

**From:** [M Sierra](#)  
**To:** [Christina Robertson-Gardiner](#)  
**Subject:** Re: Submitted Grievances  
**Date:** Friday, January 26, 2018 5:55:10 AM  
**Attachments:** [Miller VA Letter 12 2017.pdf](#)  
[MS1.pdf](#)  
[MS2.pdf](#)  
[MS3.pdf](#)

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Good morning Christina

Please add the attached addendums (MS1 MS2 MS3) and the updated Department of Veterans Affairs letter to the MILLER SIERRA CIC Grievance Application submitted 11.28.2017. With regard to the grievance process, we will rely on the discretion of city staff to interpret and faithfully execute OCMC 2.30.060.

Very Respectfully

s/[Michael Miller](#)

s/[Miranda Sierra](#)

Oregon City Citizen Residents  
507 Cascade St  
Oregon City, OR 97045  
Email: [sierra318@gmail.com](mailto:sierra318@gmail.com)

On Fri, Jan 12, 2018 at 12:48 PM, Christina Robertson-Gardiner <[crobertson@orcitey.org](mailto:crobertson@orcitey.org)> wrote:

Good afternoon Ms. Sierra,

I will be processing your submitted grievance according to the procedure laid out in OCMC 2.30.060 – Grievances at the February 5, 2017 CIC meeting. At the meeting, the CIC will formally intake your grievance and create a grievance committee who will meet briefly at the end of the CIC meeting to recommend that the parties seek to reconcile their differences through mediation. This is often done by jointly signing a letter to this matter. The CIC Grievance Committee will wait for a response from the parties before scheduling another Grievance Committee meeting.

However, in reviewing your submittal, I noticed that you requested recusal for most members of the CIC, though some members will be cycling out and there will be some new members at the Feb meeting. I will be asking the CIC member how they want to address this issue at the Feb 5<sup>th</sup> meeting and it would be helpful if you can provide them additional information to help them in determining next steps for your submitted grievance.

*Upon written submission of a grievance to the CIC, an ad hoc grievance committee will be formed to recommend*

*resolution to the CIC for a vote.*

*B. The grievance committee will consist of five primary or alternate members chosen by the CIC chairperson through a random lottery of CIC representatives.*

*1. Any member who is a party to, or is directly impacted by, the grievance or the recommendation, must recuse themselves from being chosen for this committee.*

*2. The CIC chair will serve as an ex officio on this committee and will not vote on any recommendation or course of action unless chosen randomly to be on the grievance committee.*

*3. A committee chair will be appointed by the grievance committee itself.*

*C. The task of the grievance committee will be to study any grievances directed in writing to the CIC by any of its members, neighborhood associations, or any person considering themselves adversely affected by the CIC. Upon receipt of such complaint the grievance committee will proceed in the following manner:*

*1. First, it will recommend that the parties seek to reconcile their differences through mediation.*

*2. If mediation fails, the committee is authorized to conduct such meetings and hearings as may be necessary to determine the facts of the matter in dispute.*

*a. A majority of the committee members will constitute a quorum.*

*b. Committee action will be determined by a majority vote of those present and voting at each committee meeting.*

*c. The committee is to report its progress to the CIC at each CIC meeting.*

*d. The committee shall submit a written report with a recommendation for the resolution of the grievance to the CIC.*

*e. The CIC will hear the recommendation and vote on a final decision.*

*f. The CIC decision is final unless called up for review by the city commission. The CIC decision is final and may not be appealed to the city commission.*

The deadline to provide supplemental information for the agenda is **Friday, January 26, 2018 at 5:00PM**. After the deadline, I will be submit any supplemental information at the Feb 5, 2018 CIC meeting.

Sincerely,

Christina

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***Christina Robertson-Gardiner***  
***AICP***



Senior Planner

[crobertson@orccity.org](mailto:crobertson@orccity.org)

City of Oregon City  
Community Development Division

PO Box 3040

[221 Molalla Avenue](#)

Oregon City, Oregon 97045

[503-496-1564](#) Direct phone

[503-722-3789](#) City phone

[503-722-3880](#) fax

Website: [www.orccity.org](http://www.orccity.org) | [Recorder Page](#)

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**DEPARTMENT OF VETERANS AFFAIRS**  
810 Vermont Ave NW  
Washington, D.C. 20420

December 12, 2017

Michael A. Miller  
507 Cascade St  
Oregon City, OR 97045

In Reply Refer to:  
xxx-xx-  
27/eBenefits

Dear Mr. Miller:

### **What Our Records Show**

The Department of Veterans Affairs records certify that you separated under honorable conditions from active duty military service and that you are entitled to compensation for service-connected disability(ies) which are at least 30 percent or more disabling. Your payment is made in accordance with public laws administered by the Department of Veterans Affairs.

### **How You Can Contact Us**

- If you need general information about benefits and eligibility, please visit us at <https://www.ebenefits.va.gov> or <http://www.va.gov>.
- Call us at 1-800-827-1000. If you use a Telecommunications Device for the Deaf (TDD), the number is 1-800-829-4833.
- Ask a question on the Internet at <https://iris.va.gov>.

Sincerely,

Executive Director  
Benefits Assistance Service

**Request to Recuse CIC Members**

*Any member who is a party to, or is directly impacted by, the grievance or the recommendation, must recuse themselves from being chosen for this committee. Please identify specific CIC members whom are requested to be recused.*

CIC Member: **Janice Morris**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **John Eason**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Dennis Anderson**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Linda Baysinger**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Mike Mitchell**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Robert Malchow**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Amy Willhite**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Mika Scott**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Roy Harris**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Ray Stobie**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **James King**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Steve VanHaverbeke**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Greg Stone**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Karin Morey**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Bill McConnel**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

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CIC Member: **Gary Fergus**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

CIC Member: **Vern Johnson**

Reason for Recusal: **Conflict of Interest**  
**Appointed by Mayor**  
**Ref: OCMC 2.30.030 (B)**

DATED this 26th day of January, 2018.

s/ **Michael Miller**

s/ **Miranda Sierra**

Oregon City Citizen Residents

**NOTE:**

Barclay Hills Neighborhood Association (Mumm & Holladay) appointed CIC Members at a CANCELED public meeting and prior to the 01.17.2018 City Commission meeting (see below). Reference Addendum No 3 dated 01.06.2018 *NOTICE of Reasonable Accommodation Request JANUARY 2018*



## City of Oregon City

625 Center Street  
Oregon City, OR 97045  
503-657-0891

### Staff Report

File Number: 18-031

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**Agenda Date:** 1/17/2018

**Status:** Agenda Ready

**To:** City Commission

**Agenda #:** 3c.

**From:**

**File Type:** Appointment

**SUBJECT:**

Appointment of Citizen Involvement Committee (CIC) Members

## MILLER SIERRA Grievance

<b>Applicants</b>	Michael Miller & Miranda Sierra	<b>File No</b>	
<b>Neighborhood Association</b>	Barclay Hills Neighborhood Association (BHNA)	<b>DATE</b>	January 26, 2018

PHASE	DETAILS	2016					2017					2018				
A	Failure to Disclose Conflict of Interest	Mayor Holladay Oversees Betty Mumm as BHNA Chair														
		Failure to Respond to Conflict of Interest Inquiry														
		Failure to Provide Proof of Residency														
B	Unlawful Discrimination	Failure to Comply with ADA Reasonable Accommodation Requests														

# ADDENDUM No 3



M Sierra <sierra318@gmail.com>

## NOTICE of Reasonable Accommodation Request JANUARY 2018

1 message

M Sierra <sierra318@gmail.com>

Sat, Jan 6, 2018 at 4:26 PM

To: Betty Mumm <barclayhillsna@gmail.com>, Barclay Hills - Betty Mumm <bmummb@comcast.net>

Cc: Janice Morris <mad91058@msn.com>, jband@orcity.org, Laura Terway <lterway@orcity.org>, Tony Konkol <tkonkol@orcity.org>, Katie Riggs <kriggs@orcity.org>, Christina Robertson-Gardiner <croberson@orcity.org>, bwadsworth@orcity.org, recorderteam <recorderteam@orcity.org>, Mickael McGuire <mickaelmcguire@gmail.com>, 115kga@gmail.com, Pete Walter <pwalter@orcity.org>, mday@orcity.org, bshaw@orcity.org, fodonnell@orcity.org, rmengelberg@orcity.org, Dan Holladay <dholladay@orcity.org>

Bcc:

Good afternoon BHNA

In accordance with the Americans with Disabilities Act (42 U.S. Code § 12101) NOTICE is hereby given to the Barclay Hills Neighborhood Association (BHNA) to provide reasonable accommodation, to disabled citizen resident(s), by way of audio and/or video recordings of BHNA public meetings. **PLEASE NOTE: Failure to comply will not be tolerated.**

Per the request of disabled citizen resident Michael Miller, please send ALL AUDIO RECORDINGS of 2017 & 2018 BHNA Public Meetings not currently accessible via the City of Oregon City website to the email address listed below: [sierra318@gmail.com](mailto:sierra318@gmail.com)

/s/ Michael Miller  
/s/ Miranda Sierra



Very Respectfully,

Miranda Sierra  
Wife & Registered Caregiver of BHNA Citizen Resident Michael Miller  
Primary Oregon Address: 507 Cascade St, Oregon City, OR 97045  
Email: [sierra318@gmail.com](mailto:sierra318@gmail.com)

P.S. please explain the legality of the following:

1. holding an election of BHNA officer(s) at a cancelled BHNA meeting (see attachment - recorded as public record via City of Oregon City November 2017)
2. mayoral appointment of member(s) to the Citizen Involvement Committee (CIC) devoid of public record

Oregon City, Oregon - Code of Ordinanc... / Title 2 - ADMINISTRATION AND PERS... / Chapter 2.30 - CITIZEN INVOLVEMEN... SHOW CHANGES Q MORE

2.30.030 - Membership. 🔗 🖨 📄 ✉ 📧

A. The CIC shall consist of one primary member and one alternate member from each city recognized neighborhood association.

B. Each neighborhood association shall provide a primary and alternate member nomination for appointment by the mayor. Each primary and alternate member appointed shall have first been nominated by the neighborhood association of which they represent.

ure | <https://www.orcity.org/community/barclay-hills-neighborhood-association>

Contact Information: [barclayhillsna@gmail.com](mailto:barclayhillsna@gmail.com)

Chair: Betty Mumm, [bmummb@comcast.net](mailto:bmummb@comcast.net), (503) 575-8106

Vice Chair: Mickael McGuire, [mickaelmcguire@gmail.com](mailto:mickaelmcguire@gmail.com), (916) 521-4829

Treasurer: Janice Morris, [mad91058@msn.com](mailto:mad91058@msn.com)

Secretary: John Eason, [115kga@gmail.com](mailto:115kga@gmail.com)

CIC Representative: Janice Morris

CIC Representative: John Eason

**No Public Record of  
Mayoral  
Appointment(s)**

Planning Division Contact: Pete Walter, [pwalter@orcity.org](mailto:pwalter@orcity.org), (503) 496-1568

## CITIZEN INVOLVEMENT COMMITTEE (CIC)



BOARD DETAILS

MEMBER ROSTER



1 CURRENT VACANCY  
18 TERMS EXPIRED

Apply

BHNA card received 01.06.2018 via [USPS](#)

## Barclay Hills Neighborhood Meeting

### Main Topic of Discussion:

- Special Speaker! Metro will be giving us an update on the *Newell Creek Canyon*
- Land Use
- Snack will be provided

If any member of the neighborhood has special needs under the ADA and will be attending this meeting please let the Chair know with reasonable notice so the reasonable accommodation can be made.

You can also join us on Next Door...  
Barclayhills.nextdoor.com Our Facebook group is "Barclay Hills Neighborhood"

BHNA officers for 2018 are:  
Chair: Betty Nunn  
Vice-Chair: Michael McGuire  
Secretary: John Eason  
Treasurer: Janice Morris



Date of Meeting:  
**Tuesday January 9, 2018** General  
**Tuesday February 13, 2018** Steering

Time: 7:00 PM

Location:  
Community Room at  
St John the Apostle Cemetery  
451 Warner Road





DEPARTMENT OF VETERANS AFFAIRS  
810 Vermont Ave NW  
Washington, D.C. 20420

December 12, 2017

Michael J Miller  
507 Chinle Ave SE  
Oregon City, OR 97045

In Reply, Refer to:  
vsa-va-2776benefits

Dear Mr. Miller:

#### What Our Records Show

The Department of Veterans Affairs records certify that you separated under honorable conditions from active duty military service and that you are entitled to compensation for service-connected disability(ies) which are at least 30 percent or more disabling. Your payment is made in accordance with public laws administered by the Department of Veterans Affairs.

#### How You Can Contact Us

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- Call us at 1-800-827-1000. If you use a Telecommunications Device for the Deaf (TDD), the number is 1-800-828-4833.
- Ask a question on the Internet at <http://iris.va.gov>.

Sincerely,

Executive Director  
Benefits Assistance Service

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#### 2 attachments



**Miller VA Letter 12 2017.pdf**  
156K



**BHNA Meeting Cancellation recorded 11 2017.pdf**  
105K