

4th Annual!

GLADSTONE ARBOR DAY

Saturday, April 27, 2019

10am - 2pm

Gladstone Nature Park

18111-18395 Webster Rd., Gladstone

Join the Gladstone community and celebrate trees, open spaces, and exercise!
Tree-Planting Ceremony with Gladstone Mayor Tammy Stempel

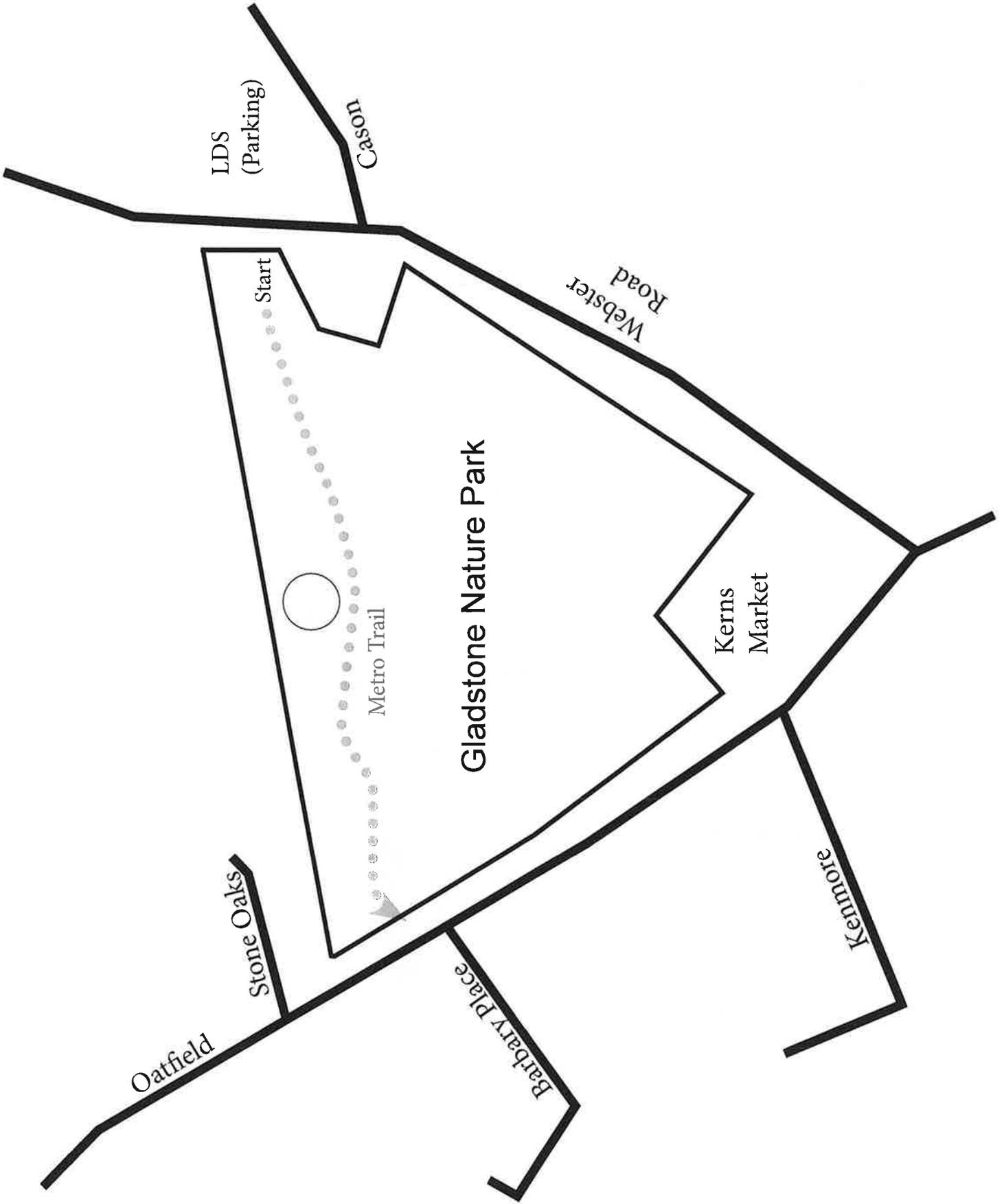


Event Features:

- *Native Plant Sale*
- *Live Alpacas!*
- *Electronic Recycling*
- *Drug Take-Back*
- *Tree-Climbing Demonstration*
- *Baskets*
- *Kids Arts and Crafts*
- *And more!*

Live music by:
Eichsteadt Bros
Mary Curtis and Friends
DeJa Blu Reunited
And barber shop favorite Jim Gear

Co-sponsored by the Friends of Gladstone Nature Park and the Sherie Hildreth Ovarian Cancer Foundation



LDS
(Parking)

Cason

Start

Metro Trail

Gladstone Nature Park

Webster
Road

Kerns
Market

Stone Oaks

Oatfield

Barbary Place

Kennore

2019 SOLVE cleanup schedule.

10am to Noon

April 20th

June 15th

July 20th

August 17th

September 21st

February 27, 2018

I am filing an official complaint against the new park rules. Specifically about, but not limited to, the penalty for violating this section of the Gladstone Municipal Code (GMC) as I believe it violates the U.S. Constitution as well as Oregon's Constitution among other issues. I would point out that all members of the city council that voted for this did knowingly or unknowingly violate their oaths of office. I am not looking for any punitive action on that. I would like to bring awareness regarding it and ask that any future changes to code be properly vetted by the legal department.

Below I have listed some of the more noticeable conflicts. I would ask that the city have their legal representatives review these. I also request that these be looked at by independent legal counsel. I would also like to be informed if any of these recent GMC changes regarding parks passed the minimum, intermediate, or strict scrutiny assessments? Until such time as these are proven to not violate people's rights, I request the city cease and desist implementation of the rules.

12.12.010 – Section 1.

Gladstone park employees and code enforcement cannot cite misdemeanor crimes. While the intention was to grant more people authority to enforce the new rules, by criminalizing most violations, you have stripped all from that authority except sworn police officers. That should have been the first indicator that something isn't cohesive.

12.20.020. Section A

Moving a table is an offense you could be arrested for? What about large families that want to place two tables together to accommodate their peaceful day in our park?

I believe this to violate the 8th US and 16th Oregon Constitutional amendments.

12.12.020. Section E

Use abusive or threatening language or gestures.

Panhandling.

Both U.S and Oregon Constitutions have sections this is in violation of.

The **First Amendment (Amendment I)** to the United States Constitution prohibits the making of any law respecting an establishment of religion, impeding the free exercise of religion, abridging the freedom of speech, infringing on the freedom of the press, interfering with the right to peaceably assemble or prohibiting the petitioning for a governmental redress of grievances.

Oregon Constitution:

Section 8. Freedom of speech and press. No law shall be passed restraining the free expression of opinion, or restricting the right to speak, write, or print freely on any subject whatever; but every person shall be responsible for the abuse of this right.—

Government cannot limit free speech because it finds it offensive as per the two cases noted below, among other cases across the nation.

<http://static.aclu-co.org/wp-content/uploads/2014/03/Browne-v.-Grand-Junction.Order-on-cross-motions-for-s-j.09-30-15.pdf>

https://scholar.google.com/scholar_case?case=11849441774186097924&q=reed+v+town+of+gilbert&hl=en&as_sdt=6,47

12.12.050. Vehicular traffic

This is where we come completely off the tracks. I believe this to violate the 8th amendment (16th Oregon Constitution) as we criminalize minor traffic violations and parking violations. We adopt the State Motor Vehicle Code and then change the penalty.

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

The Eighth Amendment to the U.S. Constitution, ratified in 1791, has three provisions. The CRUEL AND UNUSUAL PUNISHMENTS CLAUSE restricts the severity of punishments that state and federal governments may impose upon persons who have been convicted of a criminal offense. The Excessive Fines Clause limits the amount that state and federal governments may fine a person for a particular crime. The Excessive Bail Clause restricts judicial discretion in setting bail for the release of persons accused of a criminal activity during the period following their arrest but preceding their trial.

12.12.070. Dogs and small animals

This majority of this section I believe also violates the 8th amendment. In addition of violating the U.S Constitution it also violates section 16 of the Oregon Constitution. Compare Gladstone's class C misdemeanor (30 days in jail and or \$1,250 fine) to North Clackamas Park's fine of \$34.

Section 16. Excessive bail and fines; cruel and unusual punishments; power of jury in criminal case. Excessive bail shall not be required, nor excessive fines imposed. Cruel and unusual punishments shall not be inflicted, but all penalties shall be proportioned to the offense.—In all criminal cases whatever, the jury shall have the right to determine the law, and the facts under the direction of the Court as to the law, and the right of new trial, as in civil cases.

12.12.091 Concessions and solicitations. Section 3

Also violates 1st amendment of the U.S Constitution. You cannot limit people's freedom of speech. Advertising your ideologies is protected under the first amendment US, eighth Oregon.

12.12.100 Violation-Penalty

This section is really the part that throws many of the provisions into noncompliance with law. I believe we need to reevaluate more appropriate fines and punishment section. I agree that we need rules and laws to keep our parks safe and family friendly. That need does not justify passing laws that violate people's rights. I will gladly volunteer my time to rework this to be compliant and fair if the city wishes.

Bill Osburn

Gladstone City Council

March 12, 2019

At the February 12th 2019 City Council Meeting, agenda item #14 was an appointment to the Budget Committee. I happen to be on that board and I appreciate the knowledge, insight, schooling and business experience that the people on that committee bring to the table at budget time. This council had 3 applications from 3 super qualified individuals who also happen to live in this town, pay taxes and have graciously offered their time, experience and expertise to help this city with a very important task at hand.

Our Budget is not a bargaining game. Our Budget is millions of tax payer dollars and collected funds that support our city and pay for necessary infrastructure; including repairs, upgrades and new projects. Of the 7 members of this council 3 of you elected to not vote for any of the 3 applicants. There isn't a person who attended or watched that meeting on line that couldn't clearly see that there was a pre-agreed upon vote that was decided between the 3. One has to wonder the reasoning behind the votes, or who the ring leader of the agreement was, I frankly don't care. What I will say is that it needs to STOP, the people in this town will not tolerate these tricks and shenanigans. You are toying with our hard earned money and for the folks in this town who go to work every day and pay their fair share of taxes this is no joke.

Gladstone residents might be interested in knowing that more than half the members of this council have been thru personal bankruptcy and one member is currently involved in a second. So do you not care about our money? Should we be concerned with your lack of financial knowledge? If one is unable to unclog a sewer one finds someone who can. Bottom line is; if you can't do it, you should find people that can; and that would have been one of those 3 applications that you passed on.

Please leave your personal games out of this room and start doing what the people in this town thought you would do when they voted for you.

Mindy Garlington

Gladstone Resident & Homeowner

