

WEEKLY BUSINESS SESSION – August 10, 2022

9:00 a.m. – Anne Basker Auditorium
600 N.W. Sixth Street, Grants Pass, OR 97526

Present: Herman E. Baertschiger Jr., Chair; Darin J. Fowler, Vice-Chair; and Daniel E. DeYoung, Commissioner; Trish Paredes, Recorder

These are meeting minutes only. Only text enclosed in quotation marks reports a speaker's exact words.

Pursuant to notice through the media and in conformance with the Public Meeting Law, Herman E. Baertschiger Jr., Chair, called the meeting to order at 9:00 a.m.

Items discussed were as follows:

1. PUBLIC HEARING: Second Reading and Adoption of Ordinance No. 2022-002; An Ordinance Amending the Josephine County Code (Ordinance No. 2018-004) By Adding Chapter 5.40; Prohibiting the Establishment of Psilocybin Product Manufactures - (First reading was held on July 27, 2022)

Commissioner Baertschiger opened the Public Hearing at 9:02 a.m.

Alison Smith, Assistant County Legal Counsel, explained that this is the second reading of an ordinance to send this issue to the Oregon voters. It relates to the prohibition of psilocybin product manufacturing in Josephine County. This ordinance applies in the unincorporated areas of Josephine County and the incorporated area of the City of Cave Junction. This ordinance does not apply to the incorporated areas of the City of Grants Pass. A change in the definition of psilocybin has taken place since the first reading and Ms. Smith read the new definition.

REQUESTS/COMMENTS FROM CITIZENS: *(Each person will be given three (3) minutes to speak)*

Scott Hicks, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Jane Doe, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Will Lucas, Jackson County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Mark Seligman, Selma, spoke in opposition to the adoption of Ordinance No. 2022-002.

Brandon Davis, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Charles Buttley, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Elizabeth, Jackson County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Andrew Paterson, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Charles Davies, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Michael Shannon, Merlin, spoke in opposition to the adoption of Ordinance No. 2022-002.

Jenna Recognizer, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Anna, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Kat, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Chris Walker, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Sierra Dawn, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Josh, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-002.

Commissioner Fowler moved to approve the Second Reading and Adoption of Ordinance No. 2022-002; An Ordinance Amending the Josephine County Code (Ordinance No. 2018-004) By Adding Chapter 5.40; Prohibiting the Establishment of Psilocybin Product Manufactures, seconded by Commissioner DeYoung. Upon roll call vote, motion passed 3-0; Commissioner DeYoung – yes, Commissioner Fowler – yes and Commissioner Baertschiger – yes.

Commissioner Baertschiger closed the Public Hearing at 10:00 a.m.

2. PUBLIC HEARING: Second Reading and Adoption of Ordinance No. 2022-003; An Ordinance Amending the Josephine County Code (Ordinance No. 2018-004) By Adding Chapter 5.45; Prohibiting the Establishment of Psilocybin Service Centers - (First reading was held on July 27, 2022)

Commissioner Baertschiger opened the Public Hearing at 10:00 a.m.

Alison Smith, Assistant County Legal Counsel, explained that this ordinance prohibits the establishment of psilocybin service centers. If approved, this issue will be presented to the voter in the November 2022 election and applies to only the unincorporated areas of Josephine County.

REQUESTS/COMMENTS FROM CITIZENS: *(Each person will be given three (3) minutes to speak)*

Jenna Recognizer, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.

Sierra Dawn, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.

Kat, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Dan Barella, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Scott Hicks, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Roskey Grimes, Illinois Valley, spoke in support of the adoption of Ordinance No. 2022-003.
 Mark Seligman, Selma, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Jane Doe, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Andrew Paterson, Jackson County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Brandon Davis, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 James Ward, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Elizabeth, Jackson County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Chris Walker, Josephine County, spoke in opposition to the adoption of Ordinance No. 2022-003.
 Will Lucas, Jackson County, spoke in opposition to the adoption of Ordinance No. 2022-003.

Commissioner DeYoung moved to approve the Second Reading and Adoption of Ordinance No. 2022-003; An Ordinance Amending the Josephine County Code (Ordinance No. 2018-004) By Adding Chapter 5.45; Prohibiting the Establishment of Psilocybin Service Centers, seconded by Commissioner Fowler. Upon roll call vote, motion passed 3-0; Commissioner DeYoung – yes, Commissioner Fowler – yes and Commissioner Baertschiger – yes.

Commissioner Baertschiger closed the Public Hearing at 10:53 a.m.

3. PUBLIC HEARING: Second Reading and Adoption of Ordinance No. 2022-005; An Ordinance Amending the Josephine County Code (Ordinance No. 2018-004) By Adding Chapter 5.50; Imposing a Seasonal Tax on Retail Activities - (First reading was held on July 27, 2022)

Commissioner Baertschiger opened the Public Hearing at 10:54 a.m.

Wally Hicks, County Legal Counsel, mentioned the amendments to Ordinance No. 2022-005 since the first reading including the exclusions, the City Law Enforcement Levy decrease, and enforcement.

REQUESTS/COMMENTS FROM CITIZENS: *(Each person will be given three (3) minutes to speak)*

Jenna Recognizer, Josephine County, spoke in opposition to Ordinance No. 2022-005.
 Jon Knapp, Josephine County, spoke in opposition to Ordinance No. 2022-005.
 Roskey Grimes, Cave Junction, spoke in support of Ordinance No. 2022-005.
 Mark Seligman, Selma, spoke in opposition to Ordinance No. 2022-005.
 James Ward, Josephine County, spoke in support of Ordinance No. 2022-005.
 Judy Hinkel, O'Brien, spoke in opposition to Ordinance No. 2022-005.
 Dorothy Yetter, Josephine County, spoke in opposition to Ordinance No. 2022-005.

Commissioner DeYoung moved to approve the Second Reading and Adoption of Ordinance No. 2022-005; An Ordinance Amending the Josephine County Code (Ordinance No. 2018-004) By Adding Chapter 5.50; Imposing a Seasonal Tax on Retail Activities, seconded by Commissioner Fowler. Upon roll call vote, motion passed 3-0; Commissioner DeYoung – yes, Commissioner Fowler – yes and Commissioner Baertschiger – yes.

Commissioner Baertschiger closed the Public Hearing at 11:35 a.m.

4. ADMINISTRATIVE ACTIONS IN CONSIDERATION OF:

BOARD DECISIONS UNDER ADMINISTRATIVE ACTIONS WERE MADE AFTER PUBLIC COMMENT WAS RECEIVED

a. Approval of OHA Agreement No. 169516; Amended and Restated 2021-2023 Intergovernmental Agreement for the Financing of Public Health Services

Leah Harper, County Assistant Legal Counsel, mentioned that this IGA is between the State of Oregon and Josephine County for the financing of basic public health services and for maintaining and improving public health services through county or district administered public health programs.

5. REQUESTS/COMMENTS FROM CITIZENS: *(Each person will be given three (3) minutes to speak)*

Mark Seligman, Selma, spoke in opposition to the Retail Sales tax.
 Jonathan Knapp, Josephine County, stated that the numbers he used for the proposed sales tax come from the Sheriff's Office budget.
 Roskey Grimes, Cave Junction, spoke in opposition to law enforcement only pushing resources at cannabis production.
 Judy Ahrens, Grants Pass, spoke in support of the process of a democracy.
 Judy Hinkel, O'Brien, spoke in opposition to the government carrying out their agendas to weaken our society.

6. BOARD MAY REVIEW PUBLIC COMMENTS/QUESTIONS:

The Board addressed public comments.

Board Discussion and Action – Agenda Item 4(a)

Commissioner DeYoung moved to approve OHA Agreement No. 169516; Amended and Restated 2021-2023 Intergovernmental Agreement for the Financing of Public Health Services, granting Mike Weber, Public Health Director, authority to sign the IGA, seconded by Commissioner Baertschiger. Upon roll call vote, motion passed 2-0; Commissioner DeYoung – yes and Commissioner Baertschiger – yes.

7. APPROVAL OF CONSENT CALENDAR:

- a. **Minutes** (Draft minutes are available for viewing in the Board's Office)
Legal Counsel Update – August 2, 2022
Weekly Business Session – August 3, 2022
- b. **Resolution No. 2022-030; In the Matter of Adopting Updates to the Josephine County Multi-Jurisdictional Natural Hazards Mitigation Plan** (One original Resolution filed with the County Clerk)

Board Discussion and Action:

Commissioner DeYoung moved to approve the Consent Calendar Agenda Items 7(a) and 7(b) as listed, seconded by Commissioner Baertschiger. Upon roll call vote, motion passed 2-0; Commissioner DeYoung – yes and Commissioner Baertschiger – yes.

- 8. **OTHER: (ORS 192.640(1))** "... notice shall include a list of the principal subjects anticipated to be considered at the meeting, but this requirement shall not limit the ability of a governing body to consider additional subjects.")

None reported.

9. MATTERS FROM COMMISSIONERS:

Commissioner DeYoung mentioned that the County Fair starts today and admission is free.

Weekly Business Session adjourned at 12:09 p.m.


Trish Paredes, Recorder