**Battle Ground City Council Meeting Minutes**
**Monday, August 3, 2026**

**The regular meeting of the Battle Ground City Council was called to order in the Battle Ground Council Chambers at 7:00 p.m. by Mayor Eric Ovderholser. The meeting was recorded via Zoom and live-streamed on YouTube.**

**The Pledge of Allegiance was recited.**

**City Clerk Elizabeth Halili called the roll. The following were present:**

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| **COUNCIL:** | Mayor Eric Overholser, Deputy Mayor Aimee Vaile, and Councilmembers Troy McCoy, Victoria Ferrer, Jeanie Kuypers, and Brian Munson |
| **ABSENT:** | Councilmember Shane Bowman |
| **STAFF:** | City Manager Kristina Swanson, Deputy City Manager Robert Ferrier, Finance and Information Services Director Meagan Lowery, Public Works Director Mark Herceg, Community Development Director Kristin Lehto, Police Chief Dennis Flynn, Acting City Attorney Kenneth Harper (via Zoom), Communications Manager and Public Information Officer Alisha Smith, Executive Assistant Kelly Jensen, and City Clerk Elizabeth Halili. |

**MOTION TO EXCUSE** **7:01 p.m.**
**MOTION: Councilmember Ferrer moved to excuse Councilmember Bowman from the meeting**
**SECOND: Councilmember Munson**
**VOTE: Motion Carried 6-0**
**ABSENT: Councilmember Bowman**

**SUMMARY REPORTS AND PRESENTATIONS** **7:02 p.m.**
**Councilmember Reports:**

- *None.*

**Mayor's Report:**

- **Big Heart Citizen Recognition Award: Liz Berrigan, Battle Ground Little League Concessions Volunteer**
  *Mayor Overholser presented the BiG Heart Citizen Recognition Award to the Liz Berrigan in recognition of her outstanding volunteer service to Battle Ground Little League. Ms. Berrigan accepted the award.*

**Presentations:**

- **Clark County Commission on Aging Annual Report**
  *Clark County Commission on Aging Vice Chair Mike Anderson and Commissioner Megan Anderson provided a brief presentation and handouts to Council.*
  *The Council discussed the presentation.*
  *Vice Chair Mike Anderson and Commissioner Megan Anderson responded to questions from the Council.*

**MOTION TO APPROVE AGENDA** **7:19 p.m.**

**MOTION: Councilmember Ferrer moved to approve the agenda as presented.**
**SECOND: Deputy Mayor Vaile**
**VOTE: Motion carried 6-0**
**ABSENT: Councilmember Bowman**

**CITIZEN'S COMMUNICATIONS** **7:19 p.m.**

*Mayor Overholser announced the duration of Citizen's Comments would be sixty (60) minutes and that each speaker's time would be two (2) minutes.*

- *Jessica Cole provided public comment virtually via Zoom*
- *Simon provided public comment virtually via Zoom*
- *Janene provided public comment*
- *Stephanie K. provided public comment*
- *Rev. Kate Lore provided public comment*
- *Liz S. provided public comment*
- *Mrs. Clark provided public comment*
- *Gary Obermeyer provided public comment*
- *Jay Allen provided public comment*
- *Wynn Grcich provided public comment and handouts to Council*
- *April Hall provided public comment*
- *Judy Blevans provided public comment*
- *Troy Rasband provided public comment*
- *Grace Jewett provided public comment*
- *Vern Jeremica provided public comment*
- *Robert DeArmond provided public comment*
- *Kali Sicilia provided public comment*
- *Gabriel Silliman provided public comment*
- *Debby Gorsline provided public comment*
- *Jim Mundy provided public comment*
- *Colleen Eubanks provided public comment*
- *Rina Dzubenko provided public comment and handouts to Council*
- *Stephanie Adams provided public comment*
- *Drew provided public comment*

- *Betty Carphy provided public comment*
- *Quinn Millionis provided public comment*
- *Peter Silliman provided public comment*
- *Cindy Aplin provided public comment*
- *Fia Marie provided public comment*
- *Kayla Boomhower provided public comment*

**CONSENT AGENDA** **8:20 p.m.**

**A.** City Council Regular Meeting Minutes of July 20, 2026
**B.** Claim Vouchers dated 07/17/2026 #100445-#100493 and Bank Drafts, in the amount of $970,492.41
**C.** Claim Vouchers dated 07/24/2026 #100494-#100549 and Bank Drafts, in the amount of $656,261.38
**D.** Payroll dated 07/24/2026, vouchers #29352-#29358 in the amount of $7,26818 and direct deposits of $354,593.15 for a total payroll of $361,861.33
**E.** 2027-2029 Intergovernmental Cooperation Agreement with Clark County for Urban County Designation
**F.** Acceptance of Grant – Association of Washington Cities (AWC) Alternative Response Team Grant Program

**MOTION: Councilmember Munson moved to approve the Consent Agenda as presented.**
**SECOND: Councilmember Ferrer**
**VOTE: Motion Carried 5-1**
**AYES: Mayor Overholser, Councilmember McCoy, Councilmember Ferrer, Councilmember Kuypers, Councilmember Munson**
**NAYS: Deputy Mayor Vaile**
**ABSENT: Councilmember Bowman**

**BUSINESS** **8:21 p.m.**

**Resolution No. 26-04 Invocation at City Council Meetings: Presentation**
***Presented By:*** *Deputy City Manager Robert Ferrier*
***Summary:*** *The City Council was presented with a draft of Resolution 26-04 implementing invocations at City Council meetings and provided direction to staff.*

*Deputy City Manager Robert Ferrier provided a brief presentation.*
*The Council discussed the presentation.*
*Acting City Attorney Kenneth Harper responded to questions from the Council.*

*Deputy Mayor Vaile:*
- *Original request was for an Invocation after meeting is called to Order but before Pledge of Allegiance.*
- *Invocation should be 3 minutes*

**MOTION (AS AMENDED)***: **Aimee Vaile moved to adopt Resolution 26-04 with the following changes: In Section 2 instead of saying "prior to the City Council's regular business meeting", it needs to say, "shall be offered after the meeting is called to order and immediately prior to the pledge of allegiance." And the portion that states "the City Council's regular business meetings on a rotating first come, first serve basis and so on, is accepted," "One (1) minute" needs to also be adjusted to "three (3) minutes". And that also is shown under Section 4(4) in***

***which it also repeats "may not exceed one (1) minute in length", Also subsection 4 where it states may not exceed sixty (60) seconds in length. So, with those particular changes, changing the time to three (3) minutes and also under Section 4 for the moment of silence, if one so chooses to do a moment of silence instead of an invocation, that should also be three (3) minutes in length. That should be an equal time given. And again, should occur after the meeting is called to order immediately prior to the pledge of allegiance. Section 4 as it states, "invocations or statements"; I would like to amend that language to also just say "invocations, statements, or moments of silence." Also, that we add a link on our website with a small page dedicated to the invocations as part of this, and then it outlines and has a link in there for our guidelines to be easily looked upon and it allows them to have a fill form, and put in their own requested date, and then we can respond back to them. Or maybe it'll even be put on a calendar that shows these dates are already full.***
**SECOND*: Mayor Overholser***

*The Council discussed the motion.*
*Acting City Attorney Ken Harper responded to questions from the Council.*

*Further discussion was held by the Council.*

**VOTE: Motion Carried 5-1**
**AYES: Mayor Overholser, Deputy Mayor Vaile, Councilmember McCoy, Councilmember Ferrer, Councilmember Munson**
**NAYS: Councilmember Kuypers**
**ABSENT: Councilmember Bowman**

*Mayor Overholser requested Resolution 26-04 be reviewed by staff, brought back before council for consideration, and then presented to the Governance Manual Committee.*

**Ordinance No. 2026-02 SW Eaton Boulevard Improvements - Right of Way (ROW) Final Action - Matoy: Presentation/Motion**
**Presented By*:*** *Public Works Director Mark Herceg*
**Summary**: *The council received a presentation and considered adoption of Ordinance No. 2026-02 authorizing the City Manager to commence condemnation actions to acquire land, rights-of-way, and/or easements relating to the SW Eaton Boulevard Improvements Project. According to the tax rolls of Clark County, the ownership and tax parcel numbers of the property affected by this proposed final action for condemnation are as follows:*

***Ownership: Phillip Matoy and Celeste Matoy***
*Tax Parcel Numbers: 192406000; 192363000*

*Public Works Director Mark Herceg provided a brief statement.*
*Acting City Attorney Kenneth Harper provided a statement further explaining the purpose and necessity of the Ordinance and process afterwards should Council adopt the Ordinance.*

*Mayor Overholser opened the floor for the public to comment and provide information regarding the Ordinance at 9:07 p.m.*
*None provided testimony or further information.*
*Mayor Overholser closed the public comment period at 9:08 p.m.*

*The Council discussed the presentation*
*Acting City Attorney Kenneth Harper responded to questions from the Council*
*Director Herceg responded to questions from the Council.*

*City Clerk Halili read the Title of Ordinance 2026-02*

**MOTION TO TABLE: Councilmember Ferrer moved to Table the Ordinance to the next meeting.**
**SECOND: Councilmember Munson**
*The Council discussed the motion*
*Director Herceg responded to questions from the Council*
*Acting City Attorney Kenneth Harper responded to questions from the Council*
**VOTE: Motion Carried 4-2**
**AYES: Deputy Mayor Vaile, Councilmember Ferrer, Councilmember Kuypers, Councilmember Munson**
**NAYS: Mayor Overholser, Councilmember McCoy**
**ABSENT: Councilmember Bowman**

**Ordinance No. 2026-14 SW Eaton Boulevard Improvements - Right of Way (ROW) Final Action - Peru: Presentation/Motion**
**Presented By:** *Public Works Director Mark Herceg*
**Summary**: *The council did not receive a presentation and consider adoption of Ordinance No. 2026-14 authorizing the City Manager to commence condemnation actions to acquire land, rights-of-way, and/or easements relating to the SW Eaton Boulevard Improvements Project. According to the tax rolls of Clark County, the ownership and tax parcel numbers of the property affected by this proposed final action for condemnation are as follows:*

***Ownership:*** *Shelley Peru and Rayna Peru*
***Tax Parcel Numbers:*** *192385000; 192378000; 192366000*

**MOTION TO TABLE: Councilmember Ferrer moved to Table Ordinance 2026-14 to the next meeting.**
**SECOND: Councilmember Vaile**
**VOTE: Motion Carried 4-2**
**AYES: Deputy Mayor Vaile, Councilmember Ferrer, Councilmember Kuypers, Councilmember Munson**
**NAYS: Mayor Overholser, Councilmember McCoy**
**ABSENT: Councilmember Bowman**

**Ordinance 2026-15 Lightcurve Franchise Agreement: Presentation**
***Presented By:*** *Public Works Director Mark Herceg*
***Summary:*** *The council received a presentation and considered adoption of Ordinance No. 2026-15 approving a Franchise Agreement with Mashell Telecom, Inc., DBA Lightcurve.*

*Public Works Director Mark Herceg provided a brief presentation.*

*City Clerk Halili read the Title of Ordinance No. 2026-15*
*The Council discussed the presentation.*
*Director Herceg responded to questions from the Council.*
*Acting City Attorney Kenneth Harper responded to questions from the Council*
*Further discussion was held by the Council*

**MOTION: Councilmember Munson moved to adopt Ordinance 2026-15 granting Mashell Telecom, Inc. DBA Lightcurve a Franchise as presented.**
**SECOND: Councilmember Kuypers**
**VOTE: Motion Carried 5-1**
**AYES: Mayor Overholser, Deputy Mayor Vaile, Councilmember Ferrer, Councilmember Kuypers,**

**Councilmember Munson**
**NAYS: Councilmember McCoy**
**ABSENT: Councilmember Bowman**

**Public Works Operations Center Expansion – Procurement Methods: Presentation**
***Presented By:*** *Public Works Director Mark Herceg*
***Summary:*** *The council received a presentation from the city's consultant, Otak regarding procurement options for the future expansion of the Operations Center.*

*Public Works Director Mark Herceg introduced Otak CPM Business Unit Leader Shawn Klinkner. Mr. Klinkner Introduced Otak Senior Technical Advisor Mike Day, and Client Services Manager Kevin Moisan.*
*Mr. Klinkner, Mr. Day, and Mr. Moisan provided a brief presentation on the Feasibility Analysis and recommendation for alternative project delivery for the battle Ground Operations Center campus expansion.*
*Mr. Klinkner, Mr. Day, and Mr. Moisan stated that their team would like to recommend the City of Battle Ground Operations Center Expansion project be recommended for General Contractor/Construction Manager (GC/CM) Alternative Delivery.*

*The Council discussed the presentation.*
*Mr. Klinkner, Mr. Day, and Mr. Moisan responded to questions from the Council.*
*City Manager Swanson responded to questions from the Council.*
*Director Herceg responded to questions from the Council.*
*Further discussions was held by the Council.*
*The Council expressed interest and support in the recommended GC/CM Alternative Delivery Method.*

**ADMINISTRATIVE REPORTS** **10:02 p.m.**

- *City Manager Kris Swanson:*
  - *Requested feedback from the Council regarding the motion made at the June 15, 2026 City Council Meeting directing staff to provide alternatives for setbacks and maximum allowances for the storage of recreational vehicles and trailers in residential areas. She stated that staff will use the Council's feedback to draft an Ordinance and prepare a presentation for the August 17, 2026, meeting.*
  - *Noted that the Council has received significant communication from residents regarding Mobile Home Parks and concerns about displacement. She reported that the Battle Ground Mobile Home Park on 7th Avenue was served notice on June 25, 2026. She explained that state law was amended in 2023 to provide additional protections to manufactured home communities specifically with regard to the process for selling and closing these communities, including advanced notice requirements. She requested that Councilmembers let her know if they would like further information.*

- *Councilmember McCoy requested consensus from Council directing staff to bring back information similar to actions taken by the County and asked that emails related to this item be provided to all Councilmembers.*

***CONSENSUS was reached by Council to direct staff to bring back information regarding a potential path to prevent redevelopment of Mobile Home Parks in Battle Ground.***

- *City Manager Kris Swanson*
    - *Stated that the National Night Out event has been cancelled due to poor air quality in the interest of public health and safety*
      *The Council discussed the cancellation and expressed a desire to schedule a similar event at a later date.*
      *Chief Dennis Flynn responded to questions regarding potential future scheduling.*

**COUNCIL COMMUNICATIONS** **10:08 p.m.**

- *Councilmember Munson*
    - *Requested City Manager Swanson have maintenance staff inspect the vent above the dais due to excessive noise.*

- *Deputy Mayor Vaile:*
    - *Expressed appreciation for the Battle Ground Police Department and the City's decision to cancel the National Night Out Event in the interest of community health. She noted that although she was disappointed, she understood it was a difficult but appropriate decision.*

- *Councilmember Munson:*
    - *Expressed concerns regarding the depth of the sewer line that was severed and the damaged irrigation systems associated with the Metro Net Franchise Agreement. He also raised questions related to work performed in the Right-of Way and potential impacts on private property.*
      *Director Herceg responded to questions from the Council*
      *Director Lehto responded to questions from the Council and noted that a Stop Work Order had been issued.*
      *City Manager Swanson responded to questions from the Council*
      *The Council discussed Councilmember Munson's concerns.*
      *Director Herceg further clarified that the Franchise Agreement applies specifically to work conducted within the Right-of Way and answered additional questions from the Council.*

- *Deputy Mayor Vaile:*
    - *Provided a statement regarding an email received by the Council earlier in the afternoon concerning property damage attributed to Metro Net. She requested that the City look into potential recourse to prevent further damage.*
      *City Manager Swanson responded.*

- *Councilmember Kuypers:*
    - *Asked whether Franchise Agreements should include provisions protecting property owners when work occurs outside of the Right-of-Way*
      *Acting City Attorney Kenneth Harper responded, noting that additional comprehensive review would be necessary.*

**CONSENSUS WAS REACHED by the Council to direct staff to review the city's Franchise Agreement templates with the City Attorney to identify potential improvements to protections for property owners.**

**ADJOURNMENT**

*The regular meeting was adjourned at 10:25 p.m.*

**Next Meeting Date: Monday, August 17, 2026 – Study Session at 6:00 p.m. - Regular meeting at 7:00 p.m.**

Eric Overholser (Aug 18, 2026 14:54:25 PDT)

Eric Overholser
Mayor

Elizabeth Halili
City Clerk

Date of approval by the City Council: August 17, 2026

*Regular Council meetings of the Battle Ground City Council are recorded digitally. These recordings are kept on file in the office of the City Clerk for a period of six (6) years.*

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# 2026 08 03 City Council Regular Meeting Minutes

Final Audit Report 2026-08-18

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