



City of Oregon City

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Staff Report

File Number: PC 18-131

Agenda Date: 10/1/2018

Status: Agenda Ready

To: Citizen Involvement Committee

Agenda #: 5a.

From: Christina Robertson-Gardiner

File Type: Planning Item

SUBJECT:

Grievance Against the the Citizen Involvement Committee (GC 18-01) and the Barclay Hills Neighborhood Association-Mumm, Holladay (GC 17-04)

RECOMMENDED ACTION (Motion): The Grievance Committee will review the draft findings, revise as needed and adopt the final report which will be shared with the CIC at the October 1, 2018 CIC meeting. No public comment will be taken at the Grievance Committee Meeting.

BACKGROUND:

On November 28, 2017 the City received a Grievance (GC 17-04) for the Citizen Involvement Committee (CIC) against the Barclay Hills Neighborhood Association, Betty Mumm and Dan Holladay. The aggrieved party also indicated in the submitted Grievance that they requested that all members of the CIC be recused from the Grievance Committee. At the March 5, 2018 CIC meeting, this complaint was put on hold until the CIC received direction from the aggrieved party to no longer request recusal of all members of the CIC.

On April 2, 2018, a second Grievance (GC 18-01), from the same party, was submitted to the CIC. This Grievance was in response to the previous grievance (GC 17-04) being put on hold and asserts that the CIC is not following the Grievance process set forth in OCMC 2.30.060. As both Grievances are linked, the staff forwarding both submittals (GC 17-04 & GC 18-01) for review. At the May 7, 2018 CIC Meeting, the CIC voted to create a Grievance Committee to process both Grievances (GC 17-04 & GC 18-01). On June 4, 2018, the Grievance Committee (GC) convened and signed a letter recommending the parties seek to reconcile their differences through mediation. Ms. Sierra, the complainant for both Grievances, submitted an email to staff on July 2, 2018 to request that the CIC continue the grievance process.

The Grievance Committee held a hearing on August 6, 2018 for GC 17-04 & GC 18-01. After the testimony concluded, the Grievance Committee closed the hearing and deliberated on the matter. The Committee provided initial findings and selected a committee member to compile them for review and adoption at the October 1, 2018 Grievance Committee meeting. The Grievance Committee will present the final report to the CIC at the October 1, 2018 CIC meeting which will begin at 7:00PM after the close of the Grievance Committee Meeting.

The CIC will hear the GC recommendation and vote on a final decision. The CIC process will be

limited to the information contained within the record from the Grievance Committee process. No new information may be submitted. The CIC will conduct hearings and accept testimony in the same process as identified above for the Grievance Committee. Any member who is a party to, or is directly impacted by, the grievance or the recommendation, must recuse themselves from voting. The CIC will provide a written decision with each grievance, a decision for each grievance and findings of why that decision is being made. This may include accepting the Grievance Committee recommendation or amending the recommendation as necessary. The written report will be reviewed by the City Attorney, or designee to identify if there are sufficient findings of why the decision is being made. The CIC will vote on the final recommendation.

The CIC decision will be mailed and emailed to all parties who have submitted a legible address. The CIC decision is final unless called up for review by the City Commission. The CIC decision may not be appealed to the City Commission.

BUDGET IMPACT:

Amount:

FY(s):

Funding Source: