



SHERWOOD CITY COUNCIL MEETING MINUTES
22560 SW Pine St., Sherwood, Or
September 26, 2017

SPECIAL SESSION

1. **CALL TO ORDER:** Mayor Clark-Endicott called the meeting to order at 7:02 pm.
2. **COUNCIL PRESENT:** Mayor Krisanna Clark-Endicott, Council President Jennifer Harris, Councilors Kim Young, Sean Garland, Jennifer Kuiper and Sally Robinson.
3. **STAFF PRESENT:** City Manager Joseph Gall, Police Chief Jeff Groth, City Attorney Josh Soper, Community Services Director Kristen Switzer, Finance Director Katie Henry, Administrative Assistant Colleen Resch and City Recorder Sylvia Murphy.

The Mayor addressed approval of the agenda and asked for a motion.

4. **APPROVAL OF AGENDA:**

MOTION: FROM COUNCILOR JENNIFER KUIPER TO APPROVE THE AGENDA, SECONDED BY COUNCILOR KIM YOUNG. MOTION PASSED 6:0, ALL PRESENT MEMBERS VOTED IN FAVOR.

The Mayor addressed the next agenda item.

5. **NEW BUSINESS**

A. Resolution 2017-070 Authorizing the City Manager to execute a Master Services Agreement and Scope of Work with HealthFitness

City Manager Joe Gall recapped the staff report and stated last yesterday afternoon staff wrapped up the negotiations with HealthFitness (HF) in terms of the contract that Council had directed staff to negotiate back on August 15. He said as a reminder the negotiation deadline Council gave was October 15. He said the Council received those documents yesterday afternoon and they were also posted on the City's website at approximately 8:30 pm. He said this morning staff switched gears from negotiating the contract to evaluating the contract. He said the staff report poses the question, "is this a good contract for the City and should the Council sign it". He said from his perspective as the City Manager he is not recommending the Council sign the contract, as there is too much financial risk associated with the contract that is before the Council. He said there are details in the staff report and he can review the information with the Council if they choose. Mr. Gall offered to answer Council questions.

Mayor Clark-Endicott asked to have discussion about the process and asked what brought about the process.

Mr. Gall replied largely from his perspective was the end of the 20 year agreement that was looming in 2018. He said there was a long history going back 3-4 years, but with this Council there was a consensus around looking at options. He said in terms of looking at options and not just signing on with the current operator, the YMCA, the Council wanted to see options. He said we talked through this as a Council and staff advised one way of doing this was through an RFP, asking operators, including the YMCA, if they were interested in submitting a proposal. He said the Council also, before the RFP, did a report through Ballard King, as at the time there was interest from the Council that the City operate the facility and if we could operate it. He said one of the results of the Ballard King study was that this was not a good idea. He said this option then dropped off. He said it was a question of the Council wanting choices and not wanting to just renew with the current operator.

The Mayor stated the contract ended and this is a normal governmental process of going through all of the options, and we are doing our due diligence and being financially responsible by looking at all the options. Mr. Gall replied, correct.

The Mayor asked if the Council had questions for staff. With none heard, she asked for Council discussion.

Council President Harris said with the recommendation to not move forward with HF, do we have to vote, or can I make a motion to cancel the RFP.

City Attorney Soper repeated the question as he heard, "does the Council have to make a motion to approve the resolution?" Ms. Harris added or make a motion to cancel the RFP, is there a legal way to go about it?

Mr. Soper replied, you don't have to make a motion to approve the resolution if nobody wants to make the motion, then there would be no action on the agenda item. He said the Council could in connection with discussion of this item make other motions, if there is something else the Council wanted to do in relation to this process.

Council President Harris replied for her personally she did not see this going anywhere and believes it's clear where everyone stands and it makes sense to her to cancel the RFP process and look at another option.

Council President Harris stated the following motion.

MOTION: FROM COUNCIL PRESIDENT HARRIS TO CANCEL THE RFP PROCESS. SECONDED BY COUNCILOR ROBINSON.

The Mayor asked for council discussion.

Councilor Kuiper asked Council President Harris, if by canceling this process what would she have in mind for the next step? Ms. Harris replied she personally thinks the City should sell the building and look for a buyer. She said this is what we have always thought and have talked about. She said we did get the dollar amount of what it was worth and there was some hesitation because it is not nearly worth what we paid and some of the Council was concerned that this would be an issue for the community, but clearly it does

not matter what we do, as some will like it and others won't. She said she believes she knows where we will be if we continue with HF and said we know where we will be if we start negotiating with the YMCA and it makes sense to cancel it and sell it. She said she believes she needs to make that a separate motion.

Mr. Soper confirmed the motion on the table was to just cancel the RFP. Ms. Harris confirmed. Mr. Soper said if you do that, then you are back at square one and all the options are on the table. He said the Council could do another RFP process, they could try and sell the building, or they could negotiate a lease.

Councilor Robinson stated Mr. Soper said one thing that is confusing, that we are back at square one. She said the only option that she sees that is not back to square one is that we have already given our written notice to the YMCA that we will not be renewing the contract. Isn't that correct?

Mr. Soper replied, that's correct, but back at square one in terms of what could be moving forward separate from that existing contract. He said the existing contract has been terminated and that notice has been sent, so you would be back at square one in terms of what would we do moving forward with this facility.

Councilor Kuiper asked what is the difference between cancelling the RFP and just moving to the next step from what we have already started. Mr. Soper replied, if you don't cancel the RFP and you continue through the RFP process then the direction given with the resolution that was adopted on August 15, would be for the City Manager, if the negotiations fail with the first ranked proposer, to move on with negotiating with the second ranked proposer. He said the City Manager would be negotiating an operating agreement with the YMCA as the second ranked proposer. He said this is different from selling the building or potentially leasing the building, or doing another RFP process for an operating agreement.

Councilor Kuiper said she would like to see the Council vote on what's before them right now and said there is no reason why we cannot make a motion at some point, as she believes at some point we can do that, but at this point she has "this" is on her plate and she wants to take care of that before she moves on to something different.

Council President Harris said she is totally fine with this and said she received about 50 emails within the last week asking to cancel the RFP process. Ms. Kuiper replied she had people asking her as well, and said she doesn't believe the Council has to make that decision tonight.

The Mayor stated, if she is understanding the City Attorney, we don't have to vote on this at all. She said it does not appear that staff is interested and she is not hearing on the floor that there is a lot of interest in moving forward with the proposed resolution, and she is hearing it dying on the floor. She said she would not declare it so until she asked that question. Councilor Garland interjected and said he has not spoken yet.

The Mayor said she would not declare that until she has heard that, and said she is not hearing a lot of interest in moving forward with the resolution as it sits and that is the only business currently on the docket and at that point we can then talk about what we do moving forward.

Councilor Kuiper asked why we don't just treat it like every other resolution.

The Mayor said it is her understanding under Robert's Rules of Order, only a person who supports a resolution can actually make a motion for the resolution. She asked if this was correct. Mr. Soper replied,

no, he does not believe this is true. He said someone would have to make a motion and a second, but it doesn't have to be someone that is going to vote in favor of it.

Mr. Soper reminded the Council that there is a motion and a second on the table that is different than the resolution and the Council needs to resolve the motion that is currently on the table, which is to cancel the RFP process.

The Mayor said she is also hearing a lot of interest in cancelling the RFP process, with argumentation that it was not performed correctly. She said she followed the staff's recommendations and does not know why there is this perception, and noted perception is sometimes reality, and it did not matter to her.

Council President Harris replied it was interesting to her that they are ok with the RFP process, if it's the YMCA that we are negotiating with, but not HF.

Councilor Young said she would also entertain possibly canceling the RFP, but still believes the Council should address what's before them first. She said the RFP can be cancelled at any time and it doesn't have to be prior to what's on our plate, which is why are we here tonight and called an emergency meeting.

The Mayor clarified that it was not an emergency meeting, it was a special meeting. Councilor Young replied, with a 24 hour notice.

The Mayor stated she is glad Councilor Young brought this up and believes the issue has become very divisive in the community and said Councilor Young can call it an emergency and she would be ok with that, although it is not the correct term. She said she believes for a lot of people it has become an emergency and asked what's wrong when there is not a meeting that is scheduled for the planning commission, and the Council has the information and staff is recommending against moving forward, why not bring that before the Council. She said she thinks this is a good thing and believes we should be talking about the hard issues and not pretending that there are not hard issues that exist in our City and believes this is our responsibility as the elected leaders. She said she did not have a problem coming here with 24 hour notice and she thinks it's important enough and everyone here thinks it's important or they would not have come.

Council President Harris replied if we are going to cancel it or consider it, it seems silly to go through the motions of spending all the time voting on it.

Councilor Garland said he would like to go in order and vote on the resolution that we were called here tonight to vote on. He said the outcome of that vote will lead us in the direction of where we will go from here and if the Council wants to talk about cancelling the RFP then we can talk about that after or can talk about that next week at our meeting which has no items on the agenda other than the consent agenda, since we've called this meeting this week, so can have that discussion and that could perhaps give us as a council a week to think about what we want to do next, rather than voting on that tonight without any chance to think about it. He said he spent last night trying to read a contract that he received at 5:45 pm. He said he does not appreciate being put in a position to not only review a contract immediately on a process that we spent months on, but then also to decide to cancel an RFP with 15 minutes notice. He said he would like to address the resolution that is before them tonight and see where we go from there.

The Mayor said she tends to agree with Council President Harris and it's silly to spend a lot of time on a resolution that is not going to pass, and said if that makes you feel better, whatever.

The Mayor informed the audience if they were going to yell out, she would just wait.

The Mayor said to the Council President that she made a motion to cancel the RFP and has a second. The Mayor asked if she wanted to remove it.

Council President Harris asked if she should remove it or if they should vote. Mr. Soper replied at this point because the chair of the meeting has stated the motion, it has been placed before the full Council, we would need to have unanimous consent to withdraw the motion or we would have to vote on the motion.

Council President Harris said she is happy to withdraw it. Councilor Robinson said she is not.

The Mayor replied she is not hearing interest in it and if they want to go in order, it did not matter to her.

Councilor Kuiper replied she would like to go in order simply because there has been a lot of work put into this contract and she feels there needs to be some closure for City staff and for HF.

The Mayor asked Mr. Soper to restate, as she did not understand if they needed to vote on the motion.

Mr. Soper said the Council has a motion on the table that has been moved and seconded, so they can either vote on that motion or if there is unanimous consent to withdraw the motion that can be done, or you can vote on a motion to withdraw the motion if you do not have unanimous consent.

The Mayor said she is ok with the withdrawal of the motion and asked if anyone had a problem with the withdrawal of the motion.

Councilor Harris stated that Councilor Robinson did not want to withdraw her second and the Council could just vote.

Councilor Robinson stated she would withdraw her second. Council President Harris said she would withdraw her motion. The Mayor confirmed the withdrawals and said the Council would move forward with the resolution, that she is not hearing any support for.

The Mayor asked for a motion or discussion. With none heard, she said the problem is no one wants to make the motion.

Councilor Young said she would make the motion and stated the following.

MOTION: FROM COUNCILOR YOUNG TO APPROVE RESOLUTION 2017-070 AUTHORIZING THE CITY MANAGER TO EXECUTE A MASTER SERVICES AGREEMENT AND SCOPE OF WORK WITH HEALTHFITNESS. SECONDED BY COUNCILOR KUIPER.

The Mayor asked for Council discussion.

Councilor Robinson said she had a question and said a motion has been made that we accept the contract with HF in contrast to the staff recommendation. She said she just wants to clarify that was the motion that has been made.

Mr. Soper clarified, if you vote in the affirmative, you're voting to approve the contract and if you vote in the negative, you're voting to disapprove to contract.

Councilor Young clarified and said, just because you've made the motion does not mean you approve it. Mr. Soper replied that was correct.

The Mayor said it seems like a procedural snaffoo and said she appreciates all the work that the staff did in preparing this and believes this was a great exercise to pull out what we are looking for, the things that the City Council and citizens value in the recreation facility and in recreation in the City in general. She said she believes it was a good process and thanked staff for their hard work and for making a recommendation to the Council.

The Mayor called for a vote.

VOTE: MOTION FAILED 1:5 (COUNCILOR ROBINSON VOTED IN FAVOR), (MAYOR CLARK-ENDICOTT, COUNCILORS KUIPER, YOUNG AND GARLAND VOTED AGAINST), (COUNCIL PRESIDENT HARRIS VOTES AYE AT THE TIME NAY VOTES WERE CALLED AND UPON COUNCIL REVIEWING OF THE VIDEO IT APPEARS THAT WAS HER INTENTION TO VOTE NO AND THAT THE VOTE SHOULD BE TALLIED ACCORDINGLY.

Councilor Robinson stated the following motion.

MOTION: FROM COUNCILOR ROBINSON TO CANCEL THE RFP AND SELL THE BUILDING.

The Mayor stated there are two parts to the motion that was just made and asked Councilor Kuiper if she had comments.

Councilor Kuiper said she would just move that we cancel the RFP and then we can talk about the next steps later and said we have already made the motion to cancel HF and she wants to make sure with the City Attorney that this keeps all of our options open for moving forward, including negotiating contract terms with the existing operator, correct?

Mr. Soper clarified and asked, what keeps all options on the table? Ms. Kuiper replied, making a motion now to cancel the RFP process.

Mr. Soper replied if we cancel the RFP process...Ms. Kuiper interjected and said all the options remain on the table, correct? Mr. Soper said, except if you wanted to do another operating agreement you would need to do another RFP process, as opposed to a lease or a sale which are real property transaction and are exempt from the public contracting code, but to operate the facility would be subject to that.

Ms. Harris asked if we could negotiate with the current operator outside of the RFP process. Mr. Soper replied you could potentially do some sort of short term renewal to buy more time.

Ms. Kuiper said, if we cancel we take away one of those options for negotiating, but we also allow us the option to move forward with a sale and other things. Mr. Soper replied you would have to do an additional

process before you could negotiate a new operating agreement. He said the option is still on the table, but you would have to go through a competitive process to do that.

Councilor Garland asked if that competitive process would be similar to the RFP that they just did. Mr. Soper replied you could structure the RFP differently but it would be a RFP or you could do an invitation to bid where it's just based on dollar and cents.

Councilor Garland said he is against this idea and said he does not think we need to do that and believes there has been a lot of talk about the process and said we just voted no on the contract with HF, let's talk to the YMCA next.

Councilor Young said to clarify, if we had cancelled the RFP we lose our right to negotiate with the YMCA, and we can't outside of this process, negotiate with the YMCA because it needs to be an open public process, and said we lost our right because we voted on the resolution to cancelled our contract with the YMCA effective next October?

Mr. Soper replied no, and said under Oregon Public Contracting Law in order to procure a service you have to do a competitive process unless one of the exceptions applies. Councilor Young replied, but had we not cancelled that contract we could have renewed it without....Mr. Soper said we could still do that, and do some sort of an extension of the existing contract.

Councilor Kuiper said she needs to think about this and said we have a meeting on October 3 and she needs a week to talk to you (Mr. Soper) and get her head around this and said she is not ready to make any kind of decision.

Councilor Garland said Mr. Soper said we could agree to extend the contract a year and asked if that would take a unanimous vote of the Council to agree to extend that contract. Mr. Soper replied a majority vote.

The Mayor said what she is hearing from people, because she thinks that this process is very confusing and said there's lot of information that we are going through and we are trying to go through it in an orderly process with lots of emotion from the public which is understandable, and said you love what you love and there is nothing wrong with that. She said but we have to serve everyone in the City within the financial constraints that we have, and said she thinks the Council did very well today in going through the process and looking at all the options and negotiating in good faith and it did not meet the mark and now we are at a point where we have this facility which is not brand new, and has heard many Councilors and people say, one of the constraints for this facility providing services to our public was the state of the 20 year facility. The Mayor said it's like a 20 year old house and you are going to have to need new windows and paint, and maintenance and said what ends up happening is, that responsibility is on the City. She said if we had an outside operator for that facility that's on us and the Sherwood citizens.

The Mayor referred to staff and said they provided the Council with information during this process about projected needs for that building and said she knows there are broken tiles and a lot of capital needs. She asked what those numbers are. The City Manager said he did not believe staff looked at that in detail. The Mayor said she would be interested in seeing this information, and the City Manager said the Public Works Director has forecasted information. She said she heard a lot of citizen comments regarding fiscal responsibility and said it's important to her that we are addressing, before we make a decision, and she is not against having time to do it, but make a decision that is fiscally responsible. She said you can't make a

fiscally responsible decision without knowing the numbers. She said this is the time, now that we are through that first offer, to ask staff what do you need to see and said she needs to see what is that facility going to cost the citizens to keep an operator in. She said she is hearing the YMCA give us an offer to operate it without any risk and that is good on the operation piece but that does not keep us from risk of the facility maintenance.

Council discussion occurred questioning if there was a motion on the floor, and Mr. Soper said motions were received but not seconded.

City Manager Gall said staff can bring cost information to the Council.

Councilor Young said she thinks this is important and believes this should have been asked prior to this. Council comments were received that the Council has information but it has not been broken down into annual maintenance costs.

Councilor Young asked if staff would be able to determine what would be the City's part and what would be the YMCA's part. Mr. Gall confirmed.

Councilor Harris said she believes it could all change with a new contract anyways.

Councilor Kuiper said regardless of who is operating it, everyone agrees the building needs to be upgraded and expanded regardless. She said she does not believe it is material to the RFP process and believes it provides context.

The Mayor said the only reason she believes it is material is because at this point, our first option is off the table, at this point all options are on the table and if we have all options on the table....

Councilor Robinson said, she agrees, it is not material.

The Mayor said, she would like to know the information and Councilor Kuiper said its good information to have.

Councilor Young said the only option now that's currently on the table is moving to the second ranked proposer. The Mayor asked Mr. Soper if that was correct and asked aren't all options available at this point in the process.

Mr. Soper replied yes and no.

Councilor Garland asked, we are still under the RFP correct?

Mr. Soper replied we are still proceeding under the RFP process and you have the option of proceeding under the RFP process, or cancelling the RFP process and then all the subsequent options we discussed earlier about selling or leasing or doing another RFP are available.

Councilor Garland said at this point we have a single motion to cancel the RFP and there hasn't been a second, so as of right now our path forward is to continue with the RFP.

Mr. Soper replied, unless that motion is seconded and passes, the default would be to continue.

Councilor Robinson said she thought we had to have a motion to move forward and direct staff to enter into negotiations with the second proposer. Mr. Soper replied, no, the resolution that the Council passed on August 15 directed the City Manager to negotiate with the second ranked proposer if negotiations with the first ranked proposer did not result in a contract. He said this time period expires October 15. He said so, if you don't have an approved contract by then, the next step is to move onto the second ranked proposer.

The Mayor addressed the next agenda item.

6. COUNCIL ANNOUNCEMENTS

Councilor Kuiper referred to and read some of the signs held up by audience members. She referred to her weight loss during this process and the sleeplessness she experienced and said it is not something she takes lightly. She stated and read a statement: *"There is a lot I want to share with you and I hardly know where to begin. As you know the vote tonight is not the end of the process, and she has no reservations that HealthFitness had the potential to offer a lot to our community, and I want everyone to know that. It scored very well with me for a reason, but it's not the business model of HealthFitness to protect the City from operational losses. With the burden of our City to pay for the unfunded part of a public employee retirement system (PERS) and the other needs of our community, the financials were the driving factor for me. Simply put, the HealthFitness business model doesn't allow financial protections for the clients they serve, and quite frankly, why would they. Asking HealthFitness to do this like a home, is like a homeowner asking the housekeeper to pay for the mortgage if in default. In my view, it was not a viable marriage. City staff, City Council and many of you have collectively spent hundreds of hours on this issue of Healthfitness and we will likely spend collectively hundreds more in the process. Thank you to the tremendous work of our City Manager, our City Attorney, our Finance Director and our Community Services Director and to all the support staff like Sylvia and Tina who work so hard on this effort. Thank you to those who sent emails to Council, especially to those of you who took the time to evaluate the options and the issues and provide us your objective feedback and comments. I hope that all of you will continue to engage throughout this process for there is still much work to be done. Many of you have thoughts and comments about HealthFitness that are equally applicable to the YMCA of the Columbia Willamette, so it is my hope that the citizens of this community will spend as much time reviewing and commenting on the YMCA Columbia Willamette as they have on HealthFitness, for I believe there is much to take note of."*

Councilor Kuiper continued and commented regarding rights and obligations. *"The citizens have the right as voters to speak and they have a right to participate by asking questions, becoming part of a board or commission, by voting, by holding their elected officials accountable and running for office. Once you become an elected official you kind of gets right too. You get to keep your first amendment rights with some limitations, you also get to keep your right to be treated equally under the law. I also believe you get the right to review material, consider options and make decisions without fear of retribution. Elected officials are obligated to understand the responsibilities of their work, to listen and respond to their constituents. Elected officials are obligated to remain as objective as possible, to be circumspect when called upon and to be humble enough to reassess decisions when needed. The public is also obligated to be informed and educated to question information sources and to be as vigilant about what they hear from others, as they are about what they hear from their elected officials. Which brings me to my final point, I believe many of you know that I do not agree with the public recall. I do not believe recalls should be used to settle political disagreements, and yes, I do understand what many of you have told me that it is more than political*

disagreement, I get that. While I recognize the rights of citizens to be heard and their right to the democratic process, I also recognize that citizens have an obligation to be discerning about what kinds of actions by their elected officials truly rise to the level of a recall. This is our community and as community members we have a right to be treated well among our neighbors and our peers and as a community we are obligated to make sure that the message we send to each other is the message truly intended. To me this is paramount to the dance of a representative republic."

Councilor Robinson stated she agrees with a lot of what Councilor Kuiper said and she thinks that it is wonderful to get public input into what we do every day, and what we have done over the last five months, in coming to the conclusion we did tonight, has been time, effort and heartache trying to figure out what is best for Sherwood. She said we approach our decisions the same as we approach this decision, every day. We have motions before us all the time, we have resolutions and ordinances, this decision was no different than hundreds of other decisions we have made. She said she would love to hear more from more people as we continue, not only this process but other decisions we make. She said we like to hear what citizens would like, even if we disagree with it, because clearly the Y and the Y support in our City is important and we have received lots of emails and while she disagrees with many of them because they have become very mean and spiteful and filled with hate, and frankly it's disappointing in many ways. She said she was not going to get into that and what she wanted to focus on is that there are certain leaders, James Copfer, Linda Henderson, Chris Elkins and Gail Cutsforth who are all trying to recall three of us for our decisions on the YMCA. She said she thinks it's completely irresponsible and embarrassing for our whole City that a small number of people could in fact have a personal vendetta so much so against our Mayor who works harder than any Mayor that I know of in the history of Sherwood, and for anybody that votes similar to the Mayor, so just because I often vote with the Mayor as does Councilor Harris, that's the reason why we are also being targeted, and she thinks this is really unfortunate. She said especially because the main focus of the recall is that we are not being fiscally responsible, well you saw tonight that we are being fiscally responsible, we have turned down a contract that would have resulted in losses, but even more so than that, we had fiscal responsibility in our minds long ago when we determined in our evaluation process that the YMCA finances were not necessarily fiscal responsible to our community. Why is that, because on the backs of our citizens we are paying for the ability of other nonresidents to come to our facility. You and I pay taxes and with those taxes goes to funding the YMCA and, I'm sorry if you don't like it, that's what the figures show, that's what the town hall showed, that's what the YMCA admissions showed, their own executives admitted to it.

Councilor Robinson responded to audience comments and said it was disrespectful to be speaking out while she was speaking and said it is disrespectful and quite embarrassing how many of, maybe not you, but many YMCA proponents choose to act at our last meeting by booing and hissing people off of their four minutes time when in fact, those of you who were doing that, you don't come up here and speak to us, we have not heard from you, where's Gail Cutsforth, she is out in the community spreading vile things about the Mayor, but she is not coming to our meetings is she. She said never was it appropriate for anyone to circulate the recall petitions and whether we were to approve the contract or not...She said the RFP process required evaluation of certain criteria and like it or not, the criteria did not include an evaluation of whether or not, and we were not asked to assign points to criteria for whether or not the people of Sherwood liked the YMCA. She said that would have given, if that had existed, would have given them an unfair advantage. She said we have to comply with public laws in appointing service contracts. She said she thinks it's a bit silly that we are going down a road that just because we voted to follow a process and not to kick the YMCA out, that was not our vote on August 15. She said we received some great news this week from our Library that we were awarded a \$5000 grant to build new readers advisory service, called

Book Match. She said the grant was a national competition for one of three awards to engage readers in a public library, sponsored by Library Aware and NoveList. The grant will cover marketing materials, display pieces, and outreach to assisted living centers. Our grant proposal referenced the great community support for reading in Sherwood and the Library's new Strategic Plan. The library has been accepted into a national cohort for small & rural libraries this year, which provides extra mentoring and training in the Edge Assessment, a national tool for public libraries. She reported the library will be closed for an in-service staff day on Monday October 9.

Councilor Garland reported he wanted to echo comments from Mayor Clark and Councilor Kuiper in thanking City staff and said the Council is the face which is what the public sees, but they don't necessarily see what City staff does and the many hours they put in. Councilor Garland named City Manager Gall, City Recorder Sylvia Murphy, City Attorney Josh Soper, Katie Henry Finance Director and Kristen Switzer Community Services Director and the many other staff members that have done a lot of work behind the scenes. He thanked the public meeting attendees and those that have attended past meetings and those that have participated in the process and sent in emails and said this has been a rewarding experience for him and he's had an opportunity to meet a lot of new people. He said he hope the participation continues and the public engagement. He commented regarding passing through these steps of the RFP process and continuing on with the YMCA and said he wanted to continue to hear from the public on what the council can do better and what the public needs. He said he thinks that HF is a great company but doesn't believe they were a good fit for our City, and thanked them for coming out to Sherwood. He said he is looking forward to talking with the YMCA and the negotiating process and said with all due respect to the YMCA, he saw support from the community but also saw things that can be done better by the YMCA and the City. He said hopefully moving forward with the negotiations we can strengthen that relationship and come to an agreement that everyone will be happy with. He urged people to work together and when leaving tonight to go do something nice and good for somebody.

The Mayor commented and said we managed to go through the process that we have to go through. She said this is the process of government and it's uncomfortable sometimes to be pulled out of our shell, but if you don't ask hard questions you don't get great results. She said this Council has been one to ask lots of great questions and unfortunately there has been lots of old grudges that have been brought out into the front that has nothing to do with the process, just old ugly wounds. She said we are a small community and that happens in small communities and it doesn't surprise her that there are people that are angry that they did not win elections, she gets it and it would not be fun, it happens. She said as Councilor Garland and she have said, it's ok to disagree, and it's not ok to be disagreeable, we can work through issues without panicking, and it's a good thing that we actually had this meeting tonight so we can conclude this portion and move on. She said what she is going to do because she wants everyone to hear about all of the great things that have been happening in Sherwood under this administration and these awesome four ladies. The Mayor recognized Councilor's Harris, Robinson and Kuiper and said she has worked with them for several years and together they have worked hard to bring wonderful things to the citizens, many at a huge financial savings or no cost to the City, because this matters to her, financial responsibility matters. She said we opened a dog park, a community garden which was paid for with a grant and is utilized by the fire fighters to donate fresh produce to our local food bank, giving additional benefit to those in need in our community, the recycle program in our parks and ballfields paid for with a grant. She said this program keeps our ballfields neat and also starts recycling rather than sending this material to the dump. She mentioned the water fund revenue recovery where she saw a problem and fixed incorrect billing, bringing hundreds of thousands of dollars to the City budget that had been overlooked by prior council's for years, by asking hard questions. She said we solved the animal rights protest issue in a residential neighborhood

that caused horrible unrest, we solved this problem and solved it fast. She said we got together and came up with a solution. The hiring of a new Finance Director where within her first year discovered the ability to refinance a loan savings the City nearly \$1 million. We hired a City Attorney, and had never had an in-house City Attorney and saved thousands in outside litigation costs. She said this Council works for the people, so to say that we are not listening to the people, she thinks is an unfair criticism. She said we have to go through the process and hear all sides of issues and then make great decisions. She said she cares about the service of the Council and cares about bringing great amenities to the citizens and if she didn't care she wouldn't do this job, because the title is irrelevant if you're not making a positive difference in people's lives. She said her favorite thing to do is a second grade tour and talk about City government and talk to kids about getting involved and understanding what your government is there for. She commented regarding City government and this being where a person can make a big difference, and the differences between federal, state and City government and City government being different. She commented regarding City government officials being here, boots on the ground talking to people in the community and this being City government at work and this being important and more impactful to you than any other level of government. She said it's important to stay engaged and involved, and it's important to disagree with each other, but disagree without being disagreeable. She said she likes it when people don't agree and thinks this is fantastic and provides an opportunity to talk about stuff.

The Mayor concluded and said she thinks there are many people who are grateful for all the wonderful things and this does not diminish the turmoil that is caused by certain issues, but you have to remember the gratefulness of what we can achieve together. She said let's keep moving Sherwood positively forward.

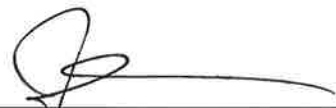
7. ADJOURN


The Mayor adjourned at 8:00 pm.

Attest:



Sylvia Murphy, MMC, City Recorder



Krisanna Clark-Endicott, Mayor

Jennifer Harris
Council President