

RESOLUTION NO.1959

RESOLUTION ALLOWING MAYOR THALHOFER TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF GRESHAM FOR MEDIATION SERVICES.

THE TROUTDALE CITY COUNCIL FINDS AS FOLLOWS:

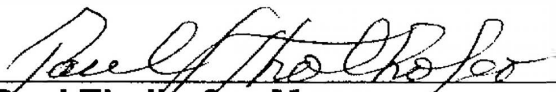
1. It is desirable to endorse and adopt the Intergovernmental Agreement between the Cities of Troutdale and Gresham, where the City of Gresham will provide mediation services to the City of Troutdale through East Metro Mediation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TROUTDALE

Section 1. That the Mayor is hereby authorized to sign attachment "A", an Intergovernmental Agreement with the City of Gresham for Mediation Services.

Section 2. This resolution shall take effect immediately upon adoption.

YEAS: 6
NAYS: 0
ABSTAINED: 0



Paul Thalhofer, Mayor
August 29, 2008

Date



Debbie Stickney, City Recorder

Adopted: August 26, 2008

**AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITIES OF
GRESHAM, FAIRVIEW, TROUTDALE AND WOOD VILLAGE
FOR MEDIATION SERVICES**

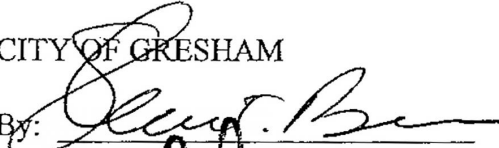

This is an Agreement between the cities of Gresham, Fairview, Troutdale and Wood Village, pursuant to ORS 190, for the provision of mediation services.

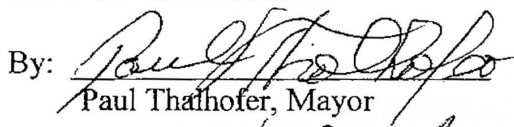

The parties agree as follows:

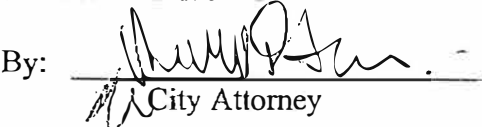
- 1) The City of Gresham shall provide mediation services through East Metro Mediation, a program provided through the City of Gresham, to serve residents of Fairview, Gresham, Troutdale and Wood Village.
- 2) East Metro Mediation will offer mediation services in cases involving neighbors, businesses, development issues, landlord-tenant problems, home owner associations, manufactured home parks, group homes, parent-teen issues, elders and community disputes.
- 3) East Metro Mediation will train and supervise volunteer mediators to mediate these cases. There will be one basic training and three advanced workshops for mediators.
- 4) East Metro Mediation will provide outreach and publicity services, record keeping, and annual reporting to the cities.
- 5) The cities will assist in providing outreach, as each deems appropriate, through newsletters, public information, and by referrals from police, code enforcement, city staff and others.
- 6) East Metro Mediation is a dispute resolution program operated by the City of Gresham, and the City of Gresham is solely responsible for the administration of the program, and for the selection, supervision and compensation of the program's officers, agents and employees.
- 7) The confidentiality of the dispute resolution and mediation services provided under this agreement shall at all times comply with ORS 36.220 to 36.238. East Metro Mediation may, however, make statistical reports concerning the number of cases and individuals it serves, and the results obtained, consistent with these confidentiality requirements.
- 8) The cities agree to fund East Metro Mediation of the City of Gresham in the following amounts for the year 2008-09:

Fairview	\$ 2,000
Gresham	79,428
Troutdale	2,800
Wood Village	550

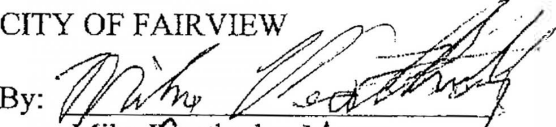
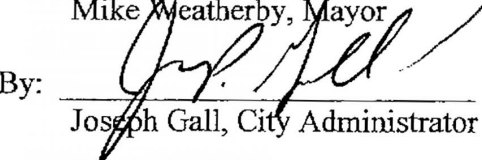
- 9) Payment will be made by December 30, 2008. The cities may, either independently or together, seek outside funding to offset the costs or to enhance the program.
- 10) The term of this agreement shall be from July 1, 2008 through June 30, 2009, and may be renewed and extended at the beginning of each fiscal year thereafter, or thereafter be modified, upon the agreement of the parties.
- 11) Each party shall comply with all requirements of federal and state civil rights and rehabilitation statutes and local nondiscrimination ordinances.
- 12) Subject to the limitations and requirements of the Oregon Tort Claims Act (ORS 30.260 - .300), each party to this agreement agrees to be responsible for the actions of its own employees, and to defend, save, hold harmless, and indemnify the other parties, their officers, agents, and employees from all claims, suits, or actions of whatsoever nature resulting from or arising out of the activities of that party or its officers, employees, subcontractors, or agents under this agreement.

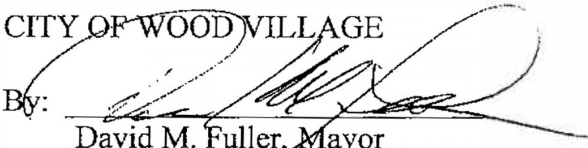
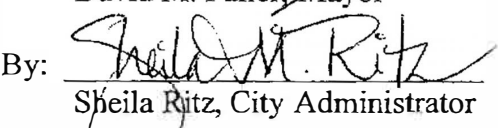
CITY OF GRESHAM
 By: 
 Shane T. Bemis, Mayor
 By: 
 Erik Kvarsten, City Manager

CITY OF TROUTDALE
 By: 
 Paul Thalhofer, Mayor
 By: 
 John Anderson, City Administrator

APPROVED AS TO FORM:
 By: 
 City Attorney
 DATED: 9-5-08

DATED: 8/28/08

CITY OF FAIRVIEW
 By: 
 Mike Weatherby, Mayor
 By: 
 Joseph Gall, City Administrator
 DATED: 10-7-08

CITY OF WOOD VILLAGE
 By: 
 David M. Fuller, Mayor
 By: 
 Sheila Ritz, City Administrator
 DATED: 9/9/2008