

LA PINE CITY COUNCIL SPECIAL MEETING AGENDA

Public Hearing

Wednesday, April 23, 2014

6:00 pm

16345 Sixth Street, Suite 102

La Pine, Oregon 97739

1. Call to Order
2. Roll Call
3. Pledge of Allegiance
4. Appointment of Budget Committee Member
 - Rolando Alonzo
5. Recognition of Conrad Parker
 - FBLA (Future Business Leaders of America) State Competition
6. ORDINANCE No. 2014-04 An Ordinance of the City of La Pine Declaring a Moratorium on Medical Marijuana Facilities; and Declaring an Emergency.
 - a) Open Public Hearing
 - b) Staff Report
 - c) Public Comments
 - d) Close Public Hearing
 - e) Council Deliberations
7. Adjourn

Pursuant to ORS 192.640, this notice includes a list of the principal subjects anticipated to be considered or discussed at the above-referenced meeting. This notice does not limit the ability of the City Council to consider or discuss additional subjects. This meeting is subject to cancellation without notice. This meeting is open to the public and interested citizens are invited to attend. 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 48 hours before the meeting to Patti Morgan (541-536-1432). For deaf, hearing impaired, or speech disabled, dial 541-536-1432.

LA PINE CITY COUNCIL SPECIAL MEETING MINUTES

Public Hearing

Wednesday, April 23, 2014

6:00 pm

16345 Sixth Street, Suite 102

La Pine, Oregon 97739

1. Call to Order

Mayor Mulenex called the meeting to order.

2. Roll Call

- City Attorney Jeremy Green
- Interim City Manager Rick Allen
- Mayor Ken Mulenex
- Councilor Stu Martinez
- Councilor Greg Jones
- Councilor Kathy Agan
- Councilor Karen Ward
- Student Councilor Conrad Parker - absent
- Public Works Manager Scott Perkins - absent
- Office Utility Specialist Ashley Williams
- Admin Ass't Patricia Morgan

Quorum established.

3. Pledge of Allegiance

Tom Bradler, area resident, led the Pledge of Allegiance.

4. Appointment of Budget Committee Member

- Rolando Alonzo

Councilor Ward and Mayor Mulenex thanked Mr. Alonzo for applying for the Budget Committee.

A motion was made by Councilor Ward and seconded by Councilor Jones to appoint Rolando Alonzo to the Budget Committee.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</i>	
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

Motion passed unanimously.

5. Recognition of Conrad Parker

- FBLA (Future Business Leaders of America) State Competition

This item was pulled and moved to the May 14th agenda.

6. ORDINANCE No. 2014-04 An Ordinance of the City of La Pine Declaring a Moratorium on Medical Marijuana Facilities; and Declaring an Emergency.

a) Open Public Hearing

Mayor Mullenex opened the Public Hearing.

b) Staff Report

Attorney Green stated that the ordinance will prohibit the dispensary of marijuana in the City of La Pine for a period of one year through May 1, 2015. He said that there are penalties and enforcement mechanisms contained in the ordinance. He said the Oregon Health Administration would be notified if the ordinance is passed by the City of La Pine.

c) Public Comments

Tom Bradler, area resident, stated that he had a problem with the “declaring an emergency” part of the Ordinance. He said after speaking with the Mayor he did understand why that was done but thought it was too bad. Lori Henry, area resident, stated that she belongs to a group that supports keeping drugs out of the hands of young people. She said that studies show that dispensaries can adversely affect the availability of drugs for young people. Doug Ward, Planning Commissioner, stated that the City needs a year to establish the rules and regulations for dispensaries. He said he would urge the City to pass the Ordinance.

d) Close Public Hearing

Mayor Mullenex Closed the Public Hearing

e) Council Deliberations

Councilor Martinez stated it is in the City’s best interest to pass the Ordinance to protect both the young people and the seniors. He said a year of caution would serve the City and citizens well as there are too many unknowns at this point in time.

A motion was made by Councilor Ward and seconded by Councilor Jones to approve Ordinance 2014-04 a Moratorium on Medical Marijuana Facilities and Declaring an Emergency.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</i>	
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

Motion passed unanimously.

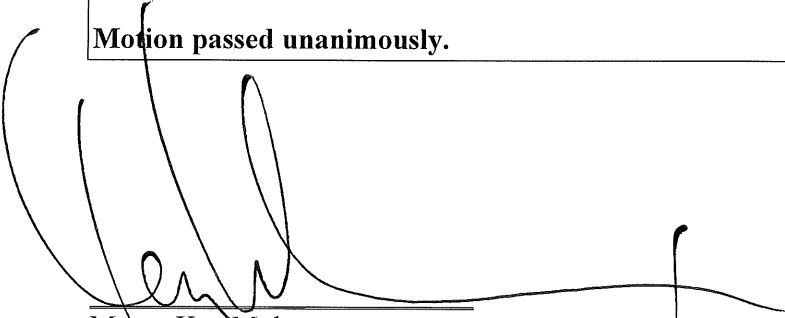
Attorney Green stated he would have the water sale contract to the City Manager by next week and it will be on the May 14th Council meeting agenda for approval. In response to a question from Councilor Agan, City Attorney Green stated that there does seem to be movement to legalize marijuana. He said he believes that legislation may be made in November to legalize marijuana. City Attorney Green said after the expiration of the moratorium some cities may continue to prohibit marijuana dispensaries under the Home Rule. He said the cities could be challenged in court, however. Mayor Mulenex mentioned that the average user of medical marijuana is a 24 year old male and it is prescribed for post-traumatic stress disorder. He also said that there are only four doctors in the State of Oregon that prescribe most of the medical marijuana prescriptions. City Attorney Green stated that another issue is that the federal government still considers marijuana an illegal drug. He said he will work with the City on the rules and regulations for medical marijuana dispensaries.

7. Adjourn

A motion was made by Councilor Ward and seconded by Councilor Jones to adjourn the meeting.

<i>Vote as follows:</i>	<i>AYE</i>	<i>NAY</i>
<i>Councilor Greg Jones</i>	<i>X</i>	
<i>Councilor Stu Martinez</i>	<i>X</i>	
<i>Councilor Kathy Agan</i>	<i>X</i>	
<i>Councilor Karen Ward</i>	<i>X</i>	

Motion passed unanimously.



Mayor Ken Mulenex

Attest



Rick Allen, City Recorder