

From: Christina Robertson-Gardiner
To: "mikemiller.devildog"
Cc: "M Sierra"
Bcc: Laura Terway; Jim Loeffler
Subject: RE: RE: June 4, 2018 CIC and Grievance Committee Agendas
Date: Friday, June 08, 2018 11:51:00 AM
Attachments: [image005.png](#)
[image008.png](#)
[image009.png](#)

Dear Mr. Miller,

Your previous email, addendum # 2, was uploaded to the city's agenda program/dais monitors prior to Monday's meeting. I will add this email as addendum #3 in the record.



Christina Robertson-Gardiner AICP

Senior Planner

crobertson@orccity.org

City of Oregon City

Community Development Division

PO Box 3040

698 Warner Parrott Rd.

Oregon City, Oregon 97045

503-496-1564 Direct phone

503-722-3789 City phone

503-722-3880 fax

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

PUBLIC RECORDS LAW DISCLOSURE: This e-mail is subject to the State Retention Schedule and may be made available to the public.

From: mikemiller.devildog [mailto:mikemiller.devildog@protonmail.com]

Sent: Thursday, June 07, 2018 9:20 AM

To: Christina Robertson-Gardiner <crobertson@orccity.org>; Amy <awillhit@yahoo.com>; Mike Mitchell <mike.k.mitchell@gmail.com>; Dennis Anderson <GO2Danderson@gmail.com>; j.king@alliant-systems.com; team.baysinger@comcast.net; guttmcg@msn.com; mikafay@gmail.com; gpstone72@yahoo.com; verndonnajohnson@yahoo.com

Cc: M Sierra <sierra318@gmail.com>; Tony Konkol <tkonkol@orccity.org>; Laura Terway <lterway@orccity.org>; billkab@batemanseidel.com; Dan Holladay <dholladay@orccity.org>; Renate Mengelberg <rmengelberg@orccity.org>; Brian Shaw <bshaw@orccity.org>; Nancy Ide <iden@orccity.org>; Frank O'Donnell <fodonnell@orccity.org>

Subject: RE: RE: June 4, 2018 CIC and Grievance Committee Agendas

Why was this not added to the record? Why were the questions not answered? Why select a new Grievance Committee (GC) when there is no record of recusals from members of GC selected at the May meeting? Have the May GC members received notice of action pursuant to 2.30.030 (G) Ref. Ord. No. 15-1010, § 1(Exh. 1) 9-2-2015?

***AGAIN* Oregon has a statutory provision allowing that willful suppression of evidence raises an unfavorable presumption against the party who suppressed it ORS § 40.135 Rule 311(1).**

DEMAND is hereby made to add this entire email, including responses, to the record.

Public data collected by my wife (Miranda Sierra)

June 4th 2018 Grievance Committee Selection
Video Clip LINK https://youtu.be/RZ5iZEOB_iM

May 7th 2018 Grievance Committee Selection
Video Clip LINK <https://youtu.be/Kg6K3dapq0k>

GC Selection Process referred to by CIC Chair Amy Willhite in June 4th GC Selection
http://oregon-city.granicus.com/MediaPlayer.php?view_id=2&clip_id=1883&meta_id=102135

NOTE: Inconsistent GC Selection Processes



Mike MILLER (& Miranda Sierra)

Sent with **ProtonMail** Secure Email.

copy 03DC legal team

----- Original Message -----

On June 4, 2018 10:45 AM, Christina Robertson-Gardiner <crobertson@orccity.org> wrote:

Thank you Mr. Miller,

I will add these to the record.

Christina Robertson-Gardiner AICP

Senior Planner

crobertson@orccity.org

City of Oregon City

Community Development Division

PO Box 3040



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Website: www.oregoncity.org | [Recorder Page](#)
PUBLIC RECORDS LAW DISCLOSURE: This e-mail is subject to the
State Retention Schedule and may be made available to the public.



From: mikemiller.devildog [<mailto:mikemiller.devildog@protonmail.com>]

Sent: Monday, June 04, 2018 10:42 AM

To: Christina Robertson-Gardiner <croberson@oregoncity.org>; Laura Terway <laterway@oregoncity.org>; Tony Konkol <tkonkol@oregoncity.org>; Kattie Riggs <kriggs@oregoncity.org>; recorderteam <recorderteam@oregoncity.org>; M Sierra <sierra318@gmail.com>

Cc: Amy <aywillhit@yahoo.com>; Mike Mitchell <mike.k.mitchell@gmail.com>; Dennis Anderson <GQ2Danderson@gmail.com>; j.king@alliant-systems.com; team.baysinger@comcast.net; guttmcg@msn.com; mikafay@gmail.com; gpstone72@yahoo.com

Subject: Fw: RE: June 4, 2018 CIC and Grievance Committee Agendas

COPY



Mike MILLER

cc w/ attachments: CIC Officers & Grievance Committee (GC)

03dc legal team

Sent with [ProtonMail](#) Secure Email.

----- Original Message -----

On June 1, 2018 7:45 AM, M Sierra <sierra318@gmail.com> wrote:

Good morning Christina

questions from our attorney. please add this to the record.

1. Why did CIC Chair Amy Willhite sign the GC 17-04 Grievance Committee memo when she was party to actions described in the grievance?
2. Why has the city not formally disputed mayoral authority over neighborhood associations?

VR
Miranda Sierra (& Michael Miller)

Background Info

There is no evidence to suggest that Ms Willhite, in her personal capacity, satisfies the parameters of Barclay Hills Neighborhood Association (BHNA) membership; i.e. Ms Willhite does not "reside, own property, or operate a business" in the area [described by the city as Barclay Hills.](#)

Private audio and written evidence verifies that on 11.15.2016 Ms Willhite participated in an election of BHNA Officer(s). Ms Willhite is a public official, appointed by Mayor Dan Holladay, and was Chair of the codified Citizen Involvement Committee (CIC) at the time. Ms Willhite used her public capacity to override an independent neighborhood associations bylaws by voting as a non-member of the BHNA and in doing so set a precedent of city authority.

Mayor Dan Holladay further verifies the precedent by using his authority, as mayor, to override a previously canceled BHNA public meeting on 11.14.2017 "The meeting and the business of that meeting will occur as scheduled. Dan Holladay Mayor City of Oregon

City" note official capacity declaration

Evidence also suggests that at said previously canceled public meeting, Mayor Dan Holladay, in his official capacity, appointed [Mrs Janice Morris](#) to the CIC; to this day, the city, bearing the burden of proof and without protest, continues to recognize Mrs Morris as the CIC Primary Representative for Barclay Hills. Despite guidance from city staff, Mayor Dan Holladay acted in his public capacity to undermine what was once described as an independent entity which unequivocally verifies the precedent of city authority with regard to neighborhood associations.

NOTE: private audio recording of the 11.15.2016 BHNA meeting is currently subject to pending litigation

Barclay Hills Neighborhood Association

Article II Boundaries and Membership

Section 2 All persons who reside, own property, or operate a business, in the area described above in Article II, Section 1 shall be considered as **members**.

Article VIII Elections

Section 1 **Members** 18 years of age (voting age) and older shall be able to vote in all regular and special **elections of officers**.

Barclay Hills Neighborhood Association
Meeting Minutes
November 15, 2016 – 7PM

SEE WILLHITE WRITTEN
VERIFICATION DATED
November 17, 2016

Election of Officers

Nominations for Chair, Thom nominated **Betty, Dan** Seconded.

Betty gave her background as a previous city commissioner and as one of the people who reinstituted the neighborhood associations. She planned the first picnic and helped plan the second. She has served as treasurer and has attended every general and steering committee as meeting since she has been on the board.

Moved by **Dan** to close and seconded by Mike Acosta

Approve 7, Nay 1

Nominations for Secretary, **Dan** nominated Shelley Batty, Janice Seconded.

Approve 9, Nay 1

Search Nextdoor ← website endorsed by Public Involvement Plan 05-31-2016

NOTE:
Amy Willhite
Written
Verification of
BHNA
Involvement

Miranda Sierra, Barclay Hills - Edited 17 Nov 16
Ms. Willhite. It was nice to see you at the BHNA meeting my daughter enjoyed it.

Amy Willhite, Gaffney Lane - 17 Nov 16
Miranda I love it! Sorry you had to leave early. It would be great to get the youth involved.

HOLLADAY ACKNOWLEDGMENT
OF CITY STAFF NOTICE(S)

----- Original message -----
From: "Mark J. Matheson"
Date: 11/14/2017 6:00 PM (GMT-08:00)
To: Dan Holladay <danholladay@cityoforegon.org>
Subject: Re: BHNA

The meeting has been cancelled.

On 2017-11-14 17:54, Dan Holladay wrote:

Mr Matheson,
In response to your earlier email to city staff you by yourself have no authority to cancel a duly noticed neighborhood association meeting.
The meeting and the business of that meeting will occur as scheduled.

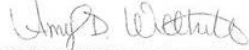
Dan Holladay
Mayor
City of Oregon City
Barclay Hills neighborhood member

NOTE
OFFICIAL CAPACITY DECLARATION

B2L6

If mediation has failed, the CIC is authorized to conduct meetings and hearings as may be necessary. If this should occur, a written request to continue the Grievance review process must be sent to the City. Please contact Christina Robertson-Gardiner crobertson@cityoforegon.org or (503) 496-1564 with any additional questions or concerns.

Sincerely,



The Oregon City Citizen Involvement Committee

Attachments:
1. Chapter 2.30 of the Oregon City Municipal Code
2. Memorandum dated February 27, 2017

NO RECORD OF
← GRIEVANCE COMMITTEE
ACTIVITY PRIOR
TO CIC VOTE

NO SUCH ATTACHMENTS
DISCLOSED

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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

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

Sat, Jan 6, 2018 at 4:26 PM **NOTICE of Reasonable Accommodation Request JANUARY 2018**

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

- holding an election of BHNA officer(s) at a canceled BHNA meeting (see attachment - recorded as public record via City of Oregon City November 2017)
- 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.

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

url | <https://www.cityoforegon.org/comm/city/barclay-hills-neighborhood-association>

Contact Information: barclayhillsna@gmail.com

Chair: Betty Mumm, bmumm@comcast.net, (503) 575-8106

Vice Chair: Michael McGuire, mickaelmcguire@gmail.com, (916) 921-4829

Treasurer: Janice Morris, mad91058@msn.com

Secretary: John Eason, j15kga@gmail.com

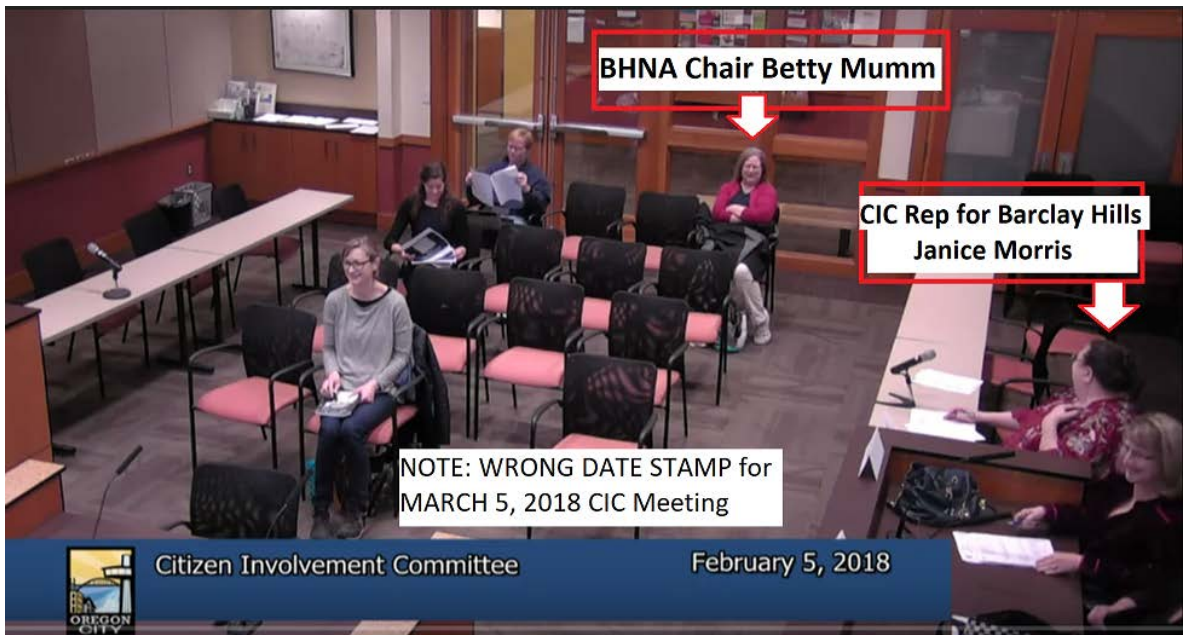
CIC Representative: Janice Morris

CIC Representative: John Eason

Planning Division Contact: Pete Walter, pwalter@cityoforegon.org, (503) 496-1568

No Public Record of
Mayoral
Appointment(s)

Jan 6 2018 screenshots from city website



BHNA Chair Betty Mumm

CIC Rep for Barclay Hills
Janice Morris

NOTE: WRONG DATE STAMP for
MARCH 5, 2018 CIC Meeting



Citizen Involvement Committee

February 5, 2018