



Home of the Tualatin River National Wildlife Refuge

**SHERWOOD CITY COUNCIL MEETING MINUTES
22560 SW Pine St., Sherwood, Or
January 6, 2015**

REGULAR SESSION

1. **CALL TO ORDER:** Mayor Bill Middleton called the meeting to order at 7:17 pm.
2. **COUNCIL PRESENT:** Mayor Bill Middleton, Council President Linda Henderson, Councilors Krisanna Clark and Dan King. Councilors Matt Langer, Dave Grant and Bill Butterfield were absent.
3. **STAFF AND LEGAL COUNSEL PRESENT:** City Manager Joseph Gall, Assistant City Manager Tom Pessemier, Public Works Director Craig Sheldon, Community Development Director Julia Hajduk, Community Services Director Kristen Switzer, Finance Director Julie Blums, Police Chief Jeff Groth, Community Center Manager Maggie Chapin, Library Manager Adrienne Calkins-Doman, Administrative Assistant Colleen Resch and City Recorder Sylvia Murphy. City Attorney Chris Crean.

4. SWEARING IN OF NEW ELECTED OFFICIALS

City Recorder Sylvia Murphy administered the Oath of Office to the incoming Mayor Krisanna Clark. Mayor Middleton stepped down from his position. Mayor Clark called forward Councilors Elect Jennifer Harris, Jennifer Kuiper and Sally Robison. The City Recorder administered the Oath of Office to the incoming Council members and they took their seats at the dais.

Mayor Clark addressed the next item on the agenda.

5. ROLL CALL

Mayor Clark asked for a roll call of the newly seated Council. Mayor Clark thanked the public and her family for their support and addressed the next agenda item. Mayor Clark asked for a motion.

6. APPROVAL OF AGENDA:

MOTION: FROM COUNCILOR ROBINSON TO APPROVE THE AGENDA AS STATED, SECONDED BY COUNCILOR HARRIS. MOTION PASSED 4:2. (MAYOR CLARK, COUNCILORS HARRIS, KUIPER AND ROBINSON VOTED IN FAVOR, COUNCILORS HENDERSON AND KING VOTED AGAINST).

Mayor Clark addressed the next agenda item.

7. CONSENT AGENDA:

- A. Approval of December 11, 2014 City Council Meeting Minutes**
- B. Approval of December 16, 2014 City Council Meeting Minutes**
- C. Resolution 2014-052 Appointing Susan Claus to the Budget Committee**
- D. Resolution 2014-053 Appointing Andy Jensen to the Budget Committee**

MOTION: FROM COUNCILOR ROBINSON TO APPROVE THE CONSENT AGENDA, SECONDED BY COUNCILOR HARRIS.

A vote was received from Clark, Robinson and Harris in favor, Henderson and King were opposed.

Councilor Kuiper did not state her vote and said as she was new to the Council, she asked for clarification of what they were voting on.

Mayor Clark said the Consent is listed and they are approving it as listed.

Councilor Kuiper asked if there was protocol to discuss resolutions.

The City Recorder clarified that Councilor Kuiper was referring to the resolutions that were previously tabled in 2014 and they are now being brought forward. She said the Council can address the items by removing them from the table or if they are left under the Consent with a majority of the Council not asking them to be removed then it is assumed that the Council is approving them to move forward.

City Attorney Chris Crean commented on consent agendas and said typically a consent agenda is approved as a whole without discussion. He said if there is an item on the consent agenda that they want to discuss they need to remove the item from the consent agenda and placed under new business. He stated this would be done as a motion. He said typically the consent agenda is approved as a whole without discussion. He said specific to the two previously tabled items, under Robert's Rules typically to remove something from the table it is done by motion and it is a two part motion. He said for example you would move to remove from the table and place before the Council for consideration or remove from the table and refer it to a committee or remove from the table and dispense with it. He said in this case that did not occur and it was placed on the consent agenda. He said if a majority of the Council declines to remove it from consent and place it before the Council for consideration under new business then there is a majority of the Council that has implicitly decided to remove the items from the table and approve under consent. He stated it is the functional equivalent of a motion to remove from the table and place before the Council. He noted that if the Council wants to approve those two resolutions without discussion they can approve them as part of the consent agenda and if they want to discuss they need to remove them from consent and place them elsewhere on the agenda.

Councilor Kuiper commented on the two resolutions and said she read in the Council packet...

Mayor Clark interjected and informed Councilor Kuiper that a motion has been made and seconded and the Council needs her vote.

Councilor Kuiper clarified that if she wants to have a discussion she has to vote "aye" or "nay".

Mayor Clark said she needs to vote.

Mr. Crean stated if she wants to discuss the items she has to vote “nay” and then the consent agenda will be before the Council and those items can be removed at that point and then they can approve the rest of the consent agenda.

Councilor Kuiper asked if they can leave them on consent and still discuss them.

Mr. Crean said if you take the resolutions out from under consent they have to be placed under another topic heading such as new business.

Councilor Kuiper asked if they are put under new business can they go back and approve them after discussion.

Mr. Crean responded yes and that would allow the Council to approve the two sets of minutes under the consent agenda.

Mayor Clark clarified that a motion has been made to approve the consent agenda and it was seconded and the Council is now voting on that motion.

MOTION FAILED 3:3. (MAYOR CLARK, COUNCILORS HARRIS AND ROBINSON VOTED IN FAVOR, COUNCILORS HENDERSON, KING AND KUIPER VOTED AGAINST).

The following motion was stated.

MOTION: FROM COUNCILOR HENDERSON UNDER CONSENT TO REMOVE ITEM C AND D AND PLACE THEM UNDER NEW BUSINESS SO THE COUNCIL CAN HAVE A DISCUSSION AND APPROVE THE MINUTES FOR DECEMBER 11 AND 16 BY LEAVING THEM UNDER CONSENT, SECONDED BY COUNCILOR KING.

Mayor Clark explained the motion and said it is not necessary and said we have talked about the appointment process for these two new Budget Committee members. She said they have been interviewed and there is no reason to continue delaying this which the former Council did for 7 months to Mayor Middleton. She said she will vote no on this motion. She asked for a vote.

MOTION FAILED 3:3. (COUNCILORS HENDERSON, KING AND KUIPER VOTED IN FAVOR, MAYOR CLARK, COUNCILORS HARRIS AND ROBINSON VOTED AGAINST).

Mayor Clark asked for a motion to approve the consent agenda.

MOTION: FROM COUNCILOR ROBINSON TO APPROVE THE CONSENT AGENDA, SECONDED BY COUNCILOR HARRIS. MOTION PASSED 4:2. (MAYOR CLARK, COUNCILORS HARRIS, KUIPER AND ROBINSON VOTED IN FAVOR, COUNCILORS HENDERSON AND KING VOTED AGAINST).

Mayor Clark addressed the next item on the agenda.

8. PRESENTATIONS

A. Eagle Scout Recognition

Mayor Clark congratulated Jared Hawk for earning his Eagle Scout Award and asked him to explain his Eagle Scout project. Jared stated his project was at Wetzel Woods which is a shared land trust between a private owner and the Tualatin Wildlife Refuge. He said he created a new 36" wide nature trail with steps. He said he moved a bridge which allowed the landowner to put in a culvert that can be used for motorized vehicles to cross. He said his Troop 116 helped and he is appreciative of his scouting journey. Mayor Clark thanked him for his service and contributions and presented him with a Certificate of Achievement.

Mayor Clark addressed the next item on the agenda.

B. Mayoral Recognition Awards

Mayor Clark asked former Mayor Middleton to come forward and present a mayoral recognition to June Reynolds. Mr. Middleton introduced June Reynolds as "Ms. History" for the City of Sherwood. He stated that she has written books, works at the Historical Society and is a gem to the community. He said every year they will be recognizing citizens that go above and beyond. He thanked her for her service.

Mayor Clark said the Mayoral Recognition Awards was a new idea from former Mayor Middleton.

Mayor Clark addressed the next item on the agenda.

9. CITIZEN COMMENTS

Nancy Taylor, Sherwood resident approached the Council and congratulated the four newly elected officials and said change is good. She provided advice and quoted Eleanor Roosevelt who said to be in politics you need to have skin as thick as a rhinoceros.

Eugene Stewart, Sherwood taxpayer came forward and said he is active with the Senior Center and requested that the City take a look at funding a pilot program to see if there is a way to provide rides for seniors to get to lunch. He said he is involved with the comprehensive plan and noted that it has been 20 to 30 years since they have done a complete plan and suggested the City provide the money to get the citizen's involved in a process of reviewing the whole plan from beginning to end. He said this needs to be put in the budget for next year. He said he hopes the newly appointed Council liaison to the Senior Center starts attending meetings soon.

Tess Kies, Sherwood resident approached the Council and congratulated all of the new members. She stated she does not like bullying and she does not like how the meeting started and hopes it gets better. She thanked Walmart who worked alongside Mayor Middleton and Councilor Linda Henderson to help with the Jeff Old's funeral. She said Jeff was employed by Walmart at the time of his unexpected death and the General Manager and others attended the funeral and provided food. She commented that everyone worked together and she would like to see that continue on this Council.

Bill Middleton, Sherwood resident came forward and provided information to the Council and referred to a ballot measure and said he wanted the Council to consider doing a Charter amendment. He said it will make sure that the voters are allowed to vote on all taxes, charges and fees imposed on residential properties by the City and includes a cap on how much can be charged. He commented on not wanting to tax people out of Sherwood and said there is enough money in the City to be successful even with a cap. He said it would monitor the budget and be fair to everyone in the community. He said if the Council does not consider he will go out and get signatures.

Mayor Clark addressed the next item on the agenda.

10. NEW BUSINESS

A. Resolution 2015-001 Declaring Councilor Clark's City Council Seat vacant

City Manager Gall said this is a formal action to declare Mayor Clark's Council seat vacant as of today. He said it would set up an election in May 2015 to fill the term because there is more than 13 months remaining in the term which is stated in the City Charter and Code. He said the next available election is May 2015. He stated this does not determine whether the Council is going to appoint an interim Councilor or how the appointment process is handled.

Councilor Henderson asked what process is outlined in the Code after a seat is declared vacant.

Mr. Gall suggested the Council act on the resolution then discuss the appointment process and the code.

Mr. Crean said under the City Charter the Council does not have to appoint an interim person but the seat has to be declared vacant.

The following motion was received.

MOTION: FROM COUNCILOR KING TO APPROVE RESOLUTION 2015-001, SECONDED BY COUNCILOR HENDERSON. MOTION PASSED 6:0, ALL PRESENT MEMBERS VOTED IN FAVOR.

Mr. Gall asked Mayor Clark if the Council would like to discuss the appointment process now.

Mayor Clark asked if the Council would like to fill the vacancy with an appointment.

Councilor Harris said she is favor of filling the seat and provide a two week notice and follow the process.

Mayor Clark referred to the Municipal Code information in the packet that says there needs to be a notice and she asked for a motion for the City Recorder to notice the vacancy.

MOTION: FROM COUNCILOR KUIPER THAT SYLVIA NOTICE THE VACANCY, SECONDED BY COUNCILOR HARRIS. MOTION PASSED 6:0, ALL PRESENT MEMBERS VOTED IN FAVOR.

Mayor Clark asked the City Recorder about the timeline and the process.

The City Recorder said the code indicates that the notice has to be a minimum of two weeks. She said the information will be posted to the website and perhaps the Archer or the Gazette if time allows. She said at that time the Council may choose to go through an interview process.

Mayor Clark said two weeks is enough time. Ms. Murphy clarified 14 days from tomorrow and the period would close on January 21 at 5:00 pm. The Council agreed.

Mayor Clark addressed the next item on the agenda.

B. Selection of Council President

Mayor Clark asked for a motion.

Mr. Gall reminded the Council that the Charter states that at the first January meeting each year the Council will select a Council President. He said it does not discuss tenure. He stated that anytime the Council takes action there has to be a motion and a second and then the Council can ask questions and make comments.

Councilor Henderson asked Mr. Gall to define the role of Council President for the audience.

Mr. Gall said the role of the Council President is to serve in the role of the Mayor when the Mayor is unavailable. He commented on the Council having 6 members and the likelihood of tie votes is higher when there are even numbers and he reminded them that a vote of 3 to 3 fails. He said a majority is 4 out of 6. He stated if there is not an agreement tonight the current Council President will retain the position.

Mr. Crean said there is substantial case law on this point and referred to Article 15 Section 1 of the Oregon Constitution as interpreted by the Supreme Court which states a public official remains in office until a successor is appointed.

The following motion was received.

MOTION: FROM COUNCILOR KING TO NOMINATE LINDA HENDERSON AS COUNCIL PRESIDENT.

He said he is making that motion based on Linda's experience as the past Council President.

SECONDED BY COUNCILOR KUIPER.

Councilor Kuiper said she would like to have a discussion and said Linda has a lot of experience.

Mayor Clark asked for a vote and said then they will discuss.

Mr. Crean stated they need to have discussion on the motion. He said they do not have to clarify how they will vote but the Council needs to provide an opportunity for discussion. He said after the discussion there can be a vote.

Mayor Clark said she would not vote for Linda Henderson as Council President for a number of reasons. She said she is an excellent Councilor but her duties as Council President over the last two years have been obtrusive. She said she was argumentative and could not work in a respectful fashion and that does not move us forward. She said Linda has done amazing things in Sherwood but this is a job title and the title is to work with the Mayor and she has proven over the last two years to not take on the job title. She noted that newly elected Sally Robinson has a legal background and would make a good Council President. She stated with a law degree it would not be difficult for her to run a meeting in a judicious manner. She said they would work well together and that is a big part of it. She commented on the number of outside meetings that she attended for Mayor Middleton because Council President Henderson was unavailable. She stated the Council President needs to be available to be the assistant to the Mayor. She commented on past behavior. She stated that she wants a Council President that is going

to answer text, emails and phone calls and move the City forward in a positive manner. She said for that reason she would not be voting for Linda Henderson.

Councilor Kuiper said Linda does have a lot of experience and noted there has been dissention on the Council but stated conflict does lead to resolution. She referred to turning away an opportunity for someone that has done work in the past and said it takes time to work things out to see if something good can be made of something that wasn't so good. She said they are a new Council and need to be acting as a team. She noted there are 2 Council seats that are not filled by the vote of the people and she suggested keeping Linda as the Council President until the two new Councilors are seated and then vote as a full body. She commented on the opportunity to work together and said she understands there have been issues in the past but would like to see them come together to work for the community.

Mayor Clark said she is always willing to work with anyone but unfortunately she needs someone that has the confidence to control the meeting. She said Linda has proven that is not the case. She referred to the pressure and dissention the last Council faced and said she does not want that again. She commented on a meeting where Linda lead the meeting in Mayor Middleton's absence and said she allowed an illegal motion on the table and she was told by the City Attorney that it was an illegal motion and said the motion was to remove her as Council liaison to the Chamber. She said Councilor Henderson allowed a vote on an illegal motion that the Attorney told her was illegal. She said that is not the action of someone who is good under pressure and can handle the position that comes with holding the gavel. She stated that is what the Council President has to do. She commented on working together and said she can work with anybody but they have to be able to run the Council meeting in a fair and reasonable manner following the law and she said that person is Sally Robinson.

Councilor Harris asked if every January they elect a Council President.

Mr. Gall said the Charter says that each January the Council must elect a Council President. He said there are no terms.

Mr. Crean said the Charter states at the first meeting each year the Council must elect a President from its membership and the President presides in the absence of the Mayor and acts as the Mayor when the Mayor is not able to perform its duties. He said the affirmative obligation on the City Council under Section 9 of the City Charter is to elect a President at its first meeting each year and does not preclude the City Council for doing so more often.

Mayor Clark said it is a job title and they need to run the meeting when the Mayor is not there. She said it is not a position of honor or a position of the most senior Council. She asked who is best fitted for this job.

Councilor King said that is why he made the argument that being a new Council with so many new Councilors. He said the issue can be revisited in the near future and said that would be appropriate.

Councilor Robinson stated that she would be happy to serve as Council President and is willing to work with Krisanna Clark. She commented on the reasons she will not be voting for Linda Henderson for Council President. She referred meeting with Linda during the campaign and asking her how she was going to work with Krisanna if she wins. She said there was no response. She commented on not seeing intensions to cooperate with Krisanna. She referred to Linda announcing before the meeting how mad she was about something Krisanna said. She stated that she is not the person to get along with the Mayor and hold the Council President seat. She said she will not take such childish actions and she is

willing to fill the seat and said it is disturbing that the prior Council could not get along. She said she is tired of the bickering, fighting, back stabbing and things being brought to the Council that do not belong at Council. She stated she will lead positively and the continuation of Council Henderson as the President is not going to move us positively.

Councilor Kuiper asked Councilor Henderson to counter and asked what she is willing to do to improve working relations with the new Mayor.

Councilor Henderson said she is now in a difficult position to defend herself. She referred to the illegal motion comment and asked Mr. Crean to comment.

Mr. Crean asked to explain what motion she was referring to and on what night.

Councilor Henderson said she was running the meeting in the Mayors absence and Councilor Grant wanted to make a motion to appoint a new Councilor to represent the Chamber which was a request from the Chamber. She said there was a motion and a second on the table and that is the motion that Mayor Clark is referring to. She said as the presiding officer she sought legal counsel and there was a vote and she voted "nay" because she did not agree with the motion and it was not on the agenda and it was a walk on. She noted that the Council has been in agreement that walk on motions are only for an emergency. She commented on the vote and said Mayor Middleton was on the phone and there was a motion and a second and action had to be taken. She said they took action and there were 3 "nays" and 4 "ayes". She asked if that was an illegal motion.

Mayor Clark said that Mr. Crean's advice at the time was that it was not a legal motion.

Mr. Crean said he would not speak in terms of a motion being legal or illegal and said a motion is either proper or improper under Robert's Rules.

Mayor Clark stated that Mr. Crean said that it is illegal under the Council Rules because the Mayor appoints.

Mr. Crean said he is not prepared to make a definitive statement regarding something that he has no clear recollection of.

Councilor Harris said she was in attendance and it was chaos.

Councilor Henderson commented on staff remembering and said if that was a violation of Council Rules which does not make the motion illegal. She said it makes it a violation of Council Rules and not an illegal motion and said that she did not make the motion.

Mayor Clark asked if Councilor Henderson's statement was that she was ok with violating Council Rules.

Councilor Henderson responded that she is not ok with violating Council Rules. She said that was an unfortunate incident and she was not aware that Councilor Grant was going to make that motion and she voted "nay". She noted that Mayor Clark has been upset and frustrated by that and said that is not something that she initiated or voted for. She referred to the comments by Mayor Clark that she attended a number of meetings on Mayor Middleton's account and said she attended a number as well and referred to incidents when Mayor Middleton bypassed her and asked Krisanna to go and that was not

something that she could control. She provided examples. She stated that she can't control who the Mayor asks to attend meetings and noted that the meetings that he asked her to attend she did attend unless she had a double commitment. She said the other part of the Council President role per Council Rules is to meet with the Mayor in a collaborative process and develop the agenda. She stated that process ended in September when Mayor Middleton refused to meet with her and asked to meet separately with staff. She noted this put staff in a difficult position and the meeting was every Thursday at 9:30 am and staff would have to meet twice instead of attending one meeting. She commented that Mayor Clark attended some of the meetings and they were pretty productive. She said at one point they offered to cycle in other members of Council so they could all get experience with setting and reviewing the agenda. She stated at that time Mayor Middleton chose to only invite Councilor Clark. She referred to Councilor Robinson's comments and her recollection was cordial in that she said she could get along with her or Krisanna depending on who was elected. She said they discussed Councilor Robinson's interests and she said that was months ago and at the time she may not have been thinking about these issues and said a lot of the petty issues and arguing were not going on at that time. She referred to Mayor Clark's comments about returning texts, emails and phone calls and said there was an issue in December where she needed a response and she heard back from everyone but Mayor Clark and former Mayor Middleton. She commented being able to attend meetings in the Mayor's absence where an elected official has to vote and they have to vote informed and be prepared to go to the meeting at only a moment's notice. She said that is an important role of the Council President and when Mayor Middleton needed her to fill that role she did. She said when Mayor Clark says that she didn't attend those meetings she wonders how she knows that or how that statement is proven but said she has attended meetings when asked and has attended a number of breakfasts and events throughout the City that Mayor Middleton did not attend at all. She said she is happy to serve and said the meeting started off bumpy. She stated there was a threat to have her removed from the room by the Chief and said she does not take that lightly and said that is going from zero to the last resort with no conversation in between. She referred to the threat of police action for requesting to stay in a seat that she has grown accustomed to. She said there was no conversation or information communicated to her or Councilor King and said it is no surprise that there is a dividing line at the Council. She commented on a retreat over the weekend that certain members attended and she said that information was disseminated but not to her or Councilor King. She referred to finding common ground and do the work of the City and said there needs to be a dialogue and not a monologue. She said it is a two way street and it also involves working with staff and being responsive to staff. She commented on the Budget Committee appointments and said there was a recommendation from staff listing frustrations with Councilors not responding to them so they could do their job and the work of the City. She said the only way to move forward is to find ways to work professionally and she said that is what she expects. She commented on the issues she had with Mayor Middleton and said they are well documented. She stated multiple times he accused her of doing things behind his back and she said those were all proven to be false. She noted Mayor Clark's representation of her is biased and based on only one source of information. She said there has been no opportunity for her to discuss these issues with Mayor Clark because there is no conversation between the two of them. She asked if there are ways to mend that and said so far she has not seen a lot of effort to reach out. She stated we are a City Manager/Council form of government not a City Manager/Mayor form of government. She commented on the upcoming Council work session and said the atmosphere will be informal and will give them a chance to get to know each other better. She addressed the comments regarding having the gavel and controlling the meeting and referred to a contentious meeting during the Walmart issue and gave examples of how she handled the meeting. She commented on a meeting where the Council was respectful and productive and said we can continue those meetings with some effort on both parties.

Councilor Harris said as a former Human Resources professional she would not keep these two in the same department. She said the proof is here and while they have to work together at some level she cannot support their relationship as Council President and Mayor. She said after what she has just seen her support is for Sally Robinson. She stated Councilor Robinson has the background to step into the position and the Mayor and Councilor Henderson have things to work out and she supports that. She commented on being ready for something new and a change. She said this is a good time to start over and we can revisit this issue later but at this time we need two people that can work together.

Mayor Clark said there is a motion on the table and a second and asked for a vote.

MOTION FAILED 2:4. (COUNCILORS HENDERSON AND KING VOTED IN FAVOR, MAYOR CLARK, COUNCILORS HARRIS, ROBINSON AND KUIPER VOTED AGAINST).

Mayor Clark asked for another motion.

MOTION: FROM COUNCILOR HARRIS TO NOMINATE SALLY ROBINSON FOR COUNCIL PRESIDENT, SECONDED BY MAYOR CLARK. MOTION PASSED 6:0. ALL MEMBERS VOTED IN FAVOR.

Mayor Clark congratulated Council President Robinson and addressed the next item on the agenda.

11. PUBLIC HEARINGS

A. Ordinance 2015-001 Amending Section 10.12 of the Municipal Code relating to miscellaneous traffic regulations by adding a new section 10.12.235 relating to the use of certain all terrain vehicles in the City by police, fire and public works personnel while in the performance of their duties

Mayor Clark said this is the first reading and explained that there is a new process for ordinances.

Chief Groth said this ordinance would add a new section to the code relating to the use of certain all terrain vehicles in the City by police, fire and public works personnel while in the performance of their duties. He stated this will be the first reading. He said the current language in the municipal code does not address the use of these vehicles and by default prohibits the use of these vehicles. He said in the past those vehicles have only been operated under certain circumstances such as special events and not as a part of their routine operations. He said in addition the City has had limited types of equipment but now through grant funding the City is in possession of two all terrain vehicles that can be used for patrolling open spaces and for emergency response and disaster response. He said the amended language will allow first responders and public works personnel to utilize these vehicles in performance of their duties and daily operations and it includes class 1 and class 4 all terrain vehicles. He said class 1 vehicles are smaller "quads" and class 4 vehicles are the larger 4-wheel vehicles commonly referred to as "side-by-sides". He said these were obtained by a grant through the Urban Area Security Initiative (UASI) and they have been established and equipped as disaster response and emergency response vehicles. He said often times in the case of a disaster roads are closed or blocked and these vehicles will allow them to get around obstructions. He commented on the routine use particularly with all of the green spaces. He said there are no additional costs with this amendment to the code. He recommended that Council conduct a first reading of this ordinance.

City Recorder Sylvia Murphy informed the Council that the recently amended Charter indicates that at each meeting the ordinance is considered the title of ordinance shall be read and public comment shall be accepted prior to the vote of the Council. She asked Mayor Clark to read the title and invite the public to come forward then the Council can consider the ordinance. She said there is additional language in regards to a unanimous vote of the Council and said if you chose to adopt tonight they can with a unanimous vote and if they don't it will be continued to the next meeting for a second reading.

Mayor Clark read the title of the ordinance and opened the public hearing.

Meerta Meyer, Sherwood resident came forward and asked what impact this will have on the budget.

Mr. Gall said there is no financial impact and they are grant funded and would be available to other agencies.

Chief Groth responded that UASI assets are granted to the grantee and in this case the City of Sherwood, and they belong to us and it is our responsibility to maintain them and make them available as a regional asset if other agencies need them. He said this does not have any negative impact on the equipment or resources that we have.

Council President Robinson asked what happens if another agency borrows the vehicles and wrecks them. She asked if our insurance would pay for it or are they obligated to replace the vehicle or reimburse the insurance.

Chief Groth said the Police Department is required to maintain insurance on all the assets under our control. He said this is not unique to Sherwood and many agencies have these regional assets. He gave examples of regional assets and said the host agency is ultimately responsible. He said he does not know if there is a requirement to replace but he would expect a dialogue between the parties.

Councilor Kuiper asked who provided the grant funding.

Chief Groth said the grant is from the Urban Area Security Initiative (UASI) and Captain Daniel is the representative and has been active in UASI for seven years and he said it is also where they got the incident command trailer. He said it is federal funding to allow regions to receive money to prepare themselves for disasters, disaster response, and disaster mitigation. He provided examples of other assets that Sherwood is hosting such as the reader boards they use at construction sites.

Wendy Malcomson, Sherwood resident approached the Council and said she lives in Old Town and supports the Police and EMS having access to those vehicles and her concern is searches of Stella Olsen Park.

Chief Groth said Stella Olsen is a good example and also the green ways and the Cedar Creek trail. He said this is the tool they need to patrol those areas and still be mobile enough to respond to a call.

Ms. Malcomson said there was a sledding injury at Stella Olsen Park last winter and it is her understanding that the extrication from the area was difficult and this would also be a good use for the all terrain vehicles.

With no further comments Mayor Clark asked for a motion.

MOTION: COUNCILOR HENDERSON MOVED TO READ CAPTION AND ADOPT ORDINANCE 2015-001, SECONDED BY COUNCILOR KING.

The City Recorder clarified that the Council was bypassing the second reading of this ordinance.

MOTION PASSED 6:0. ALL MEMBERS VOTED IN FAVOR.

Mayor Clark addressed the next item on the agenda.

12. CITY MANAGER REPORT

Mr. Gall stated there will be a Council work session on Saturday from 9:00 -1:00 with a lunch. He said it is a public meeting and will be hosted by the Wildlife Refuge.

Councilor Henderson asked if there were any issues with the fact that the Refuge is not in the City limits.

Mr. Gall said no and this is not a business meeting but a work session.

Councilor Kuiper asked when the agenda would be available.

Mr. Gall said the agenda will be available tomorrow and a good portion of the retreat will include staff presentations and department overviews.

Mayor Clark addressed the next item on the agenda.

13. COUNCIL COMMENTS

Mayor Clark announced that there will be a reception after the meeting and requested that Councilors be brief in their comments.

Councilor Harris thanked her family and friends for their support. She stated that she will make her decisions on her own based on what she sees as fair and just. She encouraged those with concerns to talk to her and get to know her.

Council President Robinson thanked everyone for their support and said she is looking forward to a good year and moving forward. She encouraged those with concerns to come and talk to her.

Councilor King said he is looking forward to the meeting on Saturday and was excited to be on Council. He said he appreciates the support.

Councilor Henderson referred to Tess Kies' comments regarding the funeral of Jeff Olds. She said it was a tragedy and there was a great outpouring of support. She commented on the crisis and said the Sherwood Police had to call in Washington County for help and she thanked them for their support. She commended the Police Department for their continued efforts to self-sustain our community if and when we have a disaster. She said the ATVs will be a compliment to the EMS trailer which was also received on a federal grant.

Councilor Kuiper said she looks forward to being a link to bring people together and discuss ideas. She said she is an idea person and thanked everyone for supporting the Council and said it is a difficult position. She said she has her own internal compass and when there are not codes, administrative rules or Council rules to rely on she will use what is fair and transparent to the public.

Mayor Clark thanked the citizens who opened their doors to her during the campaign. She commented on Sherwood and people wanting to give and be involved and have a voice to make things better. She said this new Council is on the right track and they will ask hard questions. She stated her door is always open and she will have an office at City Hall and she welcomes the input.

Mayor Clark addressed the next item on the agenda.


14. ADJOURN

MOTION: COUNCILOR HARRIS MOVED TO ADJOURN THE MEETING, SECONDED BY COUNCILOR KING. MOTION PASSED 6:0. ALL PRESENT MEMBERS VOTED IN FAVOR.

Mayor Clark adjourned the meeting at 8:51 pm.

Submitted by:


Sylvia Murphy, MMC, City Recorder


Krisanna Clark, Mayor