



595 Main St. Aumsville, Oregon 97325
(503) 749-2030 • TTY 711 • Fax (503) 749-1852
www.aumsville.us

AUMSVILLE CITY COUNCIL

August 8, 2022 Meeting Minutes

Mayor Derek Clevenger called the meeting to order at 7:00 PM. Present in-person were Councilors Angelica Ceja, Doug Ecclestone, Della Seney, Mayor Derek Clevenger, City Administrator (CA) Ron Harding, and City Clerk Colleen Rogers. Councilors Nico Casarez, Scott Lee, and Walter Wick joined via Zoom Conference call. Council absent: None. The meeting was video recorded to be released later.

AGENDA APPROVAL: Mayor Clevenger called for a motion to approve the agenda. Councilor Casarez moved to approve the agenda as presented by staff. Councilor Seney seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

VISITORS: There was one in-person visitor and no online attendees. No public comment.

CONSENT AGENDA: Councilor Casarez moved to approve the July 25, 2022 city council meeting minutes as presented. Councilor Ceja seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

PUBLIC HEARING: Referring to the Voters of Aumsville Prohibition of Psilocybin-Related Business

Mayor Clevenger opened the hearing at 7:02 PM.

Staff Report: CA Harding explained that in November 2020, Oregon voters approved Measure 109, known as the Oregon Psilocybin Services Act, which directed the Oregon Health Authority (OHA) to begin accepting applications for licenses to manufacture, deliver, and administer psilocybin on January 2, 2023. Measure 109 also allows local governments to prohibit psilocybin-related businesses by referring an ordinance to the voters at a statewide general election. Council discussed this issue at city council meetings on July 11, 2022 and July 25, 2022.

There were no testimonies or public comments. Mayor Clevenger closed the public hearing at 7:05 PM.

Council Deliberations: Council determined that it is in the best interests of the City to refer the question to the voters of banning psilocybin-related businesses within City limits.

Council Decision: (Action)

Council reviewed Resolution No. 10-22 A RESOLUTION REFERRING TO THE VOTERS OF AUMSVILLE A MEASURE PROPOSING THE PROHIBITION OF PSILOCYBIN-RELATED BUSINESS FROM OPERATING WITHIN THE CITY OF AUMSVILLE. Mayor Clevenger asked Council for questions and comments; there were none. He then called for a motion. Councilor Ecclestone

moved to approve Resolution No. 10-22 A Resolution Referring to the Voters of Aumsville a Measure Proposing the Prohibition of Psilocybin-Related Business from Operating within the City of Aumsville. Councilor Seney seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

Mayor Clevenger gave the first reading of Ordinance No. 707 in its entirety AN ORDINANCE PROHIBITING PSILOCYBIN SERVICE CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS WITHIN THE CITY OF AUMSVILLE. There was no discussion and Mayor Clevenger called for a motion. Councilor Seney moved to approve Ordinance No. 707 An Ordinance Prohibiting Psilocybin Service Centers and the Manufacture of Psilocybin Products within the City of Aumsville. Councilor Wick seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

Since the first reading was approved unanimously by Council, the ordinance can be read by title only for approval of the second reading and adoption. Mayor Clevenger gave the second reading by title only of Ordinance No. 707 AN ORDINANCE PROHIBITING PSILOCYBIN SERVICE CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS WITHIN THE CITY OF AUMSVILLE. There was no discussion and Mayor Clevenger called for a motion. Councilor Seney moved to approve and adopt Ordinance No. 707 An Ordinance Prohibiting Psilocybin Service Centers and the Manufacture of Psilocybin Products within the City of Aumsville. Councilor Ecclestone seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

PUBLIC HEARING: Referring to the Voters of Aumsville to Allow Marijuana Facilities

Mayor Clevenger opened the hearing at 7:12 PM.

Staff Report: CA Harding cited that Aumsville voters approved a ban on medical marijuana processing sites, medical marijuana dispensaries, marijuana producers, marijuana processors, marijuana wholesalers, and marijuana retailers on November 8, 2016 as set forth in Ordinance 644.

CA Harding explained that under ORS 475C.457, a city council may repeal an ordinance that prohibits the establishment of certain types of marijuana-related businesses in the city or may submit this repeal to the voters of the city. Council discussed the matter at a meeting on July 25, 2022.

There were no testimonies or public comments. Mayor Clevenger closed the public hearing at 7:14 PM.

Council Deliberations: Council finds that it is in the best interests of the City to refer the question to the voters of allowing marijuana-related businesses within City limits.

Council Decision (Action)

Council reviewed Resolution No. 11-22 A RESOLUTION REFERRING TO THE VOTERS OF AUMSVILLE A MEASURE TO ALLOW MEDICAL MARIJUANA DISPENSARIES, MARIJUANA RETAILERS, MEDICAL MARIJUANA PROCESSING SITES, MARIJUANA PRODUCERS, MARIJUANA PROCESSORS, AND MARIJUANA WHOLESALERS. Mayor Clevenger asked Council for questions and comments; there were none. He then called for a motion. Councilor

Ecclestone moved to approve Resolution No. 11-22 A Resolution Referring to the Voters of Aumsville a Measure to allow Medical Marijuana Dispensaries, Marijuana Retailers, Medical Marijuana Processing Sites, Marijuana Producers, Marijuana Processors, and Marijuana Wholesalers within the City of Aumsville. Councilor Casarez seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

Mayor Clevenger gave the first reading of Ordinance No. 708 in its entirety AN ORDINANCE OF THE CITY OF AUMSVILLE REPEALING A BAN ON MEDICAL MARIJUANA DISPENSARIES, MARIJUANA RETAILERS, MARIJUANA PROCESSING SITES, MARIJUANA PRODUCERS, MARIJUANA PROCESSORS AND MARIJUANA WHOLESALERS. There was no discussion and Mayor Clevenger called for a motion. Councilor Wick moved to approve Ordinance No. 708 An Ordinance of the City of Aumsville Repealing a Ban on Medical Marijuana Dispensaries, Marijuana Retailers, Marijuana Processing Sites, Marijuana Producers, Marijuana Processors and Marijuana Wholesalers. Councilor Casarez seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

Since the first reading was approved unanimously by Council, the ordinance can be read by title only for approval of the second reading and adoption. Mayor Clevenger gave the second reading of Ordinance 708 by title only No. 708 in its entirety AN ORDINANCE OF THE CITY OF AUMSVILLE REPEALING A BAN ON MEDICAL MARIJUANA DISPENSARIES, MARIJUANA RETAILERS, MARIJUANA PROCESSING SITES, MARIJUANA PRODUCERS, MARIJUANA PROCESSORS AND MARIJUANA WHOLESALERS. There was no discussion and Mayor Clevenger called for a motion. Councilor Casarez moved to approve and adopt Ordinance No. 708 An Ordinance of the City of Aumsville Repealing a Ban on Medical Marijuana Dispensaries, Marijuana Retailers, Marijuana Processing Sites, Marijuana Producers, Marijuana Processors and Marijuana Wholesalers. Councilor Lee seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

PUBLIC HEARING: Referring to the Voters of Aumsville the Question of Imposing Tax on the Sale of Marijuana items by Marijuana Retailers only

Mayor Clevenger opened the hearing at 7:20 PM.

Staff Report: CA Harding cited that under ORS 475C.453, cities that allow marijuana facilities within their jurisdictions may impose a tax of three percent on the sale of marijuana items by a marijuana retailer in the area subject to the jurisdiction of the city if such a tax is approved by the voters of the city; and the Aumsville City Council has referred Ordinance 708 to the voters for the November 8, 2022 election which, if passed, would allow for the operation of marijuana retailers in the City.

There were no testimonies or public comments. Mayor Clevenger closed the public hearing at 7:21 PM.

Council Deliberations: Council desires to impose a tax of three percent (the current maximum amount allowed under state law) on the sale of marijuana items by a marijuana retailer in the city and, pursuant to ORS 475C.453, has referred the ordinance to the electorate at the statewide general election on November 8, 2022.

Council Decision (Action)

Council reviewed Resolution No. 12-22 A RESOLUTION APPROVING REFERRAL TO THE VOTERS OF THE CITY OF AUMSVILLE THE QUESTION OF IMPOSING A TAX ON THE SALE OF MARIJUANA ITEMS BY MARIJUANA RETAILERS WITHIN THE CITY. Mayor Clevenger asked Council for questions and comments; there were none. He then called for a motion. Councilor Casarez moved to approve Resolution No. 12-22 A Resolution Approving Referral to the Voters of the City of Aumsville the Question of imposing a Tax on the Sale of Marijuana Items by Marijuana Retailers within the City. Councilor Ecclestone seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

Mayor Clevenger gave the First Reading of Ordinance No. 709 in its entirety AN ORDINANCE IMPOSING A TAX ON THE SALE OF MARIJUANA ITEMS BY MARIJUANA RETAILERS. There was no discussion and Mayor Clevenger called for a motion. Councilor Ecclestone moved to approve Ordinance No. 709 An Ordinance Imposing a Tax on the Sale of Marijuana Items by Marijuana Retailers. Councilor Casarez seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

Since the first reading was approved unanimously by Council, the ordinance can be read by title only for approval of the second reading and adoption. Mayor Clevenger gave the second reading of Ordinance No. 709 by title only AN ORDINANCE IMPOSING A TAX ON THE SALE OF MARIJUANA ITEMS BY MARIJUANA RETAILERS. There was no discussion and Mayor Clevenger called for a motion. Councilor Casarez moved to approve the second reading by title only and adopt Ordinance No. 709 An Ordinance Imposing a Tax on the Sale of Marijuana Items by Marijuana Retailers. Councilor Ecclestone seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

OLD BUSINESS: None

NEW BUSINESS: (Action) Council reviewed the Westech Engineering proposal for System Integrator of Record Procurement Services, JO 2599.0000.0. CA Harding stated that naming an integrator of record will allow the city to get proposals and select vendors through our engineering company. He explained that the idea is when we are doing a lot of capital projects all of electronic monitoring systems will be housed with one vendor. There was no further discussion and Mayor Clevenger called for a motion. Councilor Casarez moved to approve the Westech Engineering System Integrator of Record Procurement Services Proposal with the not to exceed amount of \$18,000.00 from funds 012-620 (50%) and 013-620(50%). Councilor Ecclestone seconded the motion. Motion APPROVED 7-0: (Yes: Councilors Casarez, Ceja, Ecclestone, Lee, Seney, Wick, and Mayor Clevenger. No: None.)

CITY ADMINISTRATOR REPORT: CA Harding reviewed the list of legislative priorities that League of Oregon Cities recently sent out to Council. He asked Council if they had any specific priorities from the list that they wanted to look at. There being none, he outlined the five priorities that he felt were in the best interests of the city:

1. Full funding in alignment with State Land Use initiatives.

2. Protecting personal contact information of public employees.
3. Property Tax reform.
4. Infrastructure financing and resilience.
5. Water Utility Rate System Funding Assistance Program.

After a brief discussion, Council consensus was for CA Harding to move forward with the five he listed.

CA Harding updated Council on the progress of Corn Festival plans. He stated that we will be needing as many volunteers as possible and invited them to come and spend some time shucking or serving.

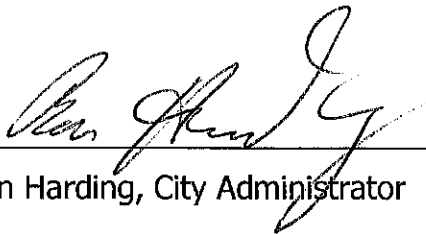
MAYOR/COUNCIL REPORTS AND INITIATIVES: Councilor Seney stated that she attended the Mid-Willamette Valley Advisory Council of Transportation presentation regarding the tolling that will be coming to I-5 and I-205 by 2024. She has the report if Council is interested in reading it. She also informed Council about the Great Streets grants that are coming available for walking, biking, trees, and bus shelters for cities.

Councilor Casarez thanked the Aumsville Police Department for hosting and the citizens that attended National Night Out on August 2nd.

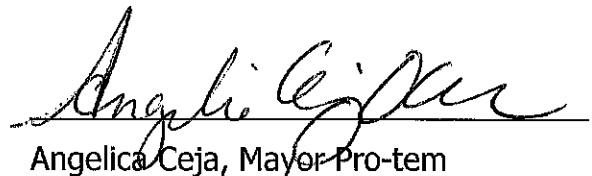
GOOD OF THE ORDER: None

CORRESPONDENCE: None

The regular meeting adjourned at 7:41 PM.



Ron Harding, City Administrator



Angelica Ceja, Mayor Pro-tem