



City of Independence

Agenda

City Council Meeting

Tuesday, July 8, 2025 @ 6:30 PM

Civic Center - Council Chambers

(See page 2 of agenda for meeting attendance information)

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1. CALL TO ORDER	
2. ROLL CALL	
3. MINUTES	
3.1. Regular Meeting 6-10-2025	3 - 6
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5. REPORTS / PRESENTATIONS	
5.1. Mayor	
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5.2.2. Parks Board: Councilor Roden	
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9.	GENERAL INFORMATION	
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9.2.	Miscellaneous Correspondence. Any communications received after publication of the agenda packet, but before 3:00 pm the date of the meeting, will be provided to Council at the meeting and will become a part of the official record. David Clyne: Email Incident # DAS25002990: Sheriff Report John Barlow P.C. : Letter Anne Scheck: Email Maxine Centala: Email	31 - 55
9.3.	Pending Agenda Calendar 06-25-2025	57
10.	ADJOURNMENT	

Meeting Attendance Information:

The City Council will hold this meeting in-person in City Hall Council Chambers, via video conference (Zoom) or by phone. Meetings are also live-streamed on the City's YouTube channel at: <https://www.youtube.com/c/CityofIndependenceOR>.

- **To attend in person**, the City Hall address is 555 S. Main St.
- **For Zoom login** visit:
<https://us06web.zoom.us/j/82230884181?pwd=LOFNwAlepbEleWtDuGhQDDalfAXmVY.1>
- To participate in the meeting **by phone**, dial **US: +1-253-215-8782** and enter **Webinar ID: 822 3088 4181** and **Passcode: 295666**

Written comments are also welcome and may be delivered to City Hall or emailed to CouncilComments@ci.independence.or.us no later than 4:00 pm the day of the meeting.

The meeting location is accessible to persons with disabilities. A request for an interpreter for the hearing impaired, or for other accommodations for persons with disabilities, should be made at least 72 hours in advance of the meeting to Myra Russell, City Recorder, 503-838-1212/TTY: 800-735-2900.



City of Independence

Minutes City Council Meeting Tuesday, June 10, 2025

1. **CALL TO ORDER.** The meeting was called to order at 6:30 pm in the council chambers by Mayor Kate Schwarzler.

2. **ROLL CALL.**
Mayor Schwarzler present

Council Present: Shannon Corr
Marilyn Morton
Bill Boisvert
Evan Sorce
Dawn Roden
Kathy Martin-Willis

Council Absent: None

City Staff Present: Kenna West, City Manager
Rob Moody, Finance Director
Shawn Irvine, Asst. City Manager
Myra Russell, City Recorder
Juventino Banuelos, Police Chief

3. **MINUTES.** The minutes of the May 27, 2025, regular session were submitted in the agenda packet.

ACTION:

Councilor Corr moved to approve May 27, 2025 regular session minutes as received. Second by Councilor Martin-Willis. No discussion. Roll call vote. Motion passed 5-0-1:

AYES: Corr, Morton, Boisvert, Sorce, Martin-Willis
NAYS: None
ABSTENTIONS: Roden

4. **VISITORS / PUBLIC COMMENTS.**

4.1. Terri Pierce-Comments about opening at store at 223 Main St.

5. **REPORTS / PRESENTATIONS.**

5.1. Mayor Schwarzler: Recognized birthdays for City Recorder and Finance Director. Congratulated Jill Thissell on officer of the year. Attended graduation for Latino Micro business program. 29 people graduated from program. Attended planning commission meeting at airpark. Went to IES 100th birthday with Councilor

Sorce. Attended ribbon cutting ceremony today in Monmouth at adult shelter with Councilor Corr. Mayor presented the members of Operation D.O.N.U.T with a proclamation honoring their first-place finish in Technical Merit in the Youth Coding League.

5.2. City Council Liaison Reports

5.2.1. Traffic Safety Commission: Councilor Roden. No meeting since October, will attend meeting June 18.

5.2.2. Historic Preservation Commission: Councilor Morton. Attended last meeting and enjoyed the training for the commission on the historic district.

5.2.3. Planning Commission: Councilor Martin-Willis. Went to planning commission meeting at the airpark for their June meeting.

5.3. City Manager: Biosolids removal contract signed. Work will start at the end of June and will be completed early because they are working on Saturdays. Two Osprey eggs have hatched in the nest; you can watch the livestream on the city's website. Lateral officer new hire starts next week. Wristbands are on sale now for Independence Days. Summer events, movies in the park on June 27, River's Edge Summer Series begins July 11. Sept 4-6 Shakespeare in the park by Struts and Frets. This is a free event. Carnival is back for Indy Days.

6. UNFINISHED BUSINESS. None

7. NEW BUSINESS

7.1. 2025-26 Budget Adoption. Finance Director Moody presented the budget as submitted in the agenda packet and the proposed resolutions 25-1635 and 25-1633 for council consideration. This budget was approved by the budget committee at their May 14 meeting.

Budget Public Hearing:

- Open Public Hearing: Mayor Schwarzler opened the public hearing for the budget at 6:50 pm.
- Public Comment:
 - None
- Close public Hearing: Mayor Schwarzler closed the public hearing at 6:50pm

ACTION:

Councilor Morton moved to approve Proposed Resolution 25-1635 adopting a budget, appropriating funds, imposing and categorizing taxes for fiscal year 2025-26. Councilor Corr seconded. Discussion: Councilor Roden objects and will vote no. Councilor Sorce appreciates staff work that gives time to work on more options for for next year. Mayor Schwarzler acknowledged budget committee members and staff work on budget with tough but thoughtful choices.

Roll call vote. Motion passed 5-1-0:

AYES: Corr, Morton, Boisvert, Sorce, Martin-Willis

NAYS: Roden

ABSTENTIONS: None

State Revenue Sharing Public Hearing:

- Open Public Hearing: Mayor Schwarzler opened the public hearing for the budget at 6:56 pm.
- Public Comment:
 - None.
- Close public Hearing: Mayor Schwarzler closed the public hearing at 6:56 pm

ACTION:

Councilor Corr moved to approve Proposed Resolution 25-1633 declaring the City of Independence's Election to Receive State Revenues. Councilor Martin-Willis seconded. Discussion: None

Roll call vote. Motion passed 6-0-0:

AYES: Corr, Morton, Boisvert, Sorce, Martin-Willis, Roden

NAYS: None

ABSTENTIONS: None

7.2. Supplemental Budget, FY 2024-25. Finance Director Moody presented the supplemental budget adjustment as submitted in the agenda packet and the proposed resolution 25-1634 for council consideration. Councilor Morton asked about a grant that city received for 2M.

ACTION:

Councilor Martin-Willis moved to approve Proposed Resolution 25-1634 authorizing budget adjustments for the fiscal year 2024-25 budget. Councilor Boisvert seconded. Discussion:

Roll call vote. Motion passed 6-0-0:

AYES: Corr, Morton, Boisvert, Sorce, Martin-Willis

NAYS: None

ABSTENTIONS: None

7.3. Intergovernmental Cooperative Agreement: Water Supply Planning and Preliminary Analysis of Water System Facilities. CM West presented information on IGA as submitted in the agenda packet. Regional project with City of Monmouth, Independence and Polk County. Mayor Schwarzler asked what if one of the parties wants to leave at some point. Entities can offramp at certain points. Councilor Sorce appreciates the oversight in the agreement.

ACTION:

Councilor Roden moved to approve the Intergovernmental Cooperative Agreement for Water Supply Planning and Preliminary Analysis and authorize the City Manager to sign the agreement on behalf of the City of Independence. Councilor Morton seconded. Discussion:

Roll call vote. Motion passed 6-0-0:

AYES: Corr, Morton, Boisvert, Sorce, Martin-Willis, Roden

NAYS: None.

ABSTENTIONS: None

8. COUNCIL ANNOUNCEMENTS

- 8.1. Councilor Corr: Challenged all councilors to the reading challenge. Contest starts June 13. Ends Aug 15.
- 8.2. Councilor Morton: Last Day of school celebration June 13. Summer reading for the library starts at the same time.
- 8.3. Councilor Roden: Wall that Heals- it's time to sign up to volunteer
- 8.4. Councilor Sorce: Reminder about commencement at WOU on Saturday, June 14. Watch for extra traffic.

9. GENERAL INFORMATION. Items submitted here in the packet are for information only; no action was required by city council.

10. ADJOURNMENT. Councilor Morton moved to Adjourn, Councilor Roden seconded. Mayor Schwarzler adjourned the meeting at 7:10 pm.



CITY OF INDEPENDENCE MEMORANDUM

TO: Mayor and City Council
FROM: Rob Moody, Budget Officer through
Kenna West, City Manager
MEETING DATE: July 8, 2025
SUBJECT: Correction of Scrivener's Error -
Resolution No. 25-1635

☐ Information Only

☒ Action Requested

Statement of Issue:

Correction of scrivener's error in Resolution No. 25-1635.

Background/Discussion:

On June 10, 2025 the City Council approved Resolution No. 25-1635 to adopt the City's FY 2025-26 Budget. That resolution as presented included a scrivener's error in the first paragraph stating that the total sum of the budget was "\$53,970,302". That amount was the total budget for the 2024-25 adopted budget for the City and was not updated in preparing the resolution for Council consideration.

The amount as corrected on attached revised Resolution No. 25-1635 is \$42,934,809 and is comprised of total appropriations and unappropriated balances.

Fiscal Impact:

There is no fiscal impact resulting from correction of the scrivener's error.

Recommendations/Suggested Motions:

It is recommended that the Council approve the revised Resolution No. 25-1635 correcting the scrivener's error as submitted with the following suggested motion:

"I move to approve the revised Resolution No. 25-1635, correcting a scrivener's error in the total sum of the budget adopted for fiscal year 2025-26."

Attachments:

1. Revised Resolution #25-1635, Adopting the Budget

Prepared by: Rob Moody, Finance Director
Reviewed and Approved by: Kenna West, City Manager

**BEFORE THE CITY COUNCIL OF THE CITY OF INDEPENDENCE
COUNTY OF POLK, STATE OF OREGON**

A Resolution Adopting a Budget,)
Appropriating Funds, Imposing and)
Categorizing Taxes for Fiscal Year 2025-26)

RESOLUTION NO. 25-1635

RESOLUTION ADOPTING THE BUDGET

BE IT RESOLVED that the City Council of the City of Independence hereby adopts the budget for fiscal year 2025-26 in the total sum of **\$42,934,809**. This budget is now on file at the Independence Civic Center, 555 South Main Street, in Independence, Oregon.

RESOLUTION MAKING APPROPRIATIONS

BE IT RESOLVED that the amounts for the fiscal year beginning July 1, 2025 and for the purposes shown below are hereby appropriated:

General Fund		Grants Fund	
Administration	\$299,600	Materials and services	\$735,600
Finance	205,500	Capital outlay	2,437,000
Human Resources	143,402	Contingency	910,074
Information Technology	282,600	Total	\$4,082,674
Economic Development	101,500		
Police	4,156,216	Transportation Fund	
Court	62,500	Personnel services	\$690,000
Community Development	257,750	Materials and services	491,700
Building Inspection	247,550	Capital outlay	2,000
Community Services	616,300	Contingency	282,649
Janitorial	73,526	Total	\$1,466,349
Parks	417,300		
Non-departmental	1,220,290		
Total	\$8,084,034	Transportation SDC Fund	
		Capital outlay	\$1,081,406
Economic Development Loan Fund		Contingency	782,060
Materials and services	\$120,000	Total	\$1,863,466
Transfers out	841,784		
Total	\$961,784	Fac/Veh/Equip Replacement Fund	
		Personnel services	\$154,000
Tourism and Events Fund		Materials and services	170,500
Personnel services	\$105,000	Total	\$324,500
Materials and services	301,110		
Total	\$712,174	Capital Projects Fund	
		Capital outlay	\$820,152
		Total	\$820,152

Parks SDC Fund		Sewer Fund	
Materials and services	\$200,000	Personnel services	\$929,000
Contingency	540,413	Materials and services	638,325
Total	\$740,413	Capital outlay	5,262,860
		Interfund transfers	308,826
		Debt service	465,090
Parks Capital Reserve Fund		Contingency	508,000
Capital outlay	16,548	Total	\$8,112,101
Total	\$352,604		
		Sewer SDC Fund	
		Capital outlay	\$678,500
General Obligation Bond Fund		Transfers out	26,500
Debt service	\$402,000	Contingency	667,653
Total	\$402,000	Total	\$1,372,653
Urban Renewal Debt Service Fund		Stormwater Fund	
Debt service	\$1,022,537	Personnel services	\$487,000
Total	\$1,022,537	Materials and services	283,305
		Interfund transfers	99,200
Urban Renewal Projects Fund		Contingency	170,830
Debt service	\$588,000	Total	\$1,040,335
Total	\$588,000		
		Stormwater SDC Fund	
MINET Debt Service Fund		Materials and services	\$225,000
Debt service	\$655,600	Contingency	161,354
Total	\$655,600	Total	\$386,354
Water Fund			
Personnel services	\$934,000		
Materials and services	902,400		
Capital outlay	2,853,075		
Interfund transfers	529,822		
Debt service	185,956		
Contingency	644,682		
Total	\$6,049,935		
Water SDC Fund			
Capital outlay	\$150,500		
Contingency	1,462,873		
Total	\$1,613,373		
Total Appropriations for fiscal year 2025-26		\$40,008,918	
Unappropriated ending balances		2,925,891	

Total Uses	\$42,934,809
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RESOLUTION IMPOSING THE TAX

BE IT RESOLVED that the following ad valorem property taxes are hereby imposed for tax year 2025-26 upon the assessed value of all taxable property within the city:

- (1) At the rate of \$4.5897 per \$1,000 of assessed value for permanent rate tax; and
- (2) In the amount of \$400,341 for debt service for general obligation bonds.

RESOLUTION CATEGORIZING THE TAX

BE IT RESOLVED that the taxes imposed are hereby categorized for the purposes of Article XI section 11b as:

	General Government Limitation	Excluded from Limitation
Permanent Rate Tax	\$4.5897 / \$1,000	
General Obligation Bond Debt Service.....		\$400,341

ADOPTED by the City Council:
 SIGNED by the Mayor:
 EFFECTIVE DATE:

 Kate Schwarzler, MAYOR

ATTEST:

 Myra Russell
 City Recorder



CITY OF INDEPENDENCE MEMORANDUM

TO: Mayor and City Council
FROM: City Manager Kenna West
MEETING DATE: July 8, 2025
SUBJECT: Public Hearing Date for AX | 2025-02,
Annexation of Portion of Old Inman-Poulsen
Timber Company Right-of-Way

☐ Information Only

☒ Action Requested

Statement of Issue:

At the meeting of July 8, 2025, the Independence City Council will discuss:

- A. Whether it wishes to annex and rezone a parcel that has been owned by the City since 2005, which is anticipated to be the future Mountain Fir Avenue and to support public recreational uses such as a trail or multi-modal path. and
- B. Whether to set a date to hold a Public Hearing to annex the area.

To see a map of the property, please see Exhibit A of the attached resolution.

Background and Discussion:

The City of Independence has owned the former rail line for the Inman-Poulsen Timber Company since 2005. The City annexed a portion of the right-of-way (along the Willamette River) in 2009 and annexed a second part of the line in May 2025. This proposal would consider the annexation of the relatively small portion of the property that remains under County jurisdiction.

The attached resolution would commence the process to annex the remaining part of the former rail right-of-way. The resolution would demonstrate the Council's agreement to proceed with the annexation, commence the consideration of the zone change for the site, and direct staff to provide notice for a public hearing when residents may appear and be heard. State and local requirements which the resolution is intended to address include the following:

- Per IDC 11.010, a land use request is required to be submitted by an owner of record of the property that is the subject to the request.
- Per the requirements of IDC 12.005(A), a zone change is required to be initiated by a resolution of either the City Council or the Planning Commission, or the request of the owner of record for a property.
- Per ORS 222.120(2), the annexation of property is allowed, without an election, when the Council "elects to dispense with submitting the question of the proposed

annexation to the electors of the city" and fixes "a day for a public hearing before the legislative body at which time the electors of the city may appear and be heard on the question of annexation".

Options:

- A. Move to approve Resolution 25-1636, to Initiate the Annexation and Rezone of City-Owned Land and to Set a Date for a Public Hearing on the Matter for August 12, 2025.
- B. Take no action.

Fiscal Impact:

No direct fiscal impact would occur as part of the action.

Recommendation/Suggested Motion:

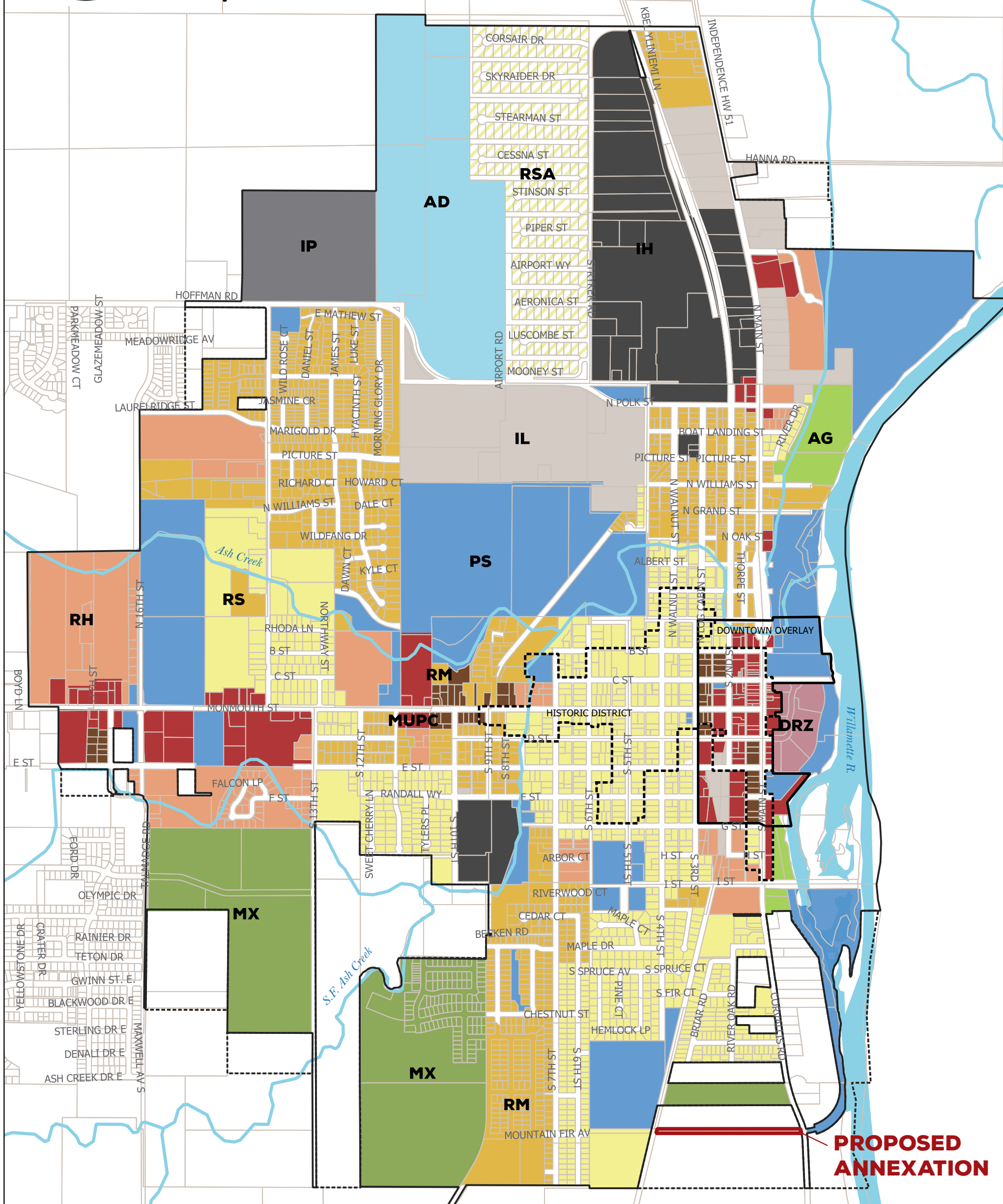
Staff recommends approval of Option A.

Suggested motion: **I move to approve Resolution 25-1636, a resolution to initiate the Annexation and Rezone of city-owned land, set a date for a Public Hearing on the matter for August 12, 2025, and direct staff to provide appropriate notice for the hearing.**

*Memo prepared by Fred Evander, Planning Manager
Reviewed and Revised by Kenna West, City Manager*

CITY OF INDEPENDENCE

Proposed Annexation



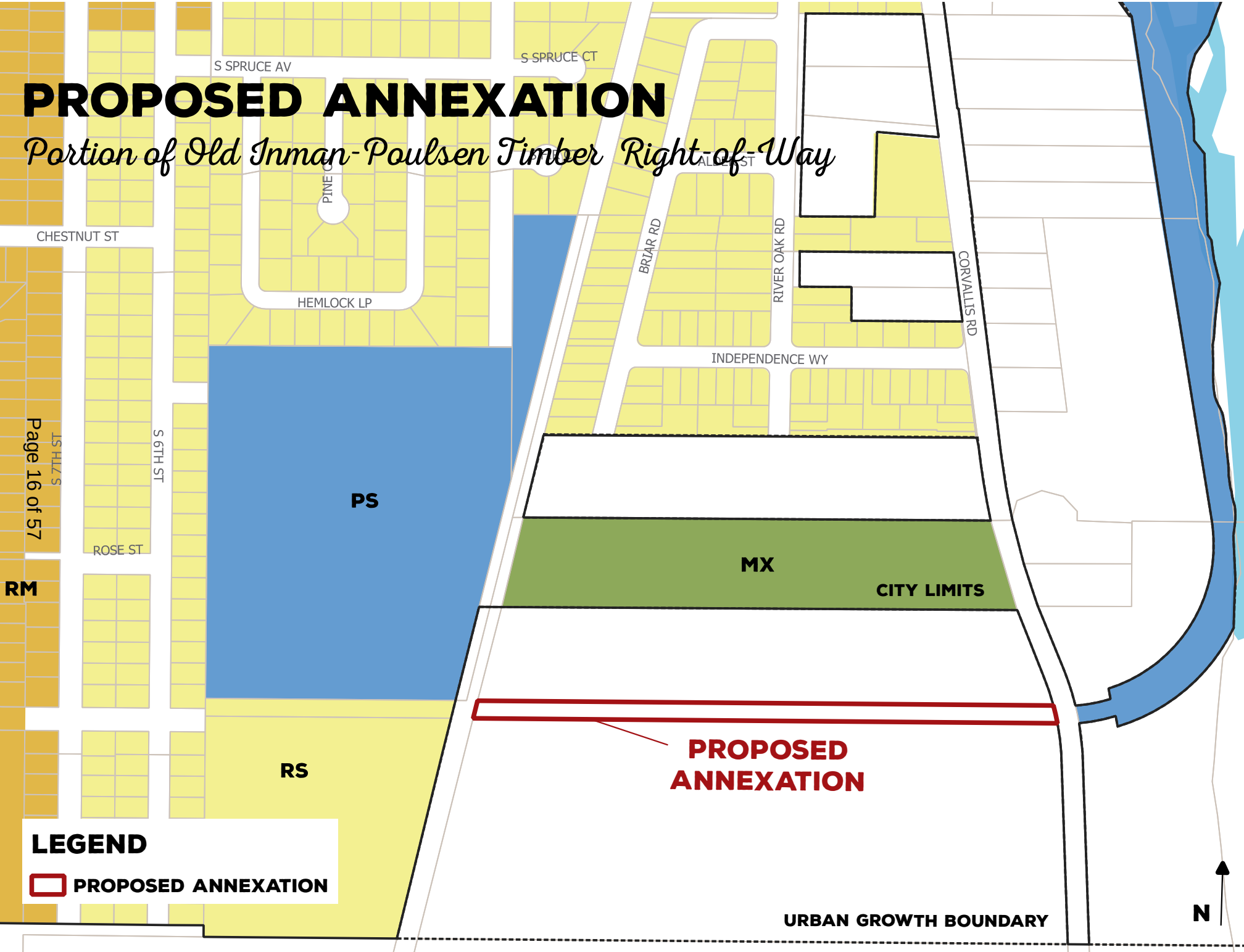
ZONE

- Legend:

 - Low-Density Residential (RS)
 - Medium-Density Residential (RM)
 - High-Density Residential (RH)
 - Residential Single-Family Airpark Overlay (RSA)
 - Mixed Residential (MX)
 - MUPC-Transitional (MUPC-T)
 - Downtown Riverfront Zone (DRZ)
 - Light Industrial (IL)
 - Heavy Industrial (IH)
 - Industrial Park (IP)
 - Airport District (AD)
 - Public Service (PS)
 - City Limits
 - Urban Growth Boundary
 - Downtown Overlay
 - Historic District

PROPOSED ANNEXATION

Portion of Old Inman-Poulsen Timber Right-of-Way



LEGEND

PROPOSED ANNEXATION

URBAN GROWTH BOUNDARY

N

**BEFORE THE CITY COUNCIL OF THE CITY OF INDEPENDENCE
COUNTY OF POLK, STATE OF OREGON**

A Resolution to Initiate the Annexation]
and Rezone of City-Owned Land and to Set]
a Date for a Public Hearing on the Matter]

RESOLUTION NO. 25-1636

WHEREAS, the City Council for the City of Independence has owned the former rail right-of-way for Inman-Poulsen Timber Corporation since 2005; and

WHEREAS, over the course of its ownership of the property, the City Council has annexed all but a small portion of the former rail right-of-way; and

WHEREAS, the remaining portion of the property is anticipated to include the future Mountain Fir Avenue, a Minor Arterial in the City, together with public recreational amenities such as a trail or multi-modal path; and

WHEREAS, per the requirements of IDC 11.010, a land use request to annex property is required to be submitted by an owner of record of the property that is the subject of the request; and

WHEREAS, per the requirements of IDC 12.005, a Zone Change is required to be initiated by a resolution of either the City Council, Planning Commission, or the property owner for a site; and

WHEREAS, the City of Independence is the owner of the property in question; and

WHEREAS, per ORS 222.120(2), the annexation of property may occur without an election, when the Council “elects to dispense with submitting the question of the proposed annexation to the electors of the city” and fixes “a day for a public hearing before the legislative body at which time the electors of the city may appear and be heard on the question of annexation;” **Now, Therefore**

**THE CITY COUNCIL OF THE CITY OF INDEPENDENCE HEREBY RESOLVES
AS FOLLOWS:**

Section 1. Annexation Request. The City Council directs staff to prepare and appropriately process an annexation request for the property shown in Exhibit A.

Section 2. Rezone Request. As part of the annexation request, the City Council directs staff to suggest a zone for the property for Council consideration.

Section 3. Preparation for Public Hearing. The City Council directs staff to issue public notice and duly prepare for a hearing on the Annexation and Rezone on August 12, 2025.

Section 4. Effective Date. This Resolution shall take effect immediately upon adoption by the City Council.

ADOPTED by the City Council of the City of Independence, Oregon this 8th day of July 2025.

CITY OF INDEPENDENCE, OREGON

By _____
Kate Schwarzler, Mayor

ATTEST:

By _____
Myra Russell, City Recorder



CITY OF INDEPENDENCE MEMORANDUM

TO: Mayor and City Council
FROM: City Manager Kenna West
MEETING DATE: July 8, 2025
SUBJECT: Board/Committee/Commission Appointment

☐ Information Only

☒ Action Requested

Statement of Issue:

Consideration and potential appointment to City of Independence Boards, Committees, and Commissions.

Background:

Pursuant to Section 20 of the Independence Charter, the Mayor is authorized to make appointments to City committees and all appointments shall be approved by vote of the Council.

In collaboration with Mayor Schwarzler, staff developed an updated Committee Appointment Application and appointment process. This revised process was presented to the Council as an Informational Staff Report at the January 14, 2025 City Council meeting. It was subsequently implemented, and the first-quarter appointments were completed on April 8, 2025. Second-quarter appointments are scheduled for July 8, 2025.

Discussion

In response to the Council's goal of enhancing transparency and clarity in filling vacancies, the Committee Appointment Application and application process were updated to:

- Align Council Vacancy and Committee Appointment applications for ease of use by community members.
- Provide more detailed information for Council review.
- Ensure a consistent and efficient process for filling vacancies.

Based on that new process and in a continuing effort to enhance transparency, staff have published multiple communications encouraging community members to apply for vacant positions on City boards, committees, and commissions. The application process remains open year-round, and applications are collected for all vacant positions and then submitted to the Council on a quarterly basis.

There are vacant positions on the Library Board, Heritage Museum Board, and Traffic Safety Committee; however, to-date the City has not received applications for the current Library Board or Traffic Safety Committee vacant positions.

The Heritage Museum Board has one opening---Position 7. That position has an expiration date of December 31, 2027. There is one application for Position 7: Heath M. Lawson.

In accordance with the current process and the City of Independence Charter the Mayor may recommend the current applicant for the vacant position or she may hold the position vacant for additional consideration. Should the Mayor recommend the applicant for the position a motion from a Councilor to accept the appointment may be made with a second followed by discussion and a vote. Should a Councilor wish to make such a motion, a recommended motion would be:

Motion: I move to accept the Mayor's appointment to the Heritage Museum Board.

Attachment: Redacted Application

Prepared by Kenna West, JD, City Manager



CITY OF INDEPENDENCE COMMITTEE APPOINTMENT APPLICATION

The City of Independence solicits applications from individuals who have an interest in public service for appointment to periodic vacancies in City Boards, Commissions and Committees. If you have such an interest, please provide the following information:

NAME: Heath M. LAWSON DATE: 6-30-2025

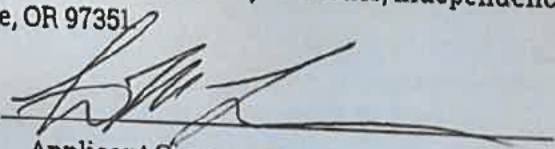
ADDRESS:

PHONE / EMAIL:

I am interested in appointment to (feel free to indicate interest in more than one):

- | | |
|---|---|
| ☐ Budget Committee | ☐ Historic Preservation Commission * |
| ☐ Independence Days Commission | ☐ Library Board |
| ☒ Museum Advisory Board | ☐ Parks & Recreation Board |
| ☐ Planning Commission * | ☐ Traffic Safety Commission |
| ☐ Other: (please specify) | |

Please complete the questionnaire attached with this document and return this application, the completed questionnaire and a resume or CV to the Office of the City Recorder, Independence City Hall, 555 S. Main Street, PO Box 7, Independence, OR 97351.


Applicant Signature

Volunteer service on commissions, committees and boards does require effort and time from members. Your interest and participation can help your community and is greatly appreciated. Appointments made to boards, commissions and committees are made by the Mayor, with the confirmation of the City Council.

***Attendance at city-funded training is required for appointees to the Planning Commission and Historic Preservation Commission.**

REV: JAN 2025

Please answer the following questions, attaching additional sheets as needed may be necessary.

1. Experience serving on an elected board:

2. Experience volunteering with the City of Independence:

I had briefly been on the museum advisory committee previously.

3. Describe your community involvement experience:

4. Describe your vision for the future of Independence:

To see the city flourish as a safe, friendly community welcoming families & tourists to experience the city of Independence and its art, history, eateries, and community.

5. If applying for the Budget Committee, please describe your experience with budgeting and public finance:

6. Describe the time commitment you are able to make to your chosen Committee/Commission/Board:

as much as required

7: Your reason(s) for applying for the Committee/Commission/Board:

*I enjoy working & believe public service is a way
to give back to the community*



CITY OF INDEPENDENCE MEMORANDUM

TO: Mayor and City Council
FROM: Shawn Irvine
MEETING DATE: July 8, 2025
SUBJECT: Solicitation for Realtor of Record

☐ Information Only

☒ Action Requested

Statement of Issue:

Staff is requesting Council authorize staff to solicit and enter into an agreement with a Realtor of Record for the purpose of listing and selling City-owned property.

Background:

The recently-adopted 2025-26 City Budget includes revenue from the sale of City properties. To sell City property, Council must first decide whether to use in-house resources to list and sell or hire an experienced realtor to handle the process. Once a course of action has been selected, Staff will finalize properties to be listed for sale and complete a final review of any deed or title issues that might prevent a sale. Council would then need to declare the properties surplus, and they would be listed for sale. Any purchase offers for the properties would be considered by Council in executive session, and Council is required to hold a public hearing prior to accepting an offer on City property.

Discussion:

Hiring a Realtor of Record would ensure the City properties are listed with maximum visibility to potential buyers, as the realtor brings an established network of marketing platforms and personal relationships to promote the properties. A realtor would also bring a good understanding of the current market conditions, which would be important for pricing and can provide expert advice on deal structure during sale negotiations. The realtor would handle all property showings and initial conversations with prospective purchasers and can support title investigations on City properties prior to listing.

City staff do not currently have expertise in the mechanics of listing and selling commercial and investment properties, and do not have the personal and professional networks necessary to properly market the properties. Additionally, after two years of staffing reductions it would be difficult to allocate sufficient time to list and show the properties and respond to inquiries.

Fiscal Impact:

Use of a real estate agent to sell City property will incur a fee to the agent upon sale of the property. This fee is typically a small percentage based on the sale price but could also be negotiated as a flat fee. In either case, payment of the fee would come from proceeds of the sale, and the sale price would account for the fee to be paid to the realtor. A competitive bidding process would help ensure that the realtor fee is as low as possible.

Conducting property sales in-house would require significant staff time, which we currently lack and which would otherwise support other community services---staff time carries a cost. In addition, although attorney consultation costs will be incurred regardless of the approach, relying solely on in-house efforts will most likely increase the attorney costs.

Options:

The Council may:

- A. Make a motion to retain a Realtor of Record.
- B. Make a motion to conduct property sales using in-house resources.

Recommendation/Suggested Motion:

Staff recommended approval of Option A.

Suggested motion: "I move that the Council authorize staff to retain a realtor of record to support the City's property disposition efforts in accordance with City policies and at the discretion of the City Manager."

*Memo prepared by: Shawn Irvine, Assistant City Manager
Reviewed and approved by: Kenna West, City Manager*

**Management Team Notes
Wednesday, June 25, 2025**

Present: Myra, Rob, Amanda, Amy, Emmanuel, Fred, Patrick, Kenna, Gerald, Tino

- Pending agenda review.

Tino:

- Full steam ahead on Indy Days planning and prep

Staffing Updates –

- 1 recruit applicant in backgrounds
- Oral Boards on Wednesday morning
- Recruit Officer Stephenson back for a two-week break from the academy (working Indy Days)
- 2 officers on light duty. Ofc. Barlow retires Monday, the other will be out and on light duty for the next 11 weeks
- We are functioning with 11 fully operational officers
- Lateral Officer Anthony Preston started on June 16 (anticipate 5-7 more weeks of orientation and field training)

Fred:

- Out last week and a couple days this week.
- Historic Preservation Commission - Preparing for a Historic Preservation Commission meeting on June 30. The meeting will include continued training about the historic district.
- Planning Commission - Preparing for a Planning Commission meeting on July 7. The meeting will include a public hearing to consider a code change to require pre-application conferences for most new projects, and an initial review of revised mobile vending standards.

Emmanuel:

- Working on:
- Indy days and summer series promotion; first movie in the park this Friday
- ICC Change of hours
- Parks survey promotion
- July 10 field trip
- Coffee with a cop promotion
- Wall that heals meetings
- Interview with SJ
- Opt-in messaging to start next month

Myra:

- Still working on new agenda management and public records request set up
- Indy Days prep in full swing. Will be in the park all day July ³/₄

Amy:

- The museum intern will be funded by the Braemar Charitable Trust grant for the next two months.
- Museum staff are currently developing a pop-up display focused on the history of the Independence State Airport and Resident Airpark.
- Marshall is collaborating with the museum on two grants: one through MICF, and another in partnership with the library through OCF.
- Ken Feters has generously offered to help the museum construct a series of portable displays to be placed throughout the community once the museum's physical location closes. These displays will resemble oversized shipping crates—similar to those seen in Indiana Jones—marked with labels

like “FRAGILE” and “MUSEUM ARTIFACTS.” Each unit will be lockable and include a built-in acrylic window, creating recognizable, secure pop-up exhibits connected to the museum.

- A local family has expressed interest in making a donation toward the future expansion of the library to include the museum. A letter is being prepared to outline the vision and goals of this potential project, which can also be shared with others who may wish to support the effort.

Patrick:

- Summer Reading is in full swing. 611 people signed up as of Tuesday evening.
- Discussed with Shawn and Marshall a grant to fund a STEM Librarian position. Still in early stages.
- Our participation with the OHSU Walking Study is complete.
- Fire Alarm line at the library has been repaired.
- Book bike made it's debut at the End of School celebration. We gave away over 200 books and signed up 158 people for Summer Reading while there.
- Will be attending the Central School District Program Meet and Greet on 6/25.
- Upcoming Library Programs (all at 3pm):
 - Buggy Adventures at the Inspiration Garden (6/26)
 - Teen & Adult Craft Workshop (6/27)
 - Kid's Paint w/ Jenn (7/2)
 - The Amazing Bubble Man at Riverview Park (7/9)

Gerald:

Project Updates

- **2018-03 Polk Well #4:** Contractor finishing well installation and operational testing. Project to be completed by 06/30/25.
- **2022-03 Polk Co Hoffman-Gun Club Rd SRTS:** County working on drainage issue.
- **2022-09 WWTP Upgrade:** 90% design underway and to be delivered for review in two weeks.
- **2022-12 OR 51–5th St SRTS Crossing:** Working on adjustment of scope to remain within budget.
- **2022-17 9th St PS Ph 2-3:** Design on same schedule as WWTP upgrade.
- **2023-04 Surface Water Treatment Plant:** Project on hold due to property acquisition.
- **2023-06 Stormwater Master Plan Update:** Master plan work underway.
- **2023-09 Road Annexation-Juris Transfer:** Requested jurisdictional transfer from Polk County for Corvallis Road and old 6th Street.
- **2023-11 Parks Master Plan Update:** Parks Board review of open house data scheduled for 08/21/25.
- **2023-12 Chestnut St Bridge:** Grant received and project to be managed by Marion County.
- **2023-13 Corvallis Rd Waterline:** Advertise for bids on 08/27/25, bid opening on 09/24/25, and Council award on 10/14/25. Waiting for jurisdictional transfer of Corvallis Road.
- **2024-01 ODOT ADA Upgrades:** ODOT updated construction to October 2025.
- **2024-04 Polk-Main Intersection Improvement:** Design underway.
- **2024-05 Biosolids Removal (Lagoon 1):** Biosolids removal underway.
- **2024-07 F Street Water Tower Structural Assessment:** Waiting for final report. Project anticipated to be completed by 06/30/25.
- **2024-08 Polk WTP Pump Upgrade:** Design underway.
- **2024-09 Sludge Survey:** Work on Lagoon 2-4 to begin by July and Lagoon 1 after biosolids removal.
- **2024-10 Water Loss Survey:** Work to begin at the end of summer.
- **2025-03 New Ash Creek Pump Station** – Received grant from Business Oregon to prepare preliminary engineering report. Pump Station will serve the southwest area and replace the 13th

Street Pump Station.

- **2025-04 Stormwater SDC and Rate Study** – Project is scheduled to begin in early 2026.
- **2025-05 Parks SDC Study** – Project is scheduled to begin in early 2026.

Administrative Updates

- Staff updating standards detail drawings.
- Staff working on multiple development applications, design, and construction reviews. The following is a status update on larger projects still underway. Projects with no progress or plan approvals have been removed.
 - 2021-02 SW Crossing: Construction underway.
 - 2021-05 Station 203: Waiting on plan submission.
 - 2022-18 478 S Main Mixed-Use: Construction underway.
 - 2022-21 Western Interlock: Waiting on plan submission.
 - 2023-02 Brandy Meadows 5-6: Plan approval final extension to 08/27/25.
 - 2024-03 Ella Curran Food: Construction underway.
 - 2024-06 601 Stryker Rd Industrial: Construction underway.
 - 2024-11 OAWU Expansion: Construction underway.

On Jun 19, 2025, at 1:55 PM, David Clyne <davidclyne29@gmail.com> wrote:

Mayor,

Today, I am home enjoying the National Holiday and courtesy of my current employer, the City of Toledo, I am being paid for my time. I was pleasantly surprised to find that this coastal, relatively conservative community did in fact honor this day that celebrates word of emancipation from slavery finally arriving in Texas. Then today, while walking, I realized perhaps word of the emancipation did not reach Independence, Oregon.

That was a bit tongue in cheek obviously, but in truth it is a grave disappointment that the City with the hallowed name "Independence" does not honor this holiday celebrating freedom. In its place, it appears that an extra day-off around Christmas is celebrated instead. Don't get me wrong, please. I understand the importance of providing that additional time to enjoy the religious holiday, but truly the irony of it should not go unnoticed. Or maybe it does.

I think I remember you participating in the Deferred Action for Childhood Arrivals (DACA) March from Monmouth to Independence followed by Mayor McArdle's praise for the brave young immigrants risking so much that day. Could our community count on you or the City to support that kind of effort again when honoring the emancipation from slavery is not even all that important? Nothing but crickets on the City News site.

Perhaps you remember that Independence was the recipient of the 2014 All America Cities Award. You may not know this but we won that honor because of the real commitment we made to inclusion for all. Our delegation was 50% or more comprised of diverse community members. We were one of the first cities of our size, or any size in Oregon, to provide a community engagement program for the non-English speaking and bicultural/bilingual communities.

That program was one of the first to be cut in the recent downsizing. The message couldn't have been clearer. Support for the Community Fiesta is all but gone. All the events at our beautiful Riverview Park are slowly disappearing. I don't suppose I should point out what everyone should know and recognize that all the services being reduced or eliminated were also disproportionately used and enjoyed by our vulnerable communities.

When you move to actually sell a City park, I hope the City doesn't again show its contempt for this community the way it did with the erasure of the swimming pool leaving only a series of craters behind reminiscent of the images from Gaza. This at the same time, the City builds a new park in the largely dominant-culture subdivision of Sunset Meadows. A minimal scan of the two recreational assets would show the obvious; people of color dispossessed of the popular facility and a few not-so-diverse folks occasionally enjoying the new limited facility park.

I mostly feel a little empty seeing all the unnecessary backtracking from the efforts we undertook for decades putting our City on the map in a way that not only brought recognition for our built environment, our revitalized economy but also our big heart from the City that was where the sanctuary city movement began.

Please share with the rest of the Council. I am not sure that the email address I used will be routed to them.

David Clyne
Independence resident

Incident # DAS25002990 - Supplement - 5 Report		
REPORT DATE / TIME	EVENT START DATE / TIME - EVENT END DATE / TIME	PRIMARY REPORTER
Jun 17, 2025 14:58	Apr 8, 2025 10:30 - 11:00	TYRONE JENKINS #P007
REPORT DESCRIPTION		
Final meeting with Ms. Anne Scheck and her husband at PCSO		
SUPPLEMENT TYPE		
Other - Final meeting with Ms. Anne Scheck and her husband at PCSO		

NARRATIVE

On Tuesday, April 8, 2025, at about 10:40 a.m., I met with Ms. Anne Scheck and her husband at the Polk County Sheriff's Office.

During this meeting, I advised Ms. Scheck of my investigation and the case assessment by our District Attorney's Office. I explained this case would be inactivated, not unfounded, and explained what those meant. I advised Mr. Emmanuel Goicochea, did in fact put his hand on her shoulder; however, it did not rise to the level of Harassment. I advised if he did not put his hand on her, it would be unfounded; however, there was not enough evidence/statements to support the crime of harassment.

Case Status: Inactivate

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 17, 2025 15:03 (e-signature)	JASON BALL #P006 Jun 19, 2025 02:32 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	JASON BALL #P006



Polk County Sheriff's Office
850 MAIN ST | DALLAS, OR 97338

Incident # DAS25002990 - Offense/Incident Report

REPORT DATE / TIME Mar 25, 2025 11:01	DISTRICT / ZONE / SUBDIVISION 4 / SUBDIVISION 5 IDP01	EVENT START DATE / TIME - EVENT END DATE / TIME Mar 11, 2025 18:25 - 19:00
PRIMARY REPORTER TYRONE JENKINS #P007		
REPORT TAKEN LOCATION 555 S MAIN ST, INDEPENDENCE, OR 97351		

NARRATIVE

It is intended that all portions of this report that are contained within quotation marks represent as close of an approximation to a direct quote as possible. All statements not within quotations should be considered summaries of conversations and statements, and not verbatim quotes.

MENTIONED:

Sheriff Mark Garton, Polk County
Juventino "Tino" Banuelos, Chief of Police Independence
Ms. Kenna West, City Manager of Independence
Mr. Rob Moody, Finance Director of Independence
Mr. Emmanuel Goicochea, Communications Coordinator of Independence

NARRATIVE:

On Thursday, March 13, 2025, I was on duty as the Detective Sergeant with the Polk County Sheriff's Office, when I was contacted by Sheriff Mark Garton. Sheriff Garton asked me to reach out to Chief Juventino Banuelos with the Independence Police Department, regarding an independent press lady, Anne Scheck, wanting to file assault charges against the Communications Director, Emmanuel Goicochea, as he stepped in between the Finance Director and Ms. Scheck. Sheriff Garton asked me to investigate the event for the Independence Police Department.

I called Chief Banuelos and advised I was assigned to investigate Ms. Scheck's complaint regarding their Communications Director. Chief Banuelos advised their agency needed to step back from this complaint, due to their relationship with the Communications Director; however, appreciated the assistance from the Sheriff's Office. Chief Banuelos advised he would forward video clips of the event that occurred during the evening of March 11, 2025, in their City Hall Chambers.

On March 13, 2025 at about 4:53 p.m., Chief Banuelos shared an evidence link via email through Evidence.com (Axon). Chief Banuelos provided me with two video clips, one in color and the other black and white. Both videos did not include sound.

I reviewed both video's and took the below notes to describe what I saw.

NOTE: The following synopsis is a snapshot of the videos; however, the reader should watch the videos for a complete understanding of the below descriptions. For ease of understanding of the room layout, I will describe it as a clock. Where City Council Members would sit behind the elevated desk areas is at the extreme 12 o'clock portion of the room. The public entrance/exit is located at the 9 o'clock portion the room.

Video #1: Is recorded from the back part of the room, looking across the room from about the 7 o'clock view.

REPORTING OFFICER SIGNATURE / DATE TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature) PRINT NAME TYRONE JENKINS #P007	SUPERVISOR SIGNATURE / DATE MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature) PRINT NAME MARK ROBERTSON #P004
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Video #2: Is recorded from the front part of the room, looking across the area from about the 1 o'clock view.

The involved male and female wearing the black jacket are sitting at the front of the audience, facing the 6 o'clock wall. The male at the front of the room was identified as the Finance Director Mr. Rob Moody and the female was identified as the City Manager Ms. Kenna West.

The community members are sitting in rows of seats, facing the 12 o'clock area.

Video #1: Tuesday, March 11 @ 06:29:59 PM PDT (2 minutes, 16 seconds)

Category Label: "Internal Investigation / Citizen Complain"

Camera Angle: Behind the audience recording from about the 7 o'clock position looking across the room. Angle is the left rear of the community members and the front of the presenter's.

00:31 Seconds into the video: Female wearing white long sleeve top and light blue jeans, got up quickly and walked up the middle when the two people at the front got up and the male started to step away, opposite of the audience. This female was identified as Ms. Anne Scheck.

00:35 Seconds into the video: As the male was facing away it appeared Ms. Anne Scheck, must of said something and reached out at the same time with her left hand toward the male. The male started to look back and paused his movement as Ms. Scheck touched his left arm around the elbow area to get his attention physically.

Between 00:35 to about 01:09 of the video: At the start of this time, there was conversation between Ms. Scheck and Mr. Moody. During that conversation, it appeared Ms. Scheck was writing things down in a notepad.

01:02 into the video: Male wearing an orange shirt, identified as Mr. Emmanuel Goicochea, walked up and stood off to the side of them, near Ms. Scheck.

01:09 into the video: Mr. Moody turns away and starts to walk in his original direction; however, Ms. Scheck appeared to not be done with her questioning and took a couple steps toward him to follow him. Mr. Goicochea used his right hand/fingers and placed it on Ms. Scheck's left shoulder. This did not stop Ms. Scheck and she pushed through his attempt to stop her and then turned around and verbally engaged Mr. Goicochea. Mr. Goicochea and Ms. Scheck had a small discussion. Mr. Moody had also stopped and turned around to face Ms. Scheck and Mr. Goicochea.

01:18 into the video: Mr. Moody then changed direction and started to walk in the opposite direction, back toward toward the middle part of the room; however, Ms. Scheck changed her direction and said something to get him to stop. At that same time, two females, one being Ms. West and the other had a large black purse, black leggings and possible teal colored top, appeared to move in to get between Ms. Scheck and Moody; however, Ms. Scheck closed the gap between her and Mr. Moody.

During this part of the video, where Mr. Moody tried to walk away the other direction and Ms. Scheck followed him and the two females appeared to attempt to get between the two, I noted eleven (11) citizens watching the encounter occurring at the front of the room.

01:22 into the video: Ms. West slid in between Mr. Moody and Ms. Scheck, facing the male. This appeared to be an action to separate Ms. Scheck from Mr. Moody.

Mr. Moody was able to walk away from Ms. Scheck and then Ms. Scheck started to discuss something with Ms. West.

01:42 into the video: Ms. Scheck appears to be pointing at Mr. Goicochea and saying something. This caused Mr. Goicochea to stop and take note.

01:47 into the video: Mr. Goicochea walks up to Ms. Scheck and they start conversing. They were obviously discussing him touching her as Mr. Goicochea was showing what he had done earlier with placing a hand on her left shoulder.

01:57 into the video: A female with short brown hair/orange jacket, which had originally been standing at the back of the room when the video started, walked up the middle of the seating and past Ms. Scheck. Ms. Scheck changed her focus and walked after this female and said something to get her to stop. I believe this female wearing the orange jacket was identified as Mayor Kate Schwarzler.

01:59 into the video: Mayor Schwarzler turned around to face Ms. Scheck. Mayor Schwarzler put her arms out openly. It was about this same time that Chief Banuelos and Det. Jill Thissell from the Independence Police Department walked into the chambers.

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PRINT NAME

MARK ROBERTSON #P004

02:06 into the video: Ms. Scheck turned and started to walk toward the exit, same door Chief Banuelos and Det. Thissell entered into and were standing with Mr. Goicochea at the doorway.

02:08 into the video: As Ms. Scheck approached the threshold of that door, Mr. Goicochea turned toward Ms. Scheck, said something and she stopped.

02:12 into the video: Ms. Scheck walked away from Mr. Goicochea and left the chambers.

Video #2: Tuesday, March 11 @ 06:30:22 PM PDT (1 minute, 12 seconds)

Category Label: "Internal Investigation / Citizen Complain"

Camera Angle: Recording view is across the room from about the 1 o'clock angle. Facing the audience and showing the left back area of the two presenter's (Mr. Moody and Ms. West) who were sitting up front facing the audience.

This different angle shows what is happening behind Mr. Moody, regarding a chair on rollers right behind him and a better angle to show Mr. Goicochea touching Ms. Scheck's shoulder and how she handled that.

00:43 into the video: Mr. Moody steps left to navigate the rolling chair behind him and to disengage from Ms. Scheck. As Ms. Scheck is writing in her notepad, he turns away, pushes the chair out of his way and starts to walk toward the 10-11 o'clock direction of the room.

00:46 into the video: Ms. Scheck takes her first step in the same direction as Mr. Moody appears to keep talking.

00:47 into the video: Mr. Goicochea is seen placing his right hand on Ms. Scheck's left shoulder. Ms. Scheck continues to walk through that touch and Mr. Goicochea ended up with only fingers on her shoulder and appeared to have a hold type curve to his fingers.

00:48 into the video: Ms. Scheck drops her left elbow back toward her hip area and rolls her left shoulder back, pulling through Mr. Goicochea's touch and again Mr. Moody stops and faces Ms. Scheck.

This second video does not shed any additional facts to the case already described in Video #1.

On March 14, 2025 at about 10:45 a.m., I called Ms. Anne Scheck and we arranged for her to come over to the Polk County Sheriff's Office for an interview.

On March 14, 2025 at about 11:20 a.m., I contacted Ms. Scheck in the lobby of the Sheriff's Office, introduced myself and escorted her to the interview room. I activated the recording device in the room and advised Ms. Scheck of that fact. I also used my work phone and activated the Axon Capture - "Audio" function to obtain a backup recording of the interview as well. The following is a summary of our discussion and not a verbatim account. The reader will need to listen to all interview recordings to obtain an exact account of the interview.

Ms. Scheck and I spent about 2.5 hours together, discussing the history of her involvement with the City of Independence and the event that took place at the Independence City Hall on March 11, 2025. Again, the reader will need to listen to all recordings to obtain a verbatim account of the interview.

Ms. Scheck is an independence journalist for Trammart News and "Indynewsonline.org". Her main focus revolves around the City of Independence and its government.

Ms. Scheck provided a history with the City of Independence, which was described as being strained and difficult. Ms. Scheck advised that friction had started with Ms. Kenna West, who was the new City Manager with the City of Independence, right around COVID or right after. Ms. Scheck advised Ms. Kenna West wanted more positive media coverage for the city at that time and had shared a notebook regarding her (West's) days in Willamina regarding "feature" based reporting and expectations of what she expected from Scheck. Ms. Scheck advised this was the time she (Scheck) was writing articles for the Itemizer Observer (I.O.) in Dallas, where the publisher, Scott Olson, so "graciously" allowed her to do so.

When asked, Ms. Scheck advised the friction started with Ms. West when she (Scheck) was reporting for the Itemizer Observer and Ms. West complained to Scott Olson about what Ms. Scheck was reporting. Ms. Scheck advised Ms. West wanted positive stories and not what she was submitting to the I.O.; however, Mr. Olson maintained Ms. Scheck as a reporter, due to not having to submit any corrections regarding her stories.

REPORTING OFFICER SIGNATURE / DATE

TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)

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TYRONE JENKINS #P007

SUPERVISOR SIGNATURE / DATE

MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)

PRINT NAME

MARK ROBERTSON #P004

Ms. Scheck went to a city council meeting and advised she was aware Ms. West went to the city publisher, Mr. Olson, with a complaint about her reporting. Ms. Scheck invited everyone to meet, sit down and talk it over, which included Ms. West, to discuss any issues Ms. West had with her, Ms. Scheck.

Ms. West emailed Ms. Scheck and advised she was going to head over to see her in Dallas at the I.O. Ms. Scheck picked up special sparkling water and croissants from a bakery, believing this would allow them to work any issues out and move toward a more productive relationship. Ms. Scheck advised the City of Independence Communications Coordinator, Mr. Emmanuel Goicochea, accompanied Ms. West to the I.O. They met and Ms. West wanted the conversation to remain off record, so Ms. Scheck did not advise me of that conversation. Meetings were at the I.O.. Meeting was about to mend the history. She threatened publisher about legal notice to I.O. and both Ms. West and Mr. Goicochea were asked to leave the building. Ms. Scheck advised this was the second meeting they all had a meeting at the I.O. to mend the history with Ms. West.

I asked Ms. Scheck what Ms. West's issue was with her. She believes Ms. West wanted her to only do positive stories about the City of Independence; however, Ms. Scheck digs into taxes and how money is being spent by the city. Ms. Scheck advised it was an assumption that is where the friction stands; however, she really does not know why Ms. West is so upset with her.

Ms. Scheck believed the first triggering event was during their first meeting at the I.O. and Ms. West would not speak to her about something and she (Scheck) followed her into the bathroom and advised if she continued to not talk to her she would have to put this in a story. Ms. Scheck advised Ms. West, while in the bathroom, that if the city continued to not comment when asked questions, that would not look good for the city when that story gets published. She advised Ms. West was offended about Ms. Scheck following her into the bathroom, which she (Scheck) understood that aspect of how she confronted Ms. West. Ms. West has brought this up a number of times about her following her into the restroom. At one point, Ms. Scheck stood up at the podium at one of the City meetings in Independence and went through a bunch of things and then apologized for following Ms. West into the bathroom.

Ms. Scheck believes the relationship continued to deteriorate and has escalated to some extent to the point the communications director does not answer emails, phone calls or when she drops off notes. Ms. Scheck advised she was jumping ahead a bit in the interview by telling me that Mr. Goicochea did apologize for putting his hands on her; however, she does not believe his apology due to the City Manager, Ms. West, herself had apologized after the second meeting at the I.O. During that apology by Ms. West after that second meeting at the I.O., when she and Mr. Goicochea were asked to leave the building, Ms. West sent an Email to Ms. Scheck advising Mr. Goicochea would answer all her press inquiries and apologized for raising her voice. Ms. Scheck advised that has never happened and does not have any access to the city regarding her (Scheck's) inquiries.

I summarized my understanding back to Ms. Scheck, advising the City of Independence and Ms. West's expectations of how they want her reporting city business is not to their liking as Ms. Scheck was reporting more about taxes and accountability. I advised the city wants more positive coverage; however, Ms. Scheck's mission is different, so there's friction. Ms. Scheck agreed with my summary.

After grasping a history of the friction, I asked about the evening of the event, Tuesday, March 11, 2025 after 6:00 p.m.

TUESDAY NIGHT:

Due to my lack of knowledge regarding city meetings, she explained there was a City Council meeting twice a month, on Tuesday. She advised sometimes there was a work session included as well, before the meeting. Ms. Scheck advised on March 11th, there was a Town Hall meeting before the City Council Meeting. She advised community members were able to ask questions during a Town Hall meeting; however, not at a work session meeting or City Council Meeting.

I asked what the topics were the evening of March 11th and what topics sparked her interest. Ms. Scheck advised there was a \$776,000 shortfall the city is facing. Some of the community members were wondering if services would be affected. Ms. Scheck believed it was a good meeting. Ms. Scheck advised there were no real specific answers; however, it was a good meeting with back and forth conversations.

During the meeting, city Mayor Kate Schwarzler got up to go the the bathroom and Ms. Scheck "pigeon holed her" just before she went into the restroom, but did not follow her in. Ms. Scheck advised Mayor Schwarzler that she had emailed her earlier in the week and wanted to ask her a couple things. Mayor Schwarzler stated something like, 'I don't want to talk to you'.

Ms. Scheck advised when the Town Hall meeting was over, she wanted to talk to the finance director, Rob Moody. The questions Mayor Schwarzler did not want to answer were going to be asked of Mr. Moody. 1) Did she want to comment on the outcome of the ethics complaint against her, Mayor Schwarzler and 2) Did the city pay for her (Mayor Schwarzler) attorney? Those were the questions Mayor Schwarzler did not want to answer. So, Ms. Scheck approached Mr. Moody, before a crowd gathered and asked about the city paying for Mayor Schwarzler's attorney and Moody advised he was not sure about that, and Ms. Scheck asked if she could quote him on that. Mr. Moody responded by saying something to the affect of, 'can you get the quote right?', which felt demeaning and belittling. Ms. Scheck tried to handle it by explaining it to him that she had been doing this for 9-years and never made a mistake in a quote. "That's when it all turned south."

REPORTING OFFICER SIGNATURE / DATE

TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)

PRINT NAME

TYRONE JENKINS #P007

SUPERVISOR SIGNATURE / DATE

MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)

PRINT NAME

MARK ROBERTSON #P004

Ms. West got angry and began chastising her for and approaching Mr. Moody, 'you don't have to talk to her' or something like that. Ms. Scheck advised it appeared Mr. Moody was trying to "worm away" and Ms. Scheck was trying to "pin down the quote to use".

I asked if Mr. Moody still wanted to talk to her and she advised all he would have had to say is that he didn't want to talk to her, but he didn't. She stated as soon as Mayor Schwarzler said it, she let it go and advised she could not "force yourself on somebody". She advised Mr. Moody didn't say that. She advised he made a demeaning comment, rather than "no comment" or "I don't want to talk to you", so she advised that is why she "persisted" and that's when she felt Mr. Goicochea grab her.

I asked what she believed Mr. Goicochea's intent was. She believed the culture at the city has been to "marginalize Ann Scheck, when you have an opportunity, make her feel as if she is isolated, marginalized and unliked and when you have this same opportunity use what ever means to make her feel that way." Ms. Scheck did not believe Mr. Goicochea wanted to harm her; however, believed he wanted to send her a message "you are unwelcome here. you will always be unwelcome here. And I'm grabbing you to show you, you need to stop". I asked stop what and she sated "asking questions".

I advised Ms. Scheck about the video I had watched and how it appeared she had touched Mr. Moody around his elbow area, while saying something to him as he was turning around. Ms. Scheck advised if she did, it was a mistake as she was just trying to flag him down.

I advised from an outsider, it looked like Mr. Moody did not want to speak with her. I advised she was taking a step toward him and that's when Mr. Goicochea reached out to touch her shoulder and looked like his fingers curled a bit when she was pushing/rolling out of his touch.

Ms. Scheck explained she was pursuing Mr. Moody because she wanted to make sure she got the quote straight. Not sure whether he was agreeing to the quote or just interested in making her feel like she couldn't be quoted.

She advised it felt like she was being grabbed; however, it did not hurt. She believed "he knew" that. Later Mr. Goicochea advised he was sorry to her. Ms. Scheck did not believe Mr. Goicochea felt like he was protecting Mr. Moody. I asked if Mr. Goicochea put his hand on her to keep her from following Mr. Moody and she stated she didn't know that I would need to ask Mr. Goicochea. Ms. Scheck believed Ms. West put her hand out and ordered Mr. Goicochea to "get rid of me". Ms. West was basically saying Mr. Moody did not have to talk to her.

I asked Ms. Scheck what happens if someone does not want to talk to her and she advised she would desist that activity. She advised that involves someone saying "no comment" or "I don't want to talk to you" and advised "he did not say that". I asked if body language came into play regarding the message of wanting to talk to her or not. She advised if she received a quote and she was not sure how the person wanted that quote to be used, she would definitely pursue that person.

I again asked what quote he gave her and she stated, "I'm not sure", and she asked if she could use that quote and Mr. Moody responded by asking if she could get it right. Ms. Scheck advised if someone does this, it's important to make sure she gets it correctly. She advised it was about getting it right, not to corner someone, as she needed to know if it was something she could use. If all he was intending was an insult, that was okay, but if he wanted her to include the insult along with what he said, that was okay as well; however, she wasn't sure what his intent was.

I asked Ms. Scheck about pursuing him again after he turned around and walked off. She advised she was still unclear about what he wanted her to quote. She advised the Mayor saved the day because she stopped and advised Ms. Scheck that she had hired and paid for her own attorney.

Ms. Scheck wanted to make it clear, at no point did Mr. Moody tell her he didn't want to talk to her or lock down what quote he wanted her to use.

I explained to Ms. Scheck that in watching the video and body language, it appeared Mr. Moody did not want to speak with her and that he was done with their conversation. She agreed I may be right; however, as a reporter a reporter would persist in getting the right quote and what to use because the "kindness in that act" is to make sure that is how someone wants to be represented. She advised she didn't use any of his quote because the Mayor came up and answered her question. Ms. Scheck also added as a journalist, they don't respond to body language because they want to get it right. She was just trying to get it right.

Ms. Scheck advised she testified at the city council meeting after this Town Hall Meeting where she testified as a matter of record. Ms. Scheck advised the council she had been reporting for 9-years with Tremmerat and never made a mistake, other than one past article; however, she corrected it. Put on record regarding how she has been treated. She advised verbal attacks are one thing; however, a physical attack was something else.

REPORTING OFFICER SIGNATURE / DATE

TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)

PRINT NAME

TYRONE JENKINS #P007

SUPERVISOR SIGNATURE / DATE

MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)

PRINT NAME

MARK ROBERTSON #P004

Ms. Scheck advised all Mr. Moody would have had to say is that he didn't want to speak with her or he was good with the quote. She did not want to go to print with something that was not right.

Ms. Scheck advised she was reporting the issue as she did not believe what Mr. Goicochea did was appropriate and described it as "man handing" her.

I asked Ms. Scheck what her goal was regarding this report. I asked if she wanted Mr. Goicochea charged with a crime if there was PC for a crime. She stated, "I don't know". "I'm coming because someone put their hands on me". She advised someone watching the video may interpret her as "chasing that man" and that she "deserved" it. I advised that's not what I was saying. She stood up to the council and advised this crossed the line. When asked, she did not think the city council cared about what had happened.

Ms. Scheck advised she spent time in the hospital emergency room after this due to chest pains. She stated she was possibly emotionally harmed, not physically harmed.

She advised for about 18-months, she has not received any cooperation from the city in answering questions/inquiries. Ms. Scheck feels if she wants answers she has to be "more forceful" due to how things have been, with not getting answers. She advised the only way she feels like she can get answers is at meetings or in hallways. She believes the city wants her to just go away.

Ms. Scheck advised if she touched Mr. Moody she owed him an apology; however, if Mr. Goicochea grabbed her, that is a different category, because she "felt grabbed". Ms. Scheck made a statement that it may have looked like she "deserved it" from chasing somebody; however, all Mr. Moody would have had to do is tell her he didn't want to talk to her or the quote is acceptable.

Ms. Scheck advised what Mr. Goicochea did "to her" (Scheck) did not count; however, what he did to the "free press" does matter. Stopping the free press from doing it's job by putting their hands on someone is "just wrong and crosses a line". She advised there was no excuse for grabbing a reporter who was just being assertive.

I advised in the video with Mr. Goicochea, it was more than just a touch to her shoulder. It looked like his fingers curled because she was pushing through it. I advised it looked like his intent was to let her know to stop.

Ms. Scheck asked what the ORS stated about offensive contact. I went over the Harassment law and then we viewed the video of the event. While we were watching the video, Ms. Scheck was really focused on whether or not she touched Mr. Moody's arm when she approached him. I made sure she understood there was no issue with that part of the video/investigation.

Ms. Scheck advised Mr. Goicochea apologized over and over for touching her and she made it clear to him that was the first time he has spoken to her in 18-months. She advised the issue has been for about 2.5 years, where they have disparaged her, insulted her and make her feel like she unwelcome.

Ms. Scheck and I entered the discussion regarding the crime of harassment and if she wanted to pursue that avenue. Ms. Scheck advised she did not think the city would reprimand Mr. Goicochea for grabbing her, so she wondered what her options were. I advised Ms. Scheck that I investigated crimes and that is where my circle of control ended. I advised I did not have any influence over the city and how they do business or handle internal issues. Ms. Scheck talked about our District Attorney's Office and how they are inundated with cases and how those cases are so much more important than her complaint. I explained my job was to report the perspective of everyone's truth and document those facts.

Ms. Scheck advised she felt empowered to do what she did. She believes there should be some other step instead of involving the District Attorney's Office. I advised Ms. Scheck that if there was a mutual respect between her and the city, that would be the place to start, with a conversation; however, if that relationship is not there, what is the option?

Ms. Scheck did not want to create any more of a wedge between her and the city; however, she did not know how else to address this issue. I advised Ms. Scheck to let me investigate this event as a harassment and let's see where it goes from there.

There was additional conversation between Ms. Scheck and I; however, the case information is noted above.

Case Status: OPEN

REPORTING PARTY-1

REPORTING PARTY-1 (ORGANIZATION)

R-1 LAW ENFORCEMENT

REPORTING OFFICER SIGNATURE / DATE

TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)

PRINT NAME

TYRONE JENKINS #P007

SUPERVISOR SIGNATURE / DATE

MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)

PRINT NAME

MARK ROBERTSON #P004

OFFENSE-1

OFFENSE CODE

HARASSMENT - PHYSICAL | 166.065(A)

OFFENSE START DATE Mar 11, 2025 18:25	OFFENSE END DATE Mar 11, 2025 18:35	OFFENSE COMPLETION ☒ COMPLETED ☐ ATTEMPTED	SUSPECTED HATE CRIME ☐ YES ☒ NO
SUSPECTED COMPUTER/ HANDHELD DEVICE USE ☐ YES ☒ NO	SUSPECTED ALCOHOL CONSUMPTION ☐ YES ☒ NO	SUSPECTED DRUG USE ☐ YES ☒ NO	DOMESTIC VIOLENCE ☐ YES ☒ NO
WEAPON / FORCE INVOLVED Personal Weapons (Hands / Feet)		GANG INFORMATION None/Unknown	

OFFENSE LOCATION

LOCATION NAME / STREET ADDRESS/LOCATION NAME / APT, UNIT, STE / DESCRIPTION

555 S MAIN ST

CITY INDEPENDENCE	STATE OR	ZIP 97351	COUNTRY CODE US
LOCATION CATEGORY Government/ Public Building	DISTRICT / ZONE / SUBDIVISION 4 / SUBDIVISION 5 DAS04 East of 99W - South of 22W		PUBLIC / PRIVATE Public

VICTIMS-1

VICTIMS-1 NAME (LAST, FIRST MIDDLE)

V-1 SCHECK, ANNE ELIZABETH

DOB / ESTIMATED AGE RANGE

SEX Female	RACE / ETHNICITY White / Not Hispanic Or Latino	PHONE NUMBER [REDACTED]
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HOME ADDRESS

VICTIM IS OFFICER

☐ YES ☒ NO**SUSPECTS-1**

SUSPECTS-1 NAME (LAST, FIRST MIDDLE)

S-1 Goicochea, Emmanuel Alexander

DOB / ESTIMATED AGE RANGE

SEX Male	RACE / ETHNICITY Hispanic / Hispanic Or Latino	PHONE NUMBER [REDACTED]
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HOME ADDRESS

INCIDENT

INCIDENT TYPE

AOA INDEPENDENCE PD | 0008

OFFENSE LOCATION

LOCATION NAME / STREET ADDRESS/LOCATION NAME / APT, UNIT, STE / DESCRIPTION

INDEPENDENCE POLICE DEPARTMENT, 555 S MAIN ST

CITY INDEPENDENCE	STATE OR	ZIP 97351	
LOCATION CATEGORY Government/ Public Building	DISTRICT / ZONE / SUBDIVISION 4 / SUBDIVISION 5 DAS04 East of 99W - South of 22W		PUBLIC / PRIVATE Public

VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
Recording of initial phone call to Ms. Anne Scheck (3/14/25 @ 1045 hrs) / Axon / Audio	Evidence/Seized / Mar 14, 2025 / Evidence		1	UNKNOWN
Interview Recording with Anne Scheck (3/14/25 @ 1121 hrs) / Axon / Audio	Evidence/Seized / Mar 14, 2025 / Evidence		1	UNKNOWN

REPORTING OFFICER SIGNATURE / DATE

TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)

PRINT NAME

TYRONE JENKINS #P007

SUPERVISOR SIGNATURE / DATE

MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)

PRINT NAME

MARK ROBERTSON #P004

Interview Recording with Anne Scheck (3 /14/25 @ 1243 hrs) / Axon / Audio	Evidence/Seized / Mar 14, 2025 / Evidence	1	UNKNOWN
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MEDICAL ADDENDUM

INCIDENT # DAS25002990	
INJURED PERSON-1 NAME (LAST, FIRST MIDDLE) ANNE ELIZABETH SCHECK	DOB / ESTIMATED AGE RANGE 1953-09-21
INJURY TYPE Apparent Broken Bones	

RELATIONSHIPS ADDENDUM

NAME ANNE ELIZABETH SCHECK	RELATIONSHIP ACQUAINTANCE OF	SUBJECT Emmanuel Alexander Goicochea
NAME ANNE ELIZABETH SCHECK	RELATIONSHIP IN INVESTIGATION WITH	SUBJECT Emmanuel Alexander Goicochea
NAME LAW ENFORCEMENT	RELATIONSHIP IN INVESTIGATION WITH	SUBJECT ANNE ELIZABETH SCHECK
NAME LAW ENFORCEMENT	RELATIONSHIP IN INVESTIGATION WITH	SUBJECT Emmanuel Alexander Goicochea

PROPERTY & ITEMS ADDENDUM

DAS25002990-1 OTHER ITEM - RECORDING OF INITIAL PHONE CALL TO MS. ANNE SCHECK (3/14/25 @ 1045 HRS)

ITEM CATEGORY Recordings - Audio / Visual (Phonograph records, compact disks, tape recordings, cassettes, game software for gaming consoles, etc.)			
DESCRIPTION Recording of initial phone call to Ms. Anne Scheck (3/14/25 @ 1045 hrs)			
STATUS Evidence/Seized		STATUS DATE Mar 14, 2025	TOTAL (\$) VALUE UNKNOWN
IN POLICE CUSTODY Yes	REASON FOR POLICE CUSTODY Evidence		
RECOVERING OFFICER / ID # / PERSON TYRONE JENKINS #P007			
ACTIONS REQUIRED Axon Capture Audio: 2025-03-14 @ 104500			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON Temporary Locker > AXON			
RECOVERED LOCATION POLK COUNTY SHERIFFS OFFICE, 850 MAIN ST, DALLAS, OR 97338			

DAS25002990-2 OTHER ITEM - INTERVIEW RECORDING WITH ANNE SCHECK (3/14/25 @ 1121 HRS)

ITEM CATEGORY Recordings - Audio / Visual (Phonograph records, compact disks, tape recordings, cassettes, game software for gaming consoles, etc.)			
DESCRIPTION Interview Recording with Anne Scheck (3/14/25 @ 1121 hrs)			
OTHER - PERSON INTERVIEWED ANNE ELIZABETH SCHECK			
STATUS Evidence/Seized		STATUS DATE Mar 14, 2025	TOTAL (\$) VALUE UNKNOWN
IN POLICE CUSTODY Yes	REASON FOR POLICE CUSTODY Evidence		
RECOVERING OFFICER / ID # / PERSON TYRONE JENKINS #P007			
REPORTING OFFICER SIGNATURE / DATE TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)		SUPERVISOR SIGNATURE / DATE MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)	
PRINT NAME TYRONE JENKINS #P007		PRINT NAME MARK ROBERTSON #P004	

ACTIONS REQUIRED
Axon Capture Audio: 2025-03-14 @ 112159

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON
Temporary Locker > AXON

RECOVERED LOCATION
POLK COUNTY SHERIFFS OFFICE, 850 MAIN ST, DALLAS, OR 97338

DAS25002990-3 OTHER ITEM - INTERVIEW RECORDING WITH ANNE SCHECK (3/14/25 @ 1243 HRS)

ITEM CATEGORY
Recordings - Audio / Visual (Phonograph records, compact disks, tape recordings, cassettes, game software for gaming consoles, etc.)

DESCRIPTION
Interview Recording with Anne Scheck (3/14/25 @ 1243 hrs)

OTHER - INTERVIEWED
ANNE ELIZABETH SCHECK

STATUS	STATUS DATE	TOTAL (\$) VALUE	QUANTITY
Evidence/Seized	Mar 14, 2025	UNKNOWN	1

IN POLICE CUSTODY	REASON FOR POLICE CUSTODY
Yes	Evidence

RECOVERING OFFICER / ID # / PERSON
TYRONE JENKINS #P007

ACTIONS REQUIRED
Axon Capture Audio: 2025-03-14 124350

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON
Temporary Locker > AXON

RECOVERED LOCATION
POLK COUNTY SHERIFFS OFFICE, 850 MAIN ST, DALLAS, OR 97338

REPORTING OFFICER SIGNATURE / DATE TYRONE JENKINS #P007 Jun 6, 2025 14:32 (e-signature)	SUPERVISOR SIGNATURE / DATE MARK ROBERTSON #P004 Jun 7, 2025 00:44 (e-signature)
PRINT NAME TYRONE JENKINS #P007	PRINT NAME MARK ROBERTSON #P004

Incident # DAS25002990 - Supplement - 1 Report

REPORT DATE / TIME	EVENT START DATE / TIME - EVENT END DATE / TIME	PRIMARY REPORTER
Jun 6, 2025 14:38	Mar 18, 2025 10:10 - 10:24	TYRONE JENKINS #P007

REPORT DESCRIPTION

Phone interview with Independence Mayor Kate Schwarzler

SUPPLEMENT TYPE

Other - Phone interview with Independence Mayor Kate Schwarzler

NARRATIVE

It is intended that all portions of this report that are contained within quotation marks represent as close of an approximation to a direct quote as possible. All statements not within quotations should be considered summaries of conversations and statements, and not verbatim quotes.

MENTIONED:

Ms. Anne Scheck - Media

Mr. Emmanuel Goicochea - City of Independence Employee

NARRATIVE:

On Tuesday, March 18, 2025 at about 10:10 a.m., I conducted a phone interview with Mayor Kate Schwarzler. The following is a synopsis of the interview and not a verbatim account.

Mayor Schwarzler advised she did not witness the event that Ms. Anne Scheck was complaining about regarding Mr. Emmanuel Goicochea; however, Ms. Scheck had contact with her right before the event with Mr. Goicochea.

Mayor Schwarzler advised she had gone to the bathroom at one point and Ms. Scheck was following her, asking her about the ethics complaint. Mayor Schwarzler advised Ms. Scheck she did not want to speak with her and Ms. Scheck did not follow her into the bathroom.

When Mayor Schwarzler returned to the council room, the event between Mr. Goicochea and Ms. Scheck had already happened, so she was unable to provide any information about the event.

I did speak with Mayor Schwarzler about their relationship with Ms. Scheck and she indicated it was strained. Mayor Schwarzler described Ms. Scheck as a "Bully"; however, advised she had not done anything to be excluded from public meetings.

I asked Mayor Schwarzler if there was anything the city could do to help mend the relationship with Ms. Scheck and she advised that has already been tried and has not worked out. I thanked Mayor Schwarzler for her time and cleared from this interview.

Case Status: OPEN

INVOLVED PERSONS

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE)		DOB / ESTIMATED AGE RANGE
P-1 SCHWARZLER, KATE ALLISON		[REDACTED]
SEX	RACE / ETHNICITY	PHONE NUMBER
Female	White / Not Hispanic Or Latino	[REDACTED]
HOME ADDRESS		
[REDACTED]		
INVOLVEMENT TYPE		
Other - Mayor of Independence - Did not witness event		

VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
Audio recording of phone interview Mayor Kate Schwarzler / Audio / Axon	Evidence/Seized / Mar 18, 2025 / Evidence		1	UNKNOWN

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 6, 2025 15:00 (e-signature)	MARK ROBERTSON #P004 Jun 7, 2025 00:46 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	MARK ROBERTSON #P004

PROPERTY & ITEMS ADDENDUM			
DAS25002990-4 OTHER ITEM - AUDIO RECORDING OF PHONE INTERVIEW MAYOR KATE SCHWARZLER			
ITEM CATEGORY			
Recordings - Audio / Visual (Phonograph records, compact disks, tape recordings, cassettes, game software for gaming consoles, etc.)			
DESCRIPTION			
Audio recording of phone interview Mayor Kate Schwarzler			
OTHER - INTERVIEWED			
KATE ALLISON SCHWARZLER			
STATUS		STATUS DATE	TOTAL (\$) VALUE
Evidence/Seized		Mar 18, 2025	UNKNOWN
QUANTITY			
1			
IN POLICE CUSTODY	REASON FOR POLICE CUSTODY		
Yes	Evidence		
RECOVERING OFFICER / ID # / PERSON			
TYRONE JENKINS #P007			
ACTIONS REQUIRED			
Axon audio recording of phone interview: 2025-03-18 101130			
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON			
Temporary Locker > AXON			
RECOVERED LOCATION			
POLK COUNTY SHERIFFS OFFICE, 850 MAIN ST, DALLAS, OR 97338			

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 6, 2025 15:00 (e-signature)	MARK ROBERTSON #P004 Jun 7, 2025 00:46 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	MARK ROBERTSON #P004

Incident # DAS25002990 - Supplement - 2 Report

REPORT DATE / TIME	EVENT START DATE / TIME - EVENT END DATE / TIME	PRIMARY REPORTER
Jun 6, 2025 15:01	Mar 19, 2025 14:00 - 14:35	TYRONE JENKINS #P007

REPORT DESCRIPTION

Recorded interview with Mr. Emmanuel Goicochea @ Independence City Hall

SUPPLEMENT TYPE

Other - Recorded interview with Mr. Emmanuel Goicochea @ Independence City Hall

NARRATIVE

It is intended that all portions of this report that are contained within quotation marks represent as close of an approximation to a direct quote as possible. All statements not within quotations should be considered summaries of conversations and statements, and not verbatim quotes.

MENTIONED:

Ms. Anne Scheck - Media

NARRATIVE:

On Wednesday, March 19, 2025 at about 2:00 p.m. I met with Mr. Emmanuel Goicochea at the Independence City Hall and interviewed him in a conference room. It was just the two of us and I recorded the interview on my Axon software on my work phone. The following is a synopsis of our conversation.

I asked Mr. Goicochea to explain their relationship with Ms. Anne Scheck. He described it as being limited as the city has ceased contact with Ms. Scheck for the last 18-months. They have limited email interactions and in person interactions due to Ms. Scheck's past incidents where she had barraged staff and followed staff members into the bathroom. He advised they have tried to put distance between the city and Ms. Scheck.

Mr. Goicochea advised Ms. Scheck is still free to come to their meetings and have not limited that exposure. He advised their city recorder will provide Ms. Scheck with public records requests. He advised their standard practice with the city is if Ms. Scheck asks them a question is to not respond to her, due to poor interactions. Mr. Goicochea advised they have obtained legal advice from legal council and professional media colleagues, who advised the city is free to not respond to media.

Mr. Goicochea advised they report to the public through social media and do well with notifying them via those platforms.

I asked Mr. Goicochea if Ms. Scheck has always been the way she is, "determined", regarding her reporting. Mr. Goicochea advised he has worked with the city for about 3-years, January of 2022, and advised they responded to her emails for about 18-months and advised she was associated (contracted?) with the Itemizer Observer, as her article was printed through that media source.

Mr. Goicochea advised they tried to keep their relationship cordial with Ms. Scheck. They met with her in person several times and tried to get her input on expo media policy they were developing to include City Manager Kenna West, in an attempt to better their relationship as it felt like Ms. Scheck had some animosity toward the city. They wanted to repair that relationship.

Mr. Goicochea advised after that they still "saw and read" that Ms. Scheck still had a "bone to pick" with the city. He advised about 18-months ago, Ms. Scheck stopped reporting for the Itemizer Observer and they (City of Independence) determined they no longer needed to further their relationship with Ms. Scheck, as they tried to work things out with her in the past and it did not work.

Mr. Goicochea advised he interacts with other reporters and it's professional and respectful and advised conduct by Ms. Scheck was not. It was decided to cease communication with Ms. Scheck. I asked Mr. Goicochea if that was just written communication or was it in person and he advised primarily written; however, they are limiting personal interaction due to a number of complaints from city employees/officials about Ms. Scheck. Mr. Goicochea advised the three years he has been with the city, they have limited their interaction/communication with Ms. Scheck.

After receiving an understanding of their history, I asked Mr. Goicochea about the night of the event.

Mr. Goicochea confirmed Mr. Moody and Ms. West were the city officials at the front of the audience. I advised in watching the video, right after the meeting, Ms. Scheck walked to the front and approached Mr. Moody. I asked him what brought him to the conversation between Mr. Moody and Ms. Scheck.

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 17, 2025 14:41 (e-signature)	JASON BALL #P006 Jun 19, 2025 02:47 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	JASON BALL #P006

Mr. Goicochea advised Ms. West gave him "some eyes" to take care of what was happening between Mr. Moody and Ms. Scheck. Mr. Goicochea could sense that she and Mr. Moody were uncomfortable with the situation. Mr. Goicochea advised he went over and tried to get Ms. Scheck's attention. He did this through verbal commands and repeated Ms. Scheck's name by saying "Anne Anne Anne" and put his hand on her shoulder to get her attention and advised that's when she "flipped out". Mr. Goicochea advised that's what he believed happened.

I confirmed with Mr. Goicochea that his intent with putting his hand on Ms. Scheck's shoulder was to get her attention, which he agreed with. He advised it felt natural to touch her shoulder while trying to get her attention.

I asked Mr. Goicochea if he remembered anything Mr. Moody had said to Ms. Scheck, before he turned around to walk away. Mr. Goicochea believed he said something like, 'don't mis-quote me' or something like that, but could not remember exactly. Mr. Goicochea believed Ms. Scheck responded by saying something like, 'I've never mis-quoted anyone in 10-years'. He advised that was about all he heard.

I confirmed his intent was to intervene between Mr. Moody and Ms. Scheck, after Ms. West had directed him to do so. He believed if Ms. Scheck would talk to him, that would give Mr. Moody a chance to take a few steps away from Ms. Scheck and be more comfortable.

I asked Mr. Goicochea if he felt Ms. Scheck was pushing past his touch or if he felt any resistance. He did not believe he applied any force.

I asked what Ms. Scheck said to him when she "freaked out". He thought she said something about not putting his hands on her. I advised Ms. Scheck advised he, Mr. Goicochea, apologized to her, which he advised he did. He stated all he was trying to do was to get her attention. He advised once she exited the chambers, he followed her and again apologized. He advised it was out of character for him to even touching her shoulder. He advised Ms. Scheck stated something to him about not responding to her emails. He advised Ms. Scheck started to talk aggressively toward him and Mr. Goicochea asked if they could talk to each other like human beings. Ms. Scheck stated not until he responded to her emails.

I asked Mr. Goicochea what other options he would consider, looking back on the situation. Mr. Goicochea advised obviously he would not put his hand on her shoulder; however, he recognized what else was he capable of doing to get her attention. He advised she never acknowledged him when he was verbally trying to get her attention.

We went over what Physical Harassment was and what constituted a grab. I advised by letter of the law, it may fit; however, with the context added to the event, we focused on the intent of the event. I advised it was clear his intent was not to harass her and was only a tactic in attempting to gain her attention. I informed Mr. Goicochea that I did not see a criminal act with him touching her shoulder; however, if Ms. Scheck wanted to pursue charges, I would have to forward the investigation to our District Attorney's Office.

I advised Mr. Goicochea that Ms. Scheck advised she wanted to fix what was going on between her and the city and did not know how else to do that; however, she did not want to drive more of a wedge either. I advised Mr. Goicochea about Ms. Scheck not having a relationship with anyone at the city to help work through the friction.

I advised Mr. Goicochea about Ms. Scheck not relying on body language to communicate whether or not someone wants to converse with her. I advised Ms. Scheck requires verbal direction whether someone wants to speak with her or not. We discussed how Ms. Scheck needs to hear verbally that someone doesn't want to talk her.

Mr. Goicochea and I discussed the process with the investigation and that reports were not releasable until the investigation was completed and closed out.

Case Status: OPEN

INVOLVED PERSONS

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE)		DOB / ESTIMATED AGE RANGE
P-1 Goicochea, Emmanuel Alexander		[REDACTED]
SEX	RACE / ETHNICITY	PHONE NUMBER
Male	Hispanic / Hispanic Or Latino	[REDACTED]
HOME ADDRESS		
[REDACTED]		
INVOLVEMENT TYPE		
Suspect		
REPORTING OFFICER SIGNATURE / DATE		SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 17, 2025 14:41 (e-signature)		JASON BALL #P006 Jun 19, 2025 02:47 (e-signature)
PRINT NAME		PRINT NAME
TYRONE JENKINS #P007		JASON BALL #P006

INVOLVED LOCATIONS

LOCATION

555 S MAIN ST, INDEPENDENCE, OR 97351

VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
Audio recording of interview with Emmanuel Goicochea / Axon / Audio	Evidence/Seized / Mar 19, 2025 / Evidence		1	UNKNOWN

PROPERTY & ITEMS ADDENDUM

DAS25002990-5 OTHER ITEM - AUDIO RECORDING OF INTERVIEW WITH EMMANUEL GOICOCHEA

ITEM CATEGORY

Recordings - Audio / Visual (Phonograph records, compact disks, tape recordings, cassettes, game software for gaming consoles, etc.)

DESCRIPTION

Audio recording of interview with Emmanuel Goicochea

OTHER - INTERVIEWED

Emmanuel Alexander Goicochea

STATUS	STATUS DATE	TOTAL (\$) VALUE	QUANTITY
Evidence/Seized	Mar 19, 2025	UNKNOWN	1

IN POLICE CUSTODY	REASON FOR POLICE CUSTODY
Yes	Evidence

RECOVERING OFFICER / ID # / PERSON

TYRONE JENKINS #P007

ACTIONS REQUIRED

Axon Audio Recording: 2025-03-19 140105

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

Temporary Locker > AXON

RECOVERED LOCATION

555 S MAIN ST, INDEPENDENCE, OR 97351

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 17, 2025 14:41 (e-signature)	JASON BALL #P006 Jun 19, 2025 02:47 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	JASON BALL #P006

Incident # DAS25002990 - Supplement - 3 Report		
REPORT DATE / TIME	EVENT START DATE / TIME - EVENT END DATE / TIME	PRIMARY REPORTER
Jun 17, 2025 14:42	Mar 25, 2025 14:00 - 14:15	TYRONE JENKINS #P007
REPORT DESCRIPTION		
Assessment from Polk County District Attorney's Office		
SUPPLEMENT TYPE		
Other - Assessment from Polk County District Attorney's Office		
NARRATIVE		

On Tuesday, March 25, 2025, I contacted Deputy District Attorney Garrett Lewellen with the Polk County District Attorney's Office. I explained this investigation and he asked what the intent of Mr. Emmanuel Goicochea when he touched Ms. Anne Scheck. I explained it was to get her attention by touching her shoulder.

DDA Lewellen advised Harassment had to have the element of intent to harass and that did not meet statue. He advised he wanted to run it by the District Attorney, Aaron Felton, to check his assessment.

On Thursday, March 27, 2025 at about 2:45 p.m., I contacted DA Felton in his office, who had received a case briefing from DDA Lewellen. DA Felton advised their office would not prosecute this event.

After obtaining the position of the District Attorney's Office, I was confident probable cause for Harassment did not exist.

Case Status: OPEN

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 17, 2025 14:51 (e-signature)	JASON BALL #P006 Jun 19, 2025 02:37 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	JASON BALL #P006

Incident # DAS25002990 - Supplement - 4 Report		
REPORT DATE / TIME	EVENT START DATE / TIME - EVENT END DATE / TIME	PRIMARY REPORTER
Jun 17, 2025 14:49	Mar 25, 2025 15:00 - 15:10	TYRONE JENKINS #P007
REPORT DESCRIPTION		
Interview with Mr. Rob Moody - City of Independence Finance Director		
SUPPLEMENT TYPE		
Other - Interview with Mr. Rob Moody - City of Independence Finance Director		
NARRATIVE		

On Tuesday, March 25, 2025, I received a phone call from Mr. Rob Moody on my work cell phone.

Rob Moody called my cell phone as I was walking out of the Dallas Police Department. I did not record the conversation due to talking to him on my phone in the parking lot.

Mr. Moody advised Ms. Anne Scheck came up to him after the meeting and asked him a financial question about a city paying for an attorney for a city employee. He advised he was unaware of that and Ms. Scheck asked if she could quote him on that. Mr. Moody asked Ms. Scheck if she could get the quote right. Ms. Scheck took offense and became louder, as it was loud in the city hall area. He advised Mr. Emmanuel Goicochea came up and put his hand on either her forearm or shoulder. He thought he was trying to work himself in between them but Ms. Scheck jerked away from him and then told him not to touch her. Mr. Moody advised Mr. Goicochea did not grab or push Ms. Scheck.

Mr. Moody did not add any additional information as I was focused on the event of the touching, not the history at this time with my investigation.

Case Status: OPEN

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
TYRONE JENKINS #P007 Jun 17, 2025 14:56 (e-signature)	JASON BALL #P006 Jun 19, 2025 02:35 (e-signature)
PRINT NAME	PRINT NAME
TYRONE JENKINS #P007	JASON BALL #P006

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April 14, 2025

City of Independence
City Council

I am writing as attorney for Anne Scheck of Trammart, Inc. dba Trammart News & Publishing. I have represented Ms. Scheck and her publication, which covers the City of Independence, for many years. Her publication appears in print, as well as online on a website and Facebook page.

On March 11, 2025, Ms. Scheck attended a "town hall" meeting conducted by the Independence finance director, Rob Moody, and the city manager, Kenna West, in the city council chambers. When that meeting concluded, and before the city council meeting was to commence, Ms. Scheck sought to resolve a question raised by a resident involving the potential use of tax dollars in a recent action.

Ms. Scheck, quickly approached Mr. Moody, asked the question, and he answered it in a way that required clarification. When asked if he could be quoted, he responded: Can you get a quote right? Ms. Scheck told him that in nine years of reporting, she had never been accused of a misquote. At that point, the city communications director, Emmanuel Goicochea, interrupted the conversation by grabbing Ms. Scheck on the shoulder. This was offensive and startling to Ms. Scheck. He also followed her out of the meeting room.

After the city council meeting commenced, Ms. Scheck recounted the incident and told the council that the matter "would not end here." She then reported the incident to the Polk County Sheriff's Office.

This is to inform you that subjecting another person to offensive physical contact is a criminal offense in Oregon under ORS 166.065. In addition, the communications or

media policies of public bodies in Oregon may not be published or implemented in a way that restricts "the right to speak, write or print freely on any subject whatsoever," enumerated in Article I, Section 8 of the Oregon Constitution.

My client's free speech rights include the special protections afforded to journalists in this state. Impeding her exercise of her rights by unexpected and unwanted physical contact cannot be tolerated. Please provide Ms. Scheck with written assurance that the conduct described in this letter will not be repeated in the future.

Sincerely yours,

A handwritten signature in black ink, appearing to read "John L. Barlow", written in a cursive style.

John L. Barlow

JLB:jh

cc: Client

To City Council and Independence Administrators on July 7, 2025

I'm submitting this statement following a Polk County Sheriff's Office investigation, which I filed after being physically hindered from questioning the city's finance director in council chambers earlier this year. The incident has been deemed founded, according to the results of the investigative report.

I want to extend a proverbial olive branch if this situation can be resolved. I believe there has been misunderstanding about the role of the press in covering the city. It is to report – in my view and that of news colleagues – on how tax dollars are being spent, paying special regard to public services.

Trammart News cannot guarantee positive coverage -- what your city manager, mayor or city council likely would see as favorable news for the city.

In the past, I've apologized publicly, from the city council podium, for following the city manager -- in her relatively beginning days -- into the public restroom of the main floor lobby to make a similar point, a point that seemed to be a matter of avoidance. It is this: negative responses to Trammart News from the city must be included in articles to show I've attempted to get the city's side of any city story. Both sides of an issue are essential to represent.

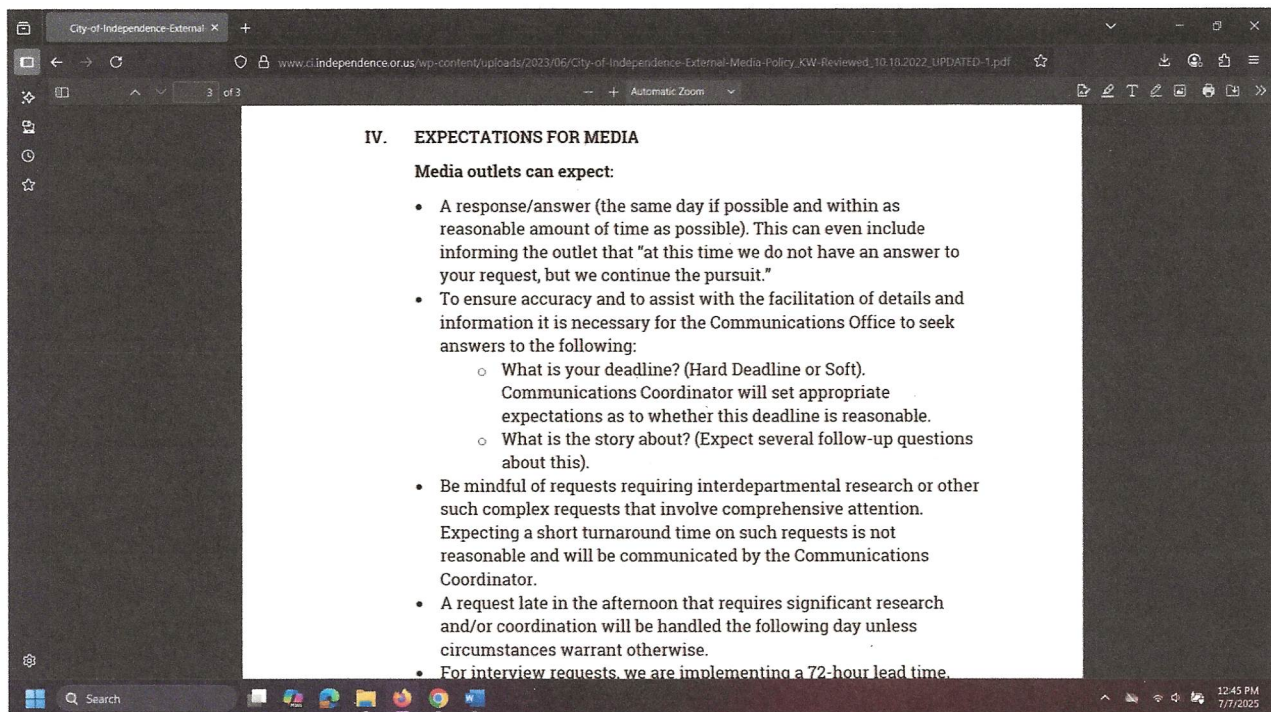
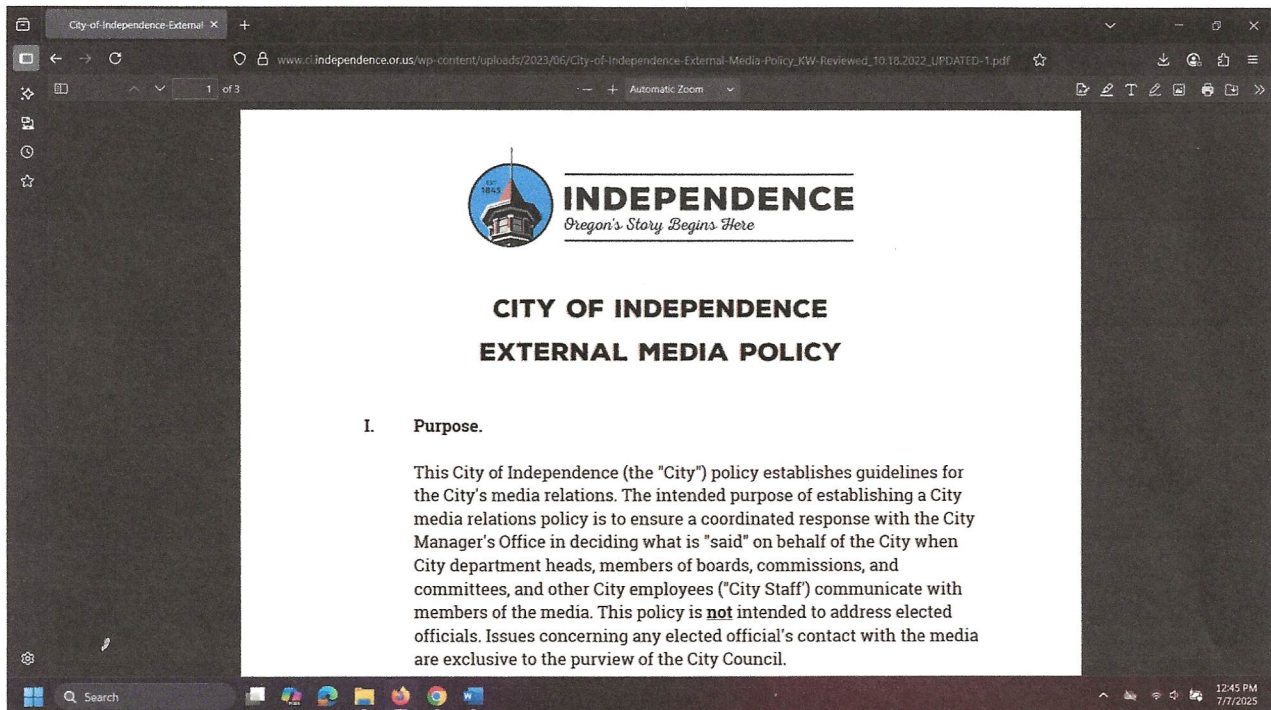
Yet the city communications director has steadfastly ignored attempts by email, written notes & phone calls -- often, these methods have been tried sequentially, generally over 3 days' time, by Trammart News seeking a reply.

Facts are so important to me that I regard them above all else.

An attorney who knows me has written a request that I be assured that this kind of physical interference won't happen again. I hope the investigation's outcome is enough to persuade the communications director to desist.

The city should begin to abide by the media policy it has enacted or remove its stated obligation to the news media from that document, which remains on the city website (see attached). As the city struggles with the tightest budget in recent history, I believe accuracy is of paramount importance -- in my own reporting, of course -- and in public documents, including the city website.

Anne Schuck, Trammart News & Publishing
an Oregon Corporation
7/7/2025



From: Maxine Centala <mcentala@peak.org>

Sent: Monday, July 7, 2025 4:09:26 PM

To: Kate Schwarzler <kschwarzler@ci.independence.or.us>

Cc: Shannon Corr <scorr@ci.independence.or.us>; morton.marilyn@ci.independence.or.us <morton.marilyn@ci.independence.or.us>; Dawn Roden <droden@ci.independence.or.us>; Evan Sorce <esorce@ci.independence.or.us>; Bill Boisvert <bboisvert@ci.independence.or.us>; Kathy Martin-Willis <martin-willis.kathy@ci.independence.or.us>

Subject: Fireworks too close to osprey nest

Hello Mayor and City Councilors,

I watched your city's fireworks on July 3 and 4 because I happened to tune in to the osprey nest cam located near the Independence Hotel. What I saw were terrified birds. The mother spread her wings over her chicks and stayed in place while obviously upset. The father fled to parts unknown and only returned the following evening with one inadequate meal for the little ones. He took off at the second day's fireworks, and again failed to feed the next day, leaving the chicks in danger of dehydration on a very hot day (they get all their water from the fish they eat). With luck he may return to normal feeding behavior and the family may survive the ordeal.

Here is what can be done in future years to mitigate the harm to nesting birds and other wildlife and humans with PTSD:

1. Have a drone show instead of fireworks.
2. If you must have fireworks, have them during a celebration outside the nesting season, perhaps in late September.
3. At least site them farther south and aim them so they'll explode well away from the osprey nest.

You may watch the footage on the nest cam (<https://www.youtube.com/watch?v=iV-dpfx5NJ4>) to see for yourself how near the explosions were to the nest. Also please contact wildlife experts to find out about laws that may prohibit the disturbance of nesting birds.

Thank you for considering this issue.

Maxine Centala

[REDACTED]
[REDACTED]
[REDACTED]

PENDING CITY COUNCIL AGENDA ITEMS:

6/25/2025

+ Urban Renewal Agency Meeting, <i>NEEDED</i>		+ Urban Renewal Agency Meeting, <i>if needed</i>	
JUL 8, 2025 - 6:30 PM		JUL 22, 2025 - 6:30 PM	
Agenda items due early b/c 7/4		Agenda items due: Noon, 06/30/2025	
» Resolution 25-1635 (Moody) » Set date for Public hearing Mt Fir annexation (Evander) » Q3 Board/Committee Appointments (Irvine) » Designation of realtor of record (Irvine) » » Potential URA meeting designation of realtor of record (Irvine) » » Liaison Reports: MINET, Parks Board, and Independence Days Commission » Minutes/Misc Corresp/Notes/PAC		» Infill fieldtrip (Evander) » Infill Consultants (Irvine/Evander) » » » » » » »	
+ Urban Renewal Agency Meeting, <i>if needed</i>		+ Urban Renewal Agency Meeting, <i>if needed</i>	
AUG 12, 2025 - 6:30 PM		AUG 26, 2025 - 6:30 PM	
Agenda items due: Noon, 08/6/2025		Agenda items due: Noon, 05/20/2025	
» Public Hearing Pre-appliation (Evander) » Public Hearing Mt. Fir Annexation (Evander) » Extension of Independence Days Ad Hoc Committee (West) or » Q4 Financials (Moody) » COG annual renewal contract » CDBG Fair Housing Resolution (Irvine) » » » Liaison Reports: Library Board, Museum Board and Continuum of Care » Minutes/Misc Corresp/Notes/PAC		» MIRL Work Session » » URA Worksession Indy Landing Prop » » » » » » »	
+ Urban Renewal Agency Meeting, <i>if needed</i>		+ Urban Renewal Agency Meeting, <i>if needed</i>	
SEP 9, 2025 - 6:30 PM		SEP 23, 2025 - 6:30 PM	
Agenda items due: Noon, 09/03/2025		Agenda items due: Noon, 09-17-2025	
» » » » » » » » » » Liaison Reports: Traffic Safety, Historic Preservation, and Planning Commission » Minutes/Misc Corresp/Notes/PAC		» Work Session-Council Procedure-Council Bills, Public Hearing (West) » » » » » » » » » »	

Future Items:

Update Fee Schedule (Events fees - parks)
Franchise Agreements (updates ongoing)
Resolution: Purchasing Authority (*West*)
Code Change-HB3395 (Evander)
Work Session-Dusk to Dawn

Future Council Work Sessions:

URA Followup (Moody)

Future PW Agenda Items:

Code update: Ch. 34, related to Water, Sewer, Stormwater and Utility Billing

City Council Liaisons:

Historic Preservation Commission: Councilor Morton
Planning Commission: Councilor Martin-Willis
Independence Days Commission: Councilor Boisvert
Library Board: Councilor Boisvert
Museum Advisory Board: Councilor Morton
Parks Board: Councilor Roden
MINET: Councilor Sorce
Traffic Safety Commission: Councilor Roden
Continuum of Care: Councilor Corr