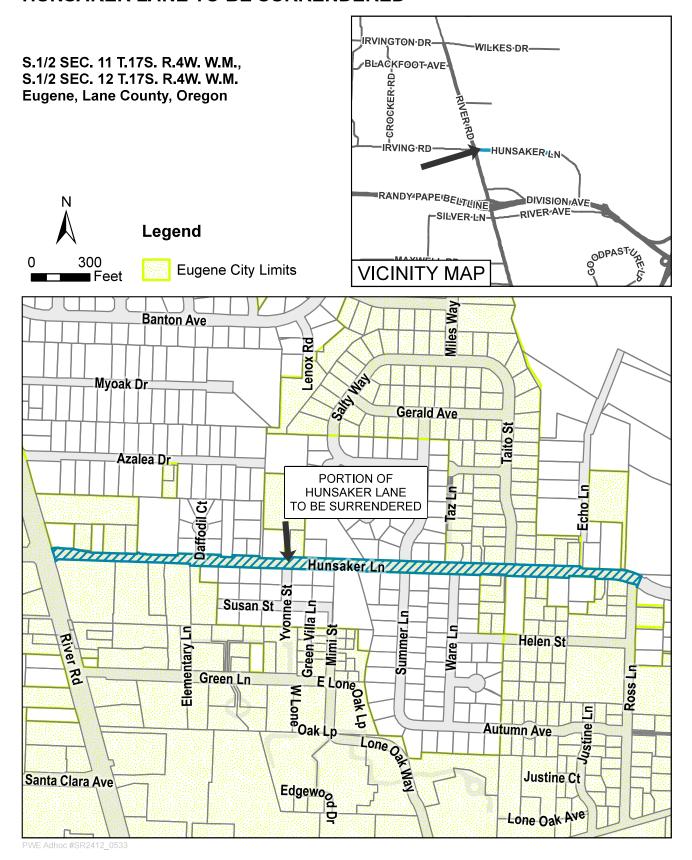
# Right of Way Jurisdiction Transfer Requests of Annexed County Roads to the City of Eugene February 24,2024

<u>LEGAL DESCRIPTIONS</u>	<u>MILEAGE</u>
<b>SOUTH WILLAMETTE STREET</b> (County Road Numbers 113 and 2249) from a point 190 feet southwesterly of Spencer's Crest Drive thence extending southwesterly for approximately 1,260 feet, more or less to Eugene's city limits, all in Sections 18 and 19, Township 18 South, Range 3 West, Willamette Meridian.	0.24
<b>HUNSAKER LANE</b> (County Road Numbers 1080 and 1226) from the northeasterly right of way line of River Road, thence extend easterly for approximately 3000 feet, more or less to the projection of the easterly of Ross Lane, all in Sections 11 and 12, Township 17 South, Range 4 West, Willamette Meridian.	0.57
MAXWELL ROAD (County Road Number 1008) from the easterly right of way line of Prairie Road, thence extend easterly 1475 feet, more or less to the westerly right of way of the Union Pacific Railroad, all in Section 15, Township 17 South, Range 4 West, Willamette Meridian.	0.28
<b>HOWARD ROAD</b> (County Road Number 1072) from the center line of N. Park Avenue easterly for approximately 5,010 feet, more or less to the westerly right of way of River Road, all in Sections 13 and 14, Township 17 South, Range 4 West, Willamette Meridian.	0.95
<b>NORTH PARK AVENUE</b> (County Road Number 1413) from the northerly right of way line of Howard Avenue northerly for approximately 810 feet, more or less to the southerly right of way of Maxwell Road, all in Section 14, Township 17 South, Range 4 West, Willamette Meridian.	0.15
<b>RIVER LOOP #1</b> (County Road Number 18) from the easterly end of Wilkes Road northeasterly for approximately 1,360 feet, more or less to the Eugene city limits, all in Section 1, Township 17 South, Range 4 West, Willamette Meridian.	0.26
<b>RIVER LOOP #2</b> (County Road Number 644) from the easterly right of way line of Robbie Street easterly for approximately 1,360 feet, more or less to the Eugene city limits, all in Section 1, Township 17 South, Range 4 West, Willamette Meridian.	0.26
<b>WILKES DRIVE</b> (No County Road Number) from the easterly right of way line of River Road Street easterly for approximately 5,270 feet, more or less to the westerly end River Loop #1 (County Road Number 18) all in Sections 1 and 2, Township 17 South, Range 4 West, Willamette Meridian.	1.00

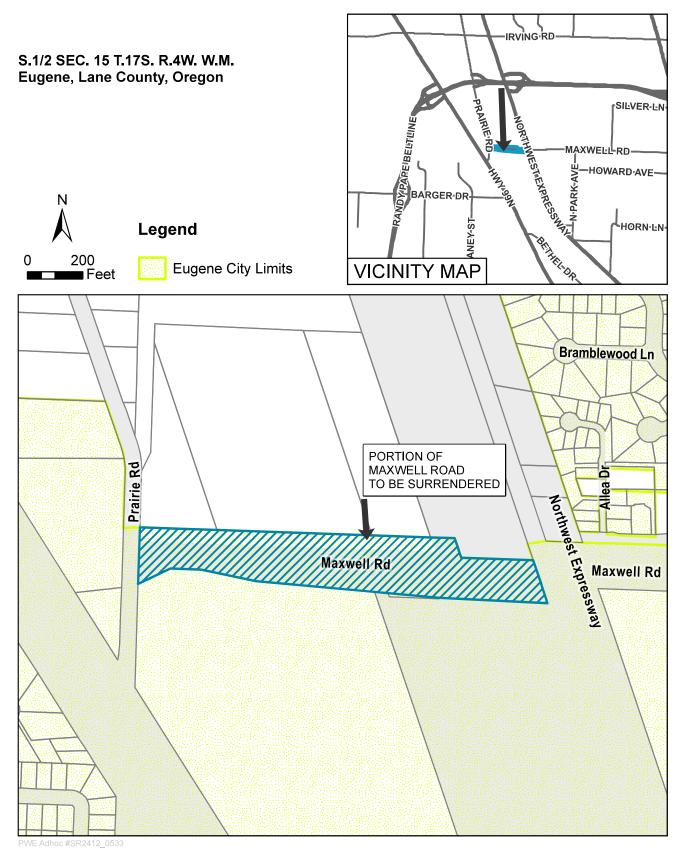
# WILLAMETTE STREET TO BE SURRENDERED



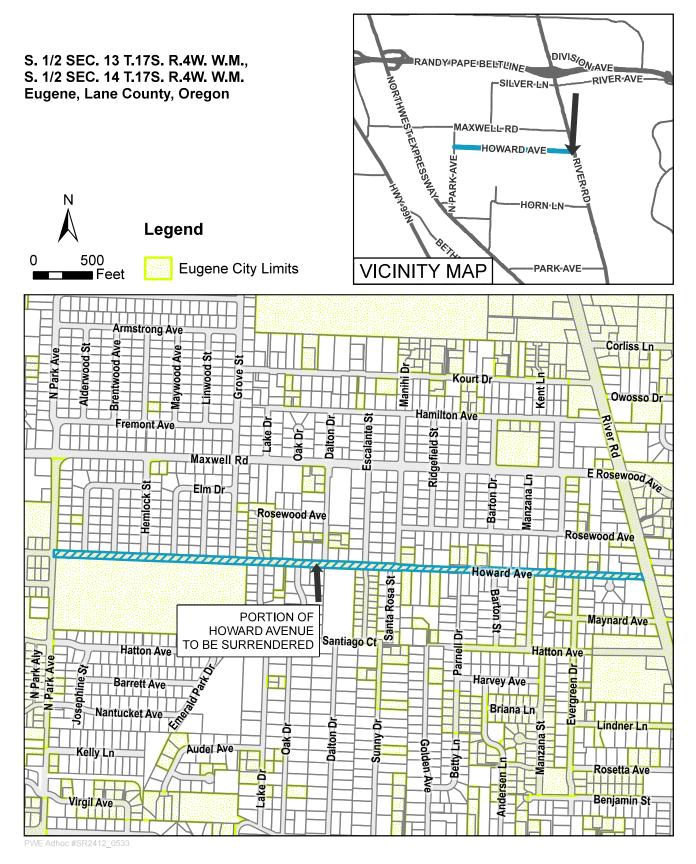
# **HUNSAKER LANE TO BE SURRENDERED**



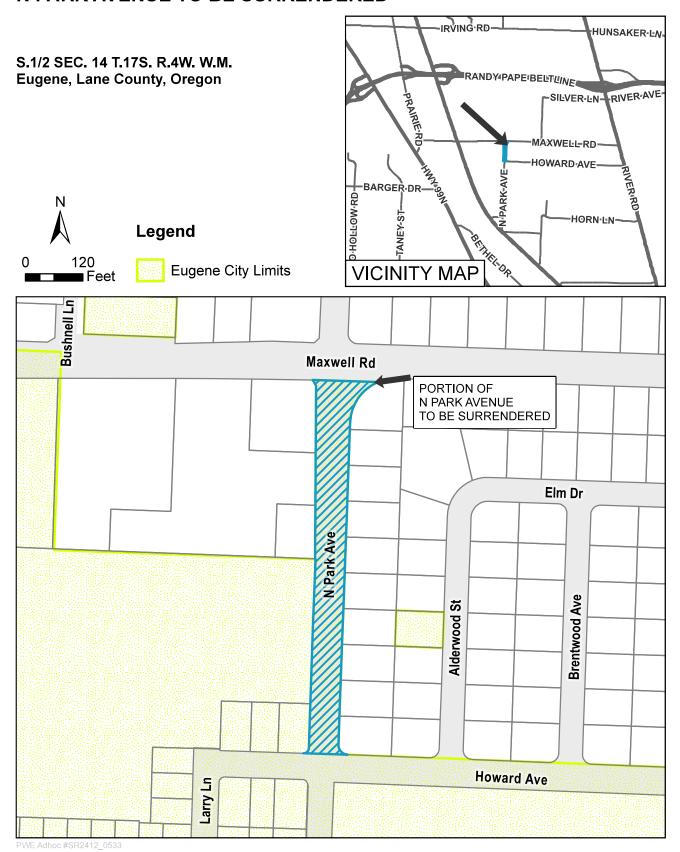
# **MAXWELL ROAD TO BE SURRENDERED**



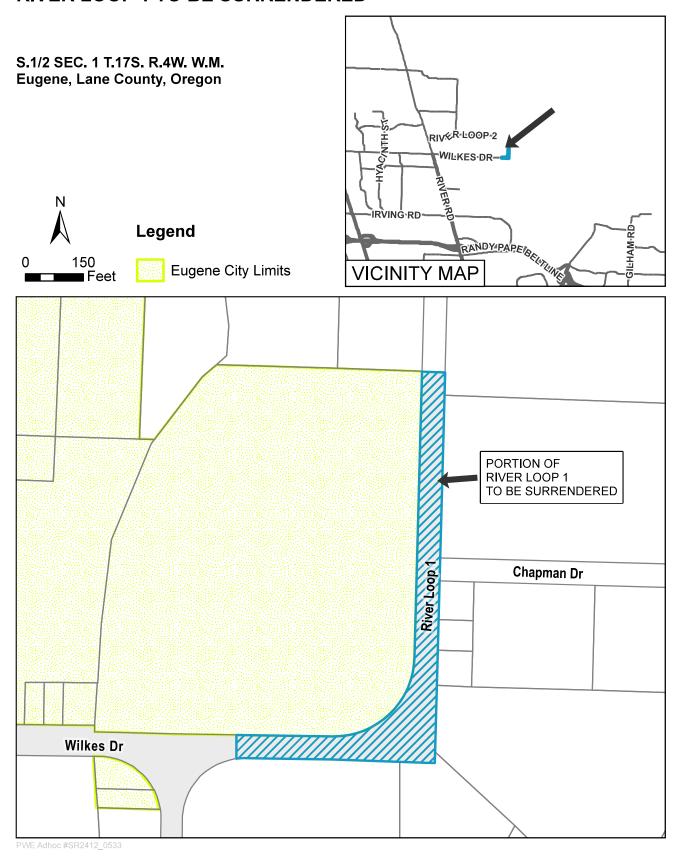
# **HOWARD AVENUE TO BE SURRENDERED**



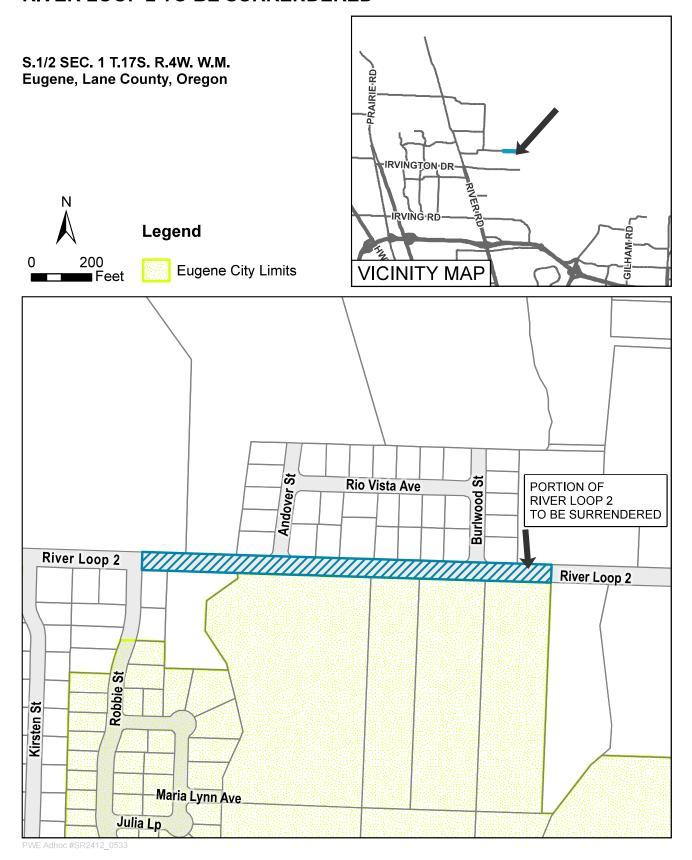
# N PARK AVENUE TO BE SURRENDERED



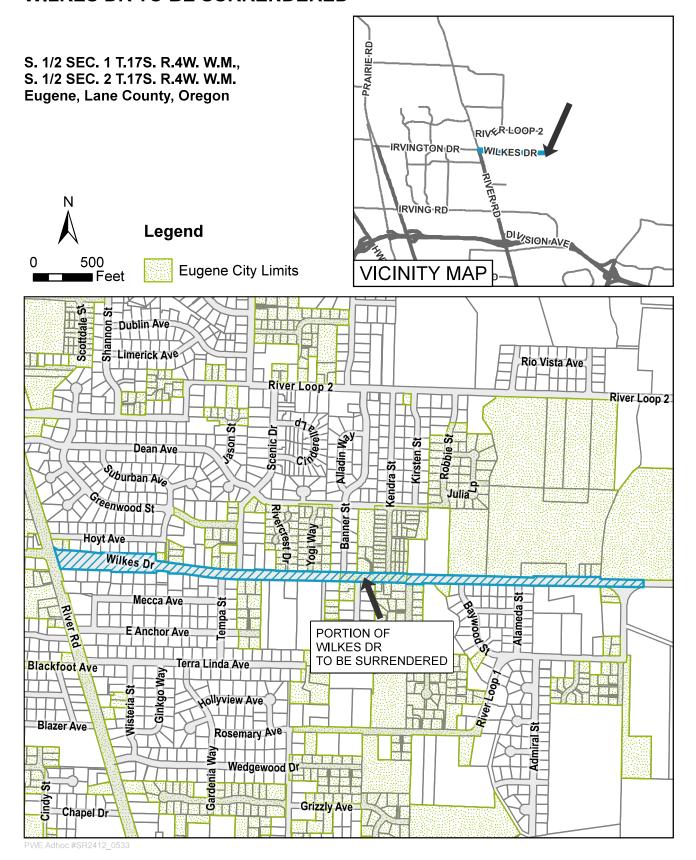
# **RIVER LOOP 1 TO BE SURRENDERED**



# **RIVER LOOP 2 TO BE SURRENDERED**



# WILKES DR TO BE SURRENDERED



# EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: An Ordinance Extending The Sunset Date Of Ordinance No. 20701 (Temporary Establishment Of "Safe Parking" And "Safe Tent" Sites That Are Larger Than Allowed Under Section 4.816 Of The Eugene Code, 1971)

Meeting Date: February 24, 2025 Agenda Item Number: 4
Department: Planning & Development Staff Contact: Regan Watjus

<u>www.eugene-or.gov</u> Contact Telephone Number: 541-682-5371

# **ISSUE STATEMENT**

Council is asked to take action on an ordinance to amend Ordinance No. 20701 (temporary establishment of "safe parking" and "safe tent" sites that are larger than allowed under section 4.816 of the Eugene Code, 1971) to extend its sunset date, through June 30, 2026. The proposed Ordinance is in Attachment A to this AIS. On February 18, 2025, Council held a public hearing to receive community input.

# **BACKGROUND**

Lane County's annual Point In Time count in 2024 reported 4,295 people were unsheltered, in emergency shelter, or in transitional housing. On average in Eugene, 3,400 community members are experiencing homelessness in a city of some 178,000 people. After several years of dedicated work by City staff and local service providers to add hundreds of shelter spaces, the total available is around 1,050 shelter spaces leaving nearly 2,400 people unsheltered each night in Eugene.

On April 12, 2021, staff provided Council with an action plan for Unhoused Response. The plan included creating a centralized response for critical tasks including the management of temporary urban camps, coordinating staff response to unsanctioned encampments/prohibited structures, reducing impacts to neighborhoods and businesses, expanding outreach to unhoused people, and developing some 200 "Safe Parking" and 300 "Safe Tent" sites. Between July 2021 and March 2023, staff worked with social service partners to deploy 186 shelter beds and an additional 55 vehicle camping spots across five locations. Opening these sites absorbed the City's one-time funds for new shelter of this type. Remaining one-time resources were preserved to extend the operational viability of these sites, over developing additional sites.

This ordinance has enabled shelter and stability to community members experiencing homelessness since 2021. Three City-supported shelters currently operate under Ordinance No. 20701. (Two other sites that were originally approved by Council now operate under the emergency shelter super-siting (Oregon Revised Statutes (ORS) 197.782) and are no longer dependent on Ordinance No. 20701 for their continued operation authority.) Council approval to extend the sunset date in the ordinance is needed for the City to be able to extend operations of

the three City-supported shelters that operate under this Ordinance should funding be secured for Fiscal Year 2026 (FY26). See Attachment B for a summary of the sites and outcomes to date.

# **Funding**

The shelter initiative under this Ordinance was initially funded with a combination of one-time City general fund enabled through a direct federal American Rescue Plan Act (ARPA) allocation, a State Grant for shelter operations, and an ARPA pass through grant from Lane County. Prior to Fiscal Year 2024 (FY24), these dollars funded shelter operations (site management and infrastructure); Lane County supported limited services at sites through separate contracts with additional providers.

Through the combination of All In funds, limited one-time existing grant funds, and operational efficiencies, these shelters have funding to operate through at least June 30, 2025. For FY24 and Fiscal Year 2025 (FY25), the state's All In resources have funded two sites operating under this Ordinance (410 Garfield and Tom Campbell at Chase Commons). During this same period, limited one-time existing grant funds are being used for the 310 Garfield vehicle site that is not eligible for State All In under current eligibility requirements. The City continues to advocate for additional and ongoing All In state shelter funds to supplement limited one-time grant funds. The City is also part of a joint effort requesting the Legislature create the Safe Temporary Emergency Placements Program (STEP) to a) expand state funding eligibility, and b) increase shelter funding to support STEP shelters, the combination of which could enable funding for existing vehicle and alternative shelter spaces in Eugene and across the state through Fiscal Year 2027 (FY27).

# Extension of Ordinance

The City-supported shelters that operate under this ordinance have been an important tool in our community's response to homelessness. The community benefits from the 167 current spaces operating under this ordinance that are available for people who would otherwise be unsheltered, and those site occupants stand a much better chance of gaining stability and housing because of these shelters. The proposed, amended ordinance is included in Attachment A. Council approved the original ordinance on April 28, 2021, to establish the Safe Parking and Safe Tent sites. (The prior ordinances are in Attachment C.)

# **RELATED CITY POLICIES**

# Strategic Plan

Extending the sunset date for the ordinance aligns with Council's key focus area: *Urgent Community Needs—mitigating the impacts of homelessness.* It further aligns with Council's desired outcome related to *increased access and options to housing and shelter.* 

# **Housing Implementation Pipeline (HIP)**

Goal Related to City-supported shelter site spaces: Expand the number of City-supported shelter spaces under this ordinance to a total of 500 in the first year of the HIP (Fiscal Year 2023 (FY23)). Significant new funds would be necessary to develop and operate additional sites to meet this goal. Development and operation of the sites that Council approved prior to the start of the HIP period absorbed the City's one-time funds for new shelter of this type and resulted in 241 spaces under this ordinance established prior to March 2023, of which 167 continue to operate under

this ordinance. The current focus is on maintaining existing shelter and stabilizing ongoing operating funds for the existing sites.

# PREVIOUS COUNCIL DIRECTION

# April 28, 2021 Work Session

Adopted Ordinance No. 20650 with a sunset date of May 1, 2023. (*Passed 8:0*)

# <u>July 25, 2022 Meeting</u>

Councilor Syrett, seconded by Councilor Keating, moved to adopt the ordinance amending Ordinance No. 20650 (temporary establishment of "safe parking" and "safe tent" sites that are larger than allowed under section 4.816 of the Eugene Code, 1971); and extending its sunset date to June 30, 2024.

Passed 7:1 (opposed by Councilor Clark)

Ordinance No. 20672 signed July 26, 2022.

# February 26, 2024 Meeting

Adopted ordinance amending Ordinance No. 20701 extending the sunset date that was established by Ordinance No. 20672 until June 30, 2025.

Councilor Keating, seconded by Councilor Groves, moved to adopt an Ordinance Extending the Sunset Date of Ordinance No. 20672 (Temporary Establishment of "Safe Parking" and "Safe Tent" Sites that are Larger than Allowed Under Section 4.816 of the Eugene Code, 1971). *Passed 7:0* 

# February 18, 2025 Public Hearing

A public hearing on the ordinance was held on February 18, 2025. One person testified in favor of the ordinance. One piece of written testimony in favor of the ordinance was received.

#### COUNCIL OPTIONS

- 1. Adopt the Ordinance in Attachment A to extend the sunset date; or
- 2. Direct the City Manager to bring back the Ordinance in Attachment A with specific modifications; or
- 3. Take no action to extend the current June 30, 2025 sunset date of Ordinance No. 20701.

#### CITY MANAGER'S RECOMMENDATION

The City Manager recommends Option 1, adoption of the Ordinance in Attachment A.

# **SUGGESTED MOTION**

Move to adopt an Ordinance Extending the Sunset Date of Ordinance No. 20701 (Temporary Establishment of "Safe Parking" and "Safe Tent" Sites that are Larger than Allowed Under Section 4.816 of the Eugene Code, 1971).

# **ATTACHMENTS**

- A. Proposed Ordinance Extending the Sunset Date of Ordinance No. 20701
- B. Summary of Shelters Operating Under Ordinance No. 20701
- C. Ordinance No. 20650, No. 20672, and No. 20701

# FOR MORE INFORMATION

Staff Contact: Regan Watjus, Homeless Services Manager AIC

Telephone: 541-682-5371

Staff E-Mail: <u>rwatjus@eugene-or.gov</u>

<b>ORD</b>	INANC	E NO.	

AN ORDINANCE EXTENDING THE SUNSET DATE OF ORDINANCE NO. 20701 (TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971).

# The City Council of the City of Eugene finds as follows:

- **A.** Pursuant to the City Council's adoption of Ordinance No. 20650 on April 28, 2021, the City began to temporarily allow the establishment of sites that can accommodate a larger number of vehicles or tents than allowed by Section 4.816 of the Eugene Code, 1971.
- **B.** On July 24, 2022, the City Council adopted Ordinance No. 20672 extending the sunset date that was established by Ordinance No. 20650 until June 30, 2024, and deleting provisions of that ordinance that were no longer necessary.
- **C.** On February 26, 2024, the City Council adopted Ordinance No. 20701 extending the sunset date that was established by Ordinance No. 20672 until June 30, 2025.
- **D.** The City now wishes to extend (by one year) the sunset date that was established by Ordinance No. 20701 until June 30, 2026.

# NOW, THEREFORE,

#### THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. The automatic sunset/repeal provision adopted in Section 1 of Ordinance No. 20701 (which replaced the automatic sunset/repeal provision adopted in Section 2 of Ordinance No. 20672) is amended by replacing it with the following: "This Ordinance shall sunset and be repealed on June 30, 2026, unless extended or made permanent by future Council action."

**Section 2**. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein.

Passed by the City Council this		Approved by the Mayor this		
day of	, 2025	day of	, 2025	
City December		Maria		
City Recorder		Mayor		

# **Summary of Shelters Operating Under Ordinance No. 20701**

Three shelter sites in Eugene are currently operating under Ordinance No. 20701. All three sites offer shelter with site supervision, housing-focused case management, and connection to community resources provided by a non-profit social service provider. The sites consistently operate at capacity with substantial waiting lists.

# 310 Garfield

The 310 Garfield Street site opened on October 4, 2021. The site accommodates up to 55 vehicles used for shelter, along with additional vehicles used by the residents for transportation. St. Vincent de Paul Society of Lane County (SVdP) operates the site. The site work required to complete this project included adding perimeter fencing, electrical service created, emergency access, heating in common areas, gravel, fire detection, lighting (hardwired and solar), and wastewater service including RV wastewater receiving area.

- *Total Capacity:* 55 vehicles
- *Format:* Vehicle site with spaces for occupants living in recreational vehicles (RVs) or in cars, and passenger vehicles used for commuting to work and other needs.
- *Features/Services:* Communal restrooms, showers, laundry vouchers/service, heated common areas with kitchen, service provider visits, personal property storage, pets allowed, veterinary service vouchers or clinics, haircut clinics, full time on-site staff, WiFi, and housing-focused case management.
- Funding Sources Since Site Opened: Pass through state ARPA from Lane County (currently); City general fund enabled by ARPA (previously).

# 410 Garfield

The 410 Garfield Street site opened on February 22, 2022. The site has spaces for up to 86 tents with an additional six Conestoga huts outside for individuals with pets. SVdP operates the site. The site work required to complete this project included adding perimeter fencing, electrical service upgrades, emergency access, heating, gravel, fire suppression, lighting, and wastewater service improvements. City staff also procured a shower trailer for shelter residents and individual items such as tents, sleeping bags, storage totes, and pads in collaboration with SVdP.

- Capacity: 92 spaces (currently); 86 spaces (at opening)
- *Format:* Building with 86 individual tents, 6 outside Conestoga huts for pet owners
- Features/Services: Communal restrooms, showers, laundry vouchers/service, heated common area, one meal provided per day, service provider visits, personal property storage, pets allowed (limited), veterinary service vouchers or clinics, haircut clinics, full time on-site staff, WiFi, and housing-focused case management.
- Funding Sources Since Opening: State All In (currently); City general fund enabled by ARPA and other State funds (previously).

# Tom Campbell at Chase Commons Park

The site at 175 Commons Drive opened in March 2023. The site has 20 pallet shelters inside a fenced, privacy-screened area on a section of undeveloped City park land. This site is exclusively for clients with special medical needs and entry is by medical referral only. It is operated by Carry

It Forward. The site work required to complete this project included fencing, new electrical service created, emergency access, heating, gravel, fire detection, lighting, and wastewater service established.

- Capacity: 20
- Features/Services: Communal restrooms, shower, heated common area with kitchen, optional meal assistance, laundry vouchers/service, personal property storage, pets (limited), veterinary service vouchers or clinics, part time on-site staff, WiFi, and housing-focused case management.
- Funding Sources Since Opening: State All In (currently); City general fund enabled by ARPA and other State funds (previously).

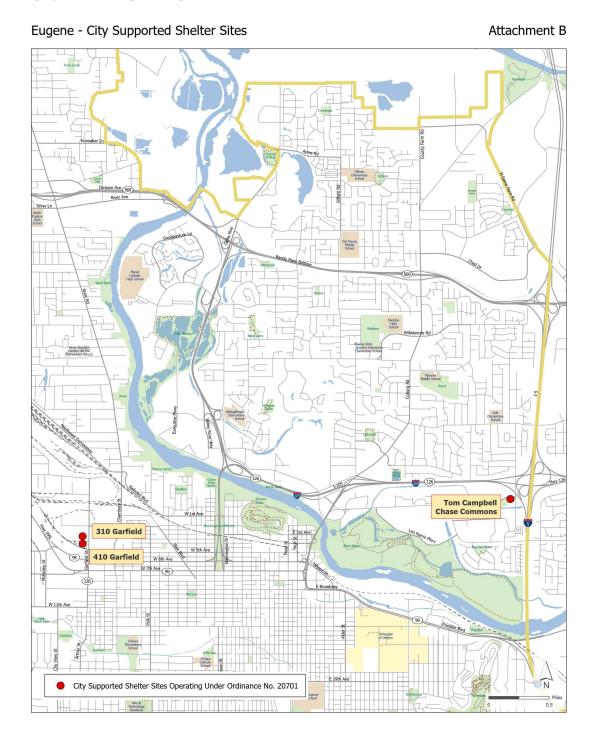
# Shelter Site Outcomes for FY23 and FY24

This information is inclusive of 310 Garfield, 410 Garfield, and Tom Campbell at Chase Commons, the three sites currently operating under Ordinance 20701.

- In FY24, 366 people benefited from clean, safe City-supported shelter programs.
- Each of the sites offers housing-focused case management and other services (such as
  document recovery, connections to medical and behavioral healthcare services, support
  obtaining income, etc.), giving occupants a path to resources and stabilizing supports that
  would be much more difficult to realize while living on the street.
- Outcomes for the sites are improving. The table below shows improvements:
  - The number and percentage of people exiting sites to permanent housing and to more stable living situations (which are inclusive of permanent housing) increased between FY23 and FY24; from 18% to 27% and from 23% to 44%, respectively. Of those who exited these shelter programs, the number and percentage who exited to unsheltered homelessness decreased between FY23 and FY24; from 63% to 48%.
  - o The bottom row of the table shows the percentage of the total number of people served in these shelters who exited to unsheltered homelessness, which decreased between FY23 and FY24 (from 35% to 23%, respectively).
- The sites play a critical role in the shelter and services continuum, providing more options to help fill diverse needs among the population of people experiencing homelessness in the community.

	FY23		FY24	
	# of exits	% of exits	# of exits	% of exits
Exits to permanent housing	41	18%	46	27%
Exits to more stable living situations	51	23%	76	44%
Exits to unsheltered homelessness	142	63%	83	48%
	# of exits	% of total served	# of exits	% of total served
Exits to unsheltered homelessness	142	35%	83	23%

# Map of Shelters Operating Under Ordinance No. 20701



#### **COUNCIL ORDINANCE NO. 20650**

AN ORDINANCE ALLOWING FOR THE TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971; DECLARING AN EMERGENCY; PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE; AND PROVIDING A SUNSET DATE.

ADOPTED: April 28, 2021

SIGNED: April 30, 2021

PASSED: 8:0

REJECTED:

OPPOSED:

ABSENT:

EFFECTIVE: April 30, 2021



#### **ORDINANCE NO. 20650**

AN ORDINANCE ALLOWING FOR THE TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971; DECLARING AN EMERGENCY; PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE: AND PROVIDING A SUNSET DATE.

#### The City Council of the City of Eugene finds as follows:

- A. Section 4.816 of the Eugene Code, 1971 (EC) sets forth various types of overnight sleeping arrangements that are permitted throughout the City when certain conditions are met. Some of the permitted overnight sleeping arrangements are permitted outright and others require the City Council to approve the location. Whether outrighted permitted or approved by the City Council, the permitted overnight sleeping authorized by EC 4.816 is capped at the number of allowed vehicles (which includes RVs, tents, and Conestoga huts) ranging from 1 to 20.
- **B.** The City is experiencing an increase in the number of individuals living in campers, trailers, cars, and tents in locations that are not intended for that purpose. This often results in unsanitary and unsafe conditions for unhoused residents and for the surrounding community, particularly the nearby businesses and residences. Additional options are needed for these individuals to lawfully park their vehicles or set up their tents.
- C. The City's car camping and rest stop programs, which limit the number of allowed vehicles/huts to six and twenty, respectively, are proven successes and are essential options for the unhoused. However, to effectively address the large number of vehicles and tents that are an immediate health and safety concern, there is a need for temporary sites that can accommodate more vehicles and tents/huts than currently allowed by EC 4.816. The need for these larger sites where people can temporarily sleep overnight in parked vehicles and erected tents, is acute and immediate.
- **D.** Temporarily allowing for the establishment of sites that will accommodate a larger number of vehicles or tents than currently allowed by EC 4.816, should be immediately established and remain in effect until May 1, 2023.

NOW, THEREFORE,

#### THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

<u>Section 1</u>. The following provisions are adopted to temporarily allow the establishment of Safe Parking sites and Safe Tent sites.

<u>Safe Parking Sites</u>. Notwithstanding any other provision of the Eugene Code, 1971, a group of up to 60 vehicles being used for overnight sleeping may temporarily park on property authorized by motion of the City Council for that use. For purposes of this provision, the term "vehicle" includes a car, camper, or trailer. Depending on the size of the property, the City Council may authorize the co-location of multiple groups. In addition

Ordinance - Page 1 of 3

to any conditions imposed by the City Council at the time of site approval to address sitespecific issues, all Safe Parking sites authorized and established pursuant to this Ordinance shall have adequate garbage collection, toilets, handwashing stations, and potable water, with a goal of providing renewable power at all sanctioned sites.

<u>Safe Tent Sites</u>. Notwithstanding any other provision of the Eugene Code, 1971, a group of up to 40 tents, or approved hut-structures, being used for overnight sleeping may be temporarily erected on property authorized by motion of the City Council for that use. Depending on the size of the property, the City Council may authorize the co-location of multiple groups. In addition to any conditions imposed by the City Council at the time of site approval to address site-specific issues, all Safe Tent sites authorized and established pursuant to this Ordinance shall have adequate garbage collection, toilets, handwashing stations, and potable water, with a goal of providing renewable power at all sanctioned sites

<u>Section 2</u>. When a Safe Parking site is authorized and established pursuant to this Ordinance, those vehicles unlawfully parked on City right-of-way in West Eugene shall be prioritized for occupying spaces at the Safe Parking site. When a Safe Tent site is authorized and established pursuant to this Ordinance, those tent campers at 13th and Chambers and in Washington-Jefferson Park shall be prioritized for occupying spaces at the Safe Tent site.

<u>Section 3</u>. The City Manager may adopt rules pursuant to EC 2.019 to regulate the Safe Parking sites and Safe Tent sites established pursuant to this Ordinance.

<u>Section 4</u>. This Ordinance shall sunset and be repealed on May 1, 2023, unless extended or made permanent by future Council action.

<u>Section 5</u>. Due to the immediate need to address the significant increase in vehicular living and unsanctioned erection of tent camps occurring throughout the community by establishing lawful sites to park vehicles or erect tents, an emergency is declared to exist that cannot be addressed by the ordinance adoption procedures in Section 28(1) of the Eugene Charter of 2002. Prior to the adoption of this Ordinance, the City Council unanimously agreed to proceed with consideration of this Ordinance with an abbreviated notice of the public hearing date.

<u>Section 6</u>. As this matter has been declared an emergency, pursuant to the provisions of Section 32(2) of the Eugene Charter of 2002, with the affirmative vote of two-thirds of the

Ordinance - Page 2 of 3

members of the City Council, upon adoption by the Council and approval by the Mayor, or passage over the Mayor's veto, this Ordinance shall become effective immediately.

<u>Section 7</u>. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein, or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

Passed by the City Council this

28th day of April, 2021

Approved by the Mayor this

30 day of <u>April</u>, 2021

Deputy City Recorder

Luy Vinis Mayor

Ordinance - Page 3 of 3

# **COUNCIL ORDINANCE NO. 20672**

AN ORDINANCE AMENDING ORDINANCE NO. 20650 (TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971); AND EXTENDING ITS SUNSET DATE.

**ADOPTED: July 25, 2022** 

**SIGNED: July 26, 2022** 

**PASSED: 7:1** 

**REJECTED:** 

**OPPOSED: Clark** 

**ABSENT:** 

EFFECTIVE: August 26, 2022



#### **ORDINANCE NO. 20672**

AN ORDINANCE AMENDING ORDINANCE NO. 20650 (TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971); AND EXTENDING ITS SUNSET DATE.

# The City Council of the City of Eugene finds as follows:

- **A.** Pursuant to the City Council's adoption of Ordinance No. 20650 on April 28, 2021, the City began to temporarily allow the establishment of sites that can accommodate a larger number of vehicles or tents than allowed by Section 4.816 of the Eugene Code, 1971.
- **B.** The City now wishes to extend the sunset date that was established by Ordinance No. 20650 until June 30, 2024, and to eliminate the provisions of Ordinance No. 20650 that are no longer necessary.

#### NOW, THEREFORE,

#### THE CITY OF EUGENE DOES ORGAIN AS FOLLOWS:

Section 1. Section 2 of Ordinance No. 20650 is deleted.

Section 2. The automatic sunset / repeal provision adopted in Section 4 of Ordinance No. 20650 is amended by replacing it with the following: "This Ordinance shall sunset and be repealed on June 30, 2024, unless extended or made permanent by future Council action."

<u>Section 3</u>. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein.

Passed by the City Council this

Approved by the Mayor this

25th day of July, 2022

ay or <u>Jul</u>

2022

City Recorder

Mayor

Ordinance - Page 1 of 1

# **COUNCIL ORDINANCE NO. 20701**

AN ORDINANCE EXTENDING THE SUNSET DATE OF ORDINANCE NO. 20672 (TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971).

ADOPTED: February 26, 2024

SIGNED: February 27, 2024

PASSED: 7:0

**REJECTED:** 

**OPPOSED:** 

**ABSENT: Evans** 

EFFECTIVE: March 29, 2024



#### **ORDINANCE NO. 20701**

AN ORDINANCE EXTENDING THE SUNSET DATE OF ORDINANCE NO. 20672 (TEMPORARY ESTABLISHMENT OF "SAFE PARKING" AND "SAFE TENT" SITES THAT ARE LARGER THAN ALLOWED UNDER SECTION 4.816 OF THE EUGENE CODE, 1971).

#### The City Council of the City of Eugene finds as follows:

- **A.** Pursuant to the City Council's adoption of Ordinance No. 20650 on April 28, 2021, the City began to temporarily allow the establishment of sites that can accommodate a larger number of vehicles or tents than allowed by Section 4.816 of the Eugene Code, 1971.
- **B.** On July 24, 2022, the City Council adopted Ordinance No. 20672 extending the sunset date that was established by Ordinance No. 20650 until June 30, 2024, and deleting provisions of that ordinance that were no longer necessary.
- **C.** The City now wishes to extend (by one year) the sunset date that was established by Ordinance No. 20672 until June 30, 2025.

#### NOW, THEREFORE,

#### THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

Section 1. The automatic sunset/repeal provision adopted in Section 2 of Ordinance No. 20672 (which replaced the automatic sunset/repeal provision adopted in Section 4 of Ordinance No. 20650) is amended by replacing it with the following: "This Ordinance shall sunset and be repealed on June 30, 2025, unless extended or made permanent by future Council action."

<u>Section 2</u>. The City Recorder, at the request of, or with the consent of the City Attorney, is authorized to administratively correct any reference errors contained herein.

Passed by the City Council this

Approved by the Mayor this

26th day of February, 2024

27 day of Felring, 2024

\_\_\_\_

Ordinance - Page 1 of 1

# EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



Action: An Ordinance Concerning State Traffic Laws; Amending Section 5.005 of the Eugene Code, 1971; and Providing an Immediate Effective Date

Meeting Date: February 24, 2025

Department: Central Services

www.eugene-or.gov

Agenda Item: 5

Staff Contact: Travis Smith
Contact Telephone Number: 541-682-8402

#### ISSUE STATEMENT

The purpose of this agenda item is to consider adopting amendments to Section 5.005 of the Eugene Code, 1971 (EC) that re-adopt the state's statutory traffic code provisions. This proposed amendment updates the Eugene Code to include changes made during the 2024 session by the Oregon State Legislature. Because 2024 legislative changes have already gone into effect, the ordinance provides for an immediate effective date so that the traffic laws that went into effect on January 1, 2025, or before, can be prosecuted in the Eugene Municipal Court. For the ordinance to take immediate effect, requires an affirmative vote of two-thirds of the Council on the ordinance.

# **BACKGROUND**

Eugene Code 5.005, State Traffic Laws, incorporates by reference state statutory traffic laws, so that violations of state traffic laws are offenses against the City and, therefore, prosecutable in Eugene Municipal Court. EC 5.005 must be regularly re-adopted to incorporate any changes the Oregon State Legislature made to state traffic laws during its legislative session. For example, during the legislature's 2024 session, it adopted Senate Bill 1574, amending state traffic law to, in part, expand the scope of the offense of failure to perform duties of a driver when property is damaged (colloquially known as "hit and run") to any highway or premises open to the public or any premises adjacent to a highway or premises open to the public. Senate Bill (SB) 1574 took effect on March 7, 2024; in order to prosecute an offense in municipal court that includes this expanded scope under SB 1574 the Council must re-adopt EC 5.005 to incorporate the state's expanded "hit and run" law.

Historically, each biennium, the City Council updates the Eugene Code to ensure that the Code provisions are consistent with state legislative changes to the Oregon Vehicle Code. EC 5.005 was last updated on February 27, 2024. Since that time, the Legislative Assembly has made changes to the Oregon Vehicle Code, including SB 1574, necessitating an amendment to EC 5.005 in order to maintain consistency between state statutes and the Eugene Code.

A public hearing on the ordinance was held on February 18, 2025. No verbal or written public testimony was provided to the City Council.

# PREVIOUS COUNCIL ACTION

# February 26, 2024 Public Hearing

Councilor Keating, seconded by Councilor Groves moved to adopt an ordinance concerning State Traffic Laws, amending Section 5.005 of the Eugene Code, 1971, and providing an immediate effective date. *Passed: 7:0* 

# February 18, 2025 Public Hearing

A public hearing on the ordinance was held on February 18, 2025. No verbal or written public testimony was provided to the City Council.

# **COUNCIL OPTIONS**

- 1. Adopt the ordinance as proposed in Attachment A to this AIS.
- 2. Take action on the proposed ordinance at a later date.

# POSSIBLE MOTION

Move to adopt An Ordinance Concerning State Traffic Laws; Amending Section 5.005 of the Eugene Code, 1971; and Providing an Immediate Effective Date.

#### **ATTACHMENTS**

A. Proposed Ordinance

# FOR MORE INFORMATION

Staff Contact: Travis Smith, City Prosecutor

Telephone: 541-682-8402

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

ORDINANCE NO.	
---------------	--

AN ORDINANCE CONCERNING STATE TRAFFIC LAWS; AMENDING SECTION 5.005 OF THE EUGENE CODE, 1971; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

# THE CITY OF EUGENE DOES ORDAIN AS FOLLOWS:

**Section 1.** Section 5.005 of the Eugene Code, 1971, is amended to provide:

State Traffic Laws. The provisions of ORS Chapters 801, 802, 803, 805, 806, 807, 5.005 809, 810, 811, 813, 814, 815, 816, 818, 819, 820, 821, 822, 823, 825 and OAR 740.100.0010 issued thereunder, and Chapter 153, except for ORS 153.019, ORS 153.020, and ORS 153.021, are hereby adopted, and violations thereof shall constitute an offense against the city.

**Section 2.** The City Recorder, at the request of, or with the concurrence of the City Attorney, is authorized to administratively correct any reference errors contained herein or in other provisions of the Eugene Code, 1971, to the provisions added, amended or repealed herein.

**Section 3.** As a result of certain Bills that passed during the 2024 Legislative Session, many of which have already become effective, it is necessary to amend the City Code provision relating to State Traffic Laws immediately. Therefore, pursuant to the provisions of Section 32(2) of the Eugene Charter of 2002, with the affirmative vote of two-thirds of the members of the City Council, this Ordinance shall become effective upon adoption by the Council and approval by the Mayor, or passage over the Mayor's veto.

Passed by the City Council this	Approved by the Mayor this
day of February, 2025	day of February, 2025
City Recorder	Mayor

# EUGENE CITY COUNCIL AGENDA ITEM SUMMARY



# **Public Comment**

Meeting Date: February 24, 2025

Department: Central Services

Staff Contact: Natalie Venhuda

www.eugene-or.gov

Contact Telephone Number: 541-682-8497

#### **ISSUE STATEMENT**

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

#### BACKGROUND

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

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

### FOR MORE INFORMATION

Staff Contact: Natalie Venhuda, City Council Coordinator

Telephone: 541-682-8497

Staff E-Mail: <a href="mailto:nvenhuda@eugene-or.gov">nvenhuda@eugene-or.gov</a>