

LA PINE CITY COUNCIL AGENDA

Wednesday, October 8, 2014

Regular Session – 6:00 pm

16345 6th Street, Suite 102

La Pine, Oregon 97739

A. Regular Session – 6:00 pm

1. Call to Order
2. Establish Quorum
3. Pledge of Allegiance
4. Added Agenda Items

Any matters added to the Agenda at this time will be discussed during the “Other Matters” portion of this Agenda or such other time selected by the City Council.
5. Consent Agenda

Information concerning the matters listed within the Consent Agenda has been distributed to each member of the City Council for reading and study, is considered to be routine, and will be enacted or approved by one motion of the City Council without separate discussion. If separate discussion is desired concerning a particular matter listed within the Consent Agenda, that matter may be removed from the Consent Agenda and placed on the regular agenda by request of any member of the City Council.

 - a. Approval of Minutes
 - i. September 17, 2014 City Council Mtg.
 - b. Bills and Invoices
 - i. Approval of Reimbursements
6. Public Comments
7. Funding Request for KITC-FM New Radio Station
8. Funding Request for Lodgepole Dodgers Snowmobile Club
9. Approval of IGA with Deschutes County for Solid Waste Code Enforcement
10. Discussion on City Tax for Medical Marijuana
11. Other Matters: This item concerns any matters that were added to the Agenda under the Added Agenda Items portion of this Agenda.
12. Public Comments

13. Staff Comments
14. Council Comments
15. Mayor's Comments
16. 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. The regular 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 for TTY.

LA PINE CITY COUNCIL MINUTES

Wednesday, October 8, 2014

Regular Session – 6:00 pm

16345 6th Street, Suite 102

La Pine, Oregon 97739

A. Regular Session – 6:00 pm

1. Call to Order

Mayor Mulenex called the meeting to order.

2. Establish Quorum

Interim City Manager Rick Allen

Mayor Ken Mulenex

Councilor Stu Martinez

Councilor Greg Jones – absent by prior arrangement

Councilor Kathy Agan

Councilor Karen Ward – absent by prior arrangement

Student Councilor Conrad Parker

Public Works Manager Scott Perkins

Accounting Clerk Ashley Williams

Admin Ass't Patricia Morgan

Quorum established.

3. Pledge of Allegiance

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

4. Added Agenda Items

Any matters added to the Agenda at this time will be discussed during the “Other Matters” portion of this Agenda or such other time selected by the City Council.

- Letter of Support for the Newberry Thermal Project

5. Consent Agenda

Information concerning the matters listed within the Consent Agenda has been distributed to each member of the City Council for reading and study, is considered to be routine, and will be enacted or approved by one motion of the City Council without separate discussion. If separate discussion is desired concerning a particular matter listed within the Consent Agenda, that matter may be removed from the Consent Agenda and placed on the regular agenda by request of any member of the City Council.

a. Approval of Minutes

i. September 17, 2014 City Council Mtg.

- b. Bills and Invoices
 - i. Approval of Reimbursements

Councilor Martinez mentioned a conflict of interest with the Wilderness Garbage bill.

A motion was made by Councilor Martínez and seconded by Councilor Agan to approve the consent agenda.

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

Motion passed unanimously.

6. Public Comments

None

- Letter of Support for the Newberry Thermal Project

David Stowe, Public Relations Representative, spoke about the project. He said the letter is for the lab. Mr. Stowe said it's to have a national geo-thermal research facility sponsored by the Department of Energy and located at the Newberry Thermal Project. He said there are ten national sites competing for the grant. Mr. Stowe stated it will be narrowed down to three sites and then in 2016 the final selection will occur. He said there will be companies coming in from all over the world to do research at the lab. Mr. Stowe said the County Commissioners have given them a letter of support. He said the types of jobs available would be for scientist. Councilor Agan said she fully supported the lab. Mayor Mulenex said it is a great opportunity for La Pine.

7. Funding Request for KITC-FM New Radio Station

Bill Scully, Manager of KITC-FM, stated that he is asking the Council for \$2,000 to put in a new radio station, KNCP. He said the radio station will have three times the coverage that the current radio station has. Mr. Scully said they are in the process of raising \$8,000 for the project. He said the radio station is non-profit. Mr. Scully said all the staff are volunteers. He said they provide a radio broadcast van for a lot of local events. Councilor Martinez said the radio station has been a real asset. Mr. Scully said they have raised about \$2,300 to date. Conrad Parker, Student Councilor, said that it is great to have a radio station that belongs to our area. Mr. Scully said that they broadcast almost every game of the Grizzlies. Mayor Mulenex said that a town needs a radio station. He said the City should find the money to get this off the ground. Interim City Manager Allen stated that a lot of money has already been donated from the City to various organizations and the fund is very low now. He said that the request really did not fall into the funds from the transit room tax for promoting tourism. Mr. Allen said that capital money cannot be moved into materials and services without amending the budget. He suggested maybe taking some money from business development that is in the general fund, and has not yet been allocated. Mr. Allen suggested bringing this request back at the November 12th Council Meeting. Councilor Martinez said he was in favor of tabling it at this time. Councilor Agan said she was also in favor of tabling the request to the meeting on November 12th.

8. Funding Request for Lodgepole Dodgers Snowmobile Club

Rick Vice, President of the La Pine Lodgepole Dodgers, said that the State Convention will be in La Pine this year and that people will be coming from all over the State. He said they are hoping for about 300 people to attend the convention. Mr. Vice said they are trying to promote the Newberry Crater area for snowmobilers. Mayor Mullenex said there are really very few activities in La Pine over the wintertime, to bring people into the area. Rick Allen said that this event is qualified to receive transit room tax monies that are in the budget. The club was requesting \$1,000.00.

A motion was made by Councilor Martinez and seconded by Councilor Agan to approve \$750.00 for the Lodgepole Dodgers.

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

Motion passed unanimously.

9. Approval of IGA with Deschutes County for Solid Waste Code Enforcement

Interim City Manager Allen stated it is the agreement with Deschutes County and that the City will turn over some of the code enforcement issues to them and they will be paid for it.

A motion was made by Councilor Martinez and seconded by Councilor Agan to approve the IGA with Deschutes County for Solid Waste Code Enforcement.

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

Motion passed unanimously.

10. Discussion on City Tax for Medical Marijuana

Rick Allen stated that it does not appear, at the State level, that there will be any proposed legislation to extend the moratorium on medical marijuana. He said the City will need to come up with rules for medical marijuana dispensaries in La Pine. Mr. Allen said that a public entity cannot place a tax on marijuana after it has been approved by the voters. He said the tax needs to occur prior to the election and it would be a tax on gross sales. Mr. Allen showed a list of Oregon cities that had approved the tax on marijuana. He said the tax could be approved at an October 22, 2014 Council Meeting. Mr. Allen said most of the cities were taxing 5% for medical marijuana and 10% for recreational marijuana. He said

there would be penalties and interest if the tax is not paid. Mr. Allen said that Deschutes County had no plans to tax marijuana. Conrad Parker stated that even if recreational marijuana does not pass this time, it will probably eventually be approved and therefore should be taxed. Councilor Martinez said he looks at it like a franchise tax, if they want to do business in the City they need to be taxed. Councilor Agan also agreed that the City needs to move forward with the tax. Mr. Allen said that the money taxed would be used for enforcement, etc. Mayor Mulenex said he liked 5% tax for medical marijuana and 10% tax for recreational. Councilor Agan said she liked 12% recreational tax and 5% medical tax. Mayor Mulenex said he could support those rates. Councilor Martinez said he agreed with taxing the medical marijuana.

Public Comment

Glen Costello, area resident, stated that a lot of the people who have medical marijuana prescriptions are low income due to disability, etc. He said that marijuana is the number one cure for brain cancer. Mr. Costello said that some cities are considering no tax for medical marijuana. He said that are a lot of overhead costs for making medical marijuana.

Interim City Manager Allen stated he would bring back the Ordinance on the marijuana tax to the Oct. 22nd Council Meeting.

11. Other Matters: This item concerns any matters that were added to the Agenda under the Added Agenda Items portion of this Agenda
12. Public Comments

Ann Gawith, Director of the Chamber of Commerce, suggested that maybe some of the monies set aside for Frontier Days could be used for the new radio station, instead. She said they felt very strongly that the radio station was important for the City.

13. Staff Comments

Mr. Allen cautioned the Council to be careful about using money funded for one thing for another thing. He also discussed the new finance person, Brenda Bartlett, who has been hired and is starting work at City Hall. Mr. Allen said that the new City Planner, Bill Adams, is also starting to work at City Hall. He said next week will be the first site plan review by the City.

Councilor Agan stated that she was really pleased with the sidewalk project at Bi-Mart. Mr. Allen also talked about a recently completed building in the Industrial Park that did not have landscape as planned. He said the City is having the County follow up with the builder/owner on the landscape deficiency. Mr. Allen also showed and discussed photos of various residences that had code violations

14. Council Comments

Councilor Martinez stated that he attended the new Deschutes County Jail opening. Mr. Allen said that the Sheriff will be meeting with the residents from Huntington Meadows in the near future. Councilor Martinez said that the public is invited to the ceremony for Bob Shotwell Day at the High School on November 10th.

15. Mayor's Comments
None

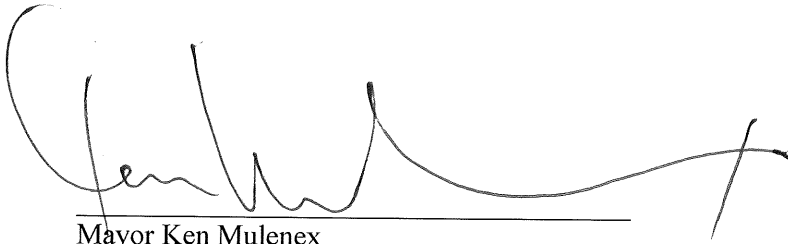
16. Adjourn

A motion was made by Councilor Martinez and seconded by Councilor Agan to adjourn the meeting.

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

Motion passed unanimously.

Mayor Mulenex adjourned the meeting.



Mayor Ken Mulenex

Attest



Rick Allen, City Recorder