



SHERWOOD CITY COUNCIL MINUTES
22560 SW Pine St., Sherwood, Or
March 15, 2011

WORK SESSION

1. **CALL TO ORDER:** Mayor Mays called the meeting to order at 6:32pm.
2. **COUNCIL PRESENT:** Mayor Keith Mays, Council President Dave Grant, Councilors Robyn Folsom, Bill Butterfield, Matt Langer and David Luman. (Councilor Linda Henderson arrived at 6:43pm.)
3. **STAFF AND LEGAL COUNSEL PRESENT:** City Manager Jim Patterson, Economic Development Manager Tom Nelson, Community Development Director Tom Pessemier, Police Chief Jeff Groth, Planning Dept. Manager Julia Hajduk, Associate Planner Michelle Miller, and Administrative Assistant Kirsten Allen. (City Attorney Paul Elsner arrived at 6:52pm.)
4. **TOPIC DISCUSSED:** Planning Code Clean-up Phase II, PA II-01, Michelle Miller briefed the Council on a power point presentation (see record, Exhibit A). Staff informed Council this was an overview for the public hearing scheduled for April 5th. Staff was asked to clarify amateur radio tower heights. Council will continue discussions on chickens at a future meeting.
5. **ADJOURNED:** Mayor Mays adjourned the Work Session at 7:01pm and convened to the regular Council Session.

REGULAR COUNCIL MEETING

1. **CALL TO ORDER:** Mayor Mays called the meeting to order at 7:11pm.
2. **PLEDGE OF ALLEGIANCE AND ROLL CALL:**
3. **COUNCIL PRESENT:** Mayor Keith Mays, Council President Dave Grant, Councilors Linda Henderson, Robyn Folsom, Bill Butterfield, Matt Langer and David Luman.
4. **STAFF AND LEGAL COUNSEL PRESENT:** City Manager Jim Patterson, Police Chief Jeff Groth, Community Development Director Tom Pessemier, Finance Director Craig Gibbons, Community Services Director Kristen Switzer, Economic Development Manager Tom Nelson, Operations Supervisor Rich Sattler, Fleet and Facilities Operations Supervisor Darren Caniparoli, and Administrative Assistant Kirsten Allen. City Attorney Paul Elsner.

Mayor Mays addressed the Consent Agenda and asked for a motion.

5. CONSENT AGENDA

- A. Approval of March 1, 2011 City Council Minutes
- B. Resolution 2011-018 Reappointing David Bonfiglio to the Parks and Recreation Board
- C. Resolution 2011-019 Reappointing Brian Stecher to the Parks and Recreation Board
- D. Resolution 2011-020 Adopting criteria to be used in the annual performance evaluation of the City Manager
- E. Resolution 2011-021 Authorizing the City Manager to enter into an Intergovernmental Agreement with Washington County for development of West Nile Virus Response Plan
- F. Resolution 2011-022 Authorizing the City Manager to enter into an Intergovernmental Agreement (IGA) with the Washington County Watershed Technical Committee for the Regional Solid Waste Management Plan
- G. Resolution 2011-023 Authorizing the City Manager to enter into an Intergovernmental Agreement (IGA) with Clean Water Services (CWS) for the Stella Olsen Stage View Corridor

MOTION: FROM COUNCILOR LINDA HENDERSON TO APPROVE THE CONSENT AGENDA, SECONDED BY COUNCIL PRESIDENT DAVE GRANT. ALL COUNCIL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed the next agenda item.

6. NEW BUSINESS

- A. Resolution 2011-024 Authorizing the City Manager to surplus vehicles and equipment to the State of Oregon

Fleet and Facilities Operations Supervisor Darren Caniparoli came forward and explained the resolution and stated it authorizes the City Manager to surplus City vehicles and equipment to the State of Oregon, and informed Council that the cost to perform maintenance on these vehicles and equipment exceeds their value. Darren said, individually they are not worth \$5000, but together they are, and the City will save money by having the State sell the surplus.

Mayor Mays thanked Darren and stated that the cost to sell them ourselves might end up costing the City more than they are worth.

Mayor Mays asked for Council questions.

Councilor Luman asked if this included the D.A.R.E Camaro. Darren indicated that it did. Councilor Luman mentioned that it was sad to see it leave Sherwood.

Council President Grant asked if the City just gave the vehicles away to the State. Darren answered that the State either takes a percentage of the sale or a dollar amount, whichever is greater, and the City receives the rest.

Mayor Mays asked for any other comments or a motion on the resolution.

MOTION: FROM COUNCIL PRESIDENT DAVE GRANT TO ADOPT RESOLUTION 2011-024, SECONDED BY COUNCILOR DAVID LUMAN. ALL COUNCIL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed the next agenda.

B. Resolution 2011-025 Resolution of the City of Sherwood authorizing the issuance of Full Faith and Credit Obligations and General Obligation Refunding Bonds

Finance Director Craig Gibbons introduced Bond Councilor Gülgün Mersereau from K & L Gates and indicated that Ray Bartlett Financial Advisor from Economic and Financial Analysis would be joining them soon. Craig explained that the resolution was to authorize the City Manager to enter into debt in order to refinance the existing line of credit, to provide funding to continue work on the Water Project, and to refinance an existing General Obligation debt. He indicated that the third item was new to the resolution and a result of a conversation with the City's financial advisor who stated that it might be a good time to also refinance the YMCA loan. This conversation was after the March 1st Council work session. Craig stated he thought it would be negligent of him not to include it in the resolution after he found it was an option and he wanted to give Council the opportunity to make that decision before discussing the resolution further.

Councilor Folsom asked if the debt was for the YMCA as stated by Craig or for the Police Station as stated in the resolution. She also asked if this was the loan with a ten year term. Craig replied that it was for the Police Station and indicated that the term of the loan would be the same with lower payments saving approximately \$20k dollars in interest.

Mayor Mays added that this may lighten the burden on taxpayers.

Councilor Luman asked if the refinancing would mature at the same time as the current financing and confirmed that the term was the same, just lower payments. Craig said yes if the funding comes in at a lower rate. Councilor Luman asked if Craig could say how much.

Mayor Mays asked, from the analysis, if Craig recommended that Council keep the refinancing of the debt in the resolution.

Gülgün Mersereau of K & L Gates reiterated that the resolution was the authority to refund the bonds. She said the sale of the bonds can be cancelled if the numbers do not work, moreover the City is already preparing documents to disclose the finances of the City. She said there are differences between a General Obligation backing and a Full Faith and Credit backing. The difference would be about \$3000-\$4000 in extra work.

Mayor Mays asked for comments from the Council.

Councilor Luman stated that he did not see any reason not to look.

Mayor Mays agreed that if it makes sense after the analysis, and it saves the taxpayers' dollars, then let's save them money.

Councilor Luman stated he likes the way staff was proactive to take a look at all of the opportunities to save money.

Craig confirmed that the risk is in the money spent to upgrade the statements to do it.

Mayor Mays asked if staff still recommended asking Council for the authority to review.

Craig Gibons answered that he not recommend we go do it, but recommends that the phrase is left in the resolution should it prove beneficial to move forward.

Mayor Mays asked for any other comments.

Councilor Folsom asked if we pass the resolution do we need to amend the resolution to say the YMCA. Craig confirmed that it is the Police Station.

Councilor Luman asked if the addition of the GO Loan changes the City's bond rating.

Gülgün said that because it replaces an existing loan and is not an additional loan, it should not affect it.

Craig Gibons continued to brief Council on the remainder of the resolution and said there is a ten million dollar line of credit to refinance and a four million dollar loan to proceed with the water project. Craig explained the water master plan for getting a reliable water source for the City of Sherwood and the process that the city had gone through since 2005 to get to this point in the water project. Craig said, yet to complete is to finish the last segment of the pipeline, make improvements at the water treatment plant, and negotiate the costs of the plant operation with the City of Wilsonville. Craig said, Resolution 2011-025 is for authority to find permanent financing for the \$10 million line of credit and borrow \$4 million to continue work on the water project. Craig informed the Council that Ray Bartlett, financial advisor, has incorporated all funding and future funding into his analysis.

Craig indicated that a later resolution would address water rates. He said the initial estimate for the water only rates, for the average homeowner, was estimated to be \$68 by 2009. The proposed resolution will put rates at about \$58 per household. Water rates have increased slower than as estimated by the original estimates. Rates in the future could go up based on negotiations with Wilsonville, or could go down based on population growth, unbudgeted SDC fees or operation costs.

Mayor Mays thanked Craig and commented he appreciated all the work done by City staff, the consultants, and Councilors to continue to use best practices to keep rates as low as possible for our community.

Mayor Mays asked for Council questions or comments.

Councilor Luman stated he agrees with the Mayor that staff has done a good job and asked if water rates going down meant the individual water rates would decrease. Mayor Mays suggested that the rates going down would mean future rate increases for water customers would not be as great. In short, the anticipated increases will be less if the population grows and development increases, SDC help, and if operation costs are controlled.

Mayor Mays commented on how source costs are controlled because the Willamette River is free. Water providers that were not chosen by the City are continually raising their rates.

Mayor Mays asked for questions from Council.

Councilor Folsom commented on how hard it was for the Council to raise rates but understands how wise a decision the water project has turned out to be. Councilor Folsom said she wants

citizens to understand that Council has really looked at and considered the issues and is trying to control costs. She stated that it is fiscally responsible to continue to create a water source for our community.

With no other Council comments, Mayor Mays asked for a motion.

MOTION: FROM COUNCILOR DAVID LUMAN TO APPROVE RESOLUTION 2011-025, SECONDED BY COUNCILOR BILL BUTTERFIELD. ALL COUNCIL MEMBERS VOTED IN FAVOR.

Mayor Mays suggested Council address Resolution 2011-027 before Resolution 2011-026.

C. Resolution 2011-027 Setting rates for water use and repealing Resolution 2009-018

Finance Director Craig Gibons, Gülgün Mersereau and Ray Bartlett remained at the table.

Craig explained that this resolution concurrent with the debt funding provided by Resolution 2011-025 shows a potential lender that the City is serious about taking care of its debt. Resolution 2011-027 calls for an increase of water rates on July 1, 2011 of 7.5% and on January 1, 2012 an increase of 4%. The rate increases are within the framework of the rates that were set in 2006.

Mayor Mays asked for Council questions.

Councilor Folsom stated that the resolution repeals Resolution 2009-018 and asked what it was. Craig answered that it is the resolution setting the current water rates.

Councilor Henderson asked for the reason for increasing the rate twice? Ray Bartlett answered that it was easier on the rate payer and allowed for an adjustment, if needed, should population change and demand change.

City Attorney Paul Elsner recommended that the resolution include the wording that the resolution be effective immediately upon approval as required by state statute.

MOTION: FROM MAYOR MAYS TO AMEND RESOLUTION 2011-027 TO ADD A SECTION THAT STATES THAT THE RESOLUTION IS EFFECTIVE UPON PASSAGE, SECONDED BY COUNCILOR DAVID LUMAN. ALL COUNCIL MEMBERS VOTED IN FAVOR.

Mayor Mays asked if there were any more comments, with no comments received the following motion was made.

MOTION: FROM COUNCILOR LINDA HENDERSON TO APPROVE THE AMENDED RESOLUTION 2011-027, SECONDED BY COUNCILOR BILL BUTTERFIELD. ALL COUNCIL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed Resolution 2011-026.

D. Resolution 2011-026 Appointing new Audit Firm

Finance Director Craig Gibons explained that the City has completed a Request for Proposals process in order to retain a new audit firm. He said eight responses were received which were narrowed down to three. The interview team consisting of Finance Director Craig Gibons,

Accounting Supervisor Julie Blums, PW Program Manager Amy Burns, and Economic Development Manager Tom Nelson all supported Talbot, Korvola, and Warwick LLP (TKW), but recognized that they were the highest bid. Craig informed Council he was able to negotiate with TKW and they lowered their bid and asked for a five year contract in return. This five year contract is contingent on the completion of the previous year's audit.

Mayor Mays complimented Craig on being able to get a better deal. Craig stated that he wanted the Council to have access to the best.

Mayor Mays asked for Council questions.

Councilor Butterfield asked if the price drop made TKW lower than the other firms thus making their price more competitive. Craig answered that they did and in addition they would be analyzing City business processes to improve performance.

Councilor Folsom asked what the previous firm charged the City. Craig said it was less, that they had bid this year as well, and that their bid was competitive with the rest. Councilor Folsom asked if it was typical for a city to change auditors. Craig answered that it was and that the City had used the previous firm for at least 8 years if not more. Councilor Folsom then asked if Robert Moody from TKW was the same who had been a Finance Director for the City. Craig said that it was and that he was the only one who had experience on the other side of the table. Councilor Folsom commented that she liked the experience and was excited by the idea of training City Councilors as well.

City Manager Jim Patterson thanked Council and said as it was due to their comments and questions that helped City staff map out the criteria for choosing a new audit firm and thanked the Council for their efforts to understand.

Mayor Mays asked for Council comments.

Councilor Luman commented that he likes the fact that the new firm will assist in City processes to help the City become more efficient.

Mayor Mays commented that after a growth spurt, the City is on a shelf of growth and now is a good time to move forward in this direction.

Councilor Langer commented, for the benefit of the public, that the information presented tonight is a lot of material and has been in Council's hands for some time and there have also been work sessions to explain the material. He indicated that the decisions made tonight have not been made quickly, but with much contemplation.

Mayor Mays asked for other Council comments or discussion. With none received, the Mayor asked for a motion.

MOTION: FROM COUNCIL PRESIDENT DAVE GRANT TO APPROVE RESOLUTION 2011-026, SECONDED BY COUNCILOR LINDA HENDERSON. ALL COUNCIL MEMBERS VOTED IN FAVOR.

Mayor Mays addressed the next agenda item.

7. CITIZEN COMMENTS

Carolyn DeBartola, 15525 SW Thrasher Way Sherwood, commented that her water bill has a lot of fees that do not relate to water. She asked about the street light fee on her water bill she asked for an explanation of its origin.

Mayor Mays explained that the water utility bill covered water, sewer, and storm sewer as dictated by Clean Water Services. The bill is broken down so that it is clear where all the money goes. In addition, several years ago, in order to meet the growing needs of street maintenance and the cost of street lights, the Council placed a \$5 fee on the utility bill for residential, with a \$10 fee for commercial. When the City brought the utility billing back in house the Council and the Budget Committee wanted to be more clear about where the money went.

Ms. DeBartola asked if this fee was not part of the general fund in the past and why it is no longer.

The mayor answered that there were two reasons. Property tax limitations fell short of paying for essential services; street maintenance, lights, parks, libraries, police, etc. The other being the gas tax that is shared by jurisdictions has remained steady, but the cost of gas and street maintenance has gone up. Similar situations have taken place with other taxes such as a franchise fee with phone bills. When people stop subscribing to land lines that revenue that was also used for streets went away. The result is that communities, Sherwood included, have put that fee on the utility bill.

Ms. DeBartola questioned why there was not any notification that these fees would be charged on her water bill and what else could she expect in the future.

Mayor Mays commented that the City was trying to communicate and be honest by being transparent on the fees. He mentioned that articles are put in the Archer and the City Council and Budget Meetings are broadcast via public access in an effort to reach out.

City Manager Jim Patterson interjected that the fee is not a new fee, but that the Budget Committee and Council decided to break down the \$5 street fee to a \$2 street fee and a \$3 street light fee. It now shows up as a new line item on your bill but the \$5 fee has been there for three years. The break out is a direct result of action that was taken by the Budget Committee and Council in the last budget.

Ms. DeBartola stated that she had a \$5 street fee and a \$3 light fee.

Mayor Mays agreed that such an issue will need to be looked into. He mentioned that the fee schedule is looked into annually as part of the budget process. There is currently a review of the street maintenance fee to assure that it is at the right level to maintain our streets. The state legislature also passed a new gas tax that went into effect in January of this year. The City is waiting to see if the gas tax is enough to meet the City's street maintenance needs.

Ms. DeBartola asked that an article be placed in the Archer when the time comes.

Mayor Mays asked if anyone else would like to give public comment.

Gene Stewart, PO Box 534 Sherwood, came forward and congratulated the City on choosing a good firm to do the audit. Mr. Stewart believes there will be some good results coming from the decision.

Councilor Folsom and Councilor Luman acknowledged that coming from a CPA that it meant a lot to hear it.

With no other citizen comments, Mayor Mays addressed the next agenda item.

8. CITY MANAGER REPORT

City Manager Patterson turned a few minutes over to Finance Director Craig Gibbons who compared the projected expenditures with the actual budget. Craig stated that the City is staying within the legal limitations.

Mayor Mays commented that the report demonstrates that Jim Patterson and city staff are being wise with the use of community dollars that may result than a higher than estimated reserve.

City Manager Patterson then pointed to the excellent operation of the Fieldhouse by Recreation Coordinator Lance Gilgan and said revenue is up by about 5% and Lance and his staff under Community Services Director Kristen Switzer leadership are doing a terrific job. As the Fieldhouse is open late on weekends, this requires a dedicated staff. Mr. Patterson suggested we can make success stories like that at the Field House elsewhere in the City.

Mr. Patterson announced that April is National Library Month with April 10-16th being National Library Week. National Library Month was first sponsored in 1958 by the American Library Association. We have lots of people who visit our library, so it will be a special month as we celebrate libraries.

Mayor Mays addressed the next agenda item.

9. COUNCIL ANNOUNCEMENTS

Councilor Butterfield stated he continues to try to meet all City employees and said he and Councilor Langer went to the Police Station to meet staff. Councilor Butterfield complimented Police Chief Groth on his great staff. Councilor Butterfield said he feels the City and management are going out of their way to do a great job with minimal staff.

Councilor Luman commented that Sherwood has fewer officers per capita than other jurisdictions. Chief Groth confirmed that the City has about a 1.3-1.4/ 1000 officer ratio where the average is about 1.7-2.0/1000 ratio. Council Luman commented that the Planning Commission continues to revise the Planning Code and bring it up to date. He mentioned on Thursday, March 17, he will be attending the YMCA Board Meeting.

Councilor Henderson reminded of an free concert scheduled for March 18th, the Travis Brass Band from the US Air Force Band of the Golden West at 7 pm at the Sherwood High School PAC.. Ms. Henderson reported the Sherwood Cultural Arts Steering Committee continues to develop the business plan and discussed the proposed budget for the Cultural Arts Center. On March 31st they will be developing a mission statement. Councilor Henderson, Councilor Folsom, and Councilor Butterfield serve on the committee with a number of citizens and staff members. A public meeting will be held April 7th and 14th. PARC resources, out of Bend, Oregon is developing a business plan in hopes of making the Center self-sustaining in the near future after it opens.

Councilor Folsom reminded the community of an upcoming event, Voices for the Performing Arts concert to be held with Michael Allen Harrison in May, which now has a new format. Ms. Folsom explained the format as follows; The first half of the concert will be with community choirs and Michael Allen Harrison. Citizens are invited to participate in the second half of the show by competing in a talent contest with cash prizes for two divisions. Ages 16 and older will compete for \$100, \$200, and \$300 prizes. Ages 15 and under will compete for \$50, \$75, and \$100 prizes. Visit the foundations website at www.vpafoundation.org to find out how to upload your application to YouTube. On the night of the concert, audience members will be able to vote for their favorite contestant by texting. Look for posters that say Big Time Small Town Talent Contest.

Mayor Mays reported he went to Washington DC to advocate for our City and communities the area for Federal dollars. He was joined by several regional elected officials and Washington County was well represented. Officially, it was for JPAC a subsidiary of Metro. Mayor Mays attended several meetings about funds. He found that jurisdictions should continue to keep asking for Federal dollars. Mayor Mays stated that he was on his way to a meeting when he heard about the earthquake in Japan. Just two weeks ago he had obtained a presentation from the Oregon Red Cross about the possibility of an earthquake off the coast of Oregon. The earthquake hit close to home because of our sister city in Japan (which was not directly affected) but many families in Sherwood host Japanese exchange students. Our sympathies go out to Japan as well as those living on the Oregon Coast who have been affected.

Mayor Mays recessed the City Council Meeting to an executive session at 8:27pm.

EXECUTIVE SESSION

- 1. CALL TO ORDER:** Mayor Mays called the meeting to order at 8:37pm.
- 2. COUNCIL PRESENT:** Mayor Keith Mays, Council President Dave Grant, Councilors Linda Henderson, Robyn Folsom, Bill Butterfield, Matt Langer and David Luman.
- 3. STAFF PRESENT:** City Manager Jim Patterson and City Attorney Paul Elsner.
- 4. TOPIC DISCUSSED:** Performance Evaluation of the City Manager, Pursuant to ORS 192.660 (2)(i). Council entered into discussion about the City Managers performance and all members participated in the discussion consistent with the criteria adopted in open session.
- 5. ADJOURNED:** Mayor Mays adjourned the Executive Session at 9:49pm and reconvened to the regular Council session at 9:50pm.

REGULAR COUNCIL MEETING

- 1. CALL TO ORDER:** Mayor Mays reconvened at 9:50pm
- 2. COUNCIL PRESENT:** Mayor Keith Mays, Council President Dave Grant, Councilors Linda Henderson, Robyn Folsom, Bill Butterfield, Matt Langer and David Luman.
- 3. STAFF & LEGAL COUNSEL PRESENT:** City Manager Jim Patterson, Community Development Director Tom Pessemier, IT Director Brad Crawford and City Attorney Paul Elsner.

Mayor Mays stated that the City Manager has just received his review the review is done annually and all Councilors would be given an opportunity to give a summary. Mayor Mays stated he feels that across the board the Council is thankful that Jim is City Manager and that he is doing things the right way, striving to improve in what he does and what the City does and to use best practices. The Mayor stated he is proud to have Mr. Patterson on board and wants him to remain for a long time. Mayor Mays stated he wants the citizens of Sherwood to know that the right person is leading the City, citing several issues discussed in the Council meeting earlier tonight.

Councilor Luman said he appreciates Jim's passion for his job and the City and hopes that everyone is aware of how much Mr. Patterson cares for this city. Mr. Luman echoed the Mayor's sentiments that Jim is doing a good job.

Councilor Butterfield stated he agrees with the previous comments. Councilor Butterfield said he understands the value of have a great leader and believes Jim is doing a great job.

Council Henderson commented that it has been a difficult year on many levels. There has been a lot learned in the past year by members of the council and leaders in the community. She said Mr. Patterson continues to help the community and the Council find its role and assure transparency to the community members. Ms. Henderson thanked Mr. Patterson for encouraging her to be a better member of Council and the community, indicating that Mr. Patterson will often offer a global perspective to her challenges. Councilor Henderson stated that the City is lucky to have Jim and asked that he ask the Council for things when he is not getting what he needs from Council.

Council President Grant stated he believes it has been a smooth transition from the previous City Manager and that Mr. Patterson is the right person, for the right time, and for the future of the city as it moves forward. Council President Grant said he has watched the City Manager improve and appreciates that there is always a plan to improve. He said a lot of cities would like to have someone with the set of skills and leadership.

Councilor Folsom said she would not take much time to add to what has already been said. Councilor Folsom said she appreciates that Jim wants to make the Council a better, more effective team. Council Folsom said she appreciates the personal growth she has received by being a City Council member and the mentoring she has received from the City Manager to understand what it means to be a City Councilor and a better citizen.

Councilor Langer said he is new at being a City Council member but has work with Mr. Patterson in the past. He said a measure of a leader can be made by the people he surrounds himself with. Professionally, Mr. Langer said he has nothing but rave reviews for Mr. Patterson and the City staff, not only from himself, but from Mr. Langer's business associates. Mr. Langer stated Sherwood is his hometown and the city means a great deal to him. Councilor Langer said he is very proud to have Mr. Patterson as our leader of this healthy and vibrant city. Mr. Langer stated that he does not give praise lightly.

Mayor Mays stated that it is quite clear the Council is happy with Mr. Patterson's performance. The other public portion of the City Manager's review is any adjustments to compensation. Per the contract, City Council can give a raise or bonus.

Council President Grant said he views a bonus as a reward for a completed goal and is open to creating the structure for a bonus, but feels a raise in salary is more in order.

Mayor Mays stated that within the city a step increase is typically 2-2.5%.

Councilor Luman said he would potentially support an increase but asks Council to be cognizant and good stewards of what can be done.

Council President Grant said he feels that the Sherwood City Manager pay scale is behind as compared to like cities.

Councilor Folsom said she is very concerned about the economic times and compared with raises or COLA's not given in the private sector.

City Manager Patterson thanked Council for their kind comments. Mr. Patterson said he is also concerned about economic times. Mr. Patterson said he is happy to have a job and values the work he does in the City, with the Council, and in the community. He finds the praise he has received as invaluable and would like to defer greater compensation at this time to a future time of Council's choice.

Councilor Luman acknowledged the gesture and stated that Mr. Patterson should at least receive the COLA. Mayor Mays stated that by contract the City Manager will receive the COLA. Mr. Patterson stated that he would like to reserve the right to determine, as he works with his team, as to at some point he may decide that this be an issue that is deferred as well. Mr. Patterson stated he wants to ensure he is not in a position that he is asking other people to do something that he is not willing to do. Mr. Patterson stated this will be a decision he will make as the Chief Executive Officer of the City and will report back to the Council as a part of the budget process.

Councilor Folsom thanked the City Manager for taking a step in that direction.

With no other comments received, Mayor Mays adjourned the meeting.

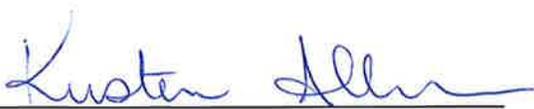
4. ADJOURN: Mayor Mays adjourned at 10:45pm.

Attest to Executive Session Minutes:



Paul Elsner, City Attorney

Submitted by:



Kirsten Allen, Administrative Asst.



Keith S. Mays, Mayor
Dave Grant, Council President